

**CM:cm**

The meeting was called to order at 9:35 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. **9:30 A.M. - PRESENTATION OF LORDS AND LADIES FAIRFAX AND RECOGNITION OF THE CORPORATE SPONSORS OF THE 1996 FAIRFAX FAIR** (Tape 1)

Chairman Hanley presented Certificates of Recognition to the following Lord and Lady Fairfax Honorees:

At Large

- Mr. Edward J. Brazill; and
- Ms. Vivian L. Brazill.

Braddock District

- Mr. Raymond F. Burmester; and
- Ms. Jessica Burmester.

Dranesville District

- Mr. Richard Bliss; and
- Ms. Alice Starr.

Hunter Mill District

- Mr. Louis J. Zone; and
- Ms. Sylvia P. Mundy.

Lee District

- Mr. Mylo "Mike" Keck; and
- Ms. Emily McCoy.

Mason District

- Mr. Charles W. "Chuck" Hemingway; and
- Ms. Sharon Wentland.

Mount Vernon District

- Mr. Warren I. Cikens; and
- Ms. Henley F. Gible.

Providence District

- Mr. Herbert "Bert" Doyle; and
- Ms. Letty Fleetwood.

Springfield District

- Mr. James C. Chesley; and
- Ms. Judith Isom.

Sully District

- Mr. Aubrey D. Tarkington; and
- Ms. Anna Lee.

In addition, Aubrey Tarkington, President, Faxfair Corporation, expressed appreciation to the Board and all of the corporate sponsors of the 1996 Fairfax Fair.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. DANIELLE FOARD FOR BEING SELECTED AS THE ONLY VIRGINIA STUDENT TO REPRESENT THE UNITED STATES ON THREE-CITY EUROPEAN SOCCER TOURNAMENT** (Tape 1)

Supervisor Connolly presented the Certificate of Recognition to Ms. Danielle Foard for being selected as the only Virginia student to represent the United States on a three-city European Soccer Tournament of the Division One Under-17 Olympic Development Team.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO MR. CHRISTOPHER BROWNE, MR. CHRISTOPHER ROLAND, MS. KATIE STANONIK, AND MS. MARIANNE BARRICK OF SAINT JAMES CATHOLIC SCHOOL** (Tape 1)

Supervisor Gross presented the Certificates of Recognition to Mr. Christopher Browne, Mr. Christopher Roland, Ms. Katie Stanonik, and Ms. Marianne Barrick of Saint James Catholic School for winning the grand prize in the "Seek Out Science" contest.

5. **CERTIFICATES OF RECOGNITION PRESENTED TO W. T. WOODSON HIGH SCHOOL GIRLS' LACROSSE TEAM FOR WINNING THE CONCORDE DISTRICT CHAMPIONSHIP** (Tape 1)

Supervisor Connolly presented the Certificates of Recognition to Principal Gary Miller, Coach Dara Bonham, and the W. T. Woodson High School Girls' Lacrosse Team for winning the Concorde District Championship.

6. **CERTIFICATES OF RECOGNITION PRESENTED TO W. T. WOODSON HIGH SCHOOL BOYS' LACROSSE TEAM FOR WINNING THE CONCORDE DISTRICT CHAMPIONSHIP** (Tape 1)

Supervisor Connolly presented the Certificates of Recognition to Principal Gary Miller, Coach John Fitzgerald, and the W. T. Woodson High School Boys' Lacrosse Team for winning the Concorde District Championship.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO OAKTON ELEMENTARY SCHOOL IN CELEBRATION OF ITS 50TH ANNIVERSARY** (Tape 1)

Supervisor Connolly presented the Certificate of Recognition to Principal Juanita Trotter and Parents and Teachers Association (PTA) President Marilyn Black in celebration of Oakton Elementary School's 50th anniversary.

8. **CERTIFICATE OF RECOGNITION PRESENTED TO PINE SPRING ELEMENTARY SCHOOL IN CELEBRATION OF ITS 40TH ANNIVERSARY** (Tape 1)

Supervisor Connolly presented the Certificate of Recognition to Principal Andrea Warner and Parents and Teachers Association (PTA) President Christi Cook in celebration of Pine Spring Elementary School's 40th anniversary.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. SALLY ORMSBY FOR BEING NAMED "STATE MOTHER OF THE YEAR"** (Tape 1)

Supervisor Connolly presented the Certificate of Recognition to Ms. Sally Ormsby for being named "State Mother of the Year" for Virginia by American Mothers, Incorporated.

10. **CERTIFICATE OF RECOGNITION PRESENTED TO SHERIFF CARL R. PEED FOR BEING NAMED REGION ONE DIRECTOR OF THE 1996 LAW ENFORCEMENT TORCH RUN TO BENEFIT THE VIRGINIA SPECIAL OLYMPICS** (Tapes 1-2)

Supervisor Bulova presented the Certificate of Recognition to Sheriff Carl R. Peed for being named Region One Director of the 1996 Law Enforcement Torch Run to benefit the Virginia Special Olympics.

### **BOARD MATTER**

11. **RECOGNITION OF MS. JEAN PACKARD AND DELEGATE JIM SCOTT** (Tape 2)

Chairman Hanley recognized the presence of Ms. Jean Packard, former Chairman of the Board, and Delegate Jim Scott, former Providence District Supervisor, and warmly welcomed them to the Board Auditorium.

12. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. WILTON H. DICKERSON FOR SERVING AS PROVIDENCE DISTRICT REPRESENTATIVE TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA)** (Tape 2)

Supervisor Connolly presented the Certificate of Recognition to Mr. Wilton H. Dickerson for all of his efforts while serving as the Providence District Representative to the Fairfax County Redevelopment and Housing Authority (FCRHA).

**SBE:sbe**

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

Supervisor Connolly moved approval of the Administrative Items. This motion was seconded by Supervisor Bulova 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 (MOUNT VERNON, PROVIDENCE AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated June 3, 1996 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Collingwood Farms	Mount Vernon	Colling Ridge Court Collingwood Road, Route 628, Additional right-of-way only
Madrillon Springs, Section 2	Providence	Madrillon Creek Court
Fair Lakes Boulevard, Sully Phase II		Fair Lakes Boulevard, Route 7735, (four lanes) Fair Lakes Boulevard, Route 7735, Additional right-of-way only
Fair Lakes, Parcel 4D	Sully	Great Heron Drive Fair Lakes Boulevard, Route 7735, Additional right-of-way only

**ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF PINECREST ROAD AND VIKING ROAD (HUNTER MILL DISTRICT)**

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

- Pinecrest Road (Route 5338) and Viking Drive (Route 5340); 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 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) AND PUBLIC FACILITIES MANUAL (PFM) REGARDING PROVISION OF AN ACCESSIBILITY IMPROVEMENT FOR PERSONS WITH DISABILITIES**

(A)

(R) Adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on July 18, 1996 and before the Board on **August 5, 1996 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Public Facilities Manual (PFM) regarding provision of an accessibility improvement for persons with disabilities.

**ADMIN 4 - AUTHORIZATION FOR A PARTNERSHIP OF FAIRFAX COUNTY**

**HUMAN SERVICES PROVIDERS TO SUBMIT SEVEN GRANT APPLICATIONS TO THE UNITED STATES (U.S.) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FUNDING THROUGH THE CONTINUUM OF CARE HOMELESS ASSISTANCE PROGRAM**

Authorized a partnership of Fairfax County private and public human services providers to submit seven grant applications to the United States (U.S.) Department of Housing and Urban Development (HUD) through the Continuum of Care Homeless Assistance Program authorized by the Stewart McKinney Homeless Assistance Act.

**ADMIN 5 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97002 FOR THE HEALTH DEPARTMENT'S BREAST AND CERVICAL CANCER GRANT AND THE PERINATAL SERVICES GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97002 in the amount of \$51,904 for Fiscal Year (FY) 1997 grant funds under the Breast and Cervical Cancer Grant (\$25,000) and the Perinatal Services Grant (\$26,904). These grant appropriations from the Virginia Department of Health will run from July 1, 1996 to June 30, 1997.

**ADMIN 6 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97001 FOR FAIRFAX COUNTY CIRCUIT COURT AND RECORDS PRESERVATION PROGRAM GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97001 in the amount of \$68,296 from the Virginia State Library and Archives to preserve photostat deed books.

**ADMIN 7 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97006 FOR THE NEUTRAL CASE EVALUATION/ALTERNATIVE DISPUTE RESOLUTION (NCE/ADR) GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97006 in the amount of \$41,499 for the third year of the Neutral Case Evaluation/Alternative Dispute Resolution (NCE/ADR) grant.

