

City of Red Bank

Eddie Pierce
Mayor

Tim Thornbury
City Manager

BOARD OF COMMISSIONERS' MEETING

Agenda
March 3 2020
6:00 p.m.

- I. **Call to Order – Mayor Eddie Pierce**
- II. **Roll Call – City Manager**
Mayor Pierce _____, Vice Mayor Jeno _____, Commissioner Howell _____, Commissioner LeCompte _____, Commissioner Rose _____
- III. **Invocation –**
- IV. **Pledge of Allegiance –**
- V. **Consideration of the Minutes for approval or correction:**
 - A. February 18, 2020 Agenda Work Session
 - B. February 18, 2020 Commission Meeting
- VI. **Communication from the Mayor**
- VII. **Commissioner's Report**
 - A. Vice Mayor Ruth Jenó
 - B. Commissioner Tyler Howell
 - C. Commissioner Ed LeCompte
 - D. Commissioner Carol Rose
- VIII. **City Manager's Report**
- IX. **Unfinished Business –**
 - A. **ORDINANCE NO. 20-1165 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, ABANDONING A CERTAIN RIGHT-OF-WAY BETWEEN 517 WOODROSE LANE, HAMILTON COUNTY TAX MAP PARCEL 099N E 049 AND 5105 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 047, AND 5107 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 046 AND A PARCEL WITHOUT AN ASSIGNED POSTAL ADDRESS AT HAMILTON COUNTY TAX MAP PARCEL 099N E 048 (SECOND AND FINAL READING)**
 - B. **ORDINANCE NO. 20-1166 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, EXTENDING THE TIME LIMIT FOR COMMENCEMENT OF OPERATION OF AN INDOOR CLIMATE CONTROLLED STORAGE FACILITY AT 4707 DAYTON BOULEVARD AND THEREBY AMENDING ORDINANCE NO. 19-1144 (SECOND AND FINAL READING)**
- X. **New Business**
 - A. **RESOLUTION NO. 20-1335 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF RED BANK, TENNESSEE, AUTHORIZING AN AMENDMENT TO RESOLUTION NO. 19-1321 FOR THE PURCHASE OF WIRELESS CONNECTION HARDWARE FROM INSIGHT PUBLIC SECTOR, IN AN AMOUNT NOT TO EXCEED \$1,888.65 FOR AN AMENDED PURCHASE PRICE NOT TO EXCEED \$14,611.40**
 - B. **RESOLUTION NO. 20-1336 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF RED BANK, TENNESSEE, TO AUTHORIZE EMERGENCY REPAIRS TO THE BRIDGE AND ADJACENT COMPONENTS LOCATED IN THE 100 BLOCK OF LAUREL DRIVE**
 - C. **RESOLUTION NO. 20-1337 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF RED BANK, TENNESSEE, AUTHORIZING AN AGREEMENT WITH ARCADIS U.S. INC., FOR ENGINEERING SERVICES, IN REGARD TO THE DAYTON BOULEVARD PARKING LOT CONSTRUCTION PROJECT AND POLICE DEPARTMENT PARKING LOT ADA ELEVATION**
- XI. **Citizen Comments from Red Bank Citizens about Red Bank business (3 minute limit)**
- XII. **Adjournment**

City of Red Bank
COMMISSIONERS AGENDA WORK SESSION
RED BANK CITY HALL

Minutes
February 18, 2020
5:00 p.m.

The Board of Commissioners met in a public and advertised Agenda Work Session on February 18, 2020 at 5:00 p.m. The purpose of the meeting was to receive information on upcoming business items. Those in attendance were Mayor Eddie Pierce, Vice Mayor Ruth Jenó, Commissioner Tyler Howell, Commissioner Ed LeCompte and Commissioner Carol Rose. Also present were City Manager Tim Thornbury, City Attorney Arnold Stulce, Fire Chief Mark Mathews, Police Chief Dan Seymour and City Recorder Ruth Rohen. There were no citizen attendees.

