

TOWN OF HAYMARKET, VIRGINIA
Chartered 1799
County of Prince William

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TOWN COUNCIL MEETING JULY 10, 1995

MAYOR:

John R. Kapp

MEMBERS:

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

ATTORNEY:

Turner Smith
Kristine Keech Spittler

The July 10, 1995 regular meeting of Haymarket Town Council was called to order by Mayor Kapp at 7:30 pm. Mayor Kapp led the Council in the Pledge to the American Flag. Reverend Bruce Wilder of Shepherd of the Hills Lutheran Church led the Council in opening prayer.

Youth Program - Reverend Wilder spoke to Council about the Gainesville/Haymarket Business & Professional Association June 28th meeting at which, he states, Dr. Weaver, pastors of local churches, and the Park Authority in conjunction with the B&P Association were discussing a program to get the kids off the streets. Dr. Weaver presented information on his program in Washington, DC (as he did for Council in June). Reverend Wilder states the Lutheran Church will provide the facility for the program. He states there is a need for a paid Director position. It was suggested the NOVA campus has a resource center to help us. The pastors met at length to work towards implementing the program in Haymarket. Dr. Weaver has pledged \$500 to kick off the program.

Minutes - Special Meeting May 11, 1995 and Special Meeting June 1, 1995

Councilman Shepard moved to dispense with the reading of the minutes and to approve with any corrections duly noted. Seconded by Vice Mayor Bean. With no further discussion motion carried by unanimous vote.

Police Dept.

Vice Mayor Bean reported for the Police Officers that domestic disputes are up. The General Orders will be ready for the August meeting. Prince William County Police Dept was contacted in reference to the auxiliary police program, the officer is on three week vacation, therefore this has been put on hold until his return. The Fourth of July brought no major problems. There were two cases of vandalism - 84 Lumber and Annandale Millwork.

Councilwoman Freeborn states five kids were on the Rt 66 overpass throwing things at motorists. Her husband stopped and spoke with them apprising them of the severity of their actions.

Treasurer's Report

The treasurer's report was read by the treasurer. A balance of \$83,821.52 in the operating account was reported.

Unpaid Bills

account was reported.

Unpaid Bills

Motion by Vice Mayor Bean to approve unpaid bills in the amount of \$7,565.30, seconded by Councilman Shepard. With no further discussion motion carried by unanimous show of hand vote.

Building Permits

Masonic Lodge - Pierce Construction, applicant, Vice Mayor Bean states Gary Eddy probably just needs to look at the electric. Councilwoman Freeborn moved to approve pending Gary Eddy inspecting electrical, seconded by Vice Mayor Bean. Motion carried by unanimous vote.

Business License

Red Rooster Antiques & Collectibles Flea Market - request by Pam Stutz, Proprietor. Flea market to be held on the lot behind the Town Hall that belongs to Alan Gossom. Market would be from July 29th to November 30, excluding September 16th Haymarket Day. Area is zoned B-1. Vice Mayor Bean moved to approve with exception, seconded by Councilman Shepard. With no further discussion motion carried by unanimous vote.

Karen Blatter, Attorney-at-law - law office behind Madison Corner Shoppe where Recollections Thrift Shop used to be. Vice Mayor Bean moved to approve, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Jeannie Brady Hill Hair Design - shop on the second floor of the Post Office on Jefferson Street. Vice Mayor Bean moved to approve, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Sign Permit

Karen Blatter - sign is an exact replacement of the Recollections sign and has already been erected. Vice Mayor Bean moved to approve pending PC & ARB approval, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Building Permit

Dottie Leonard - roof replacement - Vice Mayor Bean moved to approve, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Sign Permit

Greenhill Crossing - Section 9 - Councilwoman Freeborn asked why the existing sign had not been removed as it was requested a month ago. Pam Stutz of H/P stated it had been removed as of today. Vice Mayor Bean moved to send new sign permit to PC, ARB & Gary Eddy preapproved, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous vote.

