

CITY OF HENDERSONVILLE
BOARD OF MAYOR AND ALDERMEN
MINUTES OF REGULAR MEETING
APRIL 23, 2019

PRESENT

JAMIE CLARY, MAYOR
ARLENE CUNNINGHAM, VICE-MAYOR
ANDY BOLT, ALDERMAN
STEVE BROWN, ALDERMAN
PAT CAMPBELL, ALDERMAN
RUSS EDWARDS, ALDERMAN
JONATHAN HAYES, ALDERMAN
PEG PETRELLI, ALDERMAN
EDDIE ROBERSON, ALDERMAN
MARK SKIDMORE, ALDERMAN
SCOTT SPROUSE, ALDERMAN
JIM WATERS, ALDERMAN
DARRELL WOODCOCK, ALDERMAN
JOHN BRADLEY, CITY ATTORNEY
KAY FRANKLIN, CITY RECORDER

AGENDA

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

Roberson moved; seconded by Waters to move the first reading of Ordinance 2019-14 to follow Citizens Comments.

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

Sprouse moved; seconded by Roberson to move reading of Ordinance 2019-16 prior to Citizens Comments but to allow citizens to speak on this prior to reading.

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

Sprouse moved; seconded by Roberson to add a General Committee announcement prior to Citizens Comments on Ordinance 2019-16.

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

There was a unanimous vote for approval to accept the agenda as amended.

PRESENTATIONS

Clary presented a proclamation to members of the Al Menah Shriners proclaiming Shriner Paper Sale Drive May 4 through May 5.

Clary read a proclamation recognizing City employee service anniversaries.

MINUTES

Skidmore moved; seconded by Waters for approval of the April 9, 2019 meeting minutes.

There was a majority vote for approval with Campbell and Roberson abstaining.

Clary declared the motion carried.

CITIZENS COMMENTS ON ORDINANCE 2019-16

Gary Woodward, 125 Ashington Circle, addressed the Board supporting a revised Preliminary Development Plan for Durham Farms.

Rich Michalowski, 104 Lombardi Place, addressed the Board supporting a revised Preliminary Development Plan for Durham Farms.

As there was no one else desiring to speak on Ordinance 2019-16, Clary declared Citizens Comments closed.

The caption of Ordinance 2019-16 was read on first reading, an Ordinance to approve a revised Preliminary Development Plan for Durham Farms, which includes lot reconfiguration and the addition of villa units to the development, located on Drakes Creek Road. Woodcock moved; seconded by Petrelli.

Sprouse stated the committee process of no formal comments from citizens due to time constraints was followed during General Committee review.

There was a unanimous vote for approval of Ordinance 2019-16 on first reading.

CITIZENS COMMENTS ON ORDINANCE 2019-14

Steven Puckett, 228 Sanders Ferry Road, Apartment A-21, addressed the Board requesting a resolution be brought to the State to allow a referendum on the City Administrator position.

Jeff Hulsey, 205 Bahia Mar Point, addressed the Board opposing the City Administrator position.

Jim Hoback, 123 Wessington, addressed the Board opposing the City Administrator position.

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Roland Munford, 105 Pico, addressed the Board opposing the City Administrator position.

Joseph Taylor, 164 Fieldcrest Circle, addressed the Board supporting the City Administrator position.

Jeff Huey, 201 Bahia Mar Point, addressed the Board opposing the City Administrator position.

Monte Wright, 101 Elnora Drive, addressed the Board opposing the City Administrator position.

Kathy Wright, 101 Elnora Drive, addressed the Board opposing the City Administrator position.

Jamie Feoli, 100 Spade Leaf Boulevard, addressed the Board opposing the City Administrator position.

Charles Hasty, 105 Stoneway, addressed the Board opposing the City Administrator position.

Barry Hardwick, 202 Applewood Valley, addressed the Board opposing the City Administrator position.

Charlie Floyd, 305 Southburn Drive, addressed the Board opposing the City Administrator position.

Danielle Hopkins, 106 Koleberg Trail, addressed the Board opposing the City Administrator position.

Charles Lea, 140 River Chase, addressed the Board supporting the City Administrator position.

