
**MINUTES OF THE WORK SESSION
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, JANUARY 22, 2013 - 5:00 P.M.**

Board Members

Mayor Ken Moore	P		
Alderman Clyde Barnhill	P	Alderman Margaret Martin	P
Alderman Brandy Blanton	P	Alderman Dana McLendon, Vice Mayor	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	Lisa Clayton, Parks Director	P
Vernon Gerth, ACA Community & Economic Dev.		Shirley Harmon, HR Director	P
Russell Truell, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
David Parker, CIP Executive/City Engineer	P	Paul Holzen, Engineering Director	P
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	P
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
David Rahinsky, Police Chief	P	Brad Wilson, Facilities Project Manager	P
Fred Banner, MIT Director	P	Carl Baughman, Traffic Engineer	P
Chris Bridgewater, BNS Director	P	Lanaii Benne, Assistant City Recorder	P
Becky Caldwell, Solid Waste Director	P	Linda Fulwider, Board Recording Secretary	P

1. Call to Order

Mayor Ken Moore called the Work Session to order at 5:00 p.m.

2. Citizen Comments

None

WORK SESSION DISCUSSION ITEMS

3. Presentation of Franklin Road Sidewalks Options

Paul Holzen, Engineering Director

The City has collected \$466,200.00 in fees from Jamison Station (Bell Historic Franklin) for their first two phases (\$1,800.00 per unit, and 259 units completed). The FY 2013 budget includes a total of \$528,000 in the Engineering Capital budget for the Franklin Road sidewalk project. This amount includes the accumulated developer contributions to the sidewalk.

Staff offered four options for consideration.

	#1: Sidewalk Only	#2: Eastside Streetscape Only-Harpeth river Bridge to Liberty Pike	#3: Full Streetscape-Harpeth River Bridge to Liberty Pike	#4: Full Streetscape-Harpeth River Bridge to Harpeth Industrial Court
Construction Estimate	\$456,018.85	\$1,997,079.00	\$5,998,504.00	\$8,379,000.00
Construction Contingency	\$10,000.00	\$100,000.00	\$250,000.00	\$450,000.00
Easement Acquisition	\$71,250.00	\$35,000.00	\$60,000.00	\$100,000.00
Construction Administration	\$0.00	\$300,000.00	\$500,000.00	\$650,000.00
TOTAL PROJECT COST	\$552,268.85*	\$2,582,079.00*	\$6,958,504.00	\$9,729,000.00

*Cost does not include possible utility relocations

- Option 1 – Sidewalk only, does not include enclosing the ditch, and requires additional right-of-way and moving fences, staked stone walls and landscaping on residents' property. The sidewalk would have to be torn out and rebuilt when the Streetscape project was done. Staff does not recommend this option.
- Option 2 – Is half the project and would enclose the ditch and the sidewalk would be permanent. This would not include streetlights or Streetscape elements. Streetscape would be done later.
- Option 3 – Full Streetscape to Liberty Pike, would include sidewalks on both sides and full Streetscape from the bridge to Liberty Pike.
- Option 4 – Full Streetscape from Harpeth River Bridge to Harpeth Industrial Court is recommended by staff to include in the CIP funding plan.

Exhibits of the four options were reviewed as well.

Discussion:

- Justification for the full project to Harpeth Industrial Court is that it is to help with traffic in future
- Project ranked #15 in street portion of last CIP ranking
- Diatribe on perceived pushing forth of pet projects
- Lack of funding for projects
- Stick to the ranked projects and/or re-rank CIP
- There are other more important projects
- Appeal for sidewalks in older City neighborhoods
- Safety of residents walking along Franklin Road
- Continued growth in that area
- Length of time for Franklin Road Streetscape to come to fruition
- What projects would be bumped by moving another forward
- Importance of connectivity to Downtown, Harlinsdale Park, The Factory, and residential developments

Citizen Input:

