

BOARD OF COMMISSIONERS' MEETING

Minutes
March 5, 2019
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 Pope, Commissioner Jenó and Commissioner Rose were present. Commissioner LeCompte was absent. Also present were City Attorney Arnold A. Stulce Jr., Fire Chief Mark Mathews, Interim Police Chief John Wright, City Recorder Ruth Rohen and those listed on Exhibit A.
- III. **Invocation** – Mayor Pierce gave the Invocation.
- IV. **Pledge of Allegiance** – Fire Chief Mark Mathews led the Pledge of Allegiance.
- V. **Consideration of the Minutes for approval or correction:**
 - A. **February 19, 2019 Agenda Work Session**
 - B. **February 19, 2019 Commission Meeting**

Commissioner Jenó made a motion to approve both sets of minutes as printed, second by Vice Mayor Pope. Both sets of minutes were approved with all Commissioners voting “yes”.

VI. **Communication from the Mayor**

- Welcomed all.

VII. **Commissioners Report**

- **Vice-Mayor Terry Pope**
 - Welcomed everyone
 - Attended the most recent Planning Commission meeting.
- **Commissioner Ruth Jenó**
 - Welcomed all.
 - Advised that the Commission will be presenting a certificate to a Red Bank resident that is turning 100 years old. She advised that he was a POW during the time he served in World War II.
- **Commissioner Ed LeCompte**
 - Absent
- **Commissioner Carol Rose**
 - Welcomed all.

VIII. **City Manager Report** –

Welcomed everyone. Several ongoing projects were discussed, including sidewalk installation, traffic signal improvements and paving which will enter the construction phase soon.

IX. **Public Hearing**

A. **The purpose of the Public Hearing was to receive citizen input in regard to the adoption of a new Red Bank Sign Ordinance.**

Mayor Pierce explained that the city has been in the process of a comprehensive review of its sign ordinance. He advised that this study was done in an effort to update regulations

pertaining to sign types, sizes and locations that are allowable in the city. Mayor Pierce advised that the Planning Commission reviewed the new proposed sign ordinance on two separate occasions and has recommended approval. Mayor Pierce invited citizen comments, of which there were none. After no further comments, the Public Hearing was closed.

X Unfinished Business –

A. ORDINANCE NO. 19-1146 – AN ORDINANCE GRANTING A FRANCHISE TO ZAYO GROUP, LLC. FOR THE PURPOSE OF ALLOWING IT TO CONSTRUCT, INSTALL AND OPERATE CERTAIN TELECOMMUNICATIONS WIRES AND CABLING WITHIN THE PUBLIC RIGHT-OF-WAY IN ORDER TO PROVIDE TELECOMMUNICATIONS SERVICES WITHIN THE CITY, SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE PUBLIC RIGHT-OF-WAY IN CONJUNCTION WITH THE CITY’S RIGHT-OF-WAY ORDINANCES, AND PRESCRIBING PENALTIES AND REMEDIES FOR THE VIOLATIONS OF THE PROVISIONS HEREOF (SECOND AND FINAL READING)

City Manager Thornbury explained that this ordinance will authorize a franchise agreement with Zayo Group that will allow them to install fiber optic cable on city owned right of way. He advised that the fiber optic cables are for telecommunications purposes. Commissioner Rose made a motion to approve the ordinance, second by Commissioner Jenó. There were no citizen comments. *Roll Call Vote: Mayor Pierce “yes”, Vice Mayor Pope “yes”, Commissioner Jenó “yes”, Commissioner Rose “yes”.* Ordinance No.19-1146 was approved on second and final reading with all Commissioners present voting “yes”.

