

**MINUTES OF THE REGULAR MEETING
 BOARD OF MAYOR AND ALDERMEN
 FRANKLIN, TENNESSEE
 CITY HALL BOARDROOM
 TUESDAY, JULY 10, 2012 – 7:00 P.M.**

Board Members

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

Department Directors/Staff

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

1. **Call to Order**
Mayor Ken Moore called the July 10, 2012, meeting to order at 7:00 p.m.
2. **Invocation**
The invocation was given by Alderman Clyde Barnhill.
3. **Pledge of Allegiance**
All present stood and pledged allegiance to the Flag of the United States of America
4. **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)
None
5. **Communications from Williamson County Mayor and Williamson County Commission**
County officials were not present.
6. **Approval of Minutes**
Alderman Petersen moved to approve the following minutes as presented, June 12, 2012 Work Session, June 12, 2012 BOMA meeting, June 21, 2012 Work Session, and June 21, 2012 Special BOMA meeting. Seconded by Alderman Blanton. Motion carried unanimously.

7. **Recognitions**

City Meetings

- The date and time for the Sustainability Commission meeting is listed incorrectly at the end of this agenda. The correct date and time: July 12, 2012 @ 6:00 p.m. It will also be an open house.
- The Board of Mayor and Aldermen will have a strategic planning work session July 17, 2012 from 2:00-6:00 p.m. in the clubhouse at the Eastern Flank Battlefield Park.
- Because of the work session the Stormwater Appeals Board meeting time is changed from 5:30 to 6:30 p.m.

Water Issues Update

A little over a week ago the City enacted a voluntary conservation measure. Eric Stuckey thanked the citizens of Franklin for responding positively. The water supply is now in good condition with the water tanks continuing to replenish. They are now at near normal operating levels. The reservoir is at approximately at 59 million gallons. Production was brought down and Harpeth Valley Utility provided a certain percentage of the water. The rain has helped; however, the City is not yet full capacity.

Voluntary conservation measures remain in effect, such as watering lawn, spraying, washing non-commercial vehicles, etc. This region suffered severe drought conditions per the National Geological Society. Mr. Stuckey thanked Mark Hilty and the Water Management staff for working with Harpeth Valley and for their diligence during this time. The improvements made to the system helped the City more effectively draw water from the system with 25% more capacity in the reservoir than prior to the improvements.

8. **Miscellaneous Reports**

None

9. **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 23-29 be placed on the Consent Agenda.

Alderman Bransford pulled Item 26 and moved for approval of the Consent Agenda Items 23-25 and 27-29. Seconded by Alderman Burger. Motion carried unanimously.

OLD BUSINESS

10. **PUBLIC HEARING: 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.”**

[Second of Three Readings]

Alderman Ann Petersen, FMPC Board Representative

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

Alderman Barnhill moved to approve Ordinance 2012-07 on Second of Three Readings. Seconded by Alderman Bransford. Motion carried unanimously.

11. **PUBLIC HEARING: 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.”**
[Second of Three Readings] Alderman Ann Petersen, FMPC Board Representative
With no one coming forward to speak, Mayor Moore declared the Public Hearing closed

Alderman Bransford moved to approve Ordinance 2012-08 on Second of Three Readings. Seconded by Alderman Petersen. Motion carried unanimously.

12. **PUBLIC HEARING: 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.”**
[Second of Three Readings] Alderman Ann Petersen, FMPC Board Representative
With no one coming forward to speak, Mayor Moore declared the Public Hearing closed

Alderman Petersen moved to approve Ordinance 2012-21 on Second of Three Readings. Seconded by Alderman Bransford. Motion carried unanimously.

13. **PUBLIC HEARING: Consideration of ORDINANCE 2012-34, an Ordinance Adopting FY2012 Third Quarter Budget Amendments**
[Second and Final Reading] Mike Lowe, Comptroller
With no one coming forward to speak, Mayor Moore declared the Public Hearing closed

Alderman Bransford moved to approve Ordinance 2012-34 on Second and Final Reading. Seconded by Alderman Blanton. Motion carried unanimously.

14. **Consideration of Bid Award to Stone Crest Construction, LLC in the Amount Not to Exceed \$167,000.00 for the New Roof Installation and Porch Reconstruction of the Hayes Home Located at Harlinsdale Farms for the City of Franklin Parks Department Located at 311 Franklin Road (COF 2012-0037)**

Brad Wilson, Facilities Project Manager

Alderman Skinner moved to approve Bid Award to Stone Crest Construction. Seconded by Alderman Bransford. Motion carried unanimously.

NEW BUSINESS

15. **Consideration of An Amendment to the Grant Contract Between the Tennessee Historical Commission and the City of Franklin for Hayes House Roof and Gutter System**
Catherine Powers, Planning & Sustainability Director
Brad Wilson Facilities Project Manager

Alderman Skinner moved to approve Amendment to the Grant Contract with the Tennessee Historical Commission. Seconded by Alderman Bransford.

Alderman Petersen moved to amend #3 of the Covenant by striking the phrase “including other structures or features of the site” in the first sentence. “The Owner agrees at all times to maintain the Property in as good and sound state of repair as on the completion of the grant funded work and to maintain the subject Property, ~~including other structures or features of the site~~, according to the.....” Seconded by Alderman Blanton. Motion to amend carried unanimously.

Main Motion as Amended carried unanimously.

16. **Consideration of RESOLUTION 2012-38, A Resolution to Endorse Efforts of the Tennessee Civil War National Heritage Area and Franklin’s Charge, Inc. to Obtain Issuance of U.S. Postage Stamps commemorating the 1864 Battle of Franklin**

Catherine Powers, Planning & Sustainability Director

Alderman Skinner moved to approve Resolution 2012-38. Seconded by Alderman Blanton. Motion carried unanimously.

