



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**MONDAY
September 23, 2002**

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20-02

SBE:sbe

The meeting was called to order at 8:35 a.m., with all Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

Supervisor McConnell arrived at 8:45 a.m.

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

BOARD MATTER

1. **CONGRATULATIONS TO ROBERT AND EDITH STAMPER ON THEIR SIXTIETH WEDDING ANNIVERSARY** (Tape 1)

Chairman Hanley announced that this past Sunday Board Room photographer Robert Stamper and his wife Edith celebrated their sixtieth wedding anniversary and she congratulated them on the happy event.

AGENDA ITEMS

2. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. PETER BRINITZER** (Tape 1)

Supervisor Hyland moved approval of the Certificate of Recognition presented to Mr. Peter Brinitzer for his service to the community and Fairfax County. Supervisor Connolly and Chairman Hanley jointly seconded the motion and it carried by a vote of nine, Supervisor McConnell not yet having arrived.

3. **PROCLAMATION DESIGNATING OCTOBER AS "NATIONAL DISABILITY EMPLOYMENT AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation to designate October as "*National Disability Employment Awareness Month*" in Fairfax County. Supervisor Hyland seconded the motion and it carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Bulova asked unanimous consent that the Board direct the County Executive to provide the Board with a report on the progress for accommodating people with disabilities in Fairfax County employment by answering the following questions:

- How is Fairfax County doing?
- What were the accommodations to the *disabled employees*?
- What has the County's progress been?
- Is the County doing these things as quickly as they can?

Without objection, it was so ordered.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO THE "RIDE TO REMEMBER" PARTICIPANTS AND ORGANIZERS** (Tape 1)

Supervisor Connolly moved approval of the Certificates of Recognition presented to the "*Ride to Remember*" cyclist-participants and organizers, Inova Health Systems and the Police Department. Supervisor Gross seconded the motion and it carried by unanimous vote.

5. **RESOLUTION COMMENDING THE ANNANDALE CHRISTIAN COMMUNITY FOR ACTION (ACCA)** (Tape 1)

Supervisor Gross moved approval of the Resolution to commend the ACCA for 35 years of service to the community. Supervisor Connolly and Chairman Hanley jointly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

6. **RESOLUTION SUPPORTING THE KINGSTOWNE FAITH 5K RUN/WALK** (Tape 1)

Supervisor Kauffman moved approval of the Resolution to support the first Kingstowne Faith 5K Run/Walk to be held on October 5. Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Gross, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

7. **PROCLAMATION DESIGNATING SEPTEMBER AS "OVARIAN CANCER AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Hudgins moved approval of the Proclamation to designate September as "*Ovarian Cancer Awareness Month*" in Fairfax County. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

8. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. ANN MARLOW** (Tapes 1-2)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to Ms. Ann Marlow for her accomplishments. Supervisor Connolly and Chairman Hanley jointly seconded the motion and it carried by unanimous vote.

Discussion ensued with input from Anthony H. Griffin, County Executive.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. DANIEL BICKHAM** (Tape 2)

Supervisor Gross moved approval of the Certificate of Recognition presented to Mr. Daniel Bickham for 35 years of service in the Fairfax County Fire and Rescue Department. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

10. **PROCLAMATION DESIGNATING OCTOBER 1 - 7, 2002, AS "LONG TERM CARE AWARENESS WEEK" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation to designate October 1-7, 2002, as "*Long Term Care Awareness Week*" in Fairfax County. Supervisor Connolly seconded the motion.

Supervisor Connolly asked to amend the motion to direct staff of the Office of Public Affairs to publicize a new program to be broadcast on PBS on October 9, 2002, called "Thou Shalt Honor." The program is all about caregiving. This was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor Frey being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

11. **CERTIFICATES OF RECOGNITION PRESENTED TO THE NORTHERN VIRGINIA TECHNOLOGY COUNCIL FOUNDATION AND STAFF FROM THE DEPARTMENT OF COMMUNITY AND RECREATION SERVICES AND THE OFFICE OF PARTNERSHIPS** (Tape 2)

Supervisor Hyland moved approval of the Certificates of Recognition presented to the Northern Virginia Technology Council Foundation as well as staff from the Department of Community and Recreation Services and the Office of Partnerships for partnering, creating, and maintaining the computer clubhouses. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Frey being out of the room.

12. **PROCLAMATION DESIGNATING OCTOBER 6 - 12, 2002, AS "FIRE PREVENTION WEEK" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation to designate October 6-12, 2002, as "*Fire Prevention Week*" 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.

13. **RESOLUTION RECOGNIZING THE FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION (DOT) AND THE COMMUTER CONNECTIONS EMPLOYER SALES TEAM** (Tape 2)

Supervisor Connolly moved approval of the Resolution recognizing the DOT and Commuter Connections Employer Sales Team for their work in lessening road congestion and improving air quality. Supervisor Hyland seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

14. **CERTIFICATE OF RECOGNITION PRESENTED TO CLERMONT ELEMENTARY SCHOOL** (Tape 2)

Supervisor Kauffman moved approval of the Certificate of Recognition presented to Clermont Elementary School for receiving a Youth Garden Grant from the National Gardening Association. Chairman Hanley seconded the motion and it carried by a vote of six, Supervisor Bulova, Supervisor Gross, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

15. **10 A.M. – PRESENTATION ON THE FAIRFAX COUNTY GOVERNMENT TELEWORK PROGRAM** (Tapes 2-3)

Carol Stuart Goldberg, Project Manager, Telework Expansion Program, gave the presentation on the County's Telework Program and a brief discussion ensued.

16. **10:15 A.M. – PRESENTATION ON COUNTYWIDE SIGN TASK FORCE FINAL REPORT** (Tape 3)

(BACs) David B. Conway, Mason District Representative, introduced the following members of the Countywide Sign Task Force:

- Andrew L. Hamm, Hunter Mill District Representative
- Carole L. Herrick, At Large Representative
- Dennis J. Pfennig, Lee District Representative
- Thomas Tarantino, Braddock District Representative

Mr. Conway noted that the following members also served on the task force, but were unable to attend the Board meeting:

- Brice Eldridge, Dranesville District Representative
- Jean Hoshall, Providence District Representative
- Robert W. Kuletz, Mount Vernon District Representative
- Patricia P. Lawless, Sully District Representative

Supervisor Connolly asked unanimous consent that the Board direct staff to ensure that the names of ALL members of the task force appear on the report when it is printed. Without objection, it was so ordered.

Mr. Conway, presented the final report of the Countywide Sign Task Force and discussion ensued with input from Jan L. Brodie, Senior Assistant County Attorney, and Jane W. Gwinn, Director, Zoning Administration Division, Department of Planning and Zoning.

Supervisor Gross moved to forward the recommendations of the Sign Task Force to the Legislative Committee. Supervisor Connolly seconded the motion.

Chairman Hanley clarified that the motion included sending other non-legislative issue recommendations to staff for review and possible implementation.

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

Supervisor Gross moved to accept the recommendation of Mr. Conway to disband the Countywide Sign Task Force with the Board's thanks. Supervisor Hudgins seconded the motion, which carried by unanimous vote.

Further discussion ensued with input from Mr. Conway, Ms. Gwinn, and Anthony H. Griffin, County Executive.

PW:pw

(Tape 4)

Supervisor Gross asked unanimous consent that the Board direct the Clerk to prepare and send certificates to all members of the Countywide Sign Task Force. Without objection, it was so ordered.

ADDITIONAL BOARD MATTER

17. **REQUEST FOR RECYCLING CONTAINERS** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide additional recycling containers for the Board Members at the dais. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

AGENDA ITEMS

18. **10:30 A.M. – APPOINTMENTS TO CITIZENS BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS** (Tape 4)

(APPTS)
(BACs)

ADVISORY PLANS EXAMINER BOARD

CONFIRMATION:

Supervisor Hudgins moved the confirmation of the following appointment to the Advisory Plans Examiner Board:

- Mr. Paul B. Johnson as the Professional/Surveyor #2 Representative

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

ADVISORY SOCIAL SERVICES BOARD

Supervisor Gross moved the reappointment of Ms. Alyce Holmes Pope as the Mason District Representative to the Advisory Social Services Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Hyland moved the reappointment of Ms. Gail R. Richmond as the Mount Vernon District Representative to the Advisory Social Services Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

(NOTE: Later in the meeting the Board made an additional appointment to this board. See page 14.)

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**CONFIRMATION:**

Supervisor Hudgins moved the confirmation of the following appointment to the Alcohol Safety Action Program Local Policy Board:

- Charles E. Collins, Jr., Esquire as the Fairfax County Bar Association Representative

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

ANIMAL SERVICES ADVISORY COMMISSION

The Board deferred the appointment of the Sully District Representative to the Animal Services Advisory Commission.

