

**MINUTES OF MEETING OF THE REGULAR SESSION OF THE
TOWN COUNCIL
OF THE TOWN OF SMYRNA
ON FEBRUARY 8, 2022**

The Town Council of the Town of Smyrna, Rutherford County, Tennessee, met in regular session at 5:03 p.m. on February 8, 2022, at Town Hall with the Honorable Mary Esther Reed, Mayor, presiding.

Mayor Reed called the meeting to order. The invocation was offered by Chief of Police, Kevin Arnold. The pledge of allegiance was led by Smyrna Citizen, Lynnox Bennett. Following the pledge of allegiance, Mayor Reed presented Lynnox Bennett with a Certificate of Recognition for leading the pledge of allegiance.

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
Mayor Mary Esther Reed
Vice-Mayor Marc Adkins

2. Approval or Correction of Minutes of the January 11, 2022 and January 27, 2022 meetings.

The Town Council first considered a motion by Council Member Tim Morrell to approve the minutes of the January 11, 2022 regular session of the Town Council and the January 27, 2022 work session of the Town Council. The motion was duly seconded by Council Member Steve Sullivan. Following discussion, the motion was approved unanimously.

4. Correspondence/Communications.

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

5. Awards and Recognitions.

There were no awards and recognitions to be presented to the Town Council at this time.

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, the "Special Event Application" to the U.S. Army Corp of Engineers to use Jefferson Springs Park for Boat Day and Waterfest this summer.
- b. Approval of the terms of, and authorization for the Mayor to execute, an amended appraisal agreement with Randy Button and Associates due to re-alignment of North Lowry water project resulting in additional easements.
- c. Approval of the terms of, and authorization for the Mayor to execute, an agreement with LDA (Emily Kelly) to handle all SRF administrative work for the I & I project.
- d. Approval of the terms of, and authorization for the Mayor to execute, with LDA (Emily Kelly) for administrative duties relating to the Almaville Road sewer project SRF.
- e. Approval of the terms of, and authorization for the Mayor to execute, an agreement with LDA (Emily Kelly) to handle all SRF administrative duties for the Sam Ridley/ Weakley Lane water model project.
- f. Approval of the terms of, and authorization for the Mayor to execute, an agreement with Polk & Associates Construction of Nashville pertaining to the 1500 square ft. addition to Fire Station 1.

At the request of Council Member Racquel Peebles, Consent Agenda item "d" was pulled for further discussion and separate vote. Vice Mayor Marc Adkins made a motion to approve and adopt all other Consent Agenda items and to authorize the Mayor to execute said documents. The motion was duly seconded by Council Member Gerry Short, and following further discussion, approved unanimously.

After further, separate discussion of Consent Agenda item "d," Council Member Steve Sullivan made a motion to approve and adopt item "d" and to authorize the Mayor to execute said documents. Said motion was seconded by Council Member Racquel Peebles, and after further discussion, Consent Agenda item "d" 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".

7. Old Business.

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

8. New Business:

a. Planning Commission Report:

1. Consideration of an ordinance relative to the rezoning of Tax Map 33, Parcels 28.00, 44.00, 44.04, and part of Parcel 44.02 from R-1, R-3, and C-2 with ESO to PRD with ESO. The properties requested to be rezoned contain 37.34 acres and are located on Old Nashville Highway and Rocky Fork Road.

The Town Council next considered on first reading an ordinance relative to the rezoning of Tax Map 33, Parcels 28.00, 44.00, 44.04, and part of Parcel 44.02 from R-1, R-3, and C-2 with ESO to PRD with ESO. The properties requested to be rezoned contain 37.34 acres and are located on Old Nashville Highway and Rocky Fork Road. The recommendation of the Planning Commission was that the Town Council approve the request with the following conditions:

- i. The units along Old Nashville Highway and Rocky Fork Road are required to face those two roads with the rear facing the internal parking areas.
- ii. The minimum size of the townhome units is 1,306 square feet.
- iii. There are no live/work units within this development.
- iv. All driveways for any townhomes with a garage are required to be at least 18' wide.
- v. Additional brick or stone is required on the rear elevations of the garage units similar to what is shown for the non-garage units.
- vi. Add a left and right-turn lane on to Rocky Fork Road from the neighborhood collector street.

Following discussion, Council Member Gerry Short made a motion to approve said ordinance on first reading. The motion was duly seconded by Council Member Tim Morrell. Following further discussion, the motion was approved 7-0. A copy of said ordinance, as approved on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "2."