- Travis Hawkins, 116 Old Liberty Pike, Franklin, said he has a vested interest in the project as he walks the area going through many neighbors' yards. On behalf of the people who filed the petition, they are opposed to a temporary sidewalk. They would rather be patient and wait for the full project or whatever can be accomplished. This was the consensus from those he talked to and that signed the petition. He asked that the Board keep an open mind. Things change and new businesses come in; there are private funds available, and more foot traffic with Bell Historic Franklin apartments. People have invested in Harlinsdale Park and The Factory. Please reconsider and get this project higher on the CIP list.
- Dan Klatt, 114 Lewisburg Avenue, Franklin, Downtown Neighborhood Association Board member, and former alderman, said 9 years ago when he recommended making this development pay toward Streetscape it was a priority to get ahead of development. Now it is behind the development. This money should be spent for the full Streetscape project. Improvements are needed for drainage, sewer and water issues that were priority. It takes a long time for many of these things to happen. The Streetscape project would be an excellent generator for Downtown. That is where tourists go and they need to be able to walk and shop. The money was not meant for sidewalk only or a partial Streetscape. A good intersection is needed at Harlinsdale and at Liberty Pike. It needs to be done once and it needs to be done right.
- Mindy Tate, Franklin Tomorrow. The number one thing that came from the Vision Fair was the adoption of the Open Space Master Plan and Streetscape. Franklin Road is interrupted. The impact of this portion of roadway is extremely important to connectivity in Franklin. The \$1.5 million spent at Harlinsdale won't realize full potential without connectivity. A survey with Williamson County Association of Realtors indicated residents want BOMA to find a way to pay for it.
- Ernie Bacon, 224 Fourth Avenue South, said he is in favor of constructing the full Streetscape to Liberty

Pike. This area is part of the whole community and additional housing units have been built. He said the prior points were well made. This benefits the entire community. He hoped this project would be up for discussion when the prioritizing of projects is done. Those properties are not static. That is why we go through the process.

Alderman Barnhill asked Mr. Hawkins questions regarding the petition and what the residents want. They don't want the temporary sidewalk. Their preference is the full Streetscape project; however, they know that lack of funding may not allow that. The sidewalk and Streetscape on the east side of the roadway is better than no connectivity at all.

Mr. Stuckey related the CIP priority list is to be re-evaluated sometime during the first half of this year. Aldermen Bransford and Martin would like to start on it as soon as possible. Alderman Petersen commented that due to recently approved projects there is not a lot of capacity. This must be part of the discussion when looking at projects.

4. Overview of TML (Tennessee Municipal League) Prescription Drug Card Program
Rachel Massoud, Administration Intern
Brooke Young, Administration Intern

This program through the Tennessee Municipal League is free to the City and to the citizens who use it. The program is confidential and can be used by insured or uninsured residents of Tennessee. The prescription card is pre-activated and is accepted at over 56,000 pharmacies for generic or brand medications, as well as some other medical benefits including diabetic supplies, hearing aids, prescription eye glasses, teeth whitening and Lasik eye surgery. There are specific facilities that must be used for some benefits.

To bring the program to Franklin, the City would send a high resolution City of Franklin logo to the program contact who would create cards for the City. The City would then place the cards at certain distribution points around the community, such as City Hall and participating pharmacies. The average discount is 35%. It was emphasized that this is not a City program. It is recommended BOMA give approval to advertise and endorse the TML Tennessee Drug Card for Franklin residents.

Alderman Petersen was pleased to know the program is being considered as it could be helpful to so many people.

5. Consideration of Event Permit Application for Mellow Mushroom Concert Series (Second Saturday of the Month from March-October) in Downtown Franklin

David Rahinsky, Police Chief

Alderman Barnhill expressed concern that eight parking spaces would be blocked off that many Saturdays. Eric Stuckey related they requested the same thing last year but have asked for additional Saturdays this year. They block off parking spaces in one quarter of the square. Chief Rahinsky noted they use Jersey barriers to block them off. Two off duty officers will be there as well.

6. Consideration of Event Permit Application for Tour De Cure Bike Ride Sponsored by the American Diabetes Association in the Cool Springs Area on May 18, 2013

David Rahinsky, Police Chief

No questions or comments

7. Consideration of Main Street Brew Festival in Downtown Franklin on March 16, 2013

David Rahinsky, Police Chief

No questions or comments

- 8.* **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 [Second of Three Readings]**
Alderman Ann Petersen, FMPC Board Representative
Applicant requested this item be withdrawn

- 9.* **Consideration of RESOLUTION 2012-72, A Resolution to Remove All Traffic Calming Devices on Fair Street Between 7th Avenue and 11th Avenue**
David Parker, City Engineer/CIP Executive

Carl Baughman, David Parker and Paul Holzen addressed this issue. Eric Stuckey referred to the petition from residents with just one option, to remove all traffic calming devices. No other options were provided. Perhaps staff could work with the neighborhood for another survey that provides other options.

Some aldermen thought it a good idea to get more feedback, especially since the main complaint seems to be speeding and drivers running into the chicanes (devices). Margaret Martin, alderman for the ward, said some of the residents feel they signed the petition without quite understanding what it meant, while others are happy with the chicanes in their area of the street. Her opinion is that the ones who want to retain the chicanes in front of their property should be able to; however, Engineering has indicated all must be removed or none removed. She wanted to hear from the residents present.

Alderman Petersen was concerned if they were given too many options, there may not be a consensus on any of them. The petition satisfied the 57% condition of the policy.

