

Town Council Meeting of September 13, 2004
Public Hearing 6:30 pm
Work Session Immediately following Public Hearing
15016 Washington Street
Haymarket, Virginia 20169
Mayor David P. Taylor

Mayor speaks in memory of Sarah M. Turner. The council is remembering and thinking of her son's Guy and James Shepard. Sikorsky comments that if we move forward in making the green space on the corner of Jefferson and Washington (town owned property) that maybe we could make a memorial for Ms. Turner.

Public Hearing to receive public input on changing the start time of council meeting from 6:30 pm to 7:00 pm.

For: Linda Landwehr in favor of the time so that citizens may get here after work
Against: None

Public Hearing closed....

Roll Call: Sikorsky, Tobias, Stutz, Taylor, Jarboe, Weir
Absent: Garcia

Codification work-session

This certifies that no action was taken during this work-session held prior to the Town Council meeting:



Jennifer Preli, Clerk of the Council

Citizen's Time

Maria Turner-Fayette Street-Speaks of small lots on Payne Lane and her desire not to see Town-homes there.
Linda Landwehr-Fayette Street-speaks of the ZTA from Payne Lane owners-Survey of homeowners taken prior to the Charrette says that they prefer large lots over townhomes and they also prefer small lot single families over townhomes.
"We need to be aware of the historic look and feel of Haymarket. We need to implement the ideas of the Charrette."

Business License Applications

Stutz motions to approve the business license application for A.N.D. Contractors, contingent upon noting who the licensee is sub-contracting for, Jarboe seconds

Ayes: 5
Nays: 0
Garcia Absent

Stutz motions to approve the business license application for Empire Mechanical Services, contingent upon documentation of who the licensee is sub-contracting for, Jarboe seconds

Ayes: 5
Nays: 0
Absent: Garcia

Town Council Meeting of September 13, 2004
Public Hearing 6:30 pm
Work Session Immediately following Public Hearing
15016 Washington Street
Haymarket, Virginia 20169
Mayor David P. Taylor

Payne Lane Properties Owners' requested ZTA (attached as addendums to minutes)

Applicant is requesting that council refer proposed ZTA to the PC for consideration

Tobias motion to refer the Zoning Text Amendment to the Planning Commission, Stutz seconds...Discussion: Sikorsky asks if this must be sent to PC because the perception is that council approves this project, but in fact must the council forward to PC? Attorney comments that it is customary that council forward all requests (applications) to the Planning Commission for their review and consideration.

*Garcia enters meeting

Ayes: 5
Nays: 0
Abstain: Garcia
Absent: None

Minutes

Tobias motions to approve the minutes of August 2, August 23, and August 28, 2004, Garcia seconds;
Tobias amends motion to include that approval of the minutes in August are contingent upon the corrections that were provided to the clerks, Garcia amends second

Ayes: 6
Nays: 0

Wier Motions to enter into executive session pursuant to 2.2-3711 A:

(1) 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 evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. And (3) 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
Stutz seconds;

Ayes: 6

Nays: 0

Stutz motions certification of executive session that only the items listed in the motion to enter into executive session were discussed, Weir seconds

Roll Call Certification: Sikorsky-Yes, Tobias-Yes, Stutz-Yes, Taylor-Yes, Garcia-Yes, Jarboe-Yes, Weir-yes

Town Council Meeting of September 13, 2004
Public Hearing 6:30 pm
Work Session Immediately following Public Hearing
15016 Washington Street
Haymarket, Virginia 20169
Mayor David P. Taylor

Property owners' time:

Guy Gravett-Thanks Weir and Bailey for researching and updating the code

Has spent time with authorities getting his project (Sherwood Forest) approved based on the town's desire of small lot, not townhouses. Wants to know where his project stands and more importantly where other property owners stand.

Bill Galbraith- Contract purchaser at 15100 Washington Street-has spent over a year on his site plans. Wants to know where the council stands on the issue of this codification.

Dr. Larry Ayers, III-Owner of 15100 Washington Street-Feels he, as the owner of the property should be grand-fathered. He feels that all the owners of the affected properties should be grand-fathered.

Dennis Pryba-requests that the council allow the town's attorney to speak to the land owners. He asks if due process was done on the previous ordinances.

Councilman Garcia thanks all for coming to this meeting to express concerns about their property.

Sandra Turner-Speaks of water run-off at the shopping center, it has caused medical issues for her at the Haymarket Self Storage-Jarboe has unsuccessfully tried to contact the building engineer, but Jarboe will continue her efforts for the water/mold problem at The Haymarket Self Storage.

Wier Motions to enter into executive session pursuant to 2.2-3711A:

(1) 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 evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. And (3) 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

Jarboe seconds;

Ayes: 6

Nays: 0

Weir motions certification of executive session that only the items listed in the motion to enter into executive session were discussed:

By a Roll Call Vote: Sikorsky-Yes, Tobias-Yes, Stutz-Yes, Taylor-Yes, Garcia-Yes, Jarboe-Yes, Weir-Yes

Stutz motions to direct the Chief to produce by Nov. 1, 2004 a Standard Operating Procedure Guideline for review and approval of council, Garcia seconds Tobias asks if the clerk should write a letter. Mayor instructs clerk to send a memo stating the above motion.

