

Town of Haymarket – Council Session of February 6, 2012
15000 Washington Street-Haymarket, Virginia 20169
Mayor Pamela E. Stutz

Citizen's Time

Heather Ring – 14920 Greenhill Crossing Drive

She asks if Council has read the book from Sarah Turner? She doesn't see that there is anything clear that George Hulfish was the first Mayor, Sarah reports that Garrett Hulfish was the first Mayor. Mayor responds that she will ask Ellie Ivancic to provide us with. Mrs. Ring questions the chain of title.

Ralph Ring - 14920 Greenhill Crossing Drive

Mr. Ring references the Preliminary Information Form (PIF) filed to the Virginia Department of Historic Resources by Ms. Ivancic. The PIF states that the building is on a brick foundation, the structural engineer states it is stone foundation. Walls are plaster on 1st and 2nd floors of the out building. 2nd floor is not plaster. The Town has done a terrible job educating its citizen's about this house. Most people don't know anything about this house. If we can't educate about this one house, how do we plan to educate about the walking town concept? If we can't even get our history correct. What he would like is some real research that produces the artifacts used in the research. Do we have any proof that George Hulfish was the first Mayor?

**Documents showing GA Hulfish was the first Mayor. In 1880 he married his cousin. He is offended as a taxpayer. He asks that the Council stop wasting the taxpayers' money.

Minutes

Scarborough motions to approve the minutes of January 10 & 23, 2012, with one correction noted to the clerk, Kenworthy seconds;

Ayes: 6

Nays: 0

The Town Manager asks that we add an agenda item related to the Haymarket Baptist Church, to be discussed in closed session. Council agrees.

Old Post Office

The Town Manager states that over the last two weeks we have completed the removal of the interior walls and the chimney has been removed. Other debris was removed. He has some drawings. Our next steps will be to install piers under the side of the building, lengthwise and in the middle. Once those are installed we can dig and install the foundation. Exterior shoring, so they don't move, attached the framework of the floor back to the solid structure, then go forward with pouring footers, then we can start sistering the studs for the exterior wall. We need to get it sound so that it is not in danger of sagging or continued deterioration, the total cost will be \$7,700.

Tobias asks what the total cost to date is. \$6,470 that includes the \$1,330.00. Tonight's request is for an additional \$10,000. Page 2 of the report from the structural engineer was supposed to be to Council on Friday February 3, He states that the Town Manager is doing the opposite of what the council wants, council really wants to know the true scope of work. If we continue to throw \$10,000 band aids, he's not inclined to approve an additional amount at this point.

The Town Manager comments that what he understands is the next phase will get the building structurally sound, and then we can put together the rest of the work plan. Tobias does understand that it is a moving target to a certain extent. He has a problem paying someone by the hour that keeps needing to reevaluate (structural engineer).

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Cole: We are stripping the building down, so yes, it does look worse right now. He doesn't think \$10,000 is an issue here. He thinks we need to keep going.

Leake: Nothing

Weir: On the fence on this one. His greatest concern is that here we are almost a year later; we have no plan from the structural engineer. We allocate money and then the parameters change. He is not inclined at this point in time to allocate more funds until we know what our goal is. He doesn't want to throw \$10,000 at the building every meeting. We are changing courses here.

Mayor: She's had residents saying "thanks for finally doing something with the building". She agrees with Mr. Weir that we should have had the report when the structural engineer said we would have, last Friday.

Tobias: This brings us to another equation, are we piece mealing this so that we don't have to follow our spending policy? Where are we in the scope of our spending policy? He does not recall the Town Council awarding the work to any one company or person.

Leake: The plan is to repair the building, increase the value of the town's assets, The reason his motion was made that way was to let professionals, who do this for a living, fix this building in the best way they can.

Cole motions to authorize an additional \$10,000 from the appropriated \$200,000 Capital Improvements, Town Center Property line item, for additional improvements to the Old Post Office located at 15020 Washington Street, Leake seconds;

Discussion: Weir comments that it is not in accordance with our spending policy. Cole reminds that this particular contractor is inexpensive and good. The Town Attorney comments that it is his recollection that direction to the Town Manager was to proceed with work on the building and that he would not be bidding out everything. He would be managing it on a cost basis. Weir comments that the spending policy has not been waived in any motion that he is aware of.

Call for the vote:

Tobias-No, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-No

Vote on the Motion:

Tobias-No, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-No

Hulfish House

Mayor commends Mr. Ring on his research; she enjoys historical research as well.

