

BOARD OF COMMISSIONERS' MEETING

Minutes
May 19, 2015
7:00 p.m.

- I. **Call to Order** – Mayor John Roberts called the meeting to order at 7:00 p.m.
- II. **Roll Call** – City Manager Randall Smith called the roll. Mayor Roberts, Vice Mayor Pierce, Commissioners Causer, LeCompte and Pope were present. Also present were City Attorney Arnold Stulce, Fire Chief Mark Mathews, Police Chief Tim Christol, Public Works Director Tim Thornbury, Finance Director John Alexander, City Recorder Ruth Rohen and those listed on Exhibit “A”.
- III. **Invocation** – Vice Mayor Eddie 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 5, 2015 Agenda Meeting**
 - B. **May 5, 2015 Commission Meeting**Vice Mayor Pierce made a motion to approve the minutes, seconded by Commissioner Causer. The minutes of both meetings were approved with all Commissioners voting “yes”.
- VI. **Communication from the Mayor**
 - Welcomed everyone and wished them a happy and safe Memorial Day.
 - Invited everyone to attend Erlanger North’s Homecoming celebration on Sunday, June 14th from 11:00 – 3:00.
- VII. **Commissioner’s Report**
 - **Vice-Mayor Eddie Pierce**
 - Welcomed everyone.
 - Enjoyed attending the 75th Red Bank High School graduation
 - Has heard a lot of great remarks concerning the direction Red Bank is moving in.
 - **Commissioner Rick Causer**
 - Welcomed everyone.
 - Thanked all Red Bank employees for the hard work they do.
 - **Commissioner Ed LeCompte**
 - Welcomed everyone.
 - Just returned from vacation and has been busy attending various community meetings.
 - **Commissioner Terry Pope**
 - Welcomed everyone and wished everyone a happy Memorial Day. Thanked the men and women of the Armed Forces for their service.
 - Red Bank Swimming Pool will open this Saturday, single admission cost is \$3.50.
- VIII. **City Manager Report**
 - Announced a Budget Workshop on May 20th at 5:30 p.m. and encourage the public to attend.
 - City offices will be closed on Monday, May 25th in observance of Memorial Day.
 - Encourage everyone to be safe during the long holiday week-end.

Public Hearing

Public Hearings were conducted on the following two items that are on the agenda for final approval tonight.

- 1) **Abandoning an unopened right of way between 3301 and 3305 Berkley Drive (Ordinance No. 15-1027)**

Mayor Roberts called forward property owners, Terry Swope and Patricia Swope Baker, who explained that they are requesting that the unopened right-of-way be abandoned because it runs through the middle of the driveway and a building that is located on the property. Mayor Roberts explained that this matter was considered by the Red Bank Planning Commission and that their recommendation is to approve the ordinance. No one spoke in opposition of this ordinance.

2) Amend the Red Bank Zoning Ordinance in regard to building separation in Planned Unit Developments (Ordinance No. 15-1028)

Mayor Roberts explained that this is an ordinance to reduce the building separation requirements in Planned Unit Developments from 15 feet to 10 feet. Upon inquiry Fire Chief Mark Mathews advised that the Fire Marshall has reviewed the change and that the fire department has no concerns regarding the changes. Mayor Roberts advised that the Red Bank Planning Commission has reviewed this item and has recommended approving the amendment. There was no one that spoke for or against the ordinance.

IX. Unfinished Business –

A. ORDINANCE NO. 15-1027 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, ABANDONING AN UNOPENED RIGHT-OF-WAY LOCATED BETWEEN 3301 AND 3305 BERKLEY DRIVE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE (SECOND AND FINAL READING)

Commissioner Pope made a motion to approve the ordinance, seconded by Commissioner Causer. *Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner Causer “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”.* Ordinance No. 15-1027 was approved on second and final reading with all Commissioners voting “yes”.

B. ORDINANCE NO. 15-1028 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO AMEND ORDINANCE NO. 15-1020, THE ZONING ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, CODIFIED AT RED BANK CITY CODE TITLE 14, CHAPTER 3, RESIDENTIAL ZONES, SECTION 14-307 PLANNED UNIT DEVELOPMENT (SECOND AND FINAL READING)

Vice Mayor Pierce made a motion to approve the ordinance, seconded by Commissioner LeCompte. *Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner Causer “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”.* Ordinance No. 15-1028 was approved on second and final reading with all Commissioners voting “yes”.

