

TOWN OF HAYMARKET
Chartered in 1799
County of Prince William

MAYOR
John R. Kapp

ATTORNEY
John Arledge

COUNCIL
James Shepard, Vice Mayor
Nancy Bailey
Tom Utz
Mary Lou Scarbrough
Pam Stutz
Doug Mohr

Mayor Kapp reconvened the continuation meeting of the town council at 7:08 p.m.

Daryl Coffee, electrician for the town hall renovation, will give the council a proposal. Mayor Kapp would like to go over to the town center at the end of the meeting. Councilman Mohr asks about his [Mr. Coffee's] opinion of what is in there. Mr. Coffee says there is no capacity to handle any additional use. The town needs to stop and fix the service and meter for each area. Councilman Mohr states he suggested to relocate the boxes. Mr. Coffee suggests installing a metering cabinet. Councilman Mohr had that idea also. With the metering cabinet each meter has its own separate meter for each tenant. Mr. Coffee says we should get rid of each wire we aren't using. Mayor Kapp says we should put in a whole new service for the town hall, upstairs office, and retail downstairs and upstairs unfinished. Mr. Coffee would ask the power company to leave 400-amp service and add another service. GDC Electric to call Virginia Power. Mr. Coffee would like to know the scope of work and he'll fax a price over within two days. Mayor Kapp asks for price based on him doing all the work, and/or Councilman Mohr and Vice Mayor Shepard pulling the wires, Town Hall only – to 400-amp service. Mr. Coffee estimates \$1000 to do the work with the material that is there now. Mayor Kapp will purchase boxes, GDC will put up all boxes, switches, pull wires dedicated circuits for computers, copy machines, switches, plugs, staging, lighting. Councilman Mohr asks if it would be a dedicated computer circuit (with power surge included). Councilman Mohr states a computer circuit needs a separate style of wire specifically made for computers. Mr. Coffee will see if he can get the special circuit for installation by Saturday.

This \$1000 estimate does not include the kitchen, does not include a new panel. Mr. Coffee thinks the panel needs to be reconditioned or could be replaced.

Councilman Utz asks if this includes new lights and new service needed for town hall. Mr. Coffee states about 20 new circuits. Mayor Kapp says six dedicated lines, three up front, three general receptacles, four for lighting. The estimate would include tearing out all existing wire and killing it.

Councilman Mohr asks if it includes exterior. Mayor Kapp says no. Mr. Coffee states you need to set up a "house" panel for all exterior lights, exits, etc.

Councilman Utz moved to approve the funds, \$1000, to GDC Electric Contractor, Inc. to run wire to existing service for new town hall only, second by Councilman Mohr. Line

item budget from town hall renovation (\$25,000 from loan proceeds) Yeas: Utz, Mohr, Shepard, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 6/0 vote.

Mr. Coffee will start Wednesday. Mayor Kapp to get supplies. Vice Mayor Shepard asked if he could use 11V boxes. Mr. Coffee states he can use them on the ceiling junctions, not for walls, as they are too thick and too big.

Councilwoman Stutz asked Mr. Coffee to submit a bid for the rest of the work for six or eight meter box, etc. Mr. Coffee will do that. He will call the power company and ask if they will leave the 400-amp service and add a tap from there. He will work up a price on both.

Councilman Mohr asked if he would pull wires this week too. Mr. Coffee replied yes. Mr. Coffee says if council would like he can put bushings in for the computers, which require an insulated ground. Vice Mayor Shepard and Mr. Coffee to find out, from the power company, what we have to do to put in the insulated ground. Mr. Coffee is to give a price on the cable itself.

Sign Permit

Sheehan Insurance, 15018 Washington Street, temporary wall sign- Mark Sheehan asked to put up his metal sign temporarily on the shed until the town gets their eventual signs up. Councilman Mohr says the eventual sign will be smaller than this. Councilwoman Bailey says it does not meet the current square footage for a sign. It is just less than two square feet. Mayor Kapp states under commercial signs you can go up to six square feet, Sec 12-216 (B) (4). Mayor Kapp says when we get the new sign style he [Shehan] will have to comply. Councilman Mohr asked Atty Arledge if we could approve this temporary sign. Yes was the answer.

