

Town of Haymarket  
15000 Washington Street, #100~Haymarket, Virginia 20169  
Mayor Pamela E. Stutz  
Monday, May 04, 2009

Mayor calls meeting to order at 7:00 p.m.

Roll Call: Cole, Stutz, Edwards, Weir

There is an advertised joint public hearing with the Planning Commission for a special use permit application to allow an in-home business to be located at 14858 Caboose Trail.

**PLANNING COMMISSION**

Landwehr calls for the public hearing to order for a special use permit application for an in-home business to be located at 14858 Caboose Trail. Mr. Goldenberg manufactures partials and dentures for dentists; he would like to be able to run this business from his home basement in Haymarket Station.

1<sup>st</sup> Call

Andy Goldenberg-Comments that he deals mostly with removable dentures and partials; he does not manufacture crowns, which requires high heat. He is certified in his field.

2<sup>nd</sup> Call in favor-None

3<sup>rd</sup> Call in favor-None

1<sup>st</sup> Call Opposed-None

2<sup>nd</sup> Call Opposed-None

3<sup>rd</sup> Call Opposed-None

Landwehr calls PC meeting to order

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**Graham motions to approve SUP #20090402 pursuant to 58-98 (8) for and in business to be located at 14858 Caboose Trail, Landwehr seconds;**

**Ayes: 2**

**Nays: 0**

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**Landwehr motions to adjourn the public hearing at 7:06 p.m.**

Mayor calls the public hearing to order for a special use permit application for an in-home business to be located at 14858 Caboose Trail @ 7:07 p.m.

1<sup>st</sup> Call

2<sup>nd</sup> Call

3<sup>rd</sup> Call

Opposed

2<sup>nd</sup> Call

3<sup>rd</sup> Call

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**Weir motions to approve the in-home SUP #20090402 for an in-home business to be located at 14858 Caboose Trail, for A.M. Goldenberg Dental Lab, Edwards seconds**

**Cole-Yes, Edwards-Yes, Weir-Yes**

**Leake-Absent, Vazquez-Absent, Shuryn-Absent**

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Landwehr: She understands the situation in this economy, she is sorry that the town still has not sold this property. Her biggest regret is that there is still no accommodation for the town to hold meetings. She feels that is short-sighted of the council.

**Announcements**

None

**Citizen's Time**

Ken Farren-6864 Saint Paul Drive

He is 100% against the VRE line extending to Haymarket. Most people he has talked to is not happy with the thought of the extension.

Jack Carne

6860 Saint Paul

He doesn't feel that VRE brings any value to the town. He thinks it devalues the property in the town.

Clerk enters two emails into record. One from Susan Zupan & one from Tim Lamb.

Mayor announces that the Town Manager, Cole & Weir have been attending VRE meetings and it does not appear that the Haymarket extension is viable at this time.

Weir reads aloud a resolution.

**Cole motions to adopt the VRE resolution (attached to these minutes), Weir seconds;  
Cole-Yes, Edwards-yes, Weir-Yes  
Leake-Absent, Vazquez-Absent, Shuryn-Absent**

(Still citizen's time)

Landwehr would not be in favor of a dog park in the Town.

\*\*7:22 p.m Shuryn & Vazquez enters meeting

Maria Turner

Several areas are not level from Team Fishel performing their work. The Town Manager reminds that they are not complete and there is a bond in place.

**Minutes**

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**Weir motions to approve the minutes of April 14, 2009, Cole seconds;  
Ayes: 5  
Nays: 0  
Absent: Leake**

**Town Manager's Report**

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The Town Manager estimates that approximately 1500 people were in attendance at the Earth Day Celebration. We received support from PWC, Pepsi and vendors who were displaying their ware related to Earth Day.

Stimulus Package

We have been notified that we awarded \$145,000 toward the Trolley program. It is for the purchase of the Trolley equipment.

\*\*Leake enters meeting at 7:28 p.m.

