

**MINUTES OF THE COMMON COUNCIL  
IN REGULAR SESSION  
August 12, 2008**

A regular session of the Winchester Common Council was held on Tuesday, August 12, 2008 in the Council Chambers, Rouss City Hall. President Charles Gaynor called the meeting to order at 7:14 p.m.

**CALL TO ORDER AND ROLL CALL**

**PRESENT:** Vice-Mayor Jeff Buettner; Councilor Michael Butler, Evan Clark, Tim Coyne, Richard Helm, Art Major and L.D. "Rick" Nelson; President Charles Gaynor; Mayor Elizabeth Minor. (9)

**ABSENT:** Vice-President Carolyn Griffin; Councilor Stewart Masters. (2)

**2. MOMENT OF SILENCE** – President Gaynor asked everyone to stand for a moment of silence.

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

**4. APPROVAL OF MINUTES** – July 8, 2008 Regular Meeting

Councilor Clark made a MOTION to approve the minutes from the July 8, 2008 regular meeting. The motion was seconded by Councilor Helm and unanimously approved 9/0.

**5. REPORT OF PRESIDENT**

- Motion to approve a resolution honoring Martha Shickle.

The motion was seconded by Councilor Coyne and unanimously approved 9/0. Councilor Coyne presented the resolution to Ms. Shickle and expressed Council's gratitude for her service to the city.

- Motion to approve a resolution honoring Charles Ewing.

The motion was seconded by Councilor Helm and unanimously approved.

Councilor Butler presented the resolution to Janie Ewing in Mr. Ewing absence and expressed Council's gratitude for Mr. Ewing's service to the city.

- Motion to approve a resolution honoring David P. Sobonya.

The motion was seconded by Councilor Coyne and unanimously approved 9/0.

Councilor Butler presented the resolution to Mr. Sobonya and expressed Council's gratitude for his service to the city.

- Public Hearing: AN ORDINANCE TO CONDITIONALLY REZONE 1.02 ACRES OF LAND FROM CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS AT 326-328 AMHERST STREET AND TO CONDITIONALLY REZONE AN APPROXIMATELY 0.1 ACRE PORTION OF A PARCEL FROM CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS AT 104 SELMA DRIVE AND TO CONDITIONALLY REZONE AN APPROXIMATELY 0.3 ACRE PORTION OF THAT SAME PARCEL FROM RESIDENTIAL OFFICE, RO-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS. RZ-08-06

Ron Mislowsky from Patton, Harris and Rust Associates stated he is representing the applicant for the rezoning and is here to answer any questions council may have now or during the deliberations.

Donald Crawford of 113 Morgan Street stated he lives adjacent to the parcel that is for rezoning. His understanding of the rezoning is so that Dellinger Automotive can be purchased and a Walgreens drugstore be put in its place. He thinks we need to consider who gains and who loses in this case. Walgreens gains because they get another store. Dellinger certainly gains because the property will be sold for quite a bit more than what it was purchased for many years ago. The neighborhood, we feel, loses a bit because for many years Dellinger has been an excellent neighbor. They are quiet; there is no trash; and there is not a lot of traffic which may have been unfortunate for him. Plus, their hours are pretty much office hours, 8 to 5, when everyone else is pretty much off, and Saturdays for a while. It is really calm. But beyond that, what does the city gain to lose. He hopes someone in the city has crunched some numbers. From looking at it from the outside, he does not see a real plus for the city in this rezoning. When the gentleman from Patton Harris and Rust had a meeting with the neighbors in Dellinger's parking lot some months ago, the question was asked why does Walgreens want to be here. Between Dellingers and Walmart, there are already 4 drug stores in that strip. Why would they want to put a 5<sup>th</sup> one in there? The answer was Walgreens wants to be here because everyone else is here. That sort of assumes this is a growth area. Within the boundaries of the city on the west side, there is no growth. There are not a lot of houses being built. As you look at Route 50 into the county, certainly right now, there are not a lot of houses being sold. If Walgreens goes in there, they will take a piece of a pie that is a very finite, fixed number, it is not expanding. He thinks most people would want to fill