Prior to discussion the Hulfish House, Tobias would like for Council to consider his request to appropriate funds for the purpose of a title search, showing chain of title on the Hulfish House. Mayor suggests that we get an estimate first. Tobias would like to get this done prior to spending any additional funds on this building.

Tobias motions to direct the Town Manager or the Town Clerk to consult with at least three title research companies to do a proper title search. He would like it to go as far as possible to at least include 1873, and to suspend all further expenditures on the Hulfish house pending the documentation of a proper title search, Weir seconds;

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Discussion: Tobias also comments that the Mayor, himself, Kenworthy & Weir should be willing to allocate a portion of his/her

Tobias-Yes, Leake-No, Cole-No, Scarbrough-No, Kenworthy-Yes, Weir-Yes
Mayor breaks tie with No – MOTION FAILS
Motion Fails

Leake motions to authorize an expenditure of \$10,000 from the appropriated \$150,000 for the renovation of the Hulfish House as recommended by the Town Manager, Cole seconds; Discussion: Weir asks what the \$10,000 is for specifically? He doesn't believe we have decided whether we are renovating it or not? It was his understanding the first \$10,000 was for exploratory work, then we could assess, now he'd like to know what the plan is. The Town Manager responds that at this point we have spent about \$3,000 we have \$7,400 left. We've done the partial demolition. In the original motion the funds were for renovation/restoration. Weir: There has not been a decision by this council. The topic is still open; there is no recorded vote above and beyond the exploratory work. Tobias thinks there are still too many questions; there are way too many concerns about this property. Weir: He gets tired of beating this soap box, from a fiscally responsible stand point. He has been asking for 9 months for an ROI analysis, he can't imagine how to justify throwing money at this building without knowing what will be returned. He hasn't heard anyone try to waive our own policy, there is no record of waiving the spending policies. So to get to the point of order, let's follow the rules and quit dancing around them.
2nd is withdrawn, motion fails

Tobias motions to appropriate \$249 from his own discretionary fund, \$250 from Councilman Kenworthy's discretionary fund, \$250 from Councilman Weir's discretionary fund, and \$250 from Mayor Stutz' discretionary fund for the purpose of a title search on the property known as Town Center, 15000 Washington Street (for the Hulfish House), by a properly licensed company. The chain of title should be documented back to at least 1873. This task should be executed as soon as possible and, if necessary, the Town Manager should dictate this task to the Town Clerk. Discussion: Cole says it's a waste of money, he doesn't care who lived there
Tobias-Yes, Leake-Yes, Cole-No, Scarbrough-No, Kenworthy-Yes, Weir-Yes

Building Official – James R. Lowery, Jr.

Tobias asked if Mr. Lowery has provided a report on the Permit fees regarding the gas appliance permits. Mr. Lowery comments that he met with Ray Jackson at PWC; Mr. Jackson says it is impossible to go back and generate a report like the one council is requesting. Weir disagrees that the computer system cannot generate that type of report.

Council directs the Town Clerk to draft a letter explaining this situation to place on the Town's Facebook, web site, and to be completed by the 20.

Tobias asks about the steps we are taking on the Hulfish House are we compromising the historical nature of the building. He thinks we should make it sound and perhaps make it a more of a monument like the Stone House.

Exterior canopy on the Haymarket Baptist Church has been installed. It did not need a Certificate of Appropriateness because it cannot be seen from a public right of way; it is located at the back of the building.

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Police Report – James E. Roop

Tobias asks how the Chief's car is running, he responds it is good.

Treasurer's Report

Mayor asks for budget workshop dates. The Treasurer noted that Councilman Tobias & the Town Manager are working on dates for the budget work sessions. Tobias asks about, page 2 of 6 boundary adjustment cost, the allocation vs. the actual, can we please move those fees to the annexation line item. Museum under the same page, can we reach out to the museum do we plan on spending any money on the "0" line items? Their security system is higher than the police department, please find out why its more than the pd. Meal's tax advertising, can staff come back to why it's low. The Town Manager & Chief have come up with a plan for public safety. On page 5 of 6, internet and web site, where will we get the additional funding?

Tobias motions to transfer \$2,675 from the 15020 Washington Street Utilities line item and reallocate it to the 15000 Washington Street Internet expenses line item. Tobias further moves to authorize the expense of \$2,675 from the 15000 Washington Street Internet expenses, Weir seconds;

Tobias-Yes, Leake-Yes, Cole-Yes, Kenworthy-Yes, Scarbrough-Yes, Weir-Yes

Tobias motions to appropriate and authorize \$1,575 from the audit line item under operating expenses to finish paying for the latest fiscal audit to Robinson, Farmer, & Cox, Weir seconds;

Tobias-Yes, Leake-Yes, Cole-Yes, Kenworthy-Yes, Scarbrough-Yes, Weir-Yes

**Tobias asks the Town Manager to request, from all professional consultants, their expected fees for FY 2013.

Weir asks if we have information on the LODA increase. Clerk is not aware of any new information at this time. **Town Manager to be working on this for the budget.

