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**MINUTES OF THE WORK SESSION  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, FEBRUARY 27, 2018 – 5:00 P.M.**

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**Board Members**

Mayor Ken Moore	P		
Vice Mayor Margaret Martin	P	Alderman Beverly Burger	P
Alderman Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Brandy Blanton	P	Alderman Ann Petersen	P
Alderman Pearl Bransford	P	Alderman Scott Speedy	A

**Department Directors/Staff**

Eric Stuckey, City Administrator	P	Jack Tucker, SES Director	
Vernon Gerth, ACA Community/Economic Dev	P	Lisa Clayton, Parks Director	P
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	
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
Jordon Shaw, IT Director		Lanaii Benne, Assistant City Recorder	A
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	A

**Call to Order**

Mayor Ken Moore called the Work Session to order at 5:00 p.m.

**Citizen Comments**

John Thompson, The Pawfect Puppy, 790 Jordan Road, Franklin: Mr. Thompson and his wife are opposed to the proposed City ordinance banning the sale of dogs and cats in pet stores. He gave a brief history of the pet store, as well as his education and experience. Handouts were provided. He takes issue with what the speakers said at the last Work Session and the news stories after. The dogs he sells come from licensed breeders in the Franklin and Brentwood area. Their store is licensed and inspected by various entities. The proposed City ordinance would restrict his sales, and would involve getting dogs from animal rescue and welfare. They are not regulated or inspected. Every breeder he does business with must have the animal examined by a veterinarian and sign a dog disposition form. In addition, a veterinarian works in the store two days a week for full examination of the puppies coming in. He could not maintain his license if the dogs came only from local shelters or rescue. The number of puppies available would be limited, and he would not have a complete history for each animal.

- Alderman Burger: Puppy breeding mills don't have to let dogs out of the cages. She would like to see breeder records and have information on the breeders. One of his breeders was on the horrible 100 list. Most responsible breeders aren't selling to pet stores.
- Vice Mayor Martin and Alderman Blanton asked questions and commented as well.
- Mr. Thompson said a bill sponsored by the Humane Society and animal activists in Tennessee, called the puppy mill ban, was voted down by State Committee and didn't make it to the floor. An ordinance to ban was overturned in Georgia as well.

## **WORK SESSION DISCUSSION ITEMS**

### **1. 18-0159 Franklin Sustainability Commission Update**

**Andrew Orr, Principal Planner**

**Dana Kose, Chair of Sustainability Commission**

Andrew Orr recognized Sustainability Commission members: Dana Kose, Chair, The Weidt Group; Bob Moreo, Vice Chair, Tennessee Advisory Council Intergovernmental Relations; Mike Leonard, Managing Principal of greenSTUDIO; Will Dodson, USDA Rural Development; Patrick Baggett, Franklin Tomorrow Board Member; Micah Wood, Volkert Engineering; Nancy Whittemore, Director of Metro General Services; Todd Palmer, Key Accounts Coordinator, MTEMC; and, Alderman Beverly Burger, BOMA Representative.

#### **UPDATE**

##### **Litter Reduction**

- Litter index tours of County and City
- In January, City staff filled up 129 bags on selected streets in Franklin
- County inmates picked up 94,241 lbs. of litter countywide in 2017 (roughly 4,600 trash bags)
- Ongoing need for public outreach and coordination

##### **Glass Recycling**

- Franklin's Convenience Center – Williamson Square
- Gallatin and Cumberland County utilize a pulverizer
- Options for Franklin's future in glass recycling

##### **Energy Efficient Lighting**

Total Street Light Usage and Cost		
Year	Total Usage	Total Cost
CY 2008	4,992,399 kWh	\$725,000
FY 2013-2014	5,415,904 kWh	\$796,000
FY 2014-2015	5,446,631 kWh	\$806,000
FY 2016-2017	5,276,600 kWh	\$604,000

\*MTEMC owns and maintains about 90% of all street lights; the City owns and maintains the decorative downtown lights, interstate lights, and usually takes on new roadway lights after street improvements.

