

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON MAY 12, 2015**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on May 12, 2015 at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Finance Director Rex Gaither. The pledge of allegiance was led by Parks and Recreation Director Mike Moss.

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
Tim Morrell
Lori North
Rick Wise

1. Approval or Correction of Minutes of the April 13, April 14, and April 30, 2015 meetings.

The Town Council first considered a motion by Council Member Rick Wise to approve the minutes of the April 13-14, 2015 Town Council Retreat, the April 14, 2015 regular session of the Town Council, and the April 30, 2015 regular work session of the Town Council. The motion was duly seconded by Vice-Mayor Marc Adkins. 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.

Police Chief Kevin Arnold presented Chaplain James Diamond a plaque for his years of service in the Volunteer Chaplain Program and congratulated him on his recent retirement.

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, a renewal contract with Galls Incorporated relative to Police Department uniforms.
- b. Approval of the terms of, and authorization for the Mayor to execute, a TDOT permit for intersection improvements on Nissan Drive at Enon Springs Road East.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with TDOT relative to annual right-of-way maintenance.
- d. Approval of the terms of, and authorization for the Mayor to execute, a contract with Stansell Electric relative to battery backup system for traffic signals.
- e. Approval of the terms of, and authorization for the Mayor to execute, contracts with the following relative to Water and Waste Water Treatment Plant chemicals:
Water Treatment Plant:
 - a. Dycho – Hydrofluorosilicic Acid and Sodium Hypochlorite
 - b. ADC – Potassium Permanganate and Sodium Ortho-Polyphosphate
 - c. Univar – Sodium Chloride and Sodium HydroxideWaste Water Treatment Plant:
 - a. ADC – Sodium Hypochlorite
- f. Approval of the terms of, and authorization for the Mayor to execute, renewal contracts with the following relative to Water and Waste Water Treatment Plant chemicals:
Water Treatment Plant:
 - a. Carmeuse – Calcium Oxide
 - b. ADC – Calcium Thiosulfate, Citric Acid, and Sodium Permanganate
 - c. BASF – Cationic Polymer
 - d. Chemtrade – Polyaluminum Hydroxychloride
 - e. Norit Americas – Powder Activated Carbon

- f. Thatcher Company – Sodium Carbonate
Waste Water Treatment Plant:
 - a. SNF Polydyne – Clarifloc CE-1546
 - b. Nich Chem – Liquid Aluminum Sulfate
- g. Approval of the terms of, and authorization for the Mayor to execute, renewal contracts with IM&E relative to mechanical work and Stansell Electric relative to electrical work for the Water and Waste Water Treatment Plants.
- h. Approval of the terms of, and authorization for the Mayor to execute, a contract with Weatherford relative to software/license for natural gas regulator station.
- i. Approval of the terms of, and authorization for the Mayor to execute, a contract with My July Band relative to Music at the Mill Concert Series.
- j. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Mid-South Recreation relative to park equipment.

Following discussion, Council Member Rick Wise 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 32, Parcel 19.01.

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 32, Parcel 19.01. 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 #15-12).

- b. **PUBLIC HEARING:** Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, (requested by Oliver Constable). Property requested to be annexed contains approximately 8.38 acres. 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 R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, (requested by Oliver Constable). Property requested to be annexed contains approximately 8.38 acres. 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 Paul Johns. 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 #15-06).

- c. **PUBLIC HEARING:** Consideration of an ordinance relative to the rezoning of property located on Tax Map 29, part of Parcel 19.07, comprising approximately 2.17 acres, (requested by Deven Shah), from C-2 to C-2 with an H-2 Overlay. Property is located at 960 Colonnade Drive. 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 rezoning of property located on Tax Map 29, part of Parcel 19.07, comprising approximately 2.17 acres, (requested by Deven Shah), from C-2 to C-2 with an H-2 Overlay. Property is located at 960 Colonnade Drive. The recommendation of the Planning Commission was that the Town Council approve the request. Following discussion, Vice-Mayor Marc Adkins 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 "4". (Ordinance #15-07).

6. **New Business:**

a. **Planning Commission Report:**

There were not items for the Town Council to consider at this time.

b. **Packaged Liquor Board Report:**

- i. Consideration of an application for a Certificate of Compliance for a packaged liquor store from Chetankumar M. Patel (Smyrna Liquors) located at 1868 Almaville Road.

The Town Council next considered a motion by Council Member Rick Wise to approve the application for a Certificate of Compliance for a packaged liquor store from Chetankumar M. Patel (Smyrna Liquors) located at 1868 Almaville Road. The motion was duly seconded by Council Member Lori North. The Packaged Liquor Board recommended that the Town Council approve the application. Following discussion, the motion was approved unanimously. A copy of said application is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5".

c. **Appointment of two (2) members to serve three (3) year terms ending 2017 and three (3) members to serve three (3) year terms ending 2018 to the Board of Adjustment & Appeals.**

The Town Council next considered a motion by Vice-Mayor Marc Adkins to defer this item indefinitely. The motion was duly seconded by Council Member Rick Wise. Following further discussion, the motion was approved unanimously.

d. **Consideration of an ordinance relative to the amendment of Town of Smyrna Municipal Code, Title 8 "Alcoholic Beverages", Chapter 2 "Beer", Section 8-213 "Beer permits shall be restrictive". First Reading.**

The Town Council next considered on first reading an ordinance relative to the amendment of Town of Smyrna Municipal Code, Title 8 "Alcoholic Beverages", Chapter 2 "Beer", Section 8-213 "Beer permits shall be restrictive". Following discussion, Council Member H. G. Cole 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 #15-08).

