

TOWN OF HAYMARKET, VIRGINIA

Chartered in 1799

County of Prince William

HAYMARKET TOWN COUNCIL

November 4, 1996

MAYOR

John R. Kapp

ATTORNEY

Peter Steketee

COUNCIL

James Shepard, Vice Mayor

Mary Lou Scarbrough

Dottie Leonard

Bob Seffinga

Mark Branca (absent)

Richard Bird (absent)

Mayor Kapp called the meeting to order at 7:20 p.m. Mr. O. P. Ditch, InterPublishing Group presented Council with a proposal to create a home page on the Internet for the Town. Mr. Ditch states he will create this page free of charge for the town. This page may contain pictures or maps. He has created pages for Prince William County, Dumfries and Occoquan. He will also put businesses on the page but not free, they are \$5.00 a month for a listing or \$10.00 a month to link a web page.

Non-profit organizations he puts on free if they do the creating work. He will send information to search engines for cross referencing. He can set us up to do press releases.

Vice Mayor Shepard and Councilwoman Scarbrough will coordinate information and Mr. Ditch will have our page ready for review one to two weeks after receipt of material.

Minutes of October meeting

Vice Mayor Shepard moved to approved the minutes, noting any errors, and dispense with the reading, seconded by Councilwoman Scarbrough. In discussion Mayor Kapp states the Town Clerk has the packet ready on Friday by noon for perusal so we can move the pace of the meeting along.

Police Department

Sgt Bockey reports in the month of October there were 43 traffic violations, 5, reckless driving, 6 speeding, 1 traffic accident plus 1 DWI with property damage, one possession of marijuana. There were 25 calls, 6 reportable offenses. The County Police Department had several calls, i.e., vandalism and an accident in front of the Baptist Church.

Halloween was a safe night. The Police Dept had good reception. Sgt Bockey and Officer Roop completed the training on church burnings in Culpeper. They have put a church watch together and will meet with the churches locally to pass on the information.

The Officers will attend a workshop coming up in Warrenton on anti drug community coalition. Sgt Bockey will also attend anti theft school in Salem.

Information on **new police cruiser**. Sgt Bockey states he met with the police department liaisons. He states a lot of departments are using a leasing program. Sgt Bockey will get information to Council members.

Defensive Tactics Class. Sgt Bockey is getting some feed back for the class (to be held on

November 29 at Haymarket Baptist Church from 4:00 to 10:00 p.m.)

Treasurers Report

The treasurer reported a balance of \$47,865.42 in the First Virginia Bank operating account.

Unpaid Bills

Councilwoman Scarbrough moved to approve allocation request, seconded by Councilwoman Leonard. Motion carried by unanimous roll call vote.

Silly String Ordinance

Billy Magyar, a 9th grade student at Stonewall High School spoke to the Council concerning the possible ban on Silly String for Haymarket Day. Billy states Silly String has no CFC's to harm the environment, you can use it up to 10' away, they make it so it does not stain. Billy has two ideas to keep allowing the use of Silly String for Haymarket Day.

1. Do not sell Silly String before and during the parade.
2. Create a zone - allow use in a field or area. Make the vendors set up their area near the zone away from the cars and damageable material. He states the kids don't want to come if the town bans Silly String. He suggests a fine for people who take Silly String out of the zone.

Billy states kids say there is not much to do at Haymarket Day. Mayor Kapp asked Billy if he would be willing to work to help set up the zone and plan activities. Billy states he would.

Business License

None

Sign Permit

Victory Harvest Christian Daycare, 15000 Washington Street - Councilwoman Leonard moved to send to the PC and ARB pre-approved, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Building Permit

Richard Stackhouse, 14888 Greenhill Crossing Drive, Deck - Councilwoman Leonard moved to refer to the PC and Gary Eddy pre-approved, seconded by Councilman Seffinga. Motion carried by unanimous vote.

