

BOARD OF MAYOR AND ALDERMEN

September 28, 2009

A regular meeting of the Board of Mayor and Aldermen was held on September 28, 2009 at 6:00 p.m. in the Council Chambers of the Municipal Center.

Mayor Sharon Goldsworthy was present and presiding.

The following Aldermen were present: Mark Billingsley, Ernest Chism, John Drinnon, Carole Hinely, and Mike Palazzolo. Staff present: Patrick Lawton, Andy Pouncey, Kristen Geiger, George Brogdon, Tom Cates, Jerry Cook, Chief Richard Hall, Pat McConnell, Ralph Gabb, Melody Pittman, Tim Gwaltney, Josh Whitehead, Butch Eder and Dotty Johnson.

Invocation

Assistant City Administrator Andy Pouncey gave the invocation.

Pledge of Allegiance

Cub Scout Pack 99 from Germantown Baptist Church led the Pledge of Allegiance and presented the Colors.

Approval of Agenda

The following changes were made to the agenda with the Board's unanimous approval:

Move 18a from the Consent Agenda to the Regular Agenda.

Add- Discussion by Board naming Civic Club Complex and related signage.

Add- Recognition of Employee Award

Move 18g from Consent Agenda to Regular Agenda

Add- Discussion of problem subdivisions/foreclosures.

Motion by Mr. Drinnon, seconded by Ms. Hinely, to accept the agenda as amended.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Approval of Minutes

There were no changes or corrections to the minutes.

Motion by Mr. Drinnon, seconded by Ms. Hinely, to accept the minutes as printed.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Recognition of City Employee

Mayor Goldsworthy recognized Lisa Piefer who received the Tennessee Recreation & Parks Association Fellow Award. This award recognizes an individual who has demonstrated significant achievement and contribution to the parks and recreation field. The award is a tremendous achievement for Lisa and for Germantown.

Proclamation – National Arts and Humanities Month

Mayor Goldsworthy read a proclamation designating October as National Arts and Humanities Month.

Beautification Commission Business Award

Alderman Palazzolo and the chairman of the Beautification Commission Emily Bader presented Mr. David George, representing St. George's Episcopal Church, as the recipient of the September award.

Citizens to be Heard

The following citizens voiced their disapproval of the rezoning:

Ellen Fite – 8582 Poplar
Mathew Sellers – 8312 Scruggs
Dan Cora – 2565 Heatherbrook Lane
Miles Johnson – 8274 Park Ridge Dr.
Ken Meador – 8231 Park Ridge Dr.
Bill Beard – 8232 Park Ridge Dr.
Frank Saitta – 2423 Sanders Ridge Lane
Sarah Freeman – 7684 Apahon
Dr. John Adams – 8331 Scruggs Dr.
Jim Hagmaier – 8212 Park Ridge Dr.
Tom Johnson – 8342 Glen Meadow Lane, President of Dogwood Creek Homeowners Assoc.
Barry Smith – 2498 Grove Wood Cove
Howard Bernstein – 2628 Overlook Dr.

The following citizens from the Germantown Community Theatre came forward to thank the Board for the civic support grant:

Rachel King-Barr – 3769 Carrington Rd., Memphis, Education Director at GCT
Emily Cost – 2175 Canterbury Cove
Lily Walker – 6815 Talisman Cove, Memphis
Stephanie Painter – 3114 E. Poplar Lake Dr.
Jazman Miller – 8975 Bridge Forest, GCT Board of Directors
Jenna Juleson – 1037 Weldon Way, Collierville, GCT Board of Directors
Bret Davis – 3037 Forest Hill, Executive Director GCT

Ordinance 2009-15 – Appeal of Decision by Planning Commission – Barzizza Property

Josh Whitehead explained this was the rezoning of property from the “R” to the “R-H” classification and the third and final reading on this agenda item. Nothing had changed since the last reading. He stated they had received 63 cards from citizens with 39 households for approval.

Alderman Drinnon stated that a large percentage of the citizens that wrote the cards were from areas that did not live close to the property.

A discussion followed on the traffic flow and the traffic studies in the area and how they would affect the surrounding neighborhoods. Also discussed were the entrance and exit from the property and the height of the building. Each of the Aldermen stated they had walked the property several times and had studied the rezoning very carefully.

Alderman Drinnon asked that for the record, was there a possibility there would be a traffic light installed at the intersection of Poplar and Scruggs?

