

**MINUTES OF THE *SPECIAL MEETING*
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, SEPTEMBER 25, 2018 – 7:00 P.M.**

Board Members

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

Department Directors/Staff

Eric Stuckey, City Administrator	P	Jack Tucker, SES Director	
Vernon Gerth, Assistant City Administrator	P	Lisa Clayton, Parks Director	P
Mark Hilty, ACA Public Works	P	Michelle Hatcher, Water Management Director	P
Kristine Tallent, ACA/CFO	P	Paul Holzen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Emily Hunter, Planning & Sustainability Director	
Deb Faulkner, Police Chief		Kevin Townsel, Human Resources Director	
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
Jordon Shaw, IT Director		Lanaii Benne, Assistant City Recorder	P
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	P

CALL TO ORDER

Mayor Ken Moore called the September 25, 2018, meeting to order at 7:00 p.m.

The Mayor introduced Tim Grabbe, Scoutmaster, and Webelo Scout Troop 298.

INVOCATION

Tim Grabbe gave the invocation.

PLEDGE OF ALLEGIANCE

Troop 298 led the Pledge of Allegiance to the Flag of the United States of America, after which they recited the Scout Oath.

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)

No one came forward to speak.

COMMUNICATIONS FROM WILLIAMSON COUNTY MAYOR AND WILLIAMSON COUNTY COMMISSION

Not present

APPROVAL OF MINUTES

1. **18-0949** *Alderman Bransford moved to approve the September 11, 2018 Work Session and Board of Mayor and Aldermen minutes and September 17, 2018 Special Work Session minutes as presented. Seconded by Alderman Petersen. Motion carried unanimously.*

RECOGNITIONS

2. **18-0903** Proclamation of Fire Prevention Month 2018
Mayor Moore read the Proclamation naming the month of October as Fire Prevention Month. The proclamation was presented to Fire Chief Rocky Garzarek.

MISCELLANEOUS REPORTS

The 13-member team of police and fire personnel were in South Carolina for two weeks assisting in the aftermath of Hurricane Florence.

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 9-22 be placed on the Consent Agenda.

3. **18-0950** **Consideration of Items 9-22 on the Consent Agenda**
Vice Mayor Martin moved to approve the Consent Agenda Items 9-22. Seconded by Alderman Barnhill. Motion carried unanimously.

OLD BUSINESS

4. **18-0833** **PUBLIC HEARING: Consideration of ORDINANCE 2018-44, 1st Quarter 2019 Budget Amendments.**

[SECOND OF THREE READINGS] **Kristine Tallent, Assistant City Administrator/CFO**
Michael Walters Young, Budget & Analytics Manager
Public Hearing

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

Alderman Barnhill moved to approve Ordinance 2018-44. Seconded by Alderman Blanton. Motion carried unanimously on Second of Three Readings.

5. **18-0571** **Consideration of RESOLUTION 2018-69, A Resolution of Support to Present the City of Franklin's History to a Fuller Extent Through the Addition of Historic Markers and Memorials that Commemorate the African American Experience in Franklin.**

Eric Stuckey, City Administrator

Alderman Blanton moved to approve Resolution 2018-69. Seconded by Alderman Bransford.

Discussion:

- Mr. Stuckey noted the Resolution had been modified a bit about historic markers in and around Public Square.
- Alderman Burger initiated discussion on items 1 and 2 in the Resolution. Specifically, the City of Franklin shall support:
 1. The establishment of additional historic markers on public property in and/or around the City Square that reflect elements of the community's history related to

the experience of African Americans before, during, and after the American Civil War; and

