



City of Franklin

109 3rd Ave S
Franklin, TN 37064
(615)791-3217

Meeting Minutes - Final Board of Mayor & Aldermen

Tuesday, October 28, 2014

7:00 PM

Board Room

Call to Order

Present: 9 - Mayor Dr. Ken Moore, Vice Mayor Ald. Ann Petersen, Alderman Vice Mayor Clyde Barnhill, Alderman Ald. Brandy Blanton, Alderman Ald. Pearl Bransford, Alderman Ald. Beverly Burger, Alderman Ald. Dana McLendon, Alderman Ald. Margaret Martin, and Alderman Ald. Michael Skinner

Invocation

Pledge of Allegiance

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.)

Communications

Approval Of Minutes.

Alderman Bransford moved to approve the October 14, 2014 Work Session and October 14, 2014 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Barnhill. Motion carried unanimously.

Recognitions

Farewell

Eric Stuckey announced that Kevin Walters, a presence at City Hall for nine years, was attending his last BOMA meeting. In covering City news for Williamson AM Mr. Walters has always been fair in sharing the information.

Mayor Moore presented Mr. Walters with a framed collage of candid shots captured during several of those many meetings. In November, he will begin his new career as Communications Director, Department of Commerce and Insurance for the State of Tennessee. Congratulations, Kevin!

Miscellaneous Reports

Consent Agenda

Alderman Burger moved to approve the Consent Agenda Items 6-12. Seconded by Alderman Barnhill. Motion carried unanimously.

This was approved

OLD BUSINESS

1. [14-427](#) PUBLIC HEARING: Resolution 2014-68, To Be Entitled, "A Resolution Approving A Development Plan Revision For The Ovation PUD Subdivision, Located At Southeast Corner Of East McEwen Drive And Carothers Parkway, By The City Of Franklin, Tennessee." (10/14/14 WS)

Sponsors: Ald. Ann Petersen

Attachments: [4645 Ovation DP, Rev 1 Map](#)
[4645 Conditions of Approval_01](#)
[Res 14-68 4645 Ovation PUD DP Rev 1](#)
[14066 Ovation Final PUD Dev Plan Submittal Doc 14-09-04](#)
[Original Development Plan](#)
[Ovation Pattern Book](#)

Public Hearing

With no one coming forth to speak, Mayor Moore declared the Public Hearing closed.

Alderman Burger moved to approve Resolution 2014-68. Seconded by Vice Mayor Petersen. Motion carried unanimously.

A motion was made by Alderman Burger, seconded by Vice Mayor Petersen, that this Resolution be approved. The motion carried by a unanimous vote.

2. [14-473](#) Consideration of Ordinance 2014-34, An Ordinance to Appoint Deana Hood as City Judge for the City Court of Franklin, Tennessee. (10/14/14 BOMA 6-1) SECOND AND FINAL READING

Sponsors: Eric Stuckey

Attachments: [Hood.doc](#)

Alderman Burger commented that she had voted "no" on the First Reading based on principle because of the charter, and she wanted to be on record as opposing the way the process was handled. She said she would vote in favor of the appointment on this Second Reading because the candidate is well-qualified.

Motion to approve Ordinance 2014-34 carried unanimously on Second and Final Reading.

A motion was made by Alderman Burger, seconded by Alderman Martin, that this Ordinance be approved on second and final reading. The motion carried by a unanimous vote.

NEW BUSINESS

3. [14-452](#) Consideration Of Ordinance 2014-31, "An Ordinance To Amend Title 16 Of The City Of Franklin Municipal Code To Revise Requirements Associated With Temporary Street Closures" (09/24/14 CIC; 10/28/14 BOMA 8-0)
SECOND AND FINAL READING

Sponsors: David Parker

Attachments: [ORDINANCE 2014-31 Traffic Control Final 9-12-14.docx](#)

Alderman Burger moved to approve Ordinance 2014-31. Seconded by Alderman McLendon.

Eric Stuckey advised the requirements were revised to stipulate Franklin Police Officers or Highway Patrol Officers must be present because they have the authority to issue citations and keep a scene in order. Paul Holzen added that when it has to do with construction, often it is a requirement to hire officers for security.

Motion to approve Ordinance 2014-31 carried unanimously on First of Two Readings.

A motion was made by Alderman Burger, seconded by Alderman McLendon, that this Contract/Agreement be approved on first of two readings. The motion carried by a unanimous vote.

4. [14-562](#) Consideration of Resolution No. 2014-78 to be entitled: "A Resolution to Submit an Application to the Nashville Area Metropolitan Planning Organization and the Tennessee Department of Transportation for the 2014 Multimodal Access Grant Program"

Sponsors: David Parker

Attachments: [RES 2014-78 SR 96 E Sidewalk Resolution](#)

Alderman Bransford moved to approve Resolution 2014-78. Seconded by Alderman Blanton. Motion carried unanimously.

A motion was made by Alderman Bransford, seconded by Alderman Blanton, that this Resolution be approved. The motion carried by a unanimous vote.

5. **14-559** Consideration of Waiver of Conflict for Representation of Public Building Authority related to the Modification of Loan Agreement with City of Franklin.

