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The meeting was called to order at 9:45 a.m. with all Members being present, and with Chairman Hanley presiding.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2. **PROCLAMATION DESIGNATING MARCH 11, 1996 AS "ARTS APPRECIATION DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation presented to Tom Waldrop, Chairman, Fairfax County Council of the Arts, designating March 11, 1996 as "**Arts Appreciation Day**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

BOARD MATTER

3. **WELCOMING OF VISITORS** (Tape 1)

Chairman Hanley recognized the presence of former Hunter Mill (Centreville) District Supervisor, Martha V. Pennino; former State Delegate Alan E. Mayer; former Supervisor and current Delegate James M. Scott; Town of Herndon Mayor Thomas D. Rust; and former State Senator Emilie F. Miller, and warmly welcomed them to the Board Meeting.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO JUDITH MUELLER, EXECUTIVE DIRECTOR OF THE WOMEN'S CENTER** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to Judith Mueller, Executive Director of The Women's Center, for her dedication to improving the lives of women and families and for her many accomplishments. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Following recognition of Ms. Mueller, discussion ensued.

5. **BIRTHDAY WISHES TO FORMER HUNTER MILL (CENTREVILLE) DISTRICT SUPERVISOR MARTHA PENNINO** (Tape 1)

Chairman Hanley announced that former Hunter Mill (Centreville) District Supervisor Martha Pennino had celebrated a birthday and, on behalf of the Board, wished her a belated Happy Birthday.

6. **PROCLAMATION DESIGNATING THE MONTH OF APRIL 1996 AS "IMMUNIZATION MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation presented to Dr. Robert B. Stroube, Director, Department of Health, designating April 1996 as "**Immunization Month**" in Fairfax County. This motion was seconded jointly by Supervisor Bulova and Supervisor Hyland and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

7. **10:00 A.M. - PRESENTATION OF THE 1995 ANNUAL REPORT OF THE FAIRFAX COUNTY ADVISORY SOCIAL SERVICES BOARD (ASSB)** (Tapes 1-2)

(BACs)

Dr. Ruth G. Thomas, Chairman, Fairfax County Advisory Social Services Board (ASSB), presented the 1995 Annual Report of the ASSB.

Following discussion, with input from Dr. Thomas and Suzanne C. Manzo, Director, Department of Family Services, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to include information regarding the implementation of a cost sharing plan with consumers as part of the budget deliberations. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Gross called the Board's attention to page three of the Report, Court Supervised Core, and asked unanimous consent that the Board direct the ASSB to provide the percentage of parents with a dual diagnosis of mental health and drug and alcohol problems. Without objection, it was so ordered.

In reference to page eight of the Report concerning Creating Opportunities for Community Service positions, Supervisor Gross asked unanimous consent that the Board direct the ASSB to provide some recommendations in this regard. Without objection, it was so ordered.

Following further discussion with input from Verdia L. Haywood, Deputy County Executive for Human Services, and Dr. Thomas, Supervisor Hyland asked unanimous consent that the Board direct staff to provide additional prior year data to develop trend data. Without objection, it was so ordered.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide the Board with the series of charts on selected trends in Human Services Utilization. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Discussion continued with input from Ms. Manzo.

8. **10:15 A.M. - PRESENTATION OF THE ANNUAL REPORT OF THE ADVISORY PLANS EXAMINER BOARD** (Tape 2)

(BACs)

Sidney O. Dewberry, Chairman, Advisory Plans Examiner Board (APEB) presented the Annual Report.

Following discussion, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), Supervisor McConnell asked unanimous consent that the Board direct staff to provide an analysis of the 80 percent of plans which are not approved on the first submission including the percent of plans exceeding three submissions. Without objection, it was so ordered.

AM:am

9. **10:30 A.M. - PRESENTATION BY FEDERAL HIGHWAY ADMINISTRATION CONSULTANT ON THE STATUS OF THE WOODROW WILSON BRIDGE IMPROVEMENT STUDY** (Tape 3)

David Kever, Project Facilitator, Woodrow Wilson Bridge Improvement Study Consultant Team, presented a report on the status of the Woodrow Wilson Bridge Improvement Study.

Following discussion, Supervisor Mendelsohn asked unanimous consent that the Board request the Woodrow Wilson Bridge Improvement Study Consultant Team to provide information as to the number of hazardous material vehicles that cross the American Legion Bridge each day. Without objection, it was so ordered.

10. **10:50 A.M. - REPORT ON GENERAL ASSEMBLY ACTIVITIES** (Tape 3)

Supervisor Dix, Co-Chairman, Board's Legislative Committee, briefly outlined the 1996 Legislative Report dated March 11, 1996.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide information on the impact that the increased supplement for the State employee raises will have on the Fairfax County budget. Without objection, it was so ordered.

Following discussion, Chairman Hanley asked unanimous consent that the Board direct staff to provide information on:

- Which segments of the Fairfax County Parkway can be completed with the money from the sale of the bonds; and
- Which segments of the Parkway are not related to the bond sale.

Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

11. **ADMINISTRATIVE ITEMS** (Tape 3)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor Connolly and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (SULLY DISTRICT)

(R) Approved the request that certain streets listed in the Memorandum to the Board dated March 11, 1996 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Weltman Estates, Section 5	Sully	Pelhams Trace, Route 8308 McCambell Cluster, Route 8309 Eagle Tavern Lane, Route 8584

ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE

INTERSECTION OF LONG MEADOW ROAD AND POTOMAC SCHOOL ROAD (DRANESVILLE DISTRICT)

Approved the endorsement of the installation of multi-way stops at the following intersection:

- Long Meadow Road (Route 3947) and Potomac School Road (Route 688); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 3 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF KING ARTHUR ROAD/SAXONY DRIVE, KING ARTHUR ROAD/KAY COURT, GUINEVERE DRIVE/LANCELOT WAY, AND GUINEVERE DRIVE/CHIVALRY ROAD (MASON DISTRICT)

Approved the endorsement of the installation of multi-way stops at the following intersections:

- King Arthur Road (Route 3679) and Saxony Drive (Route 4020);
- King Arthur Road (Route 3679) and Kay Court (Route 3781);
- Guinevere Drive (Route 4024) and Lancelot Way (Route 4478);
- Guinevere Drive (Route 4024) and Chivalry Road (Route 4025); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 4 - ADDITION AND DISCONTINUANCE OF PORTIONS OF JAMES STREET (ROUTE 1184) (LEE DISTRICT)

- (R) Approved adoption of the Resolution requesting that the Commonwealth Transportation Board (CTB) add a new portion of James Street (Route 1184) to the State Secondary System and discontinue an old portion of James Street (Route 1184).