1. Mayor Pierce advised that there is a Public Hearing and first reading on an ordinance to abandon an unopened right of way off of Woodrose Lane between 517 Woodrose Ln. and 5105 and 5107 Delashmitt Rd. and an unaddressed parcel at Hamilton County Tax Map Parcel 099N E 048. This is being requested so that the unaddressed property can be accessed for use. He advised that the Planning Commission reviewed this item and recommended that the city abandon the right of way. City Manager Thornbury confirmed that the city has no potential use for the right of way now, or in the future. Commissioner Rose, citing a conflict of interest, did not participate in any discussion.
2. Mayor Pierce advised that there is an ordinance on the agenda tonight, amending Ordinance No. 19-1114, to extend the time limit allowed for Eric Everett to begin operation of an indoor climate controlled storage facility at 4707 Dayton Blvd. He explained that the Commission approved rezoning of the property with the condition that operation of an indoor climate controlled storage facility had to commence within one year from the date the ordinance was approved. Mr. Everett will be in attendance tonight to address the Commission about the requested time extension.
3. Mayor Pierce advised that there is a resolution on the agenda tonight to approve dedicating a portion of Dayton Blvd. from Ashland Terr. To Gadd Rd. to former mayor Joe Glasscock in honor of his many years of public service to the city. Vice Mayor Jenó advised that State Representative Patsy Hazelwood initiated this item.
4. Mayor Pierce advised that there is a resolution on the agenda tonight in support of naming the interchange of Highway 27 at Morrison Spring Rd. the Richard Floyd Interchange to honor former State Representative Richard Floyd for his many years of public service. Vice Mayor Jenó advised that State Representative Patsy Hazelwood initiated this item.
5. Mayor Pierce advised that there is a resolution on the agenda tonight to approve an interlocal agreement between the City of Red Bank and Hamilton County that will allow the Police Department to utilize the electronic Records Management System that is used by the Hamilton County Sheriff's Department. Chief Seymour explained that the Records Management System will be maintained on servers by Hamilton County and that this is more cost effective than the city maintaining its own software system. The cost for use of the system is \$10,256.41 for Fiscal Year 2021. The agreement will begin on July 1, 2020 and end on June 30, 2021 with automatic yearly renewals, unless either party gives timely notice of intent not to renew.
6. Mayor Pierce advised that the Commission issued a conditional Condemnation Order for a structure at 124 Browntown Road, during September 2019. He advised that there are timed thresholds contained in the Order and that it appears that the owner, Clint Cameron, has failed to meet one or more of the thresholds. Mayor Pierce advised that Mr. Cameron will be at the Commission Meeting tonight to address the Commission on this matter.
7. City Manager Thornbury advised that there has been several conversations in regard to the Red Bank Jubilee and Parade in the context of diminishing participation and attendance in recent

years. The consensus of the Commission was for the city to forgo having the festival this year and reassess in future years.

8. City Manager Thornbury updated the Commission on the status of several on-going projects.
9. Commissioner Rose inquired about dumpster screening and whether the city could require existing businesses prior to the design review standards, to screen their dumpster within a certain amortized amount of time.

The meeting was adjourned at 5:37 p.m.

Mayor

Date

City Recorder

Date

BOARD OF COMMISSIONERS' MEETING

Minutes

February 18, 2020

6:00 p.m.

- I. **Call to Order** – Mayor Pierce called the meeting to order at 6:00 p.m.
- II. **Roll Call** – City Manager Thornbury called the roll. Mayor Pierce, Vice Mayor Jenó, Commissioner Howell, Commissioner LeCompte and Commissioner Rose were present. Also present were City Attorney Arnold Stulce Jr., Police Chief Dan Seymour, Fire Chief Mark Mathews, City Recorder Ruth Rohen and those listed on Exhibit A.
- III. **Invocation** – Mayor Pierce gave the Invocation.
- IV. **Pledge of Allegiance** – Fire Chief Mathews led the Pledge of Allegiance.
- V. **Consideration of the Minutes for approval or correction:**
 - A. **February 4, 2020 Agenda Work Session**
 - B. **February 4, 2020 Commission Meeting**Vice Mayor Jenó made a motion to approve both sets of minutes as printed, second by Commissioner LeCompte. Both sets of minutes were approved with all Commissioners voting “yes”.
- VI. **Communication from the Mayor**
 - Welcomed all.
 - Thanked City employees for the work they do daily. It is greatly appreciated.
- VII. **Commissioners Report**
 - **Vice-Mayor Ruth Jenó**
 - Welcomed everyone.
 - Seniors on the Go Program is still going strong and is well attended.
 - The Red Bank Food Pantry has a new schedule for putting food boxes together. They will be doing this on Wednesdays instead of Tuesdays, which has been the practice. This will start tomorrow at 10:00 a.m. at Red Bank Methodist Church, volunteers are welcome.
 - **Commissioner Tyler Howell**
 - Thanked everyone for coming tonight.
 - The City is looking beautiful, thanked all employees for the work they do to keep everything looking good and running smoothly.
 - **Commissioner Ed LeCompte**
 - Welcomed everyone.
 - **Commissioner Carol Rose**
 - Sorry to have missed the last meeting, had a family member pass away and was in Memphis for the funeral.
 - Attended the Planning Commission Work Session today. Thanked the members for all of their hard work and diligence considering matters brought before them. Thanked City Manager Thornbury for attending the Work Session today.

VIII. City Manager's Report

- Welcomed all.

