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**MINUTES OF THE REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, MAY 10, 2016 – 7:00 P.M.**

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**Board Members**

Mayor Ken Moore	P		
Vice Mayor Brandy Blanton	P	Alderman Dana McLendon	A
Alderman Clyde Barnhill	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	
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
Shauna Billingsley, City Attorney	P	Paul Holzen, Engineering Director	P
Rocky Garzarek, Fire Chief		Bob Martin, Interim Planning/Sustainability Director	P
Deb Faulkner, Police Chief		Joe York, Streets Director	P
Fred Banner, IT Director		Brad Wilson, Facilities Project Manager	
Chris Bridgewater, BNS Director	P	Lanaii Benne, Assistant City Recorder	P
Becky Caldwell, SES Director		Linda Fulwider, Board Recording Secretary	P

**Call to Order**

Mayor Ken Moore called the May 10, 2016, meeting to order at 7:00 p.m.

**Invocation**

The invocation was given by Adam Kaufhold, Minister, Aspen Grove Christian Church.

**Pledge of Allegiance**

Bret Forsberg and Carl Forsberg of Boy Scout Troop 135, First Presbyterian Church, 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)**

No one came forward

**Communications from Williamson County Mayor and Williamson County Commission**

None in attendance.

**1. 16-0427 Approval of Minutes**

*Alderman Petersen moved to approve the April 26, 2016 Work Session and Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Barnhill. Motion carried unanimously 7-0.*

**Recognitions**

None

## Miscellaneous Reports

- ▲ Eric Stuckey invited everyone to attend the Mayor's State of the City address tomorrow in Jameson Hall at The Factory, 7:00 a.m. free light breakfast, followed by The Late, Late, Late Show with Dr. Moore.
- ▲ Budget & Finance Committee will review the FY 2017 Proposed Budget Thursday, May 12 @ 3:00 p.m.
- ▲ Upcoming Events: Sister Cities Passport to the World at the Library for program on Honduras; and, 67<sup>th</sup> Annual Rodeo Parade and Rodeo.

## 2. 16-0428 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 7-21 be placed on the Consent Agenda.

*Alderman Bransford moved to approve Consent Agenda Items 7-21. Seconded by Vice Mayor Blanton. Motion carried unanimously 7-0.*

## OLD BUSINESS

## 3. 16-0178 **PUBLIC HEARING: Consideration of ORDINANCE 2016-01, "An Ordinance Approving A Special Permit for Cul2vate for the Purpose of Operating an Agricultural Use on 1.21 Acres, Located at 215 Granbury Street."**

**[Second of Three Readings] Alderman Ann Petersen, FMPC Representative**

Brad Baumgartner explained that among other things the property would have two greenhouses, parking, and a loading zone. Staff recommends approval.

### Public Hearing

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

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*Alderman Burger moved to approve Ordinance 2016-01. Seconded by Alderman Skinner. Motion carried unanimously, 7-0, on Second of Three Readings.*

## NEW BUSINESS

## 4. 16-0410 **Consideration of Certificate of Compliance for Wine in Grocery Store for Publix Tennessee, LLC #1031 Located at 1400 Liberty Pike, Suite 200 (McKay's Mill), Franklin, TN 37067-8560 (Selena Y. Shaffer, Managing Agent; William Edwin Crenshaw, President; John A. Attaway, Jr., Secretary; David Patrick Phillips, Treasurer; Joseph DiBenedetto, Vice President; Jeffrey G. Chamberlain, Vice President (Executive Officers)**

**Lanaii Benne, Assistant City Recorder**

*Alderman Bransford moved to approve Certificate of Compliance, Publix #1031. Seconded by Alderman Martin.*

Alderman Burger asked if previous concerns had been addressed. Mr. Stuckey responded that they had, and that staff is seeking guidance from the State on updates to the Municipal Code.

*Motion to approved Certificate of Compliance, Publix #1031, carried unanimously.*

## 5. 16-0409 **Consideration of Certificate of Compliance for Wine in Grocery Store for Publix Tennessee, LLC #0176 Located at 1021 Riverside Drive, Franklin, TN 37064 (Corwyn C. Ring, Managing Agent; William Edwin Crenshaw, President; John A. Attaway, Jr., Secretary; David Patrick Phillips, Treasurer; Joseph DiBenedetto, Vice President; Jeffrey G. Chamberlain, Vice President (Executive Officers)**

**Lanaii Benne, Assistant City Recorder**

*Alderman Skinner moved to approve Certificate of Compliance, Publix #0176. Seconded by Alderman Burger. Motion carried unanimously 7-0.*

6. 16-0408 Consideration of Certificate of Compliance for Wine in Grocery Store for Publix Tennessee, LLC #0160 Located at 2020 Fieldstone Parkway, Franklin, TN 37069 (Carl Patrick Feil, Managing Agent; William Edwin Crenshaw, President; John A. Attaway, Jr., Secretary; David Patrick Phillips, Treasurer; Joseph DiBenedetto, Vice President; Jeffrey G. Chamberlain, Vice President (Executive Officers)

Lanaii Benne, Assistant City Recorder

*Alderman Burger moved to approve Certificate of Compliance, Publix #0160. Seconded by Alderman Bransford. Motion carried unanimously 7-0.*

#### **CONSENT AGENDA**

7. 16-0332 Consideration of ORDINANCE 2016-007, To Be Entitled, “An Ordinance To Rezone 1.1 Acres From Light Industrial (LI) District To Specific Development-Residential (SD-R 3.64) District For The Property Located At 405 Eddy Lane.”; Establishing a Public Hearing Date of June 14, 2016

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2016-007 approved unanimously, 7-0, on First of Three Readings*

