
**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, SEPTEMBER 12, 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	Jack Tucker, Interim SES Director	
Vernon Gerth, ACA Community/Economic Dev.	P	Lisa Clayton, Parks Director	
Mark Hilty, ACA Public Works	P	Michelle Hatcher, Water Management Director	P
Kristine Tallent, ACA/CFO	P	Paul Holzen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Emily Hunter, Planning/Sustainability Director	
Deb Faulkner, Police Chief		Kevin Townsel, HR Director	P
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
Jordon Shaw, IT Director		Lanaii Benne, Assistant City Recorder	P
Chris Bridgewater, BNS Director	P	Linda Fulwider, Board Recording Secretary	P

CALL TO ORDER

Mayor Ken Moore called the September 12, 2017, BOMA meeting to order at 7:44 p.m.

INVOCATION

The invocation was given Alderman Clyde Barnhill.

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)

No one came forward to speak

COMMUNICATIONS: WILLIAMSON COUNTY MAYOR/WILLIAMSON COUNTY COMMISSION

None present

APPROVAL OF MINUTES

- 1. 17-0729** *Alderman Petersen moved to approve the August 22, 2017 Work Session, August 22, 2017 Board of Mayor and Aldermen, and August 30, 2017 Special Work Session minutes as presented. Seconded by Alderman Barnhill. Motion carried unanimously.*

RECOGNITIONS

- 2. 17-0797** Proclamation of September 2017 as “BE NICE” Month
 - Four representatives from Williamson County Schools came forward to accept the proclamation read by Mayor Moore: Willie Dickerson, Principal, Franklin High School;

Chris Hames, Principal, Centennial High School; Chad Walker, Principal, Hunters Bend Elementary; and, Dr. Darren Kennedy, Principal, Grassland Middle School.

▪ Proclamation of September 17-23, 2017 as Constitution Week

Anna Shaffer, Regent, Old Glory Chapter of the DAR, came forward to accept the proclamation as read by Mayor Moore.

MISCELLANEOUS REPORTS

Public Meeting 96 West Multiuse Trail Project

- Alderman McLendon announced the public meeting scheduled September 13, 2017 @ 5:30 p.m. in the Board Room, to discuss the 96 West multiuse trail project to connect the schools in that area and Carlisle Lane to downtown. There are State grants available for this project.

Water and Sewer Rate Correction

Eric Stuckey explained the following:

- ◆ In June 2016, the Board enacted water and sewer rates for 2017 and 2018 consistent with our five-year rate plan
- ◆ The plan called for 3.5% annual increases in water and 5.5% annual increases in sewer to be implemented on January 1st of each year.
- ◆ At first reading, the Board directed that "Option A" be implemented. This option placed the full impact of the increase on the use-based (volume-based) component of the rate structure.
- ◆ It has come to our attention that in bringing forward the ordinance establishing rates that the wrong version of the ordinance was included in the agenda materials for second and third reading. This version was enacted on January 1, 2017.
- ◆ The Board's intent as expressed at the meetings and through their minutes is clear: the rate increase of 5.5% in sewer and 3.5% in water should be applied to the use-based component of the rate structure.

RATE COMPARISON – INSIDE THE CITY

Approved (Option A)–Sanitary Sewer 2017	
<i>Residential-Inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$16.55
Next 14,000 gallons	\$ 5.54
All additional gallons	\$ 4.75
<i>Commercial-inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$41.98
Next 14,000 gallons	\$ 6.09
All additional gallons	\$ 5.10

Applied Rate – Sanitary Sewer 2017	
<i>Residential-Inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$18.55
Next 14,000 gallons	\$ 4.82
All additional gallons	\$ 4.03
<i>Commercial-inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$43.98
Next 14,000 gallons	\$ 5.37
All additional gallons	\$ 4.38

Approved (Option A)–Water 2017	
<i>Residential-Inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$11.86
Next 9,000 gallons	\$ 4.71
Next 15,000 gallons	\$ 5.64
All additional gallons (per 1,000)	\$ 6.57
<i>Commercial-inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$18.49
Next 9,000 gallons	\$ 4.69
Next 15,000 gallons	\$ 5.62
All additional gallons (per 1,000)	\$ 6.55