ADMIN 5 - AUTHORIZATION OF A PUBLIC HEARING ON A PROPOSAL TO REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO PROHIBIT THROUGH TRUCK TRAFFIC ON BENNINGTON WOODS DRIVE (ROUTE 6390) (HUNTER MILL DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 8, 1996 at 4:00 p.m.** to consider requesting the Virginia Department of Transportation (VDOT) to restrict through truck traffic on a portion of Bennington Woods Drive (Route 6390) between Baron Cameron Avenue (Route 606) and Reston Parkway (Route 602).

ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE AND RELOCATE A STORM DRAINAGE EASEMENT IN THE WOODSIDE ESTATES SUBDIVISION (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement and posting of a public hearing to be held before the Board on **April 8, 1996 at 4:00 p.m.** to consider the proposed vacation and relocation of a storm drainage easement in the Woodside Estates Subdivision, Tax Map Reference 20-3((06))15.

ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 2 (PROPERTY UNDER COUNTY CONTROL), CHAPTER 101 (SUBDIVISION PROVISIONS), CHAPTER 104 (EROSION AND SEDIMENTATION CONTROL) AND CHAPTER 112 (ZONING ORDINANCE) REGARDING THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT'S (DEM) USER FEE SCHEDULE

- (A)
(R) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on April 3, 1996, and before the Board on **April 8, 1996 at 4:00 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapters:

- 2 (Property Under County Control);
- 101 (Subdivision Provisions);
- 104 (Erosion and Sedimentation Control); and
- 112 (Zoning Ordinance),

regarding review of the Department of Environmental Management (DEM) user fee schedules which include Subdivision Plats, and Site, Public Improvement, and related plans, for site inspections of improvements and for erosion and sedimentation control during land disturbing activities.

ADMIN 8 - ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF A REFUNDING BOND ISSUED BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY ON BEHALF OF VINSON HALL CORPORATION (DRANESVILLE DISTRICT)

(BONDS)

- (R) Adopted a Resolution approving the issuance of a refunding bond issued by the Fairfax County Economic Development Authority (EDA) on behalf of Vinson Hall Corporation.

ADMIN 9 - AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY TO THE NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION FOR COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT FUNDS

Authorized the submission of a grant application to the Northern Virginia Planning District Commission (NVPDC) for Comprehensive AIDS Resources Emergency (CARE) Act funds in the amount of \$23,011. These Title I and II CARE Act funds will be used to provide medical and dental services to indigent, HIV-infected patients in the Case Management Program and to provide outreach to Adult Detention Center Inmates with HIV Infection.

ADMIN-10 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96063 FOR THE DEPARTMENT OF FAMILY SERVICES REHABILITATIVE SERVICES INCENTIVE FUNDS GRANT

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96063 to accept the Rehabilitative Services Incentive Fund grant in the amount of \$10,000 from the Virginia Department of Rehabilitative Services.

ADMIN 11 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96061 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, SAFE AND SOBER ENFORCEMENT PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96061 in the amount of \$40,000 to fund a Safe and Sober Enforcement Program.

ADMIN 12 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96062 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, ENHANCED PUBLIC INFORMATION PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96062 in the amount of \$5,000 to fund an Enhanced Public Information Program.

AR:ar

12. **A-1 - DESIGNATION OF APPLICANT'S AGENT FOR THE PURPOSE OF OBTAINING FEDERAL FINANCIAL ASSISTANCE UNDER THE DISASTER RELIEF ACT** (Tape 4)

On motion of Supervisor Hyland, seconded by Supervisor Dix, and carried by unanimous vote, the Board concurred in the recommendation of staff and designated Ronald M. Phillips, Deputy Coordinator for Emergency Services, as the Applicant's Agent to oversee and file claims on behalf of Fairfax County for federal financial assistance relating to the January 6-12, 1996 snow storm.

13. **A-2 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - NUTRITIONIST ASSISTANT** (Tape 4)

On motion of Supervisor Gross, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed amendments to the County's Classification and Compensation Plans necessary to establish the following class:

<u>CLASS TITLE</u>	<u>GRADE</u>	<u>SALARY RANGE</u>
Nutritionist Assistant	S-11	\$21,093 - \$32,648

14. **A-3 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - REHABILITATION TECHNICIAN** (Tape 4)

On motion of Supervisor Gross, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed amendments to the County's Classification and Compensation Plans necessary to establish the following class:

<u>CLASS TITLE</u>	<u>GRADE</u>	<u>SALARY RANGE</u>
Rehabilitation Technician	S-17	\$27,805 - \$45,006

15. **A-4 - BOARD APPROVAL OF SALE OF BONDS BY THE FAIRFAX COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY FOR INOVA HEALTH SYSTEM**
(Tape 4)

(BONDS)

- (R) Supervisor Hyland moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing the sale of up to \$220 million in bonds by the Industrial Development Authority (IDA) on behalf of Inova Health Care Services and Inova Health

System Services, each of which is a not-for-profit 501(c) (3) corporation (collectively "Inova"). The purpose of the bond sale is to provide funds in the amount of up to \$104 million to refund all or a portion of previously issued Hospital Revenue Bonds on behalf of Inova and \$116 million to undertake a series of capital projects and facility renovations. This motion was seconded by Supervisor Bulova.

Following a query from Supervisor Dix and input from Robin R. Mullet, Assistant Director, Affordable Health Care Program, Department of Health, the question was called on the motion which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

16. **I-1 - GRANT APPLICATION FOR A NATIONAL RESERVE PROGRAM GRANT** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to proceed with the preparation and submission of the National Reserve Program Grant to the Department of Labor.

Following discussion, with input from William J. Leidinger, County Executive, the staff was directed administratively to proceed as proposed.

17. **I-2 - HEALTH INSURANCE SUBSIDY FOR EMPLOYEES DISPLACED BY REDUCTION IN FORCE (RIF)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to offer the health insurance subsidy for RIF'd employees as outlined in the Memorandum to the Board to those employees terminated as part of any staff reductions related to implementation of the Fiscal Year (FY) 1997 budget.

The staff was directed administratively to proceed as proposed.

