

# FRANKLIN BOARD OF MAYOR AND ALDERMEN

SPECIAL BOARD MEETING  
TUESDAY, JANUARY 27, 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. Approval of Minutes.

January 12, 2009	Special Work Session (Audit Discussion)
January 13, 2009	Work Session
January 13, 2009	Regular Board Meeting
07. **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 15 - 49 be placed on the consent agenda.

## **OLD BUSINESS**

08. PUBLIC HEARING: Consideration Of Ordinance 2008-57, An Ordinance To Amend Chapter 4, Section 4 Of The Franklin Zoning Ordinance To Create Section 4.4 That Establishes A Process That Authorizes The Board Of Mayor And Aldermen To Consider Special Permits For Permitted Uses That Are Restricted To Planned Unit Developments (PUD) But With Special Conditions And Term Limitations Assigned To The Operation May Be Located On A Non-PUD Parcel. (1-13-09B; Passed Unanimously).

Second Reading

Vernon Gerth

ACA Community and Economic Development

09. PUBLIC HEARING: Consideration Of Ordinance 2008-59, An Ordinance To Amend Chapter 5, Section 5.3, Of The Franklin Zoning Ordinance To Create Section 5.3.11 That Authorizes Planning Commission To Approve Design Modifications Under Certain Conditions. (1-13-09B; Passed Unanimously).

Second Reading

Vernon Gerth

ACA Community and Economic Development

10. Consideration Of Ordinance 2008-63, An Ordinance Amending The City Of Franklin Municipal Code Title 14, Section 101 Relative To Membership Of The Franklin Municipal Planning Commission. (1-13-09B; Passed Unanimously).

Second and Final Reading

Shauna Billingsley, Interim City Attorney

11. Consideration Of Ordinance 2008-64, An Ordinance To Amend Chapter Six Of Title Fifteen, Section 15-606, Of The Franklin Municipal Code To Regulate Time Restrictions On Parking In Certain Areas, Reinstating The Offense Of Removal Of Chalk Marks. (01-13-09B; Passed 5-1)

Second and Final Reading

Shauna Billingsley, Interim City Attorney

### **NEW BUSINESS**

12. Consideration Of The Professional Services Agreement With Land Design, Inc For The Consulting Services For The Central Franklin Area Plan And Historic District Design Review Guidelines In An Amount Not To Exceed \$130,000.00. [1/13/09WS]

Gary Luffman, Interim Planning Director

13. Consideration Of The Award Of The Construction Contract For The Granbury Street Water Main Improvements Project To Scott and Ritter, Inc. In The Amount Bid Of \$289,030.00. (Budget In Water Management Department FY 2009 CIP In The Amount Of \$230,000). (1/13/09, 1/27/09 WS)

David Parker, City Engineer

14. Consideration Of Award For Financial Advisor Contract Services (Purchasing Office Solicitation No. 2009-022) For The Finance Department (Not Budgeted In FY2009; To Be Allocated To 110-85525-41500).

Russ Truell, ACA Finance and Administration

**CONSENT AGENDA**

15. Consideration Of Ordinance 2008-65, An Ordinance To Amend Chapter 5, Section 5.11.2 And Table 5-13, Of The Franklin Zoning Ordinance To Clarify The Exterior Lighting Standards; Establishing a Public Hearing for February 10, 2009. (FMPC 12/18/08 vote: 7-0) [1/13/09WS]  
First Reading Gary Luffman, Interim Planning Director

16. Consideration Of Ordinance 2009-03 To Be Entitled: "An Ordinance To Amend Various Sections Of The City Of Franklin Municipal Code, Title 1 – General Administration Relating To The Codifying Of Various Fees And Penalties." [1/13/09WS]  
First Reading Vernon Gerth  
ACA Community And Economic Development

17. Consideration Of Ordinance 2009-04 To Be Entitled: "An Ordinance To Amend Various Sections Of The City Of Franklin Municipal Code, Title 2 – Boards And Commissions, Etc. Relating To The Codifying Of Various Fees And Penalties." [1/13/09WS]  
First Reading Vernon Gerth  
ACA Community And Economic Development

18. Consideration Of Ordinance 2009-05 To Be Entitled: "An Ordinance To Amend Various Sections Of The City Of Franklin Municipal Code, Title 3 – Municipal Court To The Codifying Of Various Fees And Penalties." [1/13/09WS]  
First Reading Vernon Gerth  
ACA Community And Economic Development

19. Consideration Of Ordinance 2009-06 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 Titles 1, 2, And 3." [1/13/09WS]  
First Reading Vernon Gerth  
ACA Community And Economic Development

20. Consideration Of Resolution 2008-28, A Resolution To Authorize The Construction Of Sanitary Sewer Improvements In The Country Road Subdivision Area." (01/27/09ws)  
David Parker, City Engineer