ARCHITECTURAL REVIEW BOARD

Supervisor Kauffman moved the reappointment of Ms. Pamela J. Cressey, Ph.D. as the Related Professional Group #2 Representative to the Architectural Review Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Chairman Hanley moved the reappointment of Mr. Peter A. Juanpere as the Related Professional Group #5 Representative to the Architectural Review Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

ATHLETIC COUNCIL

Supervisor Connolly moved the reappointment of Mr. Frank E. Williams, III as the Providence District Alternate Representative to the Athletic Council. Chairman Hanley seconded the motion, which carried by unanimous vote.

CONFIRMATION:

Supervisor Connolly moved the confirmation of the following appointment to the Athletic Council:

- Mr. Jeffrey Stein as the Town of Vienna Representative

Supervisor Gross seconded the motion and it carried by a unanimous vote.

The Board deferred the appointments of the Providence District Alternate and Women's Sports Association Alternate Representatives to the Athletic Council.

BOARD OF BUILDING CODE APPEALS

Supervisor Kauffman moved the appointment of Mr. James W. Ritter as the Design Professional #6 Representative. Mr. Ritter previously served as an alternate representative. Supervisor Connolly seconded the motion, which carried by unanimous vote.

CELEBRATE FAIRFAX, INCORPORATED BOARD OF DIRECTORS

Supervisor Kauffman moved the appointment of Ms. Phyllis Walker Ford as the At-Large #1 Representative to the Celebrate Fairfax, Incorporated Board of Directors. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the At-Large #2, At-Large #3, and At-Large #4 Representatives to the Celebrate Fairfax, Incorporated Board of Directors.

CHARACTER COUNTS! TASK FORCE

The Board deferred the appointments of the Braddock and Lee District Representatives to the Character Counts! Task Force.

CHILD CARE ADVISORY COUNCIL

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

Supervisor Hudgins moved the reappointment of Ms. Bernice A. Mayfield as the Hunter Mill District Representative to the Child Care Advisory Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Gross moved the reappointment of Ms. Janet L. Snyder as the Mason District Representative to the Child Care Advisory Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor McConnell moved the reappointment of Ms. Mary W. Campbell as the Springfield District Representative to the Child Care Advisory Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the Dranesville and Sully District Representatives to the Child Care Advisory Council.

COMMISSION FOR WOMEN

The Board deferred the appointment of the Mason District Representative to the Commission for Women.

COMMISSION ON AGING

The Board deferred the appointment of the Sully District Representative to the Commission on Aging.

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

Supervisor Kauffman moved the appointment of Ms. Linda James to fill the unexpired term of Ms. Linda A. Greenham as the Lee District Representative to the Commission on Organ and Tissue Donation and Transplantation. Supervisor Hyland seconded the motion, which carried by unanimous vote.

Supervisor McConnell moved the appointment of Mr. William J. Stephens to fill the unexpired term of Mr. Leroy Thompson, Jr. as the Springfield District Representative to the Commission on Organ and Tissue Donation and Transplantation. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the At-Large (Minority) Representative, Sully District Representative, and Donor Family Member Representative to the Commission on Organ and Tissue Donation and Transplantation.

COMMUNITY ACTION ADVISORY BOARD

Supervisor Gross moved the appointment of Mr. Leo A. Suslow as the Mason District Representative to the Community Action Advisory Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Dranesville District Representative to the Community Action Advisory Board.

COMMUNITY CRIMINAL JUSTICE BOARD**CONFIRMATION:**

Supervisor Hyland moved the confirmation of the following appointment to the Community Criminal Justice Board:

- The Honorable Arthur B. Viereg as the Circuit Court Judge Representative

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

CONSUMER PROTECTION COMMISSION

The Board deferred the appointment of the Fairfax County Resident #7 Representative to the Consumer Protection Commission.

CRIMINAL JUSTICE ADVISORY BOARD

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

FAIRFAX AREA DISABILITY SERVICES BOARD

Chairman Hanley moved the appointment of Ms. Kim Callahan to fill the unexpired term of Mr. Todd Cox as the At-Large Chairman's Representative to the Fairfax Area Disability Services Board. Supervisor Hyland seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Springfield District Representative to the Fairfax Area Disability Services Board.

FAIRFAX COMMUNITY LONG TERM CARE COORDINATING COUNCIL**CONFIRMATIONS:**

Supervisor Connolly moved the confirmation of the following appointments to the Fairfax Community Long Term Care Coordinating Council:

- Ms. Rosemary S. Ryan as the Advisory Social Services Board Representative

- Ms. Marilyn D. Bersoff as a Business/Corporation Representative
- Ms. Vicki Shepard as a Business/Corporation Representative
- Ms. Elly Doyle as the Commission on Aging Representative
- Ms. Martha Glennan as the Disability Services Board Representative
- Ms. Jessica Burmester as the Fairfax-Falls Church Community Services Board Representative
- Mr. Ronald F. Christian as the Fairfax County Redevelopment and Housing Authority Representative
- Ms. Susan Randall as the Health Care Advisory Board Representative
- Mr. Michael Behrmann as the George Mason University Representative
- Mr. Philip Reeves as the Health Systems Agency Board Representative
- Ms. Karen Brown as a Long Term Care Task Force Representative
- Mr. Michael A. Creedon as a Long Term Care Task Force Representative
- Ms. Doris Ray as a Long Term Care Task Force Representative
- Ms. Sally S. Hottle as a Long Term Care Task Force Representative
- Ms. Diane Wilson as a Long Term Care Task Force Representative
- Ms. Eileen Dohmann as a Long Term Care Task Force Representative

- Ms. Heisung Lee as a Long Term Care Task Force Representative

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

FAIRFAX COUNTY CONSTRUCTION TRADES ADVISORY BOARD

The Board deferred the appointments of the Gas Fitter Tradesman, HVAC Tradesman #1 and #2, and Plumbing Tradesman #1 and #2 Representatives to the Fairfax County Construction Trades Advisory Board.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

Chairman Hanley announced the Board's intent to confirm the appointment of Captain John A. Main as the Sheriff's Office Representative to the Fairfax-Falls Church Community Services Board.

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the Consumer #6 Representative to the Health Systems Agency Board.

HUMAN RIGHTS COMMISSION

Supervisor Gross moved the reappointment of Ms. Helen Hatab Samhan as the At-Large #8 Representative to the Human Rights Commission. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Chairman Hanley moved the reappointment of Mr. James T. Tsai as the At-Large #9 Representative to the Human Rights Commission. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Chairman Hanley moved the reappointment of Ms. Virginia S. Peters as the At-Large #11 Representative to the Human Rights Commission. Supervisor Gross seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the At-Large #2 and At-Large #12 Representatives to the Human Rights Commission.

HUMAN SERVICES COUNCIL

Supervisor McConnell moved the appointment of Ms. Gerry Roberts Gunn to fill the unexpired term of Mr. Roland Davis Gunn as the Springfield District #2 Representative to the Human Services Council. Chairman Hanley seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Mount Vernon District #1 Representative to the Human Services Council.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

Supervisor McConnell moved the appointment of Ms. Jacqueline Y. Stephens as the Springfield District Representative to the Oversight Committee on Drinking and Driving. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the Braddock, Hunter Mill, and Lee District Representatives to the Oversight Committee on Drinking and Driving.

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #2 Representative to the Road Viewers Board.

TENANT LANDLORD COMMISSION

The Board deferred the appointments of the Tenant Member #1 and #3 Representatives to the Tenant Landlord Commission.

TRANSPORTATION ADVISORY COMMISSION

The Board deferred the appointment of the Providence District Representative to the Transportation Advisory Commission.

TREE COMMISSION

The Board deferred the appointment of the Springfield District Representative to the Tree Commission.

AD HOC COMMITTEES

2002 FALL BOND REFERENDUM COMMITTEE

Supervisor Gross moved the appointment of Ms. Jackie Dilley as the Mason District Representative to the 2002 Fall Bond Referendum Committee. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor McConnell moved the appointment of Mr. Jim McIntyre as the Springfield District Representative to the 2002 Fall Bond Referendum Committee. Supervisor Connolly seconded the motion, which carried by unanimous vote.

LAUREL HILL ADAPTIVE REUSE PLAN ADVISORY COMMITTEE

Supervisor Bulova moved the appointment of Mr. Robert W. Cosgriff as the Braddock District Representative to the Laurel Hill Adaptive Reuse Plan Advisory Committee. Supervisor Hyland seconded the motion, which carried by unanimous vote.