Donna DeSopo, 101 Chambliss Court, addressed the Board opposing the City Administrator position.

Tyrone Jay, 1019 Mansker Farms, addressed the Board opposing the City Administrator position.

Brent Randall, 102 Donovan Court, addressed the Bard opposing the City Administrator position.

John Chestnut, 120 Riverbirch Lane, addressed the Board supporting the City Administrator position.

Jenny Chestnut, 120 Riverbirch Lane, addressed the Board supporting the City Administrator position.

Rachel Collins, 1575 Hunt Club Boulevard, addressed the Board supporting the City Administrator position.

Chris Spencer, 104 River Chase, addressed the Board opposing the City Administrator position.

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Steve Powers, Hendersonville Firefighters Association member, addressed the Board supporting the City Administrator position.

Tim Jones, 112 Georgetown Drive, addressed the Board opposing the City Administrator position.

Emily Snyder, 244 Island Drive, addressed the Board opposing the City Administrator position.

Troy M. Smith, 102 Benjamin Lane, addressed the Board supporting the City Administrator position.

Paul Varble, 365 B.N. Hunter Road, Portland, addressed the Board as an employee of the City supporting the City Administrator position.

Rebecca Mills, 1553 Hunt Club Boulevard, addressed the Board supporting the City Administrator position.

John Prentiss, 101 Airfloat Drive, addressed the Board supporting the City Administrator position.

Ottis Jones, 144 Nathan Forest Drive, addressed the Board opposing the City Administrator position.

Julie Perry, 158 Shadowhaven Lane, addressed the Board opposing the City Administrator position.

Clary requested MTAS Consultant Gary Jaeckel address the Board to explain Home Rule charter.

Upon motion and second and followed by a unanimous vote for approval, a break was taken at 10:40 p.m. The meeting reconvened at 10:50 p.m.

The caption of Ordinance 2019-14 was read on first reading, an Ordinance creating the position of City Administrator and setting forth the duties of the position. Hayes moved; seconded by Campbell.

Roberson moved; seconded by Waters to amend Ordinance 2019-14 by working with legal counsel to create an ordinance to meet the spirit of this ordinance and authorization by the Board to hire a Chief of Staff with the role of advice and counsel and to work with Human Resources and MTAS to find a candidate and then bring back to the Board for advice and consent. This position would have the same protection as a department head and must have approval of the Board before being fired.

Clary moved; seconded by Cunningham to continue the meeting past 12:00 a.m.

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

The following voted on the above amendment:

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Aye: Edwards, Roberson, Skidmore, Waters, Woodcock and Clary.

Nay: Bolt, Brown, Campbell, Cunningham, Hayes, Petrelli and Sprouse.

Clary declared the motion failed.

Roberson left the meeting.

Brown moved; seconded by Sprouse to amend Ordinance 2019-14 to review job description and exact salary and defer action until the May 28 meeting.

Cunningham began chairing the meeting at 1:45 a.m.

Clary returned to chair the meeting at 1:55 a.m.

Petrelli moved; seconded by Edwards to call for the question.

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

There was a majority vote for approval of the amendment to Ordinance 2019-14.

Clary declared the motion carried.

The following voted on Ordinance 2019-14, as amended, on first reading:

Aye: Bolt, Brown, Campbell, Cunningham, Hayes, Petrelli and Sprouse.

Nay: Edwards, Skidmore, Waters, Woodcock and Clary.

Clary declared the motion carried.

CITIZENS COMMENTS

Mary Burns, 190 Roberta Drive, addressed the Board as a member of the Solid Waste Advisory Committee stating the Committee recommended trash pick up to be curbside one time a week.

As there was no one else desiring to address the Board, Clary declared Citizens Comments closed.

REPORTS

Finance Committee – recommended an ordinance appropriating \$86,403.68 of reimbursed TDOT funds to the Saundersville Road Local Interchange Connector Project; recommended a resolution to apply for a Meet Me At the Park Play Spaces Grant; recommended a resolution to apply for a Dog Park Dash Grant; recommended a resolution to apply for a PetSafe Bark For Your Park Grant; recommended a resolution to apply for a Memorial Foundation Grant; received a report on Fire

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Hall # 2 rebuild; reviewed budget overages report, reviewed the sales tax report and discussed the audit status.