Alan Gossom - vehicle dealer signs - the State Regulatory Board requires 6" lettering on the signs for independent vehicle dealers. David Freeborn made suggestion to Alan Gossom to use a selected style, lettering and colors that coordinate with the building color. Councilwoman Freeborn brought a sample for "Expressive Autos" for Council to view. Vice Mayor Bean moved to preapproved signs pending ARB approval, seconded by Councilman Shepard. Motion carried by unanimous vote.

Old Business

Comprehensive Plan - Planning Commission to review summary of survey responses at the July 11 meeting. Ms. Weller will be in attendance at that meeting to work on the plan.

Bathroom/Sidewalk - Council waiting for RFP's from Gary Eddy.

Newsletter - is ready for delivery by Council. Councilman Shepard will deliver all Fayette Street, Vice Mayor Bean will do all Jefferson and Payne Lane, Mrs. Leonard will deliver Hunting Path on left side, Cheyenne & Brave Court, Councilwoman Freeborn will do all on the right of Hunting Path, Councilwoman Johnson will deliver on Hunting Path and the Mayor will do the rest and the businesses.

VaRisk2 Insurance - copy of liability coverage available for everyone to read.

Fines/Penalties - Vice Mayor Bean to speak with Sgt Tatum about prepayment of fines, to bring into line with the County. Mayor states council members have a copy of Attorney Smith's June 17, 1995 letter to peruse.

Wolfe Industrial Auction - Attorney Smith suggests Mayor Kapp call them and ask them to move the trailer. Mr. Smith states the bond is not applicable. Mayor Kapp states if they don't move the trailer he will call someone to move it and have the cost billed to Wolfe.

File Cabinet for plans/plats - Mayor Kapp states he thinks the cabinet should go at the top of the stairs due to the weight factor. Councilwoman Freeborn states Gary Eddy should advise Council about the floor bearing the weight. Town Clerk to call Gary Eddy and request a check into the floor. Councilwoman Freeborn moved we send on the PC and if it suits their needs ask Gary to look at the floor, seconded by Councilwoman Johnson. Motion carried by unanimous show of hand vote.

FY '96 Budget - Councilwoman Johnson moved to accept the budget as adopted by Town Council, seconded by Councilwoman Freeborn. With no further discussion motion carried by unanimous show of hand vote.

Sign Ordinance - Under XII - 219 pg 11 this revision here was as per Attorney Smith recommendation only. Mayor Kapp states he thinks we should make a provision for temporary signs for churches in temporary building - possibly church signs should be allowed more latitude when a temporary location is being used and possibly renew on a semi annual basis. XII - 215 pg 4 (a) Banners - Mayor Kapp feels is too vague. Mayor suggests to send to PC for input on both issues. Vice Mayor Bean states the object was to get rid of banners except for short term use (up to two weeks.) Town Council to review new ordinance, send on to PC & ARB. Tentative public hearing in September.

Town Clerk asked about the banner on Matthews Restaurant. She was told to send letter to remove the banner. Also send letter to Haymarket Grocery for the Pepsi banner. Mayor Kapp asked Vice Mayor to ask Police Dept to keep tabs on when banners go up and how long they stay. There are also banners on McCarty, Q-Stop and Sheetz.

Police Dept retirement plan - Councilwoman Johnson states she requested information to come to the Town Hall but it hasn't arrived yet. She will present at the next meeting.

Dorothy Keller - Dedication of Council chamber to take place on August 3rd at 7:00. The chamber will be dedicated, and a brass plaque presented to Dorothy to take home. Vice Mayor

Bean to order the cake, he suggests Council basing on the 35 people attending.

Lane's sign and business license - Councilwoman Freeborn asked about Lane's sign - is it gone? (Yes.) Councilwoman Johnson asked about the business license. Mayor Kapp states she was opened Saturday for business. Attorney Smith states it would be wise to give notice before closing her down. Council states notice has been given repeatedly. Vice Mayor Bean to tell Sgt Tatum to close her down for operating without a license.