Applied Rate – Water 2017	
<i>Residential-Inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$12.86
Next 9,000 gallons	\$ 4.56
Next 15,000 gallons	\$ 5.49
All additional gallons (per 1,000)	\$ 6.42
<i>Commercial-inside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$19.49
Next 9,000 gallons	\$ 4.54
Next 15,000 gallons	\$ 5.47
All additional gallons (per 1,000)	\$ 6.40

BILLING EXAMPLES

7,000 Gal/Mo. Customer	2017 Board Approved	2017 Implemented	2017 Difference
<i>Residential Inside Sanitary Sewer</i>	\$49.79	\$47.47	(\$2.32)
<i>Residential Inside Water</i>	\$40.12	\$40.22	\$0.10
Totals	\$89.91	\$87.69	(\$2.22)

7,000 Gal/Mo. Customer	2018 Board Approved	2018 Implemented	2018 Difference
<i>Residential Inside Sanitary Sewer</i>	\$52.49	\$56.77	\$4.28
<i>Residential Inside Water</i>	\$41.62	\$41.82	\$0.20
Totals	\$94.11	\$98.59	\$4.48

RATE COMPARISON – OUTSIDE THE CITY

Approved (Option A)–Sanitary Sewer 2017	
<i>Residential-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$21.63
Next 14,000 gallons	\$ 8.68
All additional gallons (per 1,000)	\$ 7.53
<i>Commercial-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$45.46
Next 14,000 gallons	\$ 9.51
All additional gallons (per 1,000)	\$ 7.62

Applied Rate – Sanitary Sewer 2017	
<i>Residential-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$23.63
Next 14,000 gallons	\$ 7.45
All additional gallons (per 1,000)	\$ 6.30
<i>Commercial-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$47.46
Next 14,000 gallons	\$ 8.28
All additional gallons (per 1,000)	\$ 6.39

Approved (Option A)–Water 2017	
<i>Residential-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$14.30
Next 9,000 gallons	\$ 7.29
Next 15,000 gallons	\$ 7.87
All additional gallons (per 1,000)	\$ 8.45
<i>Commercial-outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$22.21
Next 9,000 gallons	\$ 7.21
Next 15,000 gallons	\$ 7.79
All additional gallons (per 1,000)	\$ 8.37

Applied Rate – Water 2017	
<i>Residential-Outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$15.85
Next 9,000 gallons	\$ 7.06
Next 15,000 gallons	\$ 7.64
All additional gallons (per 1,000)	\$ 8.22
<i>Commercial-outside, per 1,000 gallons</i>	
Availability charge (1,000 gallons)	\$23.76
Next 9,000 gallons	\$ 6.98
Next 15,000 gallons	\$ 7.56
All additional gallons (per 1,000)	\$ 8.14

BILLING ISSUE SUMMARY

- ◆ This is fixable through an administrative correction. The Board’s direction and intent is clear in the approved minutes.
- ◆ Bills for the affected 6 months of billing in 2017 will be evaluated for each customer and credited where appropriate.
- ◆ Rates will be corrected immediately through an administrative process to establish the rates approved by the Board in 2016.
- ◆ Average combined monthly overpayment for residential customers where they occurred are approximately \$1.30 per month (less than \$8 for the period) with an overall impact across customer classes for both water and sewer of less than \$200,000.
- ◆ The maximum overpayment during the 6 months’ period is \$18 for inside the City customers and \$21.3 for outside the City customers. There will be no effort to recapture any underpayment that occurred during 2017.
- ◆ Notifications to customers will start the next billing cycle which begins at the end of this week.
- ◆ Credits, where appropriate, will be calculated and applied to all customer accounts by the end of the calendar year.

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 24-37 be placed on the Consent Agenda.

3. **17-0766** *Vice Mayor Bransford moved to approve Consent Agenda Items 24-37, with the exception of Items 26 and 35. Seconded by Alderman Petersen. Motion carried unanimously.*

OLD BUSINESS

4. **17-0637** **PUBLIC HEARING: Consideration of RESOLUTION 2017-13, To Be Entitled: “A Resolution Adopting a Plan of Services for the Annexation of Portions of Bushnell and Bates Properties, by the City of Franklin, Tennessee.”**

Franklin Municipal Planning Commission
Josh King, Senior Planner

FMPC and staff recommendations favorable.