Nicholas & Rebecca Verna, Bull Run Veterinary Hospital, 14830 Washington Street - Councilwoman Leonard moved to send to the PC, ARB and Gary Eddy pre-approved providing it meets all requirements, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Ryan Homes, Section 2, Lot 32, 14904 Greenhill Crossing Drive, Vandenburg, elevation A - Councilwoman Leonard moved to send to Gary Eddy & PC pre-approved pending site plan submission by Tuesday night, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Ryan Homes, Section 2, Lot 2, 14880 Greenhill Crossing Drive, Zachary (new model) - Councilwoman Leonard moved to send to PC, ARB & Gary Eddy pre-approved providing it meets all requirements, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Ryan Homes, Section 2, Lot 6, 6901 Jockey Club Lane, Rosemont - Councilwoman Leonard moved to send to PC & Gary Eddy pre-approved, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

U.S. Home, Section 2, Lot 44, 6938 Jockey Club Lane, Glenhaven, elevation D - Councilwoman Leonard moved to send to the PC and Gary Eddy pre-approved providing it meets all requirements, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

U.S. Home, Section 2, Lot 43, 6930 Jockey Club Lane, Avalon, elevation D - Councilwoman Leonard moved to send to the PC & Gary Eddy pre-approved, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

GTE 6736 Madison Street, install diesel fuel tank - this tank will be above ground. Councilman Seffinga moved to send to the PC and Gary Eddy pre-approved providing it meets all ordinances and requirements, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

GTE 6736 Madison Street, remove inground diesel fuel tank - Councilwoman Leonard moved to send to Gary Eddy pre-approved, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Citizen's Time

Mrs. Turner states she had the copier, in her office upstairs, repaired. She received a bill for \$200 for that repair. She states the Historical Commission is willing to pay \$100 toward the bill and asks if the Police Dept will pay the other half. Councilwoman Leonard moved to contribute \$100 out of the Police Dept budget, seconded by Councilwoman Scarbrough. Motion carried by unanimous roll call vote.

Mrs. Bailey states Vice Mayor Shepard did a very good job when the Mayor was away (a few months ago). Mrs. Bailey states she is trying to put together four turkey baskets (for the needy) and asks people to bring in food for the baskets and money for perishables by November 26th.

Mrs. Bailey states she is the community correspondent for the Potomac News. She asks for folks to call her with news at 754-7512.

Mr. Duckett states there was an incident in Longstreet Commons where someone hit a woman in the face.

He states the street light the Council approved has not been installed yet. The Town Clerk states she has contacted Virginia Power to install the light. Virginia Power requested the exact location the pole is to be placed since there is not an existing pole there. The Mayor will contact Mr. Scott at Virginia Power.

Mr. Bear asked if there will be a PC meeting on election night. The answer is yes. He spoke to Billy Magyar encouraging him to pursue his ideas.

Old Business

ISTEA grant - Mayor Kapp states he had a meeting with Tom Farley (Manassas VDOT office) and laid out our dilemma (timing of water installation and ISTEAs). Mr. Farley will be here Friday at 10:00 with Bob Cassada and Bob Terrill from Richmond to see if we can move forward with water earlier.

Councilwoman Leonard asked, in regard to the ISTEA grant, at what point would we consider who would be the contractor or who we would contract. Is it risky for the town to be the contractor? Attorney Steketee states that is probably not something we want to do. Mayor Kapp states we will send out an RFP and review and then talk price. Councilwoman Leonard states she has spoken with people who have had contracted for brick side walks and they say the contractor tacks on 10%. She would like Council to think about being the contractor to save that money.

Mr. Harrover says you have to have a set of specifications to go by and the contractor will price on those specifications. He says it will not matter whether we are the contractor or not.

Mr. Contrucci says when we attempt to be our own contractor we are in jeopardy and have no one to hold responsible to the specifications and work. Mayor Kapp states none of us has the time to do this.

Water

The final draft of the policy has been submitted. The Mayor wants Councilman Seffinga to approve that this is his motion and we can accept this - that the intent is as it was understood in the motion (of October 7, 1996.) Councilwoman Leonard moved to approve the Town Center Water District Policy, seconded by Councilwoman Scarbrough. Motion carried by unanimous vote.

Railroad Realignment

Mayor Kapp states the study was halted temporarily.

Western Bypass Corridor

VDOT hearing Wednesday, November 13 at Stonewall Jackson High School. Call 1-800-960-8448 to register to speak.

