
**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, APRIL 11, 2017 – 7:00 P.M.**

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	P	Alderman Ann Petersen	P
Alderman Beverly Burger	P	Alderman Michael Skinner	P

Department Directors/Staff

Eric Stuckey, City Administrator	P	Becky Caldwell, SES Director	
Vernon Gerth, ACA Community/Economic Dev.	P	Lisa Clayton, Parks Director	
Kristine Tallent, ACA Finance & Administration/CFO	P	Kevin Townsel, HR Director	P
Mark Hilty, ACA Public Works	P	, Water Management Director	
Shauna Billingsley, City Attorney	P	Paul Holzen, Engineering Director	P
Rocky Garzarek, Fire Chief		Emily Hunter, Planning/Sustainability Director	
Deb Faulkner, Police Chief		Joe York, Streets Director	P
Fred Banner, IT Director		Lanaï Benne, Assistant City Recorder	
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	P

RETURN FROM EXECUTIVE SESSION

Consideration of Matters from Executive Session

Dr. Ken Moore, Mayor

There were no matters for consideration.

ADJOURN EXECUTIVE SESSION

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

Executive Session adjourned @ 7:00 p.m.

CALL TO ORDER

Mayor Ken Moore called the April 11, 2017, BOMA meeting to order at 7:00 p.m.

INVOCATION

The invocation was given Alderman Clyde Barnhill.

PLEDGE OF ALLEGIANCE

Brigadier General Kurtis Winstead led the Pledge of Allegiance to the Flag of the United States of America.

* (Some agenda items were taken out of order)

RECOGNITIONS

2. 17-0299 Kurtis J. Winstead, Brigadier General of the Tennessee Army National Guard

Brigadier General Winstead and his wife Beth joined Mayor Moore at the podium. Mayor Moore read the proclamation congratulating Kurtis J. Winstead on his promotion to the rank of Brigadier General in the Tennessee Army National Guard. In accepting the proclamation, he said he was proud to be bestowed with the honor of brigadier general, but more proud of the recognition from the Franklin Board of Mayor and Aldermen. The Winsteds are active in the Franklin community.

3. **17-0282 Child Abuse Prevention Month Proclamation**

Marcus Stamps, Executive Director of Davis House Child Advocacy; and Marianne Schroer, Executive Director of Williamson County CASA, accompanied by Rocklin, the super dog, came forward to accept the Proclamation designating the month of April as Child Abuse Prevention Month in the City of Franklin.

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)

No one came forward to speak.

COMMUNICATIONS: WILLIAMSON COUNTY MAYOR/WILLIAMSON COUNTY COMMISSION

None present

APPROVAL OF MINUTES

1. **17-0239** *Alderman Petersen moved to approve the March 28, 2017 Work Session and March 28, 2017 Board of Mayor and Aldermen minutes as presented. Seconded by Alderman Blanton. Motion carried unanimously.*

MISCELLANEOUS REPORTS

Arbor Day

Alderman Blanton invited everyone to attend Arbor Day on Saturday, April 22, 2017, Pinkerton Park, 10:00 AM – 2:00 PM. This is an annual event organized by the Tree Commission. A ceremony will take place at Noon designating Franklin as a Tree City. Free hot dogs, free trees, activities for children and adults. Free event.

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 **8-21** be placed on the Consent Agenda.

4. **17-0240** *Alderman Burger moved to approve the Consent Agenda Items 8-21. Seconded by Vice Mayor Bransford. Motion carried unanimously.*

OLD BUSINESS

5. **17-0195** **PUBLIC HEARING:** Consideration of Initiating the Annexation Process and Draft Plan of Services, RESOLUTION 2016-90, for the Annexation of 4360 Long Lane.

Emily Hunter, Planning & Sustainability Director

Amy Diaz-Barriga, Current Planning Supervisor

Brad Baumgartner, Senior Planner

Brad Baumgartner: The property is contiguous to the city limits along the northern property line and is surrounded by the Highlands at Ladd Park. Would be required to extend existing roadway and infrastructure networks across the property. It is within the Goose Creek Character Area. Applicant wants to develop as single family residential uses which is supported by Envision Franklin.

Public Hearing

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

Alderman Skinner moved to approve Resolution 2016-90. Seconded by Alderman Barnhill. Motion carried unanimously.

NEW BUSINESS

6. 17-0067 **Consideration of ORDINANCE 2017-02, “An Ordinance to Amend Various Sections of Chapter 4 of Title 16 and Chapter 16 of Appendix A of the Franklin Municipal Code Concerning Road Impact Fees”; Establishing a Public Hearing for May 9, 2017.**

Eric Stuckey, City Administrator

[FIRST OF TWO READINGS]

Vernon Gerth, ACA C&ED

Paul Holzen, Engineering Director

Alderman Barnhill moved to approve Ordinance 2017-02. Seconded by Alderman Skinner.

