

ORDINANCE 2018-32

AN ORDINANCE TO AMEND TITLE 16, CHAPTER 10 RELATIVE TO THE USE OF CITY POLICE OFFICERS REQUIRED UNDER AN APPROVED TRAFFIC CONTROL PLAN

WHEREAS, it has come to the attention of the Franklin Police Department that permit holders of traffic control permits are using private security companies in violation of Franklin Municipal Code 16-1004; and

WHEREAS, there are times with the Franklin Police Department is unable to provide officers to aid permittees; and

WHEREAS, the City has received complaints of private security companies acting like police by using flashing blue lights and using the word "police" on signage, misleading the public; and

WHEREAS, the Board of Mayor and Aldermen believe it in the best interest of the City to amend Title 16, Chapter 10 to allow for the use of private security companies under certain circumstances so long as it is clear that the private security companies are not police.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE, AS FOLLOWS:

Title 16, Chapter 10, Section 16-1004(3)(c) and (3)(c)(i) are deleted in their entirety and replaced with the following:

Section 16-1004 (3)

(c) *Traffic Control*. If required by the Road Boring, Traffic Control Permit, and/or any other Permit that requires the use of security or traffic control, the Permittee shall be required to obtain either a compliant MUTCD flaggers or uniformed Franklin Police Officers. The Permittee shall notify the Traffic Operation Center upon the closure or blocking of the street and shall notify the Traffic Operation Center if the Permittee plans to use traffic control and who will be controlling traffic. No company, their employee, or MUTCD flagger assigned to control traffic within the City of Franklin will be permitted to wear a police uniform or utilize blue lights or indicate by words or otherwise give the impression that the company, their employee, or MUTCD flagger is affiliated with the police. Failure to abide by this section may result in the denial of future permits and the violator shall be cited by the Franklin Police Department or other authorized City of Franklin employee to City Court. Permittees shall be permitted to use Tennessee Highway Patrol officers and Williamson County Sheriff officers.

IT IS SO ORDAINED AND DONE on this ____ day of _____, 20__.

ATTEST:

CITY OF FRANKLIN, TENNESSEE:

By: _____
Eric S. Stuckey
City Administrator

By: _____
Dr. Ken Moore
Mayor

Approved as to Form:

By: _____

Shauna R. Billingsley
City Attorney

First Reading _____
Second Reading _____