

A Recessed Meeting of the County Board of Arlington County, Virginia, held in Room 307 of 2100 Clarendon Boulevard thereof on Tuesday, January 26, 2010 at 3:00 p.m.

PRESENT: JAY FISETTE, Chairman
CHRISTOPHER ZIMMERMAN, Vice Chairman*
BARBARA A. FAVOLA, Member
MARY HYNES, Member
J. WALTER TEJADA, Member

ALSO PRESENT: BARBARA M. DONNELLAN, Acting County
Manager
STEPHEN MacISAAC, County Attorney
HOPE L. HALLECK, Clerk

*Left meeting at 4:10 p.m. and returned at 6:30 p.m.

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COUNTY BOARD RECESSED MEETING

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COUNTY BOARD BUSINESS AND REPORTS

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I. COUNTY BOARD REPORTS

- Chairman Fisetette announced the winners of the Design Arlington 2009 awards, a program started in 2006 in an effort to engage interested stakeholders in discussions about the quality of architecture in Arlington, generally known as the "Architecture Initiative." Mr. Fisetette thanked the judges, who shared their personal time and respected professional expertise and welcomed County staff to present the awards. For a complete list of winners, please see "Addendum 1-26-10-A-Design Arlington Awards" attached for the public record to these minutes.
- Chairman Fisetette announced Arlingtonians Haiti relief efforts including the Harris Teeter at Pentagon City, which raised nearly \$4,000 through check-out line donations. Mr. Fisetette informed residents that they can continue to give through the Red Cross in the following ways:
 - Online at www.redcross.org or call 1-800-REDCROSS or 1-800-257-7575 (Spanish).
 - By mail to the Arlington Red Cross, 4333 Arlington Blvd., Arlington, VA 22203.
 - Texting the word "HAITI" to 90999 to donate \$10 to Red Cross relief efforts in Haiti.
 - Online to www.clintonbushhaitifund.org to support the efforts spearheaded by former Presidents Clinton and Bush.
- Chairman Fisetette recognized the recent death of Robert Smith, the former Chairman of Charles E. Smith Companies, a division of Vornado/Charles E. Smith, who passed away at the age of 81.

- Chairman Fisetto also recognized the recent death of Mr. John Hudson, the former chair of Arlington's Disability Advisory Commission stating that Mr. Hudson was the resident who led the County through the parking meter changes.
- Chairman Fisetto announced that Washington-Lee High School alumni U.S. Army Master Sergeant Anthony Siriwardene was recently awarded the Silver Star for his heroic actions in Afghanistan in 2005. The Silver Star is the military's third highest award for combat valor.
- Chairman Fisetto announced the selection of Yorktown High School's performance of *Nora's Lost* to perform at the Southeastern Theatre Conference in Lexington, Kentucky this March. Yorktown is one of only two Virginia schools selected to attend this prestigious conference. For more information, please visit: www.yhstheater.org.
- Chairman Fisetto provided an update on the Community Energy & Sustainability Plan Task Force, which met on January 15, 2010. Approximately 75 people attended this kick-off meeting for the Community Energy Plan initiative, where the guest speaker was energy expert Peter Garforth, who provided background information on global energy flows, climate change, and the central role of urban communities in addressing energy and climate. Please visit: www.arlingtonva.us/energyplan for more information.
- Chairman Fisetto announced that Arlington has been named one of the Top Seven Intelligent Communities of the Year in the world. Communities are challenged to create prosperity, stability and cultural meaning in a world where jobs, investment and progress increasingly depend on broadband communications. For more information, please visit: Intelligent Community Forum, www.intelligentcommunity.org.

