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**MINUTES OF THE REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, MARCH 14, 2017 – 7:00 P.M.**

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**Board Members**

Mayor Ken Moore	P		
Vice Mayor Pearl Bransford	P	Alderman Dana McLendon	P
Alderman Clyde Barnhill	P	Alderman Margaret Martin	P
Alderman Brandy Blanton	A	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	, HR Director	
Kristine Tallent, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
Shauna Billingsley, City Attorney	P	Paul Holzen, Engineering Director	P
Rocky Garzarek, Fire Chief		Emily Hunter, Planning/Sustainability Director	P
Deb Faulkner, Police Chief		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 14, 2017, meeting to order at 7:00 p.m.

**INVOCATION**

The invocation was given Alderman Clyde Barnhill.

**PLEDGE OF ALLEGIANCE**

Paul and Brett Forsberg of Boy Scout Troop 135 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)

- Rebecca Burke, 404 Wandering Trail: Regarding McEwen Safety and McEwen Funding. Since McEwen is not a State Road, could the City restrict traffic on that road? The road isn't suitable for construction traffic or any large Mack or large semi-truck. To be hit by one of those is not survivable. Ms. Burke would also appreciate it if the City Aldermen could send a letter to the School Board asking them to zone the teens that travel this road from their present school to Ravenswood.

**COMMUNICATIONS: WILLIAMSON COUNTY MAYOR/WILLIAMSON COUNTY COMMISSION**

None present

Mayor Moore recognized State Representative Sam Whitson who was present

## APPROVAL OF MINUTES

1. **17-0207** *Vice Mayor Bransford moved to approve the February 28, 2017 Work Session and February 28, 2017 Board of Mayor and Alderman minutes as presented. Seconded by Alderman Burger. Motion carried unanimously 7-0.*

## RECOGNITIONS

2. **17-0196** **Government Financial Officer Association (GFOA) Budget Award**  
Michael Walters Young accepted the GFOA Budget Award on behalf of the Finance Team. This is the ninth consecutive year to win the award. Mr. Walters Young said the budget was judged as outstanding on all criteria.

### **Sizzle Awards**

Eric Stuckey related that for the 10th year The Square and Downtown Franklin won the Sizzle Award for being the best of the best. The top two public parks: Pinkerton and Harlinsdale.

## 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 **13-18** be placed on the Consent Agenda.

3. **17-0208** *Alderman Barnhill moved to approve the Consent Agenda Items 13 and 15-18; Alderman McLendon pulled Item 14. Seconded by Vice Mayor Bransford. Motion carried unanimously 7-0.*

## OLD BUSINESS

4. **17-0015** **PUBLIC HEARING:** 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."

Alderman Ann Petersen, FMPC Representative  
Emily Hunter, Planning & Sustainability Director  
Amy Diaz-Barriga, Current Planning Supervisor  
Josh, King, Senior Planner

[SECOND OF THREE READINGS]

Josh King: FMPC and staff recommend approval.

### **Public Hearing**

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

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*Alderman Burger moved to approve Ordinance 2016-52. Seconded by Alderman Martin. Motion carried unanimously 7-0 on Second of Three Readings.*

5. 17-0048 **PUBLIC HEARING:** Consideration of ORDINANCE 2016-51, To Be Entitled: “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).

[SECOND OF THREE READINGS]

Alderman Ann Petersen, FMPC Representative  
Emily Hunter, Planning & Sustainability Director  
Amy Diaz-Barriga, Current Planning Supervisor  
Josh, King, Senior Planner

Josh King: Rezoning meets the intent of the previous Land Use Plan and Envision Franklin. FMPC and staff recommend approval.

**Public Hearing**

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

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*Vice Mayor Bransford moved to approve Ordinance 2016-51. Seconded by Alderman Barnhill.*

Alderman Burger asked for the numbers from the traffic study regarding the difference in the daily average traffic all-office vs. mixed use, especially peak hours. The numbers show there is very little difference. Mixed use shows less traffic at peak hours.

*Motion to approve Ordinance 2016-51 carried unanimously 7-0 on Second of Three Readings.*

6. 17-0049 **PUBLIC HEARING:** Consideration of RESOLUTION 2016-88 To Be Entitled: “A Resolution Approving a Development Plan for Apex Village PUD Subdivision with 2 Modifications of Development Standards (MOS 1-Attached Residential Length; MOS 2-Parkland Dedication), for the Property Located North of East McEwen Drive and East of Carothers Parkway.”

Alderman Ann Petersen, FMPC Representative  
Emily Hunter, Planning & Sustainability  
Amy Diaz-Barriga, Current Planning Supervisor  
Josh, King, Senior Planner

Josh King: Development Plan meets standards with MOS 1 and MOS 2. Staff and FMPC recommend approval.

