

Town of Haymarket Town Council  
15016 Washington Street~Haymarket, Virginia 20169  
Monday, June 19, 2006 Continuation of June 5, 2006

Meeting called to order at 7:03 pm

Roll Call: Sikorsky, Tobias, Cole, Garcia, Jarboe, Weir, Stutz

Maria Turner-Fayette Street-Business License application for Robert L. Stump Excavation. She is concerned about the trucks in Town, crosswalks will be affected. She also feels it would be a disservice to the new residents of Piedmont Mews.

Dennis Fusaro-Resident of Stephen City, VA-72 Hawes Road 22655  
Describes events with the Haymarket Police Department-He commutes through Haymarket and patronizes the business in Haymarket. He speaks of the events on the night of the April DUI checkpoint in Haymarket. Feels he only executed his constitutional rights. He was told his firearm was being checked. He would like to see the Town Council the officers properly trained at checkpoints and feels we can avoid these kind of problems in the future. He intends to come back at a later time to address another problem he has encountered.

Mike Stollenwerk-6707 Ordsall St, Alex VA 22315  
Fairfax Privacy Council.Org  
This is a privacy group. Sobriety checkpoints are police roadblocks. Feels Virginia is a police state. Believes check points are not to be interrogations, just brief encounters.

Mechele Greene-Track Court  
Small campaign for some of our soldiers in Iraq. Operation Labor of Love. Soldiers to hand out toys to Iraqi children over Labor day. She is looking for a non-profit organization to help with the collection of the toys. Also looking for donations to help with the shipping of these toys. She is hoping that the Town will support in some way. Mayor suggests that Mechele Greene speak with Councilwoman Jarboe after the meeting. We do know of one known soldier from Haymarket in Iraq right now.

Linda Landwehr-Fayette Street  
Budget comments-Budgets are most successful when there are goals with a budget. She feels two goals for the Town: Revitalize the Town, Repair the reputation of the Town. She feels that will be a more successful year for us all.

Stuart ValCleve-5509 West Bay Court-Midlothian, VA 23112  
Pres. VA Citizen's Defense League  
He is here to express his concern strictly for firearms. He is an ex-deputy Sherriff himself. Police Officers can run a check on a gun from their patrol car, they do not need to confiscate a gun to run a check.

Swearing in Ceremonies-Wendy Jones-Deputy Clerk of the Circuit Court  
See attached

Robert L. Stump business license application  
Dennis Pryba-14850 Jordan Lane-property owner  
Would proffer that vehicles would not leave prior to 7:00 am. He would also proffer that the vehicles would go down Old Carolina. Tobias asks the attorney if this use is allowable. The property is R1. The most recent use is automotive garage. Town attorney notes that there is no narrative as to the use of the facility.

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**Tobias motions to approve the business license application for Robert L. Stump Excavation,  
Sikorsky seconds;**

**Ayes: 0**

**Nays: 6**

Zoning

2 Complaints from 14705 Dogwood Park Drive; 6801 Walnut Park Lane

Mr. Bennett feels that number of people residing in a home is a building code violation, not a zoning violation. Therefore, falls under the jurisdiction of the building official, not the Town Council as zoning administrators. Mayor tasks the building official to research this as a possible building code violation.

Signatures on Town Bank Accounts

**Tobias motions to appoint John Cole & Sheila Jarboe as check signers referencing the email of today for the following accounts:**

General Checking Account 0005139038764; Water District Escrow Account 0005139417153; Peterson Proffer (Public Fund) CD 0005832688659; Historical Commission CD 0005138373489; Street Lights/Bench CD 0005832754589; Funds Escrow CD 0005839255111; ISTEIA Fund CD 0005833595697

**Stutz, Jarboe, or Cole any two, Weir seconds;**

**Tobias-Yes, Sikorsky-Yes, Cole-Yes, Garcia-Yes, Jarboe-No, Weir-Yes,**

**Sikorsky motions to approve the release of the Fosters bond; Weir seconds; They have not moved the street lights to be in compliance with the approved site plan**

**Ayes: 0**

**Nays: 6**

**Sikorsky motions to authorize the Mayor to retain counsel to represent the Town and the named defendants in the pending law suit of Roop/Breedon vs. Town of Haymarket, Mayor Stutz et al...., Tobias seconds;**

**Tobias asks if we all have a right to retain counsel. Bennett responds that based on facts alleged in here a council person acting in their official capacity are only responsible for gross negligence.**

**Tobias-Yes, Sikorsky-Yes, Cole-Yes, Garcia-Yes, Jarboe-Yes, Weir-Yes**

**Garcia motions for the Mayor to obtain an additional proposal and if it is within 15% of the other two bids the Mayor may proceed, Weir seconds;**

**Tobias-Yes, Sikorsky-Yes, Cole-Yes, Garcia-Yes, Jarboe-Yes, Weir-Yes**

For the Record: Tobias would like to have a public hearing if the Town decides to spend the money on 18<sup>th</sup> Haymarket storm water mgmt problem. Tobias feels this should be known to all resident if the Town intends to spend a large amount of money on this project.

Haymarket Day

Jerry Leaberry has informed us that the Town can use the shopping center for Haymarket Day. Quarles is on board, Baptist church is on board. Mayor feels we need to hire someone to chair the parade. Haymarket Women's Club is the Grand Marshall for the Ruritan's "Battlefield Day".

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**Cole motions to appropriate up to \$3,000 Parade coordinator, \$3,000 for live entertainment;  
\$1000 for shuttle, Garcia seconds;**

**Cole amends motions to appropriate money to be determined by Tasha Sikorsky, Garcia amends seconds;**

**Tobias-yes; Sikorsky-yes, Cole-yes, Garcia-yes, for the record.....Jarboe did not participate in any of these discussions, Weir-yes.**

**Tobias motions to approve the budget as advertised;**

Page 2 of 3

Attachments: Budget, New Council Affirmations.

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**Weir is concerned about the personal property tax relief loss.  
Motion withdrawn**

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**Weir motions to adopt the proposed budget of .11/\$100, Sikorsky seconds; see attached Tobias-No, Sikorsky-Yes, Cole-Yes, Garcia-No, Jarboe-No, Weir-Yes, Stutz breaks tie-No  
Motion fails**

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**Tobias motions to adopt the budget without the personal property tax or the tax relief reflected and no decals in the budget Garcia seconds;  
Weir would like the record to reflect that \$19,700 is being flushed in PP Tax relief.  
Tobias-Yes, Sikorsky-No, Garcia-No, Jarboe-Yes, Weir-No, Cole-Yes  
Stutz breaks tie and votes no**

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**Cole motions to approve the budget with the expense of town tags \$3000,  
Tobias for the record would hope that this council in the next 24 months displays significant capital improvements  
Tobias-No, Sikorsky-No, Cole-Yes, Garcia-Yes, Jarboe-No, Weir-No  
Motions Fails**

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**Tobias motions to approve the budget reflecting key items such as the removal of \$15,000 pp tax relief income take \$15,000 off Police Department move and place those funds toward capital improvements expense line item, Garcia seconds;  
Weir asks how much a motion to dismiss the Roop/Breeden law suit would cost the Town?  
Tobias-Yes, Sikorsky-No, Cole-Yes, Garcia-Yes, Jarboe-Yes, Weir-No  
Motions passes 4-2, See attached budget.**

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**Tobias motions to adjourn the June 5, 2006 meeting continued to June 19, 2006, Sikorsky seconds;  
Ayes: 6  
Nays: 0**

Submitted:

Approved:

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Jennifer Preli, Clerk

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Pamela Stutz, Mayor