- Vice Chairman Zimmerman announced the preparation of a project to mark the 200th anniversary of Columbia Pike. A group of staff and citizens called "Pike 200" are collecting photos, documents and information for this important anniversary and are planning events, including one on or near the actual date of April 12, 2010. To participate, please call the Columbia Pike Revitalization Organization (CPRO) at 703-892-2776 or email: pholcomb@Columbiapike.org. For more information, visit: www.Columbiapike.org.
- Ms. Favola announced that, based on her request to the Arlington Community Foundation (ACF) last year to establish an emergency fund to prevent homelessness, ACF awarded their first grants in December to non-profits for a total of \$70,000. They have raised over \$200,000.
- Ms. Favola updated the Board on Governor Kaine's budget, which had proposed cuts to fill the \$2 billion gap, transportation legislation and transferred development rights, which is becoming a model for state legislation.
- On a motion by MARY HYNES, Member, seconded by BARBARA A FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: , JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A. FAVOLA, Member – Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the Arlington Arts 2030- Charge to the Arlington Arts Commission and requested that the Commission come back to the Board with a report by December 2010. [Clerk's note: as set forth in the document entitled "Addendum 1-26-10-B – Arlington Arts 2030 Study Charge" attached for the public record to these minutes.]

[Addendum 1-26-10-A-Design Arlington Awards](#)

[Addendum 1-26-10-B – Arlington Arts 2030 Study Charge](#)

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II. APPOINTMENTS

On a motion by JAY FISETTE, Chairman, and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board made the following appointments:

Community Services Board

Appoint Captain Brian Berke

Building Code Board of Appeals

Reappoint & Designate Clifton R. Gruver, Jr. as a Contractor representative
Reappoint & Designate Michael Foster as an Architect representative

Community Energy and Sustainability Task Force

Appoint Melissa Adams, Washington Gas
Appoint Dennis Moran, Marriott International
Appoint Bradley Provanca, the Pentagon
Appoint Tim Torma, EPA

Economic Development Commission

Appoint Dana Theus
Appoint H.K. Park

Emergency Preparedness Advisory Commission

Appoint & Designate Heather M. Gordon as Arlington Red Cross representative
Appoint Justin Pierce

Environment & Energy Conservation Commission

Reappoint Dean Amel
Appoint Matthew Forman

Fiscal Affairs Advisory Commission

Appoint David Kinney

Information Technology Advisory Commission

Reappoint Ken Bell

Sports Commission

Appoint Jon Reynolds

Tenant-Landlord Advisory Commission

Appoint Susan Large

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III. REGIONAL REPORTS

Vice Chairman Zimmerman reported a recent Metro accident in which two workers repairing a track were killed.

Vice Chairman Zimmerman announced the public hearing on January 27, 2010 on WMATA's Fiscal Year 2010 budget and provided a brief update on the current budget.

Mr. Tejada announced that the Metropolitan Washington Council of Governments Workforce Competitiveness Task Force has completed their preliminary report. The report will be followed by a forum in early Spring. A key focus of the forum will be to ensure the need to address more immigrant participation and integration into the workforce.

Ms. Favola provided an update on the work of the Chesapeake Bay Committee and their concerns about Senator Cardin's bill which would amend the Clean Water Act, which could provide stronger enforcement to help clean the Bay.

Ms. Hynes reported on the Aviation Policy Committee Forum with Metropolitan Washington Airports Authority last week which had high level representation, including staff from the FAA, Aviation Transport Association, and members of the Washington Area Aviation Task Force, which all came together to talk about affect of aviation on our economy. This forum was leading up to National League of Cities conference in March.

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IV. COUNTY MANAGER REPORT

Ms. Donnellan updated the Board on the new County web page on County-School collaboration which outlines and advertises the many joint efforts between Counties and Schools.

Ms. Donnellan gave the Board a presentation on Calendar Year 2010 Real Estate Assessments.

Ms. Donnellan announced that 2100 Clarendon Boulevard, 10th Floor Zoning and Permitting Office has been awarded the Silver LEED certification from the Green Building Council and listed the highlights of the renovation and thanked the staff.

