



# TOWN OF HAYMARKET TOWN COUNCIL

## REGULAR MEETING ~ MINUTES ~

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

15000 Washington St  
Haymarket, VA 20169

Friday, October 10, 2014

6:00 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 6:00 PM

Mayor David Leake called the meeting to order.

### 1. Call to Order

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

### 2. Invocation

Senior Pastor Don Meeks from Greenwich Presbyterian Church is here this evening to offer the invocation

### 3. Pledge of Allegiance

### 4. Citizen's Time

*No public comment*

### 5. Consent Agenda

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kurt Woods, Councilman
<b>SECONDER:</b>	Matt Caudle, Councilman
<b>AYES:</b>	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

#### A. Minutes Acceptance

- i. Mayor and Council - Regular Meeting - Sep 2, 2014 7:00 PM
- ii. Committee - Public Facilities - Committee - Sep 5, 2014 9:30 AM
- iii. Committee - Personnel - Committee - Sep 8, 2014 5:45 PM

#### B. Request to Council - Jennifer Preli

#### C. Appointment of Interim Treasurer - Brian Henshaw

#### D. Capital Improvement Expenditure - Museum Roof

#### E. Zoning Text Amendment 58-1 Definitions Zoning Administrator

#### F. Department Reports

- i. Building Official's Report - Joe Barbeau, Jr.
- ii. Engineer's Report - Holly Montague
- iii. Planner's Report - Marchant Schneider
- iv. Police Report - Greg Smith, Interim Chief of Police
- v. Treasurer's Report - Sherrie Wilson
- vi. Museum Report - Denise Hall
- vii. Town Manager's Report - Brian Henshaw

### 6. Agenda Items

#### A. 6601 Hunting Path Road - Sherrie Wilson

*Mr. Crim briefs Council that this property was sold for non-payment of taxes, both the Town and the Council. As a result of the tax sale, the property did not bring enough to pay off all of the taxes. The taxes were paid off by year. The oldest were paid off first. The Town was paid its proportionate share that were due to the Town, but because there were not enough assets in*

*the property to pay off all the taxes, there remain amounts unpaid. The Town Treasurer requires action by the Council in order to write off this debt.*

WHEREAS, Real Estate Taxes to the Town of Haymarket remained unpaid from 2003 through 2013 on Parcel #103022, GPIN 7298-90-7006, located at 6701 Hunting Path Road, Haymarket, Virginia ("the Property"); and

WHEREAS, The Property was sold at judicial auction on April 18, 2014, with deed recorded July 3, 2014, but the sale proceeds were less than the amount of the unpaid taxes on the Property, leaving a deficiency of \$5,359.27 to the Town; and

WHEREAS, National Capital Christian Broadcasting, Inc., the former owner of the Property, is defunct and has no assets available to satisfy the deficiency in the unpaid taxes;

NOW THEREFORE, BE IT RESOLVED that the Town Council of the Town of Haymarket declares the account balance of \$5,359.27 on the Property to be uncollectible, and the Treasurer shall not include that uncollectible account balance in any list required to be prepared pursuant to Virginia Code Section 58.1-3921. This uncollectible debt shall be stricken from the books of the Treasurer as of July 3, 2014, and the Treasurer shall have no further duty to collect such tax or levy.

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

## 7. Closed Session

### A. 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, specifically matters involving the police department

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Pam Swinford, Councilwoman
<b>SECONDER:</b>	Chris Morris, Councilman
<b>AYES:</b>	Swinford, Caudle, Morris, Woods, Pasanello, Aitken, Leake

### B. Certification of 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.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Steve Aitken, Vice Mayor
<b>SECONDER:</b>	Pam Swinford, Councilwoman
<b>AYES:</b>	Swinford, Caudle, Morris, Woods, Pasanello, Aitken, Leake

### C. Council Directive

Move to direct the Town Manager, the Chief of Police and the Town Attorney to act as discussed in closed session

