

**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, JULY 14, 2015– 7:00 P.M.**

Board Members

Mayor Ken Moore	P		
Vice Mayor Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Brandy Blanton	P	Alderman Margaret Martin	P
Alderman Pearl Bransford	P	Alderman Ann Petersen	P
Alderman Beverly Burger	P	Alderman Michael Skinner	P

Department Directors/Staff

Eric Stuckey, City Administrator	P	Lisa Clayton, Parks Director	
Vernon Gerth, ACA Community & Economic Dev.	P	Shirley Harmon-Gower, HR Director	
Russell Truell, ACA Finance & Administration		Mark Hilty, Water Management Director	P
David Parker, City Engineer/CIP Executive		Paul Holzen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Bob Martin, Interim Planning/Sustainability Dir.	P
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
Deb Faulkner, Police Chief		Brad Wilson, Facilities Project Manager	
Fred Banner, IT Director		Lanaai Benne, Assistant City Recorder	P
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	P
Becky Caldwell, SES Director			

Call to Order

Dr. Ken Moore, Mayor, called the July 14, 2015, meeting to order at 7:10 p.m.

Invocation

The invocation was offered by Vice Mayor Clyde Barnhill.

Pledge of Allegiance

Mayor Ken Moore led the pledge of allegiance to the Flag of the United States of America.

Grievances or Statements from Citizens: Citizen Comments (Open for Franklin citizens to be heard on items not included on this Agenda. As provided by law, the Board of Mayor and Aldermen shall make no decisions or consideration of action of citizen comments, except to refer the matter to the City Administrator for administrative consideration, or to schedule the matter for Board consideration at a later date. Those citizens addressing the Board of Mayor and Aldermen are requested to come to the microphone and identify themselves by name and address for the official record).

None

Communications from Williamson County Mayor and Williamson County Commission

Not in attendance.

1. Approval of Minutes

Alderman Petersen moved to approve the June 23, 2015 Work Session and June 23, 2015 BOMA minutes as presented. Seconded by Vice Mayor Barnhill. Motion carried unanimously.

Recognitions

Proclamation – Cornelia B. Holland

Mayor Moore read a proclamation in recognition of Ms. Holland's achievements:

- ⊗ Cornelia B. Holland has had a lovely home garden in the City of Franklin for over twenty years.
- ⊗ Mrs. Holland in an effort to conserve her plant collection, donated specimens from her garden to the University of Tennessee.

- ☉ The garden was named Tranquility – The Cornelia B. Holland Hosta Garden and is located on the Institute of Agriculture, Knoxville.
- ☉ The garden is designated as an American Hosta Society National Display Garden and is one of three in the Southeast and twenty-three in the U.S, and provides a living laboratory for faculty and student research and study.
- ☉ 95% of the plants in the new garden came from Holland's home garden in Franklin.
- ☉ Holland received a Conservation Medal from the National Society DAR in May 2015 for this donation to UTK.

Ms. Holland spoke about her garden and thanked Mayor Moore for the recognition. She was accompanied by her sisters, members of the Williamson County Master Gardeners Association, and Alderman Pearl Bransford.

Alderman Bransford encouraged teachers to take their students to the garden.

Miscellaneous Reports

Eric Stuckey introduced Betsy Rice who is interning in the City Administrator's office learning how the City government works and meeting with various departments as well.

2. **CONSENT AGENDA:** All items under the Consent Agenda are deemed non-controversial and routine in nature by the governing body. They will be approved as recommended by Committee or staff by one motion of the governing body. The items on the Consent Agenda will not be discussed. Any member of the governing body desiring to discuss an item on the Consent Agenda may request that it be removed from the Consent Agenda and be placed on the Regular Agenda. It will then be considered at that time. Staff recommends that Item Numbers **19-31** be placed on the Consent Agenda. *Vice Mayor Barnhill moved to approve the Consent Agenda Items 19-31, with the exception of pulling Item 23 to defer until August 11, 2015. Seconded by Alderman Bransford. Motion carried unanimously.*

OLD BUSINESS

3. **PUBLIC HEARING: Consideration of ORDINANCE 2015-09, To Be Entitled, "An Ordinance To Zone +/- 30.11 Acres Into The Height Overlay District (HTO) For The Property Located At The Southeast Corner Of Interstate 65 And McEwen Drive."**

[Second of Three Readings]

Alderman Ann Petersen, FMPC Representative

Public Hearing

With no one coming forward to speak, Mayor Moore declared the Public Hearing Closed

Alderman Burger moved to approve Ordinance 2015-09. Seconded by Alderman Petersen. Motion carried unanimously on Second of Three Readings.

