

**MINUTES OF THE COMMON COUNCIL
WORK SESSION
March 22, 2011
City Council Chambers – Rouss City Hall**

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)

President Buettner called the meeting to order at 6:01 p.m.

Items for Discussion:

Presentation: Winchester Public Schools CIP & Construction Schedule – Rick Leonard & Kevin McKew

Presentation: Winchester School Board

School Board Chairman Barry Duel introduced the School Board members in attendance. He suggested forming a committee to discuss the common goals of the City and the School Board consisting of 3 Councilors and 3 School Board members.

Superintendent Dr. Rick Leonard stated the School Board adopted the CIP in August and it is updated every year. He invited Council to come to the schools during the day when class is in session. Dr. Leonard presented a summary of the school capacities and enrollment data. The current enrollment at Frederick Douglass Elementary and John Kerr Elementary exceed the building capacities. Dr. Leonard described the overcrowding and deteriorating conditions at John Kerr that was built in 1971. He also presented the Board's adopted short term goals to secure funding this year for modular units at the elementary schools. The adopted long term goal is to secure funding can complete the renovations at John Kerr and Frederick Douglass. He presented the concept plan for the renovations at John Kerr with the estimated cost of \$18 million.

After a brief discussion on rezoning requests and the cost of the modular units, President Buettner requested Mr. O'Connor prepare a finance plan to move the renovations forward.

Dr. Leonard presented a summary of the budget cuts made from the School Board's Finance Committee. He stated the he does not want to charge fees to children especially with 54% of students on free or reduced lunches. The proposed budget was presented to the School Board on March 14th and is posted

on the website. The Finance Committee will meet again on March 28th to approve the budget.

A brief discussion followed where several members of Council expressed their concern with the proposed elimination of the Stepping Stones program that serves at risk pre-school children.

R-2011-14: Resolution – Jail Efficiency Savings Contract – Bruce Conover

Mr. Conover asked for consent for the Jail Authority to participate in an Energy Enhancement Savings Contract within the jail. The existing jail agreement requires consent by each of the localities. Staff expects to see a decrease in costs of 13% for electric, 5% for gas, and 6% for water. The savings will be realized after 15 years.

Vice-President Major moved to forward the resolution to Council. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

R-2011-10: Resolution – Approval for the naming of an alley extending from South Kent Street to East Southwerk Street

Planning Director Tim Youmans stated the request is to name an unnamed alley extending from South Kent Street to East Southwerk Street. The area is historically known as Knights Hill Subdivision. The alley will be named Knights Hill Alley.

Vice-President Major moved to forward the resolution to Council. *The motion was seconded by Mayor Minor then unanimously approved by voice-vote.*

CU-11-62: Conditional Use Permit - Request of Jonathan Cole dba T.C. Tooties Historic Sports Pub for a conditional use permit for nightclub use at 2235 Valor Drive (*Map Numbers 270-06-4-L, M & N*) zoned Highway Commercial (B-2) District.

Zoning Administrator Vince Diem stated the request is for a nightclub use at T. C. Tooties Historic Sports Pub. Staff made contact with the business owner after discovering the establishment did not have a CUP. There have been tax payment issues that need to be resolved. Neighbors have complained about trash and noise but it could not be pinpointed to this establishment.

Vice-President Major moved to forward the CUP request to Council. *The motion was seconded by Mayor Minor.*

After a brief discussion, Vice-President Major moved to strike the first sentence in condition #3. *The motion was seconded by Councilor Willingham then unanimously approved by voice-vote.*

The motion to move the amended CUP forward passed 6/3 with Vice-Mayor McInturff and Councilors Hill and Veach voting in the negative.

O-2011-10: 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

Mr. Youmans presented the city initiated ordinance to allow greater flexibility in commercial areas. The Planning Commission sent the item forward recommending approval.

Councilor Willingham moved to forward the ordinance to Council. *The motion was seconded by Vice-Mayor McInturff then unanimously approved by voice-vote.*

Telephone System Update

City Manager Jim O'Connor stated staff is not ready to present the update at tonight's meeting.

Report of Economic Redevelopment: Jim Deskins

Mr. Deskins presented an update on the following properties: 29-39 East Boscawen, 146-148 North Loudoun, 150 Commercial Street, the unimproved Spring Street, the Solenberger building, and 443, 450, and 513 North Loudoun Street. He stated there has been a substantial increase in the number of request for development opportunities in the city and gave an update on the various incentive programs available.

Action Item: Mr. O'Connor was asked to see what needs to be changed to expand the Technology Zone within the city.

Councilor Veach requested a financial report on the EDA be given every month as a part of the report.

Report of Planning Department: Tim Youmans

Mr. Youmans stated the Comprehensive Plan is complete in draft form and is available for review by hard copy or on the city's website. A mandatory public hearing for the plan will be held at the Planning Commission meeting on April 19th and then it will be presented to Council on April 26th. The Council public hearing will be held in either May or June. Mr. Youmans stated he is also

working with Voter Registrar Joyce Braithwaite to bring a voter redistricting presentation to Council on April 19th. He presented the redistricting data for Council to review.

Report on Blighted Properties: Vince Diem

Mr. Diem presented a summary of the Spot Blight Abatement and Derelict Buildings. He also stated he will be meeting with the owner of the Triangle Dinner on March 25th to discuss the future plans of the property.

Report of Liaisons

Councilor Clark stated the NSVRC has appointed Martha Shickle as Acting Director.

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 PERTAINING TO THE SUBJECT OF APPOINTMENT OF SPECIFIC PUBLIC OFFICERS AND APPOINTEES INCLUDING THE APPOINTMENT OF OR PROSPECTIVE APPOINTMENT OF MEMBERS TO CERTAIN BOARDS AND COMMISSIONS BY COMMON COUNCIL AND PURSUANT TO §2.2-3711(A)(3) AND (6) FOR THE PURPOSE OF DISCUSSION OR CONSIDERATION OF THE SUBJECT OF THE ACQUISITION OF AN INTEREST IN REAL PROPERTY FOR A PUBLIC PURPOSE AND FOR THE PURPOSE OF DISCUSSION OF THE SUBJECT OF INVESTMENT OF PUBLIC FUNDS WHERE BARGAINING IS INVOLVED, AND WHERE IF MADE PUBLIC, THE BARGAINING POSITION OR FINANCIAL INTEREST OF THE CITY WOULD BE ADVERSELY AFFECTED.

Vice-President Major moved to convene into executive session at 8:37 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

Vice-President Major moved to reconvene in open session at 9:14 p.m. *The motion was seconded 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:

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

Councilor Veach moved to add an ordinance to the agenda. The motion was seconded by Vice-Mayor McInturff then approved 8/0 with Councilor Willingham abstaining.

Vice-President Major move to forward 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 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. The motion was seconded by Mayor Minor than approved 8/0 with Councilor Willingham abstaining.

Adjourn

Councilor Willingham moved to adjourn the meeting at 9:15 p.m. The motion was seconded by Councilor Clark then unanimously approved by voice-vote.