14. **A-1 - DESIGNATION OF VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SUPPLEMENTAL REVENUE SHARING FUNDS FOR FISCAL YEAR (FY) 1996 (SULLY DISTRICT)** (Tape 3)

- (R) Supervisor Frey moved that the Board concur in the recommendation of staff and adopt the Resolution designating a maximum of \$50,000 in unused Fiscal Year (FY) 1996 Virginia Department of Transportation (VDOT) Revenue Sharing Program funds and \$50,000 in matching Fairfax County funds toward funding the improvement of the Stone Road/Poplar Tree Road/Braddock Road intersection and an auxiliary lane on the Fairfax County Parkway northbound from the I-66 ramp to the right turn lane at Fair Lakes Parkway. This motion was seconded by Supervisor Kauffman.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, 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,”

15. **A-2 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) ALLOCATION PUBLIC HEARING FOR THE SIX-YEAR INTERSTATE, PRIMARY, URBAN, AND TRANSIT IMPROVEMENT PROGRAM FOR FISCAL YEARS (FY) 1997-2002 (COUNTYWIDE)** (Tape 3)

Supervisor McConnell moved that the Board concur in the recommendation of staff and take the following actions pertaining to the Final Allocation of Virginia Department of Transportation (VDOT) funds for Fiscal Years (FY) 1997-2002:

- Approve the letter to Secretary Martinez (contained in Attachment I of the Memorandum to the Board), emphasizing the Board's comments and recommendations regarding the proposed allocations; and
- Reaffirm the Board's previous allocation priority recommendations of March 18, 1996 (contained in Attachment III of the Memorandum to the Board), as presented to the Commonwealth Transportation Board (CTB) at the March 22, 1996, public hearing.

This motion was seconded by Supervisor Bulova.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation (OT), Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to revise the letter to Secretary Martinez by changing the word “with” **to** “in addition to” in the sentence which reads, “Approximately \$36 million is still needed to complete this high priority project *with* funds now shown in the FY 1997-2002 program”; and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following further discussion, with input from Mr. Pant and Katherine D. Ichter, Chief, Highway Operations Division, OT, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide more information regarding the ramp from eastbound I-66 to southbound I-495 project, Item 11 as contained in Attachment II in the Memorandum to the Board. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following further discussion, with input from Mr. Pant and Ms. Ichter, Chairman Hanley referred to the lack of an allocation to the enhancement fund (as contained on page 30 in the Memorandum to the Board) and noted that she had received a memorandum from the Chairman of the Park Authority on this subject. Accordingly, she relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to include this issue in the letter to Secretary Martinez, and this was accepted.

Chairman Hanley asked to amend the motion to direct staff to include in the letter to Secretary Martinez a request to fund Phase II of the joint project with the City of Fairfax, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following further discussion, with input from Mr. Pant and Ms. Ichter, Supervisor Hyland asked unanimous consent that the Board direct staff to request VDOT to provide information as to the date the Central Computerized Traffic System will be activated in the County.

Supervisor Connolly asked to amend the request to direct staff to request from VDOT a report on the status of the traffic systems for neighboring jurisdictions as well in terms of their coordination and cooperation, and this was accepted. Without objection, the request, as amended, was so ordered.

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

16. **A-3 - AUTHORIZATION TO AWARD \$50,000 FROM THE PREDEVELOPMENT FUND TO OLDE SALEM VILLAGE HOUSING CORPORATION, A 501 (C) (3) AFFILIATE OF ARLINGTON HOUSING CORPORATION FOR THE PURPOSES OF CONDUCTING PRELIMINARY STUDIES RELATED TO THE ACQUISITION AND REHABILITATION OF OLDE SALEM VILLAGE (MASON DISTRICT)** (Tape 3)

Supervisor Gross moved that the Board concur in the recommendation of staff and authorize the award of \$50,000 from the Predevelopment Fund to Olde Salem Village Housing Corporation for preliminary studies related to the acquisition and rehabilitation of Olde Salem Village. This motion was seconded by Supervisor Kauffman.

Following discussion, with input from Michael J. Scheurer, Director, Development Division, Department of Housing and Community Development (HCD) and David P. Bobzien, County Attorney, Supervisor Hyland asked to amend the motion to defer this item, and this was accepted.

Following further discussion, with input from Mr. Scheurer, Supervisor Hyland asked unanimous consent that the Board direct the County Attorney to:

- Provide a copy of the legal opinion which was rendered for the Fairfax County Redevelopment and Housing Authority (FCRHA) regarding a former employee of HCD; and
- Review the issue in terms of a possible/reasonable appearance of a conflict.

Without objection, it was so ordered.

Supervisor Gross moved to call the question on the motion.

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

Supervisor Dix asked unanimous consent that the Board direct staff to provide information on the Arlington Housing Corporation, regarding its relationship to the Government of Arlington County. Without objection, it was so ordered.

Supervisor McConnell reminded the Board that she had requested the County Executive to identify those organizations that were tax exempt and what the cost was to the County. Accordingly, she asked unanimous consent that the Board direct staff to provide an estimate of the tax revenue loss if the Arlington Housing Corporation was granted a tax exemption. Without objection, it was so ordered.

17. **C-1 - FINANCING OF THE OLDE SALEM VILLAGE BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY** (Tape 3)

Supervisor Gross called the Board's attention to Consideration Item C-1- Financing of the Olde Salem Village Bonds by the Fairfax County Redevelopment and Housing Authority (FCRHA) and moved to defer this item until June 17, 1996 because the residents of the neighborhood surrounding Olde Salem Village expressed a desire for additional information on the proposal before the Board votes on the bond issue. She noted that she would be holding a community meeting on June 12, 1996. This motion was seconded by Supervisor Frey.

Following discussion, Supervisor Frey asked unanimous consent that the Board direct staff to:

- Provide information on the fees that the FCRHA is charging;
- Review the situation where the marketing of these bonds appears to be a way to provide ongoing staff support; and

- Compare these bonds with those used by the Economic Development Authority (EDA).

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to also include a review of other cases used for County projects, and this was accepted.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Citing the fact that Fairfax County has a sizable waiting list for affordable housing, Supervisor McConnell asked unanimous consent that the Board direct staff to request the Arlington Housing Corporation to provide information as to the prioritization of Fairfax versus Arlington residents. Without objection, it was so ordered.

Following further discussion, with input from Michael J. Scheurer, Director, Development Division, Department of Housing and Community Development (HCD), the question was called on the motion, which carried by unanimous vote.

(NOTE: Later in the meeting, during Board Matters, there was additional discussion regarding this item. See Clerk's Summary Item CL#51.)

18. **A-4 - ADOPTION OF FINAL COMMUNITY IMPROVEMENT PROGRAM ASSESSMENTS FOR LINCOLNIA HEIGHTS PHASE II (MASON DISTRICT)**  
(Tape 3)

- (Rs) On motion of Supervisor Gross, seconded by Supervisor Hyland, 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," the Board concurred in the recommendation of staff and adopted the Resolutions establishing the final assessments for the Lincolnia Heights Phase II Community Improvement Program project.

19. **A-5 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - POLYGRAPH EXAMINER** (Tape 3)

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

<u>Class Title</u>	<u>Grade</u>	<u>Salary Range</u>
Polygraph Examiner	S-18	\$29,075 - \$45,006

20. **A-6 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND**

**COMPENSATION PLANS - PRODUCER/DIRECTOR** (Tape 3)

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

<u>Class Title</u>	<u>Grade</u>	<u>Salary Range</u>
Producer/Director	S-22	\$35,034 - \$54,226

21. **A-7 - AGREEMENTS FOR THE INSPECTION AND BONDING OF THE FROG HILL DEVELOPMENT PROJECT IN THE TOWN OF CLIFTON** (Tape 3)

On motion of Supervisor McConnell, seconded by Chairman Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Director of the Department of Environmental Management (DEM) to:

- Execute an agreement with the Town of Clifton to inspect, monitor and process fees for the Frog Hill Project; and
- Execute an agreement with the Developer of the Frog Hill Project specifying bonding requirements for the project.

**AR:ar**

22. **C-1 - FINANCING OF THE OLDE SALEM VILLAGE BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (MASON DISTRICT)** (No Tape)

[NOTE: Earlier in the meeting, action was taken by the Board to defer this item until June 17, 1996, (see Clerk's Summary Item CL#17), and later in the meeting, there was discussion regarding this matter. See Clerk's Summary Item CL#51.]

23. **C-2 - REFUNDING OF THE BURKE SHIRE COMMONS BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (SPRINGFIELD DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting approval of the issuance of tax-exempt Multi-Family Housing Refunding Revenue Bonds by the Fairfax County Redevelopment and Housing Authority (FCRHA) as provided for in the "Uniform Policy for Issuance of Economic Development Authority (EDA) and FCRHA Industrial Development Bonds" adopted by the Board on March 7, 1983.

Supervisor McConnell moved approval of the issuance of the tax-exempt Multi-Family Housing Refunding Revenue Bonds by the FCRHA. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

24. **C-3 - APPEAL OF ALLEGED PROFFER INTERPRETATION - REZONING APPLICATION RZ 82-A-101, TARGET (BRADDOCK DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 regarding the validity of an "appeal" of an alleged Proffer Interpretation which is purported to address the issue of screening and buffering along the New Guinea Road and Roberts Road frontages of the Target site.

