FAIRFAX COUNTY
BOARD OF SUPERVISORS
June 23, 2026

AGENDA

9:30		Presentations
9:30		Presentation of the A. Heath Onthank Award
9:30		Board Appointments to Citizen Boards, Authorities, Commissions, and Advisory Groups
10:00		Matters Presented by Board Members
10:00		Items Presented by the County Executive
	ADMINISTRATIVE ITEMS	
1		Authorization to Advertise a Public Hearing to Consider Adoption of an Uncodified Ordinance to Allow for Adjustments of Accounts and Payments that Involve Cash Transactions Due to the Decrease in Pennies Following the United States Mint's Cessation of the Production of the Penny
2		Approval of "$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program – Crowell Road (Hunter Mill District)
3		Additional Time to Establish Use or Commence Construction for Special Exception SE-2022-PR-00001, Petroleum Marketing Group, Inc. (Providence District)
	ACTION ITEMS	
1		Annual Adoption of the Board's Policy Governing Remote Participation of Board Members in Public Meetings
2		Approval of the Fall 2026 Bond Referenda for Parks and Park Facilities and Community Health and Human Services Facilities
3		Approval of a Resolution to Authorize the Extension of Time to Issue General Obligation Bonds for Public Safety Facilities
	INFORMATION ITEMS	
1		Update to Tysons Public Facilities Cash Contribution Amount (Providence and Hunter Mill Districts)

FAIRFAX COUNTY
BOARD OF SUPERVISORS
June 23, 2026

CLOSED SESSION

Closed Session

PUBLIC HEARINGS

3:30	Public Hearing on PCA-2003-HM-046-05 (Woodland Park Crossing Retail, LLC) (Hunter Mill District)
3:30	Public Hearing on RZ-2022-HM-00003 (Pulte Home Company LLC) (Hunter Mill District)
3:30	Public Hearing on SE-2025-DR-00027 (Sweetgreen Dupont, LLC) (Dranesville District)
4:00	Public Hearing on AFR-2025-SP-00005 (Armstrong Local Agricultural and Forestal District Renewal) (Springfield District)
4:00	Public Hearing on Proposed Plan Amendment 2021-IV-LP1, Lorton Core Study in the LP2 Lorton-South Route 1 Community Planning Sector and Suburban Center of the Lower Potomac Planning District (Mount Vernon District)
4:00	Public Hearing on the Sale of 2.2 Million Gallons Per Day of Fairfax County's Unused Treatment Capacity at the Alexandria Renew Treatment Plant to the City of Alexandria
4:00	Public Hearing on Proposed Plan Amendment 2022-III-BR1, Centreville Area Planning Study (Sully District)
4:00	Public Hearing to Consider Proposed Amendments to the Employees' Retirement System Ordinance
4:30	Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 5, Offenses Relating to Property
4:30	Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic
4:30	Public Comment

Fairfax County, Virginia

BOARD OF SUPERVISORS AGENDA

Tuesday
June 23, 2026

9:30 a.m.

PRESENTATIONS

RESOLUTIONS — To recognize and celebrate the Fairfax County Public Schools 2026 Spring Sports Team and Individual Champions.

STAFF:
Tony Castrilli, Director, Office of Public Affairs
Jeremy Lasich, Office of Public Affairs
Imtiaz Ali, Office of Public Affairs

Board Agenda Item
June 23, 2026

9:30 a.m.

Presentation of the A. Heath Onthank Award

ENCLOSED DOCUMENTS:
None.

PRESENTED BY:
John Townes, Commissioner, Civil Service Commission
Chrissy Peterson, Director, Department of Human Resources
Jeffrey McKay, Chairman, Board of Supervisors
Bryan J. Hill, County Executive

Board Agenda Item
June 23, 2026

9:30 a.m.

Board Appointments to Citizen Boards, Authorities, Commissions, and Advisory Groups

ENCLOSED DOCUMENTS:
Attachment 1: Appointments to be heard June 23, 2026

STAFF:
Jill G. Cooper, Clerk for the Board of Supervisors

NOTE: This document is current as of June 10, 2026. The final document – as approved by the Board of Supervisors - will be included in the final board package that is posted to the website the day following the meeting.

APPOINTMENTS TO BE HEARD JUNE 23, 2026
(ENCOMPASSING VACANCIES PROJECTED THROUGH JULY 2, 2026)

(Unless otherwise noted, members are eligible for reappointment)

ADVISORY SOCIAL SERVICES BOARD
(4-year terms – limited to 2 full terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Ben Zuhl; appointed 12/21 by Foust) Term exp. 9/25 *Resigned*	Dranesville District Representative		Bierman	Dranesville

AFFORDABLE DWELLING UNIT ADVISORY BOARD (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Richard N. Rose (Appointed 7/97-4/01 by Hanley; 9/05-5/09 by Connolly; 6/13-6/17 by Bulova) Term exp. 5/21	Builder (Multi-Family) Representative		By Any Supervisor	At-Large
Renko Hardison (Appointed 2/23 by Lusk) Term exp. 5/26	Citizen Representative		By Any Supervisor	At-Large

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AFFORDABLE DWELLING UNIT ADVISORY BOARD (4-year terms)
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Incumbent History	Requirement	Nominee	Supervisor	District
James H. Scanlon (Appointed 6/93-5/17 by Bulova) Term exp. 5/21	Engineer/Architect/ Planner #1 Representative		By Any Supervisor	At-Large
Mark Drake (Appointed 2/09-5/12 by McKay) Term exp. 5/16	Engineer/Architect/ Planner #2 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by James Francis Carey; appointed 5/06 by Connolly) Term exp. 5/10 *Resigned*	Lending Institution Representative		By Any Supervisor	At-Large
Francis C. Steinbauer (Appointed 8/02-5/18 by Hudgins) Term exp. 5/22	Non-Profit Housing Representative		By Any Supervisor	At-Large

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AFFORDABLE HOUSING ADVISORY COUNCIL (AHAC) (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Henry Connors (Appointed 10/24 by Walkinshaw) Term exp. 6/26	Braddock District Representative		Sizemore Heizer	Braddock
Lorena Brady (Appointed 10/24 by Bierman) Term exp. 6/26	Dranesville District Representative		Bierman	Dranesville
Nicole Wickliffe (Appointed 7/24 by Lusk) Term exp. 6/26	Franconia District Representative		Lusk	Franconia
Gerald Poje (Appointed 8/25 by Alcorn) Term exp. 6/26	Hunter Mill District Representative	**Gerald Poje**	Alcorn	Hunter Mill
VACANT (Formerly held by Jeremy Allen; appointed 6/23 by Gross) Term exp. 6/25 *Resigned*	Mason District Representative	h	Jimenez	Mason
VACANT (Formerly held by Keary Kincannon; appointed 6/23 by Storck) Term exp. 6/25 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon

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AGRICULTURAL AND FORESTAL DISTRICT ADVISORY BOARD
(Serves at the pleasure of the Board)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Mariette Newcomb; appointed 2/88 by Richards) *Resigned*	Farmer #2 Representative		By Any Supervisor	At-Large

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (ASAP) (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Ronald Boggio; appointed 5/22 by McKay) Term exp. 10/23 *Resigned*	At-Large #1 Representative		By Any Supervisor	At-Large
Grant J. Nelson (Appointed 10/95-5/01 by Hanley; 6/04-9/07 by Connolly; 6/10-9/19 by Bulova) Term exp. 6/22	At-Large #2 Representative		By Any Supervisor	At-Large

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ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (ASAP) (3-year terms)
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Incumbent History	Requirement	Nominee	Supervisor	District
Darren Dickens (Appointed 11/96-5/01 by Hanley; 6/04-10/07 by Connolly; 6/10-9/19 by Bulova) Term exp. 6/22	At-Large #3 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Linda Perlstein; appointed 11/22 by Alcorn) Term exp. 10/25 *Resigned*	At-Large #6 Representative		By Any Supervisor	At-Large

ARCHITECTURAL REVIEW BOARD (3-year terms)
NOTE: Members shall be appointed by the Board as follows: At least two (2) members shall be certified architects; one member shall be a landscape architect authorized to practice in Virginia; one member shall be a lawyer with membership in the Virginia Bar; six (6) members shall be drawn from the ranks of related professional groups such as archaeologists, historians, lawyers, and real estate brokers.

Incumbent History	Requirement	Nominee	Supervisor	District
Kaye Orr (Appointed 6/18-9/21 by Gross) Term exp. 9/24	Related Professional Group #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Ali A. Sohanghpurwala; appointed 9/23 by Smith) Term exp. 9/24 *Resigned*	Related Professional Group #2 Representative		By Any Supervisor	At-Large

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ATHLETIC COUNCIL (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Marc Fernandes; appointed 10/20-1/22 by McKay) Term exp. 12/23 *Resigned*	Diversity-At-Large Principal Representative		By Any Supervisor	At-Large
Ian Harper (Appointed 10/23 by Foust) Term exp. 3/25	Dranesville District Principal Representative		Bierman	Dranesville
Brian Luwis (Appointed 7/19-6/21 by Foust) Term exp. 3/23	Dranesville District Alternate Representative		Bierman	Dranesville
Leanne Cardwell (Appointed 6/4 by Jimenez) Term exp. 6/26	Mason Alternate Representative	**Leanne Cardwell**	Jimenez	Mason
Michael Thompson (Appointed 6/24 by Herrity) Term exp. 6/26	Springfield Principal Representative		Herrity	Springfield
VACANT (Formerly held by Hillary Richardson; appointed 9/20-6/22 by Alcorn) Term exp. 6/24 *Resigned*	Women's Sports Alternate Representative		By Any Supervisor	At-Large
Hillary Richardson (Appointed 6/24 by Alcorn) Term exp. 6/26	Women's Sports Principal Representative	**Hillary Richardson** (Alcorn)	By Any Supervisor	At-Large

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BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE (1-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Ken Balbuena; appointed 7/20-8/22 by McKay) Term exp. 6/23 *Resigned*	At-Large Chairman's Representative		McKay	At-Large Chairman's
Kimberly Hayes Pollard (Appointed 6/25 by Walkinshaw) Term exp. 6/26	Braddock District Representative		Sizemore Heizer	Braddock
VACANT (Formerly held by Barbara Glakas; appointed 1/12-6/19 by Foust) Term exp. 6/21 *Resigned*	Dranesville District Representative		Bierman	Dranesville
Brendan Crane (Appointed 6/25 by Lusk) Term exp. 6/26	Franconia District Representative		Lusk	Franconia
VACANT (Formerly held by Marie Colturi; appointed 9/20-6/25 by Alcorn) Term exp. 6/26 *Resigned*	Hunter Mill District Representative		Alcorn	Hunter Mill
VACANT (Formerly held by Nancy Hall; appointed 6/24 by Jimenez) Term exp. 6/25 *Resigned*	Mason District Representative		Jimenez	Mason

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BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE (1-year term)
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Incumbent History	Requirement	Nominee	Supervisor	District
Roberta Paul (Appointed 7/25 by Storck) Term exp. 6/26	Mount Vernon District Representative		Storck	Mount Vernon
Emilie F. Miller (Appointed 7/20-6/25 by Palchik) Term exp. 6/26	Providence District Representative		Palchik	Providence
Kim S. Farington (Appointed 1/19-7/25 by Herrity) Term exp. 6/26	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Diana Maria Rhodes; appointed 7/23-6/24 by Smith) Term exp. 6/25 *Resigned*	Sully District Representative		Smith	Sully

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BOARD OF BUILDING AND FIRE PREVENTION CODE APPEALS (4-year terms)
NOTE: No official, technical assistant, inspector or other employee of the Department of Public Works and Environmental Services, Department of Planning and Development, or Fire and Rescue Department shall serve as a member on this Board.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Amado Fernandez; appointed 6/16-2/23 by Smith) Term exp. 2/27 *Resigned*	Alternate #3 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Michael Sanio; appointed 2/23 by Alcorn) Term exp. 2/27 *Resigned*	Alternate #4 Representative		By Any Supervisor	At-Large

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CATHY HUDGINS COMMUNITY CENTER ADVISORY COUNCIL (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Maria Jimenez; appointed 7/25 by Alcorn) Term exp. 4/26 *Resigned*	Fairfax County #1 Representative		Alcorn	Hunter Mill
Gerald Zevala (Appointed 11/25 by Alcorn) Term exp. 4/27 *Resigned*	Fairfax County #4 Representative		Alcorn	Hunter Mill
VACANT (Formerly held by Maryam Ovissi; appointed 3/21-5/23 by Alcorn) Term exp. 4/25 *Resigned*	Fairfax County #7 Representative		Alcorn	Hunter Mill

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CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Anne Kanter; appointed 9/11-10/18 by Bulova) Term exp. 9/23 *Resigned*	At-Large #1 Representative		McKay	At-Large Chairman's
VACANT (Formerly held by David W. Schnare; appointed 11/10-9/23 by Herrity) Term exp. 9/27 *Resigned*	Springfield District Representative		Herrity	Springfield

CHILD CARE ADVISORY COUNCIL (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
NEW POSITION	At-Large Chairman's #2 Representative		McKay	At-Large Chairman's
NEW POSITION	At-Large Chairman's #3 Representative		McKay	At-Large Chairman's
NEW POSITION	At-Large Chairman's #4 Representative		McKay	At-Large Chairman's
VACANT (Formerly held by Mercedes Dash; appointed 10/25 by Palchik) Term exp. 9/27 *Resigned*	Providence District Representative		Palchik	Providence

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CIVIL SERVICE COMMISSION (2-year terms)
NOTE: The Commission shall include at least 3 members who are male, 3 members who are female, and 3 members who are from a minority group.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Janice Hill; appointed 12/21 by Gross; 6/24 by Jimenez) Term exp. 12/25 *Deceased*	At-Large #9 Representative		By Any Supervisor	At-Large

COMMISSION FOR WOMEN (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Lynn Blandford; appointed 10/25 by Storck) Term exp. 10/28 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon

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COMMUNITY ACTION ADVISORY BOARD (CAAB) (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Philip Rosenthal; appointed 1/01-3/24 by Herrity) Term exp. 2/27 *Deceased*	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Kevin Hickerson; appointed 3/22 by Smith) Term exp. 2/25 *Resigned*	Sully District Representative		Smith	Sully

CONSUMER PROTECTION COMMISSION (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Dennis Kirk (Appointed 6/98-8/22 by Gross) Term exp. 7/25	Fairfax County Resident #4 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Paul Svab; appointed 11/21-7/24 by Herrity) Term exp. 7/27 *Resigned*	Fairfax County Resident #11 Representative		By Any Supervisor	At-Large

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CONTINUUM OF CARE BOARD (CoC) (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Douglas Dane (Appointed 9/24 by Walkinshaw) Term exp. 6/26	Braddock District Representative		Sizemore Heizer	Braddock
NEW POSITION	Dranesville District Representative		Bierman	Dranesville
Gwendolyn Minton (Appointed 6/24 by Alcorn) Term exp. 6/26	Hunter Mill District Representative	**Gwendolyn Minton**	Alcorn	Hunter Mill
Julie Hendricks (Appointed 3/24 by Jimenez) Term exp. 6/26	Mason District Representative	**Julie Hendricks**	Jimenez	Mason
Claire Keena (Appointed 5/24 by Herrity) Term exp. 6/26	Springfield District Representative		Herrity	Springfield
Ruth Pearson (Appointed 9/23 by Smith) Term exp. 6/25	Sully District Representative		Smith	Sully

CONFIRMATIONS NEEDED:

- Ms. Rena Alexander-Lewis as the FACETS (CoC) and ESG Representative
- Ms. Megan Goffney as the Shelter House (CoC & ESG) Representative
- Ms. Lisa Jones as the Housing and Community Development #1 Representative
- Ms. Janet Kedzie as the Health Department Representative
- Ms. Maura Williams as the Cornerstones ESG Representative

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CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Ricardo E. Coleman (Appointed 9/16-3/21 by Gross) Term exp. 3/24	Mason District Representative		Jimenez	Mason

DULLES RAIL TRANSPORTATION IMPROVEMENT DISTRICT ADVISORY BOARD, PHASE II (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Richard Fernicola; appointed 1/22 by McKay) Term exp. 1/24 *Resigned*	BOS At-Large #6 Representative		By Any Supervisor	At-Large

ECONOMIC DEVELOPMENT AUTHORITY (EDA) (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Loren Rufino (Appointed 9/24 by McKay) Term exp. 7/26	At-Large #3 Citizen Representative		By Any Supervisor	At-Large
Ronald Johnson (Appointed 9/22 by McKay) Term exp. 7/26	At-Large #4 Citizen Representative		By Any Supervisor	At-Large

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ENGINEERING STANDARDS REVIEW COMMITTEE (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Maya Huber; appointed 12/09-1/14 by Confirmation; 5/18 by Bulova) Term exp. 3/21 *Resigned*	Citizen #4 Representative		By Any Supervisor	At-Large

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Andreana Lin; appointed 2/25 by McKay) Term exp. 1/28 *Resigned*	At-Large #3 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by James Albright; appointed 2/25 by Jimenez) Term exp. 1/27 *Resigned*	Mason District Representative		Jimenez	Mason

CONFIRMATION NEEDED:

- Ms. Nethra Purushothaman as the Student Representative

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FAIRFAX AREA DISABILITY SERVICES BOARD
(3-year terms - limited to 2 full terms)

NOTE: Members may be reappointed after being off the Board for three years. State Code requires that the membership in the local disabilities board include at least 30 percent representation by individuals who have physical, visual, or hearing disabilities or their family members. For this 15-member board, the minimum number for this representation would be five members.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Courtney Cezair Mayers; appointed 6/21 by Foust) Term exp. 11/24 *Resigned*	Dranesville District Representative		Bierman	Dranesville
Deborah K. Hammer (Appointed 3/16-1/20 by Storck) Term exp. 11/22 ***Not eligible for reappointment***	Mount Vernon District Representative		Storck	Mount Vernon
VACANT (Formerly held by Michael Ritter; appointed 6/22 by Herrity) Term exp. 11/24 *Resigned*	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Bryan Scrafford; appointed 9/23-11/24 by Smith) Term exp. 11/27 *Resigned*	Sully District Representative		Smith	Sully

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FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION BOARD
(3-year terms - limited to 2 full terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Marion Myers (Appointed 6/23 by Alcorn) Term exp. 6/26	Hunter Mill District Representative	**Marie Colturi**	Alcorn	Hunter Mill
George Delta (Appointed 5/24 by Jimenez) Term exp. 6/26	Mason District Representative	**Joseph Adamo**	Jimenez	Mason
Lindsay Petak (Appointed 3/25 by Palchik) Term exp. 6/26	Providence District Representative		Palchik	Providence

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FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD
(3-year terms – limited to 3 full terms)

NOTE: In accordance with *Virginia Code* Section 37.2-501, "prior to making appointments, the governing body shall disclose the names of those persons being considered for appointment." Members can be reappointed after 1-year break from initial 3 full terms, VA Code 37.2-502.

Incumbent History	Requirement	Nominee	Supervisor	District
Andrew Scalise (Appointed 7/20-7/23 by McKay) Term exp. 6/26	At-Large #2 Representative		By Any Supervisor	At-Large
Evan Jones (Appointed 6/23 by McKay) Term exp. 6/26	At-Large #3 Representative		By Any Supervisor	At-Large
Anne Whipple (Appointed 10/23 by Foust) Term exp. 6/26	Dranesville District Representative	**Anne Whipple** *(Nomination announced on May 19, 2026)*	Bierman	Dranesville
VACANT (Formerly held by Alisha Keirstead; appointed 6/24 by Storck) Term exp 6/28 *Resigned*	Mount Vernon District Representative	**Casey Eggleston** *(Nomination announced on May 19, 2026)*	Storck	Mount Vernon
Kasey McNamara (Appointed 3/25 by Palchik) Term exp. 6/26	Providence District Representative	**Kasey McNamara** *(Nomination announced on May 19, 2026)*	Palchik	Providence
Srilekha Palle (Appointed 2/20-6/23 by Herrity) Term exp. 6/26	Springfield District Representative		Herrity	Springfield

CONFIRMATION NEEDED:

- Captain Jaime Popik as the Sheriff's Office Representative

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HEALTH SYSTEMS AGENCY BOARD (3-year terms - limited to 2 full terms)
NOTE: Members may be reappointed after a 1-year break

Incumbent History	Requirement	Nominee	Supervisor	District
Douglas Samuelson (Appointed 7/23 by Walkinshaw) Term exp. 6/26	Consumer #1 Representative		By Any Supervisor	At-Large
Michelle Kimmel (Appointed 6/23 by Alcorn) Term exp. 6/26	Consumer #2 Representative	**Michelle Kimmel** (Alcorn)	By Any Supervisor	At-Large
Lydia Lawrence (Appointed 2/22 by Foust) Term exp. 6/24	Consumer #5 Representative		By Any Supervisor	At-Large
Anitha Raj (Appointed 6/23 by Smith) Term exp. 6/26	Consumer #6 Representative		By Any Supervisor	At-Large
Bridget Jennison (Appointed 5/22 by Walkinshaw) Term exp. 6/24	Provider #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Magalie Emile-Backer; appointed 1/19-6/21 by Storck) Term exp. 6/24 *Resigned*	Provider #2 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Maria Zlotnick; appointed 6/20 by Alcorn) Term exp. 6/25 *Resigned*	Provider #4 Representative		By Any Supervisor	At-Large

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HISTORY COMMISSION (3-year terms)
NOTE: The Commission shall include at least one member who is a resident from each District.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Joseph Imamura; appointed 7/23 by McKay) Term exp. 12/24 *Resigned*	Architect Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Jenee Lindner; appointed 12/21-1/25 by Herrity) Term exp. 12/27 *Resigned*	Citizen #4 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Steve Sherman; appointed 9/21 by Lusk) Term exp. 12/23 *Resigned*	Citizen #9 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Philip Wilkerson; appointed 8/25 by McKay) Term exp. 12/27 *Resigned*	Citizen #10 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Lynne Garvey-Hodge; appointed 12/21 by Gross) Term exp. 12/24 *Resigned*	Historian #1 Representative		By Any Supervisor	At-Large

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HUMAN RIGHTS COMMISSION (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Denver Supinger; appointed 1/23-9/25 by McKay) Term exp. 9/28 *Resigned*	At-Large #6 Representative		By Any Supervisor	At-Large

HUMAN SERVICES COUNCIL (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held Nancy Hall; appointed 11/25 by Jimenez) Term exp. 7/29 *Resigned*	Mason District #2 Representative		Jimenez	Mason
Anthony Santelises (Appointed 7/24 by Palchik) Term exp. 7/25	Providence District #1 Representative		Palchik	Providence
VACANT (Formerly held by Edward Yost appointed 3/23 by Smith) Term exp. 7/27 *Resigned*	Sully District #2 Representative		Smith	Sully

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INDUSTRIAL DEVELOPMENT AUTHORITY (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Christopher Glaser; appointed 11/21 by Alcorn) Term exp. 10/25 *Resigned*	At-Large #4 Representative		By Any Supervisor	At-Large

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE (ITPAC) (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Richard Kostro; appointed 12/25 by Storck) Term exp. 12/28 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon
VACANT (Formerly held by Edward Blum; appointed 12/20-1/24 by Palchik) Term exp. 12/26 *Resigned*	Providence District Representative		Palchik	Providence

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JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT CITIZENS ADVISORY COUNCIL (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Crystopher Herrera (Appointed 2/22 by Foust) Term exp. 1/24	Dranesville District Representative		Bierman	Dranesville

NORTHERN VIRGINIA COMMUNITY COLLEGE BOARD (4-year terms- limited to 2 full terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Raj Chand (Appointed 9/22 by McKay) Term exp. 6/26	Fairfax County #2 Representative		By Any Supervisor	At-Large

PARK AUTHORITY (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kiel Stone; appointed 12/22 by Walkinshaw) Term exp. 12/26 *Resigned*	Braddock District Representative		Sizemore Heizer	Braddock

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POLICE OFFICERS RETIREMENT SYSTEM BOARD OF TRUSTEES (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Jay Jupiter (Appointed 2/17-3/22 by Storck) Term exp. 12/25	Citizen At-Large #1 Representative		By Any Supervisor	At-Large
James Bitner (Appointed 7/22 by McKay) Term exp. 6/26	Citizen At-Large #3 Representative		By Any Supervisor	At-Large

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RESTON TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD (4-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Angela E. Roberts; appointed 9/21 by Alcorn) Term exp. 9/25 *Resigned*	Apartment or Rental Owner Associations Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Margaret Parker; appointed 10/1 by Alcorn) Term exp. 9/25 *Resigned*	Commercial or Retail Ownership #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Peter Henry; appointed 9/21 by Alcorn) Term exp. 9/25 *Resigned*	Commercial or Retail Ownership #3 Representative		By Any Supervisor	At-Large
Michael Shindledecker (Appointed 9/21 by Foust) Term exp. 9/25	Dranesville District Representative		Bierman	Dranesville
VACANT (Formerly held by Stephanie Weber: appointed 8/22 by Alcorn) Term exp. 9/25 *Resigned*	Residential Owners/HOA/Civic Association #3 Representative		By Any Supervisor	At-Large

DRAFT

TRANSPORTATION ADVISORY COMMISSION (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Adwoa Rey (Appointed 7/23-6/24 by McKay) Term exp. 6/26	At-Large Chairman's Representative		McKay	At-Large Chairman's
Kevin Morse (Appointed 7/20-6/24 by Walkinshaw) Term exp. 6/26	Braddock District Representative		Sizemore Heizer	Braddock
Michael Champness (Appointed 9/13-6/22 by Foust) Term exp. 6/26	Dranesville District Representative		Bierman	Dranesville
Roger Hoskin (Appointed 5/96-6/24 by Gross) Term exp. 6/26	Mason District Representative	**Roger Hoskin**	Jimenez	Mason
Peter Weyland (Appointed 5/23-6/24 by Storck) Term exp. 6/26	Mount Vernon District Representative		Storck	Mount Vernon
Sonya Breehey (Appointed 10/23 by Palchik) Term exp. 6/24	Providence District Representative		Palchik	Providence
Eric Thiel (Appointed 6/08-6/24 by Herrity) Term exp. 6/26	Springfield District Representative		Herrity	Springfield
Karen T. Campblin (Appointed 5/23-6/24 by Smith) Term exp. 6/26	Sully District Representative		Smith	Sully

DRAFT

TRAILS, SIDEWALKS AND BIKEWAYS COMMITTEE (2-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Lydia Lawrence (Appointed 9/24 by Bierman) Term exp. 1/26	Dranesville District Representative		Bierman	Dranesville
Erin Partlan (Appointed 12/21-1/24 by Lusk) Term exp. 1/26	Franconia District Representative		Lusk	Franconia
VACANT (Formerly held by Noel Popwell; appointed 3/24 by Herrity) Term exp. 1/26 *Resigned*	Springfield District Representative		Herrity	Springfield

TRESPASS TOWING ADVISORY BOARD (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held Denver Supinger; appointed 9/24 by McKay) Term exp. 9/27 *Resigned*	Citizen Alternate Representative		By Any Supervisor	At-Large
VACANT (Formerly held Brad Fleming; appointed 10/23 by McKay) Term exp. 9/26 *Resigned*	Towing #1 Representative		By Any Supervisor	At-Large
Alvin Leach (Appointed 10/10-11/22 by Foust) Term exp. 9/25	Towing #2 Representative		By Any Supervisor	At-Large

DRAFT

UPPER OCCOQUAN SEWAGE AUTHORITY (UOSA) (4-year terms)

CONFIRMATIONS NEEDED:

- Mr. William Barrack as the Fairfax County #1 Representative
- Ms. Sajana Chitrakar as the Fairfax County #2 Representative

WATER AUTHORITY (3-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Harry Day (Appointed 6/23 by Gross) Term exp. 6/26	Mason District Representative	**Harry Day**	Jimenez	Mason
Joseph Cammarata (Appointed 6/23 by Storck) Term exp. 6/26	Mount Vernon District Representative		Storck	Mount Vernon
Burton Jay Rubin (Appointed 6/23 by Herrity) Term exp. 6/26	Springfield District Representative		Herrity	Springfield

DRAFT

WETLANDS BOARD (5-year terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kimberly Larkin; appointed 12/22 by Storck) Term exp. 12/27 *Resigned*	At-Large #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Bert Cramer; appointed 1/21-12/21 by Storck) Term exp. 12/26 *Resigned*	Mount Vernon District #2 Representative		Storck	Mount Vernon
VACANT (Formerly held by John Collins; appointed 1/22-12/24 by Storck) Term exp. 12/29 *Resigned*	Mount Vernon District #3 Representative		Storck	Mount Vernon

DRAFT

YOUNG ADULTS ADVISORY COUNCIL
(2-year terms - limited to 2 full terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Timothy Klein; appointed 7/25 by Lusk) Term exp. 1/26 *Resigned*	Franconia District Representative		Lusk	Franconia
Zafar Mahnoor (Appointed 1/24 by Storck) Term exp. 1/26 ***Not eligible for reappointment***	Mount Vernon District Representative		Storck	Mount Vernon
Neel Daugherty-Shrivastava (Appointed 3/24 by Palchik) Term exp. 1/26	Providence District Representative		Palchik	Providence
Samuel Niner (Appointed 1/22-1/24 by Herrity) Term exp. 1/26 ***Not eligible for reappointment***	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Eddy Sandoval; appointed 9/21 by Smith) Term exp. 1/24 *Resigned*	Sully District Representative		Smith	Sully

DRAFT

Board Agenda Item
June 23, 2026

10:00 a.m.

