

**MINUTES OF THE *SPECIAL* MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, MAY 22, 2018 – 7:00 P.M.**

Board Members

Mayor Ken Moore	P		
Vice Mayor Margaret Martin	P	Alderman Beverly Burger	P
Alderman Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Brandy Blanton	P	Alderman Ann Petersen	P
Alderman Pearl Bransford	P	Alderman Scott Speedy	P

Department Directors/Staff

Eric Stuckey, City Administrator	P	Jack Tucker, SES Director	
Vernon Gerth, ACA Community/Economic Dev.	P	Lisa Clayton, Parks Director	
Mark Hilty, ACA Public Works	A	Michelle Hatcher, Water Management Director	P
Kristine Tallent, ACA/CFO	P	Paul Holzen, Engineering Director	
Shauna Billingsley, City Attorney	P	Emily Hunter, Planning & Sustainability Director	
Deb Faulkner, Police Chief		Kevin Townsel, Human Resources Director	
Rocky Garzarek, Fire Chief		Joe York, Streets Director	
Jordon Shaw, IT Director		Lanaii Benne, Assistant City Recorder	A
Chris Bridgewater, BNS Director	P	Linda Fulwider, Board Recording Secretary	P

CALL TO ORDER

Mayor Ken Moore called the May 22, 2018, meeting to order at 7:30 p.m.

INVOCATION

Alderman Clyde Barnhill gave the invocation.

PLEDGE OF ALLEGIANCE

Brothers David, Donald and Joshua Quillman with Boy Scout Troop 13, Christ Community 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 to speak.

COMMUNICATIONS FROM WILLIAMSON COUNTY MAYOR AND WILLIAMSON COUNTY COMMISSION

Not present

APPROVAL OF MINUTES

- 1. 18-0335** *Alderman Burger moved to approve the May 1, 2018 Special Work Session, May 8, 2018 Work Session, and May 8, 2018 Board of Mayor and Aldermen minutes as presented. Seconded by Vice Mayor Martin. Motion carried unanimously.*

RECOGNITIONS

- 2. 18-0475** Proclamation: Alzheimer's Awareness Month of June
After reading the proclamation, Mayor Moore presented it to representatives from the Alzheimer's Association.

Mayor Moore related that a Resolution in the Tennessee General Assembly recognized Alzheimer's as a disease.

3. 18-0507 Proclamation: Preservation Month

Amanda Hall, Preservation Planner, accepted the proclamation read by Mayor Moore.

In honor of Preservation month in May, the winners of the 2018 My Historic Franklin Photo Contest were recognized and received gift bags from sponsors Gray's on Main, Kilwins, Tin Cottage, New Day Photography, The WCCVB, and the Heritage Foundation. Three winners were chosen from 106 entrants.

Winners in the three categories:

- David Henderson for Landscape – scenic farm
- Rob Clutsam for Architecture – barns at Harlinsdale
- C. Kevin Coffey for People's Choice Award – silos on First Avenue

MISCELLANEOUS REPORTS

- Alderman Petersen thanked Joe York, the Street Department and TDOT for debris removal under the Highway 96 bridge.

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 18-31 be placed on the Consent Agenda.

4. 18-0336 **Consideration of Items 18-31 on the Consent Agenda**

Vice Mayor Martin moved to approve the Consent Agenda Items 18-31. Seconded by Alderman Barnhill. Motion carried unanimously.

OLD BUSINESS

5. 17-0973 **PUBLIC HEARING: Consideration of ORDINANCE 2016-36, To Be Entitled: "An Ordinance to Amend Chapter 5 of the Zoning Ordinance of the City of Franklin, Tennessee to Amend Subsections 5.5.4 Pertaining to the Requirements for the Dedication of Land for Parks and Greenways/Blueways."**

[SECOND OF THREE READINGS]

Alderman Ann Petersen

James Svoboda, Assistant Director Planning

The ordinance removes parkland requirements from the Zoning Ordinance. FMPC and staff recommend approval.

Public Hearing

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

Alderman Petersen moved to approve Ordinance 2016-36. Seconded by Alderman Barnhill. Motion carried unanimously on Second of Three Readings.

6. 17-0972 **PUBLIC HEARING: Consideration of ORDINANCE 2016-25, AS AMENDED, "An Ordinance to Amend the City of Franklin Municipal Code to Create a New Title 25, Parks, and to Add a New Chapter 4 to Establish Requirements for Parkland Impact Fees and Parkland Dedication, and Amend Appendix A, Comprehensive Fees and Penalties to Add a New Chapter 25, Parks, to Establish Fees for Parkland Impact Fees and Parkland Dedications."**

[SECOND AND FINAL READING]

Eric Stuckey, City Administrator

Vernon Gerth, Assistant City Administrator

Lisa Clayton, Parks Director

This ordinance, as amended, adds parkland requirements to the Municipal Code.