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Steve Aitken, Vice Mayor
<b>SECONDER:</b>	Kurt Woods, Councilman
<b>AYES:</b>	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

### D. Citizens Time II

**Dottie Leonard - 14801 Washington Street**

*She is happy that the streets are drivable now. However, no one can still enter or exit her driveway. She was told she would receive something in writing regarding the repairs to her driveway. She would like to know when she will receive something in writing and when the repair will actually be done.*

*She reminds Council that there is still a question of the comprehensive plan amendment with regard to the future land use map. She would like an idea when the Council will be taking up that matter, so that Mr. Watts can get an idea of timing on his rezoning.*

## 8. Councilmember Time

### A. Chris Morris

- He knows that there are many citizens watching the meeting live or after the fact. With the presumption that there are people watching, he would like to thank the interim Chief of Police for the work that he has been doing. He thinks the Police Department is doing good work. He asks that the public extend the department some grace as they go through this transition time.
- Would like another meet and greet and proposes to extend it to our residents. He would like this to not lie dormant, so if the staff could get something scheduled and open it up to the residents.

### B. Pam Swinford

- She really enjoyed the VML Annual Conference. She references a plan in Marion Virginia that supported new businesses. They've filled most of their empty commercial spaces. The Town adopted a program to allow for special financing for start-up businesses and grant programs.
- She has received a lot of feedback from citizens and businesses from Haymarket Day traffic. She thinks the Council should think about how we are closing these roads since there are other major VDOT projects going on. The Town Manager spoke with the events coordinator and they are trying to move Oktoberfest to private property. Morris would like to hear about the plan prior to the event. He would like the opportunity that if there is a change to the dynamics of the event, for the Council to give their input.

### C. Kurt Woods

- He asks if we should have Ms. Leonard's concerns addressed at the Council's next work session. Or if we need to schedule a special work session for the Comprehensive Plan

### D. Matt Caudle

- Caudle informs that he is one of the people who told Ms. Leonard she would receive something in writing for the redesign and repair to her driveway
- This road project in Town has been a nightmare. It continues to drag on. The Haymarket Baptist Church Preschool is taking a huge hit to their operation. Town businesses must also be taking a hit
- Caudle commends Bob Weir on his extensive work on the proposed Dominion Virginia Power Transmission Line. He recommends we invite Mr. Weir to the next work session for a briefing on this matter

### E. Joe Pasanello

- He wishes the Jewish community L'Shanah Tovah and an easy fast for Yom Kippur
- He thinks it is important to have Bob Weir here, not only for the Dominion Virginia Power Lines, but also for the John Marshall Commons development proposal and the Fairgrounds proposal.
- He thinks there needs to be a broader plan with regard to the VDOT projects

### F. Steve Aitken

- He thanks the Chief of Police for the work he has done and notes he has seen a huge turnaround for the department

### G. David Leake

- Mayor Leake acknowledges Mr. Watts attendance and informs that he was just discussing the comprehensive plan matter with the Town Manager. He feels this might be a problem with the Planning Commission. He would like Mr. Weir to address why he feels Mr. Watts property should be zoned commercial. He feels the three properties in question should be zoned

properly and be consistent with the zoning of the other properties on the downtown street.

- Councilman Morris would like to know if it is possible for the police to start helping with the one-lane closures of Washington Street while this project is wrapping up. Swinford reminds that contributing to this problem is that I-66 has been dropping to one lane at various times. Pasanello feels that a little more forward thinking needs to be in place and that this needs to be looked at systematically.

## 9. Adjournment

### A. Motion to Adjourn

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Steve Aitken, Vice Mayor
<b>SECONDER:</b>	Pam Swinford, Councilwoman
<b>AYES:</b>	Swinford, Caudle, Morris, Woods, Pasanello, Aitken

Submitted:

Approved:

  
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Jennifer Preli, Town Clerk  
\_\_\_\_\_  
David Leake, Mayor