
**MINUTES OF THE WORK SESSION
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, JANUARY 10, 2012 - 5:00 P.M.**

Board Members

Mayor Ken Moore	P		
Alderman Brandy Blanton	P	Alderman Margaret Martin	P
Alderman Clyde Barnhill	P	Alderman Dana McLendon	P
Alderman Pearl Bransford	P	Alderman Ann Petersen	P
Alderman Beverly Burger	P	Alderman Michael Skinner	P

Department Directors/Staff

Eric Stuckey, City Administrator	P	Shirley Harmon, HR Director	P
Vernon Gerth, ACA Community & Economic Dev.	P	Mark Hilty, Water Management Director	P
Russell Truell, ACA Finance & Administration		Paul Holzen, Interim Engineering Director	P
David Parker, CIP Executive/City Engineer	P	Catherine Powers, Planning/Sustainability Director	P
Shauna Billingsley, City Attorney	P	Joe York, Streets Director	P
Rocky Garzarek, Fire Chief		Brad Wilson, Facilities Project Manager	P
David Rahinsky, Police Chief	P	Kristen Corn, Staff Attorney	P
Fred Banner, MIT Director	P	Steve Sims, Assistant City Recorder	P
Chris Bridgewater, Interim BNS Director	P	Mike Proctor, Communications Systems Manager	P
Becky Caldwell, Solid Waste Director	P	Lanaii Benne, Assistant City Recorder	P
Lisa Clayton, Parks Director	P	Linda Fulwider, Board Recording Secretary	P

1. Call to Order

Mayor Ken Moore called the January 10, 2012 Work Session to order at 5:00 p.m. in the City Hall Boardroom.

2. Citizen Comments

None

WORK SESSION DISCUSSION ITEMS

3. Wi-Fi Project Update by Municipal Information Technology Department

Fred Banner, MIT Director

Mike Proctor, Communications Systems Manager

Eric Stuckey related the IT team has been working on developing a fiber network to improve City services. Fred Banner added that the project began in 2005. He mentioned an earlier presentation on updated mapping done by Carl Alexander. They are nearing the end of the WiFi project.

Mike Proctor showed various maps depicting fiber layout and other aspects of the project. Fiber has yet to be placed in Fieldstone Farms and the Cool Springs area. There are 215 active nodes; 23 sites are inactive due to fiber not yet installed. The Cool Springs portion should be completed within the

next 60 days. Mr. Proctor explained how the Streets, Codes (BNS) and Water departments, already connected to fiber, utilize the system. Core users are being trained. Eventually, the system will encompass all employees working in the field. Long-term, the network will eliminate the need for cellular service to support field equipment. Police vehicle cameras use the system for arrests, etc. At this time there are no cameras in fire vehicles. All but three City offices are connected to fiber. Over \$12,000 per year in phone services can be saved with this system. All City phone systems run through City Hall. One line was retained in such case fiber would be cut disabling the system.

Mr. Banner referred to the fiber layout map and noted six areas of concentration. He added that the Hillsboro Road fiber is not a certainty as they are talking with MTEMC about placing a line to Harlinsdale and the possibility of using that instead of line on Hillsboro Road.

Mr. Stuckey noted the project provides greater capacity for work and data put through the City. Employees can file reports etc. in the field without coming back to base. The system offers better dependability and the expansion of TOC.

Mr. Banner commented that both Williamson County and Brentwood have expressed interest in connecting to the system.

4.* Consideration of Renewal of Liquor License Retailer's Certificate for Bard Quillman, Jr., Red Dog Wine and Spirits, 1031 Riverside Drive, Franklin Tennessee

Lanaii Y. Benne, Assistant City Recorder

No questions or comments

5. Consideration of RESOLUTION 2012-01, A Resolution to Participate in The Three-Star Program
Eric Stuckey, City Administrator

Item removed from the agenda

6. Consideration of RESOLUTION 2012-02, A Resolution to Affirm Compliance with Federal Title VI Regulations

Eric Stuckey, City Administrator

Item removed from the agenda

7. Discussion Regarding Charter Change: In an Aldermanic At-Large/Mayoral Election, Selection of One of Four Aldermanic Positions, or Mayoral Position