their prescriptions at a neighborhood location that is close to them. Walgreens may get some traffic from Selma Medical and he thinks Selma is counting on that. Other than that, you still have a fixed number of people and instead of 4 drugstores you now have 5. The gross receipts to the city do not really go up and the sales tax to the city probably does not go up. That pie is just divided into more pieces. What may well happen is one of the other 4 will go out of business because he expects Walgreens to be very competitive. Now, until that happens, Dellingers is going to relocate in the city and Walgreens will take their place so for a slight period of time there will be an increase in real estate taxes to the city. But, if one of those other entities within the city limits is driven out of business that will even out because what real estate taxes they paid would be gone plus there is an empty store front in Winchester. He thinks everyone knows Winchester does not need another empty store front. The Super Fresh was in that same neighborhood. When it went out of business, we counted that period of time in years not months. That could happen again and he thinks it would be a net lose to the city. From the surface, this looks like a real win-win for a lot of people but he thinks the city and councilors need to use long vision to see what is likely to happen and what is in the best interest for the city from that point of view. Which ever way this goes, he does think the folks from Patton, Harris and Rust and from the city Planning Department have done an excellent job with dealing with the neighbors and keeping everyone abreast of what is going on and he thanked both of the groups for that.

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

- Public Hearing: AN ORDINANCE TO CONDITIONALLY REZONE 4.849 ACRES OF LAND AT 139, 143, 147, 151, 155, 159, 163, 167, 167½, 169, 171, 175 AND 179 LINDEN DRIVE, AND 0.581 ACRES OF LAND AT 227 LINDEN DRIVE, AND A 3.613 ACRE PORTION OF LAND AT 1830-1890 AMHERST STREET, ALL FROM LOW DENSITY RESIDENTIAL, LR DISTRICT TO MEDICAL CENTER, MC DISTRICT. RZ-08-07 - POSTPONED TO SEPTEMBER 9TH MEETING AT THE REQUEST OF THE APPLICANT

Councilor Clark made a motion to postpone RZ-08-07 to the September 9<sup>th</sup> Council meeting. The motion was seconded by Councilor Butler and unanimously approved 9/0.

- Public Hearing: AN ORDINANCE AMENDING ARTICLE 21 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO VIOLATIONS AND PENALTIES TA-08-02

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

- Public Hearing: AN ORDINANCE AMENDING ARTICLE 18 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO SPECIAL EXCEPTIONS FROM OFF-STREET PARKING AND LOADING REQUIREMENTS TA-08-03

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:34 p.m.

- Public Hearing: AN ORDINANCE AMENDING ARTICLE 1, ARTICLE 8, ARTICLE 10, AND ARTICLE 18 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO DEFINITION OF PET DAYCARE CENTER, CONDITIONAL USES IN THE HIGHWAY COMMERCIAL (B-2) DISTRICT, PERMITTED USES IN THE COMMERCIAL INDUSTRIAL (CM-1) DISTRICT, AND REQUIRED NUMBER OF OFF-STREET PARKING SPACES TA-08-04

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:34 p.m.

- Motion to amend AN ORDINANCE TO AMEND ARTICLE 9 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO MULTIFAMILY USE IN THE CENTRAL BUSINESS, B-1 DISTRICT TA-08-05

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:35 p.m.

- Public Hearing: AN ORDINANCE TO AMEND ARTICLE 9 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO MULTIFAMILY USE IN THE CENTRAL BUSINESS, B-1 DISTRICT TA-08-05

No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:35 p.m.