- e. **Approval of the terms of, and authorization for the Mayor to execute, a contract with EUTAW Construction Company relative to construction of Phase I Florence Road widening.**

The Town Council next considered a motion by Vice-Mayor Marc Adkins to approve the terms of and authorize the Mayor to execute a contract with EUTAW Construction Company relative to construction of Phase I Florence Road widening. The motion was duly seconded by Council Member Tim Morrell. 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 "7".

- f. **Consideration of an ordinance relative to Town of Smyrna Municipal Code, Title 18 "Water and Sewers", Chapter 3 "Water and Wastewater Tap Fee and Rate Schedule", relative to the total capacity fee for the Old Nashville Highway drainage basin sanitary sewer. First Reading.**

The Town Council next considered on first reading an ordinance relative to Town of Smyrna Municipal Code, Title 18 "Water and Sewers", Chapter 3 "Water and Wastewater Tap Fee and Rate Schedule", relative to the total capacity fee for the Old Nashville Highway drainage basin sanitary sewer. Following discussion, Council Member Rick Wise made a motion to approve and adopt said ordinance on first reading. The motion was duly seconded by Council Member Paul Johns. 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 "8". (Ordinance #15-09).

- g. **Consideration of an ordinance adopting the property tax rate for fiscal year 2015-2016. First Reading.**

The Town Council next considered on first reading an ordinance adopting the property tax rate for fiscal year 2015-2016. Following discussion, Vice-Mayor Marc Adkins 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 "9". (Ordinance #15-10).

- h. **Consideration of an ordinance adopting the budget for fiscal year 2015-2016. First Reading.**

The Town Council next considered on first reading an ordinance adopting the budget for fiscal year 2015-2016. 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 "10". (Ordinance #15-11).

i. Announcement of submission of Public Debt Notices to the Comptroller of the Treasury.

Finance Director Rex Gaither announced the submission of Public Debt Notices to the Comptroller of the Treasury.

j. Other.

- i. Approval of the terms of, and authorization for the Mayor to execute, a contract with W. D. Schock Company, Inc. relative to land acquisition services related to the Florence Road Project.

The Town Council next considered a motion by Council Member H. G. Cole to approve the terms of and authorize the Mayor to execute a contract with W. D. Schock Company, Inc. relative to land acquisition services related to the Florence Road Project. The motion was duly seconded by Vice-Mayor Marc Adkins. 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 "11".

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 reported on the following upcoming events: Famer's Market, Town of Smyrna's 100th Birthday Celebration, and Simply Smyrna. He congratulated Chef Osborne and staff on a successful Mother's Day buffet. He stated the PrepareAthon was on the Weather Channel. Applications for Public Works Director are being reviewed. He thanked Utility Director Mike Strange for filling in as interim director. Finance Director Rex Gaither was thanked for his work on the budget.

Council Member H. G. Cole commented on National Police Week.

Council Member Tim Morrell spoke to a Homeowner's Association this past week.

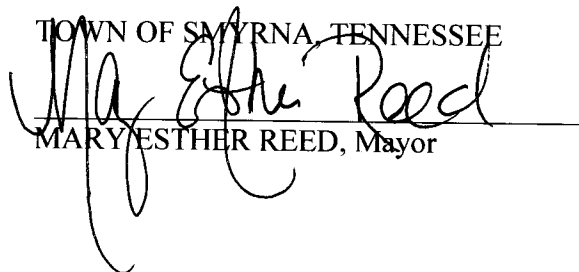
Council Member Paul Johns announced that the Rescue Squad is having a ham breakfast on Saturday morning. He recognized Ginny Lee for being in business for 40 years.

Vice-Mayor Marc Adkins also thanked Finance Director Rex Gaither and his department on the preparation of the budget. He recognized Attorney Jeff Peach for his job performance and long hours of work. He noted that the Rotary Club is currently building a Habitat for Humanity home in Smyrna. Vice-Mayor Marc Adkins attended the tree planting at the Smyrna Public Library. The Senior Citizens will be having an "Everything Sale" this weekend. He announced the birth of his second grandson born on Mother's Day.

Mayor Mary Esther Reed stated evaluations were done for Town Manager Harry Gill. She commended him on doing a great job and the hours he has put in. She attended several schools for Career Day. The Methodist Church is having a fish fry this weekend. She congratulated the Smyrna High School Baseball Team.

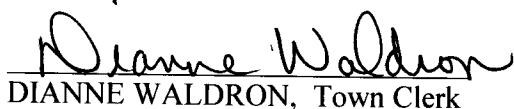
Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



MARY ESTHER REED, Mayor

ATTEST:



DIANNE WALDRON, Town Clerk