

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON JUNE 11, 2019**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on June 11, 2019 at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Rex Gaither, Finance Director. The pledge of allegiance was led by the Miss Smyrna Pageant Queens.

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 May 14 and May 30, 2019 meetings.

The Town Council first considered a motion by Council Member Steve Sullivan to approve the minutes of the May 14, 2019 regular session of the Town Council, the May 30, 2019 special called worksession of the Town Council and Planning Commission, and the May 30, 2019 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.

There was no correspondence or communications to be presented to the Town Council at this time.

3. Awards and Recognitions.

There were no awards or recognitions to be presented to the Town Council 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 Dreamscapes relative to Building Safety Department mowing.
- b. Approval of the terms of, and authorization for the Mayor to execute, a performance agreement with Carpe Artista relative to music and sound for the 2019 Independence Day Celebration.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with IM&E relative to mechanical/electrical maintenance for the Water Plant, Waste Water Treatment Plant, and Distribution/Collections Systems for 2019-2020.
- d. Approval of the terms of, and authorization for the Mayor to execute, a change order relative to water line upgrade extending from Enon Springs Road Project.
- e. Approval of the terms of, and authorization for the Mayor to execute, a memorandum of understanding with Motlow State Community College and the Smyrna Fire Department relative to emergency medical responder refresher training.
- f. Approval of the terms of, and authorization for the Mayor to execute, a contract with G & W Diesel Services, Inc. (EVS Emergency Vehicle Specialists) relative to fire gloves and fire hoods for Smyrna Fire Department.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Safe Industries relative to turnout gear (fire helmets and turnout suspenders) for Smyrna Fire Department.
- h. Approval of the terms of, and authorization for the Mayor to execute, a contract with North Alabama Fire Equipment Company relative to turnout gear (bunker boots, turnout coats, and turnout pants) for Smyrna Fire Department.

- i. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Sweeping Corp. of America relative to street sweeping.
- j. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Marking Impressions dba Pope Striping relative to street striping.
- k. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Jones Bros. Contractors, LLC relative to asphalt paving.
- l. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Rollins Excavating Co., LLC relative to storm water general construction and concrete work.
- m. Approval of the terms of, and authorization for the Mayor to execute, a renewal contract with Rollins Excavating Co., LLC relative to annual concrete.
- n. Approval of the terms of, and authorization for the Mayor to execute, a contract with Wiser Consultants, LLC for construction engineering inspection services for the Sam Ridley Parkway Widening Project.
- o. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Tennessee Department of Transportation relative to TDOT right-of-ways maintenance.
- p. Approval of the terms of, and authorization for the Mayor to execute, a contract with Galls Incorporated relative to Police Department uniforms.
- q. Approval of the terms of, and authorization for the Mayor to execute, a memorandum of understanding between Rutherford County Schools and the Smyrna Police Department relative to SWAT team use of school properties for training.
- r. Approval of the terms of, and authorization for the Mayor to execute, a contract with Unipres relative to shared clinic services with the *Carehere*/Health Center.
- s. Approval of the terms of, and authorization for the Mayor to execute, a contract with Red Wing Shoes relative to safety footwear.

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 Council Member Gerry Short. 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 the text of the Smyrna Municipal Zoning Ordinance to add Article V, Section 5.059, Enon Springs Gateway Overlay District. 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 text of the Smyrna Municipal Zoning Ordinance to add Article V, Section 5.059, Enon Springs Gateway Overlay District. The recommendation of the Planning Commission was that the Town Council approve the amendment. 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 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 "2". (Ordinance #19-26).

- b. **PUBLIC HEARING:** Consideration of an ordinance adopting the budget for fiscal year 2019-2020. 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. The following individual spoke concerning the item: Dan Epright.

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 adopting the budget for fiscal year 2019-2020. 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 #19-27).

- c. **Public Hearing:** Consideration of an ordinance adopting the property tax rate for fiscal year 2019-2020. 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 adopting the property tax rate of .7007 for fiscal year 2019-2020. Following discussion, Council Member Gerry made a motion to approve and adopt said ordinance on second and final reading. The motion was duly seconded by Council Member Steve Sullivan. 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 #19-28).

6. **New Business:**

a. **Planning Commission Report:**

- i. Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 54, Parcel 14.02, containing approximately 13.81 acres (requested by Shawn Collins on behalf of Jim W. and Linda McClamroch). Property is located at 4200 Morton Lane. 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, Parcel 14.02, containing approximately 13.81 acres (requested by Shawn Collins on behalf of Jim W. and Linda McClamroch). Property is located at 4200 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 6-0-1, 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 "5". (Ordinance #19-29).