18. **I-3 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-M95-18, AMERICAN PCS, P.C. (MASON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 presenting the Planning Commission action on Public Facilities Application 456-M95-18 (American PCS, P.C.). The Commission voted to deny this Application, citing that it did not meet the *Code of Virginia*, Section 15.1-456 criteria of character, location, and extent, and was not in substantial accord with the County's Comprehensive Plan.

19. **I-4 - PLANNING COMMISSION ACTION ON APPLICATION 456-S95-30, VOYTEN AND ASSOCIATES, INCORPORATED (SPRINGFIELD DISTRICT)**
(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 presenting the Planning Commission action regarding Public Facilities Application 456-S95-30 (Voyten and Associates, Incorporated). The Commission voted to deny this Application, citing that it did not meet the *Code of Virginia*, Section 15.1-456 criteria of character, location, and extent, and was not in substantial accord with the County's Comprehensive Plan.

Supervisor McConnell noted that an appeal has been filed by Mr. Voyten; therefore, action on this Application will be taken by the Board at a later date.

20. **I-5 - AWARD OF CONTRACT FOR PROFESSIONAL AUDITING SERVICES**
(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to proceed with the award of a contract in the amount of \$360,000 to KPMG Peat Marwick LLP to provide Fiscal Year (FY) 1996 professional auditing services to Fairfax County.

The staff was directed administratively to proceed as proposed.

21. **I-6 - PROPOSED PUBLIC TRANSIT BUS SERVICE REDUCTIONS INCLUDED IN CATEGORY ONE LINES OF BUSINESS CHOICES (COUNTYWIDE)**
(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to:

- Request the Washington Metropolitan Area Transit Authority (WMATA) to incorporate the Metrobus service changes, outlined in Attachment A of the Memorandum to the Board, into the previously requested public hearings so that all Metrobus changes can go into effect no later than September, 1996; and
- Conduct public meetings between March 25 and April 2, 1996, to obtain public input regarding proposed FAIRFAX CONNECTOR, RIBS, and Mantua Bus Service reductions.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation (OT), and Andrew J. Szakos, Chief, Transit Operations Division, OT, Supervisor Dix asked unanimous consent that the Board direct staff to amend the notices to be posted on the FAIRFAX CONNECTOR, RIBS, and Mantua buses to note the Town Meetings scheduled to be held in Reston on March 25, 1996 and in Herndon on March 27, 1996, at which time the bus service changes will be discussed. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to ensure that the public meeting docket is available at all libraries and on all television cablecasts. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

22. **I-7 - AWARD OF CONTRACT FOR UNDERGROUND UTILITY LOCATING AND DESIGNATING SERVICES** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to proceed with the award of a contract not to exceed \$200,000 to So-Deep, Incorporated, as the primary firm and Accurate Locating, Incorporated, as the secondary firm for underground utility locating and designating services for the Department of Public Works.

The staff was directed administratively to proceed as proposed.

23. **I-8 - CONTRACT AWARD - SOUTH VAN DORN/I-95 INTERCHANGE, PHASE I, OAKWOOD ROAD RELOCATION (LEE DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for staff to proceed with the award of a contract in the amount of \$1,693,035.96 to Martin and Gass, Incorporated, for the relocation of Oakwood Road, Phase I of Project 064103, South Van Dorn/I-95 Interchange, Subfund 463, Primary and Secondary Road Bond Construction.

Following a query from Supervisor Kauffman regarding the timing for Phase II of this project, and input from John W. Di Zerega, Director, Department of Public Works, the staff was directed administratively to proceed as proposed.

24. **I-9 - CONTRACT AWARD - STRUCTURAL AND MECHANICAL RENOVATIONS AT ROBERT E. LEE AND MOUNT VERNON RECREATION CENTERS (LEE AND MOUNT VERNON DISTRICTS)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated March 11, 1996 requesting authorization for the Park Authority to proceed with the award of a contract in the amount of \$4,800,000 to Chamberlain Construction Corporation for the structural and mechanical renovations at the Robert E. Lee and Mount Vernon Recreation Centers as part of Project 475888, Park Building Renovation, Subfund 451, Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS25. **RUSSIAN VISITORS WELCOMED** (Tape 4)

Supervisor Connolly acknowledged the presence of two Russian visitors, here to observe the County's government in action, and warmly welcomed them.

(NOTE: Later in the meeting, additional reference was made to Russian visitors. See Clerk's Summary Items CL#37 and CL#42.)

26. **EXTENSION OF HOURS FOR BUDGET PUBLIC HEARINGS** (Tape 4)

Chairman Hanley announced that the hours for the Budget public hearings have been extended **to begin at 4:00 p.m. on Tuesday, April 9; Wednesday, April 10; and Thursday, April 11, 1996.**

In addition, the Budget public hearings are scheduled to continue on **Saturday, April 13, 1996, at 10:00 a.m.** and continue until the last speaker has been heard. If it becomes necessary to continue the hearings, Chairman Hanley asked that Board Members keep a light schedule going into the next week.

27. **PROCLAMATION DESIGNATING MAY 1996 AS "OLDER AMERICANS MONTH" IN FAIRFAX COUNTY** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to prepare a Proclamation to be presented on May 13, 1996, to Marge Zitzmann, Chairman, Fairfax Area Agency on Aging, designating the month of May 1996 as "Older Americans Month" in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

28. **NORTHWEST CENTER FOR COMMUNITY MENTAL HEALTH'S 20TH ANNIVERSARY** (Tape 4)

Chairman Hanley moved that the Board direct staff to invite Mary Kudless, Assistant Director, Mental Health Services, and Trudy Harsh, President, Northwest Center Advisory Board, to receive a Resolution in recognition of the Northwest Center for Community Mental Health's 20th Anniversary, at the March 18, 1996 Board meeting. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

29. **SUDLER CUP AWARD PRESENTATION** (Tape 4)

Chairman Hanley asked unanimous consent that the Board direct staff to add the Herndon Middle School to the list of those school bands receiving the Sudler Cup Award Presentation. Without objection, it was so ordered.

30. **NATIONAL COUNTY GOVERNMENT WEEK** (Tape 4)

Chairman Hanley moved that the Board direct staff to complete the template Proclamation, distributed to Board Members, designating the week of April 21-27, 1996 as “**National County Government Week**” in Fairfax County. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

31. **OVERTIME REVIEW** (Tape 4)

With reference to the report received by the Board on the review of overtime in each County agency, showing the Fiscal Year (FY) 1996 projected numbers, Chairman Hanley asked unanimous consent that the Board direct staff to additionally provide the following information:

- The FY 1995 actuals in each category;
- The budgeted FY 1997 numbers in each category; and
- The overtime in relation to callback - how does it work; who is called back; and how much of the overtime in these categories is callback - overtime when it is time and a half but not beyond the 40-hour or appropriate week.

