

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON APRIL 10, 2018**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on April 10, 2018 at Town Hall with the Honorable Marc Adkins, Vice-Mayor, presiding.

Vice-Mayor Adkins called the meeting to order. The invocation was offered by Pastor Troy Powell, Victory Church. 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:

Vice-Mayor Marc Adkins
H. G. Cole
Tim Morrell
Lori North
Racquel Peebles
Steve Sullivan

Mayor Mary Esther Reed was not in attendance.

1. Approval or Correction of Minutes of the March 13 and March 29, 2018 meetings.

The Town Council first considered a motion by Council Member Tim Morrell to approve the minutes of the March 13, 2018 regular session of the Town Council, and the March 29, 2018 work session of the Town Council. The motion was duly seconded by Council Member Steve Sullivan. 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.

Vice-Mayor Marc Adkins next presented a proclamation to the Smyrna Senior Citizens proclaiming May 1, 2018 as the second Annual Senior Citizens Day in Smyrna. Fran Dunne addressed the Town Council.

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 extension agreement with North Alabama Fire Equipment Company relative to Fire Department turnout gear: bunker boots, turnout coats, turnout pants, suspenders, and fire hoods.
- b. Approval of the terms of, and authorization for the Mayor to execute, a contract with Cummins Crosspoint relative to Fire Department generator maintenance.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with Yeary, Howell and Associates relative to audit services for the fiscal year ending June 30, 2018.
- d. Consideration of the declaration of surplus items.
- e. Approval of the terms of, and authorization for the Mayor to execute, a contract with RJ Young relative to maintenance agreement for new copier at Town Hall.
- f. Approval of the terms of, and authorization for the Mayor to execute, a rental agreement with Betty Brinn Children's Museum, Inc. relative to the "The Adventures of Mr. Potato Head" exhibit in the Smyrna Outdoor Adventure Center.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Southeastern Compost relative to disposal of sludge from the Waste Water Treatment Plant.
- h. Approval of the terms of, and authorization for the Mayor to execute, a professional services agreement with McKim & Creed relative to Inflow and Infiltration (I & I) Sewer System Evaluation.

Following discussion, Council Member Steve Sullivan 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 Racquel Peebles. 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 a resolution relative to a Plan of Services for property located on Tax Map 56, Parcel 50.00.

At this time, Vice-Mayor Marc Adkins 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 a resolution relative to a Plan of Services for property located on Tax Map 56, Parcel 50.00. The recommendation of the Planning Commission was that the Town Council approve the Plan of Services. Following discussion, Council Member Tim Morrell made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Lori North. 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 #18- 09).

- b. PUBLIC HEARING:** Consideration of an ordinance relative to the annexation of property located on Tax Map 56, Parcel 50.00, containing approximately 16.71 acres, (requested by RHB, LLC). Zoning would be R-3. The recommendation also includes the annexation of approximately 1,500 linear feet of the existing right-of-way of Baker Road. Property is located east of Baker Road south of Interstate 24. Second Reading.

At this time, Vice-Mayor Marc Adkins 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 reading an ordinance relative to the annexation of property located on Tax Map 56, Parcel 50.00, containing approximately 16.71 acres, (requested by RHB, LLC). Zoning would be R-3. The recommendation also includes the annexation of approximately 1,500 linear feet of the existing right-of-way of Baker Road south of Interstate 24. 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 Lori North. 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 #18- 08).

- c. Consideration of a resolution in memorandum of Ordinance #18-08 relative to the annexation and R-3 zoning of property on Tax Map 56, Parcel 50.00.

The Town Council next considered a resolution in memorandum of Ordinance #18-08 relative to the annexation and R-3 zoning of property on Tax Map 50, Parcel 50.00. Following discussion, Council Member Tim Morrell made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Racquel Peebles. 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 #18- 10).

- d. **PUBLIC HEARING:** Consideration of an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 103.01, containing approximately 43.3 acres, (requested by Shawn Collins), from R-1 to R-3. Property is located at the end of Williamsport Drive. Second Reading.

This item was withdrawn.

- e. **PUBLIC HEARING:** Consideration of an ordinance relative to adding language to Town of Smyrna Municipal Code, Title 13 "Property Maintenance Regulations", specifically adding a Chapter 5 pertaining to "Vehicles Displayed for Sale, Rental, or Distribution". Second Reading.

At this time, Vice-Mayor Marc Adkins 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.