- Public Hearing: AN ORDINANCE TO AMEND AND RE-ADOPT ORDINANCE 2008-26 CONCERNING A CONVEYANCE OF PROPERTY TO THE WINCHESTER PARKING AUTHORITY

*No citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:35 p.m.*

- Public Hearing: Request of The George Washington Hotel for a conditional use permit for nightclub use at 103 East Piccadilly Street (Section 173, Double Circle

1, Block P, Lot 6) zoned Central Business, B-1 District with Historic Winchester, HW overlay. CU-08-11

Yolande Lacan from the George Washington Hotel stated she was present to answer any questions the Council may have regarding the request.

*No further citizens came forward to address Council concerning this issue and the President declared the public hearing closed at 7:36 p.m.*

- President Gaynor recognized the boy scouts attending the meeting working on their merit badges from troops 2 and 159.

## **6. REPORTS OF STANDING COMMITTEES**

### **6-1 FINANCE AND ADMINISTRATION**

Chairman Buettner presented the following:

- First Reading, by title: AN ORDINANCE TO AMEND ARTICLE II OF CHAPTER 27 OF THE WINCHESTER CITY CODE, BY ENACTING A NEW DIVISION 5 ENTITLED, "PROPERTY EXEMPT FROM TAXATION BY DESIGNATION AND CLASSIFICATION" CONSISTING OF SECTION 27-31 "AUTHORIZED", SECTION 27-32 "EXEMPTION BY DESIGNATION", SECTION 27-33 "EXEMPTION BY CLASSIFICATION", SECTION 27-34 "EXEMPTIONS STRICTLY CONSTRUED", SECTION 27-35 "VALIDITY OF PREVIOUSLY GRANTED EXEMPTIONS", SECTION 27-36 "TRIENNIAL REVIEW OF EXEMPTIONS", SECTION 27-37 "EFFECTIVE DATES."
- Motion to adopt a Resolution authorizing amendments to the Northern Shenandoah Valley Regional Commission charter.

*The motion was seconded by Councilor Helm and unanimously approved by voice-vote.*

- Motion to approve pay plan for Public Safety Employees.

The motion was seconded by Councilor Clark.

Councilor Coyne stated he knows variations of the pay plan has been discussed over the last couple of months and he intends to vote against it tonight. The main reason being we took it out of the normal budget cycle and we are incurring a great expense without identifying how we are going to pay for it. Even though it is coming out of reserves this year, we are going to be behind the eight ball next year when we start the budget. He is glad the Sheriff's department is included in the latest proposal that came

out of Finance but he thinks there was a more fiscally responsible way to do it so he is going to vote against it.

*The motion passed 7/2 with Councilor Coyne and Councilor Helm voting in the negative. None abstained.*

- Motion to appoint Christopher Martin, William Pifer, and Robert D. Powell as members of the Board of Real Estate Assessors for a one year term expiring December 31, 2008.

*The motion was seconded by Councilor Major and unanimously approved by voice-vote.*

## **6-2 PLANNING AND DEVELOPMENT**

Councilor Nelson presented the following:

- Second Reading, by title, for adoption: AN ORDINANCE TO CONDITIONALLY REZONE 1.02 ACRES OF LAND FROM CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS AT 326-328 AMHERST STREET AND TO CONDITIONALLY REZONE AN APPROXIMATELY 0.1 ACRE PORTION OF A PARCEL FROM CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS AT 104 SELMA DRIVE AND TO CONDITIONALLY REZONE AN APPROXIMATELY 0.3 ACRE PORTION OF THAT SAME PARCEL FROM RESIDENTIAL OFFICE, RO-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW OVERLAY WITH PROFFERS. RZ-08-06

Vice –Mayor Buettner stated he does not see how this is a real benefit to the City of Winchester. If it was on the Boscawen side or on up Amherst Street, he would not have a problem with it. Right there is a transition to a residential neighborhood with not a lot of other business entities. He thinks it is the wrong place. He doesn't think the intersection is designed for it. He looks at making a walk able downtown. There is a drugstore across the street. There are three more further up and if you count Walmart, there is another one. He just doesn't see what it brings to that neighborhood. He thinks back when council did the Selma expansion and rezoning, there was a lot of conversation about the neighborhood and protecting the character of the neighborhood. He remembers being part of

that conversation and talking to the people on Morgan Street and Amherst Street and saying we would do that. He is not sure that dropping a pretty intensive retail use literally in their backyard is protecting the interest of that neighborhood. There are an awful lot of uses he could see there over time. This is not one of them so he plans on voting against this.

