

TOWN OF HAYMARKET, VIRGINIA
Chartered 1799
County of Prince William

*approved -
11/6/95*

HAYMARKET TOWN COUNCIL
REGULAR MEETING - OCTOBER 11, 1995

MAYOR
John R. Kapp

ATTORNEY
Kristina Keech Spittler

COUNCIL
Steve Bean, Vice Mayor
Debbie Johnson
Ron Hancock (Absent)
Nancy Bailey
Terri Freeborn
James Shepard (Absent)

The regularly scheduled October 2, 1995 Town Council meeting was not held due to the lack of a quorum with the absence of Steve Bean, Ron Hancock, Terri Freeborn and Nancy Bailey. The rescheduled October 11 meeting was brought to order by Mayor Kapp who led the Council in the Pledge to the American Flag. Reverend Bruce Wilder led the Council in opening prayer.

Roll Call found Ron Hancock and James Shepard absent.

Minutes of September 11, 1995 regular meeting. Page 7 correction "for Winterham" rather than "at Winterham". Councilwoman Johnson moved to dispense with the reading of the minutes and approval of the minutes with correction, seconded by Vice Mayor Bean. Councilwoman Bailey asked to have page 2, August 7th regular meeting minutes, changed stating sexual harassment does not need to be underlined. Councilwoman Freeborn states it does not need to be there at all. Councilwoman Johnson amended motion to also include to leave wording in August 7th minutes but to remove the underlining, amended seconded by Vice Mayor Bean. Motion carried by unanimous vote.

Police Report

Vice Mayor Bean reported there has been a problem with kids at Dr. Weaver's going through the trash. It was also reported kids were involved in the fire in the shed on Fayette Street over the weekend.

Councilwoman Bailey states Council needs to go into Executive Session in reference to Police Officer Charles Bockey. It was agreed to go into session at the end of the meeting.

It was reported Officer Bockey qualified for radar recently.

Treasurers' Report

Operating Account Balance of \$47,532.58.

Unpaid Bills

The Treasurer reported unpaid bills of \$1,062.35. Mayor Kapp added a bill from Grant Newsletter for \$133.89. Vice Mayor Bean moved to approve unpaid bills, seconded by Councilwoman Johnson. Motion carried by unanimous roll call vote.

Business License

Best Buy Auto Sales - 6707 Fayette Street, #6, Councilwoman Bailey moved to approve business license, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Farsh International, Inc. - 6707 Fayette Street #7, Councilwoman Johnson moved to approve business license, seconded by Councilwoman Bailey. With no further discussion motion carried by unanimous vote.

Haymarket Auto Works - formerly L & M Auto - business license amendment request by Ryan Lansdowne, owner. The request is due to the resignation of his partner. Councilwoman Freeborn moved to approve, seconded by Councilwoman Bailey. With no further discussion motion carried by unanimous vote.

Sign Permit

Best Buy Auto Sales and Farsh International, Inc. - Vice Mayor Bean moved to approve both signs, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Vehicle Dealer Sign - DMV - Mayor Kapp updated Council on the latest communication from the DMV in reference to the size of the lettering. The Mayor had recently spoken with a representative who was concerned with grand fathering that if we got this approved that Alan Gossom would have to change all his signs. She was also concerned that there is nothing in our ordinance that states three inches for letter size. The Mayor asked her to ask the Commissioner to approve based on our request of three inches and waived on that basis only.

Building Permits

Robert Seffinga - replace furnace/air conditioning unit - Councilwoman Freeborn moved to approve pending approval by Building Official, seconded by Councilwoman Johnson. With no further discussion motion carried by unanimous vote.

Masonic Lodge - elevator - Pierce Construction, applicant - Councilwoman Freeborn moved to approve pending approval by Building Official, seconded by Councilwoman Johnson. With no further discussion motion carried by unanimous vote.

Ryan Homes - Greenhill Crossing - Joe DeFatta presented Council with architectural plans, color scheme book, brick samples and vinyl samples for three townhouse models for lots 1, 2 & 3 on Section 8. Mr. DeFatta states some of the townhouses will be brick faced. Vice Mayor Bean states he recalls the only reason Council approved townhouses on that section (rezoning from R-1 to R-2) was they were to be brick faced. Attorney Spitler asked Council if that was part of the motion, Council must go back and look at the motion. Mr. DeFatta states the information from H/P Companies did not state brick facing was required.