Supervisor Connolly asked to amend the request for staff to include the Policy or written guidelines with respect to callback, and this was accepted.

Supervisor Dix asked to amend the request for staff to:

- Provide the actual cost-avoidances which have resulted from utilization of volunteers, both in Fire and Rescue as well as the Auxiliary Force and the Police Department; and
- Comment on the potential for increased cost-avoidance by enhanced utilization of volunteers in the departments mentioned above, as well as libraries, etcetera,

and this was accepted.

Without objection, the request as amended, was so ordered.

32. **REVIEW OF THE AFFORDABLE DWELLING UNIT (ADU) ORDINANCE**
(Tape 4)

(BACs)

Chairman Hanley moved that the Board direct staff to include a Representative from the Apartment and Office Building Association (AOBA) on the Affordable Dwelling Unit (ADU) Review Task Force. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor McConnell being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

33. **SIMULTANEOUS PROCESSING FOR OLLEY LANE TRACT REZONING APPLICATION RZ 95-B-024 (BRUCE WINSTON)** (Tape 4)

Supervisor Bulova called attention to the Board's approval on February 26, 1996, of Rezoning Application RZ 95-B-024 for the Olley Lane Tract. She noted that area residents, particularly those living on Olley Lane on large lots, were concerned about the impact of clustering the houses. It took three meetings before most of the residents' concerns could be ironed out and the public hearing could go forward. Additionally, the final engineering plan will have to be returned to the Planning Commission for review.

Therefore, to make up for lost time, Supervisor Bulova moved that the Board direct the staff of the Department of Environmental Management (DEM) to simultaneously process the Preliminary and Final Subdivision Plans for Rezoning Application RZ 95-B-024. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

34. **EXPANSION OF CUE BUS SERVICE** (Tape 4)

Supervisor Bulova stated that the City of Fairfax has approached her regarding its interest in expanding the CUE bus service to areas outside the City of Fairfax. She proposed that staff look into whether some of the Metro and Connector routes proposed to be eliminated could be replaced by expanded CUE service operating at a lower cost to the County. Since quite a few people who use the mid-day service proposed to be eliminated would really be impacted, Supervisor Bulova stressed the need to be able to continue to provide service to these individuals.

Accordingly, Supervisor Bulova moved that the Board direct the Office of Transportation to contact the City of Fairfax and explore whether this proposal could be implemented. This motion was seconded by Supervisor Frey with the understanding that the Sully, Providence, and Braddock Districts are included in this request. This motion carried by a vote of nine, Supervisor McConnell being out of the room.

35. **FUNDING FOR CABLE-RELATED ITEMS AT THE FAIRFAX COUNTY SCHOOLS MEDIA CENTER IN CHAPEL SQUARE** (Tape 4)

Supervisor Bulova stated that the Fairfax County Schools Media Center in Chapel Square is looking for funding for some cable-related items. She noted that a couple of years ago the Board was able to provide some funding from the Cable Franchise Fees.

Supervisor Bulova asked unanimous consent that the Board direct staff to review the list of items needed by the Media Center and the possibility of funding these items from Cable Franchise Fees. Without objection, it was so ordered.

36. **LAKE BRADDOCK SECONDARY SCHOOL'S GIRLS GYMNASTICS TEAM WINS STATE CHAMPIONSHIP** (Tape 4)

Supervisor Bulova announced that the Lake Braddock Secondary School Girls Gymnastics Team won the State Championship this winter. This is the second consecutive year the team has won the State title.

To give the team the local recognition it deserves, Supervisor Bulova moved that the Board direct staff to invite the team to appear before the Board to receive a Certificate in Recognition of their outstanding accomplishment. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

37. **ADDITIONAL RUSSIAN VISITORS** (Tape 4)

(NOTE: Earlier in the meeting, two Russian visitors were recognized in the Board Auditorium. See Clerk's Summary Item CL#25.)

With a notation that additional Russian visitors will be here next Monday, Supervisor Bulova asked unanimous consent that the Board direct staff to prepare Certificates of Recognition and arrange for small tokens from Fairfax County to be presented to the Russian visitors on March 18, 1996. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was additional discussion regarding Russian visitors. See Clerk's Summary Item CL#42.)

PMH:pmh

38. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 95-Y-016 AND SPECIAL EXCEPTION APPLICATION SE 95-Y-024 (CHANTILLY 50-28 ASSOCIATES, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 5)

Supervisor Frey announced his intent later in the meeting, at the appropriate time to defer the public hearing on Rezoning Application RZ 95-Y-016 and Special Exception Application SE 95-Y-024 until **April 8, 1996 at 3:30 p.m.**

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#88.)

39. **CONCURRENT PROCESSING FOR PRELIMINARY AND FINAL SITE AND SUBDIVISION PLANS ASSOCIATED WITH REZONING APPLICATION RZ 94-Y-021** (Tape 5)

Supervisor Frey said that Centex Real Estate Corporation has been working with staff on the proposed dedication of right-of-way for Stringfellow Road realigned, in conjunction with Rezoning Application RZ 94-Y-021. County Transportation and Virginia Department of Transportation (VDOT) are moving forward quickly on this realignment project and anticipate start of construction this year. Centex would like to coordinate their project's site work with the Stringfellow Road project.

Therefore, Supervisor Frey moved that the Board direct staff to concurrently process the Preliminary and Final Site and Subdivision Plans associated with Rezoning Application RZ 94-Y-021. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor McConnell being out of the room.

40. **INTERNATIONAL BUILDING SAFETY WEEK** (Tape 5)

Supervisor Frey said that for many years, International Building Safety Week has been observed across the country to increase public awareness of the importance of building codes and construction safety. He added that Code officials have actively endorsed Building Safety Week as an effective means to enhance communication between their departments, community residents, and local builders and developers; and to increase public education on a wide range of safety issues, the considerable safety devices available to homeowners, and the functions performed by their building departments.

Supervisor Frey announced that this year, International Building Safety Week will be observed during the week of April 7 - 13, 1996. To mark the event, the Department of Environmental Management (DEM) has scheduled several public outreach efforts in local hardware and construction supply retail stores.

