

AM:am

The meeting was called to order at 9:40 a.m. with all Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

Supervisor McConnell arrived at 9:45 a.m.

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

BOARD MATTERS

2. **MOMENT OF SILENCE FOR REGINA BURRELL, OFFICE OF PUBLIC AFFAIRS** (Tape 1)

Supervisor Bulova asked that the Board remember in their thoughts, Regina Burrell, Office of Public Affairs, who is having surgery today.

3. **SAUDI ISLAMIC ACADEMY PRESENTS CHECK FOR \$1.5 MILLION TO FAIRFAX COUNTY FOR LEASE OF PROPERTY** (Tape 1)

Supervisor Hyland announced that representatives of the Saudi Islamic Academy presented Fairfax County with a check for \$1.5 million as payment for the lease of County property located in the Mount Vernon District.

AGENDA ITEMS

4. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. JOHN SALAMA**
(Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Mr. John Salama for winning the National Basketball Association's Student Athlete of the Year Award. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell not yet having arrived.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO VERA MELLEN, EXECUTIVE DIRECTOR AND FOUNDER OF PSYCHIATRIC REHABILITATION SERVICES** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Certificate of Recognition presented to Vera Mellen, Executive Director and Founder of Psychiatric Rehabilitation Services, for receiving the John B. Beard Award from the International Association of Psychosocial Rehabilitation Services (IAPSRs). This motion was seconded by Supervisor Dix and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

6. **CERTIFICATES OF RECOGNITION PRESENTED TO SHERIFF CARL PEED AND VOLUNTEERS FROM THE SHERIFF'S OFFICE** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificates of Recognition presented to Sheriff Carl Peed and volunteers from the Sheriff's Office for their contributions. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

7. **PROCLAMATION DESIGNATING JULY 7, 1997 AS "BRIAN MCNICOLL DAY" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Dix announced that Brian McNicoll is resigning from his position as a reporter for the *Connection Newspaper*.

Supervisor Dix moved approval of the Proclamation presented to Mr. McNicoll designating July 7, 1997 as "**Brian McNicoll Day**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

SBE:sbe

8. **10:00 A.M. - PRESENTATION BY THE VIRGINIA DEPARTMENT OF FORESTRY ON THE DIFFICULT RUN WATERSHED RESTORATION PROJECT** (Tape 2)

Mike Forman, State Forestry Staff, Virginia Department of Forestry, presented a summary of the Difficult Run Watershed Restoration Project. Discussion followed, with input from Mr. Forman; Barbara White, State Urban Forester

for Fairfax County; and Dr. Judy Okay, Coordinator for the Difficult Run Watershed Project.

ADDITIONAL BOARD MATTER

9. **WELCOME TO FORMER MOUNT VERNON DISTRICT SUPERVISOR SANDRA DUCKWORTH** (Tape 2)

Chairman Hanley recognized the presence of former Mount Vernon District Supervisor Sandra Duckworth and warmly welcomed her to the Board Auditorium.

10. **10:15 A.M. - PRESENTATION BY THE COMMISSION FOR WOMEN ON THE GLASS CEILING TASK FORCE REPORT, FINDINGS AND RECOMMENDATIONS** (Tapes 2-3)

(BACs)

Mary Margaret Hammond, Chair, Glass Ceiling Task Force, and Commissioner, Commission for Women, presented the findings and recommendations of the Glass Ceiling Task Force in a report entitled *Breaking Barriers: Women's Advancement in Fairfax County Government*.

Following discussion, with input from Ms. Hammond, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide the percentages of women in high grade levels over a number of years to determine the trend. Without objection, it was so ordered.

Following further discussion, Supervisor Gross asked unanimous consent that the Board direct staff to provide the new members of the Board with the 1994 Task Force Report on *Minority Upward Mobility and Retention in Fairfax County Government*. Without objection, it was so ordered.

Following further discussion, with input from David P. Bobzien, County Attorney, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board:

- Accept and endorse the Report, particularly Item One of the recommendations, "That the Board of Supervisors reaffirm its commitment to the development and advancement of women at all levels within County Government"; and
- Direct the new County Executive to provide the Board's Personnel Committee with a response to the Report in the fall, along with a recommendation and plan for implementing the remaining recommendations of the Glass Ceiling Task Force, in conjunction with the recommendations of the Minority Upward Mobility and Retention Task Force and other recent studies completed on personnel policies and the structure of County government.

Chairman Hanley clarified the motion as directing the new County Executive to pay

particular attention to consideration of establishing an ongoing team to address the issues of training, career development, and mentoring as highlighted by both Task Forces as well as addressing the issues of collecting and maintaining data and providing accountability.

This motion was seconded by Supervisor Connolly.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

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

Supervisor Gross called the Board's attention to Administrative Item 12 - Installation of Multi-Way Stops at the Intersections of Masonville Drive and Chester Drive; Masonville Drive and Statecrest Drive; Murray Lane and Wayne Drive; Murray Lane and Early Street; and Murray Lane and Larchmont Drive (Mason District) and asked to amend the motion to consider this item separately, and this was accepted.

Supervisor Dix called the Board's attention to Administrative Item 17 - Supplemental Appropriation Resolution (SAR) AS 98018 for the Department of Family Services Healthy Families Fairfax Program and discussion ensued with input from Verdia L. Haywood, Deputy County Executive for Human Services.

Supervisor Dix asked unanimous consent that the Board direct staff to provide copies of the update regarding the location of the Healthy Families Fairfax Program within the Human Services hierarchy. Without objection, it was so ordered.

Following further discussion, with input from Mr. Haywood, Supervisor Dix asked unanimous consent that the Board direct staff to provide an update as to:

- The status of current prospects;
- Activity that has taken place over the last six months; and
- Future prospects for private sector collaborative efforts in growing this program.

Following further discussion, with input from Mr. Haywood, Supervisor Dix clarified his request as including:

- A list of prospects;
- Dates of follow-up meetings with those prospects; and
- Staff action from a business development standpoint to improve upon the private sector potential which exists to build this program.

Without objection, it was so ordered.

Chairman Hanley called the Board's attention to Administrative Item 15 - Supplemental Appropriation Resolution (SAR) AS 98016 for the Department of Family Services to Accept Grant Funds from Project Discovery of Virginia to Support the Project Discovery Program and discussion ensued, with input from Dana Paige, Acting Director, Department of Family Services.