- ii. Consideration of an ordinance relative to the annexation and PUD zoning of properties located on Tax Map 20, Parcels 19.01, 37.00, 38.00, 40.00, 41.00, 43.00, 46.01, 48.00, and 52.00 and Tax Map 26, Parcels 18.00, 20.00, 22.00, 22.01, 23.00, and 24.01, containing approximately 396 acres (requested by Michael Hollingshead). Properties are all along West Jefferson Pike and

Hickory Grove Road. Planning Commission also recommended the annexation of approximately 2.4 miles of the existing right-of-way of West Jefferson Pike. First Reading.

The Town Council next considered on first reading an ordinance relative to the annexation and PUD zoning of properties located on Tax Map 20, Parcels 19.01, 37.00, 38.00, 40.00, 41.00, 43.00, 46.01, 48.00, and 52.00 and Tax Map 26, Parcels 18.00, 20.00, 22.00, 22.01, 23.00, and 24.01, containing approximately 396 acres (requested by Michael Hollingshead). Properties are all along West Jefferson Pike and Hickory Grove Road. Planning Commission also recommended the annexation of approximately 2.4 miles of the existing right-of-way of West Jefferson Pike. The recommendation of the Planning Commission was that the Town Council approve the request with the following conditions: 1) Submit a traffic study in compliance with the Zoning Ordinance requirements, 2) Define the acreage to be used for the rock quarry, 3) Show 2 acres to be donated for use as a Town fire hall, 4) Hickory Grove Road is required to be improved from W. Jefferson Pike to the entrance to the rock quarry, 5) A signal will be added to the intersection of Hickory Grove Road and W. Jefferson Pike, and 6) Construction on the SRM corporate office is required to begin prior to any construction beginning on the quarry site. Following discussion, Council Member Tim Morrell made a motion to approve the request with the conditions. 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 "6". (Ordinance #19-30).

- iii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 27, Parcels 34.01 and 34.02, containing approximately 15.66 acres (requested by Philip and Susan Beyer), from R-2 to PUD. Properties are located at 1202 Sam Davis Road. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 27, Parcels 34.01 and 34.02, containing approximately 15.66 acres (requested by Philip and Susan Beyer), from R-2 to PUD. Properties are located at 1202 Sam Davis Road. 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 Tim Morrell. Following further discussion, the motion was denied on a roll call vote 1-6, with Vice-Mayor Marc Adkins voting "yes" and Mayor Mary Esther Reed and Council Members H. G. Cole, Tim Morrell, Racquel Peebles, Gerry Short, and Steve Sullivan voting "no". 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 #19-31).

- iv. Consideration of an ordinance relative to the rezoning of property located on Tax Map 54, Parcel 14.01, containing approximately

6.14 acres (requested by Shawn Collins), from R-1 to R-3. Property is located at 4150 Morton Lane. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 54, Parcel 14.01, containing approximately 6.14 acres (requested by Shawn Collins), from R-1 to R-3. Property is located at 4150 Morton Lane. 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 6-0-1, 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 "8". (Ordinance #19-32).

- v. Consideration of an ordinance relative to the rezoning of property located on Tax Map 33, Parcel 39.00, containing approximately 2.82 acres (requested by Jim Davis), from R-3 to C-2. Property is located at 11819 Old Nashville Highway. First Reading.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 33, Parcel 39.00, containing approximately 2.82 acres (requested by Jim Davis), from R-3 to C-2. Property is located at 11819 Old Nashville Highway. 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, with staff comments, and adopt said ordinance on first reading. The motion was duly seconded by Council Member Steve Sullivan. 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 "9". (Ordinance #19-33).

- vi. Consideration of an ordinance relative to the rezoning of property located on Tax Map 27P, Group B, Parcel 29.00, containing approximately .55 acre (requested by Justin Granstaff), from R-1 to C-4. Property is located at 400 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 B, Parcel 29.00, containing approximately .55 acre (requested by Justin Granstaff), from R-1 to C-4. Property is located at 400 Hazelwood 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 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 "10". (Ordinance #19-34).

b. Packaged Liquor Board Report:

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

c. Approval of the naming of the baseball fields at Cedar Stone Community Park as follows: Frank E. Crosslin, Jr. Field, Kenneth “Coon” Victory Field, Ginny Olerud Williams Field, and H. G. Cole Field.

