

**LEGISLATIVE REPORT**  
**May 13, 2009**

ITEM NUMBER	ACTION	DESCRIPTION
	Citizen Comments	None
3	Approved 5-0	Approval or Correction of Minutes of April 14 and April 30, 2009 meetings.
4	N/A	Correspondence/Communications: None
5	N/A	Awards and Recognitions: None
6	Approved 5-0 Except item i.	Consent Agenda:
		a. Approval of the terms of, and authorization for the Mayor to execute, a contract with HMA Contractors relative to annual paving.
		b. Approval of the terms of, and authorization for the Mayor to execute, a contract with Comcast Commercial Services, LLC relative to internet service.
		c. Approval of the terms of, and authorization for the Mayor to execute, a contract with AT & T relative to long distance service.
		d. Approval of the terms of, and authorization for the Mayor to execute, a contract with Business Training Library relative to use of employee training videos.
		e. Approval of the terms of, and authorization for the Mayor to execute, a contract with B. H. Holmes Construction Co., Inc. relative to rebuilding the Air Base Regulator Station.
		f. Approval of the terms of, and authorization for the Mayor to execute, a change order relative to Sewer System Rehabilitation Project Basins E1, E2 and E3.
		g. Approval of the terms of, and authorization for the Mayor to execute, a Modification Agreement with Thomson West relative to electronic legal research access.
		h. Approval of Identity Theft Prevention Program.

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	Deferred one month	i. Approval of the terms of, and authorization for the Mayor to execute, a contract with Online Utility Exchange relative to verification of new utility service customers.
		j. Approval of the terms of, and authorization for the Mayor to execute, an agreement with the Regional Transportation Authority for the Relax and Ride Service FY 2009-2010.
		k. Approval of the terms of, and authorization for the Mayor to execute, a contract with Stansell Electric Co., Inc. relative to Water Plant Emergency Generators Project.
7		Old Business
	Approved 5-0	a. <b><u>PUBLIC HEARING:</u></b> Consideration of an ordinance relative to the amendment of Town of Smyrna Municipal Zoning Ordinance, Article II “Definitions”, Section 2.020 “Definitions” and Section 2.036.22 “Activity Type-Retail Sales of Alcoholic Beverages”, and Article V “Zoning Districts”, Section 5.052.2 “C-2, Highway Service District”, Subsection B. “Uses Permitted” and Section 5.052.3 “C-3, Restricted Commercial District”, Subsection B. “Uses Permitted” related to retail sales of alcoholic beverages. Second Reading.
	Approved 5-0	b. <b><u>PUBLIC HEARING:</u></b> Consideration of an ordinance relative to the amendment of Town of Smyrna Municipal Code, Title 8 “Alcoholic Beverages”, Chapter 3 “Retail Sales of Alcoholic Beverages” to add an ordinance authorizing the sale of packaged liquor in the corporate town limits and setting forth the requirements for the issuance of a certificate of compliance from the town for the privilege of selling such packaged liquor. Second Reading.
	Approved 5-0	c. <b><u>PUBLIC HEARING:</u></b> Consideration of an ordinance to amend Ordinance No. 08-14, adopting the 2008-2009 Fiscal Year Budget, specifically the 2008-2009 Fee Schedule to add fees within the Treasury Department related to packaged liquor. Second Reading.
	Approved 5-0	d. <b><u>PUBLIC HEARING:</u></b> Consideration of an ordinance relative to the amendment of Town of Smyrna Municipal Code, Title 2 “Boards and Committees, Etc.”, Chapter 1 “Beautification Committee”, related to disbanding of the committee and the elimination of the Beautification Ordinance. Second Reading.
8		New Business
		a. Planning Commission Report:
	Approved 5-0	i. Consideration of an ordinance relative to the rezoning of property located on Tax Map 34, Parcel 43.03, comprising approximately .86 acre, (requested by Tika Smith), from C-2 to PUD. Property is located at 717 South Lowry Street. First Reading.

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	Approved 5-0	ii. Consideration of an ordinance relative to the amendment to the Town of Smyrna Municipal Zoning Ordinance regarding Article V, Section 5.053.1 I-1, Light Industrial District, to add religious facilities as a use permitted as a special exception. First Reading.
	Approved 5-0	iii. Consideration of an ordinance relative to the amendment to the Town of Smyrna Municipal Zoning Ordinance regarding clarification of outdoor storage requirements, specifically Article V, Section 5.052.2 C-2 Highway Service District. First Reading.
	Approved 5-0	b. Appointment of five (5) members to the Packaged Liquor Board: two (2) members to serve three (3) year terms ending 2012; two (2) members to serve two (2) year terms ending 2011; and one (1) member to serve a one (1) year term ending 2010. <i>Scott Matuk and Molly Jennings to serve three year terms, Steven Barnes and Doris Jones to serve two year terms and Neal Odom to serve a one year term.</i>
	Approved 5-0	c. Consideration of an ordinance relative to the amendment of Town of Smyrna Municipal Code, Title 8 “Alcoholic Beverages”, Chapter 2 “Beer”, Sections 8-214 “Permits for certain premises prohibited”; 8-215 “Application for and issuance or refusal of permit”; 8-222 “Prohibited conduct or activities by beer permit holders”; 8-224 “Sales to minors prohibited; employment of ex-convicts prohibited”; and 8-226 “Penalties; violation”, related to distance requirements, applicant/employee convictions, and internal signage. First Reading.
	Approved 5-0	d. <b><u>PUBLIC HEARING:</u></b> Approval of the terms of, and authorization for the Mayor to execute, a contract with the Rutherford County Sheriff’s Office to administer the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Recovery Act Award, known as the 2009 American Recovery and Reinvestment Act.
	Approved 5-0	e. Consideration of an ordinance adopting the budget for the fiscal year beginning July 1, 2009 and ending June 30, 2010. First Reading. A special called workshop is scheduled for June 1, 2009 at 5:00 p.m.
	Approved 5-0	f. Consideration of an ordinance establishing the property tax levy for the fiscal year beginning July 1, 2009 and ending June 30, 2010. First Reading.
	Approved 5-0	g. Consideration of the declaration of surplus property.
	Approved 4-1	h. Consideration of TDOT Enhancement Grant relative to Depot. Grant money will be used on Greenways.
		i. Other.
9	N/A	Status Reports.
10	N/A	Announcements.
11	N/A	Adjournment.

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