



TOWN OF HAYMARKET TOWN COUNCIL

REGULAR MEETING ~ MINUTES ~

David Leake, Mayor
<http://www.townofhaymarket.org/>

15000 Washington St
Haymarket, VA 20169

Monday, June 1, 2015

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

Councilwoman Pam Swinford: Present, Councilman Matt Caudle: Present, Councilman Chris Morris: Present, Councilman Kurt Woods: Present, Councilman Joe Pasanello: Present, Vice Mayor Steve Aitken: Present, Mayor David Leake: Present.

2. Invocation - Jeff Smith, Haymarket Church of Christ

3. Pledge of Allegiance

4. Citizen's Time

Mrs. Dottie Leonard - 14801 Washington Street

She heard that the Council may consider reviewing the staff salaries and she wanted to say she knows the budget is really tight and we might not be able to do that for everyone, but thinks we should definitely take care of the police officers.

5. Consent Agenda

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Steve Aitken, Vice Mayor
SECONDER:	Joe Pasanello, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

A. Department Reports

- i. Engineer's Report - Holly Montague, PE
- ii. Main Street Coordinator's Report - Denise Hall
- iii. Treasurer's Report - Sherrie Wilson
- iv. Police Report - Interim Police Chief Greg Smith
- v. Town Manager's Report - Brian Henshaw
- vi. Building Official's Report - Joe Barbeau, Jr.
- B. Architectural Review Board Appointment - Councilwoman Pam Swinford
- C. Ordinance to Amend Chapter 46 Traffic & Vehicles - Chief Greg Smith
- D. Zoning Text Amendments - Parking Regulations - Marchant Schneider
- E. Request to Council - Waiver of Fees for Town Hall Use

F. Minutes Acceptance

- i. Mayor and Council - Regular Meeting - May 4, 2015 7:00 PM
- ii. Mayor and Council - Work Session - May 26, 2015 5:00 PM

6. Swearing in of Nicole Zimnoch

Mayor Leake swears in Nicole Zimnoch to serve on the ARB for the Term June 1, 2015 - June 30, 2019

7. Public Hearing

- A. Special Use Permit - 6735 Fayette Street, SUP #20150331
- Coke Whitrock - President of Saint Paul's School Board

Minutes Acceptance: Minutes of Jun 1, 2015 7:00 PM (Minutes Acceptance)

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Pam Swinford, Councilwoman
SECONDER:	Kurt Woods, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

8. Agenda Items

A. 6735 Fayette Street Special Use Permit #20150331

Move that the Town Council approve SUP 20150331, St. Paul's School, for temporary operation of an early learning center/school and temporary use of a classroom trailer at 6735 Fayette Street, subject to Conditions of Approval dated May 2015, pursuant to Section 58-53 (5) (a) of the Zoning Ordinance

It is further moved that the SUP shall remain in effect for a period of one year, to renew automatically for an additional period of one year, expiring August 31, 2017, BUT EXPRESSLY CONDITIONED UPON THE FOLLOWING: Council may require, upon a majority vote, after notice to the applicant, for the applicant (or present property owner) to submit a new application for an SUP, which shall be treated in all respects as a new and different application, subject to approval or disapproval, in accordance with general principles of law for a new application. If such notice is given to the applicant or present property owner, this SUP shall terminate automatically and without further notice or action by the Council 60 days from the giving of such notice.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe Pasanello, Councilman
SECONDER:	Chris Morris, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

B. Board of Zoning Appeals Vacancy

Move to submit Mrs. Dottie Leonard for the Circuit Court's consideration the appointment of Dottie Leonard, Marchant Schneider, and Ralph Ring to the Board of Zoning Appeals for the unexpired term ending January 31, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe Pasanello, Councilman
SECONDER:	Chris Morris, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

C. BZA Appointment

Aitken moves to submit for the Circuit Court's consideration the appointment of Ralph Ring, Dottie Leonard, & Marchant to the Board of Zoning Appeals for the unexpired term ending January 31, 2017

RESULT:	DEFEATED [3 TO 4]
MOVER:	Steve Aitken, Vice Mayor
SECONDER:	Kurt Woods, Councilman
AYES:	Pam Swinford, Kurt Woods, Steve Aitken
NAYS:	Matt Caudle, Chris Morris, Joe Pasanello, David Leake

D. Planning Commission

Move to appoint Connor Leake to the Planning Commission for the term of June 8, 2015 to June 30, 2019

Minutes Acceptance: Minutes of Jun 1, 2015 7:00 PM (Minutes Acceptance)

RESULT: ADOPTED [4 TO 1]
MOVER: Joe Pasanello, Councilman
SECONDER: Pam Swinford, Councilwoman
AYES: Pam Swinford, Matt Caudle, Kurt Woods, Joe Pasanello
NAYS: Chris Morris
ABSTAIN: Steve Aitken

E. Fiscal Year 2016 Budget, Tax Rates, & Capital Improvements Plan

Move to adopt the Resolution 2015-007, which is a RESOLUTION TO ADOPT THE ANNUAL OPERATING BUDGET AND CAPITAL IMPROVEMENT BUDGET AND ADOPT THE TAX RATES IN SUPPORT OF THE BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016

