

**MINUTES OF THE SPECIAL MEETING  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, APRIL 28, 2015 – 7:00 P.M.**

**Board Members**

Mayor Ken Moore	P		
Vice Mayor Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Brandy Blanton	P	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	P
Vernon Gerth, ACA Community & Economic Dev.	P	Shirley Harmon-Gower, Human Resources Director	
Russell Truell, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
David Parker, City Engineer/CIP Executive	P	Paul Holzen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
Deb Faulkner, Police Chief		Brad Wilson, Facilities Project Manager	
Fred Banner, IT Director		Lanaii Benne, Assistant City Recorder	
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	P
Becky Caldwell, SES Director			

**Call to Order**

Mayor Ken Moore called the April 28, 2015, meeting to order at 7:00 p.m.

**Invocation**

Vice Mayor Barnhill gave the invocation.

**Pledge of Allegiance**

Mayor Moore led the Pledge of Allegiance to the Flag of the United States of America.

**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**

None in attendance

**1. Approval of Minutes**

*Alderman Petersen moved to approve the April 14, 2015 Work Session and April 14, 2015 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Bransford. Motion carried unanimously.*

**Recognitions**

None

**Miscellaneous Reports**

- Alderman Skinner announced there would be no Civil War Roundtable in May.

- Mayor Moore recognized Boy Scout Troop 181.

## 2. **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 15-24 be placed on the Consent Agenda. Vice Mayor Barnhill moved to approve the Consent Agenda Items 15-24, with the exception of Item 16 which was removed and deferred to May 12, 2015. Seconded by Alderman Petersen. Motion carried unanimously.

## **OLD BUSINESS**

### 3. **Consideration of ORDINANCE 2014-28, Amending Table 3-2; Permitted Uses and Chapter 8 Definitions, to Allow Short-Term Vacation Rentals in Various Zoning Districts; Establishing a Public Hearing on May 26, 2015**

[First of Three Readings]

Vernon Gerth, ACA Community/Economic Development  
Chris Bridgewater, BNS Director

Alderman Blanton moved to approve Ordinance 2014-28. Seconded by Alderman Bransford. Motion carried unanimously on First of Three Readings.

## **NEW BUSINESS**

### 4. **Consideration of Amendment No. 3 to COF Contract No. 2012-0183; Professional Services Agreement with Smith Seckman Reid, Inc. (SSR) for the Design of the Water Treatment Plant Modifications Project in an Amount Not to Exceed \$106,425.00.**

David Parker, City Engineer/CIP Executive

Alderman Martin was recused.

Alderman Blanton moved to approve Amendment No. 3 to COF Contract 2012-0183. Seconded by Alderman Petersen. Motion carried unanimously 7-0.

### 5. **Consideration of Proposed Wings of Hope Statue to be Erected at Pinkerton Park by SHARING of Middle TN, Inc.**

Lisa Clayton, Parks Director

Alderman Burger moved to approve Wings of Hope Statue @ Pinkerton Park. Seconded by Alderman Bransford.

#### Discussion:

- ◆ Alderman Burger: In support of the project. Guidelines should be set before further requests of this kind in future.
- ◆ Alderman Bransford: Difficult decision because of setting precedent, yet Tinkerbelle in memory of a child. In support of the project.
- ◆ Alderman McLendon: The request would allow them to create a place of hope. In support of the project.
- ◆ Alderman Martin: Spoke of the verbal attack on the Parks Director at the last meeting. She was just doing her job explaining the process. There are other places for reflection. Not in support of the project.
- ◆ Alderman Skinner: Due to being a steward of taxpayer money and the remote area chosen for the project, not in support the project. The location is subject to vandalism. Concerned about approving requests and establishing guidelines after the fact.
- ◆ Vice Mayor Barnhill: As to the comparison of Tinkerbelle and the Wings of Hope; the two are not the same. Concerned as well about approving projects and establishing guidelines after. Not in support of the project.
- ◆ Alderman Blanton: Agreed with Alderman Martin regarding the confrontation at the last meeting. Ms. Clayton brought issues to the forefront that hadn't been considered previously. Pinkerton Park is not the appropriate place. Not in support.
- ◆ Alderman Petersen: Declined comment.

Some of the Aldermen spoke of suffering similar losses and the Aldermen were sympathetic to the group's cause; however, non-support of the project is because of concerns brought forward last meeting, and reasons stated at this meeting.

