



TOWN OF HAYMARKET TOWN COUNCIL

REGULAR MEETING

~ MINUTES ~

Denise Andrews, Interim Clerk
<http://www.townofhaymarket.org/>

15000 Washington St
Haymarket, VA 20169

Monday, March 6, 2017

7:00 PM

Council Chambers

A Regular Meeting of the Mayor and Council of the Town of Haymarket, VA, was held this evening in the Board Room, commencing at 7:00 PM.

Mayor David Leake called the meeting to order.

1. Call to Order

Councilman John Cole: Present, Councilman Chris Morris: Present, Vice Mayor Joe Pasanello: Present, Councilwoman Susan Edwards: Present, Councilman Connor Leake: Present, Councilman Steve Aitken: Present, Mayor David Leake: Present, Town Manager Kimberly Murray: Present, Interim Clerk Denise Andrews: Present, Chief of Police Kevin Lands: Present, Town Treasurer Roberto Gonzalez: Present.

2. Invocation - Reverend Ruth Anne Sawyer, Haymarket Baptist Church

3. Pledge of Allegiance

4. Citizen's Time

Mayor Leake asks that Mr. Danny Humphreys letter of March 6th be entered into the minutes.

Mary Ramirez - Cheyenne Way

She commends the Town's Police Department and its engagement with the community via social media, as well as the professionalism of Officers Davis and O'Neal. Ms. Ramirez also brings some questions for the Council regarding the proposed construction at the QBE building.

5. Minutes Acceptance

A. Mayor and Council - Special Meeting - Feb 15, 2017 12:00 PM

Move to approve the minutes from the Town Council's Special Meeting of February 15, 2017

RESULT:	ACCEPTED [5 TO 0]
MOVER:	Susan Edwards, Councilwoman
SECONDER:	Connor Leake, Councilman
AYES:	Morris, Pasanello, Edwards, Leake, Aitken
ABSTAIN:	John Cole

6. Agenda Items

A. Board of Zoning Appeals (BZA) - Appointments

Move to nominate Donald M. Meeks to serve on the Board of Zoning Appeals for the term of March 6, 2017 - March 5, 2022.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe Pasanello, Vice Mayor
SECONDER:	Susan Edwards, Councilwoman
AYES:	Cole, Morris, Pasanello, Edwards, Leake, Aitken

B. Dominion Virginia Power - Update

Vice Mayor Pasanello says that he has no update on this matter for the Council.

C. VRE - Gainesville/Haymarket Extension - Update

Vice Mayor informs the Council that on March 17, 2017 the VRE Board will go before the County with a recommendation on this matter. He does not know the nature of that recommendation, but can confirm that the project is expected to move forward in some form.

D. Discussion: Police Department Vehicle Lease - Mayor Leake

Mayor Leake invites Chief Lands to come forward and share details of the proposed lease program.

In the presence of an aging, high-mileage, high-maintenance fleet, Chief Lands suggests this lease program as a way to modernize and save money overall. The Police Department will benefit from the extra protection afforded by leasing, rather than buying the vehicles outright. Furthermore, by engaging in a lease program, rather than a loan, the Town will not carry any debt as a result of the program.

Councilwoman Edwards asks how much it will cost the Town to outfit the cars once they are acquired for lease.

Chief Lands answer that the total cost to outfit the five new vehicles and Officer O'Neal's existing vehicle with updated equipment would be \$37,000 and change.

Councilman Aitken asks if these upgrades include needed updates to the CAD's (computers) in the cars.

Chief Lands answers that it would, and confirms that it would bring the entire fleet up to a standard that it does not possess at present.

Councilman Leake and Chief Lands elaborate upon the fact that after the initial investment in the new cars, repairs and maintenance will be able to be staggered for more consistent costs and overall savings over the course of years.

Vice Mayor Pasanello asks for a comparison of the true cost of buying versus leasing the cars, and inquires about the Police Department's optimal fleet size.

Chief Lands answers that the Department is currently operating on track with its budget.

Councilman Morris agrees with the Vice Mayor on the question of fleet size, and asks him to speak on the matter at the upcoming Finance Committee meeting.

