



# **CLERK'S BOARD SUMMARY**

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

**MONDAY  
OCTOBER 11, 1999**

*This does not represent a verbatim transcript of the Board Meeting and is subject to minor change. For the most up-to-date version, check the website <http://www.co.fairfax.va.us/gov/bos/main.htm>. This document will be made available in an alternative format upon request. Please call 703-324-3151 (VOICE), 703-324-3903 (TTY).*

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**21-99**

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**AM:am**

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

Others present were Robert J. O'Neill, Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Christina M. Manning, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

### **BOARD MATTERS**

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

Supervisor Bulova asked everyone to remember in thoughts and prayers the family of Mr. James Moyer, who died recently. Mr. Moyer had been the coach at the Oakview Elementary School since 1968.

Supervisor Connolly asked everyone to remember in thoughts and prayers Mr. Alex Verzosa who will undergo a kidney transplant. Mr. Verzosa is a former employee with the Office of Transportation.

3. **RESIGNATION OF ROBERT J. O'NEILL, JR., COUNTY EXECUTIVE**  
(Tape 1)

Chairman Hanley stated that she had received a letter from Robert J. O'Neill, Jr., County Executive, indicating his intent to resign as County Executive to pursue other career opportunities. She and Members of the Board thanked him for his years of service and wished him well in his new venture.

**AGENDA ITEMS**4. **CERTIFICATE TO RECOGNIZE THE SPECIAL OLYMPIANS** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to the Special Olympians who represented Fairfax County and Virginia at the World Summer Games. Supervisor Dix seconded the motion and it carried by unanimous vote.

5. **CERTIFICATE TO RECOGNIZE MR. DAVID EMERY** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Mr. David Emery of Woodson High School for his accomplishments as one of Northern Virginia's top-ranked tennis players. Supervisor Mendelsohn seconded the motion and it carried by unanimous vote.

6. **CERTIFICATE TO RECOGNIZE MS. KATY BENKO** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Ms. Katy Benko for winning consecutive Teenage Vocalist World Championships. Supervisor McConnell seconded the motion and it carried by unanimous vote.

7. **RESOLUTION TO RECOGNIZE THE LATE MARTA WYATT** (Tape 1)

Supervisor Gross moved adoption of the Resolution to recognize the late Marta Wyatt for her services to Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

8. **CERTIFICATE TO RECOGNIZE THE COMMITTEE FOR HELPING OTHERS** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to the Committee for Helping Others on the occasion of its thirtieth anniversary. Supervisor Connolly seconded the motion and it carried by unanimous vote.

9. **PROCLAMATION DESIGNATING OCTOBER 1999 AS HUNGER AWARENESS MONTH IN FAIRFAX COUNTY** (Tape 1)

Supervisor Hyland moved approval of the Proclamation designating October 1999 as *Hunger Awareness Month* in Fairfax County. Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor McConnell being out of the room.

10. **PROCLAMATION DESIGNATING OCTOBER 23, 1999, AS VOLUNTEERFEST DAY IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation designating October 23, 1999, as *VolunteerFest Day* in Fairfax County. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

11. **PROCLAMATION DESIGNATING OCTOBER 19, 1999, AS CHARACTER COUNTS! WEEK IN FAIRFAX COUNTY AND INFORMATION ITEM I-6 – CHARACTER COUNTS! – MEMBERSHIP INFORMATION** (Tape 1)

(BACs) Supervisor Dix moved approval of the Proclamation designating October 19, 1999, as *Character Counts! Week* in Fairfax County. Supervisor Gross seconded the motion and it carried by a vote of seven, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley being out of the room.

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, presenting information regarding the requirements for eligibility to become a Character Counts! Coalition.

Supervisor Dix moved that the Board:

- Approve the filing of an application to become a member of the National Character Counts! Coalition as a community.
- Authorize the County Executive to determine if there are funds available for the membership fee.

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

Following discussion, Supervisor Dix moved that the Board authorize the establishment of a Character Counts! Task Force made up of representatives of each supervisor district and Countywide community based organizations that would develop a strategy for implementation of a program to allow the County to be declared a Character Counts! Community. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

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

Supervisor Connolly moved approval of the Administrative Items. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Supervisor Mendelsohn voting "AYE," \*Supervisor McConnell and \*Chairman Hanley being out of the room.

(NOTE: \*Later in the meeting, Chairman Hanley asked to be recorded as voting "AYE" on the Administrative items. See Clerk's Summary Item CL#21.)

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on the Administrative items. See Clerk's Summary Item CL#36.)

**ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL AND LEE 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>
Chilcott Manor	Hunter Mill	Chilcott Manor Way Flint Hill Road, Route 2435, Additional right-of-way only Chain Bridge Road Route 123 Additional right-of-way only
Hunter Mill Estates Section 3	Hunter Mill	Brittenford Drive, Route 8810 Landon Hill Road Raleigh Hill Road
Oak Farms Section 1	Hunter Mill	Oak Farms Drive Route 8825 Amber Oaks Court Oak Shadow Drive
Reston Town Center	Hunter Mill	Fountain Drive (4 Lanes)
Wilton Woods Estates	Lee	Woodside Road Route 1459

13. **ADMIN 2 – INSTALLATION OF MULTI-WAY STOPS AT VARIOUS LOCATIONS (COUNTYWIDE)**

- Endorsed the installation of multi-way stops at the following intersections:
  - Monarch Lane and Ararat Court (Providence District)
  - Fairwood Lane and Allan Avenue (Providence District)
  - Fairwood Lane and Midway Street (Providence District)
  - Freedom Lane and Shipyard Place (Dranesville District)
  - Bren Mar Drive and Indian Run Parkway (Mason District)
  - Victoria Road and Grantham Road (Braddock District)
  - Parliament Drive and Southampton Drive (Braddock District)
  - Rock Crystal Drive and Rock Lawn Drive (Sully District)
  - Surrey House Way and Hidden Canyon Road (Sully District)
- Directed staff to request the Virginia Department of Transportation to approve the installation of the multi-way stops and install these signs at the earliest possible date.

14. **ADMIN 3 - EXTENSION OF REVIEW PERIODS (2232) REVIEW APPLICATIONS**

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

- Application FS-P99-26 to December 27, 1999
- ☐ Applications FS-P99-27 and FS-P99-28 to December 27, 1999
- ☐ Applications FS-Y99-29 to January 2, 2000
- ☐ Application 2232-Y99-12 to January 7, 2000
- ☐ Application 2232-D99-13 to January 10, 2000

15. **ADMIN 4 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 96-P-042, 1800 LLC (PROVIDENCE DISTRICT)**

(AT) Approved nine months of additional time until June 10, 2000, to commence construction for Special Exception Application SE 96-P-042, pursuant to Section 9-015 of the Zoning Ordinance.

16. **ADMIN 5 - AUTHORIZATION OF THE DISTRIBUTION OF INFORMATION ON THE NOVEMBER REFERENDUM ON THE ISSUANCE OF COUNTY BONDS FOR VARIOUS IMPROVEMENTS TO THE FAIRFAX COUNTY PUBLIC SCHOOLS (COUNTYWIDE)**

Authorized the printing of the explanation statement that is included among the documents outlined in the Memorandum to the Board dated October 11, 1999, regarding the forthcoming bond referendum on whether the County can issue bonds in the amount of \$297,205,000 for the improvement of the facilities of the Fairfax County Public Schools.

17. **ADMIN 6 - AUTHORIZATION OF THE ADVERTISEMENT OF A PUBLIC HEARING TO ADOPT AN ORDINANCE EXPANDING THE CULMORE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 9 (MASON DISTRICT)**

(A) Authorized the advertisement of a public hearing to be held before the Board on **November 15, 1999, at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) to expand the Culmore RPPD, District 9.

CM:cm

18. **A-1 - APPROVAL OF AN AGREEMENT TO OPERATE GUNSTON FIRE STATION AT POHICK BAY REGIONAL PARK (MOUNT VERNON)**  
(Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Kauffman, and carried by a vote of eight, \*Supervisor McConnell and \*Chairman Hanley being out of the room, the Board endorsed the agreement outlined in the Memorandum to the Board dated October 11, 1999, authorizing the County to continue to use Northern Virginia Regional Park Authority land to provide fire and rescue services in Fairfax County.