Matters Presented by Board Members

Board Agenda Item
June 23, 2026

10:00 a.m.

Items Presented by the County Executive

Board Agenda Item
June 23, 2026

ADMINISTRATIVE – 1

Authorization to Advertise a Public Hearing to Consider Adoption of an Uncodified Ordinance to Allow for Adjustments of Accounts and Payments that Involve Cash Transactions Due to the Decrease in Pennies Following the United States Mint's Cessation of the Production of the Penny

ISSUE:
Authorization to advertise a public hearing to consider adoption of an uncodified ordinance to allow for adjustments of accounts and payments that involve cash transactions due to the decrease in pennies.

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors authorize advertisement of a public hearing to consider an uncodified ordinance approving the allowance for adjustments of accounts and payments that involve cash transactions.

TIMING:
Board action is requested on June 23, 2026, to authorize the advertisement of a public hearing to consider adoption of the ordinance on July 14, 2026, at 4:00 p.m.

BACKGROUND:
The US Mint ceased production of new circulating pennies on November 12, 2025. While still legal tender and widely circulated, the lack of new production coupled with underutilization in the economy has led to shortages that are impacting the ability for businesses and governments to obtain pennies for purposes of cash transactions. In response to this, many states enacted legislation to allow organizations to adjust bills and accounts that involve cash transactions. The General Assembly recently adopted Chapter 713 of the 2026 Acts of Assembly, which allows localities to enact a temporary ordinance to set forth procedures to adjust bills and account balances for taxes and other charges due. The ordinance must expire no later than July 1, 2027. The General Assembly has instructed the Department of Taxation to present findings and make a recommendation prior to the 2027 Session in order to determine a long-term solution.

The county accepts cash transactions at virtually all collection locations where it is feasible, including community centers, for taxes, fees, and the sale of goods and services. There have been recent instances where the supply of pennies has not been available at locations, resulting in citizens being given incorrect change purposefully.

These differences will inevitably increase in frequency as the purchasable supply of pennies shrinks. This creates a systemic issue for departments and agencies in terms of reconciliation, revenues, and equitable treatment.

Adopting the proposed ordinance allows department Directors to implement policies and procedures that will address the current issue. The ordinance adopts two standardized approaches to address all cash transactions for an applicable department to round to the nearest $0.05 at the point of sale, both up and down. The first approach addresses cash transactions made for goods or services where there is no account associated with the transaction. The second approach addresses cash transactions where there is an account associated with the transaction. The two approaches account for how to implement these policies and procedures while allowing for differences in business type operations within the County. A copy of the draft ordinance is attached.

EQUITY IMPACT:
None.

FISCAL IMPACT:
Approval of this ordinance should have a minimal impact to the county revenues. Following the prescribed rounding method is projected to have an immaterial financial impact as the process rounds and adjusts in both directions by only up to $0.02, likely netting the differences on an aggregate basis.

ENCLOSED DOCUMENTS:
Attachment 1: An Uncodified Ordinance to Allow for Adjustment of Accounts and Payments that involve cash transactions due to the decrease in Pennies following the United States Mint's Cessation of the Production of the Penny
Attachment 2: Virginia Acts of Assembly – 2026 Session – Chapter 713

STAFF:
Christina Jackson, Deputy County Executive/Chief Financial Officer
Christopher Pietsch, Director, Department of Finance
Christopher Hartl, Division Chief, Department of Finance
Jay Doshi, Director, Department of Tax Administration
Gregory Bruch, Deputy Director, Department of Tax Administration

ASSIGNED COUNSEL:
Daniel Robinson, Deputy County Attorney

AN UNCODIFIED ORDINANCE TO ALLOW FOR ADJUSTMENT OF ACCOUNTS AND PAYMENTS THAT INVOLVE CASH TRANSACTIONS DUE TO THE DECREASE IN PENNIES FOLLOWING THE UNITED STATES MINT'S CESSATION OF THE PRODUCTION OF THE PENNY

AN UNCODIFIED ORDINANCE to allow County Departments to round up and down the charge imposed in cash transactions and to adjust bills and account balances for taxes and other charges due to Fairfax County that are paid for by a cash transaction to account for the cessation of the production of the penny coin by the United States Mint.

Draft of May 22, 2026

Be it ordained by the Board of Supervisors of Fairfax County:

1. That the following uncodified ordinance is hereby adopted:

A. Authority for Adjustments of Accounts and Payments that Involve Cash Transactions and Definitions

1. Chapter 713 of the Acts of Assembly of 2026 enacts Va. Code §§ 6.2-200.1 and 6.2-200.2, which allow political subdivisions, among other entities, to adopt mechanisms to round up or down the sale price for any sale of goods or services that involve a cash transaction. These statutes go into effect July 1, 2027.

2. The second enactment clause of Chapter 713 of the Acts of Assembly of 2026 authorizes the Board of Supervisors to enact a temporary ordinance to set forth procedures to adjust the bills and account balances for taxes and other charges due to Fairfax County and paid for in a cash transaction. This authority goes into effect on July 1, 2026, and any ordinance adopted under this authority must expire no later than July 1, 2027.

3. The term "cash transaction" means a transaction that results in a payment or transfer of cash between the County and another person.

B. Rounding of payment required in cash transaction for sale of goods or services by Fairfax County and to adjust bills and account balances for taxes and other charges not made for the sale of goods or services and paid for in a cash transaction.

1. Any County department that sells goods or services on behalf of the County may round the total sale price of such goods or services when a cash transaction is

involved in accordance with this Section B of this ordinance, which is referred to herein as a "Rounding Process."

2. The Department of Tax Administration, or any other County department that for taxes or other charges issues a bill to a person or maintains an account payable by a person or both issues a bill and maintains an account payable by a person, may adjust the bills and account balances for taxes and other charges due when they are paid for by a cash transaction in accordance with this Section B of this ordinance, which is referred to herein as an "Adjustment Process."
3. Prior to a County department implementing a Rounding Process or Adjustment Process or both, the department head of such department, or his designee, must notify the Director of the Department of Finance, or his designee, on a form as required by the Department of Finance, that such department plans to implement a such a process for cash transactions.
4. If a County department implements such a Rounding Process or Adjustment Process or both, it must be used in all cash transactions made by that department. The department may not cease using the Rounding Process or Adjustment Process unless and until that department's director, or designee, has notified the Director of Department of Finance, or his designee, that the department will cease using the process
5. If a County department implements a Rounding Process, when that department sells any goods or services in a cash transaction, it will utilize the following process:
    a. in any case in which the total transaction amount, including any taxes, ends with one, two, six, or seven as the final digit of the number of cents for the transaction, the price will be rounded down such number of cents to the nearest number of cents divisible by five; and
    b. in any case in which the total transaction amount, including any taxes, ends with three, four, eight, or nine as the final digit of the number of cents for the transaction, may round up such number of cents to the nearest number of cents divisible by five.
6. If a County department implements an Adjustment Process, then as part of the cash transaction to pay the tax or other charge owed to the County, the County department will utilize the Rounding Process set forth in Section B(5) of this ordinance.
    a. Once the cash transaction is consummated, the County department will adjust the bill and account balance for the taxes or other charges owed to the County to a zero balance after reflecting the funds received as part of the cash transaction in accordance to policies and procedures implemented by the Department of Finance.

2. **That this ordinance will take effect upon adoption, and extend through July 1, 2027, unless sooner rescinded by the Board.**

GIVEN under my hand this ____day of _____, 2026.

_____
Jill G. Cooper
Clerk for the Board of Supervisors
Department of Clerk Services

VIRGINIA ACTS OF ASSEMBLY - 2026 SESSION

CHAPTER 713

An Act to amend the Code of Virginia by adding in Article 1 of Chapter 2 of Title 6.2 sections numbered 6.2-200.1 and 6.2-200.2, relating to rounding procedures.

[H 954]

Approved April 13, 2026

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 1 of Chapter 2 of Title 6.2 sections numbered 6.2-200.1 and 6.2-200.2 as follows:

§ 6.2-200.1. Rounding procedures.

Any person selling goods or services in a cash transaction, entering into any transaction that results in a payment or transfer of cash between the parties to the transaction, or paying cash wages to an employee as compensation:

1. In any case in which the total transaction amount, including any taxes, ends with one, two, six, or seven as the final digit of the number of cents for the transaction, may round down such number of cents to the nearest number of cents divisible by five; and

2. In any case in which the total transaction amount, including any taxes, ends with three, four, eight, or nine as the final digit of the number of cents for the transaction, may round up such number of cents to the nearest number of cents divisible by five.

§ 6.2-200.2. Taxes and fees calculated before rounding.

A. Any person selling goods or services, or any public or private entity entering into any transaction that results in a payment or transfer of cash between the parties to the transaction, shall calculate and remit all taxes and fees, and other charges imposed by state taxing authorities or by the seller, based on the sales price or stated service fee prior to any cash transaction rounding.

B. Any person selling goods or services shall not be in violation of any state or municipal requirements, laws, regulations, or standards based on any action taken in compliance with this section.

2. That notwithstanding the provisions of §§ 6.2-200.1 and 6.2-200.2 of the Code of Virginia, as created by this act, the governing body of any locality may by ordinance prescribe temporary procedures that shall expire no later than July 1, 2027, for the adjustment of bills and account balances for taxes and other charges due to the locality and paid for by a cash transaction to account for the cessation of production of the penny coin by the United States Mint. Any such ordinance may provide for the rounding of such bills and account balances to the nearest five-cent increment and the write-down or write-off of sums due that are less than five cents.

3. That the Department of Taxation shall evaluate options and recommend a uniform procedure by which all localities of the Commonwealth shall adjust bills and account balances for taxes and other charges due to each locality and paid for by a cash transaction to account for the cessation of production of the penny coin by the United States Mint. Such evaluation shall consider whether to provide for the rounding of such bills and account balances to the nearest five-cent increment and the write-down or write-off of sums due that are less than five cents. The Department of Taxation shall report the findings of its evaluation and any recommendations to the Chairs of the Senate Committee on Finance and Appropriations and the House Committee on Appropriations no later than November 1, 2026.

Board Agenda Item
June 23, 2026

ADMINISTRATIVE – 2

Approval of "$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program – Crowell Road (Hunter Mill District)

ISSUE:
Board endorsement of "$200 Additional Fine for Speeding" signs as part of the Residential Traffic Administration Program (RTAP).

RECOMMENDATION:
The County Executive recommends approval of the resolution (Attachment 1) for the installation of "$200 Additional Fine for Speeding" signs on the following road:

- Crowell Road between Hunter Mill Road and Browns Mill Road (Hunter Mill District)

In addition, the County Executive recommends that the Fairfax County Department of Transportation (FCDOT) request the Virginia Department of Transportation (VDOT) to schedule the installation of the approved "$200 Additional Fine for Speeding" signs (Attachment 2) as soon as possible.

TIMING:
Board action is requested on June 23, 2026, to help facilitate a prompt installation of the proposed signage.

BACKGROUND:
Section 46.2-878.2 of the Code of Virginia permits a maximum fine of $200, in addition to other penalties provided by law, to be levied on persons exceeding the speed limit on appropriately designated residential roadways. These residential roadways must have a posted speed limit of 35 mph or less and must be shown to have an existing speeding problem. To determine that a speeding problem exists, staff performs an engineering review to ascertain that certain speed and volume criteria are met.

Crowell Road (Hunter Mill District) meets the RTAP requirements for posting the "$200 Additional Fine for Speeding" signs. On May 1, 2026, FCDOT received verification from the Hunter Mill District Supervisor's office confirming community support.

Board Agenda Item
June 23, 2026

EQUITY IMPACT:
None.

FISCAL IMPACT:
Funding in the amount of $300 is available in Fund 300-C30050, Project 2G25-076-000, Traffic Calming Program.

ENCLOSED DOCUMENTS:
Attachment 1: “$200 Additional Fine for Speeding” Signs Resolution – Crowell Road
Attachment 2: Area Map of Proposed “$200 Additional Fine for Speeding” Signs – Crowell Road

STAFF:
Jennifer Miller, Deputy County Executive
Gregg Steverson, Director, Fairfax County Department of Transportation (FCDOT)
Eric Teitelman, Chief, Active Transportation, Capital Projects and Traffic Engineering Division, FCDOT
Neil Freschman, Chief, Traffic Engineering Section, FCDOT
Steven K. Knudsen, Transportation Planner, Traffic Engineering Section, FCDOT
Nicole Machacuay, Transportation Planner, Traffic Engineering Section, FCDOT
Ryan O’Carroll, Transportation Planner, Traffic Engineering Section, FCDOT
Grace Vaughn, Planning Technician, Traffic Engineering Section, FCDOT

Attachment 1

RESOLUTION

FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION
RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP)
$200 ADDITIONAL FINE FOR SPEEDING SIGNS
CROWELL ROAD
HUNTER MILL DISTRICT

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center in Fairfax, Virginia, on Tuesday, June 23, 2026, at which a quorum was present and voting, the following resolution was adopted:

WHEREAS, Section 46.2-878.2 of the *Code of Virginia* enables the Board of Supervisors to request by resolution signs alerting motorists of enhanced penalties for speeding on residential roads; and

WHEREAS, the Fairfax County Department of Transportation has verified that a bona-fide speeding problem exists on Crowell Road. Such road also being identified as a Local Road; and

WHEREAS, community support has been verified for the installation of "$200 Additional Fine for Speeding" signs on Crowell Road

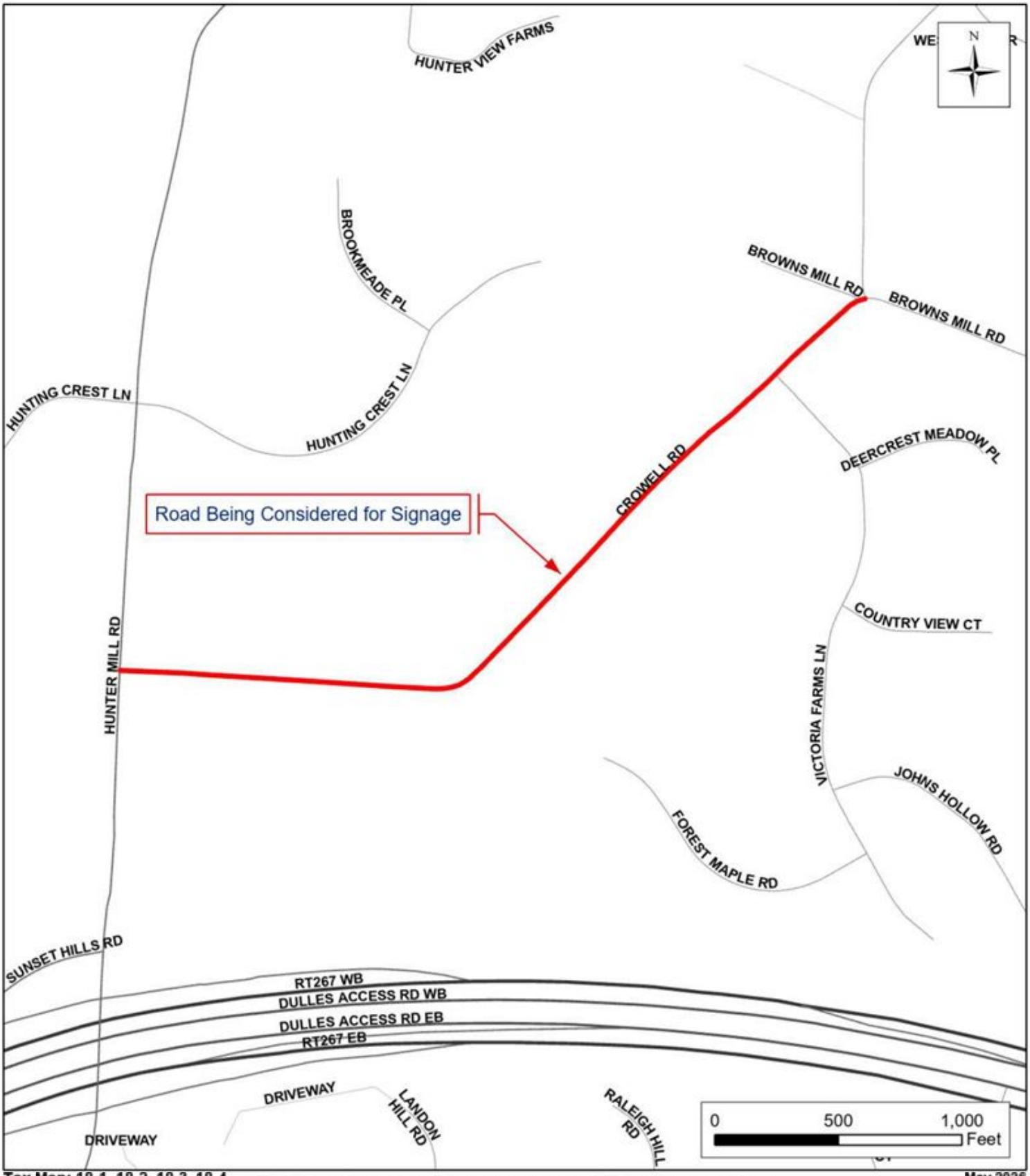
NOW, THEREFORE BE IT RESOLVED that “$200 Additional Fine for Speeding” signs are endorsed for Crowell Road.

AND FURTHER, the Virginia Department of Transportation is requested to allow the installation of the "$200 Additional Fine for Speeding" signage, and to maintain same, with the cost of each sign to be funded from the Virginia Department of Transportation's secondary road construction budget.

ADOPTED this 23rd day of June, 2026.

A Copy Teste:

_____
Jill G. Cooper
Clerk for the Board of Supervisors



Tax Map: 18-1, 18-2, 18-3, 18-4

May 2026

Fairfax County Department of Transportation
Residential Traffic Administration Program
Proposed $200 Additional Fine for Speeding
Crowell Road
Hunter Mill District

Board Agenda Item
June 23, 2026

ADMINISTRATIVE – 3

Additional Time to Establish Use or Commence Construction for Special Exception SE-2022-PR-00001, Petroleum Marketing Group, Inc. (Providence District)

ISSUE:
Board consideration of additional time to establish use or commence construction for SE-2022-PR-00001, pursuant to the provisions of subsection 8100.3.D.(6) of the Zoning Ordinance.

RECOMMENDATION:
The County Executive recommends that the Board approve 12 months additional time for SE-2022-PR-00001, to establish the use or commence construction, to July 1, 2027.

TIMING:
Board action is requested on June 23, 2026, prior to the expiration date of July 1, 2026.

BACKGROUND:
Under subsection 8100.3.D.(6) of the Zoning Ordinance, if a use is not established or if construction is not commenced within the time specified by the Board of Supervisors, an approved special exception shall automatically expire without notice unless the Board approves additional time. A request for additional time must be filed with the Zoning Administrator *prior to* the expiration date of the special exception. This request was filed on April 3, 2026, prior to the expiration date of July 1, 2026. The Board may approve additional time if it determines that the use is in accordance with the applicable provisions of the Zoning Ordinance and that approval of additional time is in the public interest.

The subject property is a 19,643 square foot, rectangular-shaped lot, which is zoned C-8 and located in Tysons on the south side of Chain Bridge Road, approximately 235 feet east of the intersection of International Drive and Chain Bridge Road. [Tax Map 29-4 ((1)) 17] (See locator map, Attachment 1). The subject property abuts Tysons Corner Center, and the Tysons Metro Station is located approximately 600 feet to the northeast. The site is currently developed with an Exxon Mobil fueling station and a light vehicle repair and maintenance facility.

On December 6, 2022, the Board of Supervisors approved Special Exception SE-2022-PR-00001, subject to development conditions (See Clerk's Letter, Attachment 2). The application was filed in the name of Petroleum Marketing Group, Inc., to permit the addition of a convenience store within an existing service station building, and to waive the open space requirement for the site.

The special exception (SE) was approved with a condition requiring that the use be established, or construction be commenced and diligently prosecuted, within 30 months of the approval date unless the Board granted additional time. The SE would have expired, without notice, on June 6, 2025, however, §15.2-2209.1 of the *Code of Virginia* permitted an automatic extension to July 1, 2025. Subsequently, on August 26, 2025, the Board granted additional time to July 1, 2026 (See Attachment 3). On April 3, 2026, the Department of Planning and Development (DPD) received a letter, from Faheem Darab, agent for the Applicant, requesting 12 months of additional time to July 1, 2027 (See Attachment 4).

Mr. Darab states additional time is necessary to establish the use or commence construction due to issues with securing final site plan and building permit approvals. Site Plan SP-2023-00079 was accepted for County review on April 14, 2024, and the applicant is working to address technical review comments from Land Development Services, the Virginia Department of Transportation, the Fire Marshal's Office, and the Department of Public Works and Environmental Services. The Applicant also has a pending building permit (ALTC-2023-02280), which has passed critical structure review as of late 2023. Since the approval of the SE, the Applicant has worked towards construction, as evidenced by the pending site and permit applications, however additional time is needed to resolve all outstanding technical issues. Mr. Darab is requesting an additional 12 months to ensure the SE approval remains valid and allow the Applicant to establish the use or commence construction.

Staff has reviewed SE-2022-PR-00001 and has determined that the proposal is still in conformance with all applicable provisions of the Fairfax County Zoning Ordinance to permit a vehicle fueling station within the C-8 zoning district. Further, staff knows of no change in land use circumstances which should require the filing of a new special exception application and review through the public hearing process. The Comprehensive Plan recommendation for the property has not changed since approval of the special exception. Finally, the conditions associated with the Board's approval of SE-2022-PR-00001 are still appropriate and remain in full force and effect. The applicant has demonstrated that they are pursuing development of the property in good faith, and (as noted) are working towards receiving site plan and building permit approval. Staff believes that approval of the request for 12 months additional time is in the public interest and recommends that it be approved. In the absence of demonstrated efforts to establish

the use or commence construction, further requests for additional time may not be appropriate.

EQUITY IMPACT:
None.

FISCAL IMPACT:
None.