XI. New Business

A. ORDINANCE NO. 19-1147 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO REPEAL THE EXISTING RED BANK SIGN ORDINANCE, CODIFIED AT RED BANK CITY CODE, TITLE 9, CHAPTER 8, SECTION 9-801 ET SEQ. AND TO ADOPT IN ITS PLACE AND STEAD THE RED BANK SIGN ORDINANCE, ALSO TO BE CODIFIED AT TITLE 9, CHAPTER 8, SECTION 9-801 ET SEQ. OF THE RED BANK CITY CODE (FIRST READING)

Mayor Pierce explained that this item was discussed during the earlier Public Hearing. He advised that if the ordinance is approved it will replace the current sign ordinance. He advised that the Planning Commission reviewed the proposed sign ordinance and recommended approval. Mayor Pierce advised that Section 9-808 Paragraph 3 deals with yearly inspection fees for off-premise signs. He advised that he feels this fee is unnecessary and that the city has Code Enforcement to address any issues that arise with signs, whether they are on or off premise. Mayor Pierce made a motion to amend the ordinance by removing Section 9-808 Paragraph 3 and approve the ordinance as amended, second by Vice-Mayor Pope. There were no citizen comments. *Roll Call Vote: Mayor Pierce “yes”, Vice Mayor Pope “yes”, Commissioner Jenó “yes”, Commissioner Rose “yes”.* Ordinance No.19-1147 was approved on first reading with all Commissioners present voting “yes”.

B. RESOLUTION NO. 19-1281 – A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE, AUTHORIZING SUBMISSION OF AN APPLICATION TO THE AMERICAN AUTOMOBILE ASSOCIATION WITH RESPECT TO THE 2019 TRAFFIC SAFETY GRANT FOR THE POLICE DEPARTMENT

Mayor Pierce explained that this resolution will authorize the Police Department to apply for grant funding through the American Automobile Association’s 2019 Traffic Safety Grant. He advised that. If awarded, grant funds will be used in the department’s Distracted Driving Program. Commissioner Rose made a motion to approve the resolution, second by Commissioner Jenó. There were no citizen comments. Resolution No. 19-1281 was approved with all Commissioners present voting “yes”.

C. RESOLUTION NO. 19-1282 – A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE, AUTHORIZING THE CHIEF OF POLICE TO SIGN AN INTERAGENCY AGREEMENT WITH RESPECT TO PARTICIPATION IN THE CHILD PROTECTIVE INVESTIGATIVE TEAM OF HAMILTON COUNTY, TENNESSEE

Mayor Pierce advised that this resolution will authorize the Chief of Police to sign an interagency agreement with area law enforcement, the District Attorney’s Office, Child Protective Agency and

the Children's Advocacy Center to aid in investigation and prosecution of child abuse cases. It was noted that the CPIT has been in place for several years and that the City has already been participating, the processes are not being formalized. Commissioner Jenó made a motion to approve the resolution, second by Vice-Mayor Pope. Resolution No. 19-1282 was approved with all Commissioners present voting "yes".

D. RESOLUTION NO. 19-1283 – A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE, 2017 COMMUNITY DEVELOPMENT BLOCK GRANT SEWER SYSTEM IMPROVEMENTS PHASE II NOTICE OF AWARD AND AUTHORIZING ADDITIONAL MATCHING FUNDS

Mayor Pierce advised that this resolution is in regard to awarding a construction bid to Brown Brother's for sewer system repairs to the Hamilton County WWTA owned sewers located in Red Bank. He advised that all repairs will be paid for by grant funding through a Community Development Block Grant and by Hamilton County WWTA with no Red Bank funding required. It was noted that WWTA has overseen the planning, bidding and award processes and recommends that the Brown Brothers bid is the best responsive bid based on many factors that WWTA deems essential to the process. Vice-Mayor Pope made a motion to approve the resolution, second by Commissioner Rose. There were no citizen comments. Resolution No. 19-1283 was approved with all Commissioners present voting "yes".

XII. Citizen Comments –

Ray Towers, 212 Woodrow Ave., Asked the City to consider installing a guardrail along Ashland Terrace where it abuts his property. He advised that his fence has been knocked down several times due to vehicle accidents and he believes a guardrail would prevent that from happening.

XIII. Adjournment

The meeting was adjourned at 6:15 p.m.

Mayor

City Recorder Ruth Rohen