Supervisor Hudgins moved the appointment of Mr. William R. Lawson as the Hunter Mill District Representative to the Laurel Hill Adaptive Reuse Plan Advisory Committee. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Connolly moved the appointment of Ms. Ellice Amanna as the Providence District Representative to the Laurel Hill Adaptive Reuse Plan Advisory Committee. Supervisor Hyland seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the Dranesville, Mason, Springfield, and Sully District Representatives to the Laurel Hill Adaptive Reuse Plan Advisory Committee.

SIGN TASK FORCE

(NOTE: Earlier in the meeting the Sign Task Force presented its Final Report. See Clerk's Summary Item CL#16.)

The Sign Task Force completed its project and disbanded.

ADDITIONAL APPOINTMENT**ADVISORY SOCIAL SERVICES BOARD**

Supervisor Connolly moved the appointment of Mr. Jeffrey C. Weinstock to fill the unexpired term of Ms. Thelma R. Petrilak as the Providence District Representative to the Advisory Social Services Board. Supervisor Bulova seconded the motion, which carried by unanimous vote.

DS:ds

19. **ADMINISTRATIVE ITEMS** (Tape 5)

Supervisor Connolly moved approval of the Administrative Items. Supervisor Hudgins and Supervisor McConnell jointly seconded the motion.

Supervisor Connolly called the Board's attention to Admin 10 – Supplemental Appropriation Resolution AS 03046 for the Continuation of the Ongoing Federal Head Start Program Grant within the Department of Family Services/Office for Children (DFS/OC). Discussion ensued with input from Judith Rosen, Director, DFS/OC. Supervisor Connolly expressed concern about the County not recouping funds from other jurisdictions who participate in the program.

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

- Review situations whereby the County provides services to other jurisdictions that are not under contract or special arrangements.
- Determine whether the other jurisdictions are part of the Mutual Aid Agreements.

Without objection, it was so ordered.

Chairman Hanley called the Board's attention to Admin 15 – Authorization to Distribute Information on the November Referenda on the Issuance of County Bonds for Parks and Park Improvements and for Public Safety Improvements, and to Distribute Information on the November Referendum on a Sales Tax Increase for Regional Transportation Needs. She asked unanimous consent that the Board direct staff to:

- Include, at the polls, a map which incorporates all information on the referendum.
- Add specificity into the "plain English" explanation regarding County projects.

Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following discussion, with input from David Bobzien, County Attorney, the question was called on the motion, and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

**ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM
(DRANESVILLE AND HUNTER MILL 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>
Lewinsville Mews	Dranesville	Lewinsville Mews Court Lewinsville Road Route 694 Additional ROW Only
Reston, Section 917, Block 2	Hunter Mill	Sunset Hills Road Route 675 Additional ROW Only

**ADMIN 2 – EXTENSION OF REVIEW PERIODS FOR 2232 PUBLIC
FACILITY REVIEW APPLICATIONS (DRANESVILLE, MOUNT
VERNON, PROVIDENCE, AND SULLY DISTRICTS)**

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

- Application 2232-V02-5 to January 31, 2003
- Application 2232-D02-19 to January 31, 2003
- Application 2232-Y01-15 to March 31, 2003
- Application 2232-P02-20 to March 31, 2003

**ADMIN 3 – ADDITION OF A SEGMENT OF FAIRFAX COUNTY
PARKWAY (ROUTE 7100) TO THE SECONDARY SYSTEM OF STATE
HIGHWAYS (DRANESVILLE DISTRICT)**

- (R) Adopted the Resolution requesting that a segment of the Fairfax County Parkway be added to the Secondary System of State Highways.

**ADMIN 4 – ADDITION AND DISCONTINUANCE OF SEGMENTS OF
YATES FORD ROAD TO AND FROM THE SECONDARY SYSTEM OF
STATE HIGHWAYS (SPRINGFIELD DISTRICT)**

- (R) Adopted the Resolution requesting that new segments of Yates Ford Road be added to and old segments of Yates Ford Road be discontinued from the Secondary System of State Highways.

ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A SEGMENT OF NEWGATE BOULEVARD (ROUTE 845) AND VACATE SEGMENTS OF JOHNSON AVENUE AND MOSBY LANE (SULLY DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 28, 2002, at 4:30 p.m.** to consider:

- The vacation and abandonment of a segment of Newgate Boulevard (Route 845)
- The vacation of segments of Johnson Avenue and Mosby Lane

ADMIN 6– SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 03042 FOR THE ECONOMIC DEVELOPOMENT AUTHORITY (EDA) TO ACCEPT FUNDING FROM THE US DEPARTMENT OF COMMERCE FOR AN ECONOMIC RECOVERY INVESTMENT GRANT ASSOCIATED WITH THE EVENTS OF SEPTEMBER 11, 2001

(SAR) Approved SAR AS 03042 for the EDA to accept funding in the amount of \$425,000 from the US Department of Commerce to fund recovery efforts associated with the events of September 11, 2001. No local cash match is required.

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX M, ESTABLISHING THE GREEN TRAILS RESTRICTED PARKING DISTRICT (RPD) AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (R-TAP) (SULLY DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 28, 2002, at 5 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix M, establishing the Green Trails RPD, District 5, as part of the R-TAP, encompassing:

- Bay Valley Lane, from Rock Canyon Drive to the southern property line of the parcels of land with the street addresses of 6705 and 6706 Bay Valley Lane, that are designated by Fairfax County Tax Map Number 65-4 ((3)) parcels 28 and 27 respectively
- Creek Run Drive
- Green Trails Boulevard
- Harness Hill Court

- Palisades Drive
- Pony Hill Court
- Rock Canyon Drive
- Sorrel Chase Court
- Wood Rock Way
- Creek Bed Court
- Emerald Green Court
- English Saddle Court
- Virginia Pine Court

The parking prohibition for watercraft, boat trailers, motor homes, and camping trailers on the street identified above for the Green Trails RPD is proposed to be in effect seven days per week, 24-hours per day.

ADMIN 8 – INSTALLATION OF “NO PARKING” SIGNS ON KINGSBRIDGE DRIVE (NORTH SIDE) WEST OF RANGER ROAD (PROVIDENCE DISTRICT)

- (R)
- Adopted the Resolution approving the installation of “No Parking” signs along Kingsbridge Drive, north side, west of Ranger Road.
 - Directed staff to install these signs at the earliest possible date.

ADMIN 9 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION/ENLARGEMENT OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (BRADDOCK, DRANESVILLE, HUNTER MILL, LEE, AND MASON DISTRICTS)

- (A)(Rs)
- Adopted the Resolutions authorizing the advertisement of a public hearing to be held before the Board on **October 28, 2002, at 4:30 p.m.** to consider the following changes to small and local sanitary districts for refuse and leaf collection service in accordance with the Board’s adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Small District 3 within Braddock District (Signal Hill)	Create	Refuse	Approve
Small District 6 within Dranesville District (928 Mackall Avenue)	Enlarge	Refuse	Approve
Small District 4 within Dranesville District (West Lewinsville Cliff Road)	Enlarge	Refuse	Approve
Small District 4 within Dranesville District (West Lewinsville Evers Drive)	Enlarge	Refuse	Approve
Small District 2 within Hunter Mill District (Tanglewood)	Create	Refuse	Approve
Local District C within Small District 1 within Lee District (Jane Way)	Enlarge	Refuse & Leaf	Approve
Small District 5 within Mason District (4001 Thornton Street)	Enlarge	Refuse	Approve

**ADMIN 10 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)
AS 03046 FOR THE CONTINUATION OF THE ONGOING FEDERAL
HEAD START PROGRAM WITHIN THE DEPARTMENT OF FAMILY
SERVICES/OFFICE FOR CHILDREN (DFS/OFC)**

(SAR) (NOTE: Earlier in the meeting there was discussion regarding this item. See page 15.)

Approved SAR AS 03046 in the amount of \$1,436,779 for DFS/OFC to continue the Federal Head Start programs. This includes \$1,285,680 from the US Department of Health and Human Services, \$45,000 from the US Department of Agriculture, and a local cash match of \$106,099. The remaining program costs of

\$215,321 are met through the use of existing services and other non-cash contributions identified as an in-kind match.

