



# City of Franklin

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

## Meeting Minutes

### Board of Mayor & Aldermen

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Tuesday, May 9, 2017

7:00 PM

Board Room

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#### Call to Order

- Present:** 6 - Mayor Dr. Ken Moore, Alderman Ald. Michael Skinner, Alderman Ald. Dana McLendon, Alderman Ald. Brandy Blanton, Alderman Ald. Clyde Barnhill, and Alderman Ald. Ann Petersen
- Absent:** 3 - Alderman Ald. Margaret Martin, Alderman Ald. Beverly Burger, and Vice Mayor Vice Mayor Pearl Bransford

#### 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. [17-0390](#) Approval of Minutes:  
April 25, 2017 5:00 Work Session  
April 25, 2017 7:00 Board of Mayor and Aldermen  
  
A motion was made by Alderman Blanton, seconded by Alderman Petersen, that the Minutes be approved. The motion carried by a unanimous vote.

#### Recognitions

2. [17-0389](#) Proclamation of Veterans Awareness Day  
  
This Proclamation was acknowledged

#### Miscellaneous Reports

**Consent Agenda**

3. [17-0391](#) Consideration of items 16 - 26 on the Consent Agenda

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that the Consent Agenda be approved. The motion carried by a unanimous vote.

**OLD BUSINESS**

4. [17-0067](#) PUBLIC HEARING: 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. (1-24-17, 2-14-17 WS, 3-28-17 WS, 04/11/17 BOMA 1st Reading 7-1) SECOND AND FINAL READING

**Sponsors:** Eric Stuckey, Vernon Gerth and Paul Holzen

**Attachments:** [Franklin\\_Roadfee\\_Draft Report Jan 2016](#)  
[18 Impact Fees - Sample.pdf](#)  
[2016 MTP - Roadway Classification](#)  
[2016 - RIF - Current Calculation - Proposed Collector Road Calcs](#)  
[Ord 2017-02 Road Impact Fee 2017 \\_with Exhibits A and B Law Approved](#)

A motion was made by Alderman Barnhill, seconded by Alderman Skinner, that this Ordinance be approved. The motion carried by the following vote:

**Aye:** 4 - Alderman Skinner, Alderman McLendon, Alderman Blanton, and Alderman Barnhill

**No:** 1 - Alderman Petersen

**Absent:** 3 - Alderman Martin, Alderman Burger, and Vice Mayor Bransford

**Chairing:** 0

5. [17-0136](#) PUBLIC HEARING: Consideration Of Resolution 2017-09, To Be Entitled: "A Resolution Approving A Revised Development Plan For Simmons Ridge PUD Subdivision, With One (1) Modification of Standards (Backing onto City Streets) For The Property Located East Of Carothers Parkway And North Of South Carothers Road."; (3/23/17 FMPC 6-0, 04/11/17 WS).

**Sponsors:** Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

**Attachments:** [MAP\\_SimmonsRidgeDevPlan.pdf](#)  
[6339 Simmons Ridge DP rev 4 Conditions of Approval\\_03](#)  
[2017-09 SimmonsRidgePUDSubdivisionRev4\\_with Map\\_Law](#)  
[Approved\(2\).pdf](#)  
[LAYOUT\\_SimmonsRidge.pdf](#)  
[ARCH\\_SimmonsRidge.pdf](#)  
[Simmons Ridge Dev Rev 4 Resubmittal Set 3.2.2017.pdf](#)

A motion was made by Alderman Skinner, seconded by Alderman Barnhill, that this Resolution be approved with the requested modification of standards. The motion carried by a unanimous vote.

6. [17-0205](#) PUBLIC HEARING: Consideration of Resolution 2017-14, To Be Entitled: "A Resolution Approving A Revised Development Plan For Harpeth Square PUD Subdivision, With 5 Existing Modifications Of Development Standards For The Property Located Within The Block Of 1st Avenue, Bridge Street, 2nd Avenue North And East Main Street."; (3/23/17 FMPC 6-0, 04/11/17 WS)

**Sponsors:** Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

**Attachments:** [MAP\\_HarpethSquarePUDSubdivision.pdf](#)  
[2017-14 RES Harpeth Square PUD Subdivision Rev 2\\_with MapLaw](#)  
[Approved.pdf](#)  
[6356 Harpeth Square DP Revision 2 Conditions of Approval\\_01](#)  
[Layout\\_HarpethSquare.pdf](#)  
[HarpethSquare\\_Arch.pdf](#)  
[HarpethSquare DevelpPlan Rev2 3.2.2017.pdf](#)  
[FULLSET\\_HarpethSquare DevelpPlan Rev2 3.2.2017.pdf](#)

A motion was made by Alderman Blanton, seconded by Alderman Skinner, that this Resolution be approved. The motion carried by a unanimous vote.

