

A Recessed Meeting of the County Board of Arlington County, Virginia, held in Room 307 of #1 Courthouse Plaza thereof on Tuesday, May 20, 2008 at 3:00 p.m.

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

ALSO PRESENT: RON CARLEE, County Manager
STEPHEN A. MacISAAC, County Attorney
MARIA VOULTSIDES, Clerk

* Mr. Zimmerman arrived at 3:16 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

The Chairman welcomed a group of 8th grade students from HB Woodlawn. In response to FitArlington, these students analyzed the nutrition of various snack foods at a number of Arlington restaurants. Last year, these students applied for a small grant to help them do the research. The Chairman said he was glad to write a letter of support for the project and asked the students to report on their research project. The students gave a brief presentation and the Chairman thanked the students for helping all of us to eat in a more healthy way.

The Chairman welcomed Latinas Leading Tomorrow. The group of girls represent different Arlington schools. They have been studying civic engagement and attended the Saturday County Board meeting. The Chairman invited the ladies to share their experiences from the Saturday meeting. The ladies from Latinas Leading Tomorrow gave a short presentation.

The Chairman welcomed the Police Unity Tour participants. Some of Arlington County's police officers rode last week in the 2008 Police Unity Tour. The officers biked 250 miles from Portsmouth, Virginia to Washington, DC to honor officers who have died in the line of duty and to raise money for the National Law Enforcement Officers Memorial Fund. The Chairman congratulated the officers.

The Chairman announced that he was honored to attend the first anniversary celebration of Phoenix Bikes. Pheonix Bikes is at the intersection of two important Arlington priorities - youth and fitness. Through Pheonix Bikes: kids learn a transferable skill - fixing bikes; kids can earn a bike of their own; the shop serves the community, providing affordable reconditioned bikes for those who need them for work/transportation; kids learn to work collaboratively with Arlington County Police and Parks and Recreation staff. The Chairman congratulated Phoenix Bikes.

The Chairman announced that on May 10, he and his colleagues were please to take part in Neighborhood Day. There were many different events held in neighborhoods throughout the County. Larger events included Walk for Animals, the Community Hero Awards, and the Neighborhood Day Parade.

The Chairman announced that a week ago, he and Ms. Favola attended the official groundbreaking for the new Westover/Reed project. This is a join project to renovate the existing Reed School and combine it with a new, expanded Westover branch library into one environmentally sustainable building. This project is the realization of a successful, on-going partnership among Arlington Public Schools, Arlington County and residents.

The Chairman announced that two days ago the County Board hosted the annual Volunteer

Reception. Hundreds of generous and dedicated volunteers were recognized. The Chairman thanked the volunteers for all of their service.

The Chairman announced the Buckingham Streetscape Ribbon-Cutting on Thursday, May 22nd at 12:30 p.m. in the historic Buckingham Commerical Area, North Glebe Road & North Pershing Drive.

The Chairman announced a meeting of the Latino Round Table on Saturday, May 31 at the Career center at Walter Reed.

The Chairman announced the first Walking Town Meeting of the year. The County Board holds three Walking Town Meetings every year. The meetings enable the County Board to get out into the neighborhoods and learn more about community issues. The first Walking Town meeting will take place in Alcova Heights on Tuesday, May 27 at 6:30 p.m. Participants are asked to meet at Alcova Heights Park, near the picnic tables.

The Chairman announced WALKArlington's Walkabout of Dominion Hills on Sunday, June 1 from 3-5 p.m. For more information please visit www.walkarlington.com.

The Chairman announced the 4th Annual Arlington-Alexandria Community Bike Ride. The ride includes an 8-mile Family Ride or a 23-mile Community Ride. The ride will take place on Saturday, June 7. Individuals can sign up at www.bikearlington.org.

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II. APPOINTMENTS

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

ADVISORY GROUP APPOINTMENTS MAY 20, 2008 RECESSED MEETING

Commission on Aging

Appoint Sheila Hess

Environment and Energy Conservation Commission

Reappoint Eric Harold

Housing Commission

Appoint Brendan T. Holloway

Tenant-Landlord Commission

Appoint Alicia S. Taylor

Park & Recreation Commission

Appoint James Olivetti
Kate Mesches

Historical Affairs Landmark Review Board

Appoint Tish Weichmann-Morris

Transportation Commission

Designate Bill Gearhart as Chairman

Disability Advisory Commission

Appoint David Peterson
Tom Kelly
Shauna Alonge

Diversity Dialogue Task Force

Appoint Andrea Brickhouse and designate as Arlington Public Schools representative

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III. REGIONAL REPORTS

Mr. Zimmerman announced that the Governor has called a special session of the General Assembly on June 23 to tackle the transportation funding crisis. The Governor has also put forward his own constructive proposal dealing with the transportation funding issue. Mr. Zimmerman read a resolution that indicates the Boards support for the Governor's efforts and to call on the General Assembly to deal with this issue.

