

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON December 13, 2016**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on December 13, 2016 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 Cub Scout Pack 1001.

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
Tim Morrell
Lori North
Racquel Peebles
Steve Sullivan

1. Approval or Correction of Minutes of the November 10 and November 29, 2016 meetings.

The Town Council first considered a motion by Vice-Mayor Marc Adkins to approve the minutes of the November 10, 2016 regular session of the Town Council and the November 29, 2016 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 for the Town Council to consider at this time.

3. Awards and Recognitions.

There were no awards or recognitions for the Town Council to consider 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 agreement with Tennessee Rehab Center relative to recreation field area.
- b. Approval of the terms of, and authorization for the Mayor to execute, an agreement with LifePoint Church relative to practice field area.
- c. Approval of the terms of, and authorization for the Mayor to execute, an agreement with All Saints Episcopal Church relative to practice field area.
- d. Approval of the terms of, and authorization for the Mayor to execute, the Notice of Intent relative to NPDES Phase II, MS4 permit.
- e. Approval and authorization for the Town to negotiate a contract with AMEC Foster Wheeler relative to construction, engineering, inspection services for the Stonecrest/Sam Ridley Intersection Improvements Project.
- f. Approval of the premium quote relative to 2017 property, casualty and worker's comp excess insurance.

Following discussion, Council Member Tim Morrell 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 Steve Sullivan. 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 the Town of Smyrna Municipal Zoning Ordinance relative to Article IV, Section 4.150; and Article V, Section 5.052.3 regarding self-service storage use in the C-3 zone. 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 the Town of Smyrna Municipal Zoning Ordinance relative to Article IV, Section

4.150; and Article V, Section 5.052.3 regarding self-service storage use in the C-3 zone. The recommendation of the Planning Commission was that the Town Council approve the amendment. Following discussion, Council Member H. G. Cole 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 "2". (Ordinance #16-25).

6. New Business:

a. Planning Commission Report:

- i. Consideration of an ordinance relative to the rezoning of properties located on Tax Map 28M, Group G, Parcel 28.00, owned by Mary Clark et al; Parcel 29.00, owned by John Vaughn, Jr.; Parcel 30.00, owned by Ellen Mayes; Parcel 31.00, owned by Andrew Butler; and Parcel 33.00, owned by James and Hattie Rankins, containing approximately 4.48 acres, (requested by Brian Kemp), from R-2 to C-4. Properties are located on Old Nashville Highway. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of properties located on Tax Map 28M, Group G, Parcel 28.00, owned by Mary Clark et al; Parcel 29.00, owned by John Vaughn, Jr.; Parcel 30.00, owned by Ellen Mays; Parcel 31.00, owned by Andrew Butler; and Parcel 33.00, owned by James and Hattie Rankins, containing approximately 4.48 acres, (requested by Brian Kemp), from R-2 to C-4. Properties are located on Old Nashville Highway. 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 Council Member Steve Sullivan. Following further discussion, the motion was approved 6-0-1, with Council Member Racquel Peebles abstaining. 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 "3". (Ordinance #16-26).

- ii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 33, Parcel 41.00, containing approximately 2 acres, (requested by Daniel Perez), from R-1 to R-4. Property is located at 2090 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 41.00, containing approximately 2 acres, (requested by Daniel Perez), from R-1 to R-4. Property is located at 2090 Rocky Fork 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 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 #16-27).

- iii. Consideration of an ordinance relative to the amendment of the previously approved PUD on property located on Tax Map 33D, Group A, Parcels 33.00, 33.01, and 33.02, containing approximately 3.4 acres, (requested by Michael Simpson). Properties are located at the corner of Enon Springs Road, West and Mason Tucker Drive. First Reading.

The Town Council next considered on first reading an ordinance relative to the amendment of the previously approved PUD on property located on Tax Map 33D, Group A, Parcels 33.00, 33.01, and 33.02, containing approximately 3.4 acres, (requested by Michael Simpson). Properties are located at the corner of Enon Springs Road, West and Mason Tucker Drive. 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 said ordinance on first reading. The motion was duly seconded by Council Member Steve Sullivan. Following further discussion, the motion was approved unanimously. A copy of said ordinance, as denied on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5". (Ordinance #16-28).

