

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON AUGUST 11, 2015**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on August 11, 2015 at Town Hall with the Honorable Marc Adkins, Vice- Mayor, presiding.

Vice-Mayor Adkins called the meeting to order. The invocation was offered by Chaplain Tim York, Smyrna Police Department. The pledge of allegiance was led by Taylor Jenkins, 5th grade at Smyrna Elementary School.

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

Vice- Mayor Marc Adkins
H. G. Cole
Paul Johns
Tim Morrell
Lori North
Rick Wise

Mayor Mary Esther Reed was not in attendance.

1. Approval or Correction of Minutes of the July 14 and July 30, 2015 meetings.

The Town Council first considered a motion by Council Member Rick Wise to approve the minutes of the July 14, 2015 regular session of the Town Council and the July 30, 2015 regular work session of the Town Council. The motion was duly seconded by Council Member Paul Johns. Following discussion, the motion was approved unanimously.

2. Correspondence/Communications.

Town Manager Harry Gill announced he had received thank you e-mails commending the Police Department. He introduced Tom Rose as the new Director of Public Works.

3. Awards and Recognitions.

The Town Council next presented Jack Raleigh with a proclamation thanking him for his service as Executive Director of the Smyrna Housing Authority from March 15, 1994 through August 30, 2013.

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 extension agreement with Dan Weaver Service relative to water leak survey for Water and Sewer Departments.
- b. Approval of the terms of, and authorization for the Mayor to execute, agreements with Dow Smith Contracting Company, Inc. and Dempsey, Dilling & Associates relative to funding for monuments on Front Street.
- c. Approval of the terms of, and authorization for the Mayor to execute, an agreement with Consolidated Utility District to serve Bankside Subdivision with Town of Smyrna sewer services.
- d. Approval of the terms of, and authorization for the Mayor to execute, the 2014-2015 annual report for the NPDES Phase II, MS4 Program.
- e. Approval of the terms of, and authorization for the Mayor to execute, an extension agreement with Josh LeFevre Construction, LLC relative to storm water general construction and concrete work.
- f. Approval of the terms of, and authorization for the Mayor to execute, a service agreement with TORO NSN relative to golf course irrigation system.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Front Range Consulting, Inc. relative to cable franchise fee review.
- h. Approval of the terms of, and authorization for the Mayor to execute, a contract with PureSafety relative to online training program.
- i. Approval of the terms of, and authorization for the Mayor to execute, an agreement with the Regional Transportation Authority relative to the Relax and Ride Service.
- j. Approval of the terms of, and authorization for the Mayor to execute, a contract with Allen, McGee and Associates relative to hotel/motel audit.

- k. Approval of the terms of, and authorization for the Mayor to execute, a performance agreement with Radio Drive Band relative to Music at the Mill.
- l. Approval of the terms of, and authorization for the Mayor to execute, a performance agreement with the O'Donnell's relative to Smyrna Parks and Recreation Cruise-In.
- m. Approval of the terms of, and authorization for the Mayor to execute, a performance agreement with the O'Donnell's relative to the 2015 Depot District BBQ Fest.

Following discussion, Council Member Paul Johns 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 Rick Wise. 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 an ordinance to amend Ordinance No. 15-11, adopting the 2015-2016 Fiscal Year Budget, specifically the 2015-2016 Fee Schedule to add fees within the Treasury Department related to special event beer permits and within the Utilities Department related to Special Assessment Districts. Second Reading.

At this time, Vice-Mayor Marc Adkins 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 to amend Ordinance No. 15-11, adopting the 2015-2016 Fiscal Year Budget, specifically the 2015-2016 Fee Schedule to add fees within the Treasury Department related to special event beer permits and within the Utilities Department related to Special Assessment Districts. 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 unanimously. A copy of said ordinance, as adopted on second and final reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "2". (Ordinance #15-15).

- b. **PUBLIC HEARING:** Consideration of an ordinance to amend Smyrna Municipal Code Title 18 “Water and Sewers”, Chapter 3 “Water and Wastewater Tap Fee and Rate Schedule”, Section 304 “Special assessment zone” relative to Harts Branch. Second Reading.

