



# **CLERK'S BOARD SUMMARY**

## **REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS**

**MONDAY  
MARCH 13, 2000**

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**05-00**

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The meeting was called to order at 9:30 a.m., with all Members being present and with Chairman Hanley presiding.

Others present were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Christina M. Manning, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

### **BOARD MATTERS**

2. **PRESENTATION TO SUPERVISOR McCONNELL FOR 15 YEARS OF SERVICE TO FAIRFAX COUNTY** (Tape 1)

Chairman Hanley presented Supervisor McConnell with a commemorative pen for her 15 years of service to Fairfax County.

3. **MOMENT OF SILENCE** (Tape 1)

Supervisor Gross asked everyone to remember in thoughts and prayers the family of the late Ms. Myra McWhorter who died this past Friday at the age of 91.

### **AGENDA ITEMS**

4. **CERTIFICATE TO RECOGNIZE NET TEEN CENTER FOR SPONSORING A CHANGE FOR CHANCE DANCE** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to NET Teen Center for service to the community by sponsoring a *Change for Chance* dance to benefit the County's Adopt-a-Family Program. Supervisor Hyland seconded the motion and it carried by unanimous vote.

5. **PROCLAMATION DESIGNATING MARCH 2000 AS "DEVELOPMENTAL DISABILITIES INCLUSION MONTH" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Bulova moved approval of the Proclamation designating March 2000 as "*Developmental Disabilities Inclusion Month*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

6. **PROCLAMATION DESIGNATING APRIL 2000 AS "CELEBRATE DIVERSITY MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation designating April 2000 as "*Celebrate Diversity Month*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

7. **PROCLAMATION DESIGNATING MARCH 2000 AS "NATIONAL PUBLIC PURCHASING MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley moved approval of the Proclamation, presented to the Department of Purchasing and Supply Management, designating March 2000 as "*National Public Purchasing Month*" in Fairfax County. Vice-Chairman Hyland seconded the motion and it carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

8. **CERTIFICATE TO RECOGNIZE MR. BERNIE CIEPLAK** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Mr. Bernie Cieplak for 13 years of service to the citizens of the County and Springfield District. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

9. **CERTIFICATE TO RECOGNIZE MR. ROBBIE BENTON** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Mr. Robbie Benton for his accomplishments and contribution to the community as coach of the West Springfield High School softball team. Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

10. **PROCLAMATION DESIGNATING MARCH 24, 2000, AS "WORLD TUBERCULOSIS DAY" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation designating March 23, 2000, as "*World Tuberculosis Day*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

11. **10 A.M. - PRESENTATION BY THE TRANSPORTATION ADVISORY COMMISSION'S (TAC) ANNUAL TRANSPORTATION ACHIEVEMENT AWARD** (Tape 2)

Lester Schoene, Chairman, TAC, presented its Annual Transportation Achievement Award to Daniel R. Southworth, Department of Transportation (DOT).

Chairman Hanley thanked the TAC members for all of their hard work to Fairfax County as volunteers.

### **ADDITIONAL BOARD MATTER**

12. **BOARD OF SUPERVISORS' MEETING WITH THE FAIRFAX COUNTY PARK AUTHORITY BOARD REGARDING PARK ACREAGE EXPANSION IN THE COUNTY** (Tape 2)

Chairman Hanley announced that the Board had a meeting with the Park Authority Board earlier today regarding park acreage expansion in Fairfax County.

(NOTE: Later in the meeting, the Board made reference to a press release resulting from that meeting. See Clerk's Summary Item CL#35.)

### **AGENDA ITEMS**

13. **10:15 A.M. - HOMELESS OVERSIGHT COMMITTEE ANNUAL MESSAGE TO THE BOARD** (Tapes 2-3)

Sharon Kelso, Dean Klein, and Peyton Whitely, Co-Chairs of the Homeless Oversight Committee, presented its annual message to the Board.

Following discussion, Supervisor Hudgins asked unanimous consent that the Board direct staff to provide information regarding the number of people who move from shelters into transitional housing and self sufficiency. Without objection, it was so ordered.

Supervisor McConnell asked unanimous consent that the Board direct staff to determine exactly how much money the County spends on motels for the homeless so that consideration can be given to the possibility of building an apartment house that would contain a cafeteria in which the residents could volunteer to prepare the meals. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to provide Board Members with information regarding the number of homeless persons placed in motels throughout the County. Without objection, it was so ordered.

Following discussion, Supervisor Hudgins moved that the Board:

- Accept the Homeless Oversight Committee report and recommendations.
- Direct staff to review and report to the Board regarding the recommendations.

Supervisor Hyland seconded the motion.

Supervisor Kauffman asked to amend the motion to request that the recommendations include the specific short term goal of adding a representative from the Revitalization staff to the Homeless Oversight Committee, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor Frey being out of the room.

NV:nv

#### **ADDITIONAL BOARD MATTER**

14. **DISTRIBUTION OF LEGISLATIVE REPORT** (Tape 3)

Chairman Hanley called to the Board's attention the distribution of the Legislative Report and asked Board Members to briefly review the report as the next presenter prepared to address the Board.

(NOTE: Later in the meeting, the Board discussed the Legislative Report. See Clerk's Summary Item CL#16.)

#### **AGENDA ITEMS**

15. **10:30 A.M. - PRESENTATION BY THE ADVISORY PLANS EXAMINERS BOARD OF ITS ANNUAL REPORT** (Tape 3)

(BACs) John T. DeBell, Chairman, Advisory Plans Examiners Board, introduced members of its board and presented its annual report.

Following discussion, with input from Mr. DeBell, Supervisor McConnell stated her belief that the staff should examine the entire review process in an effort to streamline it.

Supervisor Frey announced that the Department of Public Works and Environmental Services is sponsoring a seminar on Friday, March 24, 2000, regarding the technology component of the inspection system and permit process and asked unanimous consent that the Board direct staff to publicize this seminar. Without objection, it was so ordered.

Chairman Hanley announced that later in the meeting she would be presenting a Board Matter regarding the seminar.

(NOTE: Later in the meeting, Chairman Hanley presented that Board Matter. See Clerk's Summary Item CL#44.)

Discussion continued briefly, with input from Anthony H. Griffin, County Executive, regarding an initiative to improve the review process.

(NOTE: Later in the meeting the Board took action regarding a Designated Plans Examiner. See Clerk's Board Summary CL#28.)

16. **10:45 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES AND ACTION ITEM A-7 - PREALLOCATION PUBLIC HEARING FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) HIGHWAY AND TRANSIT FUNDS FOR FISCAL YEAR (FY) 2001 (COUNTYWIDE)**  
(Tape 3)

Supervisor Connolly, Chairman, Board's Legislative Committee, called the Board's attention to the following four handouts and briefed the Board on the:

- *Impact of 2000 General Assembly Actions*, a report of budget actions
- *Virginia Transportation Act of 2000*, a transportation plan description
- *Fairfax County Legislative Summary, 2000 General Assembly*, a bill tracking chart
- *Report to Board of Supervisors, 2000 General Assembly, County Legislative/Budget Initiatives and Priorities* dated March 13, 2000, a report on the County's initiatives, priorities, and bills of interest

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to:

- Provide the Board with the new policy and plans of the Virginia Department of Transportation (VDOT) regarding towers for cellular telephones.
- Track VDOT action on this issue.

Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Discussion ensued, with input from Karen J. Harwood, Deputy County Attorney, and David P. Bobzien, County Attorney.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to determine whether a review would be completed through the "feature shown" provisions because it is an existing facility or whether it would undergo the full 2232 application review if a structure had been erected solely for VDOT purposes (e.g. for a camera) and later a commercial antennae was placed upon it. Without objection, it was so ordered.

Following further discussion, Chairman Hanley asked unanimous consent that the Board direct staff to include in the FY 2001 Budget a \$50,000 Consideration Item to fund a possible matching grant for the youth mentorship program for the Fairfax Partnership for Youth. Without objection, it was so ordered.

Following discussion, with input from Susan E. Mittereder, Legislative Liaison, Chairman Hanley asked unanimous consent that the Board direct staff to request from the School Division a draft Virginia Retirement System rate change number. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Discussion continued, with input from Ms. Mittereder and Michael Long, Senior Assistant County Attorney.

