

CITY OF HENDERSONVILLE  
BOARD OF MAYOR AND ALDERMEN  
MINUTES OF REGULAR MEETING  
APRIL 9, 2019

PRESENT

JAMIE CLARY, MAYOR  
ARLENE CUNNINGHAM, VICE-MAYOR  
ANDY BOLT, ALDERMAN  
STEVE BROWN, ALDERMAN  
PAT CAMPBELL, ALDERMAN (Arrived at 11:50 p.m.)  
RUSS EDWARDS, ALDERMAN  
JONATHAN HAYES, ALDERMAN  
PEG PETRELLI, ALDERMAN  
MARK SKIDMORE, ALDERMAN  
SCOTT SPROUSE, ALDERMAN  
JIM WATERS, ALDERMAN  
DARRELL WOODCOCK, ALDERMAN  
JOHN BRADLEY, CITY ATTORNEY  
KAY FRANKLIN, CITY RECORDER

ABSENT

EDDIE ROBERSON, ALDERMAN

AGENDA

Waters moved; seconded by Edwards for acceptance of the agenda.

Waters moved; seconded by Edwards to add recognition of Waters for an announcement of an upcoming town hall meeting.

There was a unanimous vote for approval of the above motion.

Bolt moved; seconded by Cunningham to add a discussion on the hiring of an outside law firm.

Bolt moved; seconded by Cunningham to add a discussion of two employees in jeopardy of losing retirement benefits.

Sprouse moved; seconded by Edwards to call for the question of adding the above two items to the agenda.

There was a majority vote for approval to call for the question with Waters and Clary voting nay.

MINUTES OF REGULAR MEETING

APRIL 9, 2019

PAGE 2

Clary declared the motion carried.

There was a majority vote for approval to amend the agenda by adding the above two items with Waters, Woodcock and Clary voting nay.

Clary declared the motion carried.

Petrelli moved; seconded by Skidmore to add reading of Resolution 2019-21 regarding the calling of special meetings.

There was a majority vote for approval to add Resolution 2019-21 to the agenda with Waters, Woodcock and Clary voting nay.

Clary declared the motion carried.

Brown moved; seconded by Cunningham to add reading of Resolution 2019-24 authorizing transfer of funds to purchase a radio system as it has not been two weeks since committee review.

There was a unanimous vote for approval to add Resolution 2019-24 to the agenda.

There was a majority vote for approval for acceptance of the agenda, as amended, with Clary voting nay.

Clary declared the motion carried.

PRESENTATIONS

Clary presented Certificates of Recognition to members of the Hendersonville High School Ice Hockey Team who finished the season as the GNASH regular season champions.

MINUTES

Waters moved; seconded by Skidmore for approval of the March 22, 2019 special meeting minutes.

There was a unanimous vote for approval of the above motion.

Waters moved; seconded by Skidmore for approval of the March 26, 2019 meeting minutes.

There was a unanimous vote for approval of the above motion.

CITIZENS COMMENTS

Ottis Jones, 144 Nathan Forest Drive, addressed the Board on the City Administrator study, other options and the cost for a City Administrator.

## MINUTES OF REGULAR MEETING

APRIL 9, 2019

PAGE 3

Bonnie Fertig, 1721 Hickory Trace Drive, Gallatin, addressed the Board representing the Hendersonville League of Women Voters, stating a fact-finding committee has been formed to review the issue of a City Administrator.

Barbara Brennan, 116 Jefferson Drive, addressed the Board stating her concern about a short-term committee reviewing the issue of a City Administrator and no voter input on the issue.

Jason DeStefano, 173 Center Point Road, addressed the Board regarding the garbage contract and social media posts regarding recycling.

Mary Burns, 190 Roberta Drive, addressed the Board supporting recycling in the City.

### REPORTS

Finance Committee – reported on a joint meeting with the Public Safety Committee to review and recommend a resolution authorizing a transfer of Fire and Police Department funds to purchase a radio system and reported a Kraft CPA representative has stated the City’s audit is to be completed by the end of April.

General Committee – recommended an ordinance creating the position of City Administrator and setting forth the duties; a negative recommendation was given to an ordinance rezoning property located east of Anderson Lane and north of East Main and requesting a revised Preliminary Development Plan; recommended an ordinance approving a revised Preliminary Development Plan for Durham Farms which includes lot reconfiguration and the addition of villa units; recommended an ordinance appropriating reimbursed TDOT funds to the Saundersville Road LIC Project and recommended a resolution establishing a process for recruiting and hiring department heads.

Public Safety Committee – recommended a resolution authorizing the City to enter into an interlocal cooperation agreement for emergency communications; recommend an ordinance adopting the 2018 International Property Maintenance Code; recommended a resolution recommending certain street or development names no longer be used and recommended a resolution transferring Fire and Police Department funds be transferred to purchase a radio system.

