

**MINUTES OF THE REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, JANUARY 13, 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, Human Resources Director	
Russell Truell, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
David Parker, City Engineer/CIP Executive		Paul Hoizen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Dir.	P
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
Deb Faulkner, Police Chief	P	Brad Wilson, Facilities Project Manager	P
Fred Banner, IT Director	P	Lanaii Benne, Assistant City Recorder	P
Chris Bridgewater, BNS Director	P	Linda Fulwider, Board Recording Secretary	
Becky Caldwell, SES Director	P		

**Call to Order**

Dr. Ken Moore, Mayor, called the January 13, 2015, meeting to order at 7:00 p.m.

**Invocation**

The invocation was offered by Vice Mayor Clyde Barnhill.

**Pledge of Allegiance**

All present pledged 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).

- Mayor Travis Brown of Eagleville read a letter appreciation:  
On January 6 the City of Eagleville Fire Department responded to a fire at a business on Highway 41A. As with many fire departments in smaller cities and in rural areas, the relationships between neighboring departments are critical as we provide mutual aid to one another as needed. The fire event of January 6 was one such circumstance that warranted the mutual aid of several neighboring departments. What was completely unexpected was the assistance rendered by an off-duty firefighter from the Franklin Fire Department. Franklin Firefighter Andy Hackford just happened to drive by the scene just minutes after the Eagleville Fire Department arrived. Mr. Hackford immediately joined the effort by assisting in connecting hoses and helping to operate the pumper to get water pumped to firefighters working in the structure.

The severity of the fire and the wind conditions were such that other neighboring buildings would have been at serious risk had the fire continued much longer. Thanks in large part to Andy Hackford, The Eagleville Fire Department was able to get the fire under control and put out even before the first backup unit for mutual aid arrived. The fire damage to the building is obviously unfortunate, but as far as fire events go, the prompt response and suppression of the fire was a success. On behalf of the City of Eagleville, I would like to publicly express our appreciation for Andy Hackford for his willingness to assist his fellow firefighters.

Additionally, it is worthy of note that the first unit to arrive providing mutual aid came from Chapel Hill, accompanied by Chapel Hill Fire Chief Matt Stout. Eagleville Fire Department volunteer, Matthew Eley, also responded. Both of these gentlemen also serve as firefighters for the City of Franklin.

Individuals that serve in law enforcement and as firefighters, and in other emergency response capacities truly embody what it means to be a public servant. While we typically express our gratitude to all the agencies that respond to events like these - and we certainly do in this case - we do not want to miss this opportunity to recognize people on an individual basis for their service. The City of Eagleville is grateful for the service of Mr. Hackford, Mr. Stout and Mr. Eley. The citizens of Franklin should be proud of the way these gentlemen represent the City of Franklin.

Mayor Moore thanked Mayor Brown for coming to share the story, and said he is proud of City of Franklin employees as well.

- Mayor Moore met recently with Dana Meyer and Frank Auer, Co-Executive Directors of the Music City Strings. He commented that they are a Franklin organization even though they have Music City in their name. This group was picked out of many musical groups across America to represent us and their body for a two or three week tour in Europe. They are here tonight to 1) highlight their excellence. 2) try to raise some funds to finish out the requirements for this trip, and 3) provide some entertainment.

Mr. Meyer noted they are a classically trained studio here in Franklin, Tennessee, and that they would play two fiddle tunes.

Another member of the group noted they are the youngest group to be picked and the only group from the South. Those playing tonight comprise about half of the group. When they were chosen they were to represent the music of Tennessee. Those who wish to contribute to their cause may access their website [MUSICCITYSTRINGS.ORG](http://MUSICCITYSTRINGS.ORG).

The group played the Tennessee Waltz beautifully, followed by a rousing rendition of Rocky Top. They received a standing ovation.

## Communications from Williamson County Mayor and Williamson County Commission

County Mayor nor Commissioners were present.

## Approval of Minutes

*Alderman Petersen had changes to the Work Session minutes, but didn't have the wording available at the time; therefore, approval of December 9, 2014 Work Session and December 9, 2014 Board of Mayor and Aldermen minutes was deferred to January 27, 2015.*

## Recognitions

- Eric Stuckey recognized Deputy Chief Chris Gentry who is back from a tour of duty in South Korea serving as a Brigadier General. He received a warm welcome and a standing ovation for his service abroad and his service as a Franklin police officer.

## Miscellaneous Reports

None

## 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 8-24 be placed on the Consent Agenda.

*Vice Mayor Barnhill moved to approve Items 8, 9, and 11 through 24, and to defer Item 10 to February 10, 2015. Seconded by Alderman Bransford. Motion carried unanimously.*

## OLD BUSINESS

1. Consideration of ORDINANCE 2014-21, To Be Entitled, "An Ordinance to Rezone 6.19 Acres From General Commercial (GC) To Specific Development – Residential District (SD-R 58.8) for the Property Located at 427 Nichol Mill Lane.

