



TOWN OF HAYMARKET, VIRGINIA 22069

CHARTERED 1798

COUNTY OF PRINCE WILLIAM

HAYMARKET TOWN COUNCIL MEETING:

JULY 2, 1990

The Regular Haymarket Town Council Meeting was held on July 2, 1990 beginning with the Mayor, Terri R. Freeborn, leading in a Prayer and Pledge of Allegiance at 7:30 p.m. Six Council Members were present, Steven Bean, Sam Crouch, Ronald Hancock, John Kapp, Dottie Leonard and James Shepard.

Councilman Hancock made a motion not to read the minutes of the previous meeting, one correction was to be made, the Public Hearing on the Proposed Budget would be held on June 25, 1990, not July 25. After this the motion was seconded by Councilman John Kapp, and they stood approved.

The Treasurer reported several bills to be paid;

1-GOSSOM'S HARDWARE, ITEMS P.D. & FOR FLAG POLE	83.98
2- MOBILE GAS, GAS, POLICE CRUISER	31.00

Kapp made a motion to pay these bills, seconded by Bean, the motion carried unanimously in a Roll Call Vote. Another bill was held to be discussed later in the meeting, this was for Building Inspector Gary Eddy.

CITIZEN'S TIME:

Glenwood Bear asked that Council speak a little louder, he thanked John Kapp and Lonnie Whitlow for putting up the Flag and Flag Pole at Town Hall, telling them how nice it looked.

Everett Bean was scheduled to speak on Recycling but he was unable to attend and it was scheduled for the next meeting.

SPECIAL USE PERMIT:

Hancock made a motion to approve a Special Use Permit for Jimco Supply to hold an Auction on the corner of #15 & 55, on Saturday, July 14, 1990, to begin at 10 a.m., this was seconded by Kapp, the premises were to be cleaned up afterwards, the motion carried unanimously.

BUILDING PERMITS:

Kapp made a motion that the two Building Permits for decks submitted by S.Scott Silvasy and Cameron Spivey be sent to the Haymarket Planning Commission for their recommendations. Mr. Spivey who was present at the meeting was told that they both would have to get the second set of site plans, by the Planning Commission Meeting on July 9, 1990.



TOWN OF HAYMARKET, VIRGINIA 22069

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-2-

Kapp made a motion to approve Marika Evans Application for a Building Permit at Madison Corner Shoppe for work to be done indoors, this was seconded by Hancock, the motion carried. She will need another Building Permit for a Fire Wall and Fire Door.

ADOPTION OF BUDGET:

Hancock made a motion to Adopt the Budget for 1990 as it stands but wait 60-90 days to have a CPA come in and set things up, this was seconded by Kapp, the motion carried in a Roll Call Vote, 5 Council Members voted to adopt the budget, Sam Crouch voted not to.

Mayer Freebern read the following Resolution;

Where ~~As~~ the Town Council for the Town of Haymarket advertised a Public Hearing in the Journal Messenger on June 18th and

Where As the Town Council heard comments from the public relating to the proposed budget on June 25, 1990.

Now therefore be it resolved the Town Council meeting in Regular Sesion on July 2, 1990 hereby adopts the Budget on Fy 90-91 as advertised and presented to the public. Copy of budget is attached to these minutes.

ADOPTION OF PROPOSED TAXES AND GROSS RECEIPTS, 1990

Kapp made a motion to adopt the proposed taxes for 1990-91 having them going into effect on Oct. 1, 1990, this was seconded by Hancock, the motion carried in a Roll Call Vote, Four Council Members voted for it, Sam Crouch voted against it and James Shepard abstained from voting.

The Mayor read the following Resolution;

Whereas the Town Council for the Town of Haymarket studied the needs of the community and the methods for licensing businesses; and

Whereas the Town Council considered it appropiate to Amend the licensing to be assesed as a gross receipts tax; and

Whereas the Town Council held a public hearing on June 14 on the issue as advertised in the Journal Messenger on June 5th and June 12th.

Now therefore be it Resolved the Town Council meeting in Regular Session on July 2, 1990 hereby amends the business license fee to be assessed by A Tax on Gross Revenue Receipts, and furthermore enacts the tax on Gross Receipts to become effective Oct. 1, 1990. Copy of Proposed Taxes and Gross Receipts for 1990 enclosed in these minutes.



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KAPP MENTIONED CONTINUING to talk to County on Gross Receipts, Lorene Payne said if Haymarket goes with County, they must use their rates.