Chairman Hanley called the Board's attention to Administrative Item 14 - Authorization to Advertise a Joint Virginia Department of Transportation (VDOT)/Fairfax County Board of Supervisors Public Hearing on Proposed Cut-Through Traffic Restrictions on Kerns Road (Mason District) and discussion ensued, with input from Shiva K. Pant, Director, Office of Transportation.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to clarify who pays for the speed humps installed in neighborhoods requesting cut-through traffic restrictions and traffic calming in neighborhoods. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

**ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (BRADDOCK,
HUNTER MILL, PROVIDENCE, SPRINGFIELD AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated July 7, 1997, be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Chapel Lake Estates, Section 1	Braddock	Private Lane Autumn Lake Way
Chapel Lake Estates, Section 2	Braddock	Private Lane
Centreville Road, Phases 1A, 1B and 1C	Hunter Mill	Centreville Road, Route 657 (6 lanes) Coppermine Road, Route 665 (4 lanes) Centreville Road, Route 657, Additional 4 lanes and right-of-way Old Centreville Road, Route 657, Additional right-of-way only Centreville Road, Route 657, Additional right-of-way only
Holly Crest, Section 1	Providence	Holly Manor Drive Bent Oak Court Shreve Road, Route 703, Additional right-of-way only
Huntsman Square	Springfield	Huntsman Court Fairfax County Parkway, Route 7100, Additional right-of-way only
Clifton Farm	Sully	Willow Valley Road Willow Edge Court

Blue Willow Place
Willow Forest Court
Moore Road,
Route 1283
Additional
right-of-way only

**ADMIN 2 - EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITY
REVIEW APPLICATIONS**

Authorized the extension of the review period for the four Public Facility Review Applications listed in the Memorandum to the Board dated July 7, 1997, until January 7, 1998 to ensure compliance with the 60-day review requirement mandated by Section 15.1-456 of the *Code of Virginia*.

**ADMIN 3 - PROPOSED STREET NAME CHANGE FOR A PORTION OF
BEAVER LANE (DRANESVILLE DISTRICT)**

Approved the name change in the *Official Street Names and Property Numbering Atlas* from Beaver Lane to McLean Province Circle from its intersection with Kirby Road to the intersection with McLean Province Circle on Tax Map Number 040-2, in accordance with Section 102-1-9 of the Code of the County of Fairfax.

**ADMIN 4 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR
SPECIAL EXCEPTION APPLICATION SE 94-M-017, MOON KIL PARK
(MASON DISTRICT)**

- (AT) Approved the request for eight months of additional time to commence construction for Special Exception Application SE 94-M-017 until February 5, 1998, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 5 - ADDITIONAL TIME TO ESTABLISH THE USE FOR SPECIAL
EXCEPTION APPLICATION SE 95-M-077, AARON RENTS, INCORPORATED
(MASON DISTRICT)**

- (AT) Approved the request for six months of additional time to establish the use for Special Exception Application SE 95-M-077 until December 17, 1997, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 6 - ADDITIONAL TIME TO ESTABLISH THE USE FOR SPECIAL EXCEPTION APPLICATION SE 95-Y-075, AARON RENTS, INCORPORATED (SULLY DISTRICT)

- (AT) Approved the request for six months of additional time to establish the use for Special Exception Application SE 95-Y-075 until December 3, 1997, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 7 - ADDITIONAL TIME TO ESTABLISH THE USE FOR SPECIAL EXCEPTION APPLICATION SE 95-Y-076, AARON RENTS, INCORPORATED (SULLY DISTRICT)

- (AT) Approved the request for six months of additional time to establish the use for Special Exception Application SE 95-Y-076 until December 3, 1997, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 8 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF KINGSTREAM DRIVE AND KINGSTREAM CIRCLE (DRANESVILLE DISTRICT)

- Endorsed the installation of multi-way stops at the following intersection:
 - Kingstream Drive (Route 6701) and Kingstream Circle (Route 6963); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 9 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF MONROE MANOR DRIVE AND FALLON DRIVE (HUNTER MILL DISTRICT)

- Endorsed the installation of multi-way stops at the following intersection:
 - Monroe Manor Drive (Route 8711) and Fallon Drive (Route 8712); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 10 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF SIPES LANE AND PINE DRIVE (MASON DISTRICT)

- Endorsed the installation of multi-way stops at the following intersection:
 - Sipes Lane (Route 2230) and Pine Drive (Route 2231); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 11 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF HOLMES RUN ROAD AND CEDARWOOD LANE, AND HOLMES RUN ROAD AND BEECHWOOD LANE (MASON DISTRICT)

- Endorsed the installation of multi-way stops at the following intersections:
 - Holmes Run Road (Route 1731) and Cedarwood Lane (Route 1728);
 - Holmes Run Road (Route 1731) and Beechwood Lane (Route 1727); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 12 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF MASONVILLE DRIVE AND CHESTER DRIVE; MASONVILLE DRIVE AND STATECREST DRIVE; MURRAY LANE AND WAYNE DRIVE; MURRAY LANE AND EARLY STREET; AND MURRAY LANE AND LARCHMONT DRIVE (MASON DISTRICT)

(NOTE: Later in the meeting, action was taken by the Board on this item. See Clerk's Summary Item CL#12.)

ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 24 (BINGO GAMES AND RAFFLES) AND CHAPTER 112 (ZONING ORDINANCE)

- (A) Adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 4, 1997, and before the Board on **October 6, 1997 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 24 (Bingo Games and Raffles) and Chapter 112 (Zoning Ordinance) to delete all regulations relating to bingo games and raffles in response to changes to the *Code of Virginia* passed by the Virginia General Assembly during its 1995 Session which removed control of bingo games and raffles from local jurisdictions.

ADMIN 14 - AUTHORIZATION TO ADVERTISE A JOINT VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)/FAIRFAX COUNTY BOARD OF SUPERVISORS PUBLIC HEARING ON PROPOSED CUT-THROUGH TRAFFIC RESTRICTIONS ON KERNS ROAD (MASON DISTRICT)

- (A) (NOTE: Earlier in the meeting, action was taken on this item. See page five.)

Authorized the advertisement of a joint Virginia Department of Transportation (VDOT)/Fairfax County Board of Supervisors public hearing to be held before the Board on **August 4, 1997 at 4:00 p.m.** to consider a VDOT proposal to limit cut-through traffic on Kerns Road (Route 708) between Annandale Road (Route 649) and Sleepy Hollow Road (Route 613).

ADMIN 15 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98016 FOR THE DEPARTMENT OF FAMILY SERVICES TO ACCEPT GRANT FUNDS FROM PROJECT DISCOVERY OF VIRGINIA TO SUPPORT THE PROJECT DISCOVERY PROGRAM

- (SAR) (NOTE: Earlier in the meeting, there was discussion of this item. See page five.)

Approved Supplemental Appropriation Resolution (SAR) AS 98016 in the amount of \$66,900 to support the continuation of the Project Discovery Program in the Department of Family Services. Of this amount, \$28,900 is Project Discovery of Virginia grant funding and \$38,000 is identified as local cash match support for the grant funds. Project Discovery works with first generation and/or low income high school students to provide them with equal access to higher education.

ADMIN 16 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98017 FOR THE FAIRFAX AREA DISABILITY SERVICES BOARD REHABILITATIVE SERVICES INCENTIVE FUNDS GRANT WITHIN THE DEPARTMENT OF FAMILY SERVICES

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 98017 in the amount of \$59,230 from the Virginia Department of Rehabilitative Services for use by the Fairfax Area Disability Services Board to stimulate increased service capacity, innovation, and coordinated service delivery at the local level for citizens with physical and sensory disabilities.