Public Hearing

Matt Dobberfuhl, 513 Downy Meade Drive, Franklin (Cross Creek Estates): Because of the access roads to Stream Valley, he is in favor of Items 4-7. This is meeting the original intent.

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

Alderman Skinner moved to approve Resolution 2017-13. Seconded by Alderman Barnhill. Motion carried unanimously.

5. **17-0601** **PUBLIC HEARING: Consideration of RESOLUTION 2017-50/ORDINANCE 2017-34, To Be Entitled: “A Resolution and Ordinance to Annex Portions of the Bushnell and Bates Properties, consisting of 9.75 Acres, Property Located South of Goose Creek Bypass and East of Lewisburg Pike, and Adjoining the City Limits Within the Southern Part of the Franklin Urban Growth Boundary (UGB).”**

[SECOND OF THREE READINGS]

Franklin Municipal Planning Commission

Emily Hunter, Planning/Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Josh King, Senior Planner

FMPC and staff recommendations favorable.

Public Hearing

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

Vice Mayor Bransford moved to approve Resolution 2017-50/Ordinance 2017-34. Seconded by Alderman Skinner with comment that this helps fulfill safety issues in Stream Valley in case of emergency. Motion carried unanimously on Second of Three Readings.

6. 17-0603 **PUBLIC HEARING: Consideration ORDINANCE 2017-35, To Be Entitled: “An Ordinance to Zone 9.75 Acres To Specific Development-Residential (SD-R 2.05) District, Goose Creek Character Area Overlay-5 (GCCO-5), and Conventional Standards, for the Property Located South of Goose Creek Bypass and East of Lewisburg Pike.” (Bushnell)**

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

[SECOND OF THREE READINGS]

FMPC and staff recommendations favorable.

Public Hearing

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

Alderman Blanton moved to approve Ordinance 2017-35. Seconded by Alderman Barnhill. Motion carried unanimously on Second of Three Readings.

7. 17-0602 **PUBLIC HEARING: Consideration of RESOLUTION 2017-51, To Be Entitled: “A Resolution Approving a Development Plan for Bushnell Farm PUD Subdivision, for the Property Located South of Goose Creek Bypass and East of Lewisburg Pike.”**

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

Development Plan supported by Envision Franklin. This subdivision maintains the 50% open space requirement. Total 20 units proposed. Four units maximum will be in “big house style. Staff recommends approval. FMPC did not recommend approval.

Public Hearing

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

Alderman Skinner moved to approve Resolution 2017-51. Seconded by Alderman Martin.

Alderman Petersen noted the reason this was not approved by the FMPC was because the draft did not represent the true situation due to a typographical error. The error has been corrected.

Motion to approve Resolution 2017-51 carried unanimously.

8. 17-0554 **PUBLIC HEARING: Consideration of RESOLUTION 2016-90, AS AMENDED, To Be Entitled: “A Resolution Adopting a Plan of Services for the Annexation of Three Properties Adjacent to and Including 4360 Long Lane, by the City of Franklin, Tennessee.” (Moss)**

Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Planning Supervisor
Brad Baumgartner, Senior Planner

Public Hearing

Contiguous to the City limits. Single family residence. Staff recommends approval.

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

Alderman Skinner moved to approve Resolution 2016-90 as amended. Seconded by Vice Mayor Bransford. Motion carried unanimously.

9. 17-0556 **PUBLIC HEARING: Consideration of RESOLUTION 2017-48/ORDINANCE 2017-32, AS AMENDED, To Be Entitled: “A Resolution and Ordinance to Annex Three Properties Adjacent To and Including 4360 Long Lane, consisting of 17.59 Acres, Located South of Carothers Parkway and North of Long Lane.”**

[SECOND OF THREE READINGS] Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Planning Supervisor
Brad Baumgartner, Senior Planner

Envision Franklin supports, contiguous and in UGB. Staff recommends approval.

