

BOARD OF COMMISSIONERS' MEETING

Minutes
May 16, 2017
7:00 p.m.

- I. **Call to Order** – Mayor Roberts called the meeting to order at 7:00 p.m.
- II. **Roll Call** – Mayor Roberts called the roll. Mayor Roberts, Vice Mayor Pierce, Commissioners LeCompte, Pope and Rose were present. Also present was City Attorney Arnold Stulce Jr., Fire Chief Mark Mathews, Interim Police Chief John Wright, Finance Director John Alexander, City Recorder Ruth Rohen and those listed on Exhibit “A”.
- III. **Invocation** – Vice 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. **May 2, 2017 Agenda Work Session**
 - B. **May 2, 2017 Commission Meeting**

Commissioner LeCompte made a motion to approve the minutes as printed, second by Commissioner Pope. The minutes of the meetings were approved with all Commissioners voting “yes”.
- VI. **Communication from the Mayor**
 - Welcomed everyone.
- VII. **Commissioners Report**
 - **Vice-Mayor Eddie Pierce**
 - Welcomed all.
 - Enjoyed participating in the Moon Pie eating contest with Mayor Roberts and Commissioner Rose. The Red Bank High football team won the trophy this year.
 - **Commissioner Ed LeCompte**
 - Welcomed everyone.
 - Thanked all departments for their hard work before and during the Moon Pie Festival and Jubilee. The festival had a large attendance this year.
 - **Commissioner Terry Pope**
 - Thanked everyone for coming.
 - Announced that sign-ups for the Red Bank Swim Team will be held this Sunday at the Community Center from 2:00 – 4:00.
 - **Commissioner Carol Rose**
 - Thanked everyone for attending.
 - Enjoyed participating in the Moon Pie eating contest. Challenged other City departments to participate next year.
- VIII. **City Manager Report**
 - Mayor Roberts explained that City Manager Smith could not attend because he was attending a track meet that his son was a participant in. He explained that his son lives in the Murfreesboro area.

 Public Hearings

Mayor Roberts explained that these purpose of the public hearings was to consider two rezoning requests that are on the agenda for first reading tonight.

A) Ordinance #17-1091, 1700 Ashmore Ave. and 0 Mason Dr. - Mayor Roberts called for the applicant, Tommy Austin, to come forward. It was discovered that Mr. Austin was not in attendance. City Attorney Stulce explained that it has long been the policy to require that the applicant or their representing agent be present for the public hearing and both readings of the ordinance. He suggested that this item be tabled and that the applicant be notified of the new hearing date. Mr. Stulce also suggested that the applicant be required to pay for the second public notice. There was no further discussion of this item.

B) Ordinance #17-1092, 105 W. Newberry St. - Mayor Roberts called the applicant, Mr. Kenneth Pardue, forward. Mayor Roberts advised that Mr. Pardue’s original request was to rezone the property to C-1 commercial but that after speaking with Mr. Pardue in regard to permitted uses in the C-1 zone and the several restrictions imposed by the Planning Commission and the similarity between those

uses and permitted uses in the C-2 zone, Mr. Pardue has decided to request a C-2 zoning of the property. It was noted that the Planning Commission conducted a public hearing on this item and recommended approving the C-1 zoning request, subject and pursuant to multiple conditions and limitations that are set out in the draft ordinance. Upon inquiry, Mr. Pardue advised that he has plans to sell the property. Commissioner Rose advised that the intent of the 2015 zoning map changes was to correct some zoning irregularities. Mr. Pardue explained that before the 2015 zoning change the property was zoned C-1 and had been for many years. It was stated that the use of the property has been and continues to be commercial use. Mayor Roberts invited citizen comments:

- Bonnie Kilgore, 102 Fair St., Stated her property backs up to Mr. Pardue's property and that she has no issues with the rezoning request but that she would like to see the property cleaned up.
- Mark Gilbert, 100 Fair St., Would like to see a low impact business locate there and would like for the property owner to clean the property up.

After no further discussion the public hearing was adjourned.

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X. Unfinished Business –

A. ORDINANCE NO. 17-1090 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE TO ADOPT THE RED BANK DESIGN REVIEW ORDINANCE AND REPEAL CHAPTER X OF THE RED BANK ZONING ORDINANCE (SECOND AND FINAL READING)

Mayor Roberts explained that the Planning Commission has proposed the revised and rewritten Design Review Standards for the City and has recommended that the City Commission adopt the standards. Commissioner Rose made a motion to approve the ordinance, second by Commissioner LeCompte. There were no citizen comments. **Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”, Commissioner Rose “yes”.** Ordinance No. 17-1090 was approved on second and final reading with all Commissioners present voting “yes”.

XI. New Business –

A. ORDINANCE NO. 17-1091 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, AMENDING THE ZONING MAP TO REZONE PROPERTY AT 1700 ASHMORE AVENUE AND 0 MASON DRIVE FROM R-1 RESIDENTIAL TO RT-1 RESIDENTIAL TOWNHOUSE ZONE (FIRST READING)

Mayor Roberts explained that this item was discussed earlier in the public hearing portion of the meeting and that the applicant was not in attendance. Vice Mayor Pierce made a motion to table the ordinance until the June 6, 2017 Commission Meeting and to notify the applicant that the public hearing and first reading of the ordinance has been postponed and that the applicant is responsible for cost of the second public notification. Motion was seconded by Commissioner Pope. **Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”, Commissioner Rose “yes”.** Ordinance was tabled until the June 6, 2017 Commission Meeting.

B. ORDINANCE NO. 17-1092 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, AMENDING THE ZONING MAP TO REZONE PROPERTY AT 105 W. NEWBERRY STREET FROM R-1 RESIDENTIAL TO C-2 COMMERCIAL ZONE, SUBJECT TO CONDITIONS AND LIMITATIONS (FIRST READING)

Mayor Roberts advised that this item was discussed in detail in the earlier public hearing. Vice Mayor Pierce made motion to approve the ordinance as amended to rezone property from R-1 to C-2, including the conditions and limitations imposed by the Planning Commission. Motion seconded by Mayor Roberts. There were no citizen comments. **Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”, Commissioner Rose “no”.** Ordinance No. 17-1092 was approved on first reading by a 4 to 1 vote.

XII. Citizen Comments –

None

XIII. Adjournment

The meeting was adjourned at 7:23 p.m.

MAYOR

City Recorder