



City of Franklin

109 3rd Ave S
Franklin, TN 37064
(615)791-3217

Meeting Minutes

Board of Mayor & Aldermen

Tuesday, February 14, 2017

7:00 PM

Board Room

Call to Order

Invocation

Pledge of Allegiance

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.)

Communications

Approval Of Minutes.

- [17-0064](#) Approval of Minutes:
January 24, 2017 5:00 Worksession
January 24, 2017 7:00 Board of Mayor and Aldermen

A motion was made by Alderman Petersen, seconded by Alderman Barnhill, that these Minutes be approved. The motion carried by a unanimous vote.

Recognitions

Miscellaneous Reports

Consent Agenda

- [17-0065](#) Consideration of items 17- 28 on the Consent agenda.

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

OLD BUSINESS

3. [16-0904](#) PUBLIC HEARING: Consideration Of Ordinance 2016-45, To Be Entitled, To Be Entitled: "An Ordinance To Amend Chapter 3 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, In Order To Add Parking Structures To The List Of Permitted New Uses/Encroachments In The FFO - Floodway Fringe Overlay District And Revise The Requirements For Parking Lots located in the FFO." (12/15/16 FMPC 9-0; 1/10/17 1ST BOMA Reading 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter and James Svoboda

Attachments: [ORD 2016-45 Amend FFO Parking Structures Law Approved \(3\)](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

4. [16-1038](#) PUBLIC HEARING: Consideration Of Ordinance 2016-48, To Be Entitled, "An Ordinance To Rezone 1.30 Acres From Detached Residential 2 (R-2) District To General Office (GO) District, Located West Of Royal Oaks Boulevard And North Of Murfreesboro Road, 203 North Royal Oaks Boulevard." (12/15/16 FMPC 9-0; 1/10/17 1ST BOMA Reading 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Brad Baumgartner

Attachments: [Dodson and Herbert,Rezoning Map](#)
[Ord 2016-48 Dodson and Herbert Subd. with Map Law Approved](#)
[203 NRB Zoning Map-24x36](#)

A motion was made by Alderman Barnhill, seconded by Alderman Petersen, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

5. [16-1039](#) PUBLIC HEARING: Consideration Of Resolution 2016-87/Ordinance 2016-49 To Be Entitled, "A Resolution And Ordinance To Annex 459, 463, 467 Franklin Road, Consisting Of 5.4 Acres, Located West Of Franklin Road And North Of Mack Hatcher Parkway And Adjoining The City Limits Within The Western Part Of The Franklin Urban Growth Boundary (UGB)." (12/15/16 FMPC 9-0; 1/10/17 1ST BOMA Reading 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter and Brad Baumgartner

Attachments: [Res 2016-87 Ord 2016-49 459 463 467 Franklin Road with Map.Law Approved](#)
[459 463 467 Franklin Rd Annexation Map](#)
[Letter of Request - SIGNED](#)
[Annexation Application - SIGNED](#)
[Owner Affidavit - SIGNED](#)
[Phyllis Anexation documents \(Additional Property Owner\)](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

6. [16-1040](#) PUBLIC HEARING: Consideration Of Ordinance 2016-50, To Be Entitled, "An Ordinance To Zone 5.4 Acres Detached Residential 1 (R-1) District, Hillside/Hillcrest Overlay (HHO) District, Berry's Chapel Character Area Overlay (BCCO- 7) District, And Designate The Development Standards As Being Appropriate For Either Traditional Or Conventional Area Development Standards, For The Property Located West Of Franklin Road And North Of Mack Hatcher Parkway, 459, 463, 467 Franklin Road."(12/15/16 FMPC 9-0; 01/10/17 WS, 1ST BOMA Reading 8-0) SECOND OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Brad Baumgartner

Attachments: [Ord 2016-50 Zone 459 463 467 Franklin Road with Map.Law Approved](#)
[459.463.467 Franklin Road Rezoning Map](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

7. [16-1041](#) PUBLIC HEARING: Consideration Of Resolution 2016-45 To Be Entitled, "A Resolution Adopting A Plan Of Services For The Annexation Of 459, 463 And 467 Franklin Road, By The City Of Franklin, Tennessee." (12/10/16 FMPC 9-0, 01/10/17 WS)

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Brad Baumgartner

Attachments: [459 463 467 Franklin Rd Annexation Map](#)
[2016-45 RES Revised Draft POS with map 459 463 467 Franklin Rd.Law Approved 2](#)

A motion was made by Alderman Blanton, seconded by Alderman Burger, that this Resolution be approved. The motion carried by a unanimous vote.

