

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON OCTOBER 13, 2015**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on October 13, 2015 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 Dianne Waldron, Town Clerk.

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 September 8 and September 29, 2015 meetings.

The Town Council first considered a motion by Vice-Mayor Marc Adkins to approve the minutes of the September 8, 2015 regular session of the Town Council and the September 29, 2015 regular work session of the Town Council. The motion was duly seconded by Council Member Rick Wise. 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.

The Town Council next presented a proclamation to the family of the late Lt. Col. Dewey Patton, Jr. acknowledging his service to the Town of Smyrna and the Air Force.

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 contract with Del Mar Lighting, LLC relative to purchase of LED traffic signal modules.
- b. Approval of the terms of, and authorization for the Mayor to execute, a contract with Pall Corporation relative to microfiltration maintenance support for the Water Treatment Plant.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Governor's Highway Safety Office relative to annual GHSO grant for 2015-2016.
- d. Approval of request to donate items to the Moscow Police Department.
- e. Approval of the terms of, and authorization for the Mayor to execute, an agreement with Allstate relative to voluntary benefits to include insurance coverage for cancer, critical illness, accident and universal life.
- f. Consideration of the declaration of surplus items.
- g. Approval of the terms of, and authorization for the Mayor to execute, an extension agreement with American Towel relative to linen service.

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 relative to the rezoning of property located on Tax Map 28, Parcel 57.16, comprising approximately 10.28 acres, (requested by Britt Goodson), to amend the existing approved PCD. Property is located on Genie Lane. 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. The following individual spoke concerning the item: Britt Goodson.

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 rezoning of property located on Tax Map 28, Parcel 57.16, comprising approximately 10.28 acres, (requested by Britt Goodson), to amend the existing approved PCD. Property is located on Genie Lane. 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 "2". (Ordinance #15-18).

- b. **PUBLIC HEARING:** Consideration of an ordinance to amend Smyrna Municipal Code Title 20 "Miscellaneous", Chapter 4 "Smoking in Municipal Facilities", Section 20-403 "Prohibitions". 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 to amend Smyrna Municipal Code Title 20 "Miscellaneous", Chapter 4 "Smoking in Municipal Facilities", Section 20-403 "Prohibitions". Following discussion, Council Member Paul Johns 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 "3". (Ordinance #15-19).

- c. **PUBLIC HEARING:** Consideration of an ordinance to amend the Town of Smyrna Municipal Code, Title 8 "Alcoholic Beverages", Chapter 2 "Beer", Section 8-214(1) and (5) "Permits for certain premises prohibited". 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 to amend Smyrna Municipal Code, Title 8 “Alcoholic Beverage”, Chapter 2 “Beer”, Section 8-214(1) and (5) “Permits for certain premises prohibited”. 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 “4”. (Ordinance #15-20).

6. New Business:

a. Planning Commission Report:

- i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 56.03, comprising approximately 7.08 acres, (requested by Hoss Mousavi), from PCD to PRD. Property is located on Wolverine Trail. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 56.03, comprising approximately 7.08 acres, (requested by Hoss Mousavi), from PCD to PRD. Property is located on Wolverine Trail. The recommendation of the Planning Commission was that the Town Council deny the request. Mayor Mary Esther Ridley suspended the rules to allow Caleb Thorne, representative of Ragan, Smith and Associates, to address the Town Council. He advised that the ownership wishes to withdraw the application at this time.

- ii. Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, comprising approximately 7.74 acres, (requested by Oliver Constable). Property has frontage on both Rock Springs Road and Lee Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, comprising approximately 7.74 acres, (requested by Oliver Constable). Property has frontage on both Rock Springs Road and 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 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 adopted first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5". (Ordinance #15-21).

