

CITY OF HENDERSONVILLE
BOARD OF MAYOR AND ALDERMEN

January 28, 2020

7:30 p.m.

Hendersonville City Hall, 101 Maple Drive North

- I. Call to Order by the Mayor
 - II. Acceptance of agenda
 - III. Presentations
 - A. Presentation of National Recycling Day Drawing Contest Winners
 - B. Presentation of Christmas Parade Float Winners
 - C. Presentation from Kraft CPA for FY18-19 Audit
 - IV. Public Hearing
 - V. Minutes
 - A. Approval of January 14,2020 meeting minutes 3-9
 - VI. Citizens Comments
 - VII. Committee Reports
 - A. Finance Committee - Cunningham
 - B. General Committee – Sprouse
 - C. Public Safety Committee - Brown
 - D. Public Works Committee – Skidmore
 - E. Capital Projects Committee – Campbell
 - F. Planning Commission – Woodcock
 - G. Census Committee – Cunningham
 - H. City Administrator – Dave LeMarbre
 - VIII. Ordinances and Resolutions
 - A. First Reading of Ordinance 2020-4, an Ordinance appropriating up to \$25,000 for the Spencer Bristol family and members of the Hendersonville Police Department to attend National Law Enforcement Police Memorial Service (*subject to BOMA approval pursuant to Ordinance 2002-12*) 10-12
 - B. Reading of Resolution 2020-2, a Resolution amending the Job Classification List and Pay Tables 13-14
 - C. Reading of Resolution 2020-3, a Resolution to proceed with the installation of electronic voting equipment 15-16
- Brown
- Bolt, Hayes, and Sprouse
- Bolt, and Edwards

IX. Other Agenda Items

Clary

- A. Vote on the confirmation of Jim Carr to serve on the Golf Course Commission

17-18

X. Adjournment

Information Re: Board/Committee Nominations for Next Agenda

CITY OF HENDERSONVILLE
BOARD OF MAYOR AND ALDERMEN
MINUTES OF REGULAR MEETING
JANUARY 14, 2020

PRESENT

JAMIE CLARY, MAYOR
ARLENE CUNNINGHAM, VICE-MAYOR
ANDY BOLT, ALDERMAN
STEVE BROWN, ALDERMAN
PAT CAMPBELL, 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

ABSENT

RUSS EDWARDS, ALDERMAN

AGENDA

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

Woodcock requested adding a presentation for the Dream Catcher Flag Football Team.

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

Petrelli requested adding an Americans with Disabilities Board report.

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

Brown moved; seconded by Sprouse to add reading of Resolution 2020-5.

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

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

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PRESENTATIONS

Fran Marcou, President of Hendersonville Rotary Club announced the club will be building a monument recognizing First Responders and celebrating the 50th birthday of the Hendersonville Rotary Club. Drawings of the proposed monument were presented. Julie White spoke on fund raising efforts.

Clary recognized members of the Dream Catchers Flag Football 8U Team, an all-girls team that competes with all-boy teams and stating they recently played in the national championship.

PUBLIC HEARING

A public hearing was held to hear comments on proposed revisions to the Zoning Ordinance for the City of Hendersonville and its Planning Region.

Steven Puckett, 228 Sanders Ferry Road, Apartment A-21, addressed the Board on the sign portion of the Zoning Ordinance dealing with distance from right-of-way and political signs.

Don Ward, 114 Hatcher Drive, addressed the Board as owner of a sign company stating his concern with the proposed legislation on electronic message boards.

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

A public hearing was held to hear comments on a request by Charles Baird to adopt a Plan of Services, annex and rezone 95 acres to Suburban Residential, Low Density (SR-01). The property is located on the east side of Anderson Road, as identified by Sumner County Tax Map 138, Parcel 021.00.

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

MINUTES

Roberson moved; seconded by Skidmore for approval of the December 10, 2019 meeting minutes.

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

CITIZENS COMMENTS

Steve Rozek, 110 S. Laurens Way, addressed the Board, on the City's benefit package for emergency services employees.

Gary Woodward, 125 Ashington Circle, addressed the Board citing the speed limit signs being removed from Avant Lane and being replaced so promptly.

