

CITY OF HENDERSONVILLE  
BOARD OF MAYOR AND ALDERMEN  
MINUTES OF REGULAR MEETING  
MAY 28, 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

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

Brown moved; seconded by Cunningham to amend the agenda by deferring reading of Ordinance 2019-22, an Ordinance to adopt a City budget and to appropriate funds for Fiscal Year 2019-2020 and Ordinance 2019-23, an Ordinance imposing a fee in the amount of \$252.00 for the purpose of funding "A Universal System of Domestic Garbage Collection and Disposal" to the June 14, 2019 Board meeting.

There was a unanimous vote for approval to defer first reading of Ordinance 2019-22 and 2019-23.

Edwards moved; seconded by Cunningham to move reading of Resolution 2019-29, a Resolution regarding adjournment of meetings of the Board of Mayor and Aldermen to the top of the agenda.

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

Sprouse moved; seconded by Skidmore to add reading of Resolution 2019-33 and Resolution 2019-34 as it has not been two weeks since committee consideration.

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

Edwards moved; seconded by Cunningham to amend the agenda to impose a five-minute time limit for public hearing comments.

The following voted on the above motion:

Aye: Bolt, Cunningham, Edwards, Hayes, Woodcock and Clary.

Nay: Brown, Campbell, Petrelli, Roberson, Skidmore, Sprouse and Waters.

Clary declared the motion failed.

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

PRESENTATION

Public Works Projects Coordinator Alana Hibbler gave a presentation on behalf of the Solid Waste and Recycling Committee.

PUBLIC HEARING

A public hearing was held to hear comments on the hiring of a City Administrator.

Forrest Wise, 104 Greenyards Place, addressed the Board opposing the City Administrator position.

Aimee Lecerf, 100 Spadeleaf Boulevard, addressed the Board opposing the City Administrator position.

Pam Lecerf, 100 Spadeleaf Boulevard, addressed the Board opposing the City Administrator position.

Barbara Brennan, 116 Jefferson Drive, addressed the Board opposing the City Administrator position.

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

Fred See, 137 Glenn Hill Drive, addressed the Board opposing the City Administrator position.

Steve Elbert, 214 Bluegrass Drive, addressed the Board opposing the City Administrator position.

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

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

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

Terry Huffman, 129 Spy Glass Way, addressed the Board opposing the City Administrator position.

Mark Evans, 1567 Drakes Creek Road, addressed the Board supporting the City Administrator position.

Troy M. Smith, Ashpoint, addressed the Board supporting the City Administrator position.

Mike Fussell, 128 Island Drive, addressed the Board supporting the City Administrator position.

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

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

Cary Massey, 157 Sandpiper Circle, addressed the Board opposing the City Administrator position.

Oliver Barry, 402 Private Drive, addressed the Board supporting the City Administrator position.

Pat Collins, 139 Chiroc Road, addressed the Board opposing the City Administrator position.

Turner Gaw, 133 Pembroke Drive, addressed the Board supporting the City Administrator position.

Mary L. Burns, 190 Roberta Drive, addressed the Board supporting the City Administrator position.

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

John Prentiss, 111 Airfloat Drive, addressed the Board supporting the City Administrator position.

Rick Fox, 108 Walnut Drive, addressed the Board supporting the City Administrator position.

Robert Johnson, 130 River Chase, addressed the Board supporting the City Administrator position.

Mary Beth Ippich, 118 Chesapeake Harbor Boulevard, addressed the Board supporting the City Administrator position.

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Paul Varble, 365B N. Hunter Road, Portland, addressed the Board as Fire Marshall supporting the City Administrator position.

As there was no one else desiring to speak, Clary declared the Public Hearing closed.

MINUTES

Sprouse moved; seconded by Roberson for approval of the May 14, 2019 meeting minutes.

There was a majority vote for approval with Edwards and Hayes abstaining.

Clary declared the motion carried.

CITIZENS COMMENTS

John Prentiss, 111 Airfloat Drive, addressed the Board supporting the deferral of the budget and special assessment ordinances.

Donna DeSopo, 101 Chambliss Court, addressed the Board on funds appropriated for legal fees for status of City Attorney and City Judge with TCRS.

Pat Collins, 139 Chiroc Road, addressed the Board on the pilot recycling program, street lights, culvert repair and trash service.

Roberson moved; seconded by Edwards to interrupt Citizens Comments and proceed to reading of Resolution 2019-19 and Ordinance 2019-14 and then return to Citizens Comments.

Roberson withdrew his motion and Edwards withdrew his second.

Clary moved; seconded by Roberson to take up Resolution 2019-29 and Ordinance 2019-14 immediately after Citizens Comments.

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

Mary L. Burns, 190 Roberta Drive, addressed the Board citing the loss of the pilot recycling program after July 1.

Tyrone Jay, 1019 Mansker Farm Boulevard, addressed the Board on communication needs, the Sunshine Law and tipping fees.

Mary Beth Ippich did not desire to speak.

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

ORDINANCES AND RESOLUTIONS

The caption of Resolution 2019-29 was read, a Resolution regarding adjournment of meetings of the Board of Mayor and Aldermen. Petrelli moved; seconded by Campbell.