Sponsors: Russ Truell

Attachments: Waiver PBA

Alderman Barnhill moved to approve the Waiver of Conflict. Seconded by Vice Mayor Petersen. Motion carried unanimously

This Contract/Agreement was approved

CONSENT

6. [14-476](#) Consideration of Proposed Ordinance 2014-33, an Ordinance To Rescind Ordinance 2008-56 and To Adopt A Revised Policy For Records Requests. (10/28/14 BOMA) SECOND AND FINAL READING

Sponsors: Kristen Corn and Lanaii Benne

Attachments: [13 2014-33 Revised policy for public records request.DOC](#)

Ordinance 2014-33 approved unanimously on First of Two Readings.

This Ordinance was referred as a Consent Item. to the Board of Mayor & Aldermen due back on 11/11/2014

7. [14-494](#) Consideration of Resolution 2014-72, a Resolution Rejecting the September 17, 2014 Construction Bid for the 3rd Avenue North Trail/Greenway Project (TDOT Pin 109424.00, COF Contract 2012-0069) (10/14/14 WS)

Sponsors: Paul Holzen

Attachments: [RES 2014-72 3rd Ave Train Rejection - LA](#)

Resolution 2014-72 approved unanimously.

This Resolution was approved.

8. [14-467](#) Consideration of Resolution 2014-73, A Resolution Declaring the Intent of the City of Franklin to Act As A Governmental Pass-Through Entity for the Lovell Tract Land Acquisition Project as Requested by the Civil War Preservation Trust. (10/14/14 WS)

Sponsors: Eric Stuckey

Attachments: [aa2 2014-73 Lovell Tract at Franklin Battlefield CWT request for pass through funds.docx](#)
[aa3 Pass Through Request- Lovell.pdf](#)
[aa4 Hawke, Paul 10-2014.docx](#)
[aa6 Lovell Map Update.pdf](#)
[aa005 sf 424.pdf](#)

Resolution 2014-73 approved unanimously

This Resolution was approved.

9. [14-481](#) Consideration of Resolution 2014-74 To Adopt A Pension Funding Policy. (10/14/14 WS)
- Sponsors:** Russ Truell
- Attachments:** [City of Franklin Pension Funding Policy revised 9.19.14](#)
[Chapter 990 regarding pension funding policy](#)
[GFOA Pension Funding Policy](#)
[2014-74 Resoluton to Adopt Pension Funding Policy](#)
[ws 10 USE THIS ONE pension funding policy.pdf](#)
- Resolution 2014-74 approved unanimously.*
- This Resolution was approved.**
10. [14-465](#) Consideration Of Bid Award To Justin Stelter Of Franklin, TN In The Total Amount Of \$40,464.70 For Tree Supply, Planting And Related Contract Services, Including A 12-Month Maintenance And Guarantee, At Eastern Flank Battlefield Park, Ft. Granger And Pinkerton Park For The Parks Department (Purchasing Office Procurement Solicitation No. 2015-010; To Be Funded By The Tree Bank Reserve; Contract No. 2014-0262) (10/14/14 WS)
- Sponsors:** Lisa Clayton
- Attachments:** [2015-010 Bid Tab 2014.10.02.1119](#)
[2014-0262 Procurement Agreement, signed for vendor, with all attachments except certificate of insurance](#)
- Approved Unanimously*
- This Contract/Agreement was approved.**
11. [14-472](#) Consideration Of Sanitary Sewer Extension Agreement (COF Contract No 2014-0185) Between The City Of Franklin, Real Estate Solutions Group, LLC And Crescent Helm, LLC. (10/14/14 WS)
- Sponsors:** Paul Holzen
- Attachments:** [COF 2014-0185 - Sewer Agreement Map](#)
[COF 2014-0185 - Sewer Agreement](#)
[COF 2014-0185 - Exhibit A](#)
- Approved unanimously*
- This Contract/Agreement was approved.**

12. [14-495](#) Extension of the Interlocal Agreement between the City of Franklin and Williamson County for disposal of BOPAE (Batteries, Oil, Paint, Anti-freeze, Electronics) (10/14/14 WS)

Sponsors: Becky Caldwell

Attachments: [bb2 Addendum A BOPAE interlocal agreement](#)

Approved unanimously

This Contract/Agreement was approved.

Executive Session

13. [14-511](#) Consideration of Motion To Enter Executive session For Purpose of Reviewing Various Matters of Pending Litigation

Sponsors: Shauna Billingsley

Alderman Burger moved to enter Executive Session. Seconded by Alderman Barnhill. Motion carried unanimously. (7:28 p.m.)

Return From Executive Session

14. [14-512](#) Consideration of Matters from Executive Session

Sponsors: Dr. Ken Moore

(Returned 7:43 p.m.) There were no matters for consideration.

Scheduled Meetings and Events

November 6 7:30 a.m. Housing Commission

November 6 6:00 p.m. Board of Zoning Appeals

November 10 5:00 p.m. Historic Zoning Commission

November 11 4:30 p.m. Beer Board

November 11 5:00 p.m. Worksession

November 11 7:00 p.m. Board of Mayor and Aldermen

Other Business

Adjourn

Respectfully Submitted,

Eric S. Stuckey, City Administrator