Community Development Director Jerry Cook stated at the present time it was not proposed. During the course of the rezoning application, there was an analysis done of this intersection to determine if there was criteria to support a traffic signal at this location. Based on the traffic on Poplar and Scruggs and some of the other criteria that was used, a traffic signal would be warranted at that location. There is no plan to construct one at the present time but it would support a traffic signal at that location. If one is installed it was determined it would increase the traffic on Scruggs going to Hacks Cross Road.

Motion by Ms. Hinely, seconded by Mr. Billingsley, to approve the Request for Rezoning from “R” Low Density Residential zoning district to “R-H” Retirement Housing zoning district on third and final reading.

Alderman Billingsley stated this had been a very difficult decision. He had studied and read every document that he had received from staff, all the materials from the Formation Group, read all e-mails from citizens and spoken to many citizens. He had walked the neighborhood and the development. He was concerned about the traffic issue. He stated he did not appreciate some of the threats and comments from some of the residents because he took his job very seriously and they did not affect his decision. He stated he would vote for the rezoning.

Alderman Chism stated he had walked the property several times and he was going to vote for the betterment of the community and he would be voting for the rezoning.

Alderman Hinely stated it was a hard decision but she would be voting for the rezoning because she was voting for what was best for Germantown.

Alderman Drinnon stated he sat on the Planning Commission and had voted against the rezoning mainly because of the traffic impact and would be voting against it again.

ROLL CALL: Billingsley–yes, Chism-yes, Drinnon-no, Hinely-yes, Palazzolo–yes. Motion approved.

Board recessed for five minutes.

Ordinance 2009-16 – Amendment to Chapters 23, Zoning and 6 Buildings and Building Regulations

Josh Whitehead stated this amendment regarded setback regulations for accessory structures, arbors and principle structures. This would allow accessory structures to be closer than the existing parameters to the side and rear property lines if they are a certain height or lower. It will set the uniform rear yard setback, allow rear porches to encroach into that setback and remove arbors and lattices from the definition of accessory structures and treat them as fences.

In response to a question from Alderman Hinely, Mr. Whitehead stated it was just housekeeping and the BZA approved the amendment.

Motion by Ms. Hinely, seconded by Mr. Drinnon, to approve Ordinance 2009-16 on First Reading and set a public hearing date for October 26, 2009.

ROLL CALL: Billingsley–yes, Chism-yes, Drinnon-yes, Hinely-yes, Palazzolo–yes. Motion approved.

Ordinance 2009-17 – Amendment to Chapter 14, Signs – Revisions to the Regulations of Project Directory Signs

Josh Whitehead explained that this amendment would address ground-mounted signs for retail centers. The amendment would expand the number of retail centers that are allowed to have ground-mounted directory signs and create standards for the construction material and type of lighting used in the sign.

Motion by Mr. Palazzolo, seconded by Ms. Hinely, to approve Ordinance 2009-17 on first reading and set October 26, 2009 as the public hearing date.

ROLL CALL: Billingsley–yes, Chism-yes, Drinnon-yes, Hinely-yes, Palazzolo–yes. Motion approved.

Resolution 09R14 – Alteration of an AT&T wireless transmission facility

Andy Pouncey stated this resolution would grant approval for ATT to remove the exiting three antennas on the tower at the Germantown Police Station and install six antennas of similar design. All cable will be placed within the shaft of the tower and any additional equipment on the ground will be installed within the existing fenced compound.

The purpose of the installation is to increase the capacity of the technology that was added in 2006. The new technology will provide for internet coverage among other services.

In response to a question from Alderman Drinnon, there would be no additional revenue involved with the addition. The City leases the tower to Telecorp PCS, Inc which allows them to sublease to other tenants.

City Attorney Tom Cates stated that when the City made the deal we were aware they were going to sublease.

Mr. Pouncey stated there was an incentive to have less towers and to promote the co-location. If we had not done this there would be a lot more towers cropping up all around Germantown. Co-location lessened the number of towers.

Alderman Palazzolo asked as the leases come up for renewal and negotiation, we should look at trying to create some additional revenue sources.

Motion by Ms. Hinely, seconded by Mr. Palazzolo, to approve Resolution 09R14.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Railroad Crossing Improvements – Poplar Pike/Southern Ave.

