
**MINUTES OF THE SPECIAL MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, MARCH 26, 2019 – 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 Scott Speedy	P

Department Directors/Staff

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

CALL TO ORDER

Mayor Ken Moore called the March 26, 2019, meeting to order at 7:30 p.m.

INVOCATION

Alderman Clyde Barnhill gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Ken 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)

- Susan O'Hura, 6925 Owendale Lane: She's walked her dog past the empty trash-ridden Walgreen's in McKay's Mill many times. Her daughter doesn't ride her bicycle past there because it is frightening. Referring to the Work Session item proposing to use the building as a service dog training facility, she wasn't sure why someone who wants a long-term lease and thereafter to provide security, low traffic and a business that isn't resident dependent, why you wouldn't consider giving a special tweak to your ordinance that is a customer driven tweak, so if he left it would dissolve if he didn't stay the term of the lease. He trains high level dogs that go out and protect and serve the disabled, are home protection dogs. You must train the people who work with those dogs. He deserves to make a dent in a community that he has already given to. He's charitable and honorable. He's gone door to door to talk to the citizens and doing due diligence. She thinks he deserves stronger consideration than just that he doesn't fit into an ordinance. She implored the Board to reconsider, and if there is something more the Board needs from him let him know. As the owner of a security dog and a taxpaying citizen, she asked the Board to just give him a chance.

COMMUNICATIONS FROM WILLIAMSON COUNTY MAYOR AND WILLIAMSON COUNTY COMMISSION

Representatives were not present

APPROVAL OF MINUTES

1. 19-0230 *Vice Mayor Barnhill moved to approve the February 26, 2019 Work Session, February 26, 2019 Board of Mayor and Aldermen minutes, and March 12, 2019 Work Session and March 12, 2019 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Blanton. Motion carried unanimously.*

RECOGNITIONS

2. 19-0263 **Recognition of Winners of The Franklin Fire Department Pet Photo Contest**
Rocky Garzarek, Fire Chief
Curt Edelmann, Assistant Fire Marshal

Three of the winners were present:

- Jennifer Redman and her black lab, Sadie Mae
- Keegan Gill and his dog, Thor
- Patsy Shanks Rice and her dog, Lexie

Pictures of the other winners were displayed:

- Tara Robinson and her dog, Brees
- Amy Roop Estes and her bulldog, Yum!
- Laura Danner and her horse, Penny

Chief Garzarek and Assistant Fire Marshal Edelmann presented the winners with gift baskets from Mars Petcare.

National CPR Week is June 1-7, 2019 and the City is offering a couple of courses for citizens who would like to learn CPR. Chief Garzarek gave credit to Jamie Melton, Fire and Life Safety Educator, who oversees this project, but couldn't be here tonight.

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 6-18 be placed on the Consent Agenda.

3. 19-0233 **Consideration of Items 6-18 on the Consent Agenda**
Alderman Blanton moved to approve the Consent Agenda Items 6-18. Seconded by Vice Mayor Barnhill. Motion carried unanimously.

OLD BUSINESS

4. 19-0219 **PUBLIC HEARING: Consideration of ORDINANCE 2019-04 to be entitled: "An Ordinance to Establish All-Way Stop Control at the Intersection of Rural Plains Circle and Hughes Crossing."**

[FIRST OF TWO READINGS]

Paul Holzen, Director of Engineering

The neighbors adjacent were contacted and were in favor of the four-way stop, the one they could get in touch with. The HOA was informed. One resident requested the stop control. There is a sight distance issue at this intersection and due to pedestrian safety. Staff recommends approval.

Public Hearing:

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

Alderman Bransford moved to approve Ordinance 2019-04. Seconded by Alderman Petersen. Motion carried unanimously on First of Two Readings.

NEW BUSINESS

5. 19-0268 ★Consideration of RESOLUTION 2019-24, A Resolution to Authorize the Parks Department, on Behalf of the Board of Mayor and Aldermen, to Submit an Online Grant Application to the Baseball Tomorrow Fund for the Renovation of the Irrigation System at Jim Warren Park in the Total Amount of \$80,000.