ADMIN 17 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98018 FOR THE DEPARTMENT OF FAMILY SERVICES HEALTHY FAMILIES FAIRFAX PROGRAM

(SAR) (NOTE: Earlier in the meeting, there was discussion of this item. See page four.)

Approved Supplemental Appropriation Resolution (SAR) AS 98018 in the amount of \$75,000 from the Virginia Department of Social Services for use by the Department of Family Services Healthy Families Fairfax Program.

ADMIN 18 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98019 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT TO ACCEPT GRANT FUNDS FROM THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES TO SUPPORT THE LOCAL VICTIM WITNESS UNIT

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 98019 in the amount of \$98,884 from the Department of Criminal Justice Services for use by the Fairfax County Police Department to support the local Victim Witness Unit.

12. **ADMIN 12 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF MASONVILLE DRIVE AND CHESTER DRIVE; MASONVILLE DRIVE AND STATECREST DRIVE; MURRAY LANE AND WAYNE DRIVE; MURRAY LANE AND EARLY STREET; AND MURRAY LANE AND LARCHMONT DRIVE (MASON DISTRICT)** (Tape 3)

(NOTE: Earlier in the meeting, action was taken by the Board to consider this item separately. See Clerk's Summary Item CL#11.)

Supervisor Gross moved that the Board:

- Endorse the installation of multi-way stops at the following intersections:
 - Masonville Drive (Route 2976) and Statecrest Drive (Route 2610);
 - Murray Lane (Route 2293) and Wayne Drive (Route 2295);
 - Murray Lane (Route 2293) and Early Street (Route 2297);
 - Murray Lane (Route 2293) and Larchmont Drive (Route 2959);
- Direct staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date; and
- Defer consideration of the proposed multi-way stop at the intersection at Masonville Drive (Route 2976) and Chester Drive (Route 2960) until August 4, 1997.

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

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13. **A-1 - PARKING REDUCTION FOR MARANATHA CHRISTIAN FELLOWSHIP CHURCH (PROVIDENCE DISTRICT)** (Tape 4)

Chairman Hanley announced that Action Item A-1 - Parking Reduction for Maranatha Christian Fellowship Church (Providence District) has been deferred by the Acting County Executive until the Board meeting of July 21, 1997.

14. **A-2 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - ASSISTANT DIRECTOR, PUBLIC SAFETY COMMUNICATIONS CENTER** (Tape 4)

On motion of Supervisor Gross, seconded by Supervisor Connolly, and carried by a vote of nine, Supervisor Mendelsohn being out of the room, the Board concurred in the recommendation of staff and approved amendments to the County's Classification and Compensation Plans necessary to establish the class of Assistant Director, Public Safety Communications Center, grade S-25 (\$41,662-64,485).

15. **A-3 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - EXPANDED HOUSING SERVICES SPECIALIST SERIES** (Tape 4)

On motion of Supervisor Gross, seconded by Supervisor Connolly, and **CARRIED** by a recorded vote of nine, Supervisor Frey voting "NAY," the Board concurred in the recommendation of staff and approved amendments to the County's Classification and Compensation Plans necessary to expand the current Housing Services Specialist series from four to five levels as charted below:

<u>Current</u>	<u>Proposed</u>
Housing Services Specialist I, S-17 (\$28,645 - \$44,336)	Housing Services Specialist I, S-17 (\$28,645 - \$44,336)
Housing Services Specialist II, S-19 (\$31,382 - \$48,575)	Housing Services Specialist II, S-19 (\$31,382 - \$48,575)
Housing Services Specialist III, S-21 (\$34,485 - \$53,376)	Housing Services Specialist III, S-21 (\$34,485 - \$53,376)
Housing Services Specialist IV, S-26 (\$43,597 - \$67,479)	Housing Services Specialist IV, S-23 (\$37,821 - \$58,536)
	Housing Services Specialist V, S-26 (\$43,597 - \$67,479)

16. **A-4 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - ABOLISH 19 CLASSES** (Tape 4)

On motion of Supervisor Gross, seconded by Supervisor Connolly, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved amendments to the County's Classification and Compensation Plans necessary to abolish the following 19 classes no longer being utilized by the County:

<u>Class Code</u>	<u>Class Title</u>	<u>Grade</u>
1125	Director, Office of Research and Statistics	S36
1147	Assistant Director, Office of Research and Statistics	S33
1139	Director of Social Services	S36
1141	Assistant Director of Social Services	S29
1160	Director, Cooperative Computer Center	S33
1161	Deputy Director, Cooperative Computer Center	S31
1750	Purchasing Expediter	S17

4174	Park Police Officer	S15
4177	Security Patrol Officer	S12-2
4185	Game Warden	P16
5164	Soil Scientist	S26
5165	Associate Soil Scientist	S23
5312	Assistant Chief Building Inspector	S26
5322	Assistant Chief Plumbing Inspector	S23
5332	Assistant Chief Electrical Inspector	S23
6275	Cabinetmaker	S14-2
6398	Carpet Shampoo Specialist	S12-2
6438	Appliance and Equipment Maintenance Supervisor	S16-2
6440	Appliance and Equipment Maintenance Mechanic	S13-2

17. **A-5 - APPROVAL TO ESTABLISH TWO HOUSING SERVICES SPECIALIST I POSITIONS TO ADMINISTER SECTION EIGHT CERTIFICATES OR VOUCHERS FOR UNASSISTED LOW INCOME RESIDENTS OF PRESERVATION ELIGIBLE PROJECTS APPROVED FOR PREPAYMENT OF UNITED STATES (US) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) ASSISTED MORTGAGES (DRANESVILLE, PROVIDENCE AND HUNTER MILL DISTRICTS)** (Tape 4)

Supervisor Connolly moved that the Board concur in the recommendation of staff and approve the establishment of two Housing Services Specialist I positions in the Department of Housing and Community Development (HCD) to administer additional Section Eight Certificates for approximately 252-292 families facing increased rent burdens as a result of owner action to prepay United States (US) Department of Housing and Urban Development (HUD) insured mortgages. This motion was seconded by Supervisor Bulova.

Following discussion, with input from Anthony H. Griffin, Acting County Executive; Verdia L. Haywood, Deputy County Executive for Human Services; and Walter D. Webdale, Director, HCD, Supervisor Mendelsohn asked to amend the motion to approve the establishment of the two Housing Services Specialist I positions as "grant funded" positions, and this was accepted.

Following further discussion, with additional input from Mr. Webdale, Supervisor Connolly asked unanimous consent that the Board direct staff to provide a Countywide breakdown of the Section Eight allocations by District. Without objection, it was so ordered.

