

Minutes
Town Council Meeting
Monday, January 12, 2004
6:30pm
15016 Washington Street
Haymarket, Virginia 20169

David P. Taylor, Mayor
Vice Mayor James T. Shepard
Councilman Robert J. Miller
Councilwoman Pamela Stutz
Councilwoman Sheila Jarboe
Councilwoman Natasha Sikorsky
Councilman Bryan Garcia

Public Hearing called to order at 6:45pm

INTENT TO ADOPT THE STATE CODE THAT PERTAINS TO TRAFFIC & CRIMINAL VIOLATIONS

FOR: NONE

AGAINST: NONE

TOWN COUNCIL MEETING OPENED @ 6:37pm

Pledge of Allegiance
Prayer, Acting Mayor Shepard

CITIZEN'S TIME

Linda Landwehr Haymarket -thanks council & mayor for their concern about flooding issues in 18th Century
Luersen -Thanks mayor for concern about 18th Century Haymarket Flooding issues
Dietrich -18th Century Haymarket flooding comments
Gillan -18th Century Haymarket flooding comments
Bailey -Thanks Pam Stutz for efforts with Tom Davis' office and funds for street-scape
-Town should do a ZTA to make boring under sidewalks mandatory, so as not to disturb new brick sidewalks
-Comments that Jim Payne's signature and bond amounts should be on the approved set of plans
-Request sign-off sheet showing that commissioners and council have seen and studied submitted plans that would be placed on agenda.

ROLL CALL:
Miller, Shepard, Taylor, Garcia, Jarboe, & Stutz
Sikorsky absent

Jarboe motions to enter into executive session pursuant to 2.2-3711 A1 & A7 (see attached), Stutz seconds
Ayes: 5 Nays: 0
Abstain: 0

Jarboe motions certification of executive session, Shepard seconds

ROLL CALL:
Sikorsky (now present)- Miller, Shepard, Taylor, Garcia, Jarboe, Stutz

Minutes
Town Council Meeting
Monday, January 12, 2004
6:30pm
15016 Washington Street
Haymarket, Virginia 20169

MARK FRYE, CPA

Mark Frye proposes to the council accounting support for the treasurer on a quarterly basis of \$900. This will help to keep the books up to date and help lower the expense of the annual audit.

Stutz motions to accept Mark Frye's, of Frye & Wolcott, proposal of \$900/quarter for accounting support, Shepard seconds

**Ayes: 6 Nays: 0
Abstain: 0**

ORDINANCES

**Stutz motions to adopt the Chesapeake Bay Ordinance Amendments, Shepard seconds
ROLL CALL VOTE:**

**Sikorsky-Aye, Miller-Aye, Shepard-Aye, Garcia-Aye, Jarboe-Aye, Stutz-Aye
Nays: 0**

Abstain: 0

**Stutz motions to adopt the State Codes on Traffic & Criminal offenses, Shepard seconds
ROLL CALL VOTE:**

Sikorsky-Aye, Miller-Aye, Shepard-Aye, Garcia-Aye, Jarboe-Aye, Stutz Aye

READING OF THE MINUTES

Shepard motions to dispense with the reading of the minutes, note any changes and approve the minutes of November 3, 2003, Jarboe seconds

Discussion: Stutz comments she believes something is missing from the minutes, seems to have been more discussions.

**Ayes: 4 Nays: 1 (Stutz)
Abstain: 1 (Garcia)**

POLICE REPORT

Chief not present

Jarboe comments on speeding enforcement efforts on Jefferson & Fayette

Mayor asks Robin Swain to look into mobile radar units

HISTORICAL COMMISISON

Jarboe announces Landwehr's resignation and recognizes her for her efforts. Mayor adds to the commendations of Landwehr.

HISTORIC FOUNDATION

Jarboe announces January 22, 2004 meeting @ 7pm and notes that foundation will be offering a scholarship to a student living within town limits who is going to college to study history.

ARB

Dottie Leonard speaks of drawing done by Chris Hull. Drawing showed what the town wanted to create our town "look". This "look" was adopted by the town. Beginning of this "look" would start at Winterham. The original drawing was auctioned off at "LaFayette Day". The reproductions were all burned in the fire. Leonard tells council that the clerks' office has the font & color charts as requested by council.

Stutz motions to approve purchase of reproduction of original street-scape up to \$100, Sikorsky seconds

Minutes
Town Council Meeting
Monday, January 12, 2004
6:30pm
15016 Washington Street
Haymarket, Virginia 20169

PLANNING COMMISSION

Shepard presents zoning map. Mayor states that before we adopt this, lets look at all our ordinances. Stutz asks about Conservation district. Comments that county has lifted the restrictions of this district. However, Haymarket has never lifted these restrictions, so until we remove them or have it re-zoned we cannot change the zoning map. Town attorney asks if there is any identification on the parcels that have proffers. Mayor comments that this was asked of the VML zoning attorney, and he commented that it was not necessary. Mayor asks that we advertise to approve and accept zoning map for next month's agenda.

BUSINESS LICENSES

None

SITE PLANS

PAYNE LANE PROPERTIES

Stutz comments that town engineer should be signing the plans. Much discussion dispenses over the wording of the parking tabulation paragraph detailed on the final site plan. Mayor comments on the concerns of the development of this property in relation to the flooding of 18th Century Haymarket, he has spoke to the town engineer at length, and the development of this property will not affect the already troubled water issues of 18th Century Haymarket. It was noted that the five and ten year studies were performed as required by the town ordinances.