ADMIN 11 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 03047 FOR THE CONTINUATION OF THE ONGOING FEDERAL HEAD START PROGRAM GRANT WITHIN THE DEPARTMENT OF FAMILY SERVICES/OFFICE FOR CHILDREN (DFS/OFC) AT THE FAIRFAX COUNTY PUBLIC SCHOOLS (FCPS) FECEP/HEAD START PROGRAM, HIGHER HORIZONS (HIHO) DAY CARE CENTER, INCORPORATED, AND GUM SPRINGS HEAD START CHILDREN’S CENTER

(SAR) Approved SAR AS 03047 in the amount of \$1,802,805 for DFS/OFC to continue the Early Head Start program. This includes \$1,582,517 from the US Department of Health and Human Services, \$45,000 from the US Department of Agriculture, and a local cash match of \$175,288. The remaining program costs of \$220,341 are met through the use of existing services and other non-cash contributions identified as an in-kind match. The total program cost is \$2,023,146.

ADMIN 12 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 03048 FOR THE CONTINUATION OF THE EARLY HEAD START PROGRAM WITHIN THE DEPARTMENT OF FAMILY SERVICES/OFFICE FOR CHILDREN (DFS/OFC) TO PROVIDE SERVICES IN SOUTHERN FAIRFAX COUNTY AND AT CLEARVIEW ELEMENTARY SCHOOL

(SAR) Approved SAR AS 03048 in the amount of \$1,113,777 for DFS/OFC to continue the Federal Early Head Start Program in Southern Fairfax County. This includes \$941,456 from the US Department of Health and Human Services, \$25,000 from the US Department of Agriculture, and a local cash match of \$147,321. The remaining program costs of \$88,043 are met through the use of existing services and other non-cash contributions identified as an in-kind match. The total program cost is \$1,201,820.

ADMIN 13 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 03045 FOR THE FAIRFAX COUNTY JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT (JDRDC) TO ACCEPT GRANT FUNDS FROM THE VIRGINIA DEPARTMENT OF JUVENILE JUSTICE (DJJ) TO SUPPORT THE DEVELOPMENT AND IMPLEMENTATION OF A JUVENILE SEX OFFENDER ENHANCED TREATMENT PROGRAM

(SAR) Approved SAR AS 03045 in the amount of \$168,507 from DJJ for the JDRDC’s Juvenile Sex Offender Enhanced Treatment Program. No local cash match is required.

ADMIN 14 – AUTHORIZATION FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO APPLY TO THE VIRGINIA FIRE SERVICES BOARD (VFSB) FOR A FISCAL YEAR (FY) 2003 MINI-GRANT

Authorized FRD to apply for funds in the amount of \$9,380 from VFSB to construct a firefighter survival training prop. \$4,020 is a 30 percent local cash match, for a total program grant of \$13,400.

ADMIN 15 – AUTHORIZATION TO DISTRIBUTE INFORMATION ON THE NOVEMBER REFERENDA ON THE ISSUANCE OF COUNTY BONDS FOR PARKS AND PARK IMPROVEMENTS AND FOR THE PUBLIC SAFETY IMPROVEMENTS, AND TO DISTRIBUTE INFORMATION ON THE NOVEMBER REFERENDUM ON A SALES TAX INCREASE FOR REGIONAL TRANSPORTATION NEEDS

(BONDS) (NOTE: Earlier in the meeting additional action was taken on this item. See page 15.)

Authorized the printing and distribution of a plain English explanation for each referendum question to be submitted to the voters of the County, exclusive of the four statewide referenda. Explanations are proposed for the:

- Referenda on the issuance of bonds in the amount of:
 - \$20 million for the acquisition and improvement of parks
 - \$60 million for the acquisition and improvement of public safety facilities
- Referendum on a sales tax increase for regional transportation needs

20. **A-1 – APPROVAL OF REVISED PROJECT AGREEMENT FOR HUNTINGTON METRORAIL STATION PARKING GARAGE ADDITION (MOUNT VERNON DISTRICT)** (Tape 5)

On motion of Supervisor Hyland, seconded by Supervisor Kauffman, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved, in substantial form, the revised project agreement between the County and the Washington Metropolitan Area Transit Authority regarding the Huntington Metrorail Station Parking Addition.

21. **I-1 – CONTRACT AWARD – MILL CREEK PARK SANITARY SEWER EXTENSION AND IMPROVEMENTS (MASON AND BRADDOCK DISTRICTS)** (Tape 5)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, requesting authorization for staff to award a contract to Arthur Construction Company, Incorporated, in the amount of \$335,357.50 for the Mill Creek Park Sanitary Sewer Extension and Improvement, Project X00826, Extension Projects Fiscal Year 1996, in Fund 402, Sewer Construction Improvements.

Discussion ensued with input from Howard Guba, Director, Office of Capital Facilities, Department of Public Works and Environmental Services.

Supervisor Gross asked unanimous consent that the Board direct staff to provide, before the conclusion of the Board meeting, the specific configuration of the sewer line. Without objection, it was so ordered.

Following further discussion, with input from Anthony H. Griffin, County Executive, Chairman Hanley announced that action would be deferred on this item until later in the meeting.

Further discussion ensued with input from Mr. Guba.

(NOTE: Later in the meeting action was taken on this item. See Clerk's Summary Item CL#62.)

22. **I-2 – CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING AWARDED TO THE COUNTY OF FAIRFAX BY THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) OF THE US AND CANADA** (Tape 5)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, announcing that for the twenty-fifth consecutive year, the GFOA has awarded the Certificate of Achievement for Excellence in Financial Reporting to the County for its Comprehensive Annual Financial Report for the fiscal year ending June 30, 2001.

Supervisor Connolly asked unanimous consent that the Board direct staff to prepare a certificate for the Chairman's signature, on behalf of the Board, to be sent to the Department of Finance staff who worked on the Comprehensive Annual Financial Report. Without objection, it was so ordered.

23. **I-3 – CONTRACT AWARD – ADULT DETENTION CENTER FORENSIC SCREENS (PROVIDENCE DISTRICT)** (Tape 5)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, requesting authorization for staff to award a contract to Sumter Contracting Corporation in the amount of \$245,777 for the construction of forensic screens at the Adult Detention Center, Project 89A001, in Fund 311, County Bond Construction.

Discussion ensued with input from Anthony H. Griffin, County Executive.

The staff was directed administratively to proceed as proposed.

24. **I-4 – CONTRACT AWARD – ATHLETIC FIELD LIGHTING REPLACEMENT AT CARL SANDBURG MIDDLE SCHOOL (MOUNT VERNON DISTRICT)** (Tape 5)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, requesting authorization for staff to award a contract to Lighting Maintenance, Incorporated, in the amount of \$98,000 for replacement of the athletic field lighting system at Carl Sandburg Middle School, funded by Project 005008, Carl Sandburg Lighting and Project 005004, Matching Funds – Fairfax County Public Schools Athletic Field Maintenance and Improvements in Fund 303, General County Construction.

The staff was directed administratively to proceed as proposed.

25. **I-5 – RECRUITING AND RETAINING WOMEN IN PUBLIC SAFETY** (Tape 5)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, requesting authorization for staff to initiate a contract with other appropriate entities to explore the potential of implementing the recommendations contained in the Women in Public Safety Task Force Report.

Discussion ensued with input from Lieutenant Colonel Suzanne Devlin, Fairfax County Police Department.

Supervisor Gross expressed concern about the inclusion of Public Safety Communications Center personnel in the recruitment and retention efforts, and asked that the offer be extended to them as well.

Following further discussion, with input from Assistant Chief Michael P. Neuhard, Fairfax County Fire Department, Supervisor Hyland asked unanimous consent that the Board direct staff to provide comparative data with other jurisdictions regarding:

- How well is the County doing in recruitment and retention of public safety personnel?
- Is the experience the same? If not, what are they doing differently?

Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

NV:nv

26. **"PEDESTRIAN SAFETY MONTH" IN FAIRFAX COUNTY** (Tape 6)

Chairman Hanley noted that the County has been working with other local jurisdictions at the Washington Metropolitan Council of Governments (COG) to increase public awareness for pedestrian safety issues. COG has developed a regional Pedestrian Safety Awareness Ad Campaign to begin on October 1, 2002.

Chairman Hanley pointed out that the Board has supported several initiatives to improve pedestrian safety. As a result of the Transportation Advisory Commission's recommendations, the Board:

- Designated a Pedestrian Program Manager position.
- Approved new "Yield to Pedestrian Signs."
- Funded the Bus Stop Pedestrian Safety Study.

Therefore, since Fairfax County is on record as committed to pedestrian safety efforts and to the COG Pedestrian Safety Awareness Ad Campaign, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to:

- Prepare and send to COG a proclamation declaring October as "*Pedestrian Safety Month*" in Fairfax County.
- Utilize \$50,000 of the Bus Stop Pedestrian Safety Study to support the regional Pedestrian Safety Awareness Ad Campaign.

