

**MINUTES OF THE REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
FRANKLIN, TENNESSEE
CITY HALL BOARDROOM
TUESDAY, JULY 12, 2011 – 7:00 P.M.**

Board Members

Mayor Ken Moore	P	Alderman Margaret Martin	P
Alderman Clyde Barnhill	P	Alderman Dana McLendon	A
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, City Engineer/CIP Executive	P	Gary Luffman, BNS 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	P	Brad Wilson, Facilities Project Manager	
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 Moore called the July 12, 2011, Regular BOMA meeting to order at 7:00 p.m. in the City Hall Boardroom.

2. Invocation

The invocation was offered 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

None

6. Approval of Minutes

Alderman Barnhill moved to approve the June 28, 2011 Work Session and June 28, 2011 Special BOMA meeting minutes as presented. Seconded by Alderman Bransford. Motion carried unanimously.

7. Recognitions

➤ “Most Beautiful Town” Finalist in the Rand McNally/USA Today “Best of the Road” Contest
The McNavigators visited the City June 30th on their quest to name the “Most Beautiful Town”. A winner should be named yet this month.

➤ Happy Birthday
Happy Birthday to Buddy Blue Bag! He is one year old today. Alas, he could not be with us at the meeting. The average participation in the recycling program is 40%, and 12% of waste has been diverted from the landfill. An excellent start.

8. Miscellaneous Reports

➤ Franklin Civil War Round Table Presentation
Alderman Skinner announced the next Round Table presentation would be August 14, 2011, 3:00 p.m. in the Community Meeting Room on the first floor of Police Headquarters. The topic is “Tennessee’s War Governor”, Governor Isham Harris. Author Sam Davis Elliott offers the first published biography of this overlooked leader.

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 **17-20** be placed on the Consent Agenda.

Alderman Petersen moved to approve the Consent Agenda Items 17-20, with the exception of Item 18 that she pulled for a question. Seconded by Alderman Burger. Motion carried unanimously.

OLD BUSINESS

10. PUBLIC HEARING: Consideration of ORDINANCE 2011-09, An Ordinance to Amend Chapter 1, Sections 1.7 and 1.8 of The City of Franklin Zoning Ordinance to Clarify Requirements

[Second of Three Readings] Alderman Ann Petersen, FMPC Representative

With no one coming forward to speak, Mayor Moore declared the Public Hearing closed

Alderman Petersen moved to approve Ordinance 2011-09 on the Second of Three Readings. Seconded by Alderman Burger. Motion carried unanimously.

11. PUBLIC HEARING: Consideration of ORDINANCE 2011-15, An Ordinance to Amend Various Chapters and Sections of The City of Franklin Zoning Ordinance to Clarify Requirements and Correct Minor Textual Errors Relative to Canopies, Off-Street Parking Standards, and Day Care Centers

[Second of Three Readings] Alderman Ann Petersen, FMPC Representative

With no one coming forward to speak, Mayor Moore declared the Public Hearing closed

Alderman Bransford moved to approve Ordinance 2011-15 on the Second of Three Readings. Seconded by Alderman Barnhill. Motion carried unanimously.

NEW BUSINESS

12. Consideration of ORDINANCE 2009-55, An Ordinance to Amend The City of Franklin Municipal Code, Title 11, Chapter 4, Offenses Against the Peace and Quiet

[First of Two Readings] Shauna Billingsley, City Attorney

Alderman Skinner moved to approve Ordinance 2009-55 on First of Two Readings. Seconded by Alderman Bransford.

Alderman Burger moved to defer Ordinance 2009-55 to the July 26, 2011 Work Session to allow the Board to hear sound expert Steven Durr, as suggested by a citizen at today's Work Session, and for clarification of language in the ordinance. Seconded by Alderman Barnhill. Motion to defer carried unanimously.

13. Consideration of Change Order No. 2 with the Parkes Companies, Inc. for the McEwen Drive Phase 3 Project (COF Contract No. 2011-0003) for an INCREASE of \$22,770.00

Eric Gardner, Engineering Director

Alderman Burger moved to approve Change Order No. 2 with Parkes Companies. Seconded by Alderman Skinner. Motion carried unanimously.

14. Consideration of Liquor License Retailer's Certificate for New Owner of Del Rio Wine and Spirits, Radhe Radhe Bal, LLC (Dahyabhai V. Patel, Managing Agent), 111 Del Rio Pike, Franklin, Tennessee

Lanaï Benne, Assistant City Recorder

Alderman Bransford moved to approve Liquor License for Del Rio Wine and Spirits. Seconded by Alderman Petersen. Motion carried unanimously.

15. Consideration of Liquor License Retailer's Certificate for a New Store, Franklin Wine and Spirits (David Clark, Managing Agent), 1400 Liberty Pike, Suite #300, Franklin, Tennessee 37067

Lanaï Benne, Assistant City Recorder

Alderman Burger moved to approve Liquor License for Franklin Wine and Spirits. Seconded by Alderman Bransford. Motion carried unanimously.

16. Consideration of the Mayor's Appointment to the Historic Zoning Commission

Mayor Ken Moore

Mayor Moore nominated Susan A. Besser, ASID, LEED AP for appointment to the Historic Zoning Commission. Ms. Besser is a graduate of O'More College of Design and the Public History program at Middle Tennessee State University. While living in Dallas, Texas, she served on the Designation Committee for the Landmark Commission.

Alderman Martin moved to approve the appointment of Susan Besser to the Historic Zoning Commission. Seconded by Alderman Skinner. Motion carried unanimously.

CONSENT AGENDA

17. **Consideration of ORDINANCE 2011-16, An Ordinance to Amend Title 10 of The Franklin Municipal Code to Clarify Applicability of Chapter 1 and to Adopt by Reference The Rules and Regulations Pertaining to Regulation of Dogs and Cats in Williamson County, Tennessee, as Adopted by the County Commission of Williamson County**
[Second and Final Reading] **Becky Caldwell, Solid Waste Director**
Ordinance 2011-16 approved unanimously on Second and Final Reading

18. **Consideration of Application Request for 3-1-1 Telephone Service**
Fred Banner, MIT Director
Alderman Skinner moved to approve Application Request for 311 Telephone Service. Seconded by Alderman Petersen.

Alderman Petersen asked if the service would be taking recorded messages or answered by a live person. The financial impact to man the phone 24 hours a day, seven days a week would be considerable. Eric Stuckey noted the City has a call manager program to route calls to proper destinations. The 311 service is to provide easy access for service requests. Calls to the general numbers between 8:00 am and 5:00 p.m., are answered live.

Motion to approve Application Request for 311 Telephone Service carried unanimously.

19. **Consideration of the Construction Contract Award to BVC and Company, Inc. for the Harpeth River Greenway Project (COF Contract 2011-0043) in the Amount of \$202,768.00**
Approved unanimously **Eric Gardner, Engineering Director**
20. **Consideration of Contract No. 2011-0088 Between The City of Franklin, Tennessee, and GAP Community Development Resources, Inc. for Administering the Fair Housing and Home Ownership Counseling for the Current Program Year**
Approved unanimously **Vernon Gerth, ACA Community & Economic Development**
Kathleen Sauseda, Interim Housing Development Coordinator

ADJOURN

Alderman Bransford moved to adjourn and with a second from Alderman Skinner, the motion carried unanimously.

Meeting adjourned 7:17 PM

Mayor Ken Moore

Minutes prepared by: Linda Fulwider, Board Recording Secretary, City Administrator's Office - 11/22/2011 3:19 PM