(NOTE: \*Later in the meeting, Chairman Hanley and Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Items CL#21 and CL#36.)

19. **A-2 - APPROVAL OF CONSENT AGREEMENT WITH THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT) STANDARD FOR THE NOMAN M. COLE, JR., POLLUTION CONTROL PLANT (COUNTYWIDE)** (Tape 3)

On motion of Supervisor Dix, seconded by Supervisor Kauffman, and carried by a vote of eight, \*Supervisor McConnell and \*Chairman Hanley being out of the room, the Board approved and authorized the County Executive to sign the RACT Consent Agreement as outlined in the Memorandum to the Board dated October 11, 1999, for the Noman M. Cole, Jr. Pollution Control Plant.

(NOTE: \*Later in the meeting, Chairman Hanley and Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Items CL#21 and CL#36.)

20. **A-3 – BOARD ENDORSEMENT OF REVITALIZATION INITIATIVES FOR THE ANNANDALE REVITALIZATION AREA (MASON AND BRADDOCK DISTRICTS)** (Tape 3)

On motion of Supervisor Gross, seconded by Supervisor Bulova, and carried by a vote of nine, \*Supervisor McConnell being out of the room, the Board endorsed the Revitalization Initiatives contained within the *Annandale Action Statements*, dated September 24, 1999.

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#36.)

21. **REQUEST TO RECORD VOTE** (Tape 3)

Chairman Hanley asked unanimous consent that she be recorded as voting "AYE" on the Administrative Items and Action Items A-1 and A-2. Without objection, it was so ordered.

22. **A-4 – AWARD OF \$18,000 FROM THE PREDEVELOPMENT PROJECT OF THE HOUSING TRUST FUND TO LEWINSVILLE RETIREMENT RESIDENCE, (LRR) INCORPORATED FOR THE PURPOSE OF CONDUCTING PRELIMINARY STUDIES RELATING TO THE CONSTRUCTION OF AN ADDITIONAL 18 INDEPENDENT LIVING UNITS WITH SUPPORTIVE SERVICES AT THE LEWINSVILLE (DRANESVILLE DISTRICT)** (Tape 3)

On motion of Supervisor Mendelsohn, seconded by Supervisor Connolly, and carried by a vote of nine, \*Supervisor McConnell being out of the room, the Board awarded LRR \$18,000 from the Predevelopment Project of the Housing Trust Fund for the purpose of conducting preliminary studies to develop a second phase of The Lewinsville which will consist of an additional 18 independent living units with supportive services.

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#36.)

23. **A-5 – AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY FOR A GRANT TO FUND AN INDOOR AIR QUALITY WORKSHOP PRESENTED IN COOPERATION WITH THE AMERICAN LUNG ASSOCIATION OF VIRGINIA AND VIRGINIA COOPERATIVE EXTENSION** (Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by a vote of nine, \*Supervisor McConnell being out of the room, the Board authorized the Health Department to submit a grant application in the amount of \$4,913 to the National Association of Counties (NACo) through NACo's Indoor Air Model County program.

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#36.)

24. **A-6 – AWARD OF A CONTRACT TO PARADIGM CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF HERNDON HARBOR HOUSE II, APPROVAL OF ADDITIONAL FUND 145, HOME INVESTMENT PARTNERSHIP GRANT, FUNDS FOR EQUITY REQUIREMENTS, AND AUTHORIZATION TO REIMBURSE REAL ESTATE TAXES PAID OR TO BE PAID BY HERNDON HARBOR HOUSE II LIMITED PARTNERSHIP (DRANESVILLE DISTRICT)** (Tape 3)

On motion of Supervisor Mendelsohn, seconded by Supervisor Connolly, and carried by a vote of nine, \*Supervisor McConnell being out of the room, the Board authorized:

- Additional HOME funding in an amount of \$349,682 for the Herndon Harbor House project.
- Reimbursement to Herndon Harbor House II Limited Partnership of any taxes paid or to be paid.

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#36.)

25. **A-7 – CONTRACT AWARD FOR A PHOTO RED LIGHT MONITORING SYSTEM AND APPROVAL TO ESTABLISH POSITIONS NEEDED TO OPERATE THE SYSTEM** (Tape 3)

Supervisor Bulova moved that the Board authorize staff to:



- Enter into a three-year lease/purchase contract to establish and operate a Photo Red Light Monitoring System in Fairfax County.
- Establish three positions needed to administer the program.

Following discussion, with input from Bruce W. Taylor, staff, Department of Transportation, the question was called on the motion, which carried by unanimous vote.

26. **A-8 – APPROVAL OF ADDITIONAL SECURITY FOR THE SECTION 108 LOAN, IN FUND 340, HOUSING ASSISTANCE PROGRAMS, FOR NEIGHBORHOOD IMPROVEMENTS IN CONSERVATION AREAS (LEE, MOUNT VERNON, MASON, AND PROVIDENCE DISTRICTS**  
(Tape 3)

Supervisor Kauffman moved that the Board authorize additional security for the Section 108 loan in Fund 340, Housing Assistance Programs, for neighborhood improvements in the Bailey's, Fairhaven, Gum Springs, James Lee and Jefferson Manor Conservation Areas. Supervisor Hyland seconded the motion.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to recognize that since the federal budget process is not complete, if there is additional money it will be subtracted from these items, and this was accepted.

Following further discussion, the question was called on the motion, as amended, which **CARRIED** by a recorded vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn voting "NAY."

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

27. **C-1 – 1999 VIRGINIA ASSOCIATION OF COUNTIES' ANNUAL MEETING** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, regarding the designation of a voting delegate and alternate voting delegate to represent the County at the Virginia Association of Counties' (VACo) annual meeting.

Supervisor Hyland moved that the Board designate:

- Chairman Hanley as the voting delegate to represent the County at the VACo annual meeting.

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

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

- Supervisor Connolly as the alternate voting delegate to represent the County at the VACo annual meeting.

Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

28. **C-2 – CRITERIA FOR OMBUDSMAN FOR RELIGIOUS INSTITUTIONS AND OTHER COMMUNITY GROUPS** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, regarding the criteria for the establishment of a person on staff to serve as an Ombudsman who would assist religious institutions and other community groups through the County's development process.

Chairman Hanley moved approval of the criteria for the establishment of a person on staff to serve as an Ombudsman who would assist religious institutions and other community groups through the County's development process, with the following amendment: rather than wait until July 2000 to start the process and make the necessary allocations as soon as possible. Supervisor Bulova seconded the motion.

Following discussion, with input from Robert J. O'Neill, Jr., County Executive, Supervisor Bulova stated that she had been working with the religious community in an attempt to make the process less bureaucratic and more understandable. She referred to a handout she distributed to Board Members entitled "Proposed Board of Supervisors' Policy for Places of Worship and Other Community Organizations," which provides information about a pre-application or a development process meeting. She asked to amend the motion to require staff to offer this information to applicants in the religious community or community groups as an initial forum, which would provide them information, and this was accepted.

Following further discussion, Supervisor McConnell asked to amend the motion to add language which requires the staff to follow through with the applicants to explain each step to the church staff through the end of the process, and this was accepted.

Following further discussion, with input from James P. Zook, Director, Department of Planning and Zoning, the question was called on the motion, as amended, which carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

29. **I-1 – FAIRFAX COUNTY WINS THE GOVERNOR’S 1999 TECHNOLOGY AWARD** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, congratulating the Department of Information Technology for taking first place at the Governor’s 1999 Technology Awards presented at the Commonwealth of Virginia Information Technology Symposium Conference at VMI in Lexington, Virginia.

Chairman Hanley commended the staff of the Department of Information Technology.

30. **I-2 – ESTABLISHMENT OF AN ALTERNATIVE FUNDING SOURCE AND A TEMPORARY FUNDING SOURCE FOR THE COMPREHENSIVE HOMEOWNERSHIP COUNSELING PROGRAM FOR FOUNDERS RIDGE AND REPROGRAMMING OF FUND 145, HOME, FUNDS FOR SECOND TRUST FINANCING (LEE DISTRICT** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, regarding the establishment of a Comprehensive Homeownership Counseling Program and the expenditure of \$350,000 of Fund 145, HOME, funds to provide both the counseling program (estimated at \$150,000) and second trust assistance (\$200,000) to purchasers of Founders Ridge. The homeownership-counseling program will be provided over a twenty-month period by HomeFree USA and will be an integral part of the program’s success.