17. **Consideration of RESOLUTION 2012-33, a Resolution Adopting a Debt Collection Policy for the City of Franklin**

Steve Sims, Assistant City Recorder/City Court Clerk

Alderman Burger moved to approve Resolution 2012-33. Seconded by Alderman Bransford.

Alderman Blanton commented that she thought going back six years for debt was too long a time.

Alderman Petersen moved to amend by deleting the Roundup Fee from the debt. Seconded by Alderman Blanton.

Alderman Bransford said she could not support that because that fee is part of what goes into the Housing Commission funds. This sparked further discussion that ended with Alderman Skinner saying it would cost more in money and time to go back and recalculate the debt than what that portion of the debt would be. Alderman McLendon said he would not support the amendment.

Motion to amend FAILED 3-5 with Aldermen Burger, Blanton and Petersen voting in favor and Aldermen Martin, McLendon, Skinner, Barnhill and Bransford voting against the amendment.

Main Motion to approve Resolution 2012-33 carried unanimously.

18. **Consideration of Agreement with Friends of Franklin Parks, LLC (COF Contract 2012-0106)**

Lisa Clayton, Parks Director

Alderman Petersen moved to approve the Agreement with changes. Seconded by Alderman Bransford.

Alderman Petersen moved to amend the following items D #4 on page 2, F #2, #3, #4 on page 3, G #2 d on page 4 to eliminate references to Department approval, to read City approval. Seconded by Alderman Burger

Shauna Billingsley said “the City” means “BOMA”. Alderman McLendon commented that nothing about the Agreement changes anything about the way the City does business.

Motion to amend Agreement carried unanimously. Main Motion as Amended carried unanimously.

19. **Consideration of Mayor's Appointment to Employee Pension Committee – Marcia Williams (Reappointment as Citizen Representative, 4-year term)**
Dr. Ken Moore, Mayor
Alderman Barnhill moved to approve the Reappointment of Marcia Williams to the Employee Pension Committee. Seconded by Alderman Petersen. Motion carried unanimously.
20. **Consideration of Mayor's Appointment(s) to the Franklin Housing Commission – Dan Klatt and David Johnson (Reappointment of At-Large Members, 3-year term each)**
Dr. Ken Moore, Mayor
Alderman Bransford moved to approve the Reappointments of Dan Klatt and David Johnson to the Housing Commission. Seconded by Alderman Blanton. Motion carried unanimously.
21. **Consideration of Event Permit for St. Paul's BBQ to be Held in Downtown Franklin on July 28, 2012**
David Rahinsky, Police Chief
Alderman Martin moved to approve Event Permit. Seconded by Alderman Petersen. Motion carried unanimously.
22. **Consideration of Hamilton Lane Private Equity Agreement**
Russ Truell, ACA Finance & Administration
Shirley Harmon, Human Resources Director
Alderman Barnhill moved to approve Agreement with Hamilton Lane Private Equity. Seconded by Alderman Petersen. Motion carried unanimously.

CONSENT AGENDA

23. **Consideration of ORDINANCE 2012-27, An Ordinance to Amend Chapter 4, Section 4.1 of the City of Franklin Zoning Ordinance to Permit Outdoor Storage at Government Facilities; Establishing a Public Hearing Date of August 14, 2012**
[First of Three Readings] **Alderman Ann Petersen, FMPC Board Representative**
Ordinance 2012-27 approved unanimously on First of Three Readings
24. **Consideration of Approval of an Agreement with ICMA-RC for Administrative Services for the City's 401/457 Defined Contribution Plans**
Approved unanimously **Russ Truell, ACA Finance & Administration**
Shirley Harmon, Human Resources Director
25. **Consideration of Insurance Deposit with Travelers Insurance Company for Workman's Compensation Policy**
Approved unanimously **Russ Truell, ACA Finance & Administration**
Shirley Harmon, Human Resources Director
26. **Consideration of Lease Schedule for FY2013 Capital Outlay Items**
Eric Stuckey, City Administrator
Russ Truell, ACA Finance & Administration

Alderman Bransford moved to approve Lease Schedule for FY 2013 Capital Outlay Items subject to approval by the City Attorney and City Administrator. Seconded by Alderman Burger.

Russ Truell noted selected capital equipment is part of the Budget. Bids were taken to lease equipment for the server room. US Bank was low bidder at 1.07% interest on a Master Lease Agreement. Some changes involving indemnification issues are to be made; therefore, the approval is subject to approval by the City Attorney and the City Administrator.

Motion to approve Lease Schedule subject to approval by the City Attorney and City Administrator carried unanimously.

27. Consideration of Event Permit Applications for Wounded Warriors Soldier Ride and 8K Run on November 3, 2012

Approved unanimously **David Rahinsky, Police Chief**

28. Consideration of Multi-Year Sponsorship Agreement with Nutro Company to Act as an Official Sponsor for the Two City of Franklin Dog Parks (COF Contract Number 2011-0188)

Approved unanimously **Lisa Clayton, Parks Director**

29. Items Approved by the City Administrator on Behalf of the Board of Mayor & Aldermen

- Fencing for Roof area of 4th Avenue Garage (\$8,800)
- Contract No. 2011274-c between the Regional Transportation Authority and the City of Franklin (\$6,167.00)
- Exercised the one-year contract extension option to the Housing Fund, Inc. for CDBG Program consultant services. (The \$20,000 annual contract is paid with CDBG administrative funding)

Approved unanimously

ADJOURN

Alderman Blanton moved to adjourn. Seconded by Alderman Burger. Motion carried unanimously. v

Meeting adjourned @ 7:27 p.m.

Dr. Ken Moore, Mayor