

Town of Haymarket Town Council Meeting
15000 Washington Street, Suite 100, Haymarket, VA 20169
Mayor Pamela E. Stutz, Monday, May 07, 2007

The Haymarket Planning Commission Public Hearing Called to Order:

Application for a Special Use Permit for "The Social Dog, LLC" located at 6860 Jockey Club Lane

Roll Call: Landwehr, Weir, Ivancic
Absent: Darne, Gillin

1st Call for those in favor of the Special Use Permit Application
2nd Call-None
3rd Call-None

1st Call for those opposed to the Special Use Permit Application
2nd Call-None
3rd Call-None

The Haymarket Planning Commission Meeting called to order:

Special Use Permit for The Social Dog

Weir motions to approve the Special Use Permit Application for The Social Dog, LLC to be located at 6860 Jockey Club Lane, pursuant to 58-53 (6), Ivancic seconds;

Ayes: 3

Nays: 0

Absent: Darne & Gillin

Weir motions to adjourn the Special Meeting of the Haymarket Planning Commission, Landwehr seconds;

Ayes: 3

Nays: 0

Absent: Darne & Gillin

Mayor calls the Town Council Public hearing to order on the Special Use Permit Application for "The Social Dog" as an in-home business at 6860 Jockey Club Lane.

Roll Call: Vazquez, Sikorsky, Cole, Shurn, Stutz, Jarboe, Weir

Application for a Special Use Permit for "The Social Dog, LLC" located at 6860 Jockey Club Lane

1st Call for those in favor of the Special Use Permit Application
2nd Call-None
3rd Call-None

1st Call for those opposed to the Special Use Permit Application
2nd Call-None
3rd Call-None

Mayor closes the public hearing and calls the regular meeting to order.

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Rotary Club member Rosa Lee President of Interact Club at Battlefield
Asking if would be appropriate to make suggestions.
Signs be placed at entrances of Town indicating that cigarette butts not be discarded in the
Town.

Linda Landwehr

She was pleased with her interaction with the Battlefield students at cleanup day

Danyel Simone

Haymarket Garden Center Owner

He is requesting an extension through June for his plant-selling business at Quicles.

Maria Turner

Request for a car wash, she is happy about the car-wash. She is concerned that there are no
oc's in the remax building.

Beautification Day

Was a successful event. Mayor would like to push for Hazardous waste collection next year.

Sikorsky motions to approve the minutes of April 2, 2007, Weir seconds;

Ayes: 5

Nays: 0

Abstain: 1-Cole

Cole motions to approve the business license applications for Catfish Lewie's, The Social Dog,
and La Palate, Sikorsky seconds;

Ayes: 6

Nays: 0

Sikorsky motions to approve the construction permit applications for demolitions at 6630, 6636,
6638, 6626, 6622, & 6618 Fayette Street, Cole seconds;

Ayes: 6

Nays: 0

Comprehensive Plan Update

Draft 10 is in council's mailboxes. Landwehr updates that all comp plans have to be reviewed
by VDOT. Haymarket will be the first to have VDOT review a comp plan.

**Council to make comments within 15 days, by May 21, 2007 on entire comp plan.

Landwehr comments that Ozzie may wish to add comments to goals and objects to the Street-
scape.

Sikorsky motions to move forward with the repairs to the museum with the exception of the
widows and monies should be taken from grants and proffer monies received;

Painting \$8465, Mulch/Gravel \$620, Gutters \$1800, New Back Door/Sill Work \$625

For a total of \$11,510, Jarboe seconds;

Roll Call Vote: Vazquez-Yes, Sikorsky-Yes, Cole-Yes, Shurn-Yes, Jarboe-Yes, Weir-Yes

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**Council would like a letter to tenants at JBIII stating their time limit on Occupancy Certificates. If work does not commence on the storm pipe then the Town will withdraw the temporary Occupancy's.

Cole motions to approve Park Valley Church to use the Town parking lot and water for a fund-raising car wash with no fee, Shurn second;

Ayes: 6
Nays: 0

Meals Tax

Landwehr is now for the meal's tax

Josie Russo-owner of Giuseppe's Italian Restaurant

She is opposed to the meal's tax. Businesses are struggling now. There is not a lot going in Haymarket right now. Buildings are vacant. She thinks it would be a very bad idea and it would destroy the Haymarket attraction.

