CITY OF HENDERSONVILLE
BOARD OF MAYOR AND ALDERMEN
MINUTES OF REGULAR MEETING
JULY 9, 2013

PRESENT

SCOTT FOSTER, MAYOR
SCOTT SPROUSE, VICE-MAYOR
DON AMES, ALDERMAN
ARLENE CUNNINGHAM, ALDERMAN
HAMILTON FROST, ALDERMAN
PAUL R. GOODE, ALDERMAN
ROSA LONG, ALDERMAN
FRED QUALLS, ALDERMAN
MARK SKIDMORE, ALDERMAN
MATT STAMPER, ALDERMAN
JIM WATERS, ALDERMAN
LISA WEST, ALDERMAN
DARRELL WOODCOCK, ALDERMAN
JOHN BRADLEY, CITY ATTORNEY
KAY FRANKLIN, CITY RECORDER

AGENDA

Skidmore moved; seconded by Frost for approval of the agenda.

Goode moved; seconded by Sprouse to move first reading of Ordinance 2013-17 to be read after Citizens Comments.

There was a unanimous vote for approval to amend the agenda to move this item.

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

PRESENTATIONS

Foster presented a Proclamation to Hendersonville resident and 2013 Music City Marathon winner Scott Wietecha honoring his accomplishment.

Foster presented Parks Director Dave LeMarbre an award from Special Olympics for outstanding support and awards from the "Toast of Sumner County" as winner of the best place to jog, Hendersonville Greenways; third place for best annual event for the Freedom Festival and second place best family attraction, Drakes Creek Park.

MINUTES

Goode moved; seconded by Frost for approval of the June 25, 2013 minutes.

Sprouse requested a correction to his vote to reflect a nay vote on the amendment to transfer $24,250.00 to the professional services line item for a timekeeping system consultant.

There was a unanimous vote for approval of the minutes as amended.

CITIZENS COMMENTS

Michael Crabb, 203 Southburn Drive, addressed the Board supporting the ordinance to remove "excessively repetitive" from Citizens Comments guidelines. He questioned how excessively repetitive could be defined as there could be 13 different opinions.

Natasha Hampton, 80 Valleybrook Drive, addressed the Board opposing the proposed Hawthorne at Indian Lake apartment rezoning citing the effect this development would have on schools. She stated 300 homes are not all built on one street or in one school zone.

David Whitt, 1030 Margaret Drive, addressed the Board stating little is done if not for repetitive comments being made. He stated it is imperative to be able to speak on something until action is taken. He stated additional apartments burden schools, create traffic and that infrastructure should be taken care of first.

Donna DeSopo, 101 Chambliss Court, addressed the Board stating if the City did its job, people would not have to come and speak at the Board meetings. She stated it is the Board's job to listen and not rule. She urged a no vote on the proposed Hawthorne at Indian Lake apartment rezoning.

Jamie Clary, 125 N. Shadowhaven Way, addressed the Board and distributed a petition opposing the Hawthorne at Indian Lake rezoning. He cited the development's impact on schools and infrastructure. He urged the current zoning remain for the potential tax revenue.

Dian Perkinson did not desire to speak at this time.

Jeff Coker, 124 Dalton Circle, addressed the Board urging the Board to deny the Hawthorne at Indian Lake rezoning and stated apartments are not needed. He compared the property tax revenue of apartments versus homes. He encouraged a moratorium on any new apartment complexes.

Mike Hudson, 114 Savely Court, addressed the Board expressing his appreciation to the Board for including the $1.2 million bond for drainage issues. He questioned if a drainage study was included in the plans for the proposed Hawthorne at Indian Lake development. He stated he had received a visit from Police Officers over the weekend to check on his safety due to the weekend rainfall.

E.P. Ausbrooks, 140 Fairways Drive, addressed the Board stating citizens' comments are essential to a democratic government and an important part of every meeting.

Billy Gregg, 1209 Center Point Road, addressed the Board urging a denial of the rezoning request for the proposed Hawthorne at Indian Lake development and urged the commercial zoning remain in place.

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

The caption of Ordinance 2013-17 was read on first reading, an Ordinance rezoning Lot H, Phase 5, Indian Lake Center Planned Unit Development, from General Commercial Service District Planned Unit Development (GCS PUD) to Multiple Residential/Office District Planned Unit Development (MRO PUD) and approving a new Preliminary Master Development Plan for this property to accommodate the proposed Hawthorne at Indian Lake, a 312 unit multi-family residential development.

Sprouse stated he will yield the floor to anyone wishing to make a positive motion and explained the reason this item is before the Board tonight is for the submitter to obtain a definite answer from the Board.

