

Town of Haymarket – Council Session of April 2, 2012
15000 Washington Street-Haymarket, Virginia 20169
Mayor Pamela E. Stutz

Call to Order

Mayor Stutz calls the meeting to order at 7:00 pm

Roll Call

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

Public Hearing – Special Use Permit #20120305

Mayor turns meeting over to Vice Mayor Cole; Mayor Stutz is the applicant for the Special Use Permit that is the subject of the public hearing this evening. Vice Mayor Cole turns the meeting to Chair Rebecca Bare, Planning Commission.

Planning Commission Public Hearing

Roll Call: Bare, Jarboe, Robinson, Weir

1st Call for all those in favor, 2nd Call, 3rd and final call: *No public comment*

1st Call for all those opposed, 2nd Call, 3rd and final call: *No public comment*

Chair Bare closes the public hearing

Jarboe motions to forward to the Town Council Special Use Permit Application #20120305 for an in home business office to be located at 6720 Jefferson Street, with a recommendation of approval pursuant to 58-53(6) and 58-16 of the Town Code, Robinson seconds;

Ayes: 4 Nays: 0

Weir moves to adjourn the special meeting of the Planning Commission, Ivancic seconds;

Ayes: 4 Nays: 0

Town Council Public Hearing

Vice Mayor Cole calls the TC public hearing to order for Special Use Permit Application #

1st Call for all those in favor, 2nd Call, 3rd and final call: *No public comment*

1st Call for all those opposed, 2nd Call, 3rd and final call: *No public comment*

Vice Mayor Cole closes public hearing

Town planner notes correction in the motion should be March 5, 2012

Mayor returns to her seat

Citizen's Time

Mark A. Trbovich - 7388 Roxbury Avenue, Manassas

Sesquicentennial - He is here as a local historian. One of the greatest civilian tragedies in Virginia happened here in Haymarket, the burning of the Town. The rebuilding of Haymarket was also very important. He would like to propose a dedication ceremony on November 4, 2012

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starting at the museum. He would like to do a candlelight procession to Saint Paul's; this would resemble how the town people fled their homes the night that the Town was burned.

Heather Ring – Greenhill Crossing

The partial chain of title that was provided last month on the Town Center Property was not a complete chain of title. In her opinion we don't know anything more than we did when this came up two months ago.

Ken Luersen – 6752 Jefferson Street

Today was the deadline for comments on the interchange improvements. He looked at the options and he was a little disturbed in how little they focused on the 15/55 interchange. There needs to be more attention put into that intersection. He compares this to 66/28/Braddock Road.

Minutes

Weir notes Page 5 of 6 in the February 6, 2012 minutes after the word complete should be the acquisition of the easements for. Tobias correction page 3 of 6 change to: *Make it more of a monument such as the Stone House.*

Weir motions to approve the minutes of February 6, 2012 as amended, Leake seconds;

Ayes: 6 Nays: 0

Cole motions to approve the minutes of February 15, 2012, Scarbrough seconds;

Ayes: 5 Nays: 0 Abstain: Leake

Cole moves to approve the minutes of March 5, 2012, Leake seconds;

Ayes: 6 Nays: 0

Weir motions to approve the minutes of the special meeting of March 19, 2012, Kenworthy seconds;

Ayes: 5 Nays: 0 Abstain: Leake

Weir motions to approve the minutes of the March 19, 2012 Budget Work-Session, Scarbrough seconds;

Ayes: 6 Nays: 0

Old Post Office

The Town Manager talks about the Certificate of Appropriateness that has been submitted to the ARB, shutting off the drive through for a patio. He is holding off on doing the rest of the work until the ARB looks at the partial demolition of the rear lean-to and other exterior changes. The ARB will meet joint with the Planning Commission next Monday night to review the revised application.

Mayor asks about the potential patio. She asks about set back requirements. Weir comments that it is B1-B1 so there is a zero lot line, no setback required. Weir mentions that looking at the plan we are erecting an addition on the back, we need to do some house cleaning. Because these changes are not in accordance with the approved Haymarket Old Town Centre site plan, if the Council thinks the site plan is valid, we need to make an amendment, or we need to invalidate the plan.

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Mayor recommends that the Planning Commission add it to their agenda for Monday night and make a recommendation to the Town Council.

Weir was not aware that there would be an addition on the back. The Town Manager says it will accommodate an ADA bathroom. Tobias comments that it seems that each day the plan is changing. Some council members have asked for a master drawing. He thinks we should get a rendering of what the building will look like when complete. Also, he is concerned that we haven't gotten the necessary approvals from the ARB. The Town Manager takes issue with the March minutes that he remembers stating there would be an addition. He states that it was the idea to put it outside all along. Weir would like the cost of the special ARB meeting to be charged to the project.

Hulfish House

We are continuing to work on the exterior. Primer has been put on the building. Mr. Doris Buck addresses council. Her customers have been screaming clothes. She thinks the Hulfish house would be ideal for her to add clothing to her consignment business.

The out house, there is a person interested in renting that small building. PWC is doing renovation of historic property. They have expressed interest in moving this building to the UVA site. The Journey Through Hallowed Ground is also interested in using this building. We understand that the building was used as a kitchen for the main house; we could outfit it the way it looked at that time. The Town Manager will take the Hulfish house to the ARB Monday night also.

Building Official's Report

Mr. Lowery has been involved with the potential tenants. He does not like the drive-through on the west side of the Old Post Office so he agrees that it should be closed off. He would like the new addition to have a turn gable roof to match the building.

Cole went to the IcePlex last month to talk to them about the noise; he can hear the air handler in his house. He would like to know if a sound meter has been taken back there to measure. He has spoken with Mr. Bloom about the 3 buildings on Payne Lane properties. **He will put it in writing to Mr. Bloom this week about the safety of each building.