Chairman Hanley noted that this item, at the request of the County Attorney, would be deferred until after today's Executive Session.

(NOTE: Later in the meeting, action was taken by the Board to dismiss this appeal. See Clerk's Summary Item CL#89.)

25. **I-1 - STAFF SUMMARIES OF MARCH AND APRIL 1996 TRANSPORTATION ADVISORY COMMISSION (TAC) MEETINGS (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 presenting the Staff Summaries of the March and April 1996 Transportation Advisory Commission (TAC) meetings.

26. **I-2 - RESTON EXPRESS COMPONENT OF THE RESTON INTERNAL BUS SYSTEM (RIBS) (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization for staff to proceed to eliminate the Reston Express service effective July 1, 1996, as recommended by the Board on May 13, 1996.

Supervisor Dix referred to a recommendation from the Transportation Management Association as a potential alternative service for the Reston Express. He asked unanimous consent that the Board refer this recommendation to the Office of Transportation for assessment and comments regarding the feasibility of this alternative as a low-cost possibility. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

27. **I-3 - INITIATION OF THE PROCUREMENT PROCESS FOR THE FAIRFAX CONNECTOR-HUNTINGTON DIVISION BUS SERVICE AND THE TELEPHONE INFORMATION CENTER (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization for staff to:

- Issue Request for Proposals (RFPs) for the FAIRFAX CONNECTOR-Huntington Division service;

- Select the best option for the procurement of telephone information services and then proceed with the procurement process thereof; and
- Report at the conclusion of the procurement process.

The new contract(s) will be effective in late 1996.

The staff was directed administratively to proceed as proposed.

28. **I-4 - FAIRFAX COUNTY BOARD OF EQUALIZATION (BOE) - FISCAL YEAR (FY) 1997 BUDGET REDUCTION** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization for staff to proceed with the recommendation of the Fairfax County Board of Equalization (BOE) Chairman to:

- Implement a rotational schedule such that no more than five BOE members attend any given meeting; and
- Attain greater efficiencies through additional case management, document copying efforts and by streamlining the meeting and presentation process.

The Department of Tax Administration (DTA) will work closely with the BOE to achieve the required budget reduction.

Following discussion with input from Thomas Hutchins, Chairman, BOE, and Kevin C. Greenlief, Director, Department of Tax Administration, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board defer consideration of this item until later in the day. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

(NOTE: Later in the meeting, action was taken by the Board on this item. See Clerk's Summary Item CL#102.)

29. **I-5 - NOTICE OF UPCOMING FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) ACTIVATION OF FIRE AND RESCUE DEPARTMENT'S URBAN SEARCH AND RESCUE (US&R) TEAM TO PROVIDE STAND-BY EMERGENCY ASSISTANCE FOR THE 1996 OLYMPIC GAMES IN ATLANTA**

(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization that upon receipt of official activation notification, expenditure authority, not to exceed \$490,000 in total, will be allocated into Subfund 107, Federal/State Grant Fund, in the Federal Emergency Management Agency's (FEMA) Activation Grant to cover all related expenses and included in the Fiscal Year (FY) 1996 Carryover Review for appropriation by the Board.

Following a query from Supervisor Dix regarding the reimbursable amounts, the staff was directed administratively to proceed as proposed.

30. **I-6 - SELECTED HIRING ACTIONS TO ENSURE SUPPORT OF FISCAL YEAR (FY) 1997 BUDGET APPROVED SERVICES AND FUNCTIONS** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization for staff to proceed with the recruitment and hiring for vacant positions as outlined in the Memorandum to the Board. All vacant positions submitted for recruitment will be reviewed by the Office of Personnel to determine if the positions can be used in the reduction in force (RIF) internal placement process. Recruitment action will proceed for vacant positions not needed for the RIF process.

Following discussion, Supervisor Connolly moved that the Board:

- Defer consideration of this item until the next Board meeting on June 17, 1996; and
- Direct the County Executive to provide, at that meeting, a proposal that would allow filling only those vacant positions which provide direct service to County residents, and not the whole list of 283 positions.

This motion was seconded by Supervisor McConnell.

Following further discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff, after the filling of those positions which provide direct service, to defer any further action until after July 1, 1996, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following input from William J. Leiding, County Executive, Supervisor Mendelsohn asked to amend the motion to direct staff to include:

- How long the position has been vacant; and
- What type of positions the 50 expected to be RIF'd will be - probationary or merit?

This was accepted.

Supervisor Frey asked to amend the motion to direct staff to provide a list, before the next Board meeting, of the specific positions that were to be eliminated as outlined in the Board's adopted budget, and this was accepted.

Chairman Hanley suggested that it would be useful to have the requested lists circulated to Board Members prior to distribution of the next Board Package.

Supervisor Kauffman asked to amend the motion to direct staff to include notations on the lists indicating:

- Whether positions are permanent or seasonal; and
- Whether positions are associated with computerization automation efforts.

This was accepted.

Following additional discussion and input from James P. McDonald, Deputy County Executive for Management and Budget, Supervisor Connolly clarified that the intent of his motion is to direct the County Executive to further refine the list of vacant positions to be filled.

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

Supervisor Frey asked unanimous consent that the Board direct staff, after this entire RIF process, to provide a breakdown of what kind of outplacement services were provided, and the ultimate cost. Without objection, it was so ordered.

Following discussion, with input from the County Executive, Supervisor Hyland asked unanimous consent that the Board direct staff to provide information as to whether Federal money would be available to the County if the services for RIF employees were performed in-house. Without objection, it was so ordered.

(NOTE: Later in the meeting, during Board Matters, there was additional discussion pertaining to the funding for these services. See Clerk's Summary Item CL#81.)

**DISTRICT** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 presenting an inventory of the Government Center Complex space.

Supervisor Mendelsohn referred to the list on page 71 of the Memorandum to the Board and asked unanimous consent that the Board direct staff to provide the amount of rent paid to the County by each organization. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was additional discussion of this item. See Clerk's Summary Item CL#103.)

32. **I-8 - LOCATING FEDERAL TRANSITION CENTER AT THE FAIRFAX COUNTY GOVERNMENT CENTER** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization to negotiate a lease for the establishment of a Federal Job Training/Career Transition Center in the Fairfax County Government Center.

Supervisor Dix asked unanimous consent that the Board defer consideration of this item and direct staff to provide:

- A list of outstanding leases with their termination dates; and
- A list of other activities considered for location in the Government Center

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Dix amended his request to direct staff to provide the information requested before the end of today's meeting.

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

Supervisor Frey asked unanimous consent that the Board direct staff to include an estimate of the number of Federal employees residing in Fairfax County who might use the services of this facility. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was additional discussion of this matter. See Clerk's Summary Item CL#104.)

33. **I-9 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-V96-1, CELLULAR ONE WASHINGTON/BALTIMORE AND THE MOUNT VERNON LADIES' ASSOCIATION (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 presenting Planning Commission action on Public Facilities Application 456-V96-1. The Planning Commission voted to approve the application to construct a mobile telephone site (monopole) on the Mount Vernon Estate site at 3200 Mount Vernon Memorial Highway, citing that it met the *Code of Virginia*, Section 15.1-456, criteria of character, location, and extent, and was in substantial accord with the County's Comprehensive Plan.

34. **I-10 - AWARD OF CONTRACT FOR UNDERGROUND STORAGE TANK REPLACEMENT AND SEPTAGE RECEIVING FACILITY (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 3, 1996 requesting authorization for staff to award a contract in the amount of \$1,569,000 to Norair Engineering Corporation for the construction of the Underground Storage Tank Replacement and Septage Receiving Facility in Project N00321, Lower Potomac Pollution Control Plan Expansion Beyond 54 MGD, in Subfund 524, Sewer Bond Extension and Improvements.

The staff was directed administratively to proceed as proposed.

#### **ADDITIONAL BOARD MATTERS**

35. **BOOKMOBILE IN RESTON AREA** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct the Library Board to consider the possibility of providing bookmobile services to the senior residents of the Reston area, which is particularly needed due to the closing of the Carter Glass and Hunters Branch Mini-Libraries. Without objection, it was so ordered.

36. **SPECIFIC LIST OF SCHOOLS' CAPITAL NEEDS** (Tape 4)

With reference to the response received regarding the specific list of the Schools's capital needs, Chairman Hanley asked unanimous consent that the Board:

- Request the School Board to respond regarding which schools have never had a renewal; and
- Request from the County's Bond Counsel the advisability of placing on a bond issue, renewals for schools whose bonds are still being paid from an existing renewal.

Supervisor Mendelsohn asked that the request be amended to include, "never had a

renewal to the current standards,” and this was accepted.

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

37. **ANNUAL CHALLENGE FROM STAFFORD COUNTY BOARD OF SUPERVISORS FOR RACE DOWN THE RAPPAHANNOCK RIVER** (Tape 4)

Chairman Hanley noted that the annual challenge has been received from the Stafford County Board of Supervisors for a race down the Rappahannock River.