Steven Puckett, 228 Sanders Ferry Road, Apartment A-21, addressed the Board stating citizens can contact their State representatives to amend Title VI and term limits.

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Ottis Jones, 144 Nathan Forest Drive, addressed the Board representing Hendersonville Organization for Political Education and allowing citizens to elect a mayor with similar visions.

Rachel Higgins, 1004 Emery Bay Circle, addressed the Board requesting curbside recycling.

As there was no one else desiring to speak, Clary declared Citizens Comments closed.

REPORTS

Finance Committee – no report.

General Committee – recommended a resolution amending the Job Classification List and Pay Table regarding the Senior Human Resources Coordinator and HR Specialists; recommended a resolution to proceed with the installation of electronic voting equipment and recognized the resignation of Human Resources Manager Peter Voss.

Public Safety Committee – reviewed neighborhood traffic calming proposals; reviewed the proposed First Responders Memorial; recommended funding staff to have the UTV in use at the parks and received an update on the Emergency Communications Center.

Public Works Committee – no report.

Capital Projects Committee – reported the City has been approved for a \$1.2 million TEMA Hazard Mitigation Grant qualifying 29 properties in the Savely Drive/Court area.

Planning Commission – approved Final Plats for Saundersville Station, Phase 8, Section 1, Stonecrest, Phase 5, Section 2 and 3; approved the Site Plan for a detached mother-in-law suite at 214 Spring Valley Drive and recommended the street acceptance for Stonecrest, Phase 3 and Phase 5, Section 1.

ADA – reviewed Phase 1 of the identified improvements and explained Phase 2 and Phase 3 of the program.

Census Committee – no report.

City Administrator – cited support from the community with the death and funeral of MPO Spencer Bristol; advised that department heads would not be attending the Board meeting unless they had an agenda item; reported on a meeting with MTAS Representative Gary Jaeckel who stated all employees report to the City Administrator; announced 15 applications had been received for the City Administrator position; announced Chris Taylor will be serving as Interim Human Resources Manager with Voss' resignation; will be meeting on the Smartworks contract this week; requested Marshall Boyd's appointment as Interim Public Works Director be extended; reported the audit has been sent to Board members; expect to post the ADA Coordinator position soon and reported the road widening on Indian Lake is to be rebid.

Skidmore moved; seconded by Campbell to amend the agenda to discuss extending Interim Public Works Director Marshall Boyd's appointment for 60 days.

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

Clary declared the motion carried.

Campbell moved; seconded by Petrelli to amend the above amendment by extending until the end of April.

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

Clary declared the motion carried.

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

Upon motion and second and followed by a unanimous vote for approval, a break was taken at 9:21 p.m. The meeting reconvened at 9:30 p.m.

ORDINANCES AND RESOLUTIONS

The caption of Ordinance 2019-45 was read on second and final reading, an Ordinance adopting a revised Zoning Ordinance for the City of Hendersonville and the Hendersonville Planning Region. Woodcock moved; seconded by Sprouse.

Woodcock moved; seconded by Sprouse to amend with the following:

Update Place of Worship to permitted in General Commercial (GC) and Heavy Commercial (HC) and amend 13.10 Wall Murals as follows: Wall murals may be allowed, subject to Planning Commission approval. 13.10.1 Design Standards The following criteria shall be utilized by the Planning Commission to evaluate and review for mural approval: 1. Shall be an original work of art. 2. Shall be designed and constructed under the supervision of a qualified artist/muralist or other qualified professional who has sufficient knowledge and experience in the design and execution of such projects, as well as with the application of the selected medium. 3. Shall exhibit excellence in design, content, material, and application while incorporating high-quality materials that will enhance the overall development and appearance of the site. 4. Materials shall be securely attached to the building or structure to which it is applied. 5. Materials shall be durable and weather resistant to prevent premature deterioration or other unintended change in appearance. 6. Materials shall be appropriate for its outdoor location and climate, with special considerations for longevity and if possible, graffiti resistant. 7. Materials used may be, but are not limited to, paint and other artistic mediums such as tile or mosaic. 8. Colors should be complementary and harmonious with the exterior colors of the building or structure. 9. Design, location, scale and content should be in keeping with and enhance the building, wall, windows, fence, or other surface on which it is located, as well as the local environment. 13.10.2 Prohibitions All criteria not expressly permitted in accordance with the Section 13.10.1 above are prohibited. Such criteria include but are not limited to: 1. Applied to any surface that was unlawfully established. 2.