- iv. Consideration of an ordinance to amend the Smyrna Municipal Zoning Ordinance relative to Article IV, Section 4.190 regarding Alternative Financial Institutions in the C-3 zone. First Reading.

The Town Council next considered on first reading an ordinance to amend the Smyrna Municipal Zoning Ordinance relative to Article IV, Section 4.190 regarding Alternative Financial Institutions in the C-3 zone. The recommendation of the Planning Commission was that the Town Council approve the amendment. 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 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 #16-29).

b. Packaged Liquor Board Report:

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

- c. Consideration of a resolution authorizing the acquisition of property by negotiation or condemnation for the purpose of carrying out the extension project of Enon Springs Road West from Old Nashville Highway to Rocky Fork Road.**

The Town Council next considered a resolution authorizing the acquisition of property by negotiation or condemnation for the purpose of carrying out the extension project of Enon Springs Road West from Old Nashville Highway to Rocky Fork Road. Following discussion, Council Member Steve Sullivan 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 "7". (Resolution #16-20).

- d. Appointment of one (1) member to the Historic Zoning Commission to serve unexpired term ending 2017.**

Mayor Mary Esther Reed next appointed Melissa Skopak to the Historic Zoning Commission to serve unexpired term ending 2017. The Town Council confirmed the appointment.

- e. Appointment of Council Representative to the Planning Commission.**

The Town Council next considered a motion by Vice-Mayor Marc Adkins to appoint Council Member Tim Morrell as Council Representative to the Planning Commission. The motion was duly seconded by Council Member H. G. Cole. Following discussion, the motion was approved unanimously.

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

The Town Council next considered a motion by Vice-Mayor Marc Adkins to defer this item to the January meeting. The motion was duly seconded by Council Member Tim Morrell. Following discussion, the motion was approved unanimously.

- g. Appointment of Council Member to the Arts Commission to serve a two (2) year term ending 2018.**

The Town Council next considered a motion by Council Member H. G. Cole to appoint Council Member Racquel Peebles as Council Member to the Arts Commission to serve a two (2) year term ending 2018. The motion was duly seconded by Council Member Tim Morrell. Following discussion, the motion was approved unanimously.

h. Other.

- i. Approval of the terms of, and authorization for the Mayor to execute, Change Order #001 relative to Smyrna Outdoor Adventure Center.

The Town Council next considered a motion by Council Member Tim Morrell to approve the terms of and authorize the Mayor to execute Change Order #001 relative to Smyrna Outdoor Adventure Center. The motion was duly seconded by Council Member H. G. Cole. Following discussion, the motion was approved 6-1, with Council Member Lori North voting “no”. A copy of said document is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit “8”.

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

7. Status Reports.

Mayor Mary Esther Reed asked Council Member H. G. Cole, who serves as the Town’s representative on landfill committee, to give an update.

8. Announcements.

Council Member Racquel Peebles invited the Town Council to the CASA Benefit Christmas Party at the Victory House tonight.

Council Member H. G. Cole and Council Member Tim Morrell wished everyone a “Merry Christmas”.

Council Member Steve Sullivan announced that the Independent Sports Association awarded Smyrna’s complex as the “Southern Region Adult Complex of the Year” at their national convention.

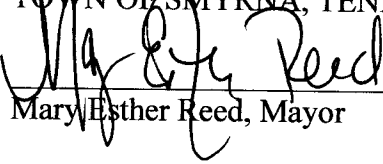
Council Member Lori North announced the Rotary Club’s “New Year’s Bash” at the Event Center. She also wished everyone a “Merry Christmas”.

Vice-Mayor Marc Adkins commented on all of the holiday events in Smyrna.

Mayor Mary Esther Reed commented on the Employee Christmas Luncheon. She reported over 4,500 items for the Smyrna/LaVergne Food Bank were collected during the Christmas parade, and the Fire Department had collected over 22,000 items. She also stated that Smyrna was awarded one of the top twenty-five best cities to retire by *Forbes Magazine*.

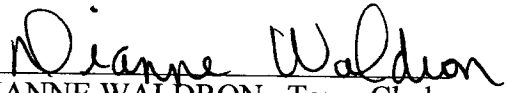
Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



Mary Esther Reed, Mayor

ATTEST:



DIANNE WALDRON, Town Clerk