



City of Franklin

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

Meeting Minutes

Board of Mayor & Aldermen

Tuesday, March 12, 2019

7:00 PM

Board Room

Call to Order

Present: 8 - Ald. Pearl Bransford, Ald. Beverly Burger, Clyde Barnhill, Ald. Margaret Martin, Ald. Dana McLendon, Dr. Ken Moore, Ald. Ann Petersen, and Ald. Scott Speedy

Absent: 1 - Ald. Brandy Blanton

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.

- [19-0229](#) Consideration of Approval of Minutes:
February 26, 2019 5:00 p.m. Work Session
February 26, 2019 7:00 p.m. Board of Mayor and Aldermen

A motion was made by Vice Mayor Barnhill, seconded by Alderman Martin, that this Minutes be referred to the Board of Mayor & Aldermen, meeting on 3/26/2019. The motion carried by a unanimous vote.

Recognitions

Miscellaneous Reports

Consent Agenda

- [19-0232](#) Consideration of items 19 - 26 on the Consent Agenda

A motion was made by Vice Mayor Barnhill, seconded by Alderman Martin, that this Contract/Agreement be approved with the exception of items numbers. The

motion carried by a unanimous vote.

OLD BUSINESS

3. [18-0891](#) PUBLIC HEARING: Consideration of Ordinance 2018-46, To Be Entitled: "An Ordinance To Amend The Franklin Municipal Code, Appendix A-Comprehensive Fees And Penalties, Chapter 14, Relating To Zoning And Land Use Application Fees For The Planning Review Process." (1/24/19 FMPC 7-0; 02/12/19 BOMA 1st Reading 8-0) SECOND OF THREE READINGS

Sponsors: Planning and Sustainability Dept and Emily Hunter

Attachments: [ORD 2018-46 Review Fees.Law Approved 3](#)
[2018-46 Exhibit 1 Fee Comparison](#)
[2018-46 Exhibit 2 Proposed vs Existing Examples](#)
[2018-46 Exhibit 3 - 9.11.2018](#)
[Exhibit 3 from 2010 Fee Change](#)
[Sept FMPC ORD 2018-46 Review Fees.Law Approved](#)

A motion was made by Alderman Petersen, seconded by Alderman Bransford, that this Ordinance as amended with an effective date of May 1st, 2019 be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 3/26/2019. The motion carried by a unanimous vote.

4. [18-1049](#) PUBLIC HEARING: Consideration of Resolution 2018-91, A Resolution Initiating The Annexation Process And Draft Plan Of Services For The Ingraham Property Located At 4099 And 4101 Clovercroft Road. (12/11/18 WS)

Sponsors: Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [2018-91 RES Annexation Clovercroft Rd_with Exhibits.Law Approved](#)
[MAP - RES 2018-91 - Plan of Service - Ingraham Annexation](#)
[MAP ENVISIONFRANKLIN](#)
[Annexation Request - 2018.8.31 Ingraham Annexation Request](#)
[JCW Presentation - 2018.9.26 Ingraham Workshop Presentation](#)
[Ingraham Conceptual Plan](#)

A motion was made by Alderman Burger, seconded by Vice Mayor Barnhill, that this Resolution be approved. The motion carried by the following vote:

Aye: 5 - Bransford, Burger, Barnhill, McLendon, and Speedy

No: 2 - Martin, and Petersen

Absent: 1 - Blanton

Abstain: 1 - Moore

5. [18-1258](#) PUBLIC HEARING: Consideration Of Resolution 2018-105 - A Resolution Approving A Revised Development Plan For Avalon Square PUD Subdivision With 7 Modifications Of Development Standards (MOS 1-6: Retaining Wall Height; MOS 7: Retaining Wall Material), For The Property At The Intersection Of Cool Springs Boulevard And East McEwen Drive". (12/20/18 FMPC 7-1; 1/08/19 WS)

Sponsors: Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

Attachments: [MAP AvalonSquare.pdf](#)

[2018-105 RES Avalon Square with Map Survey and Wall Exhibit.Law](#)

[Approved 3](#)

[20171000_2018-12-12_WALL EXHIBIT.pdf](#)

[Conditions of Approval_02.pdf](#)

[FULLPLANSET.pdf](#)

[ARCH_AValon.pdf](#)

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

6. [18-1257](#) PUBLIC HEARING: Consideration Of Ordinance 2018-61 - An Ordinance To Rezone 58.58 Acres From Specific Development Variety District (2.61, 391,012) To Specific Development Variety District (10.48,420875) For The Property Located At The Intersection Of Cool Springs Boulevard And East McEwen Drive (Avalon Square PUD Subdivision) (12/20/18 FMPC 7-1; 1/08/19 WS; 02/12/19 BOMA 1st Reading 8-0) SECOND OF THREE READINGS

Sponsors: Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

Attachments: [18-1257 ORD2018-61 Avalon Square Rev2 with map and survey.Law](#)

[Approved 2.pdf](#)

A motion was made by Vice Mayor Barnhill, seconded by Alderman Burger, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 3/26/2019. The motion carried by a unanimous vote.