TV/RADIO

The Haymarket Planning Commission made the following recommendations on the TV/Radio Ordinance, 3 members voted to approve it, 1 was against it; and 1 abstained from voting, this was to be allowed in the B-1 and B-2 Districts.

Councilwoman Leonard made a motion to approve the Ordinance on the TV/Radio, seconded by Kapp, 5 Councilman voted in favor of it in a Roll Call Vote, Sam Crouch voted against it, the motion carried. The Mayor read the following Resolution;

Whereas the Planning Commission and Town Council advertised a Joint Public Hearing in the Journal Messenger in the issues of June 19th and 26th; and Where As the Planning Commission meeting in Special Session recommends adoption as written.

Now Therefore be it resolved the Town Council for the Town of Haymarket meeting in Regular Session this second day of July 1990 hereby adopts the amendment to permit Radio/Television Broadcasting Stations in the B-1 and B-2 zone as amended by sections(see attached) of the Code of the Town of Haymarket.

AUTO RETAIL/SALVAGE

The Haymarket Planning Commission recommended Denial of the Auto Retail /SALVAGE, 3 were against it; 2 were in favor of it.

Councilman Kapp asked why dealers have to bring these cars into Town? Alan Gossom said because their offices are here and he didn't see why it should cause any trouble, all work is done outside of Town of Haymarket, they only bring the cars here for final inspection.

Leonard overruled the Planning Commission and made a motion to approve it, seconded by Kapp. In a Roll Call Vote, 5 Council Members voted to approve it, James Shepard voted against it. The Mayor read the following Resolution; Where As the Planning Commission meeting in Regular Session considered the amendment of section 4-1-21 to allow Auto Salvage with a special use permit and condition; and Where As the Planning & Town advertised a Joint Public Hearing in the Journal Messenger on the issues of June 19th & 26th; and



TOWN OF HAYMARKET, VIRGINIA 22069
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COUNTY OF PRINCE WILLIAM

Where As the Planning Commission meeting in Special Session recommends denial of the amendment as written.

Now Therefore be it resolved the Town Council Meeting in Regular Session on this second day of July 1990 hereby adopts the amendment to section 4-1-21 of the Code of the Town of Haymarket. Code is as follows:

4-1-21. Retail/ Wholesale Auto Sales with ancillary Salvage activities, subject to securing a special use permit and conforming to the following conditions;

1. Submit and receive approval of a valid site plan indicating the square footage of the sales office site, square footage of the repair bays and number of units, exterior location for storage of sales vehicles, salvage vehicles and customer parking area.

2. No repair will occur outside of the structure.

3. No salvage vehicle will be stored on site for a period in excess of twenty four (24) hours.

4. No signs will be permitted advertising salvage operations.

5. The Town Council shall at the time of approval establish hours for operation of any Retail/ wholesale auto sales activity

6. At no time shall more than two (2) salvage vehicles be parked on site of a facility operating under a special use permit.

7. The area devoted to salvage operations, nor revenues received from salvage operations, shall not exceed twenty-five percent (25%) of the total gross receipts of any auto sales establishment in any one (1) calendar year, and proof of such will be submitted annually with the operators request for a business license renewal.

8. The Town Council shall at time of approval of the special use permit establish a date for renewal.

Attest:

Dorothy M. Keller
Clerk of Council



SITE PLAN FOR TV/RADIO

James Payne spoke on the Site Plan for TV/Radio.

Leonard made a motion that upon stipulations attached to the Site Plan for TV/Radio that it be approved, this was seconded by Kapp, the motion carried.

OTHER ITEMS:

Plaques were approved to give to Turner T. Smith, James R. Gossom and Fewell Melton for their years of Service to the Town. Hancock made a motion to give 2 to each, one for Town Hall and 1 for their home, this was seconded by Kapp and unanimously approved in a Roll Call Vote; Mr. Melton-40 years; Mr. Smith, 30 years and James R. Gossom 20 years. It was suggested that they be presented on Haymarket Day, 1990.

Kapp made a motion to appoint Dottie Leonard to gather pictures of past Mayors to be hung in Town Hall, this was seconded by Bean, the motion carried.

Kapp made a motion to appoint James Shepard in charge of insurance, this was seconded by Bean, the motion carried.

Kapp made a motion to appoint Steven Bean to be liaison to Bean's Trash Service & Chairman of Recycling Program, this was seconded by Leonard, the motion carried.

