

# *City of Red Bank*

Ruth Jenó  
Acting Mayor

Tim Thornbury  
City Manager

## **BOARD OF COMMISSIONERS' MEETING**

Agenda  
October 6, 2020  
6:00 p.m.

- I. Call to Order –Mayor Ruth Jenó**
- II. Roll Call – City Manager**  
Acting Mayor Jenó \_\_\_\_\_, Commissioner Howell \_\_\_\_\_ Commissioner LeCompte \_\_\_\_\_,  
Commissioner Rose \_\_\_\_\_
- III. Invocation –**
- IV. Pledge of Allegiance –**
- V. Consideration of the Minutes for approval or correction:**
  - A. September 15, 2020 Agenda Work Session**
  - B. September 15, 2020 Commission Meeting**
- VI. Communication from Mayor Ruth Jenó**
- VII. Commissioner's Report**
  - A. Commissioner Tyler Howell**
  - B. Commissioner Ed LeCompte**
  - C. Commissioner Carol Rose**
- VIII. City Manager's Report**
- IX. Unfinished Business -**
  - A. ORDINANCE NO. 20-1177 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO ACCEPT THE 2021 TENNESSEE HIGHWAY SAFETY OFFICE “DISTRACTED DRIVING REDUCTION PROGRAM” GRANT AND TO AMEND THE FISCAL YEAR 2021 OPERATING BUDGET TO INCORPORATE GRANT FUNDING, TOTALING \$40,000.00 FOR THE POLICE DEPARTMENT (SECOND AND FINAL READING)**
- X. New Business –**
  - A. ORDINANCE NO. 20-1178 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO REPEAL ORDINANCE NO. 19-1161, A MORATORIUM UPON AND FOR A STATED PERIOD OF TIME TO SUSPEND THE OPERATIONS AND ENFORCEMENT OF RED BANK CITY CODE SECTION 9-845(3)(C) WITH RESPECT TO REMOVAL OF “POLE SIGNS” IN CERTAIN CIRCUMSTANCES AND TO REINSTATE THESE REQUIREMENTS OF THE SIGN ORDINANCE (FIRST READING)**
  - B. RESOLUTION NO. 20-1375 – A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE TO REPLACE RESOLUTION NO. 20-1362 AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR PARTICIPATION IN THE 2020 – 2021 MULTIMOTAL ACCESS GRANT PROGRAM**
- XI. Citizen Comments from Red Bank Citizens about items not on the Agenda (3 minute limit)**
- XII. Adjournment**

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

Minutes  
September 15, 2020  
5:00 p.m.

The Board of Commissioners met in a public and advertised Agenda Work Session on September 15, 2020 at 5:00 p.m. The date, time and location of the meeting was advertised in the Hamilton County Herald and on the City of Red Bank web-site. The purpose of the meeting was to receive information on upcoming business items. Those in attendance were Acting Mayor Ruth Jenó, Commissioner Tyler Howell and Commissioner Carol Rose. Commissioner Ed LeCompte was not able to attend. Also present were City Manager Tim Thornbury, City Attorney Arnold Stulce Jr. City Recorder Ruth Rohen, Police Chief Dan Seymour and those listed on Exhibit A.

1. City Manager Thornbury advised that the recently approved moratorium on the enforcement of certain regulations relating to pole signs is set to expire at the end of December. Commissioner Rose stated that she would like to have an ordinance on the agenda for the October 5<sup>th</sup> meeting to reinstate the pole sign regulations as currently written.
2. City Manager Thornbury advised that there is an ordinance on the agenda tonight for first reading to accept grant funding and to amend the budget for the 2020 – 2021 Tennessee Highway Safety Office Distracted Driving Grant. He advised that this is a 100% grant in the amount of \$40,000.00 that will be used for distracted driving training and enforcement.
3. City Manager Thornbury advised that there is a resolution on the agenda tonight to authorize the city to apply for a Driver Safety Grant through Public Entity Partners. He advised that this is a 50% matching grant, up to \$4,000.00 and will be used to pay for GPS monitoring on city vehicles and emergency lighting that will be installed on the rear of garbage trucks.
4. City Manager Thornbury advised that there is resolution on the agenda tonight to approve an agreement with Kleenco Construction of Tennessee for construction of sidewalks on Dayton Boulevard from Newberry Street to Greenleaf Street and on Ashland Terrace. He advised that the city solicited sealed bids and Kleenco Construction of Tennessee submitted the lowest bid. He explained that the cost of the project is \$380,742.50 and is 80% funded by a transportation improvement grant through TDOT.
5. Upon inquiry by Mayor Jenó regarding an update on the condemned property at 124 Browntown Road, City Attorney Stulce advised that the property owner has, at the last moment, retained new legal counsel, which has asked for more time to answer the complaint in Chancery Court.
6. City Manager Thornbury asked Commission input on whether the Christmas Parade and Festival should be cancelled this year because of the ongoing COVID-19 outbreak.
7. City Manager Thornbury advised that WWTA is raising sewer rates by 12%, effective October 1<sup>st</sup>.
8. City Manager Thornbury gave an overview of the Planning Commission's Work Session today that included; review and update of the zoning ordinance, review of ordinances relating to flag lots and flag stems and review of the subdivision regulations.
9. Commissioner Rose asked if there were plans to pressure wash sidewalks anytime soon. City Manager Thornbury advised that since there are several upcoming street projects, it would be futile to clean them at this time.

