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**MINUTES OF THE WORK SESSION  
BOARD OF MAYOR AND ALDERMEN  
FRANKLIN, TENNESSEE  
CITY HALL BOARDROOM  
TUESDAY, APRIL 12, 2011 – 5:00 P.M.**

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**Board Members**

Mayor Ken Moore	P	Alderman Margaret Martin	P
Alderman Clyde Barnhill	P	Alderman Dana McLendon	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	Eric Gardner, Engineering 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, CIP Executive/City Engineer	P	Gary Luffman, BNS Director	
Shauna Billingsley, City Attorney	P	Catherine Powers, Planning/Sustainability Director	P
Rocky Garzarek, Fire Chief	P	Joe York, Streets Director	P
David Rahinsky, Interim 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		Linda Fulwider, Board Recording Secretary	P
Lisa Clayton, Parks Director	P		

**1. Call to Order**

Mayor Moore called the April 12, 2011 Work Session to order at 5:05 p.m. in the City Hall Boardroom.

**2. Citizen Comments**

None

**WORK SESSION DISCUSSION ITEMS**

**3. Consideration of Event Permit Application for the Opening of the Franklin Theatre, 419 Main Street in Downtown Franklin on June 3-4, 2011**

**David Rahinsky, Interim Police Chief**

Sara Preston and Aubrey Preston expounded on the June 3, 2011 grand reopening of the Franklin Theatre. As the theatre seats only around 290, there will be three large screens erected within the area of blocked streets. Classic movies will be shown. The evening will begin with a red carpet event at 6:00 p.m. A 1930's style swing band will entertain on the Square.

They request there be no parking on Main Street and Fourth Avenue beginning at 5:00 a.m.

June 3, and that those streets close at 9:00 a.m. along with half the Square (Mellow Mushroom side). They further request the block of the theatre remain closed overnight until 1:00 p.m. June 4 to allow for the children's celebration. They expect Governor Haslam will attend for the time capsule ceremony. The event is being publicized throughout the Southeast.

**4. Consideration of Event Permit Application from SOL Restaurant in Downtown Franklin for Cinco De Mayo Celebration on May 5, 2011**

**David Rahinsky, Interim Police Chief**

No comments or questions

**5.\* Consideration of Agreement with Berry's Chapel Utility, Inc. to Perform Utility Billing Services**

**Steve Sims, Assistant City Recorder**

Eric Stuckey noted this item is to consider an agreement to modify the existing contract with Lynnwood Utility District to recognize changes in organizational name to Berry's Chapel Utility, Inc. due a change in corporate structure and to make minor revisions in text. The City has been doing business with Lynwood since 1999, essentially as a billing agent, with no authority to regulate this utility or have any action to impact their business.

There were comments in the press that might suggest otherwise. Mayor Moore indicated a donation was received to his campaign; however, he returned the check to the donor because of the perception of a relationship between the donor and the City's billing agreement.

**6.\* Consideration of RESOLUTION 2011-22, A Resolution Declaring the Intent of the City of Franklin to Act as a Governmental Pass-Through Entity for the Lorings Advance Tract Acquisition Project as Requested by the Civil War Preservation Trust**

**Eric Stuckey, City Administrator**

Alderman Skinner asked Mike Walker and Sam Huffman of the Civil War Preservation Trust to talk about the property. It is a five-acre landlocked tract surrounded by buildings and is core battlefield close to the Cotton Gin site on Columbia Avenue and the Collins Farm property off Lewisburg Pike.

**7.\* Consideration of Liquor License Retailer's Certification (Renewal) for Westside Wine & Spirits, 188 Front Street, Suite 108 (Westhaven PUD), Franklin, Tennessee 37064 (Wesley Alexander)**

**8.\* Consideration of Liquor License Retailer's Certificate (New) for the Corner Wine & Spirits, 1110 Hillsboro Road, Franklin, Tennessee (Vrushank Ramesh Surati)**

**9.\* Consideration of Liquor License Retailer's Certificate (Renewal) for Case Selects Wine & Spirits, 3046 Columbia Avenue, Franklin, Tennessee 37064 (Thomas Klaritch)**

**Lanaii Benne, Assistant City Recorder**

Items 7, 8, and 9 taken together. No questions or comments.

**10. Consideration of RESOLUTION 2011-20, A Resolution Ratifying Continued Membership in the Regional Transportation Authority of Middle Tennessee**

**Mayor Ken Moore**

The RTA is being reconstituted. Eric Stuckey commented this gives the City a seat at the table on public transportation. Mayor Moore noted that Franklin has been considered one of the leaders in the Group. Annual membership is based on census.

