



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**MONDAY
September 25, 2000**

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20-00

SBE:sbe

The meeting was called to order at 9:35 a.m., with all Members being present and with Chairman Hanley presiding.

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

BOARD MATTERS

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

Chairman Hanley expressed, on behalf of the Board, heartfelt sympathy to Supervisor Frey on the death of his mother, Catherine O. Frey, of Florida, and stated that the Board was there for him if he needed anything in his time of sorrow.

2. **A BIG HELLO TO HAROLD "HAL" GROSS WHO IS RECOVERING FROM SURGERY** (Tape 1)

Chairman Hanley asked the Board to give a big hello to Supervisor Gross' husband Hal, who is recovering from triple by-pass surgery he received ten days ago. Chairman Hanley, on behalf of the Board, wished him a healthy and speedy recovery.

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. BRIAN SMITH** (Tape 1)

Supervisor Gross moved approval of the Certificate of Recognition presented to Mr. Brian Smith for 28 years of service with Fairfax County. Supervisor Hyland seconded the motion and it carried by unanimous vote.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO MCLEAN LITTLE LEAGUE MAJOR ALL-STAR SOFTBALL TEAM** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to McLean Little League Major All-Star Softball Team for winning the 2000 Virginia State Championship. Supervisor Connolly seconded the motion and it carried by unanimous vote.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO THE SHERIFF'S OFFICE PLANE PULL TEAM** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Certificate of Recognition presented to the Sheriff's Office Plane Pull Team for placing first in the competition to benefit the Special Olympics. This motion, the second to which was inaudible, carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

6. **PROCLAMATION DESIGNATING SEPTEMBER 30, 2000, AS "LAW ENFORCEMENT MOUNTAIN BIKE COMPETITION AND CHILD BICYCLE SAFETY AWARENESS DAY" IN FAIRFAX COUNTY** (Tape 1)

Supervisor McConnell moved approval of the Proclamation to designate September 30, 2000, as "*Law Enforcement Mountain Bike Competition and Child Bicycle Safety Awareness Day*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

The "*Law Enforcement Mountain Bike Competition and Child Bicycle Safety Awareness Day*" will be held at 9 a.m. on September 30, 2000, at Lake Accotink Park.

7. **PROCLAMATION DESIGNATING OCTOBER 1 - 8, 2000, AS "NORTHERN VIRGINIA TURN OFF THE VIOLENCE WEEK" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation to designate October 1-8, 2000, as "*Northern Virginia Turn Off the Violence Week*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

8. **CERTIFICATE OF RECOGNITION PRESENTED TO MCLEAN COMMUNITY CENTER** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to McLean Community Center on the occasion of its twenty-fifth anniversary. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Kauffman being out of the room.

Evelyn Fox, Chairman, McLean Community Center Board of Governors, invited everyone to attend the Family Fall Festival Twenty-fifth Celebration on October 14, 2000, at noon.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO OAKTON BOY'S AAA BASEBALL TEAM** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Oakton Boy's AAA Baseball Team for winning the Virginia State AAA Baseball Championship. Supervisor Hyland seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

10. **RESOLUTION TO RECOGNIZE THE CRIME PREVENTION UNIT OF THE POLICE DEPARTMENT** (Tape 1)

Supervisor Connolly moved approval of the Resolution to recognize the Crime Prevention Unit of the Police Department for their commitment to the safety of County citizens. Supervisor McConnell seconded the motion and it carried by unanimous vote.

11. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. ANDREA WARNER, STAFF, AND OTHER INDIVIDUALS OF PINE SPRING ELEMENTARY SCHOOL** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Andrea Warner, Pine Spring Elementary School principal, staff, and other individuals for their success in tripling their goal to improve Standards of Learning scores. Supervisor Gross seconded the motion and it carried by unanimous vote.

12. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. JOHN FREEMAN AND THE KINGSLEY COMMUNITY COALITION** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Mr. John Freeman, and the Kingsley Community Coalition for their initiatives involving private and public partnerships. Chairman Hanley seconded the motion and it carried by unanimous vote.

13. **10 A.M. – PRESENTATION OF THE 2000 ENVIRONMENTAL EXCELLENCE AWARDS** (Tape 1)

Mary L. Wolfe, Vice Chairman, Environmental Quality Advisory Council, presented the various awards to the following winners of the 2000 Environmental Excellence Awards:

- County Resident Category Award - Ms. Norma Hoffman, which was accepted by Supervisor Kauffman on behalf of Ms. Hoffman who was not present because of illness.
- Organization Category - Friends of Sugarland Run, which was accepted on behalf of the Friends of Sugarland Run by Mr. Bob Soltis, Ms. Katherine Mull, Ms. Dianne Hoffman, and Mr. Jack White.

Chairman Hanley recognized the presence of Dewey Bond, Chairman of the Northern Virginia Soil and Water Conservation District (NVSWCD) in the Board Auditorium and stated that the NVSWCD nominated two of the winners for this award. She congratulated and welcomed him to the Board Auditorium.

Ms. Wolfe presented the following award to:

- County Government Employee - Gary Roisum

DAM:dam

14. **10 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS**
(BACs) (Tape 2)

(BACs)

(APPTS)

Supervisor Connolly noted that the Sign Task Force was not included in the list of Appointments to the BACs. Following discussion, Supervisor Connolly asked unanimous consent that the Board direct staff to include the Sign Task Force on the list of appointments to BACs for the next meeting that appointments are considered by the Board. Without objection, it was so ordered.

Supervisor Mendelsohn stated his intention to talk about the Health Care Task Force during his Board Matters later in the meeting.

(NOTE: Later in the meeting, the Board discussed the Health and Medical Care Delivery Task Force. See Clerk's Summary Item CL#73.)

ADVISORY SOCIAL SERVICES BOARD

Supervisor Kauffman stated that qualified prospective appointees to the Advisory Social Services Board declined appointment due to difficulty traveling to meetings on the west side of the County. He suggested that the groups rotate meeting locations in the County in order to secure high quality appointees.

The appointment of the Lee District Representative to the Advisory Social Services Board was deferred.

AIRPORTS ADVISORY COMMITTEE

The appointment of the Hunter Mill (Business) District Representative to the Airports Advisory Committee was deferred until later in the day.

(NOTE: No further appointments were made later in day for this committee.)

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD

Chairman Hanley moved the appointment of Mr. Jeremy M. Schottler as an At-Large Representative to the Alcohol Safety Action Program Local Policy Board. Supervisor Hyland seconded the motion, which carried by unanimous vote.

CONFIRMATION

Supervisor Hyland moved that the Board confirm the following appointments:

- Mr. Will Williams as the Fairfax-Falls Church Community Services Board Representative to the Alcohol Safety Action Program Local Policy Board
- Ms. Sandra Jackson as the Alternate Fairfax-Falls Church Community Services Board representative to the Alcohol Safety Action Program Local Policy Board
- Ms. Susan Baldassari as the Mothers Against Drunk Driving (MADD) Representative to the Alcohol Safety Action Program Local Policy Board

Supervisor Connolly seconded the motion, which carried by unanimous vote.

ATHLETIC COUNCIL

The appointment of the Dranesville District (Alternate) Representative to the Athletic Council was deferred.

CONFIRMATION:

Supervisor Connolly moved that the Board confirm the appointment of Ms. Agnes M. McCormick as the Town of Vienna Representative to the Athletic Council. Supervisor Mendelsohn seconded the motion, which carried by unanimous vote.

CHARACTER COUNTS! TASK FORCE

The appointments of the At-Large and Hunter Mill District Representatives to the Character Counts! Task Force were deferred.

Supervisor Frey announced the resignation of the Sully District Representative to the Character Counts! Task Force.

(NOTE: Later in the meeting the Board took additional action regarding the Character Counts! Task Force. See Clerk's Summary Item CL#90.)

CHILD CARE ADVISORY COUNCIL

Supervisor Bulova moved the reappointment of Ms. Janet M. Reimer as the Braddock District Representative to the Child Care Advisory Council. Chairman Hanley seconded the motion, which carried by unanimous vote.

The appointments of the Mason and Springfield District Representatives to the Child Care Advisory Council were deferred.

COMMISSION FOR WOMEN

Chairman Hanley moved the reappointment of Ms. Alta L. Newman as the At-Large (Minority Position) Representative to the Commission for Women. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Bulova moved the reappointment of Ms. Theresa D. Wanbaugh as the Braddock District Representative to the Commission for Women. Supervisor Hyland seconded the motion, which carried by unanimous vote.

Supervisor Mendelsohn moved the reappointment of Ms. Ann G. Baise as the Dranesville District Representative to the Commission for Women. Supervisor Hyland seconded the motion, which carried by unanimous vote.

Supervisor Hudgins moved the appointment of Ms. Patricia Garcia as the Hunter Mill District Representative to the Commission for Women. Supervisor Hyland seconded the motion, which carried by unanimous vote.

COMMUNITY ACTION ADVISORY BOARD

The appointments of the Mason, Mount Vernon, and Springfield District Representatives to the Community Action Advisory Board were deferred.

COMMUNITY CRIMINAL JUSTICE BOARD (CCJB)

Chairman Hanley announced her intent later in the meeting to move the appointment of Supervisor Catherine Hudgins to fill the new position as the At-Large Board Member Representative to the Community Criminal Justice Board.

(NOTE: Later in the meeting the Board appointed members to the new positions on the Community Criminal Justice Board. See Clerk's Summary Item CL#17.)

COMMUNITY IMPROVEMENT COMMITTEE

Supervisor Connolly asked unanimous consent that the Board direct the County Executive to explain:

- The purpose and intent of the Community Improvement Committee
- Why it has not met in over a year.

Without objection, it was so ordered.

