Exhibit G

City Council Work Session

Tuesday, November 22, 2011
6:00 p.m.
City Council Chambers – Rouss City Hall

PRESENT: President Jeff Buettner; Councilor John Hill, Les Veach and John Willingham; Vice-President Art Major; Vice-Mayor Milt McInturff; Mayor Elizabeth Minor (7)
ABSENT: Councilor Evan Clark and John Tagnesi (2)

President Buettner called the meeting to order at 6:00 p.m.

Items for Discussion:

CU-11-534: Conditional Use Permit – Request of Lori K.F Bales and Ronald C. Bales for a conditional use permit for an accessory structure used and occupied as a subordinate dwelling unit by a domestic employee at 225 West North Avenue *(Map Number 153-01-A-16)* zoned Low Density Residential (LR) District.

Zoning Administrator Vince Diem stated the applicant recently submitted a text amendment that was adopted by Council to have an accessory structure be used as a residence by a domestic employee through the Conditional Use Permit process. This is the first application. The Planning Commission recommended approval with certain conditions. .

Councilor Veach stated on a business CUP there is a condition that it expires if it changes hands. He asked if there should be one if the property sales. Mr. Diem stated the CUP is tied to the use so a change in ownership would not affect it.

Councilor Willingham moved to forward CU-11-534 to Council. *The motion was seconded by Councilor Veach then approved 7/0.*

Councilor Evan Clark arrived at 6:09 p.m.

CU-11-582: Conditional Use Permit – Request of Blanca Lopez dba Perlita's Mexican Restaurant for a conditional use permit for expansion of an existing nightclub use at 101-103 Weems Lane *(Map Number 271-04-101)* zoned Highway Commercial (B-2) District.

Mr. Diem stated Council granted a CUP for night club use at 101 Weems Lane in July. The Community Resources Team has identified an expansion of the floor plan for the

night club use essentially doubling the size of the area. Permits were not given for the work in the additional area, licenses were not obtained through the Commissioner of the Revenue's office and ABC violations occurred. The applicant has since begun the process to rectify all of the issues with ABC, Fire & Rescue, and codes compliance. ABC has reviewed and approved the license for the additional floor space. The Planning Commission recommended approval with conditions.

Councilor Willingham asked is the original CUP was specific to 101 Weems Lane. Mr. Diem confirmed it was.

Councilor Veach asked how many complaints have been received for noise. Mr. Diem stated 3-4 complaints have been received since July and they seem to be for Saturday evening events.

Councilor Veach asked if the applicant has been responsive in addressing these complaints. Police Chief Kevin Sanzenbacher stated the applicant did come in and was concerned the complaints were from one person. After looking into it, it did appear to be the case.

Vice-President Major asked what would happen if this was not approved. Mr. Diem stated if it is not approved, it would revert back to what was already approved. If the CUP is approved, it will supersede everything else.

Vice-President Major moved to forward CU-11-582 to Council. *The motion was seconded by Mayor Minor then approved 8/0.*

CU-11-585: Conditional Use Permit – Request of Kenisha Bridgemohan dba Island Delights Caribbean Restaurant, LLC, for a conditional use permit for expansion of an existing nightclub use at 821 North Loudoun Street *(Map Number134 -05-6)* zoned Highway Commercial (B-2) District.

Mr. Diem stated the applicant came in and asked what needed to be done to be able to expand. There have been little or no issues with this night club since approved originally in December 2009. One concern has been received from a neighboring citizen regarding increased noise for day time events. The applicant did have a Temporary Event Permit for that event of a Caribbean festival. The Planning Commission recommended approval with conditions.

Vice-President Major moved to forward CU-11-585 to Council. *The motion was seconded by Councilor Willingham then approved 8/0.*

TP-11-620: Request of Frederick County Public Schools for permit renewal for two mobile office units at 1313 Amherst Street (Map Number 170-01-1) zoned Residential Office (RO-1) District with Corridor Enhancement (CE) District overlay
Mr. Diem presented the request for two mobile offices in the parking lot at 1313 Amherst Street. He stated the applicant is on a self imposed timeline to remove all mobile units

from the parking lot. Some will move to the back of the property but these units will be moved by summer of 2012.

Mayor Minor moved to forward TP-11-620 to Council. The motion was seconded by Councilor Veach then approved 8/0.

R-2011-60: Resolution – Approval of a one year extension for CU-09-05 regarding a Neighborhood Convenience Establishment at 715 South Kent Street

Mr. Diem stated the applicant's current extension will expire January 2012. Improvements have been made to the property but the applicant has not yet instituted the establishment in the building. She has been cautioned that this may be the last extension if it is approved.

Councilor Clark moved to forward R-2011-60 to Council. *The motion was seconded by Vice-President Major then approved 8/0.*

R-2011-61: Resolution – Approve the issuance of bonds by the Industrial Development Authority of Clarke County to benefit Shenandoah University

Economic Development Director Jim Deskins presented the request to allow Shenandoah University to benefit from bonds issued by the Industrial Development Authority of Clarke County.

Vice-President Major moved to forward R-2011-61 to Council. *The motion was seconded by Councilor Willingham then approved 8/0.*

R-2011-62: Resolution – Approval of the request from SAAA to waive the monthly rental fee at the Active Living Center for six months

Parks & Rec Director Brad Veach presented the request from SAAA to waive their fees for 6 months in light of their recent financial situation.