Mayor Minor stated she too recalls the discussion we had with the neighbors when Selma built on to their offices and she does recall promising the neighbors that we would try to protect the neighborhood from intrusions of commercial use or offices from coming there. She agrees it is kind of a bad spot for this. She is having a problem with it as well.

Councilor Coyne stated we need to keep in mind that this rezoning only applies to the back portion of the property. The other portion on Amherst could otherwise accommodate the Walgreens. The additional portion in the back would accommodate the drive-thru and other parts of the business. We did make some effort to accommodate the neighbors when we sold what used to be a city park to enlarge their backyards for a buffer between the back of the Morgan Street properties and Selma in 2003. He does think Walgreens and Patton, Harris and Rust have done an excellent job working with the neighbors and have come up with a plan that would accommodate their concerns. He is going to support it.

Ron Mislowsky stated he wanted to clarify that we are only rezoning 0.3 acres of the Selma property that is already site planned to be a parking lot. That is the phase 2 parking lot for Selma. We are actually building the parking lot to include more landscaping than the Selma plan in the back to increase the buffer for the residential area and to save the large trees in the back. The Dellinger site is zoned B-1. While it has been said what a good neighbor Dellinger has been, there are a whole range of other uses that could be allowed in B-1 that would not be as good of a neighbor but would be allowed by right. They are asking for the rezoning but are also putting restrictions on the site for truck traffic and trash pick up during working hours to limit the impact on the neighbors. The immediate neighbor to the east actually spoke in favor of the site plan at the Planning Commission meeting.

Planning Director Tim Youmans stated he wanted to reiterate what Mr. Mislowsky said that the Dellinger site is already B-1 and they are actually applying restrictions to that site to mitigate any impacts on the residential area. It a better proposal for the long term that what the current zoning and current use allows.

Councilor Nelson asked if they have considered the traffic congestion. Mr. Youmans stated it is the three tenths of the acre in the back of the

property that has already been approved for medical office use. All this is doing is instead of medical office use it would also allow for retail use and it is going to be in the back of the site. In terms of the traffic impacts, they are proposing a one story building on a site that otherwise could have seven story construction with multi commercial/residential use. We really did not look at the traffic impacts on the Dellinger site. For the three tenths of an acre, we knew it was already approved for parking in the previous rezoning council did in 2001. This is parking for parking and the parking rate for medical offices is the same for retail so we did not see a big impact on traffic.

*The motion was defeated 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Nay
Councilor Butler	Nay
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Abstain
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Nay
Councilor Nelson	Nay
President Gaynor	Aye

- Second Reading, by title, for adoption: AN ORDINANCE TO CONDITIONALLY REZONE 4.849 ACRES OF LAND AT 139, 143, 147, 151, 155, 159, 163, 167, 167½, 169, 171, 175 AND 179 LINDEN DRIVE, AND 0.581 ACRES OF LAND AT 227 LINDEN DRIVE, AND A 3.613 ACRE PORTION OF LAND AT 1830-1890 AMHERST STREET, ALL FROM LOW DENSITY RESIDENTIAL, LR DISTRICT TO MEDICAL CENTER, MC DISTRICT. RZ-08-07 (**POSTPONED TO SEPTEMBER 9<sup>TH</sup> MEETING AT THE REQUEST OF THE APPLICANT**)
- Second Reading, by title, for adoption: AN ORDINANCE AMENDING ARTICLE 21 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO VIOLATIONS AND PENALTIES TA-08-02

*The motion was 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Aye
Councilor Butler	Aye
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Aye
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Aye
Councilor Nelson	Aye
President Gaynor	Aye