Ordinance to ban Silly String

Councilwoman Leonard states an assessment to vendors may deter problems. Mayor states we should have an ordinance to fine those who cause damage. Attorney Steketee says we can make vendors put up a bond. Attorney Steketee confirms that we are looking to restrict its use. There is a law now for parents to be responsible for damage caused by their children. Mr. Contrucci suggests we make a reasonable law that is fair and if people chose to break the law there will be a consequence. Attorney Steketee will look at creating an ordinance designating an area for its use. Tabled.

Keep Virginia Beautiful

Mrs. Turner states each year Keep Virginia Beautiful gives awards she would like to nominate Sherry Aits for the landscaping she has done in town.

Water District Service Agreement

Mr. Contrucci states he last spoke to PWCSA at 4:10 this afternoon but the final draft did not come to him. Attorney Steketee states amendments he suggested last Friday had not been made. Mr. Contrucci states we must pass on the agreement tonight in order that PWCSA may accept it at their November meeting and our subscribers agreements can be signed by November 30.

Attorney Steketee went over the service agreement with amendments noted. Attorney Steketee states there may be specs from PWCSA specifying them to provide 18" line and we are charged

for 8" line. Councilwoman Leonard wants to verify tap size, she would like to confirm them. Mayor Kapp states there could be a statement that the taps placed for the north side be consistent with the property potential.

#4 Councilwoman Leonard and Councilman Seffinga do not like the June 30, 1998 completion date. Mr. Contrucci states this is for subscribers benefit in case anything happens and the line does not get built.

Councilwoman moved to pre-approve the service agreement providing items are addressed and each Council member has a chance to approve by Friday morning and final approval be at the discretion of the committee of Mayor Kapp, Councilwoman Leonard, Mr. Harrover and Mr. Contrucci for dates of service agreement ISTE A grant, seconded by Vice Mayor Shepard. In discussion Mr. Contrucci states he feels June '98 date has nothing to do with ISTE A. Attorney Steketee states maybe defining diligence is needed to reach agreement. Mayor Kapp states a reference to ISTE A grant is not in the agreement. PWCSA took it out and we put it back in. PWCSA does not want to get involved with ISTE A. Attorney Steketee states he feels ISTE A must be part of the agreement.

Attorney Steketee states he understands Mr. Contrucci's need to have a kick out date for his subscribers but also the Town needs a completion date for ISTE A grant requirements.

Vote: For - Vice Mayor Shepard, Councilwoman Scarbrough, Councilwoman Leonard, Councilman Seffinga Against - no one

Spring Festival

Mayor Kapp states we need to get our list of vendors together. He will call Bobbie Frank of Occoquan for their list of 400 names. Vice Mayor Shepard asked he get it on a disc. Mayor Kapp states we need help with getting the flyers out. The festival will be held the third Saturday in May.

Councilwoman Leonard moved to approve postage expense for the mailing for Spring Festival in January, seconded by Councilwoman Scarbrough. Motion carried by unanimous roll call vote.

Floor renovation and bathroom upgrade - tabled. Mr. Labrozzi was the only proposal received.

Employee Handbook - tabled to January meeting.

Street Scape - can not expend funds until ISTE A agreement approved. Mayor will call BDE for an estimate.

Councilwoman Leonard wants the ARB to be specific with the street scape requirements. Mayor Kapp suggested the ARB draw up guidelines and specifics for RFP. Councilwoman Leonard states street scape is to include the design of the buildings on Washington Street, i.e., building fronts, streets, brick walks, light poles, landscaping.

Councilwoman Leonard moved that ARB to give guidelines for street scape and ARB Consultant Chris Foley draw them up. The motion failed a second. Mayor Kapp states it is not in the budget so we can not front the expenditure. Council sent the street scape to the ARB to draw up the guidelines for an RFP.

Kruse Corner/Gutter on Payne Lane - tabled.

Jeannie's Requests - tabled to floor restoration.

Capital Improvements Plan - tabled.

Variance for zoning - grocery store - was sent to the Planning Commission.

Christmas Party - December 2, 8:00 p.m. (After town council meeting) St. Paul's Parish Hall - Councilwoman Leonard states decorations have been ordered, some of the Woman's Club members will design some crafts. The Historical Commission is providing a ham and will help with the decorating. Councilwoman Scarbrough will provide chips and dip, cookies and brownies. Mayor Kapp will provide Noel Nibblers. Bob Mayer will bring meatballs, Councilwoman Leonard will bring a cake, the Town Clerk will bring a vegetable wreath. Council consensus was to plan on 100 people attending.