Lisa Clayton, Parks Director

Paige Cruse, Parks & Recreation Superintendent

*Alderman Blanton moved to approve Resolution 2019-24. Seconded by Alderman Bransford.
Motion carried unanimously.*

CONSENT AGENDA

6. 19-0195 ★Consideration of ORDINANCE 2019-03, "An Ordinance to Rezone 12.67 Acres from General Commercial (GC) District to Specific Development-Variety (SD-X) (18.8, 150000, 170) District for the Property Located South of East McEwen Drive and West of Carothers Parkway (Huffines Property PUD Subdivision)". Establishing a Public Hearing Date of April 23, 2019.

Franklin Municipal Planning Commission

Emily Hunter, Planning/Sustainability Director

Amy Diaz-Barriga, Planning Supervisor

Josh King, Senior Planner

[First of Three Readings]

Ordinance 2019-03 approved unanimously on First of Three Readings.

7. 19-0196 ★Consideration of ORDINANCE 2019-02, "An Ordinance to Rezone 10.03 Acres from General Commercial (GC) District to Civic-Institutional (CI) District for the Property Located South of East McEwen Drive and West of Carothers Parkway (Future City Park)." Establishing a Public Hearing Date of April 23, 2019.

Franklin Municipal Planning Commission

Emily Hunter, Planning/Sustainability Director

Amy Diaz-Barriga, Planning Supervisor

Josh King, Senior Planner

[First of Three Readings]

Ordinance 2019-02 approved unanimously on First of Three Readings

8. 18-0891 Consideration of ORDINANCE 2018-46, To Be Entitled: "An Ordinance to Amend the Franklin Municipal Code, Appendix A-Comprehensive Fees and Penalties, Chapter 14, Relating to Zoning and Land Use Application Fees for the Planning Review Process."

Planning & Sustainability Department

Emily Hunter, Director

[THIRD AND FINAL READING]

Ordinance 2018-46 approved unanimously on Third and Final Reading

9. 18-1257 Consideration of ORDINANCE 2018-61 – An Ordinance to Rezone 58.58 Acres from Specific Development Variety District (2.61, 391,012) to Specific Development Variety District (10.48,420875) for the Property located at the Intersection of Cool Springs Boulevard and East McEwen Drive (Avalon Square PUD Subdivision).

Franklin Municipal Planning Commission

Emily Hunter, Planning/Sustainability Director

Amy Diaz-Barriga, Planning Supervisor

Josh King, Senior Planner

[THIRD AND FINAL READING]

Ordinance 2018-61 approved unanimously on Third and Final Reading

10. 18-1276 Consideration of ORDINANCE 2018-62 – An Ordinance to Rezone 5.35 Acres from Specific Development Residential (SD-R 5.03) District to Neighborhood Commercial (NC) District for the Property Located West of Carothers Parkway and South of South Carothers Road, 4309 South Carothers Road (Discovery Center)

Alderman Ann Petersen, FMPC Representative

Emily Hunter, Planning/Sustainability Director

Amy Diaz-Barriga, Planning Supervisor

Christopher Andrews, Principal Planner

[Third and Final Reading]

Ordinance 2018-62 approved unanimously on Third and Final Reading

11. 18-1277 **Consideration of ORDINANCE 2018-63 – An Ordinance to Rezone 121.54 Acres from Specific Development-Residential (SD-R 5.03) District to Specific Development-Residential (D-R 5.25) District for the Property Located East of Carothers Parkway and South of South Carothers Road (Lockwood Glen PUB Subdivision), 4309 South Carothers Road (Discovery Center)**

[Third and Final Reading]

**Alderman Ann Petersen, FMPC Representative
Emily Hunter, Planning/Sustainability Director
Amy Diaz-Barriga, Planning Supervisor
Christopher Andrews, Principal Planner**

Ordinance 2018-63 approved unanimously on Third and Final Reading

12. 19-0185 **Consideration of ORDINANCE 2019-01, an Ordinance to Amend Title 17-Municipal Solid Waste Disposal, for the Purpose of Providing Adequate Time for Transfer Station Customers to Pay Bills Before Due Date.**

[Second and Final Reading]

**Jack Tucker, SES Director
Mark Hilty, Assistant City Administrator/Public Works**

Ordinance 2019-01 approved unanimously on Second and Final Reading

13. 19-0129 **Consideration of RESOLUTION 2017-73, “A Resolution to Amend the Franklin Police Department Wrecker Service Policy and Agreement.**

