

**MINUTES OF THE REGULAR MEETING  
 BOARD OF MAYOR AND ALDERMEN  
 FRANKLIN, TENNESSEE  
 CITY HALL BOARDROOM  
 TUESDAY, AUGUST 14, 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	A
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	
Vernon Gerth, ACA Community & Economic Development	P	Shirley Harmon, HR Director	
Russell Truell, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
David Parker, City Engineer/CIP Executive	P	Paul Holzen, Engineering Director	
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
David Rahinsky, Police Chief		Brad Wilson, Facilities Project Manager	
Fred Banner, MIT Director	P	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 August 14, 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 Burger moved to approve the following minutes: July 10, 2012 Work Session, July 10, 2012 Executive Session, July 10, 2012 BOMA meeting, July 24, 2012 Work Session, July 24, 2012 Executive Session, and July 24, 2012 BOMA meeting. Seconded by Alderman Martin.*

Alderman Petersen moved to amend the July 10, 2012 Work Session minutes, Item 15, fourth bullet point under Discussion, "Most of the homes up and down Hillsboro Road are ~~R-2-R-1~~", and the July 24, 2012 Work Session minutes, Item 11, sixth bullet point under - Allows for an assessment to benefited property owners, "Final assessment cost cannot exceed ~~10%~~ 110% of initial estimated cost"

Motion to Amend carried unanimously. Motion to approve Main Motion as Amended carried unanimously.

7. **Recognitions**

★ Special Achievement Award for City of Franklin Geographical Information System (GIS)

Fred Banner and Chris Robinson came forward to receive the award. Mayor Moore noted this award was one of 170 chosen from 100,000 applicants. The City of Franklin was the only winner in the State of Tennessee.

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 22-26 be placed on the Consent Agenda.

Alderman Bransford moved to approve the Consent Agenda Items 22-26. Seconded by Alderman Barnhill. Motion carried unanimously.

**OLD BUSINESS**

10. **PUBLIC HEARING: 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**  
**[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 2012-27 on Second of Three Readings. Seconded by Alderman Skinner. Motion carried unanimously.

**NEW BUSINESS**

11. **Consideration of ORDINANCE 2011-12, An Ordinance to Establish Title 24 Special Assessment District; Establishing a Public Hearing for September 11, 2012**  
**[First of Two Readings]** David Parker, City Engineer/CIP Executive  
Shauna Billingsley, City Attorney

Alderman Barnhill moved to approve Ordinance 2011-12 on First of Two Readings. Seconded by Alderman Burger. Motion carried unanimously.

12. **Consideration of ORDINANCE 2012-19, An Ordinance to Amend Franklin Municipal Code Title 18 to Standardize and Define Customer Classification**  
**[First of Two Readings]** Russ Truell, ACA Finance & Administration  
Steve Sims, Assistant City Recorder  
*Alderman Barnhill moved to approve Ordinance 2012-19 on First of Two Readings. Seconded by Alderman Martin. Motion carried unanimously.*
13. **Consideration of ORDINANCE 2012-47, an Ordinance to Establish Traffic Control at the Intersection of McEwen Drive and Oxford Glen Drive**  
**[First of Two Readings]** David Parker, City Engineer/CIP Executive  
Paul Holzen, Engineering Director  
*Alderman Burger moved to defer Ordinance 2012-47 to August 28, 2012 Work Session and BOMA meeting. Seconded by Alderman Bransford. Motion carried unanimously.*
14. **Consideration of ORDINANCE 2012-41, An Ordinance to Rezone ±14.07 Acres From General Commercial District (GC) To Residential Variety District (RX) for the Property Located Along Carothers Parkway and Northwest of East McEwen Drive; Establishing a Public Hearing for September 11, 2012**  
**[First of Three Readings]** Alderman Ann Petersen, FMPC Board Representative  
*Alderman Barnhill moved to approve Ordinance 2012-41 on First of Three Readings. Seconded by Alderman Bransford. Motion carried unanimously.*
15. **Consideration of ORDINANCE 2012-42, An Ordinance to Rezone ±13.81 Acres From General Commercial District (GC) to Residential Variety District (RX) for the Property Located East of Carothers Parkway, Along Resource Parkway; Establishing a Public Hearing for September 11, 2012**  
**[First of Three Readings]** Alderman Ann Petersen, FMPC Board Representative  
*Alderman Burger moved to approve Ordinance 2012-42 on First of Three Readings. Seconded by Alderman Barnhill. Motion carried unanimously.*
16. **Consideration of ORDINANCE 2012-43, An Ordinance to Reduce the Speed Limit on Westhaven Boulevard and Townsend Boulevard to be Twenty-Five MPH (25 Miles Per Hour) in Both Directions**  
**[First of Two Readings]** David Parker, City Engineer/CIP Executive  
David Parker related the Capital Investment Committee had requested this item go back to the Westhaven HOA for input. It is unknown if the request will be forwarded to BOMA in future.  
*Alderman Martin moved to withdraw Ordinance 2012-43 from the agenda. Seconded by Alderman Petersen. Motion carried unanimously.*
17. **Consideration of ORDINANCE 2012-46, An Ordinance to Amend Various Chapters and Sections of The City of Franklin Zoning Ordinance to Clarify Requirements and Correct Minor Textual Errors; Establishing a Public Hearing for September 11, 2012**  
**[First of Three Readings]** Alderman Ann Petersen, FMPC Board Representative  
*Alderman Barnhill moved to approve Ordinance 2012-46 on First of Three Readings. Seconded by Alderman Blanton. Motion carried unanimously.*