*Motion to approve Wings of Hope Statue at Pinkerton Park FAILED 5-3 with Aldermen, Martin, Skinner, Blanton, Petersen and Vice Mayor Barnhill voting against, and Aldermen McLendon, Burger, and Bransford voting in favor.*

**6. Consideration of RESOLUTION 2015-28, A Resolution Concerning Appropriation of Funds to Franklin First United Methodist Church (COF Project 2665)**

**Eric Stuckey, City Administrator**

*Alderman Bransford moved to approve Resolution 2015-28 Option C @ \$86,993, to fund the Multi-use Trail/Pedestrian Bridge and Public Access to serve a property currently owned by the City of Franklin. Seconded by Alderman Petersen.*

Discussion:

- ◆ Alderman Martin and Vice Mayor Barnhill were of the opinion the City should accept some responsibility for part of the signal and intersection, if the church would want to revisit the request at some point.
- ◆ Alderman Skinner mentioned building of the secondary access to the City property. There are considerations for relief. He stated that although he attends the Franklin First United Methodist Church, this item is not one in which he should recuse himself.

*Motion to approved Resolution 2015-28 Option C @ \$86,993, to fund the Multi-use Trail/Pedestrian Bridge and Public Access to serve a property owned by the City of Franklin carried unanimously.*

**7. Consideration of ORDINANCE 2014-50, "An Ordinance to Amend Title 23 of the City of Franklin Municipal Code to Change Ordinance Trigger Thresholds, Remove Buffers on Channels that Serve 25 Acres of Tributary Area, Revise Definitions, Clarify Requirements and to Correct Grammatical and Typographical Errors"; Establishing a Public Hearing for May 26, 2015.**

**[First of Two Readings]**

**Paul Holzen, Engineering Director**

*Alderman Bransford moved to approve Ordinance 2014-50. Seconded by Alderman Skinner. Motion carried unanimously on First of Two Readings.*

**8. Consideration of ORDINANCE 2015-06, An Ordinance to Create Title 13, Chapter 2 of the Franklin Municipal Code Establishing Regulations for Short Term Vacation Rentals.**

**[First of Two Readings]**

**Chris Bridgewater, BNS Director**

*Alderman Blanton moved to approve Ordinance 2015-06. Seconded by Vice Mayor Barnhill.*

This is a two reading ordinance that does not require a public hearing. Metro Nashville adopted similar regulations containing language that allowed them to satisfy safety requirements of the State Fire Marshal's Office without installing fire sprinklers. The primary requirements: the number of bedrooms is limited to four, insurance is required, and smoke detectors are installed throughout the structure.

*Motion to approve Ordinance 2015-06 carried unanimously on First of Two Readings.*

**9. Consideration of RESOLUTION 2015-22, A Resolution of the Board of Mayor and Aldermen for the City of Franklin Employees' Pension Plan, Providing a Cost of Living Adjustment to the Monthly Benefit for Retired Recipients.**

**Shirley Harmon-Gower, HR Director**

**Russ Truell, ACA Finance & Administration**

**Eric Stuckey, City Administrator**

Alderman Martin recused.

*Alderman Skinner moved to approved Resolution 2015-22. Seconded by Alderman Petersen. Motion carried unanimously 7-0.*

10. **Consideration of ORDINANCE 2015-07, An Ordinance to Amend the FY2015 Budget; Establishing a Public Hearing for May 12, 2015.**  
**[First of Two Readings]** **Mike Lowe, Comptroller**  
*Vice Mayor Barnhill moved to approve Ordinance 2015-07. Seconded by Alderman Bransford. Motion carried unanimously on First of Two Readings.*
11. **Consideration of Contract with CareHere Healthsigns of Brentwood, TN, for Firefighter Annual Physical Medical Exam Services for Uniformed Personnel of the Franklin Fire Department for a Term of Award of One (1) Year (COF Contract No. 2015-0097).**  
**Todd Horton, Deputy Fire Chief**  
*Alderman Petersen moved to approve Contract with CareHere Healthsigns. Seconded by Alderman Martin. Motion carried unanimously.*
12. **Consideration of Liquor License Renewal for Case Select Wines and Liquors (Thomas Michael Klaritch, Managing Agent), 3046 Columbia Avenue, Franklin, TN 37064.**  
**Lanaii Benne, Assistant City Recorder**  
*Alderman Skinner moved to approve Renewal of Liquor License Case Select Wines & Liquors. Seconded by Vice Mayor Barnhill. Motion carried unanimously.*
13. **Consideration of Liquor License Renewal for Brinkmann's Wine & Spirits (Timothy Brinkmann and Ann Brinkmann, Managing Agents), 103 International Drive, Suite 100, Franklin, TN 37067.**  
**Lanaii Benne, Assistant City Recorder**  
*Alderman Burger moved to approve Renewal of Liquor License Brinkmann's Wine & Spirits. Seconded by Vice Mayor Barnhill. Motion carried unanimously.*
14. **Consideration of Nomination of Mr. Wayne Weaver (Habitat for Humanity of Williamson County) to the Housing Commission.**  
**Dr. Ken Moore, Mayor**  
*Alderman Bransford moved to approve appointment of Wayne Weaver (Habitat for Humanity of Williamson County) to the Franklin Housing Commission. Seconded by Alderman Burger. Motion carried unanimously.*