Vice Mayor Shepard moved to approve the metal sign for the wooden shed with stipulation when we install the new signage he will comply, second by Councilman Mohr. Mark Sheehan agrees he will comply when the new sign styles are determined. Yeas: Utz, Mohr, Shepard, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 6/0 vote.

Councilman Mohr would like to get a quote for the town insurance policies. Mr. Sheehan will get with him.

McDonald's, 6740 Leaberry Way, directional signs – Directional A & D- Welcome – 1'x2' wood Pantone 1685C color for poles, letters and border; with Perma White background. Motion by Councilwoman Scarbrough moved to approve with revisions approved by the Planning Commission, second by Councilwoman Stutz. Yeas: Utz, Mohr, Shepard, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 6/0 vote.

McDonald's, 6740 Leaberry Way, directional signs, signs B, E, F, - 1'x2' wood Pantone 1685C color for poles, letters and border; with Perma White background. Motion by Councilwoman Scarbrough moved to approve with revisions approved by the Planning Commission, second by Councilwoman Stutz. Yeas: Utz, Mohr, Shepard, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 6/0 vote.

Police Department sign, 6763 Leaberry Way, internally illuminated wall sign –

Councilman Mohr asked council to look at two submissions. Council consensus is they like “Haymarket Police” sign better.

Police Department

Councilman Mohr states he needs flooring for the PD. He suggests linoleum flooring; it will be easier to keep clean. Councilman Utz states the carpeting we are putting in the town hall is good. Mayor Kapp would like vinyl tile or linoleum in the entry, closet and bath and carpet behind the rail (offices). Chief Roop requests carpeting in his office only. Councilman Mohr asks if he can get the flooring put in or does he have to come back to council.

Vice Mayor Shepard moves to approve installation of linoleum in the entrance, bathrooms, pump closet and carpet in two offices, second by Councilwoman Bailey. Councilman Mohr to get proposals for September 10 meeting. Vice Mayor Shepard withdrew motion, Councilwoman Bailey withdrew her second. Mayor Kapp states he bought the carpet for town center property from M&M Flooring. Councilman Mohr asks what direction the counter gate is to go? Council wants Chief Roop to decide the layout.

Haymarket Day

Mayor Kapp got e-mails and answered concerns. Mayor Kapp states he was upset with the Spring Festival; he never gave the responsibility to the Foundation. The town has always paid all expenses for Spring Festival and Haymarket Day out of general fund from the seed money. He was informed that the seed money was given to the Foundation. Mayor Kapp strongly didn't like the wine tasting and the electric plug hooked up for Ayer's Lawn with no permit pulled and no money approved for expenditure (for electricity). Mayor Kapp asked the Clerk if she knew anything about it. The Clerk said for him to talk to Ed Wood. Mayor Kapp states he met with Dr. Ayers (for over a half an hour, at his home) who was aggravated that the plug was put in and he doesn't agree with the location although he agreed to it (the plug on the lot.) Mayor Kapp says VDOT asked Leo Construction to put in a conduit under Fayette Street for future use when we continue the streetscape. Councilwoman Stutz asks if the plug is on VDOT right of way or Ayers property. Mayor Kapp says it is on Ayers property. Mayor Kapp states it was hooked up without council approval. Councilwoman Stutz asked if Dr. Ayers agreed to the plug. Mayor Kapp says yes.