City Engineer Tim Gwaltney stated in 2006, the crossings within the City were inspected by representatives of the Tennessee Department of Transportation (TDOT), the City and Norfolk Southern Railroad. Safety deficiencies were identified relating to inadequate and outdated gate circuitry and lighting, pavement/rail adjustments, signage and pavement markings. It was also determined that traffic signal upgrades were needed. The railroad was responsible for all improvements related to the railroad signage, gates and lighting and completed their work in 2007. The City was responsible for pavement corrections at the approaches, roadway signage and traffic signal upgrades.

This work is necessary to upgrade the signage and provide motorists with a safer crossing. Upon completion of the project, TDOT will reimburse the City for 100% of the design and construction costs.

Two construction bids were received by the due date of August 14, 2009. Madden Phillips was the low bid and is qualified to perform this type work.

Motion by Mr. Palazzolo, seconded by Mr. Billingsley, to approve a construction contract with Madden Phillips in the amount of \$29,054.65 for improvements to Poplar Pike and Southern Avenue railroad crossing enhancements.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Railroad Crossing Improvements – Poplar Pike/Hacks Cross Road

City Engineer Tim Gwaltney stated this was much like the other railroad crossing. In 2006, the crossings within the City were inspected by representatives of the Tennessee Department of Transportation (TDOT), the City and Norfolk Southern Railroad. Safety deficiencies were identified relating to inadequate and outdated gate circuitry and lighting, pavement/rail adjustments, signage and pavement markings. It was also determined that traffic signal upgrades were needed. The railroad was responsible for all improvements related to the railroad signage, gates and lighting and completed their work in 2007. The City was responsible for pavement corrections at the approaches, roadway signage and traffic signal upgrades.

This work is necessary to upgrade the signage and provide motorists with a safer crossing. Upon completion of the project, TDOT will reimburse the City for 100% of the design and construction costs.

Three construction bids were received by the due date of August 14, 2009. Haines Electric was the low bid and is qualified to perform this type work.

Motion by Ms. Hinely, seconded by Mr. Billingsley, to approve a construction contract with Haines Electric in the amount of \$63,632.25 for safety improvements related to Poplar Pike and Hacks Cross Road railroad crossing.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Johnson Road Water Plant Well Contract – Change Order No. 2

Director of Public Services Bo Mills explained that after problems were observed when trying to do maintenance on the well at Southern Avenue Water Treatment Plant and repairs that were initially recommended were not able to be made, the Board held a work session on August 18 and gave direction to pursue the construction of a new well. Layne Central will drill and install a new production well in the Southern Avenue Well Field replacing Well #5.

Motion by Mr. Billingsley, seconded by Ms. Hinely, to request a Change Order with Layne Central for the drilling and installation of a new production well in the Southern Avenue Well Field, in an amount not to exceed \$307,800.00 and approve Budget Adjustment #10-31.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Gradall Excavator

Mr. Mills stated this machine would be used by the street, water and sewer maintenance crews to make repairs to street failures, water and sewer lines, clean the city drainage ditches and remove damaged curbs, gutters and water tables. This will replace unit 720 a 1995 Gradall XL4100 Rubber Tire Excavator with 3,660 hours. The equipment is being purchased from the Tennessee Statewide Contract because no other vendors can bid this type of excavator.

In response to a question from Alderman Palazzolo, Mr. Mills stated they plan to get \$25,000 for the old machine.

Motion by Mr. Billingsley, seconded by Ms. Hinely, to authorize the purchase of model year 20009 Gradall XL4100 Rubber Tire Excavator equipped with (1) 66-inch ditching bucket and (1) fixed thumb grapple attachment form Gradall Industries Incorporated in the amount of \$292,527.00 and to declare the 1995 Gradall XL4100 Rubber Tire Excavator as surplus property.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

ADD-ON – Discussion on signage for Germantown Civic Centre Complex

Alderman Billingsley stated his intent was to suggest the Board direct staff to move forward with the erection of the appropriate signage to recognize the Germantown Civic Club.

Mr. Lawton stated the signage had been approved by the Board earlier this year. Because of the change of the name from Central Park to Parks at Poplar Pike it will be brought back to the Board for adoption. At that point the sign company will be able to construct the sign to honor both, to erect the correct signage for the Germantown Civic Club and then to do the master sign that was adopted for that area.

Alderman Chism was under the impression that there was an agreement to name the area around the Pickering Center and Genealogical Building the Germantown Civic Club Complex around 2006. He could not understand why it had taken so long to get the sign erected.

Mayor Goldsworthy explained that there were a series of events that took place, the City's purchase of the property and the agreement with the Civic Club Complex. At that point there was also the serious discussion about Ocean View and over a period of time the discussion went from adding more property, the interest in an overall name for all the properties beyond what the Civic Club Complex included.