The Town Council next considered a motion by Vice-Mayor Marc Adkins to approve the naming of the baseball fields at Cedar Stone Community Park as follows: Frank E. Crosslin, Jr. Field, Kenneth “Coon” Victory Field, Ginny Olerud Williams Field, and H. G. Cole Field. The motion was duly seconded by Council Member Steve Sullivan. Following discussion, the motion was approved 6-0-1, with Council Member H. G. Cole abstaining.

d. Consideration of a resolution to amend and restate the Town of Smyrna Classification and Compensation Plan.

The Town Council next considered a resolution to amend and restate the Town of Smyrna Classification and Compensation Plan. Following discussion, Council Member H. G. Cole made a motion to approve and adopt said 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 “11”. (Resolution #19-16).

e. Announcement of submission of Public Debt Notice to the Comptroller of the Treasury.

Finance Director Rex Gaither announced the submission of Public Debt Notice to the Comptroller of the Treasury. No action required from the Town Council.

f. Appointment of one (1) member to the Smyrna Housing Authority Board to serve unexpired term ending in 2022.

Mayor Mary Esther Reed next appointed Patsy Brown to the Smyrna Housing Authority Board to serve unexpired term ending in 2022.

g. Other.

- i. Approval of the terms of, and authorization for the Mayor to execute, a change order relative to the removal and replacement of unsuitable soils in the ball field areas at Cedar Stone Community Park.

The Town Council next considered a motion by Council Member Steve Sullivan to approve the terms of and authorize the Mayor to execute a change order relative to the removal and replacement of unsuitable soils in the ball field areas at Cedar Stone Community Park. The motion was duly seconded by Council Member Gerry Short. 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 "12".

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

7. Status Reports.

There were no status reports to be presented to the Town Council at this time.

8. Announcements.

Town Manager Brian Hercules announced the American Red Cross will be having blood drives at the following locations: Lifepoint Church on 6/18/19, Stonecrest Hospital on 6/25/19, and Smyrna Church of Christ on 6/29/19. He reported the United Way Golf Tournament was successful in raising approximately \$40,000. He thanked Jeff Craig and Mike Strange for heading the United Way Campaign and all employees who helped especially the golf course employees.

Town Manager Brian Hercules thanked the Fire Department, Police Department, Street Department, and Parks Department for their assistance with the Great Tennessee Air Show. He informed citizens there will be road closures on Rocky Fork Road relative to the Enon Springs Road West Project. He offered condolences to Finance Department employee Danita Hunt on the loss of her mother.

Council Member Racquel Peebles sent belated congratulations to all the 2019 high school and college graduates. She stated the Arts Commission sponsored the Smyrna Art Crawl, and winners will be announced at the July Council Meeting.

Council Member H. G. Cole wished his daughter and son a "Happy Birthday". He also wished everyone a "Happy Father's Day".

Council Member Gerry Short commented on the Kuss Run and thanked all that helped with the event. He wished Council Member H. G. Cole a "Happy Birthday".

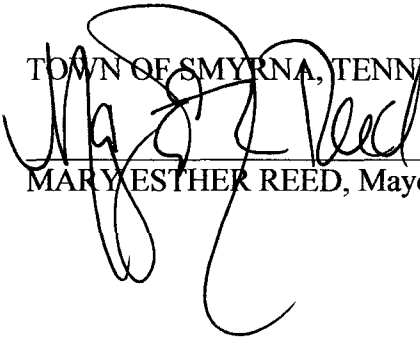
Council Member Steve Sullivan's grandmother is in intensive care at Stonecrest.

The Mayor and Council Members all commented on the airshow.

Vice-Mayor Marc Adkins thanked the Rotary Club for the invitation for the Council to speak last week. He wished his father a "Happy Father's Day". He also welcomed Tim Morrell back from a recent absence.

Mayor Mary Esther Reed announced the following: Food Truck 'N Fun at the SOAC June 14th, Smyrna Boat Day June 22nd, Independence Day Celebration July 3rd, and Farmer's Market Saturday mornings at the Depot. She wished her sister, Leigh Ann, a belated "Happy Birthday".

Without objection, the meeting was adjourned.

TOWN OF SMYRNA, TENNESSEE


MARY ESTHER REED, Mayor

ATTEST:



DIANNE WALDRON, Town Clerk