
**MINUTES OF THE WORK SESSION
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, OCTOBER 26, 2010 – 5:00 P.M.**

Board Members

Mayor John Schroer	P	Alderman Dana McLendon	P
Alderman Clyde Barnhill	P	Alderman Ken Moore	P
Alderman Pearl Bransford	P	Alderman Ann Petersen	P
Alderman Beverly Burger	P	Alderman Michael Skinner	P
Alderman Margaret Martin	P		

Department Directors/Staff

Eric Stuckey, City Administrator	P	Eric Gardner, Engineering Director	P
Vernon Gerth, ACA Community/Economic Development	P	Shirley Harmon, Human Resources Director	P
Russell Truell, ACA Finance & Administration	P	Mark Hilty, Water Management Director	P
David Parker, City Engineer	P	Gary Luffman, BNS Director	P
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning & Sustainability Dir	P
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
Jackie Moore, Police Chief	P	Brad Wilson, Facilities Project Manager	P
Fred Banner, MIT Director	P	Lanaii Benne, Assistant City Recorder	P
Becky Caldwell, Solid Waste Director	P	Linda Fulwider, Board Recording Secretary	P
Lisa Clayton, Parks Director	P		

1. Call to Order

Mayor John Schroer called the BOMA Work Session to order on Tuesday, October 26, 2010 at 5:00 p.m. in the City Hall Boardroom.

2. Citizen Comments

Lloyd Crockett, 166 Franklin Road, member St. Phillip Catholic Church, said the church would begin celebrating its 140th year as a parish on Sunday, November 7 with the dedication of a historical marker in front of the original church that was just restored. He provided photos of two large banners they want to display under the portico between the four columns. He was told the banners exceed the size code and they request a variance to display the banners during five to seven special events through November 6, 2011. They would display the banners shortly before each event and lower them shortly after each event. Mr. Crockett gave a short personal history with the church and the impact of St Phillip Catholic Church in Franklin. He stated the church would abide by whatever the Board decides.

Vernon Gerth said the City would be happy to work with the church on this issue; however, BOMA is not the group to grant variances. Mr. Gerth advised Mr. Crockett to contact Gary Luffman, Building and Neighborhood Services Director (Codes) on the matter.

WORK SESSION DISCUSSION ITEMS

3. **Status Update on Flood Response and Hazard Mitigation Grant Program**

Eric Stuckey, City Administrator

The deadline for the flood mitigation application process was October 25, 2010 at 5:00 p.m. Of 25 properties submitted, 8 were identified as meeting the FEMA regulations for substantial damage (50% and over). Seven (7) additional properties will be further evaluated to determine if they meet the standards for substantial damage.

Project worksheets and reimbursement requests for recovery from the federal government have been closed out. The initial submission two weeks ago was just under \$620,000 in reimbursement costs. Staff continues to work with FEMA on some worksheets. A check for roughly \$200,000 is expected by the end of November for the first group submitted.

Mr. Stuckey reported the FEMA representative works with municipalities all over the country and said has not seen any respond as well as the City of Franklin. Franklin was outstanding. Mr. Stuckey commented it is a great reflection of staff and what was done from day one.

4. **Status Update on Blue Bag Recycling Program**

Becky Caldwell, Solid Waste Department Director

Becky Caldwell provided an update on the Blue Bag Recycling Program.

- ◆ Program started July 12, 2010
- ◆ Status at end of 15 weeks – October 22, 2010
- ◆ Initial Goal
 - ◇ Divert 15% of annual municipal solid waste collected
- ◆ Participation and diversion by percentage for the 15 weeks:

Wk	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Part%	27.94	24.88	26.84	28.55	33.38	37.32	31.23	36.45	35.24	38.89	43.35	41.99	42.87	38.40	55.37
Div %	11.55	8.19	9.81	10.54	10.09	11.01	10.52	11.39	11.02	11.93	13.96	11.85	12.44	11.74	11.41

- ◆ Please remember **Blue Bag Don'ts**
 - ◇ **No Glass**
 - ◇ **No Foam**
 - ◇ **No Household Waste** (cell phones, batteries, food in containers, clothing, stuffed animals)
- ◆ Please Remember **Blue Bag Dos**
 - ◇ **Do** place Bags 5 Feet Away from Roll-out Container

Public education on what can and cannot be put in blue bags is important. Mayor Schroer asked about the issue with glass containers. Ms. Caldwell said staff is working toward a rebate from the recycling center and the City originally indicated there would be no glass or Styrofoam. They could collect glass if the Board so desires.