Shauna Billingsley, City Attorney

An earlier discussion focused on the Charter that states a person cannot serve in more than one position (mayor/alderman), but does not state a person can run for only one position. Also discussed was the election of aldermen being done in a per slot manner, i.e. A, B, C, D. Clarification is needed and the Election Board concurs. Shauna Billingsley noted this could be easily changed by adding a statement that potential candidates can only turn in one petition and can only run for one position, one alderman slot or mayor in a specific election. The slots for alderman could be A, B, C, and D alphabetically by candidate name. Once a resolution for the Charter change has passed by a 2/3 vote, it can be submitted to the State. Following their action, the resolution would come back to BOMA for another vote. This should be done as soon as possible. A resolution will be presented next meeting.

8. Consideration of Proposed ORDINANCE 2012-01, An Ordinance to Amend Title 1, Section 102 of

The Franklin Municipal Code Relative to the Order of Business Meetings of The Board of Mayor and Aldermen

Shauna Billingsley, City Attorney

Mr. Stuckey said it had come to his attention that the agenda template that has been used for several years (at least 15 years) sets forth the Order of Business for BOMA meetings with a slight variation from the Order of Business listed in the Municipal Code. The Code provides that citizen comments shall occur after the approval of minutes; however, for many years, the Board agendas have provided that citizens have an opportunity to comment prior to the approval of minutes. Staff believes the current order makes more sense. Ms. Billingsley noted the current variation in the agendas presents no legal problem.

Staff proposes replacing the current language of Section 1-102 with text providing that the Office of the City Recorder will prepare an agenda setting forth the Order of Business for each meeting of the Board. Ms. Billingsley pointed out that this provides freedom to move things around on the agenda.

9. Consideration of Proposed ORDINANCE 2012-02, An Ordinance to Amend Title 3, Chapter 2, Section 3-208 of The Franklin Municipal Code Relative to the Collection of Court Costs

Steve Sims, Assistant City Recorder

This was discussed at the Budget & Finance Committee meeting. Title 3-208 allows the City to use a Collections Agent to pursue court fees and fines by annual contract. This is beyond Tennessee Code Annotated which states "competitively bid contract". This change will align City Code with the language used in the T.C.A. and with other contracts where the City is obtaining financial services and allow flexibility to contract for multiple years.

Alderman Petersen noted the issue is to go back to the next meeting of the Budget & Finance Committee as this satisfies the committees request for additional information.

10. Consideration of Adoption of the Revised Pension Plan Summary Document

Shirley Harmon, Human Resources Director

The IRS requires restatement and submission of the Summary Plan Document each time the Pension Plan is amended or changed. The Plan was amended effective September 1, 2011 and this captures all those changes. Board action is needed to bring the requirement to closure.

11. Consideration of Sole-Source Purchase from Solarbee, Inc. of Dickinson, North Dakota, in the Total Amount of \$57,030.00 for a Quantity of One (1) Solarbee SB10000 V18 Floating Solar-Powered Water Circulation Equipment to be Installed at the City's Raw Water Reservoir for the Water Treatment Division of the Water Management Department (Not Separately Budgeted for Fiscal Year 2012; Contract No. 2011-0192)

Mark Hilty, Water Management Director

The purchase is for process improvement and is related to the intense algae problem experienced last year in Middle Tennessee and across the country. The water circulation system will help prevent the situation in future. Mr. Hilty explained why this equipment is appropriate for the treatment of City water. The equipment is not in the budget; however, money is available because some budgeted equipment will not be purchased this year. It is important to install the equipment prior to April, the beginning of seasonal algae problems. Other municipalities have been pleased with this system. Discussion ensued regarding merits of the company and sole-source purchase, warranty, service contract, problems last year with odor and taste of water, ongoing maintenance, and dead end lines.

12. Discussion to Consider the Merits of a Proposed Zoning Ordinance Amendment Allowing for the Limited Use of Temporary Structures, Under Certain Conditions, by Businesses Contemplating the Renovation of Their Existing Property

Vernon Gerth, ACA Community & Economic Development

The purpose of discussion is to consider the merits of allowing limited use of temporary structures, under certain conditions, by businesses contemplating the renovation of existing property.