8. [17-0024](#) PUBLIC HEARING; Consideration of Ordinance 2017-01, an Ordinance to Amend the FY 2016-2017 Budget (Amendment #4). (01/12/17 Finance 4-0, 1-24-17 First Reading 8-0) SECOND OF THREE READINGS

Sponsors: Eric Stuckey and Michael Walters Young

Attachments: [2017 Budget Amendment #4 Memo](#)
[Ord 2017-01 FY 2017 Budget Amendment #4](#)
[Impact of 2017-01 - FY 2017 Budget Amendment #4](#)

A motion was made by Alderman Martin, seconded by Alderman Barnhill, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

NEW BUSINESS

9. [17-0125](#) Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2015-0381) with Smith Seckman Reid, Inc. for the Ladd Park Interceptor Sewer Project for an Increase in the Not-to-Exceed Contract Amount of \$69,200. (1/26/2016 CIC 3-0; 1-Recused)

Sponsors: Paul Holzen

Attachments: [COF 2015-0381 PSA Amendment 1 SSR Ladd Park with Exhibit A Law Approved](#)

A motion was made by Alderman Blanton, seconded by Alderman Skinner, that this Contract/Agreement be approved. The motion carried by the following vote:

Aye: 5 - Alderman Skinner, Alderman Burger, Alderman Blanton, Alderman Barnhill, and Alderman Petersen

Absent: 2 - Alderman McLendon, and Vice Mayor Bransford

Recused: 1 - Alderman Martin

Chairing: Mayor Moore

10. [17-0126](#) Consideration of A Professional Services Agreement (COF Contract No. 2017-0012) with Smith Seckman Reid, Inc. for the Ladd Park Interceptor Sewer Resident Project Representative in the Not-to-Exceed Amount of \$112,000.00 (1/26/2016 CIC 3-0; 1 recused)

Sponsors: Paul Holzen

Attachments: [COF 2017-0012 LADD PARK SSR INSPECTION PSA with Scope Law Approved](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by the following vote:

Aye: 5 - Alderman Skinner, Alderman Burger, Alderman Blanton, Alderman Barnhill, and Alderman Petersen

Absent: 2 - Alderman McLendon, and Vice Mayor Bransford

Recused: 1 - Alderman Martin

Chairing: Mayor Moore

11. [17-0104](#) *Consideration of Development Agreement for Mallory Green Development on the Corner of Mallory Lane and Spring Creek Drive (COF 2016-0335) with 3665 Mallory JV LLC (02/14/17 WS)

Sponsors: Paul Holzen

Attachments: [COF 2016 - 0335 Mallory Green Development Agreement - LawApproved](#)

A motion was made by Alderman Burger, seconded by Alderman Martin, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

12. [17-0105](#) *Consideration of request to Deny Sanitary Sewer Availability to 509 Franklin Road (02/14/17 WS)

Sponsors: Paul Holzen

Attachments: [Sewer Availability Form - 509 Franklin Rd Franklin TN - Letitia & Russ Baldwin](#)
[509 Franklin Rd - Map](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