IX. Public Hearing – RIGHT OF WAY ABANDONMENT WOODROSE LANE (ORDINANCE NO. 20-1165)

Mayor Pierce called the applicant, Phil Rose, forward. Mr. Rose advised that his father developed the property several years ago and they believed that the right-of-way in question had already been abandoned. He advised that his mother lives at 517 Woodrose Lane and owns the unaddressed and undeveloped property that abuts the right-of-way on the opposite side. He explained that the unaddressed parcel cannot be developed because of the City owned right of way. Mr. Rose advised that he is asking the City to abandon the 472.19 foot long and 40 foot wide right-of-way so that it can be used as a shared driveway to access the property that is currently land-locked. It was noted that the Planning Commission reviewed this request and recommended that the city abandon the right-of-way and that the right of way then be divided in half, according to applicable law, with adjoining property owners receiving 20 feet, paralleling the boundary of each lot of record. After no further comments or questions the Public Hearing was closed.

X. Unfinished Business -

A. ORDINANCE NO. 20-1164 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO SUPERSEDE ORDINANCE NO. 14-1015, TO BE CODIFIED AT TITLE 3, CHAPTER 2, SECTION 202 ET. SEQ. OF THE RED BANK CITY CODE, IN ORDER TO RE-AUTHORIZE AND PROVIDE IN GENERAL FOR ASSESSMENT AND PAYMENT OF COURT FINES, FEES AND COURT COST IN THE RED BANK CITY COURTS AND TO INCLUDE SPECIFICALLY THOSE FINES, FEES AND COSTS PERMITTED IN THE CONTEXT OF T.C.A. 55-10-207 "CITATIONS" AND AS GOVERNED BY TENNESSEE CODE ANNOTATED 55-10-207 (SECOND AND FINAL READING)(SECOND AND FINAL READING)

Mayor Pierce advised that this ordinance will reauthorize fees associated with issuance and processing of E-Citations. He explained that the City Commission approved an ordinance five years ago that established and authorized these fees and costs along with other court fees and fines that were updated, but that state law requires re-adoption of the E-Citation fee every five years. He advised that this fee, as required by State law, is used for technology purposes and to defray costs of implementation associated with the E-Citation system utilized by the Police Department. Commissioner Rose made a motion to approve the ordinance, second by Commissioner Howell. There were no citizen comments. **Roll Call Vote: Mayor Pierce "yes", Vice Mayor Jenó "yes", Commissioner Howell "yes" Commissioner LeCompte "yes", Commissioner Rose "yes"**. Ordinance No. 20-1164 was approved on second and final reading with all Commissioners voting "yes".

B. AGENDA ITEM 19-849 – CLINT CAMERON, 124 BROWNTOWN ROAD CONDEMNATION ORDER

Mr. Clint Cameron and his attorney, Sam Robinson, were called forward. Mr. Robinson advised that he was retained by Mr. Cameron to represent him in regard to the Condemnation Order that was issued for Mr. Cameron's property at 124 Browntown Road. After inquiry by Mr. Robinson, City Attorney Stulce advised that the Condemnation Order that Mr. Robinson was in possession of is the only Order and that no other Order has been issued. Upon questioning by his attorney, Mr. Cameron advised that he has retained a contractor that began demolition of some portions of plaster on the inside of the home on or around January 6th. Mr. Cameron provided some photos of the inside of the home showing some plaster removal. Upon inquiry by Mayor Pierce, Mr. Cameron advised that his contractor is Terry Case and that he does not have a written contract for Mr. Case to work on the home, just a verbal agreement. He explained that he has paid Mr. Case approximately \$1,000 to date for materials. Attorney Stulce gave an overview of the Condemnation Order that was issued by the City Commission and the timelines contained therein. After no further discussion, comments or questions, Mayor Pierce advised Mr. Clinton and his attorney that the Condemnation Order, as issued, remains in effect.

XI. New Business –

- A. ORDINANCE NO. 20-1165 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, ABANDONING A CERTAIN RIGHT-OF-WAY BETWEEN 517 WOODROSE LANE, HAMILTON COUNTY TAX MAP PARCEL 099N E 049 AND 5105 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 047, AND 5107 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 046 AND A PARCEL WITHOUT AN ASSIGNED POSTAL ADDRESS AT HAMILTON COUNTY TAX MAP PARCEL 099N E 048 (FIRST READING)**

Mayor Pierce advised that this item was discussed thoroughly in the earlier Public Hearing tonight. Commissioner Howell noted that the Planning Commission reviewed this item and has recommended approval and that the City Manager advised that the right of way has no potential for use by the city now or in the future. Commissioner Rose advised that she will be abstaining from voting on this item, due to a conflict of interest. Vice Mayor Jenó made a motion to approve the ordinance, second by Commissioner LeCompte. There were no citizen comments. **Roll Call Vote: Mayor Pierce “yes”, Vice Mayor Jenó “yes”, Commissioner Howell “yes” Commissioner LeCompte “yes”, Commissioner Rose “abstain”.** Ordinance No. 20-1165 was approved on first reading, with Commissioner Rose abstaining.