Public Hearing

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

Alderman Barnhill moved to approve Resolution 2017-48/Ordinance 2017-32 as amended. Seconded by Alderman Skinner. Motion carried unanimously on Second of Three Readings.

10. 17-0552 **PUBLIC HEARING: Consideration of ORDINANCE 2017-27, AS AMENDED, To Be Entitled: “An Ordinance to Zone 17.59 Acres Specific Development-District, SD-1.71, Conventional Development Standard Overlay, Goose Creek Character Area (GCCO-6) Overlay, for Three Properties Adjacent To and Including 4360 Long Lane, Moss Property PUD Subdivision.”**

[SECOND OF THREE READINGS] Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Brad Baumgartner, Senior Planner

For 30 single family homes next to Ladd Park.

Public Hearing

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

Vice Mayor Bransford moved to approve Ordinance 2017-27 as amended. Seconded by Alderman Burger. Motion carried unanimously on Second of Three Readings.

11. 17-0553 **PUBLIC HEARING: Consideration of RESOLUTION 2017-39, To Be Entitled: “A Resolution Approving a Development Plan for the Moss Property PUD Subdivision for the Property Located East of Carothers Parkway and North of Long Lane at 4360 Long Lane.”**

Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Brad Baumgartner, Senior Planner

Thirty single family homes connected to Ladd Park.

Public Hearing

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

Alderman Barnhill moved to approve Resolution 2017-39. Seconded by Alderman Blanton. Motion carried unanimously.

12. 17-0614 **PUBLIC HEARING: Consideration of ORDINANCE 2017-36, To Be Entitled: “An Ordinance to Zone 1.46 Acres into the Historic Preservation Overlay (HPO) for the Property Located South of Old Peytonsville Road and East of Hughes Lane, 244 Old Peytonsville Road.”**

[SECOND OF THREE READINGS] Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Joey Bryan, Planner

Rural Plains area of Berry Farms. Federal style building and several outbuildings into the Historic Preservation Overlay.

Public Hearing

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

Alderman Skinner moved to approve Ordinance 2017-36. Seconded by Vice Mayor Bransford. Motion carried unanimously on Second of Three Readings.

13. 17-0523 **PUBLIC HEARING: Consideration of ORDINANCE 2017-23, To Be Entitled: “An Ordinance to Amend Chapters 2 and 3 and 8 of the Zoning Ordinance of the City of Franklin, Tennessee, to Allow Limited Development in the Floodway Fringe Overlay District (FFO) within Certain Central Franklin Character Area Overlay Districts (CFCO-1 and CFCO-2).”**

[SECOND OF THREE READINGS]

**Emily Hunter, Planning & Sustainability Director
Kelly Dannenfelser, Principal Planner**

The text amendment provides additional development flexibility along the edges of the FFO within certain development limits.

Public Hearing

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

Alderman Blanton moved to approve Ordinance 2017-23. Seconded by Vice Mayor Bransford.

Discussion:

- Alderman Petersen pointed out some areas of the ordinance that cause concern. Preserving most of the 10-year flood means the possibility of flooding once in 10 years, thus over 50% to flood. Normally, it is preserving the 100-year floodplain. Regarding cutting and filling in an area that goes all the way to an elevation of 630 ft.; actual flood elevation is 638 ft. It would be 8 ft. below the floodplain. Lastly, one of the maps shows a potential pedestrian bridge crossing to Lancaster. When the Parks Master Plan was approved, the Board asked that the bridge be removed.

Alderman Petersen moved to amend Ordinance 2017-23 to remove the potential pedestrian bridge. Seconded by Alderman McLendon.

- Alderman McLendon said, once and for all, staff, please no path, no bridge no nothing across Lancaster. The policy should be clear.

Motion to amend Ordinance 2017-23 carried unanimously. The Original Motion as amended, carried by a vote of 6-2 with Aldermen Petersen and McLendon voting no, on Second of Three Readings.