Councilwoman Stutz says it was put in for Bluemont. Mayor Kapp says it was for Spring Festival; the bandstand was there. Councilwoman Stutz states she figured Mayor Kapp had it installed. Mayor Kapp states he knew nothing about it. Mayor Kapp states Mr. Lowery has gone to Leo Construction to get a permit. Leo Construction will come in for a permit. Mayor Kapp talked to Mr. Lowery tonight who said it has to be inspected. Mayor Kapp says it has to be moved after Haymarket Day. Councilman Mohr says it sounds like it was thought to be included in the street project. Councilwoman Stutz states we aren't using Dr. Ayer's lot any longer; why would we need a permit? Mayor Kapp states Dr. Ayer's said next year he wants it [the electric hook up] moved to next to the light post or next to the 'no parking' sign. Councilwoman Stutz states Dr. Ayer's told Bluemont they would have to move for next year.

Councilman Utz asks to have Dr. Ayer's plans in writing.

Councilman Mohr states the Foundation was created by the town as an arm to handle funds, not by a group of private citizens. It is not a separate entity; it is under the Historical Commission. Mayor Kapp states the Foundation was set up in 1995 with Bob Mayer, Sarah Turner, Susan Edwards, as a separate fund raising for the betterment of town and preservation of the town with scholarship, and, we do some charity.

Councilwoman Stutz states in the documentation it [the Foundation] is under the Historical Commission. Many people are under the wrong information regarding the Foundation. Councilwoman Stutz states regarding the wine tasting; at the Foundation meeting, at Greenhill Crossing recreation center, the Foundation Board discussed the wine tasting and approved the expenditure.

Councilwoman Stutz states all the paperwork the mayor signed [the original documents when the Foundation was created] state the Foundation is to be involved with the festivals.

Mrs. Turner states the Foundation was created for donations from private citizens, not for the town. Councilwoman Stutz asked what the Foundation was going to do to raise funds. No answer. Councilwoman Stutz asked why the Spring Festival is listed as a fundraiser under the documentation. No answer.

Councilman Mohr asked Atty Arledge for clarification. Atty Arledge states he has not reviewed the documents. He asked for a copy. Councilwoman Stutz states she sent him all the original documents. Atty Arledge requested a copy of the corporation papers.

Councilman Mohr states as of now, this minute, the Foundation is the towns. It is in the paperwork and we are to stop this he said/she said and it comes back to the town. Councilwoman Stutz says the Board [Foundation] is satisfied to completely disassociate from the town.

Haymarket Day

Mayor Kapp states, responding to Nancy's e-mail referencing he didn't get things done; the mayor states last year we had two line items in the budget, one for the Assistant Clerk and one for Events Coordinator. Mayor Kapp states we put both positions together. We joined two positions into one. Councilman Mohr states Robin is responsible for events coordinating. Mayor Kapp states Robin should have been doing the job to get the crafters done.

Councilman Mohr states if it is a question or disagreement whether this is Robin's job; it is unfair that the Mayor makes these statements. Mayor Kapp states Jeannie should have been supervising Robin to do her job. Councilwoman Bailey takes exception to this being discussed in open session. She says if [the mayor] wants to talk about this in closed session she will.

Mayor Kapp states it is time we all work together and get the work done. Mayor Kapp says he has spoken with Robin two or three times about getting this work done. He states he and Robin have the maps laid out, food vendors, etc. Mayor Kapp has told Robin he can get volunteers to stuff the envelopes.

Councilman Mohr states this has to stop. Mayor Kapp agrees. Councilman Mohr states he doesn't agree because this is out of order; attacks back at the clerks, attacks on Nancy and others about what they have said or done. It is unprofessional and totally disgusting. Councilman Mohr states the mayor has admitted he has a problem with Jeannie and Robin and he said things in closed session, that he could not justify, and in other sessions. This is a blatant attack on Jeannie and Robin when your own council couldn't make a decision on what the truth of the matter was.

Councilman Mohr states he has had it with his [the mayor's] attacks on Jeannie and Robin. He is tired of these actions, insinuations, accusations and pettiness. He is tired of his time being wasted. Mr. Mohr states the mayor said at the last Spring Festival he didn't like the work Robin did and he wouldn't let her do the fests any longer he will get volunteers next time; the mayor came to council and said she wasn't. Mayor Kapp says he didn't have anything to do with the Spring Fest.