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

18. **A-6 - AUTHORIZATION TO REALLOCATE HOUSING TRUST FUNDS FOR THE TAVENNER LANE DEVELOPMENT (LEE DISTRICT)** (Tape 4)

Supervisor Kauffman moved that the Board concur in the recommendation of staff and authorize the reallocation of \$166,000 from Housing Trust Funds to the Tavenner Lane Development for:

- An increase for Whitener and Jackson, Incorporated, for construction of the Tavenner Lane Apartments;
- Funds for completion of bond release site work which was not completed by Aztec Construction Company; and
- Legal expenses incurred by the Tavenner Lane Partnership.

This motion was seconded by Supervisor Hyland.

Following discussion, with input from David P. Bobzien, County Attorney, and Walter D. Webdale, Director, Department of Housing and Community Development (HCD), Chairman Hanley announced that Action Item A-6 - Authorization to Reallocate Housing Trust Funds for the Tavenner Lane Development (Lee District) would be deferred until after Executive Session.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#55.)

19. **A-7 - AUTHORIZATION TO AWARD \$50,000 FROM THE PREDEVELOPMENT FUND TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) FOR THE PURPOSES OF CONDUCTING PRELIMINARY STUDIES RELATING TO THE ISLAND WALK COOPERATIVE (HUNTER MILL DISTRICT)** (Tape 4)

Supervisor Dix moved that the Board concur in the recommendation of staff and authorize the award of \$50,000 from the Predevelopment Fund (Subfund 182, Housing Trust Fund) to the Fairfax County Redevelopment and Housing Authority (FCRHA) for the purposes of conducting an evaluation of needed physical improvements and feasibility of program restructuring of the Island Walk Cooperative. This motion was seconded by Supervisor Mendelsohn.

Following discussion, with input from Walter D. Webdale, Director, Department of Housing and Community Development (HCD), the question was called on the motion which carried by a vote of eight, Supervisor Connolly and Supervisor Frey being out of the room.

20. **A-8 - BOARD ACTION ON APPLICATIONS FROM VARIOUS COMPANIES FOR CERTIFICATES TO OPERATE TAXICABS IN FAIRFAX COUNTY**
(Tapes 4-5)

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

- Award a total of 10 certificates to operate taxicabs in Fairfax County, distributed as follows:
 - Murphy Brothers, Incorporated - two certificates;
 - Fairfax Taxi, Incorporated - two certificates;
 - Paul Wallace Management, Incorporated - three certificates;
 - L and Z Transportation, Incorporated - three certificates;
and
- Deny the application of Fairfax Taxi Service.

This motion was seconded by Supervisor Kauffman.

Following discussion, with input from Anthony H. Griffin, Acting County Executive; Ronald B. Mallard, Director, Department of Consumer Affairs; Carolyn A. Quetsch, Department of Consumer Affairs; and David Bulova, Chairman, Consumer Protection Commission, Supervisor Dix moved a substitute motion that the Board award the following certificates to operate taxicabs in Fairfax County:

- Murphy Brothers, Incorporated - five certificates;
- Fairfax Taxi, Incorporated - five certificates;
- Paul Wallace Management, Incorporated - five certificates;
- L and Z Transportation, Incorporated - five certificates; and
- Fairfax Taxi Service - 10 certificates.

This motion was seconded by Supervisor McConnell and **FAILED** by a recorded vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE."

Supervisor Mendelsohn moved to amend the main motion to grant three certificates to operate taxicabs to Fairfax Taxi Service. This motion was seconded by Supervisor Dix and **FAILED** by a recorded vote of five, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE."

The question was then called on the main motion (the staff recommendation) which **CARRIED** by a recorded vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn voting "NAY."

21. **I-1 - PORTABILITY OF PENSION BENEFITS WITHIN THE COMMONWEALTH OF VIRGINIA** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 requesting authorization for staff to enter into negotiations with any interested and eligible retirement system within the Commonwealth of Virginia in order to grant retirement portability.

The staff was directed administratively to proceed as proposed.

22. **I-2 - COMPUTER NETWORK UPGRADE FOR THE IMPLEMENTATION OF THE STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM (SACWIS) AND THE APPLICATION BENEFIT DELIVERY AUTOMATION PROJECT (ADAPT)** (No Tape)

(NOTE: This item was withdrawn from consideration.)

23. **I-3 - CONTRACT AWARD - ROOF REPAIRS AND RELATED WORK AT OAK MARR AND SOUTH RUN RECREATION CENTERS (PROVIDENCE AND SPRINGFIELD DISTRICTS)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 requesting authorization for staff to award a contract in the amount of \$269,973 to Brothers Construction Company, Incorporated for roof repairs and related work at the Oak Marr and South Run Recreation Centers as part of Project 004748, General Park Improvements, in Subfund 950, Park Authority Capital Improvement Trust Fund.

The staff was directed administratively to proceed as proposed.

24. **I-4 - AWARD OF CONTRACT FOR EQUIPMENT MASTER LEASE-PURCHASE AGREEMENT** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 requesting authorization for staff to award a contract for the Master Lease Agreement to Carlyle Capital Markets, Incorporated.

The staff was directed administratively to proceed as proposed.

25. **I-5 - PLANNING COMMISSION ACTION ON APPLICATION 456-D97-2, BELL ATLANTIC CORPORATION, FORMERLY KNOWN AS CHESAPEAKE AND POTOMAC TELEPHONE COMPANY OF VIRGINIA (DRANESVILLE DISTRICT)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 presenting the Planning Commission action to approve Public Facilities Application 456-D97-2.

The staff was directed administratively to proceed as proposed.

26. **I-6 - CONTRACT AWARD - CURBSIDE RECYCLING SERVICE IN FAIRFAX COUNTY'S SANITARY DISTRICTS (BRADDOCK, DRANESVILLE, HUNTER MILL, LEE, MASON, MOUNT VERNON, AND PROVIDENCE DISTRICTS)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 requesting authorization for staff to award a contract to The Recycling Center at \$2.23 per unit per month or \$1,020,974 per year for curbside recycling services.

Following discussion, with input from Richard J. Gozikowski, Acting Director, Department of Public Works (DPW); Jerry Hubbard, Director, Solid Waste Collection and Recycling Division, DPW; and Larry N. Wellman, Director, Purchasing and Supply Management Agency, Chairman Hanley announced that consideration of this item would be deferred until later in the meeting pending further clarification from staff.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#72.)

ADDITIONAL BOARD MATTERS

27. **FAIRFAX COUNTY ECONOMIC INDEX** (Tape 5)

Chairman Hanley called attention to the report on the Fairfax County Economic Index which has been distributed to Board Members.

