

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON DECEMBER 6, 2022**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:00 p.m. on December 6, 2022, at Town Hall with the Honorable Mayor Mary Esther Reed presiding.

Mayor Reed called the meeting to order at 5:01p.m. The invocation was led by Smyrna Police Department Chaplain, Jimmy Carver, and the pledge of allegiance was led by Arrow of Light Den from Pack 374.

The roll was called by the Town Clerk and the following Town Council Members were present:

H.G. Cole
Gerry Short
Tim Morrell
Steve Sullivan
Racquel Peebles
Vice-Mayor Marc Adkins
Mayor Mary Esther Reed

3. Approval or correction of the minutes of the November 9, 2022 regular meeting and November 21, 2022 work session meeting of the Town Council.

The Town Council first considered a motion by Council Member Tim Morrell to approve the minutes of the November 9, 2022 regular meeting and November 21, 2022 work session meeting of the Town Council. The motion was duly seconded by Council Member Racquel Peebles. Following discussion, the motion was approved 7-0.

4. Correspondence/Communications.

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

5. Awards and Recognitions.

6. 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 easement agreement with the US Army Corps of Engineers for roadway connections to Florence Road.

- b. Approval of the terms of, and authorization for the Mayor to execute, an agreement with Morton Salt to purchase road salt.
- c. Approval of the terms of, and authorization for the Mayor to execute, a contract with TDOT for the Lowry Street Phase 3 sidewalk project.
- d. Approval of the terms of, and authorization for the Mayor to execute, a contract extension with USIC for locating services.
- e. Approval of the terms of, and authorization for the Mayor to execute, an agreement with Pall Corporation for the purchase of ancillary parts to fill the membrane filtration module racks.
- f. Consideration and approval of proposed employee benefit additions for the 2023 calendar year.

Following discussion, Council Member Gerry Short made a motion to approve and adopt the Consent Agenda items and to authorize the Mayor to execute said documents. Said motion was seconded by Council Member Steve Sullivan, and after further discussion, approved unanimously. A copy of said documents referenced on the Consent Agenda are attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "1".

7. Old Business.

- a. **PUBLIC HEARING:** Consideration of a resolution relative to a Plan of Services for property located on Tax Map 54, Parcels 57.03, 57.04, and 57.05.

The Town Council next considered a resolution relative to a Plan of Services for property located on Tax Map 54, Parcels 57.03, 57.04, and 57.05. The recommendation of the Planning Commission was that the plan of services be approved.

At this time, Mayor Reed recessed the meeting without objection, and a public hearing was opened related to the agenda item. No individuals spoke concerning the item.

At this time, the public hearing was closed without objection, and the Council meeting was resumed.

Following further discussion, Council Member Tim Morrell made a motion to approve said resolution. The motion was duly seconded by Council Member Steve Sullivan. Following further discussion, the motion was approved 7-0. A copy of said resolution, as approved, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "2." (Resolution #22-25)

- b. **PUBLIC HEARING:** Consideration of an ordinance relative to the annexation and PRD zoning of property located on Tax Map 54, Parcels 57.03, 57.04, and 57.05 requested by Paul Lebovitz on behalf of Porfirio Alfaro containing .96 acre. Property is located at the corner of Rocky Fork Almaville Road and Briley Road.

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 54, Parcels 57.03, 57.04, and 57.05 requested by Paul Lebovitz on behalf of Porfirio Alfaro containing .96 acre. Property is located at the corner of Rocky Fork Almaville Road and Briley Road. The recommendation of the Planning Commission was that the request be approved with the condition that the driveway on Lot 2 be widened to twenty (20) feet.

At this time, Mayor Reed recessed the meeting without objection, and a public hearing was opened related to the agenda item. Paul Lebovitz spoke in favor of the item and announced that he was available to answer any questions the Council or citizens may have relative to the project.

At this time, the public hearing was closed without objection, and the Council meeting was resumed.

Following further discussion, Council Member Tim Morrell made a motion to approve said ordinance. 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 from the vote. A copy of said ordinance, as approved on second and final reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "3." (Ordinance #22-43)

- c. Consideration of a Resolution in Memorandum of Ordinance #22-43 relative to the annexation and PRD zoning of property located on Tax Map 54, Parcels 57.03, 57.04, and 57.05, containing approximately .96 acre.