Constitute or create a traffic hazard for passing motorists. 3. Obscure or detract from the significant architectural features of the said structure or have an adverse effect on properties or facing properties. 4. Compromise the proper function of any building or use or diminish public safety. 5. Installed in locations that conflict with setback requirement of the district in which it is located. 6. Be above a height that is or would be nonconforming to current building height limitations. 7. Contain a logo or trademarked symbol, except for official government seals. 8. Include commercial text or products displaying, mimicking or construed as symbolizing a specific brand. 9. Incorporate recognized signs of hatred or discrimination against any race, color, sex, age, national origin, disability, religion, ancestry, marital status, familial status, gender identity or expression or sexual orientation. 10. Be obscene or harmful to minors as defined by law. 11. Consist of any reproduction, copy or mass-produced work of visual art of any type.

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

Bolt moved; seconded by Woodcock to amend with the following:

Amend 12.5 Municipal Exemptions from Design Standards as follows: 2. The following structures located upon City-owned property shall be exempt from Design Review under this Chapter. 1. Dome Air-Supported structures (see Chapter 16: Definitions). 2. Dome Membrane-covered Frame-supported structures (see Chapter 16: Definitions). 3. Dome Tensile Membrane Structures (see Chapter 16: Definitions). NOTE: This exemption creates the opportunity to cover more athletic fields and maximize the full use of City Park Properties. 3. **Dome Air-supported Structure (dome or bubble).** Dome structure supported by continuous supply of air, resulting in a complete open-span interior that is unobstructed by columns or support beams. Can be designed for permanent, seasonal, or temporary installation. Designed, engineered, and constructed to meet or exceed all local windspeed and snow load requirements and conform with applicable international Building Code. **Dome Membrane-covered Frame-supported Structure.** A non-pressurized dome structure with architectural fabric envelope supported by steel (or other metal) framework, with no columns or support beams within the internal floor space. Can be designed for permanent, seasonal, or temporary insulation. Designed, engineered, and constructed to meet or exceed all local wind speed and snow load requirements and conform with applicable International Building Code. **Dome Tensile Membrane Structure.** A membrane structure having a shape that is determined by tension in the membrane and the geometry of the support structure. Typically, the structure consists of both flexible elements (e.g. struts, masts, beams, and arches) and the anchorage (e.g. supports and foundations). Can be designed for permanent, seasonal, or temporary installation. Designed, engineered, and constructed to meet or exceed all local wind speed and snow load requirements and conform with applicable International Building Code.

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

Without objection, the rules were suspended to allow Don Ward with Award Sign Company to address the Board.

Ward explained the electronic sign process and stated he feels the amended Zoning Ordinance would make electronic signage cost-prohibitive for businesses.

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Sprouse moved; seconded by Campbell to call for the question.

The following voted on the above motion:

Aye: Bolt, Cunningham, Hayes, Sprouse and Woodcock.

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

Clary declared the motion failed.

Roberson moved; seconded by Bolt to amend by delaying implementation of the expectation of 10mm electronic signs, Table 20, Note 2F, until August 1, 2020.

The following voted:

Aye: Bolt, Brown, Campbell, Cunningham, Petrelli, Roberson, Skidmore, Waters and Clary.

Nay: Hayes, Sprouse and Woodcock.

Clary declared the motion carried.

There was a unanimous vote for approval of Ordinance 2019-45, as amended, on second and final reading.

The caption of Resolution 2019-59 was read, a Resolution to annex certain territory upon written consent of the owners and to incorporate said property, located on the east side of Anderson Road, south of Jenkins Lane, also known as the Baird Farm and 1600 Anderson Road, into the City of Hendersonville, Tennessee. Woodcock moved; seconded by Cunningham.

There was a unanimous vote for approval of Resolution 2019-59.

The caption of Ordinance 2019-52 was read on second and final reading, an Ordinance rezoning 95 acres located on the east side of Anderson Road, south of Jenkins Lane, also known as the Baird Farm and 1600 Anderson Road, Hendersonville, Sumner County, Tennessee. Woodcock moved; seconded by Campbell.

