



# City of Franklin

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

## Meeting Agenda

### Board of Mayor & Aldermen

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Tuesday, May 8, 2018

7:00 PM

Board Room

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#### 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.

1. [18-0331](#) Consideration of Approval of Minutes:  
April 24, 2018 5:00 p.m. Work Session  
April 24, 2018 7:00 p.m. Board of Mayor and Aldermen

#### Recognitions

2. [18-0220](#) Proclamation of Children's Mental Health Awareness Day  
**Attachments:** [Childrens Day Proclamation 2018.pdf](#)
3. [18-0450](#) Proclamation of Jerome Bannister Day

#### Miscellaneous Reports

**Consent Agenda**

*All Items Under The Consent Agenda Are Deemed To Be 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 21-24 Be Placed On The Consent Agenda.*

4. [18-0332](#) Consideration of items 21 - 24 on the Consent Agenda

**OLD BUSINESS**

5. [18-0133](#) PUBLIC HEARING: 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)." (3/22/18 FMPC 8-0, 04-10-18 WS, 04/10/18 BOMA 1st Reading 7-0) SECOND OF THREE READINGS

**Sponsors:**

Ald. Ann Petersen, Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

**Attachments:**

[map\\_200300dOWNSbLVD.pdf](#)

[Ord2018-04\\_Downs Blvd.pdf](#)

[Ord 2018-04 rezone Downs Blvd with Map.Law Approved \(2\).pdf](#)

[Item 7 Attachment Handout from Applicant March 2018](#)

**Legislative History**

3/22/18	Franklin Municipal Planning Commission	recommended favorably to the Board of Alderman and to the Work Session
4/10/18	Work Session	acknowledged
4/10/18	Board of Mayor & Aldermen	referred as a Public Hearing Item to the Board of Mayor & Aldermen

6. [17-0972](#) Consideration of Ordinance 2016-25, “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 Dedication.” (11/14/17 WS, Continued to 12/12/17 WS; 04/10/18 WS; 04/24/18 BOMA Deferred 1st Reading to 5/8/2018) FIRST OF TWO READINGS

**Sponsors:** Eric Stuckey, Vernon Gerth and Lisa Clayton

**Attachments:** [2016-25 Ordinance\\_Parkland Dedication\\_Municipal Code Amendment.Law App](#)  
[2016-25 ORD Parkland Dedication.Law Approved \(2\).pdf](#)  
[Latest Version Ord 2016-25\\_Parkland Dedication.Law Approved Ver. with edits](#)  
[Ord 2016-25\\_Parkland Impact Fee Ordinance.Law Approved 11-7-17](#)  
[Parkland Impact Fee Ordinance Presentation 11-14-17\(2\)](#)  
[Generic Neighborhood Park.pdf](#)  
[1 Quadrant map placements](#)  
[2 Parkland fees collected & projected 5-1-18](#)  
[3 Parkland fees collected 5-1-18](#)  
[4 Quad totals broken down by quads 5-1-18](#)  
[5 Quadrants By Acreage and CategoriesIrc5216 kl all](#)  
[6 Quadrants By Acreage and CategoriesIrc5216 kl county](#)

**Legislative History**

11/14/17	Work Session	referred to the Work Session
12/12/17	Work Session	referred to the Work Session
4/10/18	Work Session	referred to the Board of Mayor & Aldermen
4/24/18	Board of Mayor & Aldermen	referred as an Old Business Item to the Board of Mayor & Aldermen

7. [17-0973](#) 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.” (11/16/17 FMPC 9-0; 04/10/18 WS; 04/24/18 BOMA Deferred 1st Reading to 05/08/18) Establishing a Public Hearing of May 22, 2018. FIRST OF THREE READINGS

**Sponsors:** Ald. Ann Petersen and James Svoboda

**Attachments:** [Ordinance 2016-36 - Amend Parkland Dedication Requirements in Zoning Ordir](#)

**Legislative History**

11/16/17	Franklin Municipal Planning Commission	recommended favorably to the Board of Alderman and to the Work Session
12/12/17	Work Session	referred to the Work Session
4/10/18	Work Session	referred to the Board of Mayor & Aldermen

