



City of Franklin

109 3rd Ave S
Franklin, TN 37064
(615) 791-3217

Meeting Minutes

Work Session

Tuesday, March 28, 2023

5:00 PM

Board Room

CALL TO ORDER

Mayor Moore called the meeting to order at 05:00 PM

Board Members Present: Beverly Burger, Brandy Blanton, Clyde Barnhill, Matt Brown, Patrick Baggett, Jason Potts, Gabrielle Hanson

Board Members Absent: Ann Petersen

Staff Present: Eric Stuckey, Shauna Billingsley, Vernon Gerth, Mark Hilty, Kristine Brock, Angie Johnson

CITIZEN COMMENTS

Clayton Klutts, 1488 Coleman Road, Franklin, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Trisha Lucente, 200 Addison Avenue, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Rick Davis, 2108 Chaucer Park Lane, Thompsons Station, TN, does not support the approval of the Franklin Pride Festival special event permit.

CJ Jackson, PO Box 64, College Grove, TN, does not support the approval of the Franklin Pride Festival special event permit.

Steve Puintana, 2092 Callaway Park Place, Thompsons Station, TN, does not support the approval of the Franklin Pride Festival special event permit.

Jerry Meadows 395 Franklin Road, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Camille Babb, 5002 Rizer Point Drive, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Ben Crist, 2215 Morriswood Drive, Franklin, TN does not support the approval of the Franklin Pride Festival special event permit.

Robin Steenman, 269 Snowden Street West, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Miki Cutler, 10 Burton Hills Boulevard, Nashville, TN, does not support the approval of the Franklin Pride Festival special event permit.

Don Beehler, 2275 Winder Circle, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Sally McCorkle, 3225 Boyd Mill Pike, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Larry Tomczak, 1312 Wolverton Drive, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Jay Friar, 412 Parish Place, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Clint Moseley, 189 Rich Circle, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Steve Berger, 4008 Grace Creek Valley Lane, Thomspens Station, TN, does not support the approval of the Franklin Pride Festival special event permit.

Melanie Tomczak, 1312 Wolverton Drive, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Bill Petty, 3139 Vera Valley Road, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Jennifer Lee, 7256 Ludlow Drive, College Grove, TN, does not support the approval of the Franklin Pride Festival special event permit.

Erin Mazzoni, 5564 Pinewood Road, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Doug Mann, 111 Lancaster Drive, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Chuck Shelton, 312 Toddington Court, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Spencer Lyst, 2193 Maytown Circle, Thompsons Station, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Jeff Feldman, 800 Horizon Drive, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Elise Farrell, 220 Messenger Lane, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

JoEllen Thatcher, 1101 Downs Boulevard, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Tricia Basil, 4901 Buds Farm Lane, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Lisa Allen, 409 Twickenham Place, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Jim Johnson, 2001 Old Hillsboro Road, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Eve Boger, 116 Deerfield Lane, Franklin, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Jimmy Allen, 409 Twickenham Place, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Robert McNamara, 4715 Peytonsville Road, Franklin, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Tom Rice, 4715 Peytonsville Road, Franklin, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Marvin Young II, 1245 Carter Street, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Perri Suggett, 723 Stonewater Boulevard, Franklin, TN, spoke in support of approving the Franklin Pride Festival special event permit.

Ian Gilchirst, 7142 Kingwood Boulevard, Fairview, TN, does not support the approval of the Franklin Pride Festival special event permit.

Stevie Waltrip, 110 Deerfield Court, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Anne Alcyone, 1962 Championship, Franklin, TN, does not support the approval of the Franklin Pride Festival special event permit.

Comments on agenda items may be made in person at City Hall or by emailing recorder@franklintn.gov before noon on the day of the meeting. Comments will be submitted for the record.