At this time, Town Manager Harry Gill requested this item be deferred to allow all parties to meet on April 24th to discuss this ordinance. Following discussion, Council Member Tim Morrell made a motion to defer this item one month. The motion was duly seconded by Council Member Lori North. Following further discussion, the motion was approved unanimously.

6. **New Business:**

a. **Planning Commission Report:**

- i. Consideration of an ordinance relative to the annexation of property located on Tax Map 76, Parcel 12.02, containing approximately 7.6 acres, (requested by Shawn Collins). Zoning would be R-3. Property is also referenced by 6690 Almaville Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the annexation of property located on Tax Map 76, Parcel 12.02, containing approximately 7.6 acres, (requested by Shawn Collins). Zoning would be R-3. Property is also referenced by 6690 Almaville 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 Council Member H. G. Cole. 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 "5". (Ordinance #18-12).

- ii. Consideration of an ordinance relative to the annexation of properties located on Tax Map 54, Parcels 55.00 and 56.01, and Tax Map 55, Parcel 31.00, containing a total of approximately 30.3 acres, (requested by Shawn Collins). Zoning would be R-3. Property is also referenced by 7798, 7808, and 7840 Rocky Fork Almaville Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the annexation of properties located on Tax Map 54, Parcels 55.00 and 56.01, and Tax Map 55, Parcel 31.00, containing a total of approximately 30.3 acres, (requested by Shawn Collins). Zoning would be R-3. Property is also referenced by 7798, 7808, and 7840 Rocky Fork Almaville Road. The recommendation of the Planning Commission was that the Town Council approve the request. Following discussion, Council Member Steve Sullivan 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 5-0-1 with Vice-Mayor Marc Adkins 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 "6". (Ordinance #18- 13).

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 Chapter 7 "Temporary Sign Provisions", Section A "General Requirement" of the Town of Smyrna Sign Ordinance regarding banners. First Reading.**

The Town Council next considered on first reading an ordinance relative to the amendment of Chapter 7 "Temporary Sign Provisions", Section A "General Requirement" of the Town of Smyrna Sign Ordinance regarding banners. Following discussion, Council Member Steve Sullivan made a motion to approve and adopt said ordinance on first reading with staff comments. The motion was duly seconded by Council Member H. G. Cole. Following further discussion, the motion was approved

unanimously. A copy of said ordinance, as approved and adopted on first reading, is attached hereto as Exhibit "7". (Ordinance #18- 14).

d. Consideration of an amendment to the Sister City Bylaws.

The Town Council next considered a motion by Council Member Steve Sullivan to approve an amendment to the Sister City Bylaws. The motion was duly seconded by Council Member Lori North. 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 "8".

e. Appointment of one (1) member to the Storm Water Advisory Committee to serve a two (2) year term ending 2020.

No action required because no applications were submitted.

f. Other.

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

7. Status Reports.

There were no status reports to be considered by the Town Council.

8. Announcements.

Town Manager Harry Gill stated every four years the State requires a reappraisal of property. He advised that does not necessarily mean there will be a tax increase. Notices were sent by the Rutherford County Assessor's office. He announced the Expo is April 14th at the Event Center from 9:00 a.m. until 2:00 p.m.

Council Member Racquel Peebles stated the Arts Commission will be having a pancake breakfast April 21st from 8:00 a.m. until 10:00 a.m. at Chili's in Smyrna. She thanked the departments for their work during the budget retreat.

Council Member Tim Morrell announced the Wings of Freedom Fish Fry is September 8th.

Council Member Steve Sullivan commented on the Jeff Kuss Memorial Site. He stated his son had recently left for boot camp. He thanked all the individuals who serve in the military.

Council Member Lori North commented on the Motlow groundbreaking and the Sam Davis Home "Wine on the Veranda" which is April 27th at 6:00 p.m.

Vice-Mayor Marc Adkins mentioned the death of Johnny Jones this past weekend and sent best wishes to Dianne Waldron's son.

Council Member H. G. Cole announced the "Light up Local Fireflies Award" is scheduled for April 24th at 6:00 p.m. at The Grove at Williamson Place in Murfreesboro. He encouraged everyone to shop local. He also announced he has a new grandson.

Vice-Mayor Marc Adkins stated Mayor Mary Esther Reed is being recognized tonight with a Tennessee Trailblazer Award. He announced the Earth Day celebration April 14th at the SOAC and Mother's Day Buffet on May 13th at the Event Center.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



MARC ADKINS, Vice-Mayor

ATTEST:



DIANNE WALDRON, Town Clerk