Mayor Kapp states he is the chief administrator according to the charter. Councilman Mohr states that is not true. Atty Arledge says the mayor is administrator by default in the charter.

Councilwoman Stutz states she told the mayor the other night there has been too much confusion over responsibilities. If the town council thinks that is what it is [the town's responsibility] as far as the festival is concerned and the mayor has been working with the Ruritans for Haymarket Day, she assumes that the mayor has scheduled everything and taken care of it because we [the Foundation] were told several months ago it was not the Foundation's responsibility.

Councilwoman Stutz states last Spring Jeannie and Robin were not paid for the work they did for that event because the mayor told them they could not be paid for the work under the Foundation. Councilwoman Stutz wants the clerks paid for their work. From this day forward we know where we are. For instance here is an order for sweatshirts. This was always something the Foundation bought and paid for. Now this is coming to the council. Councilwoman Stutz states the Foundation would like to have a table for fundraisers at Haymarket Day.

Councilwoman Stutz moved to pay the clerks for the time they spent on the Spring Festival now that the mayor says it is a town event and they working for the town, not the Foundation, second by Councilwoman Scarbrough. Mayor Kapp states he did not recall telling Jeannie and Robin they could not be paid. That is what was brought out at the last meeting which is he said/she said. The Clerk states the mayor made it very clear they would not be paid. Yeas: Stutz, Scarbrough, Shepard, Bailey, Utz, and Mohr. Nays: None. Motion carried by 6/0 vote. Councilwoman Stutz wants clarification what the town is doing versus what everyone else is doing.

Councilman Mohr states to the council 'that if any of you respect Robin and Jeannie's work in this office that you do not allow a blatant attack on them and continue this meeting in this manner; this needs to be stopped. I refuse to sit through this any longer and I am leaving out of respect for Jeannie and Robin if nothing else. Coming from the chair that is probably the worst thing I have witnessed.'

Councilman Mohr left at 8:57 p.m.

Councilwoman Bailey states in her e-mail back to Jack she pointed out that he had not conveyed information to the council. Mayor Kapp says it was in a derogatory sense. Councilwoman Bailey states she stated a fact. Mayor Kapp asked if everyone got a copy of [Ruritans list of town responsibilities for Haymarket Day]. Councilwoman Stutz asked if it is here tonight. Mayor Kapp states no, it is not here tonight; it was given out in the past. He states he made copies of it outlining what the Ruritans were doing and he is doing. Mayor Kapp asks the Clerk if she got a copy.

The Clerk states she would like council to know that Thursday, August 16 was the first time this office has had any information on Haymarket Day. She further states, the Clerks have no basis to know what to do. Mayor Kapp states he spoke with Robin several times regarding Haymarket Day. The Clerk states the mayor has only talked to Robin about crafters, asking if they are coming in. The mayor states that is all that has to be done now. The Clerk states that is not all that has to be done at this time. We have to do a flyer to send out to crafters to tell them what is going on. "We need to know what activities are planned, who the entertainment is, etc. The crafters send out the flyer to their customers to attend. Robin did not know until Friday, August 17 what was going on; that was the first information she had on Haymarket Day."

The mayor states it seems, going on his premise, that Robin was the events coordinator. The council states that obviously she did not know that. Mayor Kapp says since she did it last year he assumed that she was doing it this year. The Clerk states last year she got a piece of paper that said what the town was expected to do. We have not had a piece of paper saying anything. The mayor says he assumed Robin is the events coordinator and Mary Lou sent the e-mail, which he assumes they all got together and wrote it up. The council responded no, Councilwoman Scarbrough wrote that e-mail. Councilwoman Scarbrough states last year we knew what was going on. We don't know what is going on so she e-mailed the mayor.