The new owners of the Ford-Lincoln Automobile Dealership, 1129 Murfreesboro Road are contemplating a \$6.5 million renovation of their existing showroom and service facility. Plans involve vacating and rebuilding the existing showroom followed by work on the service area behind the showroom that would be done in phases.

In the Zoning Ordinance temporary structures are limited to:

Construction Dumpsters	Temporary Housing
Construction Trailers	Temporary Structures as part of an educational/institutional use
Real Estate Offices/Model Sales Homes	Tents

The Ordinance specifically states **temporary uses or structures not listed in the table are prohibited.**

In anticipation of other businesses contemplating property improvements to existing facilities and where improvements are so significant to cause the temporary closure or relocation of the business, staff recommends allowing existing businesses the option of erecting a "Temporary Field Office" under certain conditions.

Discussion ensued on the definition of a field office for existing businesses and requirements being considered. Also discussed time limits, other businesses that would fall under Temporary Field Office. The provision for a distinct, architecturally-designed covered entrance was thought to be too restrictive. Using a variance for this particular situation was discussed as a possibility.

Mr. Gerth indicated staff would submit a draft to the Planning Commission in February.

13. Consideration of Contract Award to Lambe and Associates, LLC, in the Amount of \$155,000, for the Development of Architectural and Engineering Design for the New City of Franklin Public Works Facility

Eric Stuckey, City Administrator

Short and long term operational needs have been discussed with staff. A contract will be submitted next meeting.

14. Discussion of Proposed Horse Drawn Carriage Operation in Downtown Franklin

Eric Stuckey, City Administrator

Currently, there is no provision in City Code that would allow for horse drawn carriage rides. In 2000, BOMA passed a resolution allowing another company to operate a horse drawn carriage business in Downtown Franklin with certain restrictions. That resolution expired at the end of a one-year term and was not renewed.

Sugar Creek Carriages provides rides in Nashville as well as in Downtown Franklin during Pumpkinfest and Dickens of a Christmas. The company has requested to operate carriage rides on a

regular basis in Downtown Franklin according to the following schedule:

- Friday: 6 p.m. – 10 p.m.
- Saturday: 12 Noon – 11 p.m.
- Holidays: 12 Noon – 11 p.m.

Staff performed an initial review of the proposal and suggested several conditions should the request be approved.

Sugar Creek Carriages owner Johnny Smith provided reference letters and information about the business. He said his horses are well-trained, the carriages are insured for \$1 million each, horses use diaper bags and someone picks up if necessary, historic carriage tours are well accepted by tourists, and they are a safe company. The carriages have a fifth wheel, making them easy to maneuver; the carriages are narrower than some cars. The company has worked in Franklin for eight years providing carriages for weddings and other events.

Mayor Moore reminded Mr. Smith and the Board that the discussion at hand was about deciding on general permission for horse drawn carriages rather than picking a carriage company.

Discussion:

- ♦ Alderman Petersen concerned with carriages on the square because of traffic, there not being many alternate routes, and the difficulty getting through some streets.
- ♦ Alternatives to loading carriages on the square were offered.
- ♦ Alderman Bransford mentioned if an ordinance allowing horse drawn carriages were approved, potentially several companies could request permits. At what point would there be a limit?
- ♦ Mr. Smith commented that he could handle all the business.
- ♦ Eric Stuckey responded the City would not get into granting exclusive permits. The City is looking at a mechanism for a qualified operation. The City reserves the right to monitor traffic situations or other negative aspects to assure the operation is working according to regulation.
- ♦ Alderman McLendon said to create a level playing field with a review process as done for taxicabs and liquor stores. He remarked that he was not opposed, but to proceed with some caution and deliberate on what the Board needs to know before carriages are on the street.
- ♦ Look at ordinances from other small cities.
- ♦ Alderman Martin commented carriages add to traffic control by impeding speeders
- ♦ Mr. Smith said his carriages have lights and blinkers and have experience in heavy traffic. The horses travel at 5-6½ mph but trot through green lights so as not to slow traffic.
- ♦ The Board was not opposed to horse drawn carriages and many thought it a good idea

ADJOURN

Work Session adjourned 6:42 p.m.

Mayor Ken Moore

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 2/14/2012 8:37 AM