Kapp made a motion to appoint Ronald Hancock to be Liaison to Police Dept. with Bean as Backup Liaison, this was seconded by Leonard, the motion carried.

Kapp made a motion to appoint Sam Brouch as Chairman of Health & Welfare, this was seconded by Bean, the motion carried.

Bean made a motion to appoint John Kapp as Liaison to Planning Commission, this was seconded by Leonard, the motion carried.

Kapp made a motion to appoint Town Attorney Turner T. Smith for another term, also Joseph Gerace to the Police Dept. and Dorothy Keller, as Town Clerk-Treasurer., this was seconded by Bean, the motion carried.

Bean made a motion to add Executive Session to the Agenda, seconded by Hancock, the motion carried.



TOWN OF HAYMARKET, VIRGINIA 22069
CHARTERED 1798
COUNTY OF PRINCE WILLIAM

Hancock mentioned that Police Officer needs shotgun holder.
Mr. Smith had to Nolle Prox cases in Court, would like to know if Officer Damron returns.

Kapp made a motion to buy 2 items needed by the Police Dept., seconded by Bean, and the motion carried in a Roll Call Vote.

Officer Gerace reported that there had been a number of break-ins in Town.

Hancock reported that the sign on Madison and Washington needs to be put off until Marika Evans finishes her paving.

Kapp asked Lorene Payne if she had drawn up the Stop Work Policy and she answered no, but she would do it soon.

Kapp made a motion to give the old name plates to the ones whose name was on them, seconded by Hancock, the motion carried.

Kapp asked Hancock if Homeowners had been checked in regards to brush growing on streets. He was told that Gossom and Costello had taken care of it, to which he thanked both.

Kapp mentioned that he would be going to Professional Men's Meeting. Questions that needed answered was when the Town needs a Town Manager and also they had mentioned having a Halloween Activity.

It was suggested by residents and businessmen that Citizen's Time was too limited and should come at end of Meeting. Executive Session should be held at 7 or 7:15 p.m.

Alan Gossom offered to get an Eagle for the Flag Pole at Town Hall.

Kapp made a motion to appoint James Shepard to check on money the Town may receive from City and State, this was seconded by Leonard, the motion carried.

Glenwood Bear mentioned that the Light for Madison St. had been approved but not put up. Also Sign for Washington and Madison St. was needed, this had already been addressed.

Officer Gerace will help to establish a Neighborhood Watch.



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EXECUTIVE SESSION:

At 9:05 p.m. Hancock made a motion under 2.1-344, A6, of the Code of Virginia to go into Executive Session, seconded by Kapp. the motion carried unanimously.

Certification of Executive Meeting

MOTION: *Ronald Hancock* RESOLUTION NO.: *16*

SECOND: *John Kapp* MEETING DATE: *July 2, 1990*

Whereas, the [public body] has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, Section 2.1-344.1 of the Code of Virginia requires a certification by the [public body] that such executive meeting was conducted in conformity with Virginia law;

Now, therefore, be it resolved that the [public body] hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirement by Virginia law were discussed in executive meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the [public body].

VOTE

AYES: *6*
NAYS: *0*

(For each nay vote, the substance of the departure from the requirements of the act should be described.)

Absent during vote: *0*
Absent during meeting: *0*

Emily Keller
Clerk/Secretary of [Public Body]



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REGULAR SESSION:

At 9:30 p.m., Bean made a motion to go back into Regular Session, this was seconded by Kapp, the motion carried.

In Regular Session; Leonard made a motion to send the diagram of the Bulletin Board submitted by the Gainesville Ruritan Club to the Planning Commission, this was seconded by Kapp, the motion carried.

Bean made a motion to pay Gary Eddy \$50 for his letter of Violation to a resident., this was seconded by Kapp, the motion carried in a Roll Call Vote.

Hancock mentioned that Joe Gerace had recommended going to Sheriff's Dept. for a part-time officer. They were to receive no benefits, only salary.

After Officer Gerace spoke on Community Diversion Programs, Kapp made a motion to contact Community Diversion Program and set it up. Joe was to be part of it the 5 days he was on duty, this was seconded by Leonard, the motion carried.

Officer Gerace announced that he is working on 2 grants. The Mayor asked Gerace to ask Turner Smith about getting money for the Town regarding DWI'S.