7. [19-0023](#) Consideration of Road Impact Fee Offset Agreement for Avalon Square PUD Subdivision (COF Contract 2019-0003) with Parkes Development Group, LLC. (02/12/19 and 02/26/19 WS)

Sponsors: Paul Holzen

Attachments: [COF 2019-0003 Road Impact Fee Agreement with Parkes](#)

[Development Group, LLC with Exhibit.Law Approved](#)

[Exhibit - Improvements Do Not Qualify For Offset](#)

[2019-0212 Response.pdf](#)

A motion was made by Vice Mayor Barnhill, seconded by Alderman McLendon, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

8. [18-1276](#) PUBLIC HEARING: Consideration of Ordinance 2018-62 - An Ordinance To Rezone 5.35 Acres From Specific Development Residential (SD-R 5.03) District To Neighborhood Commercial (NC) District For The Property Located West Of Carothers Parkway And South Of South Carothers Road, 4309 South Carothers Road (Discovery Center) (1/24/19 FMPC 7-0, 02/12/19 BOMA 1st Reading 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [MAP - 6882 - Discovery Center - Rezoning](#)
[ORD 2018-62 - Discovery Center - Rezoning_with Exhibit.Law](#)
[Approved](#)
[Discovery Center Rezoning Request Resubmittal 01.02.2019](#)

A motion was made by Vice Mayor Barnhill, seconded by Alderman McLendon, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 3/26/2019. The motion carried by a unanimous vote.

9. [18-1277](#) PUBLIC HEARING: Consideration of Ordinance 2018-63 - An Ordinance To Rezone 121.54 Acres From Specific Development-Residential (SD-R 5.03) District To Specific Development-Residential (SD-R 5.25) District For The Property Located East Of Carothers Parkway And South Of South Carothers Road (Lockwood Glen PUD Subdivision). (1/24/19 FMPC 7-0; 2/12/19 1st Reading BOMA 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [MAP - 6883, 6884 - Lockwood Glen Rev 4 Rezoning and DP](#)
[ORD 2018-63 Lockwood Glen Rezoning with DP revision with Map and Survey.Law Approved](#)
[Lockwood Glen PUD Subdivision Rezoning Request Resubmittal 01.03.2019](#)

A motion was made by Alderman Burger, seconded by Alderman Bransford, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 3/26/2019. The motion carried by a unanimous vote.

10. [18-1278](#) PUBLIC HEARING: Consideration of Resolution 2018-107 - A Resolution Approving A Revised Development Plan For Lockwood Glen PUD Subdivision, For The Property Located East Of Carothers Parkway And South Of South Carothers Road. (1/24/19 FMPC 7-0, 02-12-19 WS)

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [MAP - 6883, 6884 - Lockwood Glen Rev 4 Rezoning and DP](#)
[RES 2018-107 Lockwood Glen Rev 4 with Map and Survey.Law](#)
[Approved](#)
[COA - 6884 - Conditions of Approval 01](#)
[Lockwood Glen PUD Subdivision Development Plan Revision 4. Resubmittal 01.03.2018](#)