Tom Cates explained that when the City entered into the contract and negotiated, there was a provision to recognize the contributions that Germantown Civic Club had made over many years and what it was doing at the time the contract was entered into, was to sell property it owned to the City and then turn back the entire sale proceeds to be used by the City (\$250,000) as an endowment to the library and \$80,000 to be used to help defray part of the cost of the Regional History and Genealogical Center. In that contract, the City committed to name the C.O. Franklin Park, the area within that park identified as the Germantown Charity Horse Show Arena, together with the Joe Pickering Community Center, the Genealogical Library building, and Morgan Woods, plus the 8.296 acre tract which the City was buying at the time. It was stated in the contract that all those individual properties would retain their respective individual identification and collectively be identified as the Germantown Civic Club Complex with appropriate signage facing Poplar Pike identifying that area as the Germantown Civic Club Complex.

While in the construction phase for the Genealogy Centre the signage was placed to the side. No one was thinking about naming a larger area anything in his opinion. There was a Master Park Study when the Park Commission Director became interested in acquiring the Ocean View Property as part of the park system and encompassing that into a Master Park Plan. That plan further included the soccer fields which are to the south, the Cloyes property and Red Devil Baseball Field.

Mr. Cates stated this cannot interfere with the commitment that was made to the Civic Club for what the City committed to.

Mr. Cates stated there was a policy in place that before the Board could name any park it must be first considered by the Park Commission. The Board directed the commission to name the Ocean View property and the Commission recommended "The Parks on Poplar Pike".

CIP Manager Butch Eder stated that earlier this year the Board approved a project that had two signs. One for the Germantown Civic Club Complex and the other a big sign for Central Park. Both signs needed to be approved but deferred action because the name of Central Park had not been approved. The problem was that the contractor would not move forward to do one sign and then come back and do the other. Staff had been waiting to get confirmation on the name for the large sign. Everything was put on hold until everyone could agree on the name of the new park.

Mayor Goldsworthy asked if it were the will of the Board to erect one sign saying "Germantown Civic Club Complex"? She then asked Purchasing Officer Lisa Piefer if there were any issues with the contract that was awarded because the original sign was large enough to accommodate a much larger sign. To what degree would this be a change order or be rebid.

Ms. Piefer stated in reference to taking one out and doing the other sign, we bid it so it could be mobilized at the same time so their costs had been done as one total cost. Second, if the bid was changed as far as the wording, there could be a change order. She stated staff would have to get with the contractor. Staff and the contractor were ready to go as soon as the Board gave direction as to exactly what was to be put on the sign.

Mr. Cates, in order to clarify, stated the sign had Germantown Civic Club Complex at one level and Central Park above it.

Mr. Pouncey stated there were two signs. A larger sign that would be in the middle of Melody Smith Lane would have on top "Central Park" and under that, "Germantown Civic Club Complex". If you took "Central Park" off and no other signage on top, then the sign board may be smaller. The other sign was apart from this in that it would say "Germantown Civic Club Plaza".

Mr. Cates stated if it were the will of the Board to delete the top lettering of "Central Park" it would cost us less, not more money.

Mr. Cates stated the Park Commission had recommended that all the parcels be named something else. When the sign goes up at that location that would be in compliance with our agreement made with the Civic Club. Everything else may be named collectively something else but thought must be given to the thought if a sign will go above the sign because he did not think this would thrill the Civic Club. He felt the direction the Board was giving administration was to install the previously approved signs without adding "Central Park" and ask Mr. Pouncey to adjust the sign aesthetically if it needs to be adjusted due to the deletion of "Central Park".

Motion by Mr. Billingsley, seconded by Mr. Chism, for administration to go forward to have constructed on Melany Smith Lane at the location previously identified and approved by the Board, the sign to go at that location, recognizing the Germantown Civic Club Complex and that Mr. Pouncey be authorized and directed to make such changes to the sign that he designed so that it will be aesthetically pleasing with "Central Park" having been removed as part of the sign and that the administration be directed to contract for and move for the installation of the other sign.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Park Naming Discussion

Alderman Chism asked to name the new park, Ocean View Property in honor of Bobby Lanier.

Motion by Mr. Chism, seconded by Ms. Hinely, to name the newly acquired Ocean View property in honor of Bobby Lanier.