**Deborah Faulkner, Police Chief
Shauna Billingsley, City Attorney**

Resolution 2017-73 approved unanimously

14. 19-0212 **Consideration of Valet Parking Permit for Shalom Foundation Event on May 18th at 132 3rd Avenue S.**

Tom Marsh Interim BNS Director

Approved unanimously

15. 19-0116 **Consideration of COF Contract 2019-0033, Engagement Agreement with Bass, Berry & Sims, PLC, for Outside Counsel Services for Review and Drafting Contract Forms for General City Use.**

Shauna Billingsley, City Attorney

COF Contract 2019-0033 approved unanimously

16. 19-0214 **Consideration of Liquor License Renewal for the Corner Wine and Spirits (Ramesh Surati and Manharbhai Patel, Managing Agents), 1110 Hillsboro Road, Suite 1102a, Franklin, TN 37064**

Lanaii Benne, Assistant City Recorder

Approved unanimously

17. 19-0216 **Consideration of Liquor License Renewal for West Main Street Liquors, (Mr. Jose Arredondo, Managing Agent), 1326 West Main Street, Franklin, TN 37064**

Lanaii Benne, Assistant City Recorder

Approved unanimously

18. 18-0227 **Consideration of Event Permit for Main Street Festival sponsored by the Heritage Foundation on April 27-28 in Downtown Franklin.**

Deborah Faulkner, Police Chief

Approved unanimously

RECEIPT OF REPORTS AND ITEMS APPROVED ON BEHALF OF THE BOARD

19. 19-0199 **The City’s Use of Temporary Staffing Agency Industrial Staffing of Tennessee, COF Contract 2019-0061.**

Acknowledged

Kevin Townsel, HR Director

- | | | | | |
|-------|---------|---|---------------------|---|
| 20. | 18-0843 | Agreement for Dedication of Easement (2018-0072) for the Bobby Drive Water Line Improvements Project. | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director
Todd Snackenberg, Right-of-Way Agent-Water |
| <hr/> | | | | |
| 21. | 19-0019 | Agreement for Dedication of Easement (COF Contract 2019-0001) for the Franklin Road Sanitary Sewer Extension Project. | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director
Todd Snackenberg, Right-of-Way Agent-Water |
| <hr/> | | | | |
| 22. | 19-0024 | Agreement for Dedication of Sanitary Sewer Easement (COF Contract 2019-0002) with Hannah Davis. | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director
Todd Snackenberg, Right-of-Way Agent-Water |
| <hr/> | | | | |
| 23. | 19-0128 | Acknowledgement of City of Franklin Contract 2019-0036 Service Agreement for Facilitated Tree Climbing for Arbor Day Event. | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director
Patricia McNeese Utilities Engineer II |
| <hr/> | | | | |
| 24. | 19-0242 | Agreement of Dedication of Temporary Construction Easement (COF Contract 2018-0065) with Connie Tucker Robeson for the Holiday Court Pump Station Upgrade Project. | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director |
| <hr/> | | | | |
| 25. | 19-0265 | Sole-source purchase from the C.I. Thornburg Co., Inc. of Nashville, TN of 324 Sensus Model 520M Water Meter Transceiver Units in the Total Amount of \$37,260 for the Water Distribution Division of the Water Management Department (\$100,000 budgeted in 421-83680-52102 for fiscal year 2019) | <i>Acknowledged</i> | Michelle Hatcher, Water Management Director |

EXECUTIVE SESSION

- | | | |
|--|---------|--|
| 26. | 19-0236 | Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matter of Pending Litigation. |
| Shauna Billingsley, City Attorney | | |
| <i>Vice Mayor Barnhill moved to enter Executive Session. Seconded by Alderman Blanton. Motion carried unanimously. (7:43 p.m.)</i> | | |

RETURN FROM EXECUTIVE SESSION

- | | | |
|--|---------|--|
| 27. | 19-0239 | Consideration of Matters from Executive Session |
| Dr. Ken Moore, Mayor | | |
| <i>(Returned 7:55 p.m.) There were no matters for consideration.</i> | | |

ADJOURN

Alderman Martin moved to adjourn. Seconded by Alderman Burger. Motion carried unanimously.

Meeting adjourned @ 7:55 p.m.

Dr. Ken Moore, Mayor