Eric Stuckey said the issue with glass is that it breaks and contaminates everything in the bag. The rebate issue discussed. Mayor Schroer noted that glass is heavy and if it costs “x” to dump in the landfill but the rebate doesn’t equal “x” then why do the rebate. Ms. Caldwell said they could talk to the County about drop off places. Alderman Burger added when glass breaks in a bag and contaminates the plastic and paper it lowers the quality of recycling and it takes more time to process. Broken glass would still poke holes in bags if separate bags were used. Mayor Schroer said it is still a dollar and cents issue. He asked if there is a national average available to see what the savings might be. It could be an advantage to pick up glass even if it contaminates. The Board can’t make a decision without knowing the numbers.

Mr. Stuckey noted that initially there is more downside with glass. Need to weigh it and see what the tradeoffs are. Alderman Burger said if this is considered, staff should come back with an alternative on how to collect glass. Glass can be taken to the recycling center; however, Mayor Schroer wants to make it easier for recyclers. Charges at the landfill are based on the weight, so it seems the City would be better off if glass could be picked up with the blue bags.

Alderman Moore added there had been talk of putting a trailer behind the compactor to collect glass. Ms. Caldwell said that might be an option. Mayor Schroer asked if 15% is a reasonable goal. The percentages can get better with public education. The 15% goal came about by Ms. Caldwell calling other cities to compare their goals. Other communities are at 20-25% diversion, but they have been recycling longer than Franklin has. Some include glass.

5.* Consideration of RESOLUTION 2010-79, A Resolution to Authorize the Mayor to Submit an Application to the Tennessee Department of Transportation for Transportation Enhancement Grant Funds

Lisa Clayton, Parks Director

Andrew Orr, Sustainability Coordinator

Alderman Skinner commended Andrew Orr and other staff members for their work on this grant application. He learned other local agencies are applying for the TDOT grant as well. Lisa Clayton noted this should be a part of the CIP discussion as well. Alderman Petersen asked if there was any projection of cost and what the City’s percentage would be. Ms. Clayton said funding is needed for interpretive areas, signage, road connectivity and administrative costs. \$1.2 million would include everything. The local match would be \$250,000.

6.* Consideration of Liquor License Retailer’s Certificate Issuance for Mallory Lane Wine and Spirits (Benedict Varela), 3090 Mallory Lane, Suite 100, Franklin, Tennessee

Lanai Benne, Assistant City Recorder

Eric Stuckey said this item was to be deferred both meetings.

7.* Consideration of ORDINANCE 2010-75, An Ordinance to Amend Title 18, Section 18-129 and Section 18-210 to Establish New Water and Sewer User Rates: Establishing a Public Hearing for November 9, 2010

[First of Three Readings]

Mark Hilty, Water Management Director

Russ Truell, ACA Finance & Administration

The updated ordinance adjusts the water availability charge up \$1.60 across all rate classes. Wastewater availability charge-residential inside up \$2.25, wastewater residential outside up \$4.00, commercial inside and outside up \$8.00. A comparison of Franklin against other utilities shows Franklin charges below other water and wastewater rates.

Proposed rates to be effective January 1, 2011:

<u>WATER USER RATES</u>	RESIDENTIAL	
	Inside	Outside
Minimum Bill (includes 1,000 gallons)	\$ 8.82	\$ 10.82
Next 9,000 Gallons	\$ 3.72	\$ 5.80
Next 15,000 Gallons	\$ 4.65	\$ 6.38
All Additional Gallons	\$ 5.58	\$ 6.96

<u>WATER USER RATES</u>	COMMERCIAL	
	<u>Inside</u>	<u>Outside</u>
Minimum Bill (includes 1,000 gallons)	\$ 11.61	\$ 12.41
Next 9,000 Gallons	\$ 3.72	\$ 5.80
Next 15,000 Gallons	\$ 4.65	\$ 6.38
All Additional Gallons	\$ 5.58	\$ 6.96