Mayor Minor moved to forward R-2011-62 to Council. *The motion was seconded by Vice-President Major then approved 8/0.*

R-2011-63: Resolution – Authorizing the distribution of an RFP regarding the Comprehensive Communications Project

Emergency Management Coordinator Lynn Miller and Purchasing/Rick Manager Steve Corbit presented a summary of the options addressed in the RFP for the Comprehensive Communications project.

Vice-President Major moved to forward R-2011-63 to Council. *The motion was seconded by Mayor Minor then approved 8/0.*

R-2011-64: Resolution – Authorizing the Manager to execute a lease for the relocation of OHND to the Our Health Campus in accordance with RFP 200819

Interim City Manager Craig Gerhart presented the request to allow the City to move the OHND staff into a 900 square foot area near the Department of Social Services. He stated Pubic Safely will use the space vacated by OHND.

Vice-President Major moved to forward R-2011-64 to Council. *The motion was seconded by Vice-Mayor McInturff then approved 7/0 with Councilor Willingham abstaining.*

Discussion: Proposal to host Joint Work Session pertaining to Council goal of Focusing on Downtown

Mr. Gerhart presented a proposal to host a work session to discuss various issues concerning the goal of focusing on the downtown area.

President Buettner directed Mr. Gerhart to move forward with the work session.

Report of Liaisons

No reports were given.

Executive Session - MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(A)(1) AND A(7) OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSION AND CONSIDERATION OF INFORMATION REGARDING THE SUBJECT OF THE EMPLOYMENT, ASSIGNMENT, APPOINTMENT, AND PERFORMANCE OF SPECIFIC PUBLIC OFFICERS APPOINTEES, AND EMPLOYEES OF THE CITY OF WINCHESTER AND FOR THE PURPOSE OF RECEIVING LEGAL ADVICE AND STATUS UPDATE FROM THE CITY ATTORNEY AND LEGAL CONSULTATION REGARDING SPECIFIC LEGAL MATTERS REQUIRING THE PROVISION OF LEGAL ADVICE BY THE CITY ATTORNEY AND MATTERS OF ACTUAL OR PROBABLE LITIGATION.

AND PURSUANT TO §2.2-3711(A)(3) AND (6) FOR THE PURPOSE OF DISCUSSION OR CONSIDERATION OF THE SUBJECT OF THE ACQUISITION OF AN INTEREST IN REAL PROPERTY FOR A PUBLIC PURPOSE AND FOR THE PURPOSE OF DISCUSSION OF THE SUBJECT OF INVESTMENT OF PUBLIC FUNDS WHERE BARGAINING IS INVOLVED, AND WHERE IF MADE PUBLIC, THE BARGAINING POSITION OR FINANCIAL INTEREST OF THE CITY WOULD BE ADVERSELY AFFECTED.

Councilor Willingham moved to convene into executive session at 6:49 p.m. *The motion was seconded by Councilor Clark then approved 8/0.*

Councilor Veach moved to reconvene in open session at 8:04 p.m. *The motion was seconded by Councilor Willingham then approved 8/0.*

Upon returning, each member certified that only public business matters lawfully exempted from open meeting requirements of the Virginia Freedom of Information Act were discussed during the closed meeting, and that only those public business matters identified in the motion which convened the closed meeting were heard, discussed, or considered during the closed meeting.

A roll call vote was taken, the ayes and nays being recorded as shown below:

MEMBER	VOTE
President Buettner	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President Major	Aye
Vice-Mayor McInturff	Aye
Mayor Minor	Aye
Councilor Tagnesi	Absent
Councilor Veach	Aye
Councilor Willingham	Aye

Vice-President Major certified only the items he was present for during the executive session.

Vice-Mayor McInturff moved to add a resolution regarding the transfer of property located at 150 Commercial Street to the agenda. *The motion was seconded by Mayor Minor then approved 7/0 with Vice-President Major abstaining.*

Councilor Veach moved to forward the resolution regarding 150 Commercial Street to Council. *The motion was seconded by Councilor Clark then approved 7/0 with Vice-President Major abstaining.*

Councilor Willingham moved to forward Corwyn Garman, Scott Dawson, and Laurie Bridgeforth to be appointed as members of the OTDB. *The motion was seconded by Mayor Minor then approved 8/0.*

Submitted Written Reports

Department of Finance

Adjourn

With no further business to discuss, President Buettner adjourned the meeting at 8:06 p.m.

THE COMMON COUNCIL

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I, Kari J. Van Diest, Deputy Clerk of the Common Council, hereby certify on this 27th day of December 2011 that the following Resolution is a true and exact copy of one and the same adopted by the Common Council of the City of Winchester, assembled in regular session on the 13th day of December 2011.

RESOLUTION

WHEREAS, the Radio Project is continuing to move forward through the development and design stages; and

WHEREAS, the Radio Project stakeholders in a collaborative effort with personnel of Robert L. Kimball and Associates have pursued several designs to address the communications needs of the city; and

WHEREAS, a Request for Proposal has been crafted and is presently undergoing a second review; and

WHEREAS, the Request for Proposal addresses the concerns and desires of the members of the Common Council.

NOW THEREFORE BE IT RESOLVED that members of the Common Council authorize the distribution of the Request for Proposal through the regulations specified within the procurement ordinance.

Resolution No. 2011-63.

ADOPTED by the Common Council of the City of Winchester on the 13th day of December 2011.

Witness my hand and the seal of the City of Winchester, Virginia.

Kari J. Van Diest
Deputy Clerk of the Common Council