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

27. **COMMUNITIES IN MOTION DAY** (Tape 6)

Chairman Hanley said that to acknowledge the vital role that public transportation plays in the community, the American Public Transportation Association as well as other national transit organizations have established, October 3, 2002, as "Communities in Motion Day." Fairfax County will participate in this national event to thank all the transit users and to use this opportunity to appeal to more people to use public transportation. The Department of Transportation staff plans to have public transportation "ambassadors" at six transit stations the morning of October 3 to celebrate "Communities in Motion." They will provide bus schedules and hand out small thank you gifts to passengers. In addition, an information display will be located in the lobby of the Pennino Building from September 23-27, in the lobby of the Herrity Building from September 30-October 4, and in the lobby of the Government Center from October 7-11. An information tent and Mobile Commuter Store will be part of the *Fall for Fairfax* celebration on October 5.

Accordingly, Chairman Hanley asked unanimous consent that the Board direct staff to publicize this event, as well as the location of the displays. Without objection, it was so ordered.

28. **"FINANCIAL PLANNING WEEK" IN FAIRFAX COUNTY** (Tape 6)

Chairman Hanley said that the County has been contacted by the Financial Planning Association of the National Capital Area to request recognition for Financial Planning Week.

Chairman Hanley moved that the Board direct staff to prepare and send a proclamation declaring October 7 - 13, 2002, as "*Financial Planning Week*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

29. **"ADOPTION AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 6)

Chairman Hanley announced that November is nationally recognized as Adoption Awareness Month. To recognize adoptive parents who provide safe and loving homes for the County's children, Chairman Hanley moved that the Board direct staff to invite adoptive parents in the County to appear before the Board on October 28, 2002, to receive a proclamation declaring November as "*Adoption Awareness Month*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by unanimous vote.

30. **"AMERICA RECYCLES DAY" IN FAIRFAX COUNTY** (Tape 6)

Chairman Hanley announced that America Recycles Day, a national celebration, takes place on November 15, 2002. Chairman Hanley moved that the Board direct staff to:

- Prepare a proclamation declaring November 15, 2002, as "*Fairfax County Recycles Day*" in Fairfax County.
- Invite the appropriate individuals to appear before the Board on October 28, 2002, to accept the proclamation.

Supervisor Connolly seconded the motion.

Following a brief discussion regarding the number of scheduled presentations, the question was called on the motion and it carried by unanimous vote.

31. **LETTER FROM STATE SENATOR CUCCINELLI REGARDING FORT BELVOIR (MOUNT VERNON)** (Tape 6)

Chairman Hanley distributed to the Board copies of a letter she had received from State Senator Kenneth Cuccinelli regarding housing at Fort Belvoir. Following discussion, she asked unanimous consent that the Board direct staff to provide her with all the recent communications regarding Fort Belvoir and she would follow up with a cover letter. Without objection, it was so ordered.

Further discussion ensued.

32. **VIRGINIA MUNICIPAL LEAGUE (VML) UPDATE ARTICLE REGARDING CAR TAX GUIDELINES TO TAKE EFFECT JANUARY 1** (Tape 6)

Chairman Hanley distributed to the Board copies of an article regarding the car tax guidelines for local compliance in *Update*, the newsletter of the VML. She reminded the Board that members of the General Assembly had expressed concern that the car tax break was possibly being granted to a significant number of business vehicles that were ineligible. The State issued new guidelines to localities to ensure compliance with the law.

Accordingly, Chairman Hanley asked unanimous consent that the Board direct staff to report with any costs to the County of this compliance program. Without objection, it was so ordered.

33. **MEMORANDUM REGARDING THE COST TO THE COUNTY FOR THE USE OF SCHOOLS FOR COMMUNITY AND RECREATION SERVICES** (Tape 6)

Chairman Hanley called the Board's attention to a memorandum from the County Executive regarding the cost to the County for the use of schools for community and recreation services as requested by the Board on August 5, 2002.

Supervisor Connolly asked unanimous consent that the Board direct the County Executive to provide the Board with information regarding the charges to the School Division for schools and school facilities located on County land.

Following discussion, with input from Anthony H. Griffin, County Executive, the request was so ordered.

34. **LETTER FROM THE ALLIANCE FOR HUMAN SERVICES REGARDING THE FEDERAL TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) PROGRAM** (Tape 6)

Chairman Hanley called the Board's attention to a letter from the Fairfax County Alliance for Human Services regarding the reauthorization of the federal TANF program.

Following a brief discussion, Chairman Hanley asked unanimous consent that the Board refer this issue to the Legislative Committee, for the next meeting which is scheduled for October 11, 2002. Without objection, it was so ordered.

Supervisor Hudgins asked unanimous consent that the Board refer the housing trust fund issue to the Legislative Committee. Without objection, it was so ordered.

35. **DROUGHT UPDATE** (Tape 6)

Chairman Hanley noted that the Board had received a memorandum from the County Executive regarding the continuing drought in the Potomac River basin. A drought WATCH was issued in February 2002 and it encourages customers to use water wisely. A drought WARNING will be issued if the combined storage of the reservoirs falls to 60 percent capacity for five consecutive days. The WARNING would call for voluntary restrictions on water use.

Accordingly, Chairman Hanley asked unanimous consent that the Board direct staff to include a tag line on the website and on public communications to use water wisely. Without objection, it was so ordered.

Additional discussion ensued.

36. **BOARD'S TRANSPORTATION COMMITTEE TO MEET OCTOBER 18**
(Tape 6)

Chairman Hanley announced that the Board's Transportation Committee will meet October 18, 2002, from 2-4 p.m. in Conference Room 232. It will include a workshop on the Dulles Rail report, which is scheduled to be distributed at least a week prior to the meeting.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

37. **REQUEST FOR CERTIFICATE OF RECOGNITION FOR MS. SHIRLEY LONG (DRANESVILLE DISTRICT)** (Tape 6)

Supervisor Mendelsohn announced that Shirley Long, Assistant Principal of Spring Hill Elementary School in McLean, has been selected as Virginia's 2002 Outstanding Elementary Assistant Principal of the Year by the Virginia Association of Elementary School Principals. She will receive this recognition at the September 26, 2002, Virginia Board of Education meeting in Richmond.

Supervisor Mendelsohn referred to his written Board Matter which outlined Ms. Long's accomplishments. He moved that the Board direct staff to invite Assistant Principal Long to appear before the Board, at a time to be determined, to be recognized and congratulated for this significant honor. Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Kauffman being out of the room.

38. **NO BOARD MATTERS FOR SPRINGFIELD DISTRICT SUPERVISOR ELAINE McCONNELL** (Tape 6)

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

39. **CROSSWALK AT THE INTERSECTION OF GLADE DRIVE AND SOAPSTONE DRIVE IN RESTON (HUNTER MILL DISTRICT)** (Tape 6)

Supervisor Hudgins said that she has been working with the Department of Transportation (DOT) and the Virginia Department of Transportation (VDOT) to have a crosswalk striped at the intersection of Glade Drive and Soapstone Drive in Reston. She said that she was initially told that VDOT had to install a pedestrian receiving pad at the southwest corner of the intersection for a crosswalk to be striped. However, this is no longer possible because VDOT is allowing a utility box to be installed at the location of the pad. She noted that this demonstrates a lack of coordination with VDOT. Because of this, the community is held without a crosswalk at the location.

Therefore, Supervisor Hudgins moved that the Board direct DOT to:

- Request VDOT to stripe the crosswalk without the receiving pad as an initial solution.
- Work with the County Attorney's office on the Americans with Disabilities Act requirements for the installation of a pad.
- Encourage VDOT to install such a pad as a final solution at Glade Drive and Soapstone Drive.

Chairman Hanley seconded the motion.

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

40.

PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX TO PROHIBIT PARKING OF ALL VEHICLES ON THE SOUTH SIDE OF STEVENAGE ROAD (HUNTER MILL DISTRICT)
(Tape 6)

Supervisor Hudgins referred to her written Board Matter which noted that for over two years there has been concern raised by the residents adjacent to Stevenage Road in Reston. Stevenage Road is zoned commercial on the south side and residential on the north side. The concern lies in the commercial vehicles that park overnight, leaving motors running during the night and trailers parked on the road for extended periods of time on the south side of Stevenage Road. The Hunter Mill District office has worked with the Department of Transportation and the Reston District Police Station to remedy the situation.

Supervisor Hudgins said that after many attempts to resolve the safety and aesthetic issues, on July 1, 2002, she introduced a Board Matter and the Board approved the installation of "No Parking" signs to be installed along the residential side of Stevenage Road. In addition to that action, Supervisor Hudgins requested staff to identify ways to prohibit parking on the south side of the road. After consulting with the commercial owners, she said that it appears that the best solution to the problem for residential and commercial communities is to prohibit parking on the south side of Stevenage Road through passage of an ordinance that would specifically address the prohibition of vehicles parking on the south side of Stevenage Road, regardless of the area's zoning.