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CLOSED MEETING; CERTIFICATION OF CLOSED MEETING DISCUSSIONS

On a motion by Mr. Fisette, seconded by Mr. Tejada, and carried by a vote of 4 to 0, the voting recorded as follows: Mr. Fisette, Chairman – Aye, Mr. Zimmerman, Vice Chairman - Absent, Ms. Favola, Member - Aye, Ms. Hynes, Member - Aye, Mr. Tejada, Member - Aye, the Board met in a closed session from 4:43 p.m. until 6:32 p.m. as authorized by Virginia Code sections 2.2-3711.A. 1, 3, 5 and 7. for the following purposes:

one matter involving the acquisition of real property for public purposes where discussion in public would adversely affect the County’s negotiating position; consideration of a prospective business where no previous announcement has been made of the business’ interest in locating or expanding its facilities in the county; consultation with the County Attorney concerning case number 1:09-cv-01570 pending in the U.S. District Court for the District of Columbia; and one personnel matter.

On a motion by Mr. Fisette, seconded by Mr. Zimmerman, and carried by a vote of 4-0-1 by roll call, the voting recorded as follows:

Member & Vote

- Mr. Fisette - Aye
- Mr. Zimmerman - Abstain
- Ms. Favola - Aye
- Ms. Hynes - Aye
- Mr. Tejada - Aye

the Board certified that to the best of each member's knowledge that (1) only public business matters lawfully exempted from open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered by the Board.

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CONSENT ITEMS (ITEMS REMOVED FROM THE CONSENT AGENDA SATURDAY, JANUARY 23, 2010)

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1. **SP #58 SITE PLAN AMENDMENT TO PERMIT A CHILD CARE CENTER FOR MANTLE OF ELIJAH CHRISTIAN PREPARATORY ACADEMY, INC.; LOCATED AT 1121 ARLINGTON BOULEVARD (RPC #17-039-001 THROUGH -432).**

After a duly advertised public hearing at which the public spoke, on a motion by BARBARA A FAVOLA, Member, seconded by MARY HYNES, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A

FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application SP #58 on file in the Office of the Zoning Administrator for an amendment to a special exception for a site plan to permit a child care center for Mantle of Elijah Christian Preparatory Academy at River Place, for the parcel of real property known as 1121 Arlington Boulevard (RPC #17-039-001 through -432), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to subject to all previous conditions and the following four (4) new conditions, with a County Board review in one (1) year (January 2011):

1. The applicant agrees to meet the requirements of the Childcare Ordinance, Community Code Enforcement Office, Environmental Health Bureau and the Fire Marshal's Office, including securing the appropriate assembly permit prior to the issuance of a Certificate of Occupancy.
2. The applicant agrees that parents of students attending the program shall escort their students to and from the building at all times.
3. The applicant agrees that maximum number of children shall not exceed 65.
4. The applicant agrees to have the use of at least four (4) parking spaces.

[Board Report #1](#)

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2. **SP #231 SITE PLAN AMENDMENT FOR AN AMENDMENT TO COMPREHENSIVE SIGN PLAN LOCATED AT COURTHOUSE PLAZA; 2100, 2150, 2200, 2250 AND 2300 CLARENDON BLVD. AND FURTHER IDENTIFIED AS RPC #18-004-065, -066, -067, -068, 18-005-040, -041, -044, 18-086-025, -026.**

After a duly advertised public hearing at which the public spoke, on a motion by J. WALTER TEJADA, Member, seconded by MARY HYNES, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board accepted withdrawal of the subject site plan amendment request.

[Board Report #2-Revised](#)

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29. **REQUEST TO ADVERTISE PUBLIC HEARINGS ON PROPOSED ZONING ORDINANCE AMENDMENTS TO SECTIONS 1, 16, 18, 19, 20 (AND ITS APPENDIX A), 21, 25A, 26, 28, 32A, 33 AND 34 TO 1) DELETE "AUTOMOBILE SERVICE STATION," "PUBLIC GARAGE" AND "TIRE SHOP" AND INSTEAD ADD A NEW DEFINITION FOR, AND REFERENCES TO "VEHICLE SERVICE ESTABLISHMENT," WHICH USE WOULD INCLUDE VEHICLE FUELING SALES, ACCESSORY RETAIL SALES AND VEHICLE SERVICE AND REPAIR USES; 2) PERMIT VEHICLE SERVICE AND REPAIR AS PROVIDED FOR IN THE PROPOSED**