- B. ORDINANCE NO. 20-1166 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, EXTENDING THE TIME LIMIT FOR COMMENCEMENT OF OPERATION OF AN INDOOR CLIMATE CONTROLLED STORAGE FACILITY AT 4707 DAYTON BOULEVARD AND THEREBY AMENDING ORDINANCE NO. 19-1144 (FIRST READING)**

Mayor Pierce called Mr. Eric Everett forward. Mr. Everett explained that he is requesting an extension of 6 months to commence operation of an indoor climate controlled storage facility at 4707 Dayton Blvd. He advised that he has had several issues arise that has hindered him from reaching the one year standard that was a condition of the rezoning a year ago. He explained it took approximately 4 months to complete the design review process and two months to secure financing for the business. He advised that work on the building is approximately 70% complete and requests an additional six months to commence operations. Commissioner Howell made a motion to approve the ordinance, second by Commissioner LeCompte. There were no citizen comments. **Roll Call Vote: Mayor Pierce “yes”, Vice Mayor Jenó “yes”, Commissioner Howell “yes” Commissioner LeCompte “yes”, Commissioner Rose “yes”.** Ordinance No. 20-1166 was approved on first reading with all Commissioners voting “yes”.

- C. RESOLUTION NO. 20-1332 – RESOLUTION AND PROCLAMATION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE, DEDICATING THE PORTION OF DAYTON BOULEVARD BETWEEN ASHLAND TERRACE AND GADD ROAD TO JOSEPH GLASSCOCK IN HONOR OF HIS MERITORIOUS SERVICE TO THE CITY OF RED BANK**

Mayor Pierce advised that this is a resolution to dedicate the portion of Dayton Blvd. between Ashland Terr. and Gadd Rd. to Joe Glasscock for his many years of public service to the City of Red Bank. Vice Mayor Jenó gave an overview of Mr. Glasscock’s many years of service and advised that she was contacted by State Representative Patsy Hazelwood, who initiated this item. Commissioner LeCompte made a motion to approve the resolution, second by Commissioner Jenó. There were no citizen comments. Resolution No. 20-1332 was approved with all Commissioners voting “yes”.

- D. RESOLUTION NO. 20-1333 – RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE, SUPPORTING THE DEDICATION OF A SECTION OF HIGHWAY 27, WHERE IT INTERSECTS WITH MORRISON SPRINGS ROAD, TO BE KNOWN AS THE RICHARD FLOYD INTERCHANGE**

Mayor Pierce advised that this resolution is in support of the State of Tennessee, having stated its intent to name the interchange at Highway 27 and Morrison Springs Road in honor of Richard Floyd, who is a Former State Representative and a Red Bank resident. Vice Mayor Jenó advised that this item was initiated by State Representative Patsy Hazelwood in

recognition of Mr. Floyd's many years of service. Vice Mayor Jenó made a motion to approve the resolution, second by Mayor Pierce. Resolution No. 20-1333 was approved with all Commissioners voting "yes".

E. RESOLUTION NO. 20-1334 – A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF RED BANK, TENNESSEE, AND HAMILTON COUNTY, TENNESSEE AND THE HAMILTON COUNTY SHERIFF'S OFFICE RELATING TO INFORMATION TECHNOLOGY SERVICES

Mayor Pierce advised that this resolution will authorize an agreement between the City of Red Bank and Hamilton County that will allow the Police Department to participate in the utilization of the electronic Records Management System that is currently in use by the Hamilton County Sheriff's Department. He explained that this is a twelve month agreement that will start on July 1, 2020, with yearly automatic renewals, unless either party elects, after a notice period, not to renew. He explained that the first year cost for the utilization of the system is \$10,256.41. Commissioner Rose made a motion to approve the resolution, second by Commissioner LeCompte. There were no citizen comments. Resolution No. 20-1334 was approved with all Commissioners voting "yes".

XII. Citizen Comments – None

XIII. Adjournment

The meeting was adjourned at 6:40 p.m.

