

## **BOARD OF MAYOR AND ALDERMEN**

January 28, 2013

A regular meeting of the Board of Mayor and Aldermen was held on January 28, 2013 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: Greg Marcom, John Drinnon, Mike Palazzolo, Forrest Owens and Rocky Janda. Staff present: Patrick Lawton, Tom Cates, Kristen Geiger, George Brogdon, Andy Pouncey, Bo Mills, Tim Gwaltney, Butch Eder, Jonathan Smith, Chief Richard Hall, Chief John Selberg, Michael Stoll, Tony Fischer, Ernie Moretta, Pam Beasley, Ralph Gabb, Lisa Piefer and Dotty Johnson.

### **Call to Order**

Mayor Goldsworthy called the meeting to order at 6:00 p.m.

### **Invocation**

Community Services Division Director George Brogdon gave the invocation.

### **Pledge of Allegiance**

Alderman John Drinnon led the Pledge of Allegiance.

### **Approval of Agenda**

Mayor Goldsworthy stated that during the Executive Session the Board had unanimously agreed to move the following two agenda items to the Consent Agenda: Number 9 – Methodist Health Choice Contract Renewal and Number 12 – Fleet Maintenance Facility – Professional Service Supplement.

Motion by Mr. Drinnon, seconded by Mr. Marcom, to approve the agenda as amended.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Owens –yes, Janda–yes. Motion approved.

### **Approval of Minutes**

There were no corrections or additions to the minutes.

Motion by Mr. Marcom, seconded by Mr. Drinnon, to accept as printed, the minutes of the regular meeting on January 14, 2013.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Owens–yes, Janda–yes. Motion approved.

### **Citizens to be Heard**

Ms. Nemat Shazley, 2700 Fox Hill Circle East, came forward and asked the Board to improve Lateral G in the southern section and to give equal attention to both sides of Lateral G, north and south.

Mr. Nick Mortin, 2460 Fox Hill Dr., also asked the Board to consider improvements to the south end of Lateral G.

### **Donation – Civil War Trail Marker**

Mr. Brogdon introduced Ms. Jacque Clift, Chairman of Historic Commission, Mr. Lee Miller and Tarry Beasley with the Robert E. Lee Camp 1640 and Lee Curtis, Director of Program Development with the Tennessee Department of Tourism.

Ms. Curtis gave a brief description of the Civil War Trails program which identifies, interprets, and creates driving tours of both the great campaigns and the lesser-known Civil War sites. She stated the Germantown Historic Commission had prepared a grant application request for the placement of an official Civil War Trails marker at a designated location within Depot Park.

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The City was presented with a check for \$600. The Historic Commission voted to spend \$500.00 from their annual budget to complete the \$1,100.00 match requirement.

Motion by Mr. Owens, seconded by Mr. Drinnon, to recognize donations of funds in the amount of \$600.00 from the Robert E. Lee Camp 1640 of the Sons of Confederate Veterans to be used as a match for the State of Tennessee's Civil War Trails Marker Grant Application and to approve Budget Adjustment No. 13-58.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Owens–yes, Janda–yes. Motion approved.

**Ordinance 2012-16 – Amendment to the Flood District Regulations of the Zoning Ordinance**

City Engineer Tim Gwaltney stated this was the third and final reading on a Zoning Ordinance which would amend the City's existing flood regulations of the Zoning Ordinance to comply with the recently revised National Flood Insurance Maps issued by FEMA.

The purpose of the National Flood Insurance Program (NFIP) is to allow property owners in participating communities to purchase insurance protection against losses from flooding. Participation in the program is based on an agreement between local communities and the federal government and states if a community will adopt and enforce a floodplain management ordinance to reduce future flood risks to new construction in identified flood hazard areas, the federal government will make flood insurance available within the community as a financial protection against losses.

The most significant change from the 2007 Flood Insurance Rate Maps (FIRM) is along Wolf River Lateral G in the eastern part of the City, south of Wolf River Boulevard, southward to Johnson Road Park.

Motion by Mr. Marcom, seconded by Mr. Drinnon, to approve Ordinance No. 2012-16 on third and final reading.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Owens –yes, Janda–yes. Motion approved.

**Methodist Health Choice Contract Renewal – MOVED TO CONSENT**

**Annual Cure-in-place Pipe Rehabilitation Contract**

Mr. Bo Mills, Public Services Director, stated the City Sewer Division performs preventive maintenance and repairs on over 212 miles of sewer mains annually. Each year funding is allocated in the Storm Water Fund and Sewer Infrastructure Replacement program for the rehabilitation of older or inferior infrastructure within the system.

Motion by Mr. Owens, seconded by Mr. Drinnon, to authorize the Mayor to enter into a contract with Visu-Sewer, Inc. in the amount of \$177,110.00 for the Annual Cured-in-place Pipe Sewer Rehabilitation Contract.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Owens –yes, Janda–yes. Motion approved.

**Annual Asphalt Paving and Milling Contract**

The Public Services Department has a preventive street maintenance program that was established 19 years ago to annually grade, evaluate and schedule the candidate streets throughout the City for milling and/or pavement resurfacing. The annual goal is to prepare the resurface approximately ten miles annually.

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Motion by Mr. Marcom, seconded by Mr. Drinnon, to authorize the Mayor to enter into a contract with Standard Construction Co, Inc. in an amount not to exceed \$1,050,000.00 for the FY13 Annual Milling and Paving Contract.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo-yes, Owens -yes, Janda–yes. Motion approved.