14. 17-0550 **PUBLIC HEARING: Consideration of ORDINANCE 2017-24, To Be Entitled: “An Ordinance to Rezone .43 Acres From Residential-3 (R-3) District To Office Residential (OR) District for the Property Located at the Southeast Corner of Columbia Avenue and Carolyn Avenue, 1475 Columbia Avenue.”**

[SECOND OF THREE READINGS]

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

Supported by Envision Franklin. Historic residential structures, transition area between residential and commercial. FMPC and staff favorably recommend.

Public Hearing

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

Alderman Blanton moved to approve Ordinance 2017-24. Seconded by Alderman Skinner.

- Alderman Blanton related that she had talked to Mr. Hazelwood, and he said the owner is doing everything that can be done and to honor the requests.
- Alderman Martin said she also spoke with Mr. Hazelwood and it is logical that the lot facing Columbia Avenue would be rezoned at some point.

Motion to approve Ordinance 2017-24 carried unanimously on Second of Three Readings.

15. 17-0619 **PUBLIC HEARING: Consideration of RESOLUTION 2017-54, To Be Entitled: “A Resolution Approving a PUD Development Plan for Williamson County Medical Center, for the Property Located North of Murfreesboro Road and West of Carothers Parkway, 4321 Carothers Parkway.”**

**Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Josh King, Senior Planner**

Stand-alone medical office building. Favorable recommendation by FMPC and staff.

Public Hearing

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

Alderman Barnhill moved to approve Resolution 2017-54. Seconded by Alderman Burger. Motion carried unanimously.

16. 17-0689 **PUBLIC HEARING: Consideration of ORDINANCE 2017-41, To Be Entitled, “An Ordinance to Amend Title 23 of the City of Franklin Municipal Code to Revise Definitions, Clarify Requirements and to Correct Grammatical and Typographical Errors.”**

[SECOND AND FINAL READING]

Paul Holzen, Engineering Director

Public Hearing

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

Alderman McLendon moved to approve Ordinance 2017-41. Seconded by Alderman Blanton. Motion carried unanimously on Second and Final Reading.

17. 17-0690 **PUBLIC HEARING: Consideration of ORDINANCE 2017-42, To Be Entitled: “An Ordinance to Amend Appendix A, Chapter 23 of the Franklin Municipal Code Relative to the State of Tennessee’s Notice of Coverage Permit Fees for Constructions Sites.”**

[SECOND AND FINAL READING]

Paul Holzen, Engineering Director

Public Hearing

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

Alderman Barnhill moved to approve Ordinance 2017-42. Seconded by Alderman Burger. Motion carried unanimously on Second and Final Reading.

18. 17-0352 **Consideration of ORDINANCE 2017-16, To Be Entitled: “An Ordinance to Rezone 0.6 Acres from Residential-2 (R-2) District To Office Residential (OR) District for the Property Located North of Murfreesboro Road and South of London Lane, 199 North Royal Oaks Boulevard.”**

Franklin Municipal Planning Commission

[THIRD AND FINAL READING]

**Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Josh King, Senior Planner**

Josh King noted this request for rezoning from R-2 to Office Residential (OR) is recommended by staff, and FMPC recommended approval by a vote of 6-1.

Vice Mayor Bransford moved to approve Ordinance 2017-16. Seconded by Alderman Barnhill.

Discussion:

- Alderman Martin spoke with the applicants and they agreed to put evergreens across the back of the property. Many of the people emailing complaints are far down the street from the property in question. The one house facing London Lane backs up to OR District. Thirty years ago a request for rezoning was denied. Office Residential does not mean Commercial. She supports this rezoning.
- Alderman Burger said two houses on the corner are part of the Royal Oaks subdivision. The insurance office is a block down, but will bring additional ingress/regress closer to London Lane. Constituents want Alderman Burger to vote no on this request.
- Alderman Petersen does not support this request. It is a part of the Royal Oaks Subdivision.
- Alderman McLendon: It's been said this rezoning has been requested and denied three times. What is the difference now?
- Alderman Martin: Royal Oaks was improved and a traffic signal installed, although not at London Lane, but nearby. It lets traffic move in and out.
- Vice Mayor Bransford: This is the second request for a change in zoning to OR, and the other request was approved. These businesses are low-key, so why approve one and not the other. She supports the request.