Mayor Eddie Pierce

Date

City Recorder Ruth Rohen

Date

ORDINANCE NUMBER 20-1165

AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, ABANDONING A CERTAIN RIGHT-OF-WAY BETWEEN 517 WOODROSE LANE, HAMILTON COUNTY TAX MAP PARCEL 099N E 049 AND 5105 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 047, AND 5107 DELASHMITT ROAD, HAMILTON COUNTY TAX MAP PARCEL 099N E 046 AND A PARCEL WITHOUT AN ASSIGNED POSTAL ADDRESS AT HAMILTON COUNTY TAX MAP PARCEL 099N E 048

WHEREAS, the City of Red Bank has been approached by the property owner of 517 Woodrose Lane, Hamilton County Tax Map Parcel 099N E 049 with a request to use the Right-of-Way to the southeast of the property for a private drive to the existing lots of record at Hamilton County Tax Map Parcel 099N E 048;

WHEREAS, in order to facilitate the plans of the applicant/owner to pave a private drive, it will be necessary for the City of Red Bank to abandon the unopened and unnamed right-of-way to the southeast of the property; and

WHEREAS, the Red Bank Municipal Planning Commission reviewed this request at a publicly noticed and regularly scheduled meeting on January 16, 2020; and

WHEREAS, the City has mailed and delivered Notices to all adjacent owners of record of the date, time, place and purpose of the consideration of this Ordinance; and

WHEREAS, the City Commission finds, upon recommendation by the Red Bank Municipal Planning Commission and upon public comment, that the right-of-way has no or very limited potential for future public use and abandoning such would promote residential development for that location, which will benefit the City as a whole.

NOW THEREFORE BE IT ORDAINED by the City of Red Bank Tennessee as follows:

SECTION 1. That the straight forty (40) foot wide right of way beginning at Woodrose Lane between 517 Woodrose Lane (Tax Map Parcel Parcel 099N E 049), 5105 Delashmitt Road (Tax Map Parcel 099N E 047), 5107 Delashmitt Road (Tax Map Parcel 099N E 046), and unaddressed lot of record at Tax Map Parcel 099N E 048, and extending to the northeast some four-hundred and seventy-two point nineteen (472.19) feet, as shown on the schematic drawing that is attached hereto as Exhibit A, and further illustrated by the attached Exhibit B, is hereby closed and abandoned as right-of-way, , except that there shall be retained by the City of Red Bank easements for drainage and for all public utilities, electrical, gas, water and sewage on, over and across all portions of the abandoned right-of-way.

SECTION 2. That by operation of law, title, subject to the easements reserved in Section 1 of this Ordinance herein to the fee interest, reverts to adjoining property owners from the center line of the forty (40) right of way, twenty (20') feet to each adjoining owner, paralleling the boundary of each lot of record.

SECTION 3. Within 365 days from the date of approval of this Ordinance, the Applicant/Owners shall provide and record a non exclusive access Easement Agreement for, ingress, egress and utilities to the existing lots of record, i.e Tax Map Parcel 099N E 047 and Map Tax Parcel 099N E 046, said Easements being acceptable in form and content to the City of Red Bank, before any building permit(s) can be issued to any affected lot currently of record.

SECTION 4. This Ordinance shall take effect from and after the date of its final passage upon the recording of the above referenced easement for ingress, egress and utilities, the public welfare of the City of Red Bank, Tennessee requiring it.

SECTION 5. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 6. Every section, sentence, clause, and phrase of this ordinance is separable and severable. Should any section, sentence, clause, or phrase be declared unconstitutional or invalid by a court of competent jurisdiction, said unconstitutionality or invalidity shall not affect or impair any other section, sentence, clause, or phrase.