New Business

June 22 called meeting/house tour - Mayor Kapp addressed Council concerning the request of payment for the June 22 meeting by two council members. Mayor Kapp states since there was not a quorum (Bean & Shepard left after the house tour) and nothing was accomplished, payment for a meeting was inappropriate.

Mayor Kapp asked for Councilman's opinion:

Councilwoman Bailey states that Council members worked on a letter to be mailed to H/P to mow the field at Section 9 and a sign ordinance violation letter. Mayor Kapp stated there was already letters in the computer.

Vice Mayor Bean states since all that was to be discussed was in the computer he did not think they should be paid.

Councilman Shepard states he didn't feel there was any business - we didn't have a quorum - he assumed he wouldn't be paid.

Councilwoman Johnson understands it was a called meeting. The Town Clerk was not even here, everyone was not present. She understood we were going to discuss what to do when people violate ordinance.

Councilwoman Freeborn understood we were to meet after the Payne House tour to have official notices for violations drawn up. She states she, Councilwoman Bailey & Councilwoman Johnson spent three hours drafting letters.

Personal Acknowledgment - Mayor Kapp addressed the issue of Councilwoman Freeborn telling the Town Clerk to order flowers from the Flower Gallery. Councilwoman Freeborn states it is Council policy to always send personal acknowledgments from the Flower Gallery. Mayor Kapp states there is no policy on flowers in this administration.

Cablevision Franchise - Sam Eddy of Cablevision addressed Council in reference to the impending sale of Cablevision to Jones Intercable. The purchase agreement was signed on May 31, 1995. Cablevision seeks transfer of the franchise for which they applied on June 9th and delivered the documents on that date. The documents include a suggested resolution, and Form FCC 394 identifies the seller and buyer. Vice Mayor Bean asked about rates. He states when the tower went up Town Council was promised there would be no increase in rates and within 90 days the rates went way up.

Mr. Eddy states Council has 120 days to consider the request for transfer. Mayor Kapp states he intends Council to peruse documents and he will bring it up at the August 7th meeting for consideration.

Filing Town Hall records - Mayor Kapp states there are two drawers plus two full folders of filing

that was left undone. Mayor Kapp states he would entertain a motion for the Town Clerk's daughter to come in to help clean up the filing at minimum wage. Vice Mayor Bean moved to let her help at minimum wage, seconded by Councilwoman Johnson. With no further discussion motion carried by unanimous show of hand vote.

Town Hall Cleanup Day - Councilwoman Johnson brought up a clean up day again. She would like to help the Town Clerk clear out stuff. Vice Mayor Bean confirms there is a lot of stuff here. Councilwoman Johnson volunteers to do it, not a paid meeting, just a clean up. Council scheduled for July 17 at 6:00 pm. Vice Mayor Bean will call Ed to bring a trash truck to dump into. Councilwoman Johnson also offered to help file.

Ordinance - amendment (driving under the influence) to state statutes effective July 1, 1995. Vice Mayor Bean moved to adopt Section 8.4, Code of Virginia, Title 18.2 Title 46.2 pursuant to 1-13.92, seconded by Councilwoman Johnson. With no further business motion carried by unanimous vote.

Ordinance - amendment (concealed weapon) Code of Virginia, 18.2-308 July 1, 1995 Town Police Dept may charge a fee of \$35.00 for permit for background investigation. Attorney Smith states we do not need a public hearing. Vice Mayor Bean moved to adopt ordinance, seconded by Councilman Shepard. With no further discussion motion carried by unanimous vote.

Litter Prevention Recycling Grant - Prince William County annual contract \$197. Motion to renew plan with county by Vice Mayor Bean, seconded by Councilman Shepard. With no further discussion motion carried by unanimous vote.

Erosion & Sediment Program Review - Mayor Kapp has a meeting with Doug Carter on July 18.

Form/Applications - PC will look over July 11. Mayor Kapp suggests PC & ARB review and bring comments to next meeting.