Therefore, Supervisor Frey asked unanimous consent that the Board direct staff to prepare a Proclamation to be presented at the April 8, 1996 Board meeting declaring the week of April 7 - 13, 1996 as Building Safety Week in Fairfax County. Without objection, it was so ordered.

41. **BUS SERVICE IN THE CENTREVILLE/CHANTILLY AREA AND IN FAIRFAX COUNTY** (Tape 5)

Supervisor Frey reminded the Board that it started the process of providing County operated bus service with the initiation of the Connector Service in the southeastern part of the County. He added that there were discussions of moving forward with additional Connector service in the Reston/Herndon area and it was implemented and has proven to be successful.

Supervisor Frey noted that there were also discussions about instituting additional phasing of the expansion of the Connector service. He moved that the Board direct staff to review the Centreville/Chantilly bus routes and report following the process of the public hearings, and implementation for the cuts on the Metro and Connector bus routes, with recommendations. This motion was seconded by Supervisor Dix.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to include the analysis after the process of public hearings on the Metro bus cuts and after the issue of bus buy downs have been established, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland asked to amend the motion to include a review of bus service in the County as well as the region, and this was accepted.

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

42. **HOMEMADE STRAWBERRY WINE** (Tape 5)

(NOTE: Earlier in the meeting, there was discussion regarding visiting dignitaries from Moscow. See Clerk's Summary Items CL#25 and CL#37.)

Supervisor Hyland offered to provide homemade strawberry wine for Supervisor Bulova to present to the visiting dignitaries from Moscow.

43. **LANGLEY SCHOOL** (Tape 5)

Supervisor Mendelsohn stated that the Langley School has recently had approved Special Exception Amendment Application SEA 84-D-086-4 to permit the construction, in phases,

of additional buildings and associated improvements. The school is under the obligation to obtain a Board of Zoning Appeals (BZA) Variance Application to allow two existing buildings already within the minimum front yard area as a result of a previous right-of-way dedication.

Supervisor Mendelsohn said that the construction of the first phase improvements needs to commence this summer to avoid a major disruption to the operation of the school. For construction to begin in a timely manner, the Variance Application and the Site Plan associated with the Phase I improvements require concurrent processing as well as expedited review and processing.

Therefore, Supervisor Mendelsohn moved that the Board approve:

- Concurrent processing of the Variance Application and the Phase I Site Plan; and
- Expedited review and processing of the Phase I Site Plan along with the Variance Application.

This motion does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. This motion was seconded by Supervisor Dix and carried by unanimous vote.

44. **MCLEAN COMMUNITY CENTER BOARD OF GOVERNORS REQUEST AUTHORIZATION TO FILL FOUR VACANT POSITIONS** (Tape 5)

Supervisor Mendelsohn stated that the McLean Community Center Board of Governors has requested Board approval for authorization to fill four vacant positions. He added that the request does not use general funds.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Mendelsohn moved that the Board authorize the McLean Community Center Board of Governors' request to fill four vacant positions. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

45. **TAX ASSESSMENTS** (Tape 5)

Supervisor Mendelsohn said that he has received numerous calls from constituents regarding a correspondence they have received from the County regarding their tax assessments. He said that he received the mailing dated March 1, 1996 with information on assessments. It included a map which showed what has happened to the median assessment (by zip code).

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide information on what the average increase/decrease is to the assessments.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland

and asked to amend the request to direct staff to include the back-up documentation for the map which was included in the recent mailing, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Without objection, the request as amended, was so ordered.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide the percent (by zip code) of properties that had changes in their assessment. Without objection, it was so ordered.

46. **REQUEST FOR INFORMATION AT THE BUDGET WORKSHOPS** (Tape 5)

Supervisor Mendelsohn noted that during the recent Budget Workshops it has been difficult to keep track of all of the different books necessary to compare various information. He asked unanimous consent that the Board direct staff to provide, if possible, a listing of items that have been added to the budget from the baseline, by Line of Business (LOB).

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to include directing staff to provide a response to what are the changes between the Fiscal Year (FY) 1996 to the FY 1997 baseline that have not already been listed in the choices, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following discussion, Supervisor Connolly asked to amend the request to direct staff to provide this information workshop through workshop so that Board Members could have the "cheat sheet" for the upcoming LOBs, and this was accepted.

Without objection, the request as amended, was so ordered.

47. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-H95-27 (AMERICAN PERSONAL COMMUNICATIONS)** (Tape 5)

Supervisor Dix said that on October 30, 1995 the Board extended the review period for Public Facilities Application 456-H95-27 (American Personal Communications) to construct a telecommunications base station facility on the site of Xanadu Cleaners located at 1110 Reston Avenue to April 30, 1996. To accommodate additional review time required for this Application, Supervisor Dix moved that the Board extend the review period for Public Facilities Application 456-H95-27 until September 30, 1996. This motion, the second to which was indistinguishable, carried by unanimous vote.

48. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-H95-35 (AMERICAN PERSONAL COMMUNICATIONS)** (Tape 5)

Supervisor Dix said that on February 28, 1996 the Planning Commission deferred its public hearing for Public Facilities Application 456-H95-35 (American Personal Communications) to construct a telecommunications base station facility on the future site of the Northpointe Fire Station Number 40 located 1117 Reston Avenue. To accommodate additional review time required for this Application, Supervisor Dix moved that the Board extend the review period for Public Facilities Application 456-H95-35 until September 30, 1996. This motion, the second to which was indistinguishable, carried by unanimous vote.

49. **RESTON COMMUNITY CENTER BOARD OF GOVERNORS REQUEST AUTHORIZATION TO FILL THREE VACANT POSITIONS** (Tape 5)

Supervisor Dix stated that the Reston Community Center Board of Governors has requested Board approval for authorization to fill four vacant positions. He added that the request does not use General Funds.

Following discussion, Supervisor Dix moved that the Board authorize the Reston Community Center Board of Governors' request to fill three vacant positions. This motion, the second to which was indistinguishable, carried by unanimous vote.

50. **BLOOD DRIVE TO ASSIST MS. LYNNE STROBEL** (Tape 5)

Supervisor Dix advised Board Members that Lynne Strobel of Walsh, Colucci, Stackhouse, Emrich and Lubeley, P.C., who appears before the Board handling land use cases is facing a health challenge. He said that she has been diagnosed with leukemia and is preparing to undergo a bone marrow transplant. He announced that individuals wishing to donate blood on behalf of Ms. Strobel may do so. On behalf of the Board, Supervisor Dix wished Ms. Strobel success in this experience.

