

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

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on September 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 Vice-Mayor Marc Adkins. The pledge of allegiance was led by Director of Utilities Mike Strange.

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 August 9 and August 30, 2016 meetings.**

The Town Council first considered a motion by Council Member Rick Wise to approve the minutes of the August 9, 2016 regular session of the Town Council and the August 30, 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, the TDEC General Permit for Open Fracture Repair (Class V Underground Injection Well Permit) to TDEC, Division of Water Supply, Ground Water Management Section.
- b. Approval of the terms of, and authorization for the Mayor to execute, the annual report relative to the NPDES Phase II, MS4 Program.
- c. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Jani King of Nashville relative to janitorial services.
- d. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Fox Collection relative to collection services.
- e. Approval of the terms of, and authorization for the Mayor to execute, a cooperation agreement with the Smyrna Housing Authority development identified as Stewarts Creek Manor which will allow for payments in lieu of taxes to be made to the Town for elderly housing developments.
- f. Approval of the terms of, and authorization for the Mayor to execute, a cooperation agreement with the Smyrna Housing Authority development identified as Mayfield Manor which will allow for payments in lieu of taxes to be made to the Town for the elderly housing developments.
- g. Approval of the terms of, and authorization for the Mayor to execute, an extension agreement with First Tennessee Bank relative to banking services.
- h. Consideration of the declaration of surplus items.
- i. Approval of the terms of, and authorization for the Mayor to execute, a contract with Morton Salt Company relative to annual road salt purchase.

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. Consideration of a resolution relative to a Plan of Services for property located on Tax Map 51, part of Parcels 8.09 and 10.04.

The Town Council next considered a resolution relative to a Plan of Services of property located on Tax Map 51, part of Parcels 8.09 and 10.04. The recommendation of the Planning Commission was that the Town Council approve the Plan of Services. Following discussion, Vice-Mayor Marc Adkins 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 "2". (Resolution #16-17).

- b. 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. Second Reading.

The Town Council next considered on second and final reading 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. 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 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 #16-14).

- c. Consideration of a resolution in memorandum of Ordinance #16-14 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.

The Town Council next considered a resolution in memorandum of Ordinance #16-14 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. Following discussion, Vice-Mayor Marc Adkins 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 "4". (Resolution #16-18).

6. **New Business:**

a. **Planning Commission Report:**

- i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 29, part of Parcel 19.07, containing approximately .84 acre, (requested by Deven Shah), from C-2 to C-2 with an H-2 Overlay. Property is located at 960 Colonnade Drive. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 29, part of Parcel 19.07, containing approximately .84 acre, (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, Council Member Tim Morrell 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 adopted on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5". (Ordinance #16-18).

- ii. Consideration of an ordinance to amend the Town of Smyrna Sign Ordinance relative to Chapter 6, "Permitted Signs in Non-Residential Districts", Section B "Billboards". First Reading.

The Town Council next considered on first reading an ordinance to amend the Town of Smyrna Sign Ordinance relative to Chapter 6, "Permitted Signs in Non-Residential Districts", Section B "Billboards". The recommendation of the Planning Commission was that the Town Council approve the amendment. Following discussion, Council Member Lori North 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 #16-19).

b. **Packaged Liquor Board Report:**

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

c. **Consideration of an ordinance relative to the amendment of the Town of Smyrna Municipal Code, Title 14 "Zoning and Land Use Control", Chapter 6 "Storm Water Management Ordinance". First Reading.**

The Town Council next considered on first reading an ordinance relative to the amendment of the Town of Smyrna Municipal Code, Title 14 "Zoning and Land Use Control", Chapter 6 "Storm Water Management Ordinance". 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 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 "7". (Ordinance #16-20).

**d. Consideration of an ordinance relative to the amendment of Title 4, "Municipal Personnel", Chapter 4, "Occupational Safety and Health Program" of the Smyrna Municipal Code relative to establishing an updated Occupational Safety and Health Program Plan. First Reading.**

The Town Council next considered on first reading an ordinance relative to the amendment of Title 4, "Municipal Personnel", Chapter 4, "Occupational Safety and Health Program" of the Smyrna Municipal Code relative to establishing an updated Occupational Safety and Health Program Plan. 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 "8". (Ordinance #16-21).

**e. Other.**

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

Ron Alley gave an update on Carpe Artista. He also reported that a car show will be held at the Depot District on September 23<sup>rd</sup> with Depot Days following on September 24<sup>th</sup>.

**7. Status Reports.**

Public Works Director Tom Rose gave an update on the Florence Road Project. Parks and Recreation Director Mike Moss gave updates on the Outdoor Adventure Center, Bark Park, and the park on Florence Road.

**8. Announcements.**

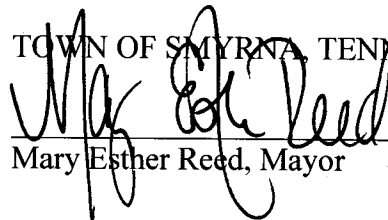
Council Member Tim Morrell commented on the Marine Silent Drill Team at Stewart Creek High School' football game on Friday night, "Music in the Park" and Rotary Club Fish Fry. He stated the fish fry raised over \$130,000. He had attended a "Remembrance Service" at the First United Methodist Church on Sunday evening and a meeting with the Economic Development Council on Monday afternoon. He noted that Rutherford County is 5<sup>th</sup> in growth in the nation.

Vice-Mayor Marc Adkins spoke at the Senior Citizens Center today. He thanked Fran Dunne for her work with the center. He sent condolences to the family of Carolyn Love. He attended a flag retirement ceremony at Stewart Creek High School. He noted that he celebrated his 35<sup>th</sup> wedding anniversary.

Mayor Mary Esther Reed wished Council Member Lori North a "Happy Birthday". She also commented a spaghetti supper will be held at the Senior Citizens Center. She stated that David Youree School will be celebrating its 40<sup>th</sup> year. She also thanked the Rotary Club on their recent fish fry.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



Mary Esther Reed, Mayor

ATTEST:



DIANNE WALDRON, Town Clerk