

**MINUTES OF THE SPECIAL MEETING  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, MARCH 22, 2016 – 7:00 P.M.**

**Board Members**

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

**Call to Order**

Mayor Ken Moore called the March 22, 2016, meeting to order at 7:00 p.m.

**Invocation**

Nancy Baughman, Minister of Administration, Fourth Avenue Church of Christ 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)**

Former Mayor Tom Miller, Franklin, voiced the following:

- Complimented Mayor Moore on his presentation on transportation during a recent Rotary meeting and said he appreciates all the Mayor's work with the MPO and regional transportation.
- He has concerns about the 450 additional apartments to be built in Franklin
- On one hand, the Mayor is working to alleviate traffic while the Board keeps approving more apartments that add more traffic.
- Today, he received a public notice for rezoning his neighborhood so that 50 apartments can be added.
- Previously, 200 apartments were approved just off Columbia Avenue. Traffic congestion is already a problem in that area.
- Don't regard bike lanes and greenways as traffic related issues.
- Please don't talk about sustainable revenue, call it what it is – taxes. The only way to build new roads is to get more money.

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

None in attendance

1. 16-0282 **Approval of Minutes**

*Alderman Petersen moved to approve the March 8, 2016 Work Session and March 8, 2016 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Burger. Motion carried unanimously 6-0.*

**Recognitions**

None

**Miscellaneous Reports**

None

2. 16-0283 **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 6-12 be placed on the Consent Agenda.**

*Alderman Bransford moved to approve Consent Agenda Items 6-12. Seconded by Alderman Barnhill. Motion carried unanimously 6-0.*

**OLD BUSINESS**

3. 15-1030 **PUBLIC HEARING: Consideration of Initiating the De-annexation Process for the De-annexation of Certain Areas Adjacent to Murfreesboro Road. Specifically 4113 Murfreesboro Road.**

**Vernon Gerth, ACA Economic & Community Development**

Public Hearing:

Eric Stuckey explained this de-annexation request was deferred in January to this meeting to allow time for research and guidance on State law as it pertains to de-annexation. There is very limited case law on the subject. Staff will continue to monitor and seek guidance from the State.

A development on property that adjoins the Mizell property has submitted an application for annexation. That property is contiguous to the City. The application for annexation of the adjoining property has been submitted, but a specific date for the consideration by the Planning Commission has not yet been established.

If a property is not contiguous to the City, services can be through the County. Staff needs to consider how this impacts the broader community. Since there are no legal guidelines as to how this relates to the annexation application, BOMA will need to defer this item until more information is received from the State.

Troy Mizell, 4113 Murfreesboro Road, expressed thanks to his neighbors who were present in support of his application to de-annex. Unless his request to de-annex is found to be illegal, he hopes there is a way to de-annex the property requested.

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

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*Alderman Skinner moved to defer the Mizell de-annexation request to the May 24, 2016 BOMA meeting because there are no guidelines available at this time. Seconded by Alderman Barnhill. Motion to defer carried unanimously 6-0.*

4. 16-0174 **PUBLIC HEARING: Consideration of ORDINANCE 2016-002, an Ordinance to Amend the FY2015-2016 Budget.**

**[Second of Three Readings]**

**Michael Walters Young, Budget & Analytics Manager  
Eric Stuckey, City Administrator**

Public Hearing:

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

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*Alderman Bransford moved to approve Ordinance 2016-02. Seconded by Alderman Burger. Motion carries unanimously 6-0 on Second of Three Readings.*

### **NEW BUSINESS**

5. **16-0265 Consideration of RESOLUTION 2016-17, a Resolution to Finalize the Design Associated with Sidewalk Construction Along Murfreesboro Road (SR-96 East) Pinkerton Park to Mack Hatcher Parkway Project.**

**Paul Holzen, Engineering Director**

*Alderman Bransford moved to approve Resolution 2016-17, Option 1 (5' Sidewalk, Open Ditch) as recommended by staff, to finalize the design. Seconded by Alderman Barnhill*

Discussion:

- Option 1 with 5 ft. sidewalk and open ditch is the quickest and cheapest way.
- This project was on the CIP last year and it was thought the project could be done for \$400,000. The cost has tripled to approximately \$2.1 million.