Alderman Billingsley stated as serving as liaison alderman, to the Parks and Recreation Commission, he had reservations of naming a park after any living individual because we are not perfect human beings and he would hate for someone to name a park after someone that could somehow disgrace our city. After Alderman Chism raised the name of Bobby Lanier, and after reviewing his numerous credentials, which he read, he supported Alderman Chism and approve of the naming of the park in his honor.

Alderman Palazzolo stated there was a process that Parks and Recreation Commission took in naming the parks in Policy Letter #50. He asked if Parks & Recreation had a chance to approve. He referred to the liaison to the Parks & Recreation Commission if this policy was being adhered to.

Alderman Billingsley referred the question to City Attorney Tom Cates.

Mr. Cates stated the "policy states that the authority to officially name Parks & Recreation facilities belongs solely to the Board of Mayor and Aldermen. However, such facilities and sites will not be named without first receiving recommendations from the Parks & Recreation Commission and administrative staff." He stated he read a letter from the Chairman of the Park Commission stating that they did not consider a name for the Ocean View property but they would be glad to. The law is that this is a policy and does not have effective law. This Board can follow that policy or ignore the policy.

Alderman Drinnon referred to comment by the City Attorney that stated it was solely the decision of the Board of Mayor and Aldermen, and he supported Mr. Chism in the naming of the Ocean View property after Bobby Lanier.

Alderman Palazzolo stated he also agreed with Alderman Drinnon, Alderman Chism and Alderman Billingsley and he stated he made the comment just for the Parks and Recreation Commission and deferred to the liaison if it was alright with the Parks & Recreation Commission to bypass their recommendation. He stated he was going to vote for the recommendation but as a courtesy he was looking out for the Parks and Recreation Commission and their purview.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Shelby County Reappraisal Payment

Finance Director Ralph Gabb asked the Board to approve the payment to Shelby County for the Continuous Cycle Reappraisal Program representing the City's shared cost covering Fiscal Years 2006 through 2009.

Shelby County Government provided to all municipalities a summary report of Continuous Cycle Reappraisal Program fiscal year expenses for the completed 2009 reappraisal. Germantown's portion of the sharable cost for the period is \$126,761.00. As in previous years, the cost is allocated based upon the number of parcels within your municipality. Although no annual bills have been received from Shelby County government, an accrual was established to pay for the City's share of the reappraisal in 2006.

Motion by Mr. Drinnon, seconded by Ms. Hinely, to approve payment to Shelby County Government for Property Reappraisal for fiscal years 2006 through 2009 in the amount of \$126,761.00.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Purchase – Bulk Asphalt – MOVED FROM CONSENT AGENDA

Mr. Mills stated this was an annual contract for bulk asphalt mix used and picked up on a daily basis for street maintenance repairs, utility cuts and drainage projects. Three bids were received and the low bid was Standard Construction Company with a 13% reduction from the previous bid price.

Alderman Hinely stated she wanted to bring this to the regular agenda because of the reduction in price and how hard staff works by reducing the costs.

Motion by Ms. Hinely, seconded by Mr. Drinnon, to contract with Standard Construction Company, Inc. for the purchase of 2,000 tons of 411D hot asphalt mix in the amount of \$109,000.00.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

Subdivision Development Contract No. 495 – The Preserve – MOVED FROM CONSENT AGENDA

Mr. Whitehead stated the original developers of this property Bourne Holdings completed most of the infrastructure associated with the subdivision before becoming insolvent. The mortgagee bank foreclosed on the property and sold it to West Land Company, LLC. Dick Leike a neighboring property owner to the subject site is the sole owner of the West Land Company, LLC.

Alderman Palazzolo asked for this item to be pulled from the Consent Agenda and asked that any development contract be placed on the regular agenda.

Motion by Mr. Palazzolo, seconded by Mr. Drinnon, to approve Subdivision Development Contract No. 495 for the development of the Preserve.

ROLL CALL: Billingsley–yes, Chism–yes, Drinnon–yes, Hinely–yes, Palazzolo–yes. Motion approved.

CONSENT

Purchase – Bulk Asphalt – MOVED TO REG. AGENDA

Pavement Rejuvenation Contract

This is an annual program to extend asphalt pavement life cycles. This is a maintenance function that will extend pavement life thus extending the paving cycle.

MOTION: to contract with Pavement Technology, Inc., for pavement rejuvenation in an amount not to exceed \$51,163.20.