In jest, Supervisor Dix moved that the Board appoint Supervisor Bulova and Supervisor Frey to represent the Fairfax County Board of Supervisors in this exercise. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

38. **PREVIEW OF THE FAIRFAX COUNTY WEB SITE AND KIOSK** (Tape 4)

Chairman Hanley called the Board’s attention to the memorandum received regarding the preview of the Fairfax County Web Site and Kiosk, with access between 1:00 p.m. and 6:00 p.m. today, and a demonstration scheduled for tomorrow.

39. **STATUS OF PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) ADDRESSING FEES** (Tape 4)

Chairman Hanley asked unanimous consent that the Board direct staff to provide an update on the status of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) addressing fees. Without objection, it was so ordered.

40. **ADJUSTMENT OF THE WETLANDS PERMIT FEES** (Tape 4)

Chairman Hanley asked unanimous consent that the Board refer to staff the issue of the adjustment of the wetlands permit fees as one of next year’s budget issues. Without objection, it was so ordered.

41. **DEFERRAL OF PUBLIC HEARING SCHEDULED FOR JUNE 17, 1996 ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING THE ZONING FEE SCHEDULE** (Tape 4)

Chairman Hanley moved that the Board defer the public hearing scheduled for June 17, 1996 on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding the Zoning Fee Schedule until **July 8, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

42. **NOTIFICATION OF FUNDING AVAILABILITY FOR FISCAL YEAR (FY) 1996 FEDERALLY ASSISTED LOW-INCOME HOUSING DRUG ELIMINATION**

**GRANTS (AHDEG) FOR STONEGATE VILLAGE, MURRAYGATE VILLAGE, AND CEDAR RIDGE APARTMENTS** (Tape 4)

Chairman Hanley referred to the Notification of Funding Availability for Fiscal Year (FY) 1996 Federally Assisted Low-Income Housing Drug Elimination Grants (AHDEG) for Stonegate Village, Murraygate Village, and Cedar Ridge Apartments and asked unanimous consent that the Board direct staff to respond with a clarification regarding the funding of this project through this program, as opposed to previous action taken by the Board in Budget Markup to fund this item through Lines of Business (LOB) Number 148. Without objection, it was so ordered.

43. **LETTER FROM THE OVERSIGHT COMMITTEE ON DRINKING AND DRIVING REGARDING THE SAFE RIDES PROGRAM** (Tape 5)

(BACs)

Chairman Hanley called the Board's attention to a letter received from the Oversight Committee on Drinking and Driving regarding the Safe Rides Program and asked unanimous consent that the Board direct staff to transmit this letter to the School Board without comment. Following discussion, without objection, it was so ordered.

44. **STREET LIGHTS** (Tape 5)

With reference to the List of the Sequential Order for Street Lights, as provided by the Police Department and identified as Attachment III, Chairman Hanley moved that the Board direct staff to proceed with the installation of street lights as shown on the list. This motion was seconded by Supervisor Kauffman.

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

45. **RESOLUTIONS FROM THE FEDERATION OF CITIZENS ASSOCIATIONS** (Tape 5)

Chairman Hanley called the Board's attention to a Resolution from the Federation of Citizens Associations addressing the issue of Board of Zoning Appeals (BZA) hearings and the decisions being published in the *Weekly Agenda*. She asked unanimous consent that the Board direct staff to provide a cost estimate for proceeding with that. Without objection, it was so ordered.

46. **LETTER FROM AHOME REGARDING AFFORDABLE HOUSING** (Tape 5)

Chairman Hanley moved that the Board refer to the Housing Subcommittee for review the letter from AHOME regarding the availability of affordable housing in Fairfax County and the preservation of existing units. This motion was seconded by Supervisor Kauffman.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

CM:cm

47. **JAMES MADISON HIGH SCHOOL VARSITY GIRLS SOFTBALL TEAM WINS NORTHERN REGION CHAMPIONSHIP** (Tape 6)

Supervisor Dix announced that the James Madison High School varsity girls softball team recently won the Northern Region Championship and asked unanimous consent that the Board direct staff to invite them to appear before the Board on June 17, 1996 to receive recognition. Without objection, it was so ordered.

48. **CHANTILLY HIGH SCHOOL PLACES FIRST IN THE STATE OF VIRGINIA TO WIN THE GROUP AAA CENTRAL FIDELITY CUP** (Tape 6)

Supervisor Frey announced that Chantilly High School placed first in the State of Virginia to win the Group AAA Central Fidelity Cup for overall excellence in academic activities. This competition is sponsored by Central Fidelity Bank and the Virginia High School League and is based on a point system where participating schools are grouped by size and are awarded points for outstanding performances in creative writing, drama, forensics, school publications and debate. The Group AAA category is representative of the largest schools in the State, defined as those with an enrollment in excess of 1,000 students. Chantilly High School has a student enrollment of 2,385 students.

Supervisor Frey asked unanimous consent that the Board direct staff to invite Mr. Dale Rumberger, Principal of Chantilly High School, and the student competitors to appear before the Board for public recognition of their outstanding achievement in placing first in this academic competition. Without objection, it was so ordered.

49. **PROFFERED CONDITION AMENDMENT APPLICATION PCA-80-S-008 FOR I-5 ZONED LAND ON WILLARD ROAD** (Tape 6)

Supervisor Frey stated that Proffered Condition Amendment Application PCA 80-S-008 has been filed for I-5 zoned land on Willard Road to enable relocation of an existing rental business by allowing outside storage of heavy equipment. Outside storage of heavy equipment is a use allowed by-right in the I-5 District, but proffers approved with the previous zoning on this property precludes this use. The application process has taken longer than anticipated by this applicant and time is of the essence.

Supervisor Frey stated that Proffered Condition Amendment Application PCA-80-S-008 is currently scheduled for public hearing before the Planning Commission on October 10, 1996, but this might be changed if a September date becomes available. In an effort to assist this applicant, Supervisor Frey moved that the Board direct staff to schedule the Board's public hearing at the first opportunity immediately following the Planning Commission hearing. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Bulova and Supervisor McConnell being out of the room.

50. **POLICE SUPPORT AT UPCOMING FOURTH OF JULY EVENTS** (Tape 6)

Supervisor Frey reminded Board Members of upcoming Fourth of July community events and stated that there are concerns on the part of the volunteer groups regarding the restrictions in use of overtime by the Police Department.

Supervisor Frey moved that the Board direct staff to work with the Police Chief to assure that whatever steps are necessary to adequately cover the events are taken and if overtime needs to be adjusted that it be done and the cost not be absorbed within the overtime ceiling set by the County Executive. This motion was seconded by Supervisor Bulova.

Following discussion, with input from William J. Leidinger, County Executive, this matter was deferred pending a request for information regarding a cost comparison on how much public safety overtime results from Fourth of July events.

**PMH:pmh**

51. **COMMUNITY MEETING REGARDING PROPOSED SALE OF OLDE SALEM VILLAGE APARTMENTS** (Tape 7)

(NOTE: Earlier in the meeting, this sale was addressed. See Clerk's Summary Item CL#17.)

Supervisor Gross announced that the public is invited to attend a follow-up community meeting concerning the proposed sale of Olde Salem Village Apartments to Arlington Housing Corporation. The Fairfax County Redevelopment and Housing Authority (FCRHA) has recommended issuing revenue bonds; however, at the public hearing, residents of the surrounding community expressed the desire to learn more about the project before the Board votes on bonds. This meeting will be held on Wednesday, June 12, 1996 at 7:00 p.m. in the Mason District Governmental Center.

52. **PRESIDENT OF THE FAIRFAX COUNTY COUNCIL OF PARENT, TEACHER ASSOCIATIONS (PTAs) RETIRES** (Tape 7)

Supervisor Gross noted that after countless years of service, Mason District resident Kenton Pattie is retiring as President of the Fairfax County Council of Parent, Teacher Associations (PTAs).

Therefore, Supervisor Gross moved that the Board direct staff to invite Mr. Pattie to appear before the Board to be recognized for his years of service at the Board meeting scheduled for June 17, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

53. **COUNTY (BRANCH) TAX ASSESSMENT OFFICES CLOSE ON JULY 1, 1996** (Tape 7)

Supervisor Gross stated that the County (Branch) Tax Assessment offices will be closing on July 1, 1996, as a result of the Fiscal Year (FY) 1997 budget adoption. She noted that many citizens use these tax offices to buy the appropriate tags for their pets, on the advice

of veterinarians and animal hospital personnel.

Inasmuch as the tax offices will be closing soon, Supervisor Gross moved that the Board direct staff to notify in writing, as soon as possible, all Fairfax County veterinarians and animal hospitals of these closures and the procedures to follow as a result, so that they can properly advise their clients and avoid confusion for citizens. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

(NOTE: Later in the meeting, the Board discussed additional publicity regarding the closing of the Branch Tax Assessment offices. See Clerk's Summary Item CL#67.)