WORK SESSION DISCUSSION ITEMS

1. Update On The American Rescue Plan Act Grant Programs

Sponsors: Kristine Brock, Mark Hilty, Mike Lowe, Michelle Hatcher, Paul Holzen

Mr. Stuckey updates the Board on the City's use of American Rescue Plan Act funds. There are two ARPA programs with City of Franklin allocations. First is the Direct Appropriation of \$9,253,841, of which no local match is required. The second is a program administered by the State of Tennessee Department of Environment & Conservation (TDEC), which is a grant of \$4,679,357.36 and local match of 35% (\$1,637,775.07). Both programs require obligation of funds no later than 12/31/2024 with expenditure by 9/30/2026 for TDEC ARPA and 12/31/2026 for direct ARPA.

COF Summary of Uses - Direct ARPA Program

- Water and Sewer Infrastructure
- Premium Pay
- Public Health
- Negative Economic Impacts (Tourism/Hospitality)
- Services to Disproportionately Impacted Communities

Status of Direct ARPA Program as of January 31, 2023:

- Spent: \$2,016,333.51 (22%)
- Remaining to be Spent: \$7,237,507.49 (78%)

TDEC ARPA Non-Competitive Program - Projects Submitted 10/30/2022, Awaiting Reply

- Liberty Hills Stream Restoration
- Spencer Creek Pump Station Rehab
- Return Pump Station at WWTP
- WWTP Water Booster Pumps
- WWTP Chlorine Injection Points for Reclaimed Water
- WWTP Filter Rehab

2. **Presentation On U.S. Line Marker Project**

Sponsors: Emily Wright, Kelly Dannenfelser, Amanda Rose

Mr. Stuckey introduces this project as an important endeavor of the Civil War Historical Commission. Rich Buckner, the Chair of the Civil War Historical Commission, and Pam Lewis, the Chair of the U.S. Line Marker Subcommittee, were present to answer any questions from the Board.

The purpose of the U.S. Line Marker Project is to demarcate the main U.S. army dense line during the Battle of Franklin. The location of the U.S. Line is based on historical mapping. The project will provide a better understanding of the extent and impact of the Battle of Franklin on the community through the introduction of visual cues and gain a sense of how much the landscape has evolved since that time.

The Proposed Marker Locations are as follows:

- Lewisburg Ave
- Adams St
- Columbia Ave
- W. Fowlkes St
- Natchez St
- W Main St
- Fair St
- Hwy 96 W
- Mount Hope St
- Hillsboro Rd

The markers would be 5-feet tall and constructed of a limestone material.

Pilot Project

Placement of the first two markers would be at Carter Hill Battlefield Park. The initial two markers are pledged to be donated by local nonprofits. Staff is proposing to phase-in the project over the next two years with a Program Enhancement Request.

Alderman Baggett praises the project and the efforts of the Civil War Historical Commission to visually demonstrate Franklin's history. He believes it is crucial for the public to understand the full story of the Battle of Franklin and how it impacts the City's culture. The goal is for this to be a public-private endeavor, but the Civil War Historical Commission is seeking funds to get the project rolling now.

Alderman Hanson supports the project and commends the Committee for their efforts in determining the exact U.S. Army line.

3. ***Consideration To Deny Sewer Availability For Six Unaddressed Properties (Map 119 And Parcels 00703, 00704, 00705, 00707, 00708, And 00709) And 1546 W Harpeth Road (Map 118, Parcel 00700)**

Sponsors: Michelle Hatcher, Scott Andrews

Mr. Stuckey states that this request from property owners is consistent with adjustments that have been made to the Urban Growth Boundary (UGB). The Board specifically requested to hear from the property owner regarding this issue. Ms. Hatcher reminds the Board that these six properties have been recommended for exclusion from the UGB, but this item is simply denying sewer availability. The closest sewer main is about a mile and a half away, so it is not feasible to connect these properties. This item does not address zoning or issues with the UGB.

Alderman Hanson clarifies if the Board denies sewer availability at these properties, does the applicant plan to tap into Thompsons Station for sewer connectivity or install a septic system?

Answer: The current plan submitted to the County is a septic system.

Alderman Hanson follows-up by asking how many homes will be built on these 6 lots?