At this time, Vice-Mayor Marc Adkins 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 to amend Smyrna Municipal Code Title 18 “Water and Sewers”, Chapter 3 “Water and Wastewater Tap Fee and Rate Schedule”, Section 304 “Special assessment zone” relative to Harts Branch. Following discussion, Council Member Rick Wise made a motion to approve and adopt said ordinance on second and final reading. The motion was duly seconded by Council Member Tim Morrell. Following further discussion, the motion was approved unanimously. A copy of said ordinance, as 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 #15-16).

6. **New Business:**

a. **Planning Commission Report:**

- i. Consideration of an ordinance to amend the text of the Smyrna Municipal Zoning Ordinance relative to amendment of Article II, Section 2.020 “Definitions relative to short term rentals of single family dwellings”. First Reading.

The Town Council next considered on first reading an ordinance to amend the text of the Smyrna Municipal Zoning Ordinance relative to amendment of Article II, Section 2.020 “Definitions relative to short term rentals of single family dwellings”. The recommendation of the Planning Commission was that the Town Council approve the amendment. Following discussion, Council Member Tim Morrell made a motion to approve and adopt said ordinance on first reading. The motion was duly seconded by Council Member Lori North. 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 #15-17).

b. **Packaged Liquor Board Report:**

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

- c. **Approval of the terms of, and authorization for the Mayor to execute, a contract amendment for services with Dempsey, Dilling & Associates, P.C.**

The Town Council next considered a motion by Council Member Rick Wise to approve the terms of and authorize the Mayor to execute a contract amendment for services with Dempsey, Dilling & Associates, P.C. The motion was duly seconded by Council Member H. G. Cole. Following 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 "5".

- d. **Consideration of a resolution to authorize prepayment of bonds and sale of property site/facilities.**

The Town Council next considered a resolution to authorize prepayment of bonds and sale of property site/facilities. 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 5-0-1, with Council Member Lori North abstaining. A copy of said resolution is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "6". (Resolution #15-19).

- e. **Appointment of one (1) member to the Storm Water Advisory Commission to serve unexpired term ending in 2017.**

The Town Council next considered a motion by Council Member H. G. Cole to appoint Brandon Scott Hamilton to the Storm Water Advisory Commission to serve unexpired term ending in 2017. The motion was duly seconded by Council Member Paul Johns. Following discussion, the motion was approved unanimously.

- f. **Other.**

- i. **Approval of the terms of, and authorization for the Mayor to execute, an agreement with EDF Trading in reference to a swap agreement allowing Nissan of North America to hedge gas volumes.**

The Town Council next considered a motion by Council Member Rick Wise to approve the terms of and authorize the Mayor to execute an agreement with EDF Trading in reference to a swap agreement allowing Nissan of North America to hedge gas volumes. The motion was duly seconded by Council Member Paul Johns. Following 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 "7".

Utility Director Mike Strange announced two emergency purchases.

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 asked Planning Director Kevin Rigsby to give an update on the Major Thoroughfare Plan. He also stated that the Town of Smyrna will be conducting a 2016 Special Census.

Council Member Lori North announced the Senior Citizens' spaghetti supper will be August 28th.

Council Member Paul Johns thanked Tommy Francis for his service on the Housing Authority Board.

Council Member Tim Morrell thanked the Parks Department, Fire Department and Police Department for their work at the recent 5K run. He also thanked the Police Department for a successful "Night Out Against Crime". He attended the Alert CDC's "Back to School Bash". He encouraged citizens to attend the farmers market on Saturday mornings.

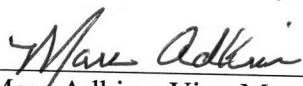
Council Member H. G. Cole announced "Depot Days" will be September 26th.

Parks Department Director Mike Moss announced the following: Music at the Mill - August 21st and BBQ Fest - August 22nd.

Vice-Mayor Marc Adkins stated the Friends of Smyrna Library is seeking funds for replacement carpet. He welcomed Public Works Director Tom Rose.

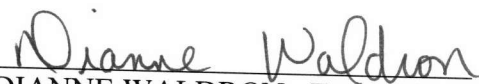
Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



Marc Adkins, Vice-Mayor

ATTEST:



DIANNE WALDRON, Town Clerk