Overtime Reimbursement – Police Department

The Germantown Police Department has an officer assigned to the FBI Joint Terrorism Task Force. The FBI JTTF reimburses any overtime that the officers receives while carrying out his duties.

MOTION: To recognize overtime reimbursement from the Federal Department of Justice and to approve Budget Adjustment #10-25.

Recognition of Donations to Neighborhood Preservation Commission

The City has received donations totaling \$700.00 in support of the City's Neighborhood Preservation Commission's Neighborhood Summit.

MOTION: To recognize and accept seven (7) donations totaling \$700.00 to the Neighborhood Preservation Commission and approve Budget Adjustment No. 10-32.

Screenvision Media Purchase – Germantown Athletic Club

Over the past two years the Club has used Malco Screenvision as one of their media buys to communicate with potential new members and to reinforce a positive brand image of fitness and fellowship to the community.

MOTION: To authorize the Mayor to execute a media buy agreement with Malco Screenvision for the Germantown Athletic Club at the expense of \$17,024.00.

Contract Supplement – PSA Johnson Road Water Treatment Plan, Wells, and Storage

This supplement is for the final month of construction oversight of the Johnson Road Water Plant Expansion.

MOTION: To approve a contract supplement to the PSA with Allen & Hoshall for the final month of construction oversight of the Johnson Road Water Plant Expansion in the amount of \$7,800.00.

Subdivision Development Contract No. 495 – The Preserve – MOVED TO REG. AGENDA

Appointment to Senior Advisory Commission

Mr. Charles M. Clark has expressed a desire to fill a vacancy on the Senior Commission.

MOTION: To approve the appointment of Charles M. Clark to the serve on the Senior Advisory Commission until December 31, 2009.

Recognition of donations to Germantown Animal Shelter – 2009 Weenie Race

The “Running of the Weenies” at the Germantown Festival produced net proceeds of \$1,650.29 to be presented to the Germantown Animal Shelter

MOTION: to recognize and accept proceeds presented to the Germantown Animal Shelter from the 2009 “Running of the Weenies” in the amount of \$1,650.29.

Declaration of Surplus Property – Great Hall

The City is seeking to dispose of the True T-49F freezer from the Great Hall. This item has been inoperable for several years.

MOTION: To declare the True T-49F freezer as surplus property.

Recognition of Donations – Parks & Recreation – Civitan Club

The Germantown Civitan Club recently awarded a grant of \$1,750.00 to the Germantown Parks and Recreation Special Recreation program.

MOTION: To recognize the grant made to the Parks and Recreation Department for a community program as detailed above and totaling \$1,750.00 and to approve Budget Adjustment No. 10-34.

Civic Support – Germantown Community Theatre

Included in the Civic Support budget for the Germantown Community Theatre is a grant for \$45,000.00 to provide youth theater programming to the Germantown community.

MOTION: To award a grant to the Germantown Community Theatre in the amount of \$45,000.00.

Motion by Ms. Hinely, seconded by Mr. Drinnon, to approve the Consent Agenda as read.

ROLL CALL: Billingsley – yes, Chism-yes, Drinnon-yes, Hinely-yes, Palazzolo–yes. Motion approved.

ADD-ON - Update on Foreclosures in the City

Community Development Director Jerry Cook stated the Board had already been provided information on some of the subdivisions that were in foreclosure. There were four and one the Board had taken action on with this agenda in the Subdivision Development Contract with Dick Leike. The other three include St. James Place, Forest Brook Subdivision, and The Vinings. All these subdivisions are in the process of entering into contracts or finishing their obligations either by the current developer or a subsequent developer. The Community Bank took over St. James Place on Forest Hill and will be finishing out the subdivisions infrastructure so that the plat can be recorded and the lots can be sold.

Clark and Clark is going to be working with the original developer of Forest Brook Subdivision on Forest Hill-Irene Road.

The original developer of The Vinings is beginning to finish that subdivision so that final acceptance can be made. There are three homebuilders that bought the lots and are pursuing their building permits.

Mr. Cook stated there was a lot of work on these subdivisions and there are several departments that got involved in working with these four subdivisions: The finance department, Michael Stoll, Public Works, Public Services through Bo Mills, all three divisions of Community Development, Tim Gwaltney with Engineering, Planning through Josh Whitehead, and Neighborhood Services through Joe Nunes and the City Attorney, Tom Cates.

ADJOURNMENT

There being no further business to be brought before the Board, the meeting was adjourned.

Sharon Goldsworthy, Mayor

Dotty Johnson, City Clerk/Recorder