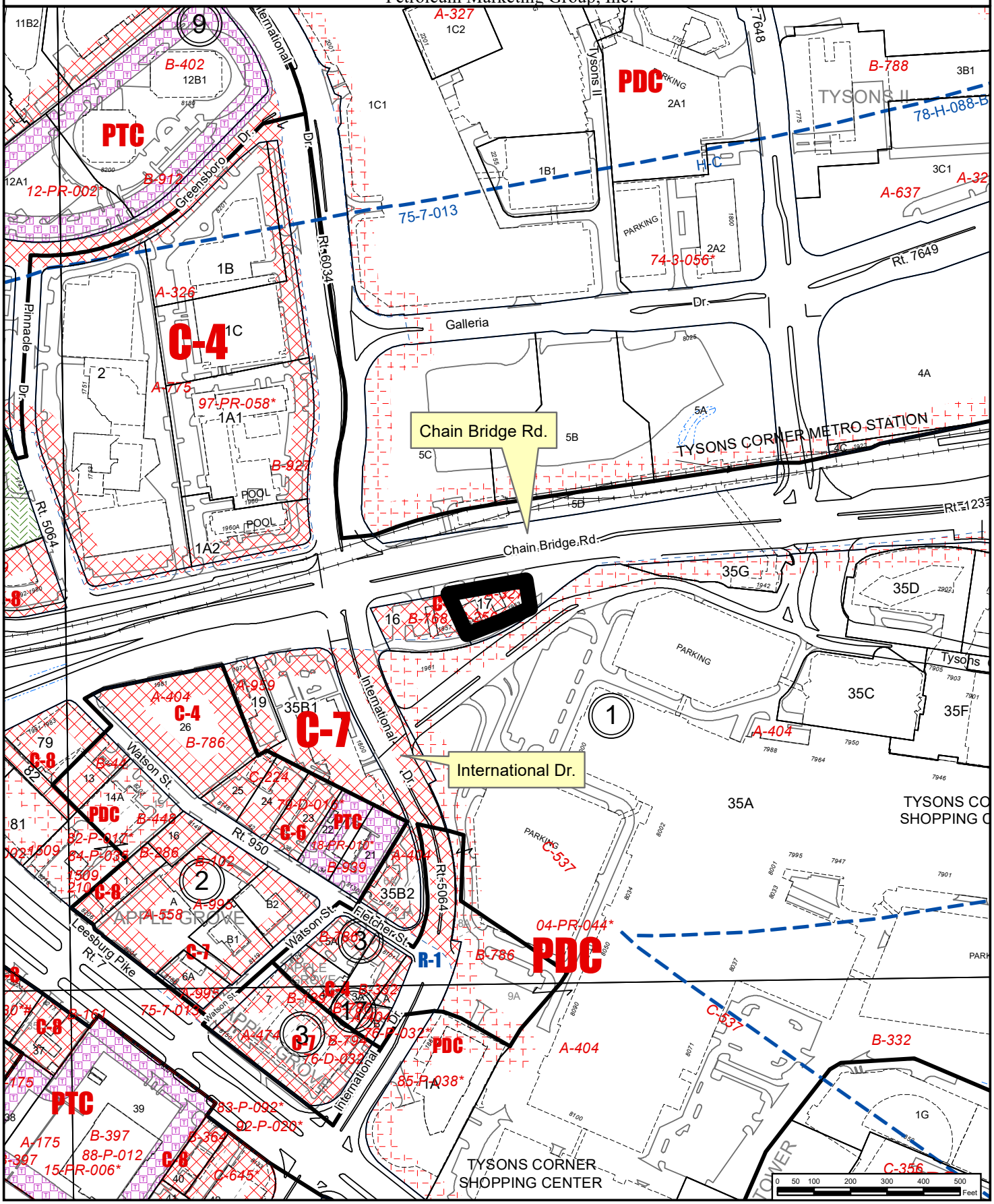
ENCLOSED DOCUMENTS:
Attachment 1: Locator Map
Attachment 2: Clerk's Letter dated December 14, 2022, to David R. Gill
Attachment 3: Clerk's Letter dated September 3, 2025, to David R. Gill
Attachment 4: Letter dated April 3, 2026, to Leslie Johnson

STAFF:
Jennifer Miller, Deputy County Executive
Tracy D. Strunk, Director, Department of Planning and Development (DPD)
Suzanne Wright, Director, Zoning Evaluation Division (ZED), DPD
Cathy Belgin, Chief, Conformance Review & Acceptance Branch, ZED, DPD
Ryan Johnson, Staff Coordinator, ZED, DPD

Special Exception ATTACHMENT 1

SE-2022-PR-00001

Petroleum Marketing Group, Inc.



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods, and diverse communities of Fairfax County

December 14, 2022

David R. Gill
Wire Gill LLP
1818 Library Street, Suite 500
Reston, Virginia 20190

RE: Special Exception Application SE 2022-PR-00001 - Petroleum Marketing Group, Inc.
Providence District

Dear Mr. Gill:

At a regular meeting held on December 6, 2022, the Board of Supervisors approved Special Exception Application SE 2022-PR-00001, subject to the following development conditions dated October 18, 2022:

1. This Special Exception is granted for the location and runs with the land indicated in the application and is not transferable to other land.

2. This Special Exception is granted only for the purpose(s), structure(s), and/or use(s) indicated on the Special Exception Plat approved with the application, as qualified by these development conditions.

3. Any plan submitted pursuant to this Special Exception (SE) must be in substantial conformance with the approved Special Exception Plat, entitled "PMG – Tysons Corner, Special Exception Plat," and prepared by Kimley Horn, which is dated August 12, 2022, containing 15 sheets and these conditions. Minor modification to the approved Special Exception may be permitted pursuant to subsection 8100.5 of the Zoning Ordinance.

4. Prior to the issuance of the Non-Residential Use permit (Non-RUP) for the convenience store, the applicant must remove the existing 8-foot-tall freestanding gas price sign shown on Sheet C4.0 of the SE Plat from the Virginia Department of Transportation (VDOT) right-of-way along Chain Bridge Road.

5. Prior to the issuance of the Non-RUP, the applicant must provide bicycle racks for the property, with the number of spaces, the type of bicycle racks, and final locations of which must be determined in coordination with the Fairfax County Department of Transportation (FCDOT) Bicycle Coordinator.

Department of Clerk Services
Clerk for the Board of Supervisors
12000 Government Center Parkway, Suite 552
Fairfax, Virginia 22035
Phone: 703-324-3151 ♦ Fax: 703-324-3926 ♦ TTY: 711
Email: clerktothebos@fairfaxcounty.gov
http://www.fairfaxcounty.gov/bosclerk

6. Landscape Planting Plan: As part of the first and all subsequent building plan submissions, the applicant must include a natural landscape planting plan comprised of non-invasive, locally native species of trees, shrubs, grasses, and groundcovers which must be in conformance with the SE Plat and specifications for review and approval by the Urban Forest Management Division (UFMD) in the Department of Public Works and Environmental Services. The proposed plantings must be suitable to the site conditions. Selective plantings of non-invasive annuals are permitted to supplement the natural landscaping. The landscape planting plan must address how the plantings will be installed to the current ANSI standards, the category, size, and species of the plantings to be installed for the landscape buffer, and the timing of when the plantings will be installed.

7. Invasive Plant Species Management: Areas containing plant species that are known to be invasive in quantities that threaten the long-term health and survival of the existing vegetation present must be the subject of an invasive plant species management plan. At the time of building plan submission, the applicant must provide a management plan for review and approval by UFMD specifying the common and scientific name of invasive species proposed for management, the target area for management efforts, methods of control and disposal of invasive plants, timing of treatments and monitoring, duration of the management program, and potential reforestation as needed.

8. Landscape Planting Pre-installation Meeting: Prior to installation of any plants to meet the requirements of the approved landscape planting plan, the applicant must coordinate a pre-installation meeting on the site with the landscape contractor, UFMD staff, and any additional appropriate parties. Any proposed changes to planting locations, tree/shrub planting sizes, and species substitutions shown on the approved plan must be reviewed and must be approved by UFMD staff prior to planting. The installation of plants not approved by UFMD may require the submission of a revision to the landscape plan or removal and replacement with approved trees/shrubs prior to bond release. The applicant must submit a landscape plan that shows, at a minimum, landscaping as depicted on the SE Plat, with the first submission, and all subsequent submissions, of the building plan for review and approval by UFMD. All landscaping must be installed prior to the issuance of the first Non-RUP on the property, or as determined by UFMD for a particular project, but no later than bond release.

9. Soil Remediation: Soil in planting areas that contain construction debris and rubble, are compacted or are unsuitable for the establishment and long-term survival of landscape plants, must be the subject of remedial action to restore planting areas to satisfy cultural requirements of trees, shrubs and groundcovers specified in the landscape planting plan. The applicant must provide notes and details specifying how the soil will be restored for the establishment and long-term survival of landscape plants for review and approval by UFMD.

10. Inspection of mulch beds for conformance with the approved landscape plan must be conducted at the time that the first Non-RUP is issued on the property. After mulch areas have been accepted, they will become the responsibility of the property owner who must not be precluded from managing or planting these areas according to their preference.

11. Prior to the issuance of a Non-RUP for the convenience store, if UFMD determines the trees proposed to be planted adjacent to Chain Bridge Road right-of-way as shown on the SE Plat should be relocated to increase their survivability, adjustments to the tree species and locations within the SE area are permitted with approval from UFMD and provided the quantity and quality of trees and total area dedicated to landscaping remains in substantial conformance with the SE Plat.

12. Prior to building plan approval, the applicant must demonstrate that pedestrian lighting will be provided along the Chain Bridge Road frontage and such lighting will achieve at least a 1.0-foot candle level at the surface of the sidewalk along this frontage and will meet the Outdoor Lighting Standards in Section 5109 of the Zoning Ordinance. Such pedestrian lighting must be installed prior to the issuance of the Non-RUP.

13. The applicant must clear snow, in a timely manner, from the portion of the sidewalk along the subject property's frontage along Chain Bridge Road.

14. Prior to the issuance of a Non-RUP for the convenience store, the applicant must provide two electric vehicle (EV) ready parking spaces, to include conduits, which support a minimum of two Level 2 universal EV charging stations. The applicant must demonstrate to the Land Development Services (LDS) and the Environment and Development Review Branch (EDRB) of the Department of Planning and Development (DPD) that they are actively engaged with an EV charging provider prior to issuance of the Non-RUP for the convenience store. The applicant will provide LDS and EDRB with documentation demonstrating that charging stations have been installed and are fully functional prior to bond release. Irrespective of the location of the two EV spaces shown on the SE Plat, the two EV spaces may be located in any of the eight parking spaces on the site.

15. Green Building:

    A. EarthCraft Light Commercial: Prior to the issuance of the building permit for the convenience store, the applicant must provide documentation to the Environment and Development Review Branch (EDRB) of the Department of Planning and Development (DPD) and to the Land Development Services (LDS) from the assigned EarthCraft Light Commercial (ECLC) Project Manager demonstrating that the project has had both the ECLC Design and Planning Review and the ECLC Pre-Construction Meeting, and is meeting all requirements to obtain ECLC Gold certification. Prior to the

issuance of the Non-RUP for the convenience store, the applicant must provide documentation from the assigned ECLC Project Manager to EDRB and LDS demonstrating that the project has met all requirements pertaining to the ECLC Final Site Visit and has applied for the ECLC Gold certification.

B. Alternative Program: To use a program other than EarthCraft Light Commercial, the applicant must provide evidence to the Environment and Development Review Branch (EDRB) of the Department of Planning and Development (DPD) demonstrating that the alternative green building program: is administered by an independent third-party; has demonstrated equivalence to LEED or EarthCraft certification; and ensures that equivalent environmental and energy efficiency will be achieved. The use of an alternative program must be approved by EDRB prior to building plan submission.

16. The applicant must provide and maintain inlet filters for the two inlets, as shown on Sheet C7.0 of the SE Plat.

17. Prior to building plan approval, the applicant must work with the Urban Forest Management Division (UFMD) and the Urban Centers Section (UCS) in the Department of Planning and Development to provide the following:

(a). Additional landscaping to be provided to reduce impervious surface in the area of the inter-parcel connection that will be closed along the Chain Bridge Road frontage;

(b). Street trees between the back of curb and the sidewalk along the Chain Bridge Road frontage; and

(c). Bench(es) and trash can(s) in accordance with Tysons Urban Design Guidelines.

Such landscaping, street trees, and bench(es)/trash can(s), as determined by UFMD and UCS, must be provided prior to the issuance of the Non-RUP or an alternative timing for landscaping and street tree plantings may be permissible, as determined by UFMD.

18. The applicant must contribute $5,000.00 to the *Capital Project titled Traffic Light Signals – FRD Proffers in Fund 300-C30070, Public Safety Construction* for use in the installation of emergency vehicle preemption equipment on traffic signals within the Tysons area as determined by the Fire and Rescue Department. The contribution must be paid prior to the issuance of the Non-RUP for the convenience store. The applicant will have no responsibility for installation or maintenance of the preemptive signal devices.

19. Pursuant to subsection 4102 of the Zoning Ordinance, this Special Exception will automatically expire, without notice, 30 months after the date of approval unless the convenience store use has been established as evidenced by issuance of a Non-Residential Use Permit or construction has commenced and been diligently prosecuted. The Board of Supervisors may grant additional time to establish the use or to commence construction if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special exception. The request must specify the amount of additional time requested, the basis for the amount of time requested and an explanation of why additional time is required.

This approval, contingent on the above noted conditions, does not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant is responsible for obtaining the required Non-Residential Use Permit through established procedures.

The Board also:

- Waived the loading space requirement in subsection 6101.3 of the Zoning Ordinance

For additional information, please go to https://plus.fairfaxcounty.gov/CitizenAccess/ or contact the Zoning Evaluation Division at (703) 324-1290.

Sincerely,

Jill G. Cooper
Clerk for the Board of Supervisors

Cc: Supervisor Dalia A. Palchik, Providence District
Thomas Reed, Director, Real Estate Division, Dept. of Tax Administration
Tracy D. Strunk, Director, Zoning Evaluation Division, Dept. of Planning and Development
Drew Hushour, Deputy Zoning Administrator, Dept. of Planning and Development
Michael Liddle, Director, GIS Services, Department of Information Technology
Jeff Hermann, Section Chief, Transportation Planning Division
Samantha Hudson, Park Planning Branch Manager, FCPA
Abdi Hamud, Program Administrator, DHCD/Design Development Division
Jessica Gillis, Coordinator, Facilities Planning, Fairfax County Public Schools
Michael Guarino, Chief Capital Projects Sections, Dept. of Transportation
Morgan Wolfe, Chief, Bonds & Agreements, Land Development Services

County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods, and diverse communities of Fairfax County

September 3, 2025

David R. Gill
Wire Gill LLP
1984 Isaac Newton Square, Suite 304
Reston, VA 20190

RE: Additional Time to Establish Use or Commence Construction for Special Exception Application SE-2022-PR-00001 - Petroleum Marketing Group, Inc.
Providence District

Dear Mr. Gill:

At a regular meeting of the Board of Supervisors held on August 26, 2025, the Board approved twelve (12) months of additional time to establish use or commence construction for Special Exception Application SE-2022-PR-00001 in the name of Petroleum Marketing Group, Inc., until July 1, 2026, pursuant to the provisions of Section 8100.3.D (6) of the Zoning Ordinance.

Sincerely,

Jill G. Cooper
Clerk for the Board of Supervisors

JGC:sa

Cc: Supervisor Dalia Palchik, Providence District
Thomas Reed, Director, Real Estate Division, Dept. of Tax Administration
David Pellegrino, Assistant Director, Real Estate Division, Dept. of Tax Administration
Suzanne Wright, Director, Zoning Evaluation Division, Dept. of Planning and Development
Drew Hushour, Deputy Zoning Administrator, Dept. of Planning and Development
Michael Liddle, Director, GIS Services, Department of Information Technology
Jeff Hermann, Chief, Site Analysis and Transportation Planning Division, FCDOT
Abdi Hamud, Program Administrator, DHCD/Design Development Division
Leanna O'Donnell, Director, Office of Facilities Planning Services, FCPS
Michael Guarino, Chief Capital Projects Sections, Dept. of Transportation
Morgan Wolfe, Manager, Bond and Addressing Center, Land Development Service

Department of Clerk Services
Clerk for the Board of Supervisors
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Phone: 703-324-3151 ♦ Fax: 703-324-3926 ♦ TTY: 711
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WIRE GILL LLP

Faheem Darab
fdarab@wiregill.com
703-362-7793

April 03, 2026

Leslie Johnson, Zoning Administrator
Zoning Administration Division
Department of Planning and Development
12055 Government Center Parkway, Suite 807
Fairfax, VA 22035

VIA PLUS

Re: Extension Request to Establish Use for SE 2022-PR-00001 Petroleum Marketing Group, Inc. (the "SE")

Dear Leslie,

We represent the Applicant, Petroleum Marketing Group, Inc., (please see Attachment "A" Owner and Applicant Consent Letters) and we are requesting an additional 12-month extension of time on the approved SE referenced above, in order to establish the use. The SE was adopted by the Board of Supervisors on 12/06/2022, and a number of Development Conditions were adopted as part of that approval (please see Attachment "B" Board Clerk's letter and Attachment "C" Development Conditions). Subsequently the Board, on 08/26/2025, approved an extension of the SE approval out to 07/01/2026 (please see Attachment "D" Board Clerk's letter). In particular, Development Condition #19 states in part that the SE will expire 30 months after approval, unless extended by the Board of Supervisors.

The Applicant, after SE approval, has been diligently working to establish the uses through the Site Plan, Building Permits, and Bonds and Agreements processes with the County. However, we have encountered several issues during Site Plan review, and Bonds and Agreements that have required additional work and time to resolve. And additionally, the Applicant subsequently was exploring the possibility of changes to the approved SE to permit a different business plan. Each of these have added time to the project.

We respectfully believe that an extension of 12 months will enable us to complete the required permit reviews, and begin construction, thus establishing the use.

Please let us know if you have any questions or need more information from us.

Kindest Regards,

Faheem Darab

Faheem Darab

Attachments:

A. SE 2022-PR-00001 Owner and Applicant Consent Letters
B. SE 2022-PR-00001 BOS Clerk Letter

C. SE 2022-PR-00001 Development Conditions dated 10/18/22
D. ATZED 2025-PR-00015 BOS Clerk Letter Approving Extension

Board Agenda Item
June 23, 2026

ACTION – 1

Annual Adoption of the Board's Policy Governing Remote Participation of Board Members in Public Meetings

ISSUE:
Virginia Code § 2.2-3708.3 authorizes the remote participation of members of public bodies in public meetings under certain conditions. The Board adopted its most recent Policy for Remote Participation in Meetings ("Policy") on June 24, 2025. *Virginia Code § 2.2-3708.3* requires a public body to adopt a policy at least once annually prior to allowing its members to use remote participation. There were no legislative changes to *Virginia Code § 2.2-3708.3* in 2026, so the Board's existing Policy can be readopted without changes.

RECOMMENDATION:
That the Board readopt its existing Policy for Remote Participation in Meetings (Attachment 1).

TIMING:
Board action is requested on June 23, 2026, to readopt the Board's Policy allowing remote participation of Board members in public meetings.

BACKGROUND:
The Virginia Freedom of Information Act (FOIA) generally prohibits meetings of public bodies, including the Board of Supervisors, from being conducted through telephonic, video, electronic, or other electronic communication means where the members of the public body are not physically assembled to discuss or transact public business. *Va. Code § 2.2-3707(C)*. There are two exceptions to this prohibition that are applicable to the Board. First, while under a State of Emergency, the Board may conduct a meeting entirely through electronic means if it is impracticable or unsafe to assemble a quorum in a single location. *Va. Code § 2.2-3708.2*. Second, individual members may participate remotely in the Board's in-person meetings if they meet the requirements of the Board's Policy for Participation for Remote Participation in Meetings. *Va. Code § 2.2-3708.3(B).*

The Policy allows individual members to participate remotely if:

- A quorum of the public body is physically assembled at a primary meeting location;
- The public body makes arrangements for the voice of the remote participant to be heard by all persons at the primary location; and
- The member of the public body requesting remote participation is unable to attend the meeting either due to (1) a temporary or permanent disability or other medical condition that prevents the member's physical attendance; (2) a family member's medical condition that requires the member to provide care for such family member that prevents the member's physical attendance or the member is a caregiver who must provide care for a person with a disability prevents the member's physical attendance; (3) a personal matter that is identified with specificity; or (4) the member's principal residence is more than 60 miles from the meeting location.

Public bodies are required to adopt their remote participation policies annually. *Va. Code § 2.2-3708.3(D)*. Because the Board's Policy was last adopted on June 24, 2025, readopting the Board's Policy is recommended at this time.

EQUITY IMPACT:
This Policy amendment aligns with the One Fairfax Policy to advance equity in Fairfax County by allowing individual members of the Board who have disabilities or who are caretakers for individuals with disabilities to fully participate in the Board's meetings as if they were physically present.

FISCAL IMPACT:
There is no anticipated fiscal impact.

ENCLOSED DOCUMENTS:
Attachment 1 – Policy for Remote Participation in Meetings

STAFF:
Ellicia Seard-McCormick, Deputy County Executive
Jill Cooper, Clerk to the Board

ASSIGNED COUNSEL:
Sarah L. Annear, Assistant County Attorney

THE FAIRFAX COUNTY BOARD OF SUPERVISORS' POLICY FOR REMOTE PARTICIPATION IN MEETINGS

1. AUTHORITY AND SCOPE.

a. This policy is adopted pursuant to the authorization of Va. Code § 2.2-3708.3 and is to be strictly construed in conformance with the Virginia Freedom of Information Act (VFOIA), Va. Code §§ 2.2-3700—3715.

b. This policy shall not govern an electronic meeting conducted to address a state of emergency declared by the Governor or this Board. Any meeting conducted by electronic communication means under such circumstances shall be governed by the provisions of Va. Code § 2.2-3708.2.

c. This policy must be reviewed and readopted annually. Va. Code § 2.2-3708.3(D).

d. This policy does not prohibit or restrict any individual member of a public body who is lawfully either participating in an all-virtual meeting or who is using remote participation from voting on matters before the public body. See Va. Code § 2.2-3708.3(D).

2. DEFINITIONS.

a. "**Board**" means the Fairfax County Board of Supervisors, and any committee or subcommittee of the Board.

b. "**Member**" means any member of the Board.

c. "**Remote participation**", "**remotely participate**", or "**participate remotely**" mean participation by a member of the Board via telephonic, video, or other audio or combined audio and video electronic communication method where the member is not physically assembled with the other members of the Board.

d. "**Meeting**" means a meeting as defined by Va. Code § 2.2-3701.

e. "**Notify**" or "**notifies**," for purposes of this policy, means written notice, such as email or letter. Notice does not include text messages or communications via social media.

f. **"Person with a disability"** means a person who has a physical or mental impairment that substantially limits one or more of his major life activities or who has a record of such impairment.

g. **"Caregiver"** means an adult related by blood, marriage, or adoption or the legally appointed guardian of the person with a disability for whom he is caring.

Adopted June 23, 2026

3. MANDATORY REQUIREMENTS

Regardless of the reasons why the member is participating in a meeting from a remote location by electronic communication means, the following conditions must be met for the member to participate remotely:

a. A quorum of the Board must be physically assembled at the primary or central meeting location;

b. For purposes of determining whether a quorum is physically assembled, an individual member of the Board who is either a person with a disability or who must act as a caregiver at the time of the meeting for a person with a disability, and is thus prevented from physically attending the meeting and who thus uses remote participation, will count toward the quorum as if the individual was physically present;

c. Arrangements have been made for the voice of the remotely participating member to be heard by all persons at the primary or central meeting location. If at any point during the meeting the voice of the remotely participating member is no longer able to be heard by all persons at the meeting location, the remotely participating member shall no longer be permitted to participate remotely; and

d. A statutorily conforming policy must be adopted by the Board at least once annually.

4. PROCESS TO REQUEST REMOTE PARTICPATION

a. On or before the day of the meeting, and at any point before the meeting begins, the requesting member must notify the Board Chair (or the Vice-Chair if the requesting member is the Chair), or their designee that they are unable to physically attend a meeting due to (i) a temporary or permanent disability or other medical condition that prevents the member's physical attendance, or (ii) a family member's medical condition that requires the member to provide care for such family member, thereby preventing the member's physical attendance, (iii) their principal residence location more than 60 miles from the meeting location, or (iv) a personal matter and identifies with specificity the nature of the personal matter.

b. The requesting member shall also notify the Clerk of the Board of their request, but their failure to do so shall not affect their ability to remotely participate.

c. If the requesting member is unable to physically attend the meeting due to a personal matter, the requesting member must state with specificity the nature of the personal matter. Remote participation due to a personal matter is limited each calendar year to two meetings or 25 percent of the meetings held per calendar year rounded up to the next whole number, whichever is greater. There is no limit to the number of times that a member may participate remotely due to (i) a temporary or permanent disability or

other medical condition, or (ii) that of a family member that requires the member to provide care, or (iii) if their principal residence is more than 60 miles from the meeting location.

d. The requesting member is not obligated to provide independent verification regarding the temporary or permanent disability or other medical condition or the family member's medical condition that prevents their physical attendance at the meeting.

e. For purposes of establishing a quorum, the requesting member shall verify whether the requesting member is requesting remote participation due to his disability or need to act as caregiver for a person with a disability, pursuant to 3(b) above.

f. The Chair (or the Vice-Chair if the requesting member is the Chair) or their designee shall promptly notify the requesting member whether their request is in conformance with this policy, and therefore approved or disapproved.

5. PROCESS TO CONFIRM APPROVAL OR DISAPPROVAL OF PARTICIPATION FROM A REMOTE LOCATION

When a quorum of the Board has assembled for the meeting, the Board shall vote to determine whether:

a. The Chair's decision to approve or disapprove the requesting member's request to participate from a remote location was in conformance with this policy; and

b. The voice of the remotely participating member can be heard by all persons at the primary or central meeting location.

6. RECORDING IN MINUTES:

a. If the member is allowed to participate remotely due to a temporary or permanent disability or other medical condition, a family member's medical condition that requires the member to provide care to the family member, or because their principal residence is located more than 60 miles from the meeting location the Board shall record in its minutes (1) the Board's approval of the member's remote participation; and (2) the remote location from which the member participated.

b. If the member is allowed to participate remotely due to a personal matter, such matter shall be cited in the minutes with specificity, as well as how many times the member has attended remotely due to a personal matter, and the remote location from which the member participated.

c. If a member's request to participate remotely is disapproved, the disapproval, including the grounds upon which the requested participation violates this policy or VFOIA, shall be recorded in the minutes with specificity.

Adopted June 23, 2026

7. CLOSED SESSION

If the Board goes into closed session, the member participating remotely shall ensure that no third party is able to hear or otherwise observe the closed meeting.

8. STRICT AND UNIFORM APPLICATION OF THIS POLICY

This policy shall be applied strictly and uniformly, without exception, to the entire membership, and without regard to the identity of the member requesting remote participation or the matters that will be considered or voted on at the meeting.

This policy shall also apply to the Board's committees and shall replace any prior policies.

The Clerk of the Board or Board Chair shall ensure the request is documented and maintain the member's request to participate remotely as required by records retention laws, regulations, and policies.

