

**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, AUGUST 11, 2015 – 7:00 P.M.**

Board Members

Mayor Ken Moore	P		
Vice Mayor Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Brandy Blanton	A	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	P	Mark Hilty, Water Management Director	
David Parker, City Engineer/CIP Executive	P	Paul Holzen, Engineering Director	
Shauna Billingsley, City Attorney	P	Bob Martin, Interim Planning/Sustainability Dir.	P
Rocky Garzarek, Fire Chief		Joe York, Streets Director	
Deb Faulkner, Police Chief		Brad Wilson, Facilities Project Manager	
Fred Banner, IT Director		Lanaii 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 August 11, 2015, meeting to order at 7:00 p.m.

Invocation

Mayor Moore introduced Reverend Dr. Ken Hill of the Shorter Chapel AME Church, who offered the invocation.

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

Vice Mayor Barnhill moved to approve the July 14, 2015 Work Session and July 14, 2015 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Burger. Motion carried unanimously 7-0.

2. Recognitions

- Introduction of Dr. Rosen, President, O'More College
Dr. Rosen was not present.

Miscellaneous Reports

None

3. **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 **7-23** be placed on the Consent Agenda.
Alderman Bransford moved to approve the Consent Agenda Items 7-23 with the exception of Item 21. Seconded by Alderman Burger. Motion carried unanimously 7-0.

NEW BUSINESS

4. **Consideration of RESOLUTION 2015-37, a Resolution to Adopt the Estimate of Revenues and Expenditures for the Water and Sanitary Sewer Utility Fund for Fiscal Year 2015-2016 and Fiscal Year 2016-2017.**

Mark Hilty, Water Management Director

Vice Mayor Barnhill moved to approve Resolution 2015-37. Seconded by Alderman Bransford.

Eric Stuckey reviewed the biennial budget 2016-2017 for Water, Wastewater, and Reclaimed Water, saying that these are self-supporting business funds. The 2016 budget for the three funds combined is \$23.2 million (Water \$10.1 million, Wastewater \$12.9 million, Reclaimed \$200,000) for 2016. The 2017 budget is \$23.8 million (Water \$10.26 million, Wastewater \$13.3, Reclaimed \$200,000) No recommended additional rate increases since two years of rates were approved last year. There will be an adjustment of 3.5% in Water and 6.75% in Wastewater effective January 1, 2016.

The previous presentation of rate comparisons with other utility districts were recalculated; Mallory Valley's rate was incorrect for their minimum bill of 7,000 gallons calculated at \$45. It should have been \$35. Revised charts were distributed. Another modification; Nolensville/College Grove rates have increased since then and were changed as well from approximately \$40 up to \$50, with the minimum rate up from \$13.30 to approximately \$17. All calculations were rechecked and found to be correct.

Causes of Water "Loss" or Non-Revenue Water:

- ◆ **Apparent Loss:**
 - Metering** – Ongoing process to replace aging meters and moving to advanced metering.
 - Data Handling** – Franklin is in the process of implementing a new utility billing system.
- ◆ **Real Loss:**
 - Leakage on Mains** – Franklin now reviews its entire distribution system on a two-year cycle.
 - Leakage/Overflow at Storage** – Daily monitoring through SCADA, weekly physical inspection, 5-year comprehensive inspection.
 - ◆ **Leakage on Service Lines** – Part of the City's two-year distribution system review.
 - ◆ **Unbilled Consumption** – Authorized use (firefighting, hydrant testing, line flushing) is monitored and has been refined. Unauthorized use ("Theft") is investigated as warranted.

Non-Revenue Water for other communities:

Water Provider	Year	Non-Revenue Water as a % Volume
Franklin	2014	26.3%
Brentwood – Estimate	2014	29.3%
Nashville MWS – Estimate	2014	30.0%
Spring Hill	2014	11.0%
Mt. Pleasant – Estimate	2014	40.7%
Murfreesboro	2014	33.7%

Motion to approve Resolution 2015-37 carried unanimously 7-0.

5. **Consideration of RESOLUTION 2015-46, A Resolution Awarding the Construction Contract (COF Contract 2014-0037) for the Third Avenue North Trail/Greenway Project (Bicentennial Park Phase 1, TDOT PIN 109424.00) to Jones Brothers Contractors, LLC in the Amount of \$1,253,257.31.**

David Parker, City Engineer/CIP Executive

Alderman Skinner moved to approve Resolution 2015-46. Seconded by Vice Mayor Barnhill. Motion carried

unanimously 7-0.

6. **Consideration of a Professional Services Agreement (COF Contract No. 2014-0036) with Wiser Consultants, LLC for Construction Engineering and Inspection (CEI) Services Required for the Third Avenue North Tail/Greenway Project (Bicentennial Park Phase 1, TDOT PIN 109424.00) in an Amount Not to Exceed \$226,759.03.**

David Parker, City Engineer/CIP Executive

Alderman Bransford moved to approve PSA, COF Contract 2014-0036. Seconded by Alderman Burger. Motion carried unanimously 7-0.

CONSENT AGENDA

7. **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."**

[THIRD AND FINAL READING] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-09 approved unanimously (7-0) on Third and Final Reading.

8. **Consideration of ORDINANCE 2015-10, To Be Entitled, "An Ordinance To Rezone +/- 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."**

[THIRD AND FINAL READING] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-10 approved unanimously (7-0) on Third and Final Reading.

9. **Consideration of ORDINANCE 2015-11, To Be Entitled, "An Ordinance To Rezone +/-22.55 Acres From Specific Development-Variety (SD-X) District to Attached Residential 20 (RM20) District For The Property Located at 1222 Liberty Pike."**

[THIRD AND FINAL READING] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-11 approved unanimously (7-0) on Third and Final Reading.