Councilman Leake asks Chief Lands whether he has a dealer in mind to supply the cars, and whether time is a factor in their acquisition. He asks whether the Department's budget will increase as a result of this lease.

Chief Lands answers that he has an established relationship with a dealer who is willing to provide the cars, but that there is a short window in which they are available. He answers that the budget will stay level.

The Mayor asks the Town Manager her thoughts on the matter. Ms. Murray shares that, after discussing the matter with Chief, she believes there is merit to this proposal, though she believes that the questions of the Council should definitely be examined.

Councilman Morris asks whether the vehicles Chief Lands mentioned would be 2017 or 2018 vehicles, but the Chief is not sure.

Ms. Murray points out that if the Council waits until the 2018 fiscal year, the capital funds may

no longer be available.

The Mayor asks each Council Member to share his or her opinion on this matter:

The Council Members support the idea, though they would like to see more details.

Chief Lands adds that, if future Councils decide to end the program, the leasing company will allow the Town to keep the cars, for which it has already paid.

7. Department Reports

A. Building Official's Report

The Town Manager adds that the Town's Building Official has met with representatives from Sheetz, and that the project is on track to proceed as planned.

B. Town Engineer's Report - Holly Montague

Vice Mayor Pasanello asks about a particular application, which the Town Manager clarifies as dormant.

Councilwoman Edwards asks for a follow-up on Mr. Humphreys project, which appears on the list.

Councilman Cole asks about drainage for the planned parking lot at Haymarket Baptist Church.

C. Police Department Report - Chief Kevin Lands

Chief Lands shares his experience attending the Virginia Chief's Meeting and the TANV Meeting, the ribbon-cutting of Rapid Rehabilitation in the greater Haymarket area, as well as the Virginia Association of Chiefs of Police Meeting.

Chief Lands gives an update on the Department's accreditation process; the Department is one year into a three-year process, which he explains to the Council and those present.

Chief Lands gives further details on some of the month's highlight cases, and commends the performance of his officers. He shares how community engagement and social media presence assisted in the resolution of a case. He shares a request from an organization that would like to gather donations in the right-of-way like a "boot-drive" within the Town to support the Haymarket Food Pantry, and asks the Council whether such a drive would be allowed.

The Council Members give their opinions on the permissibility of this drive; the Member supports it, though Councilman Cole asks whether this would force the Town to also similar drives from any other organizations.

The Town Attorney says that such drives are already permitted, short of rules (supported by evidence) specifically preventing them.

Councilman Aitken clarifies that the Council is only approving the presence of a Town police car, not the drive itself.

Community Engagement: officers attended the Daytime Playtime Preschool for a safety talk; Officers O'Neal and Davis are preparing to become bicycle patrol officers. Officer O'Neal is working on a car show in May to benefit the families of fallen Prince William County officers and their families.

D. Planner's Report - Susannah Smith

Ms. Smith updates the Council on several items from her report:

- Z Properties' application remains incomplete as of this time.
- She is working to coordinate with Haymarket Baptist Church.
- She has received a request to defer the Board of Zoning Appeals upcoming appeal.
- A clean, updated copy of the draft Zoning Ordinance has been received for distribution to the Planning Commission and sharing with the public.
- Town staff is working to update zoning and planning processes.
- She is waiting for updates on Lidl and possibly an exterior remodel of the McDonald's in Town.

Martin Crim, Town Attorney asks for clarification about whether the Town's legal representation should continue to work on the BZA appeal.

E. Business & Community Relations Report - Denise Andrews

Ms. Andrews shares an invitation from St. Baldrick's for a fundraiser event to benefit childhood cancer research.

On March 20th, Museum staff will present on local history at the Haymarket/Gainesville Library.

The Town's Earth Day event will be held on April 22nd at the site of the Haymarket Community Park; the senior class of Battlefield H.S. will partner with the Town to help with projects on the day and in future.

Media Coverage:

Ms. Andrews and Chief Lands attended the ribbon-cutting ceremony at Rapid Rehabilitation, which also included several Town restaurants participating.

Haymarket Lifestyle will have a series of articles on the Town over the course of the year; the March issue includes an article by the Mayor.