Sprouse moved; seconded by Goode to reject the rezoning request as presented.

Foster stated the proposal has merit and explained that a 300 house subdivision would create a substantial amount of infrastructure that would have to be maintained over the life of the subdivision that would not be required from an apartment complex. He cited the value of a home that would produce the same amount of property tax revenue that the Aventura Apartment complex produces. He stated the Planning Commission reviewed the impact of traffic and determined retail and a motel development would create more traffic than this apartment complex. He explained this is the process for a rezoning request and expressed his appreciation to the developer for following the process.

Foster stated as no one else is in the queue, he is calling the question.

There was a unanimous vote for approval to call the question.

There was a unanimous vote not to approve Ordinance 2013-17 on first reading.

REPORTS

Finance Committee – no report.

General Committee – recommended an ordinance approving a new Preliminary Master Development Plan for Walton Park Planned Unit Development.

Public Safety Committee – no report.

Frost reported the Police Department had on site tonight for review the new command center and the new boat which were received at no cost to taxpayers from the military.

Foster praised Assistant Chief Jim Jones for his efforts obtaining these items.

Public Works Committee – no report.

Skidmore announced a special Public Works Committee meeting will be held on Thursday, July 11, 2013 to review drainage projects in Ward 6.

Capital Projects Committee – no report.

Sprouse announced a Capital Projects Committee meeting will be held on July 16, 2013 to discuss the Hendersonville Public Library and Sumner County officials will be invited to attend.

Planning Commission – reported a public hearing was held on the new Preliminary Master Development Plan for Walton Park Planned Unit Development; recommended the Preliminary and Final Master Development Plan for Millstone; approved the new Preliminary Master Development Plan for Walton Park Planned Unit Development; denied the Site Plan for the City Square carport awnings; reported on staff approved projects including the Final Plan for Berry Hill, Phase 2A, Section 1 and Section 2 and recommended street acceptance for the completed streets in Indian Ridge Subdivision, Phases I, II, III, IV, V and VI.

Mayor – reported the City is experiencing seven traffic signals not operating tonight and staff is working with NES on a solution and reported the widening of the Indian Lake Bridge is wrapping up.

Waters stated he was unable to attend the second reading of the budget but expressed his appreciation to his collogues. He cited the debate on the budget and stated that is how government works. He stated he is confident about the budget and the pay plan and that the bond issue for drainage projects needs to move forward so we can get this "monster" off our backs. He stated he watched the Public Works Department crew unload equipment to begin the Southburn Drive drainage work and is thrilled to see this progress. He expressed appreciation to the homeowner at 253 Southburn Drive for providing access to the creek.

ORDINANCES AND RESOLUTIONS

The caption of Ordinance 2013-27 was read on second and final reading, an Ordinance amending Hendersonville Municipal Code, Title 1, by deleting "excessively repetitive" from Guidelines for Public Comments. Stamper moved; seconded by Waters.

Sprouse stated the Board has never invoked the excessive comments rule on any speaker but exceptions have been made to add time for a speaker to make additional comments. He stated he values debate and opinions but not abuse when inaccurate information is being given in order to titillate and urged a no vote.

Woodcock stated he agrees with Sprouse's comments but feels his statement would fall under the "malicious" aspect of the guidelines if someone is trying to intimidate from the podium, the Board can continue to stop that.

The following voted on Ordinance 2013-27 on second and final reading:

Aye: Ames, Cunningham, Frost, Long, Skidmore, Stamper, Waters and Woodcock.

Nay: Goode, Qualls, Sprouse, West and Foster.

Foster declared the motion carried.

The caption of Ordinance 2013-31 was read on first reading, an Ordinance amending Ordinance 2004-58 regarding appropriation of capital project funds. Sprouse moved; seconded by Frost.

There was a unanimous vote for approval of Ordinance 2013-31 on first reading.

The caption of Resolution 2013-15 was read, a Resolution accepting dedication of the completed streets in Indian Ridge Subdivision, Phases I, II, III, IV, V and VI, Hendersonville, Sumner County, Tennessee. West moved; seconded by Goode.

There was a unanimous vote for approval of Resolution 2013-15.

OTHER AGENDA ITEMS

Sprouse moved; seconded by West for the appointment of Earl Bass to serve on Beautiful Hendersonville.

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

Goode moved; seconded by Sprouse for the reappointment of Jim Young to serve on the Resource Authority.

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

Upon motion and second and followed by a unanimous vote for approval, the meeting adjourned at 8:35 p.m.

Scott Foster

Approved: Scott Foster, Mayor

Kay Franklin

Attest: Kay Franklin, City Recorder