**Weir asks for a simple spreadsheet reflecting a 5 year history on what we have allocated and appropriated for the streetscape project.

General Development Plan – Fairgrounds

Marchant Schneider, Town Planner

The Town Planner presents the property owner's general development plan for 15150 Washington Street, GPIN #7298-81-2618

Pedestrian Signal

VDOT is willing to spend the funds on this signal. They need from us permission to change the ramps to a composite material, acceptable for ADA compliance. Tobias asks for an estimated time for install of the new light.

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ARB Renderings

Council suggests that we ask John Parham, AIA for an estimate on drawing possible renderings of the Town Hall façade. Mayor suggests we have the ARB look at the Kennedy Plan.

Town Manager's Report

- I-66 interchange. Comments were sent to VDOT. VDOT is giving a lot of feedback that none of the 3 options are viable. They have been responsive thus far. Weir asks if the county has provided any input on the interchange, "no they have not yet".
- At the November 2011 meeting the staff presented a parking diagram to the Council. What we have found is that we have some drainage issues. The cure will most likely cost \$250,000. We have come back with the small fix.

Tobias motions to take up to bid from 11/01/2011 from Gossom with the exception of the milling of the speed hump, to restripe remark and install concrete stops where necessary, money to come from TCP line item, Cole seconds, up to \$999, Tobias –Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Closed Session

Cole motions to enter into closed session in accordance with 2.2-3711 A(3) for discussion & consideration of Town Owned Property, namely the streetscape project affecting the property of the Haymarket Baptist Church and A(3) property at the corner of Washington & Saint Paul, owned by Acie M. Watts, also related to the streetscape project, and A(7) consultation with the Town Attorney regarding matters of specific legal advice namely leases with ATTIVA and contract with ATTIVA, Scarbrough seconds;

Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes, Stutz-Yes

Tobias motions that the Council of the Town of Haymarket does hereby certify that to the best of each member's knowledge, only public business matters lawfully exempt from the open meeting requirements by Virginia law were discussed in the closed session, to which this certification applies, and only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by Council, Scarbrough seconds;

Tobias-Yes, Leake-Absent, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes, Stutz-Yes

Appropriations

Weir moves to allocate up to \$8,500 to complete the acquisition of the easement for an appraisal on 14770 & 14800 Washington Street, Kenworthy seconds; The Town Attorney clarifies that this is also to authorize the Town Manager to expend those funds as necessary;

Tobias –Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Weir motions to authorize and appropriate the expense of up to \$9,054, an additional \$2,000 from the streetscape line item, to acquire easements for the

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property rights identified in the Certificate of Take for 14841 Washington Street, Leake seconds;

Tobias –Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Town Manager Report Pending Items

Tobias

- He asks if we have gotten any quotes for new siding on the west side of Town Hall – The Town Manager has not yet done that.
- Tobias asks if staff has any recommendations on the financial reporting software/staff, etc...?
- He has worked out a schedule with James on what needs to be done ahead of time.
- Haymarket Self Storage, misuse of land. TM will check on that. No, he is working on a meeting with them.
- Streaming/recordings of meetings, where do we stand on this issue.

Leake-Nothing

Cole-Nothing

Scarbrough-Nothing

Kenworthy-Nothing

Weir

- Asks where we stand on BZA appointments – Mr. Bennett's hands. There is a question as to how people can get appointed. It is sitting on his desk to be done.
- Bill to police signs in the ROW and collect fine revenue, has cleared the house
- UDA Act even more favorable than D. Bob, certain to pass
- Comp Plan-Bill that locks development apps that comport with the Comp Plan
- Cigarette Tax – shouldn't be impacted issue in this session of the General Assembly. We will watch for action in future sessions of the General Assembly.

Mayor

She announces that there is still a community effort interested in acquiring PACE, there is a meeting coming up between the school board and the community group that has formed.

Weir moves to adjourn the regularly scheduled meeting of the Haymarket Town Council at 10:25 p.m., Cole seconds;

Ayes: 6

Nays: 0

Submitted:

Approved:

Jennifer Preli, Town Clerk

Pamela E. Stutz, Mayor