Ayes: 6

Nays: 0

Town Council Meeting of September 13, 2004
Public Hearing 6:30 pm
Work Session Immediately following Public Hearing
15016 Washington Street
Haymarket, Virginia 20169
Mayor David P. Taylor

****Clerk to type a memo stating above motion to include "any modification to the SOP after Nov. 1 can only be done by council".**

For the record: All policies in the employees policy manual dated Nov. 2002 have always been and remain in full force and effect.

Tobias Motions to appropriate and make active 6% pay raises for the three full-time police officers, retro to July 1, 2004, Gregg Breeden, Jim Roop, and Robert Hoffman, Stutz seconds
Roll Call Vote: Tobias-Yes, Sikorsky-Yes, Stutz-Yes, Garcia-Yes, Weir-yes, Jarboe-Yes

Tobias motions to appropriate a 6% pay raise for Alexy Abdo in the amount of \$602.16 for retro pay only (The officer has resigned), Jarboe seconds
Roll Call Vote: Sikorsky-Yes, Tobias-Yes, Stutz-Yes, Garcia-Yes, Jarboe-Yes, Weir-Yes

Tobias motions to appropriate the funds for the clerks' conference in VA Beach, Oct. 3-8, 2004 in the amount of \$475 from the budget line item "education and training", Garcia seconds
Roll Call Vote: Tobias-Yes, Sikorsky-Yes, Stutz-Yes, Garcia-yes, Weir-Yes, Jarboe-Yes

Tobias motions to appropriate up to \$400 for lodging expenses from the budget line item "Lodging" for the clerks' conference in VA Beach Oct. 3-8, 2004
Roll Call Vote: Tobias-Yes, Sikorsky-Yes, Garcia-Yes, Weir-Yes, Stutz-Yes, Jarboe-Yes

Tobias motions to appropriate funds from the budget line item "Mileage/Fuel" to reimburse the clerk for her mileage and meals .375/mile and no more than \$50/day for meals, from the budget line item "meals", costs during the clerks' conference in VA Beach Oct. 3-8, 2004, Stutz seconds; Tobias amends motion to read that the clerk will be reimbursed on mileage according to today's IRS standard rate for vehicle mileage, Stutz amends second.
Roll Call Vote: Sikorsky-Yes, Tobias-Yes, Stutz-Yes, Garcia-Yes, Jarboe-Yes, Weir-Yes

Mayor recommends that the checkbooks of the PD and the HC be turned over to the clerks' office

Tobias motions that as of the October 31, 2004 bank statements for both the Historic Commission and the Police Department, that financial information and paying the day to day expenses are to be turned over and are now the responsibility of the clerks' office, garica seconds
Ayes: 5
Nays: 1 (Jarboe)

Jarboe-Building Official-Asks that clerk "cc" her on any correspondence between Town Engineer and Town Building Official.

****Clerk to research minutes for the approval of the Foster Building Site Plans**

For the record, Weir states that Lowery (the building official) is incorrect when he says that the atrium for the Bloom Building is reflected on the approved site plans for Bloom.

Town Council Meeting of September 13, 2004
Public Hearing 6:30 pm
Work Session Immediately following Public Hearing
15016 Washington Street
Haymarket, Virginia 20169
Mayor David P. Taylor

Weir-Reminds that there is a public hearing Monday, September 20, 2004 @ 7pm. **For the record**, Weir states that the review that was performed by the Planning Commission for the purpose of re-codification of the Town's ordinances was purely administrative and not qualitative.

Garcia-States that Metropolitan Plants looks like it is going to be our best bid for the landscaping in the town.

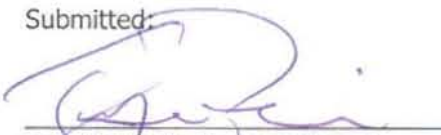
Foundation is co-hosting a recognition banquet and would like if the Town appropriate \$500 toward this event. Mayor asks Jarboe if should would review the budget and identify which line item the \$500 matching funds could be used.

Jarboe Motions to continue the September 13, 2004 Town Council meeting to September 20, 2004 at 7pm, following the joint public hearing with the planning commission, Stutz seconds

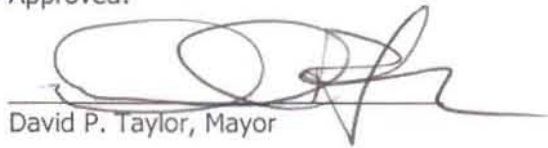
Ayes: 6
Nays: 0

Meeting continued.....

Submitted:


Jennifer Preli, Clerk to Council

Approved:


David P. Taylor, Mayor