28. **NATIONAL ASSOCIATION OF COUNTIES (NACo) AWARDS** (Tape 5)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to prepare an Information Item, for consideration by the Board, highlighting the achievement awards received from the National Association of Counties (NACo) for the County programs entitled "Budget Decision Model" and "Return on Investment - Creative Contracting." Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

29. **NATIONAL ASSOCIATION OF COUNTIES (NACo) CANDIDATE - MOUNT**

VERNON DISTRICT SUPERVISOR GERALD "GERRY" W. HYLAND (Tapes 5-6)

Chairman Hanley referred to Mount Vernon District Supervisor Gerald "Gerry" W. Hyland's candidacy for the office of First Vice-President of the National Association of Counties (NACo) at its Conference scheduled for July 13, 14, and 15, 1997 in Baltimore.

Supervisor Hyland invited Board Members and all County employees to join in the lobbying efforts on behalf of his campaign at the Convention Center in the Inner Harbor of Baltimore.

30. **APPOINTMENT TO THE TREE COMMISSION** (Tape 6)

(APPT)

Supervisor Dix moved the appointment of Ms. Catherine Martin to fill the unexpired term of Mr. William R. Hoppe as the Hunter Mill District Representative to the Tree Commission. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

31. **TOWN CENTER TOWER, LLC -- DEVELOPMENT PLAN AMENDMENT APPLICATION DPA 85-C-088-2** (Tape 6)

Supervisor Dix stated that Town Center Tower, LLC, has submitted Development Plan Amendment Application DPA 85-C-088-2 requesting to amend a portion of the DPA for Section 85 located in the Reston Town Center District to allow a residential building height up to 14 stories. The current Plan calls for residential uses up to 10 stories on this site.

With a notation that the public hearing before the Planning Commission is scheduled for July 30, 1997, Supervisor Dix moved that the Board direct staff to schedule a public hearing to be held before the Board on **August 4, 1997 at 4:30 p.m.** This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

32. **CONCURRENT PROCESSING OF THE PRELIMINARY AND FINAL SITE AND PUBLIC IMPROVEMENT PLANS FOR PHASE II, RESTON TOWN CENTER** (Tape 6)

Supervisor Dix noted that Westerra Reston, along with Boston Properties, is ready to begin development of Phase II of Reston Town Center due to a prospective major tenant leasing approximately 415,000 square feet of office and retail space in a proposed 18 story office building with an associated parking structure. Separate Site Plans and Public Improvement Plans will be submitted for this project, to include the office building, parking structure, and extensions of Market Street, Freedom Drive, and Explorer Street. A modified processing request has been submitted to DEM for this major development project.

Accordingly, Supervisor Dix moved that the Board authorize the Acting Director of the Department of Environmental Management (DEM) to concurrently process the

preliminary and final Site and Public Improvement Plans for Phase II of Reston Town Center. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

PMH:pmh

33. **REQUEST FOR CONCURRENT PROCESSING OF THE SITE PLAN FOR TEMPLE RODEF SHALOM** (Tape 7)

Supervisor Mendelsohn moved that the Board direct the Acting Director of the Department of Environmental Management (DEM) to concurrently process the Site Plan for Temple Rodef Shalom during the processing of Rezoning Application RZ-1997-D-028 and Special Exception Application SE 97-D-038 for property located on Tax Map Reference 40-2-1-19. This motion does not relieve the applicant from complying with provisions of all applicable conditions, regulations or adopted standards relative to this Site Plan nor does it in any way anticipate support for the rezoning and special exception applications which will be considered at a later date by the Board. This motion, the second to which was indistinguishable, carried by a vote of nine, Supervisor Dix being out of the room.

34. **APPOINTMENT TO THE ATHLETIC COUNCIL** (Tape 7)

(APPT)

Supervisor Connolly moved the appointment of Mr. R. Lin Lemon, Jr. as Providence District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.

35. **REQUEST FOR CONCURRENT PROCESSING OF THE SITE PLAN IN CONJUNCTION WITH THE SPECIAL PERMIT AMENDMENT APPLICATION FOR SAINT ANDREW LUTHERAN CHURCH** (Tape 7)

Supervisor Frey stated that Saint Andrew Lutheran Church has filed a Special Permit Amendment Application to allow an addition to their current Fellowship Hall located at 14640 Soucy Place, Tax Map Reference 54-1((6))parcel 1A. To assist the Church in a timely completion of this much-needed expansion, Supervisor Frey moved that the Board:

- Authorize concurrent processing of the Site Plan in conjunction with Special Permit Amendment Application SPA 79-S-351-4. It is understood that this motion does not assure approval of the Special Permit Amendment, and the Church is responsible for any changes that might occur as a result of the Special Permit Amendment public hearing; and
- Direct the Acting Director of the Department of Environmental Management (DEM) to favorably consider Street Light Waiver Number 014261 filed on behalf of Saint Andrew Lutheran Church.

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

36. **REQUEST TO INCLUDE AVERY ROAD RIGHT-OF-WAY IN THE PROPOSED REZONING APPLICATION FILED BY TOLL BROTHERS** (Tape 7)

Supervisor Frey stated that Toll Brothers has filed a Rezoning Application along West Ox Road and he moved that the Board approve allowing the existing Avery Road (Route 754) right-of-way to be included in the proposed Rezoning Application. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

37. **CONSIDERATION ITEM TO BE INCLUDED IN THE CARRYOVER BUDGET REGARDING THE ARCHITECTURAL REVIEW BOARD (ARB)** (Tape 7)

In an effort to continue supporting the preservation of historic places and the quality of life in Fairfax County, Supervisor Frey moved that the Board authorize \$2800 to be put into the Carryover Budget as a Consideration Item to fund the Architectural Review Board's (ARB) minute keeping and CLG-required training. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

38. **SUCCESSFUL FOURTH OF JULY CELEBRATIONS IN FAIRFAX COUNTY** (Tape 7)

Supervisor Frey expressed his appreciation to the Police Department for its help in making Fourth of July celebrations in Fairfax County successful.

39. **INTENT TO DEFER THE PUBLIC HEARING ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077 (POTTERS GLEN COMMUNITY ASSOCIATION, INCORPORATED) (LEE DISTRICT)** (Tape 7)

Supervisor Kauffman announced his intent, later in the meeting at the appropriate time, to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077 until July 21, 1997 at 4:30 p.m.

(NOTE: Later in the meeting, the public hearing was formally deferred. See Clerk's Summary Item CL#60.)

40. **OPENING OF THE NEW FRANCONIA-SPRINGFIELD METRO STATION AT THE JOE ALEXANDER TRANSPORTATION CENTER** (Tape 7)

Supervisor Kauffman announced the opening on Sunday, June 29, 1997, of the new Franconia-Springfield Metro Station at the Joe Alexander Transportation Center. He expressed his appreciation to the Greater Springfield Chamber of Commerce, Theresa Bachus of Springfield Mall, and all the other businesses and individuals that made the opening ceremony a great success.

NV:nv

41. **EXPANSION OF THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD): WAIVER OF THE MINIMUM CONTIGUOUS PARKING SPACES** (Tape 8)

Supervisor Bulova stated that she has forwarded the petition for the expansion of the Robinson Residential Permit Parking District (RPPD) on Holden Street from Sideburn Road to Concordia Street to the Office of Transportation (OT). On May 19, 1997 the Board approved the waiver of the fees. To proceed with the request, OT needs Board approval to waive the minimum 100 contiguous on-street parking spaces.