Adopted June 23, 2026

Board Agenda Item
June 23, 2026

ACTION – 2

Approval of the Fall 2026 Bond Referenda for Parks and Park Facilities and Community Health and Human Services Facilities

ISSUE:
Board approval for two bond referenda on November 3, 2026, totaling $255 million, and adoption of the attached resolutions requesting the Circuit Court to order the referenda authorizing the issuance of such bonds. The proceeds of these bond funds, if approved and issued, would be used to pay for Parks and Park Facilities and Community Health and Human Services Facilities. The bond referenda schedule of events is included as Attachment 1.

RECOMMENDATION:
The County Executive recommends that the Board:

1. Adopt the proposed resolution (Attachment 2), directing the County Attorney to petition the Circuit Court to order a Parks and Park Facilities bond referendum on November 3, 2026; and
2. Adopt the proposed resolution (Attachment 3), directing the County Attorney to petition the Circuit Court to order a Community Health and Human Services Facilities bond referendum on November 3, 2026; and
3. Authorize the preparation and distribution of an informational pamphlet about the bonds that is mailed to all County households.

TIMING:
Board action is requested on June 23, 2026, to obtain court orders for each referendum in sufficient time for inclusion on the same ballot as the November 3, 2026, General Election and for staff to prepare and provide information to the public. Staff will return to the Board with an Action Item on July 14, 2026, for authorization to print and distribute explanatory County statements (known as the “Plain English Statement”) for each referendum.

BACKGROUND:
As part of the FY 2027- FY 2031 Adopted Capital Improvement Program (CIP) (With Future Fiscal Years to 2036), the County Bond Referenda plan for November 2026 totals $255 million covering two project categories: Parks and Park Facilities ($180

million) and Community Health and Human Services Facilities ($75 million). Additional project information is provided for the respective categories as follows.

Parks and Park Facilities - $180 million

Through a series of planning discussions held with the Park Authority Board over the past several months, Park Authority staff established a strategic framework to distribute the proposed 2026 bond funds across five core operational categories. A majority of the bond proceeds will target modernizing existing infrastructure to ensure safety, functionality, and accessibility for all residents.

- Rec Centers ($89 Million). Funding for design, repairs, upgrades, and capital improvements to maintain safety, functionality, accessibility, and service quality by addressing structural, mechanical, and electrical systems. This also includes the final tranche of funding for the Audrey Moore Rec Center and concept plans for future Rec Center projects.
- Deferred Capital Renovations ($51 Million). Funding to repair, replace, and upgrade existing park facilities, maintaining capacity and modernizing outdated amenities to current standards and codes. This also includes lifecycle replacement of trails, shelters, sports courts, and amusements.
- Whole Parks ($19 Million). Provides for the construction of a new park or fully renovate an existing one to meet demand, improve equity, or enhance functionality. Includes opportunities where a park contains multiple facilities past their useful life.
- Natural, Cultural, and Land Acquisition ($12 Million). Funding for projects that could include historic structure stabilization, preservation or rehabilitation, cultural resource facilities, property acquisition, open space preservation, and resident curator properties.
- New Construction ($9 Million). Provides for the construction of new park facilities or amenities to meet new demand, add functionality, or expand capacity of an existing facility or site. New park amenities in existing parks could include playgrounds, skatepark, trails, revenue generating amenities, or splash pads.

Community Health and Human Services Facilities - $75 million

Joanne Jorgenson Public Health Laboratory - $35,000,000
Funding will support design and construction for the renovation and expansion of the Joanne Jorgenson Public Health Laboratory. As the sole local public health laboratory in the Commonwealth of Virginia, this facility performs over 200,000 analytical tests annually to ensure the health and safety of Fairfax County and surrounding jurisdictions. The laboratory currently occupies 11,800 square feet in the former Belle Willard School,

and an adjacent, 1,500-square-foot modular Biosafety Level 2 (BSL2) space added during the pandemic response. Both environments are severely space-constrained, hindering safety layouts, staff training, and the capacity to shift testing methods as public health threats evolve. This project will deliver a modernized, expanded footprint to sustain the advanced, diversified testing equipment acquired in recent years and ensure the County is fully equipped for future infectious disease outbreaks and public health emergencies.

Tim Harmon Campus - $40,000,000
Bond funding will support comprehensive renovations at the Tim Harmon Campus, which provides residential substance use and behavioral health services. The campus co-locates A New Beginning (a 35-bed adult rehabilitation program for co-occurring disorders) and the Fairfax Detox Center (a 32-bed residential detoxification facility). The campus is also the future home of a new Youth Treatment Facility, which is funded separately via a cash transfer from Fund 40040, Fairfax-Falls Church Community Services Board.

The bond proceeds will provide for the renovation of the adult treatment facilities to meet evolving clinical needs and withstand heavy, 24/7 usage. The project will replace obsolete mechanical, plumbing, and food service systems, address critical building and licensing code compliance, and modernize security infrastructure like fencing and locking systems. Key clinical enhancements include an expanded, reconfigured medication suite to safely manage complex treatment regimens, enlarged common spaces, and the integration of new onsite, studio-style supportive housing units. This design will foster independent living opportunities on-campus, directly improving long-term clinical recovery outcomes for clients.

<u>Bond Referenda Process</u>
In Virginia, a referendum can be put on the ballot for consideration by the voters only if the referendum is ordered by the Circuit Court. Each of the two attached Resolutions directs the County Attorney to provide a certified copy of the adopted Resolution to the Circuit Court and to petition it to order the referendum on the question as stated in Section 1 of each Resolution. Fairfax County's bond referendum questions are always worded exactly as stated in the Board's Resolution. Staff have formatted the Resolutions to make it easy to identify the language that will appear on the ballot, and staff has separately set out the ballot questions in Attachment 4. The law requires the Court to enter the orders if the requests are found to be "in proper order." Upon entry of the orders, the Clerk of Court is required to send copies to the State Board of Elections. The Fairfax County Electoral Board and General Registrar will then prepare the ballots in time to make them available to voters beginning with absentee voting on September 18, 2026.

It is important to note that while the projects described for Parks and Park Facilities, and Community Health and Human Services Facilities, represent the current proposals regarding what projects to fund, the ballot questions are phrased more generally to allow the Board flexibility as to precisely which projects to fund with the bond proceeds. Therefore, should circumstances change the scope of or need for any of the listed projects, the Board may use the bond proceeds for similar projects, so long as the projects are within the uses described in the ballot question.

Assuming referenda approval from the voters, the Board has a minimum of eight years and maximum of ten years from the date of the referenda to issue these bonds. County staff typically pursue a General Obligation bond sale annually in January, but the County is not legally required to do so. This discretion provides County staff the ability to monitor municipal bond market conditions, and the affordability of the projected debt service payments on the County budget.

Public Information Materials

To help inform the public about the referenda, the Office of Public Affairs traditionally prepares and distributes an informational pamphlet that is mailed to all County households. The Board is asked to authorize this pamphlet's development and distribution.

The pamphlet will describe the intended use for the bond funds, as well as offer information on bond financing, the cost of borrowing, the effect of borrowing on the tax rate, and other financial information. A draft of the 2026 bond pamphlet will be distributed to the Board for review this summer and then mailed out to County households in advance of the start of absentee voting. A copy of the pamphlet used in 2024 is attached for reference (See Attachment 5).

Virginia law does not permit local governments to use the list of registered voters to provide information to voters on referenda. Therefore, the County will use a commercial mailing firm to deliver the pamphlet to all County households.

As in past years, the pamphlet will be translated into some of the most widely spoken non-English languages in the County. Exceeding the requirements of Section 203 of the Voting Rights Act of 1965, as amended, the minority language provisions of Virginia Code § 24.2-128, and the 2021 designation of the Director of the Bureau of the Census, the County will provide all election information in Korean, Vietnamese, and Spanish as well as in English.

Both the English and non-English language versions of the pamphlet will be posted on the County's Web site in early September to coincide with the start of absentee voting.

However, only the English language version of the pamphlet will be mailed to County households.

To inform the public, the Office of Public Affairs also will work with the County agencies involved in the referenda. This includes providing information to the media, publishing information in print and electronic newsletters, outreach to residents, posting information online, and using social media sites.

Additionally, state law requires localities to prepare a plain English statement of bond referendum questions. Unlike the other informational materials described above, the plain English statement may be distributed in the polling places, along with the Korean, Spanish, and Vietnamese translations. The statement must include the ballot question and a neutral explanation of not more than 500 words prepared by the locality's attorney. Staff will prepare plain English statements for the Board's consideration on July 14, 2026.

EQUITY IMPACT:
This action item aligns with multiple focus areas of the One Fairfax Policy. Capital investments in the Fairfax County Park Authority tie to focus area 12 for park systems that are equitable and inclusive by providing quality facilities, programs, and services to all communities. Funding for the renovation of community health and human services facilities promotes focus area 10 for a health and human services system where opportunities exist for all individuals and families for the provision of accessible, high quality, affordable and culturally appropriate services.

FISCAL IMPACT:
The County bonds are anticipated to be sold according to actual cash requirements over the next several years. Annual debt service payments associated with the 2026 Bond Referenda have been incorporated into the County's long-term debt ratio projections and referenced in the FY 2027- FY 2031 Adopted Capital Improvement Program (CIP) (With Future Fiscal Years to 2036). Expenses associated with the printing, translating, and mailing of the bond information pamphlet will be paid out of existing appropriations in Fund 20000, Consolidated County and Schools Debt Service.

ENCLOSED DOCUMENTS:
Attachment 1: Bond Referenda Schedule of Events
Attachment 2: Board of Supervisors Resolution Requesting an Order for a Referendum on the Issuance of Bonds in the Amount of $180,000,000 for Parks and Park Facilities

Attachment 3: Board of Supervisors Resolution Requesting an Order for a Referendum on the Issuance of Bonds in the Amount of $75,000,000 for Community Health and Human Services Facilities
Attachment 4: Bond referenda questions
Attachment 5: 2024 Bond Information Pamphlet

STAFF:
Christina Jackson, Deputy County Executive/Chief Financial Officer
Christopher Leonard, Deputy County Executive
Jennifer Miller, Deputy County Executive
Christopher Herrington, Director, Department of Public Works and Environmental Services (DPWES)
Tiya Raju, Deputy Director, DPWES
Jai Cole, Executive Director, Fairfax County Park Authority
Barbara Wadley-Young, Acting Executive Director, Fairfax-Falls Church Community Services Board
Philip Hagen, Director, Department of Management and Budget
Joseph LaHait, Deputy Director, Department of Management and Budget

ASSIGNED COUNSEL:
Martin Desjardins, Assistant County Attorney

Attachment 1

Proposed Schedule of Events
Fall 2026 Bond Referenda –
Parks and Parks Facilities and Community Health and Human Services Facilities

Date	Item
March 10, 2026	Budget Committee review of the FY 2027 - FY 2031 Capital Improvement Program
April 28, 2026	FY 2027 Budget Markup and Approval of the FY 2027 - FY 2031 Capital Improvement Program
May 5, 2026	FY 2027 Budget Adoption
June 23, 2026	Board of Supervisors Adopts Bond Referendum Resolutions for Parks and Parks Facilities and Community Health and Human Services
NLT June 30, 2026	County Attorney files Petitions and Resolutions with the Circuit Court
July 14, 2026	Board of Supervisors Approval of Explanatory Statements for Parks and Park Facilities and Community Health and Human Services Facilities Bonds (Plain English Statements)
August 1, 2026 (est.)	Circuit Court enters orders that the Referenda be held on November 3, 2026
August 14, 2026	Deadline for entry of Court Order (81 days prior to election, per § 24.2-682)
August 17, 2026	Mailing of bond pamphlets to all County households.
September 11, 2026	Deadline for publication of notice of election
September 18, 2026	Absentee voting begins
November 3, 2026	Election Day; referenda held
November 13, 2026 (est.)	Referenda results certified by the County Electoral Board by this date

November/December 2026	County Attorney moves for entry of final orders; Circuit Court enters final orders.

Resolution to Request the Fairfax County Circuit Court to Order a Referendum on the Question of Whether Fairfax County, Virginia, Should be Authorized to Contract a Debt, Borrow Money, and Issue Bonds, in Addition to the Parks and Park Facilities Bonds Previously Authorized, in the Maximum Aggregate Principal Amount of $180,000,000 to Finance the Cost of Parks and Park Facilities

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board auditorium in the Government Center at 12000 Government Center Parkway, Fairfax, Virginia on June 23, 2026, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, the Board of Supervisors of Fairfax County, Virginia, has determined that bonds in the maximum aggregate principal amount of $180,000,000 should be issued to finance the Fairfax County Park Authority's cost to acquire, construct, develop, and equip additional parks and park facilities, to preserve open-space land, and to develop and improve existing parks and park facilities (collectively "Parks and Park Facilities"); and

WHEREAS, the Board of Supervisors has determined that the Parks and Park Facilities cannot be provided for from current revenues; and

WHEREAS, the Board of Supervisors has determined that for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for temporary financing for, the cost of Parks and Park Facilities, Fairfax County should contract a debt, borrow money, and issue bonds, in addition to bonds previously authorized for Parks and Park Facilities, in the maximum aggregate principal amount of $180,000,000; and

WHEREAS, Virginia Code §§ 15.2-2610, 15.2-2611, and 24.2-684 provide the Fairfax County Circuit Court with the authority to issue an order for the conduct of a referendum on the question of approving such bonds; now therefore,

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia, that:

Section 1. The Circuit Court of Fairfax County, Virginia, is hereby requested to order a referendum on November 3, 2026, on the following question:

PARKS AND PARK FACILITIES BONDS

Shall Fairfax County, Virginia, contract a debt, borrow money, and issue bonds, in addition to the parks and park facilities bonds previously authorized, in the maximum aggregate principal amount of $180,000,000 for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for temporary financing for, the Fairfax County Park Authority's cost to acquire, construct, develop, and equip additional parks and park facilities, to preserve open-space land, and to develop and improve existing parks and park facilities?

Section 2. The County Attorney is hereby directed to provide the Fairfax County Circuit Court with a certified copy of this Resolution and to petition the Fairfax County Circuit Court for an order to conduct such a referendum as a special election in conjunction with the general election on November 3, 2026.

Section 3. The members, officers, legal counsel, agents, and employees of the Board of Supervisors and Fairfax County are hereby authorized and directed to do all acts and things required of them under Virginia law to ensure that the referendum will be held as a special election in conjunction with the general election on November 3, 2026.

Given under my hand on this _____ day of June 2026.

_____
Jill G. Cooper
Clerk for the Board of Supervisors

Resolution to Request the Fairfax County Circuit Court to Order a Referendum on the Question of Whether Fairfax County, Virginia, Should be Authorized to Contract a Debt, Borrow Money, and Issue Bonds, in Addition to the Community Health and Human Services Facilities Bonds Previously Authorized, in the Maximum Aggregate Principal Amount of $75,000,000 to Finance the Cost of Community Health and Human Services Facilities

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board auditorium in the Government Center at 12000 Government Center Parkway, Fairfax, Virginia on Tuesday, June 23, 2026, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, the Board of Supervisors of Fairfax County, Virginia, has determined that bonds in the maximum aggregate principal amount of $75,000,000 should be issued to finance the costs of projects to provide community health and human services facilities, including financing the cost of the construction, reconstruction, enlargement, and equipment of existing and additional community health and human services facilities and the acquisition of necessary land (collectively "Community Health and Human Services Facilities"); and

WHEREAS, the Board of Supervisors has determined that the Community Health and Human Services Facilities cannot be provided for from current revenues; and

WHEREAS, the Board of Supervisors has determined that for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for the temporary financing for, the cost of Community Health and Human Services Facilities, Fairfax County should contract a debt, borrow money, and issue bonds, in addition to bonds previously authorized for community health and human services facilities, in the maximum aggregate principal amount of $75,000,000; and

WHEREAS, Virginia Code §§ 15.2-2610, 15.2-2611, and 24.2-684 provide the Fairfax County Circuit Court with the authority to issue an order for the conduct of a referendum on the question of approving such bonds; now therefore,

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia, that:

Section 1. The Circuit Court of Fairfax County, Virginia, is hereby requested to order a referendum on November 3, 2026, on the following question:

COMMUNITY HEALTH AND HUMAN SERVICES FACILITIES BONDS

Shall Fairfax County, Virginia, contract a debt, borrow money, and issue bonds, in addition to the community health and human services facilities bonds previously authorized, in the maximum aggregate principal amount of $75,000,000 for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for temporary financing for, the cost to provide community health and human services facilities, including the construction, reconstruction, enlargement, and equipment of existing and additional community health and human services facilities and the acquisition of necessary land?

Section 2. The County Attorney is hereby directed to provide the Fairfax County Circuit Court with a certified copy of this Resolution and to petition the Fairfax County Circuit Court for an order to conduct such a referendum as a special election in conjunction with the general election on November 3, 2026.

Section 3. The members, officers, legal counsel, agents, and employees of the Board of Supervisors and Fairfax County are hereby authorized and directed to do all acts and things required of them under Virginia law to ensure that the referendum will be held as a special election in conjunction with the general election on November 3, 2026.

Given under my hand on this _____ day of June 2026.

_____
Jill G. Cooper
Clerk for the Board of Supervisors

PARKS AND PARK FACILITIES BONDS

Shall Fairfax County, Virginia, contract a debt, borrow money, and issue bonds, in addition to the parks and park facilities bonds previously authorized, in the maximum aggregate principal amount of $180,000,000 for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for temporary financing for, the Fairfax County Park Authority's cost to acquire, construct, develop, and equip additional parks and park facilities, to preserve open-space land, and to develop and improve existing parks and park facilities?

COMMUNITY HEALTH AND HUMAN SERVICES FACILITIES BONDS

Shall Fairfax County, Virginia, contract a debt, borrow money, and issue bonds, in addition to the community health and human services facilities bonds previously authorized, in the maximum aggregate principal amount of $75,000,000 for the purpose of providing funds, with any other available funds, to finance, including reimbursement to the County for temporary financing for, the cost to provide community health and human services facilities, including the construction, reconstruction, enlargement, and equipment of existing and additional community health and human services facilities and the acquisition of necessary land?

FAIRFAX COUNTY BOARD OF SUPERVISORS

2024 Bond Referendums Information

Two Bond Referendums on the Ballot on Nov. 5

In the Nov. 5 general election, Fairfax County **voters will be asked to vote YES or NO on two separate bond referendum questions**. If a majority of voters approves a referendum, the county plans to issue general obligation bonds to fund the improvements described in each question.

The county's current plans for the money are set forth in this pamphlet:

- The **$180 million Transportation Bonds** would be used to finance Fairfax County's share, **under the Washington Metropolitan Area Transit Authority Regional Compact, of the cost of constructing, reconstructing, improving and acquiring transportation improvements and facilities,** including capital costs of land, transit facilities, rolling stock and equipment in the Washington metropolitan area.
- The **$126 million Public Safety Bonds** would be used to finance, including reimbursement to the County for temporary financing for, **the costs of public safety facilities, including the construction, reconstruction, enlargement, renovation and equipment of civil and criminal justice facilities, police training and operational facilities and stations, fire and rescue training facilities and stations, including fire and rescue stations owned by volunteer organizations,** and the acquisition of necessary land.

Transportation Bond, $180 Million

If the voters approve the Transportation Bonds, $180 million in **bonds will be authorized to finance Fairfax County's share of the Washington Metropolitan Area Transit Authority (WMATA) Capital Improvement Program** (CIP), under the WMATA (Metro) Compact. The current six-year CIP provides $11.1 billion in funding to address the safety of Metro's rail, bus and paratransit system, undertake state of good repair projects, and replace equipment affecting the customer experience. The CIP also includes deployment of mobile fare payment systems and fare gate replacements; and expanding the acquisition of new 8000-Series railcars. Other investment plans include developing the zero-emission bus program; rehabilitating existing railcars and buses; constructing new bus garages; replacing fare boxes; rehabilitating train control equipment; investing in equipment to prepare for an advanced signaling system; and improvements to and rehabilitation of rail stations, tunnels, bridges, track signals and bus system infrastructure.

Public Safety Bonds, $126 Million

Fire and Rescue - $56 million

For the Fire and Rescue Department, an amount of $56 million in bonds is planned for three County fire stations that are included in the FY 2025 - FY 2029 Adopted Capital Improvement Program (CIP) (With Future Fiscal Years to FY 2034).

The County fire stations are all between 41 and 46 years old, and require the replacement of major building subsystems, such as HVAC (Heating, Ventilation and Air Conditioning) and electrical systems, that have reached the end of their useful lives. Funding plans are the result of feasibility studies completed by the Department of Public Works and Environmental Services (DPWES) in spring 2024. This resulted in revisions to original project estimates in the CIP to accommodate additional apparatus bays and traffic circulation requirements based on the current and anticipated future operations of the Fire and Rescue Department. Staff review has resulted in changes to the allocation of funds per station to remain in line with the $56 million subtotal for the three fire stations.

The renovation/expansion or replacement of the fire stations will expand equipment bays to provide adequate space for apparatus, provide space for current station minimum staffing requirements and provide gender neutral bunkrooms and shower/locker facilities. All station modifications will also be compliant with the collective bargaining terms agreed to by the County and the Fairfax County Professional Fire Fighters and Paramedics, International Association of Fire Fighters (IAFF Local 2068).

Tysons Fire Station - $25 million

The existing three-bay fire station, constructed in 1978, is due for replacement of major building systems. Plans include construction of a new, larger facility with additional apparatus bays, gender neutral living facilities, a physical fitness area, and storage for personal protective gear and medical supplies. The new fire station is designed to support future increased demand for emergency medical and fire suppression services based on anticipated population growth and high-density development in Tysons. The new fire station is planned to be collocated with a seven-bay transit



facility on the Tysons West Park transit site. The project is currently in the design phase. The current fire station at Spring Hill Road remains in place and operations can continue from that station until the replacement station is constructed.

Fox Mill Fire Station - $25 million

Funding is planned for renovation or replacement of the existing two-bay fire station originally constructed in 1979. The station is due for replacement of major building systems. The new or renovated station is planned to support gender neutral bunkrooms and shower/locker facilities, space for support functions, and an additional apparatus bay to support future growth. The Fox Mill Fire Station's response area includes Reston and the Route 28 corridor, both targeted for high density development in conjunction with the Metrorail Silver Line, and the planned renovation or replacement will be designed to support increased demand for medical and fire suppression services.

Oakton - $6 million

The existing facility is a 2 ½ bay fire station built in 1983 and is due for replacement of major building systems, such as HVAC, electrical, and roof repairs that have surpassed their useful life. Funding will also provide for minor improvements to address building deficiencies identified in the feasibility study.

Police Department - $70 million

For the Police Department, an amount of $70 million is planned to replace the Criminal Justice Academy as part of a consolidated Police Training Center. As part of the 2018 Public Safety Bond Referendum, an amount of $18 million was approved to provide for infrastructure upgrades at the existing Criminal Justice Academy. This facility currently provides training for 2,300 annual recruits and incumbents from the Fairfax County Police Department, the Fairfax County Sheriff's Office, and the Town of Vienna Police Department. Plans include facilities addressing training needs for recruits and incumbent officers, and the new building will eliminate the current building's systems and infrastructure that are beyond the end of their life cycle.

A feasibility study has determined that collocating the Criminal Justice Academy with the Emergency Vehicle Operations Center creates spatial and operational efficiencies, thus reducing the overall footprint of the building by utilizing shared spaces between the two training functions. Relocating to the secure drivers' training area will also alleviate security concerns and allow private outdoor training that cannot be accomplished at the current site. The new facility will also be able to meet the County's energy and sustainability goals.

What Are Bonds?

Bonds are a form of long-term borrowing used by most local governments to finance public facilities and infrastructure. Bond financing makes it possible to build facilities and infrastructure based on future population estimates and to spread the cost equitably over the useful life of the facilities. This kind of financing allows the cost of facilities and infrastructure to be spread over a number of years so that each generation of taxpayers contributes a proportionate share for the use of these long-term investments.

Q Why referendums?

A Virginia law generally requires that voters in Fairfax County approve general obligation bonds through a referendum. You have the opportunity to vote either YES or NO on the question. If a majority votes YES on a question, then the Fairfax County Board of Supervisors will be authorized to sell bonds for the purpose described in the ballot question. If a majority votes NO on a question, the county cannot issue general obligation bonds to finance the purpose described in the question unless authorized in another referendum or as otherwise permitted under Virginia law.

Q Will these bonds cause a property tax rate increase?

A The bond program is designed not to contribute to an increase in your property tax rate. Fairfax County has adopted a prudent financial management policy designed to protect its triple-A bond ratings.

Under the program, the county's net long-term debt is not to exceed 3% of the total market value of taxable real and personal property in the county. It also provides that annual debt service (the cost of principal and interest payments) be kept below 10% of annual combined general fund disbursements, and that general obligation bond sales shall not exceed an average principal amount of $400 million per year or $2.0 billion over five years.

For FY 2025, the county's projected net long-term debt is 0.96% of the market value of all taxable real and personal property. Debt service costs in FY 2025 are projected to be 6.94% of total general fund disbursements. The FY 2025-2029 Capital Improvement Program, which was adopted by the Fairfax County Board of Supervisors on May 6, 2024, anticipates the issuance of an average of $400 million of general obligation bonds per year. **Of this amount, approximately $230 million (57.5%) is for Fairfax County Public Schools, and $170 million (42.5%) is for the county.**

This policy is expected to keep debt service below 9% of general fund disbursements, which will maintain a balance between current operating expenses and long-term capital needs.

Q Can the bonds on the Nov. 5 ballot be used for other purposes?

A Proceeds of the sale of bonds authorized for a specific purpose may not, by law, be used for any purpose other than the purpose specified in the referendum question. In other words, the proceeds of the sale of parks bonds, for example, may not be used to finance other projects, such as transportation projects. Although this pamphlet describes the county's current plans for the use of the bond proceeds, the county would be permitted to issue general obligation bonds for any purpose described in the ballot questions.

Q What is the cost of borrowing?

A Borrowing always entails interest costs. Since the interest earned by holders of municipal bonds is usually exempt from federal taxes, interest rates for these bonds generally are lower than the rate charged for private loans.

Fairfax County has the highest credit rating possible for any government: triple-A from Moody's Investors Service Inc.; from S & P Global Ratings; and from Fitch Ratings. As of January 2024, Fairfax County is one of only 12 states, 53 counties and 37 cities to hold a triple-A bond rating from all three rating agencies. For this reason, Fairfax County's bonds sell at relatively low interest rates compared to other tax-exempt bonds.