2. Community efforts to erect a statue honoring the approximately 300 United States Colored Troops from Franklin and Williamson County who served in the Civil War.
- Alderman Burger’s question was about the “...history related to the experience of African Americans before, during, and after the American Civil War.” She questioned the “after”.
 - Mr. Stuckey noted the post-war is centered on the reconstruction period. For #2 the Battlefield Preservation Commission and the Historic Zoning Commission, as well as others, were contacted for input. The new Public Arts Commission could be engaged as well.
 - Alderman McLendon commented that if properties are selected, do it by granting a deed to some historic organization.
 - Alderman Bransford: The Civil Rights Movement should be included as well.
 - Mr. Stuckey noted the vote for this Resolution is for the concept and it will continue to be a broad-based community effort.
 - Alderman Blanton: Letters have been received from people in support of the four gentlemen and *The Fuller Story*.
 - Alderman Burger: The City’s history is about the Civil War. Civil Rights occurred in the 1960s. She thought the history was concentrating on the Civil War in Franklin. She doesn’t want to continue to expand from that. There may be other groups and other people who can concentrate on that later.
 - Alderman Bransford: They are getting information from people who lived through that time and that were limited in what they could say then.

Motion to approve Resolution 2018-69 carried unanimously.

NEW BUSINESS

6. 18-0900 Consideration of RESOLUTION 2018-74, “A Resolution to Select the Utility Design Concept for the Columbia Avenue Widening & Improvements Project.”

Paul Holzen, Director of Engineering

Alderman Blanton moved to approve Resolution 2018-74, Option 1. Seconded by Alderman Barnhill. Motion carried by a vote of 7-1 with Vice Mayor Martin voting no because she opposes keeping overhead utilities.

7. 18-0908 Consideration of RESOLUTION 2018-73, “A Resolution to Select the Pedestrian Design Concept for the Columbia Avenue Widening & Improvements Project.”

Paul Holzen, Director of Engineering

Alderman Speedy moved to approve Resolution 2018-73, Concept D sidewalks on west side only. Seconded by Alderman Blanton.

Discussion:

- Alderman Bransford: Are there opportunities for sidewalk on the east side, perhaps with small stretches of sidewalk?
- Mr. Stuckey: If we did some segments on one side it would better facilitate both sides to have pedestrian crossings at certain places. Staff could be directed to identify sidewalks on the east side.

Alderman Blanton moved to amend and direct staff to identify where it would be beneficial to have sections of sidewalk with pedestrian crossings on the east side of Columbia Avenue. Seconded by Alderman Bransford.

- Alderman Burger: Prefers sidewalks on both sides for walkability in future. She asked if is feasible to do what is proposed for the east side.
- Mr. Holzen: That option could be easily adopted with transit stops and pedestrian crossings. This would not in any way delay the project.
- Vice Mayor Martin: Would support the option of pieces and pedestrian crossings.

Motion to amend Resolution 2018-73 and direct staff to identify where it would be beneficial to have sections of sidewalk with pedestrian crossings on the east side of Columbia Avenue carried unanimously.

Resolution 2018-73, Category D, as amended carried by a vote of 7-1 with Alderman Burger voting no.

8. 18-0889 **Consideration of RESOLUTION 2018-71, a Resolution for Reimbursement of Certain Project Expenditures to be Funded from General Obligation Bond Proceeds.**
Eric Stuckey, City Administrator
Kristine Tallent, Assistant City Administrator/CFO
Alderman Barnhill moved to approve Resolution 2018-71. Seconded by Alderman Bransford. Motion carried unanimously.

CONSENT AGENDA

9. 18-0944 **Consideration of ORDINANCE 2018-48 – An Ordinance to Amend the FY 2019 Budget: Establishing a Public Hearing Date of October 23, 2018.**
[First of Three Readings] **Kristine Tallent, Assistant City Administrator/CFO**
Michael Walters Young, Budget & Analytics Manager
Ordinance 2018-48 approved unanimously on First of Three Readings.
10. 18-0945 **Consideration of RESOLUTION 2018-78 – A Resolution to Revise the Organizational Charts within the Police Department and City Court.**
Kristine Tallent, Assistant City Administrator/CFO
Deb Faulkner, Police Chief
Lawrence Sullivan, Assistant City Recorder/City Court
Resolution 2018-78 approved unanimously
11. 18-0946 **Consideration of RESOLUTION 2018-79 – A Resolution to Revise the Organizational Chart within the Fire Department.**
Kristine Tallent, Assistant City Administrator/CFO
Rocky Garzarek, Fire Chief
Resolution 2018-79 approved unanimously
12. 18-0947 **Consideration of RESOLUTION 2018-80 – A Resolution to Enable the City Administrator Certain Latitude in Hiring and Recruitment.**
Eric Stuckey, City Administrator
Resolution 2018-80 approved unanimously

