

# FRANKLIN BOARD OF MAYOR AND ALDERMEN

SPECIAL BOARD MEETING  
TUESDAY, JULY 24, 2012, 7:00 P.M.  
CITY HALL BOARD ROOM  
109 THIRD AVENUE SOUTH  
FRANKLIN, TENNESSEE 37064

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01. Call To Order
02. Invocation
03. Pledge Of Allegiance
04. Grievances Or Statements From Citizens. 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.)
05. Communications From Williamson County Mayor And Williamson County Commission.
06. Approval Of Minutes.
  - July 10, 2012 Worksession
  - July 10, 2012 Board of Mayor and Aldermen
07. Recognitions
08. Miscellaneous Reports
09. **Consent Agenda**

All Items Under The Consent Agenda Are Deemed To Be 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 26 - 42 Be Placed On The Consent Agenda.

## **OLD BUSINESS**

10. PUBLIC HEARING: Consideration of Ordinance 2012-12, An Ordinance To Amend Chapter 3, Section 3.4.4 and Section 3.4.5 of the City of Franklin Zoning Ordinance Regulating Historic Structures Within the Floodway and Floodway Fringe Overlay Districts; (05/24/12 FMPC 5-1; 06/21/12 BOMA 7-0)  
Second of Three Readings Ald. Ann Petersen, FMPC Board Representative

11. PUBLIC HEARING: Consideration of Ordinance 2012-22, An Ordinance To Approve a Special Permit for Carlisle Hill Barn Venue, for the Purpose of Operating a Private Event Venue, Used as a Private Recreational Facility, on 24.84 Acres, Located at 1025 Carlisle Lane (05/24/12 FMPC 5-1; 06/21/12 BOMA 4-3)  
Second of Three Readings Ald. Ann Petersen, FMPC Board Representative
12. PUBLIC HEARING: Consideration of Ordinance 2012-25, An Ordinance to Rezone ± 72.91 Acres From Agricultural District (AG) and Medium Residential District (R-2) To Residential Variety (RX) For the Properties Located South of Clovercroft Road and Southeast of Market Street. (05/24/12 FMPC 4-2; 06/21/12 BOMA 6-1)  
Second of Three Readings Ald. Ann Petersen, FMPC Board Representative
13. PUBLIC HEARING: Consideration of Resolution 2012-24, A Resolution Approving a Development Plan For Amelia Park PUD Subdivision Located South of Clovercroft Road and Southeast of Market Street. (05/24/12 FMPC 5-1; 06/12/12 WS) Ald. Ann Petersen, FMPC Board Representative
14. PUBLIC HEARING: Consideration of Ordinance 2012-29, An Ordinance To Rezone ± 2.46 Acres From High Residential District (R-3) To Residential Variety (RX) For the Properties Located West of 11<sup>th</sup> Avenue North, South of New Highway 96 West, and North of Boyd Mill Avenue (05/24/12 FMPC 6-0; 06/21/12 BOMA 7-0)  
Second of Three Readings Ald. Ann Petersen, FMPC Board Representative
15. PUBLIC HEARING: Consideration of Resolution 2012-26, A Resolution Approving a Development Plan For the Vandalia Park PUD Subdivision Located South of New Highway 96 West and North of Boyd Mill Avenue. (05/24/12 FMPC 5-1; 06/12/12 WS) Ald. Ann Petersen, FMPC Board Representative
16. PUBLIC HEARING: Consideration of Resolution 2012-25, A Resolution Approving a Development Plan For the Grove At Parish Park PUD Subdivision Located East of Downs Boulevard. (05/24/12 FMPC 6-0; 06/12/12 WS) Ald. Ann Petersen, FMPC Board Representative

### **NEW BUSINESS**

17. Consideration of Ordinance 2012-39, An Ordinance To Rezone ± 0.96 Acres From Low Residential District (R-1) To High Residential District (R-3) For The Property Located At 711 Hillsboro Road; Establishing a Public Hearing for August 28, 2012. (06/28/12 FMPC 6-1, recommendation to disapprove; 07/10 and 07/24 WS)  
First of Three Readings Ald. Ann Petersen, FMPC Representative
18. Consideration of Amendment 2 to the Professional Engineering Services with SSR (COF Contract No. 2012-0115) in an Amount Not to Exceed \$14,750 for the Hillsboro Road Project. (07-12-12 CIC 0-0)  
David Parker, City Engineer/CIC Executive
19. Consideration of Resolution 2012-42, A Resolution Authorizing City Administrator To Enter Into Agreements With Middle Tennessee Electric Membership Corporations' Designated Attorney For Condemnation Of Easements For Electric Line Relocations As Part Of The Hillsboro Road Improvements Project. (07/24/12 WS)  
David Parker, City Engineer/CIC Executive