MAYOR OF RED BANK

CITY RECORDER

2/4/2020

PASSED ON FIRST READING

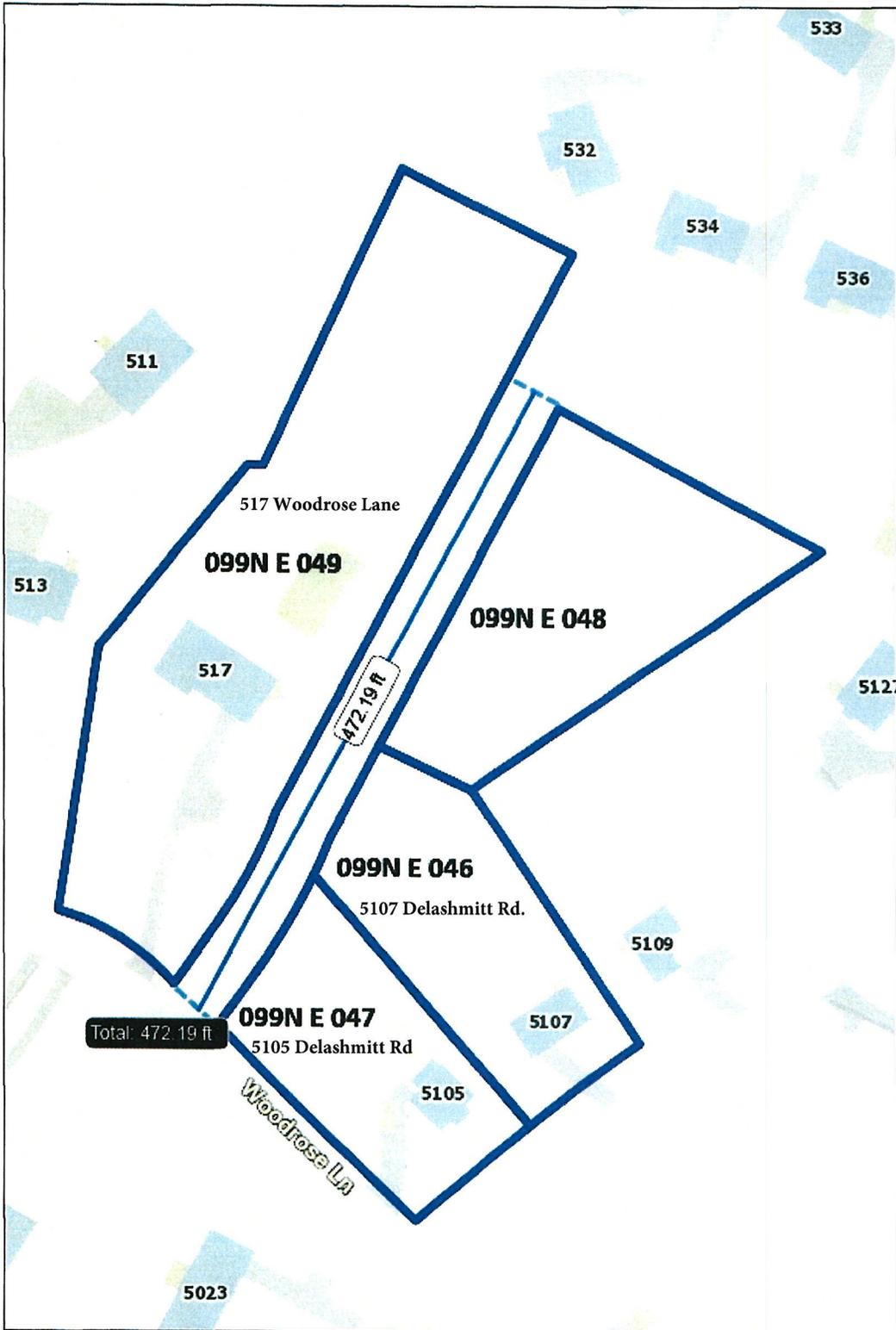
PASSED ON SECOND READING

APPROVED AS TO FORM:

CITY ATTORNEY

GISMO 5

Ordinance No. 20-1165 EXHIBIT A
 517 Woodrose Ln. 099N E 049, 5105 Delashmitt Rd. 099N E 047,
 5107 Delashmitt Rd. 099N E 046, and 099N E 048



Legend

- Parcels
- Addressing <1200
- County Boundary
- Ⓜ Recycling Centers
- Ⓜ Healthcare Facilities
- Emergency Services Locations
 - FIRE
 - MEDIC
 - POLICE
- Ⓜ Cemeteries
- Ⓜ Religious Facilities
- Ⓜ Schools
- Building Footprints
- Miscellaneous Structures
- Driveways
- Parking
- Water Bodies
- Other Water Bodies
- Recreational Areas
 - Surrounding Hamilton

0 100.00 200.0 Feet

NAD_1983_StatePlane_Tennessee_FIPS_4100_Feet
 © Latitude Geographics Group Ltd.



Disclaimer: This map is to be used for reference only, and no other use or reliance on the same is authorized. This map was automatically generated using HCGIS Mapping System. Parcel lines are shown for reference only and are not intended for conveyances, nor is it intended to substitute for a legal survey or property abstract.

ORDINANCE NO. 20-1166

AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, AMENDING ORDINANCE NO. 19-1144 BY EXTENDING THE TIME LIMIT FOR COMMENCEMENT OF OPERATION OF AN INDOOR CLIMATE CONTROLLED STORAGE FACILITY AT 4707 DAYTON BLVD AND THEREBY AMENDING ORDINANCE 19-1144

WHEREAS, Eric Everette, the owner, earlier petitioned the Red Bank Planning Commission and the Red Bank City Commission to rezone the property located at 4707 Dayton Boulevard, Hamilton County Tax Map Parcel No. 109B-E-005 from C-1 Commercial zone to L-1 Light Manufacturing zone; and

WHEREAS, the Red Bank Planning Commission had conducted a public hearing and did not recommend approving or denying the request at their December 20, 2018 meeting; and