Mr. DeFatta states Ryan Homes would like to start ASAP to have the model open in February for sales. He also states Ryan will not put a sales trailer out or do any pre opening sales. Section three will be the first section built (in County). Ryan Homes is not building all the townhouses.

Vice Mayor Bean moved to send the whole package to Gary Eddy, Planning Commission and ARB, seconded by Councilwoman Freeborn. Motion carried by unanimous vote.

Special Use Permit

Lynda Farr - Hairmarket - 15020 Washington Street - Ms. Farr is reducing the size of her business and wants to move her residence into this facility. In the B-1 district you can only have 40% living space and 60% business space. Ms. Farr would like to reverse these numbers and use 60% living space and 40% business space. Vice Mayor Bean states she needs to provide the square footage of the house and designate the business use and residential use and we will go from there. Councilwoman Freeborn states we need to give her a copy of what the ordinance states. Councilwoman Freeborn moved to refer to the Planning Commission for recommendation, seconded by Councilwoman Johnson. Mayor Kapp states he thinks this is a legal matter. Attorney Spitler states she will look over and call us. Councilwoman Freeborn rescinds her motion to send to Planning Commission.

Citizen's Time

Reverend Wilder spoke to Council in regard to the "homework lab". Mayor Kapp wrote a letter to Mountain View Elementary School principal, Mrs. Petrino, who has identified five families that have children with a need. Once Mrs. Petrino has particulars of the program she will release the names. Rev. Wilder states we need to meet with the families but need to get the business community to meet beforehand. Rev. Wilder states he has several volunteers but that we will need to have a background check done. Rev. Wilder will schedule a meeting with the Mayor.

Old Business

Letter presented by Council in regard to conduct during meetings.

Bathroom RFP - can be advertised at Council's request. Councilwoman Freeborn states why don't we find out if we are exempt from ADA before we proceed. Vice Mayor moved to table matter until we speak with Gary Eddy, Building Official, in reference to ADA Compliance.

Newsletter - the Mayor assigned distribution of the September newsletter. Debbie Johnson to do Hunting Path. Dottie Leonard to do the rest of the Townhouses. Steve Bean to do Fayette (both sides of Washington St., Payne Lane, North on Jefferson Street and businesses on Washington St. on west end from Jefferson St. Lyssa Whitfield to do Robinson Lane and Jordan lane. Nancy Bailey to do Madison Street & Court Bob Seffinga to do Jefferson Street south side, Washington Street east at Old Bank Cafe and up to Bleight Drive. Mayor Kapp will do the rest of the businesses.

Historic Overlay Ordinance

Tabled.

Recorder/Dictaphone

Tabled.

Town Hall Cleaning

Thomas Richards has proposed to clean the Town Hall twice a month for \$50.00 per cleaning. Mrs. Turner states she know Mr. Richards and he works for her and Elizabeth Cobb and at the Virginia Power facility on Wellington Road.

Vice Mayor Bean moved to approve for three cleaning test, seconded by Councilwoman Johnson. Motion carried by unanimous roll call vote.

Forms & Applications

Tabled.

Payne House (Winterham) - Mayor Kapp states there is no news. Mrs. Turner spoke to several departments that are looking into grants and foundations. Senator Colgan asked for information for appropriation he will request in January.

Noise Ordinance

Tabled.

Town Hall second floor - Zigler & Payne report - presented to Council. Mayor Kapp will call Jim Payne and ask him if we can have a blueprint file cabinet put on the second floor.

E & S - Prince William Soil & Conservation District - Doug Carter - the Mayor received notice PWSCD will not do the things we asked. We have to contact BD&E and ask them if they will provide us with the technical support. We are required to have an inspector/enforcer or the Mayor could be responsible. Of course, the Mayor would have to be trained. Councilwoman Bailey moved to continue having BD&E do our inspections and refer costs to the builder, seconded by Councilwoman Freeborn. Motion carried by unanimous vote.