**The meeting was adjourned at 5:29 p.m.**

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Mayor

Date

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City Recorder

Date

**BOARD OF COMMISSIONERS' MEETING**

Minutes

September 15, 2020

6:00 p.m.

- I. **Call to Order** – Acting Mayor Jenó called the meeting to order at 6:00 p.m. The date, time and location of the meeting had been duly advertised in the Hamilton County Herald and on the City of Red Bank website.
- II. **Roll Call** – City Manager Thornbury called the roll. Those present were Acting Mayor Ruth Jenó, Commissioner Tyler Howell and Commissioner Carol Rose. Commissioner Ed LeCompte was unable to attend. Also present were City Manager Tim Thornbury, City Attorney Arnold Stulce Jr., City Recorder Ruth Rohen, Police Chief Dan Seymour and those listed on Exhibit A.
- III. **Invocation** – Commissioner Howell gave the Invocation.
- IV. **Pledge of Allegiance** – Boy Scout Troop 58 led the Pledge of Allegiance.
- V. **Consideration of the Minutes for approval or correction:**
  - A. **September 1, 2020 Commission Meeting**
  - B. **September 1, 2020 Agenda Work Session**Commissioner Rose made a motion to approve both sets of minutes as printed, second by Commissioner Howell. Both sets of minutes were approved with all Commissioners voting “yes”.
- VI. **Communication from Mayor Jenó**
  - Welcomed everyone, thanked Boy Scout Troop 58 for leading the pledge.
  - Advised the pastor of Red Bank Methodist Church expressed his appreciation for being allowed to use the City Park for Sunday morning church services.
  - Red Bank Food Pantry served 483 families, the next pick up hours is this Thursday between 5:00 p.m. – 6:00 p.m. Thanked Commissioner Howell for volunteering and thanked the Police Department for traffic control.
  - Red Bank Baptist Church will be distributing 3,000 boxes of produce tomorrow between 6:00 p.m. to 8:00 p.m. Volunteers are welcome.
  - Reminded everyone to complete the 2020 CENSUS. This is imperative for the city to receive its portion of per capita shared funds.
- VII. **Commissioners Report**
  - Commissioner Tyler Howell**
    - Welcomed everyone.
    - Enjoyed attending Red Bank United Methodist Church in the City Park service this past Sunday.
    - Congratulated Red Bank High School football coach, Coach Brown and the players, they are 4 and 0 this year.
    - Enjoyed speaking at the meeting of the Red Bank Signal Mountain Chamber today. Spoke about all of the great projects that are ongoing in Red Bank.
  - Commissioner Ed LeCompte**
    - Absent
  - Commissioner Carol Rose**
    - Welcomed all, special recognition to former State Representative Richard, Floyd.
    - Thanked Boy Scout Troop 58 for leading the Pledge of Allegiance.
    - Welcomed four commission candidates in attendance tonight.
    - Attended the Planning Commission work agenda meeting today. Thanked the Planning Commission for all of the hard work they do for the city.

## VIII. City Manager's Report

- Advised that the city is in great financial shape and there are several ongoing transportation improvement projects and new housing developments.

## IX. Unfinished Business – None

## X. New Business –

### A. ORDINANCE NO. 20-1177 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO ACCEPT THE 2021 TENNESSEE HIGHWAY SAFETY OFFICE “DISTRACTED DRIVING REDUCTION PROGRAM” GRANT AND TO AMEND THE FISCAL YEAR 2021 OPERATING BUDGET TO INCORPORATE GRANT FUNDING, TOTALING \$40,000.00 FOR THE POLICE DEPARTMENT (FIRST READING)

City Manager Thornbury advised that this is an ordinance to accept grant funding and to amend the budget for the 2020 – 2021 Tennessee Highway Safety Office Distracted Driving Grant. He advised that this is a 100% grant in the amount of \$40,000.00 that will be used for distracted driving training and enforcement. Commissioner Howell made a motion to approve the ordinance, second by Commissioner Rose. There were no citizen comments. **Roll Call Vote: Mayor Jenó “yes”, Commissioner Howell “yes”, Commissioner Rose “yes”**. Ordinance No. 20-1177 was approved on first reading with all Commissioners voting “yes”.

