

SMYRNA TOWN COUNCIL MEETING

August 13, 2019

LEGISLATIVE REPORT

CITIZEN COMMENTS

~~Della Cothran, 130 Sam Davis Road – “Lane Property Rezoning”~~

MEETING AGENDA

1. Call to Order.

Prayer: Vice-Mayor Marc Adkins

Pledge of Allegiance: Dianne Waldron, Town Clerk

2. Roll Call.

3. Approval or Correction of Minutes of July 9, 2019 and July 25, 2019 meetings. **APPROVED 7-0**

4. Correspondence/Communications.

5. Awards and Recognitions.

6. Consent Agenda: **APPROVED 7-0**

Note: Consent Agenda items will be those items determined by the Town Manager to be routine matters not necessitating discussion. All Consent Agenda items may be voted upon simultaneously pursuant to a single motion. There will be no separate discussion of these items unless a member of the Town Council requests that discussion be held, in which case the item will be removed from the Consent Agenda and considered separately. Following passage of the remaining Consent Agenda items, discussion of any items removed from the Consent Agenda shall be held and separate motions and votes shall be taken for each of the items removed.

a. Approval of the terms of, and authorization for the Mayor to execute, a performance agreement with the Clayton Mann Band relative to the BBQ Festival.

b. Approval of the terms of, and authorization for the Mayor to execute, an agreement with American Melody Carriages relative to Front Street Christmas Celebration.

c. Approval of the terms of, and authorization for the Mayor to execute, a lease agreement with the Rutherford County Board of Education relative to practice field area behind Smyrna Elementary School.

d. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Minnesota Children’s Museum relative to the rental of “The Amazing Castle” exhibit for the Smyrna Outdoor Adventure Center.

e. Approval of the terms of, and authorization for the Mayor to execute, a contract with the Minnesota Children’s Museum relative to the rental of the “Dinosaurs” exhibit for the Smyrna Outdoor Adventure Center.

- f. Approval of the terms of, and authorization for the Mayor to execute, a contract with R&D Enterprises, Inc. relative to negotiation services for Phase 1 and 2 of the Master Storm Water Project.
- g. Approval of the terms of, and authorization for the Mayor to execute, a contract with Morton Salt Company relative to annual road salt purchase.
- h. Approval of the terms of, and authorization for the Mayor to execute, the annual report relative to the NPDES Phase II, MS4 Program.
- i. Approval of the terms of, and authorization for the Mayor to execute, a proposal with HDR relative to additional engineering design services for the Enon Springs West Extension Project.
- j. Approval of the terms of, and authorization for the Mayor to execute, a contract with Gresham Smith relative to additional engineering design services and survey services for the Master Storm Water Project.
- k. Approval of the terms of, and authorization for the Mayor to execute, a Professional Services Agreement with Brenda Walsh relative to professional consulting and acquisition services for the Olive Branch Sewer Extension Project.
- l. Approval of the terms of, and authorization for the Mayor to execute, a Professional Services Agreement with Randy Button & Associates relative to professional appraisal services for the Olive Branch Sewer Extension Project.
- m. Approval of the terms of, and authorization for the Mayor to execute, an agreement with the Regional Transportation Authority (RTA) relative to the Relax and Ride Services FY 19-20.
- n. Approval of the terms of, and authorization for the Mayor to execute, a contract with Kirkland's Pest Control relative to annual pest control service.

