



Town of Franklin Board of Aldermen

Agenda

January 3, 2017

7:00 p.m.

1. Call to Order- Mayor Bob Scott
2. Pledge of Allegiance- Vice Mayor Patti Abel
3. Adoption of the January 3, 2017 Town Board Agenda
4. Approval of December 5, 2016 Town Board Minutes
5. Public Session
6. New Business
 - A.) Presentation on Streetscape Proposal- McGill Associates
 - B.) Budget Amendment- Finance Officer Kyra Doster
 - C.) Minimum Housing Code Violation at 456 Pauline Ave- Land Use Administrator Justin Setser
 - D.) Forward Re-Zoning Petition for Wayah Street and Georgia Road to Town Planning Board- Land Use Administrator Justin Setser
 - E.) Discussion on Bidwell Street Traffic Pattern- Land Use Administrator Justin Setser
 - F.) Resolution for Approving Local Water Supply Plan- Town Manager Summer Woodard
7. Legal
 - A.) Ordinance Amendment Regarding Extraterritorial Jurisdiction of Police Officers- Town Attorney John Henning Jr.
 - B.) Discussion on Ordinance Amendments- Town Attorney John Henning Jr.
8. Announcements
 - A.) Media Day at Memorial Park Tuesday January 17, 2017 at 1:00 p.m.
 - B.) Town Hall Offices will be closed Monday January 16, 2017 in observance of Martin Luther King Jr Day.
9. Adjournment

January 3, 2017 meeting,

The Town of Franklin Board of Aldermen held their regularly scheduled meeting on Tuesday January 3, 2017 at 7 p.m. in the Town Hall Board Room. Mayor Robert S. Scott presided. Vice-mayor Patti Abel, Aldermen Joe Collins, Adam Kimsey, Billy Mashburn, Brandon McMahan, and Barbara McRae were present.

The Pledge of Allegiance was done.

Adoption of January 3, 2017 Town Board Agenda

Town Manager Summer Woodard asked to add an item to the agenda under New Business for a tax release.

Motion was made by Collins, seconded by McMahan to amend the agenda to add tax release under New Business 6(K). Motion carried. Vote: 6 to 0.

Approval of December 5, 2016 Town Board minutes

Motion was made by McMahan, seconded by Kimsey to approve December 5, 2016 minutes as presented. Motion carried. Vote: 6 to 0.

Public Session

No person spoke during the public session.

New Business: Presentation on Streetscape Proposal - McGill Associates

McGill Associates representative Mike Norris gave a presentation on their Streetscapes proposal. A copy of the presentation is attached.

Mike Norris – The majority of parking is 30 degree parking. If you measure along with the street width, you can get more parking spaces with a 45 degree angle. However, with 45 degree parking we couldn't do it on both sides of the street. We could look at parallel parking on the other side.

New Business: Budget Amendments

Finance Officer Kyra Doster presented the attached budget amendment.

Motion was made by McRae, seconded by Collins to approve the budget amendment as presented. Motion carried. Vote: 6 to 0. A copy of the budget amendment is attached.

New Business: Minimum Housing Code Violation at 456 Pauline Avenue

Land Use Administrator Justin Setser presented this item regarding a home located at 456 Pauline Avenue that had become overgrown with brush. Once the owner cleared the home it was decided that it would be more beneficial to tear the structure down. Upon finding asbestos in the home, the owner refused to tear it down.

January 3, 2016 meeting minutes continued,

John Henning Jr. – Town Attorney – Minimum housing codes have not been met and the town could move forward with an order to demolish the home while taking out a lean against the property owner.

Alderman Collins – Would he not be willing to turn it over now? Would it cost more to tear it down than what the land would be worth when we sell it to recoup our costs?

John Henning Jr. – Town Attorney – There have been cases in the past where that has worked.

Mayor Scott – Before Mr. Setser can do anything he has to get five letters of complaint. I think that is creating a bottle neck in dealing with these issues. I would like for the board to consider doing away with this requirement. If I were to live next to a neighbor who may be on the mean side, my formal letter of complaint could become a matter of public record. I don't think anybody is in a better position to move forward on these than our Land Use Administrator Mr. Setser. I don't know why we have to have these five letters of complaint, it's not a state requirement.

John Henning Jr. – Town Attorney – It is state law that five formal complaints can trigger enforcement but it's not the only method. It can be solely on the shoulders of the Land Use Administrator. Both are in your ordinances. The thinking of the Board at that time was that it should be a complaint driven process. They didn't want the public to think that they were going to go door to door looking at every home.

Mayor Scott – I'm asking the Board to let Mr. Setser move forward without the five letters. Does anybody have any opposition to that?

