

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE  
TOWN COUNCIL  
OF THE TOWN OF SMYRNA  
ON OCTOBER 14, 2014**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on October 14, 2014 at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Chaplain Bill Hunter, Smyrna Police Department. The pledge of allegiance was led by Collier Nodine, Eagle Scout.

The roll was called by the Town Clerk and the following Town Council Members were present:

Mayor Mary Esther Reed  
Vice- Mayor Marc Adkins  
H. G. Cole  
Paul Johns  
Lance Lee  
Tim Morrell  
Rick Wise

**1. Approval or Correction of Minutes of the September 9 and September 30, 2014 meetings.**

The Town Council first considered a motion by Council Member Rick Wise to approve the minutes of the September 9, 2014 regular session of the Town Council and the September 30, 2014 regular work session of the Town Council. The motion was duly seconded by Council Member Tim Morrell. Following discussion, the motion was approved unanimously.

**2. Correspondence/Communications.**

There was no correspondence or communications to be presented to the Town Council at this time.

**3. Awards and Recognitions.**

There were no awards or recognitions to be presented to the Town Council at this time.

**4. Consent Agenda.**

The following Consent Agenda items were next presented for consideration by the Town Council:

- a. Approval of the terms of, and authorization for the Mayor to execute, an addendum to an Impact Fee Developers Agreement between the Town of Smyrna and Smyrna Commons Development Partners, LLC relative to the Smyrna Commons Development.
- b. Approval and adoption of “Policies and Procedures” relative to the implementation of the HOME Program, which is administered by Tennessee Housing Development Agency (THDA).
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Governor’s Highway Safety Office for the annual GHSO grant.
- d. Approval of the terms of, and authorization for the Mayor to execute, a contract with Diverse Computing Incorporated relative to NCIC add/modify/delete transactions for Police Department.
- e. Approval of the terms of, and authorization for the Mayor to execute, a contract with Gresham Smith & Partners relative to engineering services for ITS (Intelligent Transportation System) Study.
- f. Approval of the terms of, and authorization for the Mayor to execute, a contract with Jani-King relative to janitorial services.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Raines Electric relative to Todd Lane Baseball Complex Fields 1 and 2 light replacement.
- h. Approval of the terms of, and authorization for the Mayor to execute, a contract with Dearborn National Life relative to Town’s basic life insurance policies for employees, short term disability (STD), long term disability (LTD), and voluntary life insurance for the 2015 plan year.
- i. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with CIGNA for third party administrator, provider network, and reinsurance (stop loss) for the Town’s health insurance plan.

- j. Consideration of the declaration of surplus items.
- k. Approval of the terms of, and authorization for the Mayor to execute, a lease agreement with Mail Finance a Neopost USA Company relative to postage machine lease.

Following discussion, Vice-Mayor Marc Adkins made a motion to approve and adopt the Consent Agenda and to authorize the Mayor to execute said documents. The motion was duly seconded by Council Member Paul Johns. Following further discussion, the motion was approved unanimously. A copy of said documents referenced on the Consent Agenda is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "1".

**5. Old Business.**

- a. **PUBLIC HEARING:** Consideration of a resolution relative to a Plan of Services for property located on Tax Map 51, part of Parcel 10.00 and all of Parcel 24.10.

At this time, Mayor Mary Esther Reed recessed the meeting without objection, and a public hearing was opened related to the agenda item. No one spoke for or against the agenda item.

At this time, the public hearing was closed without objection, and the Council meeting was resumed without objection.

The Town Council next considered a resolution relative to a Plan of Services for property located on Tax Map 51, part of Parcel 10.00 and all of Parcel 24.10. The recommendation of the Planning Commission was that the Town Council approve the Plan of Services. Following discussion, Council Member Tim Morrell made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Rick Wise. Following further discussion, the motion was approved unanimously. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "2". (Resolution #14-20).