Q Why not pay for capital improvements on a pay-as-you-go basis?

A If capital construction was financed on a pay-as-you-go basis out of current tax revenues, expenditures would be paid for in a much shorter time frame, which could necessitate tax rate increases or a significant reduction in other county services.

Bond financing spreads the cost of major projects of general benefit to the county over future years and ensures that both current and future residents and users share in the payment. Without bond financing, capital improvement budgeting is less predictable.

Q What is the county's total bonded indebtedness?

A As of July 2024, the total of general obligation bond and other tax-supported debt outstanding from FY 2025 through FY 2042 is $3.18 billion in principal and $0.87 billion in interest. During the next five years, $1.53 billion, or approximately 38% of the total debt, is scheduled to be paid off.

Q What percentage of my taxes goes toward paying for the bonds?

A During the past 20 years, the share of taxes used to pay debt service has fluctuated from 6.64% to 8.54%. For FY 2025, it is projected to be 6.94% and is projected to remain below 9% based on current market and conservative revenue forecasts while assuming passage of the bond referendums this fall for transportation and public safety.

Q What are the benefits from the county's triple-A bond ratings?

A The county's triple-A bond ratings lower the county's borrowing cost. The county's policy of rapid debt retirement and strong debt management guidelines serves to keep debt per capita and net debt as a percentage of estimated market value of taxable property at low levels.

Since 1978, the county has saved over $1.03 billion on bond and refunding sales as a result of the triple-A ratings when compared to industry benchmarks of other municipal bond issuers.

Q Why put forth additional referendums if there are still unsold bonds?

A Fairfax County bond packages are planned to fund specific projects. This means that all previous bond authorizations were planned for or are obligated to specific projects. These projects often take several years to complete.

Bonds are sold only as the money is needed, resulting in substantial amounts of authorized, but unissued, bonds. Prudent financial management dictates that the proportionate amount of bonds to be sold to coincide with the annual cash flow requirements for construction costs associated with the respective capital projects.

Some pro and con arguments on financing capital projects through bond funding.

PRO

Some people think that bond financing is a vital part of the county's comprehensive approach to the challenge of funding needed infrastructure and capital facilities. Here are some of the arguments used by proponents of bond funding:

• Bonding spreads the cost of major projects of general benefit to county residents over future years and ensures that both current and future residents and users share in the payment.

• Spreading out the cost of major projects permits the county to accomplish more projects sooner than it would with a pay-as-you-go method, using only current tax revenues.

• Constructing the proposed county facility improvement projects from current general tax dollars cannot be accomplished without substantial cuts to current programs or increased revenues from taxes and fees.

• Prudent use of long-term debt can be accomplished without having any adverse impact on the county's bond ratings or the tax rate.

CON

Some people think that the issuing of general obligation bonds is neither justified nor a viable solution to the county's capital infrastructure and facility needs. Here are some of the arguments used by opponents of bond funding:

• Issuing general obligation bonds results in a long-term future obligation for the county that may create an unmanageable burden on future taxpayers. Pay-as-you-go financing would not create long-term debt.

• Costs for infrastructure and facilities should be borne by those directly using or benefiting from them, not by all taxpayers.

• These facilities could be fully or partially paid for out of the current revenues by cutting or eliminating other programs.

• The funds otherwise spent on debt service could support a substantial pay-as-you-go program of capital construction adequate to meet the county's needs.

FAIRFAX COUNTY BOARD OF SUPERVISORS

Jeffrey C. McKay, Chairman At-Large

Kathy L. Smith, Vice Chairman, Sully District

James R. Walkinshaw, Braddock District

James N. Bierman, Dranesville District

Walter L. Alcorn, Hunter Mill District

Rodney L. Lusk, Lee District

Andres F. Jimenez, Mason District

Daniel G. Storck, Mount Vernon District

Dalia A. Palchik, Providence District

Pat Herrity, Springfield District

For contact information, visit www.fairfaxcounty.gov/boardofsupervisors.

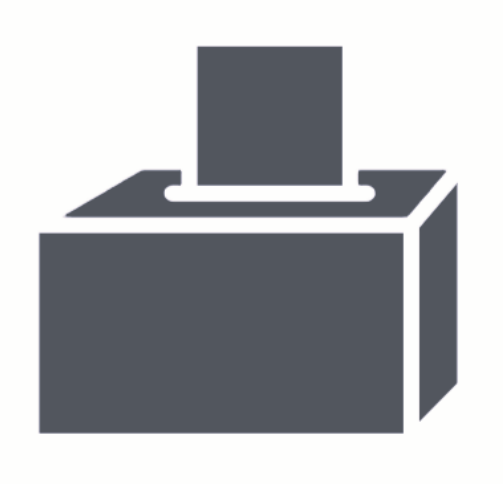
Election Information

Date: Tuesday, Nov. 5, 2024 **Type:** General and Special Elections

Voter Registration Deadlines

Online: By 11:59 p.m., Tuesday, Oct. 15, through the Virginia Department of Elections Citizen Portal: vote.elections.virginia.gov/VoterInformation
By Mail: Postmarked on or before Tuesday, Oct. 15
In-Person: Through October 15 at the Fairfax County Office of Elections, Suite 323, 12000 Government Center Parkway, Fairfax
Same-Day Registration: Oct. 16 to Nov. 2 at any early voting location; on Election Day, available only at your precinct.

Extended voter registration for uniformed service members, their families and those temporarily abroad; contact the Fairfax County Office of Elections for details.



Early Voting

Dates: Friday, Sept. 20 - Saturday, Nov. 2
Locations: Early voting available at Fairfax County Government Center, Mount Vernon Governmental Center, North County Governmental Center, and 13 additional locations beginning Thursday, Oct. 17, ending Saturday, Nov. 2. Scan QR code below for additional locations and details.
ID Requirements: Present an acceptable ID or sign an ID Confirmation Statement; curbside voting is available.
Absentee by Mail: Surrender your mail-in ballot if voting early in person; otherwise, vote a provisional ballot.

Not sure where to vote on Election Day?

Visit the Citizen Portal on the Virginia Department of Elections website, vote.elections.virginia.gov/, or contact the Fairfax County Office of Elections at 703-222-0776 (TTY 711) or voting@fairfaxcounty.gov.

Board Agenda Item
June 23, 2026

ACTION – 3

Approval of a Resolution to Authorize the Extension of Time to Issue General Obligation Bonds for Public Safety Facilities

ISSUE:
Board approval of a resolution requesting the Circuit Court to order an extension of time for issuance of County general obligation bonds for public safety facilities.

RECOMMENDATION:
The County Executive recommends that the Board adopt the proposed resolution requesting the Circuit Court to order a two-year extension of the period for issuance of County bonds for public safety facilities authorized on November 6, 2018, from eight years to ten years.

TIMING:
Board action is requested on June 23, 2026.

BACKGROUND:
In 1991, the Virginia Code was amended to include a limitation on the authorization time period for local government bonds approved by referendum after 1991. More specifically, *Virginia Code Section 15.2-2611* states in pertinent part:

> Bonds authorized by a referendum may not be issued by a locality more than eight years after the date of the referendum; however, this eight-year period may, at the request of the governing body of the locality, be extended to up to ten years after the date of the referendum by order of the circuit court of the locality, … entered before the expiration of the eight-year period. The court shall grant such extension unless the court is shown by clear and convincing evidence that the extension is not in the best interests of the locality.

At the regular election on November 6, 2018, Fairfax County voters approved the issuance of bonds totaling $182 million for public safety facilities. These bonds were authorized for the purposes of providing funds for the construction, reconstruction, enlargement, renovation, and equipment of civil and criminal justice facilities, police training and operational facilities and stations, and fire and rescue training facilities and stations.

To date, $58.72 million of the general obligation bonds authorized in the 2018 Public Safety Facilities Bond Referendum have been sold. The remaining, unissued $123.28 million in bonds authorized would be sold as part of the County's anticipated general obligation bond sales in January 2027 and January 2028. The following provides summary background for the two-year extension for several of the projects.

The Gunston Fire Station, Mason Police Station, and Fairview Fire Station are all anticipated to achieve substantial completion and occupancy by summer 2027. The requested extension ensures funding to process ongoing contractor payments and project closeout.

Funding plans initially included renovating or replacing the Mount Vernon Fire Station. However, to advance the Board of Supervisors' goal of colocation, this project was paused to pursue a broader, multi-agency plan for the site. This concept provides for the feasibility of co-locating the Mount Vernon Fire Station with the Mount Vernon Police Station, the District Supervisor's Office, and the Sherwood Library. The additional time will provide for further design and overall site layout options.

A two-year extension would also preserve funding for the Police Evidence Storage Building replacement. The existing facility is incorporated as part of the financing for Building One, the first phase of renovation as part of the master-planned Judicial Center Complex Redevelopment. This project was deferred due to budget constraints. The extension ensures that bond financing remains available and provides additional time to determine a path forward given the delay of Building One.

Initial plans for the 2018 Public Safety Bonds included a funding allocation for the Criminal Justice Academy, to be utilized alongside 2024 public safety bond funds for a new, consolidated facility. This project also involves co-locating the Academy with the Emergency Vehicle Operations Center (EVOC) at the new facility for operational efficiencies and enhanced security. Progress on this consolidated facility was paused to coordinate with a larger County real estate transaction. Following the Board's March 17, 2026, approval to sell several acres of the campus for private-sector data center development, a comprehensive site redesign was studied. The requested extension ensures continuous funding authority while staff incorporate the revised site layout and complete the final project design.

Initial plans for the 2018 Public Safety Bonds also allocated funding to support comprehensive courtroom renovations, including critical security system replacements and major building infrastructure upgrades. Because the County cannot shut down the entire court complex simultaneously, construction must proceed in an incremental, courtroom-by-courtroom sequence. A two-year extension is required to accommodate this extended phasing schedule and ensure uninterrupted daily courtroom operations.

It is important to note that while the projects cited for the Public Safety Bonds represent the current proposals regarding what projects to fund, the 2018 ballot question was phrased more generally to allow the Board flexibility as to precisely which projects to fund with the bond proceeds. Therefore, should circumstances change the scope of or need for any of the listed projects, the Board may use the bond proceeds for similar projects, so long as the projects are within the uses described in the ballot question.

EQUITY IMPACT:
This action item aligns with focus area 6 of the One Fairfax Policy. Funding for Police and Fire stations provides public safety services that are responsive to all residents so that everyone feels safe to live, work, learn, and play in any neighborhood of the County.

FISCAL IMPACT:
Staff recommend selling the remaining $123.28 million in bonds authorized by the 2018 Public Safety Facilities Bond Referendum balance as part of the County's anticipated general obligation bond sales in January 2027 and January 2028. The corresponding debt service costs have been incorporated into the County's long-term debt ratio projections and are referenced in the FY 2027-FY 2031 Adopted Capital Improvement Program (With Future Fiscal Years to 2036).

ENCLOSED DOCUMENTS:
Attachment 1: Extension Resolution

STAFF:
Christina Jackson, Deputy County Executive/Chief Financial Officer
Jennifer Miller, Deputy County Executive
Christopher Herrington, Director, Department of Public Works and Environmental Services (DPWES)
Tiya Raju, Deputy Director, DPWES
Philip Hagen, Director, Department of Management and Budget
Joseph LaHait, Deputy Director, Department of Management and Budget

ASSIGNED COUNSEL:
Martin Desjardins, Assistant County Attorney

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board auditorium in the Government Center at 12000 Government Center Parkway, Fairfax, Virginia on June 23, 2026, at which meeting a quorum was present and voting, the following resolution was adopted:

A RESOLUTION REQUESTING THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA, TO ORDER AN EXTENSION FOR ISSUANCE OF THE COUNTY'S PUBLIC SAFETY FACILITIES BONDS AUTHORIZED BY REFERENDUM ON NOVEMBER 6, 2018, FROM EIGHT YEARS TO TEN YEARS FROM THE DATE OF SUCH REFERENDUM AUTHORIZING THE BONDS

WHEREAS, the Board of Supervisors of Fairfax County, Virginia adopted a resolution on June 19, 2018, requesting the Circuit Court of Fairfax County, Virginia, to order a special election on the question of contracting a debt, borrowing money and issuing capital improvement bonds in the maximum aggregate principal amount of $182,000,000 to provide funds to finance the cost of public safety facilities, including construction, reconstruction, enlargement, renovation and equipment of civil and criminal justice facilities, police training and operational facilities and stations, fire and rescue training facilities and stations, and the acquisition of necessary land; and

WHEREAS, such resolution was duly filed with the Circuit Court of Fairfax County, Virginia pursuant to the provisions of the Public Finance Act of 1991, Chapter 26, Title 15.2, Code of Virginia, 1950, as amended; and

WHEREAS, on June 26, 2018, the Circuit Court of Fairfax County, Virginia, entered an order requiring the regular election officers of Fairfax County, Virginia, to open the polls on November 6, 2018, at all the voting places in the County to take the sense of the qualified voters of Fairfax County, Virginia, on the question whether the Board of Supervisors would be authorized to issue bonds in the maximum aggregate principal amount of $182,000,000 to provide funds to finance, including reimbursement to the County for temporary financing for, the costs of public safety facilities, including the construction, reconstruction, enlargement, renovation and equipment of civil and criminal justice facilities, police training and operational facilities and stations, fire and rescue training facilities and stations, including, fire and rescue stations owned by volunteer organizations and the acquisition of necessary land ("2018 Authorized Bonds"); and

WHEREAS, on November 6, 2018, the referendum was conducted in accordance with the order of the Court, and on November 10, 2018, the Fairfax County Electoral Board certified that 324,132 votes were counted for the question, and 141,146 votes were counted against the question; and

WHEREAS, pursuant to Virginia Code § 15.2-2611, bonds authorized by a referendum may not be issued by a locality more than eight years after the date of the referendum; however by order of the circuit court, the eight-year period may, at the request of the governing body of

the locality, be extended to up to ten years after the date of the referendum, which extension shall be granted unless clear and convincing evidence is provided showing that such extension is not in the best interests of the locality; and

WHEREAS, the plans for these bonds included, among other projects, the renovation, expansion, replacement, or renovation of the Gunston, Mason, Fairview, and Mount Vernon Fire Stations, as well as the Police Evidence Storage Building, Criminal Justice Academy, and Fairfax County Courthouse; and

WHEREAS, the Gunston, Mason, and Fairview Fire Stations are all in process and anticipated to achieve substantial completion and occupancy by summer 2027; and

WHEREAS, the Mount Vernon Fire Station project was paused to pursue a broader, multi-agency plan for the site providing for the feasibility of co-locating the Fire Station with the Mount Vernon Police Station, the District Supervisor's Office, and the Sherwood Library and additional time will provide for further design and overall site layout options; and

WHEREAS, the Police Evidence Storage Building replacement is now incorporated into the financing for Building One, the first phase of renovation as part of the master-planned Judicial Center Complex redevelopment, and the extension will ensure that this funding remains available; and

WHEREAS, the Criminal Justice Academy is being integrated into a consolidated facility with the Police Academy and Emergency Vehicle Operations Center, and because progress on this consolidated facility was paused to coordinate with a larger County real estate transaction, the extension will ensure continuous funding authority for this project; and

WHEREAS, comprehensive courtroom renovations must proceed in an incremental, courtroom-by-courtroom sequence because the County cannot shut down the entire court complex simultaneously and the extension will accommodate this extended phasing schedule; and

WHEREAS, $58.72 million of the general obligation bonds authorized in the 2018 Authorized Bonds have been sold; and

WHEREAS, the balance of $123.28 million principal amount of the 2018 Authorized Bonds is available to fund the remaining projects; and

WHEREAS, the remaining, unissued $123.28 million in bonds authorized are currently planned to be sold as part of the County’s anticipated general obligation bond sales in January 2027 and January 2028; and

WHEREAS, an extension from eight to ten years will ensure funding is available to address the remaining projects, and such extension is in the best interests of Fairfax County by allowing it to make use of bond funding authorized by County voters in lieu of alternative, more costly forms of financing; now, therefore,

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia:

Section 1. For the reasons stated above, the Fairfax County Board of Supervisors hereby requests the Circuit Court of Fairfax County to enter an order to extend for a period of two years the time within which the remaining authorized but unissued 2018 Authorized Bonds may be issued.

Section 2. The Board hereby directs the County Attorney to present a petition to the Circuit Court setting forth this request.

A copy teste.

GIVEN under my hand this _____ day of _____, 2026.

_____
Jill G. Cooper
Clerk for the Board of Supervisors
Department of Clerk Services

Board Agenda Item
June 23, 2026

INFORMATION - 1

Update to Tysons Public Facilities Cash Contribution Amount (Providence and Hunter Mill Districts)

Developer contributions toward public facilities are a key component to realize the vision for Tysons described in the Comprehensive Plan (Plan). The unique nature of transforming Tysons from primarily office use into a mixed-use urban community requires adding residential uses that drive public facility needs well beyond what was previously planned. While many redevelopment approvals in Tysons include commitments to construct or provide public facility space as part of their entitlement, there are cases where a monetary contribution is appropriate to address public facility needs. Not all redevelopment sites are suitable for accommodating public facilities, making it necessary to maintain flexibility with how applicants address public facility impacts generated from development proposals. Allowing mitigation through either the construction of facilities and/or the provision of monetary contributions ensures that public facility needs can be met in a manner proportional to the development's impact.

The Department of Planning and Development (DPD) is responsible for periodically evaluating the contribution formula for public facilities in the Tysons Urban Center and making recommendations for suggested contribution rate adjustments. Annual rate adjustments, if any, are made to compensate for inflation in project construction costs, in accordance with the Consumer Price Index for all urban consumers (CPI-U), as reported by the United States Department of Labor, or Bureau of Labor Statistics, in conformance with *Virginia Code Section 15.2-2303.3(B)*. The suggested rate adjustments are commensurate with adjustments to the Tysons-wide Road Fund rates for residential and non-residential development, which are approved annually by the Board.

In 2010, the base contribution formula of $1.50 per square foot (PSF) of Gross Floor Area (GFA) was derived from the average PSF cost to construct a fire station as part of the Spring Hill Demonstration Project (RZ 2010-PR-014A, B, D, and E), the first entitlement case reviewed under the updated Plan for Tysons, adopted on June 22, 2010.

DPD periodically evaluates the rate to capture inflation and ensure that there is equity in the suggested contribution amount. For example, a developer who proffered a base contribution of $1.50 PSF with an escalation clause in 2010 would be contributing more (in 2026) than a developer proffering the same base of $1.50 PSF in 2026 if the base rate were not adjusted, which highlights the need to annually revisit the suggested base rate.

The suggested PSF of GFA contribution amount for public facilities was last updated in June 2025, with an increase from $2.22 to $2.28. Based on the CPI-U and commensurate with the proposed 2026 Tysons-wide Road Fund Rates, the suggested new public facility contribution rate is $2.34 PSF of GFA.

Unless otherwise directed by the Board of Supervisors, beginning July 1, 2026, the public facility contribution amount in Tysons will be at a suggested rate of $2.34 PSF of GFA for all rezoning applications filed after that date. In-process applications will utilize the suggested rate in effect at the time the application was accepted for review.

EQUITY IMPACT:
Staff conducted an Equity Impact Assessment and determined that the populations in the Tysons Urban Center and the immediately surrounding communities rate “average,” “low,” or “very low” on the vulnerability index. While it is possible that increasing suggested developer contribution rates may result in some costs passed on via increased rent and land prices, the 2026 suggested public facility rate adjustment is consistent with past increases and, given best available current data, no adverse impact is anticipated. The annual rate increase continues to support the need for public facilities in the community.

FISCAL IMPACT:
Utilizing the suggested revised rates will increase developer contributions that support the development of public facilities needed in the Tysons Urban Center.

ENCLOSED DOCUMENTS:
None

STAFF:
Bryan Hill, County Executive
Jennifer Miller, Deputy County Executive
Tracy Strunk, Director, Department of Planning and Development (DPD)
Leanna O’Donnell, Implementation and Technology Division Director, DPD
Suzie Battista, Urban Centers Section Director, DPD

ASSIGNED COUNSEL:
Laura Gori, Senior Assistant County Attorney

Board Agenda Item
June 23, 2026

CLOSED SESSION:

(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, as identified below, where discussion in an open session would adversely affect the negotiating or litigating posture of the public body, as well as consultation with legal counsel regarding specific legal matters listed below requiring the provision of legal advice by such counsel, all as permitted by Virginia Code § 2.2-3711(A) (7) and (8).

1. *Maxwell Hollis v. Schaefer Pyrotechnics, Inc., Kimmel R. Schaefer, Town of Vienna, Catherine L. Corona Salgado, Timothy J. Miscovich, Keith H. Johnson and Jeffrey Thomas,* Case No. CL-2023-0012002 (Fx. Co. Cir. Ct.)

2. *Jeffrey Payne v. Joshua Moser,* Case No. 1:24-cv-398 (E. D. Va.)

3. *Board of Supervisors of Fairfax County, Virginia, and Gabriel M. Zakkak, Director, Fairfax County Department of Code Compliance v. Christopher Schubert, Trustee and Jill Schubert, Trustee,* Case No. CL-2024-0008788 (Fx. Co. Cir. Ct.) (Braddock District)

4. *Jay Riat, Building Official for Fairfax County, Virginia v. Santa L. Centellas, Wilson Centellas and Luz. S. Centellas,* Case No. GV26-12599 (Fx. Co. Cir. Ct.) (Braddock District)

5. *Jay Riat, Building Official for Fairfax County, Virginia v. Rajwinder Singh,* Case No. CL-2025-0008986 (Fx. Co. Cir. Ct.) (Dranesville District)

6. *Jay Riat, Building Official for Fairfax County, Virginia v. Walker Road Estate, LLC.,* Case No. GV26-11796 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kathy Lynn Dickson Trust and Kathy Lynn Dickson,* Case No. CL-2026-0007455 (Fx. Co. Cir. Ct.) (Franconia District)

8. *Jay Riat, Building Official for Fairfax County, Virginia v. Hometown Audubon, LLC.,* Case No. GV26-13688 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

9. *Jay Riat, Building Official for Fairfax County, Virginia v. Jorge Gilberto Solorzano Rubio, Liliana Gonzalez de Solorzano and Andy B. Solorzano Gonzalez,* Case No. GV26-13691 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

10. *Jay Riat, Building Official for Fairfax County, Virginia v. Jose Israel Romero, Carlos Romero and Flor Maritza Melgar,* Case No. GV26-13933 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

11. *Leslie B. Johnson, Fairfax County Zoning Administrator v. 8410-8420 Richmond Highway, LLC. and Ministerio Avance Misionero Maranatha,* Case No. GV26-14587 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

12. *Jay Riat, Building Official for Fairfax County, Virginia v. Mohammad M. Alam and Noor A. Nobuat,* Case No. GV26-14860 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

13. *Jay Riat, Building Official for Fairfax County, Virginia. v. Brett Rudolph Newgaard,* Case No. GV26-01598 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

14. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. United Rental Properties, LLC.,* Case No. GV26-09858 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

15. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. The Heirs of Lawrence B. Orth, Claire Lynn Orth and Richard Lowry Orth,* Case No. GV26-14418 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

16. *Jay Riat, Building Official for Fairfax County, Virginia v. Ruben A. Zurita, and Maria Mabel Cordova Soto,* Case No. CL-2026-0003445 (Fx. Co. Cir. Ct.) (Mason District)

17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Burcin Kalender and Saadet Kalender,* Case No. GV26-13394 (Fx. Co. Gen. Dist. Ct.) (Mason District)

18. *Jay Riat, Building Official for Fairfax County, Virginia v. 5731 General Washington Drive, LLC. and In Stock Today Cabinets, LLC.,* Case No. GV26-00511 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

19. *Jay Riat, Building Official for Fairfax County, Virginia v. Geomyra Lewis Pollard a/k/a Geomyra Nichel Lewis and Geonel Navon Lewis,* Case No. GV26-13433 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

20. *Jay Riat, Building Official for Fairfax County, Virginia v. Matthew Ryan McGinley and Dru Alexis McGinley,* Case No. GV26-13441 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

21. *Jay Riat, Building Official for Fairfax County, Virginia v. Ayse N. Van den Tillaart and Hendrikus Van den Tillaart,* Case No. GV26-14406 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

22. *Jay Riat, Building Official for Fairfax County, Virginia v. Aminullah Abbasi and Samira Abbasi,* Case No. CL-2024-0007819 (Fx. Co. Cir. Ct.) (Providence District)

23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Sidney Tobia Harris,* Case No. CL-2021-0008931 (Fx. Co. Cir. Ct.) (Springfield District)

24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Zabiullah Ahmed,* Case No. CL-2025-0018964 (Fx. Co. Cir. Ct.) (Springfield District)

25. *Jay Riat, Building Official for Fairfax County, Virginia and Leslie B. Johnson, Fairfax County Zoning Administrator v. Mahboubeh Mohebbi and Jafar Hafstavar,* Case No. CL-2026-0008972 (Fx. Co. Cir. Ct.) (Springfield District)

26. *Gabriel M. Zakkak, Property Maintenance Code for Fairfax County, Virginia v. Dennis R. Hash and Evelyn L. Remaley Hasch,* Case No. GV25-28437 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nader E. Mirhakkak,* Case No. GV-25-30912 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

28. *Gabriel M. Zakkak, Property Maintenance Code for Fairfax County, Virginia v. Nader E. Mirhakkak,* Case No. GV25-30923 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

29. *Jay Ria, Building Official for Fairfax County, Virginia and Gabriel M. Zakkak, Property Maintenance Code for Fairfax County, Virginia v. Roberta Couver,* Case No. CL-2026-0008787 (Fx. Co. Cir. Ct.) (Sully District)

Board Agenda Item
June 23, 2026

3:30 p.m.

Public Hearing on PCA-2003-HM-046-05 (Woodland Park Crossing Retail, LLC) to Amend the Proffers for RZ-2003-HM-046 to Permit Modifications to the Proffers with no Change to the Overall Floor Area Ratio (FAR) of 0.51, Located on Approximately 6.46 Acres of Land Zoned PDC (Hunter Mill District)

This property is located on the N. of Sunrise Valley Dr., E. of Corporate Park Dr., and W. of Woodland Pointe Ave. Tax Map 16-4 ((23)) C.

