

**MINUTES OF THE COMMON COUNCIL
IN SPECIAL SESSION
MAY 20, 2014**

A special session of the Winchester Common Council was held on Tuesday, May 20, 2014 in the Exhibit Hall, Rouss City Hall. President John Willingham called the meeting to order at 6:00 p.m.

PRESENT: President John Willingham; Councilor Jeff Buettner, Evan Clark, John Hill, Corey Sullivan and John Tagnesi; Vice-President Milt McInturff; Mayor Elizabeth Minor (8)

ABSENT: Vice-Mayor Les Veach (1)

2.0 PUBLIC COMMENTS

President Willingham asked if there was anyone wishing to address Council. Seeing none, he closed the public hearing at 6:03 p.m.

3.0 AGENDA

- 3.1 Executive Session:** MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(A)(1) OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSION AND CONSIDERATION OF INFORMATION REGARDING THE SUBJECT OF THE EMPLOYMENT, ASSIGNMENT, AND APPOINTMENT OF SPECIFIC PUBLIC OFFICERS APPOINTEES, AND EMPLOYEES OF THE CITY OF WINCHESTER INCLUDING BUT NOT LIMITED TO THE APPOINTMENT OF MEMBERS OF COUNCIL APPOINTED BOARDS AND COMMISSIONS AND PURSUANT TO SECTION 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 6:04 p.m. *The motion was seconded by Councilor Hill then unanimously approved 8/0.*

Vice-President McInturff moved to reconvene in open session at 6:46 p.m. *The motion was seconded by Councilor Tagnesi 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 Sullivan	Aye
John Tagnesi	Aye
Vice-Mayor Veach	Absent
President Willingham	Aye

President Willingham stated he would entertain a motion to add to the agenda a motion to authorize the President of Council to execute the addendum to the consulting agreement with Gerhart Enterprises and appoint Craig Gerhart as Interim City Manager effective May 22, 2014, serving under the terms of his previously executed consulting agreement until such time as an employment contract may be approved by Council and executed by the parties. *The motion was made by Mayor Minor, seconded by Vice-President McInturff, then unanimously approved 8/0.*

Councilor Hill moved to approve the motion to authorize the execution of the addendum to the consulting agreement with Gerhart Enterprises and appoint Craig Gerhart as Interim City Manager. *The motion was seconded by Vice-President McInturff then unanimously approved 8/0.*

President Willingham stated he would entertain a motion to add to the agenda a motion to amend the proposed FY2015 budget to allow completion of the hiring process and fill the following positions: Family Services Specialist II, Lifeguards for Parks and Rec, Child Care Assistant for Parks and Rec, and Police Officer 1. *The motion was made by Vice-President McInturff, seconded by Mayor Minor, then unanimously approved 8/0.*

Vice-President McInturff moved to approve the amendments to the proposed FY2015 budget.

President Willingham stated these positions are being added due to the need to facilitate the functions of these critical positions.

City Attorney Anthony Williams stated these are positions where the hiring process had already commenced. There are applicants toward the end of that

process that have already been made a conditional offer or on the verge of being hired.

The motion was seconded by Councilor Clark then unanimously approved 8/0.

4.0 ADJOURNMENT

Vice-President McInturff moved to adjourn the meeting at 6:49 p.m. *The motion was seconded by Councilor Sullivan then unanimously approved 8/0.*

Kari J. Van Diest, CMC
Deputy Clerk of the Common Council