21. Consideration of Resolution 2009-01, A Resolution To Participate in the Three-Star Program. [1/13/09WS]  
Eric S. Stuckey, City Administrator

22. Consideration of Resolution 2009-02, A Resolution To Affirm Compliance With Federal Title VI Regulations. [1/13/09WS]  
Eric S. Stuckey, City Administrator

23. Acknowledge Receipt of Financial Audit for Fiscal Year 2007 – 2008.  
Russ Truell, ACA Finance and Administration

24. Consideration Of Steering Committee Recommendation Of CBA, Inc. To Serve As Consultant On Greenway and Open Space Plan. [1/13/09WS]

Vernon Gerth  
ACA Community And Economic Development

25. Review And Discussion Of Price Structure For The New City Of Franklin Police Headquarters Related To LEED Type Materials And Practices With A Possible Cost Savings Of Approximately \$310,000.00. [1/13/09WS]

Brad Wilson, Facilities Project Manager

26. Consideration Of Release Of Construction Retainage In An Amount Of \$82,861.53 For The Final On Fire Station 6 Located On Cool Springs Blvd. A Total Of \$48,000.00 Is Being Held Until A Repair To The Apparatus Bay Floor And Some Punch List Items Are Complete. [1/13/09WS]

Brad Wilson, Facilities Project Manager

27. Review And Discussion Of Change Order on Approval Process Of Items on Specific Projects not to exceed \$25,000 And Less Based Upon Recommendation From Facilities Project Manager After Approval From Mayor And City Administrator. [1/13/09WS]

Brad Wilson, Facilities Project Manager

28. Consideration To Approve A Change Order To Increase In The Amount Of \$48,172.41 To Be Taken From The Project Contingency That Reflects The Total Of Three Change Orders 11, 18 And 25. [1/13/09WS]

Brad Wilson, Facilities Project Manager

29. Consideration To Approve A Credit With Appropriations Being Returned To The Project Contingency For \$15,442.00 Per Design Changes To The Scope Of The Project. [1/13/09WS]

Brad Wilson, Facilities Project Manager

30. Consideration Of The Professional Services Agreement With AMEC Earth & Environmental, Inc. For The Monticello Subdivision Sanitary Sewer Improvements Geotechnical Investigation And Study In A Lump Sum Fee Of \$8,030.00. (Budgeted In Water Management Department, Wastewater Collection, Contractual Services, FY 2009 Budget) [1/13/09WS]

David Parker, City Engineer

31. Consideration of the CSX Transportation Wireline Crossing Agreement (Agreement No. CSX-587942) for Installation of the City's Fiber Optic Cable Along Mack Hatcher Parkway Just East of Franklin Road.

David Parker, City Engineer

32. Consideration Of The Request To The Nashville Region Metropolitan Planning Organization (MPO) To Place The Franklin ITS Projects On The 2035 Long Lane Range Transportation Plan. [1/13/09WS]

David Parker, City Engineer

33. Consideration Of The Award Of The Construction Contract For The Highgate Subdivision Sanitary Sewer Project To Civil Constructors In The Amount Bid Of \$251,897.00. [1/13/09WS]

David Parker, City Engineer

34. Consideration Of Change Order No. 2-A For Garney Company, Inc. For The Goose Creek Interceptor Sewer, Phase II – Contract A Project For An Increase In The Contract Amount Of \$14,758.38 And Time Extension Of 85 Days. [1/13/09WS]

David Parker, City Engineer

35. Consideration Of A Professional Services Agreement With AECOM Water For Additional Services For The Southeast Corridor Water System Improvements In An Amount Not To Exceed \$93,900.00. [1/13/09WS]  
David Parker, City Engineer

36. Consideration Of Event Permit Application From Heritage Foundation For Feile Franklin To Be Held In Downtown Franklin On March 14, 2009. [1/13/09WS]  
Jackie Moore, Police Chief

37. Consideration of Event Permit Application From The Alex LeVasseur Memorial Fest for an Event in Jim Warren Park on June 28, 2009. [1/13/09WS]  
Lisa Clayton, Parks Director

38. Consideration Of Bid Award To CMI Equipment Sales, Inc. Of Nashville, TN In The Amount Of \$106,563.00 For A Minimum Of One (1) Truck-Mounted Knuckleboom Loader And Brush Body (Purchasing Office Solicitation No. 2009-007) For The Collection Division Of The Solid Waste Department (\$104,500.00 Budgeted In 124-89520-46110-0805).  
Becky Caldwell, Interim Solid Waste Director

39. Consideration Of Bid Award To Stringfellow, Inc. Of Nashville, TN In The Amount Of \$121,762.00 For A Minimum Of One (1) Rear-Loading Refuse Collection Truck (Purchasing Office Solicitation No. 2009-008) For The Collection Division Of The Solid Waste Department (\$115,000.00 Budgeted In 124-89520-46110-0807).  
Becky Caldwell, Interim Solid Waste Director