PLANNING COMMISSION RECOMMENDATION:
On June 3, 2026, the Planning Commission voted 10-0 (Commissioners Bennett and Thomas were absent from the meeting) to recommend to the Board of Supervisors approval of PCA-2003-HM-046-05, subject to the execution of proffers consistent with those dated May 13, 2026.

In a related action, the Planning Commission voted 10-0 (Commissioners Bennett and Thomas were absent from the meeting) to approve FDPA-2003-HM-046-003.

ENCLOSED DOCUMENTS:
Additional information available online at:
https://www.fairfaxcounty.gov/planning-development/board-packages

Planning Commission Meetings Video Archive available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

STAFF:
Suzanne L. Wright, Director, Zoning Evaluation Division (ZED), Department of Planning and Development (DPD)
Karen Yee, Planner, ZED, DPD

Board Agenda Item
June 23, 2026

3:30 p.m.

Public Hearing on RZ-2022-HM-00003 (Pulte Home Company LLC) to Rezone from I-4 to PRM to Permit the Development of 112 Multifamily Dwelling Units and 46 Stacked Townhouse Units with a Floor Area Ratio (FAR) of 1.39 Inclusive of Bonus Density and Approval of the Conceptual Development Plan, Located on Approximately 5 Acres of Land (Hunter Mill District)

This property is located along Samuel Morse Dr., S. side of Sunset Hills Rd. and N. side of Reston Station Blvd. Tax Map 18-3 ((6)) 7A, 7B and 7C.

PLANNING COMMISSION RECOMMENDATION:
On June 3, 2026, the Planning Commission voted 10-0 (Commissioners Bennett and Thomas were absent from the meeting) to defer the decision only on RZ/FDP-2022-HM-00003 to June 10, 2026, with the record remaining open for written comments, including the following:

- Improvements to Easterly Road;
- Striping for Reston Station Boulevard;
- Remediation of dust for Lofts 1;
- Snow removal within 24 hours of the end of the storm; and
- Trees along Sunset Hills Road.

ENCLOSED DOCUMENTS:
Additional information available online at:
https://www.fairfaxcounty.gov/planning-development/board-packages

Planning Commission Meetings Video Archive available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

STAFF:
Suzanne L. Wright, Director, Zoning Evaluation Division (ZED), Department of Planning and Development (DPD)
Kevin McMahan, Planner, ZED, DPD

Board Agenda Item
June 23, 2026

3:30 p.m.

Public Hearing on SE-2025-DR-00027 (Sweetgreen Dupont, LLC) to Permit a Restaurant with Drive-Through, Located on Approximately 25,929 Square Feet of Land Zoned C-6 (Dranesville District)

This property is located in the Dranesville District. Tax Map 31-3 ((1)) 113.

PLANNING COMMISSION RECOMMENDATION:
On May 13, 2026, the Planning Commission voted 12-0 to recommend to the Board of Supervisors approval of the following actions:

- SE-2025-DR-00027 subject to the development conditions consistent with those dated April 29, 2026;
- Modification of the minimum lot area requirement for the C-6 District;
- Waiver of the interior parking landscaping requirement;
- Waiver of the peripheral parking lot landscaping requirement along Old Dominion Drive and Briar Ridge Road;
- Modification of stacking space requirement to permit 9 stacking spaces in lieu of the required 11 stacking spaces; and
- Waiver of the Comprehensive Plan trail requirement along Old Dominion Drive.

ENCLOSED DOCUMENTS:
Additional information available online at:
https://www.fairfaxcounty.gov/planning-development/board-packages

Planning Commission Meetings Video Archive available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

STAFF:
Suzanne L. Wright, Director, Zoning Evaluation Division (ZED), Department of Planning and Development (DPD)
Karen Yee, Planner, ZED, DPD

Board Agenda Item
June 23, 2026

4:00 p.m.

Public Hearing on AFR-2025-SP-00005 (Armstrong Local Agricultural and Forestal District Renewal) to Permit Renewal of a Previously Approved Agricultural and Forestal District, Located on 40.0367 Acres of Land Zoned R-C and WS (Sully District)

This property is located at 11921 Henderson Rd., Clifton, 20124. Tax Map 95-3 ((1)) 16Z.

PLANNING COMMISSION RECOMMENDATION:
On May 20, 2026, the Planning Commission voted 9-0 (Commissioners Cortina, Landgraf and Wang were absent from the meeting) to recommend that the Board of Supervisors adopt a district ordinance renewing the Armstrong Local Agricultural and Forestal District, to be codified in Appendix F of the County Code, as proposed in AFR 2025-SP-00005, pursuant to Chapter 44 of Title 15.2 of the Code of Virginia and Chapter 115 of the Fairfax County Code, as set forth in page 19 and appendix 1 of the Staff Report dated May 6, 2026.

ENCLOSED DOCUMENTS:
Additional information available online at:
https://www.fairfaxcounty.gov/planning-development/board-packages

Planning Commission Meetings Video Archive available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

STAFF:
Suzanne L. Wright, Director, Zoning Evaluation Division (ZED), Department of Planning and Development (DPD)
Sophia Fisher, Planner, ZED, DPD

Board Agenda Item
June 23, 2026

4:00 p.m.

Public Hearing on Proposed Plan Amendment 2021-IV-LP1, Lorton Core Study in the LP2 Lorton-South Route 1 Community Planning Sector and Suburban Center of the Lower Potomac Planning District (Mount Vernon District)

ISSUE:
Plan Amendment (PA) 2021-IV-LP1 proposes to amend the Comprehensive Plan recommendations for the Lorton-South Route 1 Community Planning Sector and Suburban Center, an area comprised of approximately 3,200 acres in the Mount Vernon Supervisor District. The subject area is located in southeast Fairfax County and bounded by Accotink Creek on the north, by Fort Belvoir Main Post and Old Colchester Road on the east, by Furnace Road on the west, and by the Occoquan River on the south. The area is planned for residential uses in areas designated as Suburban Neighborhoods and Low-density Residential Areas, a mixed-use town center surrounding the Lorton VRE station, retail shopping centers, and industrial areas. The Plan amendment proposes updating the Comprehensive Plan guidance for the area with a land use framework centered around a mixed use core area east of I-95 with five activity nodes with recommendations for mixed use development, urban design, placemaking, and mobility enhancements. Changes are also proposed to the Transportation Plan Maps, including but not limited to revisions to the street network, active transportation improvements, extension of the Richmond Highway Bus Rapid Transit (BRT) from Fort Belvoir to the Occoquan River, and addition of BRT stations in the study area.

PLANNING COMMISSION RECOMMENDATION:
On June 3, 2026, the Planning Commission voted 10-0 (Commissioners Bennett and Thomas were absent from the meeting) to recommend to the Board of Supervisors the adoption of Plan Amendment 2021-IV-LP1, as shown in the Planning Commission handout dated June 3, 2026.

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation.

Board Agenda Item
June 23, 2026

TIMING:
Planning Commission Public Hearing and Decision - June 3, 2026, at 7:30 PM
Board of Supervisors' Public Hearing - June 23, 2026, at 4:00 PM

BACKGROUND:
On January 26, 2021, the Board of Supervisors authorized the consideration of a Comprehensive Plan amendment for the LP2 Lorton-South Route 1 Community Planning Sector and Suburban Center in the Mount Vernon Supervisor District. The most recent areawide review of the LP2 Suburban Center Plan occurred in 1992. In authorizing this amendment, the Board directed staff to identify and evaluate potential changes that reflect the community's vision through an updated plan for land use, placemaking and connectivity, parks and recreational areas, environmental corridors, historic resources, public facilities, multi-modal transportation and other supporting infrastructure that could contribute to an improved "sense of place" within the Lorton area.

EQUITY IMPACT:
The Lorton Core Study was guided by the Lorton Visioning Task Force, a panel of community members from the Lorton area who prioritized the creation of a high-quality living environment for all community members. The Task Force adopted principles based on the themes of Equity, Access, Housing, Community Health and Economic Development to guide the three-phased community visioning process. Community outreach for the amendment included dozens of meetings with the task force, as well as community open houses and individual discussions with community members at several events in the Lorton area.

The proposed Plan Amendment has the potential for creating thousands of new residential dwellings in the Lorton-South Route 1 Suburban Center, primarily consisting of multifamily units, which aligns with the county's goals of prioritizing access to affordable housing. Plan recommendations support increasing transportation options that would connect the area with employment opportunities, including through an extension of "The One" BRT services on Richmond Highway. The Plan includes a land use framework that connects current and future residents with greater access to active and multimodal transportation facilities open spaces and parks to support health and quality of life for all community members. Finally, the plan prioritizes non-residential ground floor spaces at key sites in the designated core area, as well as an innovation campus south of the core area, to support a well-prepared workforce and long-term economic viability for the Lorton community.

Board Agenda Item
June 23, 2026

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Handout

The Planning Commission Meetings Video Archive is available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

The Planning Commission Action is available at:
https://www.fairfaxcounty.gov/planningcommission/planning-commission-actions-2026

Planning Commission Action - Lorton Core Study

The Staff Report for PA 2021-IV-LP1 has been previously furnished and is available online at:
https://www.fairfaxcounty.gov/planning-development/plan-amendments/staff-reports

STAFF:
Jennifer Miller, Deputy County Executive
Tracy Strunk, AICP, Director, Department of Planning and Development (DPD)
Kelly Atkinson, AICP, Director, Planning Division (PD), DPD
Graham Owen, AICP, Branch Chief, Policy & Plan Development Branch (PPDB), PD, DPD
Stephen Waller, AICP, Planner III, PPDB, PD, DPD

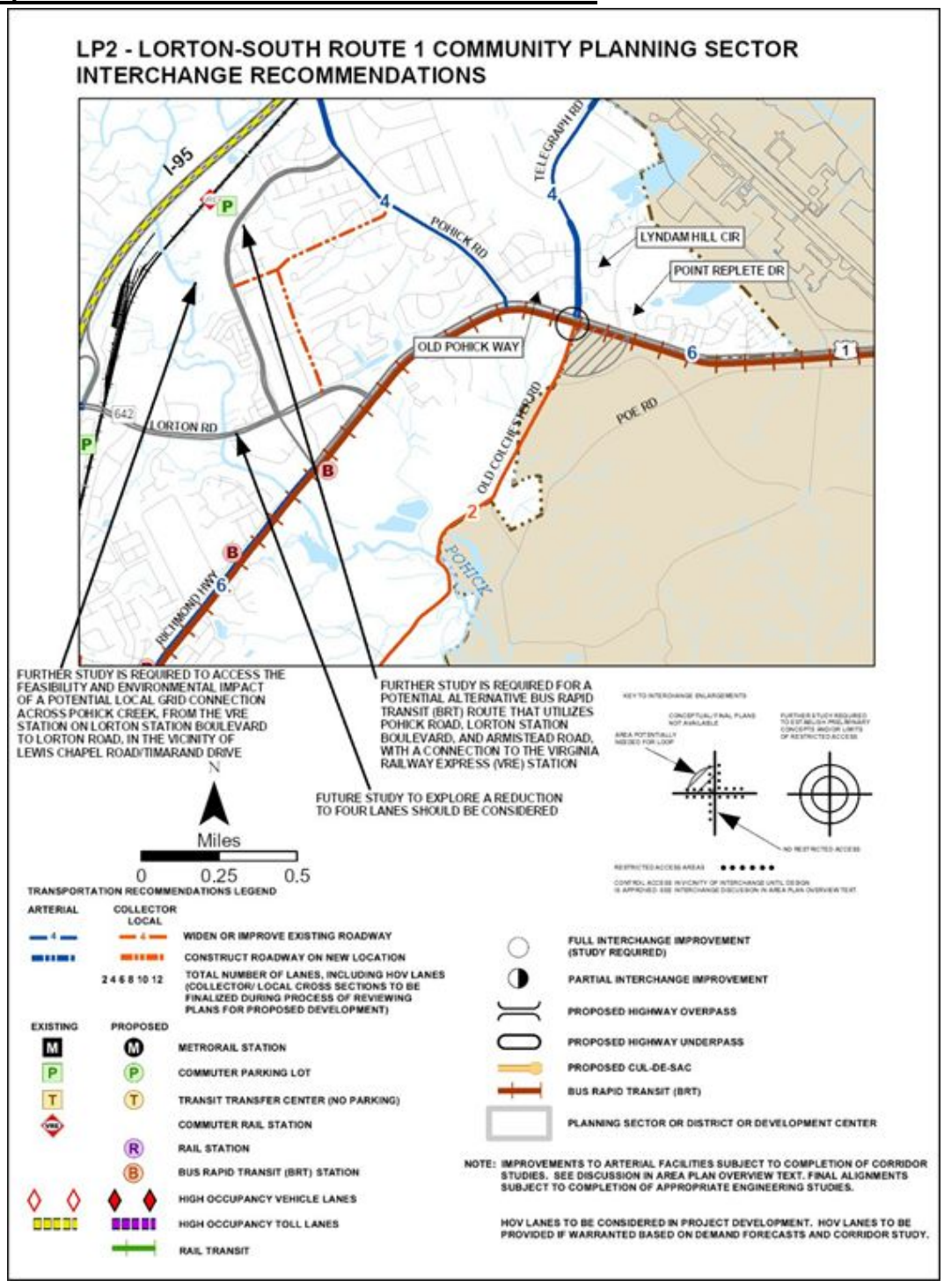
ATTACHMENT 1

PLANNING COMMISSION HANDOUT
RECOMMENDED MODIFICATIONS
June 3, 2026

Plan Amendment 2021-IV-LP1
Lorton Core Study

The following proposed text is based on the Staff Report for Plan Amendment **2021-IV-LP1, dated May 13, 2026:**

MODIFY: Figure 8B on Page 19 of the plan amendment in Attachment I, by adding a third arrow that points to Lorton Road together with a new note stating the following: "**Future study to explore a reduction to four lanes should be considered**".



MODIFY: Figures 11A and 11B on Page 25 of the proposed plan amendment in Attachment I, my recommendation is to rearrange the order of these two exhibits so that the six-lane option is provided first, and with a modified caption that reads "**Figure 11A: Alternative 1 - Lorton Road streetscape with 6 vehicular lanes**". Next, I recommend for the four-lane option to be retained in the amendment with a modified caption that identifies it as "**Figure 11B: Preferred Alternative 2 - Lorton Road streetscape with 4 vehicular lanes**", and in parentheses with this caption, I would like to add the same note that I am recommending to be added to the previously mentioned map, and is should read: "**(future study to explore a reduction to four lanes should be considered)**."

Figure 11A: Alternative 1 - Lorton Road streetscape with 6 vehicular lanes

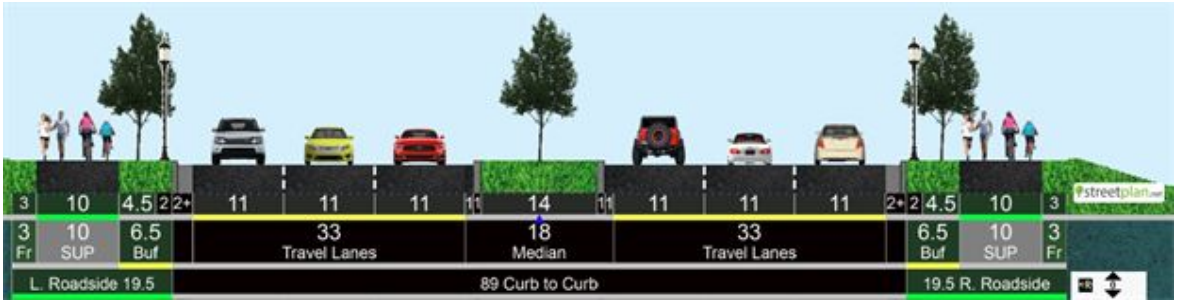
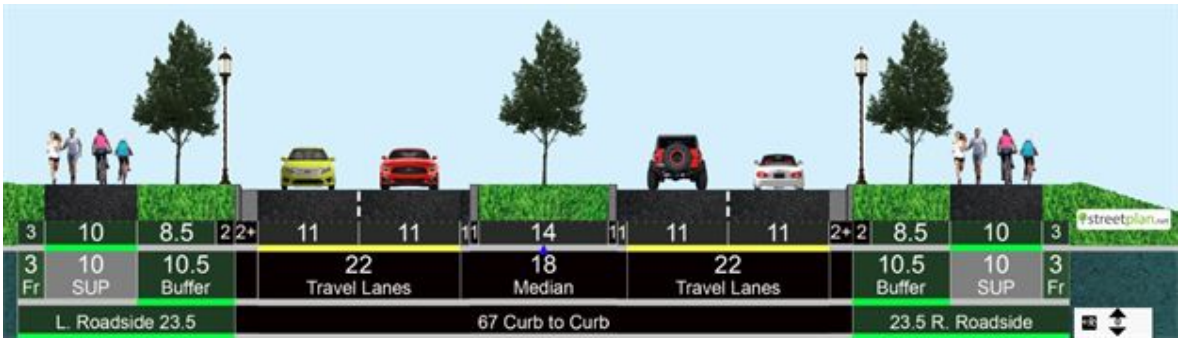


Figure 11B: Preferred Alternative 2 - Lorton Road streetscape with 4 vehicular lanes
(future study to explore a reduction to four lanes should be considered)



MODIFY: My final recommendation is that the plan amendment should be modified to provide additional information highlighting the significance of existing and planned trails and pedestrian facilities that are present in the Lorton area. Therefore, Mr. Chairman, in Paragraph 1 of the Active Transportation section, which is at the bottom of Page 20 of the plan amendment in Attachment I, I am recommending that we add a new sentence directly after the opening sentence, and it should to read as follows: "**The Lorton area contains several existing and planned regional and national trails, including the Cross County Trail, the Lorton/Laurel Hills trails, the Potomac Heritage National Scenic Trail, the Washington-Rochambeau National Historic Trail, the East Coast Greenway, and U.S. Bicycle Route 1.**"

Board Agenda Item
June 23, 2026

4:00 p.m.

Public Hearing on the Sale of 2.2 Million Gallons Per Day of Fairfax County's Unused Treatment Capacity at the Alexandria Renew Treatment Plant to the City of Alexandria

ISSUE:
The Board of Supervisors (Board) approval of an agreement to sell 2.2 million gallons per day (MGD) of Fairfax County's (County) unused treatment capacity at the Alexandria Renew (AlexRenew) treatment plant to the City of Alexandria, Virginia (City) to meet its growing need for additional treatment plant capacity.

RECOMMENDATION:
Staff recommend that the Board approve the Capacity Sales Agreement with the City for the purchase of wastewater treatment capacity at AlexRenew treatment plant and authorize the County Executive to execute the agreement in Attachment I.

TIMING:
Immediate. On May 19, 2026, the Board authorized advertisement for a public hearing to be held on June 23, 2026. The public hearing of the capacity sales agreement was advertised June 2 and June 9, 2026.

BACKGROUND:
AlexRenew owns and operates a wastewater treatment plant that receives wastewater from the City of Alexandria and Fairfax County. The treatment plant has a total capacity of 54 MGD. The County's current average daily flow is approximately 17 MGD.

Under the existing 1998 service agreement between the County and AlexRenew, the County is entitled to 32.4 MGD of annual-average treatment capacity, representing 60 percent of the total plant capacity. As proposed, the City would purchase 2.2 MGD of unused annual-average treatment capacity through a Capacity Sales Agreement. After the transaction, the County's share would adjust to 30.2 MGD (56 percent), while the City's share would increase to 23.8 MGD (44 percent).

Importantly, this sale does not compromise the County's ability to serve existing or future customers in the AlexRenew service area. When capacity allocations were originally established in the 1970s, long-term projections assumed higher per capita water usage and greater system groundwater infiltration than what has materialized.

Advances in water conservation and sustained investment in wastewater infrastructure have reduced groundwater infiltration and overall demand. Current and projected flows indicate that the County retains sufficient capacity to accommodate growth through 2050 and beyond. Staff will continue long-range planning with AlexRenew, the City, and regional partners to ensure that future needs can be met, including potential plant expansions. By selling the unused capacity now, the County can recover future construction costs of any future capacity needs and will reduce the County's share of upcoming capacity upgrade costs at the plant that are not projected to be used by the County. The changes in allocation to the City will not adversely affect the efficiency of the system.

A draft of the sales agreement is provided in Attachment I.

EQUITY IMPACT:
This agreement promotes regional environmental equity and reflects thoughtful stewardship of County assets, strong interjurisdictional partnership, and long-term planning that benefits both County residents and the broader region. It provides a cost-effective option in decreasing fiscal investment at the plant where it is unused, while helping ensure that a neighboring community can meet its growing needs without disproportionate financial burden. The agreement supports shared environmental benefits across jurisdictions, aligning with the County's broader equity and sustainability commitments.

FISCAL IMPACT:
The County will receive $39,842,000 in proceeds from the sale of unused treatment capacity paid in two installments in 2026 from the City. The City will make the first payment of $19.921 million to the County within 30 days after the effective date of the agreement or by July 15, 2026, whichever is later. Then the City will make a second payment of $19.921 million no later than December 31, 2026.

The proceeds from the sale of this capacity will go into the County's Integrated Sewer Fund to fund future wastewater projects.

ENCLOSED DOCUMENTS:
Attachment I: Wastewater Capacity Sale and Purchase Agreement between the Board of Supervisors of Fairfax County and The City of Alexandria, Virginia,

Board Agenda Item
June 23, 2026

STAFF:
Jennifer Miller, Deputy County Executive
Christopher Herrington, Director, Department of Public Works and Environmental Services (DPWES)
Eleanor Ku Codding, Deputy Director, Water Resources and Infrastructure, DPWES
William Barrack II, Director, Wastewater Planning and Monitoring Division, DPWES

ASSIGNED COUNSEL:
Marc Gori, Assistant County Attorney

CAPACITY SALE AGREEMENT

This Capacity Sale Agreement ("Agreement") is made by and between the Board of Supervisors of Fairfax County, Virginia ("County") and the City of Alexandria, Virginia ("City"), each a Virginia public body (together, the "Parties").

Effective Date: Date last signed below ("Effective Date").

RECITALS

WHEREAS, the County and the City of Alexandria, Virginia, Sanitation Authority ("AlexRenew" or "Authority") are parties to an Amended and Restated Service Agreement dated October 1, 1998 (the "1998 County-Authority Service Agreement").

WHEREAS, the City and AlexRenew are parties to an Amended and Restated Service Agreement dated June 6, 2018 (the "2018 City-Authority Service Agreement");

WHEREAS, under these Service Agreements, each jurisdiction holds defined wastewater capacity shares (service entitlements) in AlexRenew's Joint Use Facilities as defined therein, and those shares determine cost allocations and related obligations. The Service Agreements contemplate conveyances of capacity shares via amendment;

WHEREAS, the Parties now desire that the County sell and assign 2.2 million gallons per day ("MGD"), calculated on an annual-average daily flow basis, of the County's treatment capacity in the AlexRenew Sewage Treatment Plant;

WHEREAS, the Parties acknowledge and agree that this Agreement does not convey any ownership, leasehold, or property interest in any part of the Authority's System or Joint Use Facilities as defined in the Service Agreements.

WHEREAS, prior to this Agreement, the City Manager of the City of Alexandria, the Director of the Department of Public Works and Environmental Services of Fairfax County, and the Chief Executive Officer of AlexRenew executed a Letter of Understanding dated April 2, 2026 (the "LOU") memorializing (i) the City's and County's commitment to enter into this Capacity Sale Agreement, (ii) AlexRenew's administrative application of the revised capacity shares—County: 30.2 MGD (56%) / City: 23.8 MGD (44%)—upon the Effective Date of this Agreement, (iii) the County's and AlexRenew's agreement to jointly fund and AlexRenew to construct improvements to the AlexRenew Sewage Treatment Plant to increase its design capacity from 54 MGD to 58 MGD, (iv) revising the County's capacity share to 32.4 MGD (56%) and the City's capacity share to 25.6 MGD (44%) upon the issuance of a Certificate to Operate from the Virginia Department of Environmental Quality for the increased design capacity; and (v) the

County's and AlexRenew's cooperation to administratively update the metering facilities exhibits under the 1998 County-Authority Service Agreement to incorporate new and reconfigured metering facilities. The LOU is an executive, non-binding administrative understanding only, does not amend any Authority Agreement, and is expressly subject to subsequent approvals of this Agreement and conforming Authority Agreement amendments by the respective governing bodies.

NOW, THEREFORE, the Parties agree as follows:

1. Definitions

1.1. Authority System. The complete wastewater collection, conveyance, treatment, storage, and disposal system owned and operated by the Authority, as it may exist over time, including the Sewage Treatment Plant and interceptors and appurtenances owned by the Authority.

1.2. Joint Use Facilities. The portions of the Authority System used to provide service to both the County and the City of Alexandria.

1.3. Service Agreements. The 1998 County-Authority Service Agreement and the 2018 City-Authority Service Agreement.

1.4. Service Agreement Amendments. Amendments to be executed by AlexRenew, the County, and the City adjusting capacity shares and updating any exhibits, schedules, and allocations under the Service Agreements consistent with this Agreement.

1.5. Transferred Capacity. The 2.2 MGD of annual-average daily flow of treatment capacity at the AlexRenew Sewage Treatment Plant, from the County to the City, together with the proportionate associated maximum-day capacity, as recognized by AlexRenew in the Service Agreements and any amendments thereto.

2. Sale and Assignment of Capacity (Service Entitlement Only)

2.1. Sale/Assignment. The County hereby sells, assigns, and transfers to the City all of the County's service entitlement to the Transferred Capacity.

2.2. No Ownership. The Transferred Capacity is not a title, lien, easement, leasehold, or any other property interest in the Authority System or Joint Use Facilities, all of which are owned and controlled by AlexRenew.

2.3. Recognition. The Parties mutually understand that AlexRenew agrees to recognize the Transferred Capacity as of the Effective Date of this Agreement and further agrees to memorialize the capacity reallocation in the Service Agreement Amendments.

2.4. Post-Sale Shares. Once the Effective Date for the Transferred Capacity occurs, the Parties' annual¬ average treatment capacity shares will be as follows: County 30.2 MGD (56%); City 23.8 MGD (44%).