31. **I-3 – CONTRACT AWARD – FINANCIAL CONSULTANT FOR THE FAIRFAX COUNTY INTEGRATED SEWER SYSTEM** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, requesting authorization for the Purchasing Agent to proceed in awarding a contract to Malcolm Pirnie, Incorporated in the amount of \$670,386 to provide the Financial Consulting Services for the Fairfax County Integrated Sewer System for the three-year contract period, each year to be contingent upon the availability of funds.

The staff was directed administratively to proceed as proposed.

32. **I-4 – CONTRACT AWARD – CENTREVILLE ROAD (ROUTE 657) AT BARNSFIELD ROAD (ROUTE 763) INTERSECTION IMPROVEMENT (SULLY DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, requesting authorization for staff to:

- Award a contract to Cube Construction Corporation in the amount of \$135,805.50 for the construction of Project 064188, Centreville Road (Route 657) at Barnsfield Road (Route 763) Intersection Improvement, in Fund 304, Primary and Secondary Road Bond Construction to be done by Cube Construction Corporation.
- Reallocate funding in the amount of \$40,000 from Project 006490, Construction Reserve.

The staff was directed administratively to proceed as proposed.

33. **I-5 – CONTRACT AWARD – KITCHEN REMODELING AND BUILDING EXTERIOR IMPROVEMENTS TO WEST FORD III TOWNHOUSES (MOUNT VERNON DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, requesting authorization for staff to award a contract to ATCO Services, Incorporated in the amount of \$1,102,500 for the interior and exterior improvement under the Department of Housing and Urban Development (HUD) Comprehensive Grant Program (CGP) at West Ford III (Project VA-19-34), a 59-unit townhouse development owned by the Fairfax County Redevelopment and Housing Authority (FCRHA). West Ford III is located near the intersection of Sherwood Hall Lane and Fordson Road near Richmond Highway. The federal funding for the project will be provided out of Fund 969, Public Housing under Modernization.

The staff was directed administratively to proceed as proposed.

34. **I-6 – CHARACTER COUNTS! – MEMBERSHIP INFORMATION**  
(No Tape)

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

35. **I-7 - CONTRACT AWARD – PART C EARLY INTERVENTION SERVICES** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated October 11, 1999, requesting authorization for staff to award a contract to The Chesapeake Center, Incorporated, in an amount not to exceed \$175,000 for the transition period of October through December, 1999 and \$1,069,000 for the period of January through December, 2000.

36. **REQUEST TO RECORD VOTE** (Tape 3)

Supervisor McConnell asked unanimous consent that she be recorded as voting "AYE" on the Administrative Items and the Action Items. Without objection, it was so ordered.

37. **PROCLAMATION DESIGNATING NOVEMBER 1999 AS "ADOPTION AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 3)

Chairman Hanley announced that the month of November is nationally recognized as *Adoption Awareness Month*. Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to prepare a Proclamation declaring November 1999 as *Adoption Awareness Month* in Fairfax County and invite the appropriate individuals to appear before the Board. Supervisor Gross seconded the motion, which carried by a vote of nine, \*Supervisor Connolly being out of the room.

(NOTE: Later in the meeting, \*Supervisor Connolly asked that he be recorded as voting "AYE" on this motion. See Clerk's Summary Item CL# 39.)

38. **DETECTIVE JUNE BOYLE RECENTLY NAMED VIRGINIA'S TOP HOMICIDE INVESTIGATOR OF THE YEAR** (Tape 3)

Chairman Hanley announced that Fairfax County Homicide Detective June Boyle was recently named Virginia's "Top Homicide Investigator of the Year" at the annual meeting of the Virginia Homicide Investigators Association.

In honor of this prestigious achievement, Chairman Hanley moved that the Board direct staff to invite Detective Doyle to appear at the October 25, 1999, meeting to be properly recognized. Supervisor Kauffman seconded the motion, which carried by unanimous vote.

39. **REQUEST TO RECORD VOTE** (Tape 3)

Supervisor Connolly asked unanimous consent that he be recorded as voting "AYE" on the previous motion to declare November as *Adoption Awareness Month* in Fairfax County. Without objection, it was so ordered.

40. **VARIOUS PAYMENT METHODS USED TO PAY PERSONAL PROPERTY TAXES** (Tape 3)

Chairman Hanley stated that Fairfax County residents had more methods to choose from than ever before to pay their personal property taxes by last week's October 5 deadline. Taxpayers made their payments by mail, by telephone, at area banks, at the CRIS automated kiosks, and on the Internet using credit cards or electronic checks. Thousands of residents continued to pay their taxes in person as well.

Chairman Hanley congratulated the staff of the Department of Tax Administration for their usual magnificent job of moving people through the lines smoothly and efficiently.

Chairman Hanley asked unanimous consent that the Board direct staff to provide the Board with information regarding how many residents took advantage of each of the different methods available to pay their personal property taxes this year, and what form of payment was used (credit card, check, cash, electronic check, et cetera). Without objection, it was so ordered.

41. **BETTER ENFORCEMENT OF EROSION AND SEDIMENTATION REGULATIONS** (Tape 3)

Chairman Hanley distributed copies of an article in the October 6, 1999, edition of *The Washington Post*, entitled "Construction Mud Clogs Waterways - Little Enforcement of Runoff Laws," which points out a problem of much concern to Fairfax County residents, especially those who are adjacent or downstream from development sites.

One of the Environmental Quality Advisory Council's (EQAC) Water Resources Recommendations in its report for 1998 states that "EQAC recommends the County provide DEM additional inspectors to handle construction site inspection responsibilities given the apparent increase in construction activity." County staff responded in the report "If the workload exceeds the tolerances then adding inspectors will be considered." A County staff member has gone on record in the article, however, as stating that the site inspection staff is so stretched that the 27 inspectors and six supervisors can check only the largest development sites. Inspectors believe they seldom have time to inspect the 600 or so "in-fill" building sites in established areas and note that it would be nice to have more people. Even the State director for erosion and sedimentation control notes that it isn't possible for inspectors to visit every development site.

Chairman Hanley said that while all of the 30,000 tons of sediment that the Water Authority removes yearly may not be the County's (FCWA's intake is upstream in Loudoun County), better enforcement of laws already on the books would go a long way in helping the County do its part in protecting downstream property owners as well as County streams, the Potomac, and the Chesapeake Bay.

Chairman Hanley moved that the Board direct the County Executive to report with an analysis of what it would take, in terms of manpower and dollars, to adequately inspect all building sites in the County to be certain that there is compliance with erosion and sedimentation regulations. As part of this analysis, Chairman Hanley asked that the Tree Preservation Task Force's Recommendation

Number 34, Idea Number 22 - investigating the possibility of merging the conservation enforcement functions of erosion and sediment control inspection with enforcement of tree planting and preservation requirements - which the Board approved on September 13, 1999, be considered as part of that analysis and that the Environmental Coordinator work with staff on this issue. Supervisor Kauffman seconded the motion.

Supervisor Mendelsohn asked to amend the motion to designate that the Environmental Coordinator be assigned to coordinate the effort and to report the recommendation, and this was accepted.

Following discussion, with input from Anthony H. Griffin, Deputy County Executive, the question was called on the motion, as amended, which carried by unanimous vote.

42. **STATE FUNDING FOR OPEN SPACE PRESERVATION** (Tape 3)

Chairman Hanley stated that the Conservation Land Coalition in Virginia this year will urge Governor Gilmore to include \$40 million in his budget to conserve open spaces. It notes that Virginia is one of the only states on the East Coast that has no automatic annual funding for land conversation and cites losses of 450,000 acres of farmland since 1987 and 26,000 acres of forests since 1992.

Noting that the Board's Legislative Committee is currently beginning to draft the Legislative Program for 2000, Chairman Hanley moved that the issue of establishing a permanent state fund for conserving open spaces be referred to Legislative Committee for discussion. Supervisor Connolly seconded the motion, which carried by unanimous vote.

43. **LETTER FROM THE LIBRARY BOARD** (Tape 3)

Chairman Hanley shared a letter from the Chairman of the Library Board requesting an examination in the Legislative program of the current formula for allocating library money in Virginia.

Chairman Hanley moved that this letter be referred to the Legislative Committee for review. Supervisor Connolly seconded the motion, which carried by unanimous vote.

