

FRANKLIN BOARD OF MAYOR AND ALDERMEN

SPECIAL BOARD MEETING
TUESDAY, MARCH 24, 2009, 7:00 P.M.
CITY HALL BOARD ROOM
109 THIRD AVENUE SOUTH
FRANKLIN, TENNESSEE 37064

Meetings Of The Board Of Mayor And Aldermen Are Broadcast Live On Cable Television Channel 10

01. Call to Order
02. Invocation
03. Pledge of Allegiance
04. 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.)
05. Communications from Williamson County Mayor and Williamson County Commission.
06. Recognitions
 - a. Distinguished Budget Award from Government Financial Officers Association.
 - b. Fieldstone Farms Hot Shots Jump Rope Team
Mayor John Schroer
07. Approval of Minutes.
February 24, 2009 Worksession
February 24, 2009 Regular Board Meeting

08. **CONSENT AGENDA**

All items under the Consent Agenda are deemed to be 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 19 – 31 be placed on the consent agenda.

OLD BUSINESS

09. **PUBLIC HEARING:** Consideration Of Ordinance 2009-01, An Ordinance To Rezone 27.91 Acres From Estate Residential (ER) To Civic And Institutional (CI) For Property Located At 1720 New Highway 96 West. (FMPC 1/22/09 Approved 8-0; 02-24-09 B).
Second Reading Gary Luffman, Interim Planning Director

10. **PUBLIC HEARING:** Consideration Of Ordinance 2009-02, An Ordinance To Amend Various Sections Of Chapter 5 Of The City Of Franklin Zoning Ordinance To Clarify Requirements And Correct Minor Textual Errors; (FMPC 1/22/09 Approved 8-0; 02-24-09 B)
Second Reading Gary Luffman, Interim Planning Director

11. Consideration Of Ordinance 2009-12 To Be Entitled: "An Ordinance To Amend Various Section 15-124 Of The City Of Franklin Municipal Code To Establish Gross Vehicular Weight Limits For Local City Of Franklin Streets Not Designated As State Or Federal Routes." (3-10-09B)
Second and Final Reading Alderman Michael Skinner

NEW BUSINESS

12. Budget Amendments Ordinance 2009-17 (February Finance Committee Approved 4-0) An Ordinance To Amend The FY2008-2009 Budget Resulting From Actions Of The Board And Changes In Fund Balance Resulting From The FY2007-2008 Audit Report.
Eric Stuckey, City Administrator

13. Budget Amendments Ordinance 2009-18 (March Finance Committee Amendments) An Ordinance To Amend The FY2009-2009 Budget To Reflect Reductions In Revenues And Expenses Based On Midyear Results And Departmental Adjustments.
Eric Stuckey, City Administrator

14. Consideration of Nominations(s) to Franklin Transit Authority
Mayor John Schroer

15. Report from Sister Cities
Alderman Michael Skinner

16. Consideration Of The City's Proposed Commitment To The Tennessee Department Of Transportation (TDOT) Of \$5,000,000 For Right Of Way (Row) Legal Descriptions, Exhibits, And Acquisitions And The Final Design For The Mack Hatcher Pkwy Extension – Northwest Quadrant. [3-12-09 CIP]
David Parker, City Engineer

17. Consideration Of An Amendment To The Professional Services Agreement With Wilbur Smith Associates For The Production Of Legal Descriptions And Standard Exhibits For The Rights-Of-Way Acquisition Process For The Mack Hatcher Pkwy Extension – Northwest Quadrant In The Lump Sum Amount Of \$30,100.00. [3-12-09 CIP]
David Parker, City Engineer

18. Consideration Of An Amendment To The Professional Services Agreement With Wilbur Smith Associates For The Final Design For The Mack Hatcher Pkwy Extension – Northwest Quadrant In An Amount Not To Exceed Of \$1,690,000.00. [3-12-09 CIP]
David Parker, City Engineer

CONSENT AGENDA

19. Ordinance 2009-09, To Be Entitled: "An Ordinance To Amend Various Chapters And Sections Of The City Of Franklin Zoning Ordinance To Clarify Requirements And Correct Minor Textual Errors."; Establishing a Public Hearing On April 28, 2009. (2-26 FMPC vote 8-0; 3-10-09 WS)
First Reading Gary Luffman, Interim Planning Director

20. Ordinance 2009-10, To Be Entitled: "An Ordinance To Amend Chapter 2, Section 2.4.7, And Chapter 6, Sections 6.1, 6.2, 6.3, And 6.4 Of The Franklin Zoning Ordinance To Revise Requirements Relating To Performance Agreements." (2-26 FMPC vote 8-0; 3-10-09 WS) Establishing a Public Hearing On April 28, 2009.