13. [17-0122](#) *Consideration of Final Payment to Southeast Contractors, Inc. in the amount of \$30,186.25 for the construction of the City of Franklin Fire Station No.8 Westhaven. (COF 2014-0032). (02/14/17 WS)
- Sponsors:** Eric Stuckey and Brad Wilson
- Attachments:** [AIA G703 COF FIRE STATION NO 8 #18 - signed 12-19-16.pdf](#)
[Change Order #6.pdf](#)
- A motion was made by Alderman Blanton, seconded by Alderman Petersen, that this Contract/Agreement be approved. The motion carried by a unanimous vote.**
14. [17-0106](#) *Consideration of Resolution 2017-06 Awarding the Construction Contract (COF Contract No. 2014-0259) for the Hunters Bend Elementary Safe Routes to School Project (TDOT PIN 118151.00) to Jarrett Builders, Inc. in the Amount of \$321,000.00 (02/14/17 WS)
- Sponsors:** Engineering
- Attachments:** [Res 2017-06 Hunters Bend Safe Routes to School Project Law Approved.pdf](#)
[HuntersBendSRTS_CONST_ApparentBidResults.pdf](#)
[HuntersBendSRTS_CONST_TabulatedBidResults_FINAL.pdf](#)
[HuntersBendSRTS_CONST_RecommendationLetter_SIGNED.pdf](#)
- A motion was made by Alderman Blanton, seconded by Alderman Barnhill, that this Resolution be approved. The motion carried by a unanimous vote.**
15. [17-0142](#) *Consideration of Resolution 2017-10, A Resolution of Support For Sustainable Funding For Transportation. (02/14/17 WS)
- Sponsors:** Eric Stuckey
- Attachments:** [Resolution 2017-10 - Sustainable Transportation](#)
- A motion was made by Alderman Martin, seconded by Alderman Skinner, that this Resolution be approved. The motion carried by a unanimous vote.**
16. [17-0146](#) *Consideration of a Funding Agreement for Knoll Top Lane at Columbia State Community College, COF Contract 2017-0010. (02/14/17 WS)
- Sponsors:** Eric Stuckey and Vernon Gerth
- Attachments:** [2017-0010 Knoll Top Lane CSCC AgreementLaw Approved 2-5-17](#)
- A motion was made by Alderman Burger, seconded by Alderman Skinner, that this Contract/Agreement be approved. The motion carried by a unanimous vote.**

All Other Consent Items

17. [17-0015](#) *Consideration of Ordinance 2016-52, To Be Entitled: "An Ordinance To Amend Chapter 3 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, To Amend The Use Table And Regulations Pertaining To Self-Storage Facilities Uses."; Establishing a Public Hearing for March 14, 2017. (01/26/17 FMPC 9-0) FIRST OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Josh King

Attachments: [Ordinance 2016-52 Self Storage.Law Approved.pdf](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Ordinance be referred as a Public Hearing Item to the Board of Mayor & Aldermen, meeting on 3/14/2017. The motion carried by a unanimous vote.

18. [17-0048](#) *Consideration of Ordinance 2016-51, To Be Entitled: "An Ordinance To Rezone 23.61 Acres From General Commercial (GC) District To Specific Development Variety (SD-X 14.61/350,000/200) District For The Property Located North Of East McEwen Drive And East Of Carothers Parkway, (Apex Village PUD Subdivision)."; Establishing a Public Hearing for March 14, 2017. (01/27/17 FMPC) FIRST OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and Josh King

Attachments: [MAP ApexVillageRezone.pdf](#)

[Ordinance 2016-51 Apex Village PUD_with MapLaw Approved.pdf](#)

[Apex Village Rezoning 01.05.17.pdf](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Ordinance be referred as a Public Hearing Item to the Board of Mayor & Aldermen, meeting on 3/14/2017. The motion carried by a unanimous vote.

19. [17-0053](#) *Consideration of Ordinance 2016-53, To Be Entitled: "An Ordinance To Amend Chapter 3 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, To Amend The Regulations For Commercial Uses For Bed And Breakfast Establishments In Order To The Increase The Maximum Number Of Permitted Guests From Six To Eight, And Increase The Maximum Number Of Sleeping Rooms Available For Transient Occupancy From Three To Four."; Establishing a Public Hearing Date of March 14, 2017. (01/26/17 FMPC 9-0) FIRST OF THREE READINGS

Sponsors: Ald. Ann Petersen, Emily Hunter, Amy Diaz-Barriga and James Svoboda

Attachments: [Ord 2016-53 Amend Bed and Breakfast Regulations Law Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Ordinance be referred as a Public Hearing Item to the Board of Mayor & Aldermen, meeting on 3/14/2017. The motion carried by a unanimous vote.

