

**MINUTES OF THE SPECIAL MEETING  
 BOARD OF MAYOR AND ALDERMEN  
 FRANKLIN, TENNESSEE  
 CITY HALL BOARDROOM  
 TUESDAY, NOVEMBER 27, 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	
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	P
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	P
Rocky Garzarek, Fire Chief		Joe York, Streets Director	
David Rahinsky, Police Chief		Brad Wilson, Facilities Project Manager	
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 November 27, 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 November 13, 2012 Executive Session, November 13, 2012 Work Session, and November 13, 2012 Board of Mayor and Alderman minutes. Seconded by Alderman Petersen. Motion carried unanimously.*

7. **Recognitions**

Community Events

- ★ Lighting of the City Christmas Tree on the Square - Thursday, November 29 @ 6:00 p.m.
- ★ Battle of Franklin Illumination Ceremony at the Carter House – Friday, November 30 @ 4:30 p.m.
- ★ Christmas Parade Downtown Franklin – Saturday, December 1 @ 2:00 p.m.

8. **Miscellaneous Reports**

- ★ Civil War Roundtable, Sunday, December 9 @ 3:00 p.m., Community Room at Police Headquarters. Meyers Brown will speak about the War of 1812 and its impact on the Civil War.

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 18-21 be placed on the Consent Agenda.

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*Alderman Bransford moved to approve the Consent Agenda Items 18-21. Seconded by Alderman Burger. Motion carried unanimously.*

**OLD BUSINESS**

10. **PUBLIC HEARING: Consideration of ORDINANCE 2012-57, An Ordinance to Amend Water and Sewer Rates for 2013 and 2014**

**[Second of Three Readings]**

**Mark Hilty, Water Management Director**

With no one coming forth to speak, Mayor Moore declared the Public Hearing Closed

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*Alderman Martin moved to approve Ordinance 2012-57 on Second of Three Readings. Seconded by Vice Mayor Skinner.*

Alderman McLendon explained the City must break even in the water and sewer funds. Those funds are not like property tax used for wants and needs of the community. There are costs associated with these two funds and the rates must be adjusted as often as necessary to cover costs of operation.

*Motion to approve Ordinance 2012-57 on Second of Three Readings carried unanimously.*

**NEW BUSINESS**

11. **Consideration of ORDINANCE 2012-58, To Be Entitled, “An Ordinance to Revoke the Planned Unit Development for Carothers Professional Center PUD Subdivision on 7.13 Acres Located South of Liberty Pike Between Edward Curd Lane and Carothers Road; Establishing a Public Hearing Date of January 8, 2013**

**[First of Three Readings]**

**Alderman Ann Petersen, FMPC Board Representative**

*Alderman Petersen moved to approve Ordinance 2012-58 on First of Three Readings. Seconded by Alderman Blanton. Motion carried unanimously.*

12. **Consideration of the Professional Services Agreement (COF Contract No. 2012-0183) with Smith Seckman Reid, Inc. (SSR) for the Design of the City's Water Treatment Plant Modifications Project in an Amount Not to Exceed \$1,246,585.00**

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

Alderman Martin recused herself and left the meeting.

*Alderman Barnhill moved to approve Professional Services Agreement with SSR for Design of Water Treatment Plant Modifications in an amount not to exceed \$1,246,585.00. Seconded by Alderman Burger. Motion carried unanimously 7-0 with Alderman Martin recused.*

Alderman Martin rejoined the meeting.

13. **Consideration of Award of the Construction Contract (COF Contract 2012-0075) for the Public Works Facility Access Roadway Project to McMillan Construction Company, LLC in the Amount of \$785,276.42**

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

*Alderman Bransford moved to approve Award of Construction Contract for Public Works Facility Roadway to McMillan Construction in the Amount of \$785,276.42. Seconded by Alderman Blanton. Motion carried unanimously.*

14. **Consideration of Renewal of Liquor License Retailer's Certificate for Estela Guzman, Estela's Fine Wine and Spirits, 327 Independence Square, Franklin, Tennessee**

**Lanaii Y. Benne, Assistant City Recorder**

*Alderman Blanton moved to approve Renewal of Liquor License for Estela's Fine Wine and Spirits. Seconded by Alderman Bransford. Motion carried unanimously.*

15. **Election of Vice-Mayor Pursuant to the City Charter, Article IV, Section 5**

**Dr. Ken Moore, Mayor**

*Vice Mayor Skinner nominated Alderman Dana McLendon for Vice Mayor. Seconded by Alderman Blanton.*

*Alderman Martin moved that nominations cease and Alderman McLendon be elected Vice Mayor by acclamation. Seconded by Vice Mayor Skinner. Motion carried unanimously.*

Mayor Moore thanked Vice Mayor Skinner for his able assistance throughout the past year.

16. **Consideration of Mayor's Nomination(s) to the Historic Zoning Commission**

**Dr. Ken Moore, Mayor**

Mayor Moore nominated Danny Anderson for reappointment to the Historic Zoning Commission for a 5-year term.

*Alderman Bransford moved to approve the reappointment of Danny Anderson to the Historic Zoning Commission for a 5-year term. Seconded by Alderman Burger. Motion carried unanimously.*

17. **Consideration of Mayor's Nomination(s) to the Battlefield Preservation Commission**

**Dr. Ken Moore, Mayor**

Mayor Moore nominated the following persons for reappointment to the Battlefield Preservation Commission; each for a 3-year term:

- ◆ Mike Grainer                                      Member-at-Large
- ◆ Eric Jacobson                                      Battle of Franklin Trust Representative
- ◆ Margie Thessin                                      Franklin on Foot Representative
- ◆ J. T. Thompson                                      Lotz House Representative
- ◆ David Eagan    Sons of Confederate Veterans Representative
- ◆ Mark Shore    Williamson County CVB Representative

*Alderman Bransford moved to approve reappointment of the above listed persons to the Battlefield Preservation Commission each for a 3-year term. Seconded by Alderman Skinner. Motion carried unanimously.*

### CONSENT AGENDA

18. **Consideration of ORDINANCE 2012-53, An Ordinance to Rezone ±3.87 Acres From General Office District (GO) and High Residential District (R-3) To Residential Variety District (RX) for the Properties Located at 1720 West Main Street and 113 Rucker Avenue**  
[Third and Final Reading]                                      **Alderman Ann Petersen, FMPC Board Representative**  
*Ordinance 2012-53 approved unanimously on Third and Final Reading*
  
19. **Consideration of ORDINANCE 2012-54, An Ordinance to Rezone ±17.40 Acres from Medium Residential District (R-2) to Residential Variety District (RX) for the Property Located at 567 Franklin Road**  
[Third and Final Reading]                                      **Alderman Ann Petersen, FMPC Board Representative**  
*Ordinance 2012-54 approved unanimously on Third and Final Reading*
  
20. **Consideration of Interlocal Agreement from Williamson County for Drop-Off at Hazardous Waste Facility (COF Contract No. 2012-0176)**  
*Approved unanimously*                                      **Shauna Billingsley, City Attorney**
  
21. **Items Approved by the City Administrator on Behalf of the Board of Mayor and Aldermen**
  - a) Interior Architectural Design Services by Designer Image for City of Franklin Public Works Complex. Approximate Cost of Services is \$1,800.00  
*Approved unanimously*

### EXECUTIVE SESSION

Executive Session was not convened.

### ADJOURN

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

Meeting adjourned @ 7:11 p.m.

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Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 12/12/2012 9:06 AM