F. Treasurer's Report - Roberto Gonzalez

Mr. Gonzalez updates the Council.

The Town is in the process of renewing Business Licenses and collecting BPOL taxes.

Mr. Gonzalez and Ms. Murray are working to present a draft budget for FY2017-18 to the Finance Committee and the Council.

Ms. Murray clarifies the drafting process for the Vice Mayor in response to a question.

Vice Mayor Pasanello asks about an expanded year-to-date; Ms. Murray says that residents can request one from her or Roberto, or they can provide one in the Council packet every month if they prefer one.

G. Town Manager's Report - Kimberly Murray

Ms. Murray shares updates from VML and TANV on short-term rentals and their impact on the Town and its regulation and zoning.

Ms. Murray shares an update on the Town's light poles, and of steps that are being taken to repair one after a hit-and-run.

At a later meeting, Ms. Murray will provide a legislative update of the recent General Assembly and how this legislation will affect the Town.

The Town has had five FOIA requests over the course of the month; some have been very labor intensive.

Recruitment is proceeding for a new Clerk of Council/Office Manager.

The Town has had some much needed IT upgrades.

Holly Montague, the Town Engineer, will end her service with the Town later in the week.

There are still spaces available to lease in various Town buildings.

All Town officials and staff will receive updated copies of the Virginia Freedom Information Act and Conflict of Interest Act. She says that the Virginia Freedom of Information Council is willing to provide training, if the Council would like.

The Council would be in favor of such training.

Councilman Morris asks whether applicants need to pay the estimated amounts to fill their FOIA requests.

Ms. Murray clarifies that when circumstances dictate, the Town provides an estimate to the applicant, which the applicant needs to approve and pay up front.

Councilman Aitken asks whether a simple FOIA request has any associated charge; Ms. Murray clarifies that most do not, and indeed, that the Town has yet to charge for a FOIA request since she has been appointed.

8. Councilmember Time

A. John Cole

Brings up the matter of drivers passing school buses, and shares a plan of action to make the roads safer. There will be a meeting with Dick Burke, VDOT on Jefferson Street next week.

Mr. Crim shares that the School Board is considering adding a camera to the stop arm of school buses, which can then be used to catch violators.

B. Susan Edwards

Invites residents to help with the Town's Earth Day event, and encourages all to attend.

Invites all to attend the monthly meetings of the Architectural Review Board.

C. Steve Aitken

Shares his enthusiasm for the community policing and bike patrol programs; he is interested to see how the upcoming developments in Town come together.

D. Chris Morris

Councilman Morris thanks Holly Montague for her years of service to the Town, and shares his desire to keep all the Town's business' open and accountable, especially in the face of the proposed developments.

E. Joe Pasanello

Shares that a special election will take place on April 18th for the new Clerk of the County; he encourages all present to go out and vote. He encourages the Council Members liaisons to share their opinions on present issues with the Town's other Boards, perhaps in a small report.

F. Connor Leake

Shares that, with regard to the proposed QBE development, he reached out in January to the Town Manager and legal representation to recuse himself from any votes or closed sessions with regard to this project, in accordance with the Virginia Conflict of Interest Act.

He asks to add Mr. Humphreys letter to the Planning Commission's upcoming agenda, with the permission of the Council.

G. David Leake

Proposes a contact to help with demolition of the shed on the Harrover property during the Earth Day event; he also suggests painting the well house and clearing out any dead trees.

Suggests that the Police Department use ghost cars throughout the Town, especially near pedestrian crossings.

9. Closed Session

A. Enter Into Closed Session

CLOSED SESSION PURSUANT TO 2.2-3711 A (1) Discussion of assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; specifically employees of the Town, and

Pursuant to 2.2-3711A (7) Consultation with legal counsel or briefing by staff about probable litigation involving a contract for services to the Town as consultation or briefing in open meeting would adversely affect the Town's negotiating or litigating posture.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Connor Leake, Councilman
SECONDER:	Susan Edwards, Councilwoman
AYES:	Cole, Morris, Pasanello, Edwards, Leake, Aitken, Leake

B. Certification of the Closed Session

Move to certify that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body.

10. Adjournment

The Council goes into recess until its Continuation Meeting on March 16th.