**Public Hearing**

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

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*Alderman Barnhill moved to approve Resolution 2016-88. Seconded by Alderman McLendon.*

*Alderman Petersen moved to approve MOS-1 Attached Residential Length. Seconded by Alderman Burger.*

- Alderman Martin asked the reason for the modification of standard.
- Josh King explained staff thought the modification was appropriate for the façade.
- Alderman Martin asked Khristi Pascarella why he requested the modification.
- Mr. Pascarella explained this comes up fairly often and it refers more to small garden type buildings. This is more urban in design to fit with the Cool Springs urban context.
- Alderman Petersen noted the Planning Commission is of the opinion the number used for length is probably not correct and the ordinance should probably be changed since it is very restrictive and not appropriate for many buildings.

*Motion to approve MOS 1 Attached Residential Length carried unanimously 7-0.*

*Vice Mayor Bransford moved to approve MOS 2 Parkland Dedication. Seconded by Alderman Burger.*

- Alderman Petersen commented that is not a MOS, just acceptance of this land.

*Motion to approve MOS 2 Parkland Dedication carried unanimously 7-0.*

*Motion to approve Resolution 2016-88 with approved MOS 1 and MOS 2 carried unanimously 7-0.*

7.      **17-0053      PUBLIC HEARING: 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 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.”**

[SECOND OF THREE READINGS]

**Alderman Ann Petersen, FMPC Representative  
Emily Hunter, Planning & Sustainability Director  
Amy Diaz-Barriga, Current Planning Supervisor  
James Svoboda, Principal Planner**

James Svoboda: To amend the Zoning Ordinance to increase the maximum number of permitted guests from six to eight, and increase the maximum number of sleeping rooms from three to four. FMPC and staff recommend approval.

**Public Hearing**

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

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*Alderman Barnhill moved to approve Ordinance 2016-53. Seconded by Alderman Burger. Motion carried unanimously 7-0 on Second of Three readings.*

**NEW BUSINESS**

8.      **17-0148      Consideration of a DRAFT Local Agency Project Agreement (COF Contract No. 2017-0034) with the Tennessee Department of Transportation for the East McEwen Drive Phase 4 Improvements Project (PIN 125418.00)**

**Paul Holzen, Engineering Director**

*Alderman Skinner moved to approve Draft Local Agency Project Agreement (COF Contract 2017-0034). Seconded by Alderman Barnhill.*

**Discussion:**

- Alderman Burger: This is not an easy decision for the Board. Traffic has doubled in the area since the 1990s with all the developments. Five more developments have been approved. Two thousand homes are coming on line to use this road; 750 students attend Clovercroft Elementary. The project moved up on the CIP and the City aggressively started addressing this. School buses complete 50 trips per day on this road with no shoulders and construction trucks. It is worse when it rains. There are 8,000 chances per year that buses could be involved in another accident. \$10 million seems like a lot to pass up, but she will not vote to take the money over lives of people and asked her colleagues to do the same.
- Alderman Skinner: He can't believe that anyone is actually giving consideration to turn down \$9 million. The State provided the piers for the Long Lane Bridge, and the City made a commitment to the State that the Board accepted and voted on. Long Lane will be local money. Brentwood moved up East McEwen east of Wilson Pike, and the City has a commitment to do that project. No one really knows about timelines. There is no guarantee

for when East McEwen will be finished. If we turn down the money, other projects won't get done. It is hard to weigh one project over another. We are expected to be good stewards of taxpayer money.

- Alderman McLendon: Struggled with this. \$10 million is a lot of money. In preparing for this meeting he thought he would vote to take the \$10 million. He asked to see the CIP priority list which has profound safety issues. If we don't take the money, we can't do the rest on the list. He didn't see one project that was as urgent and critical as this one. We can't say there won't be more accidents. He is willing to figure out how to reprioritize the CIP projects. He supports not taking the \$10 million.
- Vice Mayor Bransford: She is encouraged that Ward One and the Board are in agreement that this road is a priority, and mentioned the devastating accident involving Mrs. Wood. However, we have three other wards with safety issues: Franklin Road with no sidewalks and pedestrians walking there. Every life is important, but money is needed for other wards as well. As an At-Large Alderman, she will be voting for benefit to the entire City and to take the \$10 million.
- Alderman Martin: This is one of the worst sections of road in the City. We are not comparing a life to \$10 million, but we have spent a great deal of money trying to make this road safer until we can get it done. It won't be easy trying to make it safer. Guardrails and speed bumps have been placed to make people aware. She is in favor of restricting the trucks if the City is able to do that. She supports taking the \$10 million, but is not saying that lives aren't important. Many want to look at the big picture.
- Alderman Petersen: Supports taking the \$10 million.

