

ORDINANCE 2018-57

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5 OF THE CITY OF FRANKLIN MUNICIPAL CODE PERTAINING TO THE BATTLEFIELD PRESERVATION COMMISSION IN ORDER TO AMEND THE NAME, PURPOSE, AND MEMBERSHIP STRUCTURE OF THE COMMISSION.

WHEREAS, Title 2, Chapter 5 of the Franklin Municipal Code was created in 2010 to establish the Battlefield Preservation Commission to provide for a city-wide collaborative approach to engage local Civil War and battlefield preservation organizations and interested citizens to serve as an advisory body to the Board of Mayor and Aldermen and City Administrator; and

WHEREAS, Title 2, Chapter 5 of the Franklin Municipal Code was amended in 2014 to revise the membership and organizational structure of the Commission; and

WHEREAS, the Battlefield Preservation Commission undertook a strategic planning session with a national preservation planning consultant in January 2018 to evaluate its accomplishments, purpose, and priorities; and

WHEREAS, the Commission utilized the results of the strategic planning session to develop and adopt a visioning plan which outlined specific recommendations for proposed changes to the commission's name, purpose, and membership structure, and voted unanimously to recommend the proposed changes to the Board of Mayor and Aldermen; and

WHEREAS, the Commission voted to recommend that Title 2, Chapter 5 of the Franklin Municipal Code be amended to rename the Commission from the "Battlefield Preservation Commission" to the "Franklin Civil War Historical Commission"; and

WHEREAS, the Commission also voted to recommend that Title 2, Chapter 5 of the Franklin Municipal Code be amended to update the purpose and membership structure of the Commission; and

WHEREAS, the Commission believes that the recommended amendments recognize the many accomplishments of the Commission in preserving Civil War history in Franklin and better reflect the overall vision of the Commission to protect and maintain the City's irreplaceable historical wealth for this and future generations through the identification, preservation, interpretation, maintenance, and recognition of battlefields and sites related to all aspects of Civil War history; and

WHEREAS, the Board of Mayor and Aldermen believe it is within the best interests of the citizens of the City of Franklin to amend Title 2, Chapter 5 of the Municipal Code to address the concerns identified.

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

[SECTION I. That Title 2, Chapter 5, of the City of Franklin Municipal Code is hereby amended to be renamed and approved to read as follows:](#)

CHAPTER 5. – FRANKLIN CIVIL WAR HISTORICAL COMMISSION

SECTION II. That Title 2, Chapter 5, Section 2-501, of the City of Franklin Municipal Code is hereby amended to delete section 2-501 in its entirety and is approved to read as follows:

Sec. 2-501. Franklin Civil War Historical Commission ~~Battlefield preservation commission.~~

The ~~battlefield preservation commission~~ Franklin Civil War Historical Commission is hereby created to be an advisory body to the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen and ~~e~~City ~~a~~Administrator in the identification, preservation, interpretation, maintenance, and recognition of battlefields and sites related to all aspects of Civil War history ~~civil war battles, skirmishes, encampments, troop movements, and other war-related sites located~~ within the ~~e~~City ~~l~~imits of Franklin in order to protect and maintain the city's irreplaceable historical wealth for this and future generations.

SECTION III. That Title 2, Chapter 5, Section 2-502, of the City of Franklin Municipal Code is hereby amended to delete section 2-502 in its entirety and is approved to read as follows:

Sec. 2-502. Powers and duties.

The commission shall:

- (1) Act as the city's historic and cultural preservation brain trust, work collectively with the entities represented on this commission to preserve and enhance all of the ~~e~~City's Civil War historic sites;
- (2) Make recommendations to the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen and ~~e~~City ~~a~~Administrator for programs or actions related to Franklin's Civil War history ~~designed to implement the recommendations contained in the battlefield preservation action plan;~~
- (3) Provide a descriptive presentation reporting the activities and goals annually to the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen;
- (4) Facilitate forums ~~for promoting~~ concerning Franklin's Civil War ~~heritage~~ history and for educating the public about said ~~heritage~~ history;
- (5) Assist the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen and ~~e~~City ~~a~~Administrator in balancing community priorities and resources by offering advice on Civil War history and preservation issues.

