

Town of Haymarket Town Council Meeting  
15000 Washington Street, Suite 100~Haymarket, VA 20169  
Monday, July 09, 2007 7:00 p.m.~Mayor Pamela E. Stutz

There is a joint public hearing scheduled for the Town Council and Planning Commission. The Planning Commission calls the Public Hearing called to order at 7:04 p.m.

This public hearing is for a special use permit for a home business to be located at 6684

Comanche Court

In Favor, 1 <sup>st</sup> Call:	None
2 <sup>nd</sup> Call:	None
3 <sup>rd</sup> Call:	None
Opposed, 1 <sup>st</sup> Call:	None
2 <sup>nd</sup> Call:	None
3 <sup>rd</sup> Call:	None

Public Hearing closed and Chair Landwehr calls the PC Meeting to order at 7:04 p.m.

Roll Call: Gillin, Landwehr, Weir

Application deferred to the Planning Commission meeting of 7/16/07 for questions regarding minimum lot square footage. Chair Landwehr asks that the clerks' office request that the applicant either be present at the next hearing or meet with the Chair prior to the next hearing.

Weir motions to adjourn the special meeting of the Haymarket Planning Commission, Gillin

seconds;

Ayes: 3

Nays: 0

Absent: Darne & Ivancic

Roll Call: Vazquez, Cole, Mayor, Jarboe, Weir

Maria Turner-Fayette Street

Bus service at Battlefield high school and that VRE is a top priority. She mentions a vehicle that is on Fayette that is commercial. She encourages council to adopt the zoning ordinances of the County.

Eric Arcia-Jefferson Street

He also expresses concern about the business on Jefferson Street and the large truck that is there.

Sharon Pandak:

She is running for Chairman of the Board of County Supervisors for PWC. She looks forward seeing Town residents during her campaign.

Allison Smuck

Is here about the 18<sup>th</sup> Century Haymarket storm drainage. She has never heard of Ryan Homes offering monies in exchange for remediation for the problem there.

Eric Arcia

He also expresses concern about the 18<sup>th</sup> Century Haymarket storm drain problem. He contacted PWC. They noted that it was not their responsibility. The drainage system is clogged. The drain is now 10' wide. They are losing backyard.

Announcements

Update on Haymarket Day: Mayor asks that the council wait until Sikorsky arrive.  
PWCSA rate increases. Information only

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\*\*\*\*\* Shuryn enters meeting

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Cole motions to approve the minutes of June 4, 2007, Vazquez seconds;

Ayes: 5

Nays: 0

Absent: Sikorsky

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Cole motions to approve Business license applications for Hall Mechanical & Assoc. and  
Melanie's Florist, Vazquez seconds;

Ayes: 5

Nays: 0

Absent: Sikorsky

Weir begins discussions of fire and rescue service with regard to existing and new developments. He takes exception to Chief Byrd's comments in a news article and that there is no capacity issue and no impact issue for the proposed developments just outside of Town that this council has some serious concerns over. Weir contacted PWC Fire Planning Office and found different figures that exceeded Byrd's figures. The fire department had to re-do their response actions to accommodate the current number of calls. By 2020 population to be the busiest into the county. There are 3,620 more units coming into the service area that are approved. The PWC acknowledges that the fire dept is over capacity. Weir asks what incident it take for the county to realize that the departments are over capacity. There is over 39,000 sf of commercial approved. Weir asks that if he may rep the council to the BOS tomorrow at their meeting. Council agrees that Weir can represent them at the Board of County Supervisor's meeting.

Construction Permit Applications

Town Manager comments on the state's inspections for 15101 Washington Street and informs council that it looks like everything on site is functioning properly and all E&S Controls are in place.

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Cole motions to approve the Construction permit application 15101 Washington Street, Building  
II, Weir seconds;

Ayes: 5

Nays: 0

Absent: Sikorsky

Mayor asks about the agreement and fixing of the JBIII pipe that connects to Bloom's property. Bloom comments that JBIII has not contracted to commence the work. Mayor reminds that the Town will take all necessary measures to get this job complete.

Bloom asks about the moving of the house to the Town's property, asks about the status.

Mayor asks about update and any leases he may have. Cole had a meeting with businesses regarding signage.

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Cole motions to approve the Certificate of Appropriateness for the Winterham Building II located at 15101 Washington Street, Weir seconds;

Ayes: 5  
Nays: 0  
Absent: Sikorsky

Weir moves that we direct the mayor to contact the electoral board, Vazquez seconds;

Ayes: 5  
Nays: 0  
Absent: Sikorsky

Comprehensive Plan Update

Draft II is complete.