10. **Consideration of ORDINANCE 2015-12, "An Ordinance to Establish Unit Prices Associated with Infrastructure Requirements and Authorize Staff to Determine Final Performance Agreement (Surety) Amounts Without First Obtaining Approval from the Franklin Municipal Planning Commission.;" Establishing a Public Hearing Date of September 8, 2015**

[FIRST OF THREE READINGS] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-12 approved unanimously (7-0) on First of Three Readings.

11. **Consideration of ORDINANCE 2015-22, To Be Entitled, "An Ordinance to Annex the Property Located at 1845 Carters Creek Pike, Consisting of 75.69 Acres Located West of Carters Creek Pike and Southwest of Downs Boulevard and Adjoining the City Limits Within the Southwestern Part of the Franklin Urban Growth Boundary (UGB)"; Establishing a Public Hearing Date of September 8, 2015.**

[FIRST OF THREE READINGS] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-22 approved unanimously (7-0) on First of Three Readings.

12. **Consideration of ORDINANCE 2015-23, To Be Entitled, "An Ordinance to Zone 75.69 Acres Agriculture (AG) for the Property Located at 1845 Carters Creek Pike, Located West of Carters Creek Pike and Southwest of Downs Boulevard and Adjoining the City Limits Within the Southwestern Part of the Franklin Urban Growth Boundary (UGB)"; Establishing a Public Hearing Date of September 8, 2015.**

[FIRST OF THREE READINGS] Alderman Ann Petersen, FMPC Representative

Ordinance 2015-23 approved unanimously (7-0) on First of Three Readings.

13. **Consideration of RESOLUTION 2015-36, a Resolution to Fund Improvements to the Emergency Radio System.**

Eric Stuckey, City Administrator

Russ Truell, ACA Finance & Administration

Resolution 2015-36 approved unanimously (7-0).

14. **Consideration of RESOLUTION 2015-44, A Resolution Awarding the Construction Contract (COF Contract No. 2014-0040) for the SR-96 West Sidewalk Project to Civil Constructors, LLC in the Amount of \$596,116.10.**

Paul Holzen, Engineering Director

Resolution 2015-44 approved unanimously (7-0).
15. **Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2013-0182) with Neel-Schaffer, Inc. for the Figuers Drive Area Drainage Improvements Project for a Not-to-Exceed Cost INCREASE of \$125,000.00.**

Approved unanimously (7-0) **Paul Holzen, Engineering Director**
16. **Consideration of a Facility Encroachment Agreement (COF Contract No. 2015-0180) for a Sanitary Sewer Line Crossing with CSX Transportation, Inc. as a Part of the Spencer Creek at Franklin Road Sanitary Sewer Improvements Project.**

Approved unanimously (7-0) **Paul Holzen, Engineering Director**
17. **Consideration of a Professional Services Agreement (COF 2015-0179) with Gresham Smith and Partners for the Cool Springs Area Traffic Signal Timing Project in the Amount of \$119,860.72.**

Approved unanimously (7-0) **Paul Holzen, Engineering Director**
18. **Consideration of RESOLUTION 2015-45, A Resolution Awarding the Construction Contract (COF Contract No. 2014-0042) for the Century-Beasley Connector Project to Jenco Construction, Inc. in the Amount of \$399,250.97.**

Paul Holzen, Engineering Director

Resolution 2015-45 approved unanimously (7-0).
19. **Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2014-0087) with Civil Infrastructure Associates for Surveying Services for the SR-96 East Sidewalk Project in the Amount of \$11,950.00.**

Approved unanimously (7-0). **Paul Holzen, Engineering Director**
20. **Consideration of a Professional Services Agreement (COF Contract No. 2015-0186) with Civil & Environmental Consultants, Inc. for Survey and Design of the Harpeth River Bank Stabilization Project at the Franklin Water Reclamation Facility in an Amount Not to Exceed \$74,400.00.**

Approved unanimously (7-0). **Paul Holzen, Engineering Director**
21. **Consideration of a Request to Deny Sanitary Sewer Availability for 4101 Clovercroft Road (Map 080, Parcel 44.01).**

Paul Holzen, Engineering Director

Alderman Burger moved to DENY Sanitary Sewer Availability; policy states approval if sewer available within 200 feet, and this church is 1,400 feet to sewer. Seconded by Alderman Petersen. Motion to DENY carried unanimously 7-0.
22. **Consideration of Liquor License Renewal for Holiday Wine and Liquors (Jigisha S. Patel, Managing Agent), 108 North Royal Oaks Boulevard, Franklin, TN 37064.**

Approved unanimously 7-0. **Lanaï Benne, Assistant City Recorder**
23. **Consideration of a Request to Deny Sanitary Sewer Availability for 2027 Wilson Pike (Tax Map 80, Parcel 45.03).**

Approved unanimously 7-0. **Paul Holzen, Engineering Director**

NO EXECUTIVE SESSION HELD

EXECUTIVE SESSION

24. Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matters of Pending Litigation.
Shauna Billingsley, City Attorney

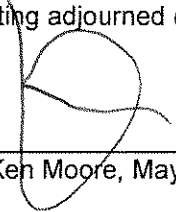
RETURN FROM EXECUTIVE SESSION

25. Consideration of Matters from Executive Session.
Dr. Ken Moore, Mayor

ADJOURN

Alderman Bransford moved to adjourn. Seconded by Vice Mayor Barnhill. Motion carried unanimously 7-0.

Meeting adjourned @ 7:32 p.m.



Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - updated 8/25/2015 11:50 AM