4/24/18 Board of Mayor & Aldermen referred as an Old Business Item to the Board of Mayor & Aldermen

8. [18-0217](#) Consideration of Ordinance 2018-05, An Ordinance Granting a natural gas Franchise Agreement with Atmos Energy Corporation (COF Contract No. 2018-0032). (03/08/18 Finance 4-0; 04/10/18 1st BOMA Reading Deferred to May 8, 2018 7-0) FIRST OF TWO READINGS

**Sponsors:** Kristine Tallent

**Attachments:** [Franklin TN Franchise Agreement Proposed by Atmos Feb 27 2018](#)  
[History of Natural Gas Franchise Fees 2013-2018](#)

**Legislative History**

3/8/18 Budget & Finance referred as a Consent Item to the Board of  
Committee Mayor & Aldermen

4/10/18 Board of Mayor & Aldermen deferred

**NEW BUSINESS**

9. [18-0349](#) Consideration of Resolution 2018-38, A Resolution Authorizing The City Administrator To Forward a Letter To the Tennessee Department Of Transportation - Excess Land Committee Waiving The City's Right To Purchase A Strip Of Excess Right-Of-Way And To Execute A Cross-Access Easement Agreement With Franklin Investment Holdings, LLC. (04/24/18 WS)

**Sponsors:** Eric Stuckey and Vernon Gerth

**Attachments:** [Res. No. 2018-38 - TDOT Riverside Drive with Exhibit A.Law Approved](#)  
[Letter of Request Riverside Drive 3-29-18](#)  
[Illustration - Riverside Drive TDOT ROW 4-1-18](#)  
[14-034 1010 RIVERSIDE DR BDRY TOPO 2017-11-01 klb](#)

**Legislative History**

4/24/18 Work Session referred as a Consent Item to the Board of  
Mayor & Aldermen

10. [18-0396](#) Consideration of Amendment #2 to the Professional Services Agreement (COF Contract No. 2011-0076) with Smith Seckman Reid for the Mack Hatcher Parkway Water and Sanitary Sewer Relocation Project in the amount of \$7,850.00 (4/26/18 CIC 2-0, 1 Recusal)