There was a majority vote for approval of Ordinance 2019-52 on second and final reading with Clary voting nay.

Clary declared the motion carried.

The caption of Ordinance 2019-55 was read on second and final reading, an Ordinance amending Budget Ordinance 2019-22 by appropriating general funds up to \$100,000 for the design and drawings for Fire Station 7. Brown moved; seconded by Cunningham.

There was a unanimous vote for approval of Ordinance 2019-55 on second and final reading.

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The caption of Resolution 2019-68 was read, a Resolution renaming Park Road, Conway Twitty Lane.

There was a unanimous vote for approval of Resolution 2019-68.

The caption of Resolution 2020-1 was read, a Resolution accepting the dedication of the completed streets in Stonecrest, Phase 3 and Phase 5, Section 1, Hendersonville, Sumner County, Tennessee. Woodcock moved; seconded by Brown.

There was a unanimous vote for approval of Resolution 2020-1.

The caption of Resolution 2020-5 was read, a Resolution regarding the office of the Interim City Administrator. Cunningham moved; seconded by Sprouse.

Woodcock moved; seconded by Petrelli to amend Resolution 2020-5 to state that the Interim City Administrator can designate his office or any employee he supervises.

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

The above motion was withdrawn.

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

There was a majority vote for approval of Resolution 2020-5, 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 10:35 p.m.

Approved: Jamie Clary, Mayor

Attest: Kay Franklin, City Recorder

ORDINANCE 2020-4

Sponsor: Brown

AN ORDINANCE APPROPRIATING UP TO \$25,000 FOR THE SPENCER BRISTOL FAMILY AND MEMBERS OF THE HENDERSONVILLE POLICE DEPARTMENT TO ATTEND NATIONAL LAW ENFORCEMENT POLICE MEMORIAL SERVICE

WHEREAS, in 1962, President John F. Kennedy designated May 15 as Peace Officers' Memorial Day and the week in which May 15 falls as National Police Week with names of officers who were killed in the line of duty engraved on the National Law Enforcement Officers Memorial in Washington DC; and

WHEREAS, Master Patrol Officer Spencer Bristol's name will be engraved on the Memorial and he will be recognized during the service this year; and

WHEREAS, funds are needed to cover expenses for the Bristol family and members of the Hendersonville Police Department to attend the memorial service and bring four Police Department motorcycles for participation in the ceremony:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF HENDERSONVILLE, TENNESSEE, that up to \$25,000 is hereby appropriated to cover expenses for the Spencer Bristol Family and members of the Hendersonville Police Department to attend the National Law Enforcement Police Memorial Service in Washington, DC.

This ordinance shall take effect at the earliest date allowed by law.

First Reading: _____

Second Reading: _____


APPROVED:

JAMIE CLARY, Mayor

ATTEST:

KAY FRANKLIN, City Recorder

APPROVED AS TO FORM AND LEGALITY:



JOHN R. BRADLEY, City Attorney

LEGISLATIVE HISTORY
Ordinance 2020-4

Sponsor: Brown

Committee: Finance

Date of Committee Meeting: January 28, 2020

Committee Recommendation:

First BOMA Reading: January 28, 2020

Additional details as needed:

These are best estimates at this time and are contingent on booking date and are subject to change.

Travel:

- Travel to include airfare for the family and one HPD staff assigned to the family. Estimated at \$400 per person
- Others will travel at no cost by charter buses that are being provided by the organization; Middle & East TN Concerns of Police Survivors, C.O.P.S
- HPD vehicle or donated vehicle to pull trailer with 4 of our motorcycles that will be participating in the ceremony
- HPD vehicle(s) if buses are full or schedule requires it

Meals:

- Standard Per Diem rate estimated at \$ 76 per day per attendee as recommended by Middle & East TN Concerns of Police Survivors, C.O.P.S based on location

Lodging:

- Rooms at pre-designated hotels are reserved in advance by Middle & East TN Concerns of Police Survivors, C.O.P.S once notice of a line of duty death is made to ensure rooms are available to family and department. Estimated at \$210-\$220 per night

RESOLUTION 2020-2

Sponsors: Bolt, Hayes and Sprouse

A RESOLUTION AMENDING THE JOB CLASSIFICATION LIST AND PAY TABLES.