20. Consideration Of Bid Award To Tennis Court Construction Co., Inc. Of Nashville, Tn In The Total Amount Of \$75,550.00 For Certain Improvements To The Tennis Courts At Jim Warren Park For The Parks Department (Purchasing Office Procurement Solicitation No. 2012-029; To Be Funded In Part By Tennessee Local Parks And Recreation Fund Grant; Contract No. 2012-0119) (07/24/12 WS).

Lisa Clayton, Parks Director

21. Consideration Of Bid Award To First Place Finish, Inc. Of Oak Ridge, TN In The Total Amount Of \$55,683.59 For Certain Improvements To The Playground Adjacent To The Tennis Courts At Jim Warren Park And To The Playground At Liberty Park For The Parks Department (Purchasing Office Procurement Solicitation No. 2012-030; To Be Funded In Part By Tennessee Local Parks And Recreation Fund Grant; Contract No. 2012-0120) (07/24/12 WS).

Lisa Clayton, Parks Director

22. Consideration of New Liquor License Retailer's Certificate for The Bottle Shop at McEwen, Quillco LLC (Nancy Quillman, Managing Agent), 1556 W. McEwen, Franklin, Tennessee.

Lanaii Y. Benne, Assistant City Recorder

23. Consideration Of Good Moral Character Certificate For Westhaven Golf Club LLC d/b/a Westhaven Golf Club, (Ernie Micelli, Managing Agent) 4100 Golf Club Drive, For On Premises Consumption.

Steve Sims, Assistant City Recorder/Court Clerk

24. Consideration of the Professional Services Agreement (COF Contract No 2012-0116) with Alfred Benesch and Company for the Long Lane Bridge Over I-65 Project in an Amount Not to Exceed Cost of \$324,725.00. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

25. Consideration of Resolution 2012-40; a Resolution to Approve the Standard Reclaimed Water Use Agreement and to Authorize the Water Management Department Director and City Administrator to Enter into such Agreements with Reclaimed Water Customers without the Prior Approval by the Board of Mayor and Aldermen. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

### CONSENT

26. Consideration of Ordinance 2012-07, To Be Entitled: "An Ordinance To Amend The Character Area And Development Standard Overlays Of The City Of Franklin Zoning Map." (04/26/12 FMPC 8-0) (07/10/12 BOMA 8-0).

Third and Final Reading

Ald. Ann Petersen, FMPC Representative

27. Consideration of Ordinance 2012-08, To Be Entitled: "An Ordinance To Amend Chapter 3, Section 3.5, Subsections 4, 6, And 10 Of The Franklin Zoning Ordinance, Which Establishes Regulations For Character Area Overlay Districts And The Special Areas Therein." (04/26/12 FMPC 8-0) (07/10/12 BOMA 8-0).

Third and Final Reading

Ald. Ann Petersen, FMPC Representative

28. Consideration of Ordinance 2012-21, To Be Entitled "An Ordinance To Rezone ±15.81 Acres From General Commercial District (GC) To Civic And Institutional District (CI) For The Property Located At 124 Lumber Drive." (04/26/12 FMPC 8-0) (07/10/12 BOMA 8-0).

Third and Final Reading

Ald. Ann Petersen, FMPC Representative

29. Consideration of Ordinance 2012-34, An Ordinance Adopting FY 2012 Third Quarter Budget Amendments (05/17/12 Finance) (07/10/12 BOMA 8-0)

Third and Final Reading

Mike Lowe, Comptroller

30. Consideration of Ordinance 2012-36, An Ordinance To Annex Certain Areas South of New Highway 96 West (1973 New Highway 96 West/Animalia) Consisting Of ± 7.23 Acres, Located Along The South Side Of New Highway 96 West, 220 Feet West of Westhaven Boulevard; Establishing a Public Hearing for August 28<sup>th</sup>, 2012. (06/28/12 FMPC 7-0; 07/10/12 WS)