Public Hearing

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

Vice Mayor Martin moved to approve Ordinance 2016-25. Seconded by Alderman McLendon.

Discussion:

Once again there was lengthy conversation on the 100% vs. 75/25. Shauna Billingsley reiterated information on nexus, the importance of having data to back up requests to change where the money is allocated rather than where it originated.

It was again pointed out that there are other sources for park funds from facilities taxes and hotel/motel funds.

Staff is to gather data from the different youth sports organizations as to where the players reside within the City. This information will be key when making decisions on parkland funds.

Ms. Billingsley noted it is important for the developers to get offsets that they aren't getting currently. The more they put in their neighborhoods the more offsets they get.

Motion to approve Ordinance 2016-25 carried unanimously on Second and Final Reading.

NEW BUSINESS

7. 18-0210 **Consideration of RESOLUTION 2018-27, "A Resolution to Fund and Authorize Staff to Proceed with the Design, ROW Acquisition and Construction Phase for the West Main Street Bridge Modifications Project (Located Just Northeast of Roberts Street).**

Paul Holzen, Engineering Director

Jonathan Marston, Engineering Assistant Director

Vice Mayor Martin moved to approve Resolution 2018-27. Seconded by Alderman Petersen. Motion carried unanimously.

8. 18-0458 **Consideration of ORDINANCE 2018-07, "An Ordinance to Amend the City of Franklin Municipal Code, Title 15; Chapter 6, Title 15; Chapter 7; Section 14-703 and Appendix A; Chapter 15 to Revise and Update Parking Regulations.**

[FIRST OF TWO READINGS]

Paul Holzen, Engineering Director

Kristine Tallent, ACA/CFP

Alderman McLendon moved to defer Ordinance 2018-07 to the June 12, 2018 meeting. Seconded by Alderman Burger. Motion carried unanimously.

9. 18-0491 **Consideration of ORDINANCE 2018-10, an Ordinance to Adopt a Budget for Fiscal Year 2018-2019. Establishing a Public Hearing Date of June 12, 2018.**

[FIRST OF THREE READINGS]

Eric Stuckey, City Administrator

Kristine Tallent, ACA/CFO

Michael Walters Young, Budget & Strategic Manager

Alderman Bransford moved to approve Ordinance 2018-10. Seconded by Alderman Petersen.

Eric Stuckey pointed out some budget highlights. He will give a more detailed report the second reading/public hearing.

- FY19 proposed budget for all funds is \$152,572,551. Represents a decrease of 2.8% compared to FY18. The General Fund budget is \$70.55 million, an increase of 1.7% compared to FY18.
- The budget is balanced
- Is in compliance with BOMA's debt and fund reserve policies, significantly exceeding the reserve requirements.
- Property tax remains unchanged at \$0.4176 per \$100 of assessed valuation.
- Overall, the proposed budget has a net increase of 4.5 positions across all funds
- Includes a general pay increase of 2.5% plus an additional performance-based pay increase of up to 2.5%. Includes full implementation of updates to City's compensation plan.
- No increase to health insurance premiums.

- Residential trash fee will increase from \$17.50 to \$19.00 per month. For the first time, there will be no general fund subsidy for SES.

Motion to approve Ordinance 2018-10 carried unanimously on First of Three Readings.

10. 18-0492 **Consideration of ORDINANCE 2018-11, an Ordinance to Establish a Property Tax Rate for FY 2019. Establishing a Public Hearing date of June 12, 2018.**

Eric Stuckey, City Administrator

[FIRST OF THREE READINGS]

Kristine Tallent, ACA/CFO

Michael Walters Young, Budget & Strategic Manager

Alderman Barnhill moved to approve Ordinance 2018-11 with the correction of a typo: Section II: General Fund: line one should read - 19.18 cents (\$.1918). Seconded by Alderman Blanton. Motion carried unanimously on First of Three Readings.

11. 18-0493 **Consideration of ORDINANCE 2018-12, an Ordinance to Amend Appendix A, Chapter 17, of the Municipal Code regarding Refuse and Trash Disposal Rates. Establishing a Public Hearing Date of June 12, 2018.**

Eric Stuckey, City Administrator

[FIRST OF THREE READINGS]

Kristine Tallent, ACA/CFO

Michael Walters Young, Budget & Strategic Manager

Alderman Barnhill moved to approve Ordinance 2018-12. Seconded by Alderman Speedy. Motion carried unanimously on First of Three Readings.