The mayor states he thought Robin was doing the job. The mayor states maybe he was not on top of it like he should have been. He has been extremely busy at the hardware store. He has a carpenter, electrician. Councilwoman Scarbrough states it is not about taking [blame] it is about communicating. She states the council cannot help if they don't know what's going on; that is why they keep saying communicate. She states the mayor will not even come into the town hall and talk to the clerks by himself. He states because he is afraid to. Councilwoman Scarbrough states that is ridiculous how can you work that way. The mayor agrees. He states based on, and he has told council and he has told Jeannie; he and Jeannie met with a priest over there, with a private meeting, and he told Jeannie he is afraid to come in this town hall with her because, his attorney told him not to come in here by himself. Councilwoman Scarbrough asks what is she going to do attack him? Yes, mayor Kapp states on a piece of paper, not physically. She wrote an exaggerated letter about his wife. Councilwoman Scarbrough states she doesn't believe that. Mayor Kapp states she wasn't here. Mayor Kapp states in October 2000 Jeannie wrote a note to the Foundation with a whole bunch of stuff. It was very nasty against the Ruritans. He showed those two things to his attorney. Councilwoman Scarbrough asked what does he mean nasty toward the Ruritans? Councilwoman Stutz asks why he didn't show it to council. The Clerk states it was brought up in the Foundation's October 2000 meeting. Mayor Kapp states based on that his attorney told him don't go in the town hall by yourself. So he always brings in someone with him. He agrees it is a horrible way to work. He states he feels very constrained. He states he is fearful that he will lose his

house and everything else because she could accuse him of sexual harassment and "where am I?"

Councilwoman Scarbrough states that is ridiculous. Councilwoman Stutz states right now she [the clerk] could accuse him of something in the statements he has made here. Mayor Kapp states he just said he is afraid to come in here. Councilwoman Stutz states that is ridiculous. The Clerk reminds council is in open session. The Clerk states she has been slandered once again in open session. Councilwoman Stutz states that is what she is saying; this is slander Jack. Mayor Kapp states he is only telling them what his attorney said.

Councilwoman Scarbrough says she thinks they [council] should just leave. Councilwoman Bailey agrees.

Mayor Kapp asks if they can go with Haymarket Day. Councilwoman Bailey states, "you do it; it is in your lap and in Shirley's lap; you all take it. Mayor Kapp states this is what she wants, Haymarket Day to fail so he will look bad. Councilwoman Scarbrough states they are there every year, volunteering. We are there early in the morning; we are there late at night; we set up; we take down.

Mayor Kapp asks if he has any volunteers.

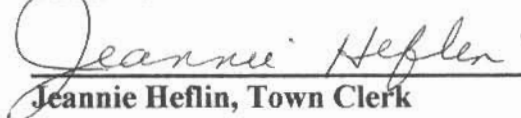
Councilwoman Scarbrough states the mayor is making it very hard to want to help him. Mayor Kapp states maybe she doesn't want to help. No, she states, that is not true. She states she has always been there and she has always volunteered and she has always helped. Mayor Kapp states she has; he agrees. Councilwoman Stutz states she has too; and he has never appreciated it; he has never said thank you. Mayor Kapp states he has always said thank you in newsletters. Councilwoman Stutz says not to her he hasn't.

Mayor Kapp states "as long as they are throwing things out, Pam; you have never apologized to my wife for insulting her." Councilwoman Stutz states she never insulted her. Mayor Kapp states yes she did; "you took a piece of paper and waved it in her face and said 'don't you worry Shirley you will get your plaque.'" Councilwoman Stutz asks if that is how she said it. Mayor Kapp states yes. Councilwoman Stutz states she doesn't think so.

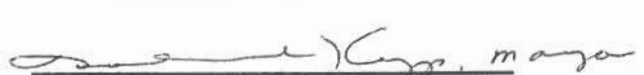
The council walked out excluding the mayor and vice mayor.

Meeting adjourned

RESPECTFULLY SUBMITTED:


Jeannie Heflin, Town Clerk

APPROVED:


John R. Kapp, Mayor