**Fleet Maintenance Facility – Professional Service Supplement – MOVED TO CONSENT**

**Third Party Administrator**

Mr. Lawton explained, the Board of Mayor and Aldermen on December 19, 2012, authorized the Mayor to execute a TPA services contract with Cigna subject to review and approval of the City Attorney. This action was the culmination of months of prep work regarding the development of the necessary bidding documents, interviews and analysis.

The City could not come to an agreement with Cigna regarding the City’s required and necessary contract language and must now present the next lowest and responsible vendor – Health Cost Solutions (HCS).

The potential for substantial savings with HCS exists and are very similar to what was expected with Cigna. During the interview with HCS, following the analysis of their response to our RFP, staff found them to be very professional and responsive to the City. HCS will provide the following service: HCS has agreed to execute the City’s standard professional services contract. The annual contract for this service is \$141,600.00. The administration recommended approval.

Motion by Mr. Drinnon, seconded by Mr. Marcom, to authorize the Mayor to rescind the City’s award of the RFP for Third Party Administrator to Cigna and to authorize the Mayor to enter into a 32 month contract effective May 1, 2013, subject to the review by the City Attorney, with two one-year renewal options, with Health Cost Solutions to be the City’s Third Party Administrator, pharmacy benefits provider and network access provider.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo-yes, Owens -yes, Janda–yes. Motion approved.

**CONSENT**

**Donation – Forgey Dog Park**

Ms. Ann Tutwiler Dwyer made a donation to the Public Services Department for construction of a park bench at Forgey Dog Park in memory of the dog Cowboy.

MOTION: To recognize a donation to the Public Services Department for a park bench at Forgey Dog Park totaling \$120.00.

**Germantown Road/Methodist Drive Traffic Signal**

During the construction of the traffic signal in this area, several issues developed related to additional work needed on the west and northeast side of the intersection. The work included additional driveway modifications on the west side to construct ADA compliant access to the commercial development; additional asphalt work on the west side for a smoother connection to the driveway; additional sidewalk modifications on the northeast corner to construct ADA compliant sidewalk and avoid conflict with existing high voltage junction box and removal and reconstruction of existing brick wall on the northeast corner following sidewalk work.

MOTION: To authorize the approval of Change Order No. 1 to the contract with McCrory Electric, Inc. in the amount of \$13,269.00 and approve Budget Adjustment No. 13-54.

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**Poplar Avenue/Oakleigh Lane Traffic Signal – Change Order #1**

Following the contract authorization with Desoto County Electric, two issues developed regarding the traffic signal support poles planned for the Poplar/Oakleigh Lane traffic signal.

The City has requested an increase in the strain pole size to accommodate a future five-section signal head; and due to ROW restrictions on the north side of the intersection, the design includes attaching to the existing wooden MLGW utility poles. MLGW stated that the two existing wooden poles would not support the additional loading from the signal equipment and that the poles would need to be replaced. All work associated with this project is 100% reimbursable by TDOT.

MOTION: To authorize the approval of Change Order No. 1 to the contract with Desoto County Electric, Inc. in the amount of \$13,026.00 and approve Budget Adjustment No. 13-55.

**Traffic Signal LED Conversion – Change Order #1**

During the construction of this signal conversion, it was determined that the installation of programmable LED displays would be the safest and most efficient signal display at this location. The programmable displays have a higher unit cost than normal LED displays.

The Engineering Division has observed a significant amount of congestion at the intersection of Wolf River Blvd. and Johnson Road. This congestion is due in large part to the absence of protected left turn movements for east and westbound Wolf River Blvd. It was determined that the in-pavement vehicle detection devices at this intersection are not functional. The Division requested that the contractor provide a cost estimate for replacement of the failed detection devices. The cost increase to the project for both opportunities is \$18,230.00.

MOTION: To approve Change Order No. 1 for the LED traffic signal conversion project increasing the contract amount with Desoto County Electric, Inc. by \$18,230.00 from \$86,435.00 to \$104,674.00 and to approve Budget Adjustment No. 13-56.

**Appointments to Financial Advisory Commission**

Currently there are 22 members leaving two vacancies for the 2013 Financial Advisory Commission. Mrs. Christine Menzel has expressed her desire to serve on the Commission for the one-year term.

MOTION: To approve the appointment of Christine Menzel to the 2013 Financial Advisory Commission.

**Methodist Health Choice Contract Renewal**

With our change in Third Party Administrator (TPA) services and hospital networks effective May 1, 2013, the City needs to continue for the next five months its current Preferred Provider relationship with Methodist Health Choice. The Health Choice contract ended December 31, 2012. They have, however, agreed to extend this contract for five months as we transition with our new TPA and PPO. There are no changes in coverage or network discounts.

As we deploy the new TPA contract and PPO with Great West Cigna, our employees will see little or no disruption of services from Methodist Health Choice to Cigna Great West because both have access to the Methodist network of hospitals, doctors and specialty clinics.

MOTION: To authorize the Mayor to enter into a five month contract with Methodist Health Choice to provide the use of their health network of providers and facilities to the employees of the City of Germantown.

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**Fleet Maintenance Facility – Professional Service Supplement**

This Professional Services Supplement will provide construction administrative services to support the City's staff during the construction of the new Fleet Services Maintenance Facility.

MOTION: To approve a \$39,810.00 Supplement to the Professional Services Agreement with Barge, Waggoner, Sumner and Cannon to provide construction administrative services during the construction of the new Fleet Services Maintenance Facility.

Motion by Mr. Marcom, seconded by Mr. Palazzolo, to accept the consent agenda as read.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo-yes, Owens -yes, Janda–yes. Motion approved.

**ADJOURNMENT**

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

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Sharon Goldsworthy, Mayor

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Dotty Johnson, City Clerk/Recorder