Motion to approve rezoning to OR on Third and Final Reading carried by a 5-3 vote, with Aldermen Blanton, Barnhill, Martin, Skinner, and Vice Mayor Bransford voting in favor and Aldermen Petersen, Burger and McLendon voting against.

NEW BUSINESS

19. 17-0765 Consideration of RESOLUTION 2017-43, A Resolution to Select the Corridor Design Concept for the Columbia Avenue Widening & Improvements Project.

Paul Holzen, Engineering Director

To finalize the PE-NEPA phase of this project, selection of a preferred design concept is needed by BOMA. The two options presented in Resolution 2017-43 are:

- Option 1: Five-Lane Concept (with Access Management)
- Option 2: Roundabout Concept

Vice Mayor Bransford moved to approve Resolution 2017-43, Option 1-Five-Lane Concept with Access Management for the Columbia Avenue Widening and Improvements Project. Seconded by Alderman Barnhill.

Discussion:

- Alderman Skinner: Many studies and open houses were done to get to the decision point. Things to remember: 1) the five-lane concept with access management option will take more right-of-way and parking areas from businesses than the roundabout concept 2) the safety factor on Columbia Avenue now; twice the number of accidents than average. The raised median in this option eliminates left-turn collisions, making it safer 3) five-lanes are wider by a full lane than the roundabouts, except at the intersections (roundabouts).
- Alderman Blanton: Does not support the Roundabout Option. With tremendous input from business owners and residents, the most predominant stance was to wait for Mack Hatcher to be built before improving Columbia Avenue. She supports the Five-Lane Option. If too many access points are removed, it will be detrimental to businesses.
- Alderman Martin: Believes the roundabout is the best solution, but because business owners have been so outspoken about that option, she supports the five-lane concept with medians.
- Vice Mayor Bransford: Believes roundabouts are okay for newer development areas. The Columbia Avenue Corridor businesses have been there for a very long time, and they are afraid of losing their businesses.
- Alderman Burger: Against the five-lane because it will be like building a landing strip. She compared it to Highway 96. The safety issue is huge; make safety the number one issue. Look forward and take a hard look at what will be there. The five-lane option will take more land

from the properties. Roundabouts are safer. They work well, move traffic and provide safety. Supports Option 2 – Roundabouts.

- Alderman Petersen favors the five-lane concept but is concerned about access management control. This is just the beginning. There will be utilities, sidewalks and multiuse trails to consider. Be realistic.

Motion to approve Resolution 2017-43, Option 1-Five-Lane Concept with Access Management for the Columbia Avenue Widening and Improvements Project carried by a vote of 5-3 with Aldermen Petersen, Blanton, Barnhill, Martin and Vice Mayor Bransford voting in favor and Aldermen Burger, McLendon and Skinner voting against.

20. 17-0783 **Consideration of a Corridor Management Agreement (COF Contract No. 2017-0209) for State Route 6 (US-31).**

Paul Holzen, Engineering Director

Vice Mayor Bransford moved to approve COF Contract 2017-0209. Seconded by Alderman Barnhill. Motion carried unanimously.

21. 17-0805 **Consideration of Interlocal Agreement Between the City of Franklin and Tennessee Department of Environment and Conservation for Financial Assistance with the Total Maximum Daily Load Study (COF Contract No. 2017-0219).**

Mark Hilty, ACA Public Works

Michelle Hatcher, Water Management Director

Vice Mayor Bransford moved to approve COF Contract 2017-0219 with language that allows the City Administrator and City Attorney to make minor changes to the document. Seconded by Alderman Barnhill. Motion carried unanimously.

22. 17-0786 **Consideration of Amendment No. 2 to the Professional Services Agreement for the Curd Branch and Watson Branch Interceptor Sewer Improvements Project (COF Contract No. 2014-0033) with Smith Seckman Reid in the Amount of \$57,400.**

Mark Hilty, ACA Public Works

Michelle Hatcher, Water Management Director

Patricia McNeese, Utilities Project Manager

Alderman Barnhill moved to approve Amendment No. 2 to COF Contract 2014-0033. Seconded by Alderman Blanton. Motion carried unanimously 7-0 with Alderman Martin recused.