40. Consideration of bid award to Stringfellow, Inc. of Nashville, TN in the amount of \$213,657.00 for a minimum of one (1) front-loading refuse collection truck (Purchasing Office Solicitation No. 2009-009) for the Collection Division of the Solid Waste Department (\$240,000.00 budgeted in 124-89520-46110-0803). [Finance Committee 01/21/09]

Becky Caldwell, Interim Solid Waste Director

41. Consideration Of Bid Award To Stringfellow, Inc. Of Nashville, TN In The Amount Of \$215,438.00 Each (\$430,876.00 Total) For A Minimum Of Two (2) Side-Loading Refuse Collection Trucks (Purchasing Office Solicitation No. 2009-010) For The Collection Division Of The Solid Waste Department (\$220,000.00 Budgeted In 124-89520-46110-0804 And \$220,000.00 Budgeted In 130-89520-46110-0801).  
Becky Caldwell, Interim Solid Waste Director

42. Consideration Of Bid Award To Stringfellow, Inc. Of Nashville, TN In The Amount Of \$49.94 Per Container For A Minimum Of One (1) Tractor-Trailer Truckload Of Wheeled (Rollout) Refuse Containers (Purchasing Office Solicitation No. 2009-023) For The Collection Division Of The Solid Waste Department (\$34,200.00 Budgeted In 124-83290-46110).  
Becky Caldwell, Interim Solid Waste Director

43. Consideration Of Bid Award To Stringfellow, Inc. Of Nashville, TN In The Amount Of \$94,978.00 For A Minimum Of One (1) Walking-Floor Solid Waste Transfer Trailer (Purchasing Office Solicitation No. 2009-024) For The Disposal Division Of The Solid Waste Department (\$88,432.00 Budgeted In 124-89530-46130-0802).  
Becky Caldwell, Interim Solid Waste Director

44. Consideration Of Bid Award To Vermeer Of Tennessee Of Murfreesboro, TN In The Amount Of \$43,550.00 For A Minimum Of One (1) Fire Hydrant And Water-Main Valve Flushing And Exercising System (Purchasing Office Solicitation No. 2009-012) For The Water Distribution Division Of The Water Management Department (\$60,000.00 Budgeted In 421-89530-52102).

Mark Hilty, Water/Wastewater Director

45. Consideration of bid award to Morbark, Inc. of Winn, MI in the amount of \$492,660.00 for a minimum of one (1) wood and yard waste horizontal grinder, less the bid trade-in value for a surplus grinder in the amount of \$170,000.00, for a net purchase price of \$322,660.00 (Purchasing Office Solicitation No. 2009-025) for the Disposal Division of the Solid Waste Department (\$368,000.00 budgeted in 124-89530-46130-0806). [01/22/09 Finance Committee]

Becky Caldwell, Solid Waste Interim Director

46. Consideration Of Sole-Source Purchase From Asphalt Zipper, Inc. Of American Fork, UT In The Total Amount Of \$81,950.00 For A Minimum Of One (1) AZ300 Portable Asphalt Recycling/Trenching Attachment With Transport Trailer For Use By The Water Distribution Division Of The Water Management Department (\$70,000.00 Budgeted In 421-89530-52102) [01/22/09 Finance Committee].

Mark Hilty, Water/Wastewater Director

47. Consideration Of Bid Award To WT Metall USA, LLC Of New Brunswick, NJ In The Amount Of \$19,980.00 For A Minimum Of One (1) Canine Transport Trailer (Purchasing Office Solicitation No. 2009-014) For The Police Department (\$14,000.00 Budgeted In 110-84110-42100; Another \$6,500.00 In Grant Funding Available) [01/22/09 Finance Committee]

Jackie Moore, Police Chief

48. Consideration Of Sole-Source Purchase From Instant Armor, Inc. Of Simi Valley, CA In The Total Amount Of \$35,955.00 For A Minimum Of One (1) Tactical Blanket System (Consisting Of Five (5) Tactical Blanket Panels, Accessories And Delivery) For Use By The Police Department (\$35,000.00 Budgeted In 110-84113-42100). [01/22/09 Finance Committee]

Jackie Moore, Police Chief

49. Consideration Of A Budget Amendment To Fund The South Royal Oaks Fiber Optic Communications Improvements For The City's Intelligent Transportation System (ITS) In An Amount Of \$50,000.00 (This Item Was Budgeted In FY 2008, But Didn't Get Carried Over To The FY 2009 Budget). [01/22/09 Finance Committee]

David Parker, City Engineer

#### **MATTERS FROM EXECUTIVE SESSION**

50. 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)*