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

NEW BUSINESS

11. [19-0241](#) *Consideration of An Interlocal Agreement (COF Contract 2019-0078) With Williamson County And The City Of Brentwood For Mutual Aid Related To Vehicle Burglaries.
- Attachments:** [082019-0078 Interlocal Agreement](#)
- A motion was made by Alderman McLendon, seconded by Alderman Speedy, that this Contract/Agreement be approved. The motion carried by a unanimous vote.**
12. [19-0177](#) Consideration of Resolution 2019-12, An Initial Resolution Authorizing The City To Issue General Obligation Bonds In An Amount Not To Exceed \$34,500,000. (2/14/19 FINANCE 4-0, 02/26/19 WS)
- Sponsors:** Kristine Tallent
- Attachments:** [2019-12 Resolution Franklin 2019 GO PI I Intial Resolution Law Approved](#)
[2019-12 RES Assistant City Recorder affidavit 03.12.19 Law Approved](#)
- A motion was made by Alderman Speedy, seconded by Alderman Burger, that this Resolution be approved. The motion carried by a unanimous vote.**
13. [19-0179](#) Consideration of Resolution 2019-13, a Resolution to Issue General Obligation Improvement and Refunding Bonds in an Amount Not To Exceed \$61,500,000. (2/14/19 FINANCE 4-0; 02/26/19 WS)
- Sponsors:** Kristine Tallent
- Attachments:** [Summary of Series 2019 GO New Money and Refunding Bonds revised Feb 18 2019](#)
[19-0179 Comptroller's Approval of Plan of Refunding for 2019B Refunding Bonds Recd Feb 14 2019.pdf](#)
[Summary of 2017 and 2019 GO Bond Projects Feb 8 2019](#)
[Summary of 2019 General Obligation Bonds Feb 8 2019](#)
[2019-13 RES Franklin GO PI with Exhibits A B C and D.Law Approved](#)
- A motion was made by Alderman Bransford, seconded by Alderman Petersen, that this Resolution be approved. The motion carried by a unanimous vote.**
14. [19-0161](#) Consideration of An Interlocal Agreement (COF Contract No. 2019-0050) With Williamson County, The City Of Franklin, And The Franklin Special School District To Redistribute A Portion Of The Half Of The One-Half Percent Sales And Use Tax Increase That Is Not Allocated For Schools. (02/26/19 WS)
- Sponsors:** Eric Stuckey

Attachments: [FSSD-Williamson-COF Funding Agreement - 2-2019.pdf](#)
[RESOLUTION 2018-97.pdf](#)

This Contract/Agreement was read into the record

15. [19-0192](#) Consideration of a Professional Services Agreement (COF Contract No. 2019-0062) with CIVIL-LINK, LLC for the Pavement Preservation Program, Plan Development and Management, in an Amount Not-to-Exceed \$96,000.00 (Deferred from 2/28/19 CIC due to Lack of Quorum).

Sponsors: Mark Hilty and Jonathan Marston

Attachments: [C2019-0062_PSA_CivilLink_PavementPreservationPlan_with Exhibit A.Law Approved.pdf](#)

A motion was made by Alderman Petersen, seconded by Alderman McLendon, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

16. [19-0221](#) Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2017-0171) with Volkert, Inc. for the Final Design of Franklin ITS Extension Project (TDOT PIN 116144.00) for an Increased Lump Sum Cost of \$13,250.00 (Deferred from 2/28/19 CIC Due to Lack of Quorum).

Sponsors: Engineering

Attachments: [2017-0171_Amend1_Volkert ITSx_with Exhibit.Law Approved.pdf](#)

A motion was made by Alderman Bransford, seconded by Alderman Martin, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

17. [19-0226](#) *Consideration of Resolution 2019-17, A Resolution Awarding the Construction Contract (COF Contract No. 2018-0252) for the Jim Warren City Park Tennis Court Repair Project to Tennessee Valley Paving Co. Inc. in the Amount of \$779,321.00.

Sponsors: Lisa Clayton and Paul Holzen

Attachments: [2019-17 RES Tn Valley Paving Jim Warren tennis court repair.Law Approved.pdf](#)

A motion was made by Alderman Martin, seconded by Alderman McLendon, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

18. [19-0206](#) Consideration of Liquor License for Cool Springs Wine and Spirits, (Owners Bret Moore, Winston C. (Del) Hickman, Dean Taylor, and Joe Goodman, Managing Agent) 1935 Mallory Lane, Franklin, TN, 37067. (02/26/19 WS)

Sponsors: Lanaii Benne

Attachments: [2019 Certificate Joe Goodman.pdf](#)

A motion was made by Alderman Bransford, seconded by Vice Mayor Barnhill, that this Liquor License be approved. The motion carried by the following vote:

Aye: 6 - Bransford, Burger, Barnhill, Martin, McLendon, and Petersen

Absent: 1 - Blanton

Abstain: 1 - Moore

Recused: 1 - Speedy

All Other Consent Items

19. [18-0809](#) *Consideration Of Ordinance 2018-43: "An Ordinance To Rezone 22.07 Acres From The Detached Residential 1 District (R-1) To The Specific Development - Residential (SD-R 2.04) District For The Property Located North Of South Carothers Road And East Of Carothers Parkway, 4338 And 4340 South Carothers Road (Carothers Chase)." Establishing a Public Hearing for April 9, 2019 (11/15/18 FMPC 7-0, 11/27/18 WS & BOMA 1st Reading 8-0; 1/08/19 BOMA 7-0, deferred Third Reading to 2/12/19 BOMA Old Business; 02/12/19 BOMA Referred this item to 2/28/19 FMPC 8-0; 02/28/19 FMPC 7-2)