**Sponsors:** Paul Holzen

**Attachments:** [2011-0076 Amendment 2 SSR with attachment.Law Approved](#)

**Legislative History**

4/26/18 Capital Investment referred to the Board of Mayor & Aldermen  
Committee

11. [18-0397](#) Consideration of Amendment #4 to the Professional Services Agreement (COF Contract No. 2014-0177) with Hethcoat and Davis for Goose Creek Sanitary Sewer Extension Project from West of I65 to East of I65 in the amount of \$5,500.00 (4/26/18 CIC 2-0, 1 Recusal)
- Sponsors:** Michelle Hatcher
- Attachments:** [COF 2014-0177 PSA Amendment 4\\_with attachment.Law Approved](#)
- Legislative History**
- |         |                              |   |
|---------|------------------------------|---|
| 4/26/18 | Capital Investment Committee | referred to the Board of Mayor & Aldermen |
|---------|------------------------------|---|
12. [18-0407](#) Consideration of Change Order No. 3 to the Construction Contract (COF Contract No. 2015-0062) with Judy Construction Company for the Water Treatment Plant Modifications Project for a Total Time Extension of 78 calendar days. (4/26/18 CIC 2-0, 1 Recusal)
- Sponsors:** Michelle Hatcher
- Attachments:** [2015-0062 Change Order no 3\\_Judy](#)  
[180307ATJ LTR CO003 Time Extension Franklin WTP draft](#)
- Legislative History**
- |         |                              |   |
|---------|------------------------------|---|
| 4/26/18 | Capital Investment Committee | referred to the Board of Mayor & Aldermen |
|---------|------------------------------|---|
13. [18-0414](#) \*Consideration of Amendment No. 5 to the Professional Services Agreement (COF Contract No. 2013-0034) with CDM Smith, Inc. for the Mack Hatcher Extension Project [SR-397 Mack Hatcher Parkway West, from South of SR-96, West of Franklin, to East of SR-106 (US-431), North of Franklin, Williamson County] at a Cost Increase Not-to-Exceed \$32,640.00
- Sponsors:** Engineering
- Attachments:** [COF 2013-0034 - Mack Hatcher Amendment No 5\\_with attachment.Law Approv](#)
14. [18-0479](#) \*Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2016-0325) with Alfred Benesch and Company for the SR-96W Multi-Use Trail Project for a Cost Increase in the Amount Not-to-Exceed \$46,226.50
- Sponsors:** Engineering
- Attachments:** [2016-0325 Amend1 PSA Benesch SR96WTrail Design\\_with Attachment A.](#)
15. **18-0454** \*Consideration of Resolution 2018-36 Authorizing the Use of the FY 2019 On-Call Annual Contract for Pavement Preservation (COF Contract No. 2018-0036) Prior to July 1, 2018
- Sponsors:** Engineering
- Attachments:** 2018-36 Authorize Use\_On-Call Services\_with Exhibit A  
18-0454 Jarrett Builders 4-26-18.pdf

16. [18-0442](#) \*Consideration Of Resolution 2018-35, A Resolution Of The Board Of Mayor And Aldermen For The City Of Franklin Employees' Pension Plan, Providing A Cost Of Living Adjustment To The Monthly Benefit For Retired Recipients, Effective July 2018.
- Sponsors:** Eric Stuckey and Kristine Tallent
- Attachments:** [History of Closed Franklin Pension cost of living adjustment 2018 2018-35 RES Cost of Living increase for retirees.Law Approved](#)
17. [18-0411](#) \*Consideration Of Procurement Award To Symetra Life Insurance Co. Of Enfield, Connecticut For Voluntary Group Term Life Insurance With Accidental Death & Dismemberment Benefits And Voluntary Short-Term Disability Insurance For A Three-Year Term Of Service To Be Effective July 1, 2018, With Two (2) One-Year Options To Extend The Term Of Service (Purchasing Office Procurement Solicitation No. 2018-015; Contract No. 2018-0082)
- Sponsors:** Kevin Townsel and Sara Sylvis
- Attachments:** [2018-015 Tabulation of proposals 2017.04.28.1036](#)
18. [18-0462](#) \*Consideration Of Certificate Of Compliance RENEWAL For Wine In Grocery Stores For Aldi Inc. (Tennessee) D/B/A Aldi#52) Located At 209 S. Royal Oaks Boulevard, Franklin, TN, 37064 (Jesus Lopez, Managing Agent; Jason C. Hart, Chairman and CEO; David K. Behm, President; Charles E. Youngstrom, COO, and Terry R. Pfortmiller, Secretary/Treasurer)
- Sponsors:** Lanaii Benne
- Attachments:** [ALDI #52 05-08-18 RENEWAL.pdf](#)
19. [18-0400](#) Consideration Of Appointment Of Mr.Larry Eley To The Williamson County Equalization Board.
20. [18-0223](#) Consideration of Resolution 2018-34, A Resolution Authorizing The City Of Franklin To Assign Capacity Fees To Five Parcels That Will Benefit From An Unplanned Capital Improvement To The City's Public Wastewater System For The Purpose Of Recapturing The City' Of Franklin's Monetary Contribution Toward Upsizing Of Sanitary Sewer Infrastructure In The Area Of Boyd's Mill. (Ward's Mill) (03/13/18 WS, 04/10/18 WS)
- Sponsors:** Eric Stuckey, Vernon Gerth, Mark Hilty, Michelle Hatcher and Jimmy Wiseman
- Attachments:** [Wards Mill Development Fee-Revised 03-13.pdf](#)  
[Resolution 2018-34 Wards Mill Capacity Fee with Exhibit A.Law Approved](#)
- Legislative History**
- |         |              |   |
|---------|--------------|---|
| 3/13/18 | Work Session | referred to the Work Session              |
| 4/10/18 | Work Session | referred to the Board of Mayor & Aldermen |

