

**MINUTES OF THE COMMON COUNCIL  
WORK SESSION  
August 28, 2012  
City Council Chambers – Rouss City Hall**

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

**ABSENT:** None (0)

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

**Items for Discussion:**

Vice-President Willingham moved to add a *Motion to approve Scope of Work for Events Coordinator Services* to the agenda. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

**O-2012-28:** AN ORDINANCE TO REZONE 1.48 ACRES OF LAND AT 302-304, 320, AND 326-330 NORTH CAMERON STREET AND 110 EAST FAIRFAX LANE (Map Numbers 173-01-S-1, 2, 3 & 4) FROM COMMERCIAL INDUSTRIAL (CM-1) DISTRICT WITH HISTORIC WINCHESTER (HW) DISTRICT OVERLAY TO CENTRAL BUSINESS (B-1) DISTRICT WITH HW DISTRICT OVERLAY RZ-12-353

Planning Director Tim Youmans presented the request to rezone property on North Cameron Street. He stated the request includes 4 separate parcels that will be rezoned from CM-1 to B-1 without proffers. This will be consistent with the zoning on the north and south sides of the property. Our Health is to the west across Cameron Street and the railroad and residential homes on North Kent Street are on the east side with RB-1 zoning. Some of the structures have already been demolished but the applicant plans to preserve the structures in the southwest corner of the property. Staff is hopeful some storm water mitigation will occur with the redevelopment.

Vice-President Willingham moved to forward O-2012-28 to Council. *The motion was seconded by Vice-Mayor McInturff then unanimously approved by voice-vote.*

**CU-12-360:** Conditional Use Permit – Request of Greenway Engineering on behalf of the Winchester-Frederick-Clarke SPCA for expansion of animal shelter at 115 Featherbed Lane

Mr. Youmans presented the request to demolish all the existing structures on the property except for the two in the southwest corner. He stated a new L shaped

building will be built in the southeast corner behind the 100 year flood plane line and additional parking will be installed. The parking outcome will depend on a flood study to be done. The Planning Commission listed 3 conditions with the approval recommendations including a requirement that limits a private operation to 25 animals while the SPCA does not have a limit.

Councilor Clark moved to forward CU-12-360 to Council. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

**CU-12-63:** Conditional Use Permit – Required three month review for Celebrating Patsy Cline, Inc. for a museum at 608 South Kent Street

Zoning Administrator Aaron Grisdale presented a revision to the CUP on the Patsy Cline House. He stated in the 3 months since the approval, the first month was the only month staff received neighborhood concerns regarding parking. Since then, a meeting was held with the CPC and the neighbors where issues have been worked out.

Councilor Weber moved to renew the CUP for a 3 year time limit. The motion was seconded by Councilor Hill.

Vice-President Willingham moved to amend the conditional provision that the CUP would expire if there is a change in use. *Councilor Weber accepted the amendment.*

Councilor Clark moved to amend the CUP to a one year renewal. *The motion was seconded by Vice-Mayor McInturff then defeated 1/8 with President Buettner, Mayor Minor; Vice-President Willingham, Vice-Mayor McInturff, and Councilors Hill, Tagnesi, Veach and Weber voting in the negative.*

*The amended motion was unanimously approved 9/0.*

**Motion** to approve Scope of Work for Events Coordinator Services

City Manager Dale Iman and Dario Saverese of USA Sports & Marketing presented a brief history of the project and reviewed the scope of work for the events to be planned. Mr. Iman recommended Council authorize the City Manager and City Attorney to develop a 3 year contract for consideration at the September 11<sup>th</sup> meeting.

Councilor Weber stated the revenue is not guaranteed and asked where the money would come from to offset the cost if the revenue is not there. Mr. Iman stated it could come from the OTDB money that was moved to the general fund but it would take a supplemental appropriation.

Councilor Weber moved to forward a contract to Council for consideration. *The motion was seconded by Councilor Veach then unanimously approved by voice-vote.*

**R-2012-65:** Resolution – Authorization for the submittal of a Hazard Mitigation Grant Program pre-application for projects relating to the purchase and installation of generators and/or quick connect equipment at sanitary sewer lift stations and storm drainage improvements

Emergency Management Coordinator Lynn Miller presented the request to pre-apply for a Hazard Mitigation Grant.

Vice-Mayor McInturff moved to forward R-2012-65 to Council. *The motion was seconded by Vice-President Willingham then unanimously approved by voice-vote.*

**R-2012-66:** Resolution – Approval to apply for VML Grant funding for public safety related items

Finance Director Mary Blowe presented the request to apply for VML Grant funding for safety items needed to reduce workman's compensation issues.

Vice-President Willingham moved to forward R-2012-66 to Council. *The motion was seconded by Vice-Mayor McInturff then unanimously approved by voice-vote.*

**R-2012-67:** Resolution – Authorization to submit and sign a 2013 Industrial Revitalization Fund Grant application

Economic Development Director Jim Deskins presented the request to apply for the Industrial Revitalization Fund Grant for the Taylor Hotel.

Councilor Clark moved to forward R-2012-67 to Council. *The motion was seconded by Councilor Veach then unanimously approved by voice-vote.*

**Executive Session:** 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 AND PURSUANT TO §2.2-3711(A)(3) FOR THE PURPOSE OF DISCUSSION OR CONSIDERATION OF THE SUBJECT OF THE ACQUISITION OF AN INTEREST IN REAL PROPERTY FOR A PUBLIC PURPOSE OR THE DISPOSITION OF PUBLICLY HELD REAL PROPERTY WHERE IF MADE PUBLIC, THE BARGAINING POSITION OR FINANCIAL INTEREST OF THE CITY WOULD BE ADVERSELY AFFECTED.

Vice-President Willingham moved to convene into executive session at 7:11 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

Vice-President Willingham moved to reconvene in open session at 7:36 p.m. *The motion was seconded by Councilor Weber then unanimously approved by voice-vote.*

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:*

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

Councilor Clark moved to direct staff to bring forward an alternative proposal on the Millwood Avenue project to include a valuation and express exchange of consideration for the proposed conveyance. *The motion was seconded by Vice-President Willingham then passed 7/1/1 with Mayor Minor voting in the negative and Councilor Veach abstaining.*

### **Report of Liaisons**

Councilor Veach reported the School Board held their retreat on Saturday.

### **Adjourn**

Vice-President Willingham moved to adjourn the meeting at 7:38 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*