WHEREAS, the City Commission, upon notice, held a public hearing in conjunction with the regularly scheduled Commission Meeting on Tuesday, February 5, 2019; and

WHEREAS, the City Commission adopted Ordinance No. 19-1144, on second and final reading, at the regularly scheduled Commission Meeting on February 19, 2019, thereby approving and; the requested rezoning, SUBJECT TO CONDITIONS, i.e. that the only light manufacturing usage permitted is “Indoor Climate Controlled Storage”, and if operations are not commenced within one (1) year from and after the date of passage of this Ordinance”, Ordinance 19-1144, on second and final reading, at the regularly scheduled Commission Meeting on February 19, 2019; and

WHEREAS, the owner, Eric Everette, claiming difficulties in obtaining necessary approvals in regard to Design Review Standards and the impending expiration of the time limit, has requested an extension of the specified condition that “If Indoor Climate Controlled Storage operations are not commenced within one (1) year from and after the date of passage of this Ordinance” that the zoning shall automatically revert to C-1 commercial zone and;

WHEREAS, the City Commission, upon hearing from the owner/applicant has determined that the request for an extension of time to commence operations is not unreasonable and has determined to provide for a further extension of time for an additional 180 days.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF RED BANK, TENNESSEE, THAT ORDINANCE 19-1144 IS AMENDED AS FOLLOWS:

SECTION 1. Section 2 of Ordinance No. 19-1144 is amended to delete “one (1) year” and replace it with “eighteen months (18) months”, thereby extending the time limit for commencement of operations of Indoor Climate Controlled Storage usage, until August 19th, 2020.

SECTION 2. This ordinance affirms and does not alter any other condition(s) or sections

of the rezoning as approved in Ordinance No. 19-1144 except as shown in Section 1 of this Ordinance and particularly reaffirms the provisions related to automatic reversion to C-1 commercial zone if operations are not timely commenced.

SECTION 3. Every section, sentence, clause, and phrase of this Ordinance is separable and severable. Should any section, sentence, clause, or phrase be declared unconstitutional or invalid by a court of competent jurisdiction, said unconstitutionality or invalidity shall not effect or impair any other section, sentence, clause, or phrase.

NOW THEREFORE BE IT FURTHER ORDAINED that this Ordinance shall take effect upon the date of its final passage, the public welfare of the City of Red Bank, Tennessee requiring it.

MAYOR

CITY RECORDER

February 4, 2020

PASSED ON FIRST READING

PASSED ON SECOND READING AND FINAL READING

APPROVED AS TO FORM:

CITY ATTORNEY

ACCEPTED, ACKNOWLEDGED AND
AGREED AS TO THE LIMITING FACTORS,
CONDITIONS AND REQUIREMENTS AND
OF THE TIME RELATED REQUIREMENTS HEREOF

Eric Everette

BY: _____
Owner(s)

RESOLUTION NO. 20-1335

A RESOLUTION AUTHORIZING AN AMENDMENT RESOLUTION NO. 19-1321 FOR THE PURCHASE OF WIRELESS CONNECTION HARDWARE FROM INSIGHT PUBLIC SECTOR, IN AN AMOUNT NOT TO EXCEED \$1,888.65, FOR AN AMENDED PURCHASE PRICE NOT TO EXCEED \$14,611.10, TO FACILITATE COMPUTER AIDED DISPATCH SERVICES FOR THE FIRE DEPARTMENT

WHEREAS, the City of Red Bank, Tennessee, has a Unified Communication Agreement with Hamilton County Emergency Communications District for the provision of Police and Fire dispatch services; and

WHEREAS, the Hamilton County Emergency Communications District has been providing these dispatch services to the City of Red Bank for the past several years; and

WHEREAS, the Hamilton County Emergency Communications District is in the process of transitioning its dispatch services to a fully Computer Aided Dispatch system; and

WHEREAS, it is necessary for the City of Red Bank to purchase wireless hardware equipment for installation in fire apparatus in order to continue receiving dispatch services from the Hamilton County Emergency Communications District; and

WHEREAS, the City Commission approved Resolution No. 19-1321 on November 5th, 2019 for the purchase of the necessary equipment from Insight Public Sector, in the amount of \$12,722.45; and

WHEREAS, the approved purchase amount did not include the cost of a server to house the required software; and

WHEREAS, the City has the option to purchase a server to house and maintain the software or to house the software on a cloud based server maintained by Insight Public Sector, at a cost of \$1,888.65; and

WHEREAS; it is more cost effective to locate the software on the cloud based server that is maintained by Insight Public Entity than to purchase and maintain a server on site; and

WHEREAS, there are funds budgeted and available in the FY 2020 budget to cover the additional cost.