[Third and Final Reading]

Alderman Ann Petersen, FMPC Representative

*Alderman Bransford moved to approve Ordinance 2014-21. Seconded by Alderman Blanton. Motion carried on Third and Final Reading, 7-1 with Alderman Petersen voting no.*

Alderman Petersen said she could not support this Ordinance because of the density and the very small lot that makes it difficult to deal with things such as stormwater.

## NEW BUSINESS

2. Consideration of ORDINANCE 2014-39, An Ordinance to Amend the FY2014-2015 Budget; Establishing a Public Hearing for January 27, 2015.

[First of Two Readings]

Alderman Ann Petersen, FMPC Representative

*Alderman Petersen moved to approve Ordinance 2014-39. Seconded by Vice Mayor Barnhill. Motion carried unanimously on First of Two Readings.*

3. Consideration of RESOLUTION 2014-77, A Resolution to Approve the Letter of Intent with GE Water & Process Technologies for the Purchase of the Hollow Fiber Membrane Filtration System Equipment for the Franklin Water Treatment Plant and Authorize the City Engineer to Execute the Final Purchase Contract (COF Contract No. 2014-0269) and Revise Final Equipment Purchase Without Seeking Approval from the Board of Mayor and Aldermen.

David Parker, City Engineer/CIP Executive

*Alderman Blanton moved to approve Resolution 2014-77. Seconded by Alderman Burger. Motion carried unanimously.*

4. Consideration of Contract Award to Lifesigns/The Prevention Group of Brentwood, Tennessee in the Total Estimated Annual Amount of \$72,685 for Firefighter Annual Physical Medical Exam Services for Uniformed Personnel of the Franklin Fire Department for a Term of Award of Three (3) Years, with Two (2) Options to Extend the Term of Award, Each Time for Up to One (1) Additional Year, for a Maximum Possible Term of Award of Five (5) Years Total (Purchasing Office Procurement Solicitation No. 2015-011; \$105,850 Budgeted in 110-82250-42200 for Fiscal Year 2015 for Physicals and Preventive Medical Care; Contract No. 2014-0347).

Rocky Garzarek, Fire Chief

*Alderman Petersen moved to defer this item to January 27, 2015. Seconded By Alderman Bransford. Motion carried unanimously.*

5. Consideration of RESOLUTION 2015-03, A Resolution of the Board of Mayor and Aldermen of the City of Franklin, Tennessee, to Express Support for the Maintenance of Current Troop Levels at Fort Campbell and to Urge Congress to Oppose any Reductions.

Dr. Ken Moore, Mayor

*Alderman Bransford moved to approve Resolution 2015-03. Seconded by Alderman Burger. Motion carried unanimously.*

6. Consideration of RESOLUTION 2015-07, A Resolution Authorizing the City Administrator to Execute the Various Aspects of the Temporary Fire Station #7 Project Within a Project Budget of \$150,000.

Rocky Garzarek, Fire Chief

Brad Wilson, Facilities Project Manager

*Alderman Skinner moved to approve Resolution 2015-07. Seconded by Alderman Blanton. Motion carried unanimously.*

Alderman McLendon supposed the other Aldermen received emails as well, and said he was thankful for the citizens that responded on this issue.

7. Consideration of Reappointment of Jen Porter Ross to the Franklin Housing Authority.

Dr. Ken Moore, Mayor

*Alderman Bransford moved to approve the reappointment of Jen Porter Ross to the Franklin Housing Authority. Seconded by Alderman Martin. Motion carried unanimously.*

ALL OTHER CONSENT ITEMS

8. Consideration of ORDINANCE 2014-35, An Ordinance to Amend Section 5.5.4 of the City of Franklin Zoning Ordinance Relating to Parks and the Dedication of Public Land for Parks.

[Third and Final Reading]

Vernon Gerth, ACA Economic/Community Development

Lisa Clayton, Parks Director

Catherine Powers, Planning/Sustainability Director

Kevin Lindsey, Parks Facilities Superintendent

*Ordinance 2014-35 approved unanimously on Third and Final Reading.*

9. Consideration of ORDINANCE 2014-46, To Be Entitled "An Ordinance to Rezone 19.11 Acres from Low Residential (R-1) to Specific Development – Variety District (SD-X 2.5/36,480) for the Properties Located at 574 and 580 Franklin Road, by the City of Franklin, Tennessee." Establishing a Public Hearing for February 10, 2015.

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2014-46 approved unanimously on First of Three Readings.*

10. Consideration of ORDINANCE 2014-37, Amending the Zoning Ordinance by Removing Section 2.4.2 (11) Entitled "Amendments or Revisions Approving Development Plan or (PUD) Concept Plan or PUD Regulating Plan and Section 2.4.2 (12) Entitled "PUDs Approved Between July 1, 2008 and January 10, 2012, and to Replace with a New Section 2.4.2 (11) to be Entitled Amendment or Revisions to an Approved PUD Development Plan, Concept Plan or Regulating Plan and to Renumber Successive Sections Accordingly, Establishing a Public Hearing for February 10, 2015.

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2014-37 deferred to February 10, 2015.*

11. Consideration of ORDINANCE 2014-40, To Be Entitled "An Ordinance to Rezone 4.89 Acres from Specific Development – Variety District (SD-X 0/0) to General Commercial District (GC) for the Property Located at 1214 Liberty Pike, by the City of Franklin, Tennessee." Establishing a Public Hearing for February 10, 2015.