"VEHICLE SERVICE ESTABLISHMENT" DEFINITION, BY USE PERMIT APPROVAL, IN SECTION 19. "C-1" LOCAL COMMERCIAL DISTRICTS, SECTION 20 (AND ITS APPENDIX A) "CP-FBC" COLUMBIA PIKE FORM BASED CODE DISTRICTS AND SECTION 25A. "C-O-A" COMMERCIAL OFFICE BUILDING, HOTEL AND APARTMENT DISTRICTS; 3) CREATE A NEW DEFINITION FOR AND UPDATE REFERENCES TO "VEHICLE BODY SHOP" AS A USE THAT INCLUDES BOTH REPAIR USES AND VEHICLE BODY WORK, PAINTING AND UPHOLSTERING; AND 4) UPDATE USAGE OF AUTOMOBILE-RELATED TERMS.

Following a duly advertised public hearing at which there were no speakers, on a motion by MARY HYNES, Member, seconded by BARBARA A FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the resolution attached to County Manager's Report dated January 13, 2010, and Supplemental Report dated January 26, 2010, to authorize advertisement of public hearings by the Planning Commission on March 1, 2010, and the County Board on March 13, 2010. [Clerk's note: as set forth in the document entitled "Addendum 1-26-10-C – Zoning Ordinance Amendments" attached for the public record to these minutes.]

[Board Report #29](#)

[Board Report #29-Supplemental](#)

[Addendum 1-26-10-C – Zoning Ordinance Amendments](#)

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33. REVISED DEPARTMENTAL APPROPRIATIONS RESULTING FROM STATE BUDGET CUTS, ADDITIONAL FY 2010 STATE GRANTS AND HUMAN SERVICE PROGRAM EXPANSION FOR CRITICAL SAFETY NET NEEDS.

Following a duly advertised public hearing at which there were no speakers, on a motion by MARY HYNES, Member, seconded by BARBARA A FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

1. Reduced General Fund departmental appropriations by \$2,037,621 (see Attachment A) to reflect State revenue reductions to the County in FY 2010. It is recommended that \$577,979 in State revenue reductions affecting public safety be offset by the Budget Stabilization Fund. [Clerk's note: as set forth in the document entitled "Addendum 1-26-10-D – State Budget Cuts" attached for the public record to these minutes.]
2. Reallocated \$385,162 from the non-departmental safety net contingent (101.91102) to be used for increased funding for critical emergency assistance programs and appropriate these funds to the Department of Human Services (101.51108).
3. Appropriated \$322,209 from the Virginia Department of Behavioral Health and Developmental Services (101.364501) to the Department of Human Services (DHS) (101.52111) to administer the

State Pharmacy Bridge Benefit, purchasing psychiatric medications for Community Services Board (CSB) clients who are indigent and have been previously discharged from a psychiatric hospital.

- 4. Appropriated \$182,568 from the Virginia Department of Behavioral Health and Developmental Services (101.364501) to the Department of Human Services (DHS) (101.52133) to augment the Mental Health Residential Crisis Stabilization Program.

[Board Report #33](#)

[Board Report #33-Supplemental](#)

[Addendum 1-26-10-D – State Budget Cuts](#)

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34. NAME THE NEW CULTURAL CENTER LOCATED AT 1101 WILSON BLVD. "ARTISPHERE."

Following a duly advertised public hearing at which the public spoke, on a motion by J. WALTER TEJADA, Member, seconded by MARY HYNES, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISSETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board voted to Approve the naming of the new cultural center located at 1101 Wilson Blvd. "Artisphere" as favored by a community vote in the recently completed "New Name Campaign."

[Board Report #34](#)

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THE FOLLOWING ITEMS TO BE HEARD NO EARLIER THAN 6:45 P.M.