44. **GOVERNOR'S ANNOUNCEMENT ON EXPEDITING HIGHWAY PROJECTS** (Tape 3)

Chairman Hanley stated that the Governor in his recent announcement on expediting highway projects specifically noted that he had directed the Virginia Department of Transportation (VDOT) to expedite immediately the

Environmental Impact Study (EIS) on the I-66 corridor outside the Beltway. She reminded the Board that last year the MIS was completed on this project although nothing has moved forward since then.

Chairman Hanley stated that at the Transportation Coordinating Council (TCC) Executive Committee meeting of September 10, 1999, there was discussion regarding the EIS effort and the Committee agreed that various parties including affected local jurisdictions and the Washington Metropolitan Area Transit Authority needed to be involved from the outset including the need to have a technical steering committee that reviews the scope of work before consultant procurement is initiated. It is important that this EIS be a fully coordinated effort.

Chairman Hanley moved that the Board direct staff to prepare a letter to VDOT reaffirming the direction given at the TCC Executive Committee meeting and requesting that this effort proceed accordingly. Supervisor Connolly seconded the motion, which carried by unanimous vote.

45. **SMALL BUSINESS COMMISSION UPDATE** (Tape 3)

(BACs) Chairman Hanley stated that she received a copy of the Small Business Commission update that she would forward to all Board Members.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

46. **EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC) AND LABOR DEPARTMENT POSTERS** (Tape 3)

Supervisor Gross stated that it was brought to her attention that the EEOC and Labor Department posters that are supposed to be displayed in each and every office in Fairfax County may not be appropriately posted.

Supervisor Gross moved that the Board direct the County Executive to review the posting of these federally required posters in County government offices to assure that they are posted appropriately. Chairman Hanley seconded the motion, which carried by unanimous vote.

47. **BIKE TRAIL COORDINATOR** (Tape 3)

Supervisor Gross reminded the Board of a matter from the September 13, 1999, Board meeting raised by Supervisor Connolly regarding a Bike Trail Coordinator. Supervisor Gross stated that it was called to her attention that there is no Trails Coordinator on staff and she moved that this issue be referred to staff with the idea that the position be included in the next budget.

Following discussion, with input from Robert J. O'Neill, Jr., County Executive, Supervisor Hyland seconded the motion.



Supervisor Connolly asked to amend the motion to first consider using existing resources before adding a new position to the budget, and this was accepted.

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

48. **COMMUNITY WIRELESS STRUCTURES II, LLC** (Tape 3)

Supervisor Gross informed the Board that the Planning Commission public hearing for Public Facilities Application 2232-M99-6, in the name of Community Wireless Structures, has been deferred to give the Mason District Land Use Advisory Committee an opportunity to review the application. To partially offset this delay, the applicant has requested that site plan processing be concurrent with the 2232 request.

Therefore, Supervisor Gross moved that the Board direct staff to process the site plan associated with this application concurrently. This motion should not be construed as a favorable recommendation on the 2232 application by the Board of Supervisors, and does not relieve the applicant of compliance with the provisions of any applicable ordinances, regulations, or adopted standards. Supervisor Connolly seconded the motion, which carried by a vote of nine, Supervisor Dix being out of the room.

49. **PAVING AND PARKING REGULATIONS IN FRONT YARDS** (Tape 3)

Supervisor Gross stated that on October 5, 1999, the County Executive sent a memorandum to the Board responding to a question regarding limiting the paving of a front yard and/or the number of parked vehicles permitted on single family detached dwelling unit lots. Staff performed an extensive survey of over fifty jurisdictions, and found that it may be beneficial to consider the establishment of a requirement to maintain a certain percentage of a front yard as open space. She noted that this issue has been identified as a priority by several neighborhoods in Mason District, and certainly would have Countywide benefits.

Therefore, Supervisor Gross moved that the Board add this item to the Zoning Ordinance Work Program. Supervisor Kauffman seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

50. **FAIRFAX COUNTY LICENSE PLATE** (Tape 3)

Supervisor Gross reminded the Board of her previous request to endorse the effort of the History Commission to develop a Fairfax County license plate, which would raise awareness of the historical significance of the County, act as a source of pride for County residents, and possibly raise funds to assist in historic

preservation. Delegate Jim Scott served as the patron of the license plate at the General Assembly.

Supervisor Gross announced her pleasure to present to the Board a design that was unanimously approved by the History Commission last week. The attractive design stresses the County's historical significance by prominently displaying the County seal, and adding its unofficial motto, "Home of the Bill of Rights." The added incentive to purchasers is that the percentage of funds returned to the County from sales of the plate would go directly to the History Commission.

Supervisor Gross stated that with the Board's approval, the next step is to present the design to the Department of Motor Vehicles (DMV), after which 350 prepaid applications would have to be submitted in order for DMV to begin production.

Therefore, Supervisor Gross moved that the Board:

- Endorse the attached design as approved by the History Commission.
- Endorse the proposal that funds returned to the County will be allocated to the History Commission in order to support its mission.
- Direct the Office of Public Affairs to assist in publicizing the plate, once the design is finalized by the DMV.

Supervisor Hyland seconded the motion.

Following discussion, Supervisor Connolly asked to amend the motion to defer how funds should be allocated, and this was accepted.

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

**PMH:pmh**

51. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 1998-PR-028 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-P-101-5 (PAUL AND TERESA KLAASSEN) (PROVIDENCE DISTRICT)** (Tape 4)

Supervisor Connolly announced his intent to defer the public hearing on Rezoning Application RZ 1998-PR-028 and Special Exception Amendment Application SEA 86-P-101-5 until October 25, 1999.

(NOTE: Later in the meeting the public hearing was deferred. See Clerk's Summary Item CL#96.)

52. **CRIME RATE COMPARISON** (Tape 4)

Supervisor Connolly referred to a request made at a previous Board meeting that staff provide Board Members with copies of a series of articles printed in *The Washington Post* several years ago comparing the crime rate in Fairfax County with that of Montgomery County. He said that he had not received his copies.

Chairman Hanley said that she had received her copies a few weeks ago.

53. **NO BOARD MATTERS FOR SUPERVISOR MENDELSON** (Tape 4)

Supervisor Mendelsohn announced that he had no Board Matters to present today.

54. **KATHLEEN DIAMOND WINS INTERNATIONAL WOMEN ENTREPRENEURS AWARD** (Tape 4)

Supervisor Hyland said that twenty years ago, Kathleen Diamond took a risk and started an at-home business. The entrepreneurial force that drove Ms. Diamond to create her own successful business was recognized recently by an international women's organization at its conference in Belgium.

Supervisor Hyland moved that the Board direct the Chairman to write a letter on the Board's behalf recognizing Ms. Diamond for her lifetime achievement award, for being the beacon for others to follow, and for creating opportunities that enrich the lives of many people. Chairman Hanley seconded the motion and it carried by unanimous vote.

55. **LONG RANGE TRANSPORTATION PLANNING** (Tape 4)

Supervisor Hyland said that he had received a letter from Colonel Kurt Weaver, Garrison Commander at Fort Belvoir, requesting improvements to I-95 and the Fairfax County Parkway. Colonel Weaver suggests making on and off accesses for both northbound and southbound high occupancy lanes at the I-95/Fairfax County Parkway/Newington Exchange.

Supervisor Hyland moved that the Board refer Colonel Weaver's letter to the Transportation Advisory Commission for review, recommendations, and a report of its findings by November 22, 1999. Supervisor Kauffman seconded the motion and it carried by unanimous vote.

56. **INSTRUCTIONS ON VIRGINIA TAX FORM 760** (Tape 4)

Supervisor Hyland said that he received a letter from a constituent who diligently prepares her Virginia Tax Form 760. The constituent offers suggested revisions she believes will help streamline the form, make the instructions easier to understand, and better identify a due date.

Supervisor Hyland asked unanimous consent that the Board direct the County Executive to review her letter and to report with recommendations not later than November 22, 1999. Without objection, it was so ordered.

57. **ESTABLISHMENT OF AN ENVIRONMENTAL ANNUAL AWARD**  
(Tape 4)

Supervisor Hyland said Fairfax County continues to be recognized for its outstanding leadership and excellence in many fields. Fairfax County government continues to receive national, state, and local awards from many organizations, including at least the National Cable Association, National Association of Counties, Commonwealth of Virginia, Government Finance Officers Association, Virginia Municipal League, Keep America Beautiful, and Ford Foundation for Innovations.