4. **PUBLIC HEARING: Consideration of ORDINANCE 2015-10, To Be Entitled, "An Ordinance To Zone +/- 0.85 Acres From Detached Residential 3 (R3) District To Specific Development-Residential (SD-R 4.71) District For The Property Located At 1365 And 1367 Columbia Avenue."**

[Second of Three Readings]

Alderman Ann Petersen, FMPC Representative

Public Hearing

With no one coming forward to speak, Mayor Moore declared the Public Hearing Closed

Alderman Skinner moved to approve Ordinance 2015-10. Seconded by Alderman Petersen. Motion carried unanimously on Second of Three Readings.

5. **PUBLIC HEARING: Consideration of RESOLUTION 2015-30, To Be Entitled, "A Resolution Approving A Development Plan For The Gist Street PUD Subdivision, Located At 1365 And 1367 Columbia Avenue, By The City Of Franklin, Tennessee".**

Alderman Ann Petersen, FMPC Representative

Public Hearing

With no one coming forward to speak, Mayor Moore declared the Public Hearing Closed

Alderman Petersen moved to approve Resolution 2015-30. Seconded by Alderman Bransford. Motion carried unanimously.

6. **PUBLIC HEARING: Consideration of ORDINANCE 2015-11, To Be Entitled, "An Ordinance To Zone +/- 22.55 Acres From Specific Development-Variety (SD-X) District To Attached Residential 20 (RM20) District For The Property Located At 1222 Liberty Pike."**
[Second of Three Readings] Alderman Ann Petersen, FMPC Representative
Public Hearing

With no one coming forward to speak, Mayor Moore declared the Public Hearing Closed

Alderman Burger moved to approve Ordinance 2015-11. Seconded by Alderman Petersen. Motion carried unanimously on Second of Three Readings.

NEW BUSINESS

7. **PUBLIC HEARING: Consideration to Initiate the Annexation Process for 1845 Carters Creek Pike. Vernon Gerth, ACA Community & Economic Development
Brad Baumgartner, Planner**

Public Hearing

With no one coming forward to speak, Mayor Moore declared the Public Hearing Closed

Alderman Bransford moved to approve Initiation of the Annexation Process for 1845 Carters Creek Pike. Seconded by Alderman Petersen. Motion carried unanimously.

8. **Consideration of Joint Funding Agreement for Water Resources Investigations with U.S. Geological Survey (COF Contract No. 2015-0181).**

David Parker, City Engineer/CIP Executive

Alderman Petersen moved to approve Joint Funding Agreement. Seconded by Alderman Bransford. Motion carried unanimously.

9. **Consideration of Contract 2015-0153 with FEMA/TEMA for a Flood Mitigation Assistance Program Grant to Acquire and Demolish a Repetitive Loss Flood Property.**

Chris Bridgewater, BNS Director

Alderman Bransford moved to approve Contract 2015-0153 with FEMA/TEMA. Seconded by Alderman Skinner. Motion carried unanimously.

10. **Consideration of a Contract with Physio-Control, Inc. of Redmond, Washington in the Total Amount of \$29,515.95 for the Sole-Source Purchase of One (1) Lifepak 15 Cardiac Monitor/Defibrillator (\$30,000.00 Budgeted in 130-83530-42200 for Fiscal Year 2015; Not Currently Budgeted in Fiscal Year 2016; Contract No. 2015-0093).**

Rocky Garzarek, Fire Chief

Todd Horton, Deputy Fire Chief

Alderman Blanton moved to approve Contract with Physio-Control. Seconded by Alderman Skinner. Motion carried unanimously.