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

**RESOLUTION ON THE GOVERNOR'S PROPOSALS TO ADDRESS
VIRGINIA'S TRANSPORTATION FUNDING CRISIS
ADOPTED BY THE ARLINGTON COUNTY BOARD – MAY 20, 2008**

WHEREAS, the package of transportation funding passed by the General Assembly in 2007 has largely unraveled due to a Virginia Supreme Court decision invalidating the Northern Virginia regional fees, the rescission of the abusive driver fees, and a significant downturn in the economy; and

WHEREAS, the Northern Virginia Transportation Authority (NVRTA) has identified over \$700 million annually in transportation needs for Northern Virginia; and

WHEREAS, statewide transportation revenue sources have declined, creating a 44% reduction in primary, urban and secondary funds; and

WHEREAS, Governor Timothy M. Kaine has put forward a proposal to provide equitable, sustainable streams of revenue for both statewide and regional transportation needs; and

WHEREAS, the Governor's proposal is consistent with the eight principles adopted by NVRTA and the Northern Virginia Transportation Commission; and

WHEREAS, the Governor's proposal re-establishes a dedicated source of funding for the Washington Metropolitan Area Transit Authority that was lost with the recent Virginia Supreme Court decision; and

WHEREAS, the Governor's proposal funds statewide maintenance needs, allowing Transportation Trust fund monies to go towards new transit, multimodal and roadway construction; and

WHEREAS, in the Governor's proposal, transit and rail funding is increased by over 30%, including a \$60 million increase in transit funding; and

WHEREAS, further delays in providing needed funding for transportation infrastructure will lead to increased congestion, worsening air quality, reduced quality of life, and endangers the economic vitality of our region and our Commonwealth;

NOW, THEREFORE, BE IT RESOLVED THAT, the Arlington County Board does hereby support the efforts of Governor Timothy M. Kaine to provide both statewide and regional sources of transportation funding that will ensure safe roads, alleviate congestion in the state's urban centers, protect and increase our transit investments, promote economic development statewide and provide for multimodal solutions to the transportation crisis; and

BE IT FURTHER RESOLVED THAT, we urge the General Assembly to act swiftly and decisively to approve legislation that will address the transportation funding crisis.

Mr. Fissette reported on Virginia Municipal League's Go Green initiative. The kick-off of the initiative was at the

beginning of this year. This effort was to bring the issue of climate change, energy efficiency, and community sustainability to all of the local governments in Virginia. The initiative will educate, inform and engage local governments in ways that are practical to help move the agenda in their own communities. The Green Government Challenge is underway and about 30 local governments in Virginia have registered for the challenge. In April there were four regional forums in which over 200 people from 75 local governments attended.

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IV. COUNTY MANAGER REPORT

Mr. Carlee recognized John Morrill and Joan Kelsch for their recent awards in the environmental area. Mr. Morrill, Energy Manager, won the US Environmental Protection Agency 2008 Climate Protection Award for his work on the Fresh AIR initiative and his efforts to reduce Arlington's emissions. Ms. Kelsch, Environmental Planner, won two awards: Green Award Winner presented by the Washingtonian Magazine and Washington Journal; and an award from the Washington Academy of Sciences. These are very significant and well deserved awards.

Mr. Carlee reaffirmed to the County Board that he had submitted his recommendation for the 2009-2014 Capital Improvement Program (CIP). Mr. Carlee announced that the CIP is available on the County's website and gave a short presentation on the CIP. The CIP public hearing will take place on June 24, 2008 and CIP adoption will take place on July 22, 2008.

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CLOSED MEETING; CERTIFICATION OF CLOSED MEETING DISCUSSIONS

On motion by J. WALTER TEJADA, Chairman, seconded by BARBARA A. FAVOLA, Vice-Chairman and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, the Board met in a closed meeting from 4:41 p.m. to 6:20 p.m., as authorized by §§2.2-3711.A.1, 6, and 7 of the Virginia Code, for the purposes of discussing one personnel matter; one matter involving the investment of public funds where competition and bargaining is involved and public discussion could harm the County's interests; and two legal matters requiring consultation with the County Attorney concerning the requirements of section 15.2-2204.A. of the Virginia Code, and the County's authority under the Virginia Code and the Uniform Statewide Building Code to require corrective measures to secure blighted and unsafe property.

On motion by Mr. Tejada, seconded by Ms. Favola and carried by a vote of 5 to 0 by roll call, the voting recorded as follows:

- Member & Vote**
Mr. Tejada - Aye
Ms. Favola - Aye
Mr. Fisetete - Aye
Ms. Hughes - Aye
Mr. Zimmerman - Aye

the Board certified that to the best of each member's knowledge that only public business matters lawfully exempted from open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia and 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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The Chairman welcomed and recognized the graduates of the eighth Arlington Neighborhood College Program. The Chairman and other Board members congratulated the eighteen individuals who have

demonstrated their commitment to participate in Arlington civic activities. These eighteen individuals came from all walks of life and from many different neighborhoods around the County (Alcova Heights, Aurora Highlands, Glen Carlyn, Buckingham and Columbia Heights West). The Chairman thanked the group for their commitment to the community and asked Katie Brown-Henry to present the 2008 Neighborhood College graduates.