18. **Consideration of Amendment No. 3 to TDOT Contract No. 050013, PIN 105717.00 (COF Contract No. 2011-0190) for Widening of SR 6 (Franklin Road) from Just South of SR 441 (Moore's Lane) to SR 253 (Concord Road)**

**David Parker, City Engineer/CIP Executive**

*Alderman Bransford moved to approve Amendment No. 3 to TDOT Contract Co. 050013, PIN 105717.00. Seconded by Alderman Petersen. Motion carried unanimously.*

19. **Consideration of Bid Award to The Parkes Companies, Inc. in the Amount of \$4,795,129.72 for the Third Avenue North Extension Project (COF Contract Number 2012-0089)**

**David Parker, City Engineer/CIP Executive**

*Alderman Martin joyfully made a motion to approve the Bid Award to the Parkes Companies, Inc. for \$4,795,129.72 for the Third Avenue North Extension Project. Seconded by Alderman Bransford.*

Alderman Petersen said as she had stated before, it is not just the \$4.7 million but also \$649,000 for construction management, and that seems too much money for a quarter of a mile roadway.

Alderman Burger referred to the memo listing the 10 streetscape elements that total approximately \$900,000. David Parker noted not all those are strictly streetscape elements.

For the benefit of the public, Alderman Martin read the recited the list of elements included in the project:

- ♦ Pre-case Bridge with Limestone Caps over Crab Orchard Stone Veneer
- ♦ Belvedere Entrance Wall along Fifth Avenue North
- ♦ Decorative Retaining Wall to match Bridge's Stone Veneer
- ♦ Bridge Remnants
- ♦ Limestone Street Markers
- ♦ Decorative Street Signs with Bronze Medallions
- ♦ Decorative Brick Paver Sidewalks and Brick Paver Crosswalks that match the 2008 Third Avenue North Streetscape Project
- ♦ 22 Decorative Street Lights
- ♦ 57 Parking Stalls
- ♦ Landscaping and Irrigation

Mayor Moore pointed out that this project was previously approved and this action is to approve the bid. Mr. Stuckey added that it was part of the previous CIP funding plan and stimulus funding is involved in reduced financing costs for the project. This work is coordinated with the Hillsboro Road project. The two projects work together for the efficient movement of traffic downtown. The timing with Hillsboro Road is very intentional. Mr. Parker and Mr. Stuckey answered questions posed by Alderman Petersen and explained federal money division, bonds, and recovery zones.

*Motion to approve Bid Award to the Parkes Companies, Inc. for \$4,795,129.72 for the Third Avenue North Extension Project carried 6-1 with Alderman Petersen voting no.*

20. **Consideration of Proposed Tennessee Department of Transportation (TDOT) Contract No. 110369, PIN 106269.04/116326.00 (COF Contract Number 2012-0070) for Roadway Improvements Along Goose Creek Bypass (SR 248), Berry Farms Crossing and Five Mile Crossing**

**David Parker, City Engineer/CIP Executive**

*Alderman Skinner moved to approve TDOT Contract No. 110369, PIN 106269.04/116326.00. Seconded by Alderman Barnhill. Motion carried unanimously.*

21. **Consideration of Appointment by Mayor for Representative to Franklin Municipal Planning Commission (FMPC)**

**Mayor Ken Moore**

Mayor Moore related a public notice was published for the vacant seat on the FMPC. From the number of applications reviewed, Lisa Gregory was chosen as the nominee.

*Alderman Burger moved to approve the Mayor's nomination of Lisa Gregory to serve on the Franklin Municipal Planning Commission. Seconded by Alderman Skinner. Motion carried unanimously.*

### CONSENT AGENDA

22. **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**

**[Third and Final Reading]**

**Alderman Ann Petersen, FMPC Board Representative**

*Ordinance 2012-12 approved unanimously on Third and Final Reading*

23. **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**

**[Third and Final Reading]**

**Alderman Ann Petersen, FMPC Board Representative**

*Ordinance 2012-25 approved unanimously on Third and Final Reading*

24. **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 Eleventh Avenue North, South of New Highway 96 West, and North of Boyd Mill Avenue**

**[Third and Final Reading]**

**Alderman Ann Petersen, FMPC Board Representative**

*Ordinance 2012-29 approved unanimously on Third and Final Reading*

25. **Consideration of Amendment No. 4 to the Professional Services Agreement with Alfred Benesch & Company (COF Contract No. 2010-0152) for the SR 252 (Wilson Pike) and McEwen Drive Intersection Improvements Project**

*Approved unanimously*

**David Parker, City Engineer/CIP Executive**

26. **Consideration of Final Change Order (Change Order No. 3) for the Nichol Mill Lane Project (COF Contract No. 2010-0180) for a DECREASE in the Contract Amount of \$25,016.52**

*Approved unanimously*

**David Parker, City Engineer/CIP Executive**

## ADJOURN

*Alderman Blanton moved to adjourn. Seconded by Alderman Barnhill. Motion carried unanimously.*

Meeting adjourned @ 7:34 p.m.

---

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 8/30/2012 4:05 PM