54. **ANOTHER SEASON OF FREE PERFORMANCES AT THE NEWTON EDWARDS AMPHITHEATRE AT MASON DISTRICT PARK** (Tape 7)

Supervisor Gross said that for many years, people in Mason District and Fairfax County have enjoyed free performances at the Newton Edwards Amphitheatre at Mason District Park. She announced another variety-packed season through the Spotlight by Starlight program which opened last night.

Supervisor Gross explained that the 1996 Spotlight by Starlight season is presented through the cooperative efforts of the Fairfax County Park Authority, the Friends of Mason District Park, McDonald's, Virginia Power, TRW, and the Virginia Commission for the Arts. A new sponsor this year is the Folklore Society of Greater Washington.

Supervisor Gross announced that every Sunday, Wednesday and Friday at 7:30 p.m., weather permitting, citizens can enjoy an evening in the Park, listening to folk, jazz, Dixieland, country, classical and semi-classical music, watching cloggers, tappers, and folk dancers; and joining in with participatory singing. On Saturdays at 11:00 a.m., programs especially for children are presented.

Supervisor Gross invited everyone to enjoy the free family programs throughout the summer.

55. **ADDENDUM TO THE BUDGET GUIDELINES** (Tape 7)

Supervisor Bulova reminded Board Members that when the Fiscal Year (FY) 1997 Budget was adopted on April 29, 1996, it did not leave a "Reserve" balance, as recommended by the County Executive. She said that instead of a \$75 million Reserve, the Board agreed to correct its "structural imbalance" through downsizing and reorganization. To manage prudently throughout the coming fiscal year, Supervisor Bulova moved that the Board add the following paragraph to its Budget Guidelines, which gives direction to staff and the School Board regarding savings realized throughout the fiscal year:

- 10. "That the Board reiterate its Policy that available balances materializing at Carryover Review and throughout the fiscal year, which are not required to support expenditures of a legal or

emergency nature be held in reserve. Additionally, balances materializing from the School's budget at the Carryover Review and throughout the fiscal year should be held available by the School Board to assist with keeping their future transfer requests within the Budget Guidelines adopted by the Board on April 22, 1996."

Supervisor Bulova noted that similar language has been included in previous Budget Guidelines.

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

56. **ENFORCEMENT OF THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 110 (INOPERATIVE MOTOR VEHICLES, TRAILERS AND SEMITRAILERS)** (Tape 7)

Supervisor Bulova said that in the Board's adopted Fiscal Year (FY) 1997 budget, one of its actions, recommended by the Chief of Police, was to eliminate the Impound/Wrecker Section of the Police Department. The Chief expressed the opinion that the removal of junked vehicles should be a function of the Zoning Administration Division, Zoning Enforcement Branch, Office of Comprehensive Planning (OCP) rather than the Police Department.

Supervisor Bulova said unanimous consent that the Board direct staff to:

- Explore the feasibility of transferring this responsibility to OCP;
- Determine if the current criminal warrant procedure could be replaced with a civil process where civil fines attached could go to Fairfax County and make the removal of junked vehicles self supporting; and
- Report with its findings as expeditiously as possible.

Supervisor Bulova noted that OCP did use a civil process and fine when they had this responsibility prior to December 1985. Under the old system, once the complaint had been handled by OCP, the Zoning Inspector used to turn the civil process over to the Sheriff's Department for service.

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

57. **MEDIATION SERVICES - SPACE IN THE MASSEY BUILDING** (Tape 7)

Supervisor Bulova said that she was contacted by Delegate Jim Dillard who brought to her attention a "Catch 22" situation he was experiencing. Delegate Dillard was calling on behalf of Mediation Services, which has received contributory funding from the County in Fiscal Year (FY) 1996. Mediation Services, cognizant of the County's fiscal pressures for FY 1997, did not request contributory funding this coming year, relying instead on private donations and other sources of revenue.

Supervisor Bulova noted that Mediation Services has been exploring rental space in the City of Fairfax. Delegate Dillard believes that space may be available in the Massey Building, which would be an ideal location, but was told that they would not be eligible because Mediation Services is not currently receiving funding from the County.

Supervisor Bulova pointed out that County space has been rented to organizations that do not receive County funding. Therefore, moved that the Board direct staff to:

- Consider Mediation Services as a possible tenant, with the understanding that other groups and organizations may also be seeking space; and
- Not consider Mediation Services ahead of other groups and organizations that may already be in line for space.

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

58. **PROPOSED OUT-OF-TURN PLAN AMENDMENTS TO THE POLICY PLAN REGARDING CUT THROUGH POLICY MEASURES AND SPOT BLIGHT ABATEMENT** (Tape 7)

Supervisor Bulova said that she received two excellent recommendations for additions to the Comprehensive Policy Plan.

Supervisor Bulova said that the first recommendation is to add language in the transportation section that outlines the Neighborhood Cut Through Traffic Measures. The second one would add language in the housing section regarding the new Spot Blight Abatement efforts.

Supervisor Bulova noted that the deadline for submitting amendments to the Policy Plan has passed so the proposals would be considered Out-of-Turn Plan Amendments. However, she said that these proposals could be included in the review process of all of the other amendments that have been submitted.

Therefore, Supervisor Bulova moved that the Board direct staff to:

- Accept these proposed Out-of-Turn Plan Amendments; and
- Consider them with the rest of the Policy amendments that have been submitted.

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

59. **ROBINSON SECONDARY SCHOOL'S BOYS LACROSSE TEAM WINS NORTHERN VIRGINIA REGION CHAMPIONSHIP** (Tape 7)

Supervisor Bulova announced that Robinson Secondary School's Boys Lacrosse Team won the Virginia AAA Northern Region State Championship this past weekend.

Therefore, Supervisor Bulova moved that the Board direct staff to invite the team to appear before the Board to be recognized for their outstanding accomplishments. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

60. **ROBINSON SECONDARY SCHOOL'S GIRLS SOCCER TEAM WINS STATE SOCCER CHAMPIONSHIP** (Tape 7)

Supervisor Bulova announced that Robinson Secondary School's Girls Soccer Team won the Girls State Soccer Championship this past weekend.

Therefore, Supervisor Bulova moved that the Board direct staff to invite the team to appear before the Board to be recognized for their outstanding accomplishments. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

61. **TOWN MEETING/BRADDOCK NIGHTS CONCERT SERIES** (Tape 7)

Supervisor Bulova announced that there will be a town meeting in Braddock District and the subject is the *Maturing of Fairfax County* regarding demographics.

She announced that the Braddock Nights concert series begin this Friday evening at Lake Accotink and Royal Lake Parks. A concert will be given every Friday evening at 7:00 p.m.

62. **ZONING ORDINANCE VIOLATIONS** (Tape 7)

Supervisor Kauffman said that timely resolution of Zoning Ordinance violations continues to be an issue in the Lee District. One of the mechanisms available for enforcement of certain types of violations is the civil penalty process, which provides for the imposition of fines by the Courts. Under this process, a request for a summons for a civil penalty must first be approved by the County Attorney and then an Assistant County

Attorney files for the issuance and service of a summons through the Clerk to the Courts and the Sheriff's offices. While this process has proven to be beneficial, it could be streamlined so that a civil penalty summons could be issued in the field by the Zoning Inspector, similar to the issuance of a speeding or parking ticket by a police officer.

Therefore, Supervisor Kauffman moved that the Board direct staff to provide a response to the Board as to whether such a change to the process is possible and/or advisable as well as provide any other suggested changes which might improve the efficiency of the process. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

63. **TRACTOR-TRAILER TRUCKS BEING PARKED ON BOSTON BOULEVARD WITHIN THE VIRGINIA 95 BUSINESS PARK** (Tape 7)

Supervisor Kauffman said that tractor-trailer trucks are being parked on Boston Boulevard within the Virginia 95 Business Park and left for extended periods of time. These truck drivers do not park there to do business with any of the tenants in the Virginia 95 Business Park.

Supervisor Kauffman said that this situation presents a major security concern for tenants such as the United States (U.S.) Customs Service, the U.S. Department of State, Grumman Data Systems and Lockheed Martin.

Supervisor Kauffman asked unanimous consent that the Board direct staff to investigate the situation immediately and develop a workable plan to remove this potential security threat from the Virginia 95 Business Park. Without objection, it was so ordered.

64. **OUT-OF-TURN PLAN AMENDMENT FOR THE PROPERTY WHICH IS THE SUBJECT OF REZONING APPLICATION RZ 96-L-005** (Tape 7)

Supervisor Kauffman moved that the Board direct staff to prepare an Out-of-Turn Plan Amendment to amend the Plan language for the property which is the subject of Rezoning Application RZ 96-L-005.

Supervisor Kauffman said that the purpose of the Plan Amendment would be to permit an option for housing for the elderly and accessory uses to serve the residents, to include assisted living and acute care facilities.