First Reading

Gary Luffman, Interim Planning Director

21. Consideration Of Ordinance 2009-13 To Be Entitled: "An Ordinance To Amend Various Sections Of The City Of Franklin Municipal Code, Title 7 – Fire Protection And Fireworks, Relating To The Codifying Of Various Fees And Penalties." (3-10-09 WS)

First Reading

Vernon Gerth

ACA Community And Economic Development

22. Consideration Of Ordinance 2009-14 To Be Entitled: "An Ordinance To Amend Various Sections Of The City Of Franklin Municipal Code, Title 8 – Alcoholic Beverages, Relating To The Codifying Of Various Fees And Penalties." (3-10-09 WS)

First Reading

Vernon Gerth

ACA Community And Economic Development

23. Consideration Of Ordinance 2009-15 To Be Entitled: "An Ordinance Amending The City Of Franklin Municipal Code, Title 22 – Comprehensive Fees And Penalties For The Purpose Of Codifying The Various Fees And Penalties Found In Titles 7 And 8." (3-10-09 WS)

First Reading

Vernon Gerth

ACA Community And Economic Development

24. Consideration Of Contract With Yearly, Howell And Associates To Audit Accounts For The Conference Center At Cool Springs For The Year Ending June 30, 2009.

Russ Truell, ACA Finance And Administration

25. Consideration Of Contract With Alexander, Thompson And Arnold To Audit City Of Franklin Accounts For The Year Ending June 30, 2009 (Third Year Of 3-Year Contract).

Russ Truell, ACA Finance And Administration

26. Consideration Of Revised Policy For The Use Of Computers, Internet And Email. (3-10-09 WS)

Shauna Billingsley, Interim City Attorney

27. Purchase Of Renewable Choice Energy Based On The City's Goal Of Acquiring LEED Certification As Required By LEED Guidelines. (3-10-09 WS)

Brad Wilson, Facilities Project Manager

28. Consideration Of Approval Of Service Agreement With AMEC Inc. For Underground Storage Tank Contamination Testing At The Police Department Headquarters Site And Their Recommendation For Casings At Geo-Thermal Bores In The Area At A Cost Not To Exceed \$2,610.47. (3-10-09 WS)

Brad Wilson, Facilities Project Manager

29. Consideration Of Change Order No. 1 For The 5-Mile Creek Interceptor Sewer Project Bore And Jack Extensions Under I-65 For The Sanitary Sewer And Reclaimed Water Line In The Amount Of \$33,792.15. [3-12-09 CIP]

David Parker, City Engineer

30. Consideration of the Contract Award to Stansell Electric Company, Inc. in the Amount of \$32,955,.00 for the South Royal Oaks Fiber Optic Improvements Project. [3-12-09 CIP]
Eric Gardner, Engineering Dept. Director

31. Discussion of Entering Into An Agreement With Harpeth Valley Utility District Regarding Reimbursement For Improvements To Be Performed On The Sneed Road Vault. [3-12-09 CIP]
Mark Hilty, Water/Wastewater Director

ITEMS OF ACTION TAKEN ON BEHALF OF THE BOARD

32. To Notify Approval Was Given By The Mayor And City Administrator For A Contract To R.G. Anderson For Reconfiguration Of Sewer Line At Police Dept at Ninth Avenue In An Amount Of \$22,000.00.
Brad Wilson, Facilities Project Manager

EXECUTIVE SESSION

33. Consideration of Motion To Enter Executive Session For Purpose Of Reviewing Various Matters of Pending Litigation.
Shauna Billingsley, Interim City Attorney

RETURN FROM EXECUTIVE SESSION

34. Consideration of Matters from Executive Session.
Mayor John C. Schroer

OTHER BUSINESS

ADJOURN

Meetings of the Board of Mayor and Aldermen are open and public sessions in accordance with law. All interested persons are urged to attend.

Respectfully submitted,

Eric S. Stuckey
City Administrator

TO REQUEST ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CONTACT THE HUMAN RESOURCES RISK MANAGER AT (615) 791-3277. THE CITY OF FRANKLIN DOES NOT DISCRIMINATE BASED ON RACE, COLOR, AGE, GENDER, DISABILITY OR NATIONAL ORIGIN IN FEDERAL OR STATE SPONSORED PROGRAMS, PURSUANT TO TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 (42 U.S.C. 2000D)