

MINUTES OF THE REGULAR MEETING
SMYRNA TOWN COUNCIL
April 17, 2017

REGULAR MEETING

The meeting was called to order by Mayor Joanne Masten at 7:00 p.m. Council members present were Valerie M. White, Peter M. Retzlaff, Robert C. Johnson, and Alvin C. Pope. Councilman John L. Embert III was excused.

Also present were Acting Town Manager Gary F. Stulir, Chief Norman E. Wood, and Recording Secretary Valerie L. Heritage.

Mayor Masten asked everyone to rise for the Pledge of Allegiance. Mayor Masten asked everyone to remain standing for a moment of silence.

ADDITIONS/DELETIONS TO PUBLISHED AGENDA

Councilman Pope made the motion to approve the agenda as presented. Motion was seconded by Councilman Johnson and carried unanimously.

MINUTES OF PREVIOUS MEETING

Councilman Johnson made the motion to approve the executive session minutes of April 3, 2017 as presented. Motion was seconded by Councilman Pope and carried unanimously.

REPORTS

- A. Bills & financial statement** – Mr. Stulir said Council should have received the bank statement last Friday, and he circulated financial documents at the end of the month as well.
- B. Presiding Officer** – Mayor Masten said she had nothing to report.
- C. Town Attorney** – Mr. Edwards was absent.
- D. Police Chief** – Chief Wood reviewed the events of the last two weeks.
- E. Town Manager** – Mr. Stulir touched on items from his report to Council.
- F. Committees** – Councilman Pope said the IT Committee will not meet in April.

Councilman Johnson said the Utility Committee did not meet in April.

Councilman Retzlaff said the Finance Committee did not meet in April.

Councilwoman White said the Shade Tree Commission met April 19th.

RECOGNITION OF VISITORS

Visitors present were Jenny Vander Haegen, Jim Wolfe, William Wilson, George DeBenedictis, John R. Riley, Kay Wheatley, Conrad Hebert, and Win Abbott.

Rev. John R. Riley and Jenny Vander Haegen came forward and presented Mayor Masten with a plaque. Rev. Riley read the plaque into the record.

OLD BUSINESS

A. Discussion and possible action on revised Memorandum of Understanding between the Town of Smyrna and the Friends of the Duck Creek Regional Library – Councilman Johnson made the motion to approve the revised Memorandum of Understanding between the Town of Smyrna and the Friends of the Duck Creek Regional Library. Motion was seconded by Councilman Pope. Motion carried with Mayor Masten, Councilwoman White, Councilmen Retzlaff and Pope voting for, and Councilman Johnson voting against.

B. Discussion and possible action to ratify and confirm Resolution Approving the Inclusion of 5500 duPont Parkway (15-022.00-063 & 15-022.00-224) within the Limits of the Town of Smyrna – Councilman Johnson made the motion to ratify and confirm Resolution Approving the Inclusion of 5500 duPont Parkway (15-022.00-063 & 15-022.00-224) within the Limits of the Town of Smyrna. Motion was seconded by Councilman Pope and carried unanimously.

C. Discussion and possible action on Resolution of the Smyrna Town Council Approving the Final Assessment List, Approving the Recommendations of the Tax Appeals Committee, Approving Senior Citizen Tax Exemptions, and Confirming the Appointment of the Tax Appeals Committee Members – Councilman Pope made motion to approve the Resolution of the Smyrna Town Council Approving the Final Assessment List, Approving the Recommendations of the Tax Appeals Committee, Approving Senior Citizen Tax Exemptions, and Confirming the Appointment of the Tax Appeals Committee Members. Motion was seconded by Councilman Johnson and carried unanimously.

NEW BUSINESS

A. Discussion and possible action on appointment of Alvin Pope to the Contract Negotiating Committee – Councilman Johnson made the motion to appoint Alvin Pope to the Contract Negotiating Committee. Motion was seconded by Councilwoman White. Motion carried with Mayor Masten, Councilmen Retzlaff, Johnson and Pope voting for, and Councilwoman White voting against.

B. Discussion and possible action on voting to cast the town's vote to amend the restrictions regarding monument signs in the Smyrna Business Park, with the

approval of the amendment being contingent on obtaining the total number of required votes – Councilman Pope made the motion to cast the Town’s affirmative vote to amend the Smyrna Business Park restrictions regarding monument signs in the Smyrna Business Park. Motion was seconded by Councilman Johnson and carried unanimously.

C. Discussion and possible action on amendment of lease re: 22 South Delaware Street – Councilman Pope made the motion to amend the lease re: 22 South Delaware Street. Motion was seconded by Councilwoman White. Motion failed with Mayor Masten and Councilman Pope voting for, and Councilwoman White, and Councilmen Johnson and Retzlaff voting against.

D. Discussion and possible action on first reading: Ord. No. 004-17, an ordinance to amend Chapter 18 (“Buildings and Building Regulations”) of the Town Code of the Town of Smyrna to incorporate into the Town Code the 2012 version of the International Building Code and other codes associated with the construction and maintenance of buildings in the Town of Smyrna, to make various amendments to these model codes in order for more fully adapt these codes to the needs of the Town of Smyrna, to adopt regulations pertaining to accessible and usable buildings and facilities, and to make miscellaneous changes to the Housing Code – Councilman Pope made the motion to make this the first reading of Ord. No. 004-17, an ordinance to amend Chapter 18 (“Buildings and Building Regulations”) of the Town Code of the Town of Smyrna to incorporate into the Town Code the 2012 version of the International Building Code and other codes associated with the construction and maintenance of buildings in the Town of Smyrna, to make various amendments to these model codes in order for more fully adapt these codes to the needs of the Town of Smyrna, to adopt regulations pertaining to accessible and usable buildings and facilities, and to make miscellaneous changes to the Housing Code. Motion was seconded by Councilman Johnson and carried unanimously.

OTHER COUNCIL BUSINESS

There was none.

EXECUTIVE SESSION

A. Executive session to discuss potential acquisition of real property; and

B. Executive session for a personnel matter in which the names, competencies, and abilities of individual employees will be discussed – Councilwoman White made the motion to go into executive session to discuss potential acquisition of real property; and to discuss personnel matters in which the names, competencies, and abilities of individual employees will be discussed. Motion was seconded by Councilman Johnson and carried unanimously. Council went into executive session at 7:33 p.m.

Councilman Pope made the motion to come out of executive session. Motion was seconded by Councilwoman White and carried unanimously. Council came out of executive session at 7:58 p.m.

C. Potential action on matter discussed in executive session regarding potential acquisition of real property – Councilman Pope made the motion to move forward as discussed in executive session. Motion was seconded by Councilman Johnson and carried unanimously.

D. Discussion and possible vote on matters discussed in executive session regarding personnel matters – no action was taken.

ADJOURNMENT

Mayor Masten adjourned the meeting at 7:59 p.m.

vlh