Accordingly, Supervisor Bulova moved that the Board direct staff to waive the parking space requirement and to proceed as expeditiously as possible. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Dix being out of the room.

42. **SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 1997-BR-017** (Tape 8)

Supervisor Bulova stated that Batal Builders has filed a rezoning application in the Braddock District for approximately 10 acres off Ox Road. She noted that this rather large rezoning (for the Braddock District) has a sensitive transportation issue that is taking some time to resolve and which will affect the layout of the plan. However, all other issues are being addressed.

To achieve flexibility with the Planning Commission public hearing date, yet ensure a timely public hearing before the Board, Supervisor Bulova moved that the Board direct staff to schedule a public hearing to be held before the Board for Rezoning Application RZ 1997-BR-017 on **October 27, 1997 at 3:30 p.m.** This motion, the second to which was indistinguishable, carried by a vote of nine, Supervisor Dix being out of the room.

43. **JOINT BOARD MATTER PRESENTED BY SUPERVISORS BULOVA AND MCCONNELL REGARDING THE PROPOSED FAIRFAX STATION POST OFFICE** (Tape 8)

Noting that she was presenting this item jointly on behalf of herself and Supervisor McConnell, Supervisor Bulova stated that the National Capital Planning Commission (NCPC) is requesting that the County review and comment on a proposal to locate a new postal facility in the Braddock District on the south side of the Fairfax County Parkway, east of Ox Road, on a remnant parcel created by the construction of the Parkway.

Supervisor Bulova explained that the proposed location, while adjacent to the Parkway, has no direct access to either the Parkway or Ox Road. Access would be via Little Ox Road which has poor sight distance where it intersects with Ox Road. Little Ox Road is a cul-de-sac that currently serves as the access street for the Hunt at Fairfax Station, a new subdivision of large lots zoned R-1 close to land in the Occoquan. Supervisor Bulova added that the proposed postal facility site was created when the

Parkway was built and bisected an existing parcel located next to the Virginia Concrete plant. This southern portion of Lot 9 is zoned I-5, but given its orientation south of the Parkway, its lack of accessibility, and its proximity to low density residential development, an industrial or high intensity public use would not be compatible or in character with the adjacent residential use. In fact, during the 1994 Area Plan Review exercise, the Braddock District Task Force submitted a Plan nomination to “down plan” this parcel to a low density residential use in character with the Hunt at Fairfax Station, which was then under construction. At that time the owner, Virginia Power, objected to the amendment so the Task Force withdrew it.

Noting that there is no question that the Postal Service needs a new facility in that area, Supervisor Bulova stated that both she and Supervisor McConnell are sympathetic to the problem and have offered assistance in finding a suitable location, which this one is not. Both the Braddock and Springfield Districts’ Planning Commissioners, as well as staff from the Office of Comprehensive Planning (OCP), concur in this assessment.

Accordingly, Supervisor Bulova, jointly with Supervisor McConnell, moved that the Board direct staff to notify the NCPC that this proposed location for a postal facility is unacceptable for the reasons previously outlined. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

44. **REQUEST FOR WAIVER OF FEES FOR SHOWMOBILE** (Tape 8)

With reference to his written Board Matters, as distributed to the Board, Supervisor Hyland noted that his first item requests consideration of waiving a \$150 fee for the Showmobile in connection with the celebration of the Sherwood Regional Library's 25th Anniversary.

Accordingly, Supervisor Hyland moved that the \$150 fee associated with the use of the Showmobile be waived by the Board assuming it meets with the concurrence of the County Attorney's opinion. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

45. **1997 FORT HUNT CONCERT SERIES** (Tape 8)

Supervisor Hyland announced that the 1997 Fort Hunt Concert Series presented by the National Park Service has begun its series of Sunday evening concerts at Fort Hunt Park just off the Mount Vernon Parkway. He distributed concert schedules to the Board.

46. **REQUEST CREATION OF PORNO PANEL IN FAIRFAX COUNTY** (Tape 8)

With reference to his written Board Matter on the subject on pornography, Supervisor Hyland suggested that the County consider the creation of a “Porno Panel” of citizens similar to what has been assembled in Prince William County to judge whether the contents of videos sold in County stores are too obscene to be legal. He cited a newspaper article about the panel in Prince William County.

Accordingly, Supervisor Hyland moved that the Board refer this matter to the County Attorney for review with the Commonwealth's Attorney to determine if Fairfax County

can assemble its own citizen panel to ascertain whether the contents of videos rented or sold in the County conform with general community decency standards. This motion was seconded by Supervisor Kauffman.

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Hyland amended the motion to direct the County Attorney to review this issue and respond as to what action has already been undertaken, and this was accepted.

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

47. **FUNDING FOR FREEDOM HOUSE** (Tape 8)

Supervisor Hyland stated that the Northern Virginia Urban League (NOVAUL) Board has as their goal to raise \$1 million by August 31, 1997 to purchase Freedom House, a national and state historic landmark located in the City of Alexandria. The significance of Freedom House is that from 1828-1836 it was one of the largest slave trading companies in the country with 3,750 slaves purchased, traded, sold, and transported from Virginia to the deep south.

Supervisor Hyland added that in 1996, NOVAUL relocated its offices to Freedom House, 1315 Duke Street, and has plans to make it both a center for cultural education and a permanent location for the fulfillment of its mission to advocate for and provide program services to African-Americans and other disadvantaged persons. The basement "slave pen" will become a museum, preserving the vestiges of the past for the purpose of exploring history, and providing lessons in genealogy, educating children and adults of all ethnic backgrounds about their cultural heritage through classes, drama, and storytelling. Public tours will also be available.

Supervisor Hyland stated that NOVAUL is seeking some financial assistance with this project. He noted that the City of Alexandria recently committed to making a \$25,000 one-time donation to purchase Freedom House.

Accordingly, Supervisor Hyland moved that the Board:

- Authorize this as a Consideration Item for a one-time contribution to the Northern Virginia Urban League for the Freedom House acquisition in an amount to be determined after review and recommendation of staff; and
- Direct the Office of Public Affairs to disseminate information to the public concerning this worthwhile project.

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

48. **PINE RIDGE PARK SITE** (Tape 8)

Noting that this Board Matter is a joint proposal with Supervisor Connolly, Supervisor Gross stated that the School Board owns approximately 42 acres of property located at

3401 Woodburn Road, also known as the Pine Ridge Park site. This property was acquired for school purposes in the 1960's, but a school was never built. Since the early 1980's, the property has been administered under a lease agreement by the Park Authority and developed with ball fields and garden plots. The surrounding community would like to see the property become a permanent park. The School Board retains ownership of the property.

