

**Greenbrier Board of Mayor and Aldermen
Regular Minutes
April 3, 2006**

Public Hearing on Ordinance No. 06-03 – Amending four parcels, consisting of approximately 38 acres total, from the RA (low density residential) to the RB (medium density residential) zoning district. *To speak for or against.* There were no comments for or against. The public hearing closed at 7:01 p.m.

Citizen Comments – There were none.

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1. Call to Order by the Mayor.

The Board of Mayor and Aldermen met at 7:01 p.m. on Monday, April 3, 2006, at City Hall. Mayor Billy Wilson presided with the following Board and staff members present.

2. Roll Call.

Board members

Philip Bollinger	Ward 2
Bonnette Dawson	Ward 3
Joshua Evans	Ward 2
Carol Fagg	Ward 1
Bill Vernich	Ward 1

Dept. Heads

Rich Hatfield
Tommy Maitland
Janet Wilkins

Other

Christina Bartee, City Attorney

3. Philip Bollinger prayed; followed by the pledge of allegiance.

4. Adoption of Agenda.

Mayor Wilson added as 10.a. Election of alderman replacing Tommy Overby and as 10.d. Lift moratorium on issuance of beer permits. Philip Bollinger asked that Election of alderman be placed after Approval of Minutes, item 5.

Motion: To adopt the agenda with noted additions.

By: Joshua Evans, second by Bill Vernich.

Roll Call: Bollinger, yes; Dawson, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.

MOTION PASSED.

5. Approval of minutes of the March 6, 2006, board meeting.

Motion: To approve the minutes of the March 6, 2006, board meeting.

By: Joshua Evans, second by Philip Bollinger.

Roll Call: Bollinger, yes; Dawson, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.

MOTION PASSED.

6. Election of alderman. Wayne Dugger was present and interested in filling the vacancy caused by Tommy Overby's resignation.

Motion: To nominate Wayne Dugger as the alderman for Ward 3 until the expiration of the current term of Tommy Overby.

By: Philip Bollinger, second by Bonnette Dawson.

Roll Call: Bollinger, yes; Dawson, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.

MOTION PASSED. Mayor Wilson swore in Wayne Dugger as alderman for Ward 3.

7. Presentations/Memorials. There were none.

8. Communications from the Mayor and Aldermen.

Mayor Wilson announced the following items:

→ Tommy Overby resigned so that he could pursue part-time employment with the City. He thanked him for his service as mayor from 1988 to 1996 and as an alderman from 2000 to 2006.

- The sidewalks on Parker and Cuniff should be finished, as far as concrete work, in the next day or two. Tommy Maitland's crew is working on backfilling.
- There will be a budget meeting at 6 p.m. on April 6; the public is invited to attend; department heads and aldermen will meet.
- Clean-up Day is 7 a.m. until 3 p.m. on Saturday, April 29.
- Philip Bollinger withdrew his request that a resolution be drawn up asking for an apology from the district attorney.
- Reported on the storm last night; thanked the volunteer firefighters as well as Rich Hatfield and Tommy Maitland and their men for their efforts. CEMC did an excellent job in restoring power.

9. Reports from Committees and Department Heads. There were none.

10. Old Business.

- a. Ordinance 06-03 - Amending four parcels, consisting of approximately 38 acres total, from the RA (low density residential) to the RB (medium density residential) zoning district - 2nd reading (Rodney Pinson property, Hygeia Road.)
 Motion: To pass Ordinance 06-03 on 2nd reading.
 By: Bill Vernich, second by Bonnette Dawson.
 Discussion: Carol Fagg has had one call regarding water drainage problems. Philip Bollinger stated that this would be addressed at Planning & Zoning.
 Roll Call: Bollinger, yes; Dawson, yes; Dugger, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.
 MOTION PASSED.

11. New Business.

- a. Ordinance No. 06-05 – Amending one parcel, consisting of a 70.28 acre tract, from the A (agriculture) to the RB (medium density residential) zoning district – 1st reading (3141 Lights Chapel Road.)
 Motion: To approve Ordinance 06-05 on 1st reading.
 By: Bill Vernich, second by Wayne Dugger.
 Roll Call: Bollinger, abstained; Dawson, yes; Dugger, yes; Evans, yes; Fagg, no; Vernich, yes; Mayor Wilson, yes.
 MOTION PASSED – 5 yes, 1 no, 1 abstained.
- b. Ordinance No. 06-06 – Amending ordinance #03-06 which amended Title 8, Chapter 2 of the Greenbrier Municipal Code to adopt regulations concerning penalties related to the sale of beer in the town of Greenbrier – 1st reading.
 Motion: To approve Ordinance No. 06-06 on 1st reading.
 By: Philip Bollinger, second by Bill Vernich.
 Discussion: Joshua Evans asked if we had the option of imposing the permit suspension and the civil penalty at the same time; Christina Bartee said no, it's one or the other. He would also like the language to be more specific on item D concerning a family member being able to apply for a new permit at the same location. Bartee stated that the application addresses this situation. Hatfield feels that this will clarify the penalty issues and gives the Beer Board more clout on what they can do and the application addresses transfer of ownership. Bollinger and Fagg also want to be sure that family members can not apply for a permit at the same location if there is a suspension. Hatfield suggested that we get the Beer Board together to discuss this ordinance before the public hearing next month; perhaps they could discuss it at the upcoming Beer Board meeting.
 Roll Call: Bollinger, yes; Dawson, yes; Dugger, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.
 MOTION PASSED.
- c. Lift moratorium on issuance of beer permits.
 Motion: To lift the moratorium on issuance of beer permits.
 By: Philip Bollinger, second by Bill Vernich.

Discussion: Joshua Evans asked how this would affect the current applicant; Mayor Wilson explained that the old ordinance will apply; the revision could take some time to finalize.
Roll Call: Bollinger, yes; Dawson, yes; Dugger, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.
MOTION PASSED.

d. Finance.
Adjustments to the water and sewer account - \$198.86.
Motion: To accept water and sewer adjustments in the amount of \$198.86.
By: Joshua Evans, second by Wayne Dugger.
Roll Call: Bollinger, yes; Dawson, yes; Dugger, yes; Evans, yes; Fagg, yes; Vernich, yes; Mayor Wilson, yes.
MOTION PASSED.

12. Adjournment.
Motion: To adjourn.
By: Joshua Evans, second by Bill Vernich
MOTION PASSED. Meeting adjourned at 7:32 p.m.



Billy Wilson, Mayor

Attest: 

Janet M. Wilkins, City Recorder