The appointments of the Braddock, Dranesville, Mason, Providence, Springfield, and Sully District Representatives to the Community Improvement Committee were deferred.

CONSUMER PROTECTION COMMISSION

Chairman Hanley moved the appointment of Mr. Davood Sedaghatfar as the At-Large Representative to the Consumer Protection Commission. Supervisor Connolly seconded the motion, which carried by unanimous vote.

CRIMINAL JUSTICE ADVISORY BOARD

Chairman Hanley moved the reappointment of Mr. S. Woodruff Bentley, Sr. as the At-Large Representative to the Criminal Justice Advisory Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The appointment of the Braddock District Representative to the Criminal Justice Advisory Board was deferred.

FAIRFAX AREA DISABILITY SERVICES BOARD

The appointments of the At-Large and Springfield District Representatives to the Fairfax Area Disability Services Board were deferred.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

[NOTE: In accordance with *Virginia Code* Section 37.1-195, “prior to any appointment to (this) Board, the appointing authority shall disclose and make available to the public the names of those persons being considered for appointment. The appointing authority shall also make information on the candidates available to the public, if such information is available to the appointing authority.”]

The announcement of the nomination of the Mason District Representative to the Fairfax-Falls Church Community Services Board was deferred.

HEALTH SYSTEMS AGENCY BOARD

Supervisor Hudgins moved the appointment of Ms. Nancy Kadar as the At-Large (Consumer) Representative to the Health Systems Agency Board. Supervisor Connolly seconded the motion, which carried by a unanimous vote.

HISTORY COMMISSION

The appointment of an At-Large (Architect) Representative to the History Commission was deferred.

(NOTE: Later in the meeting the Board discussed the composition of the History Commission. See Clerk’s Summary Item CL#75.)

HUMAN SERVICES COUNCIL

Supervisor Kauffman moved the reappointment of Mr. Richard Gonzalez as the Lee District Representative to the Human Services Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The appointments of the Springfield and Sully District Representatives to the Human Services Council were deferred.

INDUSTRIAL DEVELOPMENT AUTHORITY

Supervisor Hyland moved the reappointment of Mr. Robert Surrovell as an At-Large Representative to the Industrial Development Authority. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Chairman Hanley moved the appointment of Ms. Donna Netschert as an At-Large Representative to the Industrial Development Authority. Supervisor Hyland seconded the motion.

Supervisor Mendelsohn moved the reappointment of Mr. Michael N. Pocalyko as the At-Large Representative to the Industrial Development Authority. The second to this motion was inaudible.

Following a show-of-hands vote, the Board appointed Ms. Donna Netschert as an At-Large Representative to the Industrial Development Authority.

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE

Supervisor Hyland moved the appointment of Mr. Mack Rhoades as the Mount Vernon District Representative to the Information Technology Policy Advisory Committee. Supervisor Kauffman seconded the motion, which carried by unanimous vote.

The appointment of the At-Large Representative to the Information Technology Policy Advisory Committee was deferred.

LIBRARY BOARD

The appointment of the Sully District Representative to the Library Board was deferred.

NORTHERN VIRGINIA REGIONAL PARK AUTHORITY

Supervisor Connolly moved the appointment of Mr. Paul Gilbert to fill the unexpired term of Mr. Patrick Clarkin as an At-Large (Fairfax County) Representative to the Northern Virginia Regional Park Authority. Supervisor Bulova seconded the motion, which carried unanimous vote.

NORTHERN VIRGINIA TRANSPORTATION COORDINATING COUNCIL CITIZEN ADVISORY COMMITTEE

Chairman Hanley moved the appointment of Mr. John W. Foust as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Committee. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The appointment of an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Committee was deferred.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

The appointments of two At-Large Representatives to the Oversight Committee on Drinking and Driving were deferred.

REDEVELOPMENT AND HOUSING AUTHORITY

Supervisor Hudgins moved the appointment of Ms. Brenda Donald as the Hunter Mill District Representative to the Redevelopment and Housing Authority. Supervisor Hyland seconded the motion, which carried by unanimous vote.

ROAD VIEWERS BOARD

The appointments of two At-Large Representatives to the Road Viewers Board were deferred.

ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD

The appointment of the Resident/Owner (Route 28 District) Representative to the Route 28 Highway Transportation District Advisory Board was deferred.

SMALL BUSINESS COMMISSION

The appointment of the Mount Vernon District Representative to the Small Business Commission was deferred.

SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES**CONFIRMATION**

Supervisor Hyland moved that the Board confirm the appointment of Mr. Kevin L. North as the Schools Employee Representative to the Supplemental Retirement System Board of Trustees. Supervisor Connolly seconded the motion, which carried by unanimous vote.

TENANT LANDLORD COMMISSION

Chairman Hanley moved the appointment of Ms. Terri Owen to fill the unexpired term of Mr. Thomas A. Wilkins as an At-Large (Citizen Member) Representative to the Tenant Landlord Commission. Supervisor Hyland seconded the motion, which carried by unanimous vote.

The Board briefly discussed the requirement that members to this commission must be County residents.

The appointments of the At-Large (Landlord) and the At-Large (Tenant Member) Representatives to the Tenant Landlord Commission were deferred.

TRANSPORTATION ADVISORY COMMISSION

Supervisor Bulova stated that she had appointed Mr. Don Johnson as the Braddock District Representative to the Transportation Advisory Commission at the previous Board meeting but she moved his appointment again. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The appointment of the Hunter Mill District Representative to the Transportation Advisory Commission was deferred.

TREE COMMISSION

Supervisor Mendelsohn moved the reappointment of Mr. Gene Le Boeuf as the Dranesville District Representative to the Tree Commission. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Kauffman moved the reappointment of Ms. Darelyn Handley as the Lee District Representative to the Tree Commission. Supervisor Hyland seconded the motion, which carried by unanimous vote.

The appointments of the Hunter Mill and Sully District Representatives to the Tree Commission were deferred.

AD-HOCS**ANIMAL CARE AND CONTROL COMMITTEE**

The appointment of the Mason District Representative to the Animal Care and Control Committee was deferred.

Following a query from Supervisor Gross, Anthony H. Griffin, County Executive, verified that the committee meets monthly.

WESTERN FAIRFAX VRE STATION STUDY TASK FORCE

The appointment of the At-Large (Chairman's) Representative to the Western Fairfax VRE Station Study Task Force was deferred.

ADDITIONAL APPOINTMENTS**SIGN TASK FORCE**

Supervisor Mendelsohn moved the appointment of Ms. Gloria P. Gordon as the Dranesville District Representative to the Sign Task Force. Supervisor Connolly seconded the motion, which carried by unanimous vote.

DULLES CORRIDOR LAND USE TASK FORCE

Supervisor Mendelsohn moved the appointment of Ms. Katherine S. Gaertner to fill the unexpired term of Mr. Lester Zidel, (who moved out of the Dranesville District) as the Dranesville District (Herndon-Monroe Station) Representative to the Dulles Corridor Land Use Task Force. Chairman Hanley seconded the motion, which carried by unanimous vote.

15. **ADMINISTRATIVE ITEMS** (Tape 2)

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

Supervisor Mendelsohn called the Board's attention to Admin 1 – Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 4 (Taxation), Relating to Persons Engaged in the Business of Selling Electricity and Gas on the Consumption of Electricity and Gas Services and a discussion ensued with input from Michael A. Long, Senior Assistant County Attorney, and Steve Sinclair, Utilities Analyst, Department of Telecommunications and Consumer Services.

Supervisor Kauffman called the Board's attention to Admin 17 – Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Regarding New PRM Planned Residential Mixed Used District and moved to amend Section 6-408, Bulk Regulations, (handwritten page 12 of the Memorandum to the Board), by revising Paragraph 2 to read as follows:

- "Maximum floor area ratio (FAR): 3.0, however, the Board may approve an increase in the floor area ratio in accordance with the adopted comprehensive plan."

Supervisor Hyland seconded the motion.

A discussion ensued with input from Eileen McLane, Deputy Zoning Administrator, Department of Planning and Zoning (DPZ); David P. Bobzien, County Attorney; David W. Stroh, Assistant County Attorney; and Jane W. Gwinn, Zoning Administrator, DPZ.

Supervisor Bulova moved a substitute motion to Admin 17 with the following options on handwritten page 12 of the Memorandum to the Board:

- The option that staff has recommended, with a maximum FAR of 3, or
- The option of a maximum FAR of 5

This motion died for lack of a second.

Supervisor McConnell moved the substitute motion to Admin 17 with the following four options:

- An FAR of 3.0,
- An FAR of 3.0, however the Board may approve an increase,
- No FAR range advertised or specified – however the Board may approve the FAR,
- An FAR of 6.0

Supervisor Connolly seconded the motion. Supervisor Kauffman withdrew his amendment to the main motion.

The question was called on the motion, as amended, which **CARRIED** by a recorded vote of nine, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting “**AYE**,” Supervisor Bulova voting “**NAY**.”

Following further discussion, Supervisor Bulova asked unanimous consent that Admin 17 be considered separately. Without objection, it was so ordered.

With regard to Admin 17, Supervisor Hyland moved adoption of the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on November 2, 2000, and before the Board on **December 11, 2000, at 3:30 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding new PRM, Planned Residential Mixed Use District, including the four options as contained in Supervisor McConnell’s motion. Supervisor Kauffman seconded the motion, which **CARRIED** by a recorded vote of nine, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting “**AYE**,” Supervisor Bulova voting “**NAY**.”

Supervisor Bulova called the Board’s attention to Admin 20 – Board of Supervisors’ Meeting Schedule for Calendar Year 2001 and moved to amend the motion to change the Board meeting (Fiscal Year (FY) 2002 Budget Markup Session) proposed for April 16, 2001, to April 23, 2001, and to move the Board meeting (FY 2002 Budget Adoption) on April 23, 2001, to April 30, 2001. Supervisor McConnell seconded the motion, which carried by unanimous vote.