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2014-40 approved unanimously on First of Three Readings.*

12. Consideration of ORDINANCE 2014-45, To Be Entitled "An Ordinance to Zone 11.88 Acres Specific Development – Residential District (SD-R 1.6) for Three Properties Located South of Murfreesboro Road and West of Ridgeway Drive, Located at 1100 Ridgeway Drive (October Park PUD Subdivision)." Establishing a Public Hearing for February 10, 2015.

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2014-45 approved unanimously on First of Three Readings.*

13. Consideration of ORDINANCE 2014-49, To Be Entitled "An Ordinance to Annex the Adams Property, Consisting of 11.88 Acres, Located on the Properties on the South Side of Murfreesboro Road and Immediately West of Ridgeway Drive." Establishing a Public Hearing for February 10, 2015.  
[First of Three Readings] Alderman Ann Petersen, FMPC Representative  
*Ordinance 2014-49 approved unanimously on First of Three Readings.*
14. Consideration of ORDINANCE 2014-47, To Be Entitled "An Ordinance to Rezone +/- 195.5 Acres from Specific Development – Residential District (SD-R 1.72) to Specific Development – Residential District (SD-R 1.91) for the Property Located at 4133 South Carothers Road (Waters Edge PUD Subdivision) by the City of Franklin, Tennessee." Establishing a Public Hearing for February 10, 2015.  
[First of Three Readings] Alderman Ann Petersen, FMPC Representative  
*Ordinance 2014-47 approved unanimously on First of Three Readings.*
15. Consideration of Amendment No. 1 (COF Contract No. 2014-0051) to the Agreement for Goose Creek Sanitary Sewer Extension from West of I-65 to East of I-65.  
*Approved unanimously* David Parker, City Engineer/CIP Executive  
Paul Holzen, Engineering Director
16. Consideration of a Professional Service Agreement with AMEC Environment & Infrastructure, Inc., Contract No. 2014-0306, for the Stormwater Best Management Practices (BMP) Manual Update, Water Quality Calculation Tool Update and Design Detail Development.  
*Approved unanimously* Paul Holzen, Engineering Director
17. Consideration of a Utility Relocation Agreement (COF Contract 2014-0308) for the Century Court and Beasley Drive Connector Project with Middle Tennessee Electric Membership Corporation.  
*Approved unanimously* Paul Holzen, Engineering Director
18. Consideration of Change Order No. 5 (Final Change Order) to the Construction Contract for the Third Avenue North Extension Project (Bicentennial Park Phase I) (COF Contract No. 2012-0089) for a Decrease in the Amount of \$36,010.99.  
*Approved unanimously* Paul Holzen, Engineering Director
19. Consideration of an Agreement of Sale (COF Contract 2014-0305) for Right-of-Way with Williamson County Schools in the Amount of \$14,850.00 with an Agreement of Sale (COF Contract 2014-0327) for Easements with Williamson County Schools in the Amount of \$63,550.00 on the Franklin High Property for the Hillsboro Road Improvements Project.  
*Approved unanimously* David Parker, City Engineer/CIP Executive  
Paul Holzen, Engineering Director
20. Consideration of Event Permit for WillPower 5K on April 11, 2015, in Downtown Franklin.  
*Approved unanimously* Deb Faulkner, Police Chief

ITEMS APPROVED ON BEHALF OF THE BOARD

21. Acknowledge Report of Sole-Source Contract Award to Masimo Corporation of Irvine, California in the Total Amount of \$18,270 for a Quantity of Three (3) RAD-57 Carbon Monoxide Detectors for Blood Stream, Including Certain Accessories, for the Fire Department (\$18,300.00) Budgeted in 110-83-42200 for Fiscal Year 2015; Contract No. 2014-0251).  
*Approved unanimously* Rocky Garzarek, Fire Chief

22. Payment of \$1,753.75 to Bristol Development for the City's Share in Rectifying a Neighborhood Stormwater Drainage Problem in the Area Adjacent to the Vandalia Cottages Located at 410 Boyd Mill Avenue.  
*Approved unanimously* Vernon Gerth, ACA Economic/Community Dev.  
Paul Holzen, Engineering Director
23. Rolling Meadows – Surplus Right-of-Way Property Owner Refund of \$827.50.  
*Approved unanimously* Vernon Gerth, ACA Economic/Community Dev.  
Catherine Powers, Planning/Sustainability Director
24. Acknowledge Item Approved on Behalf of the Board of Mayor and Aldermen: COF Contract 2014-0324 with Killer Tracks (\$1,850.00).  
*Approved unanimously* Milissa Reiersen, Communications Manager

NO EXECUTIVE SESSION HELD.

EXECUTIVE SESSION

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

RETURN FROM EXECUTIVE SESSION

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

ADJOURN

*Alderman Blanton moved to adjourn. Seconded by Alderman Burger. Motion carried unanimously.*

Meeting adjourned @ 7:28 p.m.

  
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Dr. Ken Moore, Mayor