Police Report – Deputy Chief Greg Breeden

No comments

Zoning Permits

Cole motions that the Town Council approve Zoning Permit #20120223 for a general business office to be located at 4426 Costello Way, Suites 204 & 205, in accordance with Section 58-179(9) of the Town Code. I further move that the Town Council approve Zoning Permit #20120301 for an itinerant merchant to be located at 6612 James Madison Highway for a period of thirty (30) days, specifically 06/15/2012 – 07/15/2012, in accordance with Section 14-4 of the Town Code, Leake seconds; Property owner signature is missing – please obtain as a condition of approval.

Ayes: 6 Nays: 0

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Treasurer's Report

Tobias comments that the Capital Improvements number is low on page 1 of 1 for appropriations. Tobias recommends that we allocate the remaining funds for all categories, to include CIP, Public Safety, & Public Works.

Tobias motions to appropriate the remainder of the Fiscal Year 2012 Budget Expenditures, Weir seconds;

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

**Mayor asks that a clean copy of those figures be provided

Weir comments that the CIP should not come from the Town Manager, it should come from the Planning Commission. And he feels the PC's recommendations will vary from what is presented.

Alexandra's Keep – Marchant Schneider – Town Planner

Tonight we have a minor site plan amendment from DR Horton for Alexandra's Keep Subdivision. The amendments to the plan were for several minor improvements from VDOT and other servicing agencies. The Town Planner presents a revised motion for Council to consider, staff does support the minor site plan amendment.

Weir talks about the proffers, there is an escalation clause. One of the contributions is to the historic commission.

Weir motions that the Town Council approve Amended Final Site Plan AFSP#20120329, ALEXANDRA'S KEEP REVISION 1, prepared by Burgess and Niple, and dated September 5, 2006, revised through July 29, 2011, signed and sealed March 29, 2012, in accordance with Section 58-510 of the Town Code, Leake seconds; Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

I-66 Widening – Holly Montague, Town Engineer

VDOT has sent surveys to property owners adjacent to I-66 regarding the sound walls that VDOT has proposed. We are still waiting on the environmental document to come up, which is when the public will be solicited to comment. VDOT has agreed to pay for and purchase lights on the bridge, but the Town would need to maintain and pay for the electricity.

I-66/Route 15 Interchange Holly Montague, Town Engineer

The Town Engineer would like a consensus or majority from Council

Weir – Semi-directional Ramp

Kenworthy-SPUI

Scarbrough-Semi-directional Ramp

Stutz-Semi-directional Ramp

Cole-Semi-directional Ramp

Leake-Semi-directional Ramp

Tobias-Semi-directional Ramp

We will also request the Town seal on the bridge and "welcome to Haymarket"

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Also the Town's position is opposed to right-in, right-out that VDOT is proposing is unacceptable to the Town.

Town Manager's Report

There were some issues with E&S controls at Sherwood Forest, but they have been resolved. Weir is assuming the Town will organize a candidate's night? Mayor directs the Town Manager to coordinate a candidate's night.

**April 23, 2012 budget work-session, Clerk to advertise accordingly

Museum

Weir moves to defer consideration of appropriating funds for the painting of the museum, Tobias seconds;

Discussion: Tobias comments about the potential excess funds, we have the money now; we should probably spend it and use the Alexandra's Keep proffer money for other needs of the museum. **Weir withdraws his motion**

Tobias motions to amend the Fiscal Year 2012 budget by reallocating \$53,647 out of Capital Improvements & Repairs/Boundary Adjustment line item and reallocate \$15,000 of it to the Museum line item and \$38,647 to Capital Improvements Projects, Leake seconds;

Discussion: Mayor would like confirmation that this does not exceed the 1% requirement of having a public hearing. The Treasurer confirms this amount does not require a public hearing.

Roll Call: Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Cole moves to appropriate up to \$15,000 for the painting of the Museum with Gossom & Costello from the museum line item, Leake seconds;

Roll Call: Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Weir moves to appropriate \$10,000 for legal fees related to the condemnation of property for the Street Scape Project, Weir further moves that \$10,000 be transferred from the Street Scape expenditures Line item to the Street Scape funding line item, Kenworthy seconds;

Roll Call: Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Line of Duty Act

**Place on next month's agenda. **Weir recommends a resolution that reflects moving forward with VML also.

Special Use Permit

Scarbrough motions to approve Special Use Permit #20120305 for an in-home business to be located at 6720 Jefferson Street, pursuant to 58-53(6) and 58-16 of the Town Code, Leake seconds;

Ayes: 6 Nays: 0

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Council Members

Tobias Nothing

Leake He is concerned about the condition of the sidewalks at Haymarket Station
He also asks that streets & sidewalks be cleaned

Leake motions to allocate up to \$1,500 for the cleaning of streets and sidewalks, to include Washington Street & Hunting Path Road to come from maintenance contracts/street cleaning, Cole seconds;

Roll Call: Tobias-Yes, Leake-Yes, Cole-Yes, Scarbrough-Yes, Kenworthy-Yes, Weir-Yes

Cole Nothing

Scarbrough Nothing

Kenworthy Asks if we have continued communication with the potential tenant for the Old Post Office

Weir Asks if the Town has any street benches in inventory. Giuseppe's would like to have two. VML sends us a summary of legislation, he asks the Clerk to forward him the latest.

Scarbrough motions to adjourn the regularly scheduled meeting of the Town Council, Kenworthy seconds;

Ayes: 6 Nays: 0

Submitted:

Approved:

Jennifer Preli, Town Clerk

Pamela E. Stutz, Mayor