

MINUTES OF THE COMMON COUNCIL
IN SPECIAL SESSION
FEBRUARY 25, 2014

A special session of the Winchester Common Council was held on Tuesday, February 25, 2014 in the Exhibit Hall, Rouss City Hall. President John Willingham called the meeting to order at 6:05 p.m.

PRESENT: President John Willingham; Councilor Evan Clark, John Hill, and Ben Weber; Vice-President Milt McInturff; Mayor Elizabeth Minor; Vice-Mayor Les Veach (7)

ABSENT: Councilor Jeff Buettner and John Tagnesi (2)

President Willingham stated he would like to entertain a motion to add a closed session for consultation of legal counsel to the special meeting agenda. *The motion was made by Councilor Clark, seconded by Vice-Mayor Veach, then unanimously approved 8/0.*

2.0 PUBLIC COMMENTS: (Each person will be allowed 3 minutes to address Council)

2.1 O-2014-03: Second Reading – AN ORDINANCE TO AMEND CHAPTER 8 AND CHAPTER 27 PERTAINING TO THE ESTABLISHMENT OF THE WINCHESTER ENTERPISE ZONE AND ITS RELATED INCENTIVES

President Willingham asked if there was anyone wishing to address Council on this issue. Seeing none, he closed the public hearing at 6:06 p.m.

Councilor Jeff Buettner arrived at 6:07 p.m.

City Attorney Anthony Williams stated he wanted to bring to everyone's attention a document he just passed out showing that Mr. Deskins has requested a slight modification, it's identified in blue on page 27-3 of the ordinance and what it is, it's clarification of the definition providing substantially rehabilitated property both in commercial and residential locations within the City. The language in blue is specifically requesting to be added to.

Vice-Mayor Veach moved to adopt O-2014-03. *The motion was seconded by Vice-President McInturff then adopted by the affirmative roll-call vote of a majority of all member of the Common Council, the ayes and nays being recorded as shown below:*

<u>MEMBER</u>	<u>VOTE</u>
Councilor Buettner	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President McInturff	Aye
Mayor Minor	Aye
Councilor Tagnesi	Absent
Vice-Mayor Veach	Aye

Councilor Weber	Aye
President Willingham	Aye

3.0 AGENDA

- 3.1** Motion to appoint Minh Le as an “At-Large (Ward 4)” member of the Winchester School Board to serve an unexpired four year term ending June 30, 2016.

Mayor Minor moved to appoint Minh Le as an “At-Large (Ward 4)” member of the Winchester School Board to serve an unexpired four year term ending June 30, 2016. *The motion was seconded by Councilor Hill then approved 8/0.*

Mayor Minor moved to recess this special meeting until the conclusion of the work session. *The motion was seconded by Councilor Hill then unanimously approved 8/0.*

At the conclusion of the February 25, 2014 Work Session, Council continued the Special Meeting at 7:38 p.m.

MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(a)(7) OF THE CODE OF VIRGINIA FOR THE PURPOSE OF RECEIVING LEGAL ADVICE AND STATUS UPDATE FROM THE CITY ATTORNEY AND LEGAL CONSULTATION REGARDING THE SUBJECT OF SPECIFIC LEGAL MATTERS REQUIRING THE PROVISION OF LEGAL ADVICE BY THE CITY ATTORNEY AND MATTERS OF ACTUAL OR PROBABLE LITIGATION

Vice-President McInturff moved to convene into executive session at 7:38 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

Vice-President McInturff moved to reconvene in open session at 7:42 p.m. *The motion was seconded by Vice-Mayor Veach then unanimously 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:

<u>MEMBER</u>	<u>VOTE</u>
Councilor Buettner	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President McInturff	Aye
Mayor Minor	Aye
Councilor Tagnesi	Absent
Vice-Mayor Veach	Aye
Councilor Weber	Aye
President Willingham	Aye

President Willingham stated he would like to entertain a motion to add a motion authorize the President of Council to execute Rider Contract 14-01 with Colin Baenziger and Associates on behalf of the City to conduct an executive for the City Manager position in the City of Winchester and direct staff to take all necessary action to include necessary funding for this contract in supplemental appropriations under O-2014-05. *The motion was made by Vice-President McInturff, seconded by Vice-Mayor Veach, then unanimously approved 8/0.*

Vice-President McInturff moved to approve the motion to authorize the President of Council to execute the Rider Contract 14-01 with Colin Baenziger and Associates on behalf of the City to conduct an executive for the City Manager position in the City of Winchester and direct staff to take all necessary action to include necessary funding for this contract in supplemental appropriations under O-2014-05. *The motion was seconded by Councilor Clark then unanimously approved 8/0.*

4.0 ADJOURNMENT

Mayor Minor moved to adjourn the special meeting at 7:50 p.m. *The motion was seconded by Councilor Weber then unanimously approved 8/0.*