Therefore, Supervisor Hudgins moved that the Board direct staff to schedule a public hearing to be held before the Board regarding the prohibition of the parking of all vehicles on the south side of Stevenage Road. If approved, this

would require an amendment to the Code of the County of Fairfax and the approval of the Commonwealth Transportation Board. Supervisor Bulova seconded the motion and it carried by unanimous vote.

(NOTE: Later in the meeting the Board discussed this issue further. See Clerk's Summary Item CL#42.)

41. **RESTON MULTICULTURAL FESTIVAL** (Tape 6)

Chairman Hanley noted that both she and Supervisor Hudgins attended the Reston Multicultural Festival on Saturday.

42. **PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX TO PROHIBIT PARKING OF ALL VEHICLES ON THE SOUTH SIDE OF STEVENAGE ROAD** (Tape 6)

(NOTE: Earlier in the meeting the Board took action on this item. See Clerk's Summary Item CL#40.)

In reference to restricted parking where there is commercial zoning on one side of a street and residential zoning on the other side, discussion ensued with input from David P. Bobzien, County Attorney.

43. **PARK FESTIVAL (MASON DISTRICT)** (Tape 6)

Supervisor Gross distributed a flyer on the twenty-third annual Mason District Park Festival which will take place on Saturday, September 28, 2002, from 10 a.m. to 4 p.m. This festival is free of charge and includes entertainment, children's activities, public safety demonstrations, food, and crafters. She encouraged everyone to attend.

44. **NEWSLETTER (MASON DISTRICT)** (Tape 6)

Supervisor Gross distributed to the Board copies of the latest edition of *Mason Matters*, her district newsletter.

PMH:pmh

45. **PINE SPRING COMMUNITY CELEBRATES ITS FIFTIETH ANNIVERSARY (PROVIDENCE DISTRICT)** (Tape 7)

Supervisor Connolly announced that the Pine Spring community is celebrating its fiftieth anniversary this year.

Therefore, Supervisor Connolly moved that the Board direct staff to prepare a Certificate of Recognition to honor the anniversary and to invite leaders from the

Pine Spring community to appear before the Board at an appropriate time. Chairman Hanley seconded the motion and it carried by unanimous vote.

46. **INTENT TO DEFER PUBLIC HEARINGS** (Tape 7)

Supervisor Connolly announced his intent to:

- Indefinitely defer the public hearing regarding the leasing of a portion of County-owned property at Fairfax County Fire Station #29 at 1560 Spring Hill Road to Tysons Firehouse LLC.
- Defer the public hearing on Rezoning Application RZ 2002-PR-053 and Special Exception Application SE 2002-PR-018 until October 28, 2002.

47. **"RETT SYNDROME MONTH" IN FAIRFAX COUNTY** (Tape 7)

Supervisor Connolly said that Rett Syndrome is a rare neurological disorder that affects only females and is often misdiagnosed as autism or cerebral palsy. First recognized by the medical community in 1983, many doctors are still unfamiliar with Rett Syndrome, which occurs in one out of every 10,000 to 20,000 girls. More information about combating Rett Syndrome and contributing to a cure may be found through the Rett Syndrome Association at 1-800-818-RETT or the web site at www.rettsyndrome.org.

Therefore, Supervisor Connolly asked unanimous consent that the Board:

- Declare October as "*Rett Syndrome Month*" in Fairfax County.
- Direct the Office of Public Affairs to once again publicize information about this little known but devastating disease through a news release, the County's web site, and the Channel 16 bulletin board.

Without objection, it was so ordered.

48. **SCHEDULING OF A PUBLIC HEARING FOR SPECIAL EXCEPTION APPLICATION SE 2001-PR-017 (PROVIDENCE DISTRICT)** (Tape 7)

Supervisor Connolly said that Capital One is nearing the completion of the Phase I building of its office park headquarters in Tysons Corner with plans to begin occupying the building on October 15, 2002. Phased move-ins will be occurring over the next few months until the building is at full occupancy.

Therefore, Supervisor Connolly moved that the Board direct staff to schedule a public hearing to be held before the Board on October 28, 2002, for Special

Exception Application SE 2001-PR-017. Supervisor Bulova seconded the motion.

Following discussion, Supervisor Connolly amended the motion to direct staff to schedule the public hearing for November 18, 2002, instead of October 28, and this was accepted. The question was called on the motion, as amended, and it carried by unanimous vote.

49. **MEALS ON WHEELS PROGRAM** (Tape 7)

Supervisor Connolly said that the Meals on Wheels program delivers meals to homebound older adults in the County. He noted that the Meals on Wheels program is experiencing difficulty filling several key volunteer positions including the volunteer group coordinator, volunteer driver-coordinator and volunteer drivers. Volunteers are urgently needed in the Fairfax City area. Interested citizens can call the Area Agency on Aging at 703-324-5846 or 703-324-5406 for more information or to volunteer.

Therefore, Supervisor Connolly moved that the Board direct staff to publicize the need for volunteers as appropriate. Supervisor Hyland seconded the motion and it carried by unanimous vote.

50. **WHO WILL MATCH THIS?** (Tape 7)

Supervisor Connolly said that September 11, 2002, marked the beginning of an increased understanding of the complexity of fire fighting as well as the dangers faced by the brave men and women of public safety. One of the best ways to reduce the risks is to enhance training opportunities.

Supervisor Connolly announced that the Stanley Martin companies responded to his request for the use of a house slated for demolition. A house on Lee Highway will be available to Public Safety for training for six weeks next spring. The extended period of time for training is important because it allows for critiquing and then a return to the property for additional exercises. There has been a concern in the past that some properties are too close to trees or other homes to allow for safe burning. The house on Lee Highway will not be burned, but it will be put to excellent use for training.

Supervisor Connolly challenged Board Members to match this house and raise him one or more. He moved that the Board direct staff to invite a representative from the Stanley Martin companies and all other developers and citizens who have made properties for training available for Fairfax County Public Safety to appear before the Board at the meeting closest to September 11, 2003, to be recognized for their contributions as well as their partnership with public safety. Supervisor Gross seconded the motion and it carried by unanimous vote.

51. **SHOWMOBILE UPGRADES** (Tape 7)

Supervisor Connolly said this year's Nottoway Nights concert series in the Providence District enjoyed unprecedented attendance and excellent weather. All attendance records were broken with an estimated 2000 residents gathering to hear the Seldom Scene in July and averaged 450 concert-goers weekly. Sponsorship from the business community grew so that, once again, residents enjoyed this popular Thursday night event - after only three years, a Providence community tradition - completely free of cost. John Hopkins, Nottoway Park Manager; Joanne Malone, Providence District's outstanding Park Authority representative; Sousan Frankenberger; and the dedicated Friends of Nottoway Nights volunteer committee, provided enthusiastic volunteers every week and a beautiful setting on the lawn of Hunter House. The single sour note all summer was the inadequate sound system of the Showmobile.

Supervisor Connolly said that the current sound system is functional at best for some performances. When a group features more than a couple of vocalists or musicians, the showmobile sound system was poor and at times non-existent. He said that it was his understanding that the lack of "area" microphones, a shortage of traditional microphones, low quality speakers, and the fact that there are no monitors for the musicians are all part of the problem. While the County has two showmobiles, only one is used for concerts. The second unit is adequate for the many other types of events the community uses it for.

Therefore, Supervisor Connolly moved that the Board direct staff to investigate what upgrades are needed to correct the sound system of the concert showmobile and report its findings as to the cost of these improvements and how they can best be funded. Supervisor Bulova seconded the motion.

Following discussion, Supervisor Gross asked to amend the motion to direct staff to determine the feasibility of obtaining another truck to haul the second showmobile, and this was accepted.

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

52. **NEWSLETTER (BRADDOCK DISTRICT)** (Tape 7)

Supervisor Bulova distributed copies of the fall issue of her district newsletter, the *Braddock Byline* which contains information about the fall town meeting which will be on the subject of homeland security in "your" neighborhood.

53. **NO BOARD MATTERS TO PRESENT FOR SULLY DISTRICT SUPERVISOR FREY** (Tape 7)

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

54. **NO BOARD MATTERS TO PRESENT FOR LEE DISTRICT SUPERVISOR KAUFFMAN** (Tape 7)

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

55. **INTENT TO DEFER THE PUBLIC HEARING ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 98-V-042** (Tape 7)

Supervisor Hyland announced his intent to defer later in the meeting, at the appropriate time, the public hearing on Special Exception Amendment Application SEA 98-V-042 until October 7, 2002.