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [MAP - 6772 - 6773 - Carothers Chase PUD Development Plan](#)

[ORD 2018-43 -Carothers Chase Rezoning with Map and Survey.Law Approved2](#)

[Carothers Chase - Survey](#)

[Public Notice Affidavit \(10-30-18\)](#)

[Alicia Claxton - Falcon Creek Resident - Letter](#)

[Carothers Chase Letter](#)

[Resident Letter - JoAnn Verbanic and Joseph Patrick](#)

[Resident Letter - Orlowski - Opposed](#)

[Resident Letter - Gomoljak](#)

[Resident Letter - Cobb](#)

This Ordinance was referred as a Public Hearing Item. to the Board of Mayor & Aldermen due back on 4/9/2019

20. [18-0860](#) Consideration of Ordinance 2018-32, an Ordinance to Amend Title 16, Chapter 10, Section 16-1004 Relative to the Use of City Police Officers Required Under an Approved Traffic Control Plan. (Deferred from 12/11/18 and 1/08/19 WS; 1/22/19 WS, 02/12/19 BOMA 8-0) SECOND AND FINAL READING

Sponsors: Eric Stuckey, Vernon Gerth and Shauna Billingsley

Attachments: [2018-32 ORD amend Title 16 Ch 10 re to the use of police for traffic.Law Approved.pdf](#)

This Ordinance was approved.

21. [18-1100](#) Consideration Of Ordinance 2018-56 - An Ordinance To Rezone 43.97 Acres From Agricultural (AG) District To Specific Development - Residential (SD-R 3.00) District For The Property Located North Of Del Rio Pike And West Of Reese Drive, 2970 Del Rio Pike (The Fields At Reese Farm PUD Subdivision). (12/20/18 FMPC 8-0, 01/08/19 BOMA 1st Reading 7-0, 02/26/19 BOMA 2nd Reading 8-0) THIRD AND FINAL READING

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Christopher Andrews

Attachments: [MAP - 6835 - The Fields At Reese Farm PUD - Rezoning and Development Plan](#)
[ORD 2018-56_6835_The Fields At Reese Farm PUD_12-7-2018_with Exhibits.Law Approved 2](#)
[6835 - The Fields at Reese Farm - Rezoning Request 12.06.2018](#)

This Ordinance was approved.

22. [19-0185](#) Consideration of Ordinance 2019-01, an Ordinance to Amend Title 17 - Municipal Solid Waste Disposal, for the Purpose of Providing Adequate Time for Transfer Station Customers to Pay Bills Before Due Date (02/26/19 WS) FIRST OF TWO READINGS

Sponsors: Jack Tucker and Mark Hilty

Attachments: [2019-01 ORD TITLE 17 MSW Billing Due Date.Law Approved](#)

This Ordinance was referred as a Consent Item. to the Board of Mayor & Aldermen due back on 3/26/2019

23. [19-0193](#) Consideration Of Resolution 2019-19, A Resolution to Deny the Request To Waive Title 18 For 107 Chester Stevens Court (Map 079M Parcel 00400); 111 Chester Stevens Court (Map 079M Parcel 00500); and 115 Chester Stevens Court Map (079M Parcel 00600) for the Associated Impact Fees Related to Sewer Connections. (02/26/19 WS)

Sponsors: Michelle Hatcher

Attachments: [19-0193 RES 2019-19 Deny Waiving of Impact Fees.Law Approved.pdf](#)
[Chester Stevens Court City Sewer](#)
[Chester Stevens Ct Sewer Ext - Approved Sewer Availability Letter](#)

This Resolution was approved.

24. [19-0182](#) Consideration of Event Permit for the Great Americana BBQ Festival sponsored by the Franklin Noon Rotary Club on August 23-24, 2019

(02/26/19 WS)

Sponsors: Lisa Clayton

Attachments: [BBQ Fest 2019 REVISED APP.pdf](#)

This Event Permit was approved.

