

**MINUTES OF THE COMMON COUNCIL
IN REGULAR SESSION
May 10, 2011**

A regular session of the Winchester Common Council was held on Tuesday, May 10, 2011 in the Council Chambers, Rouss City Hall. President Jeff Buettner called the meeting to order at 7:00 p.m.

PRESENT: President Jeff Buettner; Councilor Evan Clark, John Hill, John Tagnesi, Les Veach and John Willingham; Vice-President Art Major; Vice-Mayor Milt McInturff; Mayor Elizabeth Minor (9)

ABSENT: None (0)

INVOCATION – Father Stanley Krempa of Sacred Heart Catholic Church delivered the invocation.

PLEDGE OF ALLEGIANCE – Mayor Minor led the citizens and councilors in the Pledge of Allegiance.

APPROVAL OF MINUTES – March 29, 2001 Budget Meeting, April 12, 2011 Regular Meeting, April 19, 2011 Work Session, and April 29, 2011 Work Session

Mayor Minor moved to approve the minutes as presented. The motion was seconded by Vice-President Major then unanimously approved by voice-vote.

REPORT OF THE MAYOR

Mayor Minor expressed her thanks to City staff for their extra effort and personal sacrifices they made during the past few weeks for a successful Shenandoah Apple Blossom Festival and to all of the festival volunteers who make this such a wonderful tradition. She extended a special thanks to the public works department for the wonderful job cleaning the streets afterward. You could not tell anything happened in the city.

Mayor Minor asked everyone to mark the calendars now for May 21st and join us in honoring Charles Broadway Rouss. Mr. Rouss, one of Winchester's most notable benefactors and a well-known businessman, lived a life of triumphs and setbacks, but graciously paid homage to his hometown through his generous contributions. He survived serving as a private in the Civil War, endured many financial setbacks - including imprisonment for his debts, and went blind in his later years. When he died in 1902, he was worth nearly \$10 million. His contributions to the Fire Companies, Mount Hebron Cemetery, City Hall, and his purchase of Thatcher Spring are still impacting the citizens of Winchester today. The highlight of the festivities will take place at Rouss Fire Company with the mounting of the replica of the Old Jake weathervane at 2 p.m.

There will also be a tour of City Hall and a wreath lying at the Rouss Family Mausoleum in Mt. Hebron Cemetery. Please contact the Winchester Historical Society for more information on the events.

Mayor Minor stated whether at the federal, state, county or local level, public employees throughout the nation provide essential services, solve and prevent serious problems, help ensure our safety and advance the common good. During the month of May, we hope you will join our effort to honor public servants at all levels of government for the work they do to make our country a better place. The City of Winchester is grateful for all its dedicated employees and elected officials and wants to thank them publicly for their hard work and for continually keeping the public's best interest at heart.

Mayor Minor stated Robert Shickle, a Winchester native and Winchester Police Officer, loved the Winchester community he lived in and served for almost 10 years. Sadly, Robert lost his battle with cancer in December 2010 at the age of 35. Family and friends of Robert Shickle invite the public to support the local community through blood donation. Please donate blood at the Memorial Blood Drive in memory of Robert Shickle on Friday, May 13 from 10 am to 3 pm in the Frederick County government office building (107 North Kent Street, Winchester). Blood given at this drive will be used to help patients throughout the region.

REPORT OF THE CITY MANAGER

City Manager Jim O'Connor stated he wanted to apologize for the process we are going through but unfortunately, it is the world we live in where there is going to be public discussion and public debate. He would have it no other way but it is tough on all parties concerned. He stated the City of Vero Beach has the opportunity that he has had in his career path that is unique to most others. The city has been offered \$100 million for the sale of their electric distribution and generation facilities. He had the same experience in Dover, Delaware and that is one of the reasons the search group found him and started talking to me about the opportunity. From the personal stand point, John Little, one of his early mentors and the City Manager of Vero Beach at the time, guided him through the electric utility business. From that, his friend in Florida threw his name in the hat for this position because they knew of that personal time. The issue with Vero Beach is he did have some ties to it and the search firm has talked to him. The unfortunate thing is he did not have time to talk to this City Council beforehand. Over his talks with them, he was led to believe it would be a Florida candidate they were looking at and his experience was about 17 years old. However, he received a call on Thursday asking if he could be in Vero Beach on Tuesday. He already had plans to take vacation for a family wedding in Knoxville, Tennessee and decided he could make that Tuesday appointment. He nor his wife have come to a conclusion on where they stand on this and have not received anything from Vero Beach in the way of an offer. He anticipates it will be up in the air for the next week or so. It does not mean he wants to change jobs. He and his wife like Winchester, Virginia. His wife enjoys her employment here and has become involved in several of the civic activities here. This is a very difficult position to be in and he would like to thank Council for their support in this process. This is a major career move with

the potential opportunity to handle a hundred million dollar business deal. That is something that comes very rarely in public service and the opportunity is weighing on him. He hopes to come to a conclusion in another week or so and stated this Council will be the first to know. He offered to answer any questions or address any concerns Council may have.