Young Ho Chang, Director, Department of Transportation, briefed the Board on *The Virginia Transportation Act of 2000* and discussion ensued.

Chairman Hanley called the Board's attention to Action Item A-7 – Preallocation Public Hearing for the VDOT Highway and Transit Funds for FY 2001.

Supervisor Connolly moved that the Board concur in the recommendation of staff and take the actions outlined in the Memorandum to the Board dated March 13, 2000, including designation of the Chairman to present the testimony, regarding proposed highway and transit projects for funding by VDOT for FY 2001 and the update of the associated Six-Year Program for FY 2001 - FY 2006. Supervisor Bulova seconded the motion.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to include in the testimony before the Commonwealth Transportation Board any dramatic changes in funding for County projects, and this was accepted.

Following discussion, the question was called on the motion, as amended, which carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor McConnell asked unanimous consent that the Board direct staff to send a letter to Governor James Gilmore, with copies to Shirley J. Ybarra, Secretary of Transportation, and Charles D. Nottingham, Commissioner, VDOT, to request an accounting regarding the \$20 million shortfall in funding for the two segments of Route 123 and the lack of funding for the bridge over the Occoquan River.

Following discussion, Supervisor McConnell amended her request to also request an accounting as to *why* this happened. Without objection, the request, as amended, was so ordered.

Following further discussion, Supervisor Connolly commended the staff on the County's legislative team for their efforts.

**SBE:sbe**

17. **11 A.M. - BOARD DECISION ON THE FIVE YEAR CONSOLIDATED PLAN FOR FISCAL YEARS (FY) 2001 - 2005 AND THE CONSOLIDATED PLAN ONE YEAR ACTION PLAN FOR FY 2001** (Tape 4)

Supervisor Connolly moved that the Board:

- Adopt the *Five Year Consolidated Plan for FY 2001-2005 and the Consolidated Plan One Year Action Plan for FY 2001* as prepared by the Consolidated Community Funding Advisory Committee with funding allocations as outlined in the Memorandum to the Board dated March 13, 2000, based on final FY 2001 grant amounts.
- Authorize signature of the Consolidated Plan Certifications and federal funding application forms required by the United States Department of Housing and Urban Development.

Supervisor Bulova seconded the motion.

Following discussion, Supervisor Kauffman asked to amend the motion to direct staff to correct page five of Section VII of the *Five Year Consolidated Plan for FY 2001-2005* (handwritten page 134) to reflect the current status of the Old Groveton School site, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, \*Supervisor Gross being out of the room.

(NOTE: \*Later in the meeting, Supervisor Gross asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#19.)

18. ADMINISTRATIVE ITEMS (Tape 4)

Supervisor Hyland moved approval of the Administrative Items. Supervisor Connolly and Supervisor Gross jointly seconded the motion.

Chairman Hanley called the Board's attention to Administrative Item 4 - Authorization for the Department of Community and Recreation Services to Apply for Virginia Commission for the Arts Grant.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide information about the allocation of the funds for the study for the arts. Following discussion, with input from Anthony H. Griffin, County Executive, without objection, the request was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Kauffman called the Board's attention to Administrative Item 6 - Authorization to Advertise Public Hearings on Proposed Amendments to Sections 4, 6, and 11 of the Public Facilities Manual (PFM) Regarding Site Density Testing, Access to Stormwater Management Facilities, Principal Spillway Structures for Wet Ponds, and Super Silt Fence.

Supervisor Kauffman asked unanimous consent that the Board direct staff to:

- Examine the possible changes to the PFM where such a super silt fence would be required to help protect wetland habitats.
- Work in concert with the Northern Virginia Soil and Water Conservation District.

Without objection, it was so ordered.

Supervisor Mendelsohn called the Board's attention to Admin 7 - Authorization to Advertise Publication of the Fiscal Year (FY) 2001 Budget and Required Tax Rates and discussion ensued, with input from Edward L. Long, Jr., Chief Financial Officer, and Director, Department of Management and Budget.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to advertise the FY 2000 Third Quarter Review for all three nights, April 3-5, 2000, or as many nights as possible to meet advertising requirements, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.



Following further discussion, the question was called on the motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

**ADMIN 1 – EXTENSION OF REVIEW PERIODS FOR PUBLIC FACILITY (2232) REVIEW APPLICATIONS**

Authorized the extension of review periods for the following Public Facility (2232) Review Applications to the dates noted:

- Application FS-M99-40 to May 26, 2000
- Application 2232-P00-2 to September 15, 2000

**ADMIN 2 – DESIGNATION OF PLANS EXAMINERS STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM**

- Designated the following eight individuals, identified with their registration numbers, as Plans Examiners:

Gary Harding (186)	James Beall (187)
Mathew Marshall (188)	Brian Martin (189)
Lance Kilby (190)	Sulaiman Sahebian (191)
James P. Beck (192)	William Britt (193)

- ∃ Designated the following eleven individuals, identified with their registration numbers, as inactive Plans Examiners:

George M. Rowzee (76)	James Fecteau, Sr. (119)
Michael W. Keffer (125)	Richard F. Polk (128)
Greg Davis (129)	Lawrence E. Ireland (132)
Donald L. Croll (136)	Timothy J. Ramey (146)
Mo Kim (149)	P. Sean Caldwell (153)
Hunter A. Young (163)	

**ADMIN 3 – AUTHORIZATION FOR THE FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION TO APPLY FOR STATE GRANT APPLICATION FUNDS FOR THE RIDESOURCES PROGRAM**

- (R) Adopted the Resolution authorizing the submittal of a grant application in the amount of \$350,000 to the Virginia Department of Rail and Public Transportation for the marketing and promotion of ridesharing and transit services during FY 2001. The required local cash match is \$70,000.

**ADMIN 4 – AUTHORIZATION FOR THE DEPARTMENT OF COMMUNITY AND RECREATION SERVICES TO APPLY FOR VIRGINIA COMMISSION FOR THE ARTS GRANT**

(NOTE: Earlier in the meeting, the Board took further action regarding the arts. See page 8.)

Authorized the submission of a grant application to the Virginia Commission for the Arts in the amount of \$5,000 in State funds. No local cash match is required, as the \$5,000 local match will be met with existing contributions.

**ADMIN 5 – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF A BOND ISSUE BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) ON BEHALF OF VINSON HALL CORPORATION (DRANESVILLE DISTRICT)**

- (R) Adopted the Resolution to approve the issuance of a bond issue by the EDA on behalf of Vinson Hall Corporation.

**ADMIN 6 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO SECTIONS 4, 6, AND 11 OF THE PUBLIC FACILITIES MANUAL (PFM) REGARDING SITE DENSITY TESTING, ACCESS TO STORMWATER MANAGEMENT FACILITIES, PRINCIPAL SPILLWAY STRUCTURES FOR WET PONDS, AND SUPER SILT FENCE**

- (A) (NOTE: Earlier in the meeting, the Board took additional action regarding this item. See page 8.)

Authorized the advertisement of a public hearing to be held before the Board on **April 24, 2000, at 3:30 p.m.** on proposed amendments to Sections 4, 6, and 11 of the PFM regarding site density testing, access to stormwater management facilities, principal spillway structures for wet ponds, and super silt fence.

**ADMIN 7 – AUTHORIZATION TO ADVERTISE PUBLICATION OF THE FISCAL YEAR (FY) 2001 BUDGET AND REQUIRED TAX RATES (COUNTYWIDE)**

- (As) (NOTE: Earlier in the meeting, the Board took additional action regarding this item. See page 8.)

Authorized the advertisement of a public hearing to be held before the Board on the following items:

- A brief synopsis of the Fiscal Year (FY) 2001 Budget, which includes a real estate tax rate of \$1.23 per \$100 of assessed value for FY 2001. While this is the current real estate tax rate for FY 2000, the effective tax rate in FY 2001 has increased because the assessed value of existing property has increased more than one percent.
- The notice required by *Virginia Code* Section 58.1-3321.
- Public hearings on the *Advertised Capital Improvement Program (CIP) for the FYs 2001 through 2005 (With Future Years Through 2008)*.
- The notice of the proposed adoption of a Resolution appropriating funds for FY 2001.