<u>WASTEWATER USER RATES</u>	RESIDENTIAL	
	Inside	Outside
Minimum Bill (includes 1,000 gallons)	\$ 12.30	\$ 15.21
Next 14,000 Gallons	\$ 3.61	\$ 5.62
All Additional Gallons	\$ 2.82	\$ 4.47

<u>WASTEWATER USER RATES</u>	COMMERCIAL	
	<u>Inside</u>	<u>Outside</u>
Minimum Bill (includes 1,000 gallons)	\$ 21.00	\$ 23.00
Next 14,000 Gallons	\$ 4.42	\$ 6.91
All Additional Gallons	\$ 3.43	\$ 5.02

Mayor Schroer noted the average customer uses about 7,000 gallons a month for an average water bill of \$31.14. Wastewater average bill \$33.96. The five-year recovery program shows average water increase of 4% per year and average wastewater increase of 7% per year.

Reclaimed water is currently recovering sufficiently. There was some discussion on debt service and rate funded capital, statutory limitation, system development fees, tap fees, installation, and

access fees. The debt service by funding is for all projects funded with debt and split 25% customer and 75% growth. Looking at net about \$6 million.

➤ Alderman McLendon joined the meeting at 6:02 p.m.

Access fees will be collected when growth comes. Without infrastructure, the growth cannot take place. Alderman Petersen commented that customers should not be paying for projects for growth.

8.* **Consideration of Rejection of All Bids for Purchase of Vehicular Traffic Data Collection Contract Services for the Traffic Operations Center Division of the Engineering Department (Purchasing Office Procurement Solicitation No. 2011-003)**

Eric Gardner, Engineering Director

No questions or comments

9. **Consideration of RESOLUTION 2010-76, A Resolution to Approve the City's Commitment for the Jackson National Life Fast-track Infrastructure Development Program (FIDP) and to Authorize the Request to Incur Costs Prior to Contract Execution Under the FIDP**

David Parker, City Engineer/CIP Executive

The FIDP program grant is \$741,000 and this resolution is to apply for the FIDP grant. There will be additional contracts, MTEMC, consultant, construction administration. Jackson National is subject to paying all costs above the match.

Mr. Stuckey said Jackson National would have approximately 750 jobs available. Williamson County identified \$500,000 in tax abatement they could provide. The City role is infrastructure enhancement, redundant power. Request the Board approve this and move it forward as it is development for the community.

10. **Consideration of ORDINANCE 2010-69 To Be Entitled: "An Ordinance Amending Various Sections of the City of Franklin Municipal Code Title 12 – Building, Utility, Etc. Codes for the Purpose of Combining the City's Existing Technical Boards of Appeals into a Single Building and Streets Standards Board of Appeals."**

Vernon Gerth, ACA Community & Economic Development

Mr. Stuckey noted a number of technical experts serve on these boards and having professionals involved makes it more objective. It would be good for the City to have systematic board rather than three separate boards. Vernon Gerth related former employee Steve Cook was the impetus to move this forward.

Shauna Billingsley said the adoption of the international codes specifies a board for each code; however, the same people are on all the boards. Mr. Gerth stated a cross section of individuals with broad experience is needed. The boards meet infrequently and are required to meet at least once annually.

11. **Consideration of ORDINANCE 2010-70: To Be Entitled: “An Ordinance Amending Title 7, Sections 7-206 and 7-505 of the City of Franklin Municipal Code for the Purpose of Combining the City’s Existing Building Related Boards of Appeals Into a Single Building and Streets Standards Board of Appeals”**

Vernon Gerth, ACA Community & Economic Development

No questions or comments

12. **Consideration of RESOLUTION 2010-77, A Resolution to Determine Property at 200 Downs Boulevard as Surplus for Acquisition**

Vernon Gerth, ACA Community & Economic Development

On August 8, 2006, the City declared 0.58 acre of the 200 Downs Boulevard property surplus and later approved its sale on February 13, 2007. The City retained title to the remaining 0.20 acre of vacant property. The owner of the .58 acre now wants to purchase the remaining 0.20 acre. The amount offered is \$14,000. Staff determined the 0.20-acre property has a value of less than \$25,000.