7. [17-0206](#) PUBLIC HEARING: 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 PUD Subdivision)."; (3/23/17 FMPC 6-0, 04/11/17 1ST BOMA Reading 8-0) SECOND OF THREE READINGS

**Sponsors:** Franklin Municipal Planning Commission, Emily Hunter, Amy Diaz-Barriga and Josh King

**Attachments:** [ORD 2017-06HarpethSquarePUDRezoning with MapLaw Approved.pdf](#)  
[REZONEMAP\\_HarpethSquarePUDSubdivision\\_Rezone.pdf](#)  
[HarpethSquare Rezoning Revision 2-3.2.2017.pdf](#)

**A motion was made by Alderman Barnhill, seconded by Alderman Skinner, that this Ordinance be approved. The motion carried by a unanimous vote.**

8. [17-0345](#) Consideration of Resolution 2017-28, A Resolution Authorizing And Providing For The Financing Of The Construction Of A Wastewater Facilities Project, Including Authorizing The Execution Of Applications, Contractual Agreements, And Other Necessary Documents, And Making Certain Representations, Certifications, And Pledges Of Certain Revenue In Connection With Such Financing for the Water Reclamation Facility Upgrades and Expansion Project with the State Revolving Fund. (04/25/17 WS, 04/25/17 BOMA Deferred to May 9, 2017 BOMA 7-1 )

**Sponsors:** Mark Hilty

**Attachments:** [COF RES 2017-28 Franklin CG5 2017-375 WRF Authorizing Resolution for Loa...](#)

**A motion was made by Alderman McLendon, seconded by Alderman Blanton, that this Resolution be approved with two conditions.1.) The green house drying portion of the project be eliminated. 2.) Consideration of a Resolution of commitment for alternative technology in the final design. The motion carried by a unanimous vote.**

9. [17-0353](#) Consideration of Resolution 2017-29, A Resolution to Approve Financing for the Water Reclamation Facility Upgrades and Expansion Project with the State Revolving Fund. (04/25/17 WS, 04/25/17 BOMA Deferred to May 9, 2017 BOMA 7-1)

**Sponsors:** Mark Hilty

**Attachments:** [COF RES 2017-29 Franklin\\_SRF 2017-376 WRF Authorizing Resolution for Loa...](#)

**A motion was made by Alderman McLendon, seconded by Alderman Blanton, that this Resolution be approved with conditions. The motion carried by the following vote:**

**Aye:** 4 - Alderman McLendon, Alderman Blanton, Alderman Barnhill, and Alderman Petersen

**No:** 1 - Alderman Skinner

**Absent:** 3 - Alderman Martin, Alderman Burger, and Vice Mayor Bransford

**Chairing:** 0

### NEW BUSINESS

10. [17-0273](#) Consideration of Request to Deny Sanitary Sewer for the property located at 1134 Beech's Tavern Trail (Map 053 Parcel 10.04) (03/30/17 CIC: The motion to DENY the request passed 3-1; 04/25/17 Work Session)

**Sponsors:** Paul Holzen

**Attachments:** [Sewer Application 1134 Beechs Tavern Trail](#)

[Exhibit A](#)

[Resolution 2009-13](#)

[COF Resolutions # 2007-51- 06-12-2007 - SEWER IMPROVEMENTS  
HIGHGATE S-D AREA](#)

[COF Resolutions # 2008-21- 07-08-2008 - AUTHORIZE](#)

[CONSTRUCTION SEWER HIGHGATE S-D AREA](#)

[02-14-2006 - #2005-93 - APPROVED - ANNEX HIGHGATE SD 70.24](#)

[ACRES](#)

[Exhibit B](#)

A motion was made by Alderman McLendon, seconded by Alderman Barnhill, to grant the request for sewer, contingent upon the request for, and contingent upon, annexation. The motion carried by a unanimous vote.

11. [17-0274](#) Consideration of Request to Deny Sanitary Sewer Request for the property located at 1126 Beech's Tavern Trail (Map 053 Parcel 10.02) (03/30/17 CIC: The request to DENY Sanitary Sewer was approved 3-1; 4/25/17 Work Session)

**Sponsors:** Paul Holzen

**Attachments:** [Resolution 2009-13](#)

[COF Resolutions # 2007-51- 06-12-2007 - SEWER IMPROVEMENTS  
HIGHGATE S-D AREA](#)

[COF Resolutions # 2008-21- 07-08-2008 - AUTHORIZE](#)

[CONSTRUCTION SEWER HIGHGATE S-D AREA](#)

[02-14-2006 - #2005-93 - APPROVED - ANNEX HIGHGATE SD 70.24](#)

[ACRES](#)

[Exhibit A2](#)

[Exhibit B2](#)

A motion was made by Alderman McLendon, seconded by Alderman Barnhill, to grant the request for sewer, contingent upon the request for, and contingent upon, annexation. The motion carried by a unanimous vote.

