

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON AUGUST 14, 2018**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on August 14, 2018 at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Chief Kevin Arnold, Smyrna Police Department. The pledge of allegiance was led by Maggie Harmon, Thurman Francis Arts Academy.

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
Racquel Peebles
Gerry Short
Steve Sullivan

1. Approval or Correction of Minutes of the July 10 and July 26, 2018 meetings.

The Town Council first considered a motion by Council Member Steve Sullivan to approve the minutes of the July 10, 2018 regular session of the Town Council and the July 26, 2018 work session of the Town Council. The motion was duly seconded by Council Member Racquel Peebles. Following discussion, the motion was approved unanimously.

2. Correspondence/Communications.

Town Manager Harry Gill commented on the Nolan Drive, Weakley Lane and Sam Ridley Drive Projects.

3. Awards and Recognitions.

Sister City Committee Chairman Marc Michaelson gave a report about their recent trip to Zama, Japan. Tiffany Lawson presented a gift to the Town of Smyrna from Zama, and Mayor Mary Esther Reed was presented a gift from Zama Mayor Endo.

Smyrna High School student Addison Schenk and Stewarts Creek High School student Lorena Cruz spoke about the trip. Mr. Rosario, father of Kaleb Rosario, also addressed the Town Council.

Fran Dunne, Director of the Smyrna Senior Citizens Center, spoke about their spaghetti supper on August 25th.

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 proposal from Gresham Smith and Partners relative to Lee Road Area Traffic Study.
- b. Approval and authorization for the Mayor to execute, the annual report for the NPDES Phase II, MS4 Program.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with Southeast Fire, LLC relative to fire department apparatus servicing.
- d. Approval of the terms of, and authorization for the Mayor to execute, a contract with AT&T relative to putting transmission lines underground in the downtown area along Lowry Street.
- e. Approval of the terms of, and authorization for the Mayor to execute, a contract with Betty Brinn Museum relative to the rental of Thomas Edison's Secret Lab exhibit.
- f. Approval of additional design services with Kline Swinney Associates relative to the Capt. Jeff Kuss USMC Memorial.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Kimley Horn relative to engineering and architectural services associated with the ADA Transition Plan and Self-Evaluation.

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 Vice-Mayor Marc Adkins. 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 49, Parcel 107.00, containing approximately 4.6 acres, (requested by Jimmy Maynard), from R-1 to C-4. Property is located at 10259 Old Nashville Highway. 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 rezoning of property located on Tax Map 49, Parcel 107.00, containing approximately 4.6 acres, (requested by Jimmy Maynard), from R-1 to C-4. Property is located at 10259 Old Nashville Highway. The recommendation of the Planning Commission was that the Town Council approve the request. Following discussion, Council Member Gerry Short 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 #18-20).

- b. **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 Richard Tune), from R-1 to R-3. Property is located at the end of Williamsport 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 an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 103.01, containing approximately 43.3 acres, (requested by Richard Tune), from R-1 to R-3. Property is located at the end of Williamsport Drive. 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 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 #18-21).

c. Consideration of an ordinance relative to the increase in the annual salary of the Town of Smyrna Municipal Court Clerk. 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 increase in the annual salary of the Town of Smyrna Municipal Court Clerk. 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 Racquel Peebles. 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 #18-22).

6. New Business:

a. Planning Commission Report:

- i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 33, Parcels 71.00 and 71.01, containing approximately 12.61 acres, (requested by Nathan Melson), from R-1 to PUD. Properties are located on 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, Parcels 71.00 and 71.01, containing approximately 12.61 acres, (requested by Nathan Melson), from R-1 to PUD. Properties are located on Rocky Fork Road. The recommendation of the Planning Commission was that the Town Council deny the request. Following discussion, Council Member Steve Sullivan made a motion to deny and reject 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 denied and rejected on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit “5”. (Ordinance #18-23).

- ii. Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 54, Parcels 53.00 and 54.00 and Tax Map 55, Parcel 29.01, containing approximately 11 acres, (requested by SCollins2 Properties, LLC). Properties are located at 7866 and 7906 Rocky Fork Almaville Road and 610 Inez Drive. First Reading.

The Town Council next considered on first reading an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 54, Parcels 53.00 and 54.00 and Tax Map 55, Parcel 29.01, containing approximately 11 acres, (requested by SCollins2 Properties, LLC). Properties are located at 7866 and 7906 Rocky Fork Almaville Road and 610 Inez Drive. 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 Gerry Short. 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 #18-24).

- iii. Consideration of an ordinance relative to the annexation and C-2 and I-2 zoning of property located on Tax Map 20, Parcels 19.01, 37.00, 40.00, 41.00, 43.00, 46.00, 46.01, 48.00, 52.00, 54.00, 55.00, 61.00, 61.01, and 61.03 and Tax Map 26, Parcels 13.00, 13.01, 13.02, 15.00, 15.01, 18.00, and 18.01, containing approximately 412 acres, (requested by Michael and Ryan Hollingshead). Properties are located along West Jefferson Pike and Hickory Grove Road. The Planning Commission also recommended the annexation of approximately 1.7 miles of the existing right-of-way of West Jefferson Pike and approximately .51 of a mile of the existing right-of-way of Hickory Grove Road. First Reading.

