

MINUTES
March 11, 2008

The Winchester City Council met in a regular session on Tuesday, March 11, 2008, beginning with a public hearing at 7:00 p.m. The purpose of the public hearing was Rezoning Ordinance #887.

Present and participating were: Mayor Terry Harrell, presiding; Beth Rhoton, City Administrator; Greg O'Neal, City Attorney; Judy Baker, Secretary; various Department Heads; and the following Council members:

Present: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Absent: Councilman Franklin

Mayor Harrell called the meeting to order with a prayer by Councilman Womack and the Pledge of Allegiance led by Councilman Glasner.

Mayor Harrell opened the public hearing for any comments on Ordinance #887, rezoning the Phil Hall property located at 502 Old Cowan Road from C-2, highway service district to R-3, high-density residential district. 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.

Under requests, addresses or presentations, a roadblock request from Fire Chief Gary Greeson for a Palm Sunday paper sale with all proceeds going to the Vanderbilt Children's Hospital on March 16th was approved on a motion by Councilman Snead, seconded by Councilman Womack, and all voted in favor of said motion. Chief Greeson is providing breakfast for those volunteering to donate their time.

Under unfinished business, the reading of the minutes of the February 12, 2008, regular Council meeting was dispensed and approved on a motion by Councilman Womack, seconded by Councilman Glasner, and all voted in favor of said motion.

Next, the Council approved the third and final reading of Ordinance #887, amending Zoning Ord. #506, to rezone the Phil Hall property located at 502 Old Cowan Road from C-2, highway service district to R-3, high-density residential district. Motion for approval was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council decided to table the second reading of Ordinance #888, to adopt various standard codes relating to inspection activities of the City and enforcement of building provisions as provided in said codes, amend or repeal ordinance or parts of ordinances in conflict herewith on a request by City Administrator Rhoton until the State decides which edition of codes they are going to use. Motion to approve tabling Ordinance #888 was made by Councilman Womack, seconded by Councilman Glasner, and voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council also decided to table the second reading of Ordinance #889, to adopt the 2006 edition of the National Fire Protection Association 101 Life Safety and/or 2006 International Fire Code relating to inspection activities of the City and enforcement of building provisions as provided in said codes, amend or repeal ordinance or parts of ordinances in conflict herewith until the State decides which edition of codes it is going to use. Motion to table Ordinance #889 was made by Councilman Glasner, seconded by Councilman Womack, and all voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, Mayor Harrell tabled discussion of the alleyway behind the east side of the square which borders Burger King until the April meeting due to the City Attorney needing more time to review this issue.

First under new business, the Council heard from Mr. C. L. Overman, representing Morgan Keegan & Company, Inc., the company who is the underwriter for the \$8,250,000 bonds for Winchester Utilities by Resolution #760 which was passed at the November 8, 2005, Council meeting. Mr. Overman's company is now recommending that these bonds need to be changed over from a variable rate debt to a fixed rate due to the fact that the variable rate has increased greatly. Resolution #794 (which replaces Res. #760) authorizes the issuance of general obligation refunding bonds, in the approximate aggregate principal amount of eight million two hundred fifty thousand dollars (\$8,250,000) of the City of Winchester, Tennessee; making provision for the issuance, sale and payment of said bonds; establishing the terms thereof and the disposition of proceeds therefrom; and providing for the levy of taxes for the payment of principal of, premium, if any, and interest on the

bonds. Motion for approval was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor of said motion.

Next, on a recommendation by the Winchester Beer Board, the Council approved the first reading of Ordinance #890, an ordinance to amend Title Eight, Chapter Two of the Winchester Municipal Code relating to alcoholic beverages. Motion for approval was made by Councilman Scharber, seconded by Councilman Glasner, and all voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council approved the first reading of Ordinance #891, amending Zoning Ord. #506, to rezone the Antebellum Inn property located at 974 Lynchburg Road from R-1, low density residential district to C-3, neighborhood service business district. Motion for approval was made by Councilman Glasner, seconded by Councilman Snead, and all voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council approved the first reading of Ordinance #892, amending Zoning Ord. #506, to remove residential use (upper story residential dwelling) in the C-2, highway service district. Motion for approval was made by Councilman Womack, seconded by Councilman Scharber, and all voted in favor by the following roll call:

Ayes: Councilman Glasner
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, City Administrator Beth Rhoton presented bids received for fencing materials for the soccer fields and bids are listed below:

Company:	Bid:
Huntsville Fence Co.	\$11,137.00
Decks & Fences	\$12,280.00
Capitol Wholesale Fence Co.	\$11,803.88
Lowe's	\$13,775.29

Mrs. Rhoton stated that the City will install the fence as the bid specifications were for materials only. Councilman Glasner made a motion to approve the low bid by Huntsville Fence Company for \$11,137.00, seconded by Councilman Scharber, and all voted in favor.