13. **Consideration of ORDINANCE 2010-72, An Ordinance to Increase from \$10,000 To \$25,000.00 the Dollar Amount of Purchases At or Above Which is Required Public Advertisement and Competitive Bidding**

**Alderman Ann Petersen, Chair
Budget & Finance Committee**

Mr. Stuckey said this would be a competitive process.

14. **Consideration of ORDINANCE 2010-73, An Ordinance to Increase from \$4,000.00 To \$10,000.00 the Minimum Value of City Surplus Personal Property for Which is Required Sealed Bids or Public Auction Pursuant to Public Notice for Disposal Thereof**

**Alderman Ann Petersen, Chair
Budget & Finance Committee**

There were no questions or comments.

15. **Consideration of Changing the Method for Calculating Building Permit Fees for New Detached Single-Family Dwellings and Additions Moving Away from Estimated Value of Construction to Habitable Square Footage**

**Vernon Gerth, ACA Community & Economic Development
Tom Marsh, Zoning & Development Coordinator**

This method of calculation is to get away from valuation, and calculate building permit fees on square footage.

16. **Consideration of the Professional Services Agreement (COF Contract No. 2010-0171) with CDM for the Integrated Water Resource Plan (IWRP), Phase II in an Amount Not to Exceed \$1,459,640.00 (Funding to be from the Water, Wastewater, Reclaimed Water and Stormwater Budgets)**

David Parker, City Engineer/CIP Executive

Mark Hilty, Water Management Director

Eric Stuckey noted the finer details would facilitate a decision by the Board for 20-30 year planning. Mr. Parker concurred that the Plan would give a projection for 30 years.

Chris Provost, CDM, displayed a diagram for Phase II that was first reviewed at the September 21 Work Session. He explained the dynamic river model and demonstration feasibility effectiveness, major work at the water facility, specialized analysis, rate impact analysis. Major work is needed at the water facility. Key tasks and breakdown of costs reviewed. Phase 1 is coming in under budget at approximately \$50,000. All are not-to-exceed numbers. Payments from Water Fund \$240,723.

Mr. Parker mentioned they wanted to explore the Cumberland River pipeline after Phase 1. Cost to run a line to the Cumberland River would be about \$100,000: Not feasible at this time. If ever it did seem feasible, 20 miles of line in densely populated areas would be required.

Alderman Moore said there were too many alternatives out of Phase 1 modeling. Rank the projects and identify best alternatives for the long run. The first point is a long-range comprehensive and implementable plan. He urged the Board to move forward to the next phase, as it is important long term for the community. Mr. Provost indicated they would work with the consultant. Funding: Wastewater \$919,172, Reclaimed Water \$95,070, Stormwater \$204,675 for a total \$1,459,640.

It was asked if the City is not going to build a treatment plant in 20 years why pay for the design. Mr. Provost responded that something has to be done. Infrastructure costs are unknown. A plant would not have to be on the east side of I-65, although the property location has benefits. The decision must be made within a five-year period.

17. **Consideration of Bid Award to Jewell General Contracting & Roofing, LLC, d/b/a Jewell Roofing & Gutters of Springfield, TN, in the Estimated Amount of \$22,314.60 for Reroofing Battle Park Hall at Eastern Flank Battle Park for the Parks Department (Purchasing Office Procurement Solicitation No. 2011-004)**

Lisa Clayton, Parks Director

Mr. Stuckey noted insurance was refunded. Work continues on this.

18. **Consideration of ORDINANCE 2010-62, To Be Entitled: "An Ordinance to Amend Various Sections of the City of Franklin Municipal Code, Title 18 – Water and Sewers Relating to the Codifying of Various Fees and Penalties"**

Vernon Gerth, ACA Community & Economic Development

No questions or comments

- 19. Consideration of ORDINANCE 2010-63, To Be Entitled: "An Ordinance Amending the City of Franklin Municipal Code, Title 22 – Comprehensive Fees and Penalties for the Purpose of Codifying the Fees and Penalties Found in Title 18"**

Vernon Gerth, ACA Community & Economic Development

No questions or comments

ADJOURN

Work Session adjourned @ 7:06 p.m.

Mayor John C. Schroer

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office – 11/3/2010 9:34 AM