\*The big drop in savings is due to the way maintenance is billed.

**LEED for Cities** (City provides data across 5 categories to generate score:

- Energy
- Water
- Waste
- Transportation
- Human Experience

Have preliminary data; negotiating rates with U.S. Green Council

##### **2018 Priorities**

- Public Outreach and Branding
- Green Business Practices
- Dockless Bike Sharing (eliminate bike racks – not cost to the City)
- Green Business Practices explained.
- Alderman Burger related Ward 1 is set to start a trash program in Cool Springs.
- Vice Mayor Martin reported one spot on Mount Hope is being used as a dumping ground for mattresses and all manner of furniture, etc. and should be cleaned-up. Perhaps installation of a camera would assist in finding the ones creating trash.

2. 18-0118 ★ **Consideration of Professional Services Agreement with Jackson Thornton Utilities (COF Contract 2018-0018) for Revenue Requirements Analysis and Cost of Service/Rate Study for the Water/Wastewater/Reclaimed Water System in an Amount Not-to-Exceed \$17,000.00 for Water, \$20,000.00 for Wastewater and \$10,000.00 for Reclaimed Water.**

Mark Hilty, ACA Public Works

Michelle Hatcher, Water Management Director

Mr. Stuckey said an analysis is done on a regular basis, and the end of the 5-year plan is near.

Mark Hilty added that with rebidding of the water reclamation facility, the data from this will be useful in refining the rates.

3. 18-0173 **Consideration of DRAFT RESOLUTION 2018-15, A Resolution Approving the Design Concept for the Southeast Municipal Complex**

Mark Hilty, ACA Public Works

Lisa Clayton, Parks Director

Paul Holzen, Engineering Director

Steve Fritz, Barge Solutions

Mr. Fritz gave an update on the design concept:

Key Site Information

- 180 acres
- 73 acres in floodway
- 69 acres in 100-year floodplain
- 38 acres out of floodway/floodplain

Core Planning Team

- Parks and Engineering staff
- Simmons Ridge
- Ladd Park
- FAHOA
- Franklin Cowboys
- Franklin Baseball
- Friends of Franklin Parks
- Williamson County Convention/Visitors Bureau
- Connectivity Committee
- Special Needs Community

Planning Process to Date

- Core Planning Team visioning meeting (August 2017)
- Current Carothers Parkway traffic counts
- Site analysis
- Preliminary engineering analysis for reclamation plant layout, flood impacts and road/bridge accesses
- Development of alternative concept plans
- Core Planning Team review of concepts (January 2018)

February 5 Public Meeting

- 87 participants signed in
- 60+/- comment cards and emails
  - \*Inclusive playground
  - \*Like/need the sports fields
  - \*Ped/bike connections to neighborhoods
  - \*Traffic concerns
- Public meeting comments
  - \*Traffic concerns

\*Inclusive playground

\*Like/need the sports fields

#### Map Layout Review/Including Changes Since Public Meeting

- Access at Lockwood Glen with potential south entry
- Wanted trail closer to the road
- Neighborhood parking
- Pavilion and Restroom
- Dog Park
- Different sports courts
- 10 large sports fields – multipurpose (lacrosse, rugby, football, etc., no soccer)
- Central portion – restroom, concession, Franklin Cowboy storage, playground, splash pad (want it moved), maintenance building, offices, area for plant.
- Branding study for naming the park.