Supervisor Frey announced that there is a 10k Run in Fair Lakes to raise funds for the bone marrow program. He added that if everyone would donate blood it would enlarge the blood donor base.

(NOTE: Later in the meeting, additional best wishes were expressed for Ms. Strobel. See Clerk's Summary Item CL#52.)

NV:nv

51. **TRANSFER OF GENERAL FUNDS TO THE SCHOOL BOARD** (Tape 6)

Supervisor Kauffman asked unanimous consent that the Board direct staff to provide to Members of both the Board of Supervisors and the School Board, in advance of the Government Reorganization Subcommittee meeting scheduled for March 20, 1996, copies of those sections of the *Code of Virginia* regulating the County's transfer of general funds to the School Board. He stated his understanding that the transfer, within

limitations, can be done by categories rather than as a lump sum.

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Hyland moved to direct staff to recirculate the response to the same question in the past. This motion was seconded by Supervisor Dix and carried by unanimous vote.

52. **BEST WISHES TO MS. LYNNE STROBEL** (Tape 6)

(NOTE: Earlier in the meeting, Supervisor Dix announced the illness of Ms. Lynne Strobel. See Clerk's Summary Item CL#50.)

Supervisor Connolly expressed his best wishes to Ms. Lynne Strobel, a Providence District resident.

53. **PLANS TO CREATE HISTORIC ARTIFACTS DISPLAY FOR ALL SUPERVISORS OFFICES** (Tape 6)

Supervisor Connolly stated that while citizens and employees of the County who visit and work in the Government Center can enjoy the regular historic artifact displays in the lobby set up by the Office of Comprehensive Planning's (OCP) Heritage Resources Branch (HRB), not many people realize that there are over three million artifacts of the County's history locked away in storage, unseen. Because the County has no museum, once these small displays are disassembled, these fascinating pieces of history are packed away.

Supervisor Connolly reported that, at his urging, the History Commission and HRB are undertaking a volunteer project to increase outreach efforts to display more of these artifacts. He noted that Pat Bray, Providence District Representative to the History Commission, is coordinating this project. Mr. Bray is meeting with Members of the Board to inform them that volunteers are building permanent display cases to install in each of the Board Members' offices. Artifacts from each of the Supervisor Districts will be selected for permanent displays so that citizens will have the opportunity to share in these pieces of history.

Accordingly, Supervisor Connolly moved that the Board invite Mr. Bray; Dan Sweig, County Historian; Mike Johnson, County Archeologist; and Bruce Kriviskey, Director, HRB, and others who are volunteering in this important project to appear before the Board to be honored and to brief the Board on each exhibit. This motion was seconded by Supervisor Frey.

Supervisor Frey stated that some of the HRB staff will be presented with a Certificate of Recognition at the Board meeting scheduled for March 18, 1996 for the exhibit at the Government Center and he asked to amend the motion to include the aforementioned persons as part of that recognition, and this was accepted. The question was called on the motion, as amended, which carried by a vote of nine, Supervisor Dix being out of the room.

54. **CLARIFICATION OF WELLS PROPERTY OUT-OF-TURN PLAN AMENDMENT** (Tape 6)

Supervisor Connolly stated that at its meeting on February 26, 1996 the Board authorized an Out-of-Turn Plan Amendment for the property surrounding the Merrifield Fire Station, which included the Wells Property. He reported that subsequently, upon staff examination, several parcels need to be added to the amendment.

Accordingly, Supervisor Connolly moved that the Board modify the geographic scope of what was authorized on February 26, 1996, to include the following parcels which will now encompass the area to be considered for an amendment: Tax Map 49-3((1))4, 5, 6B, and 7; Tax Map 48-4((1))35. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

55. **FINAL DEVELOPMENT PLAN AMENDMENT APPLICATION FDPA-84-D-049-2 FOR RITZ CARLTON HOTEL** (Tape 6)

Supervisor Connolly stated that the Ritz Carlton Hotel located in Tysons Corner has filed a Final Development Plan Amendment Application to allow the hotel's fitness and spa facilities to increase opportunities for use by non-hotel guests. He moved that the Board direct the Director of the Department of Environmental Management (DEM) to approve concurrent processing of the review of the appropriate and necessary engineering and construction drawings and permits associated with Final Development Plan Amendment Application FDPA 84-D-049-2. He noted that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations or adopted standards, and does not prejudice the consideration of the Application in any way. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

56. **REZONING APPLICATION RZ 93-P-015, CAMPBELL'S LANDING** (Tape 6)

Supervisor Connolly stated that the applicant for Rezoning Application RZ 93-P-015 has been trying for two and one-half years to obtain the rezoning of a one-acre parcel for inclusion into the existing Campbell's Landing development on Electric Avenue. The applicant has experienced technical difficulties in incorporating the property into the Campbell's Landing PDH zoning. The Application has now been amended to seek R-4 zoning which is in conformity with the Comprehensive Plan. Based on the delay in resolving the technical requirements of the Zoning Ordinance, the applicant has requested concurrent processing of associated Site Plans.

Therefore, Supervisor Connolly moved that the Board direct the Director of the Department of Environmental Management (DEM) to approved concurrent processing of the review of the appropriate and necessary engineering and construction drawings and permits associated with Rezoning Application RZ 93-P-015. This motion does not relieve the applicant from

complying with the provisions of any applicable ordinances, regulations, or adopted standards, and does not prejudice the consideration of the Application in any way. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

57. **INTENT TO DEFER THE PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 95-P-056 (TEMPLETON AND TEMPLETON PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 6)

Supervisor Connolly announced his intent to defer, at the appropriate time, the public hearing on Special Exception Application SE 95-P-056, Templeton and Templeton Partnership, scheduled to be held before the Board at 3:30 p.m. today.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#84.)

58. **PROPOSAL FOR PILOT PROJECT TESTING ECONOMIC ADVISORY COMMISSION (EAC) REGULATORY REFORM SUBCOMMITTEE (RRS) PROPOSED REGULATORY IMPACT EVALUATION SYSTEM** (Tape 6)

Supervisor Connolly reminded the Board that at its meeting on February 26, 1996 the Board directed staff to forward the proposed amendments to the Public Facilities Manual (PFM) regarding fire regulations to the Regulatory Reform Subcommittee (RRS) of the Economic Advisory Committee (EAC) for an evaluation by applying its proposed criteria and principles for regulatory review. He noted that the RRS has substantially completed work on a process for designing and approving County regulations. This process envisions that the governing body and staff will apply the RRS criteria to future regulations.