There was a unanimous vote for approval of Resolution 2019-29.

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

Roberson moved; seconded by Edwards to amend Ordinance 2019-14 by deleting its text in its entirety and substituting the position of Chief of Staff and setting forth the qualifications, duties and salary of the position.

Roberson requested a letter from the League of Women Voters and a newspaper article from the Chattanooga Times Free Press be entered as a part of these minutes.

The following voted on the above amendment:

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

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

Clary declared the motion failed.

Woodcock moved; seconded by Clary to amend Ordinance 2019-14 # 2 by adding after one year this authority shall extend to Department Heads and the Management Review ordinance will be repealed at that time.

Sprouse moved; seconded by Campbell to suspend the rules to allow the City Administrator Ad Hoc Committee Chairman John Prentiss address the Board.

Prentiss stated the Committee did not make such a recommendation.

Clary moved; seconded by Sprouse to continue the meeting past 12:00 a.m. and adjourn at 1:00 a.m.

There was a majority vote for approval with Roberson and Waters voting nay.

Clary declared the motion carried.

The following voted on the above amendment:

Aye: Bolt, Hayes, Roberson, Waters, Woodcock and Clary.

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Nay: Brown, Campbell, Cunningham, Edwards, Petrelli, Skidmore and Sprouse.

Clary declared the motion failed.

Cunningham moved; seconded by Hayes to amend Ordinance 2019-14 by adding A Section IV to read this ordinance to take effect and be funded on July 1, 2020.

There was a majority vote for approval of the above amendment with Skidmore and Woodcock voting nay.

Clary declared the motion carried.

Clary moved; second by Cunningham to amend Ordinance 2019-14 by adding # 12 that the City Administrator shall be a member in good standing in the ICMA.

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

The following voted on second and final reading of Ordinance 2019-14, as amended:

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

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

Clary declared the motion carried.

## REPORTS

Finance Committee – discussed the Finance Director position search; recommended an ordinance amending the Hendersonville Municipal Code regarding pay benefits for Public Safety and Parks Department employees; recommended an ordinance accepting and appropriating a donation from the Hendersonville High School Soccer Foundation; deferred an ordinance amending the Hendersonville Municipal Code establishing impact fees; reported a neutral decision on an ordinance to adopt a City budget and an ordinance imposing a fee in the amount of \$252 for the garbage assessment; recommended a resolution establishing fees to be collected by the Codes Department; recommended a resolution to replace an animal control truck; reported a negative recommendation for a resolution authorizing the transfer of funds from the Police Department to the Public Works Horse Barn Construction account; recommended a resolution amending the Job Classification List and Pay Table regarding the Assistant Director – Facilities and Events; recommended a resolution authorizing the Mayor to enter into a lease/purchase agreement with John Deere Company and reviewed budget overages and the sales tax report.

General Committee – announced the June 11 meeting will be moved to June 13.

Public Safety Committee – met in a special meeting to review the Fire and Police Department budgets.

Public Works Committee – reported paving projects are underway and reviewed street lights.

Capital Projects Committee – no report.

Planning Commission – no report.

## ORDINANCES AND RESOLUTIONS

The caption of Ordinance 2019-9 was read on first reading, an Ordinance amending Title 1, Chapter 11, Inspection or Duplication of Public Records. Campbell moved; seconded by Cunningham.

Sprouse moved; seconded by Campbell to amend Ordinance 2019-9 by adding a # 5 definition for OORC.

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

Campbell withdrew Ordinance 2019-9.

The caption of Ordinance 2019-18 was read on first reading, an Ordinance amending the Hendersonville Municipal Code, Title 12, by adding Chapter 8, Electrical Code. Sprouse moved; seconded by Cunningham.

There was a unanimous vote for approval of Ordinance 2019-18 on first reading.

The caption of Ordinance 2019-20 was read on first reading, an Ordinance accepting and appropriating a donation in the amount of \$500.00 from the Hendersonville High School Soccer Foundation. Bolt moved; seconded by Petrelli.

There was a unanimous vote for approval of Ordinance 2019-20 on first reading.

The caption of Resolution 2019-23 was read, a Resolution recommending certain street or development names no longer be used. Petrelli moved; seconded by Cunningham.

There was a unanimous vote for approval of Resolution 2019-23.

The caption of Resolution 2019-31 was read, a Resolution to replace animal control truck. Brown moved; seconded by Petrelli.

There was a unanimous vote for approval of Resolution 2019-31.


The caption of Resolution 2019-32 was read, a Resolution authorizing the transfer of \$65,000 from the Police Department Account Assets \$7,000 and up (110-40042-645) to the Public Works Department Horse Barn Construction Account (323-47008-645). Brown moved; seconded by Sprouse.

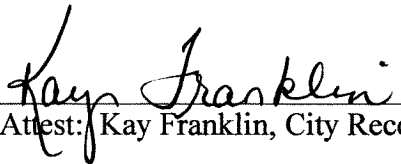
There was a majority vote for approval with Woodcock voting nay.

Clary declared the motion carried.

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The meeting adjourned as it was 1:00 a.m.

  
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Approved: Jamie Clary, Mayor

  
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Attest: Kay Franklin, City Recorder