Stutz motions to approve the Payne Lane Site Plan identified by the date marked 12/20/2003 with amended shared parking tabulations, Shepard seconds

Ayes: 6 Nays: 0

Shepard motions to approve and remove condition of approval from the Able Properties Site Plan with amended shared parking tabulation foot note, and note that the shared parking tabulations are received, Jarboe seconds

Ayes: 6 Nays: 0

BLOOM BUILDING

Stutz motions to approve BLOOM BUILDING site plan conditioned upon receiving final approval from VDOT, Virginia Dept of Conservation, and Jim Payne, Shepard seconds

Ayes: 6 Nays: 0

CERTIFICATE OF APPROPRIATENESS

BLOOM BUILDING

Stutz comments that ARB signature is not on application. Comments made by ARB have not been articulated.

Miller motions to approve certificate of appropriateness for the Bloom Building, Garcia seconds
Discussion: ARB need to clarify, mayor directs clerk to correspond with ARB on this issue, they need to clarify

Miller amends motion to include clarification of notes from ARB

Ayes: 6 Nays: 0

HAYMARKET SELF STORAGE

Flag Pole
TABLED

HAYMARKET TOWN HALL

Outside lighting (6 lights)
TABLED

Minutes

Town Council Meeting
Monday, January 12, 2004
6:30pm
15016 Washington Street
Haymarket, Virginia 20169

LEASES

Mayor comments that basically town will pay for build-out (vanilla box), Sheehan would pay initially and town would pay them back in rent (reduced rent until repayment is complete) None of this can be completed until the additional power is brought to the building. We cannot negotiate these leases until the power issue is addressed. GDC has provided a proposal to upgrade the power for \$9,800.

Stutz motions to approve GDC proposal dated December 23, 2003 in the amount of \$9,800 to upgrade the electrical service to the town hall for an additional 400 amps of service, Shepard seconds

Ayes: 6 Nays: 0

LEASES

Council agrees that the mayor may conduct negotiations with regard to the Sheehan and Capital Assets move/additional space. Basically its agreed that the town will not pay for interior wall build out or additional wiring or anything that would not consummate a "vanilla box".

DMV/VRW Program

This program allows a partnership with DMV, which will give us the authority to have DMV suspend services provided to a taxpayer that has arrearages with the Town. The fee is \$20 per stop. Bennett has some questions regarding the negotiability of the contract that has probably been written by the Attorney General. Clerk would like council to set a threshold to make the \$20 fee worth spending, possibly \$100 arrearages. Mayor would like Bennett to review this contract and put on next month's agenda.

RESOLUTIONS

Shepard motions to allow the town to borrow up to 1.6 million dollars at a rate not to exceed 8.0% in GO bonds to refinance any and all debt. The bond would be both bank qualified and bank non-qualified & establish a reserve if required by the bank, Garcia seconds

Ayes: 5 Nays: 0

Jarboe motions to allow town attorney, John C. Bennett to retain bond counsel for the purposes of refinancing, Shepard seconds

Ayes: 5 Nays: 0

Stutz comments on street lights-VDOT is not in agreement of a free standing light-safety issues. They would like to install the light ASAP. Stutz will schedule another field inspection meeting and report to council next month. Stutz is also working on Public Works contract.

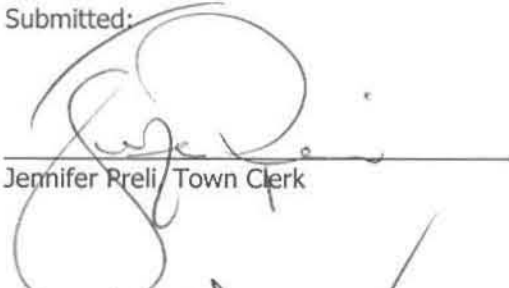
Mayor discusses zoning enforcement. Says we need to hire a part-time zoning official to follow-up on complaints, go to court to enforce, etc....Next Meeting

Sikorsky comments on "drawing of town", would like to take a look at the ordinance pertaining to off-site parking. Asks council to start thinking of possibility making changes to this ordinance. Mayor asks Sikorsky to review and pick out flaws in that ordinance, then we will send to Planning Commission for some possible changes.

Priscilla DeLean speaks from CAH. Would like to know why the lights are on in the office, why does the town have keys to her and Wayne's private office. Also would like to know why Fosters has access to their office and CAH does not. Mayor instructs that nothing will be commented on unless it is submitted in writing to the Clerk's office.

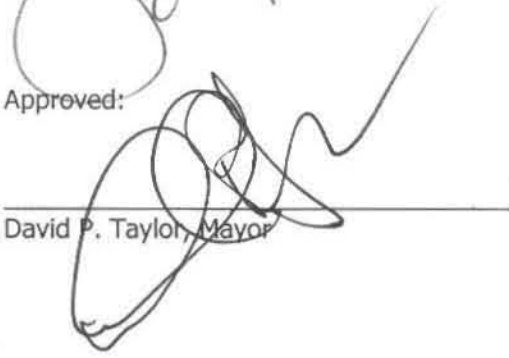
Meeting adjourned

Submitted:

A handwritten signature in black ink, appearing to read "Jennifer Preli", written over a horizontal line.

Jennifer Preli, Town Clerk

Approved:

A handwritten signature in black ink, appearing to read "David P. Taylor", written over a horizontal line.

David P. Taylor, Mayor