ADJOURNMENT:

With no further Business, the meeting adjourned at 9:50 p.m., the motion to adjourn was made by Kapp and seconded by Crouch.

RESPECTIFULLY SUBMITTED:

APPROVED:

Dorothy Keller
DOROTHY KELLER, TOWN CLERK

Terri R. Freeborn, Mayor
TERRI R. FREEBORN, MAYOR

TOTAL INCOME FOR FISCAL YEAR 1989-90

REAL ESTATE-----38,851.54
 PERSONAL PROPERTY 8,710.37
 FINES-----23,774.65
 TOWN TAGS-----8,483.50
 INTEREST, CHECKING
 ACCOUNT-----2,929.50
 INTEREST ON TAXES ---221.29
 SALES TAX-----11,691.10
 BUSINESS LICENSES--3,150.00
 LAW ENFORCEMENT
 ASSISTANCE--2,887.00
 PARKING TICKETS---1,100.00
 INSPECTIONS-----10,745.00
 REZONING-----1,000.00
 DEPT. OF MOTOR
 VEHICLES-----107.88
 ABC PROFITS---1,952.47
 UTILITY TAXES-----3,561.24
 SIGN PERMITS -----275.25
 MISCELLANEOUS
 INCOME-----1,038.50
 OCCUPANCY PERMITS 50.00
 FRANCHISE TAX--9,314.01
 BUILDING PERMITS 4,617.10
 ROLLING STATE TAX 571.14
 Re-ENTERED CHECKS
 RETURNED FOR NSF----40.00

----- \$135,031.54

LESS CHECK RETURNED
 FOR NSF-----30.00

TOTAL INCOME-\$ 135,001.54

Total Expenses for Fiscal
 Year 1989-1990.

EXPENDITURES					June 1990	
ACCT. NO.	ACCOUNT	TOTAL THIS MONTH	TOTAL UP TO THIS MONTH	TOTAL TO DATE		
DEDUCTIBLE						
1	MOOSE MATERIALS	0	0	0		
2	ACCOUNTING	0	0	0		
3	ADVERTISING	0	1,296.00	1,296.00		
4	AUTO EXPENSE	877.40	20,862.70	20,939.70		
5	Activities Comm	0	191.20	191.20		
6	CONTRIBUTIONS	0	248.00	248.00		
7	Sewerage	21.40	235.40	256.80		
8	ELECTRICITY	279.87	3,277.16	3,556.93		
9	ENTERTAINMENT	0	0	0		
10	FREIGHT & EXP.	0	0	0		
11	HEAT	42.00	482.42	524.42		
12	INSURANCE	245.70	9,842.36	10,088.56		
13	INTEREST	0	0	0		
14	Mowing	80.00	120.00	200.00		
15	LEGAL EXPENSE	146.35	6,120.54	7,583.89		
16	PLANNING Comm	185.00	2,560.00	2,745.00		
17	MISC. EXP. F.H.	651.81	9,741.55	9,393.36		
18	OFFICE EXP.	0	0	0		
19	POSTAGE	35.00	534.00	569.00		
20	RENT	0	0	0		
21	REPAIRS	155.74	0	155.74		
22	TAX-SALES	0	0	0		
23	TAX-SOC. SEC.	356.56	4,874.88	5,231.44		
24	TAX-STATE U. I.	0	652.00	652.00		
25	TAX-Federal	184.00	2,025.00	2,809.00		
26	SELLING EXP.	0	0	0		
27	SUPPLIES	205.12	1,559.39	1,762.91		
28	TELEPHONE	93.87	888.11	981.98		
29	TRADE DUES, ETC.	0	0	0		
30	TRAVELING EXP.	0	0	0		
31	WAGES & COMM.	2,731.20	36,732.39	29,483.58		
32	VA. Employment	0	26.02	26.02		
33	Bulk Shipt	440.00	14,420.00	14,910.00		
34	Travel	1,072.00	11,160.60	12,232.60		
35	Travel	780.00	6,135.00	6,915.00		
SUB-TOTAL		9,900.02	122,783.31	132,683.31		
NON-DEDUCTIBLE						
51	NOTES PAYABLE					
52	FEDERAL INC. TAX					
53	LOANS PAYABLE					
54	LOANS RECEIV.					
55	PERSONAL					
56	FIXED ASSETS					
57						
TOTAL THIS MONTH		9,900.02				
TOT. UP TO THIS MO.			122,783.31			
TOTAL TO DATE						

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