13. 18-0684 **Consideration of ORDINANCE 2018-30 AS AMENDED, To Be Entitled: “An Ordinance to Rezone 49.10 Acres from Estate Residential (ER) District TO Civic-Institutional (CI) District for the Property Located West of Hillsboro Road and South of the Harpeth River, 1215 Hillsboro Road (Christ Community Church PUD Subdivision).**
Franklin Municipal Planning Commission
[Third and Final Reading] Emily Hunter, Planning/Sustainability Director
Amy Diaz-Barriga, Planning Supervisor
Josh King, Senior Planner
Ordinance 2018-30, As Amended, approved unanimously on Third and Final Reading
14. 18-0726 **Consideration of ORDINANCE 2018-28, To Be Entitled: “An Ordinance to Rezone 2.17 Acres from Estate Residential (ER) District TO Residential-3 (R-3) District for the Property Located North of New Highway 96 and South of Del Rio Pike at 1044 Carlisle Lane.**
[Third and Final Reading] Emily Hunter, Planning/Sustainability Director
Ordinance 2018-28 approved unanimously on Third and Final Reading
15. 18-0892 **Consideration of RESOLUTION 2018-72, A Resolution Amending Resolution 2016-77 that Authorized the City of Franklin to Contribute \$400,000 to the Goose Creek Sanitary Sewer Extension Project as Part of the Lampo Group (Ramsey Solutions) Corporate Headquarters Project Clarifying the Owner Name, Matt 5:14-16, LLC which is Closely Held and Affiliated with the Principals of the Lampo Group, LLC.**
Eric Stuckey, City Administrator
Vernon Gerth, Assistant City Administrator
Resolution 2018-72 approved unanimously
16. 18-0799 **Consideration of COF Contract No. 2018-0085 with Lose and Associates, Inc. for the Franklin Special School District (FSSD) Ballfield Renovation Masterplan in the Amount Not-to-Exceed \$60,000.**
Lisa Clayton, Parks Department
COF Contract 2018-0085 approved unanimously
17. 18-0877 **Consideration of COF Contract No. 2018-0191, a Memorandum of Understanding Between the City of Franklin and the Franklin Special School District for Master Planning Professional Services.**
Lisa Clayton, Parks Director
COF Contract 2018-0191 approved unanimously
18. 18-0539 **Consideration of ORDINANCE 2018-17 to Amend Title 12, Chapter 8 of the Franklin Municipal Code to Adopt the ICC International Existing Building Code, 2018 Edition.**
[Second and Final Reading] Chris Bridgewater, BNS Director
Ordinance 2018-17 approved unanimously on Second and Final Reading
19. 18-0542 **Consideration of ORDINANCE 2018-20 to Amend Title 12, Chapter 5 of the Franklin Municipal Code to Adopt the ICC International Property Maintenance Code, 2018 Edition.**
[Second and Final Reading] Chris Bridgewater, BNS Director
Ordinance 2018-20 approved unanimously on Second and Final Reading