In an effort to achieve the community's goals, Supervisor Gross moved that the Board direct County staff and the staffs of the School Board and the Park Authority to work together to resolve the future of the Pine Ridge Park site, and consider any and all means, including, but not limited to, purchase and land exchange. This motion was seconded by Supervisor Connolly.

Supervisor Dix asked to amend the motion to change the wording of the motion to **request**, rather than direct, the staff of the School Board and Park Authority to work together, and this was accepted.

Following discussion, Supervisor Gross amended the motion to delete the language following the word "site," and this was accepted.

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

49. **NO BOARD MATTERS FROM SPRINGFIELD DISTRICT SUPERVISOR ELAINE MCCONNELL** (Tape 8)

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

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

At 1:55 p.m., Supervisor Connolly moved that the Board recess and go into Executive 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:

- *Oscar Cervantes versus Larry Wayne Fraley, et al.*, At Law Number 152922;
- Enforcement of Virginia Statewide Fire Prevention Code § F-504.1, Protection Maintenance;
- *G.V. Rao versus County of Fairfax*, Virginia Employment Commission Decision Number UI-052697C;

- *Howard S. Schwartz versus Board of Supervisors of Fairfax County, Virginia, et al.*, In Chancery Number 143876; and
- Legal issues regarding Action Item A-6 - Authorization to Reallocate Housing Trust Funds for the Tavenner Lane Development (Lee District).

The second to this motion was inaudible.

Following queries to David P. Bobzien, County Attorney, the question was called on the motion which carried by unanimous vote.

Chairman Hanley announced that the Board would convene Executive Session at 2:20 p.m.

AM:am

At 3:55 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

ACTIONS FROM EXECUTIVE SESSION

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

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

52. **AUTHORIZATION FOR SETTLEMENT WITH OSCAR CERVANTES** (Tape 9)

Supervisor Frey moved that the Board approve the settlement with Oscar Cervantes according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

53. **AUTHORIZATION FOR THE PURCHASE OF PROPERTIES LOCATED AT 4113 AND 4117 STEVENSON STREET FROM THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA)** (Tape 9)

With regard to the consideration of the Deed to convey the properties located at 4113 and 4117 Stevenson Street from the Fairfax County Redevelopment and Housing Authority (FCRHA) to the Board of Supervisors for an Adult Care Residence site, Supervisor Frey moved that the Board approve the purchase and authorize the Acting County Executive to execute the Deed conveying said properties to the Board. The two properties are located in the Sully District and are identified as Tax Map Numbers 56-2 ((3)) lots 9 and 10. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

54. **AUTHORIZATION TO NEGOTIATE WITH WESTERRA RESTON FOR THE PURCHASE OF COUNTY-OWNED LAND** (Tape 9)

Supervisor Dix moved that the Board direct the County Attorney to negotiate with Westerra Reston on the terms of a draft agreement for the purchase of County-owned land with funding to be earmarked for the completion of a segment of the Fairfax County Parkway, as discussed in Executive Session. This motion was seconded by Supervisor Frey and carried by unanimous vote.

55. **A-6 - AUTHORIZATION TO REALLOCATE HOUSING TRUST FUNDS FOR THE TAVENNER LANE DEVELOPMENT (LEE DISTRICT)** (Tape 9)

(NOTE: Earlier in the meeting, there was discussion and a motion was made on this item. See Clerk's Summary Item CL#18.)

For purposes of clarification, the motion was to concur in the recommendation of staff and authorize the reallocation of \$166,000 from Housing Trust Funds to the Tavenner Lane development for:

- An increase for Whitener and Jackson, Incorporated, for construction of the Tavenner Lane Apartments;
- Funds for completion of bond release site work which was not completed by Aztec Construction Company; and
- Legal expenses incurred by the Tavenner Lane Partnership.

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

56. **3:30 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-003 (WINCHESTER HOMES, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 9)

(O) Mr. Francis A. McDermott reaffirmed the validity of the affidavit 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, which included testimony by one speaker, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-PR-003 be amended from the R-2 District to the PDH-12 District subject to the execution of the proffers dated June 26, 1997. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland being out of the room.

Supervisor Connolly moved waiver of the service drive requirement along the Chain Bridge Road frontage. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Hyland being out of the room.

Supervisor Connolly moved waiver of the maximum length limitation for private streets in favor of that shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP). This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Hyland being out of the room.

Supervisor Connolly moved:

- Modification of the transitional screening requirements along the southeastern property boundary; and
- That the Board direct the Acting Director of the Department of Environmental Management (DEM) to waive requirements for construction of the street frontage improvements along Chain Bridge Road frontage.

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

57. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING QUASI-PUBLIC ATHLETIC FIELDS AND RELATED FACILITIES** (Tape 9)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 19 and June 26, 1997.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to permit quasi-public athletic fields as a by-right interim use **to become effective on July 8, 1997 at 12:01 a.m.** This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland being out of the room.

58. **3:30 P.M. - PH REGARDING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY LOCATED IN THE WOODSTREAM SUBDIVISION (SPRINGFIELD DISTRICT)** (Tape 9)

- (R) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 19 and June 26, 1997.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing the sale of County-owned property located in the Woodstream Subdivision, Tax Map Number 98-1. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

59. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD), APPENDIX G, TO ESTABLISH THE FRANCONIA-SPRINGFIELD RPPD, DISTRICT 25 (LEE DISTRICT)** (Tape 9)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 19 and June 26, 1997.

Following the public hearing, which included testimony by one speaker, Supervisor Kauffman moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish the Franconia-Springfield RPPD, District 25 **to become effective upon adoption.** This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor Hyland being out of the room.

CM:cm

60. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077 (POTTERS GLEN COMMUNITY ASSOCIATION, INCORPORATED) (LEE DISTRICT)** (Tape 10)

Supervisor Kauffman moved to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077 until **July 21, 1997 at 4:30 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

61. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 78-S-063-2 (WESTFIELDS 21 LLC/AMOCO PETROLEUM PRODUCTS, INCORPORATED); REZONING APPLICATION RZ 1997-SU-002 AND SPECIAL EXCEPTION APPLICATION SE 97-Y-002 (AMOCO PETROLEUM PRODUCTS, INCORPORATED); SPECIAL EXCEPTION APPLICATIONS SE 96-Y-051 AND SE 96-Y-054 (WESTFIELDS 21 LLC) (SULLY DISTRICT)** (Tape 10)

- (O) Mr. Carson Lee Fifer, Jr. reaffirmed the validity of the affidavit for the record.

Supervisor Frey disclosed the following campaign contribution which he had received:

- In excess of \$200 from Bengtson, DeBell and Elkin, Ltd.

Supervisor Dix disclosed the following campaign contribution which he had received:

- In excess of \$200 from Bengtson, DeBell and Elkin, Ltd.

