

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE  
TOWN COUNCIL  
OF THE TOWN OF SMYRNA  
ON JULY 12, 2016**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on July 12, 2016 at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Vice-Mayor Marc Adkins. The pledge of allegiance was led by Town Clerk Dianne Waldron.

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

Council Member Rick Wise was not in attendance.

**1. Approval or Correction of Minutes of the June 14 and June 30, 2016 meetings.**

The Town Council first considered a motion by Council Member Paul Johns to approve the minutes of the June 14, 2016 regular session of the Town Council, the June 30, 2016 special called meeting of the Town Council, and the June 30, 2016 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.**

Town Manager Harry Gill read a release from the Tennessee Department of Veterans Services stating that the remains of WWII Private Evans Overbey will be returned to Tennessee. By order of the Governor Haslam flags will be at half-staff on July 15<sup>th</sup>.

**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, a contract with Dempsey, Dilling & Associates relative to CEI services for the Florence Road Project.
- b. Approval of the terms of, and authorization for the Mayor to execute, a contract with Jarrett Builders, Inc. relative to Westfork Neighborhood Park construction.

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 Tim Morrell. 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 amendment of Town of Smyrna Municipal Code, Title 1 "General Administration", Chapter 1 "Town Council", Section 1-106, "General rules of order" relative to amendments to standing rules for council meetings. 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 amendment of Town of Smyrna Municipal Code, Title 1 "General Administration", Chapter 1 "Town Council", Section 1-106, "General rules of order" relative to amendments to standing rules for council meetings. 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 to approve and adopt said ordinance on second and final reading 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 #16-13).

6. **New Business:**

**a. Planning Commission Report:**

- i. Consideration of an ordinance relative to the annexation and PRD zoning of property located on Tax Map 51, part of Parcels 8.09 and 10.04, containing approximately 13.86 acres, (requested by CB Developments, LLC). Property is located north of Lee Road. First Reading.

The Town Council next considered on first reading and ordinance relative to the annexation and PRD zoning of property located on Tax Map 51, part of Parcels 8.09 and 10.04, containing approximately 13.86 acres, (requested by CB Developments, LLC). Property is located north of 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 on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "3". (Ordinance #16-14).

- ii. Consideration of an ordinance relative to the annexation and PRD zoning of property located on Tax Map 54, Parcel 49.00 and Tax Map 55, Parcel 30.00, containing approximately 91.5 acres, (requested by NVR, Inc.). Property is located along Morton Lane. First Reading.

The Town Council next considered on first reading and ordinance relative to the annexation and PRD zoning of property located on Tax Map 54, Parcel 49.00 and Tax Map 55, Parcel 30.00, containing approximately 91.5 acres, (requested by NVR, Inc.). Property is located along Morton 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 first reading. The motion was duly seconded by Council Member H. G. Cole. Following further discussion, the motion was approved 5-0-1, with Vice-Mayor Marc Adkins abstaining. 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 "4". (Ordinance #16-15).

- iii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 26, Parcel 2.00, containing approximately .93 acre, (requested by Hossan Omran), from R-1 to R-3. Property is located at 982 Old Jefferson Pike. First Reading.

The Town Council next considered on first reading and ordinance relative to the rezoning of property located on Tax Map 26, Parcel 2.00, containing approximately .93

acre, (requested by Hossan Omran), from R-1 to R-3. Property is located at 982 Old Jefferson Pike. 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 Vice-Mayor Marc Adkins. 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 #16-16).

- iv. Consideration of an ordinance to amend the Town of Smyrna Sign Ordinance relative to Chapter 2 "Definitions" and Chapter 3, Section E, "Signs Prohibited in All Districts". First Reading.

The Town Council next considered on first reading an ordinance to amend the Town of Smyrna Sign Ordinance relative to Chapter 2 "Definitions" and Chapter 3, Section E, "Signs Prohibited in All Districts". 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 Paul Johns. 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 #16-17).

**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 Town of Smyrna Weakley/Swan Intersection Project.**

The Town Council next considered a resolution authorizing the acquisition of property by negotiation or condemnation for the purpose of carrying out the Town of Smyrna Weakley/Swan Intersection Project. Following discussion, Council Member Paul Johns made a motion to approve the 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 "7". (Resolution #16-11).

- d. **Consideration of a resolution approving and authorizing the Mayor to execute a right-of-way easement for Middle Tennessee Electric Membership Cooperation relative to improvements at Sharp Springs Park.**

The Town Council next considered a resolution approving and authorizing the Mayor to execute a right-of-way easement for Middle Tennessee Electric Membership

Cooperation relative to improvements at Sharp Springs Park. Following discussion, Vice-Mayor Marc Adkins made a motion to approve the resolution. The motion was duly seconded by Council Member Paul Johns. 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 #16-12).

**e. Consideration of a resolution to reimburse expenses from a future debt issue.**

The Town Council next considered a resolution to reimburse expenses from a future debt issue. Following discussion, Council Member Tim Morrell made a motion to approve the 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 "9". (Resolution #16-13).

**f. Consideration of a resolution approving funding for non-profit organizations for fiscal year 2016-2017.**

The Town Council next considered a resolution approving funding for non-profit organizations for fiscal year 2016-2017. Following discussion, Council Member H. G. Cole made a motion to approve the resolution. The motion was duly seconded by Council Member Paul Johns. 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 #16-14).

**g. Other.**

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

**7. Status Reports.**

Town Manager Harry Gill stated a committee is working on a memorial for the late Capt. Jeff Kuss. Contributions can be made at First Bank in Smyrna.

**8. Announcements.**

Town Attorney Jeff Peach offered condolences to the family of the late U. S. Marshall Kevin Koback who resided in Smyrna.

Council Member H. G. Cole asked Public Works Director Tom Rose and Parks Director Mike Moss to give updates on the Florence Road Widening Project and the Westfork Neighborhood Park.

Mayor Mary Esther Reed also asked Parks Director Mike Moss to give an update on the Outdoor Adventure Center and all upcoming fall events.

Council Member H. G. Cole thanked those departments contributing to the Independence Day celebration.

Council Member Tim Morrell extended condolences to the Dallas Police Department during the recent tragedy. He offered appreciation to the Town of Smyrna Police Department.

Council Member Paul Johns stated he would not be seeking re-election in the fall to the Town Council.

Council Member Lori North thanked Council Member Paul Johns for his service to the Town.

Vice-Mayor Marc Adkins welcomed Police Chief Kevin Arnold back after a recent absence. He stated that he and Council Member Tim Morrell had toured the TCAT Center this week. He also thanked Fran Dunne for her work with the Senior Citizens.

Mayor Mary Esther Reed reminded citizens that early voting begins July 15<sup>th</sup>.

Council Member Paul Johns recognized the scout in the audience.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE

  
Mary Esther Reed, Mayor

ATTEST:

  
DIANNE WALDRON, Town Clerk