

MINUTES

March 10, 2009

The Winchester City Council met in a regular session on Tuesday, March 10, 2009, beginning with a public hearing at 6:00 p.m. The purpose of the public hearing was Airport Height Rezoning Ordinance #904.

Present and participating were: Mayor Terry Harrell, presiding; Faye Morrow, Administrative Director; Judy Baker, Secretary; Greg O'Neal, City Attorney; various Department Heads; and the following Council members:

Present: Councilman Elliott  
Councilman Glasner  
Councilman Scharber  
Councilman Womack  
Councilman Snead

Absent: Beth Rhoton, City Administrator  
Steve Goodwin, Public Works Director

Mayor Harrell called the meeting to order with a prayer by Fire Chief Gary Greeson and the Pledge of Allegiance led by Herald Chronicle Reporter Deidre Ortiz.

Mayor Harrell opened the public hearing for any comments on Ordinance #904, amending Zoning Ord. #506, to establish an airport overlay district to provide for the regulating and restricting of the height of structures and objects of natural growth and otherwise regulating the use of property in the vicinity of the Winchester Municipal Airport. No one spoke for or against the ordinance and the public hearing was adjourned.

The regular Council meeting began immediately after the close of the public hearing.

First under unfinished business, the reading of the minutes of the February 10, 2009, regular Council meeting was dispensed and approved on a motion by Councilman Scharber, seconded by Councilman Womack, and all voted in favor of said motion.

Next was the third and final reading of Ordinance #904, amending Zoning Ord. #506, to establish an airport overlay district to provide for the regulating and restricting of the height of structures and objects of natural growth and otherwise regulating the use of property in the vicinity of the Winchester Municipal Airport. Motion to approve was made by Councilman Glasner, seconded by Councilman Elliott, and all voted in favor by the following roll call:

Ayes: Councilman Elliott  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Next, the Council approved the second reading of Ordinance #905, amending Zoning Ord. #506, rezoning approximately six (6) acres of the Hawkersmith property located off Hwy. 130 near the City Park from R-1, low-density residential district to R-3A, high-density residential district. Motion for approval was made by Councilman Womack, seconded by Councilman Glasner, and all voted in favor by the following roll call:

Ayes: Councilman Elliott  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Next, the Council approved the updated and revised March 6<sup>th</sup> draft of the Personnel Policy, including a section titled "Exit Interviews" that had just been added. Motion for approval was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor of said motion.

Last under unfinished business, the Council approved a proposal to offer Franklin County \$200,000.00 for the purchase of the former Franklin County Finance Department building with payments of \$50,000.00 over the next four years starting July, 2009. Motion for approval was made by Councilman Scharber, seconded by Councilman Elliott, and all voted in favor of said motion.

First under new business, Recreation Director Wayne Nuckolls and Police Chief Dennis Young requested approval to surplus the following vehicles and sale on govdeals.com: a 1995 Chevrolet Cheyenne truck belonging to the Recreation Department and a 2000 Ford for the Police Department. Motion for approval was made by Councilman Snead, seconded by Councilman Elliott, and all voted in favor of said motion.

Next, Police Chief Dennis Young requested permission to surplus various junk vehicles and give these to the Fire Department to be used for extrication training purposes. Motion for approval was made by Councilman Scharber, seconded by Councilman Womack, and all voted in favor of said motion.

Next, Codes Officer Pat Sanders informed the Council that a list of rules and regulations for issuing permits for sidewalk usage had been drawn up due to the revised Sidewalk Ordinance #903. The Codes Department hand delivered the rules and regulation to business owners and had them sign that they had received them. Zach Rowe, owner of San Miquel Coffee Shop, voiced his concerns about the hardship of having to take his table and chairs in and out daily. The Codes Department will issue requests for permits with the exception of benches and tables and these requests will have to be approved by the City Council, unless the

Council sets some conditions so that the Codes Department can handle those requests as well. Mr. Sanders stated he had emailed the list of rules and regulations to the Council, but Councilman Snead said he had not received or seen this list and would not vote due to not having this information. Motion to approve the list of rules and regulations was made by Councilman Elliott, seconded by Councilman Glasner and the motion passed by four votes, with Councilman Snead abstaining.

Next, Yvonne Stewart requested approval to apply for federal stimulus funding for Targeted Brownfields Assessments. Deadline for notifying the EPA that the City is interested in this potential funding opportunity is March 12<sup>th</sup>. Mrs. Stewart stated that there will be public as well as private funding and this funding could be used to help build another Fire Station among other things. Motion for approval was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor of said motion.

In the last order of new business, the following bids listed below were received for the construction of Fire Station #2:

<u>Company:</u>	<u>Bid:</u>
Sain Construction	\$719,900
Evers Construction	\$792,899
J. W. Gamble & Son	\$816,615
George A. Clanton	\$739,181
Curtis Construction	\$790,000
National Building Corp.	\$779,000
Sterling Construction	\$751,964
Lee Adcock Construction	No Bid
Bradanna, Inc.	No Bid
Curl Const & Excavating	No Bid

In a letter to the Council, City Engineer Jerome Dempsey, of Dempsey, Dilling and Associates, recommended that the contract be awarded to Sain Construction Company. Motion to approve the low bid of \$719,900.00 by Sain Construction for construction of Fire Station #2 was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor by the following roll call:

Ayes: Councilman Elliott  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Under mayoral communications, Mayor Harrell commended the Council for their careful and longtime consideration for the new police facility and new fire station. He asked that we continue to focus on the economy and stay on budget.

Under communications, reports and updates, Councilman Glasner wants the impound yard on North Jefferson Street cleaned up and possibly sold. Councilman Snead asked that everyone shop in Winchester/Franklin County to keep our tax dollars in the city to help

generate revenue and control our own destiny. Councilman Womack and Mayor Harrell wants the citizens to know that the Downtown Renovation Project is being paid with grant money, and that city tax payers are not paying for the renovation and it is not coming out of the city coffers. Winchester is one of six cities selected to receive the gift of this grant money which we will be receiving over the next sixteen years. Chief Young thanked the Council for approving the proposal for the new police department property and stated that the Police Department has been approved for a \$36,917 Byrne **Grant will be placed on the April agenda.** Recreation Director Nuckolls asked if he could hire an experienced family member as a part-time employee and Mayor Harrell told him that the revised Personnel Policy stated family members could not work in the same department.

With no further business to be brought before the Council, the meeting adjourned on a motion by Councilman Snead, seconded by Councilman Womack and all voted in favor of said motion.

City of Winchester's website is:

[www.winchester-tn.com](http://www.winchester-tn.com)

and

International Dogwood Festival website is:

[www.winchesterdogwoodfestival.com](http://www.winchesterdogwoodfestival.com)

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Terry Harrell, Mayor  
City of Winchester

Attest:

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Faye Morrow, Administrative Director

Minutes taken by: Judy Baker

Date of Meeting: March 10, 2009