Alderman Mashburn – I do. I don't want to task Mr. Setser with running around looking at dilapidated houses. He's got other things on his plate that he needs to be doing. I do believe that if he runs across something he should take action but I'm not going to instruct him or tell him that that is going to be his sole responsibility.

Justin Setser – Land Use Administrator – I prefer to get the five letters because then I know it is legit, but if I see a case where I know it is bad then I act on it. There is no easy answer on these things, if there was then the owner would be taking care of them.

No action was taken.

New Business: Forward Re-Zoning Petition for Wayah Street and Georgia Road to Town Planning Board.

Land Use Administrator Justin Setser presented the petition to the board. Parcel owner Kenneth Kopp requested that his neighborhood mixed use parcel be rezoned to Medical, Institutional, Cultural and Residential use.

Motion was made by Collins, seconded by Abel to send the re-zoning petition to the Town Planning Board. Motion carried. Vote: 6 to 0.

January 3, 2016 meeting minutes continued,

New Business: Discussion on Bidwell Street Traffic Pattern

Justin Setser – Land Use Administrator – In November the Planning Board looked at the feasibility of making Bidwell Street two-way again and see if it was safe to do it or if there were issues. At the November meeting a traffic study was done to see how much traffic was in the area. The board voted 4 to 2 to leave it one way but since the study showed that there were speeding issues on Bidwell and they wanted the town to look at ways to slow the speeding with either law enforcement or traffic calming devices.

Summer Woodard – Town Manager – One thing that myself and Chief Adams spoke about was that officers will be out there monitoring speeding and writing tickets for speeding. We talked about trying this approach for about 4-6 months. After 4 to 6 months we could come back if we need to and reevaluate before we do any traffic calming. It would make more sense to at least try more patrolling and speed trailers out there before taking it to the next level.

Mayor Scott – I think the consensus of the board is that we try the alternative of enforcement but I think we should put a time period on it. Maybe 1 to 2 months.

Alderman Mashburn – Why not go with the original timeline? 4 to 6 months?

Alderman Kimsey – Why don't we just compromise and go with 3 months?

The Board of Aldermen agreed to 3 months of police enforcement. No motion was made.

New Business: Resolution for Approving Local Water Supply Plan

Town Manager Summer Woodard presented the resolution.

Motion was made by Mashburn, seconded by McCrae to approve Local Water Supply Plan as presented. Motion carried. Vote: 6 to 0. A copy of the resolution is attached.

New Business: Tax Release for property on Harrison Avenue

Town Manager Summer Woodard presented the request for a tax release on a property located on Harrison Avenue for the amount of \$105.67.

Motion was made by Mashburn, seconded by Abel to release the tax. Motion carried. Vote: 6 to 0.

Legal: Ordinance Amendment Regarding Extraterritorial Jurisdiction of Police Officers

John Henning, Jr. – Town Attorney – This ordinance along with the wording applicable law, clarifies that if a crime happens in the town's Extraterritorial Jurisdiction then an officer can make that pursuit.

Motion was made by Mashburn, seconded by Abel to approve amendment allowing town police officers to pursue suspects when a crime is committed inside town's Extraterritorial Jurisdiction. Motion carried. Vote: 6 to 0.

January 3, 2016 meeting minutes continued,

Legal: Discussion on Ordinance Amendments

John Henning Jr. – Town Attorney – This would allow your police department to enforce some parking regulations. This ordinance has some amendments that would allow you to ticket for most infractions that would allow the town to keep the fee. Some of these needed to be amended to take it out of the criminal sanction and put into the civil sanctions. This is by no means written in stone and it's something that you can consider. I know there were some discussions of if a fine wasn't paid then could the town report it. I looked into that and I think the general answer is that if you become a member of the credit organizations then you can report debts that are owed to the Town.

Mayor Scott – I think we need to look at the economic side. Is it going to cost more to enforce it?

No motion was made.

Announcements:

Mayor Scott – I just wanted to give a word of appreciation to the folks at the Motor Company Grill for leading the way on the Ruby Drop. It was absolutely fantastic. I talked to people from Greenville, SC and there were other people that came here just for the Ruby Drop.

Media Day at Memorial Park will be held Tuesday January 17, 2017 at 1:00 p.m.

Town Hall Offices will be closed December 23-27, 2017 in observance of the Christmas Holiday

Town Hall Offices will be closed Monday January 16, 2017 in observance of Martin Luther King Jr. Day.

The next regularly scheduled Town Board meeting will be Monday February 6, 2017 at 7:00 p.m.

Adjournment:

Motion was made by Abel, seconded by Mashburn to adjourn the meeting at 8:20 p.m. Motion carried. Vote: 6 to 0.

Robert S. Scott, Mayor

Travis D. Tallent, Clerk