2. Consideration of an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 44.18, from C-2 to PCD, requested by Michael LeBreton. The property requested to be rezoned contains

approximately 1.17 acres and is located at the corner of Sam Ridley Parkway, West and Needham Drive.

The Town Council next considered on first reading an ordinance relative to the rezoning of property located on Tax Map 28, Parcel 44.18, from C-2 to PCD, requested by Michael LeBreton. The property requested to be rezoned contains approximately 1.17 acres and is located at the corner of Sam Ridley Parkway, West and Needham Drive. The recommendation of the Planning Commission was that the Town Council approve the request, with the vote being 6-1.

Following discussion, Vice-Mayor Marc Adkins made a motion to deny said ordinance due to surrounding properties' being in the C-2 zoning district. The motion was duly seconded by Council Member Gerry Short. Following further discussion, the motion to deny was approved 6-1, with Council Member Tim Morrell voting against the denial. A copy of said ordinance, as DENIED on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "3."

3. Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, requested by SEC, Inc. on behalf of John Mitchell Byrnes containing .02 acre. Property requested is located south of Rock Springs Road.

The Town Council next considered on first reading an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, requested by SEC, Inc. on behalf of John Mitchell Byrnes containing .02 acre. Property requested is located south of Rock Springs 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 said ordinance on first reading. The motion was duly seconded by Council Member Racquel Peebles. Following further discussion, the motion was approved 7-0. A copy of said ordinance, as approved on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "4."

4. Consideration of an ordinance relative to the de-annexation of property located on Tax Map 54, Parcel 62.03 and part of Parcel 62.01, requested by John Hill containing 4.13 acres. Property requested is located at 8810 Briley Road.

The Town Council next considered on first reading an ordinance relative to the de-annexation of property located on Tax Map 54, Parcel 62.03 and part of Parcel 62.01, requested by John Hill containing 4.13 acres. Property requested is located at 8810 Briley 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 said ordinance on first reading. The motion was duly seconded by Council Member Tim Morrell. Following further discussion, the motion was approved 7-0. A copy of said

ordinance, as approved on first reading, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "5."

b. **Packaged Liquor Board Report:**

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

c. **Consideration of a Resolution for 2022 Capital Outlay Note.**

The Town Council next considered a resolution, which is required by the Comptroller, for the 2022 Capital Outlay Note for the Town to upgrade its Information Services computer system. Following discussion, Council Member Steve Sullivan made a motion to approve and adopt said resolution. The motion was duly seconded by Council Member Gerry Short. 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 "6." (Resolution 22-01).

d. **Consideration and Submission of Public Debt Notice to the Comptroller of the Treasury.**

The Town Council next announced submission of Public Debt Notice related to the 2022 Capital Outlay Note. A copy of the Form CT-0253, signed by the Mayor, is attached hereto and incorporated herein by reference as if set forth at length verbatim as Exhibit "7."

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

9. **Other.**

10. **Status Reports.**

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

Mayor Reed recognized Boy Scout Troop 422 in attendance at the meeting and invited them to join Council for a photo, along with their Troop Leader, Scott Peebles.

11. **Announcements.**

Mayor Reed spoke regarding Board and Committee appointments in March 2022 and encouraged citizens to apply through the website.

Town Manager Brian Hercules reminded of the Town acting as a collection site for the Children's Shoe Drive through February 25, 2022.

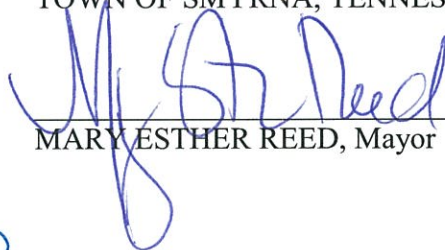
Town Manager Brian Hercules reminded citizens that the Town will be hosting United Way's VITA tax preparation program at Town Hall through April 9, 2022.

Town Manager Brian Hercules announced that the Town's business offices would be closed in observance of Presidents Day on Monday, February 21, 2022.

Lastly, Town Manager Brian Hercules encouraged citizens to continue participating in the Town's Love Where You Live campaign by refraining from littering and getting involved in projects to assure the community remains free from unnecessary trash.

Without objection, the meeting was adjourned at 5:47 p.m.

TOWN OF SMYRNA, TENNESSEE



MARY ESTHER REED, Mayor

ATTEST:


AMBER HOBBS, Town Clerk