Next, City Administrator Rhoton informed the Council that she and Recreation Director Wayne Nuckolls found good playground equipment sales going on through the end of this month. She stated that

\$20,000.00 was allotted in recreational capital outlay budget for improvements for Adventure Mountain and a \$10,000.00 line item for an additional pavilion for the pool area was not used. Mrs. Rhoton requested to use the \$10,000.00 that was saved and transfer it to a line item in capital outlay if needed. She also requested permission to spend up to \$30,000.00 on new playground equipment for Adventure Mountain and authorization to make that expenditure after going through the purchasing process while the equipment is on sale. She stated that the Tiny Tot area will be refurbished first. Motion for approval was made by Councilman Glasner, seconded by Councilman Womack, and all voted in favor of said motion.

Next, Fire Chief Gary Greeson requested permission to apply for a Homeland Security Assistance to Firefighter's grant in the amount of approximately \$92,000.00 to be used for safety and operational supplies. He stated the application is due by April 3rd and will either be a 10% or possibly only a 5% matching grant. Mrs. Rhoton reminded the Council that the 10% matching money would need to be placed in the next budget in hopes of the City being awarded the grant. Motion for approval was made by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor of said motion.

Next, Mayor Harrell appointed Lori Wenger to the Tourism Committee.

Next, Police Chief Dennis Young reported that the Police Department had applied, and was awarded, grant money through the Byrne Grant in the amount of \$23,677.50. Mr. Young requested permission to purchase 21 laptop computers for the patrol cars through the State contract at a cost of \$1,127.50 each. He stated that this grant was a 75/25 matching grant with the City's portion being \$5,919.38 which is in his budget. Although the budget will show a line item of \$23,677.50, there will be a \$17,758.00 reimbursement in the grant income line item which will balance out the budget at the end of the year. Motion for approval was made by Councilman Womack, seconded by Councilman Scharber, and all voted in favor of said motion.

In the last order of business, City Administrator Beth Rhoton presented bids received for new Christmas decorations:

<u>Company:</u>	<u>Bid:</u>
Display Sales	\$45,390.66 free shipping
Barry Minars	\$64,800.00 (includes shipping)

Mrs. Rhoton stated that the prices for the decorations from Display Sales are lower due to a sale they are having. After informing the company that the City could not purchase the decorations until the new budget is passed, the company will honor this price through July 15,

2008, if we issue a good faith letter of intent to purchase the decorations (see attached) if the inventory is still available. Motion to approve the low bid by Display Sales was made by Councilman Womack seconded by Councilman Scharber, and all voted in favor.

Under mayoral communications, Mayor Harrell scheduled a special called council meeting for Thursday, March 20, 2008, at 7:00 p.m. Mayor Harrell also scheduled another special called council meeting for the following Thursday, March 27, 2008, at 7:00 p.m. and scheduled a work session for the budget to be held at the close of that special called meeting, at approximately 7:15 p.m.

Under Council, Departments, and committee reports, updates and communications, the Council reported on meetings held by their committees; Police Chief Young reported that Sgt. Chris Layne returned safely home from Iraq and would be coming back to work in a few weeks; the Harlem Ambassadors will be here March 13th for a fund raising event; Winchester Police Department has partnered with the students of the Huntland PQ Club, whose members have taken a pledge not to use drugs or alcohol, and an anti-drug coalition town hall meeting will be held on April 3rd at the FCHS Auditorium; Building Inspector Pat Sanders reported that the Pride Committee is asking for help from various civic groups, clubs, etc., to help clean up litter, and City Administrator Rhoton stated that the City will have free pickup for items we do not normally pick up the first week of April to get rid of those items.

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

City of Winchester's website is:

www.winchester-tn.com

and

International Dogwood Festival website is:

www.winchesterdogwoodfestival.com

Terry Harrell, Mayor
City of Winchester

Attest:

Beth J. Rhoton, City Administrator

Minutes taken by: Judy Baker

Date of Meeting: March 11, 2008