REPORT OF THE CITY ATTORNEY

City Attorney Anthony Williams stated he issued a legal opinion at the request of the Commissioner of Revenue concerning a constitutional amendment to the Virginia Constitution 6A as well as two code section that go into affect July 1st regarding certain disabled veterans eligibility for the 100 % exemption. On the request of Vice-President Major, he will be presented an ordinance at the next work session to adopt a broader provision to encompass those whose qualifications would be in question. The second item is on O-2011-13 regarding the Spot Blight Abatement on 112 Clifford Street. After the work session, he spoke with the Zoning Administrator who initially proposed condemnation and they agreed to take a more conservative approach to declare a nuisance and abate the issues without taking ownership of the property. If the land owner fails to correct the issues or reimburse the city the costs if we do the repairs ourselves, those costs can be fixed as a tax lien to the property.

PUBLIC HEARINGS

O-2011-09: Second Reading - AN ORDINANCE TO AMEND AND RE-ADOPT SECTION 26-33 OF THE WINCHESTER CITY CODE PERTAINING TO USE OF VEHICLES, BICYCLES, AND SKATEBOARDS ON THE DOWNTOWN MALL

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:14 p.m.

Councilor Veach moved to adopt O-2011-09. The motion was seconded by Vice-President Major then adopted by the affirmative roll-call vote of a majority of all members of the Common Council, the ayes and nays being recorded as shown below:

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

O-2011-08: Second Reading - AN ORDINANCE TO AMEND SECTION 6, ARTICLE 1 OF CHAPTER 17 OF THE WINCHESTER CITY CODE PERTAINING TO THE OPERATION OF TRASH TRUCKS BETWEEN THE HOURS OF 11:00 PM AND 6:00 AM

Jerry Wilson of 103 Patrick Place in Stephens City stated he was at the meeting to represent the waste hauling industry and to speak about the challenges the industry faces. He currently picks up 68 commercial properties within the city limits of Winchester before 6:00 a.m. He has been doing this practice for the past 28 years that he has been employed in that division. He is very fortunate to say they have never had a fatality due to a pedestrian or backing over top of a pedestrian or a child. This ordinance puts the drivers in a very compromising position. Everyone who follows behind a trash truck does not want to follow behind a trash truck. Last year, they had only one incident where someone tried to get around a trash truck and they intersected with each other. A lot of people pull out in front of trash trucks making their jobs very challenging. There are a lot of municipalities that require trash pick up between 12:00 a.m. and 6:00 a.m. so the trucks are off the streets and not impeding traffic flow or not trying to service a dumpster when kids are walking to school or riding their bikes. They have not backed over any children due to the policies and practices they have put into place to prevent something of that nature. He speaks highly of safety because that is their number one goal. They do not do anything without asking the safety question first. He has first hand knowledge of what a pedestrian accident can do because his 5 year old cousin was involved in a pedestrian accident. His cousin pulled loose from his mother's hand and was struck by a truck. That was a life altering thing for her that she never recovered from. Neither did Mr. Wilson when his mother pulled him out of the 6th grade to tell him his cousin had been fatally injured. He asked Council to reconsider this ordinance and work with the waste industry through this process to try to find a resolution that will not put the public safety or their drivers in that type of situation. He has given his personal cell phone number to the Chief of Police and would much rather get a call at 2:00 a.m. from a dispatcher regarding a noise issue than have a driver involved in a fatal accident. He is asking to work together through this process. 7:15:00 PM

No further citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:18 p.m.

Vice-President Major moved to adopt O-2011-08. The motion was seconded by Vice-Mayor McInturff.

After a brief discussion regarding additional truck traffic during the day and safety concerns, Councilor John Hill moved to table the ordinance for 30 days. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

James Miller of 300 Westminster Canterbury Drive asked what the cost might be for making the change if there is one. To omit the cost to the public is a mistake.