The Town Council next considered a Resolution in Memorandum of Ordinance #22-43 relative to the annexation and PRD zoning of property located on Tax Map 54, Parcels 57.03, 57.04, and 57.05, containing approximately .96 acre. This is a housekeeping item required for annexation of property.

Following discussion, Council Member Tim Morrell made a motion to approve said Resolution on first reading. Council Member Steve Sullivan seconded the motion. Following further discussion, the motion was approved 6-0-1, with Vice-Mayor Marc Adkins abstaining from the vote. A copy of said resolution, as approved, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "4." (Resolution #22-26)

There were no further old business items for the Council to consider.

8. New Business:

a. Planning Commission Report:

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

b. Packaged Liquor Board Report:

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

c. Consideration and approval of adjustment to employee pay benefits.

The Town Council next considered on first reading an across-the-board increase to Town employees pay benefits, in the amount of 4.5%, in-order to keep the Town's pay in line with the current trending job market. Said increase would be effective December 26, 2022 and would be reflected on employees January 13, 2023 paycheck.

Town Manager, Brian D. Hercules, stated that Administration would be requesting a special called, second reading to take place on December 22, 2022, prior to Council's December work session in order to hold a public hearing and final vote.

Following discussion, Vice-Mayor Marc Adkins made a motion to approve said across-the-board pay increase, on first reading, for all Town employees effective December 26, 2022. Council Member Racquel Peebles seconded the motion. Following further discussion, the motion was approved 7-0.

d. Consideration of the appointment of one (1) member to the Town's Municipal Industrial Development Board to serve an unexpired term ending in 2025.

The Town Council next considered the appointment of one (1) member to the Town's Municipal Industrial Development Board to serve an unexpired term ending in 2025. Mayor Reed accepted nominations for the appointment. Council Member Steve Sullivan nominated Richard Wise to serve the unexpired term. No other nominations were presented. Said nomination was then affirmed unanimously.

e. Consideration of the appointment of one (1) member to the Storm Water Advisory Committee to serve an unexpired term ending in 2024.

The Town Council next considered the appointment of one (1) member to the Town's Storm Water Advisory Committee to serve an unexpired term ending in 2024. Mayor Reed announced that there was only one applicant at this time, Marquinta Richardson. Council voted unanimously to appoint Marquinta Richardson to serve the unexpired term.

f. Consideration of the appointment of one (1) member to serve an unexpired term on the Rutherford County Library System Board ending in 2024.

The Town Council next considered the appointment of one (1) member to the Rutherford County Library System Board to serve an unexpired term ending in 2024. Mayor Reed announced that there was only one applicant at this time, Tansy Raynor. Council voted unanimously to appoint Tansy Raynor to serve the unexpired term.

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

9. Other.

The Town Council next considered the nomination and appointment of one (1) Council Member to serve as Vice-Mayor for a term of two (2) years, ending in 2024. Council Member Tim Morrell nominated Marc Adkins to serve another term as Smyrna's Vice-Mayor. There were no other nominations at this time. Following discussion, the Council voted unanimously in favor of this appointment.

10. Status Reports.

Assistant Town Manager and Finance Director, Rex Gaither, presented Council with October State Shared Tax and October Local Sales Tax numbers.

11. Announcements.

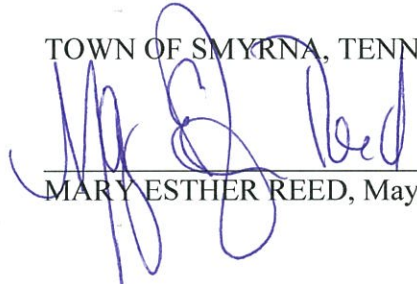
Town Manager Brian Hercules recognized various Town employees for a job well done.

Town Manager Brian Hercules encouraged citizens to continue participating in the Town's Love Where You Live campaign to assure the community remains free from unnecessary litter.

Mayor Reed and other Council members spoke of attendance at various community events.

Without objection, the meeting was adjourned at 5:57p.m.

TOWN OF SMYRNA, TENNESSEE



MARY ESTHER REED, Mayor

ATTEST:



AMBER HOBBS, Town Clerk