Waste Management - Mayor Kapp spoke with them - \$50 per ton guaranteed to Bean's Trash which should save about \$10,000 annual.

D&J Trucking & Excavating - Don George - located behind Century Stair - Vice Mayor Bean states Officer Bockey spoke with Don George. Officer Bockey reports Mr. George has no business license and no town tags on his trucks. Mr. George states he has a county license and he doesn't need one in Haymarket. Vice Mayor Bean states we should send a letter.

New Business

Community Unity Day - Kelly Rodgers requested use of the Town Hall Park and the back side of the Town Hall parking lot on October 21, 1995. Vice Mayor Bean moved to allow use, seconded by Councilwoman Freeborn. Motion carried by unanimous vote.

Old Gainesville Fire Hall - Councilwoman Freeborn was to speak with Richard Bird in regard to seniors use of fire hall for bingo, etc. Alan Gossom states he doesn't think we will have much luck with that.

Smith & Davenport - Attorney Spitler states Tony Casteleki has been hired by Smith & Davenport beginning November 13th and will be doing our prosecution work.

Planning Commission

Councilwoman Bailey reports September meeting business was St. Paul's signs, recommendation of the adoption of the sign ordinance, edited forms and applications, held joint work session with Liz Weller, reviewed newsletter article written by Ms. Weller.

Lyssa Whitfield states she completed another seminar with Institute for Planning Commissioners. Mary Lou Scarbrough also went for the course. Lyssa requests other members be encouraged to go. The Institute will be going to four courses a year and more sessions will be held in this area. She pleads we get John Duckett in the next course. Mayor Kapp states the reason four members were not sent is that would have spent more than the budget for training for this year.

Lyssa Whitfield requested that when Attorney Spitler calls the Town Clerk with the percentage of Farr property please call her so the Planning Commission can review at their October 12 meeting.

Historic Commission

Mrs. Turner spoke with Chris Foley. She states Chris is not only a landscape architect but also a structural architect although he is not certified. In order to qualify for some of these grants the Town must have an architect on its staff.

Mrs. Turner states there will not be a Christmas dance this year.

Architectural Review Board

Bob Seffinga reports the ARB reviewed St. Paul's signs at the last meeting. They also went over the forms packet from the Planning Commission. Bob asked Attorney Spitler if there would be a problem with the Planning Commission Liaison being elected as ARB Chairman. Attorney Spitler answered there is not a problem. Councilwoman Freeborn asked Council to approve the election of Bob Seffinga to Chairman of the ARB. Councilwoman Johnson moved to approve Bob Seffinga as Chairman of the ARB, seconded by Councilwoman Bailey. Motion carried by unanimous vote.

The next meeting of the ARB will be Thursday, October 12, at 8:00pm

Executive Session

Councilwoman Bailey moved to go into Executive Session, per Section 2.1-344A.1 of the Code of Virginia to discuss personnel matters at 9:15 pm.

Councilwoman Freeborn moved to go back into regular session at 9:40 pm, seconded by Vice Mayor Bean.

Police Department Sgt.

Councilwoman Bailey moved to appoint Charles Bockey as acting Town Sgt. With pay for Town Sgt until a decision is made, seconded by Councilwoman Johnson. Motion carried by unanimous roll call vote.

Executive Session requirements

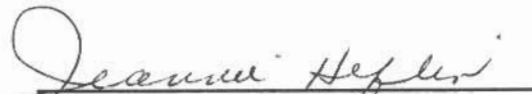
Councilwoman Bailey asked about the August 7 meeting motion to go into executive session. Mayor Kapp wrote response that were not personnel matters. Attorney Spitler left a copy of the code for Council pertaining to Executive Session.

Virginia Heritage Tourism Workshop - the Mayor and Mrs. Turner are attending.

Virginia Municipal League - Town Clerk asked permission to close the Town Hall at 11:30 on October 26 to attend the luncheon in Warrenton. Permission granted.

With no further business meeting adjourned at 9:50 pm.

RESPECTFULLY SUBMITTED:


Jeannie Heflin, Town Clerk

APPROVED:


John R. Kapp, Mayor