*Alderman Skinner moved to amend the motion; defer and include it with the CIP list. Motion died for lack of a second.*

- Alderman Burger said from Ralston Lane down through Pinkerton Park the homes are closer to the road and she thought it would be appropriate for curb and gutter on that stretch of sidewalk. That would add about \$600,000 to the cost.
- Alderman Bransford thought the project should move forward with the 5 ft. sidewalk and ditch.
- Eric Stuckey explained the curb and gutter design would delay the project another six months and the cost would escalate. It would be necessary to cut into the roadway for utilities. If the State would ever decide to widen the road, all that would be torn out.
- The Aldermen support the 5 ft. sidewalk with open ditch.
- Additional studies must be done with CDM Smith regarding flooding issues.
- Mayor Moore noted it is likely that the curb and gutter option will cost significantly more than the estimate.

*Motion to approve Resolution 2016-17, Option 1, carried 5-1, with Alderman Skinner voting no.*

### **CONSENT AGENDA**

6. **16-0124 Consideration of ORDINANCE 2015-71 To Be Entitled, "An Ordinance to Rezone .4578 Acres From Specific Development-Residential (SD-R 0) District To Office Residential (OR) District for the Property Located at 1102 West Main Street."**

**[Third and Final Reading]**

**Alderman Ann Petersen, FMPC Representative  
Josh King, Senior Planner**

*Ordinance 2015-71 approved unanimously 6-0 on Third and Final Reading.*

7. **16-0210 Consideration of RESOLUTION 2016-13, a Resolution Terminating COF Contract No. 2015-0377 with Charlie Irwin Painting.**

**Lisa Clayton, Parks Director**

*Resolution 2016-13 approved unanimously*

8. **16-0226 Consideration of RESOLUTION 2016-12, a Resolution to Authorize Adoption of Revised ICMA Retirement Plan & Trust Agreements.**

**Shirley Harmon-Gower, HR Director**

**Eric Stuckey, City Administrator**

**Russ Truell, ACA Finance & Administration**

*Resolution 2016-12 approved unanimously.*

9. 16-0025 Consideration of Procurement Award to Tyler Technologies, Inc. of Lubbock, Texas, for an Electronic Citation System in the Total Non-Recurring Amount of \$233,594 for Hardware, Software Licensing and Services, Plus Annual Maintenance and Support Fees of \$29,500 Per Year After the First Year, for use by The Police Department and City Court (FY2016 Budget Anticipates \$253,300 to be Financed by Means of the City's Current Master Lease Arrangement; Contract No. 2015-0401)

Deb Faulkner, Police Chief

Lawrence Sullivan, Assistant City Recorder/City Court

*Approved unanimously*

10. 16-0228 Consideration of COF Contract No. 2016-0007 with Cardinal Tracking for the Police Departments Handheld Electronic Ticket Writer and Backend Software (TickeTrak) in an Annual Amount of \$2,431.20.

Deb Faulkner, Police Chief

*Approved unanimously*

11. 16-0211 Consideration of Event Permit for Main Street Festival Sponsored by The Heritage Foundation on April 23-24, 2016 in Downtown Franklin.

Deb Faulkner, Police Chief

*Approved unanimously*

**APPROVED ON BEHALF OF THE BOARD**

12. 16-0227 Acknowledge Report of Sole-Source Purchase From Physio-Control, Inc. of Redmond, Washington in Total Amount of \$30,959.76 for One (1) LifePak 15 Cardiac Monitor/Defibrillator for the Fire Department (\$30,960.00 budgeted in 130-83530-42200 for Fiscal Year 2016; Contract No. 2016-0021

Rocky Garzarek, Fire Chief

Todd Horton, Deputy Fire Chief

*Approved unanimously.*

**No EXECUTIVE SESSION**

**ADJOURN**

Meeting adjourned @ 7:40 p.m.

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Dr. Ken Moore, Mayor