#### **ADDITIONAL BOARD MATTER**

19. **REQUEST TO RECORD VOTE** (Tape 4)

(Earlier in the meeting, Supervisor Gross was not present for the vote on the Consolidated Plan. See Clerk's Summary Item CL#17.)

Supervisor Gross asked unanimous consent that she be recorded as voting "AYE" on the *Five Year Consolidated Plan for Fiscal Years (FY) 2001 - 2005 and the Consolidated Plan One Year Action Plan for FY 2001*. Without objection, it was so ordered.

#### **AGENDA ITEMS**

20. **A-1 – SALE OF GENERAL OBLIGATION BONDS, SERIES 2000A**  
(Tape 4)

Bonds Supervisor Bulova moved that the Board concur in the recommendation of staff and:

- Adopt the Resolution authorizing the issuance of the General Obligation Bonds, which also authorizes the execution and delivery of a Continuing Disclosure Agreement.
- Adopt the Resolution providing for the sale of the General Obligation Bonds, which also approves the form of the notice of sale and the Official Statement, and authorizes the Chairman to sign the Official Statement.

- Adopt the Resolution delegating to the County Executive or the Chief Financial Officer, authority to award the bonds to the best bidder. Bond Counsel has advised that this form of authorization is acceptable and consistent with previous bond sales. The winning bid must offer the lowest true interest cost, and the true interest cost rate must not exceed seven percent per annum.
- Approve a change in the methodology currently used to receive bids to facilitate the use of technology. New technology will allow the County to participate in electronic bidding and provide on-line access to the Official Statement.

Supervisor Connolly seconded the motion.

Following discussion, with input from Leonard P. Wales, Assistant Director Department of Management and Budget, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board defer action on this item until the Board could review a list of projects the bonds are funding. Without objection, it was so ordered.

Following further discussion, Supervisor Bulova asked unanimous consent that the Board direct staff to explain the source of funding for spot improvements and whether they are being funded from bonds designated for a garage. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

(NOTE: Later in the meeting, the Board took action on this item. See Clerk's Board Summary Item CL#94.)

21. **A-2 – MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE COUNTY OF FAIRFAX AND THE NORTHERN VIRGINIA SOIL AND WATER CONSERVATION DISTRICT (NVSWCD)** (Tape 4)

On motion of Supervisor Connolly, seconded by Supervisor Kauffman, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the MOU that recognizes and continues the cooperative relationship between the County of Fairfax and the NVSWCD.

22. **A-3 – INTERJURSDICTIONAL SOLID WASTE FACILITY USE AGREEMENT BETWEEN FAIRFAX COUNTY AND PRINCE WILLIAM COUNTY (COUNTYWIDE)** (Tape 4)

Supervisor McConnell moved that the Board concur in the recommendation of staff and approve the agreement between Fairfax County and Prince William County regarding solid waste disposal. Supervisor Hyland seconded the motion.

Following discussion, with input from Joyce M. Doughty, Director, Solid Waste Disposal and Resource Recovery Division, Department of Public Works and Environmental Management, the question was called on the motion, which carried by unanimous vote.

23. **A-4 – IMPLEMENTATION OF THE STATE/COUNTY ORDINANCE AUTHORIZING ENHANCED PENALTIES FOR SPEEDING ON RESIDENTIAL ROADS (COUNTYWIDE)** (Tape 4)

Supervisor Bulova moved that the Board concur in the recommendation of staff and direct staff to implement a program to allow the Virginia Department of Transportation to install signs advising motorists of enhanced penalties for speeding on residential roadways in accordance with the procedures contained in the Memorandum to the Board dated March 13, 2000. Supervisor Hyland seconded the motion.

Following discussion, with input from Douglas W. Hansen, Staff, Department of Transportation (DOT); Samuel T. Chamberlain, Staff, DOT; Anthony H. Griffin, County Executive; and David P. Bobzien, County Attorney; Supervisor Frey moved to amend the motion to restrict the speed limit for eligible neighborhoods to 25 miles per hour, rather than 35 miles per hour. Supervisor McConnell seconded the amendment and it **FAILED** by a recorded vote of six, Supervisor Hudgins, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE."

Supervisor McConnell asked to amend the motion to add the condition that the Chairman meet with the General District Court judges to seek their cooperation, and this was accepted.

The question was called on the motion, as amended regarding a meeting with the judges, and it **CARRIED** by a recorded vote of nine, Supervisor Frey voting "NAY."

Discussion continued briefly.

24. **A-5 – APPROVAL OF A RESOLUTION WHICH AUTHORIZES THE FAIRFAX COUNTY PARK AUTHORITY TO ISSUE A NOTE FOR THE PURPOSE OF ACQUIRING PARKLAND; AUTHORIZES STEPS TO FURTHER THE SEWER FUND'S INVESTMENT IN THE NOTE; AND APPROVES A PAYMENT AGREEMENT (SULLY DISTRICT)** (Tape 4)

(R) On motion of Supervisor Frey, seconded by Chairman Hanley, and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and adopted the Resolution which includes the following provisions:

- Approves the issuance of a Note by the Authority for the purpose of acquiring parkland.
- Authorizes all necessary steps to further the investment in the Note by the Sewer Fund.
- Approves the Payment Agreement between the County and the Authority in which the County agrees to repay the Note on behalf of the Park Authority, subject to annual appropriation, and assigns to the Park Authority the County's rights to the Hunter Tracts under the terms of the purchase agreement for the property.

(NOTE: Later in the meeting, the Board discussed a press release by the Park Authority regarding this action. See Clerk's Summary Item CL#35.)

25. **A-6 – CREATION OF THE WESTERN FAIRFAX VIRGINIA RAILWAY EXPRESS (VRE) STATION STUDY TASK FORCE (SPRINGFIELD DISTRICT)** (Tape 4)

(BACs) On motion of Supervisor Bulova, seconded by Supervisor Frey, and carried by unanimous vote, the Board concurred in the recommendation of staff and created the Western Fairfax VRE Station Study Task Force, to determine the feasibility and viability of a Western Fairfax VRE Station in, or near, the Town of Clifton, and accept the Task Force composition and proposed schedule of activities as contained in Attachment of the Memorandum to the Board dated March 13, 2000.

26. **A-7 – PREALLOCATION PUBLIC HEARING FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) HIGHWAY AND TRANSIT FUNDS FOR FISCAL YEAR (FY) 2001 (COUNTYWIDE)** (No Tape)

(NOTE: Earlier in the meeting, the Board took action on this item. See Clerk's Board Summary Item CL#16.)

27. **C-1 – ENDORSEMENT OF PROPOSED AMENDMENTS TO THE NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION'S (NVPDC) CHARTER AGREEMENT** (Tape 4)

(BACs) The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, regarding Board endorsement of the NVPDC's adopted resolution recommending that the Commission's Charter Agreement be amended to change the Commission's name to the Northern Virginia Regional Commission and incorporate updated *Virginia Code* references.

Following discussion, Supervisor Bulova moved the endorsement of proposed amendments to the NVPDC's Charter Agreement. Supervisor Connolly seconded the motion and it carried by unanimous vote.

28. **C-2 – RECOMMENDATION BY THE ADVISORY PLANS EXAMINER BOARD (APEB) CONCERNING PROBATIONARY STATUS** (Tape 4)

(NOTE: Earlier in the meeting, the APEB presented its annual report. See Clerk's Board Summary CL#15.)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, regarding consideration of whether to approve or deny the recommendation by the APEB to place Anthony Morse, Designated Plans Examiner (DPE) Registration Number 26 (Morse), in probationary status with conditions.

Following discussion, Supervisor Frey moved approval of the recommendation by the APEB regarding DPE Registration Number 26 and commence the 24-month probation with conditions on March 13, 2000. Supervisor Connolly seconded the motion and it carried by unanimous vote.