Discussion:

- Alderman Petersen talked about the 2014 traffic counts and her concern regarding the cost of building collectors in most quadrants compared with the amount of money that would have been collected in 2016 on collector fees. She told the number of years for each quadrant; however, Mr. Stuckey pointed out that the ordinance is written for full application of 100% of collector roads, and the numbers on which she based her calculations were for only 50% of the collector roads. Alderman Petersen said almost none of these are on the priority list. Many transportation projects are trails and greenways. Also, Impact Fees on collectors must be spent in 7 years or the City must give the money back. This is a very small part of the money to build the road. She does not support this ordinance.
- Alderman Barnhill said he never anticipated that these fees would pay for the roads. With the kind of growth Franklin has, and those fees are on new development only. He will vote for the ordinance and implementation of fees.
- Alderman McLendon: At the CIC meeting he identified many roads that fully consumed the budget revenue we would expect and didn't include other roads, so he is less concerned about collecting money we can't spend in a timely manner. For him, the best reason to vote against this is because of affordable housing. This is an opportunity to collect and apply funding to roads that need it. Worst case scenario is to give the money back. We spend months making a list of projects we want to do, so we will find projects more than worthy we can do with the money.
- Alderman Martin, Vice Mayor Bransford, Alderman Skinner and Alderman Burger agreed and support the ordinance.

Motion to approve Ordinance 2017-02 carried 7-1 with Alderman Petersen voting No on First of Two Readings.

7. 17-0269 **Consideration of ORDINANCE 2017-10 to Set New Speed Limits of 25 MPH on Captain Freeman Parkway in the Berry Farms Subdivision, Rural Plains Section.**

Paul Holzen, Engineering Director

[FIRST OF TWO READINGS]

Jonathan Marston, Engineering Assistant Director

Alderman Skinner moved to approve Ordinance 2017-10. Seconded by Alderman McLendon.

Alderman Skinner moved to amend Ordinance 2017-10 to change the speed limit to 20 MPH on Captain Freeman Parkway Section 1 between Lewisburg and Rural Plains. Seconded by Alderman Blanton

Discussion:

- Alderman Skinner: This is a different situation with a small dense development built up to the road with not much distance from the road to the front doors. There are line of sight issues and it is a narrow thoroughfare. Should look at a different standard for this type situation.
- Vice Mayor Bransford: Hard Bargain has narrow streets with no sidewalks and houses just a few feet from the road. This will beg to have us look at many neighborhoods that can benefit from this.

- Alderman McLendon: Not unsympathetic to pedestrians and children; however, we have policies that are prepared by planners, engineers, traffic engineers and staff who evaluated the reduction in speed. Though the result isn't satisfactory to some residents, because a lower speed feels right. It is not good policy to do what feels right. We have rational policies and objective measures. This one feels right, so anyone with enough emails can get what they want. The 85th percentile shows 25 MPH is the right speed. If we need to look at different policies to apply to these situations, fine, if policy shows the change is fine.
- Alderman Barnhill: We have set standards. There is a reason for setting the speed limit at 25 MPH. He doesn't support the amendment.
- Alderman Blanton: Seconded the amendment motion because she is willing to give them 20 MPH for safety reasons.
- Alderman Burger: Although we have policies, every situation needs to be looked at by itself so it doesn't impede the residents' quality of life. Personally, she would want it lowered to 20 maybe 15 MPH. There are six major intersections, 40 children are residents on that street, and the pool is on Freeman, the street with the highest volume of traffic. She prefers to vote for a change in policy.
- Alderman Petersen asked what is the lowest MPH posted in the City other than a school zone.
- Mr. Stuckey: These are national standards based on how traffic works. Be careful of those driven by popularity rather than fact, that is how we maintain consistency. It isn't just a City of Franklin policy.
- Carl Baughman, Traffic Engineer: There are a few streets in Westhaven, approved when the plans were made, that are posted at 20 MPH. These are short segments of streets and much the exception. In Westhaven most streets are 25 MPH, and primary streets divided with medians were originally at 30 MPH until a request from their HOA wanted a reduction to 25 MPH. Those were grandfathered in through a subdivision-wide petition. Captain Freeman Parkway is a divided street with a median so plans on Captain Freeman were approved at 30 MPH. The request was to lower to 15 MPH. The data collected shows 85% of the people are driving to that speed or under 25 MPH, only a few are exceeding this. It is compatible with the Westhaven request. They feel they made a sound recommendation.
- Alderman Burger: National standards need to be followed, but developments have changed over time. Does the national standard cover grocery stores, and a pool on that street.
- Alderman Martin: Supports 25 MPH and encourages people to watch their children.
- Alderman McLendon: If lower to 20 MPH and they are still not happy, what if they ask for 15 MPH. Or, residents in Fieldstone Farms or other subdivisions request reductions in speed. Will it create a situation where mass emails drive decisions? Beware of the law of unintended consequences.
- Alderman Skinner reminded the Board that Boyle asked for the reduction of the speed limit to 15 MPH.