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38. U-3233-09-1 USE PERMIT FOR LIVE ENTERTAINMENT AND DANCING AT SPIDER KELLY'S LOCATED AT 3181 WILSON BLVD (RPC #15-075-002).

Following a duly advertised public hearing at which there were no speakers, on a motion by JAY FISSETTE, Chairman, seconded by BARBARA A FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISSETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to the application U-3233-09-1 on file in the Office of the Zoning Administrator for a special exception for a use permit amendment for live entertainment and dancing at Spider Kelly's, for the parcel of real property known as 3181 Wilson Boulevard (RPC #15-075-002), approval is granted and the parcel so described shall be used according to the following conditions, and with a County Board review in ten (10) months (November 2010), consistent with the County Board review schedule of other Clarendon live entertainment uses:

1. Live entertainment is permitted from 4 p.m. to 12 a.m., Monday through Wednesday; 4 p.m. to 1:30 a.m. Thursday and Friday; 11 a.m. to 1:30 a.m. Saturday and the eve of all Federal Holidays; and 11 a.m. to 12 a.m. Sunday with the restriction that live bands are limited to Thursday, Friday, Saturday and the eve of all Federal Holidays. For the purposes of this condition, a "live band" is defined as a group of musicians employing a drum kit, a PA system (other than the house speakers) and full amplification (i.e. non-acoustic groups). The term "live band" does not apply to deejays, emcees, smaller groups of musicians, karaoke or other types of entertainment.
2. The applicant agrees that on-site, dedicated security shall be provided from 9:00 pm until closing on nights that have bands or deejays. The on-site security may consist of "in house" staff, so long as that staff is dedicated to security only.
3. The applicant shall comply with the Arlington County noise ordinance and the windows and doors shall remain closed during the times of live entertainment. Under no circumstances shall live entertainment be permitted outside of the building or broadcast over loudspeakers outside of the building.
4. All staff serving alcohol to customers shall have TIPS (Training for Intervention Procedures) certification.
5. The applicant agrees to comply with all requirements of County and State Ordinances, the Environmental Health Bureau, and the Fire Marshal, the Police Department and the Alcohol Beverage Control Board.
6. The applicant agrees that dancing is not permitted until the applicant obtains a Dance Hall Permit from the Zoning Office.
7. The applicant agrees to participate in the established Neighborhood Advisory Group consisting of representatives of the Clarendon live entertainment establishments, the Clarendon Alliance, the Clarendon-Courthouse Civic Association, the Lyon Village Citizens Association, the Lyon Park Civic Association, and representatives of various County staff including Police, Code Enforcement, and Planning. The advisory group meets quarterly as required to work through issues associated with the live entertainment uses.
8. The applicant shall designate a neighborhood liaison to communicate with nearby residents and neighbors to address concerns which may be related to the live entertainment and an onsite liaison that shall be available during the hours of the business operation to receive and respond to community concerns regarding the live entertainment.

The name and telephone number shall be submitted to the Zoning Administrator and a copy sent to the Clarendon-Courthouse Civic Association, the Lyon Village Civic Association, the Lyon Park Civic Association, and the Clarendon Alliance.

9. The applicant shall make customers aware of proximity to Metro, available parking and any special parking arrangements through postings in the restaurant and on their website.
10. The approval for live entertainment at 3181 Wilson Blvd. is only valid for Spider Kelly's. Any other tenant/owner occupying the premises shall not be permitted to have live entertainment without prior approval of the County Board.

[Board Report #38](#)

[Board Report #38-Supplemental](#)

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39. ROSSLYN STATION ACCESS IMPROVEMENT PROJECT COORDINATION AGREEMENT.

This item was removed.

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40. AUTHORIZATION OF A SOLE SOURCE AWARD TO DAVIS CARTER SCOTT FOR DESIGN SERVICES FOR PHASE I OF THE ARLINGTON MILL COMMUNITY CENTER.