- b. **PUBLIC HEARING:** Consideration of an ordinance relative to the annexation and PRD and R-1 zoning of property located on Tax Map 51, part of Parcel 10.00, and all of Parcel 24.10, (requested by C B Developments, LLC). Property requested to be annexed contains approximately 26.88 acres. Zoning would be PRD except for .5 acre which would be R-1. Property is located on Lee Road. Second Reading.

At this time, Mayor Mary Esther Reed recessed the meeting without objection, and a public hearing was opened related to the agenda item. No one spoke for or against the agenda item.

At this time, the public hearing was closed without objection, and the Council meeting was resumed without objection.

The Town Council next considered on second and final reading an ordinance relative to the annexation and PRD and R-1 zoning of property located on Tax Map 51, part of Parcel 10.00, and all of Parcel 24.10, (requested by C B Developments, LLC). Property requested to be annexed contains approximately 26.88 acres. Zoning would be PRD except for .5 acre which would be R-1. Property is located on Lee Road. The recommendation of the Planning Commission was that the Town Council approve the request. Following discussion, Council Member Tim Morrell made a motion to approve and adopt said ordinance on second and final reading. The motion was duly seconded by Council Member Rick Wise. Following further discussion, the motion was approved and adopted on second and final reading. A copy of said ordinance, as approved and adopted on second and final reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "3". (Ordinance #14-30).

**6. New Business:**

**a. Planning Commission Report:**

- i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 33, Parcel 44.02, comprising approximately 11.57 acres, (requested by Theresa Dinardo), from PRD to R-1. Property is located on Rocky Fork Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 33, Parcel 44.02, comprising approximately 11.57 acres, (requested by Theresa Dinardo), from PRD to R-1. Property is located on Rocky Fork Road. The recommendation of the Planning Commission was that the Town Council approve the request. Following discussion, Council Member Lance Lee made a motion to approve and adopt said ordinance on first reading. The motion was duly seconded by Vice-Mayor Marc Adkins. Following further discussion, the motion was approved unanimously. A copy of said ordinance, as approved and adopted on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "4". (Ordinance #14-31).

- ii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 55, Parcel 11.08 and part of 11.01, comprising approximately 25.7 acres, (requested by Community First, Inc.), from C-2 to I-2. Properties are located on Alnaville Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 55, Parcel 11.08 and part of 11.01, comprising approximately 25.7 acres, (requested by Community First, Inc.), from C-2 to I-2. Properties are located on Alnaville Road. The recommendation of the Planning

Commission was that the Town Council deny the request. Following discussion, Council Member Tim Morrell made a motion to deny and reject said ordinance on first reading. The motion was duly seconded by Vice-Mayor Marc Adkins. Following further discussion, the motion was approved unanimously. A copy of said ordinance, as denied and rejected on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5". (Ordinance #14-32).

**b. Packaged Liquor Board Report:**

There were no applications for the Town Council to consider at this time.

**c. Consideration of an ordinance to amend Ordinance No. 13-10, adopting the 2013-2014 Fiscal Year Budget relative to budget amendments for Fiscal Year 2014 in the General Fund and Capital Projects Fund. First Reading.**

The Town Council next considered on first reading an ordinance to amend Ordinance No. 13-10, adopting the 2013-2014 Fiscal Year Budget relative to budget amendments for Fiscal Year 2014 in the General Fund and Capital Projects Fund. Following discussion, Council Member Paul Johns made a motion to approve and adopt said ordinance on first reading. The motion was duly seconded by Council Member Rick Wise. Following discussion, the motion was approved unanimously. A copy of said ordinance, as approved and adopted on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "6". (Ordinance #14-33).

**d. Consideration of a resolution to refund the 2006 General Obligation Bonds.**

The Town Council next considered a resolution to refund the 2006 General Obligation Bonds. Following discussion, Vice-Mayor Marc Adkins made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Rick Wise. Following further discussion, the motion was approved unanimously. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "7". (Resolution #14-21).

**e. Consideration of a resolution relative to the loan to the Smyrna/Rutherford County Airport Authority for an amount not to exceed \$1.8 million.**

The Town Council next considered a resolution relative to the loan to the Smyrna/Rutherford County Airport Authority for an amount not to exceed \$1.8 million. Following discussion, Council Member Rick Wise made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Tim Morrell. Following further discussion, the motion was approved unanimously. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "8". (Resolution #14-22).