Supervisor Gross moved to amend the motion to delete the meeting of November 26, 2001, from the calendar. Supervisor Connolly seconded the motion, which **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland,

Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE," Supervisor Frey and Chairman Hanley voting "NAY."

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

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION), RELATING TO PERSONS ENGAGED IN THE BUSINESS OF SELLING ELECTRICITY AND GAS ON THE CONSUMPTION OF ELECTRICITY AND GAS SERVICES

- (A) (NOTE: Earlier in the meeting the Board discussed this item. See page 12.)

Authorized the advertisement of a public hearing to be held before the Board on **October 16, 2000, at 5:30 p.m.** to consider adopting an amendment to the Code of the County of Fairfax, Chapter 4 (Taxation), relating to persons engaged in the business of selling electricity and gas on the consumption of electricity and gas services.

ADMIN 2 – STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE AND SULLY DISTRICTS)

- (R) Approved the request that the streets listed below be accepted into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Highland Glen	Dranesville	Highland Glen Place Linway Terrace Route 689 Addl ROW Only
Airston at Fox Mill	Sully	Fox Vale Drive Sarah Joan Court Fox Mill Road Route 665 Addl ROW Only

ADMIN 3 – DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM

Designated the following individual, identified with her registration number, as Plans Examiner:

- Lana Tran (201)

Designated the following individual, identified with his registration number, as inactive Plans Examiner:

- Dean Myers (99)

ADMIN 4 – INSTALLATION OF MULTI-WAY STOPS AT VARIOUS LOCATIONS (COUNTYWIDE)

- Endorsed the installation of multi-way stops at the following intersections:
 - Sea Cliff Road/Margie Drive (Dranesville District)
 - Monarch Lane/Happy Heart Lane (Providence District)
- Directed staff to request the Virginia Department of Transportation to install these signs at the earliest possible date.

ADMIN 5 – RECOMMENDATION OF STREETS TO BE INCLUDED IN THE TRAFFIC CALMING PILOT PROGRAM (MOUNT VERNON AND SULLY DISTRICTS)

- Endorsed the selection of the following streets into the joint Fairfax County Department of Transportation (FCDOT)/Virginia Department of Transportation (VDOT) Traffic Calming Pilot Program:
 - Linton Lane (Mount Vernon District)
 - Union Village Circle (Sully District)
- Directed staff to work with VDOT to develop traffic calming plans in conjunction with each community, as soon as possible.

ADMIN 6 – APPROVAL OF TRAFFIC CALMING MEASURES FOR OAK VALLEY DRIVE AS PART OF THE TRAFFIC CALMING PILOT PROGRAM (TCPP) (PROVIDENCE DISTRICT)

- Approved the traffic calming plan for Oak Valley Drive in the joint Fairfax County Department of Transportation (FCDOT)/Virginia Department of Transportation (VDOT) TCPP as follows:
 - Raised pedestrian crosswalk on Oak Valley Drive at Lakevale Drive
 - Raised pedestrian crosswalk on Oak Valley Drive at Newton Street
 - Raised pedestrian crosswalk on Oak Valley Drive at Joy Lane
- Directed staff to request VDOT to install the approved measures as soon as possible.

ADMIN 7 – APPROVAL OF A RESOLUTION REQUESTING THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO REVIEW CUT-THROUGH MEASURES FOR SOUTH STREET (MASON DISTRICT)

(R)

- Adopted the Resolution requesting VDOT to review and address possible solutions to cut-through traffic on South Street.
- Directed staff to provide the necessary documentation to VDOT with the resolution.

ADMIN 8 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 94-P-061, HORIZON BANK OF VIRGINIA (PROVIDENCE DISTRICT)

(AT)

Approved the request for 24 months of additional time for Special Exception Application SE 94-P-061 until August 7, 2002, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 9 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 95-Y-046, FERGUSON ENTERPRISES, INCORPORATED (SULLY DISTRICT)

(AT)

Approved the request for 12 months of additional time for Special Exception Application SE 95-Y-046 until August 12, 2001, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 10 – AUTHORIZATION FOR THE JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT SERVICES (JDRDCS) TO APPLY FOR CONTINUATION GRANT FUNDING FOR THE SERVICES TRAINING OFFICERS PROSECUTION (STOP) VIOLENCE AGAINST WOMEN GRANT PROGRAM

Approved the JDRDCS application for \$49,496 to the Department of Criminal Services for the STOP Violence Against Women grant program. No local cash match is required; however, the required in-kind match of 25 percent will be met through the existing services of the Court's Domestic Violence Service coordinator.

ADMIN 11 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01030 FOR THE HEALTH DEPARTMENT'S WOMEN, INFANTS, AND CHILDREN (WIC) IMMUNIZATION GRANT

(SAR) Approved SAR AS 01030 in the amount of \$28,000 from the Virginia Department of Health to continue WIC Immunization services from October 1, 2000, to December 31, 2000. This will allow the Health Department to continue to review immunization records of children enrolled in WIC in an effort to assure that children are up to date with their immunizations. No local cash match is required.

ADMIN 12 – AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY TO THE VIRGINIA STATE HEALTH DEPARTMENT (VSHD) FOR WOMEN, INFANTS AND CHILDREN (WIC) IMMUNIZATION FUNDS

Authorized the Health Department to submit a grant application to the VSHD for the WIC Immunization grant in the amount of \$84,000. The grant will continue the Health Department immunization services to infants and children receiving WIC Services. No local cash match is required.

ADMIN 13 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01029 FOR THE HEALTH DEPARTMENT'S COMPREHENSIVE AIDS RESOURCES EMERGENCY (CARE) ACT TITLE III GRANT

(SAR) Approved SAR AS 01029 in the amount of \$5,000 to appropriate a CARE Act Title III grant award administered by the Inova Health Systems Juniper Program. This funding will provide dental visits for 30 Case Management Program clients with HIV infection. No local cash match is required.

ADMIN 14 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX G, ESTABLISHING THE GRAHAM RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 34 (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **October 16, 2000, at 5:00 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix G, to establish the Graham RPPD, District 34. The proposed District includes the following street blocks:

- Graham Road (Route 1720) from Graham Court-South Intersection (Route 2335) to Graham Court-North Intersection
- Graham Court from Graham Road-South Intersection to Graham Road-North Intersection
- The north side only of Rosemary Lane (Route 1719) from Graham Road to Jonathan Place (Route 2387)
- Rosemary Lane from Jonathan Place to Wade Place (Route 2388)
- Jonathan Place from Rosemary Lane to the end

ADMIN 15 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX G, EXPANDING THE OAKTON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 19 (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 2000, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix G, expanding the Oakton RPPD, District 19. The proposed District expansion includes the following street blocks:

- Logway Road (Route 5623) from Snowbound Court (Route 5624) to Oleander Avenue (Route 5620)
- Snowbound Court from Logway Road to both the east and west ends
- Oleander Avenue from Logway Road to Pepperwood Court (Route 5621)

ADMIN 16 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX G, EXPANDING THE CHANTILLY RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 29 (SULLY DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 2000, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix G, expanding the Chantilly RPPD, District 29. The proposed District expansion includes the following street blocks:

- Poplar Tree Road (Route 4831) from Stringfellow Road (Route 645) to Majestic Lane (Route 4840)
- Poplar Tree Road from Majestic Lane to Pinefield Court (Route 4977)
- The south side only of Poplar Tree Road from Pinefield Court to Pergate Lane (Route 4988)
- Majestic Lane from Poplar Tree Road to Pearsall Lane (Route 4976)
- Majestic Lane from Pearsall Lane to Pergate Lane
- Pearsall Lane from Majestic Lane to Pergate Lane
- Pinefield Court from Poplar Tree Road to the end
- The west side only of Pergate Lane from Poplar Tree Road to Pearsall Lane

ADMIN 17 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING NEW PRM PLANNED RESIDENTIAL MIXED USE DISTRICT

(A)(R) (NOTE: Earlier in the meeting the Board took action on this item. See pages 12 and 13.)

ADMIN 18 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION, ENLARGEMENT, DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (DRANESVILLE, LEE, AND MASON DISTRICTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 2000, at 3:30 p.m.** to consider the following changes to small and local sanitary districts for refuse and lead collection service in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District A-6-1 within Small District 1 within Dranesville District (Elliott Avenue)	Enlarge	Refuse & Leaf	Approve
Local District A-4 within Small District 1 within Dranesville District (Vernon Drive)	Enlarge	Refuse	Approve
Local District A-2-1 within Small District 1 within Dranesville District (Providence Terrace)	Enlarge	Refuse & Leaf	Approve
Small District 4 within Lee District (Cedar Knoll)	Create	Refuse	Approve
Small District 4 within Mason District (6483 & 6487 Overlook Drive)	Enlarge	Refuse & Leaf	Approve
Small District 5 within Mason District (Kenwood)	Enlarge	Refuse	Approve
Small District 7 within Mason District (7104 Cindy Lane)	Enlarge	Refuse	Approve
Small District 1 within Mason District (Carlyn Hill)	De-Create/ Re-Create	Refuse & Leaf	Approve

Small District 9 within Mason District (Braddock Hills)	Create	Refuse & Leaf	Approve
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ADMIN 19 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) TO ACCEPT A COPS IN SCHOOLS GRANT AWARD FROM THE US DEPARTMENT OF JUST (DOJ) OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS)

Authorized the FCPD to accept an award in the amount of \$1,750,000 for the COPS in Schools grant from the US DOJ, Office of COPS. A local cash match of \$2,437,855 is required, which will be used over a 36 month period enabling the Police Department to establish 14 sworn law enforcement officer positions to support and expand the School Resource Office Program.

