

**MINUTES OF THE REGULAR MEETING
 BOARD OF MAYOR AND ALDERMEN
 FRANKLIN, TENNESSEE
 CITY HALL BOARDROOM
 TUESDAY, APRIL 9, 2013 – 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, 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	
Vernon Gerth, ACA Community & Economic Development		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	
Kristen Corn for Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	P
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
David Rahinsky, Police Chief	P	Brad Wilson, Facilities Project Manager	
Fred Banner, MIT Director		Lanaii Benne, Assistant City Recorder	P
Chris Bridgewater, BNS Director		Linda Fulwider, Board Recording Secretary	P
Becky Caldwell, Solid Waste Director			

1. **Call to Order**
Mayor Ken Moore called the April 9, 2013, 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 March 26, 2013 Work Session and March 26, 2013 Board of

Mayor and Alderman minutes as presented. Seconded by Alderman Petersen. Motion carried unanimously.

7. **Recognitions**

- **Commission Accreditation for Law Enforcement Agencies (CALEA) for Franklin Police Department**
Chief Rahinsky announced that two weeks ago the Franklin Police Department received its fifth CALEA reaccreditation, the gold standard of all agencies. It reflects the dedication and service of the Police Department on a daily basis.

8. **Miscellaneous Reports**

- Alderman Martin recognized Officer Eric Johnson, who stands at the ready during all BOMA meetings, and wished him a Happy Birthday.
- Alderman Blanton, chair of the Tree Commission, announced Arbor Day festivities will take place at Pinkerton Park on Saturday, April 20, 2013 from 10:00 a.m. – 2:00 p.m. There will be free food, tree giveaways, Conductor Jack for the children, and events such a zip line and tree climbing among other activities.
- Alderman Skinner reminded everyone of the Civil War Roundtable program on Sunday, April 14, 2013 @ 3:00 p.m. in the Community Room at Police Headquarters. J. T. Thompson will speak about the Lotz House and the book he wrote about the Lotz House.

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 15-24 be placed on the Consent Agenda.

Vice Mayor McLendon pulled item 23, Alderman Petersen pulled item 16, and Alderman Skinner pulled item 15.

Alderman Burger moved to approve the remaining Consent Agenda Items 17-22 and Item 24. Seconded by Alderman Bransford. Motion carried unanimously.

NEW BUSINESS

10. **Consideration of RESOLUTION No. 2013-19, A Resolution to Adopt the West Drainage Basin Sanitary Sewer System Study Update of March 22, 2013**

David Parker, City Engineer/CIP Executive

Alderman Petersen moved to approve Resolution 2013-19. Seconded by Alderman Bransford. Motion carried unanimously.

11. **Consideration of RESOLUTION No. 2013-20, A Resolution to Adopt the Mayes Creek Connector Routing Sanitary Sewer System Study Update of March 22, 2013**

David Parker, City Engineer/CIP Executive

Alderman Petersen moved to approve Resolution 2013-20. Seconded by Alderman Blanton. Motion carried unanimously.

12. Consideration of RESOLUTION 2013-21, A Resolution to Adopt the Mayes Creek Drainage Basin Sanitary Sewer System Study Update of March 22, 2013

David Parker, City Engineer/CIP Executive

Alderman Burger moved to approve Resolution 2013-21. Seconded by Alderman Martin.

Alderman Petersen moved to amend the motion and defer Resolution 2013-21 to May 28, 2013. Seconded by Alderman Skinner. Motion to defer FAILED 2-6 with Aldermen Petersen and Skinner voting to defer and Aldermen Martin, Burger, Barnhill, Blanton, Bransford and Vice Mayor McLendon voting no.

Main Motion to approve Resolution 2013-21 carried unanimously.

13. Consideration of RESOLUTION No. 2013-22, A Resolution to Adopt the Watson Branch Drainage Basin Sanitary Sewer System Study Update of March 22, 2013

David Parker, City Engineer/CIP Executive

Alderman Skinner moved to approve Resolution 2013-22. Seconded by Alderman Martin. Motion carried unanimously.

14. Consideration of the Appointment of Robert Huff to the Battlefield Preservation Commission as the Reenactment Community Liaison

Dr. Ken Moore, Mayor

Alderman Skinner moved to approve the appointment of Robert Huff to the Battlefield Preservation Commission as the Reenactment Community Liaison. Seconded by Alderman Bransford. Motion carried unanimously.

Alderman Skinner said Mr. Huff has been a Civil War re-enactor for years and thanked him for stepping up to fill the vacancy on the Commission.

CONSENT AGENDA

15. Consideration of ORDINANCE 2013-01, An Ordinance to Amend Title 12, Chapter 1, Section 107 of the Franklin Municipal Code Relating to Contractor's Security Deposits to Insure Restoration of Damaged City Streets, Sidewalks, Landscaping, Stormwater Drainage Improvements, and Other Approved and Accepted Infrastructure Associated with Construction Activity

[First of Two Readings]

Vernon Gerth, ACA Community & Economic Development

Alderman Barnhill moved to approve Ordinance 2013-01 on First of Two Readings. Seconded by Alderman Bransford.

Alderman Skinner had concerns that this does not have the security deposit specification at 90% build-out for road repair for damage caused during construction. Eric Stuckey and Catherine Powers explained the surety bond stays in place. That information is in the Zoning Ordinance.