### B. RESOLUTION NO. 20-1373 – A RESOLUTION AUTHORIZING THE CITY OF RED BANK TO PARTICIPATE IN THE PUBLIC ENTITY PARTNERS “DRIVER SAFETY” MATCHING GRANT PROGRAM

City Manager Thornbury advised that this is a resolution to authorize the city to apply for a Driver Safety Grant through Public Entity Partners. He advised that this is a 50% matching grant, up to \$4,000.00 and if received will be used to pay for GPS monitoring on city vehicles and emergency lighting that will be installed on the rear of garbage trucks. Commissioner Rose stated the importance of small cities receiving grant funding and made a motion to approve the resolution. Second by Commissioner Howell. There were no citizen comments. Resolution No. 20-1373 was approved with all Commissioners voting “yes”.

### C. RESOLUTION NO. A RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE CITY OF RED BANK, TENNESSEE, AND KLEENCO CONSTRUCTION OF TENNESSEE, INC. IN THE AMOUNT OF \$380,742.50 FOR THE CONSTRUCTION OF SIDEWALKS

City Manager Thornbury advised that this resolution is to approve an agreement with Kleenco Construction of Tennessee for construction of sidewalks on Dayton Boulevard from Newberry Street to Greenleaf Street and on Ashland Terrace. He advised that the city solicited sealed bids and Kleenco Construction of Tennessee submitted the lowest bid. He explained that the cost of the project is \$380,742.50 and is 80% funded by a transportation improvement grant through TDOT. Commissioner Rose made a motion to approve the resolution including authorizing the City Manager to sign the agreement upon approval by the City Attorney, second by Commissioner Howell. Mayor Jenó invited citizen comments:

- **Rick Causer, 3802 Pickering Avenue**, Asked that the city reconsider narrowing Ashland Terrace for construction of sidewalks.

There were no further comments. Resolution No. 20-1374 was approved with all Commissioners voting “yes”.

## XI. Citizen Comments –

- **Hollie Berry, 2910 Martin Road**, Asked that a speed monitor be placed on Ashland Terrace for a period of time to slow traffic down.

- **Matt Boerschig, 3800 Oakland Terrace**, Asked that the Red Bank website be updated to include a form to fill out for services from Public Works.

## XII. Adjournment

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

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Mayor

Date

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City Recorder Ruth Rohen

Date

**ORDINANCE NO. 20-1177**

**AN ORDINANCE BY THE CITY OF RED BANK, TENNESSEE, TO ACCEPT AMEND THE 2021 TENNESSEE HIGHWAY SAFETY OFFICE “DISTRACTED DRIVING REDUCTION PROGRAM” GRANT AND TO AMEND THE FISCAL YEAR 2021 OPERATING BUDGET TO APPROPRIATE GRANT FUNDING’ TOTALING \$40,000.00 FOR THE POLICE DEPARTMENT**

**WHEREAS**, the City of Red Bank Police Department has been awarded a grant for “Distracted Driving Reduction” by the State of Tennessee, Tennessee Highway Safety Office in the amount of \$40,000.00; and

**WHEREAS**, this is a 100% grant and requires no local agency match; and

**WHEREAS**, it is necessary for the City of Red Bank to accept grant funding and amend the Fiscal Year 2021 Operating Budget to appropriate these funds totaling \$40,000.00 for use by the Police Department, and

**WHEREAS**, the City Manager is authorized to sign and execute the Grant Contract upon approval by the City Attorney.

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

SECTION 1: That the THSO “Distracted Driving Enforcement Grant” be and is hereby accepted;

SECTION 2: That the City Manager is authorized to sign and execute the Grant Contract on behalf of the City of Red Bank Police Department, upon approval by the City Attorney;

SECTION 3: That the Fiscal Year 2021 Operating Budget be and is hereby amended as provided:

**REVENUES**

**GENERAL FUND**

Grant Revenue \$40,000.00

**TOTAL REVENUES \$40,000.00**

**EXPENDITURES**

Police

*Salaries & Benefits* \$39,542.98

*Travel* \$457.02

**TOTAL EXPENDITURES \$40,000.00**

SECTION 4. This Ordinance shall take effect upon the date of its passage upon second and final reading, the welfare of the citizens of the City of Red Bank requiring it.