Resident Input:

- Sam Whitson, 803 Fair Street, said those living in the 800 block of Fair Street want to keep their chicanes. He reiterated what he said at the previous meeting. The chicanes in the 1000 block are the problem and the source of accidents.
- Brian Beathard, 704 Fair Street, likes the chicanes. They don't completely stop speeding, but they are esthetically pleasing and do slow the speeds somewhat. He is in favor of keeping all the chicanes.
- Ann Little, 916 Fair Street, said she took charge of the petition and residents signing either read it or she read it to them before they signed. She is concerned about safety with the chicanes located in the 1000 block of Fair Street. Those should be removed.

- 10.* **Withdrawal of RESOLUTION 2012-74 (Formerly 2012-69), A Resolution Awarding the Construction Contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-0112) to Jenco Construction, Inc. in the Amount of \$1,026,386.39**

David Parker, City Engineer/CIP Executive

- 11.* **Consideration of RESOLUTION 2013-04, A Resolution Awarding the Construction Contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-1112) to Civil Constructors, Inc. in the Amount of \$1,089,179.01**

David Parker, City Engineer/CIP Executive

Eric Stuckey said items 10 and 11 belong together. This project includes a state grant that is essentially federal highway money. There are rigid rules to follow when receiving federal dollars. Because Jenco used the wrong bid bond form the City was directed to withdraw the award and award the bid to the next lowest bidder, Civil Constructors. That bid is \$60,000 more than the lowest bid; however, it is still lower than what was first expected.

Alderman Skinner again voiced his concern regarding the restrictions in accepting federal dollars.

- 12.* **Consideration of RESOLUTION 2012-63, Adopting the Long Lane Overpass as a City of Franklin Priority Project and Commitment to Fund the Project Within the Next Several Years**

David Parker, City Engineer/CIP Executive

Eric Stuckey related there was a public meeting held on this issue. The resolution is to move forward with

TDOT for the three bridge piers they want to construct during the widening of I-65. TDOT would expect a commitment to fund the bridge project within the next several years. TDOT will pay for the piers, thus the City would save \$400,000 when the Long Lane Overpass is eventually funded and built. The Long Lane Overpass is an element in the Major Thoroughfare Plan for development in that area. The term “within the next several years” is to assure the state the piers won’t be sitting there for 20 years without the bridge. David Parker commented this is already in the CIP awaiting a vote.

Alderman Petersen had questions about a second road shown between Chadwell and Reams-Fleming in the Berry Farms development as a possible second crossover that would be paid for by the City and not the developer. This prompted discussion on the approval of an ordinance in 2006, actual construction costs not being defined, Road Impact Fees, and new approved projects adding \$2.5 million debt service a year for 20 years. Aldermen Skinner and McLendon thought this offer from TDOT was a great opportunity to save money and get east and west crossings.

John Sproule, 167 Alfred Ladd Road, Franklin, said he was representing The Highlands of Ladd Park, and they have had an amazing amount of interest from their area of 200 homes. They appreciate the approval of funding for Carothers and realize expense is a major issue. This project is an opportunity for crossing to commercial and schools. Another issue is safety regarding emergency response times to their subdivision. Recently an 87 year old neighbor fainted and it took almost 20 minutes for the emergency services to arrive because of traffic, turns and all. That is a big concern.

Alderman Barnhill said that at some point, no matter who builds it, it needs to be built. This is an opportunity to leverage some money and be slightly ahead of the curve. Mr. Stuckey recommended moving forward with this, it is in the Major Thoroughfare Plan and the City will need connectivity. It is a window of opportunity to get it done and the City will probably need both roads due to the magnitude of the project.

13. Discussion Regarding Police Department Assistance with Local Funeral Processions
Alderman Brandy Blanton
David Rahinsky, Police Chief

Alderman Blanton felt there were some that didn’t get a chance to speak to this when it was discussed before. It is a service the City has provided for many years.

Chief Rahinsky provided a breakdown of manpower and the current protocol:

- Tennessee law gives funeral homes the authority to lead a funeral procession without a police escort, and all vehicles in those statutorily authorized processions may proceed, regardless of sign or signal, when their headlights are illuminated.
- Should the funeral home choose to utilize Franklin Police Officers for the escort, the agency provides a mechanism in which to schedule escorts by off-duty police officers
- The City currently has 121 sworn police officers, broken down as follows

Position	Number Filled
Chief	1
Deputy Chief	3
Lieutenant	6
Sergeant	20
Detective	13
Patrol Officer	77
Research/Development Officer	1

- The City’s approximate 41 square miles are broken into four police zones. Each Zone is assigned two police cars, with an additional two designated as float cars to respond as back-up units, and to in progress calls.
- Chief Rahinsky’s memo went into greater detail regarding shift assignments.