Supervisor Kauffman stated that the Plan Amendment would also permit building heights not to exceed 50 feet in this area and permit the 400 unit density cap in the Plan to be increased by the multiplier provisions for the elderly housing set forth in Section 9-306 of the Zoning Ordinance and the Affordable Dwelling Unit Ordinance.

Supervisor Kauffman further moved that the Board direct staff to time the submission of this report to the Planning Commission, so that a public hearing before the Board can be held on July 22, 1996. This motion was seconded by Supervisor Mendelsohn and carried by vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

65. **PUBLIC HEARING TO BE DEFERRED ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077-2 (FIRST UNION NATIONAL BANK OF VIRGINIA) (LEE DISTRICT)** (Tape 7)

Supervisor Kauffman announced his intent later in the meeting, at the appropriate time, to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077-2.

(NOTE: Later in the meeting, this item was formally deferred. See Clerk's Summary Item CL#96.)

66. **FIRST ANNUAL PHILADELPHIA-DC AIDS RIDE** (Tape 7)

Supervisor Connolly announced that the first annual Philadelphia-DC AIDS Ride will take place on June 23, 1996. More than 3,000 bicyclists will be participating in the three-day, 250 mile ride from Philadelphia to Washington, D.C. Each rider will travel at his/her own pace pedaling an average of 85 miles per day. This event is expected to raise more than \$5 million for individuals living with AIDS.

Those requiring further information on how to pledge, ride or volunteer should call 202-293-RIDE in Washington, D.C. Complete information on the RIDE is also available on the World Wide Web @<http://www.organic.com/AIDSRIDE>.

NV:nv

67. **PUBLICITY REGARDING CLOSURE OF BRANCH TAX OFFICES** (Tape 8)

(NOTE: Earlier in the meeting, the Board discussed other publicity regarding the closure of branch tax offices. See Clerk's Summary Item CL#53.)

Supervisor McConnell stated that the Board needs to direct staff to utilize all possible means to notify County citizens that all Branch Tax Offices will be permanently closing on June 27, 1996. She noted that a large number of citizens have relied on these offices and the County needs to have a substantial public information campaign to notify citizens of these permanent office closings.

Specifically, Supervisor McConnell moved that the Board direct staff to:

- Include a prominent notice in each personal property tax bill that is mailed this year which would clearly state that the Branch Tax Offices are closed and that each citizen must either pay by mail or pay in person at the Main Government Center;

- Place a wooden roadside sign which reads “TAX OFFICE CLOSED” near the West Springfield Governmental Center on Rolling Road;
- Place a similar banner sign in a strategic location in Central Springfield;
- Utilize Public Service radio and television spots; and
- Advertise these closings on the County cable channels.

This motion was seconded by Supervisor Bulova.

Following discussion, with input from William J. Leidinger, County Executive, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to respond with their current plans for addressing this public information issue, and to review the costs of additional signs, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following discussion, with input from Mr. Leidinger, Supervisor Hyland asked to amend the motion to direct staff to include in the response a contingency plan to consider locating trailers around the County for tax payments, and this was accepted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to provide further information regarding why kiosks are not a viable option, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Frey asked to amend the motion to direct staff to encourage citizens to conduct their business by mail, and this was accepted.

Following discussion, with input from Kevin Greenlief, Director, Department of Tax Administration, regarding the use of kiosks and the voice response system, the question was called on the motion, as amended, which carried by a vote of nine, Supervisor Dix being out of the room.

68. **DEFERRAL OF PUBLIC HEARING FOR REZONING APPLICATION RZ 96-S-013, FAIRFAX STATION POST OFFICE** (Tape 8)

Supervisor McConnell moved to defer the public hearing to be held before the Board on the proposed Fairfax Station Post Office Rezoning Application RZ 96-S-013 from August 5, 1996 to September 30, 1996. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Dix being out of the room.

69. **RECOGNITION OF OUTSTANDING SPRINGFIELD HIGH SCHOOL STUDENTS** (Tape 8)

Supervisor McConnell called the Board's attention to the outstanding accomplishments of several West Springfield High School students. She particularly noted the achievements of Ms. Katherin Slimak who was one of 40 finalists selected from over 1900 entrants in the Westinghouse Science Talent Search 1996. Ms. Slimak was selected as the top high school science student in the United States, was the only high school student selected by the International Science Fair to address its participants, was named the 1996 Student Honoree for Women in Science and Engineering, and was named the Samuel F.B. Morse Scholar by New York University.

Accordingly, Supervisor McConnell moved that the Board direct staff to invite the following outstanding West Springfield High School students to appear before the Board on June 17, 1996 to be recognized for their outstanding achievements:

- Mary Rogers, Silver Medalist, National Scholastic Writing Competition (NSWC);
- Jennifer LeRoy, Marilyn's Pen Publication, NSWC;
- West Springfield High School Participants, Second Place, Virginia High School League Competition (VHSLC);
- Jennifer LeRoy, Superior rating, poetry; second place, poetry, VHSLC;
- Linton Wells, Superior rating, essay, VHSLC;
- Sylvana Hutabarat, Superior rating, short story, VHSLC;
- Lisa Cantey, Excellent rating, poetry, VHSLC;
- Mandy McQuiston, Excellent rating, essay, VHSLC;
- Kelly Lewis, Excellent rating, short story, VHSLC;
- Lisa Cantey, outstanding work, Virginia Writing Competition for Literary Publication Published (VWCFLPP);
- Jennifer LeRoy, outstanding work, VWCFLPP;
- Brian Finnell, outstanding work, VWCFLPP;
- Angel Thomas, outstanding work, VWCFLPP;
- Joy Fredericks, outstanding work, VWCFLPP;

- Mary Montgomery, First Place, essay contest, Knights of Columbus Competition;
- Katherin Slimak, Finalist, Westinghouse Talent Search 1996; and
- Members, Track Team, Winner, State Championship.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to invite only Ms. Slimak and the Track Team to appear before the Board, with all the others to receive Certificates because of a conflict with final exams, but Supervisor McConnell stated that the School principal had already granted permission for the students to appear before the Board.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

70. **LONGFELLOW INTERMEDIATE SCHOOL MATH TEAM WINS STATE CHAMPIONSHIP** (Tape 8)

Supervisor Mendelsohn reported that the Longfellow Intermediate School Math Team won the State Championship and asked unanimous consent that the Board direct staff to invite the members of the Team to appear before the Board to be recognized for this accomplishment.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to direct staff not to schedule the team's appearance before the Board on June 17, 1996, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

71. **NATIONAL DISTRIBUTIVE EDUCATION CLUBS OF AMERICA (DECA) AWARDS** (Tape 8)

Supervisor Mendelsohn commended the efforts of the following winners at the National Distributive Education Clubs of America (DECA) Career Development Conference in Orlando, Florida:

- Katie Collins, Robinson Secondary School, Finalist, Apparel and Accessories Event;
- Laurel Wittman, Hayfield Secondary School, Top 10 in the Nation, General Marketing Event;
- Brandi Ewing, Mount Vernon High School, Top 10 in the Nation, General Marketing Event; and

- Robinson Secondary School, Public Relations Project, First Place in the Nation.

72. **DULLES CORRIDOR BUS FARE BUYDOWN PROGRAM** (Tape 8)

Supervisor Mendelsohn circulated to the Board an item regarding the state-funded Dulles Corridor bus fare buydown and noted that the program is not being applied to three Herndon bus routes: the 5X, 5Y, and 5Z. Citing his belief that Herndon is being penalized for effectively using mass transportation, and the fact that Herndon users could save one dollar per ride by driving to the crowded Reston Park and Ride, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to:

- Explain in detail why Herndon's routes were not part of the program; and
- Explain why Herndon's routes do not qualify.

Without objection, it was so ordered.

73. **GREAT FALLS LIBRARY SITE INTERIM USE FIELD** (Tape 8)

Supervisor Mendelsohn moved that the Board waive any fees necessary for the Great Falls Library Site interim use field. The second to this motion was inaudible.

Following a clarification by David P. Bobzien, County Attorney, citing its legality under State law, the question was called on the motion which carried by a vote of nine, Supervisor Frey being out of the room.

74. **INTENT TO DEFER THE PUBLIC HEARING ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-14UP** (Tape 8)

Supervisor Mendelsohn announced his intent to defer indefinitely, the public hearing on Proposed Area Plans Review (APR) Item 94-III-14UP in the vicinity of Stuart Road and Laurel Road, scheduled for 4:30 p.m. today. He stated that the Planning Commission has deferred this item indefinitely.

(NOTE: Later in the meeting, this public hearing was formally deferred indefinitely. (See Clerk's Summary Item CL#101.)

75. **RECOGNITION OF TOM CHADWICK, RETIRING CHAIRMAN OF THE FAIRFAX COUNTY CONSUMER PROTECTION COMMISSION** (Tape 8)

(BACs)

Supervisor Hyland cited his written Board Matters and stated that Thomas W. Chadwick, who served on the Consumer Protection Commission (CPC) from 1989 to 1996 and chaired the Commission since 1993, has indicated that he must resign from the group effective the end of this month.