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

Following the public hearing, Gregg Russ, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 78-S-063-2 subject to the executed proffers dated June 3, 1997. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-SU-002 be amended from the I-3, Airport Noise Impact Overlay, and Water Supply Protection Overlay Districts to the I-5, Airport Noise Impact Overlay, and Water Supply Protection Overlay Districts subject to the execution of the proffers dated June 3, 1997. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 97-Y-002 subject to the development conditions dated June 17, 1997. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 96-Y-051 subject to the development conditions dated June 17, 1997. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 96-Y-054 subject to the development conditions dated June 18, 1997. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

62. **4:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S97-CW-1CP WHICH PROPOSES TO AMEND THE COMPREHENSIVE PLAN TO PROVIDE ADDITIONAL GUIDANCE FOR LOCATING TELECOMMUNICATION FACILITIES (COUNTYWIDE)** (Tape 10)

Supervisor Connolly moved to defer indefinitely the public hearing on Out-of-Turn Plan Amendment S97-CW-1CP. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

63. **4:00 P.M. - PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 84.1 (PUBLIC TRANSPORTATION), SECTION 84.1-6-3(C), RATES, FARES, AND CHARGES** (Tape 10)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 19 and June 26, 1997.

Following the public hearing, which included testimony by two speakers, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 84.1 (Public Transportation), Section 84.1-6-3(c), Rates, Fares and Charges to provide for a rate increase for metered fares **to become effective upon adoption**. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of four, Supervisor Bulova, Supervisor Frey, Supervisor McConnell, and Vice-Chairman Hyland voting "AYE," Supervisor Connolly, Supervisor Dix, and Supervisor Mendelsohn voting "NAY," Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley being out of the room.

64. **4:00 P.M. - PH ON PROPOSED ADOPTION OF THE LEEHIGH VILLAGE CONSERVATION PLAN (SULLY DISTRICT)** (Tape 10)

Supervisor Frey moved to defer the public hearing on the proposed adoption of the Leehigh Village Conservation Plan until October, 1997. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Kauffman, Supervisor McConnell and Chairman Hanley being out of the room.

65. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 90-S-035 (A.J. DWOSKIN, TRUSTEE) (SULLY DISTRICT)** (Tape 10)

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

Supervisor Bulova disclosed that A.J. Dvoskin and Associates provided space for the 1995 Re-Elect Bulova Campaign Headquarters.

Supervisor Frey disclosed the following campaign contribution which he had received:

- In excess of \$200 from A.J. Dvoskin and Associates.

Mr. Lawrence 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, which included testimony by one speaker, Denise James, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Special Exception Amendment Application SEA 90-S-035 subject to the development conditions dated May 28, 1997. This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

Supervisor Frey moved modification of the barrier and screening requirements in favor of that depicted on the Special Exception Amendment Plat. This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

66. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 90-M-003-2 (THE MONTESSORI SCHOOL OF NORTHERN VIRGINIA, INCORPORATED) (MASON DISTRICT)** (Tape 10)

Ms. Tracy Steele reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Gregg Russ, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved that the Board:

- Approve Special Exception Amendment Application SEA 90-M-003-2 subject to the development conditions dated May 27, 1997; and
- Reaffirm the waiver of the barrier requirement along the western and southern boundaries of the subject site.

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

67. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1997-BR-005 (STEPHEN A. KORFONTA, JR.) (BRADDOCK DISTRICT)** (Tape 10)

(O) Mr. Reid M. Dudley reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Gregg Russ, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-BR-005 be amended from the R-1 District to the R-3 District subject to the execution of the proffers dated June 26, 1997. This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, and Vice-Chairman Hyland voting "AYE," Supervisor Frey, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

68. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1996-MV-036 (CENTEX HOMES) (MOUNT VERNON DISTRICT)** (Tapes 10-11)

- (O) Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

Mr. Lawrence 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, which included testimony by three speakers, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1996-MV-036 be amended from the R-1 District to the PDH-3 District subject to the execution of the proffers dated July 2, 1997. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, and Vice-Chairman Hyland voting "AYE," Chairman Hanley abstaining, Supervisor Frey and Supervisor Mendelsohn being out of the room.

69. **4:30 P.M. - PH ON PROPOSED ADOPTION OF AN UNCODIFIED ORDINANCE REGARDING THE TEMPORARY RELOCATION OF THE BAILEY'S PRECINCT POLLING PLACE (MASON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 26 and July 3, 1997.

Following the public hearing, Supervisor Gross moved adoption of the proposed uncodified ordinance to temporarily relocate the Bailey's Precinct Polling Place to the Bailey's Crossroads Volunteer Fire Department during the renovation of the Bailey's Community Center. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Bulova, Supervisor Frey, and Supervisor Mendelsohn being out of the room.

70. **4:30 P.M. - BOARD DECISION ON THE VACATION AND ABANDONMENT OF PORTIONS OF H STREET AND POTOMAC AVENUE (MOUNT VERNON DISTRICT)** (Tape 11)

- (O) NOTE: On June 9, 1997, the Board held a public hearing on the proposed abandonment and Ordinance vacation of H Street and Potomac Avenue and deferred its decision until June 23, 1997. On June 23, the Board deferred its decision until July 7, 1997.)

Supervisor Hyland moved adoption of the Ordinance to vacate and abandon portions of H Street (Route 1506) and Potomac Avenue (Route 1501). This motion, the second to which was inaudible, carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

71. **5:00 P.M. - BOARD DECISION ON THE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 6 (WEAPONS) REGARDING A REQUIREMENT FOR APPLICANTS FOR PERMITS TO CARRY CONCEALED HANDGUNS TO BE FINGERPRINTED (COUNTYWIDE)** (Tape 11)

(NOTE: On June 23, 1997, the Board held a public hearing on the proposed amendments to the Code of the County of Fairfax, Chapter 6 (Weapons), and deferred its decision until July 7, 1997.)

Following a lengthy discussion, with input from M. Douglas Scott, Chief of Police, and Michael H. Long, Assistant County Attorney, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 6 (Weapons) regarding a requirement for applicants for permits to carry concealed handguns to be fingerprinted. This motion was seconded by Supervisor Kauffman and **FAILED** by a recorded vote of five, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn voting "NAY," Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, and Chairman Hanley voting "AYE."

72. **I-6 - CONTRACT AWARD - CURBSIDE RECYCLING SERVICE IN FAIRFAX COUNTY'S SANITARY DISTRICTS (BRADDOCK, DRANESVILLE, HUNTER MILL, LEE, MASON, MOUNT VERNON, AND PROVIDENCE DISTRICTS)** (Tape 11)

(NOTE: Earlier in the meeting, there was discussion regarding this item. See Clerk's Summary Item CL#26.)

The Board next considered an item contained in the Memorandum to the Board dated July 7, 1997 requesting authorization for staff to award a contract to The Recycling Center at \$2.23 per unit per month or \$1,020,974 per year for curbside recycling services.

Following discussion, with input from Anthony H. Griffin, Acting County Executive, staff was directed administratively to proceed as proposed.

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

At 6:20 p.m., the Board adjourned.