Discussion: Vice Mayor Aitken would like it on the record that the Finance Committee worked through this budget meticulously and it was a very smooth project. The Town will see a lot of improvements from this Investment Budget. Councilman Woods reminds that the committee meetings are all open to the budget. Councilman Pasanello reminds that we are investing in the future of the Town, and we plan to also invest in the people. Councilman Morris thanks the staff and appreciates they were able to answer all of his questions quickly and thoroughly.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Steve Aitken, Vice Mayor
SECONDER: Joe Pasanello, Councilman
AYES: Swinford, Caudle, Morris, Woods, Pasanello, Aitken

F. Budget Amendment Request

Move to adopt Resolution 2015-006 amending the Fiscal Year 2015 adopted budget. This is budget amendment #6 for FY 2015.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Steve Aitken, Vice Mayor
SECONDER: Joe Pasanello, Councilman
AYES: Swinford, Caudle, Morris, Woods, Pasanello, Aitken

G. Event Committee

Mayor directs the establishment of an events committee. He asks that Council Members Pasanello & Swinford, Brian Henshaw, & Denise Hall serve on this committee. The Mayor also directs that Denise Hall chair this committee.

H. Town Planner Report

Marchant Schneider updates the Town Council on current developments

9. Councilmember Time

A. Joe Pasanello

Thanks all for coming out tonight and congratulates Connor Leake, Nicole Zimnoch, & Dottie Leonard. He is looking forward to more discussions on VRE and was pleased with the presentation from Doug Allen & Christine Hoeffner here from VRE.

B. Steve Aitken

He welcomes Connor Leake and he clarifies...he abstained because they are next door neighbors and he felt it was best to let the others speak. He knows that Connor Leake will do a good job on the Planning Commission

C. Chris Morris

He was very glad to see a good public turnout tonight. He thinks we should be doing more promoting of events that are not put on by the Town. We should use our forums to promote private events. He would like to see a better effort.

D. Kurt Woods

E. Pam Swinford

She believes the staff does a good job getting the information out. She thinks that maybe it is the lack of information getting to the staff.

F. Matt Caudle

He thanks those stepping up to the plate serving the Town. He is happy to see young people eager to serve the committee. Last Monday the Planning Commission met to discuss the Harrover Property Master Plan. He knows there is really a good feel amongst the officers in the Police Department. We take a lot of safety for granted until an incident happens.

G. David Leake

The Mayor would like to place a staff member in charge when the Town Manager is absent. It is recommended and agreed by the majority of the Council that they discuss this with the Town Manager and get his input or suggestion

10. Closed Session**1. Enter into closed session**

Move to enter into closed session pursuant to 2.2-3711

A 7. Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter, specifically the lease for the space currently occupied by The Very Thing (6630 Jefferson Street), and

3. Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, specifically appointees

Councilwoman Pam Swinford: *"Pursuant to the Virginia Conflicts of Interest Act I am disqualifying myself from participating in this discussion and any votes that may take place regarding the potential lease regarding 15026 Washington Street due to her ownership in a consignment business, she requests this statement be entered into the minutes."*

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kurt Woods, Councilman
SECONDER:	Chris Morris, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken, Leake

2. 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kurt Woods, Councilman
SECONDER:	Joe Pasanello, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken, Leake

3. Civil Discourse

Move to adopt Resolution #2015-008 Supporting Civil Discourse:

WHEREAS, on May 12, 2015 Prince William County police questioned the Town's Planning Commission Chairman regarding a blog post, and

WHEREAS, the blog post at issue was posted on The Derecho website on April 15, 2015 and was directed at Prince William County Executive Melissa Peacor in a way that could be considered a threat of violence, and

WHEREAS, If in fact, this blog post came from a member of a board within the Town, the Town

Council of Haymarket does not condone this behavior in attacking Town or County Officials, and

WHEREAS, The Town values its relationship with Prince William County and especially with County Executive Melissa Peacor, and

WHEREAS, The Town Council supports constructive dialogue about matters of public interest, but finds that reconstructive dialogue is, at best, a distraction and at worst can damage the civil fabric of society

NOW THEREFORE, BE IT RESOLVED, The Council of the Town of Haymarket meeting in regular session this 1st Day of June 2015 that the Council does hereby: 1) Support the right of all citizens to express themselves civilly in regard of matters of public concern, 2) Reject the tone & style of The Derecho blog post of April 15, 2015 as unconstructive and unworthy to be part of Prince William County's public discourse, and 3) Call for public spirited citizens to find ways to express their opinions in civil ways without threats or intimidation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chris Morris, Councilman
SECONDER:	Steve Aitken, Vice Mayor
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

11. Adjournment

A. Motion to Adjourn

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Steve Aitken, Vice Mayor
SECONDER:	Joe Pasanello, Councilman
AYES:	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

Submitted:

Approved:

Jennifer Preli, Town Clerk

David Leake, Mayor

Minutes Acceptance: Minutes of Jun 1, 2015 7:00 PM (Minutes Acceptance)