X. New Business –

A. ORDINANCE NO. 15-1029 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO AMEND ORDINANCE NO. 15-1020, THE ZONING ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, CODIFIED AT RED BANK CITY CODE TITLE 14, CHAPTERS 2 AND 4 THEREOF IN ORDER TO PROMULGATE AND CLARIFY CERTAIN RULES AND REGULATIONS GOVERNING NON-BANKING FINANCIAL INSTITUTIONS AND REGULATING PAWN BROKERS, TITLE PLEDGE LENDERS, DEFERRED PRESENTMENT SERVICES, CHECK CASHERS, AND OTHER SIMILAR USES WHICH ARE CONSIDERED NON-BANKING INSTITUTIONS (FIRST READING)

City Manager Smith explained that this ordinance will regulate the location of alternative financial institutions. Commissioner Causer made a motion to approve the ordinance, seconded by Vice Mayor Pierce. *Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner Causer “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”.* Ordinance No. 15-1029 was approved on first reading with all Commissioners voting “yes”.

B. ORDINANCE NO. 15-1030 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, AMENDING ORDINANCE NO. 98-768 IN ORDER TO AUTHORIZE CERTAIN PAY FOR EMPLOYEE ACCRUED VACATION HOURS CURRENTLY IN EXCESS OF 400 HOURS (FIRST READING)

City Manager Smith explained that there is currently no maximum amount of vacation leave that an employee may accrue and due to that there are several employees that have in excess of 400 hours of accrued vacation. Mr. Smith advised that this ordinance would authorize a one-time only payment to employees for any accrued vacation over 400 hours thereby reducing the city’s liability. Vice Mayor Pierce made a motion to approve the ordinance, seconded by Commissioner LeCompte. *Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner Causer “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”.* Ordinance No. 15-1030 was approved with all Commissioners voting “yes”.

C. ORDINANCE NO. 15-1031 – AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE, TO AMEND FISCAL YEAR 2015 OPERATING BUDGET IN THE AMOUNT OF \$98,448.48 (FIRST READING)

Mayor Roberts explained that this ordinance is related to the previous vacation pay ordinance and that in order to facilitate the vacation pay the city will need to amend the budget. Commissioner Causer made a motion to approve the ordinance, seconded by Commissioner Pope. *Roll Call Vote: Mayor Roberts “yes”, Vice Mayor Pierce “yes”, Commissioner Causer “yes”, Commissioner LeCompte “yes”, Commissioner Pope “yes”.* Ordinance No. 15-1031 was approved with all Commissioners voting “yes”.

D. RESOLUTION NO. 15-1050 – A RESOLUTION AUTHORIZING AN AGREEMENT WITH LISA A. MARTIN, DBA MARTIN LAW ENFORCEMENT SERVICES LLC. FOR PHLEBOTOMIST SERVICES

City Manager Smith explained that this is a contract for blood draw services on certain DUI arrests. He advised that these blood draws are performed at the Hamilton County Jail and that some of the cost of the blood draws can be recuperated through court cost. Mr. Smith requested that approval of the resolution authorize him to sign the contract upon approval by the City Attorney. Vice Mayor Pierce made a motion to approve the resolution, including authorizing the City manager to sign the contract upon approval of the form by the City Attorney, seconded by Commissioner LeCompte, the Resolution No. 15-1050 was approved with all Commissioners voting “yes”.

E. RESOLUTION NO. 15-1051 – A RESOLUTION AUTHORIZING A CONTRACT WITH TENNESSEE DEPARTMENT OF TRANSPORTATION WITH RESPECT TO A TRANSPORTATION IMPROVEMENT PROJECT

City Manager Smith explained that this is in regard to a transportation project to construct pedestrian islands in certain areas on Dayton Blvd. from Greenleaf St. to Meadowbrook Dr. Commissioner Pope made a motion to approve the resolution, including authorization for the City Manager to sign the contract upon approval of the form by the City Attorney, seconded by Vice Mayor Pierce. Commissioner Causer explained that he gave all Commissioners a copy of a document at the Agenda Work Session today detailing some concerns he has with the project. Resolution No. 15-1051 was approved by four “yes” votes and Commissioner Causer voting “no”.

F. RESOLUTION NO. 15-1052 – A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TRUST FOR PUBLIC LAND IN REGARD TO CONNECTING THE STRINGER’S RIDGE TRAIL TO WHITE OAK PARK IN RED BANK

Mayor Roberts explained that this is an agreement with Trust for Public Land in regard to the extension of the Stringer’s Ridge Trail to White Oak Park in Red Bank. Commissioner Causer made a motion to approve the resolution including approval for the City Manager to sign the contract upon approval of the form by the City Attorney, seconded by Vice Mayor Pierce. Resolution No. 15-1052 was approved with all Commissioners voting “yes”.

XI. Citizen Comments – None

XII. Adjournment

The meeting was adjourned at 7:28 P.M.

MAYOR

City Recorder