29. **I-1 – FAIRFAX COUNTY PUBLIC LIBRARY FOUNDATION AWARDED TWO GATES FOUNDATION GRANTS TO ACCELERATE BRIDGING THE DIGITAL DIVIDE (MASON AND MOUNT VERNON DISTRICTS)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, announcing that the Fairfax County Public Library Foundation, Incorporated, was awarded two grants by the Bill and Melinda Gates Foundation that total \$50,800.

30. **I-2 – CONTRACT AWARD - PLAYGROUND INSTALLATION AND RELATED SITE WORK AT BURKE LAKE PARK (SPRINGFIELD DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, requesting authorization for staff to award a contract to Custom Park Services in the amount of \$115,000 for playground installation and related site work at Burke Lake Park as part of Project 475998, Playgrounds, Picnic Areas, Tennis and Multi-Use Courts in Fund 370, Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

31. **I-3 – CONTRACT AWARD - HEALTH MAINTENANCE ORGANIZATION (HMO) SERVICES FOR FAIRFAX COUNTY GOVERNMENT EMPLOYEES** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, requesting authorization for staff to proceed to finalize negotiations and award a contract to Kaiser Permanente and CIGNA Health Care for administration of the fully insured HMO health plans.

The staff was directed administratively to proceed as proposed.

32. **I-4 – APPROVAL OF A SUPPLEMENTAL AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE DEVELOPMENT AND ADMINISTRATION OF THE GREAT FALLS STREET TRAIL PROJECT (DRANESVILLE DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, requesting authorization for staff to proceed to execute the supplemental agreement with VDOT for the development and administration of the Great Falls Street Trail.

Discussion followed, with input from Ronald N. Kirkpatrick, Director, Utilities Planning and Design Division, Department of Public Works and Environmental Services (DPWES), and Walter Wozniak, Staff, DPWES.

The staff was directed administratively to proceed as proposed.

33. **I-5 - US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 1999 CONTINUUM OF CARE HOMELESS ASSISTANCE AWARDS** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, announcing the US HUD 1999 Continuum of Care Homeless Assistance Awards.

Supervisor Bulova congratulated staff for its excellent job on this project.

34. **I-6 - AUTHORIZATION TO HOLD PUBLIC MEETINGS FOR FAIRFAX CONNECTOR BUS SERVICE CHANGES ON ROUTES 204, 303, AND 383 (LEE, MASON, AND MOUNT VERNON DISTRICTS)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 13, 2000, requesting authorization for staff to initiate the public involvement phase for the proposed service changes and hold public meetings in April, 2000.

Discussion followed, with input from Leonard Wolfenstein, Head, Planning, Analysis, and Special Projects Section, Department of Transportation.

Chairman Hanley relinquished the Chair to Vice Chairman Hyland and asked unanimous consent that the Board direct the County Attorney's Office to become involved in this matter to proceed expeditiously with the service changes. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.



**ADDITIONAL BOARD MATTERS**

NV:nv

35. **PARK AUTHORITY PRESS RELEASE** (Tape 5)

(NOTE: Earlier in the meeting, the Board mentioned its morning meeting with the Park Authority and the expansion of open space. See Clerk's Summary Item CL#12.)

Chairman Hanley called the Board's attention to a press release from the Park Authority regarding its ten percent park acreage expansion. Supervisor Frey asked unanimous consent that the Board direct Park Authority staff to issue a revised press release noting under "Recent Amendments" the acquisition of 840 acres in Sully District. Without objection, it was so ordered.

36. **CHILD ABUSE PREVENTION MONTH** (Tape 5)

Chairman Hanley stated that to call the public's attention to child abuse and neglect, the members of the Advisory Social Services Board have requested that April be proclaimed as Child Abuse Prevention Month.

Accordingly, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite the members of the Advisory Social Services Board to appear before the Board on April 3, 2000, to receive a Proclamation designating April as "*Child Abuse Prevention Month*" in Fairfax County. Supervisor Kauffman seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

37. **PUBLIC HEALTH WEEK** (Tape 5)

Chairman Hanley noted that "Healthy People in Healthy Communities" is the theme of National Public Health Week. To coincide with the national observance, she moved that the Board direct staff to invite representatives from the Health Department and the Health Care Advisory Board to appear before the Board at the April 3, 2000, meeting to receive a Proclamation designating April 3-9, 2000, as "*Public Health Week*" in Fairfax County. Supervisor Connolly seconded the motion, which carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

38. **ORGAN AND TISSUE DONATION AWARENESS WEEK** (Tape 5)

Chairman Hanley stated that April 16-22, 2000, is National Organ and Tissue Donation Awareness Week. To increase public awareness, she moved that the Board direct staff to invite representatives from the Commission on Organ and Tissue Donation and Transplantation to appear before the Board at the April 3, 2000, meeting to receive a Proclamation designating April 16-22, 2000, as "*Organ and Tissue Donation Awareness Week*" in Fairfax County. Supervisor

Connolly seconded the motion, which carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

There was a brief discussion regarding the schedule for the April 3, 2000, meeting.

39. **OLDER AMERICANS MONTH** (Tape 5)

Chairman Hanley stated that May is *Older Americans Month*. At the request of the Fairfax Area Agency on Aging, she moved that the Board direct representatives from the Commission on Aging to appear before the Board at the April 24, 2000, meeting to receive a Proclamation designating May as "*Older Americans Month*" in Fairfax County. Supervisor Connolly seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

40. **MILLION MOM MARCH** (Tape 5)

Chairman Hanley stated that a grassroots effort known as the *Million Mom March* has been established to urge Congress to pass common sense guns laws. She moved that the Board direct staff to:

- Prepare a Proclamation designating Mother's Day, May 14, 2000, as "*Million Mom March Day*" in Fairfax County.
- Invite the volunteer coordinators from the County to appear before the Board at the May 8, 2000, meeting to receive the Proclamation.

Supervisor Bulova seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

41. **RECOGNITION OF PATRICIA WOOLSEY, FORMER CHAIRMAN, ECONOMIC DEVELOPMENT AUTHORITY (EDA)** (Tape 5)

(BACs) Chairman Hanley asked unanimous consent that the Board direct staff to invite Patricia Woolsey, former Chairman, EDA, to appear before the Board for appropriate recognition. Without objection, it was so ordered.

42. **PROPOSAL TO SELL COUNTY MAPS AND PUBLICATIONS ON THE INTERNET** (Tape 5)

Chairman Hanley stated that the County sells maps and books about Fairfax in the County's store in the Government Center. In the spirit of promoting e-commerce, she moved that the Board direct staff to examine the option of selling those items on the Fairfax County website and, if there is no budgetary impact, to proceed immediately with implementation. Supervisor Connolly seconded the motion,

which carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

43. **PROGRAM TO DESIGNATE SPECIFIC BILINGUAL STAFF MEMBERS TO SERVE AS CONTACT PERSONS FOR NON-ENGLISH SPEAKING RESIDENTS** (Tape 5)

Chairman Hanley said that it has come to her attention that it would be helpful for residents who speak little or no English to have a specific contact point with County government to ensure that needs can be explained and understood in the same language. Accordingly, she moved that the Board direct staff to develop a program that would specifically designate someone in each of the human service areas as the contact person for a specific language. This action would not require adding new positions; existing employees with bilingual skills would be utilized. That person's name would be listed as the person with a particular language capability and distributed within the community. As a first step, she said that languages offered should include Spanish, Korean, Vietnamese, Arabic, and any others that staff recommends. Supervisor Gross seconded the motion.

Following a clarification that the designated person would serve as an overall ombudsman for all County services, the question was called on the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

44. **FORUM ON THE REPLACEMENT OF THE INSPECTION SYSTEM (ISIS) AND STREAMLINING PERMIT PROCESSES** (Tape 5)

(NOTE: Earlier in the meeting, the Board made reference to this forum. See Clerk's Summary Item CL#15.)

Chairman Hanley reminded the Board that staff has arranged a forum on the replacement of the County's inspection system ISIS and streamlining permit processes on March 24, 2000, from 10 a.m. until 2 p.m. She noted that the County Executive provided information regarding the event in a memorandum dated February 22, 2000. The forum will help staff to publicize its desire to have a model inspection and permitting computer system developed at little or no cost to the County based on the private vendor's ability to market and sell it in other jurisdictions. Staff will use the forum to gather information for the development of the design and implementation of the new system. Dewberry and Davis is hosting the meeting at its offices at 8403 Arlington Boulevard in Fairfax. For further information, interested parties should contact Zofia A. Zager, Director, Office of Building Code Services, Department of Public Works and Environmental Services, at 703-324-1980.