12. [17-0405](#) \*Consideration of a request for Water Availability Approval for 1708 Berrys Chapel Road (038-0304)

**Sponsors:** Paul Holzen

**Attachments:** [Exhibit.pdf](#)

A motion was made by Alderman Petersen, seconded by Alderman McLendon, that this Report be approved. The motion carried by a unanimous vote.

13. [17-0398](#) \*Consideration of Resolution 2017-31, a Resolution Authorizing the City Administrator to Enter Into Contracts for Emergency Investigation and Repair Activities Related to the Harpeth River Interceptors

**Sponsors:** Mark Hilty and Michelle Hatcher

**Attachments:** [RESOLUTION 2017-31 HARPETH RIVER INTERCEPTOR EMERGENCY AUTHORIZATION](#)

A motion was made by Alderman Barnhill, seconded by Alderman Petersen, that this Resolution be approved. The motion carried by a unanimous vote.

14. [17-0400](#) \*Consideration of Amendment to City of Franklin Contract 2016-316 with Hazen & Sawyer for Assessment of the Harpeth River Interceptor

**Sponsors:** Mark Hilty and Michelle Hatcher

**Attachments:** [21070505\\_MAP\\_2017 Harpeth River Repair Sites](#)  
[2016-0316 Amendment 1 HAZEN PSA with ScopeLaw Approved](#)

A motion was made by Alderman Barnhill, seconded by Alderman Petersen, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

15. [17-0395](#) Consideration of Amendment No. 1 to the Professional Services Agreement (COF Contract No. 2014-0033) with Smith Seckman Reid, Inc for the Curd Branch and Watson Branch Interceptor Sewer Improvements Projects for an amount not to exceed \$45,500 (4/27/2017 CIC 2-0; 1-Recused).

**Sponsors:** Paul Holzen

**Attachments:** [COF 2014-0033 - SSR Curd Branch and Watson Branch Amendment 1 with Scope.Law Approved.pdf](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

#### All Other Consent Items

16. [17-0318](#) Consideration of Ordinance 2017-14, "An Ordinance to Amend Various Sections of the City of Franklin Municipal Code, Title 15 - Motor Vehicles, Traffic and Parking, Relating to Truck Traffic". (04/11/17 WS; 4/25/17 BOMA 8-0) SECOND AND FINAL READING

**Sponsors:** Paul Holzen and Jonathan Marston

**Attachments:** [Ord 2017-14 Truck Route](#)  
[Ord 2017-14 Truck Route.pdf](#)

**This Ordinance was approved.**

17. [17-0315](#) Consideration of procurement award to BlueCross BlueShield of Tennessee of Chattanooga, Tennessee for administrative services for the City's group employee health, pharmacy and vision insurance benefits, for a term of award of three (3) years, to be effective July 1, 2017, with two (2) one-year options to extend the term of award thereafter, for the Human Resources Department (Purchasing Office Procurement Solicitation No. 2017-014; Contract No. 2017-0090) (04/13/17 FINANCE 3-0, 04/25/17 Work Session)

**Sponsors:** Sara Sylvis

**Attachments:** [2017-014A Tabulation of proposals - health](#)  
[2017-014B Tabulation of proposals - pharmacy](#)  
[2017-014C Tabulation of proposals - vision](#)

**This Procurement was approved.**

18. [17-0309](#) Consideration of Event Permit for Mellow Mushroom Live on the Square Concert Series May - August 2017 in Downtown Franklin. (04/25/17 Worksession)

**Sponsors:** Deb Faulkner

**Attachments:** [Mellow Mushroom Concert Series 2017 REVISED App](#)

**This Event Permit was approved.**

19. [17-0379](#) Acknowledge report of procurement award to and execution of contract with West Publishing Corp. Thomson Reuters in the amount of \$753.00 per month for the first twelve months, \$775.59 per month for the second twelve months, and \$798.86 per month for the third twelve months, for a three-year CLEAR online investigation software subscription for the Police Department (Contract No. 2017-0058)

**Sponsors:** Deb Faulkner

**Attachments:** [2017-0058 - West Publishing Corp. Thomson Reuters TN SWC contract 44079 for CLEAR, signed for both parties](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Item Approved on Behalf of the Board be approved. The motion carried by a unanimous vote.