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THE FOLLOWING ITEMS TO BE HEARD BEGINNING AT 6:30 P.M.

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CONSENT ITEMS (ITEMS REMOVED FROM THE CONSENT AGENDA SATURDAY, MAY 17, 2008)

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USE PERMITS REQUEST/REVIEWS/AMENDMENTS

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- 18. **U-3197-08-4 USE PERMIT: FGW, INC., LIVE ENTERTAINMENT AND DANCING; 5169, 5171, 5173 LEE HIGHWAY (YORKTOWN BISTRO, RPC #02-082-026).**

On motion by BARBARA A. FAVOLA, Vice-Chairman, seconded by J. WALTER TEJADA, Chairman and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, the Board deferred the use permit request for live entertainment to the June 17, 2008, County Board meeting.

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

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REGULAR HEARING ITEMS (REGULAR HEARING ITEMS FROM SATURDAY, MAY 17, 2008, IF NEEDED, AS WELL AS THOSE LISTED BELOW)

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- 37. **REQUEST TO ADVERTISE PUBLIC HEARINGS ON PROPOSED ZONING ORDINANCE AMENDMENTS TO SECTION 1. DEFINITIONS; SECTION 5. "R-20" ONE-FAMILY DWELLING DISTRICTS; AND SECTION 31. SPECIAL PROVISIONS TO ALLOW ACCESSORY DWELLING UNITS ON SINGLE-FAMILY DETACHED DWELLINGS IN "R" DISTRICTS, BUT NOT INCLUDING "RA" DISTRICTS AND TO ALLOW AN UNRELATED PERSON TO LIVE IN A FAMILY SUITE FOR THE PURPOSE OF PROVIDING CARE OR ASSISTANCE TO A CHILD, ELDERLY OR DISABLED RESIDENT LIVING IN THE MAIN DWELLING.**

On motion by BARBARA A. FAVOLA, Vice-Chairman, seconded by J. WALTER TEJADA, Chairman and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, the Board adopted the resolution, as set forth in the document entitled "Addendum 5-20-08-A – Accessory Dwelling Advertisement" attached for the public record to these minutes to advertise public hearings by the Planning Commission on July 7, 2008, and the County Board on July 19, 2008, on the ordinance to amend, reenact, and recodify the provisions in Section 1, Section 5 and Section 31 of the Arlington County Zoning Ordinance.

[Addendum 5-20-08-A - Accessory Dwelling Advertisement](#)

[Board Report #37](#)

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38. DECLARATION OF BLIGHT AND PLAN FOR REPAIR, DEMOLITION OR OTHER DISPOSITION: "C-O-1.0" COMMERCIAL OFFICE BUSINESS AND APARTMENT DISTRICTS, 4- STORY, MIXED-USE RESIDENTIAL STRUCTURE, PREMISES KNOWN AS 3800 LEE HIGHWAY. (RPC #06-026-052)

On motion by BARBARA A. FAVOLA, Vice-Chairman, seconded by CHRISTOPHER ZIMMERMAN, Member and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, The Board deferred action on the resolution included in the County Manager's May 28, 2008 report declaring the property at 3880 Lee Highway to be blighted as defined in Section 29-12.A of the Arlington County Code and approving the County Manager's Plan to demolish the four-story wood framed superstructure down to the concrete first floor, to construct a weatherproof roof or cap over the first floor, with appropriate stormwater management provisions, to remove debris and miscellaneous items, and secure entry to the premises to prevent illegal dumping and storage and authorizing the County Manager to carry out the plan, to the September 13, 2008, County Board meeting.

[Board Report #38](#)

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ADDITIONAL ITEMS

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CERTIFICATION OF CLOSED MEETING DISCUSSIONS.

The Board completed the closed meeting vote from April 22, 2008 because Mr. Fisetto was now present for roll call:

On motion by Mr. Tejada, seconded by Mr. Favola and carried by a vote of 5 to 0 by roll call, the voting recorded as follows:

Member & Vote

- *Mr. Tejada - Aye
- *Ms. Favola - Aye
- Mr. Fisetto - Aye
- *Ms. Hynes - Aye
- *Mr. Zimmerman – Aye

* The following members certified the closed meeting at the April 22, 2008 meeting.

the Board certified that to the best of each member's knowledge that only public business matters lawfully exempted from open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia and 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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ADJOURNMENT

Without objection, at 10:04 p.m. the Board adjourned the meeting.

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J. WALTER TEJADA, Chairman

ATTEST:

MARIA VOULTSIDES, Clerk
Approved: June 17, 2008