Answer: The plan is about 39. If the properties eventually get annexed into Thompsons Station, this could fluctuate to potentially one unit per acre.

Alderman Baggett asks how many total acres there are across all 6 properties?

Answer: 150 acres.

Vice Mayor Barnhill confirms that the owner is pending approval for on-site septic systems for 39 homes on these lots based on City's denial of sewer availability.

The item is expected on the March 28, 2023 Board of Mayor and Aldermen Meeting for consideration.

4. Consideration Of Special Event Permit For 2023 Main Street Festival Sponsored By The Heritage Foundation In Downtown Franklin On April 22 - 23, 2023

Sponsors: Milissa Reiersen, Monique McCullough

Alderman Baggett asks if a list of performers has been received for this event? It is now precedent following last year's Pride Festival and the subsequent amendments to the special event permit.

Answer: Yes, in the last 24 hours. It will be shared with the Board shortly.

The item is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

5. Consideration Of Special Event Permit For Pumpkinfest Sponsored By The Heritage Foundation In Downtown Franklin On October 28, 2023

Sponsors: Milissa Reiersen, Monique McCullough

The item was acknowledged and is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

6. Consideration Of Special Event Permit For Dickens Of A Christmas Sponsored By The Heritage Foundation In Downtown Franklin On December 9 - 10, 2023

Sponsors: Milissa Reiersen, Monique McCullough

The item was acknowledged and is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

7. Consideration Of Event Permit For The Rodeo Parade Sponsored By The Franklin Noon Rotary Club On May 13, 2023 In Downtown Franklin

Sponsors: Milissa Reiersen, Monique McCullough

The item was acknowledged and is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

8. *Consideration Of Resolution 2023-15, A Resolution Rejecting The February 23, 2023, Construction Bids For The On-Call Contract (COF 2022-0281) For Facilities Asphalt Paving And Utility Cut Patch Repair

Sponsors: Steve Grubb, Jerry Hatcher, Paul Holzen

The City of Franklin periodically bids out annual maintenance contractors. This contract is for the facilities asphalt paving and utility cut patch repair and can be used by any city department. On February 23, 2023, sealed bids for the On-Call Annual Contract (COF Contract No. 2022-0281) were received by the City's Street Department and were publicly opened. Staff recommends the rejection of all bids. This recommendation is based on errors and unbalanced bids for certain item numbers on numerous bids.

The item is expected on the March 28, 2023 Board of Mayor and Aldermen Meeting for consideration.

9. Consideration Of Resolution 2023-18, Consideration Of Initiating The Annexation By Referendum Process And Draft Plan Of Services, For The Annexation Of 5.00 Acres, Located At 4436 Pratt Lane

Sponsors: Emily Wright, Amy Diaz-Barriga, Joseph Bryan

The City has received annexation requests for a property in the Goose Creek Basin that is located outside of the Urban Growth Boundary (UGB) located at 4436 Pratt Lane. Annexation cannot occur until a referendum has been held, where a majority of the property owners requesting annexation vote to have their property annexed by the City of Franklin. This resolution authorizes the request for the Williamson County Election Commission to hold a referendum on October 24, 2023 in conjunction with the Franklin Municipal Election. The property at 4436 Pratt Lane is within close proximity to other parcels that were annexed into the City Limits in 2020, and partially fills in a "donut hole" created by past annexations. Please note that while annexation can generally be supported, this section of Pratt Lane does not meet the City of Franklin Street Standards and would require significant improvements if additional density is proposed on the property. The Goose Creek Coordinated Study has modeled connections in this area and those would have to be incorporated as a part of any future development.

Alderman Burger asks: since it is outside of the UGB, what is the regional plan in that area?

Answer: This proposed resolution is consistent with multiple annexations approved by the Board in the last three years in the same drainage basin. It is adjacent to the City limits and basically fills in an area that has been annexed around previously.

The item is expected on the April 25, 2023 Board of Mayor and Aldermen Meeting for consideration.