(NOTE: Later in the meeting the public hearing was formally deferred. See Clerk's Summary Item CL#72.)

56. **RECESS/CLOSED SESSION** (Tape 7)

At 12:30 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 as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A)(1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A)(3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A)(7).
 1. *Thanh Van Tran v. Jane W. Gwinn, Fairfax County Zoning Administrator*, Record No. 021371 (Fx. Co. Cir. Ct.) (Sully District)
 2. *Board of Supervisors and Jane W. Gwinn, Fairfax County Zoning Administrator v. Board of Zoning Appeals and CESC Tysons Dulles Plaza L.L.C.*, Record Nos. 021454 and 021455 (Fx. Co. Cir. Ct.) (Providence District)

3. *Willis Powell Lanier, III v. K.B. Murray, et al.*, Civil Action No. 01-1116-A (E.D. Va.)
4. *Jane W. Gwinn, Fairfax County Zoning Administrator v. Benjamin F. and Dorothy M. Spears*, In Chancery No. 178573 (Fx. Co. Cir. Ct.) (Mason District)
5. *T. William Dowdy and Shirley Hunter, Trustees v. Board of Zoning Appeals of Fairfax County, Virginia, Board of Supervisors for the County of Fairfax, Virginia, the County of Fairfax, Virginia, and the Zoning Administrator of Fairfax*, At Law No. 207094 (Fx. Co. Cir. Ct.) (Mount Vernon District)
6. *Jane W. Gwinn, Fairfax County Zoning Administrator, and John Wesley White, Director, Department of Public Works and Environmental Services v. Mark T. Worthington and Worthington Enterprises, Inc.*, In Chancery No. 180290 (Fx. Co. Cir. Ct.) (Lee District)

And in addition:

- Cox Cable Franchise Agreement
- Bratti v. Cochran; Law Number 207562
- Discussion of security plans under the provision of Virginia Code Section 2.2-3711(A) (20)
- Madison E. Marye, et al. v. Cameron P. Quinn, et al; Circuit Court of Montgomery County, Virginia

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

DMB:dmb

At 3:05 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Hanley presiding.

ACTIONS FROM CLOSED SESSION

57. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 8)

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

58. **APPOINTMENT OF MS. CATHY MUSE TO THE POSITION OF PURCHASING DIRECTOR** (Tape 8)

Supervisor Gross moved appointment of Ms. Cathy Muse to the position of Purchasing Director at the Grade of E9 at a salary of \$92,626, effective October 5, 2002. Supervisor Hyland seconded the motion and it carried by unanimous vote.

59. **CONTRACT EXTENSION FOR CAROL S. SHARRETT, DIRECTOR OF THE HEALTH DEPARTMENT** (Tape 8)

Supervisor Gross moved that the Board extend the contract for Carol S. Sharrett, M.D., as Director of the Health Department to December 31, 2002, and that the compensation from August 15, 2002, to the end of the contract term be increased on an annual basis from \$154,000 to \$161,700. There are no changes in benefit elections by Dr. Sharrett. Supervisor Hudgins seconded the motion and it carried by unanimous vote.

60. **AUTHORIZATION OF COUNTY ATTORNEY TO FILE A MOTION IN THE MATTER OF THE LAWSUIT FILED BY MICHAEL R. BRATTI AGAINST DONALD H. AND JOANN A. COCHRAN, DEAN AND DIANE E. SALMAN, AND WALLACE T. SANSONE** (Tape 8)

Supervisor Mendelsohn referenced the matter of the lawsuit filed by Michael R. Bratti against Donald H. and Joann A. Cochran, Dean and Diane E. Salman, and Wallace T. Sansone regarding the approval by the Fairfax County Board of Zoning Appeals of Variance Application VC 2002-DR-085, and moved that the Board direct the County Attorney to file a motion to intervene on behalf of the

defendants in that matter and to take whatever other steps the County Attorney determines are needed to protect the interests of the Board. Supervisor Connolly seconded the vote and it carried by unanimous vote.

61. **AUTHORIZATION OF THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT BETWEEN THE COUNTY OF FAIRFAX; COXCOM, INCORPORATED, DOING BUSINESS AS COX COMMUNICATIONS NORTHERN VIRGINIA; AND COX COMMUNICATIONS, INCORPORATED, AND ALSO THE ESCROW AGREEMENT** (Tape 8)

Supervisor Connolly moved that the Board authorize the County Executive to sign, on behalf of the County:

- The Agreement dated September 23, 2002, between the County of Fairfax; Coxcom, Incorporated, doing business as Cox Communications Northern Virginia; and Cox Communications, Incorporated.
- The Escrow Agreement, which is one of five attachments to the Agreement, all as presented to the Board in closed session.
- Provide the Board with monthly progress updates by staff until the completion dates contained herein have been met.

Chairman Hanley seconded the motion.

Following extensive discussion, the question was called on the motion and it **CARRIED** by a recorded vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Supervisor McConnell voting "AYE," Supervisor Hyland and Chairman Hanley voting "NAY," Supervisor Mendelsohn abstaining.

AGENDA ITEMS

62. **I-1 – CONTRACT AWARD – MILL CREEK PARK SANITARY SEWER EXTENSION AND IMPROVEMENTS (MASON AND BRADDOCK DISTRICTS)** (Tape 8)

(NOTE: Earlier in the meeting the Board discussed this item, and deferred action. See Clerk's Summary Item CL#21.)

The Board next considered an item contained in the Board Agenda dated September 23, 2002, requesting authorization for staff to award a contract to Arthur Construction Company, Incorporated, in the amount of \$335,357.50 for the Mill Creek Park Sanitary Sewer Extension and Improvement, Project X00826, Extension Projects Fiscal Year 1996, in Fund 402, Sewer Construction Improvements.

Supervisor Gross called the Board's attention to a new Vicinity Map distributed around the dais regarding a discussion earlier in the meeting of Information Item One concerning the Mill Creek Park Sanitary Sewer. She said that she and Supervisor Bulova have reviewed the construction and engineer drawings and their questions have been answered; therefore, they have no objections.

The staff was directed administratively to proceed as proposed.

AGENDA ITEMS

63. **3 P.M. – PH ON REZONING APPLICATION RZ 2001-PR-054 (D.R. HORTON, INCORPORATED) (PROVIDENCE DISTRICT)** (No Tape)

(NOTE: Later in the meeting action was taken on this item. See Clerk's Summary Item CL#74.)

64. **3 P.M. – PH REGARDING THE LEASING OF A PORTION OF COUNTY-OWNED PROPERTY AT FAIRFAX COUNTY FIRE STATION NUMBER 29 AT 1560 SPRING HILL ROAD TO TYSONS FIREHOUSE LLC (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer indefinitely the public hearing regarding the leasing of a portion of County-Owned property at Fairfax County Fire Station Number 29 at 1560 Spring Hill Road to Tysons Firehouse LLC. Supervisor Bulova seconded the motion and it carried by unanimous vote.

65. **3:30 P.M. – PH TO OBTAIN CITIZEN INPUT REGARDING THE PROPOSED USE OF FUNDS RECEIVED BY THE FAIRFAX COUNTY POLICE DEPARTMENT UNDER THE LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM** (Tape 8)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 10 and September 17, 2002.

Following the public hearing, discussion ensued with input from Captain Robert Callahan, Fairfax County Police Department, and Anthony H. Griffin, County Executive.

66. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-W-001-8 (BOARD OF SUPERVISOR'S OWN MOTION), PROFFERED CONDITION AMENDMENT/FINAL DEVELOPMENT PLAN AMENDMENT/CONCEPTUAL DEVELOPMENT PLAN AMENDMENT APPLICATION PCA 86-W-001-9/FDPA 86-W-001-5-2-1/CDPA 86-W-001-3 (FAIR LAKES METROPOLITAN SQUARE, LLC), AND PROFFERED CONDITION AMENDMENT/FINAL DEVELOPMENT PLAN AMENDMENT APPLICATIONS PCA 86-P-089-5/FDPA 86-P-089-2 (FAIR LAKES METROPOLITAN SQUARE II, LLC) (SPRINGFIELD DISTRICT)**
(Tape 8)

The Proffered Condition Amendment Application PCA 86-W-001-8 property is located on the north side of Government Center Parkway, Tax Map 56-1 ((15)) 14.

The remaining PCA, FDPA, and CDPA applications are located in the southwestern quadrant of the intersection of West Ox Road and Fair Lakes Parkway, Tax Map 55-2 ((1)) 15 pt.

Mr. Carlos M. Montenegro reaffirmed the validity of the affidavit for the record.