Weir motions to approve the option of extending his use for Season's of Change for a business license application through June 30, 2007, Sikorsky second;

Roll Call vote: Vazquez-Yes, Sikorsky-Yes, Cole-Yes, Shurn-Yes, Jarboe-Yes, Weir-Yes

Weir motions to enter into closed session pursuant to the provisions of §2.2-3711

A1 Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body, and;

A3 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.

Cole second;

Ayes: 6
Nays: 0

Weir motions that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements under this chapter and that only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered in the meeting, Cole second;

By a Roll Call Vote: Cole-Yes, Stutz-Yes, Jarboe-Yes, Weir-Yes, Sikorsky-Yes; Vazquez-Yes, Shurn-Yes

Weir motions to continue the May 7, 2007 regular meeting of the Haymarket Town Council to Thursday May 17, 2007 @ 7:00 pm. The May 7, 2007 meeting agenda should be amended to reflect that a public hearing for the fiscal year 2007/2008 budget will be heard at 7:00 pm on May 17, 2007 and the Police Department report and other public safety issues. Building Official's Report will be discussed at the continuation meeting, Cole second;

Ayes: 6
Nays: 0
Absent: 0
Abstain: 0

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Weir motions to amend the agenda to add that the council will consider disciplining and/or termination of a named town employee, Sikorsky seconds;

Ayes: 6
Nays: 0
Absent: 0
Abstain: 0

Weir motions that council affirms that it has reviewed a personnel report prepared by the Town manager regarding personnel issues and takes no exceptions to such report, Sikorsky seconds;

Ayes: 6
Nays: 0
Absent: 0
Abstain: 0

Treasurer's Report

Town is in good financial position despite some losses in revenue.

Budget

1,874,163,000.00 is the budget figure provided.

Cole motions to approve the enclosed budget for publication, Jarboe seconds;
Motion withdrawn

Cole addresses council with regard to the meals tax. He comments that we cannot move forward on any other plans with this budget standing alone. To the business owners: Period and often advertising for the businesses. A quarterly advertisement system will be put into place. 4% meals tax proposed. 65% of the Towns in VA have a meals tax. We will lower the real property tax 1.5 cents. We must create the Town for people to want to come to it. We could lose over 1 million in grant funds if we don't spend the award monies. All monies from this tax minus advertising money would go to capital improvements.

Vazquez asks if council would consider not reducing the real property tax. He visited approx. 50 people in various areas. Only 1 person said they did not want the meal's tax. 20% of the people voluntarily offered to maintain the real property tax.

Weir feels it is intellectually dishonest to not adopt the effective tax rate. He feels it should stay the same.

Bennett comments that most jurisdictions have a reserve or a cushion.

Sikorsky comments that if we have a meal's tax it should be earmarked. How do we enforce that these monies get used for street-scapes even when this council is gone. Bennett responds that it is not possible for one body to bind another body with the exception of long term notes.

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Cole motions to adopt a 4% meals tax beginning July 1, 2007, Vazquez seconds;
Weir comments that the businesses cannot support this tax. It is a targeted tax where BPOL
was just increased a year ago at the same target. Vazquez comments that a pleasant looking
area will be good for the businesses, and that we need to improve the infrastructure.
Vazquez-Yes, Sikorsky-Yes, Cole-Yes, Shuryn-Yes, Jarboe-No, Weir-No

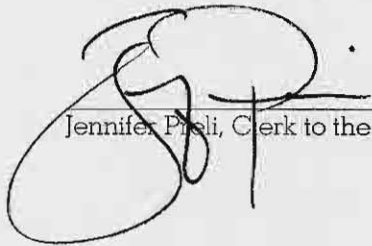
Cole motions to reduce the real estate tax rate by 1.5 cents, effective July 1, 2007, Jarboe
seconds; Weir comments that the residents have already gotten a reduction in the tax
assessment, he feels we are placing ourselves in jeopardy next year.
Vazquez-No, Sikorsky-Yes, Cole-Yes, Shuryn-No, Jarboe-Yes, Weir-No
Mayor breaks tie and votes No.
Motion fails

Cole motions with the increase from the prepared food and beverage tax, the budget is now
authorized to go to public hearing, Vazquez seconds;
Vazquez-Yes, Sikorsky-Yes, Cole-Yes, Shuryn-Yes, Jarboe-Yes, Weir-Yes

Weir motions to continue the May 7, 2007 regularly scheduled meeting of the Haymarket Town
Council to Thursday, May 17, 2007 @ 7:00 p.m., Jarboe seconds;
Ayes: 6
Nays: 0

Meeting continued.....

Submitted:


Jennifer Pisci, Clerk to the Council

Approved:


Pamela E. Stutz, Mayor