

**June 1, 2009**

The regular meeting of the Town of Franklin Board of Aldermen was held on Monday, June 1, 2009 at 7:00 P.M. in the Town Hall Board Room. Mayor Joe Collins presided. Aldermen Verlin Curtis, Joyce Handley, Billy Mashburn, Carolyn Pattillo and Bob Scott were present. Alderman Jerry Evans was absent.

**Approval of the minutes**

**Motion was made by Pattillo, seconded by Curtis to approve the minutes for the May 4, 2009 meeting as presented. Motion carried. Vote: 5 to 0.**

**Approval of Alderman Jerry Evans' absence**

**Motion was made by Mashburn, seconded by Curtis to excuse Alderman Jerry Evans' absence. Motion carried. Vote: 5 to 0.**

**Public Hearing on the rezoning petition from R.T.J. of Franklin, LLC**

Mayor Collins opened the public hearing on the rezoning petition from R.T.J. of Franklin, LLC at 7:01 P.M. The following persons spoke at the public hearing.

Michael Grubermann – Tim Ryan has petitioned to rezone .61 acres of property on Crisp Street (Parcel #1226630) from Residential (R-1) to Residential (R-1/TND). This property would be included in the development plan for Sanctuary Village. The Planning Board met on April 21, 2009 and recommended approval of the rezoning. We have received no protest petitions. Information copies are attached.

No other person spoke at the hearing.

Mayor Collins closed the public hearing at 7:03 P.M.

**Consideration of rezoning petition**

**Motion was made by Mashburn, seconded by Handley to rezone Tim Ryan's property on Crisp Street from Residential (R-1) to Residential (R-1/TND). Motion carried. Vote: 5 to 0. A copy of the petition is attached.**

**Public session**

Narelle Kirkland – Depot Street is to be completed. There is no yellow line on Green Street. There are two blind curves. I urge you to do something. Property owners are parking in the streets. I have attended all of the churches in the county. Windy Gap Baptist Church has a new sign. It is creating a traffic hazard.

## **June 1, 2009 meeting continued,**

Ed Moses – I am handicapped and I cannot park my van during Pickin' on the Square. I need eight feet on the side of my van. There are no spots available. Alderman Scott said we could take four or five spaces on Iotla Street for van accessible only parking. Mayor Collins said we will try this change for a short while.

Dan Williams – We have nothing for tourists in Franklin. There are tires on Main Street. On 441 South we have porta johns.

Sandra Crownover – On West Boulevard Mrs. Franklin's brush needs to be picked up. There are stray dogs. They need to be picked up. There are cars with no tags on Green Street. Mayor Collins said we are working on a junk car ordinance.

Grover Sheffield – If you purchase a dance floor, it needs to be 24 feet by 24 feet.

Wade Shope – The dance floor needs to be wooden.

### **Purchase of dance floor**

Mayor Collins said we can get a dance floor for around \$4,000.00. Alderman Pattillo said we may be able to rent the floor out. Mayor Collins said we have three choices: (1) refurbish the old stage, (2) build a stage or (3) purchase a portable stage. After some discussion, the Board tabled a decision on the dance floor until June 15, 2009.

### **Public hearing on the recommended Fiscal Year 2009-2010 budget**

Mayor Collins opened the public hearing on the recommended Fiscal Year 2009-2010 budget at 7:52 P.M. A copy of the proposed budget is attached.

No persons were present to speak on the budget.

Mayor Collins closed the public hearing at 7:53 P.M.

### **Consideration of adoption of FY 2009-2010 budget**

Alderman Scott said is longevity included in this budget? Sam Greenwood said yes. Mayor Collins said we need more than \$25,000.00 in contributions. The Board decided to postpone a decision of the adoption on the budget until June 15, 2009.

**June 1, 2009 meeting continued,**

**Consideration of longevity policy**

Sam Greenwood said the cost of the longevity policy is included in the budget. He said it starts at fifteen years of service. Alderman Scott said it starts at two to four year with the military. He said this is a pay raise. Alderman Mashburn said this is not a pay raise. Mr. Greenwood said this is a one time payment and does not add to the base salary. Alderman Pattillo said I would like us to start at ten years of service. Mr. Greenwood said I will need to look at the extra cost if we go with ten years of service. The Board postponed a decision until June 15, 2009.

**Resolution**

**Motion was made by Scott, seconded by Mashburn to adopt a resolution Supporting the Franklin ABC Board's Operation of ABC Stores and Opposing Merger of ABC Boards and "Agency Stores". Motion carried. Vote: 5 to 0. A copy of the resolution is attached.**

**Consideration of 2010 Census Partner Proclamation and authorization to apply for Partner Support Program funds**

**Motion was made by Handley, seconded by Mashburn to adopt the proclamation to partner with the U.S. Census Bureau to ensure a full and accurate count in 2010 and to apply for Partner Support Program funds. Motion carried. Vote: 5 to 0. Copies are attached.**

**Consideration of declaring fire department vehicle as surplus**

**Motion was made by Curtis, seconded by Mashburn to declare the 1995 Ford bus as surplus in the fire department. Motion carried. Vote: 5 to 0.**

**Consideration of budget amendments**

Janet Anderson presented budget amendments. **Motion was made by Pattillo, seconded by Mashburn to approve the proposed budget amendments. Motion carried. Vote: 5 to 0. Copies are attached.**

**Other business**

Alderman Scott said we need to create no smoking rules.