ADMIN 20 – BOARD OF SUPERVISORS' MEETING SCHEDULE FOR CALENDAR YEAR 2001

(NOTE: Earlier in the meeting the Board took action on this item. See page 13.)

Adopted a meeting schedule for January through December 2001.

DS:ds

16. **A-1 – APPROVAL OF THE AMENDED AGREEMENT BY THE CITY OF FAIRFAX AND THE COUNTY OF FAIRFAX FOR THE ESTABLISHMENT OF A MULTI-JURISDICTIONAL COMMUNITY CRIMINAL JUSTICE BOARD (CCJB) AND BYLAWS FOR THE CCJB**
(Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the amended Agreement by the City of Fairfax and the County of Fairfax for the Establishment of a Multi-jurisdictional CCJB and the Bylaws for the CCJB.

ADDITIONAL BOARD MATTER

17. **APPOINTMENT TO THE COMMUNITY CRIMINAL JUSTICE BOARD**
(Tape 3)

(APPT) (NOTE: Earlier in the meeting this item was discussed. See Page 7.)

Chairman Hanley moved the appointment of Supervisor Catherine M. Hudgins as the At-Large Representative to the Community Criminal Justice Board. Vice-Chairman Hyland seconded the motion and it carried by unanimous vote.

CONFIRMATION

Chairman Hanley moved that the Board confirm the following appointments:

- Ms. Barbara Daymude as the Clerk of Court to the Juvenile and Domestic Relations Court Representative.
- Ms. Nancy Lake as the Clerk of Court to the General District Court Representative.

Supervisor Hyland seconded the motion, which carried by unanimous vote.

AGENDA ITEMS

18. **A-2 – AUTHORIZATION TO AMEND THE MASTER SALES AND DEVELOPMENT AGREEMENT (MSDA) WITH THE MADISON CAPITAL ADVISORS, INCORPORATED, MDP BUCKMAN LLC AND MDP GROVETON LLC, ALL COLLECTIVELY (MDP) (LEE DISTRICT)**
(Tape 3)

On motion of Supervisor Kauffman, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the County Executive, on behalf of the Board, to execute the First Amendment to the MSDA.

19. **A-3 – ADOPTION OF AN EMERGENCY UNCODIFIED ORDINANCE TO CONTINUE A FIFTY-CENT TAXI-CAB FUEL SURCHARGE AND AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AN UNCODIFIED ORDINANCE THAT WILL CONTINUE THE SURCHARGE UNTIL DECEMBER 31, 2000** (Tape 3)

- (O)(A) On motion of Supervisor Hyland, seconded by Supervisor Kauffman, the Board concurred in the recommendation of staff and:

- Adopted an emergency uncodified Ordinance to provide for a fifty-cent taxicab fuel surcharge effective October 1, 2000.
- Authorized the advertisement of a public hearing to be held before the Board on **October 16, 2000, at 3:30 p.m.** regarding the readoption of this emergency uncodified Ordinance that will continue the surcharge until December 31, 2000.

The question was called on the motion and it **CARRIED** by a recorded vote of seven, Supervisor Bulova, Supervisor Frey, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn and

Chairman Hanley voting "AYE", Supervisor Connolly, Supervisor Gross, and Supervisor McConnell voting "NAY."

20. **A-4 – AUTHORIZATION TO PAY THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) FISCAL YEAR (FY) 2001 SECOND QUARTER BILLING** (Tape 3)

- (R) Supervisor Kauffman moved that the Board concur in the recommendation of staff and adopt the Resolution as outlined in Attachment II of the Memorandum to the Board dated September 25, 2000, authorizing payment of WMATA's FY 2001 second quarter transit operating and capital billing in the amount of \$13,726,668. Chairman Hanley seconded the motion.

Following discussion, with input from Thomas Biesiadny, Transit Operations Division, Department of Transportation, the question was called on the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

21. **C-1 – 2000 VIRGINIA MUNICIPAL LEAGUE (VML) ANNUAL CONFERENCE** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, regarding the designation of delegates for the VML Annual Conference.

Supervisor Hyland moved that the Board designate:

- Chairman Hanley as the voting delegate to represent the County at the VML Annual Conference.

Supervisor Kauffman and Supervisor Hudgins jointly seconded the motion and it carried by unanimous vote.

22. **I-1 – CONTRACT AWARD - ORGANIZATIONAL DIVERSITY ASSESSMENT AND EVALUATION SERVICES** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting authorization for staff to award a contract to the Technical Assistance and Training Corporation in the amount of \$194,998 for management consulting services to conduct an assessment and evaluation of the current organization structure and culture of Fairfax County's eight Human Services agencies. Funds for the contract have been identified in current Fiscal Year 2001 budget appropriations in several Human Services agencies; therefore, no additional County funding will be required.

The staff was directed administratively to proceed as proposed.

23. **I-2 – CONTRACT AWARD - PROFESSIONAL SERVICES FOR DESIGN OF ATHLETIC FIELD IMPROVEMENTS** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting authorization for staff to award contracts to Greenhorne and O'Mara, Incorporated; Paciulli, Simmons and Associates; and Patton Harris Rust and Associates, for design of athletic field improvements. Each contract is in an amount not to exceed \$300,000. Funding for each project will come from Fund 370, Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

24. **I-3 – CONTRACT AWARD - ENGINEERING DESIGN SERVICES FOR COMMUNITY PARK DEVELOPMENT AT GREAT FALLS NIKE PARK (DRANESVILLE DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting authorization for staff to award a contract to Burgess and Niple of Chantilly, Virginia, in the amount of \$165,814 for engineering design services for athletic field improvements, road and parking, trails, storm water management, and landscape planting for Great Falls Nike Park. A contingency amount of \$24,871 is needed to fund unanticipated design expenses and administrative costs, resulting in a total cost of \$190,685. Funds are available in Project 475598, Community Park Development, in Fund 370, Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

25. **I-4 – STATUS UPDATE ON PARK AUTHORITY/DEPARTMENT OF COMMUNITY AND RECREATION SERVICES (CRS) CONSOLIDATION OF CLASSES, CAMPS AND TOURS** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, announcing improved customer service since the Park Authority and CRS launched the first-ever consolidated registration for classes, camps and tours offered by both agencies.

Following discussion, Supervisor Bulova asked unanimous consent that the Board direct staff to report on collaboration with the school system regarding recreation programs that were advertised. Without objection, it was so ordered.

26. **I-5 – FAIRFAX COUNTY PARK AUTHORITY'S LAND ACQUISITION PROGRAM (COUNTYWIDE)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, announcing the land purchases which have been made by the Park Authority as a result of the successful land acquisition program funded by the 1998 park bond and the support of the Board.

A brief discussion ensued.

27. **I-6 – REGIONAL SURFACE TRANSPORTATION (RST) AND CONGESTION MITIGATION AND AIR QUALITY (CMAQ) PROGRAM PROJECTS FOR THE FISCAL YEAR 2002 VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROGRAM (COUNTYWIDE)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting authorization for staff to submit to VDOT a prioritized list of projects for the RST and CMAQ programs.

The staff was directed administratively to proceed as proposed.

28. **I-7 – CONTRACT AWARD - CIVIL WAR SITES INVENTORY IN FAIRFAX COUNTY** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting authorization for staff to award a contract to John Milner and Associates, Incorporated, in the amount of \$149,297.07 for consultant services to research and develop an inventory of known and possible sites of Civil War activity in the County of Fairfax.

The staff was directed administratively to proceed as proposed.

29. **I-8 – COUNTY HOLIDAY SCHEDULE - CALENDAR YEAR 2001** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated September 25, 2000, requesting approval of the holiday schedule for calendar year 2001.

The staff was directed administratively to proceed as proposed.

30. **RECESS/CLOSED SESSION** (Tape 3)

At 12:25 p.m., Supervisor Connolly moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the agenda for this meeting, and in addition:

- Claim of the Estate of Stanley A. Turek

Additional Board Matter

Intent to defer land use public hearings

Supervisor Kauffman announced his intent to later in the meeting defer the public hearings on a large part of the land use cases.

This motion, the second to which was inaudible, carried by unanimous vote.

Chairman Hanley announced that closed session would commence at 2:30 p.m.

DMB:dmb

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

ACTIONS FROM CLOSED SESSION

31. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 4)

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

32. **CLAIM OF THE ESTATE OF STANLEY A. TUREK** (Tape 4)

Supervisor Connolly moved that the Board approve the return of a future construction escrow to the estate of Stanley A. Turek, under the terms and conditions outlined by the County Attorney in closed session. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

33. **AUTHORIZATION OF THE PURCHASE OF PROPERTY** (Tape 4)

Supervisor Mendelsohn moved that the Board authorize the purchase of the property, and improvements thereon, located at 268 Spring Street, Herndon, in the Dranesville District, and identified as Tax Map parcel 16-2((2))183A1. Said property is to be used as the Operations Center for the Herndon Division of the Fairfax Connector Bus system according to the terms and conditions outlined by the County Executive in closed session. Supervisor Hudgins seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

NV:nv

34. **ORDERS OF THE DAY** (Tape 4)

Chairman Hanley announced that the Board would proceed with Board Matters prior to the 3 p.m. Board decision on Rezoning Application RZ 2000-SU-009.