11. **Consideration of Date Change to November 21, 2015 for Viva la Diva 5K sponsored by Fifty Forward.**
Deb Faulkner, Police Chief

Alderman Bransford moved to approve change in date for Viva la Diva 5K. Seconded by Alderman Blanton. Motion carried unanimously.

12. **Consideration of the Local Agency Project Agreement (COF Contract No. 2014-0289, TDOT Contract No. 140204, TDOT PIN 121454.00) with the Tennessee Department of Transportation for the Columbia Avenue (SR-6/US-31) Widening Project, from Mack Hatcher Parkway (SR-397) to Downs Boulevard.**

Paul Holzen, Engineering Director

Eric Stuckey noted the TDOT PIN number for this project will change.

Alderman Skinner moved to approve COF 2014-0289. Seconded by Alderman Burger. Motion carried unanimously.

13. **Consideration of RESOLUTION 2015-40, a Resolution Awarding the FY2016 On-Call Annual Contract for Concrete Curb and Sidewalk Repairs (COF Contract 2015-0081) to M.A.Y. Construction, Inc. with a Bid Amount of \$1,283.25.**

Paul Holzen, Engineering Director

Alderman Bransford moved to approve Resolution 2015-40. Seconded by Alderman Petersen. Motion carried unanimously.

14. **Consideration of RESOLUTION 2015-41, a Resolution Awarding the FY2016 On-Call Annual Contract for Roadway Repairs and Resurfacing (COF Contract 2015-0083) to Tennessee Valley Paving Company with a Bid Amount of \$24,034.85.**

Paul Holzen, Engineering Director

Alderman Blanton moved to approve Resolution 2015-41. Seconded by Alderman Bransford. Motion carried unanimously.

15. **Consideration of RESOLUTION 2015-42, a Resolution Awarding the FY2016 On-Call Annual Contract for Stormwater and Drainage Improvements (COF Contract 2015-0084) to Sessions Paving Company with a Bid Amount of \$229,481.00.**

Paul Holzen, Engineering Director

Vice Mayor Barnhill moved to approve Resolution 2015-42. Seconded by Alderman Skinner. Motion carried unanimously.

16. **Consideration of RESOLUTION 2015-43, a Resolution Awarding the FY2016 On-Call Annual Contract for Traffic Signal and Interstate Lighting Modifications and Repairs (COF Contract 2015-0085) to S&W Contracting Company, Inc. with a Bid Amount of \$80,981.80.**

Paul Holzen, Engineering Director

Vice Mayor Barnhill moved to approve Resolution 2015-43. Seconded by Alderman Burger. Motion carried unanimously.

17. **Consideration of RESOLUTION 2015-39, a Resolution Awarding the FY2016 On-Call Annual Contract for Called Bonds (COF Contract 2015-0080) to Tennessee Valley Paving Company with a Bid Amount of \$141,165.00.**

Paul Holzen, Engineering Director

Alderman Burger moved to approve Resolution 2015-39. Seconded by Vice Mayor Barnhill. Motion carried unanimously.

18. **Consideration of Modification to the Police Department Organization Chart to Upgrade Two Police Sworn Positions. (RESOLUTION 2015-46)**

Deb Faulkner, Police Chief

Alderman Bransford moved to approve Modification to Police Department Organization Chart. Seconded by Alderman Martin.

Eric Stuckey related the Resolution to make this change was not with the agenda information, but was distributed prior to this meeting and this item should be identified as Resolution 2015-46.

Motion to approve Modification to Police Department Organization Chart, Resolution 2015-46, carried unanimously.

CONSENT AGENDA

19. **Consideration of ORDINANCE 2015-04 AS AMENDED, "An Ordinance to Rezone 2.2 Acres from Estate Residential (ER) District to Detached Residential 2 (R-2) District for the Property Located at 1048 Carlisle Lane".**

[Third and Final Reading]

Alderman Ann Petersen, FMPC Representative

Ordinance 2015-04 approved unanimously on Third and Final Reading.