23. 17-0780 **Consideration of a Professional Services Agreement (COF Contract No. 2017-0175) with Hethcoat and Davis, Inc. for the Henpeck Lane Sanitary Sewer Extension Project in an Amount Not-to-Exceed \$172,297.**

Paul Holzen, Engineering Director

Michelle Hatcher, Water Management Director

Alderman Skinner moved to approve COF Contract 2017-0175. Seconded by Alderman Petersen. Motion carried unanimously 7-0 with Alderman Martin recused.

CONSENT AGENDA

24. 17-0312 **Consideration of ORDINANCE 2017-13, To Be Entitled: “An Ordinance to Rezone 36.71 Acres From Light Industrial (LI) District To Specific Development-Residential (SD-R 5.0) District & 15.83 Acres From Light Industrial (LI) District to Estate Residential (ERI) District for the Shadow Green PUD Subdivision, for the Property Located at 1152 Hillview Lane.” Establishing a Public Hearing for October 10, 2017.**

Emily Hunter, Planning & Sustainability Director

[FIRST OF THREE READINGS]

Amy Diaz-Barriga, Current Planning Supervisor

Brad Baumgartner, Senior Planner

Ordinance 2017-13 approved unanimously on First of Three Readings

25. 17-0629 **Consideration of ORDINANCE 2017-37, To Be Entitled: “An Ordinance To Rezone 6.38 Acres From Specific Development-Residential (SD-R 0.0) District To Specific Development-Residential (SD-R 10.0) District for the Property Located South of Boyd Mill Avenue and West of Shawnee Drive, 1101 Shawnee Drive.” (Chickasaw)**
Emily Hunter, Planning & Sustainability Director
Amy Diaz-Barriga, Current Planning Supervisor
Brad Baumgartner, Senior Planner
[THIRD AND FINAL READING]
Ordinance 2017-37 approved unanimously on Third and Final Reading
26. 17-0450 **Consideration of ORDINANCE 2017-04, An Ordinance Establishing Standards for Small Wireless Facilities in the Public Rights-of-Way.**
Eric Stuckey, City Administrator
Vernon Gerth, ACA Community/Economic Dev.
Shauna Billingsley, City Attorney
[SECOND AND FINAL READING]
Vice Mayor Bransford moved to approve Ordinance 2017-04 with two amendments:
***Amendment #1** - Amend Chapter 14, Section 4 by re-lettering Sections 4, 4 (C) through 4 (L) to 4 (D) through 4 (M), and inserting a new Section 4 (C) to read: (C) The City Administrator shall have the authority to execute the Right-of-Way Use Agreements.*
***Amendment #2** – Amend Chapter 14, Section 6 (C) (1), by deleting this Section in its entirety and replacing it to read: (1) Any associated equipment that is required for a Small Wireless Facility shall be mounted at least 8 feet above grade on the pole and located in a shelter or case that does not extend more than 12 (twelve) inches past the edge of the pole it is mounted on. In the case of co-location, the mounts shall be on the same side of the pole. City staff has the discretion for authorizing ground-mounted equipment when unique or exception circumstances exist to protect the character of the surrounding area. Seconded by Alderman Petersen. Motion carried unanimously.*
27. 17-0732 **Consideration of ORDINANCE 2017-25, To Be Entitled: “An Ordinance to Amend Appendix A – Comprehensive Fees and Penalties, Chapter 16-Streets and Sidewalks, etc. Relative to Creating Small Cell Facility Permit Fees and Fees for Use of City-Owned Property and Public Right-of-Way.”**
Eric Stuckey, City Administrator
Vernon Gerth, ACA Community/Economic Dev.
[SECOND AND FINAL READING]
Ordinance 2017-25 approved unanimously on Second and Final Reading
28. 17-0674 **Consideration of ORDINANCE 2017-38, An Amendment to Chapter 5 of the Municipal Code Allowing for Long-Term Agreements for Special Events.**
Lisa Clayton, Parks Director
Shauna Billingsley, City Attorney
Monique McCullough, Public Outreach Specialist
[SECOND AND FINAL READING]
Ordinance 2017-38 approved unanimously on Second and Final Reading.
29. 17-0733 **Consideration of Sanitary Sewer Reimbursement Agreement (COF 2017-0132) Between the City of Franklin and Clayton Properties Group., Inc. with respect to the Shadow Green Subdivision PUD.**
Mark Hilty, ACA Public Works
Michelle Hatcher, Water Management Director
Paul Holzen, Engineering Director
Approved unanimously
30. 17-0784 **Consideration of Amendment No. 2 to the Professional Services Agreement for the Bobby Drive Water Line Improvements Project (COF Contract No. 2015-0075) with OHM Advisors in the Amount of \$6,000.**
Mark Hilty, ACA Public Works
Michelle Hatcher, Water Management Director
Patricia McNeese, Utilities Project Manager
Approved unanimously