20. 18-0545 **Consideration of ORDINANCE 2018-23 AS AMENDED to Amend Title 12, Chapter 7 of the Franklin Municipal Code to Adopt the International Swimming Pool and Spa Code, 2018 Edition.**
[Second and Final Reading] **Chris Bridgewater, BNS Director**
Ordinance 2018-23, As Amended, approved unanimously on Second and Final Reading
21. 18-0770 **Consideration of ORDINANCE 2018-25 to Amend Title 7, Chapter 5 of the Franklin Municipal Code to Adopt the NFPA 101 Life Safety Code, 2018 Edition.**
[Second and Final Reading] **Chris Bridgewater, BNS Director**
Ordinance 2018-25 approved unanimously on Second and Final Reading
22. 18-0894 **Consideration of Certificate of Compliance for Wine in Grocery Stores for Herban Market, LLC, located at 3078 Maddux Way, Suite 300, Franklin, TN 37069 (Ashlea Hogancamp, Owner and Managing Agent; Matthew Hogancamp, Owner and Managing Agent)**
Lanaii Benne, Assistant City Recorder
Certificate of Compliance approved unanimously

RECEIPT OF REPORTS AND ITEMS APPROVED ON BEHALF OF THE BOARD

23. 18-0906 **The City of Franklin's submission of the Comprehensive Annual Performance Evaluation Report (CAPER) to the Department of Housing and Urban Development.**
Chris Bridgewater, BNS Director
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24. 18-0907 **Reduction of Support/Cancelation of Users/Modules with Infor (COF Contract 2010-0045 Amendment 3).**
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25. 18-0744 **Nondisclosure Agreement (NDA) with Greenshades Software and the City of Franklin (Contract No. 2018-0054).**
Jordon Shaw, IT Director
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26. 18-0745 **Advance Fiber Optics Maintenance and Support Agreement (Contract 2018-0094).**
Jordon Shaw, IT Director
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27. 18-0819 **Warranty Deed (COF Contract 2018-0056) with Duke Realty Limited Partnership for Right-of-Way Dedication.**
Paul Holzen, Director of Engineering
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28. 18-0820 **Professional Services Agreement (COF Contract No. 2018-0061) with B. G. Jones & Company, LLC for the Mack Hatcher Project in the Amount of \$8,000.**
Paul Holzen, Director of Engineering
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29. 18-0821 **Public Utility and Drainage Easement Abandonment Agreement (COF 2017-0350).**
Paul Holzen, Director of Engineering
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30. 18-0822 **Affidavit of Scrivener's Error to Correct Agreement for Dedication of Easement (COF 2014-0311) for the Carothers Gap Project.**
Paul Holzen, Director of Engineering
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31. 18-0825 **Trail Easement Agreement (COF Contract 2017-0068) with Pesce Family Business, LLC and 3665 Mallory JV, LLC, as part of the Mallory Green Development Project.**
Paul Holzen, Director of Engineering
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32. 18-0872 **Sole-source Purchase from TriTech Software Systems of San Diego, California for Software Maintenance Renewal in the Total Amount of \$96,873.77 for the Year**

Beginning July 1, 2018 for the Police Department (\$74,000 budgeted in 110-82510-41350 for Fiscal Year 2019; City Contract No. 2014-0316)

Jordon Shaw, IT Director

33. 18-0884 Renewal Quotation with ESRI for Enterprise License Agreement (COF Contract 2018-0177).

34. 18-0942 Agreement for Limited Access to Local Control for FirstNet (COF Contract 2018-0165) with AT&T Corp.

Rocky Garzarek, Fire Chief

Acknowledged receipt of items 23-34

EXECUTIVE SESSION

35. 18-0951 Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matter of Pending Litigation.

Shauna Billingsley, City Attorney

Alderman Burger moved to enter Executive Session. Seconded by Alderman Barnhill. Motion carried unanimously. (7:40 p.m.)

RETURN FROM EXECUTIVE SESSION

36. 18-0952 Consideration of Matters from Executive Session

Dr. Ken Moore, Mayor

Returned (8:29 p.m.) There were no matters for consideration.

ADJOURN

Alderman McLendon moved to adjourn. Seconded by Alderman Barnhill. Motion carried unanimously.

Meeting adjourned @ 8:29 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office 10/3/2018 8:41 AM