O-2011-10: Second Reading - AN ORDINANCE TO AMEND SECTION 13-1 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO COMMERCIAL USES AND DENSITY PROVISIONS FOR PLANNED UNIT DEVELOPMENTS TA-11-66

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:32 p.m.

Vice-President Major moved to adopt O-2011-10. The motion was seconded by Councilor Willingham then adopted by the affirmative roll-call vote of a majority of all members of the Common Council, the ayes and nays being recorded as shown below:

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

O-2011-11: Second Reading – AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE PROPOSED AGREEMENT WITH THE WINCHESTER EDA FOR THE REDEVELOPMENT OF THE TAYLOR HOTEL PROPERTY AND TO TAKE NECESSARY ACTION TO SECURE THE SECTION 108 LOAN IN THE FURTHERANCE THEREOF, AND ALLOCATE ADDITIONAL FUNDING IN THE AMOUNT OF \$650,000.00 AS A GRANT TO THE EDA TO BE USED FOR THE REDEVELOPMENT OF THE PROPERTY

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:33 p.m.

Mayor Elizabeth Minor moved to adopt O=2011-11. The motion was seconded by Councilor Veach then adopted by the affirmative roll-call vote of a majority of all members of the Common Council, the ayes and nays being recorded as shown below:

<u>MEMBER</u>	<u>VOTE</u>
Councilor Clark	Aye
Councilor Hill	Aye

Vice-President Major	Aye
Vice-Mayor McInturff	Aye
Mayor Minor	Aye
John Tagnesi	Aye
Councilor Veach	Aye
Councilor Willingham	Abstain
President Buettner	Aye

CU-11-76: Request of Emad Khezam and Ali Tajalli for a conditional use permit for a hookah establishment at 932 Berryville Avenue (*Map Number 176-07-3*) zoned Highway Commercial (B-2) District.

Marilyn Heath of 221 Roszel Road stated she has been present at every meeting concerning this issue. She is a former respiratory therapist and physical therapist primarily working with cardio-pulmonary patients. She is the wife of an ear, nose and throat surgeon and physician who also spoke to you in past concerning this issue and talked about the problems with the various cancers he treats. She is also a very concerned mother of two teenage boys who will be affected by the Council's decision. She has done thorough research throughout this and has talked to many people. She has had experience herself and would like to make a few comments about that. She thinks it is time to lift the smoke screen that is clouding the thinking of using a hookah smoking device particularly in a public place and to really see it for what it really is. It is a long established, over 50 years, scientifically proven health hazard not only to the one using the device but to those subject to the second hand smoke. Tobacco alone has been proven to have addictive qualities because of its internal changes to our bodies, especially the cardio-pulmonary systems. It can be directly linked to many cancers. It is the leading risk factor for heart attacks. This winter, the Surgeon General reported that just one puff of a cigarette can immediately start to alter our cells. It is documented that one hookah session is like smoking a pack of cigarettes. With about 20 hookahs in a room serving 6-8 individuals per device, the second hand smoke risk factor is unbelievably high. A simple, unregulated ventilation system will not eliminate this problem. It is paramount to know that one of the partners himself only occasionally smokes a hookah because his body rejects it. He is also quoted in the paper stating it does not accept any type of smoke. Yet, they want to portray this activity as a fun and wholesome business without long term, serious consequences. She asked who is profiting from this venture and who will be paying for the long term effects. The unsanitary health hazards of the hookah device itself cannot be overlooked. Sharing other people's moisture droplets and perhaps food particles is unavoidable unless each entire hookah is thrown out after each individual, one person session. The disposable mouth pieces only address the first one to two inches of the pipe. The tubing and water reservoir cannot be sufficiently cleaned to be safe from such communicable diseases as TB and Hepatitis. US hospitals are under strict federal regulations regarding sanitation and sterilization often using autoclaves to deal with non-disposable pulmonary and other equipment that has come in contact with the internal and external human body. A hookah bar is under no such regulation or policing of strict health policies yet they can clean their devices as they see fit?