Alderman Scott said we need to publish legal notices in the *Macon County News* as well as *The Franklin Press*. Michael Grubermann said the *Macon County News* does not meet the legal requirements. **Motion was made by Scott to publish legal notices in the *Macon County News*. There was no second. Motion failed. Vote: 1 to 4. Voting yes: Scott. Voting no: Curtis, Handley, Mashburn and Pattillo.**

**June 1, 2009 meeting continued,**

**Continuation of meeting**

**At 8:38, motion was made by Mashburn, seconded by Pattillo to continue the meeting until Monday, June 15, 2009 at 5:15 P.M. Motion carried. Vote: 5 to 0.**

**Call to order**

The regular June 1, 2009 meeting of the Town of Franklin Board of Aldermen was continued at 5:15 P.M., Monday, June 15, 2009 in the Town Hall Board Room. Mayor Joe Collins presided. Aldermen Verlin Curtis, Jerry Evans, Joyce Handley, Billy Mashburn, Carolyn Pattillo and Bob Scott were present.

**Consideration of longevity policy**

Sam Greenwood said the cost of going to ten years of qualifying service instead of fifteen years would cost \$3,795.00. Alderman Scott said I do not want the qualifying service to be based on the retirement system. He said it should be service with the Town. Mr. Greenwood said we have some policemen that have service with the sheriff's department. He said usually service is transferred. Alderman Evans said usually employees work their way up. Alderman Scott said we need to look at our current employees. Mr. Greenwood said another change would be to do the longevity pay at the end of the month. **Motion was made by Scott, seconded by Curtis to adopt the longevity policy beginning in July 1, 2009 with the following changes: (1) years of service to ten years, (2) qualifying service to be service only with the Town of Franklin and (3) to pay the longevity at the end of the month. Motion carried. Vote: 4 to 2. Voting yes: Curtis, Evans, Handley and Scott. Voting no: Mashburn and Pattillo.** Alderman Pattillo said I am for longevity but I could not vote for the change in the qualifying service.

**Consideration of adoption of Fiscal Year 2009-2010 budget**

Sam Greenwood said we need to add \$4,000.00 to the budget for the change in the longevity policy. **Motion was made by Handley, seconded by Pattillo to adopt the proposed Fiscal Year 2009-2010 budget with the \$4,000.00 addition. Motion carried. Vote: 6 to 0. A copy of the budget is attached.**

**Discussion concerning Duke Energy's counter-offer to Jackson County and the Town regarding contested case**

John Henning, Jr. said we have received a counter-offer from Duke Energy. He said they are offering a one time payment of \$10,000.00 and access to the Little Tennessee River for the fire trucks. A copy is attached. **Motion was made by Curtis, seconded by Scott to reject the offer from Duke Energy. Motion carried. Vote: 6 to 0.**

**June 1, 2009 meeting continued,**

**Discussion on Duke Energy's request for a general rate increase**

Sam Greenwood said Duke Energy is requesting a rate increase of 12.6 percent. Information copies are attached. He we need to protest the rate increase. He said the Town of Franklin could be a rate intervertor. Alderman Scott said they need to hold a hearing in Macon County.

**Motion was made by Evans, seconded by Scott to authorize the staff to proceed in an intervention of Duke Energy's proposed rate increase. Motion carried. Vote: 6 to 0.**

**Discussion of implementation of a new Governmental Lighting rate for street lights**

Sam Greenwood said Duke Energy is proposing to implement a new Governmental Lighting rate for street lights. Informational copies are attached. He said we need to look at alternates. The Board agreed to allow staff to do research on alternates.

**Ratification of telephone poll regarding purchase of new dance floor for Pickin' on the Square and town festivals**

**Motion was made by Curtis, seconded by Pattillo to approve the purchase of the dance floor in the amount of \$4,236.24 and to amend the budget out of fund balance. Motion carried. Vote: 6 to 0.**

**Other discussion**

Mayor Collins said we need a policy of who is responsible for the stage. He said I suggest we appoint Michael Grubermann. Alderman Handley said it needs to be there every Saturday night for Pickin' on the Square. Alderman Mashburn said I disagree. Mayor Collins said we may be able to set up less of the stage. Alderman Mashburn said we cannot set up this stage every week. Mayor Collins said we need to talk to Donnie Clay.

Department reports are attached.

Janet Anderson said the annual 4<sup>th</sup> of July picnic would be held on July 2, 2009 at 12 noon at the Memorial Park Building.

**Budget amendments**

Janet Anderson presented proposed budget amendments. Copies are attached. **Motion was made by Evans, seconded by Handley to approve the budget amendments. Motion carried. Vote: 6 to 0.**

**June 1, 2009 meeting continued,**

**Adjournment**

Mayor Collins adjourned the meeting at 6:25 P.M.

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Joe Collins, Mayor

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Janet A. Anderson, Town Clerk