

Jackson Housing Commission

Minutes of the Special Meeting

June 11, 2013

The Jackson Housing Commission held a special meeting at Reed Manor in the Board Room at 12:00 Noon on June 11, 2013.

Commissioner Pultz-Orthaus called the meeting to order at 12:00 Noon and upon roll call, the following Commissioners were present: Michelle Pultz-Orthaus, Gerald Montgomery, Patricia Davis-Dye, James Stark, and Arlene Robinson. Absent: None

Also present were: Shari Boyce, Section 8 Director
Connie Crandall, Public Housing Program Director
Katie Dickerson, Executive Secretary

Commissioner Stark **MOVED** to approve the agenda. Commissioner Montgomery **SECONDED** the motion. Commissioner Robinson asked to add an item to the agenda. The board discussed on whether or not that could be done, it was determined that since the entire board was present, that it could be done. Commissioner Stark **MOVED** to amend the agenda. Commissioner Montgomery **SECONDED** the motion, and upon a voice vote, the motion was approved:

AYES:	Stark, Montgomery, Pultz-Orthaus, Davis-Dye, Robinson
NAYS:	None
ABSTAIN:	None
ABSENT:	None

13-06-004 Contract for Interim Executive Director Phillip Fracker

Commissioner Pultz-Orthaus commented that the only change to the contract was changing Mr. Fracker's name to Phillip M. Fracker.
Commissioner Stark **MOVED** to proceed with the contract as written.
Commissioner Pultz-Orthaus **SECONDED** the motion.
Commissioner Robinson asked why negotiations did not include the entire board.
Commissioner Pultz-Orthaus stated it was done with an ad-hoc appointed by the president and since it was approved, Commissioner Pultz-Orthaus appointed the ad-hoc members. The contract was sent to all board members on June 7th, 2013 after the board approved entering into negotiations to bring Mr. Fracker on board as Interim Executive Director. Commissioner Robinson also asked whether HUD has approved the contract and Commissioner Pultz-Orthaus and Stark said they do not have authority of it and Commissioner Robinson stated it does. Commissioner Pultz-Orthaus stated that HUD doesn't have the authority over hiring the Executive Director and cited the by-laws of the Commission, "The Director shall be appointed by the Commission."

Upon roll call, the motion passes:

AYES: Stark, Montgomery, Pultz-Orthaus
NAYS: Davis-Dye, Robinson
ABSTAIN: None
ABSENT: None

13-06-005 Procurement of Legal Services

Commissioner Pultz-Orthaus commented that the Commission is at a point to where it needs legal services for a variety of reason. The reasons stated were labor matters, PILOT renegotiations with the City, and other matters that may come to the Board. Commissioner Pultz-Orthaus **MOVED** to direct Mr. Fracker to being the process of obtaining legal services. Commissioner Stark **SECONDED** the motion.

Commission Robinson asked isn't the Commission on a Zero Threshold; Commissioner Pultz-Orthaus stated that we are not entering into a contract, just getting bids. Commissioner Pultz-Orthaus stated they will go through the process with HUD should it need to be. Commissioner Davis-Dye asked how Mr. Fracker is allowed to get legal counsel and Ms. Truman was not. Commissioner Pultz-Orthaus stated that Ms. Truman was to bring reason to the board.

Upon a voice vote, the motion carries:

AYES: Stark, Montgomery, Pultz-Orthaus
NAYS: Davis-Dye, Robinson
ABSTAIN: None
ABSENT: None

13-06-006 Resolutions

Commissioner Pultz-Orthaus informed the commissioners of the resolutions dealing with bank signature cards and would entertain a motion to pass.

Commissioner Stark **MOVED** to approve the resolutions as presented. Commissioner Montgomery **SECONDED** the motion, and upon a vote, the resolutions passed:

AYES: Stark, Montgomery, Pultz-Orthaus, Robinson
NAYS: Davis-Dye
ABSTAIN: None
ABSENT: None

13-06-007 Discussion on Termination of Kimberly Truman

Commissioner Pultz-Orthaus commented that since no action was to be taken Commissioner Robinson has the floor.

Commissioner Robinson would like to know how the board arrived at the fact Ms. Truman should be terminated. She was appointed as an Interim Executive Director and given directions to follow through on. And since she was unable to be at the June 6th meeting, she would like to know the agenda and wants to know why her questions were not answered. Why were certain selected members allowed to make the decision without the entire board? Commissioner Pultz-Orthaus stated the entire board does not have to be before the meeting. Commissioner Stark did not think that was the intention of the meeting, and he explained that the misconceptions of roles between HUD, the City, and the Commission. We do not answer to either of them. He went through roughly five things that were indicative of insubordination or inability to do the job. At that time, the decision was made.

Commissioner Pultz-Orthaus had to call the meeting to order due to the public speaking without permission.

Commissioner Robinson wants to know that there was no discussion prior to the meeting on Commissioner Pultz-Orthaus' decisions and the emails they used to come to the decision. Commissioner Robinson asked how Commissioner Pultz-Orthaus was allowed to pray over it, and she was not and her prayers are answered as well? She was temporary and not the permanent and how did they decide that the interim could be fired? Commissioner Pultz-Orthaus stated that the board has the power to do, and she had no control over her assistant position. Commissioner Robinson wanted specific information, and the Commissioners were being vague with their information. Commissioner Pultz-Orthaus stated that no reasons needed to be stated and discussions can be taken prior. Commissioner Robinson asked why no corrective actions were taken. Commissioner Pultz-Orthaus stated that Commissioner Robinson is drilling the board over the issues, and her answers are in the video she has seen on the meeting and since she did not come prepared to discuss the issues, Commissioner Pultz-Orthaus does not have the specifics and could not speak to them.

Commissioner Robinson wanted to know why no investigation was done and she was placed on administrative leave and why were other options were not considered? Commissioner Pultz-Orthaus said none were considered; the board felt this was the best for the Commission. Commissioner Robinson said discussion should have occurred with Mr. Fracker on Ms. Truman's past performance as he worked with her closely. Did he hire Kim? How long was she employed? Were there any issues?

Commissioner Robinson **MOVED** to reinstate Kimberly Truman immediately as Interim Executive Director. Commissioner Davis-Dye **SECONDED** the motion and upon roll call, the motion failed:

AYES: Robinson, Davis-Dye
NAYS: Stark, Montgomery, Pultz-Orthaus
ABSTAIN: None
ABSENT: None

Commissioner Stark **MOVED** to adjourn the meeting. Commissioner Pultz-Orthaus **SECONDED** the motion.

Commissioner Davis-Dye tried to ask a question. A call for vote was done over her request for a question. A voice vote was conducted and the motion carried:

AYES: Stark, Montgomery, Pultz-Orthaus,
NAYS: Davis-Dye, Robinson
ABSTAIN: None
ABSENT: None

The meeting adjourned at 12:43 pm.

Respectfully submitted,



Connie Crandall PHM
Public Housing Program Director, Secretary Pro-Temp

ATTESTED: 
Michelle Pultz-Orthaus, President