Sterilization is absolutely impossible. It is also very easy to tamper with a hookah and add something to what is being smoked. The idea that a piece of foil rolled over some coals will not be touched is not correct. She touches foil all of the time in her oven without any problem. She asked who in the U.S. regulates what is inside those tobacco pouches that are coming in from out of this country. For centuries, hookahs have been linked to the drug culture in the Middle East where they originated and also elsewhere. These bars also target college towns and down to the age of 18 which is our high school students. She knows of many high school students in the area who are traveling to Fairfax to the faddish hookah bars. They are aiming at these 18-25 year olds whose frontal brain lobes have not yet fully matured to make a good sound decision which is also documented by scientific research to maintain a significant portion of business. Our high car insurance rates for young people, especially males, reflect this inconsistent lack of control in this age group. It is also proven that prevention programs such as warnings, signs and scare tactics fail with this age group because they just don't get it and don't act upon it due to the immature brain development. Young people are drawn to these fads even though they know it is risky. She knows many Winchester families who are struggling with this substance abuse. The city's mission statement is to provide a safe environment and to constantly improve the quality of life for our citizens. Hookah bars do not match that. We want to move forward not backward with our health promotion. She asked that this be not allowed.

Ali Jajalli stated he is the future owner of the hookah bar and thanked Council for the opportunity. He stated this is what we call democracy and why we love this country. He can come before Council and address whatever issue he has. He stated there have been some misunderstandings about the hookahs as far as the health rules and using different substances in the tobacco and none of them are true. You cannot use substances in this particular tobacco because it is only for hookah use. He stated hookahs are not addictive. You can get addicted to cigarettes but not to hookahs. Hookahs are only for fun and for socializing. You can smoke it today, let go of it, and smoke it next month but you do not have a desire for it like you would a cigarette. You also do not inhale the smoke of the tobacco. You smoke it into your mouth and blow it out. You don't inhale the smoke. There is also no second hand smoke. Those who do not like to smoke the hookah don't show up so there is no one sitting next to a smoker breathing in second hand smoke. After each use, the devices will be thoroughly cleaned and the mouth piece thrown away. In some cases, the whole pipe will be thrown away. He stated they are not aiming at any age groups. The devices are used by 18 years old and up. He mother was 85 years old and still smoking. If these people go outside of the city which they are doing to smoke this tobacco, they could be drinking and getting into trouble on the way back. He will not be serving alcohol but he wants to keep the people in the city.

No further citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:47 p.m.

Councilor Willingham moved to approve CU-11-76. *The motion was seconded by Vice-President Major then passed 5/4 with President Buettner, Vice-Mayor McInturff, Mayor Minor, and Councilor Veach voting in the negative.*

CU-11-161: Request of Network Building & Consulting, LLC on behalf of Verizon Wireless for a conditional use permit for a telecommunications facility at 1955 Valley Avenue (*Map Number 251-01-5*) zoned Limited Industrial (M-1) District. This entails adding cellular panel antennas on the multi-story Virginia Apple Storage warehouse structure

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:53 p.m.

Councilor Clark moved to approve CU-11-161. *The motion was seconded by Councilor Veach then unanimously approved by voice-vote.*

Winchester Comprehensive Plan - The Winchester Comprehensive Plan addresses the future of the City of Winchester for its citizens. The Plan is guided by the adopted vision statement of City Council and outlines specific goals and objectives toward the attainment of that vision.

Donald Price of 114 Stonebrook Road stated he is also the executive director for Access Independence. He stated the Comprehensive Plan must be “made with the expressed purpose of guiding and accomplishing a coordinate, adjusted and harmonious development of the territory which will, in accordance with present and probable future needs and resources, best promote the health, safety, morals, order, convenience, prosperity and general welfare of the inhabitants, including the elderly and persons with disabilities.” After he read through the plan a second time, he noticed the section on demographics covered everything but our population. There is no inclusion in the demographics as to the amount of people with disabilities in the City of Winchester, the types of disabilities they may have, or where they live. He feels that is a huge item to omit in a comprehensive plan. You have age, income, and education but you left out anything that involved people with disabilities. As he went through a couple of other sections, he loved the language. However, in Affordable Housing, two populations are specified but not people with disabilities. You looked at the elderly but not people with disabilities. He liked the objective “to provide the citizens of the community with a healthy, attractive, safe, fiscal environment which includes convenient access for all modes of transportation.” He is concerned that in some of the sections, the word “walking” is used to often. In a defined walking community, he knows it means people that use mobile devices but when you say walking you are specifically taking about someone walking not someone using a mobile device such as a wheelchair, a cane, a walker, a stroller, or a delivery cart. It is somebody walking. He thinks that needs to be incorporated into the plan so it is in our mindset when planning and developing this. Most of his issues involve the ADA issues at the park. He wants to bring that to Council’s attention because he is very concerned about access to the park. He noticed there were two additions that the Park requested as part of the plan but he would like to see the park become more accessible. If you look at the bathrooms off the snack bar area in Jim Barnett Park, they are still not to ADA accessible guidelines. That has just changed again but they don’t even meet the 1991 standards. He would like for Council to