A brief discussion ensued.

45. **MID-ATLANTIC POLICE MOTORCYCLE SAFETY COMPETITION**  
(Tape 5)

Chairman Hanley called the Board's attention to a hand-out regarding the Mid-Atlantic Police Riding Committee's twenty-first annual Mid-Atlantic Police Motorcycle Safety Competition on September 30, 2000, in Fair Lakes. She referred the Board to information about tax-deductible donations.

46. **STATUS OF FAIRFAX COUNTY LICENSE PLATE** (Tape 5)

Following a brief discussion, Chairman Hanley asked unanimous consent that the Board direct staff to provide a status report regarding the request for a Fairfax County vehicle license plate with the County seal. Without objection, it was so ordered.

47. **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) HOMES** (Tape 5)

Chairman Hanley noted that she read in a recent business journal that HUD was selling vacant houses to localities for \$1 each. Following brief input from Paula Sampson, Director, Department of Housing and Community Development, Chairman Hanley asked unanimous consent that the Board direct staff to investigate this opportunity. Without objection, it was so ordered.

48. **NEW PUBLICATIONS** (Tape 5)

Chairman Hanley called the Board's attention to two attractive new publications: *An Introduction to the Fairfax County Board of Supervisors* and the *Newcomer's Guide*. She asked unanimous consent that the Board direct staff to include e-mail addresses when the publication is reprinted. Without objection, it was so ordered.

Supervisor Hudgins asked unanimous consent that the Board direct staff to also include fax numbers, which had been omitted. Without objection, it was so ordered.

Chairman Hanley suggested the front page of the brochure as a prominent place for the County's website address.

Supervisor Gross asked unanimous consent that the Board direct staff to reformat the Board brochure to fit within a Number 10 business envelope. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

PMH:pmh

49. **WATER SUPPLIED BY THE CITY OF FALLS CHURCH** (Tape 6)

Supervisor Mendelsohn said that over the past two weeks, he has heard from several residents of his district that use the water supplied by the City of Falls Church. He noted that a large number of the residents of the Dranesville District use Falls Church as their water source.

Supervisor Mendelsohn said that specifically, as reported in the Falls Church News Press, the City has proposed a six percent "return on equity," which Acting City Manager Willie Best describes as above average. Since 90 percent of the City's customers reside outside of Falls Church in Fairfax County, it would appear that Falls Church is attempting to balance its budget on the backs of Fairfax County ratepayers.

Therefore, Supervisor Mendelsohn asked unanimous consent that the Board direct the County Executive to investigate this issue and report his findings to the Board at its March 27, 2000, meeting so that the Board may take whatever action is appropriate. Without objection, it was so ordered.

There was a brief discussion of this issue.

50. **TAX ASSESSMENT NOTICES** (Tape 6)

Supervisor Mendelsohn said that over the last 10 days he has heard from hundreds of Dranesville District residents about their most recent tax assessment notices. Although the County Executive's Budget states that, in the case of residential property, equalization due to the reassessment of existing property shows an average increase of 5.15 percent, many residents in the Dranesville District, particularly property owners in McLean and Great Falls, are seeing average increases of 10, 15, 25, and even 100 percent.

In particular, Supervisor Mendelsohn expressed concern about the negative impacts these assessments will have on landowners of 5-10 acre parcels who have been resisting subdivision of their properties for infill development. He also expressed concern about the impact of these assessments on older homeowners with fixed incomes who represent over 15 percent of the residents in the McLean Planning District. Tax increases of the magnitude being experienced by many property owners pose significant burdens on these individuals, many of whom do not have the ability to pay such sizeable increases.

Supervisor Mendelsohn noted that all Members of the Board have received copies of the County map prepared by the Department of Tax Administration, which shows the percentages of increase in tax assessments for all zip code areas within the County. A comparison of the increase in assessments and the resulting tax obligations for properties in Dranesville District with properties throughout the County seems to demonstrate a disproportionate impact for properties in the Dranesville District.

Therefore, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to investigate:

- ⊘ Increased tax assessments Countywide to determine the degree of this apparent disproportionate impact and the range of increases in real property assessment in Dranesville District and other districts, including whether such similar increases could be expected again for Fiscal Year 2002.
- ⊘ Whether the Board has the authority to implement a cap on the increase within a single year on any homeowner and to calculate the costs to the County if it were to establish a ceiling of 10, 15, 20, or 25 percent as the maximum tax increase per homeowner and to present that information, together with the responses to the aforementioned requests, to the Board at its March 27, 2000, meeting.

Without objection, it was so ordered.

Supervisor Bulova asked unanimous consent that the Board direct staff to report with options to address this issue. Without objection, it was so ordered.

51. **SELECTION OF NAME FOR NEW FIRE STATION TO BE LOCATED AT THE INTERSECTION OF ROUTE 7 (LEESBURG PIKE AND OLD RESTON AVENUE)** (Tape 6)

Supervisor Mendelsohn announced that he would be meeting with Chairman Hanley and Supervisor Hudgins regarding the name for the new fire station to be located at the intersection of Route 7 (Leesburg Pike) and Old Reston Avenue.

There was a brief discussion of this issue.

52. **TINNER HILL** (Tape 6)

Supervisor Connolly noted that the Board unanimously approved his motion in July that lead to the joint purchase by the County and the City of Falls Church of two adjoining lots that were the site of the first rural branch of the NAACP that first met there in 1915. The Tinner Hill Foundation is now raising funds to construct a cultural center on that site. As part of this effort, Congressman Jim Moran is assisting in securing \$240,000 in federal funds for this important project. The Foundation has asked for the Board's support of this funding request.

Therefore, Supervisor Connolly asked unanimous consent that the Board direct Chairman Hanley to write a letter supporting Congressman Moran's request for federal funding toward the establishment of a cultural center on this historic site. Without objection, it was so ordered.

53. **STREET NAME CHANGE FOR GOODRIDGE DRIVE** (Tape 6)

Supervisor Connolly said that in February 2000, Science Applications International Corporation (SAIC) broke ground on a new facility in Tysons Corner along Goodridge Drive, which eventually will house 5,000 employees. SAIC has over 39,000 employees with a major presence in Northern Virginia. Goodridge Drive is located in tax map section 29-3 and extends from Greensboro Drive to a cul-de-sac. No other properties have addresses along Goodridge Drive.

Therefore, Supervisor Connolly moved that the Board direct staff from the Department of Public Works and Environmental Services to change the name of Goodridge Drive to SAIC Drive, located in tax map parcel 29-3, from Greensboro Drive to its cul-de-sac. Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

54. **PRIMARY/CAUCUS INFORMATION** (Tape 6)

Supervisor Connolly noted that the County's website contained information regarding Virginia's recent political primary and he asked unanimous consent that the Board request the Electoral Board to include information on the website about both political parties' presidential selection process. Following discussion, without objection, it was so ordered.

55. **NO BOARD MATTERS FOR SUPERVISOR GROSS** (Tape 6)

Supervisor Gross announced that she had no Board Matters to present today.

56. **EXPEDITED PUBLIC HEARING FOR ST. STEPHEN'S UNITED METHODIST CHURCH SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-A-052** (Tape 6)

(A) Supervisor Bulova said that St. Stephen's United Methodist Church, located on Braddock Road, has an application under review to amend the church's special exception. St. Stephen's is not asking to intensify any uses but rather is trying to provide some elbow room for its programs by filling in areas within the existing building footprint.

Supervisor Bulova said that St. Stephen's has been doing everything right: from pre-submission discussions with staff, her office, and the neighbors well in advance of filing its application to being the first church to avail itself of the services of the ombudsman. At the information meeting with the surrounding neighbors, the residents most directly affected by the expansion expressed their support. In fact, a drainage problem on a neighbor's property will be corrected through engineering for this expansion. All the issues have been resolved and the Planning Commission public hearing is scheduled for March 30, 2000.

