

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE  
TOWN COUNCIL  
OF THE TOWN OF SMYRNA  
ON OCTOBER 11, 2016**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on October 11, 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 Winfred Warren, Smyrna Police Department. The pledge of allegiance was led by Bill Culbertson, Fire Chief.

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 13 and September 29, 2016 meetings.**

The Town Council first considered a motion by Council Member Rick Wise to approve the minutes of the September 13, 2016 regular session of the Town Council and the September 29, 2016 regular work session of the Town Council. The motion was duly seconded by Council Member Paul Johns. Following discussion, the motion was approved unanimously.

**2. Correspondence/Communications.**

Town Manager Harry Gill reported that the Smyrna Fire Department is prohibiting outdoor open burning until further notice within the Town limits.

**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 Pall Corporation relative to microfiltration maintenance support for the Water Treatment Plant.
- b. Approval of the terms of, and authorization for the Mayor to execute, a contract with MR Systems relative to telemetry maintenance for the Water Treatment Plant and Waste Water Treatment Plant.
- c. Consideration of the declaration of surplus items.
- d. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Regional Transit Authority relative to regional bus service.

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 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 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. 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 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. The 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 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 "2". (Ordinance #16-18).

- b. **PUBLIC HEARING:** 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". 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 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 Tim Morrell made a motion to approve and adopt said ordinance on second and final 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 second and final reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "3". (Ordinance #16-19).

- c. **PUBLIC HEARING:** 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". 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 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 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 "4". (Ordinance #16-20).

- d. **PUBLIC HEARING:** 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. 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 an ordinance relative to the amendment of Title 4, "Occupational Safety and Health Program" of the Smyrna Municipal Code relative to establishing an updated Occupational Safety and Health Program Plan. 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 Vice-Mayor Marc Adkins. 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 "5". (Ordinance #16-21).

6. **New Business:**

a. **Planning Commission Report:**

- i. Consideration of an ordinance relative to the amendment of the Town of Smyrna Municipal Zoning Ordinance relative to Article V, Section 5.052.3 "C-3, Restricted Commercial District" regarding vehicular sales use. First Reading.

The Town Council next considered on first reading an ordinance relative to the amendment of the Town of Smyrna Municipal Zoning Ordinance relative to Article V, Section 5.052.3 "C-3, Restricted Commercial District" regarding vehicular sales use. 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 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 "6". (Ordinance #16-22).

- ii. Consideration of an ordinance to amend the Town of Smyrna Municipal Zoning Ordinance relative to Article IV, Section 4.150; Article V, Section 5.052.2; and Article VII, Section 7.061 regarding self-service storage use. First Reading.

The Town Council next considered on first reading an ordinance to amend the Town of Smyrna Municipal Zoning Ordinance relative to Article IV, Section 4.150; Article V, Section 5.052.2; and Article VII, Section 7.061 regarding self-service storage use. 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 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 "7". (Ordinance #16-23).

**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 Ordinance No. 15-11, adopting the 2015-2016 Fiscal Year Budget. First Reading.**

The Town Council next considered on first reading an ordinance to amend Ordinance No. 15-11, adopting the 2015-2016 Fiscal Year Budget. 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 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 "8". (Ordinance #16-24).

**d. Consideration of date change for November Town Council meeting.**

The Town Council next considered a motion by Council Member Rick Wise to change the November Town Council meeting from November 8<sup>th</sup> to November 10<sup>th</sup>. The motion was duly seconded by Council Member Tim Morrell. Following discussion, the motion was approved unanimously.

**e. Other.**

- i. Approval of the terms of, and authorization for the Mayor to execute, a contract amendment with the Tennessee Department of Transportation relative to Jefferson Springs Greenway.

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 amendment with the Tennessee Department of Transportation relative to Jefferson Springs Greenway. The

motion was duly seconded by Council Member Tim Morrell. 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 "9".

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.**

Council Member H. G. Cole announced the opening of Bark Springs Dog Park on October 22<sup>nd</sup>.

Council Member Tim Morrell thanked Town Manager Harry Gill and Public Works Director Tom Rose on the road improvements presentation. He recognized Patsy Brown for her work at the Senior Citizens Center.

Council Member Paul Johns acknowledged Katie Peach for her years of service with the Town prior to retirement. He commented on the recent articles in the "Daily News Journal" on Mayor Mary Esther Reed and the Trail of Tears.

Council Member Lori North reminded everyone of the Lions' Club Bean Dinner Friday.

Vice-Mayor Marc Adkins announced a Fall Festival at LifePoint will be October 22<sup>nd</sup>.

Mayor Mary Esther Reed announced the Fire Department's Open House on October 16<sup>th</sup> at Station 1 and Halloween in the Park on October 29<sup>th</sup> at Sharp Springs Park.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE

  
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Mary Esther Reed, Mayor

ATTEST:

  
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DIANNE WALDRON, Town Clerk