ADDITIONAL BOARD MATTERS35. **TWENTY-FIFTH ANNIVERSARY OF WESLEY HOUSING DEVELOPMENT CORPORATION** (Tape 4)

Chairman Hanley announced that the Wesley Development Corporation has just celebrated its twenty-fifth anniversary. To recognize its contribution to County citizens, she relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite representatives from the Department of Housing and Community Development and Wesley Housing to appear before the Board to receive a proclamation honoring their service to the community. Supervisor Mendelsohn seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

36. **NATURAL RESOURCES WEEK** (Tape 4)

Chairman Hanley announced that the Northern Virginia Soil and Water Conservation (NVSWCD) will join with 45 other conservation districts in Virginia to recognize Natural Resources Week. To call attention to the importance of natural resources, and as requested by the NVSWCD Board of Directors, Chairman Hanley moved that the Board direct staff to:

- Prepare a proclamation declaring the week of October 15-21, 2000, as "*Natural Resources Week*" in Fairfax County.
- Invite the appropriate individuals to appear before the Board.

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

37. **AMERICAN INDIAN HERITAGE MONTH** (Tape 4)

Chairman Hanley stated that the month of November is nationally recognized as American Indian Heritage Month. In conjunction with federal observances, she moved that the Board direct staff to invite representatives from the Office of Equity Programs and the American Indian community to appear before the Board at the October 30, 2000, meeting to receive a proclamation declaring November as "*American Indian Heritage Month*" in Fairfax County. Supervisor Connolly seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

38. **NATIONAL DISABILITY EMPLOYMENT AWARENESS MONTH**
(Tape 4)

Chairman Hanley announced that October is traditionally celebrated as National Disability Employment Awareness Month. To recognize Fairfax County citizens with disabilities and their contributions to mainstream community life, she moved that the Board direct staff to invite representatives from the Office of Equity Programs and the Disability Services Board to appear before the Board at the October 16, 2000, meeting to receive a proclamation declaring October as "*Disability Employment Awareness Month*" in Fairfax County. Supervisor Connolly seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

39. **APPOINTMENT OF BOARD MEMBER TO REPRESENT THE COUNTY ON THE POTOMAC WATERSHED ROUNDTABLE BOARD OF DIRECTORS** (Tape 4)

(APPT) Chairman Hanley referred to a letter she had received from Melvin Bellinger, Chairman of the Potomac Council, inviting her or another Member of the Board to serve as a voting member of the newly created Potomac Watershed Roundtable. The first meeting will be September 27, 2000, at the Prince William County campus of George Mason University. The roundtable was launched at the Potomac Watershed Forum, which was attended by Supervisor Gross and Supervisor Mendelsohn on August 25, 2000, and is a partnership among state and local officials; Virginia soil and water conservation districts; citizens; the agricultural, development, commercial fishing, and boating industries; the environmental community; and federal government agencies. It will act as an advisory body to local and state decision-makers and will make recommendations on watershed management policy and program options.

Accordingly, Chairman Hanley moved the appointment of Supervisor Gross as the Board's representative on that roundtable. Supervisor Connolly seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

40. **LOUDOUN COUNTY REZONING APPLICATION ZMAP 1998-0011 FOR CEDAR CREST HOUSING DEVELOPMENT** (Tape 4)

Chairman Hanley stated that she would present her Board Matter regarding a Loudoun County rezoning application later in the meeting when Supervisor Frey could be present.

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

41. **POLICE RETIREMENT BOARD** (Tape 4)

(BACs) Chairman Hanley called the Board's attention to a letter from J. D. Fowler, President, Fairfax County Coalition of Police, Local 5000, regarding the composition of the Police Retirement Board.

42. **EDUCATION FUNDING** (Tape 4)

Chairman Hanley announced that on Thursday, October 19, 2000, the Virginia Coalition for Education Funding will be presenting information to the General Assembly on standards of quality and she will be part of that.

Chairman Hanley also noted the Legislative Committee had recommended that she send a letter to the Chairman of the School Board forwarding a draft of the regional education position funding. She asked unanimous consent that the Board authorize her to do so. Without objection, it was so ordered.

43. **QUARTERLY STATUS REPORT ON OPERATIONS OF THE OFFICE OF THE FINANCIAL AND PROGRAMS AUDITOR** (Tape 4)

Chairman Hanley moved that the Board accept the Quarterly Status Report on Operations as of September 19, 2000, from the Office of the Financial and Programs Auditor. Supervisor Bulova seconded the motion, which carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

44. **LOUDOUN COUNTY REZONING APPLICATION ZMAP 1998-0011 FOR CEDAR CREST HOUSING DEVELOPMENT** (Tape 4)

(NOTE: Earlier in the meeting, Chairman Hanley deferred her presentation of this item. See Clerk's Summary Item CL#40.)

Chairman Hanley stated that it had come to her attention that the Loudoun County Department of Planning has issued a staff report in conjunction with a rezoning application for the Cedar Crest housing development (ZMAP 1998-0011) in which 575 homes have been proposed on a 595-acre tract adjacent to Fairfax County. She said that staff from the Department of Planning and Zoning and the Department of Transportation have submitted comments to Loudoun County, copies of which she distributed to the Board. The comments address certain transportation issues pertaining to the rezoning request, including limiting the access of traffic from homes in the development to Bull Run Post Office Road, as well as discussion of the proposed Tri-County Parkway in the general vicinity of the project.

Chairman Hanley said that the comments of Fairfax County staff do not appear to be an endorsement of the project, yet the Loudoun County staff report lists Fairfax County as recommending approval. Noting that it is crucial that characterizations by Fairfax County staff be reported in an accurate manner, she asked unanimous consent that the Board direct staff to work with officials of Loudoun County and

other adjacent jurisdictions to develop an alternate category of acknowledgement, as opposed to simply listing approval, denial, or not applicable, that can be used when Fairfax County reviews a land use proposal, but does not offer a formal recommendation on the dispensation of the case. Without objection, it was so ordered.

45. **BRIEFING ON THE VIRGINIA TRANSPORTATION DEVELOPMENT PROGRAM (VTDP)** (Tape 4)

Chairman Hanley called the Board's attention to a memorandum from Anthony H. Griffin, County Executive, dated September 25, 2000, regarding the VTDP, formerly known as the "Six-Year Improvement Program," which is scheduled for public hearings on October 5, 2000, with adoption by the Commonwealth Transportation Board (CTB) scheduled for October 18, 2000. Young Ho Chang, Director of Transportation, briefed the Board on key elements of the program.

Following discussion, with input from Mr. Chang, Supervisor Connolly asked unanimous consent that the Board raise its concern over funding for the Secondary Road Program as the second item in the proposed comments to the CTB. Without objection, it was so ordered.

Chairman Hanley asked unanimous consent that the Board direct staff to present the testimony as recommended by staff, with the aforementioned change. Without objection, it was so ordered.

Further discussion continued regarding transit funds and the cost of the Route 123 project, with input from Mr. Chang.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

46. **RECOGNITION OF VISITORS FROM RUSSIA** (Tape 4)

Supervisor Bulova recognized the presence in the Board Auditorium of four female Russian judges who were visiting as part of a Library of Congress program entitled "Russia Leadership - Open Door 2000" and Bill Bailey, representing the Federation of Citizens Associations and Baileys Crossroads Rotary Club. She and Chairman Hanley warmly welcomed them.

47. **SCHOOL CONSTRUCTION** (Tape 4)

(BACs) Chairman Hanley reported that at the Legislative Committee meeting the Board agreed to submit written testimony about school construction and related efforts to the high growth coalition. She asked unanimous consent that the Board direct staff to present the testimony to the General Assembly's House Committee on Cities, Counties, and Towns. Without objection, it was so ordered.

(NOTE: Later in the meeting, the Board raised issues from the Legislative Committee. See Clerk's Summary Item CL#55.)

48. **MOSQUITOES** (Tape 4)

Chairman Hanley stated that in June 2000 she had presented a Board Matter regarding the spraying for mosquitoes and testing for the West Nile virus. At that time the Health Department had conducted tests on over 100 birds and all were negative for the virus.

Following input from Anthony H. Griffin, County Executive, who stated that testing by the Health Department continues and that so far 230 birds have tested negative, Chairman Hanley called the Board's attention to an educational handout entitled *Put the Bite on Mosquitoes*.

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

- Examine the advisability of preventive spraying.
- Report with its efficacy and cost.

Without objection, it was so ordered.

Supervisor Gross stressed the role of citizens in the prevention of mosquitoes by eliminating potential breeding grounds (standing water) on their property. She asked unanimous consent that the Board direct the Office of Public Affairs to publicize a reminder again. Without objection, it was so ordered.

DMB:dmb

AGENDA ITEMS49. **ORDERS OF THE DAY** (Tape 4)

Chairman Hanley announced that there would be a change in the Orders of the Day and that the Board would proceed with the 3:30 p.m. public hearings.

50. **3 P.M. – BOARD DECISION ON REZONING APPLICATION RZ 2000-SU-009 (MSW, INCORPORATED) (SULLY DISTRICT)** (Tape 4)

(NOTE: Later in the meeting, the public hearing was deferred until October 16, 2000. See Clerk's Summary Item CL#54).

51. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT) AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AF 00-D-001 (RAYMOND AND BLANCH DEPAUL) (DRANESVILLE DISTRICT)** (Tape 4)

(O) Mr. Raymond DePaul reaffirmed the validity of the affidavit for the record.

Mr. DePaul 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, Tracy Swagler, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations. Supervisor Mendelsohn moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Bulova and Supervisor Frey being out of the room.

Supervisor Mendelsohn moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Raymond and Blanch DePaul Agricultural and Forestal District (Application AF 00-D-001), subject to the ordinance provisions dated August 23, 2000. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Bulova and Supervisor Frey being out of the room.

52. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 78-S-046-3 (SPRINGFIELD CORPORATE CENTER, LLC), SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-L-016 (SPRINGFIELD CORPORATE CENTER, LLC), PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-L-060-2 (TOWNEPLACE MANAGEMENT CORPORATION), AND SPECIAL EXCEPTION APPLICATION SE 00-L-013 (TOWNEPLACE MANAGEMENT CORPORATION) (LEE DISTRICT)** (Tape 4)

Supervisor Kauffman moved to defer the following public hearings to October 16, 2000:

- Proffered Condition Amendment Application PCA 78-S-046
- Special Exception Amendment Application SEA 85-L-016
- Proffered Condition Amendment Application PCA 85-L-060-2
- Special Exception Application SE 00-L-013

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

53. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 00-P-014 (CITY OF FALLS CHURCH, DEPARTMENT OF ENVIRONMENTAL SERVICES) (PROVIDENCE DISTRICT)** (Tape 5)

Mr. Samer S. Beidas reaffirmed the validity of the affidavit for the record.

Mr. Beidas 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, Charles Burnham, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Following discussion, Supervisor Connolly moved approval of Special Exception Application SE 00-P-014, subject to the development conditions dated September 5, 2000. Supervisor Gross seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

54. **3 P.M. – BOARD DECISION ON REZONING APPLICATION RZ 2000-SU-009 (MSW, INCORPORATED) (SULLY DISTRICT)** (Tape 5)

Supervisor Frey moved to defer Board decision on Rezoning Application RZ 2000-SU-009 (MSW, Incorporated) until **October 16, 2000, at 3 p.m.** This motion, the second to which was inaudible carried by a vote of seven, Supervisor Bulova, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

ADDITIONAL BOARD MATTERS

55. **LEGISLATIVE COMMITTEE** (Tape 5)

(BACs) (NOTE: Earlier in the meeting the Board took action regarding legislative issues. See Clerk's Summary Item CL#47.)

Supervisor Connolly called the Board's attention to a draft of the Fairfax County Draft Legislative Program 2001 Virginia General Assembly and very briefly outlined key elements.

56. **CENSUS BUREAU DIRECTOR RECOGNIZES FAIRFAX COUNTY** (Tape 6)

Supervisor Connolly said that this past week, Census Bureau Director Kenneth Prewitt singled out Fairfax County for having one of the highest and best response

rates for large jurisdictions in the nation. This came as Fairfax County's mail-in response rate was adjusted to reflect those forms mailed after the April deadline. Fairfax County reached an almost unheard of 80 percent compliance. That reflects an adjustment from the earlier report of 76 percent.

Supervisor Connolly stated that this reflects the enormous effort of citizens appointed by the Board to serve on the Complete Count Committee for Census 2000, the staff dedicated to supporting this effort in the Department of Systems Management for Human Services, and the countless Fairfax County employees and volunteers who contributed to this result.

57. **AMANDA PLACE ABANDONMENT PUBLIC HEARING** (Tape 6)

Supervisor Connolly said that Batal Builders, Incorporated, had received approval from the Board for Rezoning Application RZ 1999-PR-040 in February 2000. The approved rezoning anticipated reconfiguring the street access in the community, which requires abandonment of portions of Amanda Place east of Gallows Road. He said that the applicant is eager to obtain site plan approval and begin work on the site; however, the Board must first set a public hearing date for the abandonment.

Therefore, Supervisor Connolly moved that the Board authorize the scheduling of a public hearing for the abandonment of portions of Amanda Place for October 30, 2000. Supervisor Gross seconded the motion, which carried by a vote of seven, Supervisor Bulova, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

PMH:pmh

58. **FAIRFAX CONNECTOR BUS SERVICE TO CELEBRATE ITS FIFTEENTH ANNIVERSARY OF SERVICE** (Tapes 6-7)

Supervisor Hudgins said that on September 29, 2000, the Fairfax Connector will celebrate its fifteenth anniversary of service to the citizens of Fairfax County.

Supervisor Hudgins referred to her written Board Matters and noted that the Fairfax Connector Bus Service first began service on September 29, 1985, in the southeastern part of the County, including routes that served the Huntington Metrorail Station with 33 buses serving 10 routes. Since then, the Fairfax Connector has grown to a fleet of 156 with 58 routes.

Supervisor Hudgins said that a formal ceremony will be held on October 14, 2000, at the Springfield Mall Commuter Lot to commemorate the anniversary, and on September 29, 2000, the actual anniversary, the Fairfax Connector will be offering free rides to all citizens.

Therefore, Supervisor Hudgins moved that the Board direct staff to invite Mr. Andy Szakos, Ms. Dorothy Cousineau, and the Director of the Department of Transportation to appear before the Board to receive special recognition for their

involvement with the Fairfax Connector service since its inception. Supervisor Hyland seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

59. **GAS STATION CUSTOMERS FILL THEIR VEHICLES' GAS TANKS WHILE THE ENGINES ARE STILL RUNNING** (Tape 7)

Supervisor Hudgins said that recently in the *Washington Post*, citizens expressed concern in witnessing gas station customers filling their vehicles' gas tanks with the engines still running. Both Fairfax County and the Commonwealth of Virginia have an ordinance that requires citizens to turn off their vehicles' engines during fueling.

Violation to Fire Prevention Code, F-3206.2, carries a misdemeanor charge, which is punishable by a \$2,500 fine, one-year jail term, or a combination of both. Citizens who witness customers not adhering to this Fire Prevention Code should report violations to the police department or directly to the magistrate.

Therefore, Supervisor Hudgins moved that the Board direct the Office of Public Affairs to reiterate the Fire Prevention Code and to notify the *Washington Post's* Dr. Gridlock of the proactive steps the County is taking in light of his recent column. Chairman Hanley seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

60. **TOWN HALL BUILDING IN THE TOWN OF VIENNA TO BE DEDICATED TO THE MEMORY OF MAYOR CHARLES A. ROBINSON, JR.** (Tape 7)

Supervisor Hudgins said that in recognition of Mayor Charles A. Robinson, Jr.'s devotion and outstanding service to the Town of Vienna, on October 6, 2000, the Town Hall building in the Town of Vienna will be dedicated to his memory.

Mayor Robinson's public service career spanned four decades beginning with his appointment to the Town of Vienna's Board of Zoning Appeals in 1954 and in 1960 to the Town Planning Commission. He was first elected to the Town Council in 1962 and served as mayor from 1976 until his death in January 2000.

Therefore, Supervisor Hudgins moved that the Board direct staff to prepare a proclamation recognizing the memory of Mayor Robinson for his outstanding public service and commitment to the role of local government, to be presented at the dedication of the Charles A. Robinson Town Hall Building. Chairman Hanley seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

61. **RESTON eVILLAGE WEBSITE** (Tape 7)

Supervisor Hudgins said that on October 3, 2000, the Reston eVillage website will be launched. Reston eVillage is a virtual village that will include a menu of community activities, links to businesses and County government, community newspapers, and a community chat room.

The site provides a virtual gathering place for Reston residents and can be viewed by anyone who has Internet access, but only registered users within Reston's special tax district can comment or interact on-line. The address for Reston eVillage is www.RestoneVillage.com. She invited everyone to view the site.

62. **RESTON MULTICULTURAL FESTIVAL** (Tape 7)

Supervisor Hudgins expressed her appreciation to the co-chairs of the Festival, Ms. Ellen Graves and Mr. Ralph Butler, who worked on the Reston Multicultural Festival.

63. **RESTON CITIZEN ASSOCIATION'S 2000 COMMUNITY SERVICE AWARD WINNER** (Tape 7)

Supervisor Hudgins said that the Reston Citizens Association (RCA) was founded in 1967, and has served as a forum for issues affecting the community and is a voice for Reston to County and State governments on issues of citizen concerns. As a voice for Reston, RCA also has encouraged and recognized the involvement of citizens in service to the community.

On September 22, 2000, RCA recognized Ms. Claudia Thompson-Deahl, the Environmental Resource Manager at the Reston Association, for her work in protecting and enhancing the environment, protecting the natural ecology, and preserving open space.

At the Reston Association, Ms. Deahl is responsible for the health and well-being of natural areas. Her responsibilities include tree care and removal, reforestation efforts, removal of invasive species, responding to calls on injured and nuisance wildlife, and working with Scouts and scouting projects.

Supervisor Hudgins asked unanimous consent that the Board direct staff to invite Ms. Claudia Thompson-Deahl to appear before the Board for acknowledgement and recognition as the Reston Citizen Association's 2000 Community Service Award Winner. Without objection, it was so ordered.

64. **RESTON TEEN CENTER** (Tape 7)

Supervisor Hudgins said that the brand new Reston Teen Center, located at 12196 Sunset Hills Road in the newly constructed YMCA, is ready for action. The Department of Community and Recreation Services will have the dedication and ribbon cutting ceremony at the Reston Teen Center on Saturday, October 7, 2000.

The new Teen Center will feature a variety of activities for intermediate and high school age youth, seven days a week, including a Cyber cafe, interactive games, a music room, a full-court gymnasium and a live stage. The focus of the Teen Center is meeting the needs of youth combining character education, community service projects and recreation activities.

Supervisor Hudgins invited Board Members to come and celebrate the dedication and ribbon cutting of the Reston Teen Center.

65. **EXPEDITED PUBLIC HEARING FOR PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-C-106** (Tape 7)

Supervisor Hudgins said that Winchester Homes has filed a proffered condition amendment application for a portion of an existing subdivision known as Monroe Manor. The generalized development plan associated with Monroe Manor showed two lots on different parcels within the subdivision. Inadvertently, only one was constructed. Winchester Homes is now going through the bond release process and the second tot lot was identified as an outstanding item. Rather than clear a second open space parcel to construct the additional tot lot, Winchester is proposing an application to expand the facilities at the location of the existing tot lot, which meets with the approval of the homeowners within Monroe Manor.

The Planning Commission public hearing has been deferred from November 8 to November 30 to accommodate staffing issues. Winchester Homes has requested an expedited Board date of Monday, December 11, 2000.