Public Works Committee - starting drainage work and street paving.

Capital Projects Committee – no report.

Planning Commission – approved the Site Plan for Carrier Chiropractic; recommended approval of the Preliminary Development Plan Revisions for Anderson Park at Indian Lake Market and Durham Farms for villa additions; recommended approval of the Final Development Plan revisions for Glenbrook, Section 3, Lot 7; reported the applicant withdrew the request for the Preliminary Development Plan for Montclair and denied the Site Plan for Vogue Towers.

Upon motion and second a break was taken at 8:50 p.m.

MINUTES OF REGULAR MEETING

APRIL 9, 2019

PAGE 4

The meeting reconvened at 9:28 with Cunningham chairing.

The caption of Ordinance 2019-12 was read on second and final reading, an Ordinance amending the Hendersonville Municipal Code, Title 13, Chapter 1, Property Maintenance Code. Brown moved; seconded by Petrelli.

There was a majority vote for approval of Ordinance 2019-12 on second and final reading with Clary not present for the vote.

Cunningham declared the motion carried.

Petrelli moved; seconded by Hayes to take a recess until Clary is available. This motion was withdrawn.

Edwards moved; seconded by Bolt to continue with the agenda until discussion on the City Attorney issue.

There was a majority vote for approval to continue with the meeting with Clary not present for the vote.

Cunningham declared the motion carried.

Skidmore moved; seconded by Petrelli to move discussion of the trash collection data as the next agenda item.

There was a majority vote for approval with Clary not present for the vote.

Discussion ensued on the data including method of pick up and cost.

The caption of Ordinance 2019-13 was read on second and final reading, an Ordinance accepting and appropriating a donation in the amount of \$1,000.00 from Mary's Magical Place Committee to be used for flood damages deductible. Bolt moved; seconded by Petrelli.

There was a majority vote for approval of Ordinance 2019-13 on second and final reading with Clary not present for the vote.

Cunningham declared the motion carried.

The caption of Resolution 2018-73 was read, a Resolution establishing fees to be collected by the Building and Codes Department for the administration and enforcement of all construction codes. Woodcock moved; seconded by Sprouse.

There was a majority vote for approval of Resolution 2018-73 with Clary not present for the vote.

Cunningham declared the motion carried.

MINUTES OF REGULAR MEETING

APRIL 9, 2019

PAGE 5

The caption of Resolution 2019-17 was read, a Resolution authorizing the transfer of \$50,000 from the Information Technology Department salary line item to the Information Technology Department telephone expense line item. Skidmore moved; seconded by Sprouse.

There was a majority vote for approval of Resolution 2019-17 with Clary not present for the vote.

Cunningham declared the motion carried.

Waters announced there will be a Ward 6 town hall meeting on April 18 at 6:00 p.m. at the Durham Farms Community House.

Sprouse moved; seconded by Hayes to move the June 11, 2018 Board meeting to June 13 due to the Symphony at Rock Castle event.

There was a majority vote for approval with Clary not present for the vote.

Cunningham declared the motion carried.

Clary chairs the meeting at 10:20 p.m.

Edwards moved; seconded by Sprouse to hire Bass Berry and Sims, with a \$10,000 limit, to represent the City concerning the City Attorney and City Judge's TCRS status.

Campbell arrived at 11:50 p.m.

Brown moved; seconded by Sprouse for the meeting to continue past 12:00 a.m.

There was a unanimous vote for approval of the above motion for the meeting to continue.

There was a majority vote for approval of the motion to hire Bass Berry and Sims with Clary voting nay.

Clary declared the motion carried.

The caption of Resolution 2019-24 was read, a Resolution authorizing the transfer of \$155,782.61 from the Fire Department Salaries and \$457,935.20 from the Police Department Salaries to Assets \$1,000 to \$7,000 to purchase radio system. Brown moved; seconded by Petrelli.

There was a unanimous vote for approval of Resolution 2019-24.

The caption of Resolution 2019-21 was read, a Resolution regarding the calling of special Board of Mayor and Aldermen meetings. Petrelli moved; seconded by Sprouse.

MINUTES OF REGULAR MEETING

APRIL 9, 2019

PAGE 6


Sprouse moved; seconded by Edwards to amend Resolution 2019-24 by adding “responses to be in writing and failure or absence of a response is assumed to be a no” and change to “shall poll the Board members at least two business days prior to a special Board meeting”.

There was a unanimous vote for approval of the above motion.

There was a majority vote for approval of Resolution 2019-24, as amended, with Clary voting nay.

Clary declared the motion carried.

Upon motion and second and followed by a unanimous vote for approval, the meeting adjourned at 12:32 a.m.



Approved: Jamie Clary, Mayor



Attest: Kay Franklin, City Recorder