Therefore, Supervisor Bulova moved that the Board direct staff to schedule a public hearing to be held before the Board on **April 3, 2000, at 4 p.m.** for Special Exception Amendment Application SEA 84-A-052. Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

57. **EARTH DAY/ARBOR DAY CELEBRATION** (Tape 6)

Supervisor Bulova announced this year's Earth Day/Arbor Day celebration. This event is Fairfax County's official observation of Earth Day and Arbor Day. It is being held at the Annandale Campus of Northern Virginia Community College on Saturday, April 29 from 11 a.m. until 4 p.m. Earth Day/Arbor Day is sponsored by Ogden Martin Systems of Fairfax, Target Stores, Clean Fairfax Council, The Virginia Department of Forestry, Northern Virginia Community College and Fairfax County. The events have been planned with something of interest to all age groups. Included in the festivities:

- ⊘ Billy B
- ⊘ Awards Program
- ⊘ Tree planting
- ⊘ Many exciting games for children

Supervisor Bulova encouraged Board Members to join in celebrating this year's Earth Day/Arbor Day celebration. Supervisor Bulova asked unanimous consent that the Board direct staff to:

- ⊘ Assist the Earth Day/Arbor Committee with the planning of this event where County involvement is needed.
- ⊘ Draft a press release for this event and to provide the Committee with a proclamation designating April 29, 2000, as *Fairfax County Earth Day and Arbor Day Celebration* in Fairfax County. Following the event, Certificates of Recognition should be prepared to thank the sponsors of the event so that they can appear before the Board to be thanked.

Without objection, it was so ordered.

There was a brief discussion of this item.

58. **LITTLE RIVER GLEN II TAX CREDIT APPLICATION** (Tape 6)

Supervisor Bulova said that at a meeting on March 7, 2000, the Fairfax County Redevelopment and Housing Authority (FCRHA) authorized the submission of a tax credit application, by a to-be-formed Virginia limited partnership, for the



purpose of developing the next phase of Little River Glen. Sale of the tax credits to a private investor will provide a substantial portion of the capital required for this project. The FCRHA's action was taken at a special meeting following consultation by staff of the Department of Housing and Community Development with Chairman Hanley and herself. Since the application must be submitted to the Virginia Housing Development Authority (VHDA) on or before its deadline date of March 17, 2000, timing is critical.

Supervisor Bulova said that Little River Glen has been an extraordinarily successful effort to provide high quality affordable housing and a variety of complementary services to the County's senior residents. The project was conceived in three phases, Phase I consists of 120 independent living units and a Senior Center. The next phase will provide 60 units of assisted living and an Adult Day Care facility. The full plan was developed through countless hours of consultation and cooperation with the community. It is time to move toward developing the next phase, starting with an application for tax credits. There are certain actions that the Board must take to facilitate this application.

Supervisor Bulova moved authorization for the:

- ⊘ Formation of Little River Glen II Assisted Living, LP, a Virginia Limited Partnership by the FCRHA to be the applicant for the tax credits.
- ⊘ County Executive to execute a letter of support regarding the project.
- ⊘ County Executive to execute a letter requesting that VHDA provide the maximum number of points permissible to the project regarding its location within a census tract.

Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

59. **FAIRFAX COUNTY COURTHOUSE** (Tape 6)

Supervisor Bulova said that she had received an e-mail from Dave Davidson, Central Fairfax Chamber of Commerce, requesting that the flag that is flown at the historical Fairfax County Courthouse be a flag that was flown when the Courthouse was built in 1800.

Supervisor Bulova asked unanimous consent that the Board refer this issue to staff to determine if the request is possible. Without objection, it was so ordered.

60. **PILOT PROJECT FOR VOTERS - DEMOCRACY NETWORK (DNET)**  
(Tape 6)

Supervisor Hudgins said that the League of Women Voters of the Fairfax Area (LWVFA) has selected Vienna as the first community in the Commonwealth of Virginia to participate in a pilot project for voters called Democracy Network (DNet).

DNet is a nationwide interactive online network of electoral information, which gives candidates a website where they can share their positions with voters and respond to questions on the Internet.

Supervisor Hudgins moved that the Board commend the LWVFA on their initiative to make the DNet pilot project a success in Vienna and that the Fairfax County Electoral Board monitor the progress of DNet. Without objection, it was so ordered.

61. **HABITAT "HOW TO" OPEN HOUSE** (Tape 6)

Supervisor Hudgins said that preserving and enhancing the beauty of Fairfax County is important to everyone in the County. The Reston Association is planning a "Habitat 'How-To' Open House" on March 29, 2000, at which members of the Reston Community can learn how to restore and preserve natural habitat and beauty and to help Reston become one of the first communities in the country to be certified as a Community Wildlife Habitat by the National Wildlife Federation.

Supervisor Hudgins asked unanimous consent that the Board commend the Reston Association for its efforts and encourage other Fairfax County communities to be certified as Community Wildlife Habitat communities by the National Wildlife Federation. Without objection, it was so ordered.

62. **NATIONAL COMMUNITY ACTION MONTH** (Tape 6)

The National Association of Community Action Agencies has declared May 2000 as National Community Action Month. This celebration commemorates the 1964 signing of the Economic Opportunity Act (EOA). This act provided federal support to local community action efforts and initiated strong partnerships between federal agencies and grassroots programs. Commemorating the signing of the EOA offers an opportunity to develop and renew partnerships with federal agencies, and spread information about community action programs, achievements, and visions throughout Fairfax County communities, as well as mobilize support, generate ideas, and develop new partnerships.

On behalf of the Community Action Advisory Board (CAAB), Supervisor Hudgins moved that the Board:

- ☐ Recognize May 2000 as *Fairfax County Community Action Month* in Fairfax County.

- ∃ Direct staff to prepare a proclamation to be read at the Board meeting scheduled for May 8, 2000.
- ∃ Invite the members of the CAAB and appropriate staff to the meeting.

Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

63. **WAIVER OF THE FEE FOR THE USE OF THE SHOWMOBILE** (Tape 6)

Supervisor Hudgins said that Reston Interfaith has requested a waiver of the fee for use of the Showmobile for the Cedar Ridge Apartments Fun day on Saturday, August 12, 2000.

Therefore, Supervisor Hudgins moved that the Board waive the fee for the use of the Showmobile by Reston Interfaith on August 12, 2000. Chairman Hanley seconded the motion and it carried by a vote of eight, \*Supervisor Connolly and Supervisor McConnell being out of the room.

(NOTE: \*Later in the meeting, Supervisor Connolly asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#68.)

NV:nv

64. **INTENT TO DEFER THE PUBLIC HEARINGS ON REZONING APPLICATION RZ 1999-LE-036 AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-073-3** (Tape 7)

Supervisor Kauffman announced his intent to defer later in the meeting at the appropriate time the public hearings on Rezoning Application RZ 1999-LE-036 and Proffered Condition Amendment Application PCA 86-L-073-3 until March 27 at 3 p.m.

(NOTE: Later in the meeting, these public hearings were formally deferred. See Clerk's Summary Item CL#81.)

65. **KINGSTOWNE STREAM RESTORATION PROJECT** (Tape 7)

Supervisor Kauffman stated that the Kingstown Stream Restoration Project has been completed. The benefits of this project include erosion control and improved water quality, along with protection of the infrastructure bordering the stream channel. The restoration is significant for the partnership efforts of federal, state, and County agencies, as well as local conservation organizations. The Northern Virginia Soil and Water Conservation District (NVS&WCD) and the County provided funding for the project.

Supervisor Kauffman moved that the Board direct staff to invite members of the (NVS&WCD) and the appropriate members of the Department of Public Works and Environmental Services to appear before the Board on April 3, 2000, to be recognized for their efforts. The second to this motion was inaudible.

Following input from Jean V. White, Director, Office of Public Affairs, regarding the schedule for April 3, the question was called on the motion, which carried by a vote of eight, Supervisor Connolly and Supervisor McConnell being out of the room.