12. 18-511 **Consideration of Purchase from Axon Enterprise, Inc. of Scottsdale, Arizona in the Total Amount of \$724,090 Over Five Years Including \$201,322 in the First Year and \$130,692 Per year in Years Two through Five for In-Car Cameras and Related Software, Hardware and Services for the Police Department (Contract No. 2018-0028).**

Deb Faulkner, Police Chief

Alderman Bransford moved to approve purchase from Axon Enterprise Contract 2018-0028. Seconded by Alderman Burger. Motion carried unanimously.

13. 18-0510 **Consideration of Purchase from Axon Enterprise, Inc. of Scottsdale, Arizona in the Total Amount of \$733,147.44 Over Five Years Including \$217,483.44 in the First Year and \$128,916 Per Year in Years Two through Five for Body-Worn Cameras and Related Software, Hardware and Services for the Police Department (Total of \$332,850 budgeted in four line items for Fiscal Year 2018; Contract No. 2018-0027).**

Deb Faulkner, Police Chief

Alderman Burger moved to approve purchase from Axon Enterprise Contract 2018-0027. Seconded by Vice Mayor Martin. Motion carried unanimously.

14. 18-0509 **Consideration of COF Contract No. 2018-0079 Harpeth River Periphyton Sampling with Civil and Environmental Consultants, Incorporated, for Periphyton Algae Sampling in the Harpeth River in Support of the EPA's TMDL Development.**

Michelle Hatcher, Water Management Director

Alderman Bransford moved to approve COF Contract 2018-0079. Seconded by Alderman Petersen. Motion carried unanimously.

15. 18-0521 **Consideration of Event Permit for Harpeth River Bike Ride sponsored by the Harpeth Bike Club on June 2, 2018.**

Deb Faulkner, Police Chief

Alderman Blanton moved to approve Event Permit for Harpeth River Bike Ride. Seconded by Alderman Bransford. Motion carried unanimously.

16. 18-0487 **Consideration of Liquor License RENEWAL for Case Select Wines and Liquors (Thomas Michael Klaritch and John Matthew Klaritch, Managing Agents) 3046 Columbia Avenue, Franklin, TN 37064.**

Lanaii Benne, Assistant City Recorder

Alderman Blanton moved to approve Liquor License renewal for Case Select Wines and Liquors. Seconded by Alderman Speedy. Motion carried unanimously.

17. 18-0485 **Consideration of Certificate of Compliance RENEWAL for Wine in Grocery Stores for SFM, LLC d/b/a Sprouts Farmers Market #580 located at 1010 Murfreesboro Road, Suite 194, Franklin, TN 37064 (Nicholas Hogstad, Managing Agent; Amin N. Maredia [Chief Executive Officer], Brandon F. Lombardi [Chief Legal Officer/Secretary], and James Nielsen [Chief Operating Officer, Executive Officers.]**

Lanaii Benne, Assistant City Recorder

Alderman Bransford moved to approve Renewal for Wine in Grocery Stores for Sprouts Farmers Market #580. Seconded by Alderman Petersen. Motion carried unanimously.

CONSENT AGENDA

18. 18-0496 **Consideration of ORDINANCE 2018-09, 4th Quarter 2018 Budget Amendments. Establishing a Public Hearing Date of June 12, 2018.**

[FIRST OF THREE READINGS]

Eric Stuckey, City Administrator

Michael Walters Young, Budget & Strategic Manager

Ordinance 2018-09 approved unanimously on First of Three Readings.

19. 18-0133 **Consideration of ORDINANCE 2018-04, To Be Entitled: "An Ordinance to Rezone 3.95 Acres from Light Industrial District (LI) to Neighborhood Commercial (NC) District for the Property Located West of Columbia Avenue and South of Fairgrounds Street (Near 200 and 300 Downs Boulevard).**

[THIRD AND FINAL READING]

Alderman Ann Petersen, FMPC Representative

Franklin Municipal Planning Commission

Emily Hunter, Planning/Sustainability Director

Amy Diaz-Barriga, Current Planning Supervisor

Josh King, Principal Planner

Ordinance 2018-04 approved unanimously on Third and Final Reading.

20. 18-0412 **Consideration of Procurement Award to Automated Collection Services, Inc. (ACSI) of Nashville, Tennessee for Bad Debt Collection Services for Revenue Management and City Court (Purchasing Office Procurement Solicitation No. 2018-012; Contract 2018-0083).**

Lawrence Sullivan Assistant City Recorder/Revenue

Approved unanimously

21. 16-0422 **Consideration of Amendment A to Memorandum of Understanding (MOU) between the City of Franklin and Williamson County, Tennessee for Breathalyzer Tests (COF Contract 2014-0067).**

Shauna Billingsley, City Attorney

Approved unanimously

22. 18-0463 **Consideration of Event Permit for Wine Down Main Street Sponsored by the Boys and Girls Club of Middle Tennessee on November 3, 2018 in Downtown Franklin.**