SECTION IIIIV. That Title 2, Chapter 5, Section 2-503, of the City of Franklin Municipal Code is hereby amended to delete section 2-503 in its entirety and is approved to read as follows:

Sec. 2-503. Membership.

The commission shall consist of a maximum of 18 members, with representation as follows:

One (1) member from each of the following ~~ten (10)~~ eleven (11) entities ~~(or their successors)~~ to be nominated by their respective governing bodies:

- Battle of Franklin Trust

- Franklin's Charge
- African American Heritage Society
- Heritage Foundation of ~~Franklin and~~ Williamson County
- Lotz House
- Save the Franklin Battlefield
- Sons of Confederate Veterans
- Sons of Union Veterans
- Tennessee Preservation Trust
- Williamson County Convention and Visitors Bureau
- Historic Franklin Masonic Hall Foundation

The remaining ~~eight (8)~~ seven (7) members shall be as follows:

- One (1) City of Franklin Alderman
- ~~One (1) Battlefield property owner~~
- One (1) Education liaison
- ~~One (1) Re-enactment community liaison~~
- ~~Four (4)~~ Five (5) at-large members.

SECTION IV. That Title 2, Chapter 5, Section 2-504, of the City of Franklin Municipal Code is hereby amended to delete section 2-504 in its entirety and is approved to read as follows:

Sec. 2-504. - Appointment and term of office.

Members of the commission shall be appointed by the ~~m~~Mayor and confirmed by the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen. There shall be no term limit for the members representing the ~~ten~~ eleven entities listed in section 2-503. If the member of any of these organizations should resign from the ~~Battlefield Preservation~~ Franklin Civil War Historical Commission, the said organization shall provide another member from the organization as a representative. The term of the alderman shall be co-terminus with their term on the ~~b~~Board of ~~m~~Mayor and ~~a~~Aldermen. The term of the remaining ~~seven~~ six members shall be three years. All members with term limits shall be limited to two consecutive full terms and may be reappointed after a three-year absence from serving on the commission. ~~Except for the term of the alderman, the initial terms of all members were staggered as follows: five members shall serve for one year, six members shall serve for two years, and six members shall serve for three years. The four at-large members shall have their terms staggered as follows: One shall serve for one year, one shall serve for two years, and two shall serve for three years.~~ [AR1].

Appointees who fill an unexpired term shall hold office for the remainder of said unexpired term.

SECTION VI. That Title 2, Chapter 5, Section 2-506, of the City of Franklin Municipal Code is hereby amended to delete section 2-506 in its entirety and is approved to read as follows:

Sec. 2-506. Compensation.

Members of the ~~battlefield preservation~~ Franklin Civil War Historical ~~e~~Commission, technical advisors, and citizens at large shall serve without compensation.

SECTION VII. That Title 2, Chapter 5, Section 2-507, of the City of Franklin Municipal Code is hereby amended to delete section 2-507 in its entirety and is approved to read as follows:

Sec. 2-507. Staff support, committees, and technical assistance.

The ~~D~~irector of the ~~p~~lanning and ~~s~~sustainability ~~d~~Department, or his/her designee, shall serve as staff liaison to the Franklin Civil War Historical Commission. ~~_battlefield-preservation-commission.~~

SECTION VIII. BE IT FINALLY ORDAINED by the Board of Mayor and Aldermen of the City of Franklin, Tennessee, that this Ordinance shall take effect from and after its passage on second and final reading, the health, safety, and welfare of the citizens requiring it.

ATTEST:

CITY OF FRANKLIN, TENNESSEE:

By: _____
Eric S. Stuckey
City Administrator/Recorder

By: _____
Dr. Ken Moore
Mayor

Approved as to form by:

Shauna R. Billingsley
City Attorney

PASSED FIRST READING _____

PASSED SECOND READING _____