NOW, THEREFORE BE IT RESOLVED by the City Commission of the City of Red Bank, Tennessee, that Resolution No. 20-1335 is amended to include an additional \$1,888.65 for cost associated with housing and maintaining software required to facilitate Computer Aided Dispatch services, for a total amount of \$14,611.10, be and is hereby approved.

Resolved this 3rd day of March in the year of 2020

Mayor

City Recorder

RESOLUTION NO. 20-1336

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF RED BANK, TENNESSEE, TO AUTHORIZE EMERGENCY REPAIRS TO THE BRIDGE AND ADJACENT COMPONENTS LOCATED IN THE 100 BLOCK OF LAUREL DRIVE

WHEREAS, the City Manager has advised the Commission that due to recent record rainfall, a wing wall adjacent to the Bridge has been compromised, to some degree; and

WHEREAS, concerns are manifested by some minor cracking of the pavement surface and one of its wing walls having been undermined and failing, thereby dictating that warranted corrective measures are needed; and

WHEREAS, the City Manager has engaged the services of a structural engineering firm to professionally evaluate the occurrences and the likely causation and to identify needed repairs and/or rebuilding of the infrastructure supporting the bridge; and

WHEREAS, in that the referenced roadway is a minor thoroughfare to a residential neighborhood of the City and that if repairs are not undertaken, there could potentially be public safety issues implicated and that for the public implicated, that the City Commission hereby authorizes the expenditure, on an emergency basis, of funds to immediately professionally evaluate the described circumstances and to effectuate repairs on an emergency basis without going through the normal bidding/public purchasing processes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF RED BANK, TENNESSEE, that the City Manager is authorized and directed to immediately retain professional and consulting engineers to immediately evaluate the above expressed concerns for the bridge and its components and is further authorized and directed to execute agreements, upon review and approval by the City Attorney, to effectuate such repairs, replacements or reconstruction as is necessary, proper, and advised by the structural engineers/roadway engineers so as to protect the integrity of the roadway and bridge and the health, safety and welfare of the citizens of the City of Red Bank and the motoring public that traverses the bridge on Laurel Drive.

It is further **RESOLVED** that the City Manager is authorized to expend up to the sum of One Hundred fifty Thousand (\$150,000.00) Dollars, without further authorization from the City Commission, the same to be done on an emergency basis and without further approval or review by the City Commission as to amount of expenditure (subject to the limits hereinabove set forth) and for the methodology for carrying out the expressed objective of the Resolution.

It is further **RESOLVED** that, as necessary, the City Manager is authorized to take necessary actions, including but not limited to, rerouting traffic, if necessary, during the course of said repairs and/or replacement and to do such other things as are necessary to protect the safety of the public and the best interest of the City of Red Bank, Tennessee.

Approved this the 3rd day of March, 2020 by unanimous vote of the City Commission.

Mayor Eddie Pierce

ATTEST:

City Recorder Ruthie Rohen

RESOLUTION NO. 20-1337

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE AUTHORIZING AN AGREEMENT FOR ENGINEERING SERVICES WITH ARCADIS U.S. INC. IN THE AMOUNT OF \$15,000.00 FOR ENGINEERING SERVICES IN REGARD TO THE DAYTON BOULEVARD PARKING LOT CONSTRUCTION PROJECT AND POLICE DEPARTMENT PARKING LOT ADA EVALUATION

WHEREAS, the City of Red Bank was awarded grant funding from the Red Bank and Soddy Daisy Charitable foundation, with the stipulation that grant funds be used towards the construction of a parking lot adjacent to the Red Bank Police Department at 3117 Dayton Boulevard; and

WHEREAS, the City of Red Bank is in need of professional engineering services to prepare a set of engineering plans and quantities for construction of the parking lot and to include, but not be limited to an ADA compliance evaluation of the parking lot area currently located at the Red Bank Police Department at 3117 Dayton Boulevard; and

WHEREAS, Arcadis U.S., Inc. has submitted a quote in the amount of \$15,000.00 for providing these engineering services; and

WHEREAS, the City administration advises that the quoted amount that was submitted by Arcadis U.S., Inc. is reasonable and wishes to retain Arcadis U.S., Inc. to perform these engineering services; and

WHEREAS, there is funding budgeted and available in the FY 2020 operating budget to pay for these engineering services.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Red Bank, Tennessee that the agreement with Arcadis U.S., Inc. for engineering services associated with the 3117 Dayton Boulevard parking lot construction project and the Police Department parking lot ADA evaluation, in the amount of \$15,000.00, be and is hereby approved.

BE IT FURTHER RESOLVED that the City Manager is authorized to sign and execute the Agreement upon approval by the City Attorney and to afterward carry out all necessary administrative forms associated with the Agreement.

Resolved this 3rd day of March 2020

Mayor

City Recorder