Supervisor Hyland suggested that it is time for the Board to establish an annual environmental award to be given to an outstanding Fairfax County employee and an award to the public sector for going a step beyond the standard regulations, codes, policies, etcetera and award to an individual who unselfishly dedicates time and energy for the betterment of the environment in Fairfax County.

Supervisor Hyland moved that the Board establish an Annual Environmental Award as described above and to direct staff to work with the Environmental Quality Advisory Council and the Tree Commission to draft criteria and report with recommendations by December 6, 1999. Supervisor Connolly seconded the motion.

Following discussion, Supervisor Dix asked to amend the motion to include the private sector as another organization to be recognized, and this was accepted.

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

58. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 1998-MV-059, PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-V-131, AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-V-131 (SHAWNEE ROAD, LC) (MOUNT VERNON DISTRICT)** (Tape 4)

With input from Catherine A. Chianese, Assistant to the County Executive, Supervisor Hyland announced his intent to defer the public hearing on Rezoning application RZ 1998-MV-059, Proffered Condition Amendment Application PCA 84-V-131, and Special Exception Amendment Application SEA 84-V-131 indefinitely.

(NOTE: Later in the meeting, the public hearing was formally deferred. See Clerks Summary Item CL#104.)

59. **KINGSTOWNE TOWNE CENTER** (Tape 4)

Supervisor Kauffman said that the Kingstowne Towne Center is designed and planned to be the heart of Kingstowne. The developer of Kingstowne has filed an application to slightly modify the existing approved Towne Center plans.

Supervisor Kauffman moved approval of concurrent processing with the site plans and related engineering drawings associated with Proffered Condition Amendment Application PCA 84-L-020-16 and Conceptual Development Plan/Final Development Plan Amendment Applications CDP/FDPA 84-L-020-7. Supervisor Kauffman noted that if approved and if adopted, this motion for concurrent processing shall in no way prejudice the merits of the pending zoning applications. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Gross being out of the room.

60. **GREATER SPRINGFIELD CHAMBER OF COMMERCE - SPRINGFIELD COMMUNITY CLEAN-UP DAY** (Tape 4)

Supervisor Kauffman said that Greater Springfield Chamber of Commerce is organizing a Springfield Community Clean-Up Day on October 16, 1999. He moved that the Board:

- ☐ Direct the Department of Public Works and Environmental Services (DPW&ES), Solid Waste Collection and Recycling Division, to waive the fees associated with picking up any trash removed during this clean-up day.
- ☐ Direct John Childress, the Area Superintendent for the DPW&ES, to coordinate with Nancy-Jo Manney of the Springfield Chamber of Commerce on the specifications of the trash pick-up.

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

61. **RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 4)

Supervisor Kauffman said that he has received a petition from the residents of Springfield Estates, adjacent to Lee High School, requesting the study and establishment of an RPPD.

Therefore, Supervisor Kauffman moved that the Board:

- ☐ Direct staff to complete the study and make recommendations for eligibility and inclusion in the RPPD Program.
- ☐ Waive the acquired application fee.

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

62. **TAGS' "SPRINGFIELD CIRCULATOR" ROUTE** (Tape 4)

Supervisor Kauffman announced the opening of TAGS' "Springfield Circulator" route.

Supervisor Kauffman pointed out that service operates from the Franconia-Springfield Metro station as a 15-minute loop. The stops on the route include Springfield Mall, Springfield Hilton, Springfield Plaza Shopping Center, Brookfield Plaza Shopping Center, and Backlick Center. The circulator operates on weekdays between 6 a.m. and 7 p.m. and costs 25 cents.

Supervisor Kauffman expressed his appreciation to all those who worked on this project.

63. **APPOINTMENT TO THE AIRPORTS ADVISORY COMMISSION**  
(Tape 4)

(APPT) Supervisor Bulova moved the appointment of **Mr. Fred Rogers** as the Braddock District Representative to Airports Advisory Commission. Supervisor Connolly seconded the motion and it carried by unanimous vote.

64. **WAKEFIELD CHAPEL CELEBRATION** (Tape 4)

Supervisor Bulova announced that yesterday was the one-hundredth anniversary of the Wakefield Chapel. She expressed her appreciation to Chairman Hanley for attending the celebration.

Supervisor Bulova asked unanimous consent that the Board direct staff to invite the following individuals to appear before the Board to be recognized for planning the event and for contributions towards the celebrations so that new landscaping could be planted around the Chapel:

- ⊘ Members of the Wakefield Chapel Centennial Committee including Ms. Karen Lindquist and Mr. Stephen Fluhr
- ⊘ Ms. Joanne Swick
- ⊘ Ms. Florence Naeve
- ⊘ Mr. Vic Danisavage
- ⊘ Ms. D'Anne Evans
- ⊘ Media General Cable
- ⊘ The Braddock District Council of Community Association
- ⊘ The Armed Forces Color Guard of MDW
- ⊘ The Marching Band and Culinary Departments of Annandale High School
- ⊘ Ms. Jennifer Bernhards
- ⊘ The Little Maids of History and the Living History Foundation

Without objection, it was so ordered.

65. **FAITH COMMUNITIES IN ACTION - EVENT ON OCTOBER 13, 1999, AND PROPOSAL FOR A FAIRFAX COUNTY OFFICE OF INTERFAITH PARTNERSHIPS** (Tape 4)

Supervisor Bulova said that on Wednesday, October 13, 1999, Faith Communities in Action is hosting its third major event at Saint Matthews United Methodist Church on Little River Turnpike in Annandale. The title of the forum is "Treading Water in the Wake of Welfare Reform." Speakers at the event will examine effects of Welfare Reform and provide examples where joint efforts between local government and faith-based organizations have made a difference in people's lives. Demonstrations of County, church and non-profit resources to address human services needs will be provided.

The event will conclude with break-out groups where faith-based organizations can network with each other and County staff from their respective regional offices. Follow-up meetings (tentatively scheduled for January and February) in each of the Human Services Regional Offices will encourage collaborative approaches to the delivery of human services.

Faith Communities in Action is a Fairfax County-wide network of faith communities formed to facilitate communication and working relationships among congregations. This network enables faith communities to better identify and respond to the needs of the community-at-large, in partnership with non-profit organizations and local government.

As the Board is aware, faith based organizations and religious congregations have traditionally been very active in providing services to individuals in need in the community. These services include ad hoc crisis intervention, food and shelters, refugee resettlement, homeless prevention, etcetera. These services are provided in the community by organizations serving geographic regions such as FISH, CHO, SHARE, ACCA, ECHO, UCM, to name just a few.

Supervisor Bulova said that interfaith/local government forums have existed or have been established in most of the Supervisor Districts. There are now over 200 faith organizations indicating an interest in partnering with the public sector to provide services to those in need. With an increasingly diverse population, and increased service demands by families and children, the public sector continues to look to community organizations to help fill gaps in services.

Supervisor Bulova said that there are many additional ways in which Fairfax County can partner with the faith community to provide resources to address community needs, where County resources can be tremendously leveraged through collaborative efforts.

Supervisor Bulova pointed out that a critical element, an organizational focal point, is needed if Fairfax County can maximize these opportunities. An example of such an entity is the "Center for Community and Interfaith Partnership" in the Federal Department of Housing and Community Development, which helps to develop, organize, and link resources in the faith community with people in need.

Therefore, Supervisor Bulova moved that the Board direct the County Executive to:

- ⊞ Provide to the Board a plan for providing the organizational structure needed to support faith based/Fairfax County outreach efforts and partnerships.
- ⊞ Report with issues of funding such an office in time for the Fiscal Year 2001 Budget.



Supervisor Connolly seconded the motion and it carried by unanimous vote.

66. **JENNIFER ROBERTS, ANIMAL CONTROL WARDEN, ASSISTS IN THE RESCUE OF MORE THAN 300 ANIMALS FROM THE FLOOD-RAVAGED AREA IN NORTH CAROLINA** (Tape 4)

Supervisor Bulova referred to the recent efforts of the Fairfax County Search and Rescue teams. She called the Board's attention to Jennifer Roberts, a Fairfax County Animal Control Warden, who along with 20 other volunteers spent time recently in North Carolina saving the lives of more than 300 animals from the flood-ravaged area.