- Second Reading, by title, for adoption: AN ORDINANCE AMENDING ARTICLE 18 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO SPECIAL EXCEPTIONS FROM OFF-STREET PARKING AND LOADING REQUIREMENTS TA-08-03

*The motion was 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Aye
Councilor Butler	Aye
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Aye
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Aye
Councilor Nelson	Aye
President Gaynor	Aye

- Second Reading, by title, for adoption: AN ORDINANCE AMENDING ARTICLE 1, ARTICLE 8, ARTICLE 10, AND ARTICLE 18 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO DEFINITION OF PET DAYCARE CENTER, CONDITIONAL USES IN THE HIGHWAY COMMERCIAL (B-2) DISTRICT, PERMITTED USES IN THE COMMERCIAL INDUSTRIAL (CM-1) DISTRICT, AND REQUIRED NUMBER OF OFF-STREET PARKING SPACES TA-08-04

*The motion was 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Aye
Councilor Butler	Aye
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Aye
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Aye
Councilor Nelson	Aye
President Gaynor	Aye

- Second Reading, by title, for adoption: AN ORDINANCE TO AMEND ARTICLE 9 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO MULTIFAMILY USE IN THE CENTRAL BUSINESS, B-1 DISTRICT TA-08-05

*The motion was 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Aye
Councilor Butler	Aye
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Aye
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Aye
Councilor Nelson	Aye
President Gaynor	Aye

- Second Reading, by title, for adoption: AN ORDINANCE TO AMEND AND RE-ADOPT ORDINANCE 2008-26 CONCERNING A CONVEYANCE OF PROPERTY TO THE WINCHESTER PARKING AUTHORITY

*The motion was 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:*

<b><u>MEMBER</u></b>	<b><u>VOTE</u></b>
Vice-Mayor Buettner	Aye
Councilor Butler	Aye
Councilor Clark	Aye
Councilor Coyne	Aye
Vice-President Griffin	Absent
Councilor Helm	Aye
Councilor Major	Aye
Councilor Masters	Absent
Mayor Minor	Aye
Councilor Nelson	Aye
President Gaynor	Aye

- First Reading, by title: AN ORDINANCE TO ACCEPT THE CONVEYANCE OF AN INTEREST IN APPROXIMATELY .6657 ACRES OF LAND ALSO KNOWN AS “SNYDER LANE” FROM TRUSTEES OF THE OPEQUON PRESBYTERIAN CHURCH AND AUTHORIZE THE CONVEYANCE OF SAID PROPERTY TO JOLEEN, L.C., A VIRGINIA LIMITED LIABILITY CORPORATION, IN FURTHERANCE OF DEVELOPMENT OF CREEKSIDE VILLAGE AND CREEKSIDE STATION
- First Reading: AN ORDINANCE TO CONDITIONALLY REZONE AN 8.7 ACRE PORTION OF LAND FROM LOW DENSITY RESIDENTIAL, LR DISTRICT TO MEDIUM DENSITY RESIDENTIAL, MR DISTRICT AT 470 MERRIMANS LANE. RZ-08-08
- First Reading: AN ORDINANCE TO VACATE AND CONVEY TO WINCHESTER MEDICAL CENTER, INC APPROXIMATELY 640 SQUARE FEET OF RIGHT OF WAY IN THE VICINITY OF THE EAST ENTRANCE AT 1840 AMHERST STREET. SV-08-02
- First Reading: AN ORDINANCE TO VACATE AND CONVEY TO C.H. SCHUTTE, INC. APPROXIMATELY 8.75 SQUARE FEET OF RIGHT OF WAY IN THE VICINITY OF 1000 VALLEY AVENUE SV-08-03
- First Reading: AN ORDINANCE AMENDING ARTICLE 14.2 AND ARTICLE 18 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO SIGNS IN THE CORRIDOR ENHANCEMENT (CE) AND MEDICAL CENTER (MC) DISTRICTS TA-08-06

Zoning Administrator Vince Diem stated he wanted to call Council's attention to the revised text provided by the applicant's legal counsel.