As outlined in Supervisor Hyland's Board Matter, during Mr. Chadwick's period of service, he made many significant contributions to the CPC and the citizens of Fairfax County, first as the principal advocate and motivation behind annual consumer protection legislation submitted by the CPC to the Virginia General Assembly and also as a guiding force in developing a good working relationship with the Fairfax County Chamber of Commerce.

Supervisor Hyland added that Mr. Chadwick was instrumental in navigating the Commission in its role with respect to taxicab regulation and the certification of companies to do business in Fairfax County. He founded the Consumer Protection Speakers Bureau Program to broaden citizens' awareness regarding consumer protection topics through its presentations to civic associations, volunteer organizations, schools and other groups.

Citing his appreciation of Mr. Chadwick, Supervisor Hyland moved that the Board direct staff to invite him to appear before the Board at the first meeting in July to be recognized for his dedication and contributions to the CPC and to the citizens of Fairfax County. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

76. **BOARD OF ZONING APPEALS (BZA) REQUEST FOR AUGUST MEETINGS** (Tape 8)

(BACs)

Supervisor Hyland called the Board's attention to the memoranda which has been circulating regarding the Board of Zoning Appeals' (BZA) suggestion to meet on a 12-month basis, including the month of August which traditionally has been one for vacations and recess, to address their workload requirements.

Supervisor Hyland stated that, having been on the BZA for a number of years, he can appreciate the real problems faced by people who have time limits on projects they wish to undertake to improve their properties. He noted that staff has indicated that they have concerns about availability of personnel since August is used traditionally for vacations and catch-up.

Accordingly, Supervisor Hyland asked unanimous consent that the Board:

- Refer this matter to staff; and

- Report as to whether there is a way to provide the staffing and resources necessary to accommodate the BZA's recommendation that they meet 12 months a year and, in so doing, better serve the citizens of Fairfax County.

Following discussion, with input from William J. Leidinger, County Executive, without objection, the request was so ordered.

77. **REQUEST CONCURRENT PROCESSING OF PRELIMINARY AND FINAL SITE PLANS FOR PROFFERED CONDITION AMENDMENT APPLICATION PCA 93-V-028, BANK OF ALEXANDRIA** (Tape 8)

Supervisor Hyland stated the applicant for Proffered Condition Amendment Application PCA 93-V-028, Bank of Virginia, is requesting concurrent processing of the preliminary and final Site Plans for the proposed development. The applicant recognizes that final Site Plan approval for the proposed development cannot be obtained unless the Board approves the PCA, but the applicant is willing to take that risk to assure the possibility of commencing construction at the earliest possible date. Significant road improvements are proposed along the Route One and Lorton Road frontages with this plan.

Accordingly, Supervisor Hyland moved that the Board:

- Approve concurrent processing for the development which is the subject of Proffered Condition Amendment Application PCA 93-V-028; and
- Direct the Department of Environment Management (DEM) to accept and review concurrently the applicant's preliminary and final Site Plans pertaining to this property.

Supervisor Hyland 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 land use application in any way. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Frey being out of the room.

78. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-V95-9** (Tape 8)

Supervisor Hyland said that on December 4, 1995, the Board extended the application review period to June 30, 1996 for Public Facilities Application 456-V95-9 by Nextel Communications of the Mid-Atlantic, Incorporated to construct a telecommunications facility (monopole) at 8139 Richmond Highway.

To accommodate additional review time required for this application, Supervisor Hyland moved that the Board extend the application review period for Public Facilities Application 456-V95-9 to a date of December 3, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

79. **MOBILE HOME TAX** (Tape 8)

Supervisor Hyland reminded the Board that on January 8, 1996, as part of one of his Board Matters, the Board directed staff to review the tax structure for stationary mobile homes used as primary residences to determine a more appropriate tax rate structure and to provide the Board with recommendations.

Citing the response from the County Executive dated March 7, 1996 which states that there is authorization to prorate mobile homes taxes in the *Code of Virginia* under Section 58.1-3521 and that the Board could enact this provision by local ordinance, Supervisor Hyland asked unanimous consent that the Board direct staff to:

- Review this item;
- Provide recommendations;
- Draft language for a proposed ordinance which would allow for proration of taxes on mobile homes, and, if the Board approves;
- Schedule a public hearing on the proposed amendment to the Code of the County of Fairfax.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

80. **SIDEWALKS ALONG BACKLICK ROAD** (Tape 8)

Supervisor Hyland explained that the historic community of Accotink Village is located in the vicinity of Richmond Highway and Backlick Road. Accotink Village is approximately one-fifth of a mile long with a small village shopping center which is located near the new Department of Defense Headquarters Complex. The community has crumbling sidewalks, with power poles located in the middle of the walkway. The sidewalks do not meet safety standards and the community would like to have them repaired and raised to standard.

Supervisor Hyland explained that at the request of this community for repairs, his staff spoke with staff who found that to determine who has what responsibility, a field survey is required and possibly legal review as well.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to:

- Determine who has responsibility for the maintenance and repair of the sidewalks in question;
- Determine the cost of repair; and
- Provide that information by July 22, 1996.

Without objection, it was so ordered.

81. **FUNDING FOR OUTPLACEMENT SERVICES FOR EMPLOYEES AFFECTED BY THE REDUCTION IN FORCE (RIF)** (Tape 8)

(NOTE: Earlier in the meeting, this issue was raised. See Clerk's Summary Item CL#30.)

Chairman Hanley called the Board's attention to the outstanding issue of funding for outplacement services for employees affected by the Reduction-in-Force (RIF). Following discussion, with input from Peter J. Schroth, Director, Office of Personnel, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to request information in writing from the State regarding any requirement to limit the use of federal grant funds for outplacement services for displaced workers to an outside contractor. Without objection, it was so ordered.

A brief discussion continued.

82. **RECESS/EXECUTIVE SESSION** (Tape 8)

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:

- *G.V.V. Rao versus County of Fairfax and Thomas M. Davis, III*, At Law Number 146226;
- County Procurements Involving International Professional Resources, Incorporated;
- Response to XIII Case Summaries of Alleged Acts of Employee Discrimination;
- Annual Budget Decision of the Virginia Compensation Board Regarding Clerk of Court;

- Consideration Item C-3, Appeal of Alleged Proffer Interpretation - Rezoning Application RZ 82-A-101, Target; and
- Commonwealth of Virginia State Water Control Board's Occoquan Policy, VR 680-11-05.

This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Frey being out of the room.

Chairman Hanley announced that the Executive Session would commence at 2:00 p.m.

**SBE:sbe**

At 4:00 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

#### **ACTIONS FROM EXECUTIVE SESSION**

83. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 9)

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 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."

84. **AUTHORIZATION FOR THE COUNTY ATTORNEY TO REPRESENT THE CLERK OF COURT IN AN APPEAL OF THE ANNUAL BUDGET DECISION OF THE VIRGINIA COMPENSATION BOARD** (Tape 9)

Supervisor Frey moved that the Board authorize the County Attorney to represent the Clerk of Court in an appeal of the annual budget decision of the Virginia Compensation Board which affects the funding of the Fairfax County Clerk of Court. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

85. **AUTHORIZATION FOR SETTLEMENT OF *FRYING PAN ROAD ASSOCIATES, LIMITED PARTNERSHIP, VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 128895*** (Tape 9)

Supervisor Dix moved that the Board authorize the settlement of *Frying Pan Road Associates, Limited Partnership, versus Board of Supervisors of Fairfax County, At Law Number 128895*, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

86. **AUTHORIZATION FOR SETTLEMENT OF *POMEROY INVESTMENTS, INCORPORATED, TRUSTEE VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBERS 128894, 136239 AND 144064*** (Tape 9)

Supervisor Dix moved that the Board authorize the settlement of *Pomeroy Investments, Incorporated, Trustee versus Board of Supervisors of Fairfax County, At Law Numbers 128894, 136239 and 144064*, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

87. **AUTHORIZATION FOR SETTLEMENT OF *C. THOMAS HICKS, TRUSTEE VERSUS FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBERS 128965, 128966, 128967 AND 128968*** (Tape 9)

Supervisor Dix moved that the Board authorize the settlement of *C. Thomas Hicks, Trustee versus Fairfax County, Virginia, At Law Numbers 128965, 128966, 128967 and 128968*, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

88. **DENIAL OF THE CLAIM OF A&W CONTRACTING CORPORATION** (Tape 9)

Supervisor Gross moved that the Board deny the claim of A&W Contracting Corporation as discussed with the County Attorney in Executive Session. This motion was seconded by Supervisor Dix and carried by unanimous vote.