3. Consideration; City Funding Installments

3.1. Purchase Price. The City shall pay the County a total of $39,842 million for the Transferred Capacity. The City shall make a first payment of $19,921 million to the County within 30 days after the Effective Date, or by July 15, 2026, whichever is later. The City shall make a second payment of $19,921 million no later than December 31, 2026; otherwise, this Agreement and the City's right to the Transferred Capacity is automatically terminated without the need for any further action by the Parties. The County shall provide the City wiring instructions for payment within 15 days of the date the first and second payments are due.

4. No Third-Party Service Obligations; No AlexRenew Obligations Created

This Agreement transfers treatment capacity shares at the AlexRenew Sewage Treatment Plant from the County to the City. It does not amend the Service Agreements or impose obligations on AlexRenew. Rights against AlexRenew (including service and billing) continue to be governed solely by the Service Agreements, as amended.

5. Representations

Each Party represents it has taken all necessary action to approve and execute this Agreement and that entering into this Agreement will not violate applicable law or the Service Agreements.

6. Miscellaneous

6.1. Governing Law. This Agreement is governed by the laws of the Commonwealth of Virginia.

6.2. Notices. Written notices under this Agreement shall be delivered to the addresses designated by each Party.

6.3. Entire Agreement; Amendments. This document is the entire agreement between the Parties regarding the Transferred Capacity and may be amended only by a writing signed by both Parties.

6.4. Further Assurances / No Third-Party Beneficiaries / Severability. Each Party shall execute further documents reasonably necessary to implement this Agreement. This Agreement creates no rights in any third party (including the Authority). If any provision is held invalid, the remainder continues in effect

6.5. No Partnership. This Agreement does not create a joint venture, partnership, or other relationship whereby either Party would be liable for the omissions, commissions, or performance of the other Party.

6.6. Assignment. Neither Party may assign this Agreement without the other's written consent.

6.7. Force Majeure. With respect to matters contemplated by this Agreement, neither Party is liable or responsible to the other for any injury to property, or for any inability to meet the terms of this Agreement, if that injury or inability was caused by any Force Majeure event.

6.8. Counterparts. This Agreement may be executed in counterparts, including electronic signatures, each of which is deemed an original.

CITY OF ALEXANDRIA, VIRGINIA

By: _____

James F. Parajon

City Manager

421 King Street

Alexandria, VA 22314

Approved as to Form:

_____

Office of the City Attorney

City of Alexandria, Virginia

COMMONWEALTH OF VIRGINIA

City of Alexandria, to-wit:

The foregoing instrument was acknowledged before me this 19th day of May, 2026, by Jim Parajon. City Manager of the City of Alexandria, Virginia.

_____

Notary Public

DIONA NICHOLE GUY
Notary Public
Commonwealth of Virginia
Registration No. 8104994
My Commission Expires Apr 30, 2028

My Commission Expires: April 30, 2028

Registration Number: 8104994

COUNTY OF FAIRFAX, VIRGINIA

By: _____

Bryan Hill
County Executive, County Executives
12000 Government Center Pkwy
Fairfax, VA 22035

Approved as to Form:

_____
Office of the County Attorney
County of Fairfax, Virginia

COMMONWEALTH OF VIRGINIA

County of Fairfax, to-wit:

The foregoing instrument was acknowledged before me this ____ day of _____, 2026, by Bryan Hill, County Executive, Fairfax County.

_____
Notary Public

My Commission Expires: _____

Registration Number: _____

Board Agenda Item
June 23, 2026

4:00 p.m.

Public Hearing on Proposed Plan Amendment 2022-III-BR1, Centreville Area Planning Study (Sully District)

ISSUE:
Plan Amendment (PA) 2022-III-BR1 proposes to amend the Comprehensive Plan recommendations for the Centreville Area and Suburban Center, an area composed of approximately 2,700 acres in the Sully Supervisor District. The subject area is centered on the Route 28 and Route 29 interchange and generally extends east to Stringfellow Road, west to Stone Road, north to Braddock Road and Ellanor C. Lawrence Park, and south to New Braddock Road. The area is planned for a mix of uses ranging in residential density and commercial intensity. The Plan amendment proposes updating the Comprehensive Plan guidance to allow for additional Plan options to include an increase in mixed-use development potential including housing across six proposed opportunity areas. New Plan recommendations emphasize design, mobility, and development flexibility. Additional revisions to the Transportation Plan map and to Plan geographies are proposed.

PLANNING COMMISSION RECOMMENDATION:
On May 20, 2026, the Planning Commission voted 8-0 (Commissioners Cortina, Landgraff, and Wang were absent from the public hearing) to defer the decision only for PA 2022-III-BR1 to a date certain of June 10, 2026, with the record remaining open for written and electronic comments.

On June 10, 2026, the Planning Commission voted 7-0-1 (Commissioners Sargeant, Hancock, Clark, and Thomas were absent from the meeting. Commissioner Cortina abstained from the vote.) to recommend to the Board of Supervisors adoption of the staff recommendation for PA 2022-III-BR1 as presented on pages 52 - 104 of the staff report dated April 20, 2026.

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation.

Board Agenda Item
June 23, 2026

TIMING:
Planning Commission Public Hearing – May 20, 2026, at 7:30 PM
Planning Commission Decision Only – June 10, 2026, at 7:30 PM
Board of Supervisors' Public Hearing - June 23, 2026, at 4:00 PM

BACKGROUND:
On October 25, 2022, the Fairfax County Board of Supervisors authorized a comprehensive review of the Plan guidance for the Centreville Area and Suburban Center. In doing so, the Board noted that the existing Plan language had not been comprehensively reviewed in more than 25 years and directed staff to evaluate whether the adopted recommendations continue to reflect current conditions, community needs, and countywide priorities. The Board further emphasized that the study should advance inclusive community engagement goals and, based on study findings, identify new Plan priorities, potential opportunities for redevelopment, and potential changes to the Comprehensive Plan.

EQUITY IMPACT:
The proposed Plan Amendment recognizes the diversity of communities within the Centreville Planning Area and advances recommendations consistent with the County's One Fairfax policy by promoting a high-quality built environment capable of accommodating future growth in an equitable and sustainable manner. The proposed guidance supports expanded housing opportunities, enhanced community amenities, multimodal access to services, and improved connections to parks and open spaces to promote health, accessibility, and quality of life for all residents.

The Centreville Study was guided by the Centreville Community Task Force, which included representatives from nonprofit and civic organizations, businesses, religious institutions, educators, and residents. The Guiding Planning Principles and resulting recommendations were shaped through an extensive and inclusive public engagement process that incorporated community meetings and targeted outreach efforts designed to encourage participation across diverse age groups and language communities.

FISCAL IMPACT:
None.

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June 23, 2026

ENCLOSED DOCUMENTS:
The Planning Commission Meetings Video Archive available online at:
https://www.fairfaxcounty.gov/cableconsumer/channel-16/planning-commission-meetings-video-archives

The Planning Commission Action:
Planning Commission Actions 2026 | Planning Commission.

The Staff Report for PA 2022-III-BR1 has been previously furnished and is available online at:
Staff Report for Plan Amendment 2022-III-BR1 (Centreville Study) - Fairfax County, VA

STAFF:
Jennifer Miller, Deputy County Executive
Tracy Strunk, AICP, Director, Department of Planning and Development (DPD)
Kelly Atkinson, AICP, Director, Planning Division (PD), DPD
Clara Johnson, Branch Chief, Policy & Plan Monitoring Branch (PPMB), PD, DPD
Michael Burton, Planner III, PPMB, PD, DPD

Board Agenda Item
June 23, 2026

4:00 p.m.

Public Hearing to Consider Proposed Amendments to the Employees' Retirement System Ordinance

ISSUE:
Proposed amendment of Article 2 of Chapter 3 of the Fairfax County Code, which set forth the ordinances for the Fairfax County Employees' Retirement System (ERS).

RECOMMENDATION:
The County Executive recommends that the Board adopt the proposed amendment of the ERS ordinance for the purpose of adding certain provisions with respect to prior active-duty military service and prior qualifying service for another public employer.

TIMING:
Board action is requested on June 23, 2026 so that the provisions can be in effect on or before July 1, 2026

BACKGROUND:
Per the Collective Bargaining Agreement between Fairfax County and SEIU Virginia 512, members of the ERS, who are members of the General Government bargaining unit, may purchase up to four years of service credit for:

- prior active-duty military service in the armed forces of the United States, provided that the discharge from a period of active-duty status with the armed forces was not dishonorable, and
- time worked for qualifying service for a public employer, which means that (i) the service would have otherwise been creditable under the ERS had it been performed under the jurisdiction of the County, and (ii) performed in a position that meets the eligibility requirements for participation in the System member's prior defined benefit plan.

The Ordinance for the ERS needs to be amended to allow these purchases to be made, as detailed in the Attached Code amendments. It should be noted, as there is no fiscal impact associated with these changes, the Code has been updated to reflect the availability of these provisions for all ERS members. This allows for more equitable benefits across the system and simplifies administration.

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June 23, 2026

EQUITY IMPACT:
None.

FISCAL IMPACT:
Pursuant to the terms of the collective bargaining agreement, the full cost of any service purchased will be paid by the member, resulting in no increase in the unfunded liability of the systems at the time of the purchase. As reflected in the attached letter from the system's actuary, Cheiron, has confirmed that the cost to the retirement system is expected to be immaterial. The calculations developed by the actuary to determine the members' cost for purchase of service credits will be re-evaluated on an annual basis and revised as needed.

Although there is no cost incurred by the County at the time of the service purchase, the systems will assume the risk that all actuarial assumptions will be met for purchased service credits. If the systems experience investment losses, due to returns falling short of the assumption, or liability losses, such as those resulting from improvements to member mortality, then the increase in unfunded liability will be amortized and included in the employer contribution rates paid by the County. The magnitude of the impact of purchased service credits will depend on the number of members utilizing this option.

ENCLOSED DOCUMENTS:
Attachment 1: Excerpt from the SEIU VA 512 Collective Bargaining Agreement
Attachment 2: Amendments to Chapter 3, Article 2
Attachment 3: Letter from the actuary for the Employees' Retirement System

STAFF:
Christina Jackson, Deputy County Executive/Chief Financial Officer
Jeff Weiler, Executive Director, Retirement Systems
Brad Baker, Deputy Director, Retirement Systems
Chrissy Peterson, Director, Department of Human Resources

ASSIGNED COUNSEL:
Patricia Moody McCay, Deputy County Attorney

Article 31: Defined Benefit Plans

Section 31.1: Benefits.

A. Except as provided for in Section 31.2 and 31.3 of this Article, all defined benefits will remain the same.

B. The County is able to make changes to the retirement and pension plans when required by applicable law or regulation. In addition, the County can make administrative changes, such as changing third-party vendors, at the County's discretion.

Section 31.2: Service Credit for Prior Military Service.

A. Subject to the approval of the Board of Supervisors, the County agrees to amend the Employees' Retirement System ("ERS") ordinance effective July 1, 2026, to provide that any ERS member in active service who is also a member of the Bargaining Unit may purchase service credit for prior active-duty military service in the armed forces of the United States, provided that the discharge from a period of active-duty status with the armed forces was not dishonorable. For purposes of this Article, such an amendment shall be referred to as the "Amendment."

B. Under the Amendment, no member in service will be allowed to purchase more than a total of four years of service credit. Nor will any member in service be allowed to purchase service credit included in the calculation of any retirement allowance received or to be received by the member from the ERS or other retirement system, or if there is a balance in a defined contribution account that serves as a primary retirement account related to such service, except as otherwise required by Chapter 1223 of Title 10 of the United States Code, as amended. The Amendment will also provide that service credit purchased pursuant to its provisions applies to the calculation of the member's retirement allowance and the calculation of the member's retirement eligibility but does not apply to the vesting requirements of the ERS.

C. Service credit purchased pursuant to the Amendment will be credited to a member only for each full month of service, as indicated on the member's DD-214 or NGB Form 22 submitted to the Fairfax County Retirement Administration Agency ("RAA").

D. For purposes of the Amendment, "active-duty military service" means full-time service of at least 180 consecutive days in the United States Army, Marine Corps, Navy, Air Force, Space Force, Coast Guard, or reserve components thereof (including the National Guard). "State" shall include the District of Columbia and any territory of the United States.

E. The Amendment will allow the member to make payment for covered service credits in a lump sum at the time of purchase, through the transfer of funds from another retirement

account, as permitted by and consistent with federal and state law, or by a payment plan with a maximum duration of 48 months, or any combination thereof. Regardless of the method of payment, the member is responsible for paying the full costs of the service credits, including any increase in cost due to the timing of payments. In addition, any member who chooses a payment plan must enter into a contract with the RAA, which will be responsible for calculating the total cost of the purchase, including any applicable interest. The contract will provide that, in the event the member terminates the payment plan prior to making full payment, the member will only be credited service credits equivalent to the total amount of the payments made prior to the termination.

Section 31.3: Service Credit for Prior Public Employment.

A. Subject to the approval of the Board of Supervisors, the County also agrees to amend the ERS ordinance effective July 1, 2026, to provide that any ERS member in active service who is also a member of the Bargaining Unit may purchase service credit for time worked for qualifying service for a public employer. The member's prior employment:

1. must have been with a federal, state, or local government entity. "State" shall include the District of Columbia and any territory of the United States must not be used in the calculation of a retirement benefit that the employee is currently receiving or is eligible to receive; and

2. must be verified through certification confirming their total months of creditable service with the employer.

B. For purposes of the Amendment, "qualifying service for a public employer" means (1) service that would have otherwise been creditable under the ERS had it been performed under the jurisdiction of the County, and (2) performed in a position that met the eligibility requirements for participation in the employee's prior defined benefit plan.

C. Under the Amendment, no member in service shall be allowed to purchase more than a total of four years of service credit. Nor shall any member in service be allowed to purchase service credit included in the calculation of any retirement allowance received or to be received by the member from the ERS or other retirement system, or if there is a balance in a defined contribution account that serves as a primary retirement account related to such service, except as otherwise required by Chapter 1223 of Title 10 of the United States Code, as amended. The Amendment shall also provide that service credit purchased pursuant to its provisions shall apply to the calculation of the member's retirement allowance and the calculation of the member's retirement eligibility but shall not apply to the vesting requirements of the ERS.

D. The Amendment shall allow the member to make payment for covered service credits in a lump sum at the time of purchase, through the transfer of funds from another retirement account, as permitted by and consistent with federal and state law, or by a payment plan with a maximum duration of 48 months, or any combination thereof. Regardless of the method of payment, the member shall be responsible for paying the full costs of the service credits, including any increase in cost due to the timing of payments. In addition, any member who chooses a payment plan shall enter into a contract with the RAA, which shall be responsible for calculating the total cost of the purchase, including any applicable interest. The contract shall provide that, in the event the member terminates the payment plan prior to making full payment, the member shall only be credited service credits equivalent to the total amount of the payments made prior to the termination.

AN ORDINANCE AMENDING CHAPTER 3 OF THE FAIRFAX COUNTY CODE, RELATING TO PURCHASE OF SERVICE CREDIT FOR PRIOR ACTIVE-DUTY MILITARY SERVICE AND PRIOR PUBLIC EMPLOYMENT SERVICE

AN ORDINANCE to amend Chapter 3, Article 2 of the Fairfax County Code by adding Section 3-2-24.2. – Purchase of Service Credit for Prior Active-Duty Military Service and Prior Public Employment Service.

Draft of April 29, 2026

Be it ordained by the Board of Supervisors of Fairfax County:

1. **That Chapter 3, Article 2 of the Fairfax County Code is amended and a new Section 3-2-24.2 (Purchase of Service for Prior Active-Duty Military Service and Prior Public Employment Service) is adopted, as follows:**

Section 3-2-24.2. – Purchase of Service Credit for Prior Active-Duty Military Service and Prior Public Employment Service.

(a) Any System member in active service may purchase service credit for:

(1) Prior active-duty military service in the armed forces of the United States, provided that the discharge from a period of active-duty status with the armed forces was not dishonorable; and
(2) Prior qualifying service for a public employer.

(b) For purposes of this Section:

(1) “Active-duty military service” means full-time service of at least 180 consecutive days in the United States Army, Marine Corps, Navy, Air Force, Space Force, Coast Guard, or reserve components thereof (including the National Guard).
(2) “State” includes the District of Columbia and any territory of the United States.
(3) “Qualifying service for a public employer” means (i) service that would have otherwise been creditable under this System had it been performed under the jurisdiction of the County, and (ii) performed in a position that met the eligibility requirements for participation in the member's prior defined benefit plan.

(c) No member in active service can purchase more than a total of four (4) years of service credit. Nor can any member in active service purchase service credit included in the calculation of any retirement allowance received or to be received by the member from this System, or any other retirement system, or if there is a balance in a defined contribution account that serves as a primary retirement account related to such service, except as otherwise required by Chapter 1223 of Title 10 of the United States Code, as amended. Service credit purchased pursuant to this Section applies to the calculation of the System member’s retirement allowance and the calculation of the System member’s retirement eligibility but does

not apply to the vesting requirements of this System.

(d) Service credit purchased pursuant to Subsection (a)(1) of this Section will be credited to a member only for each full month of service, as indicated on the member's DD-214 or NGB Form 22 submitted to the RAA.

(e) The System member may make payment for service credits covered under this Section in a lump sum at the time of purchase, through the transfer of funds from another retirement account, as permitted by and consistent with federal and state law, or by a payment plan with a maximum duration of forty-eight (48) months, or any combination thereof. Regardless of the method of payment, the System member is responsible for paying the full costs of the service credits, including any increase in cost due to the timing of payments. In addition, any System member who chooses a payment plan must enter into a contract with the RAA. The RAA is responsible for calculating the total cost of the purchase, including any applicable interest. The contract will provide that, in the event the member terminates the payment plan prior to making full payment, the System member will only be credited service credits equivalent to the total amount of the payments made prior to the termination.

2. That the provisions of this ordinance are severable, and if any provision of this ordinance or any application thereof is held invalid, that invalidity shall not affect the other provisions or applications of this ordinance that can be given effect without the invalid provision or application.

3. This amendment is effective July 1, 2026. Any application received prior to August 1, 2026, will be treated as received as of July 1, 2026.

GIVEN under my hand this_____day of_____2026.

_____

Jill G. Cooper
Clerk to the Board of Supervisors

CHEIRON Classic Values, Innovative Advice

April 21, 2026

Mr. Jeffrey Weiler
Executive Director
12015 Lee Jackson Memorial Highway, Suite 350
Fairfax, Virginia 22033

Re: Employees' Retirement System Proposed Ordinance Change

Dear Jeff:

As requested, we are writing to provide the actuarial impact of a change to the Employees' Retirement System (ERS) ordinance. It is our understanding that the change to the ordinance, effective July 1, 2026 provides any member in active service who is also a member of the bargaining unit the ability to purchase service credit for prior active-duty military service in the armed forces of the United States, provided that the discharge from a period of active- duty status with the armed forces was not dishonorable. The change to the ordinance also provides the ability to purchase service credit for qualifying service for a public employer. The prior employment must have been with a federal, state, or local government entity.

Overall, the cost of these changes would be immaterial to the System. That is because the full cost of the projected increase in the present value of benefits due to the service purchase would be paid to the System assets making the plan whole. This payment would be made through one of three options: a) a lump sum, b) payment plan with a maximum duration of 48 months, or c) transfer of funds from another retirement account.

This letter was prepared exclusively for the Fairfax County Retirement Systems for the purpose described herein. Other users of this letter are not intended users as defined in the Actuarial Standards of Practice, and Cheiron assumes no duty or liability to any other user.

This letter and its contents have been prepared in accordance with generally recognized and accepted actuarial principles and practices, and our understanding of the Code of Professional Conduct, and applicable Actuarial Standards of Practice set out by the Actuarial Standards Board, as well as applicable laws and regulations. Furthermore, as credentialed actuaries, we meet the Qualification Standards of the American Academy of Actuaries to render the opinion contained in this letter. This letter does not address any contractual or legal issues. We are not attorneys, and our firm does not provide any legal services or advice.

Please call if you have any questions or comments.

Sincerely,
Cheiron

Fiona E. Liston, FSA
Principal Consulting Actuary

Coralie Taylor, FSA
Principal Consulting Actuary

Board Agenda Item
June 23, 2026

4:30 p.m.

Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 5, Offenses Relating to Property

ISSUE:
A public hearing to consider proposed amendments to Section 5-4-1 of the Code of the County of Fairfax ("County Code") relating to trespassing.

RECOMMENDATION:
The County Executive recommends the approval of the proposed amendments to Chapter 5.

TIMING:
On May 19, 2026, the Board authorized a public hearing on June 23, 2026, at 4:30 p.m. to consider the adoption of the proposed amendments.

BACKGROUND:
As a housekeeping measure to amend Section 5-4-1 of the County Code related to trespassing on private property. Under *§ 18.2-119, Code of Virginia*, only an owner or other person lawfully in charge of the property may forbid a person from entering or remaining upon such property. Additionally, *§ 15.2-1717.1, Code of Virginia*, authorizes localities to enact ordinances allowing property owners or person lawfully in charge to designate law enforcement agencies to act on their behalf for trespass enforcement.

Upon review of the County Code, staff became aware that changes were needed to conform the County Code to the Code of Virginia. The proposed amendments will authorize, owners, lessees, custodians or other persons lawfully in charge of real property to designate the Fairfax County Police Department as a "person lawfully in charge" of the property. Any such designation would be required to be in writing and maintained on file by the Fairfax County Police Department. The proposed amendment will bring the County Code in line with the Code of Virginia and assist the County's ability to respond efficiently to recurring trespass issues on designated properties after receiving the lawfully written designation.

EQUITY IMPACT:
None.

Board Agenda Item
June 23, 2026

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1 - Proposed Ordinance to Chapter 5 of the Code of the County of Fairfax, Relating to Designating Law Enforcement to Enforce Trespass Violations

STAFF:
Thomas Arnold, Deputy County Executive
Kevin Davis, Chief of Police, Police Department

ASSIGNED COUNSEL:
Kimberly P. Baucom, Deputy County Attorney

Attachment 1

Proposed Amendments to
Chapter 5, Offenses

Article 4. – Offenses Relating to Property

Section 5-4-1. Trespassing after having been forbidden to do so.[22]

(a) If any person shall without authority of law go upon or remain upon the lands, buildings or premises of another, or any part, portion or area thereof, after having been forbidden to do so, either orally or in writing, by the owner, lessee, custodian or other person lawfully in charge thereof, or after having been forbidden to do so by a sign or signs posted on such lands, buildings, premises or part, portion or area thereof at a place or places where it or they may be reasonably seen, he shall be deemed guilty of a Class 1 misdemeanor.

(b) As authorized by § 15.2-1717.1, Va Code Ann., any owner, lessee, custodian or other person lawfully in charge of real property, as those terms are used in § 18.2-119, Va. Code Ann., may designate the Fairfax County Police Department as a "person lawfully in charge of the property" for the purpose of authorizing Fairfax County police officers to forbid another to go upon or remain upon the designated lands, buildings or premises. Such designation shall be in writing and maintained on file by the Fairfax County Police Department at the district police station for the district wherein the real property is located.

(c) This Section shall not be construed to affect in any way the provisions of §§ 18.2-132 through 18.2-136~~, and 29-169 and 29170~~, Va. Code Ann. ~~(1954 Code, vol. 1, § 11-5; 1961 Code, § 17-15.)~~

Footnotes:

*--- (**22**) ---*

24. As to authority to County to prevent trespassing by persons, see Va. Code Ann., §§ 15.1-512, 18.2-119.

Board Agenda Item
June 23, 2026

4:30 p.m.

Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic

ISSUE:
A public hearing to consider proposed amendments to Sections 82-1-6, 82-2-7, 82-6-38.1, 82-6-48, 82-8-7, and 82-9-5 of the Code of the County of Fairfax ("County Code") relating to motor vehicles and traffic.

RECOMMENDATION:
The County Executive recommends the approval of the proposed amendments to Chapter 82.

TIMING:
On May 19, 2026, the Board authorized a public hearing on June 23, 2026, at 4:30 p.m. to consider the adoption of these proposed amendments.

BACKGROUND:
As a housekeeping measure to update Chapter 82, portions of Sections 82-1-6 (Adoption of state law), 82-2-7 (Traffic light signal violation monitoring system), 82-6-38.1 (Use of a protective helmet while operating a bicycle), 82-6-48 (Other permissible lights), 82-8-7 (Use of accident reports made by investigating officers), and 82-9-5 (Pedestrians not be use highways except when necessary) have been amended to reflect changes made to the Code of Virginia by the 2026 General Assembly. A summary of the changes as a result of the 2026 General Assembly amendments affecting Chapter 82, as well as newly enacted statutes, is provided in Attachments 2 and 4.

EQUITY IMPACT:
None.

FISCAL IMPACT:
None.

Board Agenda Item
June 23, 2026

ENCLOSED DOCUMENTS:
Attachment 1 - Proposed Amendments to Chapter 82, Motor Vehicles and Traffic, Article 1 (In General).
Attachment 2 - Summary of 2026 General Assembly Amendments Affecting Chapter 82, Motor Vehicles and Traffic, Article 1 (In General).
Attachment 3 – Proposed Amendment to Chapter 82, Motor Vehicles and Traffic, Article 2 (Signs, Signals and Markers), Article 6 (Equipment), Article 8 (Accidents), and Article 9 (Protection of Pedestrians).
Attachment 4 – Summary of 2026 General Assembly Amendments Affecting Chapter 82, Motor Vehicles and Traffic, Article 2 (Signs, Signals and Markers), Article 6 (Equipment), Article 8 (Accidents), and Article 9 (Protection of Pedestrians).

STAFF:
Thomas Arnold, Deputy County Executive
Kevin Davis, Chief of Police, Police Department

ASSIGNED COUNSEL:
Kimberly P. Baucom, Deputy County Attorney

ATTACHMENT 1

Proposed Amendments to
Chapter 82, Motor Vehicles and Traffic

Article 1. – In General.

Section 82-1-6. – Adoption of State Law

Pursuant to the authority of Section 46.2-1313 of the Virginia Code, all provisions and requirements of the following sections of the Code of Virginia, as in effect on July 1, ~~2025~~ *2026*, except those provisions and requirements the violation of which constitutes a felony, are hereby incorporated into the Fairfax County Code by reference, effective July 1, ~~2025~~ *2026*.

