

**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, APRIL 8, 2014 – 7:00 P.M.**

Board Members

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

Department Directors/Staff

Eric Stuckey, City Administrator	P	Lisa Clayton, Parks Director	
Vernon Gerth, ACA Community & Economic Development	P	Shirley Harmon, Human Resources Director	
Russell Truell, ACA Finance & Administration		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	
Rocky Garzarek, Fire Chief		Joe York, Streets Director	P
David Rahinsky, Police Chief		Brad Wilson, Facilities Project Manager	
Fred Banner, IT Director		Lanaii Benne, Assistant City Recorder	P
Chris Bridgewater, Building & Neighborhood Services Director		Linda Fulwider, Board Recording Secretary	P
Becky Caldwell, Sanitation & Environmental Services Director			

- 1. Call to Order**
Mayor Ken Moore called the April 8, 2014, meeting to order at 7:00 p.m. in the greatest Southern Town of Franklin, Tennessee (per Garden & Gun magazine poll).
- 2. Invocation**
The invocation was offered by Alderman Clyde Barnhill
- 3. Pledge of Allegiance**
All present 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)
 - ▶ Lauren Lexa, 2201 Skylark Court, Franklin, said she had spoken with Vernon Gerth this evening about her complaint. The Tywater Crossing development is directly behind her house. She has called the police numerous times about construction continuing until 8:00 p.m. many evenings and starting at 7:30 a.m. on Saturday. She doesn't like taking up the dispatcher's time or the officer's time to come check out the complaint. The problem continues. Mr. Gerth indicated he was following up on the complaint as she spoke.
- 5. Communications from Williamson County Mayor and Williamson County Commission**
There were no County representatives present.

6. Approval of Minutes

Alderman Bransford moved to approve the March 25, 2014 Work Session and March 25, 2014 Board of Mayor and Alderman minutes as presented. Seconded by Alderman Burger. Motion carried unanimously.

7. Recognitions

• Proclamation – Child Abuse Prevention Month

Mayor Moore read the Proclamation For Our Nation’s Children/Child Abuse Prevention Month April 2014, which read in part:

The societal malicious act of child abuse and neglect respects no racial, religious, class, or geographic boundaries. Davis House Child Advocacy Center, Williamson County CASA, the Department of Children’s Services, local law enforcement, the District Attorney’s Office and Juvenile Court strive to combat child abuse and neglect by coordinating services to children and their families in crisis. Our community will continue to provide education, especially in the area of early intervention, focus on total prevention of child abuse and neglect, all the while progressing toward stopping this crime against our nation’s children and families.

Mayor Moore presented the proclamation to Marcus Stamps, Executive Director of Davis House Child Advocacy Center, Marianne Schroer, Executive Director of Williamson County CASA, and Danielle McMorran, Director of Development & Public Relations for Williamson County CASA.

8. Miscellaneous Reports

▶ Civil War Round Table

Alderman Skinner announced the next Round Table will be Sunday, April 13, 2014 @ 3:00 p.m. in the Community Room at Police Headquarters. Susan Whitaker, Commissioner of Tourist Development, Tennessee Department of Tourist Development, will speak on the impact of heritage tourism in the City.

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 **11-30** be placed on the Consent Agenda.

Alderman Barnhill moved to remove Item 21 and defer to May 13, 2014, and approve Consent Agenda Items 11-20 and 22-30. Seconded by Vice Mayor Petersen, who wished to speak to Item 30b. Motion carried unanimously.

NEW BUSINESS

10. Acknowledge Report of Emergency Purchase of Repair Services for Structure at Harlinsdale Farm from R. G. Anderson Company, Inc. of Nashville, TN, in the Total Amount of \$36,870 for the Parks Department (Contract No. 2014-0073)

Lisa Clayton, Parks Director

Alderman Blanton moved to acknowledge the Report of Emergency Purchase of Repair Services. Seconded by Alderman Skinner. Motion carried unanimously.

CONSENT AGENDA

11. Consideration of ORDINANCE 2014-05, An Ordinance to Temporarily Reduce the Speed Limit on South Carothers Road from the City Limits to Corbert Lane and From Falcon Creek Drive to Upland Drive to Twenty Miles Per Hour (20 MPH) in Both Directions for the Duration of the Carothers Parkway South Extension Construction Project

[First of Two Readings] David Parker, City Engineer/CIP Executive

Ordinance 2014-05 approved unanimously on First of Two Readings.