#### CONSENT AGENDA

15. **Consideration of an Interlocal Agreement with Williamson County for Joint Response of Joint Law Enforcement Assistance (COF Contract No. 2015-0050).**  
*Approved unanimously* **Deb Faulkner, Police Chief**
16. **Consideration of DRAFT Contract Award to Public Risk Insurers of Brentwood, Tennessee, in the Total Quoted Annual Premium Amount of \$1,466,076 for the Fiscal Year Beginning July 1, 2015 for Liability, Property and Workers' Compensation Insurance Products and Services, for the Risk Management Division of the Human Resources Department (Purchasing Office Procurement Solicitation No. 2015-019; to be Budgeted in Future Fiscal Year Budgets; Contract No. 2015-0091)**  
*Deferred to May 12, 2015* **Shirley Harmon-Gower, HR Director**  
**Sara Sylvis, Risk Manager**
17. **Consideration of an Interlocal Agreement with Williamson County Regarding Reimbursement of Animal Control Expenditures (COF Contract No. 2015-0074).**  
*Approved unanimously* **Russ Truell, ACA Finance & Administration**
18. **Consideration of Event Permit for Tour de Cure Bike Ride Sponsored by the American Diabetes Association on May 30, 2015 in Cool Springs**  
*Approved unanimously* **Deb Faulkner, Police Chief**
19. **Consideration of Event Permit for Harpeth River Bike Ride Sponsored by the Harpeth Bicycle Club on June 20, 2015 in Cool Springs.**  
*Approved unanimously* **Deb Faulkner, Police Chief**

20. **Consideration of Amendment No. 1 to the Professional Services Agreement with Neel-Schaffer, Inc. (COF Contract No. 2013-0180) for Additional Engineering Design Services on the 100 Block Battle Avenue Drainage Improvements Project in an Amount Not to Exceed \$68,200.00.**  
*Approved unanimously* Paul Holzen, Engineering Director
21. **Consideration of Amendment No. 1 to TDOT contract No. 120296 (PIN 118151.00) (COF Contract No. 2013-0022), Hunters Bend Elementary Safe Routes to School Project, for a Revised Completion Date of May 12, 2016.**  
*Approved unanimously* Paul Holzen, Engineering Director
22. **Consideration of Event Permit for Bella Vintage Sponsored by AGAPE at the Park at Harlinsdale Farm on August 28-30, 2015.**  
*Approved unanimously* Lisa Clayton, Parks Director
23. **Consideration of RESOLUTION 2015-01, A Resolution Declaring the Intent of the City of Franklin to Reimburse Itself for Certain Expenditures Relating to Public Works Projects with the Proceeds of Bonds or Other Debt Obligations to be Issued by the City of Franklin, Tennessee in an Approximate Amount of \$15,000,000.**  
 Russ Truell, ACA Finance & Administration  
 Eric Stuckey, City Administrator  
*Resolution 2015-01 approved unanimously.*
24. **Acknowledgment of Receipt of State Form CT-0235.**  
*Approved unanimously* Russ Truell, ACA Finance & Administration

**EXECUTIVE SESSION**

25. **Consideration of Motion to Enter Executive Session for the Purpose of Reviewing Various Matters of Pending Litigation**  
 Shauna Billingsley, City Attorney  
*Alderman Burger moved to enter Executive Session. Seconded by Vice Mayor Barnhill. Motion carried unanimously. (7:34 p.m.)*

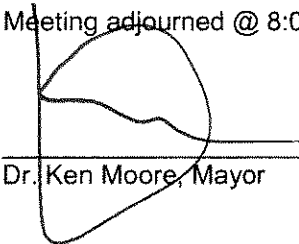
**RETURN FROM EXECUTIVE SESSION**

26. **Consideration of Matters from Executive Session**  
 Dr. Ken Moore, Mayor  
 (Returned 8:04 p.m.) There were no matters for consideration.

**ADJOURN**

*Vice Mayor Barnhill moved to adjourn. Seconded by Alderman Blanton. Motion carried unanimously.*

Meeting adjourned @ 8:05 p.m.

  
 Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office – Updated: 5/11/2015 4:15 PM