Town Manager's Report

He hopes to get some conclusion to the JBIII storm pipe tomorrow. Thanks the staff for helping to make the budget end in the black. Town Manager comments on the 2<sup>nd</sup> UFI. We are moving ahead. We have plans for the repair of the crosswalks, both temporary and permanent. We have started the engineering on fixing the crosswalk, but looks like we need to patch

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Cole motions to authorize a patch at the cross walk located on the north side of Washington and Jefferson streets, Jarboe seconds;

Ayes: 5  
Nays: 0  
Absent: Sikorsky

Cole asks about Harrover house roof (PD). He would like it to come to the ARB if we change the roof shingle type.

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Cole 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, specifically the Vice Mayor position, 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, and
- A7. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter, specifically pertaining to the conversion of apartments to condominiums on the property located at 15101 Washington Street,

Jarboe seconds;

By a Roll Call Vote: Vazquez-Yes, Cole-Yes, Shuryn-Yes, Jarboe-Yes, Weir-Yes, Sikorsky-Absent

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Weir motions certification of the closed session that the only items discussed in the closed session were the items noted in the motion to enter, Cole seconds;  
By a Roll Call Vote: Vazquez-Yes, Cole-Yes, Shuryn-Yes, Jarboe-Yes, Weir-Yes, Sikorsky-Absent

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Cole Motions to advertise the Town Center Property for a price of \$3.2 Million, Jarboe seconds;  
By a Roll Call Vote: Vazquez-Yes, Cole-Yes, Shuryn-Yes, Jarboe-Yes, Weir-Yes, Sikorsky-Absent

Police Report

Chief provides the stats to the council. No questions.

Treasurer's Report

Quarles Final Site Plan

Weir motions that the council adopt the following: Whereas, the Town Council on March 6, 2006 approved the Quarles Center preliminary site plan conditioned upon the applicant addressing the comments of Holly Schultz as outlined in her email of March 6, 2006 as part of the final site plan, and whereas the preliminary site plan contained the note that "Route 15 and Route 55 full intersection and signalization improvements shall be the responsibility of applicant to bond for completion at the time of final site plan approval", and, whereas the Town Council did conditionally approve the Quarles Center final site plan on June 4, 2007 further conditioned upon three stated conditions as set forth in the minutes of said meeting, and whereas conditional number two of the final approval has not been complied with, and whereas to condition number three of the final approved site plan, the town attorney represented to council that the documents ensuring and guaranteeing timely construction and/or reconstruction of all road intersection improvements were not approvable by him unless the following additional conditions relating to such site plan are adopted by Council. Now therefore be it ordained and resolved that the final site plan for Plan #030907-1AF dated June 9, 2006 and last revised February 28, 2007 be hereby conditionally approved subject to the following conditions:

1. Payment of all town fees and reimbursable expenses due the town within 60 days of approval or within 30 days of invoice, as the case may be.
2. Recordation by August 20, 2007 of the deed of dedication, easement and reservation and the storm water management agreement in a form and substance approved by the Town Attorney.
3. That a/all road improvements and intersection improvements shown on the final site plan documents initially conditionally approved on June 4, 2007 and a/all intersection improvements identified as "corner intersection improvements" in an agreement concerning the development of real estate dated December 18, 2006 and recorded as instrument number 01170007193 and Exhibit A thereto, hereby incorporated by reference shall be completed and accepted by the Virginia Department of Transportation and all other necessary governmental agencies so as to be accepted into the state and/or federal highway systems prior to the issuance of temporary or final occupancy permits for any improvements constructed as a part of this final site plan.

The Clerk shall forward a copy hereof to the applicant by certified mail at its address of record and file a certificate of mailing with documents pertaining to this application, Jarboe seconds;

By a Roll Call Vote: Vazquez-Yes, Cole-Yes, Shuryn-Yes, Jarboe-Yes, Weir-Yes, Sikorsky-Absent

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Mayor would like for each Council member to contact her to discuss what roles they would like to take this year (liaisons).

Town Manager reports that there is new art work in the Town Hall and encourages all to read about the artist.

Jarboe would like to know the status of the speed bump for Jefferson Street. She would also like to discuss the Caboose at the August meeting.

Cole would like to discuss commercial vehicle parking at the August meeting. He feels we should take a position on this issue of commercial vehicles and place an article in the newsletter on it. He also expresses concerns about the 18<sup>th</sup> Century Haymarket Storm drain and would like it on the August agenda.

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Weir motions to adjourn the regularly scheduled meeting of the Haymarket Town Council,

Jarboe seconds;

Ayes: 5

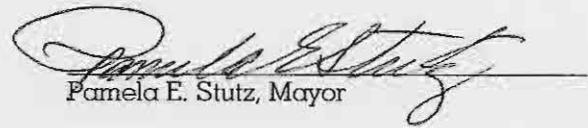
Nays: 0

Absent: Sikorsky

Submitted:

Approved:

  
Jennifer Frel, Clerk

  
Pamela E. Stutz, Mayor