12. **Consideration of RESOLUTION 2014-21; Resolution Declaring Certain Property on Downs Boulevard as Surplus Property**
David Parker, City Engineer/CIP Executive
Resolution 2014-21 approved unanimously
13. **Consideration of Amendment No. 3 to Professional Services Agreement (COF Contract No. 2012-0050) with Hethcoat & Davis, Inc. for the I-65 Widening/Goose Creek Interchange Water Line Relocations in the Amount of \$31,600.00**
Approved unanimously David Parker, City Engineer/CIP Executive
14. **Consideration of Amendment 2 to Professional Services Agreement (COF Contract No. 2012-0051) with Hethcoat & Davis, Inc. for the I-65 Widening/Goose Creek Interchange Sanitary Sewer and Reclaimed Water Line Relocations in the Amount of \$24,800.00**
Approved unanimously David Parker, City Engineer/CIP Executive
15. **Consideration of Tennessee Department of Transportation (TDOT) Supplement #1 to TDOT Contract No. 7913 (COF Contract 2012-0161) Water Relocation Contract I-65 Widening/Goose Creek Interchange**
Approved unanimously David Parker, City Engineer/CIP Executive
16. **Consideration of Change Order No. 1 to the Construction Contract with S & W Contracting Company, Inc. for the Columbia Avenue and Southeast Parkway Traffic Signal Project (COF Contract No. 2013-0119)**
Approved unanimously David Parker, City Engineer/CIP Executive
17. **Consideration of a Professional Services Agreement (COF 2013-0184) with Gresham, Smith & Partners to Evaluate, Recommend and Oversee Implementation of Adaptive Signal Control Technology (ASCT) in an Amount Not to Exceed \$348,094.50**
Approved unanimously David Parker, City Engineer/CIP Executive
18. **Consideration of Recommendation for the Pavement Resurfacing of the Traffic Circle at the Eastern Flank Battlefield Park**
Approved unanimously David Parker, City Engineer/CIP Executive
19. **Consideration of Memorandum of Understanding Between the City of Franklin and Williamson County Government for Conference Center Audit (COF Contract No. 2014-0043)**
Approved unanimously Russ Truell, ACA Finance & Administration
20. **Consideration of Memorandum of Understanding with Williamson County – Hotel Tax Audit (COF Contract No. 2014-0075)**
Approved unanimously Russ Truell, ACA Finance & Administration
21. **Consideration of Contract No. 2011274-C Between the Regional Transportation Authority and The City of Franklin for the Provision of Regional Bus Service Between Nashville/Davidson County and the City of Franklin in an Amount Not to Exceed \$31,837**
Deferred to May 13, 2014 Eric Stuckey, City Administrator
22. **Consideration of Event Permit Application from Franklin Noon Rotary for the Rodeo Parade in Downtown Franklin on May 10, 2014**
Approved unanimously David Rahinsky, Police Chief
23. **Consideration of Event Permit Application from Friends of Franklin Parks for Raise the Roofs at Harlinsdale to be Held on June 21, 2014**

Approved unanimously

Lisa Clayton, Parks Director

24. Consideration of Event Permit Application for Westhaven Porchfest Sponsored by the Westhaven Foundation on June 21, 2014

Approved unanimously

David Rahinsky, Police Chief

25. Consideration of Event Permit Application from the Harpeth Bicycle Club for the Harpeth River Bike Ride on June 21, 2014

Approved unanimously

David Rahinsky, Police Chief

26. Consideration of Event Permit Application for Wounded Warriors 8K/Soldier Bike Ride on October 18, 2014

Approved unanimously

David Rahinsky, Police Chief

27. Consideration of Event Permit Application from The Boys and Girls Club for Wine Down Main Street to be Held in Downtown Franklin on November 1, 2014

Approved unanimously

David Rahinsky, Police Chief

28. Consideration of Event Permit Application for Via La Diva Run (5K/10K) Sponsored by Fifty Forward to be Held on November 15, 2014 in Cool Springs Area

Approved unanimously

David Rahinsky, Police Chief

29. Consideration of Renewal of Liquor License Retailer's Certificate for Case Selects Wines and Liquors, LLC (Thomas Klaritch, Managing Agent), 3046 Columbia Avenue (Parkway Commons), Franklin, Tennessee

Approved unanimously

Lanai Benne, Assistant City Recorder

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

- a) Consideration of Memorandum of Understanding Between Williams County Government and City of Franklin to Provide Breathalyzer Tests to City of Franklin Employees who Were Involved in a Vehicular Accident While Operating a City Vehicle (COF Contract 2014-0067)
Sara Sylvis, Risk Manager
- b) Payment of \$4,800 to Tenn. Contractors for the Installation of Private Water Taps Made in Conjunction with the Construction of a New Waterline in the Alley Between Third and Fourth Avenues on the West Side of Main Street During the Renovation of the Former Gray's Drug Building (Gray's On Main Restaurant)
- c) Acknowledge Report of Amendment of Contract with RouteSmart of Columbia, MD for RouteSmart Navigator 30-Day Pilot Project for the Collection Division of the Sanitation and Environmental Services Department (Amendment No. 1 to Contract No. 2012-0150)
Becky Caldwell, SES Director

Approved unanimously

Regarding 30b) Payment of \$4,800 to Tenn. Contractors for the Installation of Private Water Taps Made in Conjunction with the Construction of a New Waterline in the Alley Between Third and Fourth Avenues on the West Side of Main Street During the Renovation of the Former Gray's Drug Building (Gray's On Main Restaurant). Vice Mayor Petersen commented that a private citizen built this \$100,000 Fire/Water Line Improvement. The third paragraph of the memo reads, While the ordinance that authorizes this collaborative, cost-sharing approach is still in draft form, the aldermen expressed a general willingness for the City to provide reasonable reimbursement to Tenn. Contractors, Inc. for the cost associated with the installing the private property taps, etc. that were completed in conduction with this improvement. Vice Mayor Petersen said she didn't recall talking about reimbursement. It was a personal decision to build the water line.

Eric Stuckey advised it was his administrative decision to do so. BOMA did discuss general improvement and the ability to reimburse when it benefits the City water system and others. Tap fees of \$4,800 vs. \$100,000 for an improvement to the City water system and fire suppression service is a small price to pay. It is consistent with the spirit of the conversation.

Vice Mayor Petersen commented that it benefited Gray's and there is no need for fire suppression system and sprinklers for the other buildings.

Alderman Blanton expressed that if the other buildings are upgraded and used for another purpose in future it would be needed.

NO EXECUTIVE SESSION

EXECUTIVE SESSION

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

Shauna Billingsley, City Attorney

RETURN FROM EXECUTIVE SESSION

32. Consideration of Matters from Executive Session

Dr. Ken Moore, Mayor

ADJOURN

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

The meeting adjourned @ 7:16 p.m.

Dr. Ken Moore, Mayor

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - updated 4/29/2014 9:07 AM