31. 17-0777 **Consideration of Amendment No. 4 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 \$432,600.00.**
Approved unanimously Paul Holzen, Engineering Director
32. 17-0778 **Consideration of Amendment No. 4 to TDOT Agreement No. 120296 (COF Contract No. 2013-0022) for the Hunters Bend Elementary Safe Routes to School Project (PIN 118151.00).**
Approved unanimously Paul Holzen, Engineering Director
33. 17-0779 **Consideration of Amendment No. 1 to TDOT Agreement No. 160125 (COF Contract No. 2016-0267) for the SR-96 West Multi-Use Trail – Phases 1 and 2 (PIN 123098.00).**
Approved unanimously Paul Holzen, Engineering Director
34. 17-0782 **Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2015-0356) with Civil & Environmental Consultants, Inc. for the Flood Study and Bank Stabilization Project on Ralston Creek and Liberty Hills for an Amount Not-to-Exceed \$79,700.00.**
Approved unanimously Paul Holzen, Engineering Director
35. 17-0731 **Consideration of ORDINANCE 2017-28, To Be Entitled: “An Ordinance to Rezone 18.71 Acres From Detached Residential 1 (R-1) District To Detached Residential 2 (R-2) District, for the Property Located North of Boyd Mill Avenue & South of Highway 96, 3206 Boyd Mill Avenue.” Establishing a Public Hearing for October 10, 2017.**
Alderman Ann Petersen, FMPC Representative
Brad Baumgartner, Senior Planner
Alderman Barnhill moved to DENY Rezoning Request, Ordinance 2017-28. Seconded by Alderman Petersen.
- Discussion:
- Alderman Barnhill explained the concern is sanitary sewer availability with a low pressure sewer line in the area. This Ordinance is a request to rezone from R-1 to R-2. Questions that were asked during the Work Session were not answered.
 - Alderman McLendon agreed that the Board should know a lot more about this project if it is far enough along to know the rezoning.
- Motion to DENY Rezoning, Ordinance 2017-28 carried unanimously.*

ITEMS APPROVED ON BEHALF OF THE BOARD

36. 17-0746 **Acknowledge Report of Sole-Source Purchase from Wavetronix of Provo, Utah, of Traffic Signal Vehicle Detection Equipment for Five (5) Intersections of South Royal Oaks Boulevard in the Total Amount of \$64,850 for the Streets Department (included in \$4.1 Million for Major Road resurfacing to be financed by \$23.12 Million General Obligation Public Improvement Bonds, Series 2017).**
Item acknowledged Joe York, Streets Director
37. 17-0759 **Acknowledge Report of Sole-Source Purchase From, and Execution of Quotation for Software Maintenance Services by, Environmental Systems Research Institute, Inc. (ESRI) of Redlands, California in the Total Amount of \$51,000 for the Year beginning July 1, 2017 for the IT Department (\$60,000 budgeted in 110-82510-41350 for Fiscal Year 2018; City Contract No. 2017-0173).**
Item acknowledged Jordan Shaw, IT Director

THERE WAS NO EXECUTIVE SESSION

ADJOURN

Alderman Blanton moved to adjourn. Seconded by Alderman Petersen. Motion carried unanimously.

Meeting adjourned @ 8:58 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office—Updated: 10/24/2017 11:14 AM