General Committee – reported ordinances creating the position of City Administrator and setting forth the duties of the position, approving a revised Preliminary Development Plan for Durham Farms, appropriating \$86,403.68 of reimbursed TDOT funds to the Saundersville Road Local Interchange Connector Project and a resolution establishing a process for recruiting and hiring department heads were reviewed and recommended at a previous meeting.

Public Safety Committee – no report.

Public Works Committee – recommended a resolution to apply for a Meet Me At the Park Play Spaces Grant, recommended a resolution to apply for a Dog Park Dash Grant, recommended a resolution to apply for a PetSafe Bark For Your Park Grant; recommended a resolution to apply for a Memorial Foundation Grant; discussed the garbage contract stating the Committee has taken a neutral position; reported the Solid Waste and Recycling Committee recommended curbside pick up once a week and reported Mary’s Magical Place is scheduled to be re-opened soon after flooding issues.

Capital Projects Committee – no report.

Planning Commission – reported the Planning Commission recommended approval of an Ordinance to approve a revised Preliminary Development Plan for Durham Farms, which includes lot reconfiguration and the addition of villa units to the development.

ORDINANCES AND RESOLUTIONS

The caption of Ordinance 2019-11 was read on first reading, an Ordinance amending the Hendersonville Municipal Code, Title 12, Chapter 9, Housing Code. Brown moved; seconded by Petrelli.

There was a unanimous vote for approval of Ordinance 2019-11 on first reading.

The caption of Ordinance 2019-17 was read on first reading, an Ordinance appropriating \$86,403.68 of reimbursed Tennessee Department of Transportation funds to the Saundersville Road Local Interchange Connector Project. Skidmore moved; seconded by Campbell.

There was a unanimous vote for approval of Ordinance 2019-17 on first reading.

The caption of Resolution 2019-16 was read, a Resolution authorizing the City of Hendersonville to enter into an Interlocal Cooperation Agreement for Emergency Communication. Brown moved; seconded by Edwards.

There was a unanimous vote for approval of Resolution 2019-16.

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The caption of Resolution 2019-22 was read, a Resolution establishing a process for recruiting and hiring department heads. Petrelli moved; seconded by Campbell.

Waters moved to change Human Resources Manager to Human Resources Director. Motion died for lack of a second.

Sprouse moved; seconded by Woodcock to amend Resolution 2019-22, # 2, that if MTAS is unable to provide their service in a timely manner, the Board may approve to proceed with an outside service provider and amend # 8 by adding after successful candidate "should one be identified".

There was a majority vote for approval of the above amendment.

There was a majority vote for approval of Resolution 2019-22 with Clary and Edwards voting nay.

Clary declared the motion carried.

The caption of Resolution 2019-26 was read, a Resolution to determine trash collection service for the City of Hendersonville. Clary moved; seconded by Waters.

Sprouse moved; seconded by Brown to amend Resolution 2019-26 by selecting Republic Services for backdoor pick up twice a week.

The following voted on the above amendment:

Aye: Bolt, Brown, Hayes, Petrelli, Skidmore, Sprouse and Waters.

Nay: Campbell, Cunningham, Edwards, Woodcock and Clary.

Clary declared the motion carried.

The following voted on Resolution 2019-26, as amended:

Aye: Bolt, Brown, Campbell, Hayes, Sprouse and Waters.

Nay: Cunningham, Edwards, Skidmore, Woodcock and Clary.


Abstain: Petrelli.

Clary declared the motion carried.

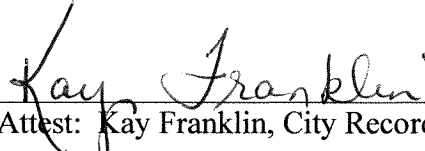
It was later determined Resolution 2019-26 did not receive a majority vote for approval and will be reconsidered at the May 14, 2019 Board meeting.

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Upon motion and second and followed by a unanimous vote for approval, the meeting adjourned at 3:45 a.m.



Approved: Jamie Clary, Mayor



Attest: Kay Franklin, City Recorder