8. 06-0345 Consideration of ORDINANCE 2016-010, To Be Entitled: “An Ordinance To Amend Chapter 5 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, Subsection 5.8.5, Pertaining To Floodplain Protection.”; Establishing a Public Hearing Date of June 14, 2016

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2016-010 approved unanimously, 7-0, on First of Three Readings*

9. 16-0363 Consideration of ORDINANCE 2015-80, To Be Entitled, “An Ordinance To Amend The Zoning Ordinance Of The City Of Franklin, Tennessee, To Update The Development Standards and Sub-District Boundaries For the CAO-Columbia Avenue Overlay District By Amending Chapter 3, Subsection 3.4.7.”; Establishing a Public Hearing Date of June 14, 2016

[First of Three Readings]

Alderman Ann Petersen, FMPC Representative

*Ordinance 2015-80 approved unanimously, 7-0, on first of Three Readings*

10. 16-0350 Consideration of Procurement Award to American Development Corporation of Fayetteville, Tennessee, in the Unit Amount of \$8.95 per Gallon for an Estimated Quantity of 4,200 Gallons per Year of Sodium Permanganate for a Term of Award of Up to Five (5) Years for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2016-020; Contract No. 2016-0101)

Mark Hilty, Water Management Director

*Approved unanimously 7-0*

11. 16-0351 Consideration of Procurement Award to Brenntag Mid-South, Inc. of Henderson, Kentucky in the Unit Amount of \$0.32 per Pound for an Estimated Quantity of 17,000 Pounds per Year of Hydrofluosilicic Acid (fluoride) for a Term of Award of Up to Five (5) Years for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2016-021; Contract No. 2016-0102)

Mark Hilty, Water Management Director

*Approved unanimously 7-0*

12. 16-0353 Consideration of Procurement Award to Gulbrandsen Technologies, Inc. of Clinton, New Jersey, in the Unit Amount of \$0.247 per Pound for an Estimated Quantity of 355,930 Pounds per Year of Polyaluminum Chloride for a Term of Award of Up to Five (5) Years for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2016-023; Contract No. 2016-0104)

Mark Hilty, Water Management Director

*Approved unanimously 7-0*

13. 16-0364 **City of Franklin Contract No. 2016-0089 Lease Agreement with Franklin Baseball Club**  
Lisa Clayton, Parks Director  
*Approved unanimously 7-0*
14. 16-0365 **City of Franklin Contract No. 2016-0088 Lease Agreement with Franklin Cowboys Association**  
Lisa Clayton, Parks Director  
*Approved unanimously 7-0*
15. 16-0325 **Consideration of Liquor License Renewal for Westside Wine and Spirits (Wesley Alexander, Managing Agent), 188 Front Street, Suite 108, Franklin, TN 37064**  
Lanaii Benne, Assistant City Recorder-Records  
*Approved unanimously 7-0*
16. 16-0326 **Consideration of Liquor License Renewal for Harpeth Liquors (Satish Kumar Patel, Managing Agent), 1203 Murfreesboro Road, Suite 503, Franklin, TN 37064**  
Lanaii Benne, Assistant City Recorder-Records  
*Approved unanimously 7-0*
17. 16-0327 **Consideration of Liquor License Renewal for Wine and Liquor Depot (owned jointly by the Managing Agents, Sarah McCormick and Harold McCormick), 327 Independence Square, Franklin, TN 37064)**  
Lanaii Benne, Assistant City Recorder-Records  
*Approved unanimously 7-0*
18. 16-0328 **Consideration of Liquor License Renewal for The Corner Wine and Spirits (Ramesh Surati and Manharbhai Patel, Managing Agents), 1110 Hillsboro Road, Suite 120a, Franklin, TN 37064**  
Lanaii Benne, Assistant City Recorder-Records  
*Approved unanimously 7-0*
19. 16-0397 **Consideration of an Exclusive Water Utility Easement Agreement (COF 2016-0115) between the City of Franklin and Mallory Valley Utility District of Williamson County, Tennessee**  
Paul Holzen, Engineering Director  
*Approved unanimously 7-0*
20. 16-0399 **Consideration of ORDINANCE 2016-17, "An Ordinance to Temporarily Reduce the Speed Limit on Hillsboro Road (SR-106) From Del Rio Pike To Mack Hatcher Parkway To Twenty-Five Miles Per Hour (25 MPH) in Both Directions for the Duration of the Hillsboro Road Improvements Phase 2 Construction Project**  
[First of Two Readings] Paul Holzen, Engineering Director  
*Ordinance 2016-17 approved unanimously, 7-0, on First of Two Readings*
21. 16-0412 **Consideration of a Request for Water Availability for Grassland Park, 6759 Manley Lane (Map 27; Parcel 03703)**  
Paul Holzen, Engineering Director  
*Approved unanimously 7-0*

**EXECUTIVE SESSION**

22. 16-0429 **Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matters of Pending Litigation**  
Shauna Billingsley, City Attorney  
*Alderman Barnhill moved to enter Executive Session. Seconded by Alderman Burger. Motion carried unanimously 7-0.*

(7:12 p.m.)

**RETURN FROM EXECUTIVE SESSION**

**23. 16-0430 Consideration of Matters from Executive Session  
Dr. Ken Moore, Mayor**

(Returned 7:46 p.m.)

*Alderman Burger moved to approve the settlement agreement and release with Harpeth River Watershed Association. Seconded by Alderman Bransford. Motion carried unanimously 7-0.*

**ADJOURN**

*Alderman Burger moved to adjourn. Seconded by Alderman Barnhill. Motion carried unanimously 7-0.*

Meeting adjourned @ 7:48 p.m.

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Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office—Updated: 10/11/2016 1:37 PM