Supervisor Bulova asked unanimous consent that the Board direct staff to invite Ms. Roberts to appear before the Board to be recognized for her efforts. Without objection, it was so ordered.

**NV:nv**

67. **INTENT TO DEFER THE PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 99-H-037** (Tape 5)

Supervisor Dix announced his intent to defer later in the meeting at the appropriate time the public hearing on Special Exception Application SE 99-H-037, Cardinal Financial Corporation until October 25, 1999, at 4 p.m.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#86.)

68. **JAMES MADISON HIGH SCHOOL BAND WINS GRAND CHAMPION PRIZE** (Tape 5)

Supervisor Dix announced that the James Madison High School Warhawk Band captured the Grand Champion prize in the fourth annual Virginia Showcase of Bands competition. Twenty-three bands gathered at Herndon High School on September 25, 1999, to compete at this annual event. In addition to being named Grand Champion for the event, the band also received first place for Class AAA bands, and seniors Lisa Kachouee and Christopher Weise received Best Drum Major honors for Class AAA bands.

Supervisor Dix moved that the Board direct staff to:

- Invite Tim Franklin, Director of Bands, Madison High School, and members of the band to appear before the Board at a mutually convenient date.
- Prepare an appropriate Certificate of Recognition to recognize this outstanding group of young musicians for the pride they have brought to their school and to the County.

Supervisor Kauffman seconded the motion, which carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being away from the dais.

69. **WEST NILE VIRUS** (Tape 5)

Supervisor Dix called the Board's attention to the issue of the West Nile virus that is responsible for three deaths in New York City. This virus is transmitted to humans and birds by mosquito bites, causing encephalitis or brain inflammation. Biologists are concerned that birds carrying these mosquitoes may be migrating to areas south of the New York including Washington, D.C. Accordingly, Supervisor Dix asked unanimous consent that the Board direct the Health Department staff to examine this issue to determine whether preventative action is necessary. Without objection, it was so ordered.

70. **CONCURRENT PROCESSING FOR WINWOOD CHILDREN'S CENTER**  
(Tape 5)

Supervisor Dix stated that the Planning Commission recently approved a Reston Town Center concept plan for Winwood Children's Center. Winwood representatives anticipate an enrollment of up to 200 children in childcare programs for children ages six weeks to pre-kindergarten, as well as before and after school programs for children ages 5-12. Accordingly, Supervisor Dix moved that the Board authorize the Director of the Department of Public Works and Environmental Services to accept the PRC and final site plan for the Winwood Children's project for concurrent processing. Supervisor McConnell seconded the motion, which carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being away from the dais.

71. **CHILD SAFETY SEATS** (Tape 5)

Supervisor Dix announced that the Police Department's Public Information Office issued an advisory that reported the results from child safety seat checkpoints. The failure rate is alarmingly high. Accordingly, Supervisor Dix asked unanimous consent that the Office of Public Affairs continue its efforts to raise the public's awareness of this issue and the aggressive safety seat checkpoint programs available.

Following a brief discussion, without objection, the request was so ordered.

72. **VIENNA HALLOWEEN PARADE** (Tape 5)

On behalf of the Town of Vienna and the citizens of the Hunter Mill District, Supervisor Dix invited the Board and all citizens of the County to attend the Vienna Halloween Parade to be held on October 27, 1999, at 7 p.m. along Main Street.

73. **ESCROW FOR PROSPECT GLEN** (Tape 5)

Supervisor McConnell stated that Mr. James Audi, the developer of Prospect Glen subdivision, which consists of 14 homes built in the late 1980s, has been attempting to have the escrow, held with the County for the future removal of a temporary cul-de-sac curb and gutter, released since 1991. At the time Prospect Glen was built, County staff thought that the adjacent properties might be consolidated to build up to nine additional homes. The lots have one home on each presently, with the last being built after Prospect Glen was completed. It is now apparent that consolidation of these properties will not occur in the foreseeable future.

Accordingly, Supervisor McConnell asked unanimous consent that the Board direct staff to review the need to hold this escrow for Rezoning Application RZ 85-S-035 since the adjacent properties have been developed and there no longer appears to be a need to hold Mr. Audi's money for the possible removal of the temporary cul-de-sac. Without objection, it was so ordered.

74. **CONCURRENT PROCESSING OF SUBDIVISION PLANS WITH REZONING APPLICATION RZ 1998-SP-062** (Tape 5)

Supervisor McConnell stated that the applicant for Rezoning Application RZ 1998-SP-062 is requesting that the Board approve concurrent processing of its subdivision plans so the Department of Public Works and Environmental Services (DPWES) will accept and review the subdivision plan applications while the rezoning application is being processed. Accordingly, she moved that the Board:

- Approve concurrent processing for the property that is the subject of Rezoning Application RZ 1998-SP-062.
- Direct the DPWES to accept and review subdivision plan submissions pertaining to this property.

Supervisor McConnell noted that this motion should not be construed as a favorable recommendation on this application, nor does this motion relieve the applicant of compliance with the provisions of any applicable ordinances, regulations, or standards whatsoever. Supervisor Kauffman seconded the motion, which carried by unanimous vote.

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

75. **FIREWORKS FOR THE MILLENNIUM CELEBRATION** (Tape 5)

Supervisor McConnell stated that the celebration of the Millennium will be a festive time throughout the County and people will celebrate with fireworks. Chapter 62 of the Code of the County of Fairfax, Section F3103.1, Fire Codes,

regulates the use and sale of various types of fireworks. The zoning codes further define when and where fireworks will be sold. Currently, fireworks may be sold in the County only from June 15 through July 15 each year.

To assure that residents obtain legal fireworks that are safe, Supervisor McConnell proposed that the Code of the County of Fairfax, in the fire and zoning sections, be changed to allow fireworks to be sold from December 15, 1999, through January 5, 2000. This will afford residents who wish to utilize fireworks to obtain safe displays as well as allow the Fire Marshal's office to inspect the types of pyrotechnics sold. The Fire Marshal's office supports the proposal.

Accordingly, to change the Code in time for the celebration, Supervisor McConnell moved that the Board direct staff to bring the changes, which are dates only, before the Board at its next meeting to schedule the public hearing and conduct other necessary processes prior to the last meeting in November. The change would be specifically for the period beginning December 15, 1999, and would expire after January 5, 2000. Supervisor Bulova seconded the motion.

Supervisor Gross asked unanimous consent that the Board direct the Fire Marshal's Office to review the possible fire safety issue of selling fireworks alongside Christmas trees. Without objection, it was so ordered.

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

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

76. **INTRODUCTION OF MR. STEVE EDWARDS** (Tape 5)

Supervisor McConnell introduced and welcomed Mr. Steve Edwards, a new member of her staff. Mr. Edwards was formerly with the Police Department and the Virginia Department of Transportation.

77. **WELCOME TO FAMILY AND FRIENDS OF SUPERVISOR MENDELSON** (Tape 5)

Supervisor Mendelsohn recognized the presence of his wife Laura, their two daughters, and the girls' friends in the Board Auditorium and warmly welcomed them.

78. **NATIONAL ANIMAL SHELTER APPRECIATION WEEK** (Tape 5)

Supervisor Frey announced the celebration of National Animal Shelter Appreciation Week from November 7-13, 1999. Last fall the Humane Society of the United States conducted a survey regarding public attitudes toward animal shelters. Supervisor Frey reported that 70 percent of the individuals surveyed said

that their overall impression of animal shelters was positive and that 75 percent have had positive experiences with animal shelters.

Accordingly, Supervisor Frey moved that the Board:

- Direct staff of the Office of Public Affairs to invite John Howard, the new County Animal Shelter Director, and his staff, and members of the Animal Care and Control Commission to appear before the Board on October 25, 1999, to receive a proclamation.
- Designate at the meeting on October 25, 1999, *National Animal Shelter Appreciation Week* in Fairfax County.

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

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

79. **EARLY START FOR OCTOBER 25, 1999, BOARD MEETING** (Tape 5)

Following discussion, with input from Jean V. White, Director, Office of Public Affairs, Chairman Hanley announced that the meeting scheduled for October 25, 1999, would commence at **8:30 a.m.**

80. **OUT-OF-TURN PLAN AMENDMENT FOR CENTREVILLE FARMS**  
(Tape 5)

Supervisor Frey reminded the Board that at its last meeting he had announced his intention to establish a task force to review the Comprehensive Plan language for the Centreville Farms area. The task force has now begun to meet.