Motion to amend Ordinance 2017-10 to 20 MPH Failed 6-2 with Aldermen Blanton and Skinner voting in favor, and Aldermen Petersen, Barnhill, Burger, McLendon, Martin, and Vice Mayor Bransford voting against.

Original Motion to approve Ordinance 2017-10 for a reduction to 25 MPH carried unanimously.

CONSENT AGENDA

8. 17-0278 Report of Fourth Quarter 2016 Wastewater Collection System Maintenance and Inspection Activities Summary.

Mark Hilty, ACA Public Works
Rick McPeak, Assistant Director Water Management

Approved unanimously

9. 17-0206 ★Consideration of ORDINANCE 2017-06, To Be Entitled: “An Ordinance to Rezone 4.66 Acres From Specific Development Variety (33.4/35000/115) District To Specific Development Variety (33.4/35000/119) District for the Property Located Within the Block of 1st Avenue, Bridge Street, 2nd Avenue North and East Main Street (Harpeth Square Subdivision)”; Establishing a Public Hearing for May 9, 2017.

Franklin Municipal Planning Commission
Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Josh King, Principal Planner

[FIRST OF THREE READINGS]

Ordinance 2017-06 approved unanimously on First of Three Readings.
10. 17-0245 Consideration of ORDINANCE 2017-09, An Ordinance to Replace the Franklin Transportation & Street Technical Standards, as Adopted by Reference in Title 16, Chapter 11 of the Franklin Municipal Code.

Paul Holzen, Engineering Director
Jonathan Marston, Engineering Assistant Director

[FIRST OF TWO READINGS]

Ordinance 2017-09 approved unanimously on First of Two Readings.
11. 17-0213 Consideration of Event Permit for the Rodeo Parade sponsored by the Franklin Noon Rotary Club on May 13, 2017 in Downtown Franklin.

Deb Faulkner, Police Chief

Approved unanimously
12. 17-0214 Consideration of Event Permit for Wine Down Main Street Sponsored by the Boys and Girls Club of Middle Tennessee on November 4, 2017 in Downtown Franklin.

Deb Faulkner, Police Chief

Approved unanimously
13. 17-0215 Consideration of Event Permit for Boots for Troops 5K Sponsored by Medals of Honor, Inc. on November 18, 2017 at the Park at Harlinsdale Farm.

Lisa Clayton, Parks Director

Approved unanimously
14. 17-0271 Consideration of Irrigation Repair Agreement (COF Contract No. 2017-0065) with the Founders Pointe Homeowners Association in an Amount of \$30,000.00.

Paul Holzen, Engineering Director
Jonathan Marston, Engineering Assistant Director

Approved unanimously
15. 17-0275 Consideration of Amendment No. 1 (COF Contract No. 2016-0330) with Hethcoat & Davis for the Holiday Court Sewer Pump Station Replacement Project.

Paul Holzen, Engineering Director
Jonathan Marston, Engineering Assistant Director

Approved unanimously
16. 17-0272 Consideration of a Professional Services Agreement (COF Contract No. 2017-0082) with Civil Infrastructure Associates for the Goose Creek Inn Wastewater Treatment Plant Sanitary Sewer Connection Project in and Amount Not-to-Exceed \$52,710.00

Paul Holzen, Engineering Director
Mark Hilty, ACA Public Works

Approved unanimously
17. 17-0277 Consideration of Amendment No. 3 for a Time Extension to TDOT Agreement No. 120296 (TDOT Agreement No. 120296 (COF Contract No. 2013-0022) for the Hunters Bend Elementary Safe Routes to School Project (PIN 118151.00)

Paul Holzen, Engineering Director

Jonathan Marston, Assistant Engineering Director

Approved unanimously

18. 17-0267 **Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2015-0052) with Sullivan Engineering, Inc. for the Final Design of the East McEwen Drive Phase 4 Improvements Project for a Cost Increase Not-to-Exceed \$121,998.66.**

Paul Holzen, Engineering Director

Jonathan Marston, Assistant Engineering Director

Approved unanimously

19. 17-0270 **Consideration of Amendment No. 3 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 of \$92,600.92.**

Paul Holzen, Engineering Director

Jonathan Marston, Assistant Engineering Director

Approved unanimously

20. 17-0268 **Consideration of a Professional Services Agreement (COF Contract No. 2017-0075) with Barge Waggoner Sumner & Cannon, Inc. for Columbia Avenue Traffic Signal Timing in an Amount Not-to-Exceed \$36,300.00.**

Paul Holzen, Engineering Director

Jonathan Marston, Assistant Engineering Director

Approved unanimously

21. 17-0248 **Consideration of a Professional Services Agreement (COF Contract No. 2017-0076) with Kimley-Horn and Associates, Inc. for Downtown Franklin Traffic Signal Timing in an Amount Not-to-Exceed \$68,500.00**

Paul Holzen, Engineering Director

Jonathan Marston, Assistant Engineering Director

Approved unanimously

ADJOURN

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

Meeting adjourned @ 8:02 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office—Updated: 10/24/2017 10:47 AM