**11. Consideration of ORDINANCE 2011-10, An Ordinance to Rezone 0.94 Acres from Civic and Institutional (CI) to Central Commercial (CC) for the Property Located at 112 and 118 Bridge Street**

**Alderman Ann Petersen, FMPC Representative**

Catherine Powers reported this was approved by the Planning Commission (8-0 vote), is .94 acres and includes the Old Jail and the Old Old Jail.

Alderman Skinner posed questions on stormwater concessions, floodplain useable space, etc. Ms. Powers indicated all those issues would come later. This ordinance is to assure the zoning is appropriate.

**12. Discussion Regarding Appropriations Requests from Non Profits for FY 2011-2012**

**Russ Truell, ACA Finance and Administration**

Staff recommends the Board give direction to fund nonprofits at the same level as in the current year. The Budget and Finance Committee recommended the allocations be no higher than the current budget year. The appropriations requests have been received with some requesting the same funding as 2011 and some requesting increased funding. Mr. Stuckey asked if the Board wanted to conduct hearings with the agencies, or allot the same amount or decrease allotments evenly across the board on a percentage basis.

Alderman Burger stated she wants to see the City get out of the charitable donation business and quit doing what the private sector should do. It is not in the jurisdiction of government to fund charities. She recommended a 5% reduction across the board and move toward phasing out donations. Then conduct a study on services the City would have to fund if the organizations were not there.

Alderman Petersen agreed the same amount should be given as this year or less. Mayor Moore preferred not to go through the interview process. Alderman Burger said she had no desire to go back to the process of hearings, that it is easier to give across the board. Alderman Martin did not want to eliminate contributions because it would be taking heart out of the City; we have to take care of our own. Alderman Bransford favored maintaining allocations at the same level. What the City gives is minimal compared to what is needed. People still need to contribute on their own. Alderman Burger reiterated her constituents ask why the Board uses their tax dollars for charitable contributions, deciding how much is allotted to each organization.

13. **Consideration of Contract Award to Modern Day Wrecking of Nashville, TN in the Total Amount of \$31,300.00 for Demolition of the Institutional Structure, Commonly Known as The Old Jail, Located at 118 Bridge Street (Purchasing Office Procurement Solicitation No. 2011-022; Project not itemized in the FY 2011 Budget)**

**Vernon Gerth, ACA Community & Economic Development**

Alderman Petersen commented the economic potential for redevelopment is questionable and problematic. Alderman Barnhill said the issue is if the property is worth more without the building. Mr. Stuckey noted the rezoning to CC would broaden the uses for the property.

14. **Consideration of Bid Award to Neely Coble Co., Inc. of Nashville, TN in the Total Amount of \$155,478.00 for a Minimum of One (1) New Truck-Mounted Infrared Asphalt Maintenance Unit for the Maintenance Division of the Streets Department (Purchasing Office Procurement Solicitation No. 2011-025; \$140,000.00 Budgeted in 110-89520-43100 for Fiscal Year 2011)**

**Joe York, Streets Director**

The first consideration had been to purchase a demo; however, none could be found.

15. **Consideration of Contract Award to Fasttek Electrocoating of Trufant, Michigan in the Total Amount of \$24,996.00 for Electrostatic Painting of Traffic Signal Poles and Mast Arms at Six (6) Locations for the Traffic Division of the Streets Department (Purchasing Office Procurement Solicitation No. 2011-026; \$25,000.00 Budgeted in 110-89470-43110 for Fiscal Year 2011)**

**Joe York Streets Director**

Alderman Burger asked if the Streets Department could do this in-house. Mr. York advised they do not have the appropriate equipment, and this process prolongs the life of the signs.

16. **Consideration of Contract Award for Emergency Medical Service Consulting Services for the Fire Department (Purchasing Office Procurement Solicitation No. 2011-028; FY 2011 Funding to be Transferred from 110-82560-45900 to 110-82560-42200; FY 2012 Funding to be Budgeted in 110-82560-42200)**

**Rocky Garzarek, Fire Chief**

Todd Horton, Assistant Fire Chief, Sarah Glenn, EMS Officer, and Chief Garzarek addressed this request. It is to explore the manner in which emergency medical services are provided to the community to consider transport services and receiving reimbursement for services. A staff team has explored the issue, and now, outside expertise is needed to see how it would work here. Chief Garzarek provided a history of the team and referred to working with assisted living facilities and nursing homes in looking at the big picture to deliver emergency care to citizens. They recommend the proposal from TriData Division of System Planning Corporation of Arlington, VA in the amount of \$40,261.00 for the requested consulting services. Sixty percent of medical responses in Williamson County are Franklin.