66. **GOVERNOR'S GROVE, SECTION 2** (Tape 7)

Prefacing this Board Matter with the notation that this item had been reviewed by the appropriate staff, Supervisor Kauffman stated that he had received a letter dated January 7, 2000, from Gregory Leygraaf of Ken Thompson and Associates, Incorporated, who indicated that an engineering error occurred on the record plat for Governor's Grove, Section 2. The original record plat was approved and recorded with no southern lot line for Lot 133 due to the confusion with the matchline between the two sheets of the plat.

Supervisor Kauffman said that correcting the plat to match the lot lines approved with the site plan will correct the error, but will result in a minor reduction of the open space by about 850 square feet. A total of 16.1 acres of open space was proffered, so the reduction is permissible within the zoning approval. He noted that he checked with staff and the County has no interest in owning this 850 square feet.

Accordingly, Supervisor Kauffman moved that the Board decline to accept any such offer of this 850 square feet of open space dedication in Governor's Grove, Section 2. Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

67. **RECOGNITION OF MILDRED CORBIN, LEE DISTRICT REPRESENTATIVE TO THE COMMISSION ON AGING** (Tape 7)

(BACs) Supervisor Kauffman announced that Mildred Corbin, Lee District Representative to the Commission on Aging, is resigning effective April 1. He asked unanimous consent that the Board direct the Office of Public Affairs to invite Ms. Corbin to appear at an upcoming Board meeting to be recognized for her years of volunteer service to the citizens of Lee District and Fairfax County. Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

68. **REQUEST TO RECORD VOTE** (Tape 7)

Supervisor Connolly asked to be recording as voting "AYE" on Supervisor Hudgins' motions during her Board Matters. Without objection, it was so ordered.

69. **CLARIFICATION OF BOARD ACTION CONCERNING PROFFERED CONDITION AMENDMENT APPLICATION PCA 1997-SU-027 (FAIRFAX NURSING CENTER, INCORPORATED)** (Tape 7)

Supervisor Frey said that at the last Board meeting on Monday, February 28, 2000, the Board approved Proffered Condition Amendment Application PCA 1997-SU-027 in the name of Fairfax Nursing Center, Incorporated, subject to the development conditions dated December 29, 1999, which was in error.

Supervisor Frey moved that the Board:

- Reconsider its action regarding Proffered Condition Amendment Application PCA 1997-SU-027.
- Approve Proffered Condition Amendment Application PCA 1997-SU-027, subject to the proffers dated December 29, 1999.

Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

70. **OUT-OF TURN PLAN AMENDMENT FOR THE DIX-CEN-GATO COMMUNITY** (Tape 7)

Supervisor Frey stated that Dix-Cen-Gato is an established residential community located off Route 29 in Fairfax Center adjacent to the Government Center. The community consists of one-half acre or larger single family detached lots, which make up the Dixie Hills, Centennial Hills, and Legato Acres subdivisions. The area has been the focus of many residential developers who have attempted to assemble the neighborhood with the intention of redeveloping at the overlay level. The current Comprehensive Plan language recommends mixed use at .35 Floor Area Ratio (FAR) and residential at 12 dwelling units per acre at the overlay level. After considerable involvement of the community, the neighborhood has decided collectively that it prefers to replan the area to eliminate the overlay level and reduce the maximum densities allowed at the overlay level. The neighborhood has begun to work with staff to draft the appropriate language.

Accordingly, on the neighborhood's behalf, Supervisor Frey moved that the Board direct staff to process an Out-of-Turn Plan Amendment for Sub-Unit 01 of the Fairfax Center area. He noted that the neighborhood understands that this does not prejudice the consideration of the applications in any way. Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

71. **RECOGNITION OF FORMER MEMBERS OF THE CRIMINAL JUSTICE ADVISORY BOARD (CJAB)** (Tape 7)

(BACs) Supervisor Frey called the Board's attention to a memorandum he received from Thomas E. Klocek, Chairman, CJAB, regarding recognition of the services of two former members. Accordingly, he moved that the Board direct staff to invite Ms. Ruth Johnson and Mr. Joshua Thomas to appear before the Board to be recognized. Supervisor Bulova seconded the motion and indicated her belief that she had previously requested recognition of Ms. Johnson.

The question was called on the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

72. **SIXTH ANNUAL VIRGINIA FESTIVAL OF THE BOOK** (Tape 7)

Supervisor Frey reminded the Board that the Virginia Foundation for the Humanities and Public Policy (VFH) will hold its sixth annual Virginia Festival of the Book on March 22-26, 2000. The VFH is a not-for-profit organization dedicated to developing and supporting research, education, and public programs in the humanities.

Supervisor Frey stated that the Virginia Festival of the Book has become the preeminent book festival in the Mid-Atlantic region. In 1999 over 13,000 people attended the festival. He distributed copies of the advanced program for the festival, which is open to the public and free of charge.

Supervisor Frey asked unanimous consent that the Board direct the Office of Public Affairs to work with the County Libraries to publicize this event as soon as possible. Without objection, it was so ordered.

73. **FIFTIETH ANNIVERSARY OF THE CENTREVILLE VOLUNTEER FIRE DEPARTMENT** (Tape 7)

Supervisor Frey announced that the Centreville Volunteer Fire Department recently celebrated its fiftieth anniversary. He asked unanimous consent that the Board direct staff to invite the members to appear before the Board to be congratulated and thanked for 50 years of service to the community. Without objection, it was so ordered.

74. **CLEAN FAIRFAX COUNCIL PROCLAMATION** (Tape 7)

Supervisor Hyland moved that the Board designate March, April, and May as "*Fairfax County Beautiful Months*" and direct staff to provide an appropriate Proclamation to the Clean Fairfax Council to be presented to its Board at a Clean Fairfax Council meeting. Supervisor Bulova seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

75. **WELCOME TO STUDENT INTERN** (Tape 7)

Chairman Hanley recognized the presence of Ms. Mary Mudrick, a South Lakes High School student who is serving an internship in the County Executive's Office, and warmly welcomed her.

76. **RECESS/CLOSED SESSION** (Tape 7)

At 2 p.m., Supervisor Connolly moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the agenda for this meeting, and in addition:

- *McDonald's Corporation versus the Board of Supervisors of Fairfax County, Virginia, et al*, In Chancery Number 152990
- Claim for Reimbursement under the Provisions of *Virginia Code* Section 15.2-1521.

Supervisor Hyland seconded the motion.

Chairman Hanley announced that should this motion carry, the Board would convene closed session at 2:30 p.m.

The question was called on the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

At 3:20 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Hanley presiding.

**ACTIONS FROM CLOSED SESSION**77. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 8)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Hyland seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

78. **AUTHORIZATION TO PAY IN FULL A CLAIM UNDER THE PROVISIONS OF VIRGINIA CODE SECTION 15.2-1521** (Tape 8)

Supervisor Gross moved that the Board authorize the payment in full of the claim that was presented in closed session under the provisions of *Virginia Code* Section 15.2-1521. Supervisor Hyland seconded the motion and it carried by unanimous vote.

79. **MOTION TO APPEAL A RULING OF THE FAIRFAX COUNTY CIRCUIT COURT** (Tape 8)

Supervisor Hudgins moved that the Board authorize the County Attorney to appeal to the Supreme Court of Virginia the Fairfax County Circuit Court's ruling in *McDonald's Corporation, et al, versus Board of Supervisors, et al.*, Chancery Number 152990. Supervisor Connolly seconded the motion, which carried by unanimous vote.

CM:cm

80. **3 P.M. - BOARD DECISION ON A PROPOSAL TO VACATE A PORTION OF SOTHRON STREET (ALSO KNOWN AS NOLTE STREET) (DRANESVILLE DISTRICT)** (Tape 9)

(Note: On February 28, 2000, the Board deferred decision on a request to vacate a portion of Sothron Street until March 13, 2000.)

Supervisor Mendelsohn moved to defer decision on the proposal to vacate a portion of Sothron Street until **March 27, 2000, at 3 p.m.** Chairman Hanley seconded the motion and it carried by unanimous vote.