*Motion to approve Draft Local Agency Project Agreement carried 5-2 with Aldermen Burger and McLendon voting no.*

- Alderman Burger: They have asked before to have trucks removed from East McEwen and still wants to do that as well as having police enforcement, especially during school hours.
- Mr. Stuckey: That will be researched.

9.      17-0199      **★Consideration of RESOLUTION 2017-15 to Award the Construction Contract (COF Contract No. 21016-0276) for the East McEwen Drive Safety Enhancements Project to Superior Traffic Control, Inc. in the Amount of \$93,267.70 and to Establish a Project Contingency in the Amount of \$10,000.00.**

**Paul Holzen, Engineering Director**

*Alderman Burger moved to approve Resolution 2017-15. Seconded by Alderman Skinner. Motion carried unanimously 7-0.*

10.      17-0159      **★Consideration of Amendment No. 2 for COF Contract No. 2016-0096 between the City of Franklin and Middle Tennessee State University for the Installation of Interpretative Signage at the Carter Hill Battlefield Park.**

**Lisa Clayton, Parks Director**

*Vice Mayor Bransford moved to approve Amendment No. 2 for COF Contract 2016-0096. Seconded by Alderman Skinner. Motion carried unanimously 7-0.*

11.      17-0201      **Consideration of the Following Appointments to the Housing Commission: Mary Ann Garner, Joey Czarneski, and Stefanie Bishop.**

**Dr. Ken Moore, Mayor**

*Vice Mayor Bransford moved to approve the appointments of Mary Ann Garner, Joey Czarneski, and Stefanie Bishop to the Housing Commission. Seconded by Alderman Skinner. Motion carried unanimously 7-0.*

12.     **17-0192     Consideration of Nomination of Patrick Baggett (Franklin Tomorrow) to the Sustainability Commission.**

**Dr. Ken Moore, Mayor**

*Alderman Skinner moved to approve the appointment Patrick Baggett as the Franklin Tomorrow representative on the Sustainability Commission. Seconded by Vice Mayor Bransford. Motion carried unanimously 7-0.*

## **CONSENT AGENDA**

13.     **17-0156     Consideration of RESOLUTION 2017-12 to Adopt the Equine Trail Policy and Guidelines for the Park at Harlinsdale Farm.**

**Lisa Clayton, Parks Director**

*Resolution 2017-12 approved unanimously 7-0.*

14.     **17-0158     Consideration of RESOLUTION 2017-11, A Resolution to Adopt the City of Franklin Parks Department Pavilion Reservation Application Process Form and Authorize the City Administrator to Approve and Adopt Departmental Forms and Applications With or Without Fees and Deposits.**

**Lisa Clayton, Parks Director**

*Alderman McLendon moved to approve Resolution 2017-11. Seconded by Alderman Skinner.*

### **Discussion:**

- Alderman McLendon had several questions about the piñata ban in City Parks.
- Lisa Clayton explained how labor intensive the cleanup is as the confetti must be picked out of the landscaping by hand.
- The ban stands.

*Motion to approve Resolution 2017-11 approved unanimously 7-0.*

15.     **17-0131     Consideration of COF Contract No. 2016-0088 Lease Agreement with Franklin Williamson County Youth Football or collectively Known as the Franklin Cowboys Youth Football & Cheer.**

*Approved unanimously 7-0*

**Lisa Clayton, Parks Director**

16.     **17-0133     Consideration of City of Franklin Contract No. 2016-0089 Lease Agreement with Williamson County Youth Athletic Association.**

*Approved unanimously 7-0*

**Lisa Clayton, Parks Director**

17.     **17-0157     Consideration of Event Permit for Main Street Festival Sponsored by the Heritage Foundation on April 29-30 in Downtown Franklin.**

*Approved unanimously 7-0*

**Deb Faulkner, Police Chief**

## **ITEMS APPROVED ON BEHALF OF THE BOARD**

18.     **17-1099     Acknowledge Report of Execution of Interlocal Contract for Cooperative Purchasing (City Contract No. 2016-0006) with Houston-Galveston Area Council.**

*Approved unanimously 7-0*

**Brian Wilcox, Purchasing Manager**

**THERE WAS NO EXECUTIVE SESSION**

**ADJOURN**

*Alderman Burger moved to adjourn. Seconded by Alderman Barnhill. Motion carried unanimously.*

Meeting adjourned @ 7:52 p.m.

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Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office—Updated: 10/24/2017 10:15 AM