**f. Consideration of a resolution for Capital Projects Bond Issue.**

The Town Council next considered a resolution for Capital Projects Bond Issue. Following discussion, Council Member Rick Wise made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Tim Morrell. Following further discussion, the motion was approved unanimously. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "9". (Resolution #14-23).

**g. Consideration of a resolution granting permission to the Mayor to execute a Long Form ISDA Confirmation with EDF Trading, contingent upon an acceptable price and a valid CFTC Interim Compliant Identifier number.**

The Town Council next considered a resolution granting permission to the Mayor to execute a Long Form ISDA Confirmation with EDF Trading, contingent upon an acceptable price and a valid CFTC Interim Compliant Identifier number. Following discussion, Council Member Paul Johns made a motion to approve and adopt said resolution. The motion was duly seconded by Vice-Mayor Marc Adkins. Following further discussion, the motion was approved unanimously. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "10". (Resolution #14-24).

**h. Other.**

**i. Approval of the terms of, and authorization for the Mayor to execute, a contract with Morton Salt relative to annual road salt purchase.**

The Town Council next considered a motion by Council Member Paul Johns to approve the terms of and authorize the Mayor to execute a contract with Morton Salt relative to annual road salt purchase. The motion was duly seconded by Vice-Mayor Marc Adkins. Following further discussion, the motion was approved unanimously. A copy of said document is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "11".

**ii. Approval of the terms of, and authorization for the Mayor to execute, contracts with the State of Tennessee Department of Transportation relative to the "Railroad Crossing Approaches Project" at the McNickle Drive and Sullivan Street Crossings.**

The Town Council next considered a motion by Vice-Mayor Marc Adkins to approve the terms of and authorize the Mayor to execute, contracts with the State of Tennessee Department of Transportation relative to the "Railroad Crossing Approaches Project" at the McNickle Drive and Sullivan Street Crossings. The motion was duly seconded by

Council Member Paul Johns. Following further discussion, the motion was approved unanimously. A copy of said documents are attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "12".

There was no further New Business to be considered by the Town Council.

**7. Status Reports.**

There were no status reports to be reported to the Town Council at this time.

**8. Announcements.**

Town Manager Harry Gill extended condolences to the family of the late Opal Fergus. He commended the Police Department on the funeral procession.

Council Member Tim Morrell expressed his concerns and commented on the election.

Council Member Paul Johns announced that the Rescue Squad's Ham Breakfast is Saturday morning.

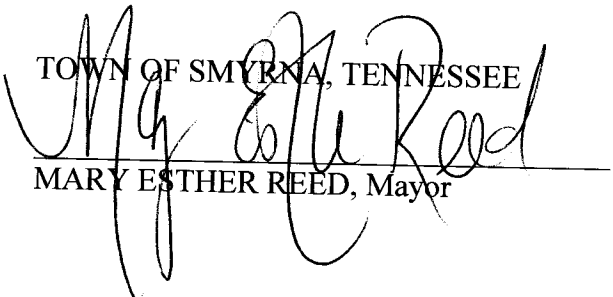
Council Member Lance Lee stated he would be glad to discuss any issue brought up in the campaign with the citizens of Smyrna.

Vice-Mayor Marc Adkins reported that early voting starts October 15, 2014. He thanked Council Member Lance Lee and his family for the service to the community.

Mayor Mary Esther Reed stated that citizen comments are welcome, but should be respectful of all. She thanked Stewarts Creek Elementary School for allowing her to read to the students. She also attended Brown's Chapel Career Day. She announced "Haunting on Front Street" is October 17<sup>th</sup> at the Depot. Halloween in the Park is October 25<sup>th</sup> at Sharp Springs Park.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE

  
\_\_\_\_\_  
MARY ESTHER REED, Mayor

ATTEST:

  
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DIANNE WALDRON, Town Clerk