\_\_\_\_\_  
Mayor Ruth Jeno

ATTEST:

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City Recorder

**September 15, 2020**

\_\_\_\_\_  
Passed on First Reading

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Passed on Second and Final Reading

Approved as to Form:

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City Attorney

**ORDINANCE NO. 20-1178**

**AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO REPEAL ORDINANCE NO. 19-1161, A MORATORIUM UPON AND FOR A STATED PERIOD OF TIME TO SUSPEND THE OPERATION AND ENFORCEMENT OF RED BANK CITY CODE SECTION 9-845(3)(c) WITH RESPECT TO REMOVAL OF “POLE SIGNS” IN CERTAIN CIRCUMSTANCES AND TO REINSTATE THESE REQUIREMENTS OF THE SIGN ORDINANCE**

**WHEREAS**, the City Commission for the City of Red Bank has previously enacted the Red Bank Sign Ordinance, codified at Title 9, Chapter 8, Sections 800 et seq., of the Red Bank City Code, for the purposes of regulating and governing the placement, replacement, repair, maintenance, compatibility, sight line distances, and overall visual attractiveness of advertising signs in commercial and, to a limited extent, residential and other zoned areas in the City of Red Bank, Tennessee; and

**WHEREAS**, the City Commission has determined, generally, that any continued proliferation and existence of Pole Signs as defined in the Red Bank sign Ordinance, effects traffic sightlines, contributes to traffic obscuring distraction and visual clutter of is an undesirable aspect of the existence and or further proliferation of “Pole Signs” within the City of Red Bank; and

**WHEREAS**, the City Commission, has by Ordinance No. 19-1161 placed a moratorium upon enforcement of certain aspects of the Sign Ordinance related to Pole Signs and has upon study, review, personal and corporate observation and based upon input from City Administration and from the Citizenry of the City of Red Bank, determined that the health, safety and welfare of the Citizens of the City of Red Bank would be better served by prohibiting any further proliferation of Pole Signs within the City and also by for the timed amortization and gradual sun setting of currently existing, erected and in place Pole Signs in the City of Red Bank; and

**WHEREAS**, the City Commission for the City of Red Bank declares and further affirms its intent to prohibit further erection of any more or additional Pole Signs in the City of Red Bank and in a timely, fair, and permissible manner to be hereafter determined by Ordinance to phase out the existence of Pole Signs and to lift and dissolve the moratorium put in place by Ordinance No. 19-1161 suspending the enforcement of Red Bank City Code Section 9-845(3)(c) as currently written.

**NOW THEREFOR BE IT ORDAINED**, by the City Commission of the City of Red Bank, Tennessee, as follows:

SECTION 1. Ordinance No 19-1161, placing a MORATORIUM upon enforcement of the terms, provisions and conditions of the currently existing Red Bank City Code Section 9-845(3)(c), is hereby repealed.

SECTION 2. Every section, 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.

SECTION 3. This Ordinance shall take effect from and after the date of its final passage the health, safety and welfare of the citizens of the City of Red Bank requiring it.

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Mayor

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City Recorder

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Passed on First Reading

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Passed on Second and Final Reading

Approved as to form:

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City Attorney

**RESOLUTION NO. 20-1375**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF RED BANK, TENNESSEE TO REPLACE RESOLUTION NO. 20-1362 AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR PARTICIPATION IN THE 2020 – 2021 MULTIMODAL ACCESS GRANT PROGRAM**

**WHEREAS**, this resolution replaces Resolution No. 20-1362, that was approved by the City Commission for the City of Red Bank, Tennessee, at its regularly scheduled Commission Meeting on August 4, 2020; and

**WHEREAS**, the Tennessee Department of Transportation has set aside funds to create the Multimodal Access Grant in order to support the transportation needs of pedestrian, bicyclist, and transit-users through infrastructure improvements along state routes and transit hubs; and

**WHEREAS**, the City of Red Bank feels that this is a very important program that the citizens of Red Bank would benefit greatly from; and

**WHEREAS**, if awarded, grant funding will be utilized to install sidewalks on Dayton Boulevard from Signal Mountain Road to Stringer’s Ridge Tunnel and installation of a traffic signal at Dayton Boulevard and Ashmore Avenue; and

**WHEREAS**, if awarded, the City of Red Bank will be responsible for providing a local match of 5%, up to \$47,500.00, with the Tennessee Department of Transportation providing 95%, up to \$902,500.00, for a total amount not to exceed \$950,000.00.

**WHEREAS**, if the grant application is approved and grant funding is awarded, the City of Red Bank is committed to maintaining the project after completion of construction.

**NOW, THEREFORE BE IT RESOLVED** by the City Commission of the City of Red Bank that the City Manager is authorized to submit an application on behalf of the City of Red Bank to the Tennessee Department of Transportation for participation in 2020–2021 Multimodal Access Grant Program.

**BE IT FURTHER RESOLVED THAT**, the City Commission authorizes local funding contribution of 5% of the project costs and is dedicated to maintaining the project after completion of construction.

Resolved this 6<sup>th</sup> day of October in the year of 2020

\_\_\_\_\_  
Mayor

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City Recorder