On a motion by BARBARA A FAVOLA, Member, seconded by CHRISTOPHER ZIMMERMAN, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, MARY HYNES, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

1. Approve the award of a sole source contract for design services to Davis Carter Scott, Ltd. (DCS) for the design of the public portion of the Arlington Mill Community Center for a base contract of \$1,046,872 and a contingency of \$150,000 for a total contract authorization of \$1,196,872.
2. Authorize the Purchasing Agent to execute the contract documents, subject to legal review by the County Attorney.
3. Authorize the County Manager or designee to execute the contract incrementally via a notice to proceed for discrete and sequential design phases.
4. Authorize 1.0 FTE limited term position in the Department of Environmental Services to serve as a dedicated Facilities Project Specialist to manage the project through its completion.

[Board Report #40](#)

ADDITIONAL ITEMS

On a motion by JAY FISETTE, Chairman, seconded by CHRISTOPHER ZIMMERMAN, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: MARY HYNES, Member - Aye, BARBARA A FAVOLA, Member - Aye, JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, J. WALTER TEJADA, Member - Aye, adopted a resolution Authorizing the Making of a Bona Fide Offer to the Owner(s) of, and, if Ineffectual or Unsuccessful, the Acquisition by Eminent Domain of, a Permanent Easement Interest (hereinafter "Permanent Easement") in a Portion of a Parcel of Real Estate (RPC # 17001013), Which Portion Consists of 1,399 Square Feet (hereinafter "Property") Abutting the Northern Margin of the Westbound Lanes of United States Route 50 (Arlington Boulevard) West of Their Intersection with Virginia State Route 110 (Jefferson Davis Highway) for Public Sanitary Sewer, Sewage Disposal and Stormwater Control Purposes. [Clerk's note: as set forth in the document entitled "Addendum 1-26-10-E – Potomac Interceptor" attached for the public record to these minutes.]

[Addendum 1-26-10-E – Potomac Interceptor](#)

On a motion by JAY FISETTE, Chairman, seconded by CHRISTOPHER ZIMMERMAN, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: MARY HYNES, Member - Aye, BARBARA A FAVOLA, Member - Aye, JAY FISETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

1. Approved the attached Sale Agreement between Commonwealth Atlantic-Arlington, Inc. ("Seller") and the County Board of Arlington County, Virginia ("Purchaser") for the acquisition by the County Board of the unimproved real property known as Parcel 14, Potomac Yard, Arlington, Virginia, RPC# 34024346 ("Property"). Clerk's note: as set forth in the document entitled "Addendum 1-26-10-F – Davis Sale Agreement" attached for the public record to these minutes.]
2. Authorized the Real Estate Bureau Chief, or his designee, to execute the Sale Agreement and all related documents necessary for the acquisition of the Property, subject to approval as to form of all documents by the County Attorney.
3. Authorized the County Manager, or his designee, to execute a Virginia Department of Environmental Quality Voluntary Remediation Program Application and all related documents necessary to enroll the Property in the Voluntary Remediation Program.

[Addendum 1-26-10-F – Davis Sale Agreement](#)

On a motion by JAY FISSETTE, Chairman, seconded by CHRISTOPHER ZIMMERMAN, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: MARY HYNES, Member - Aye, BARBARA A FAVOLA, Member - Aye, JAY FISSETTE, Chairman - Aye, CHRISTOPHER ZIMMERMAN, Vice Chairman - Aye, J. WALTER TEJADA, Member - Aye, the Board approved an amendment to the employment agreement for Mr. MacIsaac, the County Attorney.

Mr. Fisetette announced that in accordance with section 2.2-3712.B of the Code of Virginia, the County Board will be meeting in closed session at undisclosed locations during the next fifteen days for the purpose of interviewing candidates for the County Manager position.

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ADJOURNMENT

Without objection, at 8:01 p.m., the Board adjourned the meeting.

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JAY FISSETTE, Chairman

ATTEST:

HOPE L. HALLECK, Clerk
Approved: September 25, 2010