20. [17-0123](#) Consideration of a Professional Services Agreement (COF Contract No. 2017-0007) with Barge Waggoner Sumner & Cannon, Inc. for the Design of East McEwen Drive and Cool Springs Boulevard Intersection Improvements in an Amount Not-to-Exceed \$74,955.00 (1/26/2016 CIC 4-0)

Sponsors: Engineering

Attachments: [COF2017-0007 PSA EMcEwenRoundabout Design with ScopeLaw Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

21. [17-0124](#) Consideration of A Resolution 2017-03, Awarding the Construction Contract (COF Contract No. 2016-0083) to Cleary Construction, Inc., in the Amount of \$2,339,780.00 for the Ladd Park Interceptor Sewer Improvements Project. (1/26/2016 CIC 4-0)

Sponsors: Paul Holzen

Attachments: [PMF_170110_Ltr_Franklin_Ladd Park_Bid Award](#)
[Ladd Park_Bid Summary](#)
[Ladd Park_Bid Tab](#)
[Res 2017-03 Ladd Park Sewer ProjectLaw Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Resolution be approved. The motion carried by a unanimous vote.

22. [17-0127](#) Consideration of Resolution 2016-68, a Resolution Authorizing the City Administrator, Director of Engineering, and Assistant Director of Engineering to Review and Approve the Spending of a Project Contingency for the Hillsboro Road Improvements Project Phase 2, Independence Square to Mack Hatcher Parkway, in an Amount Not-to-Exceed \$500,000. (1/26/2016 CIC 4-0)

Sponsors: Paul Holzen

Attachments: [Res 2016-68 Hillsboro Rd Contingency Law Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Resolution be approved. The motion carried by a unanimous vote.

23. [17-0128](#) Consideration of a Professional Services Agreement (COF Contract No. 2017-0017) with Volkert, Inc. for the Design of Intersection Improvements at Mallory Lane/North Royal Oaks Boulevard & Liberty Pike in an Amount Not-to-Exceed \$229,965 (1/26/2016 CIC 4-0)

Sponsors: Engineering

Attachments: [COF2017-0017 PSA MalloryLibertyIntersection_with ScopeLaw Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

24. [17-0129](#) Consideration of Ordinance 2017-03 “An Ordinance to Establish All-Way Stop Control at the Intersection of Churchill Place and Newcastle Drive”. (1/26/17 CIC 3-0; 1-recused) FIRST OF TWO READINGS

Sponsors: Paul Holzen

Attachments: [Ord 2017-03 Stop Sign Churchill Pl and Newcastle Dr_with Exhibits A and B Law Approved](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Ordinance be referred as a Consent Item to the Board of Mayor & Aldermen, meeting on 2/28/2017. The motion carried by a unanimous vote.

25. [17-0066](#) Consideration of Resolution 2017-04 to Re-Purpose Excess Water and Sewer Taps from City-Owned Un-developable Parcels. (01/24/16 WS)

Sponsors: Building and Neighborhood Services (BNS) and Chris Bridgewater

Attachments: [Resolution 2017-04 - Repurpose of Water and Sewer Taps from City owned property](#)
[Resolution 2017-04 - Repurpose of Water and Sewer Taps from City owned property - EXHIBIT](#)
[Attachment to 2017-04 List of Vacated Properties](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Resolution be approved. The motion carried by a unanimous vote.

26. [17-0055](#) Consideration of COF Contract No. 2016-0369, City of Franklin Special School District Property Master Planning Scope of Work (1-24-17 WS).

Sponsors: Lisa Clayton

Attachments: [PSA 2016-0369 FSSD property concept_with attachmentLaw Approved_rev](#)

This Contract/Agreement was approved.

27. [16-1100](#) Consideration of Event Permit for the Pilgrimage Music and Cultural Festival on September 22-24, 2017 at the Park at Harlinsdale Farm(1-24-17 WS).

Sponsors: Lisa Clayton

Attachments: [Pilgrimage 2017 App](#)

This Event Permit was approved.

Items Approved on Behalf of the Board

28. [17-0093](#) Acknowledge Report Of Option To Extend The Term Of Award For A Certain Procurement Having Been Recently Exercised (Contract No. 2015-0056)

Sponsors: Brian Wilcox

Attachments: [2015-022 extension letter 2016.11.08.1524. signed for both parties](#)

A motion was made by Alderman Burger, seconded by Alderman Barnhill, that this Item Approved on Behalf of the Board be approved. The motion carried by a unanimous vote.

EXECUTIVE SESSION

RETURN FROM EXECUTIVE SESSION

Scheduled Meetings and Events

Other Business

Adjourn

Anyone needing accommodations due to disabilities please contact the Risk Manager at 615-791-3277 24 hours prior to the meeting.