## All Other Consent Items

21. [18-0361](#) \*Consideration of Ordinance 2018-06, To Be Entitled: "An Ordinance To Amend Chapter 5 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, To Amend Various Sections Of The Sign Regulations Pertaining To Temporary Signs, And Adding A New Temporary Sign Type For Temporary Multi-Story Building Development-In-Progress Signs." Establishing a Public Hearing for June 12, 2018. (04/26/18 FMPC 9-0) FIRST OF THREE READINGS
- Sponsors:** Ald. Ann Petersen, James Svoboda and Emily Hunter
- Attachments:** [Ordinance 2018-06 Temporary Multi-Story Building Development In Progress S](#)
- Legislative History**
- |         |  |  |
|---------|--|--|
| 4/26/18 | Franklin Municipal Planning Commission | recommended favorably to the Board of Alderman and to the Work Session |
|---------|--|--|
22. [18-0355](#) Consideration of COF Contract No. 2018-0057, Engagement Agreement with Miller & Martin, PLLC, for Outside Counsel Services for Right-of-Way and Slope Easements on Lewisburg Pike. (04/24/18 WS)
- Sponsors:** Shauna Billingsley
- Attachments:** [2018-0057 Engagement agreement\\_Doug Berry\\_Miller and Martin.pdf](#)
- Legislative History**
- |         |              |   |
|---------|--------------|---|
| 4/24/18 | Work Session | referred as a Consent Item to the Board of Mayor & Aldermen |
|---------|--------------|---|
23. [18-0357](#) Consideration of a Professional Services Agreement (COF Contract No. 2018-0062) with Alfred Benesch & Company for the Design of Intersection Improvements at the McEwen Drive Interchange with I-65 in an Amount Not-to-Exceed \$28,365.60 (04/26/18 CIC 3-0)
- Sponsors:** Engineering
- Attachments:** [C2018-0062\\_PSA\\_Benesch\\_McEwenI65Improvements\\_with attachment.Law A](#)
- Legislative History**
- |         |                              |   |
|---------|------------------------------|---|
| 4/26/18 | Capital Investment Committee | referred as a Consent Item to the Board of Mayor & Aldermen |
|---------|------------------------------|---|
24. [18-0399](#) Consideration of Long Term Special Event Permit for Main Street Festival in Downtown Franklin. (04/24/18 WS)
- Sponsors:** Eric Stuckey
- Attachments:** [MSF Long Term Permit REVISED App](#)
- Legislative History**
- |         |              |   |
|---------|--------------|---|
| 4/24/18 | Work Session | referred as a Consent Item to the Board of Mayor & Aldermen |
|---------|--------------|---|