89. **C-3 - APPEAL OF ALLEGED PROFFER INTERPRETATION - REZONING APPLICATION RZ 82-A-101, TARGET (BRADDOCK DISTRICT)** (Tape 9)

(NOTE: Earlier in the meeting, consideration of this item was deferred until after Executive Session. See Clerk's Summary Item CL#24.)

Supervisor Bulova moved that the Board dismiss the Appeal of Alleged Proffer Interpretation for Rezoning Application RZ 82-A-101. As explained in the Staff Report for this item, there was no decision and the appellants therefore are not aggrieved by any decision which could serve as the basis for a valid appeal. This motion was seconded by Supervisor Frey and carried by unanimous vote.

90. **REPORT REGARDING PROCUREMENT PROCESS FOR THE PROPOSED AWARD OF A CONTRACT FOR TRANSITION AND OUTPLACEMENT SERVICES FOR EMPLOYEES AFFECTED BY THE REDUCTION IN FORCE (RIF)** (Tape 9)

Chairman Hanley stated that the requested Members of the Board, the County Attorney, and the County Executive have reviewed the procurement process in connection with the proposed award of a contract for transition and outplacements services for employees affected by the Reduction in Force (RIF). The County Attorney and the County Executive have provided the Board with a copy of the Report which is also available to the public. The Report concludes, among other things, that because Supervisor Dix made his disclosures and recusals at the Board Meetings, there is no violation of the law.

Supervisor Frey stated that there was no attempt by either Supervisor Dix or International Professional Resources (IPR) to attempt in any way to influence the procurement process.

**AM:am**

91. **3:30 P.M. - PH ON PUBLIC STREET FRONTAGE WAIVER REQUEST FOR THE SHAFER PROPERTY (SPRINGFIELD DISTRICT)** (Tape 10)

Following the public hearing, Supervisor McConnell moved approval of the request for a waiver of the public street frontage requirement for a proposed subdivision of the Shafer Property located at 8447 Lee Alan Drive, Public Street Waiver Number 015948, Tax Map Number 97-4-005-0001 into two lots subject to the proposed conditions recommended by the Planning Commission with the following modifications:

- Add to Condition Number Four: "the applicant shall submit a complete Variance Application within 30 days from June 3, 1996;" and
- Add to Condition Number Five: on the third line insert after one year "within one year of any Board of Zoning Appeals (BZA) Variance approval."

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

92. **3:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-III-UP1 (HUNTER MILL DISTRICT)** (Tape 10)

Supervisor Frey moved to defer the public hearing on Out-of-Turn Plan Amendment S96-III-UP1 until **June 17, 1996 at 5:00 p.m.** This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

93. **3:30 P.M. - PH ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING USES ALLOWED IN THE CONVENTION/CONFERENCE CENTER DESIGNATION OF THE PRC DISTRICT** (Tape 10)

Supervisor Dix moved to defer the public hearing on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding uses allowed in the Convention/Conference Center Designation of the PRC District until **June 17, 1996 at 5:00 p.m.** This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Mendelsohn and Chairman Hanley being out of the room.

94. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM) REGARDING ACCESSIBILITY PROVISIONS, STORM DRAINAGE AND SANITARY SEWER STRUCTURES (COUNTYWIDE)** (Tape 10)

- (O) Certificates of Publication were 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 May 16 and May 23, 1996.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Public Facilities Manual (PFM) as set forth in the staff report **to become effective at 12:01 a.m., July 1, 1996**, except for Subdivision Plans (excluding Preliminary Plats), Site Plans and Public Improvement Plans **which are submitted prior to 12:01 a.m., July 1, 1996**, provided that such plans receive final approval on or before January 1, 1997. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Bulova, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, voting "AYE," Supervisor Connolly, Supervisor Dix, and Chairman Hanley being out of the room.

95. **3:30 P.M. - PH ON THE PROPOSED VACATION OF A PORTION OF HOWELLS ROAD AND AN UNNAMED STREET (LEE DISTRICT)** (Tape 10)

- (O) Certificates of Publication were 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 May 16 and May 23, 1996.

Following the public hearing, Supervisor Kauffman moved adoption of an Ordinance vacating a portion of Howells Road and an unnamed street. This motion was seconded by Supervisor Mendelsohn and carried by a vote of seven, Supervisor Bulova, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, voting "AYE," Supervisor Connolly, Supervisor Dix, and Chairman Hanley being out of the room.

96. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077-2 (FIRST UNION NATIONAL BANK OF VIRGINIA) (LEE DISTRICT)** (Tape 10)

Supervisor Kauffman moved to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077-2 until **June 17, 1996 at 5:00 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Connolly, Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

97. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-P-006 (CB INSTITUTIONAL FUND V) (PROVIDENCE DISTRICT)** (Tape 10)

Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

Mr. Walsh 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, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Application SE 96-P-006 subject to the development conditions dated May 31, 1996;
- Waiver of the barrier requirements and modification of the transitional screening along the northernmost portion of the International Drive frontage in favor of landscaping as shown on the Special Exception (SE) Plat; and
- Modification of the bike trail requirement as shown on the SE Plat.

This motion was seconded by Supervisor Mendelsohn and carried by a vote of eight, Supervisor Kauffman and Chairman Hanley being out of the room.

98. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATIONS SE 95-Y-075 AND SE 95-Y-076 (AARON RENTS, INCORPORATED) (SULLY DISTRICT)**  
(Tape 10)

Ms. Marie B. Travesky reaffirmed the validity of the affidavit for the record.

Ms. Travesky 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, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Special Exception Application SE 95-Y-075, subject to the development conditions dated April 24, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 95-Y-076, subject to the development conditions dated April 24, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley being out of the room.

99. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82, (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-32, SUPPLEMENTAL ENFORCEMENT OF PARKING**  
(Tape 10)

- (O) Certificates of Publication were 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 May 16 and May 23, 1996.

Following the public hearing, Supervisor Hyland moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) to increase the maximum fine for unlawfully parking in spaces reserved for persons with disabilities from \$100 to \$250. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Bulova, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Connolly, Supervisor Kauffman, and Supervisor McConnell being out of the room.

100. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD), APPENDIX G, TO EXPAND THE ROBINSON RPPD, DISTRICT 17 (BRADDOCK DISTRICT)** (Tape 10)

- (O) Certificates of Publication were 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 May 16 and May 23, 1996.

Following the public hearing, which included testimony by four speakers, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to expand the Robinson RPPD, District 17, by including Pumphrey Court (Route 5489) from Pumphrey Drive (Route 4818) to the end; Mornington Court (Route 5491) from Commonwealth Boulevard (Route 4801) to the end; and Commonwealth Boulevard (Route 4801) from Roberts Road (Route 5498) to Wheatstone Drive (Route 5172) **to become effective upon adoption.** This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Bulova, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Connolly and Supervisor McConnell being out of the room.

101. **4:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-14UP, IN THE VICINITY OF STUART ROAD AND LAUREL WAY (DRANESVILLE DISTRICT)** (Tape 10)

Supervisor Mendelsohn moved to defer indefinitely the public hearing on the proposed Area Plans Review (APR) Item 94-III-14-UP. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Connolly and Supervisor McConnell being out of the room.

102. **I-4 - FAIRFAX COUNTY BOARD OF EQUALIZATION (BOE) - FISCAL YEAR (FY) 1997 BUDGET REDUCTION** (Tape 10)

(NOTE: Earlier in the meeting, action was taken to defer this item until later in the meeting. See Clerk's Summary Item CL#28.)

Following discussion with input from Kevin C. Greenlief, Director, Department of Tax Administration, Chairman Hanley clarified that the Board of Equalization (BOE) rotate members using five members at the hearings and using three members when possible to affect budget savings.

103. **I-7 - INVENTORY OF GOVERNMENT CENTER COMPLEX SPACE (SULLY DISTRICT)** (Tape 10)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#31.)

There was discussion on this item.

104. **I-8 - LOCATING FEDERAL TRANSITION CENTER AT THE FAIRFAX COUNTY GOVERNMENT CENTER** (Tape 10)

(NOTE; Earlier in the meeting, there was discussion of this item. See Clerk's Summary Item CL#32.)

Supervisor Hyland moved that the Board authorize staff to negotiate a lease for the establishment of a Federal Job Training/Career Transition Center in The Fairfax County Government Center. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of nine, Supervisor Dix voting "NAY."

**ADDITIONAL BOARD MATTER**

105. **PROCLAMATION DESIGNATING JUNE 21, 1996 AS GEORGE WASHINGTON OLYMPIC TORCH RELAY DAY** (Tape 10)

Chairman Hanley announced that the Olympic Torch is scheduled to arrive at Mount Vernon, the home of George Washington, at 9:15 a.m. on Friday, June 21, 1996. The Mount Vernon Ladies Association is planning a festive welcome and all Board Members are invited to attend. Therefore, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board declare June 21, 1996 as "**George Washington Olympic Torch Relay Day.**" This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

106. **BOARD ADJOURNMENT** (Tape 10)

At 4:50 p.m., the Board adjourned.