17. **Consideration of Professional Services Agreement with Portfolio Services for Government, LLC for Professional Investment Advisory Services in an Amount Not to Exceed \$13,500**

**Russ Truell, ACA Finance & Administration**

Mr. Stuckey related this was discussed last year and the contract arrangement was just worked through. The Agreement provides assistance for non-pension funds. Mr. Truell added this is the final agreement.

18. **Consideration of Bid Award to Howard Industries, Inc. d/b/a Howard Technology Solutions of Ellisville, Mississippi for Bid Unit Pricing to be Honored Through June 30, 2012 or Until the Specified Units are no Longer Available for Purchase New, Whichever Comes First, for Four (4) Different Models of Laptop Computers to be Allocated and Expensed as Needed to Various Department of the City (Purchasing Office Procurement Solicitation No. 2011-029)**

**Fred Banner, MIT Director**

Mr. Banner advised computer prices would go up due to the catastrophes in Japan. He added the City would not have to purchase any of these computers, but this would keep the price stable through June 2012.

19. **Discussion Regarding Sanitary Sewer Assessment District ORDINANCE 2011-12, An Ordinance to Establish Chapter 5 of Title 18 of the City of Franklin Municipal Code, Special Assessment Districts**

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

Mr. Stuckey noted there have been five different sewer projects and the assessment districts were different each time. How does the Board want to work with special assessment districts regarding what the City will do? Copies of a spreadsheet of components from each assessment were distributed.

Alderman McLendon inquired as to what the City might do with special assessments not related to sewer, for example, HOA's regarding private streets or Streetscape.

David Parker suggested putting the three different codes into separate titles instead of one: Central Business District, Street Improvements, and Sewer/infrastructure/utilities. Shauna Billingsley advised the old section would have be removed and replaced with the new title(s). Mr. Parker noted the ordinance is a work in progress and follows the Tennessee Code Annotated. The TCA addresses each of the different types of assessment projects separately.

Alderman McLendon asked that the following be addressed: officially state whether or not annexation is a requirement of sewer system installation; the process by which an area would indicate interest in sewer, preferably an HOA, although not all areas have HOA's; make sure all the steps are in the correct order. Alderman Bransford recommended not waiving sewer access and installation fees. Alderman Skinner emphasized clarity and consistency.

Consensus was the Board needs more information and the ordinance needs more work.

**20. Discussion Concerning Prioritization for the FY 2011-2015 CIP Projects**

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

Eric Stuckey noted department leaders were asked to state their priorities and those were considered in the mix. The end-result is a balanced package rather than each project listed in a one, two, three ranking. This method will keep projects moving forward to address the needs of the community.

Alderman Skinner asked the estimated dollars available for the projects to keep within the debt policy. Mr. Stuckey responded from the funding BOMA approved last year. Some projects are lower than anticipated a project, a project was eliminated by BOMA, and financing came in lower than expected leaving approximately \$12 million available. The package proposed totals approximately \$10 million.

Alderman Petersen said her request was to look at projects that PFM looked at when they did the calculations. She wants to see the whole package and debt service projections as a percentage. Look at 2-3 years down the line.

David Parker noted the only way to know how to do the phasing is to finish the design. Mr. Stuckey added that completion of the design gives the option for phasing. Mr. Parker said go forward with the designs to see if things fall within the funding package.

Board members suggested a special work session be scheduled for further information and discussion.

**21. Consideration of RESOLUTION 2011-21, A Resolution Approving the 2010-2014 Consolidated Plan and Annual Action Plan for 2011-12 and Authorizing a Request for Housing and Urban Development CDBG Program Funds**

**Vernon Gerth, ACA Community & Economic Development**

**Kathleen Sauseda, Interim Housing Development Coordinator**

This is the Annual Update to the Consolidated Plan and anticipated funding. At this point, the amount has not been specified, but Mr. Gerth believes it will be 8% less than the current year.

**ADJOURN**

Work Session adjourned 6:40 p.m.

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Mayor Ken Moore

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 7/20/2011 2:23 PM