

CITY OF HENDERSONVILLE
BOARD OF MAYOR AND ALDERMEN
MINUTES OF REGULAR MEETING
JULY 26, 2011

PRESENT

SCOTT FOSTER, MAYOR
GARRY FORSYTHE, VICE-MAYOR
STEVE BROWN, ALDERMAN
TOMMY ELSTEN, ALDERMAN
HAMILTON FROST, ALDERMAN
CHRIS GALLAHER, ALDERMAN
JIM HOBACK, ALDERMAN
JACK LONG, ALDERMAN
FRED QUALLS, ALDERMAN
MATT STAMPER, ALDERMAN
SCOTT SPROUSE, ALDERMAN
JOHN BRADLEY, CITY ATTORNEY
KAY FRANKLIN, INTERIM CITY RECORDER

ABSENT

ARLENE CUNNINGHAM, ALDERMAN
LISA WEST, ALDERMAN

AGENDA

It was announced that reading of Ordinance 2011-22, an Ordinance rezoning property to be known as Indian Lake Village, Phase VII, located on the east side of Stop 30 Road and on the north side of Vietnam Veterans Boulevard and approving a Preliminary Master Development Plan to govern the development of said property, Ordinance 2011-23, an Ordinance to annex into the City of Hendersonville, Tennessee, Indian Lake Village, Phase VII and other property located on Stop 30 Road and on the north side of Vietnam Veterans Boulevard and Ordinance 2011-24, an Ordinance to annex into the City of Hendersonville, Tennessee, property located on Stop 30 Road near Jones Lane, have been deferred at the request of the new property owner.

Sprouse moved; seconded by Stamper for acceptance of the agenda. There was a unanimous vote for approval.

MINUTES OF REGULAR MEETING

JULY 26, 2011

PAGE 2

PRESENTATIONS

Roger Dinwiddy, Director of STARS (Students Taking a Right Stand), addressed the Board explaining his organization works in area schools to help students overcome social and emotional barriers to learning. He thanked the Board for their support.

Parks Director Dave LeMarbre presented Certificates of Recognition to representatives of the Girls Fastpitch Softball League and Sunbelt Rentals for their support in the parks during the May 2010 floods. LeMarbre stated that the parks repair process would not have progressed without the support of organizations and businesses such as these.

LeMarbre announced a Major League Baseball Grant has been received to do repairs and improvements to Baseball Field 3.

LeMarbre also announced with the donation from entertainer Taylor Swift, the Kids Kingdom rebuild is progressing with the playground equipment ordered and an early September completion date predicted. He explained the tiles with the handprints will remain and the fence spindles and plaques with donors and volunteers' names will be replaced with a commemorative plaque.

PUBLIC HEARING

A public hearing was held to hear comments on a request by Thomas McPherson to rezone his property located at 143 Waterview Drive from Medium Density Residential District Planned Unit Development (R-10 PUD) with 16 units to Medium Density Residential District Planned Unit Development (R-10 PUD) with six single family residential homes. Sumner County Property Tax Map 164D, Group E, Parcels 1.00 and 2.00.

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

MINUTES

Frost moved; seconded by Stamper for approval of the July 12, 2011 minutes.

There was a majority vote for approval with Gallaher, Foster and Sprouse abstaining. Foster declared the motion carried.

CITIZENS COMMENTS

Karl Gabrielle, 103 Sequoyah Drive, addressed the Board with his concern on the Cherokee Road drainage bid addendum. He stated his concern that the bid is being manipulated to increase the cost of the project.

MINUTES OF REGULAR MEETING

JULY 26, 2011

PAGE 3

E.P. Ausbrooks, 140 Fairways Drive, addressed the Board stating the TIF payments will be used to pay toward the bond but should be considered as revenue to be used for City expenses.

David Whitt, 1030 Margaret Drive, addressed the Board citing improvements needed on Stop 30 Road before any further development on the road is done.

Donna DeSopo, 101 Chambliss Court, addressed the Board stating the City has other areas of concern before annexing additional property.

Pat Mecham, 1612 Stop 30 Road, addressed the Board stating he echoes previous annexation concerns.

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

REPORTS

Finance Committee – recommended an ordinance appropriating FY2011 funds for costs incurred as a result of flood and storm damage in the park and reported FY2011 revenues were over the budget estimate.

Forsythe distributed a TIF Project-Halo Status Report and explained the recent lawsuit involving Halo Properties does not affect the TIF. He explained the TIF process and that the City and County have no liability on the bond. He further explained the original amount of property taxes is still being received and cited the benefit the City has received from the sales taxes generated from the development of the properties and well as infrastructure that would not be in place if not for the TIF.

General Committee – reported the Committee reconvened immediately after the July 12 Board meeting and sent to the Board without a recommendation an ordinance rezoning property to be known as Indian Lake Village, Phase VII, located on the east side of Stop 30 Road and on the north side of Vietnam Veterans Boulevard and approving a Preliminary Master Development Plan to govern the development of said property, an ordinance to annex into the City of Hendersonville, Tennessee, Indian Lake Village, Phase VII and other property located on Stop 30 Road and on the north side of Vietnam Veterans Boulevard, an Ordinance to annex into the City of Hendersonville, Tennessee, property located on Stop 30 Road near Jones Lane and resolutions adopting Plans of Service for the annexations.

Public Safety Committee – no report.

Public Works Committee – no report.

Capital Projects Committee – no report.

MINUTES OF REGULAR MEETING

JULY 26, 2011

PAGE 4

Elsten questioned why an addendum was included on the Cherokee Road drainage project bid and the extension of the bid time.

Horton explained the addendum is a clarification for the contractors and is done as late as possible so all information is included and is used to ensure all contractors receive the same information.

Foster explained a \$50 charge per set is assessed for bid specifications to ensure serious bidders receive the information and by centralizing the distribution, all contractors receive the same information.

Planning Commission – no report.

Mayor – reported equipment has been ordered for the Kids Kingdom rebuild with funds from a donation from Taylor Swift and reported grant funds are on the way for the aerial fire truck and fire boat.

ORDINANCES AND RESOLUTIONS

The caption of Ordinance 2011-17 was read on second and final reading, an Ordinance rezoning property to be known as Watermark Subdivision located at 143 Waterview Drive and approving a Preliminary Master Development Plan to govern the development of said property. Forsythe moved; seconded by Elsten.

There was a unanimous vote for approval of Ordinance 2011-17 on second and final reading.

The caption of Ordinance 2011-19 was read on first reading, an Ordinance appropriating Fiscal Year 2011 General Funds in the amount of \$38,178.53 for costs incurred as a result of flood and storm damage in the park. Sprouse moved; seconded by Brown.

There was a unanimous vote for approval of Ordinance 2011-19 on first reading.

The caption of Resolution 2011-12 was read, a Resolution transferring assigned prior year General Funds in the amount of \$12,000.00 for Park capital improvements. Hoback moved; seconded by Sprouse.

There was a unanimous vote for approval of Resolution 2011-12.

OTHER AGENDA ITEMS

Upon motion and second and followed by a unanimous vote for approval, the following were grouped:

MINUTES OF REGULAR MEETING

JULY 26, 2011

PAGE 5

- Vote on the reappointment of John Walter Mir to serve on the Hendersonville Arts Council;
- Vote on the reappointment of William McDonald to serve on the Municipal Board of Zoning Appeals.

Qualls moved; seconded by Frost for approval of the above appointments.

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

Upon motion and second and followed by a unanimous vote for approval, the meeting adjourned at 8:45 p.m.

Approved: Scott Foster, Mayor

Attest: Kay Franklin, Interim City Recorder