18.2-266	18.2-269	46.2-203.1
18.2-266.1	18.2-270	*46.2-208*
18.2-267	18.2-270.01	46.2-218
18.2-268.1	*18.2-270.1*	46.2-300
18.2-268.2	*18.2-271*	46.2-301
18.2-268.3	*18.2-271.1*	46.2-301.1
18.2-268.4	18.2-272	46.2-302
18.2-268.5	46.2-100	46.2-329
18.2-268.6	46.2-102	46.2-334.001
18.2-268.7	46.2-104	46.2-341.20:5
18.2-268.8	46.2-108	46.2-341.26:2
18.2-268.9	46.2-109	46.2-341.26:3
18.2-268.10	46.2-110	46.2-341.26:4
18.2-268.11	46.2-111	46.2-341.26:7
18.2-268.12	46.2-112	46.2-341.26:9

46.2-341.27	46.2-684.2	46.2-816
46.2-341.28	46.2-704	46.2-816.1
46.2-345.3	46.2-711	46.2-817
46.2-346	46.2-715	46.2-818.1
46.2-349	46.2-716	*46.2-818.2*
46.2-371	46.2-724	*46.2-818.3*
46.2-373	46.2-730	46.2-819.4
46.2-376	46.2-800	46.2-820
46.2-379	46.2-801	46.2-821
46.2-380	46.2-802	46.2-822
46.2-391.01	46.2-803	46.2-823
46.2-391.2	46.2-804	46.2-824
46.2-391.3	46.2-805	46.2-825
46.2-391.4	46.2-806	46.2-826
46.2-392	46.2-807	46.2-827
46.2-393	46.2-808	46.2-828
46.2-398	46.2-808.1	46.2-828.2
46.2-602.3	46.2-808.2	46.2-829
46.2-612	46.2-808.3	46.2-830
46.2-613	46.2-810	46.2-831
46.2-616	46.2-811	46.2-832
46.2-617	46.2-812	46.2-833
46.2-618	46.2-814	46.2-833.1

46.2-833.2	46.2-858	46.2-878.2
46.2-834	*46.2-859*	46.2-878.3
46.2-835	46.2-860	46.2-879
46.2-836	46.2-861	46.2-880
46.2-837	46.2-861.1	46.2-882
46.2-838	46.2-862	*46.2-882.1*
46.2-839	46.2-863	46.2-883
46.2-841	46.2-864	46.2-884
46.2-842	46.2-865	46.2-885
46.2-842.1	46.2-865.1	46.2-886
*46.2-844**	46.2-866	46.2-887
46.2-845	46.2-868	46.2-888
46.2-846	46.2-868.1	46.2-889
46.2-848	46.2-869	46.2-890
46.2-849	46.2-870	46.2-891
46.2-850	46.2-871	46.2-892
46.2-851	46.2-872	46.2-893
46.2-852	*46.2-873*	46.2-894
46.2-853	46.2-874	46.2-895
46.2-854	46.2-876	46.2-896
46.2-855	46.2-877	46.2-897
46.2-856	46.2-878	46.2-898
46.2-857	46.2-878.1	46.2-899

46.2-900	46.2-926	46.2-1018
46.2-902	46.2-927	46.2-1019
46.2-903	*46.2-928*	46.2-1020
46.2-904	46.2-929	46.2-1021
46.2-904.1	46.2-930	46.2-1022
46.2-905	46.2-932	*46.2-1023*
46.2-906	46.2-936	46.2-1024
46.2-908.1	46.2-937	*46.2-1025*
46.2-909	46.2-940	46.2-1026
46.2-910	46.2-942	46.2-1027
46.2-911.1	46.2-1001.1	46.2-1030
46.2-912	46.2-1001	46.2-1031
46.2-914	46.2-1002	46.2-1032
46.2-915	46.2-1003	46.2-1033
46.2-915.2	46.2-1004	46.2-1034
46.2-918	46.2-1010	46.2-1035
46.2-919	46.2-1011	46.2-1036
46.2-919.1	46.2-1012	46.2-1037
46.2-920	46.2-1013	46.2-1038
46.2-921	46.2-1014	46.2-1039
46.2-922	46.2-1015	46.2-1040
46.2-923	46.2-1016	46.2-1041
46.2-924	46.2-1017	46.2-1043

46.2-1043.1	46.2-1071	46.2-1110
46.2-1044	46.2-1072	46.2-1111
46.2-1047	46.2-1076	46.2-1112
46.2-1049	46.2-1077	46.2-1115
46.2-1050	46.2-1077.01	46.2-1116
46.2-1051.1	46.2-1078	46.2-1118
46.2-1052	46.2-1079	46.2-1120
46.2-1053	46.2-1080	46.2-1121
46.2-1054	46.2-1081	46.2-1130
46.2-1055	46.2-1082	46.2-1137
46.2-1056	46.2-1083	46.2-1150
46.2-1057	46.2-1084	46.2-1151
46.2-1058	46.2-1088	46.2-1154
46.2-1059	46.2-1088.1	46.2-1155
46.2-1060	46.2-1088.2	46.2-1156
46.2-1061	46.2-1088.5	46.2-1157
46.2-1063	46.2-1088.6	46.2-1158
46.2-1064	46.2-1090	46.2-1158.01
46.2-1065	46.2-1091	46.2-1158.02
46.2-1066	46.2-1092	46.2-1158.1
46.2-1067	46.2-1093	46.2-1172
46.2-1068	46.2-1102	46.2-1173
46.2-1070	46.2-1105	46.2-1216

46.2-1218	46.2-1240	46.2-1552
46.2-1219.2	46.2-1242	46.2-1561
46.2-1219.3	46.2-1250	46.2-2910
46.2-1231	46.2-1309	
46.2-1234	46.2-1508.2	

References to "highways of the state" contained in such provisions and requirements hereby adopted shall be deemed to refer to the streets, highways and other public ways within the County. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this chapter as fully as though set forth at length herein; and it shall be unlawful for any person, within the county, to violate or fail, neglect or refuse to comply with any provision of Title 46.2 or Title 18.2-266, 18.2-266.1, 18.2-267, 18.2-268.1 through 18.2-268.12, 18.2-269, 18.2-270, 18.2-270.01, 18.2-270.1, 18.2-271, 18.2-271.1 and 18-2.272 of the *Code of Virginia* which is adopted by this section; provided, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under Title 46.2 or Title 18.2-266, 18.2-266.1, 18.2-267, 18.2-268.1 through 18.2-268.12, 18.2-269, 18.2-270, 18.2-270.01, 18.2-271, 18.2-270.1, 18.2-271.1 and 18.2-272 of the *Code of Virginia*.

~~* To become effective on July 1, 2026, per 2025 Acts of General Assembly Chapter 652.~~
* To become effective on July 1, 2027, per 2026 Acts of General Assembly Chapter 963.

~~** Certain parts to become effective immediately and others on July 1, 2026, per 2025 Acts of General Assembly Chapters 648 and 652.~~

(20-83-82; 25-84-82; 14-85-82; 16-87-82; 29-88-82; 20-89-82; 30-89-82; 18-90-82; 36-90-82; 23-91-82; 37-91-82; 37-92-82; 46-92-82; 33-93-82; 27-94-82; 17-95-82; 35-95-82; 25-96-82; 41-96-82; 18-97-82; 21-98-82; 20-99-82; 27-00-82; 25-01-82; 24-02-82; 33-02-82; 26-03-82; 25-04-82; 22-05-82; 18-06-82; 21-07-82; 45-08-82; 52-08-82; 41-09-82; 21-10-82; 22-11-82; 13-12-82; 15-12-82; 48-13-82; 27-14-82; 21-15-82; 21-16-82; 11-17-82; 21-18-82; 21-19-82; 10-20-82; 13-21-82; 13-22-82, 32-23-82, 22-24-82; 16-25-82.)

ATTACHMENT 2

SUMMARY OF 2026 GENERAL ASSEMBLY AMENDMENTS AFFECTING CHAPTER 82

The information presented below summarizes changes to Title 18.2 and Title 46.2 of the Code of Virginia, portions of which are adopted by reference into Chapter 82 of the Code of the County of Fairfax.

Be it enacted by the General Assembly of Virginia:

An Act to amend and reenact §§ 18.2-266.1, 18.2-268.3, 18.2-270.1, 18.2-271, 18.2-271.1, 46.2-391.2 of the Code of Virginia, relating to ignition interlocks. Permits a court to issue a restricted license with immediate installation of ignition interlock system for certain offenders charged with driving while intoxicated, refusal of tests, or repeat offender violations.

An Act to amend and reenact §§ 46.2-208 and 46.2-882.1 of the Code of Virginia relating to pedestrian crossing and stop sign violation monitoring systems. Authorizes pedestrian crossing and stop sign violation monitoring systems and establishes procedures for the operation.

An Act to amend and reenact § 46.2-208 of the Code of Virginia and enact § 46.2-1051.1 of the Code of Virginia, relating to noise abatement. Permits the placement and operation of noise abatement monitoring systems in Planning District 8 for a limited time.

An Act to amend and reenact § 46.2-301.1 of the Code of Virginia, relating to administrative impoundment of certain vehicles. Provides that if a lienholder repossesses or removes a vehicle from storage after an administrative impoundment, any money paid by the Commonwealth associated with reasonable impoundment or immobilization fees, shall be made through the state treasury from the appropriation of criminal charges.

An Act to amend and reenact § 46.2-345.3 of the Code of Virginia, relating to identification privilege cards. Extends the validity of identification privilege cards to a period consistent with the validity of driver's license.

An Act to amend and reenact § 46.2-380 of the Code of Virginia, relating to inspection of vehicle crash reports. Permits towing and recovery operators who respond to a public safety request for a vehicle crash to inspect the crash report to obtain the registered owner's identity and insurance information. The operators are prohibited from disseminating the crash report information.

An Act to amend and reenact § 46.2-398 of the Code of Virginia, relating to disposition of surrendered licenses. Permits a court to take custody of a driver's license in any case of deferred disposition where the court orders the suspension of the driver's license.

An Act to amend and reenact § 46.2-818.2 of the Code of Virginia, relating to the use of handheld personal communications devices. Permits the court to order a driver improvement clinic, in lieu of a conviction, for a first violation of the statute.

An Act to enact § 46.2-818.3 of the Code of Virginia, relating to live streaming while driving. Prohibits a driver on the highway from initiating, participating in, or interacting with any real-time audio or video transmission to any social media platform.

An Act to enact § 46.2-833.2 of the Code of Virginia, relating to bicycle signals. Requires persons operating a bicycle or other device lawfully permitted in a bicycle lane or on a shared-use path to obey bicycle signals unless another exception applies.

An Act to amend and reenact § 46.2-882.1 of the Code of Virginia, relating to photo speed monitoring devices. Amends the regulations governing photo speed monitoring devices and establishes specific civil penalties for noncompliance with these requirements. Devices in highway work zones are limited to when workers are present and require the operator to verify that workers are present at the time of violation. Directs the Supreme Court of Virginia to develop a summons for photo speed monitoring devices. Requires a second summons to be mailed if the summoned person fails to appear on the first summons and provides penalties if the person fails to appear after the second summons.

An Act to amend and reenact §§ 46.2-844 and 46.2-882.1 of the Code of Virginia, relating to photo-monitoring systems. Authorizes photo-monitoring systems for traffic signal violations, traffic control device violations, photo speed monitoring in highway work zones, school crossing violations, high risk intersection segment violations, and school bus video-monitoring systems. Requires the completion of a training course for persons authorized to swear to or affirm certificates used in violation enforcement. This Act contains a delayed enactment clause with changes going into effect July 1, 2027.

An Act to amend and reenact § 46.2-859 of the Code of Virginia, relating to passing a stopped school bus. Clarifies that the requirement to stop for a school bus does not apply to drivers on a divided highway separated by a physical barrier or unpaved area. This exception applies even if the barrier or unpaved area is segmented to allow for turns or intersections.

An Act to amend and reenact § 46.2-873 of the Code of Virginia, relating to school crossing zones. Permits a local government to increase from 30 minutes to up to 60 minutes, the period of time before and after regular school hours during which school crossing zones are active under certain circumstances by ordinance.

An Act to amend and reenact §§ 46.2-920 and 46.2-1023 of the Code of Virginia, relating to Department of Military Affairs emergency vehicles. Adds Department of Military Affairs vehicles to the definition of emergency vehicles and permits the vehicles to be equipped with flashing, blinking, or alternating red and white combination warning lights.

An Act to amend and reenact § 46.2-928 of the Code of Virginia, relating to pedestrians. Provides that a pedestrian walking on a roadway must face oncoming traffic, but if walking on a highway with a median barrier or unpaved median and no shoulders, they are permitted to walk along the extreme right side or edge of the roadway, regardless of the direction of traffic they face.

An Act to amend and reenact § 46.2-1025 of the Code of Virginia, relating to the use of green warning lights. Permits certain farm vehicles that display a permanent farm use placard to be equipped with and use green warning lights on or along the highway.

An Act to amend and reenact § 46.2-1025 of the Code of Virginia, relating to the use of amber and green warning lights. Requires snow plows and vehicles equipped with truck-mounted attenuators on or along public highways to use either (1) flashing, blinking, or alternative amber warning lights or (2) alternating amber and green warning lights when performing the functions that qualify them to be equipped with such lights.

An Act to amend and reenact § 46.2-1052 of the Code of Virginia, relating to films on windshields. Permits the installation of clear windshield film, provided that the film complies with listed standards.

An Act to amend and reenact § 46.2-1063 of the Code of Virginia, relating to alteration of vehicle suspension system and bumper heights. Permits a court to dismiss a summons for offenses related to altering the suspension system or bumper heights of vehicles when proof of compliance is provided to the court.

ATTACHMENT 3

Proposed Amendments to
Chapter 82, Motor Vehicles and Traffic

Article 2. – Signs, Signals and Markers.

Section 82-2-7. Traffic light signal violation monitoring systems; enforcement; and penalty.

(a) In accordance with *Code of Virginia,* § ~~46.2-833.01~~ *15.2-968.1*, the Board of Supervisors of Fairfax County, Virginia, hereby establishes a ~~demonstration~~ *traffic signal enforcement* program imposing monetary liability on the operator of any motor vehicle who fails to comply with ~~a steady red~~ traffic light signal*s* as required by Virginia law. In order to implement this demonstration program, the County Executive shall cause traffic light signal violation monitoring systems to be installed and operated at no more than ~~twenty-five~~*ten* intersections within the County at any one time.

(b) The operator of a vehicle shall be liable for a monetary penalty imposed pursuant to subsection (f) of this section if such vehicle is found, as evidenced by information obtained from a traffic light signal violation monitoring system, to have failed to comply with a ~~red~~ traffic light signal within the County.

(c) Proof of an operator's failure to comply with a red traffic light signal shall be evidenced by information obtained from a traffic light signal violation monitoring system authorized pursuant to ~~this section~~*Code of Virginia § 15.2-968.1*. A certificate, sworn to or affirmed by a *law enforcement officer, retired law enforcement officer, registered special conservator of the peace, or* technician employed by the County *who has completed a training course pursuant to Code of Virginia, § 9.1-102*, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotape, or other recorded images produced by a traffic light signal violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotape, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.

(d) In the prosecution of an offense established under this section, prima facie evidence that the vehicle described in the summons issued pursuant to this section was operated in violation of Virginia law, together with proof that the defendant was at the time of such violation the owner, lessee, or renter of the vehicle, shall constitute in evidence a rebuttable presumption that such owner, lessee, or renter of the vehicle was the person who committed the violation. Such presumption shall be rebutted if the owner, lessee, or renter of the vehicle (i) files an affidavit by regular mail with the clerk of the general district court that he or she was not the operator of the vehicle at the time of the alleged violation

or (ii) testifies in open court under oath that he or she was not the operator of the vehicle at the time of the alleged violation. Such presumption shall also be rebutted if a certified copy of a police report, showing that the vehicle had been reported to the police as stolen prior to the time of the alleged violation, is presented, prior to the return date established on the summons issued pursuant to this section, to the court adjudicating the alleged violation.

(e) For the purposes of this section, the following words and phrases shall have the following meanings:

"Owner" means the registered owner of such vehicle on record with the Department of Motor Vehicles.

"Traffic light signal violation monitoring system" means a vehicle sensor installed to work in conjunction with a traffic light that automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of each vehicle at the time it is used or operated in violation of Virginia law.

(f) Imposition of a penalty pursuant to this section shall not be deemed a conviction as an operator and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage. The monetary penalty imposed under this section shall be fifty dollars and shall not include court costs.

(g) A summons for a violation of a red traffic light signal may be executed pursuant to *Code of Virginia,* § 19.2-76.2. Notwithstanding the provisions of *Code of Virginia,* § 19.2-76, a summons may be executed by mailing by first-class mail a copy thereof to the address of the owner, lessee, or renter of the vehicle as shown, in the case of vehicle owners, in the records of the Department of Motor Vehicles or, in the case of vehicle lessees or renters, in the records of the lessor or renter. Every such mailing shall include, in addition to the summons, a notice of (i) the summoned person's ability to rebut the presumption that he was the operator of the vehicle at the time of the alleged violation through the filing of an affidavit as provided in subsection (d) of this section and (ii) instructions for filing such affidavit, including the address to which the affidavit is to be sent. If the summoned person fails to appear on the date of return set out in the summons mailed pursuant to this section, the summons shall be executed in the manner set out in *Code of Virginia,* § 19.2-76.3. No proceedings for contempt or arrest of a person summoned by mailing shall be instituted for failure to appear on the return date of the summons. (4-99-82; 27-99-82.)

Article 6. – Equipment.

Section 82-6-38.1. Use of a protective helmet while operating a bicycle.

Any person under the age of fifteen years of age shall wear a protective helmet that at least meets the Consumer Product Safety Commission Standard while riding or being carried on a bicycle*, a motorized skateboard or scooter, or an electric power-assisted bicycle* on any highway, sidewalk, or public bicycle path. The term "highway" has the meaning set forth in *Virginia Code,* § 46.2-100. Any person who violates this section shall be punishable by a fine of twenty-five dollars. However, such a fine shall be suspended for first-time violators and for violators who, subsequent to the violation but prior to imposition of the fine, purchase helmets of the type required by this section.

A violation of this section shall not constitute negligence, assumption of risk, be considered in mitigation of damages of whatever nature, be admissible in evidence, or be the subject of comment by counsel in any action for the recovery of damages arising out of operation of any bicycle*, a motorized skateboard or scooter, or an electric power-assisted bicycle,* nor shall anything in this section change any existing law, rule, or procedure pertaining to any civil action. (18-95-82, § 1; 21-16-82.)

Section 82-6-48. Other permissible lights; police and fire-fighting vehicles; emergency vehicles. [139]

(a) Any motor vehicle may be equipped with not to exceed two (2) fog lamps, one (1) passing lamp, one (1) driving lamp, two (2) side lamps or not more than six (6) candlepower; interior light of not more than fifteen (15) candlepower; vacant or destination signs on vehicles operated as public carriers and signal lamps.

(b) Only those vehicles listed pursuant to Virginia Code § 46.2-920 and in paragraph (d) of this Section and school buses may be equipped with flashing, blinking or alternating red emergency lights of a type approved by the Superintendent.

(c) Vehicles used for the principal purpose of towing or servicing disabled vehicles or in constructing, maintaining and repairing highways or utilities on or along public highways; vehicles used for the principal purpose of removing hazardous or polluting substances from State waters and drainage areas on or along public highways for use only when performing such duties; and hi-rail vehicles may be equipped with flashing, blinking or alternating amber warning lights of a type approved by the Superintendent, but such lights on hi-rail vehicles shall be activated only when such vehicles are operated on railroad rails; provided however, that vehicles used by individuals for emergency snow removal

purposes shall also be allowed to use such amber warning lights during such snow removal operation.

(d) High-intensity amber lights as prescribed by the Superintendent shall be required to be used by any vehicle which is engaged in the towing of a manufactured housing unit and shall also be required on the upper rear end of such unit being towed.

(e) A member of any fire department, volunteer fire company or volunteer rescue squad may equip one (1) vehicle owned by him with no more than four (4) flashing or steady-burning red or red and white combination lights of a type approved by the Superintendent, for use by him only in answering emergency calls.

(f) Any person violating the provisions of this Section shall be guilty of a misdemeanor.

(g) Blue lights, steady or flashing, of a type approved by the Superintendent shall be reserved for civil defense vehicles, publicly or privately owned.

(h) *Snow plows used for clearing or removing snow on or along public highways and vehicles equipped with truck-mounted attenuators that are used in constructing, maintaining, and repairing highways or utilities on or along public highways may be equipped with and use either (i) flashing, blinking, or alternating approved amber warning lights of types approved by the Superintendent or (ii) alternating approved amber and green warning lights of types approved by the Superintendent. If a vehicle is equipped with multiple warning lights authorized pursuant to this subsection, such lights must be used synchronously with each other. Such warning lights shall be lit only when performing the functions that qualify them to be equipped with such lights.*

(i) Vehicles displaying a permanent farm use placard pursuant to Virginia Code § 46.2-684.2, farm vehicles, farm tractors, and farm utility vehicles operating on or along a highway may be equipped with and use approved green warning lights. Such lights shall only be activated while the vehicle is operating on or along a highway.

(j) No motor vehicle shall be operated on any highway which is equipped with any lighting device other than lamps required or permitted in this Article or required or approved by the Superintendent or required by the Federal Department of Transportation. (3-13-63; 1-11-67; 1961 Code, § 16-183; 37-76-82; 9-78-82; 34-78-82; 22-24-82.)

Footnotes:
*--- (**139**) ---*
131. For similar state law, see Va. Code Ann., §§ 46.2-1021—46.2-1027.

Article 8. – Accidents.

Section 82-8-7. Use of accident reports made by investigating officers.[167]

(a) All accident reports made by investigating officers shall be for the confidential use of the Police Department and other County or State agencies for accident prevention purposes and shall not be used as evidence in any trial, civil or criminal, arising out of any accident. The Police Department shall disclose from the reports, upon request of any person, the date, time and location of the accident and the names and addresses of the drivers, the owners of the vehicles involved, the injured persons, the witnesses and one investigating officer.

(b) Any report of an accident made pursuant to Section 82-8-5, including photographs taken by the investigating police officers, shall be open to the inspection of any person involved or injured in the accident or his attorney; provided further, that the Police Department shall, upon written request of any such person or attorney or any authorized representative of any insurance carrier reasonably anticipating exposure to civil liability as a consequence of the accident, furnish a copy of the reports and photographs at the expense of such person, attorney, or representative. *Additionally, any report made per Code of Virginia § 46.2-373 shall be open to the inspection of any towing and recovery operator that responded to a public safety towing request for the removal of any vehicle involved in the crash for the sole purpose of obtaining registered owner information and insurance information for any such vehicle. Any such crash report received by a towing and recovery operator that responded to a public safety towing request for removal of any vehicle involved in such crash shall not be disseminated to any other party.* (3-13-63; 1961 Code, § 16-219; 37-76-82.)

Footnotes:
--- (167) ---
159. For similar state law, see Va. Code Ann., §§ 46.2-379, 46.2-380.

Article 9. – Protection of Pedestrians.

Section 82-9-5. Pedestrians not to use highways except when necessary; keeping to left; soliciting rides.[172]

(a) Pedestrians shall not use the highways or streets, other than the sidewalk thereof, for travel, except when necessary to do so because of the absence of sidewalks, reasonably suitable and passable for their use, in which case, if they walk upon the hard surface, or the main-travelled portion of the roadway, they shall keep to the extreme left side or edge thereof, or where the shoulders of the highways are of sufficient width to permit, they may walk on either shoulder thereof. *Pedestrians walking on a roadway shall face oncoming traffic. However, when walking on the roadway that is part of a highway divided by a physical barrier or barriers, or an unpaved area, and when there are no shoulders of the highway present, pedestrians may keep to the extreme right side or edge of the roadway, regardless of the direction of traffic they face.*

(b) Pedestrians shall not stand or stop in any roadway or street for the purpose of soliciting a ride, employment or business. (3-13-63; 1961 Code, § 16-225.)

Footnotes:
--- (172) ---
164. For similar state law, see Va. Code Ann., § 46.2-928.

ATTACHMENT 4

SUMMARY OF 2025 AMENDMENTS AND REPEAL AFFECTING CHAPTER 82

The information presented below summarizes changes to Title 46.2 of the *Code of Virginia*, portions of which are adopted by reference into Chapter 82 of the *Code of the County of Fairfax*.

Section 82-2-7 of the Traffic Code of Fairfax County, Virginia, related to traffic light signal violation monitoring systems, § 46.2-844 of the Code of Virginia. Requires a law enforcement officer, retired law enforcement officer, registered special conservator of the peace, or technician employed by the County to complete a training course pursuant to § 9.1-102 of the Code of Virginia, in order to swear to or affirm a traffic light signal violation.

Section 82-6-38.1 of the Traffic Code of Fairfax County, Virginia, related to use of a protective helmet, § 46.2-906.1 of the Code of Virginia. Requires persons under the age of fifteen to wear a protective helmet while riding or being carried on a motorized skateboard or scooter, or an electric power-assisted bicycle on the highway, sidewalk, or public bicycle path. A violation shall not be used in any action for the recovery of damages arising out of operation of any covered device.

Section 82-6-48 of the Traffic Code of Fairfax County, Virginia, related to permissible amber and green warning lights, § 46.2-1025 of the Code of Virginia. Allows the use of amber or amber and green warning lights on snow plows and vehicles equipped with truck-mounted attenuators when performing the functions that qualify them to be equipped with such lights on or along public highways. Additionally, it allows certain farm vehicles to be equipped with and use green warning lights while operating on or along a highway.

Section 82-8-7 of the Traffic Code of Fairfax County, Virginia, related to inspection of crash reports, § 46.2-380 of the Code of Virginia. Authorizes a towing and recovery operator that responded to a public safety towing request to inspect the crash report solely for the purpose of obtaining registered owner information and insurance information. The towing and recovery operator shall not disseminate the crash report to any other party.

Section 82-9-5 of the Traffic Code of Fairfax County, Virginia, related to protection of pedestrians, § 46.2-928 of the Code of Virginia. Pedestrians walking on a roadway are required to face oncoming traffic. However, when a highway is divided by barriers or an unpaved area and there are no shoulders, the pedestrian may keep to the right side or edge of the roadway, regardless of the direction of traffic they face.

Board Agenda Item
June 23, 2026

4:30 p.m.

Public Comment on Issues of Concern