#### Next Steps

- Incorporate any BOMA comments
- Finalize traffic study with recommendations for improvements
- Opinion of probable costs and phasing
- Branding
- Issue final draft master plan report in early April
- City reviews/approvals
- Begin construction documents

#### Discussion

- Alderman Blanton asked why only one plan was being presented instead of two as presented at the public meeting.
- Lisa Clayton explained the likes and dislikes of the public were taken into consideration and the two were combined into this plan.
- Mr. Fritz added that most people objected to concept one. Placement of the neighborhood park was questioned and the pickleball court was moved away from the big fields and traffic. Based on public comments they tried to bring back the best of both concepts.
- They are confident there will be no parking problems.
- Consideration was given to placement of the potential water reclamation plant even though all elements of that will be enclosed.
- Alderman Barnhill wants to make sure the Franklin Cowboys are not short-changed as they have been for years. That there will be enough fields for them. He was assured there are enough fields.
- Mr. Fritz commented that one of the driving forces is to give the Cowboys space.
- Alderman Burger asked why there wouldn't be tennis courts.
- Ms. Clayton responded there will be tennis courts included in the FSSD/City park.
- Alderman Burger suggested corporate sponsorships to name the park.
- Mr. Stuckey said this is will be a 260-acre park that is unique with a lake, passive park, neighborhood park, and sportsplex, which could have individual names under the umbrella of one specific name for the entire park.
- Mayor Moore related that he met with people that are interested in an inclusive playground for children and adults with different abilities.

4.     **16-0835     Consideration of Proposed DRAFT ORDINANCE 2016-42, “An Ordinance To Amend Title 17-Refuse And Trash Disposal Of The Franklin Municipal Code For The Purpose Of Clarifying Service Container Ownership, Clarifying Type Of Service For Consistent Billing And Other General Housekeeping.”**

**Mark Hilty, ACA Public Works  
Jack Tucker, SES Director**

Defer to March 13, 2018.

**5. 18-0175 Discussion and Guidance on Modifying the City of Franklin's Hours of Construction, Specifically Reducing the Current Subjectivity Associated with Staff Having to Determine Whether Construction Noise is a Nuisance.**

**Eric Stuckey, City Administrator  
Vernon Gerth, ACA Community/Economic Development  
Lieutenant Joann Willhite, Police Department**

Hours of Construction in current Ordinance:

Monday – Friday 7:00 AM – 6:00 PM

Saturday 9:00 AM – 6:00 PM

No Work on Sundays and City Holidays

**Challenges**

- Spending an inordinate amount of time policing construction sites and workers.
- Difficult to discern “noise” consistently. Current ordinance is too broad “...would not result in any loud, disturbing, or unnecessary noise.”
- Delivery of building materials and heavy equipment to construction sites frequently occurs prior to and after hours.
- Construction site thefts are an ongoing problem and difficult to determine who is to be working vs. who is doing something malicious.
- Current penalty/fine not a deterrent. Contractors would rather pay \$50 fine than comply with ordinance.
- After some homeowners occupy their new home it is not uncommon for them to add porches, patios, pools, and other improvements that generate noise like the new homes under construction in the area. The City's current ordinance does not distinguish between owner-occupied versus unoccupied or new buildings under construction.
- Sometimes difficult to distinguish between ordinance exceptions. For example, Landscaping Work. “Use of domestic power equipment (including, but not limited to, power lawn mowers, leaf blowers, trimmers, snow blowers, tillers, saws, sanders, drills or similar devices) between 7:00 a.m. and 9:00 p.m.” 7 days of week, including holidays.

**Discussion:**

- Residential isn't regulated.
- Look at a tiered approach: if more than 2 citations in a 12-month period, require developer to hire a private security firm. If private security firm fails to do its job, then issue stop work order, with the developer talking to the City.
- There are modifications every week for a good reason; more latitude in non-residential development.
- Residents around the Second Avenue Garage have complained about people cleaning the garage at 4:30 a.m. It was suggested the residents receive a letter in advance of garage cleaning stating the hours it will be done each quarter.
- There is no clarification for City facilities and emergency repairs.
- Consistency in hours and differentiate between inside and outside.
- City and utilities should be an exception.
- Continue with modifications at the City Administrator's discretion.

**6. 18-0177 Discussion of Sanitation & Environmental Services Operations**

**Mark Hilty, ACA Public Works  
Jack Tucker, SES Director**

Defer to March 13, 2018 meeting.

**Other Business**

None

**Adjournment**

Work Session adjourned @ 6:45 p.m.

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Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 10/4/2018