First of Three Readings

Ald. Ann Petersen, FMPC Representative

31. Consideration of Ordinance 2012-40, An Ordinance To Zone/Rezone ± 6.44 Acres To Neighborhood Commercial (NC), West Harpeth Character Area Overlay District 1 (WHCO-1), And Traditional Development Standards Shall Apply For The Properties Located Along The South Side Of New Highway 96 West, 220 Feet West Of Westhaven Boulevard (1973 New Highway 96 West/Animalia). ; Establishing a Public Hearing for August 28<sup>th</sup>, 2012. (06/28/12 FMPC 7-0; 07/10/12 WS)

First of Three Readings

Ald. Ann Petersen, FMPC Representative

32. Consideration of Ordinance 2012-37, A Zoning Ordinance Text Amendment To Amend Chapter 3, Section 3.5.12, Subsection 2(b) Of The Franklin Zoning Ordinance, Which Establishes Standards For Special Area 1 Of The West Harpeth Character Area Overlay District; Establishing a Public Hearing for August 28, 2012 (06/28/12 FMPC 7-0; 07-10-12 WS)

First of Three Readings

Ald. Ann Petersen, FMPC Representative

33. Consideration of Resolution 2012-35, A Resolution To Authorize The Mayor To Submit A Community Application To The American Planning Association Community Planning Assistance Team Initiative For A Study Of The 5<sup>th</sup> Avenue North Area. (06/28/12 FMPC 7-0; 07/10/12 WS)

Ald. Ann Petersen, FMPC Representative

34. Consideration of Ordinance 2012-35, Zoning Ordinance Text Amendment To Amend Chapter 3, Section 3.4.5 Of The Franklin Zoning Ordinance Regulating Use Of Existing Nonresidential Structures Within The Floodway Fringe Overlay (FFO) Zoning District; Establish A Public Hearing for August 28, 2012). (06/28/12 FMPC 7-0; 07/10/12 WS)

First of Three Readings

Ald. Ann Petersen, FMPC Representative

35. Consideration of Resolution 2012-39; A Resolution Declaring Certain Property on Liberty Pike (adjacent to the Factory at Franklin) as Surplus Property. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

36. Consideration of Resolution 2012-41, A Resolution Authorizing Condemnation for the Acquisition of Property For the McEwen Drive Temporary Connector Road. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

37. Denial of Sanitary Sewer Availability Request for Susan Smith for Property on Clovercroft Road (Map 79, Parcel 57.03). (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

38. Consideration of the Professional Services Agreement (COF Contract No 2012-0114) with Neel Schaffer for the Battle Avenue Drainage Improvements Project in an Amount Not to Exceed Cost of \$46,500.00. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

39. Consideration of Amendment 2 to the Professional Engineering Services with SEI (COF Contract No. 2011-0059) in an Amount Not to Exceed \$0.00 for the Hillsboro Road Project. (07-12-12 CIC 4-0)

David Parker, City Engineer/CIC Executive

40. Consideration of Event Permit For Franklin Classic to Be Held on September 3, 2012 in Downtown Franklin. (07/10/12 WS) David Rahinsky, Police Chief

41. Consideration of Event Permit for Turkey Trot 5K Run on November 22, 2012. (07/10/12 WS) David Rahinsky, Police Chief

42. Items Approved By The City Administrator On Behalf Of The Board Of Mayor And Aldermen:

- Agreement for Strategic Development Plan Consulting with Robert M. Smith, COF Contract 2012-0086
- Consideration of Professional Services Agreement with B. G. Jones and Company, LLC. for Appraisal Services for the McEwen Drive Temporary Connector Project (COF Contract 2012-0117).

**Scheduled City Meetings**  
(July 25 – August 14, 2012)

July 26	5:00 p.m.	BOMA (Board of Mayor and Aldermen) and FMPC (Franklin Municipal Planning) Workshop
July 26	7:00 p.m.	Planning Commission
August 2	7:30 a.m.	Housing Commission
August 2	6:00 p.m.	BOZA (Board of Zoning Appeals)
August 9	4:00 p.m.	Capital Investment Committee
August 13	5:00 p.m.	Historic Zoning Commission
August 14	4:30 p.m.	Beer Board
August 14	5:00 p.m.	BOMA Work Session
August 14	7:00 p.m.	Board of Mayor and Aldermen
August 20	1:00 pm	Pension Committee

**Other Business**

Adjourn

Respectfully Submitted,



Eric S. Stuckey  
City Administrator

*To Request Accommodations Due To Disabilities, Please Contact The Human Resources Risk Manager At (615) 791-3277.*