Supervisor Frey moved that the Board direct staff to schedule January public hearings for Out-of-Turn Plan Amendments for the Centreville Farms area. Supervisor Dix seconded the motion, which carried by unanimous vote.

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

81. **CONCURRENT PROCESSING FOR CENTEX HOMES REZONING APPLICATION RZ 1999-SU-028** (Tape 5)

Supervisor Frey stated that Centex Homes has filed Rezoning Application RZ 1999-SU-028 to rezone 23.7 acres from R-1 to PDH-3. The public hearing was originally scheduled for this fall. The Planning Commission hearing is now scheduled for November 10, 1999, to accommodate some requested changes. Supervisor Frey moved that the Board direct staff to schedule the public hearing

before the Board in January 2000. Supervisor Bulova seconded the motion, which carried by unanimous vote.

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

82. **FIRE MARSHAL INSPECTIONS** (Tape 5)

Supervisor Frey called the Board's attention to a letter he had received from Jess Hendrix, Chairman, Electrical Advisory Board, regarding the length of time associated with reviews by the Fire Marshal's Office. Supervisor Frey stated that he has reviewed the issue with Chief Stinnette, who has recognized the problem and is attempting to deal with the review of plans as well as the length of time for inspections. Accordingly, Supervisor Frey asked unanimous consent that the Board direct staff to provide an update on this issue from Chief Stinnette as to timeframes.

Chairman Hanley noted that she believed that she had referred this issue to John Wesley White, Director, Department of Public Works and Environmental Services.

Without objection, the request was so ordered.

83. **RECESS/CLOSED SESSION** (Tape 5)

At 12:20 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:

- *Virginia Psychiatric Company, Incorporated versus Board of Supervisors of Fairfax County, At Law Number 175213.*

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

(NOTE: Supervisor Hyland was not present at the dais and was voting from the audience seating.)

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

**AM:am**

At 3:30 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Hanley presiding.

**ACTIONS FROM CLOSED SESSION**84. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 6)

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 closed session were heard, discussed, or considered by the Board during the closed session. Supervisor Connolly seconded the motion and it 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."

SBE:sbe

85. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT), AGRICULTURAL AND FORESTAL DISTRICT RENEWAL APPLICATION AR 90-D-002 (BONNIE B. FOSTER) (DRANESVILLE DISTRICT)** (Tape 6)

Supervisor Mendelsohn moved to defer the public hearing on this item until **October 25, 1999, at 3:30 p.m.** Supervisor Dix seconded the motion and it carried by unanimous vote.

86. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 99-H-037 (CARDINAL FINANCIAL CORPORATION) (HUNTER MILL DISTRICT)** (Tape 6)

Supervisor Dix moved to defer the public hearing on Special Exception Application SE 99-H-037 until **October 25, 1999, at 4 p.m.** Supervisor Connolly seconded the motion and it carried by unanimous vote.

87. **3:30 P.M. - PH ON REZONING APPLICATION RZ 1999-LE-013 (ROSEWOOD BUILDING AND DEVELOPMENT, LLC) (LEE DISTRICT)** (Tape 7)

(O) Mr. William B. Lawson, Jr. reaffirmed the validity of the affidavit for the record.

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

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



- In excess of \$200 from Mr. Lawrence F. Ayers

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

Supervisor Kauffman moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1999-LE-013 be amended from the R-2 District to the PDH-2 District, subject to the execution of the proffers dated October 5, 1999.
- Waiver of the sidewalk requirement along Lackawanna Drive.
- Waiver of the sidewalk and trail requirement along Hooes Road.
- Waiver of the trail requirement along Accotink Creek Stream Valley.

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

88. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 87-S-053-4 AND SPECIAL EXCEPTION APPLICATION SE 97-Y-067 (HORIOM, LLC) (SULLY DISTRICT)**  
(Tape 7)

Ms. Sarah E. Hall reaffirmed the validity of the affidavit for the record.

Ms. Hall 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.

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

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

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

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

- In excess of \$200 from Mr. John T. DeBell of Bengtson, DeBell and Elkin, Limited

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 87-S-053-4, subject to the executed proffers dated October 11, 1999. Supervisor Dix seconded the motion and it carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 97-Y-067, subject to the development conditions dated September 7, 1999. This motion, the second to which was inaudible, carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved waiver of the barrier requirement along the site's upper ridge frontage in favor of the landscaping provided on the combined Generalized Development Plan/Special Exception Plat. Supervisor Dix seconded the motion and it carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

89. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 98-H-021 (COMMERCIAL NET LEASE REALTY, INCORPORATED) (HUNTER MILL DISTRICT)** (Tape 7)

Mr. John J. Bellaschi reaffirmed the validity of the affidavit for the record.

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

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

- In excess of \$200 from Mr. Thomas J. D'Alesandro, IV of Westerra Reston, LLC

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

- In excess of \$200 from Mr. Michael J. Giguere of McGuire, Woods, Battle and Boothe LLC

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 Dix clarified that there would not be any sale of alcoholic beverages of any kind through the drive-through window and that if anyone under the age of 21 years was selling alcoholic beverages, that there would be an Alcohol Beverage Control certified manager on duty at all times.

Supervisor Dix moved approval of Special Exception Application SE 98-H-021, subject to the development conditions dated September 21, 1999. Supervisor Frey seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Supervisor Dix moved modification of the peripheral parking lot landscaping along Baron Cameron Avenue site frontage, as depicted on the Special Exception Plat. Supervisor Hyland seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Kauffman, and Supervisor McConnell being out of the room.

90. **3:30 P.M. - PH ON THE CONTINUED LEASING OF COUNTY-OWNED PROPERTY AT 8333 RICHMOND HIGHWAY, ALEXANDRIA, VIRGINIA TO THE ROYAL EMBASSY OF SAUDI ARABIA D/B/A THE ISLAMIC SAUDI ACADEMY (MOUNT VERNON DISTRICT)** (Tape 7)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of August 26 and September 2, 1999.

Following discussion with input from Robert Morgan, Leasing Agent, Property Management Branch, Facilities Management Division, Department of Public Works and Environmental Services, Supervisor Kauffman asked unanimous consent that the Board direct staff to make a provision in the lease to allow for an evaluation for the conversion of the property to a public resource prior to the Saudi Academy's move to Maryland. Without objection, it was so ordered.

Following the public hearing, Supervisor Hyland moved to defer decision on this item until **October 25, 1999, at 3:30 p.m.** Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

91. **4 P.M. - THE CONTINUED LEASING OF COUNTY-OWNED PROPERTY KNOWN AS THE LEWINSVILLE FACILITY LOCATED AT 1609 GREAT FALLS STREET, MCLEAN, VIRGINIA 22101, TO FUN AND FRIENDS CHILD DEVELOPMENT CENTERS, INCORPORATED (DRANESVILLE DISTRICT)** (Tape 7)

Supervisor Mendelsohn moved to defer the public hearing on this item until **November 15, 1999, at 3:30 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

92. **4 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICTS) AGRICULTURAL AND FORESTAL DISTRICT RENEWAL APPLICATION AR 91-Y-001 (TOM VAN AND JOAN JOHNSON RICHARDSON) (SULLY DISTRICT)** (Tape 7)

- (O) Mr. Tom Van Richardson reaffirmed the validity of the affidavit for the record.

Mr. Richardson 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 Frey moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District) Appendix F, to renew the Tom Van and Joan Johnson Richardson Agricultural and Forestal District (Application AR 91-Y-001), subject to the ordinance provisions dated September 1, 1999. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Acting-Chairman Dix voting "AYE," Supervisor Mendelsohn and Chairman Hanley being out of the room.

93. **4 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICTS) AGRICULTURAL AND FORESTAL DISTRICT RENEWAL APPLICATION AR 83-S-004-2 (LEE J. VAZQUEZ) (SPRINGFIELD DISTRICT)** (Tape 7)

- (O) Mrs. Lee J. Vazquez reaffirmed the validity of the affidavit for the record.