20. **Consideration of RESOLUTION 2015-31, A Resolution to Appoint J. Lawrence Sullivan as Clerk of the City Court of Franklin, Tennessee, and to Vest Him with All Powers Provided to the Clerk by the Franklin City Charter and the Franklin City Code.**
Resolution 2015-31 approved unanimously.
Shauna Billingsley, City Attorney
21. **Consideration of Final Change Order for the Charlton Green Sanitary Sewer Improvements Project (COF Contract 2014-0065) for a DECREASE in Cost of \$10,369.10.**
Approved unanimously
Paul Holzen, Engineering Director
22. **Consideration of a Utility Relocation Agreement (COF Contract No. 2015-0043) with ATMOS Energy Corporation for the Hillsboro Road Improvements Project Phase 2, from Independence Square to Mack Hatcher Parkway, in the Estimated Amount of \$193,000.00.**
Approved unanimously
Paul Holzen, Engineering Director
23. **Consideration of a Utility Relocation Agreement (COF Contract 2015-0044) with AT&T Tennessee for the Hillsboro Road Improvements Project Phase 2, from Independence Square to Mack Hatcher Parkway, in the Estimated Amount of \$140,130.60.**
Paul Holzen, Engineering Director
Motion to defer COF Contract 2015-044 to August 11, 2015 approved unanimously.
24. **Consideration of a Professional Services Agreement (COF Contract 2015-0150) for Limited Construction Administration and Final Design Services for the Hillsboro Road Improvements Project Phase 2, from Independence Square to Mack Hatcher Parkway, in the Amount of \$36,884.15.**
Approved unanimously
Paul Holzen, Engineering Director
25. **Consideration of RESOLUTION 2015-38, Authorizing a Leased Equipment Schedule for FY 2016 as an Amendment to COF Contract 2014-0171 with JPMorgan Chase.**
Russ Truell, ACA Finance & Administration
Resolution 2015-38 approved unanimously
26. **Consideration of COF Contract 2015-0176, an Agreement to Increase the Pension Investment with Westwood Global Advisors.**
Approved unanimously
Russ Truell, ACA Finance & Administration
27. **Consideration of Liquor License Application for Radhe Radhe Bal, LLC d/b/a Del Rio Wine & Spirits (Ranjanben Patel, Managing Agent), 111 Del Rio Pike, Franklin, Tennessee 37064.**
Approved unanimously
Lanaii Benne, Assistant City Recorder
28. **Consideration of Event Permit Application for St. Paul's BBQ on July 25, 2015 in Downtown Franklin, sponsored by St. Paul's Episcopal Church.**
Approved unanimously
Deb Faulkner, Police Chief
29. **Consideration of Event Permit Application for Raise the Roofs on August 15, 2015 at the Park at Harlinsdale Farm, sponsored by Friends of Franklin Parks.**
Approved unanimously
Lisa Clayton, Parks Director
30. **Consideration of Event Permit Application for Best Buddies 5K on August 22, 2015 in Cool Springs Sponsored by Best Buddies of Tennessee**
Approved unanimously
Deb Faulkner, Police Chief
31. **Consideration of Event Permit Application for the Franklin Classic on September 7, 2015 in Downtown Franklin, sponsored by Mercy Community Health Care.**
Approved unanimously
Deb Faulkner, Police Chief

EXECUTIVE SESSION

32. **Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matters of Pending Litigation.**

Shauna Billingsley, City Attorney

Vice Mayor Barnhill moved to Enter Executive Session. Seconded by Alderman Burger. Motion carried unanimously. [7:28 p.m.]

RETURN FROM EXECUTIVE SESSION

33. **Consideration of Matters from Executive Session.**


Dr. Ken Moore, Mayor

[Returned 7:33 p.m.] There were no matters for consideration.

ADJOURN

Alderman Blanton moved to adjourn. Seconded by Vice Mayor Barnhill. Motion carried unanimously.

Meeting adjourned @ 7:34 p.m.



Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - updated 8/7/2015 2:43 PM