Nothing to report on the cable franchise agreement

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**Weir motions to authorize the Town Manager to write a letter to Comcast that should include potentially a cease and desist order,  
Cole-Yes, Edwards-yes, Weir-Yes, Leake-Yes, Vazquez-Yes, Shuryn-Yes**

Museum Repairs

Really only one company that does the sprinkler repairs

Three bids

The Town Manager asks for the authority to negotiate with 3 companies

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**Weir motions to authorize the Town Manager to negotiate a contract (from 3 bids) for the repairs at the museum for the frozen pipe damage, in an amount not to exceed \$12,000, Vazquez seconds; Cole-Yes, Edwards-yes, Weir-Yes, Leake-Yes, Vazquez-Yes, Shuryn-Yes**

Street-scape

The next step is Right-Of-Way authorization. This authorization allows us to negotiate rights of way with the property owners.

Harrover Roof Repair

Is getting quotes on repairing the roof as opposed to replacement.

\*\*Edwards will assist with the "save the Sear's houses"

Revision of personnel policies. The Town Manager thinks we are now at a point where we can get it adopted. He would like to be able to come in June, Edwards and Cole will assist in the review with the Town Manager

Police Report

Mayor asks about noise ordinance. VML says our law is unconstitutional. We need a decibel meter and change the code.

\*\*To be made part of the code revisions currently under review

Treasurer's Report

Thanks the staff and work-sessions for a productive budget.

\*\*Weir asks for a breakdown on pass-thru expenses.

\*\*Mayor asks that the Town Manager send a response to Cecile Richards regarding the dog park.

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**Weir motions to approve the business license application for Paramount Promotions, with the provision that it meets the requirements of the fire Marshall, for a period of 30 days from June 12 through July 12, 2009**

**Edwards seconds;**

**Ayes: 6**

**Nays: 0**

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**Cole motions to approve the business license applications for LF Jennings, General Excavation, and SW Rodgers, all out of town contractors, Shurn seconds;**

**Ayes; 6**

**Nays: 0**

\*\*\*\*\*

**Cole motions to approve an extension for the special use permit period of validity for a temporary construction trailer at 5250 Washington from May through October 2009, Vazquez seconds;**

**Ayes: 6**

**Nays: 0**

\*\*Clerk to email list of expirations to Weir for BZA members

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**Weir motions to nominate Rebecca Bare to the Town of Haymarket Board of Zoning Appeals, for the term of January 31, 2009 through January 31, 2013, Cole seconds;**

**Ayes: 6**

**Nays: 0**

\*\*Next month please place ARB and PC appointments on the agenda

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**Cole motions to enter into closed session in accordance with the provisions of §2.2-3711 A(3) 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.**

**Vazquez seconds; Cole-Yes, Edwards-yes, Weir-Yes, Leake-Yes, Vazquez-Yes, Shurn-Yes**

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**Cole motions certification of closed session that the only items discussed in the closed session were those noted in the motion to enter, how say each of you?**

**Vazquez seconds; Cole-Yes, Edwards-yes, Weir-Yes, Leake-Yes, Vazquez-Yes, Shurn-Yes**

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**Weir motions to extend the period for closing on the Town Center Property to June 30, 2009, time being of the essence, subject to the Town's exclusive right to negotiate and enter into leases which will expire on or before June 30, 2010 or for such longer term as may be agreed upon by the Town and the contract purchaser, Vazquez seconds;**

**Roll Call: Vazquez-Yes, Leake-Yes, Cole-Yes, Shurn-Yes, Edwards-Yes, Weir-Yes**

**Council Member's Time**

Vazquez-Nothing

Shurn-Nothing

Weir-Code review

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Cole asks for one more meeting on the code review.  
Discussion of the Quarles property  
Council in favor of funeral home coming back and  
Massage parlors  
Susan-nothing  
Leake-nothing  
Cole-nothing

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**Edwards motions to adjourn the regularly scheduled meeting of May 4, 2009, Weir seconds;**

**Ayes: 6**

**Nays: 0**

**Absent: 0**

Submitted:

Approved:

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Jennifer Preli, Town Clerk

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Pamela Stutz, Mayor