Payne House - June 22 house tour - in attendance Johnson, Freeborn, Bailey, Bean, Shepard, Mayor Kapp & Gary Eddy. The Councilmen went into the basement and found things did not look bad. The Mayor and Vice Mayor would like to see the town purchase the property for town use. Mayor Kapp states one bank he contacted would lend us 70% of purchase price. He states Colgan, head of finance for the State, stated he would put in for a legislative appropriation. Vice Mayor Bean states he will look around for some money before the next meeting. He would like to be able to raise half the money.

Mrs. Turner reports the application for historic register is in Richmond for the Payne House. They have requested photographs of the house and some more information. She feels the house will receive the designation.

Town Council/Town Clerk - Mayor Kapp addressed Council regarding instructions from Council members, when Council is not in session, to the Town Clerk. The Mayor states when Council is out of session all requests for the Town Clerk should come through him as administrator. Mayor Kapp cited the Clerk is getting mixed messages which is causing confusion and is not productive. Councilwoman Johnson asked if the Mayor is the manager (administrator). Mayor Kapp referred to Attorney Smith's letter in this regard.

Planning Commission

Forms for next meeting. Waiting to address Comprehensive Plan with Ms. Weller at the July

meeting.

Historical Commission

Mrs. Turner states the Town Hall has been designated by the State as a historic landmark. They asked her to get the rest of the information for the Payne house. She still would like to pursue the \$30,000 for archeological survey which would tell what areas need to be historically preserved and answer that question once and for all. At their last meeting the Commission spoke about the program for the bicentennial.

Lafayette Day - there will be a program, french flags posted, refreshments, etc., in the park.

ISTEA grant - Mayor Kapp states we did not get the ISTEA grant from VDOT. The Chairman of the committee states he will work with us for next year.

Streetlight program - Mayor Kapp states the streetlight purchase program is coming along well. Mr. Eddy of Cablevision pledged to purchase a light.

ARB - Councilwoman Freeborn reported they approved signs sent by Town Council and the Masons spoke with them about windows and renovations. They will meet Wednesday July 12.

Citizens Time - Mr. Bear would like to congratulate Council on the sign in the front of Town Hall. He states there is information on Yogi Bear Park and Haymarket at the interstate highway information areas. He asked about the status of Gainesville School. Mayor Kapp states it will be used for PAGE classes next fall. He asked about the stockpile of dirt behind his house (Greenhill Crossing).

Christine Keech - was introduced from Attorney Smith's office. She formerly clerked for judges at Prince William County Court and will be sitting in on some of the Council meetings..

Correspondence

Service Authority - wants H/P bore under the road and hook to their permanent line and give them the gravity feed. Dewberry & Davis recommends the advised plans the approved. Vice Mayor Bean moved to approve H/P drill under the road and made the sewer connection, seconded by Councilman Shepard. With no further discussion motion carried by unanimous vote.

Park Authority - Pam Snead - Town Clerk contacted Ms. Snead in reference to Summer Day Camp program that used to be held at Long Park for the Haymarket community. Ms. Snead replies it was closed due to lack of indoor space, the state requires for any child care. There is a requirement of 12 sq ft per child of indoor space. Mayor Kapp will pursue.

Gainesville Elementary School - PACE West program to be there this fall. Kathleen Hoffman wants to have a day care center in the back of the school. Vice Mayor Bean suggested there may be a problem with juvenile delinquents in such close proximity to children in day care.

Disability/Handicap Parking - you may not use a handicap parking spot if you are not handicap or do not have a handicap person in your vehicle.

Parliamentary Procedure Video - there is information for anyone who is interested.

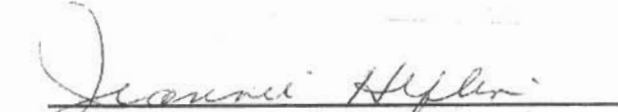
Letter stating we did not get the enhancement grant.


Letter from Kathleen Seefeldt stating she supports our effort to get the Gainesville School for community property.

With no further business the meeting adjourned at 9:48 pm.

RESPECTFULLY SUBMITTED:

APPROVED:


Jeannie Heflin, Town Clerk


John R. Kapp, Mayor

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