This item was withdrawn from the agenda.

- iv. Consideration of an ordinance relative to the rezoning of property located on Tax Map 27P, Group C, Parcel 11.00, containing approximately 4.9 acres, (requested by Mehran Janbakhsh), from C-2 to C-5. Property is located at 307 Hazelwood Drive. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 27P, Group C, Parcel 11.00, containing approximately 4.9 acres, (requested by Mehran Janbakhsh), from C-2 to C-5. Property is located at 307 Hazelwood Drive. The recommendation of the Planning Commission was that the Town Council deny the request. Following discussion, Council Member Steve Sullivan made a motion to deny and reject said ordinance on first reading. The motion

was duly seconded by Council Member Racquel Peebles. Following further discussion, the motion was approved unanimously. A copy of said ordinance, as denied and rejected on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "7". (Ordinance #18-25).

- v. Consideration of an ordinance relative to the rezoning of property located on Tax Map 34G, Group C, Parcel 14.01, containing approximately .96 acre, (requested by Steve Kroeger), from C-2 to PCD. Property is located on Sgt. Asbury Hawn Way and Nissan Drive. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 34G, Group C, Parcel 14.01, containing approximately .96 acre, (requested by Steve Kroeger), from C-2 to PCD. Property is located on Sgt. Asbury Hawn Way and Nissan 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 Vice-Mayor Marc Adkins. 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 "8". (Ordinance #18-26).

b. Packaged Liquor Board Report:

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

- c. **Approval of the terms of, and authorization for the Mayor to execute, a contract with Musco Lighting relative to sports lighting for the Rotary Soccer Park Annex.**

The Town Council next considered a motion by Council Member Steve Sullivan to approve the terms of and authorize the Mayor to execute a contract with Musco Lighting relative to sports lighting for the Rotary Soccer Park Annex. The motion was duly seconded by Council Member H. G. Cole. 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".

- d. **Consideration of a resolution appropriating funds for non-profit organizations relative to Linebaugh Library/Smyrna Branch.**

The Town Council next considered a resolution appropriating funds for non-profit organizations relative to Linebaugh Library/Smyrna Branch. Following discussion, Council Member Steve Sullivan made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Racquel Peebles. Following 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 #18-19).

e. Other.

Mayor Mary Esther Reed asked Town Planner Kevin Rigsby to address the process of notification of re-zonings. He stated notice is put in paper, letters are sent to adjoining property owners, and signs are put up.

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.

Council Member Racquel Peebles recognized Grace Missionary Baptist Church and Alert CDC of Living Truth Church for their back-to-school events.

Council Member H. G. Cole announced Depot Days will be September 28th and 29th. He urged citizens to shop local.

Council Member Racquel Peebles announced the Arts Commission along with Carpe Artista and Smyrna Arts Cooperative will have a pop-up art show on August 18th at Paul Johns Park.

Council Member Gerry Short commented on the Publix donation to the Second Harvest Food Bank.

Council Member Steve Sullivan stated the Bar-B-Que Fest is the 18th at the Depot District. He congratulated his daughter on her recent graduation from college.

Vice-Mayor Marc Adkins noted the annual Christmas parade is being planned by Jill Strange. He offered condolences to Brian Hercules on the loss of his brother. He also thanked Rhonda Allen and fellow county commissioners for the addition to Smyrna Middle School. He stated the Fire Department's new pumper tank is now in service and asked for prayers for Lt. Stacey Harrell's son, Braxton, who has a cancerous brain tumor.

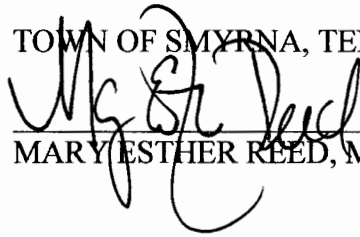
Fire Chief Bill Culbertson spoke about the prayer bracelets for Braxton. These can be picked up at the Fire Department on Lowry Street. There is no charge for the bracelets but donations will be accepted.

Brian Hercules thanked the Council and Town for their support, kindness, and prayers during the loss of his brother.

Mayor Mary Esther Reed announced the following: Surplus Auction ends August 15th, Farmer's Market each Saturday morning thru September 15th, Splash Town and Gregory Mill Splash Pad will be open until Labor Day, Wings of Freedom Fish Fry is September 8th, Amnesty Day offered by Smyrna General Sessions is August 29th, and the Kuss memorial pavers, shirts, magnets, and decals can still be purchased at Town Hall. She also commented on the \$100,000.00 donation by Publix to the Second Harvest Food Bank.

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE



MARY ESTHER REED, Mayor

ATTEST:


DIANNE WALDRON, Town Clerk