7. Old Business:

- a. **PUBLIC HEARING:** Consideration of a resolution relative to a Plan of Services for property located on Tax Map 32, part of Parcel 19.01. **APPROVED 7-0**
- b. **PUBLIC HEARING:** Consideration of an ordinance relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01, containing approximately 24.81 acres (requested by Tim Byrnes on behalf of John Byrnes). Property is located at 3791 Rock Springs Road. Second Reading. **APPROVED 7-0**
- c. Consideration of a resolution in memorandum of Ordinance #19-35 relative to the annexation and R-3 zoning of property located on Tax Map 32, part of Parcel 19.01. **APPROVED 7-0**
- d. **PUBLIC HEARING:** Consideration of an ordinance relative to the rezoning of properties located on Tax Map 54, Parcels 53.00, 54.00, 55.00, and 56.01, Tax Map 55, Parcels 29.01, 31.00, 31.01, and 31.02, and Tax Map 73, Parcel 14.00, containing approximately 66.79 acres (requested by Shawn Collins), from R-3 to PRD. Properties are located on Rocky Fork Almaville Road. Second Reading. **APPROVED 4-2-1**
- e. **PUBLIC HEARING:** Consideration of an ordinance relative to the amendment of the Town of Smyrna Municipal Code by adding language to Title 15 "Motor Vehicles, Traffic and Parking", Chapter 1 "Miscellaneous", specifically renumbering Section 15-126 "Violation and Penalty" to Section 15-127, in its entirety, as it reads, and adding a new Section 15-126 pertaining to "Prohibited Use of Wireless Telecommunication Devices". Second Reading. **APPROVED 7-0**

8. New Business:

a. Planning Commission Report:

- i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 34G, Group C, Parcel 4.00, containing approximately 1.46 acres (requested by FS Smyrna, LLC), from C-2 to PCD. Property is located at 1021 Sgt. Asbury Hawn Way. First Reading. **APPROVED 5-1-1**
- ii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 54, Parcel 15.00, containing approximately 47.72 acres (requested by NVR dba Ryan Homes on behalf of Shawn Collins), from R-3 to PRD. Property is located at 8916 Rocky Fork Alnaville Road. First Reading. **APPROVED 6-0-1**
- iii. Consideration of an ordinance relative to the rezoning of property located on Tax Map 27I, Group D, Parcel 4.00, containing approximately 18.57 acres (requested by Andrew Steffens), from PCD with LSO and H-1 to PRD with LSO and H-1. Property is located on South Lowry Street. First Reading. **APPROVED 5-2**
- iv. Consideration of an ordinance relative to the rezoning of property located on Tax Map 28, part of Parcel 67.01, containing approximately 2.83 acres (requested by Jarratt Bell), from C-2 to C-2 with an H-2 Overlay. Property is located on Potomac Place. First Reading. **APPROVED 7-0**
- v. Consideration of an ordinance relative to the amendment of the text of the Smyrna Municipal Zoning Ordinance to amend Article III, Section 3.1000 "Accessory Use Regulations". First Reading. **APPROVED 7-0**
- vi. Consideration of an ordinance relative to the amendment of the text of the Smyrna Municipal Zoning Ordinance to amend Article II, Section 2.020 "Definitions" to change the definition of "Alternative financial services" by adding the words "industrial loan and thrift" to the definition. First Reading. **APPROVED 7-0**
- vii. Consideration of a resolution authorizing the acquisition of property by negotiation or condemnation for the purpose of carrying out the Olive Branch Sewer Extension Project. **APPROVED 7-0**

b. Packaged Liquor Board Report: There were no applications for the Town Council to consider at this time.

c. Announcement of submission of Public Debt Notice to the Comptroller of the Treasury. **No Council Action**

d. Approval of the terms of, and authorization for the Mayor to execute, a contract with Premier Fence, LLC relative to the fence installation at 56 Lowry Street. **APPROVED 7-0**

e. Appointment of one (1) member to the Arts Commission to serve an unexpired term ending in 2021. **Robin Blackwell - APPROVED 7-0**

f. Other.

- i. Approval of the terms of, and authorization for the Mayor to execute, a Letter of Agreement with the State of Tennessee to accept a \$75,000 Community Grant relative to a playground for children with disabilities. **APPROVED 7-0**

- ii. Approval for Town Manager Brian Hercules and Town Attorney Jeff Peach to negotiate property swap with BGS. **APPROVED 7-0**

9. Status Reports.

10. Announcements.

11. Adjournment.