## RECEIPT OF REPORTS AND ITEMS APPROVED ON BEHALF OF THE BOARD

25. [18-0393](#) Reimbursement of attorney fees to the Williamson County Election Commission associated with the Defense of the Williamson County Election Commission in litigation for Michael Vaughn vs. Williamson County Election Commission, Dana McLendon III in an Amount of \$79.50.
- Sponsors:** Shauna Billingsley
- Attachments:** [Miller & Martin Invoices County Election Commission2.pdf](#)
26. [18-0420](#) Acknowledgement of City of Franklin Contract No. 2017-0210 Interactive Systems Security System & Services Agreement
- Sponsors:** Lisa Clayton
- Attachments:** [COF Contract 2017-0210 Interactive Systems for Parks Concession Stands](#)
27. [18-0421](#) Acknowledgement of City of Franklin Contract No. 2017-0265 for rental of Franklin Trolley.
- Sponsors:** Lisa Clayton
- Attachments:** [COF Contract 2017-0265 TMA Trolley Rental](#)
28. [18-0423](#) Acknowledgement of City of Franklin Contract No. 2017-0269 for the rental of golf carts for Family Day at the Park at Harlinsdale Farm.
- Sponsors:** Lisa Clayton
- Attachments:** [COF Contract 2017-0269 TN Golf Carts Rental Contract](#)
29. [18-0425](#) Acknowledgement of Extension of Contract 2017-0003 With Paul Johnson For Administrative Assistance With Development of the Consolidated Action Plan and Report (CAPER) For Community Development Block Grant Program (CDBG) in the Amount of \$7,500
- Sponsors:** Building and Neighborhood Services (BNS) and Chris Bridgewater
- Attachments:** [COF Contract 2017-0003](#)
30. [18-0435](#) Statement of Work with Presidio Network Solutions Group, LLC for Parking Structure Capacity Project, COF Contract No 2017-0360
- Sponsors:** Kristine Tallent and Jordon Shaw
- Attachments:** [COF Contract 2017-0360.pdf](#)
31. [18-0436](#) Nondisclosure Agreement with Schneider Electric, COF Contract No 2017-0261
- Sponsors:** Kristine Tallent and Jordon Shaw
- Attachments:** [COF Contract 2017-0261.pdf](#)
32. [18-0438](#) Services between the Tennessee Department of Health and the City of Franklin, COF Contract No. 2017-0351.
- Sponsors:** Eric Stuckey
- Attachments:** [COF Contract 2017-0351](#)



33. [18-0449](#) Tennessee Consolidated Retirement System (“TCRS”) Employer Actuarially Determined Contribution Rate for Fiscal Year 2019, COF Contract No. 2018-0077  
**Sponsors:** Eric Stuckey and Kristine Tallent  
**Attachments:** [FY 2019 TCRS Employer Contribution April 24 2018](#)
34. [18-0456](#) Consideration of a Professional Services Agreement (COF Contract No. 2018-0062) with Alfred Benesch & Company for the Design of Intersection Improvements at the McEwen Drive Interchange with I-65 in an Amount Not-to-Exceed \$28,365.60 (4/27/2018 CIC 3-0)  
**Sponsors:** Paul Holzen  
**Attachments:** [C2018-0062 PSA Benesch McEwenI65Improvements with attachment.Law A](#)
35. [18-0268](#) Agreement for Dedication of Easement for Watson Branch Sewer Improvements, COF Contract No. 2015-0260.  
**Sponsors:** Michelle Hatcher  
**Attachments:** [COF Contract 2015-0260](#)
36. [18-0269](#) Agreement for Dedication of Easement for Water Main Easement, COF Contract No. 2016-0029. For \$100.00 to Franklin Iron Wood Retail Partners and Madison Brookside Cary JV Member, LLC.  
**Sponsors:** Michelle Hatcher  
**Attachments:** [COF Contract 2016-0029](#)

#### EXECUTIVE SESSION

37. [18-0333](#) Motion to move into Executive Session

#### RETURN FROM EXECUTIVE SESSION

38. [18-0334](#) Actions from Executive Session

#### Scheduled Meetings and Events

##### *Scheduled Meetings*

May 10 8:00 a.m. Battlefield Preservation Commission  
 May 10 1:00 p.m. Budget & Finance Committee  
 May 14 5:00 p.m. Historic Zoning Commission  
 May 21 4:00 p.m. Historic Zoning Design Review Committee  
 May 22 5:00 p.m. BOMA Work Session  
 May 22 7:00 p.m. Board of Mayor and Aldermen Meeting  
 May 24 4:00 p.m. Capital Investment Committee  
 May 24 5:30 p.m. FMPC & BOMA Joint Workshop  
 May 24 7:00 p.m. Franklin Planning Commission  
 May 28 City Offices Closed in Observance of Memorial Day

**Other Business**

**Adjourn**

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