consider this. You talk about accessibility, inclusionary, and working with groups of different populations yet a whole group has been missed. You talk about obesity. Obesity affects people with disabilities. Wheelchair users probably suffer with obesity more than anybody else just from lack of exercise from not being able to get out of their wheelchair. From the mental stand point of being able to use a park facility and travel through that park facility adds another dimension to cities and what they are trying to do to achieve the goal of having access for everyone. In Chapter 10, it states we encourage the use of Universal Design...especially for the elderly. He does not understand that. You have to include people with disabilities in that as they are the ones that came up with it. They are the ones who were worried about contrast or accessible ramps. This is not an elderly thing. This is an everyday occurrence for some of us. He stated in conclusion, he would like to see an accessibility committee recommended to prioritize the needs of where the accessibility issues are and make a plan for correction to present to Council. He would also like to see something that reviews the ADA guidelines added to the planning process. The guidelines are mentioned in the plan but people with disabilities are not incorporated into the plan. He also asked that the demographics for people with disabilities be added and that we are inclusionary of all populations in the city just not a few of them.

Mark Stickley of 324 W. Whitlock Avenue stated he has read the plan almost in its entirety and has spoke with Mr. Youmans about his concerns. As you read through the plan, a number of phrases are prevalent, mainly New Urbanism, Smart Growth, and Sustainability. Most people are unfamiliar with the meaning and what they in tale. Sustainability or Sustainable Development is development that meets the needs of the present without compromising the ability of future generations to meet their own needs. This is from the very first sentence of the Comprehensive Plan. It is also practically the precise definition established by the Brundtland Report. That report elaborates quite extensively. A couple of highlights from the report include an assurance that the poor get their fair share. Sustainable development requires that those more affluent adopt lifestyles within the planets ecological needs and their use of energy. The Brundtland Report was published by the United Nations in 1987. To translate, sustainability means wealth through distribution. It also means energy compliance among other things. As an example, Chapter 5 of our plan recommends to gradually replace the windows and light fixtures with more efficient models. Does this mean that down the road if we want to see our homes, we need to upgrade our windows and lights? It did in Oakland, California to the tune of \$35,000 per house. As you read the plan, you will also notice a discouraging use of cars after 6:00. To quote, "personal cars should become less necessary in Winchester." The plan justifies this by noting hundreds of crashes endanger lives and property. He thinks generic statements like this should be eliminated from the plan. There is no basis of fact here in Winchester to these statements. The plan calls for more sidewalks, narrower streets, and bike lanes to discourage driving all to reduce our carbon footprint from some admittedly unknown amount to some undetermined goal. Yet, this seems in complete conflict with the City's budget. That 5 year Capital Improvement Plan projects that included the Tevis Drive extension over 81, Hope Drive upgrades, a right turn lane on Pleasant Valley and more. How can these two conflicting documents be reconciled? Are we still going to tear out the parking spots in front of the Judicial Center

and put in picnic tables? Another shortcoming of the plan is the lack of emphasis on jobs and the economy. The plan “seeks to bring jobs to the city” in Chapter 4 but doesn’t explain how. One objective is “to increase sales tax revenue accruing to the city” and “to raise the average salary” but again it doesn’t say how this is to be accomplished. What mix of jobs do we now have and what are we shooting for. This seems to be a major oversight in a plan that is supposed to be comprehensive. The plan itself, in Chapter 12, estimates the implementation over the 10 year period of the plan will cost millions of dollars. How on earth can we afford that? Sustainability as stated in our plan means a perfect balance between environment, economy, and social sustainability. This is straight out of Chapter 3 of the plan. It is also straight out of the UN’s Agenda 21. That diabolical plan was first unveiled in 1992 by the Brundtland Commission quoted earlier. Gro Harlem Brundtland was the vice-chair of the world’s socialist party. He believes the verbage in this plan needs to be changed because it is too similar to Agenda 21 and the Brundtland Report. It will eliminate and violate our private property rights.

No further citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 8:06 p.m.

Vice-President Major moved to approve the Comprehensive Plan. The motion was seconded by Councilor Veach.

Councilor Willingham moved to amend chapter 10 to strike the “especially the elderly” statement. *The motion was seconded by Councilor Hill then unanimously approved by voice-vote.*

The amended Comprehensive Plan was unanimously approved by voice-vote.