81. **3 P.M. - PH ON REZONING APPLICATION RZ 1999-LE-036 AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-073-3 (CENTEX HOMES) (LEE DISTRICT)** (Tape 9)

Supervisor Kauffman moved to defer the public hearing on Rezoning Application RZ 1999-LE-036 and Proffered Condition Amendment Application PCA 86-L-073-3 until **March 27, 2000, at 3 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

82. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 104 (EROSION AND SEDIMENTATION CONTROL)** (Tape 9)

(O) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of February 24 and March 2, 2000.



Following the public hearing, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 104 (Erosion and Sedimentation Control), to ensure consistency with the State Erosion and Sediment Control Law. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Mendelsohn being out of the room.

83. **3:30 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 1997-MV-049 (ROBERT L. TRAVERS) (MOUNT VERNON DISTRICT)** (Tape 9)

Supervisor Hyland moved to defer decision on Rezoning Application RZ 1997-MV-049 until **April 24, 2000, at 3 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

84. **3:30 P.M. - PH ON THE ACQUISITION OF CERTAIN EASEMENTS NECESSARY FOR THE CONSTRUCTION OF THE MILL CREEK PARK SANITARY SEWER EXTENSION AND IMPROVEMENT PROJECT (BRADDOCK AND MASON DISTRICTS)** (Tapes 9-10)

(R) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of February 24 and March 2, 2000.

Following the public hearing, which included testimony by 11 speakers, Supervisor Gross moved to defer Board decision on the adoption of the Resolution authorizing the acquisition of certain easements necessary for the construction of Project X00826 (M00055) - Mill Creek Park Sanitary Sewer Extension and Improvement until **March 27, 2000, at 3 p.m.** Supervisor Bulova seconded the motion.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to also review other alternatives, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland asked to amend the motion to direct staff to also look at the possibility of using a grinder pump system and to provide cost estimates, and this was accepted.

The question was called on the motion, as amended, and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor McConnell and Supervisor Mendelsohn being out of the room.

85. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING OFF-STREET PARKING FOR SHOPPING CENTERS**  
(Tapes 10-11)

- (O) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of February 24 and March 2, 2000.

Following the public hearing, which included testimony by two speakers, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), to revise the off-street parking requirement for shopping centers of 1,000,000 square feet of Gross Floor Area (GFA) or greater and to convert the determinant upon which the off-street parking requirement is based for shopping centers greater than 400,000 square feet in size from a Net Floor Area to a GFA base to become **effective at 12:01 a.m., March 14, 2000.** Supervisor Frey seconded the motion and it **CARRIED** by a recorded vote of eight, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Bulova and Supervisor Kauffman voting "NAY."

86. **3:30 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 1997-MV-049 (ROBERT L. TRAVERS) (MOUNT VERNON DISTRICT)** (No Tape)

(Note: Earlier in the meeting, action was taken to defer Board deferred decision on Rezoning Application RZ 1997-MV-049 until April 28, 2000. See Clerk's Summary Item CL#83.)

87. **3:30 P.M. - PH ON REZONING APPLICATION RZ 1999-DR-063 (W L HOMES LLC D/B/A JOHN LAING HOMES-WASHINGTON DIVISION (DRANESVILLE DISTRICT)** (Tape 11)

- (O) Mr. David Houston reaffirmed the validity of the affidavit for the record.

Mr. Houston had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Chairman Hanley disclosed the following campaign contribution which she had received:

- In excess of \$200 from Mr. Michael J. Giguere

Following the public hearing, which included testimony by one speaker, Jackie Blue, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1999-DR-063 be amended from the R-1 District to the R-3 District, subject to the execution of the amended proffers dated February 29, 2000, with Proffer Number 13 renumbered as Proffer Number 12. Supervisor Hyland seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor McConnell being out of the room.

88. **4 P.M. - PH ON REZONING APPLICATION RZ 1999-SP-052 (J.A. LOVELESS HOMES IX, INCORPORATED AND MILDRED V. AND JAMES L. LAWSON) (SPRINGFIELD DISTRICT)** (No Tape)

(NOTE: Later in the meeting, this public hearing was held. See Clerk's Summary Item CL#90.)

89. **4 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 99-P-034 (TYSONS PARK PLACE ASSOCIATES LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 11)

Mr. David Houston reaffirmed the validity of the affidavit for the record.

Mr. Houston had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Following the public hearing, Cathy Lewis, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- ⊘ Approval of Special Exception Application SE 99-P-034 subject to the proposed development conditions dated March 13, 2000.
- ⊘ Waiver of the 75-foot setback from I-495 (Capital Beltway) to that shown on the Special Exception (SE) Plat.
- ⊘ Waiver of the front yard setback to that shown on the SE Plat.
- ⊘ Modification of the transitional screening and barrier requirements along the east property line to that shown on the SE Plat.
- ⊘ Authorization of an alternative location for off-street parking spaces, as noted in the development conditions.

Supervisor Gross seconded the motion and it carried by a vote of nine, Chairman Hanley being out of the room.

90. **4 P.M. - PH ON REZONING APPLICATION RZ 1999-SP-052 (J.A. LOVELESS HOMES IX, INCORPORATED AND MILDRED V. AND JAMES L. LAWSON) (SPRINGFIELD DISTRICT)** (Tape 11)

(O) Ms. Lynne Strobel reaffirmed the validity of the affidavit for the record.

Ms. Strobel had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, which included testimony by one speaker, Supervisor McConnell moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

Supervisor McConnell moved:

⊘ Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1999-SP-052 from the R-1 District to the R-3 District, subject to the execution of the amended proffers dated February 2, 2000.

⊘ Waiver of the minimum district size for a cluster subdivision.

Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Vice-Chairman Hyland voting "AYE," Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

91. **4 P.M. - PH ON PROPOSAL TO ABANDON A PORTION OF SMITH'S TRACE (SULLY DISTRICT)** (Tape 11)

(O) Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of February 24 and March 2, 2000.

Following the public hearing, Supervisor Frey moved adoption of an Order abandoning a portion of Smith's Trace. Supervisor McConnell seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Vice-Chairman Hyland voting "AYE," Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

92. **4 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 99-V-028 (GROVETON CAR WASH CORPORATION) (MOUNT VERNON DISTRICT)** (Tape 11)

Supervisor Hyland moved to defer the public hearing on Special Exception Application SE 99-V-028 until **June 5, 2000, at 3 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

93. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-V-062 (PAUL SPRINGS RETIREMENT CENTER) (MOUNT VERNON DISTRICT)** (Tape 11)

Mr. Keith Martin reaffirmed the validity of the affidavit for the record.

Mr. Martin had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Mendelsohn seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Frey, and Chairman Hanley being out of the room.

Supervisor Hyland moved:

- ☐ Approval of Special Exception Amendment Application SEA 84-V-062, subject to the proposed development conditions contained in Appendix One of the staff report.
- ☐ Reaffirmation of the waiver of the barrier requirements for the periphery of the application property.

Supervisor Mendelsohn seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Frey, and Chairman Hanley being out of the room.

94. **A-1 - SALE OF GENERAL OBLIGATION BONDS SERIES 2000A**  
(Tape 11)

(Bonds)

(R) (NOTE: Earlier in the meeting action was taken to defer Action Item A-1, Sale of General Obligation Bonds, Series 2000A, until later in the meeting. See Clerk's Summary Item CL#20.)

Supervisor Hyland moved that the Board concur in the recommendation of staff and:

- Adopt the Resolution authorizing the issuance of the General Obligation Bonds, which also authorizes the execution and delivery of a Continuing Disclosure Agreement.
- Adopt the Resolution providing for the sale of the General Obligations Bonds, which also approves the form of the notice of sale and the Official Statement, and authorizes the Chairman to sign the Official Statement.
- Adopt the Resolution delegating to the County Executive or Chief Financial Officer, authority to award the bonds to the best bidder. Bond Counsel has advised that this form of authorization is acceptable and consistent with previous bond sales. The winning bid must offer the lowest true interest cost, and the true interest cost rate must not exceed seven percent per annum.
- Approve a change in the methodology currently used to receive bids to facilitate the use of technology. New technology will allow the County to participate in electronic bidding and provide on-line access to the Official Statement.

Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor Hyland, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Connolly and Supervisor Frey being out of the room.

95. **BOARD ADJOURNMENT** (Tape 11)

At 6:10 p.m., the Board adjourned.