Motion to approve Ordinance 2013-01 on First of Two Readings carried unanimously.

16. **Consideration of ORDINANCE 2013-12, An Ordinance to Rezone +/- 0.96 Acres From Low Residential (R-1) District to Residential Variety (RX) District for the Property Located at 711 Hillsboro Road; Establishing a Public Hearing Date for May 14, 2013 [First of Three Readings] Alderman Ann Petersen, FMPC Representative**
Alderman Petersen related that during the Work Session the density was not found in the document. It was subsequently located, thus, no need for an amendment.

Alderman Petersen moved to approve Ordinance 2013-12 on First of Three Readings. Seconded by Alderman Bransford. Motion carried unanimously 7-0 with Alderman Martin abstaining.

17. **Consideration of Bid Award to the C. I. Thornburg Co., Inc. of Nashville, TN, in the Estimated Amount of \$38,480 Per Year for the Supply and Delivery Upon Demand of the Water Treatment Chemical Sodium Hypochlorite for a Minimum of Twelve (12) Months for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2013-010; \$155,000 Budgeted in 421-83220-52103 for All Chemicals and Lab Supplies for Fiscal Year 2013; Contract No. 2013-0023)**
Approved unanimously Mark Hilty, Water Management Director

18. **Consideration of Bid Award to American Development Corporation of Fayetteville, TN, in the Estimated Amount of \$37,590 Per Year for the Supply and Delivery Upon Demand of the Water Treatment Chemical Sodium Permanganate for a Minimum of Twelve (12) Months for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2013-011; \$155,000 Budgeted in 421-83220-52103 for All Chemicals and Lab Supplies for Fiscal Year 2013; Contract No. 2013-0024)**
Approved unanimously Mark Hilty, Water Management Director

19. **Consideration of Bid Award to Brenntag Mid-South, Inc. of Henderson, KY, in the Estimated Amount of \$9,000 Per Year for the Supply and Delivery Upon Demand of the Water Treatment Chemical Hydrofluosilicic Acid (Fluoride) for a Minimum of Twelve (12) Months for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2013-012; \$155,000 Budgeted in 421-83220-52103 for All Chemicals and Lab Supplies for Fiscal Year 2013; Contract No. 2013-0025)**
Approved unanimously Mark Hilty, Water Management Director

20. **Consideration of Bid Award to Brenntag Mid-South, Inc. of Henderson, KY, in the Estimated Amount of \$36,860 Per Year for the Supply and Delivery Upon Demand of the Water Treatment Chemical Powder-Activated Carbon (Hydrodarco B) for a Minimum of Twelve (12) Months for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2013-013; \$155,000 Budgeted in 421-83220-52103 for All Chemicals and Lab Supplies for Fiscal Year 2013; Contract No. 2013-0026)**
Approved unanimously Mark Hilty, Water Management Director

21. **Consideration of Bid Award to Brenntag Mid-South, Inc. of Henderson, KY, in the Estimated Amount of \$44,685.13 Per Year for the Supply and Delivery Upon Demand of the Water**

Treatment Chemical Polyaluminum Chloride for a Minimum of Twelve (12) Months for the Water Treatment Division of the Water Management Department (Purchasing Office Procurement Solicitation No. 2013-014; \$155,000 budgeted in 421-83220-52103 for All Chemicals and Lab Supplies for Fiscal Year 2013; Contract No. 2013-0027)

Approved unanimously

Mark Hilty, Water Management Director

22. Consideration of Event Permit Application for Westhaven Porchfest Sponsored by the Westhaven Foundation on June 15, 2013

Approved unanimously

David Rahinsky, Police Chief

23. Consideration of Event Permit Application for Rodeo Parade Sponsored by the Franklin Noon Rotary in Downtown Franklin on ~~May 18~~ MAY 11, 2013

David Rahinsky, Police Chief

Vice Mayor McLendon moved to approve the Event Permit for the correct date of May 11, 2013. Seconded by Alderman Blanton. Motion carried unanimously.

24. Items Approved by City Administrator on Behalf of the Board of Mayor and Aldermen

a. Report of Emergency Purchase of Roof Damage Repairs from Professional Roofers, Inc. of Franklin, TN in the Total Amount of \$34,169.00 for the Parks Department

b. Contract Award to Midco Diving & Marine Services, Inc. of Rapid City, South Dakota in the Total Amount of \$11,196.00 for Maintenance Services for Two (2) Two-Million-Gallon Finished Water Concrete Reservoirs and Two (2) One-Million-Gallon Finished Water Steel-Weld Reservoirs for the Water Distribution Division of the Water Management Department (\$74,500.00 Budgeted in 421-82683-52102 for Fiscal Year 2013; Contract No. 2013-0030)

Approved unanimously

There were no matters for consideration.

EXECUTIVE SESSION

25. Consideration of Motion to Enter Executive Session for Purpose of Reviewing Various Matters of Pending Litigation

Shauna Billingsley, City Attorney

RETURN FROM EXECUTIVE SESSION

26. Consideration of Matters from Executive Session

Dr. Ken Moore, Mayor

ADJOURN

Alderman Blanton moved to adjourn. Seconded by Alderman Bransford. Motion carried unanimously.

The meeting adjourned @ 7:19 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 4/24/2013 10:25 AM