- Chief Rahinsky, City Administrator Stuckey and Mayor Moore met with local funeral home directors to discuss the policy and options for working with the City to provide escort service.

Alderman Bransford appreciated the breakdown of manpower and added that the Police Department has supported escort services when they had the manpower. This has created the opportunity for off-duty officers to plan and arrange for the escort or the funeral home could have blinking lights attached to designated vehicles.

14. Consideration of Agreement (COF 2012-0198) Between the Department of the Army and Metropolitan Government of Nashville and Davidson County and City of Franklin and City of Brentwood and Williamson County for the Harpeth River, Tennessee Feasibility Study

David Parker, City Engineer/CIP Executive

Craig Carrington, Army Corps of Engineers, was again present for continued discussion regarding the feasibility study. Mr. Parker clarified the misconception that a dam would be built. It is one of the options listed:

- Structural Alternatives – Structural measures that would be considered included, but are not limited to, bridge modifications, channel widening, cutoffs, levees, floodwalls and regional/dry detention
- Non Structural alternatives – These measures could include, but are not limited to, wet flood proofing, flood proofing, ring levees, raising in place, evacuations and relocations
- Erosion control and Stream Bank Stabilization
- Riparian Zone Restoration

The study would take three years and the City would have three years to pay its portion of the cost. It would be paid through the Stormwater Fund. The City would receive some information around 18 months into the study. There are many stakeholders and citizens groups involved and there would be public meetings.

Alderman Martin related some residents are not in favor in spending any money on this because they thought the issues had been addressed by taking out the dam and things that were taken care of after the 2010 flood. She again mentioned the Columbia dam that didn't get built that would have reduced flooding. Mr. Parker related the Corps did a study in 1986 and recommended a dam on the Harpeth River; however, it wasn't economically feasible and it didn't meet the cost ratio, among other things. There was no work done as a result. That was the latest study. Alderman Burger thought the cost high for Franklin's portion and asked to have the mileage for cost purposes.

15. Consideration of Proposed First Bank Lease at 510 Columbia Avenue in Downtown Franklin (COF Contract No. 2012-0175)

Eric Stuckey, City Administrator

Russ Truell, ACA Finance and Administration

Shauna Billingsley, City Attorney, referred to a redline version of the lease. The blanks have been filled in and language added regarding lease dates and payments. Copies of the revised lease were provided as well. The lease will become effective when it is signed and dated when BOMA approves it. At that point the bank can go forward with financing and application with the State Historic Foundation. The date of July 1, 2013, or the date the building permit is issued, they will begin paying rent.

Alderman Skinner asked if public parking would still be permitted in the lot on weekends. Paragraph one, last sentence states, "With regard to parking areas comprising the Leased Premises and related signage, the Lessee shall have exclusive use thereof subject to applicable City ordinances and regulations." Britin Boatright, Nashville President, First Bank, responded public parking when the bank is closed would not be a problem. Vice Mayor McLendon asked if there was a fee provision for attorneys included in the lease. Ms. Billingsley responded she believed it was addressed in the lease, but if not, it will be added.

In response to a comment made by Alderman Martin regarding this being the lone proposal, Ms. Billingsley

said every term in the agreement was negotiated in good faith.

16. **Consideration of RESOLUTION 2013-06, A Resolution to Adopt the Amended Williamson County Multi-Hazard Mitigation Plan and Authorize the Mayor to Sign the Letter of Agreement**
Eric Stuckey, City Administrator

Deferred to February 12, 2013

17. **Consideration of Professional Services Agreement with CDM Smith, Inc. for City of Franklin Water Reclamation Facility Modifications and Expansion (COF Contract No. 2013-0001) in a Total Amount Not to Exceed \$2,967,150.00**

David Parker, City Engineer/CIP Executive

The Board gave authority through Resolution 2012-58 to negotiate an agreement for the design Scope of Services associated with Franklin's Water Reclamation Facility Modifications and Expansion project which includes:

- Increasing capacity at wastewater facility from 12 MGD to 16 MGD
- Upgrading plant control/monitoring system
- Wastewater SCADA improvements
- Enhancements to the biosolids treatment process (dewatering will be looked at later in another component)

18. **Consideration of Interlocal Agreement with the City of Brentwood (COF Contract 2012-0200) for Mutual Cooperation Between the Two Entities to Share Access Between Both Fiber Optic Networks**

Shauna Billingsley, City Attorney

Fred Banner, MIT Director

The Agreement provides an opportunity to access fiber in one another's systems and connect northern Franklin and Brentwood with each municipality paying for their own. Enhancement for public safety as well.

ADJOURN

Work Session adjourned @ 7:10 p.m. BOMA to convene @ 7:25 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 2/13/2013 9:56 AM