25. [19-0183](#) Consideration of Event Permit for Eat the Street in Downtown Franklin on May 3, 2019 (02/26/19 WS)

Sponsors: Deb Faulkner

Attachments: [Eat the Street 2019 REVISED APP.pdf](#)

This Event Permit was approved

26. [19-0184](#) Consideration of Event Permit for Westhaven 5K Memory Run benefitting the Alzheimer's Association in Westhaven on May 4, 2019. (02/26/19 WS)

Sponsors: Deb Faulkner

Attachments: [Westhaven 5K 2019 REVISED APP.pdf](#)

This Event Permit was approved

RECEIPT OF REPORTS AND ITEMS APPROVED ON BEHALF OF THE BOARD

27. [19-0121](#) Professional Services Agreement (COF Contract No. 2019-0039) with R. Rhett Turner, MAI for Appraisal Services for the Franklin Road Corridor Improvements

Sponsors: Paul Holzen

Attachments: [19-0121 2019-0039 PSA_Rhett Turner Appraisal Franklin Road Streetscape](#)

This Item Approved on Behalf of the Board was acknowledged.

28. [19-0127](#) Professional Services Agreement (COF Contract No. 2019-0041) with Jackson Thornton for Consulting Services for the Evaluation of Impact Fees and a Sewer Basin Capacity Fee Initiative with the Water Management Department

Sponsors: Michelle Hatcher

Attachments: [Jackson Thornton PSA, Contract #2019-0041](#)
[2019-0041 PSA - Jackson Thornton_with Attachment A.Law Approved](#)

This Item Approved on Behalf of the Board was acknowledged.

29. [19-0131](#) Professional Services Agreement (COF Contract No. 2019-0044) with Boozer and Company, PC for Appraisal Services for the Franklin Road Corridor Improvements

Sponsors: Paul Holzen

Attachments: [19-0131 2019-0044 Boozer & Co Franklin Rd Streetscape appraisal](#)

This Item Approved on Behalf of the Board was acknowledged.

30. [19-0213](#) Sole-source purchase from Wavetronix of Provo, Utah of traffic signal vehicle detection equipment for resurfacing of intersection of Mallory Lane and Cool Springs Boulevard in the total amount of \$31,668.04 for the Streets Department (included in \$4.1 million for major road resurfacing to be financed by \$23.12 million general obligation public improvement bonds, series 2017)

Sponsors: Joe York

This Item Approved on Behalf of the Board was referred to the Board of Mayor & Aldermen meeting on 3/26/2019.

31. [19-0137](#) City of Franklin Contract No. 2019-0048 An Agreement Between the City of Franklin and Robert Jeffrey Fulmer and Sonja Ann Fulmer relating to the Property located at 999 Scramblers Knob (Tax Map 052 Parcel 039.00) Recorded In Deed Book 6793 Page 643 In Williamson County TN Contract #2019-0049.

Sponsors: Michelle Hatcher

Attachments: [COF 2019-0048 Annexation Agreement-999 Scramblers Knob.Law Approved](#)

This Item Approved on Behalf of the Board was referred to the Board of Mayor & Aldermen meeting on 3/26/2019.

32. [19-0139](#) City of Franklin Contract No. 2019-0049, An Agreement With Robert Jeffrey Fulmer and Sonja Ann Fulmer (Tax Map 052 Parcel 03900) Recorded In Deed Book 6793 Page 643 In Williamson County TN .

Sponsors: Michelle Hatcher

Attachments: [COF 2019-0049 Sewer Availability Agreement-999 Scramblers Knob.Law Approved](#)

This Item Approved on Behalf of the Board was referred to the Board of Mayor & Aldermen meeting on 3/26/2019.

33. [19-0152](#) City of Franklin Contract No. 2019-0051, An Agreement Between The City of Franklin and James Jason McConnell and Francesca French McConnell, related to Property located at 1205 Scramblers Knob, Deerfield Section 2 Lot 29 (Map 52 Parcel 49).

Sponsors: Michelle Hatcher

Attachments: [COF 2019-0051 Agreement, McConnell.Law Approved 2](#)

This Contract/Agreement was referred to the Board of Mayor & Aldermen meeting on 3/26/2019.

- 34. [19-0098](#) COF Contract 2019-0030 with Michigan Public Health Institute for the Sound Off with the Home Fire Safety Patrol Grant from the U.S. Department of Homeland Security / FEMA, August 22, 2018 - August 21, 2019.

Sponsors: Rocky Garzarek

Attachments: [2019-0030 Michigan Public Health Institute Sound Off grant](#)

This Item Approved on Behalf of the Board was acknowledged.

EXECUTIVE SESSION

- 35. [19-0235](#) Motion to move into Executive Session

RETURN FROM EXECUTIVE SESSION

- 36. [19-0238](#) Actions from Executive Session

Scheduled Meetings and Events

Other Business

Adjourn

Anyone needing accommodations due to disabilities please contact the Risk Manager at 615-791-3277 24 hours prior to the meeting.