WHEREAS, the Board of Mayor and Alderman approved Resolution 2019-64, Job Classification and Pay Table; and

WHEREAS, the Personnel Department Fiscal Year 2019-2020 budget includes funds for an HR Coordinator position for one half year at Grade 14; and

WHEREAS, funds have previously been appropriated in Budget Ordinance 2019-22 for a Payroll Specialist position at Grade 15; and

WHEREAS, the Senior Human Resources Coordinator is at a Grade 16; and

WHEREAS, no additional appropriation to either department's budget will be required to fund any amendments:

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF HENDERSONVILLE, the restructuring of the Finance and Personnel Departments includes the following:

- Senior Human Resources Coordinator job description is amended to include supervisory duties
- Senior Human Resources Coordinator is now Grade 17
- HR Specialist position is created within Grade 16.

Adopted this _____ day of _____, 2020


APPROVED:

JAMIE CLARY, Mayor

ATTEST:

KAY FRANKLIN, City Recorder

APPROVED AS TO FORM AND LEGALITY:



JOHN R. BRADLEY, City Attorney

LEGISLATIVE HISTORY
Resolution 2020-2

Sponsors: Bolt, Hayes and Sprouse

Committee: General

Date of Committee Meeting: January 14, 2020

Committee Recommendation:

RESOLUTION 2020-3

Sponsor: Bolt and Edwards

A RESOLUTION TO PROCEED WITH THE INSTALLATION OF ELECTRONIC VOTING EQUIPMENT

WHEREAS, the City of Hendersonville possesses the capability for electronic voting in the Main Meeting Room at City Hall; and

WHEREAS, training opportunities for use of the electronic voting equipment for elected officials and City staff are to be provided:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF HENDERSONVILLE, TENNESSEE, that the electronic voting equipment be installed in the Main Meeting Room at City Hall and training provided on its use with equipment active on or before February 25, 2020.

Adopted this the _____ day of _____, 2020.

APPROVED:

JAMIE CLARY, Mayor

ATTEST:

KAY FRANKLIN, City Recorder

APPROVED AS TO FORM AND LEGALITY:



JOHN R. BRADLEY, City Attorney

LEGISLATIVE HISTORY
Resolution 2020-3

Sponsors: Bolt and Edwards

Committee: General

Date of Committee Meeting: January 14, 2020

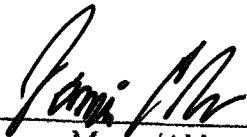
Committee Recommendation:

TO: Board of Mayor and Aldermen

I hereby nominate Jim Carr to serve a 2 year term on the
Golf Course Commission
(Name of Board)

Incumbent's Name: DAVE LEMARBRE

Ward: N/A



Mayor/Alderman

Ward

12-18-18

Date

As a citizen interested in serving my local government as a member of the
Golf Course Commission, I submit to you this
(Name of Board)
summary of my qualifications for your consideration.

NAME: Jim Carr

ADDRESS: 209 Vintage Cr, Hendersonville, TN 37075

E-MAIL ADDRESS: jcarr311@gmail.com

HOME PHONE #: 615-596-6673 WORK PHONE #: _____

NUMBER OF YEARS AS RESIDENT: 44 WARD: 4

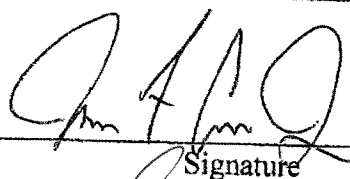
OCCUPATION: Sales

RELEVANT PRIOR EMPLOYMENT ACTIVITIES:

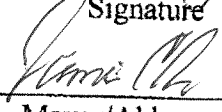
Project Manager for Merrol Hyde Magnet School outdoor athletic facility project as non-faculty
head coach.

COMMUNITY AND CIVIC INVOLVEMENT:

25 year background with Hendersonville youth soccer coaching and management both
competitive and recreational


Signature

12-18-19
Date


Mayor/Alderman

Ward

12-19-19
Date