- iii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 34, Parcel 19.01 and part of Parcels 12.00 and 17.01, as well as Tax Map 49, Parcels 12.00 and 12.01, comprising approximately 77.42 acres, (requested by John Willems), from I-3 to PID. Properties are located on Sam Griffin Road and Wade Herrod Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 34, Parcel 19.01 and part of Parcels 12.00 and 17.01, as well as Tax Map 49, Parcels 12.00 and 12.01, comprising approximately 77.42 acres, (requested by John Willems), from I-3 to PID. Properties are located on Sam Griffin Road and Wade Herrod Road. 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 first 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 first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "6". (Ordinance #15-22).

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 Town of Smyrna Municipal Code Title 20 "Miscellaneous", Chapter 1 "Mapleview Cemetery". First Reading.**

The Town Council next considered on first reading an ordinance to amend Town of Smyrna Municipal Code Title 20 "Miscellaneous", Chapter 1 "Mapleview Cemetery". 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 H. G. Cole. Following further discussion, the motion was approved 6-1, with Council Member Lori North voting "no". 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 "7". (Ordinance #15-23).

- d. **Approval of the terms of, and authorization for the Mayor to execute, a contract with Ragan Smith Associates relative to engineering for Phase One of the Lowry Street Project.**

The Town Council next considered a motion by Council Member Tim Morrell to defer consideration of this item to next month. The motion was duly seconded by

Council Member Rick Wise. Following discussion, the motion was approved unanimously.

e. Consideration of renaming bridge on Sam Davis Road to the Fred E. Mitchell III Bridge.

The Town Council next considered a motion by Council Member H. G. Cole to approve renaming the bridge on Sam Davis Road to the Fred E. Mitchell III Bridge. The motion was duly seconded by Council Member Rick Wise. Following discussion, the motion was approved unanimously.

f. Consideration of an ordinance to amend Ordinance No. 14-21, adopting the 2014-2015 Fiscal Year Budget relative to Mapleview Cemetery. First Reading.

The Town Council next considered on first reading an ordinance to amend Ordinance No. 14-21, adopting the 2014-2015 Fiscal Year Budget relative to Mapleview Cemetery. 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 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 "8". (Ordinance #15-24).

g. Other.

Utility Director Mike Strange announced an emergency purchase of approximately 3800 feet of reuse pipe.

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 announced the following: a ceremony to rename the bridge on Sam Davis Road to the Fred E. Mitchell III Bridge will be held on Saturday, October 24th at 10:00 a.m. and the annual Christmas parade will be December 6th at 2:00 p.m.. Applications are on the Town of Smyrna's web page. He reminded the citizens that a Special Census is being conducted and encouraged everyone to fill out and submit the form.

Council Member Paul Johns commented on the Fire Department's Open House.

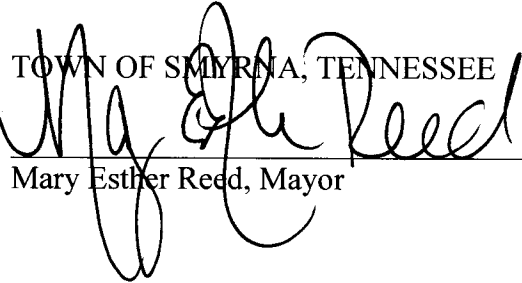
Council Member Lori North thanked the Senior Citizens for a delicious lunch. She reminded citizens of the "Pay It Forward Program" to help citizens in the community. Donations can be added to utility bills.

Vice-Mayor Marc Adkins invited everyone to "Halloween in the Park" Saturday, October 24th beginning at 3:00 p.m.

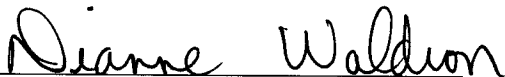
Mayor Mary Esther Reed commented on the Special Called Meeting and the settlement with Municipal Gas Authority of Georgia.

Parks and Recreation Director Mike Moss announced an event on Friday night, October 16th, "Haunting on 98 Front Street".

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE

Mary Esther Reed, Mayor

ATTEST:


DIANNE WALDRON, Town Clerk