Vice Mayor Shepard moved to send out invitations with RSVP by November 27th, seconded by Councilwoman Scarbrough. Motion carried by unanimous roll call vote.

Recodification 15.1 - Mayor Kapp states it is available for review.

Correspondence

A letter from Bob Marshall asking if there is anything we want introduced legislatively he is introducing January 8 through February 22nd. Contact his office.

Article in Fauquier Democrat states our Senator states the train track will be closer to Manassas.

ISTEA grant - Phase II - need to get started on application.

Sheets want a drive in for hamburgers, tables, our ordinance does not allow a drive through window.

Christmas Activities

We used to have Santa, tree lighting, etc. Council agreed to have Santa come Saturday, December 14th at 11:00 a.m., light refreshments will be served, i.e., cookies, punch and candy. Tree Lighting and Caroling Saturday Dec. 7th at 5:00 p.m., light refreshments, i.e., warm cider, cookies (Roz Duckett ginger cookies, Mayor Kapp chocolate chip cookies).

Century Stair

58.1 3703B4 BPOL question - Attorney Steketee is looking into the attorney generals opinion - tabled for December agenda.

Ordinance Amendments

7.40 BPOL statute has been changed so we must amend our ordinance to be accomplished by January 1. Public Hearing scheduled for December 2 at 7:00 p.m.

1.7 Penalties - our penalties are way out of line (too low). Public Hearing scheduled for December 2, at 7:00 p.m.

Attorney Steketee will get copies of ordinance amendments to us.

ARB

Councilwoman Leonard feels we should be paying Chris Foley (Consultant to the ARB) the \$30.00 (per meeting) for (his) services. Councilwoman Leonard moved to pay Chris Foley, Consultant to the ARB, \$30.00 per meeting, seconded by Councilman Seffinga. In discussion Vice Mayor Shepard states the Historical Commission members get no fee, also we did not include it in the budget. Councilwoman Leonard states the lack of payment to the Historical Commission members should not prohibit this issue. **Vote: For** - Councilwoman Leonard, Councilman Seffinga **Against** - Councilwoman Scarbrough, Vice Mayor Shepard. Mayor Kapp broke the tie with a **For vote. Motion carried.**

Planning Commission

Councilman Seffinga moved to allow the Planning Commission to use Liz Weller as a consultant for shopping center district in Industrial zoning issue, seconded by Councilwoman Leonard. Motion carried by unanimous roll call vote.

There is a public hearing on the 15.1 recodification at the McCoart building on November 7.

The Town Clerk requested permission to order name plates for planning commissioners and ARB members. Councilwoman Leonard moved to approve, seconded by Councilman Seffinga. Motion carried by unanimous roll call vote.

Mr. Duckett reports at the last meeting he was elected chairman and Charles King was elected vice chairman. He states they are moving along pretty well, further he states this PC weighs everyone's problems as individuals.

Historical Commission

Vice Mayor Shepard reported they spoke about the cook book. Mary Carter will do the art work. They want to start working on an up to date book on Haymarket. Commission will join the HGBPA with Christmas decorations.

It was reported Mrs. Martha Carter has received a video of the old Carolina Road.

The Commission served candy and cider to trick-or-treater's on Halloween night after the meeting adjourned.

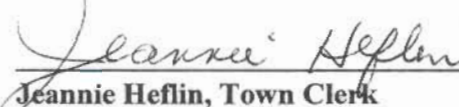
Committee Reports

Councilman Seffinga suggested we move the PC, ARB & Historical Commission reports up earlier in the agenda so the chairmen do not have to be here late. Council agreed to move the reports to earlier in the agenda.

Adjournment

Councilwoman Scarbrough moved to adjourn the meeting at 11:52 p.m., seconded by Councilman Seffinga. Motion carried by unanimous vote.

RESPECTFULLY SUBMITTED:


Jeannie Heflin, Town Clerk

APPROVED:


John R. Kapp, Mayor

tc1196