Mrs. Vazquez 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 McConnell moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District) Appendix F, to renew the Lee J. Vazquez Agricultural and Forestal District (Application AR 83-S-004-2), subject to the ordinance provisions dated September 1, 1999. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Acting-Chairman Dix voting "AYE," Supervisor Mendelsohn and Chairman Hanley being out of the room.

94. **4 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 99-M-026 (L & M MUFFLERS, INCORPORATED) (MASON DISTRICT)** (Tape 7)

Mr. Luis E. Chinchilla reaffirmed the validity of the affidavit for the record.

Mr. Chinchilla 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, Greg Russ, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved approval of Special Exception Application SE 99-M-026, subject to the development conditions dated October 6, 1999.

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

LS:ls

95. **4 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 99-H-013 (CARRAMERICA REALTY CORPORATION) (HUNTER MILL DISTRICT)** (Tape 8)

Mr. John Bellaschi reaffirmed the validity of the affidavit for the record.

Mr. Bellaschi 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 Dix moved approval of Special Exception Application SE 99-H-013, subject to the development conditions dated October 5, 1999. Supervisor McConnell seconded the motion and it carried by a vote of eight, Chairman Hanley and Supervisor Mendelsohn being out of the room.

96. **4 P.M. - PH ON REZONING APPLICATION RZ 1998-PR-028 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-P-101-5 (PAUL AND TERESA KLAASSEN) (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 1998-PR-028 and Special Exception Amendment Application SEA 86-P-101-5 until **October 25, 1999, at 4 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Hanley being out of the room.

97. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-S-061-2 (CALIBER/SPATIUM, LLC) (SULLY DISTRICT)** (Tape 8)

Mr. Carson L. Fifer reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 85-S-061-2, subject to the executed proffers dated September 15, 1999. Supervisor Dix seconded the motion and it carried by a vote of nine, Chairman Hanley being out of the room.

98. **4:30 P.M. - PH ON THE PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON FROST WAY, SHELLEY LANE, AND WINTERSET DRIVE (MASON DISTRICT)** (Tape 8)

Verbatim  
(R)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of September 23 and September 30, 1999.

Following the public hearing, which included testimony by two speakers, Supervisor Gross moved adoption of the Resolution requesting the Virginia Department of Transportation to prohibit through truck traffic on Frost Way, Shelley Lane, and Winterset Drive. Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Chairman Hanley being out of the room.

99. **4:30 P.M. - PH ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON PHILIP ROAD, GREENFIELD ROAD, AND KENWOOD DRIVE (MASON DISTRICT)** (Tape 8)

Verbatim

(R)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of September 23 and September 30, 1999.

Following the public hearing, Supervisor Gross moved adoption of the Resolution requesting the Virginia Department of Transportation to prohibit through truck traffic on Philip Road, Greenfield Road, and Kenwood Drive. Supervisor Mendelsohn seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Chairman Hanley being out of the room.

100. **4:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION OF H STREET (MOUNT VERNON DISTRICT)** (Tape 8)

(O)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of September 23 and September 30, 1999.

Following the public hearing, Supervisor Hyland relinquished the Chair to Acting-Chairman Dix and moved adoption of the Ordinance vacating a portion of H Street. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Acting-Chairman Dix voting "AYE," Chairman Hanley being out of the room.

101. **BOARD RECESS** (Tape 8)

At 4:50 p.m., the Board recessed briefly, and at 5:00 p.m., reconvened in the Board Room with all Members present with the exception of Supervisor Kauffman and Supervisor McConnell, and with Chairman Hanley presiding.

102. **5 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-P-032-3 (WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY [WMATA] AND FAIRFAX COUNTY BOARD OF SUPERVISORS) (PROVIDENCE DISTRICT)** (Tape 8)

Mr. K.P. Heinemeyer reaffirmed the validity of the affidavit for the record.

Mr. Heinemeyer 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, Elaine Jensen, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Amendment Application SEA 82-P-032-3, subject to the development conditions dated September 14, 1999.
- Modification of the transitional screening and waiver of the barrier requirement along the north, east, west, and south sides of the property as previously modified/waived by the Board with the approval of Special Exception Amendment Application SEA 82-P-032-2, and as depicted on the Special Exception Amendment Plat.
- Waiver of the interior parking lot landscaping requirements.
- Waiver of the site plan requirement in the Zoning Ordinance for the dedication of right-of-way for Vaden Drive.

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

Supervisor Dix asked unanimous consent that the Board authorize the Chairman to send a letter immediately to the Virginia Department of Transportation requesting its expeditious assistance in issuing the permits necessary to fulfill the improvements contemplated prior to the opening of this garage. Without objection, it was so ordered.

(NOTE: \*Later in the meeting, Supervisor Gross asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#103.)



103. **5 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-V-012-3 (INOVA HEALTH CARE SERVICES) (MOUNT VERNON DISTRICT)** (Tapes 8-9)

Ms. Susan K. Yantis reaffirmed the validity of the affidavit for the record.

Supervisor Connolly disclosed the following campaign contributions which he had received:

- In excess of \$200 from Dr. Edward H. Bersoff
- In excess of \$200 from Mr. Dario O. Marquez, Jr.
- In excess of \$200 from Mr. Stephen Cumbie

Supervisor McConnell disclosed that she is a member of the Board of Trustees for INOVA Health Care Services

Supervisor Mendelsohn disclosed the following campaign contributions which he had received:

- In excess of \$200 from Mr. Dario O. Marquez, Jr.
- In excess of \$200 from Mr. John Toups
- In excess of \$200 from Mr. Stephen Cumbie
- In excess of \$200 from Mr. George Newstrom

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

- In excess of \$200 from Mr. Paul J. Klaassen

Supervisor Bulova disclosed:

- That she is a Trustee on the INOVA Health Care Services Board
- A campaign contribution in excess of \$200 from Mr. Dario O. Marquez under the name of MVM, Incorporated

Supervisor Gross disclosed that she represents the County on the INOVA Health Care Services Board.

**BOARD MATTER****Request to Record Vote** (Tape 9)

Supervisor Gross asked unanimous consent that she be recorded as voting "AYE" on Special Exception Amendment Application SEA 82-P-032-3. Without objection, it was so ordered.

(NOTE: Earlier in the meeting action was taken on Special Exception Amendment Application SEA 82-P-032-3. See Clerk's Summary Item CL#102.)

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

- In excess of \$200 from Mr. Dario O. Marquez, Jr.
- In excess of \$200 from Mr. Stephen Cumbie

Ms. Yantis 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, Donna McNeally, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hyland moved to reopen the public hearing to allow the testimony of a speaker. Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor Dix and Supervisor Frey being out of the room.

Following the public hearing, which included testimony by one speaker, Supervisor Hyland moved:

- ☐ Approval of Special Exception Amendment Application SEA 82-V-012-3, subject to the development conditions dated September 30, 1999.
- ☐ Modification of the transitional screening and barrier requirements along the west property line to that shown on the Special Exception Plat.

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

104. **5 P.M. - PH ON REZONING APPLICATION RZ 1998-MV-059, PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-V-131, AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-V-131 (SHAWNEE ROAD, LC) (MOUNT VERNON DISTRICT)** (Tape 9)

Supervisor Hyland moved to defer the public hearing on:

- Rezoning Application RZ 1998-MV-059
- Proffered Condition Amendment Application PCA 84-V-131
- Special Exception Amendment Application SEA 84-V-131

until **January 10, 2000, at 3:30 p.m.** Supervisor Kauffman seconded the motion and it carried by unanimous vote.

#### **ADDITIONAL BOARD MATTER**

105. **BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 99-V-009 (ALAN CARTER) (MOUNT VERNON DISTRICT)** (Tape 9)

(NOTE: On July 26, 1999, the Board held a public hearing on Special Exception Application SE 99-V-009 and deferred decision until August 2, 1999. On August 2, the Board deferred decision to September 27, 1999. On September 27, 1999, the Board deferred decision indefinitely.)

Supervisor Kauffman moved that the Board reconsider its decision to indefinitely defer the Board decision on Special Exception Application SE 99-V-009. Supervisor Connolly seconded the motion and it carried by unanimous vote.

Supervisor Kauffman further moved to defer Board decision on Special Exception Application SE 99-V-009 until **October 25, 1999, at 4:30 p.m.** Supervisor Connolly seconded the motion and it carried by unanimous vote.

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

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