Accordingly, Supervisor Connolly moved that the Board:

- Use the proposed PFM amendments as a pilot study to test the EAC's new regulatory review process; and
- Authorize and direct staff to evaluate the proposed amendments as a pilot project to test the efficacy of the RRS' criteria for evaluating regulations.

This motion was seconded by Supervisor Kauffman.

Following a brief discussion, the question was called on the motion which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

59. **SPRINGFIELD DISTRICT TOWN MEETING** (Tape 6)

Supervisor McConnell announced that the Springfield District Town Meeting would be held from 7:00-9:00 p.m. on Wednesday, March 13, 1996 in Spartan Hall at West Springfield High School. She invited citizens and Members of the Board to attend.

60. **DONATIONS FOR EDDIE BROOKOVER** (Tape 6)

Supervisor McConnell reported that she had participated in a parade for Eddie Brookover, a local seventh grader who is diagnosed with leukemia and scheduled to undergo a bone marrow transplant this week. Because of the significant financial burden on the family for this procedure, they are seeking donations. Supervisor McConnell announced that anyone wishing to donate to this fund should contact her office at 703-451-8873 for further information.

61. **DRAINAGE ISSUE** (Tape 6)

Supervisor McConnell called the Board's attention to a drainage issue involving Park Authority property located in the vicinity of 6000 Lee Prescott Drive in West Springfield.

She explained that the Department of Public Works (DPW) has a storm drainage easement on the property and with each heavy rainfall significant erosion occurs.

Accordingly, Supervisor McConnell moved that the Board direct staff to review the situation and inform her as to what actions might be taken to correct, or at least mitigate, the effects of this drainage problem. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

62. **NOMINATION TO THE A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE** (Tape 6)

(BACs)

Supervisor McConnell moved the appointment of Michael Congleton as the Springfield District Representative to the A. Health Onthank Memorial Award Selection Committee.

Following discussion, with input from David P. Bobzien, County Attorney, regarding the eligibility of a County employee to serve on this Committee, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board:

- Defer this appointment; and
- Direct the Clerk to the Board to research the records to determine if County employees have served on this Committee in the past and report to the Board later in the meeting.

Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

63. **BELATED HAPPY BIRTHDAY CONGRATULATIONS TO CHAIRMAN HANLEY** (Tape 6)

Supervisor Gross extended belated happy birthday congratulations to Chairman Hanley who celebrated a birthday last week.

64. **MASON DISTRICT VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SUMMIT** (Tape 6)

Supervisor Gross reported that on Saturday, March 9, 1996 she hosted a Mason District Virginia Department of Transportation (VDOT) Summit to discuss concerns about snow removal and other transportation issues within Mason District. She expressed her appreciation to the following persons for their participation:

- Ilona Orbana, VDOT;
- Jeri Vondera, VDOT;
- Pedro Capestrany, VDOT;
- William Knost, Police Department; and
- Bruce Taylor, Office of Transportation.

She also expressed her appreciation to Delores Bohlen, School Division, for ensuring the use of Thomas Jefferson High School for Science and Technology despite closures for the snow.

In reference to the County's Snow Summit scheduled for March 19, 1996, Supervisor Gross asked unanimous consent that the Board direct staff to provide in advance:

- The format of the meeting;
- The agenda; and
- Who and which agencies have been invited.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to direct staff to request this information of VDOT since they are organizing this Summit, and this was accepted. Without objection, the request, as amended, was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

65. **CERTIFICATION BY SUPERVISOR HYLAND REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION ON FEBRUARY 26, 1996** (Tape 6)

Supervisor Hyland certified for the record, to the best of his knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the portion of the Executive Session in which he participated on February 26, 1996.

66. **STATUS REPORT ON REVITALIZATION** (Tape 6)

Supervisor Hyland asked unanimous consent that the Board direct staff to provide to Members of the Board an oral status report regarding revitalization. Following discussion, without objection, the request was so ordered.

67. **BEST WISHES TO SUPERVISOR HYLAND** (Tape 6)

Supervisor Dix, on behalf of the Board and staff, expressed his best wishes to Supervisor Hyland regarding a family matter transpiring this week.

68. **RECESS/EXECUTIVE SESSION** (Tape 6)

At 1:30 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, as well as:

- *FCS Building Association versus Board of Supervisors of Fairfax County, At Law Numbers 128900;*
- *Board of Supervisors of Fairfax County versus Lauenders, et al., At Law Number 93886; and*
- District of Columbia Water and Sewer Authority Establishment and Department of Public Works Reorganization Act.

This motion was seconded by Supervisor Frey and carried by unanimous vote.

AM:am

At 4:30 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

ACTIONS FROM EXECUTIVE SESSION69. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 7)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

70. **AUTHORIZATION FOR SETTLEMENT OF TYSONS DODGE FIDELITY, INCORPORATED VERSUS BOARD OF SUPERVISORS, ET AL., AT LAW NUMBER 128993** (Tape 7)

Supervisor Connolly moved that the Board authorize the settlement of Tysons Dodge Fidelity, Incorporated versus Board of Supervisor, et al., At Law Number 128993, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

71. **AUTHORIZATION FOR SETTLEMENT OF RACHEL K. MCCORMICK, ADMINISTRATRIX OF THE ESTATE OF FREDDY A. CAMACHO VERSUS MACHAK, AT LAW NUMBER 147509** (Tape 7)

Supervisor Gross moved that the Board authorize the settlement of Rachel K. McCormick, Administratrix of the Estate of Freddy A. Camacho versus Machak, At Law Number 147509, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

72. **FCS BUILDING ASSOCIATION VERSUS BOARD OF SUPERVISORS, AT LAW NUMBER 128900** (Tape 7)

Supervisor Mendelsohn moved that the Board reject the settlement offer, the terms of which were outlined by the County Attorney in Executive Session, in the matter of FCS Building Association versus Board of Supervisors of Fairfax County, At Law Number 128900. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

73. **AUTHORIZATION OF THE FILING OF A SUIT REGARDING THE LAND-DISTURBING ACTIVITIES OF MANOHAR AND KAMLESH GULATI**
(Tape 7)

Supervisor Mendelsohn moved that the Board authorize the filing of a suit regarding The Land-Disturbing Activities of Manohar and Kamlesh Gulati, owners of property located at 724 Goldmine Road, as discussed by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

74. **AUTHORIZATION OF THE FILING OF A SUIT ON BEHALF OF JOSEPH G. GEISEN AND JOSEPH E. KING** (Tape 7)

Supervisor Hyland moved that the Board authorize the filing of a suit on behalf of Joseph G. Geisen and Joseph E. King as discussed by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

75. **AUTHORIZATION FOR SETTLEMENT OF FAIRFAX COUNTY, VIRGINIA, ET AL., VERSUS JAMES MORALES, ADVERSARY PROCEEDING NUMBER 95-00067A-RWK** (Tape 7)

Supervisor Frey moved that the Board authorize the settlement of Fairfax County, Virginia, et al., versus James Morales, Adversary Proceeding Number 95-00067A-RWK, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor McConnell being out of the room.