Mr. Montenegro 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 Frey disclosed the following campaign contribution which he had received:

- In excess of \$200 from Mr. William H. Gordon

Following the public hearing, William Mayland, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Following discussion, Supervisor McConnell moved:

- Approval of Proffered Condition Amendment Application PCA 86-W-001-08, subject to the proffers dated August 12, 2002.
- Approval of Proffered Condition Amendment Application PCA 86-W-001-09, Conceptual Development Plan Amendment Application CDPA 86-W-001-03, and Proffered Condition Amendment Application PCA 86-P-089-05, subject to the proffers dated September 18, 2002.

- Approval of Final Development Plan Amendment Applications FDPA 86-W-001-05-02-01 and FDPA 86-P-089-02, subject to the final development plan conditions dated September 9, 2002.
- Modification of the transitional screening requirements for the perimeter of the site in accordance with the CDPA/FDPA and waiver of the barrier requirements for the perimeter of the site.

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

67. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2002-PR-008 (CHRISTOPHER MANAGEMENT, INCORPORATED) (PROVIDENCE DISTRICT)** (Tapes 8-9)

- (O) The application property is located in the southeast quadrant of the intersection of Interstate 66 and Nutley Street, Tax Map 48-2 ((7)) (33) 1, 2, 3, 7A, 9A, 10; 48-2 ((7)) (34) 1, 3, 5, 9, 11, 14, 16, A, B; 48-2 ((7)) (35) 2, 3, 4; 48-2 ((7)) (36) 1-5, 5A, 5B, 9, 36A, 36B, and a portion of public right-of-way for Hideaway Road and Swanee Lane to be vacated and/or abandoned.

Mr. Gregory A. Riegler reaffirmed the validity of the affidavit for the record.

Mr. Riegler 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 seven speakers, Cathy Lewis, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Connolly submitted a number of items for the record.

Following discussion, Supervisor Connolly moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2002-PR-008, from the R-1 and HC Districts to the PDH-3, PDH-5, and HC Districts, subject to the proffers dated September 16, 2002.
- Waiver of the open space requirement for the PDH District from 31 percent to 23 percent, in accordance with Paragraph 8 of Section 16-401 of the Zoning Ordinance.
- Waiver of the 600-foot maximum length requirement for a private street.

- Waiver of Section 7-0502.1A of the Public Facilities Manual in order to permit construction of a ditch section street in a subdivision with an average lot size of less than 18,000 square feet
- Waiver of fence height limitation, in accordance with Paragraph 8, Section 16-401 of the Zoning Ordinance, to permit the proposed wall to be located along the property boundary shared with 48-2 ((7)) (37) 43A to be up to eight feet in height.

Supervisor Hudgins seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn and Chairman Hanley voting "AYE."

68. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2001-PR-053 AND SPECIAL EXCEPTION APPLICATION SE 2002-PR-018 (JEFFERSON INVESTMENT GROUP, INCORPORATED) (PROVIDENCE DISTRICT)**
(Tape 9)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 2001-PR-053 and Special Exception Application SE 2002-PR-018 until **October 28, 2002, at 3 p.m.** Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Kauffman being out of the room.

Supervisor Connolly further moved that the Board remand the two applications to the Planning Commission for a public hearing on October 24, 2002. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Kauffman being out of the room.

PW:pw

69. **4 P.M. – PH ON REZONING APPLICATION RZ 2002-DR-019 (WATERFORD MCLEAN, LLC) (DRANESVILLE DISTRICT)** (Tape 10)

Supervisor Mendelsohn moved to defer the public hearing on Rezoning Application RZ 2002-DR-019 until **October 7, 2002, at 3 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Kauffman being out of the room.

70. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX M, ESTABLISHING THE PENDERBROOK RESTRICTED PARKING DISTRICT (RPD) AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (R-TAP) (PROVIDENCE DISTRICT)** (Tape 10)

(O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 5 and 12, 2002.

Following the public hearing, which included testimony by one speaker, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix M, establishing the Penderbrook RPD, District 4 as part of R-TAP. Chairman Hanley seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hudgins, Supervisor Hyland, and Supervisor Kauffman being out of the room.

71. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 00-Y-018 (BROOKFIELD PLEASANT VIEW, LLC) (SULLY DISTRICT)** (Tape 10)

The application property is located on the south side of Braddock Road, approximately 1,250 feet east of its intersection with Pleasant Valley Road, Tax Map 43-1 ((2)) 1-20; 30-40; 43-3 ((4)) 21-29.

Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

Ms. Strobel 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 Mr. Steven J. Coniglio of Pulte Home Corporation who is a contract purchaser of some of these lots

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

Supervisor Frey moved approval of Special Exception Amendment Application SEA 00-Y-018, subject to the development conditions dated September 19, 2002. Supervisor McConnell seconded the motion and it carried by a vote of seven,

Supervisor Connolly, Supervisor Hudgins, and Supervisor Kauffman being out of the room.

72. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 98-V-042 (BELLE HAVEN COUNTRY CLUB, INCORPORATED) (MOUNT VERNON DISTRICT)** (Tape 10)

Supervisor Hyland moved to defer the public hearing on Special Exception Amendment Application SEA 98-V-042 until **October 7, 2002, at 3 p.m.** Chairman Hanley seconded the motion and it carried by a vote of seven, Supervisor Connolly, Supervisor Hudgins, and Supervisor Kauffman being out of the room.

73. **4:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 1998-SU-040 (FAIRFAX CENTER COMMERCIAL, LLC) (SPRINGFIELD DISTRICT)** (Tape 10)

The application property is located on the northeast quadrant of the intersection of Lee Highway and Monument Drive, Tax Map 56-2 ((1)) 70A.

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

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, which included testimony by one speaker, Jennifer Josiah, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved:

- Approval of Proffered Condition Amendment Application PCA 1998-SU-040, subject to the proffers dated September 19, 2002.
- Modification of the transitional screening requirement along the eastern lot line in favor of the existing vegetation and modification of the transitional screening requirement along the northern and western lot lines in favor of the proposed landscaping.
- Waiver of the barrier requirement along the northern, eastern, and western lot lines.

Supervisor Hyland seconded the motion and it carried by a unanimous vote.

74. **3 P.M. – PH ON REZONING APPLICATION RZ 2001-PR-054 (D.R. HORTON, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 10)

(O) (NOTE: Earlier in the meeting, this hearing was deferred. See Clerk's Summary Item CL#63.)

The application property is located in the southeast quadrant of the intersection of Chain Bridge Road and Sutton Road, Tax Map 48-1 ((1)) 55A.

Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, which included testimony by three speakers, Leslie Johnson, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Connolly stated that he had a number of items for the record.

Chairman Hanley stated that she had items for the record including a petition.

Supervisor Connolly moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2001-PR-054, from the R-2 District to the PDH-4 District, and approval of the Conceptual Development Plan, subject to the proffers dated September 13, 2002.
- Waiver of the service drive requirement along the frontage of Route 123.
- Approval of a variance to the fence height along the Route 123 frontage of the site to permit a six-foot wall in accordance with the provisions of Section 16-401 of the Zoning Ordinance.

Supervisor Hyland seconded the motion and it carried by a unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

ADDITIONAL BOARD MATTER75. **AUTHORIZATION TO CONSIDER AN OUT-OF-TURN PLAN AMENDMENT FOR FLINT HILL ROAD CUT THROUGH** (Tape 10)

Supervisor Connolly moved that the Board authorize an Out-of-Turn Plan amendment to consider adding guidance to the Comprehensive Plan indicating that infill development on parcels 28 and 32 will not connect to Whitecedar Court by way of Flint Hill Road. Supervisor Hyland seconded the motion and it carried by a unanimous vote.

Chairman Hanley clarified that this motion represents the authorization to consider an out-of-turn plan amendment and that there will be additional hearings on this amendment.

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

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

Index

AGENDA ITEM	Page
Presentations: Certificates/Awards	1-4
Presentation on Fairfax County Government Telework Program	5
Presentation on Countywide Sign Task Force Final Report	5-6
Appointments to Citizen Boards, Authorities, Commissions and Advisory Groups	6-14
Items Presented by the County Executive	
Administrative Items	14-21
Action Items	21
Information Items	22-23, 37-38
Board Matters	
Chairman Hanley	1, 24-28
Supervisor Bulova	33
Supervisor Connolly	30-33, 45
Supervisor Frey	n/a
Supervisor Gross	30
Supervisor Hudgins	28-30
Supervisor Hyland	n/a
Supervisor Kauffman	n/a
Supervisor McConnell	n/a
Supervisor Mendelsohn	28
Actions from Closed Session	36-37
Public Hearings	38-44