10. Consideration Of Ordinance 2023-07, An Ordinance To Amend Title 9, Chapter 2, Section 204 Of The Franklin Municipal Code Relative To The Police Investigations For Peddler, Solicitor, And Itinerant Merchant Permit Applicants

Sponsors: Deb Faulkner, Jessica Davey

Currently, the City of Franklin Municipal Code provides that every application for a peddler, solicitor, or itinerant merchant be referred by the City Recorder to the Chief of Police for investigation. Further, the Code requires the Chief of Police to report their findings to the City Recorder within 72 hours. However, 72 hours is insufficient to complete a thorough background check, and the responsibility of processing applications and issuing permits is that of the Revenue and Licensing Manager. Therefore, in order to allow sufficient processing time for the investigation, and to clarify the City staff responsible for issuing these permits, an

amendment to the Code is necessary. The amendment will provide that the Police Chief will conduct the necessary background check within 10 days.

The item is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

11. Consideration Of COF Contract No. 2023-0031, With Community Housing Partnership For The Reimbursement Of \$250,000 For Costs Associated With The Development Of Hill Haven Lane

Sponsors: Tom Marsh, Kathleen Sauseda

The purpose of Contract No. 2023-0031 with Community Housing Partnership is to consider reimbursement of \$250,000.00 for costs associated with the development of Hill Haven Lane. This contract will further the City's goal of assisting with the development of affordable/workforce housing within the City of Franklin. This development, at 171 Hill Haven Lane, will include up to 34 affordable/workforce units; the homes will be a combination of single family and townhouse homes. These homes will be priced to achieve prices defined by HUD for workforce/affordable housing based on current median household incomes in the Metropolitan Statistical Area (MSA).

The item is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

12. Presentation Of 2022 Franklin Citizen Survey Results

Sponsors: Eric Stuckey, Michael Walters Young

The item will be on the April 11, 2023 Work Session.

13. Discussion Of Community Decency Ordinance

Sponsors: Alderman Beverly Burger

Alderman Burger introduces a Community Decency Resolution that was born out of an analysis of the current City Code that lacks strict guidelines for community decency. The decision to proceed as a Resolution, establishing a policy rather than an Ordinance allows for enhanced enforcement. Ms. Billingsley further explains that the creation of a City Ordinance gives officers a choice to cite public indecency under the Ordinance to then proceed to City Court (which results in a fine), or to cite under the State Statutes, which can lead to criminal prosecution. By not pursuing the City Ordinance and establishing City Policy to adhere to State laws, officers do not have an option and public indecency goes straight to criminal court.

Alderman Potts wants to clarify how this resolution would move forward and when it would be effective. Answer: It is a one-reading resolution and can be heard as soon as April 11, 2023. Ms. Billingsley and Alderman Burger proposed that it would be effective immediately.

Then, Alderman Potts inquires what the education process for both the enforcement officers and the public would look like?

Answer: Ms. Billingsley has already spoken to Milissa Reiersen and Monique McCullough about incorporating this into the special event permits and posting it on the City's website and social media for public awareness purposes. The Police Department and Parks Department will be properly briefed on the new City policy.

Alderman Baggett requests that this resolution be attached to every future event permit if it is passed. He contends that there should already be awareness of these State laws, and the change is really evident in the penalty of public indecency moving forward.

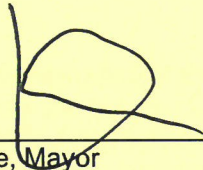
Alderman Brown is confident that this Resolution, the reworked special event permits, and the State law regarding drag shows are all strong measures to ensure that events moving forward are upheld to a new standard in the City of Franklin.

The item is expected on the April 11, 2023 Board of Mayor and Aldermen Meeting for consideration.

OTHER BUSINESS

ADJOURN

Work Session Adjourned at 6:51 PM

A handwritten signature in black ink, appearing to be 'Dr. Ken Moore', written over a horizontal line.

Dr. Ken Moore, Mayor

Minutes prepared by Sarah Schilling, Assistant Deputy City Recorder, City Administrator's Office - 4/3/23, 1:22 PM