PUBLIC COMMENTS

John Hopkins of 461 Wharton Circle stated he was at TC Tooties when someone from City Council shut down the entertainment activities a few weeks ago. It created a bit of chaos and a lot of people went home. He sees the point that they were behind in their taxes and the special entertainment fee the city wants them to pay but there has been a delay in their ability to have that function going on until the closing hours even though they have paid it. He asked Council to lift the delay to enhance the facilities ability to financially sustain itself through unusually harsh economic times, to bolster the employment security of those who earn income from the restaurant, and to maintain the positive impact the restaurant provides to the local area. This is an unprecedented financial time for everyone and it is really tough when you see unemployment figures rising. He finds it depressing to see a lot of businesses close down in Winchester. He knows Council could have done more to them but why. They paid the funds. If someone doesn’t pay their fees, we should do something to change the laws or come up with an innovative plan to spread the cost out.

Elizabeth Kostely of 204 W. Franklin Street in Richmond stated Preservation Virginia is pleased to announce they will be bringing the 2011 Annual Preservation Virginia Conference to Winchester September 25-27. The conference highlights the values that historic places contribute to Virginia communities. By bringing the annual conference to the region, Preservation Virginia hopes to cement their partnership with the region and to insure its distinction and legacy for years to come.

No further citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 8:26 p.m.

CONSENT AGENDA

AGENDA

O-2011-12: First Reading – AN ORDINANCE TO AUTHORIZE THE ADDITIONAL APPROPRIATION OF FUNDS FOR NECESSARY EXPENDITURES OF THE CITY OF WINCHESTER, VIRGINIA FOR THE FISCAL YEAR ENDING JUNE 30, 2011

O-2011-15: First Reading – AN ORDINANCE TO AUTHORIZE THE APPROPRIATION OF FUNDS FOR NECESSARY EXPENDITURES OF THE CITY OF WINCHESTER, VIRGINIA FOR THE FISCAL YEAR ENDING JUNE 30, 2012

O-2011-14: First Reading - AN ORDINANCE TO AMEND ARTICLES 1, 3, 4, 5, 5.1, 6, 7, 8, 9 AND 16.1 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO THE DEFINITIONS OF ACCESSORY STRUCTURE, DOMESTIC EMPLOYEE AND FAMILY, AND CERTAIN CONDITIONAL USE PERMITTING PROVISIONS RELATED THERETO TA-11-06

O-2011-13: First Reading - AN ORDINANCE TO APPROVE AND ADOPT A SPOT BLIGHT ABATEMENT PLAN PURSUANT TO SECTION 6-133 OF THE WINCHESTER CITY CODE, FOR THE STRUCTURE(S) AND PROPERTY LOCATED AT 112 EAST CLIFFORD STREET

R-2011-15: Resolution - Official Intent to Reimburse Expenditures with Proceeds of a Borrowing

Councilor Veach moved to approve R-2011-15. *The motion was seconded by Vice-President Major then unanimously approved by voice-vote.*

R-2011-16: Resolution - Refund to Summit Community Bank for Overpaid Bank Franchise Taxes)

Vice-President Major moved to approve R-2011-16. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

R-2011-20: Resolution – Authorizing the applications for funding through the Community Development Block Grant (CDBG) Section 108 Loan Guarantee Program

Vice-President Major moved to approve R-2011-20. *The motion was seconded by Councilor Veach then approved 8/0 with Councilor Willingham abstaining.*

R-2011-21: Resolution – Authorizing the Adoption of the 2011 Annual Action Plan for the use of CDBG Funds

Vice-President Major moved to approve R-2011-21. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

Motion to reappoint _____ and _____ and to appoint _____ as members of the Winchester Parks and Recreation Board for a three year term expiring April 30, 2014

Vice-Mayor McInturff moved to reappoint John Elliot and Krista Farris and to appoint Mark Miller to the Parks and Recreation Board. *The motion was seconded by Councilor Willingham then unanimously approved by voice-vote.*

Motion to reappoint Dan Martin, Sue Robinson, and John Marker as members of the Winchester-Frederick County Tourism Board for a three year term expiring June 30, 2014

Councilor Willingham move to approve the nominations to the Winchester-Frederick County Tourism Board. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

Announcement: The term expiration of Eddie McClellan and Jon D. Henschel as members of the Lord Fairfax Emergency Medical Services Council effective June 30, 2011 and direct the Clerk of Council to advertise the vacancy.

ADJOURNMENT

Vice-President Major moved to adjourn the meeting at 8:31 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

Kari J. Van Diest
Deputy Clerk of the Common Council