20. [17-0311](#) \*Consideration Of Ordinance 2017-11, To Be Entitled: "An Ordinance To Rezone 0.42 Acres From Detached Residential 3 (R-3) District To Specific Development - Residential (SD-R 4.7) District For John B. McEwen Addition PUD Subdivision, For The Property Located At 1226 Adams Street."; Establishing a Public Hearing for June 13, 2017. (04/27/17 FMPC 7-0, 5/9/17 WS)

**Sponsors:** Ald. Ann Petersen

**Attachments:** [Ordinance 2017-11 John B McEwen Addtion Subd RZ 1226 Adams Map](#)  
[2017-11 John B McEwen PUD 1226 Adams St RZ Ordinance](#)  
[6395 1226 Adams Street Rezoning package](#)

This Ordinance was approved.

21. [17-0316](#) \*Consideration of Ordinance 2017-08, To Be Entitled: "An Ordinance To Amend Chapter 5 Of The Zoning Ordinance Of The City Of Franklin, Tennessee, In Order To Amend The Building Design Standards To Remove The Requirement Pertaining To The Maximum Length Of Attached Residential Buildings." ; Establishing a Public Hearing for June 13, 2017. (04/27/17 FMPC 7-0, 5/9/17 WS)

**Sponsors:** Ald. Ann Petersen

**Attachments:** [ORD 2017-08 Amend Chapter 5 Building Design and Standards Law Approved](#)

This Ordinance was approved.



22. [17-0392](#) Consideration of Change Order No. 1 to the Construction Contract (COF Contract No. 2015-0002, TDOT PIN 108409.00) with Eutaw Construction Company, Inc. for the Hillsboro Road Improvements Project Phase 2, Independence Square to Mack Hatcher Parkway (4/27/2017 CIC 3-0)

**Sponsors:** Paul Holzen

**Attachments:** [COF2015-0002 Hillsboro Rd-CO#1 EXHIBIT A](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

23. [17-0393](#) Consideration of a Local Agency Project Agreement (COF Contract No. 2017-0101) with the Tennessee Department of Transportation for the Interchange Lighting of I-65 at Goose Creek Bypass (TDOT PIN 125454.00) (4/27/2017 CIC 3-0)

**Sponsors:** Engineering

**Attachments:** [COF 2017-0101 LAPA TDOT Interchange Lighting.pdf](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

24. [17-0394](#) Consideration of a Agreement (COF Contract No. 2017-0104) with the Tennessee Department of Treasury to Allow the Payment of Project Costs for the Interchange Lighting of I-65 at Goose Creek Bypass from the City of Franklin's Local Government Investment Pool Account (4/27/2017 CIC 3-0)

**Sponsors:** Engineering

**Attachments:** [COF2017-0104 LGIP Treasury Interchange Lighting - TDOT.pdf](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

25. [17-0396](#) Consideration of Amendment No. 6 to Tennessee Department of Transportation Agreement No. 070112 (COF Contract No. 2009-0051) for the SR-397 (Mack Hatcher Parkway West) from South of SR-96 West of Franklin to East of SR-106 (US-431) North of Franklin Project (TDOT PIN 101454.01; Federal Project No. STP-397(8) and STP/HPP-397(10); State Project No. 94092-1224-14) for an Increase of \$92,601.00 in Eligible Reimbursement Costs (4/27/2017 CIC 3-0)

**Sponsors:** Engineering

**Attachments:** [COF 2009-0051-Mack Hatcher Amendment 6 with TDOT 1LA.pdf](#)

A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Contract/Agreement be approved. The motion carried by a unanimous vote.

26. [17-0386](#) Acknowledge report of emergency purchase from FiberCom, LLC of Gallatin, Tennessee of the relocation of City fiber optic cable near the intersection of Carothers Parkway and East McEwen Drive for the Ovation development in the amount of \$46,360 for the IT Department

**Sponsors:** Fred Banner

**A motion was made by Alderman Barnhill, seconded by Alderman Blanton, that this Item Approved on Behalf of the Board be approved. The motion carried by a unanimous vote.**

#### **EXECUTIVE SESSION**

#### **RETURN FROM EXECUTIVE SESSION**

#### **Scheduled Meetings and Events**

#### **Other Business**

#### **Adjourn**

**A motion was made by Alderman McLendon, seconded by Alderman Skinner, that the meeting adjournment was approved.. The motion carried unanimously.**

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