- Motion to approve the Deed of Dedication concerning the Hope Drive Extension Project.

*The motion was seconded by Councilor Major and unanimously approved by voice-vote.*

- Motion to approve a request of The George Washington Hotel for a conditional use permit for nightclub use at 103 East Piccadilly Street (Section 173, Double Circle 1, Block P, Lot 6) zoned Central Business, B-1 District with Historic Winchester, HW overlay. CU-08-11

*The motion was seconded by Councilor Clark and unanimously approved by voice-vote.*

- Motion to direct the Clerk of Council to prepare a Certificate of Appreciation for David Sweeney as a member of the Old Town Development Board.

*The motion was seconded by Councilor Major and unanimously approved by voice-vote.*

- Motion to appoint Laurie Bridgeforth as a member of the Old Town Development Board to a three year term expiring October 31, 2011.

*The motion was seconded by Councilor Coyne and unanimously approved by voice-vote.*

- Announce the term expiration of R. Ben Weber as a member of the Old Town Development Board and direct the Clerk of Council to advertise the vacancy. Mr. Weber is eligible for re-appointment.

### **6-3 PUBLIC SERVICES**

Chairman Helm presented the following:

- Motion to re-appoint James R. Wilkins, III as a member of the Frederick-Winchester Service Authority for a three year term expiring August 31, 2011.

Councilor Major moved to amend the appointment term to expire on August 31, 2011. *The motion was seconded by Councilor Coyne then unanimously approved by voice-vote.*

*The main motion was seconded then unanimously approved by voice –vote.*

- Motion to direct the Clerk of Council to prepare a Certificate of Appreciation for John David Smith as a member of the Winchester Parking Authority.

*The motion was seconded by Councilor Major and unanimously approved by voice-vote.*

#### **6-4 COMMUNITY SAFETY**

Chairman Butler presented the following:

- Motion to approve a resolution authorizing the use of funds from the 2007 State Homeland Security Program Grant.

Chairman Butler stated this usually would have gone through committee but it is something that needs to be acted on quickly. It is a \$130,000.00 grant from Homeland Security for training and equipment for the regional HAZMAT Team.

The motion was seconded by Councilor Nelson.

Councilor Coyne confirmed that there is no local match requirement. Chairman Butler stated that is correct.

*The motion was unanimously approved by voice-vote.*

- Announce the term expiration of Elizabeth Minor as a member of the Regional Jail Authority and direct the Clerk of Council to advertise the vacancy.

#### **6-5 HEALTH, EDUCATION AND WELFARE**

Chairman Coyne presented the following:

- First Reading, by title: AN ORDINANCE AUTHORIZING AND ALLOCATING THE USE OF FUNDING FOR THE EMPLOYEE HOMEOWNERSHIP ASSISTANCE PROGRAM.

### **7. NEW BUSINESS**

- Report of the Mayor.

Mayor Minor stated she hoped everyone got to attend the 25<sup>th</sup> Anniversary of National Night Out. The event was held in six locations and about 400 people attended.

Mayor Minor announced the next Citizens' INSIGHT Academy begins on August 19<sup>th</sup>. She encouraged everyone to take part in the program to learn about all

aspects of city government. For more information on the program, contact Amy Simmons at 533-0603.

Mayor Minor announced that there were 1850 visitors at the Visitor's Center in the month of July. There have been a lot of families from Front Royal, Northern Virginia, and other areas close by who are visiting the Winchester area for the day or the weekend.

Mayor Minor was very excited to announce the library had 79,258 books checked out in the month of July. This surpassed the previous record of 70,000 books!

## **8. ADJOURNMENT**

Councilor Nelson made a motion to adjourn the meeting at 8:10 p.m. *The motion was seconded by Councilor Major and unanimously approved by voice-vote.*