76. **APPOINTMENT OF DAVID R. FLAGLER AS DIRECTOR OF THE DEPARTMENT OF ANIMAL CONTROL** (Tape 7)

Supervisor Frey moved that the Board appoint David R. Flagler as Director of the Department of Animal Control at a Grade S33, Step Six, effective May 6, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor McConnell being out of the room.

ADDITIONAL BOARD MATTERS

77. **AUTHORIZATION TO FILL VACANT PUBLIC SERVICE WORKER II POSITIONS** (Tape 7)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board authorize the County Executive to fill the 10 vacant Public Service Worker II positions in the Refuse Collection Division. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor McConnell being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

78. **BUDGET SUBCOMMITTEE MEETINGS** (Tape 8)

Supervisor Bulova announced that a series of Budget Subcommittee meetings will be held on March 15, 26, 27, and April 16, 1996, respectively.

79. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-L-046 AND REZONING APPLICATION RZ 95-L-032 (GREENSTAR I, LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 8)

Mr. Keith C. 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, Donna McNealy, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- Approval of Proffered Condition Amendment Application PCA 85-L-046 subject to the execution of the proffers dated February 16, 1996;
- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-L-032 be amended from the R-1 District to the PDH-12 District subject to the execution of the proffers dated February 16, 1996;
- Modification of Section 2-214 of the Zoning Ordinance to allow a separation of less than 200 feet between the residential units and the Richmond, Fredericksburg and Potomac Railroad (RF&P) tracks;
- Waiver of the barrier and transitional screening requirements in favor of that shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP) and subject to the executed proffers dated February 16, 1996 and the Development Conditions dated February 21, 1996; and
- Waiver of the maximum length to allow private streets.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

80. **3:30 P.M. - PH ON REZONING APPLICATION RZ 95-V-013 (VAN METRE HOMES, INCORPORATED) (MOUNT VERNON DISTRICT)** (Tape 8)

Mr. Carson Lee Fifer, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Fifer 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.

Supervisor Connolly disclosed the following:

- Mr. James Dyke, an attorney with McGuire, Woods, Battle and Boothe, served on the Connolly for Supervisor Finance Committee.

Chairman Hanley disclosed the following:

- Mr. James Dyke, an attorney with McGuire, Woods, Battle and Boothe, served on the Hanley for Chairman Finance Committee.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-V-013 be amended from the R-1 and Historic Overlay Districts to the PDH-2 and Historic Overlay Districts subject to the execution of the proffers dated March 7, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

81. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-060 (AMERICAN PCS, LIMITED PARTNERSHIP) (MASON DISTRICT)** (Tape 8)

Supervisor Gross moved to defer the public hearing on Special Exception Application SE 95-M-060 until **March 18, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

82. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 84-P-002-2 AND PCA 85-P-136 (PENDERBROOK COMMUNITY ASSOCIATION, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 8)

Mr. Patrick Vye reaffirmed the validity of the affidavit for the record.

Mr. Vye 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, Gregg Russ, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of Proffered Condition Amendment Applications PCA 84-P-002-2 and PCA 85-P-136 subject to the execution of the proffers dated March 6, 1996. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

83. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-060 (AMERICAN PCS, LIMITED PARTNERSHIP) (MASON DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Special Exception Application SE 95-M-060 from March 11, 1996 to March 18, 1996 at 3:30 p.m. See Clerk's Summary Item CL#81.)

84. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-056 (TEMPLETON AND TEMPLETON PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Special Exception Application SE 95-P-056 until **April 8, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

85. **3:30 P.M. - BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 94-M-010 (MAHMOUD MOIN-AMIN) (MASON DISTRICT)** (Tape 8)

(NOTE: On February 12, 1996, the Board held a public hearing on Special Exception Application SE 94-M-010 and deferred its decision until March 11, 1996.)

Supervisor Gross moved:

- Approval of Special Exception Application SE 94-M-010 subject to the revised development conditions dated February 29, 1996; and
- *Waiver of the service drive requirements.*

This motion was seconded by Supervisor Hyland.

*Following discussion, the question was called on the motion, which **CARRIED** by a recorded vote of five, Supervisor Bulova abstaining, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.*

86. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-B-021 (TAURUS ENTERPRISES, INCORPORATED) (BRADDOCK DISTRICT)** (Tape 8)

Mr. H. Kendrick Sanders reaffirmed the validity of the affidavit for the record.

Mr. Sanders 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, Donna McNealy, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-B-021 be amended from the R-1 District to the R-3 District subject to the execution of the proffers dated February 20, 1996. This motion was seconded by Supervisor Frey and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

87. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-V-009 (MARTIN E. TURK, TRUSTEE) (MOUNT VERNON DISTRICT)** (Tape 8)

Mr. Martin E. Turk reaffirmed the validity of the affidavit for the record.

Mr. Turk 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. This motion was seconded by Supervisor Frey and carried by a vote of seven, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Supervisor Hyland moved:

- Approval of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-V-009 to be amended from the R-1 and Historic Overlay Districts to the PDH-4 and Historic Overlay Districts subject to the

execution of the proffers dated March 8, 1996;

- Waiver of the service drive requirement along Route One; and
- Waiver of the 600 maximum length of private streets.

This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room.

88. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-Y-016 AND SPECIAL EXCEPTION APPLICATION SE 95-Y-024 (CHANTILLY 50-28 ASSOCIATES, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 8)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 95-Y-016 and Special Exception Application SE 95-Y-024 until **April 8, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room.

89. **BOARD ADJOURNMENT** (Tape 8)

At 5:30 p.m., the Board adjourned.