Therefore, Supervisor Hudgins moved that the Board approve an expedited public hearing date of December 11, 2000, for Proffered Condition Amendment Application PCA 88-C-106. 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 this application in any way. Supervisor Hyland seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

66. **ACCESS FUNDS FOR SHAWNEE ROAD** (Tape 7)

(R) Supervisor Gross noted that on September 11, 2000, the Board directed staff to prepare a resolution for Board consideration today regarding Industrial Access Funds for Shawnee Road.

Therefore, Supervisor Gross moved that the Board adopt the Resolution requesting the Commonwealth Transportation Board to approve Industrial Access Road funds for the improvement of Shawnee Road. Chairman Hanley seconded the motion and it carried by a vote of six, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

67. **ISSUANCE OF BUSINESS RELATED PERMITS** (Tape 7)

Supervisor Gross said that her office has been holding regular meetings with staff from multiple County agencies to deal with a commercial area with various persistent violations. Each agency has been helpful individually, but the meetings have highlighted a problem which deserves attention. Apparently, a prospective business may be issued some permits, even in the presence of serious violations. Sometimes this can be as simple as, for example, the Fire Marshal issuing a permit for a business which is not permitted under the current zoning. Increased communication across agencies could head off some of these problems before they arise, reduce confusion for the business owners, and assist County staff. Many agencies have existing databases of information which would be helpful to other agencies if it could be coordinated.

Therefore, Supervisor Gross moved that the Board refer this issue to the County Executive to determine a process for coordinating the issuance of business-related permits, possibly including a change to the sequence of the permit review process or the development of a computerized system to assist in the coordination of these efforts. Supervisor Hyland seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

68. **ANNUAL MASON DISTRICT PARK FESTIVAL** (Tape 7)

Supervisor Gross announced that the annual Mason District Park Festival will be held on Saturday, September 30, 2000, from 10 a.m. until 4 p.m.

69. **HOME HEALTH CARE COMPLAINTS** (Tape 7)

Supervisor Gross said that she has received an increasing number of home health care complaints. Supervisor Gross asked unanimous consent that the Board direct staff to review the program to determine:

- Whether the contractors are performing to the terms of the contract.
- Which issues are currently causing the difficulties that have been reported.
- What steps may be taken by the County to improve the service.
- The financial implications both to the clients and the County budget for an upgrade to the service.

Without objection, it was so ordered.

DS:ds

70. **TREE PRESERVATION TASK FORCE MEETING** (Tape 8)

(BACs) Supervisor Mendelsohn announced that a notice would be released this week that the next meeting of the Tree Preservation Task Force would be postponed until November, instead of two weeks from today.

71. **CHESAPEAKE BAY 2000 AGREEMENT** (Tape 8)

Supervisor Mendelsohn announced that on June 28, 2000, the State of Virginia became a signatory to the Chesapeake Bay 2000 Agreement. He said that in order to continue to be an active partner in the Chesapeake Bay 2000 Agreement, Fairfax County is expected to participate in the development of specific strategies for achieving the program goals.

Therefore, Supervisor Mendelsohn moved that the Chair prepare a letter to the Secretary of Natural Resources, Virginia Department of Conservation and Recreation, requesting that Fairfax County be invited to participate in the development of specific strategies to achieve land use sub-goals of the Agreement. Supervisor Hyland seconded the motion, which carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Kauffman, and Supervisor McConnell being out of the room.

72. **COX COMMUNICATION HUB SITES** (Tape 8)

Supervisor Mendelsohn said that Cox Communications is the applicant under Virginia Code Section 15.2-2232 to construct a fiber optic hub site at 11504 Leesburg Pike. The property is located at Tax Map Number 11-2 ((1)) 19. He said that Cox officials have agreed to work with the Great Falls community to resolve concerns surrounding architecture and building materials, and they recognize the risks involved in proceeding in concurrent processing.

Therefore, Supervisor Mendelsohn moved that the Board direct staff of the Department of Public Works and Environmental Services and the Department of Planning and Zoning to proceed with concurrent processing of this application. This motion does not relieve the applicant from compliance with the provisions of any and all applicable ordinances, regulations, or adopted standards and does not constitute support by the Board for the 2232 application. Chairman Hanley seconded the motion, which carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Kauffman, and Supervisor McConnell being out of the room.

73. **HEALTH AND MEDICAL CARE DELIVERY TASK FORCE MEETING**
(Tape 8)

(BACs) Supervisor Mendelsohn called the Board's attention to a draft copy of meeting minutes for the Health and Medical Care Delivery Task Force, held on September 13, 2000, which he and Supervisor Hudgins attended. He reminded

the Board that it had agreed to work with the School Board to set up a Health and Medical Care Delivery Task Force to review the health care services provided to Fairfax County students in schools. Supervisor Mendelsohn said that the task force would consist of approximately 35 members and would hold its first meeting in November.

Therefore, Supervisor Mendelsohn asked unanimous consent that the Board accept the meeting minutes, and said that this issue would come back to the Board for appointments to Boards, Authorities, and Commissions. Without objection, it was so ordered.

PMH:pmh

74. **FIRE PREVENTION WEEK** (Tape 8)

Supervisor Hyland moved that the Board proclaim the week of October 8-14, 2000, as "*Fire Prevention Week*" in Fairfax County. Chairman Hanley seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, and Supervisor McConnell being out of the room.

75. **CHANGES PROPOSED FOR THE FAIRFAX COUNTY HISTORY COMMISSION** (Tape 8)

(BACs) Supervisor Hyland referred to his written Board Matter regarding the History Commission and he moved that the Board direct staff to report with information regarding:

- Bylaws of the Fairfax County History Commission to be amended to add a regular membership category of Historic Preservation Specialist.
- Membership of the Commission to be expanded from 20 to 21 members to accommodate this action.

Following discussion, with input from Nancy Vehrs, Clerk to the Board, Chairman Hanley suggested that the composition, the members, and their terms be circulated to Board Members.

76. **REVIEW REQUEST CONCERNING COMPOSITION OF AND QUALIFICATIONS FOR BOARD OF TRUSTEES OF POLICE RETIREMENT SYSTEM** (Tape 8)

(BACs) Supervisor Hyland asked unanimous consent that the Board refer the issue of the number and qualifications of trustees on the Police Retirement System to the Staff and Personnel Subcommittee. Without objection, it was so ordered.

77. **POHICK EPISCOPAL CHURCH FIFTY-FIFTH ANNUAL COUNTRY FAIR** (Tape 8)

Supervisor Hyland said that on October 7, 2000, Pohick Episcopal Church, Truro Parish will hold its fifty-fifth Annual Pohick Country Fair.

This event is their largest fundraiser for various charities and everyone is invited to come on down and enjoy the Pohick Church Country Fair!

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

- Issue a proclamation for Saturday, October 7, 2000, as "*Historic Pohick Church Day*" in Fairfax County in celebration of the fifty-fifth anniversary of the Pohick Church Country Fair.
- Waive the Temporary Special Use Permit fee for this event.

Supervisor Kauffman seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, and Supervisor McConnell being out of the room.

78. **REQUEST FOR TRAFFIC CALMING INITIATIVES FOR THE NEWINGTON COMMUNITY** (Tape 8)

Supervisor Hyland said that the Newington community, located along Newington Road, between Cinder Bed Road and Telegraph Road continues to be used for people who are in a hurry. This very old road is substandard, two lanes, with blind curves, without curb and gutters, with a posted speed limit of 25 mph, and houses with accesses on Newington Road.

Supervisor Hyland moved that the Board direct staff to:

- Begin implementing the program for the section of Newington Road between Cinder Bed and Telegraph Roads.
- Handle this request expeditiously because of a rezoning application going before the Planning Commission on October 12, 2000; because of the expansion of the Huntington School Bus Garage; and construction widening to four lanes on Telegraph Road.

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

NV:nv

79. **MS. JENNIFER SEILER NAMED 2000 PHYSLINK.COM YOUNG SCIENTIST OF THE YEAR** (Tapes 8-9)

Supervisor Kauffman announced that Hayfield Secondary School Senior Jennifer Seiler has been named *2000 PhysLINK.com Young Scientist of the Year*. The award is sponsored by the University of Southern California's Physics and Astronomy Department. For her winning project, Ms. Seiler wrote on "The Acoustic Thermometry of Sea Water."

Accordingly, he asked unanimous consent that the Board direct staff to invite Ms. Seiler to appear before the Board for formal recognition and presentation of a certificate. Without objection, it was so ordered.

80. **LEE DISTRICT TOWN MEETING** (Tape 9)

Supervisor Kauffman announced that a Lee District Town Meeting is scheduled for Saturday, October 21, 2000, at Hayfield Secondary School and he distributed information on the meeting.

81. **CONCURRENT PROCESSING REQUEST** (Tape 9)

Supervisor Frey stated that the St. Joe Company has filed Proffered Condition Amendment Application PCA 85-SD-061-03 to permit an increase in building height for a building in Westfields. The additional height is not greater than what is allowed under the current zoning regulations, but the proffered conditions limit the building height to 35 feet. The applicant has requested that the Board authorize concurrent processing of the site plan with the proffered condition amendment application. The Planning Commission public hearing is scheduled for this week.

Accordingly, Supervisor Frey moved that the Board direct the Department of Public Works and Environmental Services to process the site plan concurrently with the consideration of Proffered Condition Amendment Application PCA 85-SD-061-03. The applicants understand that this motion will not prejudice the consideration of the applications in any way. Supervisor Bulova and Supervisor Hyland jointly seconded the motion, which carried by a vote of nine, Supervisor Connolly being out of the room.