Deb Faulkner, Police Chief

Approved unanimously

23. 18-0464 **Consideration of Event Permit for Prayer Breakfast at the Park at Harlinsdale Farm sponsored by Unite Williamson on October 20, 2018.**

Lisa Clayton, Parks Director

Approved unanimously

24. 18-0465 **Consideration of Event Permit for Porchfest sponsored by the Westhaven Foundation on June 16, 2018 in Westhaven.**

Deb Faulkner, Police Chief

Approved unanimously

25. 18-0466 **Consideration of a Professional Services Agreement (COF Contract No. 2018-0066) with Collier Engineering Co., Inc. for Engineering Services for the Reconstruction of Tennis Courts at Jim Warren Park in an Amount Not-to-Exceed \$74,575.00.**
Lisa Clayton, Parks Director
Paul Holzen, Engineering Director
Jonathan Marston, Engineering Assistant Director
Approved unanimously
26. 18-0467 **Consideration of RESOLUTION 2018-23, “A Resolution Authorizing Condemnation for the Acquisition of Property for the Henpeck Lane Sanitary Sewer Project.”**
Eric Stuckey, City Administrator
Paul Holzen, Engineering Director
Resolution 2018-23 approved unanimously.
27. 18-0468 **Consideration of RESOLUTION 2018-30, “A Resolution Authorizing Condemnation for the Acquisition of Property for the Lewisburg Pike Turn Lane Improvements Project.”**
Paul Holzen, Engineering Director
Jimmy Wiseman, Engineering Assistant Director
Resolution 2018-30 approved unanimously
28. 18-0469 **Consideration of RESOLUTION 2018-31, “A Resolution Authorizing Condemnation for the Acquisition of Property for the Franklin Road Improvements Project.”**
Paul Holzen, Engineering Director
Resolution 2018-31 approved unanimously
29. 18-0470 **Consideration of RESOLUTION 2018-32, “A Resolution Authorizing Condemnation for the Acquisition of Property for Intersection Improvements Project at East McEwen Drive and Cool Springs Boulevard/Oxford Glen Drive.**
Paul Holzen, Engineering Director
Resolution 2018-32 approved unanimously
30. 18-0471 **Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2014-0160) with Gresham Smith and Partners for Construction Administration, Engineering, and Inspection Services for the Hillsboro Road Improvements Phase 2, Independence Square to Mack Hatcher Parkway, in an Amount Not-to-Exceed \$84,000.00.**
Paul Holzen, Engineering Director
Approved unanimously
31. 18-0472 **Consideration of RESOLUTION 2018-33, “A Resolution Authorizing Condemnation for the Acquisition of Property for the SR-96 West Trail Project (Vera Valley Road to 5th Avenue North).**
Paul Holzen, Engineering Director
Resolution 2018-33 approved unanimously.

RECEIPT OF REPORTS AND ITEMS APPROVED ON BEHALF OF THE BOARD

32. 18-0405 **Contract with City Explained, Inc. to Provide Development Scenarios for the Mayes Creek Basin, Based Upon Potential Infrastructure Upgrades (Contract 2017-0229)**
Vernon Gerth, Assistant City Administrator/C&ED
Acknowledged **Emily Hunter, Planning/Sustainability Director**
Andrew Orr, Principal Planner
33. 18-0451 **Consideration for Dedication of Easement for Bobby Drive Water Line Improvements, COF Contract 2016-0198.**
Acknowledged **Michelle Hatcher, Water Management Director**
34. 18-0452 **For Consideration of Dedication of Easement for Bobby Drive Water Line Improvements COF Contract 2016-0202.**
Acknowledged **Michelle Hatcher, Water Management Director**

35. 18-0499 **First Quarter 2018 Wastewater Collection System Activities Summary**
Acknowledged **Michelle Hatcher, Water Management Director**
36. 18-0448 **Grant Contract between the State of Tennessee Department of Finance and Administration Office of Criminal Justice Programs and the City of Franklin, COF Contract No. 2016-0354, Justice Assistance Grant Program.**
Acknowledged **Deb Faulkner, Police Chief**

EXECUTIVE SESSION

37. 18-0337 **Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matter of Pending Litigation.**
Shauna Billingsley, City Attorney
Alderman Burger moved to Enter Executive Session. Seconded by Alderman Barnhill. Motion carried unanimously. (8:10 p.m.)

RETURN FROM EXECUTIVE SESSION

38. 18-0338 **Consideration of Matters from Executive Session**
Dr. Ken Moore, Mayor
(8:20 p.m.) There were no matters for consideration.

ADJOURN

Alderman McLendon moved to adjourn. Seconded by Alderman Blanton. Motion carried unanimously.
Meeting adjourned @ 8:21 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office 6/15/2018 9:48 AM