82. **FEE WAIVER REQUEST FROM CENTREVILLE HIGH SCHOOL CROSS COUNTRY TEAM** (Tape 9)

Supervisor Frey announced that on October 14, 2000, at noon the Centreville High School cross country team is sponsoring its annual Bull Run High School Cross Country Invitational. The event is held at Bull Run Regional Park and the proceeds go to the Concord District cross country programs and Centreville High School.

Supervisor Frey stated that the team members requested a fee waiver. He explained to them that Bull Run Regional Park is owned by the Northern Virginia Regional Park Authority, not by Fairfax County, so the Board does not have the authority to waive the fees. However, he moved on behalf of the student athletes that the Board request the Northern Virginia Regional Park Authority to waive the fees associated with the holding of this event. Supervisor Bulova and Supervisor Hyland jointly seconded the motion, which carried by a vote of nine, Supervisor Connolly being out of the room.

83. **FIRE MARSHAL INSPECTIONS** (Tape 9)

Supervisor Frey stated that representatives of the development industry informed him that there are serious backlogs with inspection schedules in the fire marshal's office. He noted that Chief Stinnette had taken some actions earlier in the summer to lessen the backlog and the Fiscal Year 2001 Budget included several additional positions for inspectors.

Accordingly, Supervisor Frey asked unanimous consent that the Board direct staff to provide an information item at the next Board meeting that would update any progress in eliminating the backlog as well as hiring for the new positions. Without objection, it was so ordered.

84. **WAIVER OF FEES FOR SHOWMOBILE** (Tape 9)

Supervisor Bulova announced that the Northern Virginia American Heart Association will hold a Heart Association walk at George Mason University on October 21, 2000. This event will be important in bringing attention to the Heart Association's goal of fighting heart disease and stroke.

Therefore, jointly with Supervisor Gross, Supervisor Bulova moved that the Board direct staff to waive the fees for use of the County's Showmobile at the American Heart Association's event on October 21, 2000. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Connolly being out of the room.

85. **PBS BILL MOYERS SPECIAL "ON OUR OWN TERMS"** (Tape 9)

Supervisor Bulova said that she had an opportunity to watch a very powerful series that aired on PBS during the evenings of September 10, 11, 12, and 13, 2000. The series, hosted by Bill Moyers, was called "*On Our Own Terms*" and dealt with end of life issues in America.

Supervisor Bulova said that throughout the past year, she has had an opportunity to work with a number of people who have hosted or participated in events focused on end of life issues. Events have included: A Town Meeting at Little River Glen Senior Center, A Fairfax BAR Association Annual Outreach Seminar on "Elder Law", A Clergy Summit on "Death as a Spiritual Passage", A George Mason University "Town Hall Lecture" titled " From Preparation to Celebration: The Many Aspects of Death and Dying," The League of Women Voters' 16

Neighborhood Units, and a Public Gathering to Watch and Discuss the Last Program in the series at Northern Virginia Community College.

To advocate for better care for individuals during the end of their lives, an organization called SOLACE (Supporters of Life Affirming Care at End-of-Life) has been created. The mission of SOLACE is to:

- Create partnerships to share knowledge, resources and expertise in end of life care
- Strengthen the continuum of care in the community, by filling gaps in services and increasing access to end-of-life services
- Assess the needs of people in the community affected by end-of-life issues
- Coordinate available resources and services for the dying and their loved ones, including grief and loss education and counseling
- Stimulate public discussion on end-of-life experience and provide education to enable people to make informed health care choices.

Supervisor Bulova moved that the Board:

- Direct staff to invite members of the SOLACE Board of Directors, along with individuals who served on the Dying in America Planning Group, to appear before the Board to be recognized for their efforts.
- Endorse the goal of providing better care at end-of-life, including providing information to persons who may be interested in, and benefit from, knowing about choices and rights, such as Advanced Directives, Guardianships, et cetera.

Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Connolly being out of the room.

86. **SIGNS** (Tape 9)

(BACs)

Supervisor McConnell raised the issue of the proliferation of advertising signs attached to telephone poles and highway signs and placed on wooden stakes in highway rights of way throughout the County. *Virginia Code* Section 33.3-373 declares these signs to be both public and private nuisances and, therefore, illegal. The Code exempts political election signs and certain other signs for relatively short periods.

Supervisor McConnell stated that *Virginia Code* Section 33-1-375 (D) allows the County to enter into an agreement with the Commissioner of Transportation to designate a County agency an agent of the Highway Department for the purpose of removing signs in violation of Code section 33.1-373. The County agency can then charge the person or "firm" responsible for the placement of the signs a fee for removing the signs and share the monies collected with the Highway Department. Additionally, an administrative fine of \$100 per sign could be levied. The money given to the Virginia Department of Transportation must go into the highway operations and maintenance fund. The Code of Virginia requires a public hearing to be held prior to creating the agreement.

Supervisor McConnell stated that Sheriff Stan Barry is expanding the size of the Weekenders program and is able to provide additional support for programs, such as litter removal. The illegally placed signs would be a target for the expanded program. Should the County enter into an agreement with the Commissioner of Transportation and have the Sheriff's office designated as the agent, the Sheriff could recoup most of his cost to operate the Weekender Program and fund its expansion.

Therefore, Supervisor McConnell moved that the Board direct the County Executive to prepare the necessary material to enter into an agreement with the Commissioner under the provisions of *Virginia Code* Section 33.1-375 (D), and that staff prepare an administrative item to bring before the Board at the next meeting to authorize the advertisement of a public hearing to facilitate the agreement with the Commissioner of Transportation.

Following discussion, Supervisor Connolly asked unanimous consent that the Board refer this issue to the newly created Sign Task Force for its review and recommendation. Without objection, it was so ordered.

87. **CLIFTON DAY TRAFFIC CONTROL** (Tape 9)

Supervisor McConnell stated that Mayor Chesley of the Town of Clifton has requested Fairfax County Police traffic control and enforcement at the upcoming October 8 Clifton Day, with a rain date of October 15. This day-long event annually attracts over 25,000 visitors to the Town of Clifton and is *the* major fundraiser which many of the Clifton area non-profit groups rely on as their principal funding source. Historically, Fairfax County has provided police assistance to this Town event to help control the tremendous crowds and traffic volumes.

On behalf of Mayor Chesley, the Town Council, and Clifton Day's thousand of attendees, Supervisor McConnell moved that the Board:

- Waive the associated costs for police staffing of this event.
- Direct the police department's cooperation to work with Mayor Chesley and the event's organizers.

Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

88. **SUBMISSION OF SUBDIVISION PLANS** (Tape 9)

Supervisor McConnell stated that currently Fairfax County's geographic neighbors and the Virginia Department of Transportation each require submission of subdivision plans (plats) to be registered to "state plane" coordinates. Fairfax County does not have this requirement. Rather, it is only an option under current ordinances and is utilized on less than 50 percent of the plan submissions.

Supervisor McConnell outlined the benefits of having all subdivision plats submitted in Virginia State Plane Coordinates and noted that changing the County ordinance to require Virginia State Plane Coordinates will accelerate the process, increase the accuracy of the data, and make it possible to more quickly make the data available to the public.

Supervisor McConnell noted that she had planned to bring this proposal to the Board 18 months ago, but took no action to let the County staff bring this request forward through the internal process. However, staff has still not submitted this proposal for a change to the County Code. Therefore, she moved that the Board direct the County Executive to bring to the Board's next meeting an administrative item authorizing advertisement of the public hearing to change the County Code to require all subdivision plans to be submitted in the Virginia State Plane Coordinate registration. Supervisor Connolly seconded the motion.

Following discussion, Chairman Hanley suggested the necessity of also having a review by the County Attorney, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following further discussion, with input from Anthony H. Griffin, County Executive, the question was called on the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

89. **OPEN HOUSE AT SPRINGFIELD DISTRICT POLICE STATION**
(Tape 9)

Supervisor McConnell stated that the Springfield District Police Station held an open house attended by 1500 people. She asked unanimous consent that the Board direct staff to invite Captain James M. Charron and Master Police Officer Edward C. O'Carroll to appear before the Board to be recognized for their efforts. Without objection, it was so ordered.

90. **CHARACTER COUNTS MONTH** (Tape 9)

Supervisor Gross stated that it had been called to her attention that October is Character Counts Month. Accordingly, she asked unanimous consent that the

Board direct staff to invite the appropriate Character Counts representatives to appear before the Board in recognition of "*Character Counts Month*" in October 2000. Without objection, it was so ordered.

DMB:dmb

AGENDA ITEMS

91. **4 P.M. – PH ON REZONING APPLICATION RZ 2000-SP-016 (BAUER DRIVE ASSOCIATES, LLC) (SPRINGFIELD DISTRICT)** (Tape 9)

(O) Mr. Francis A. McDermott reaffirmed the validity of the affidavit, dated July 26, 2000, for the record.

Mr. McDermott 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, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor McConnell requested that Mr. McDermott add a statement regarding reoccurring noise from area Police and Fire Departments in the proffers.

Supervisor McConnell moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 2000-SP-016, from the R-3 and HC Districts to the R-8 and HC Districts, subject to the execution of proffers dated August 22, 2000.
- Waiver of the minimum district size requirement for the R-8 district.
- Modification of the minimum open space requirement.
- Waiver of the 600-foot limitation on the maximum length of private streets.

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

Supervisor McConnell further moved that the Board direct the Department of Public Works and Environmental Services (DPWES) to accept for concurrent

processing the site and subdivision plans associated with RZ 2000-SP-016. This motion does not relieve the applicant from complying with all regulations, ordinances, or adopted standards, and does not prejudice the consideration of the proffered condition amendment application in any way. Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, and Vice-Chairman Hyland voting "AYE," Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

92. **BOARD ADJOURNMENT** (Tape 9)

At 4:55 p.m., the Board adjourned.

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