

BOARD OF MAYOR AND ALDERMEN

March 11, 2013

A regular meeting of the Board of Mayor and Aldermen was held on Monday, March 11, 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, George Brogdon, Andy Pouncey, Bo Mills, Butch Eder, Tim Gwaltney, Deputy Chief Rodney Bright, Chief John Selberg, Asst. Fire Chief Jeff Beaman, Michael Stoll, Susan Hopson, Tony Fischer, Pam Beasley, Ralph Gabb and Dotty Johnson.

Call to Order

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

Invocation

Economic and Community Development Director Andy Pouncey gave the invocation.

Pledge of Allegiance

Alderman Rocky Janda led the Pledge of Allegiance.

Approval of Agenda

The Board unanimously agreed to move the following items to the consent agenda:

#7 – Subdivision Development Contract 500, Elysium PUD

#8 – Farmington Phase II – Change Order/Closeout

#9 – Farmington Blvd. Reconstruction Phase II – Professional Service Supplement and Closeout

#10 – Budget Adjustment - FEMA Fire Prevention Safety Grant

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. Owens, to approve the minutes of the regular meeting held February 25, 2013.

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

Citizens to be Heard

Mr. Bill Mullins, of 1736 Oak Hill, came forward and expressed his concerns over a drainage issue on Great Oaks and Oak Hill. He stated he had to sandbag around his house to keep the water from going into his house but the water now goes under the house and something must be done.

Subdivision Development Contract 500, Elysium PUD – Moved to Consent

Farmington Phase II – Change Order/Closeout – Moved to Consent

Farmington Blvd. Reconstruction Phase II – Professional Service Supplement and Closeout - Moved to Consent

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Budget Adjustment – FEMA Fire Prevention Safety Grant – Moved to Consent

Ordinance 2013-4 – Rezoning of Baptist Memorial Healthcare Property from SC-1 Shopping Center Districts to C-2 Commercial District – First Reading

Alderman Marcom recused himself from hearing this agenda item because his firm worked on this property. He stepped down from the dais.

Mr. Pouncey stated this was a rezoning of lots 2a and 3 of the Wolf River Center Subdivision from SC-1 to C-2. Baptist Memorial Health Care Corporation (BMHC) requested the rezoning of 1.419 acres in order to provide a single, consistent zoning district for the property. BMHC plans to construct a rehabilitation hospital on some portion of the subdivision.

Motion by Mr. Drinnon, seconded by Mr. Owens, to approve on first reading the rezoning from “SC-1” Shopping Center District to the “C-2” Commercial District of 1.419 acres on the north side of Wolf River Blvd., east of Germantown Road and set April 8, 2013 as the date of public hearing.

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

Alderman Marcom returned to the dais.

The Great Race – Sponsorship Agreement

Mr. Pouncey explained this was an agreement for \$10,000.00 between Coker Tire Company and the City to sponsor an overnight stop promotion of The Great Race. In 2003 and 2007, the City sponsored an overnight stop. In 2003 the City won the Best Overnight Stop and in 2007 the City came in second. Bobby Hadskey, of Germantown, is a participant in the Race.

Mr. Pouncey explained the day’s events and how the sponsorship works. He invited anyone who wanted to help sponsor the event or to sponsor a car in the race to contact him.

Motion by Mr. Marcom, seconded by Mr. Palazzolo, to authorize the Mayor to enter into an agreement with Coker Tire Company in the amount of \$10,000.00 to sponsor an Overnight Stop promotion of GREAT AMERICAN RACE 2013 and related festivities in Germantown, Tennessee on June 26, 2013 and approve Budget Adjustment No. 13-71.

Alderman Palazzolo commended Mr. Pouncey for his involvement in helping with the sponsorship and volunteering his time in this effort.

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

CONSENT

Bobby Lanier Farm Park Phase II – Professional Services Supplement

This supplement will provide funding to design the expansion of the sewer system and the design of the new entrance drive to the Farm Park that were not included in the original Professional Services Agreement with Dalhoff Thomas Design Studio. Funding is included in this year’s CIP Budget. The portion of the sewer improvements that are not directly needed to serve the Farm Park but improve the City’s overall sewer system will be funded from the Utility Fund. The amount of the supplement is \$3,950.00.

MOTION: To approve a \$3,950.00 supplement to the Professional Services Agreement with Dalhoff Thomas Design Studio for additional design services related to Phase II of the Bobby Lanier Farm Park Master Plan.

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PEG Money – GHSTV Foundation

Comcast remitted \$51,757.50 and AT&T remitted \$11,004.62 for the first quarter of FY13. Comcast and AT&T have state contracts to provide cable service to the residents of the City. The PEG access fees are remitted to the City quarterly, who in turn remits the money to the designated PEG station, Germantown Community Television Foundation.

MOTION: To approve the transfer of funds in the amount of \$62,762.12, which was received from Comcast and AT&T, to the designated PEG station Germantown Community Television Foundation and approve Budget Adjustment No. 13-67.

Recognition of Donations GPAC

Membership in the Presenters Circle requires a donation of at least \$1,000 per year with a minimum commitment of 3 years. Donations in cash contributions totaling \$246,000 have been made since 2009.

MOTION: To acknowledge donations made to GPAC totaling \$246,000 in cash contributions since 2009.

Purchase – Bulk Asphalt

Hot asphalt mix is used primarily for street maintenance repair, temporary pothole repairs, utility cuts and stormwater maintenance projects. Cost to purchase the low bid for 2,500 tons of 411D hot asphalt mix is in the amount of \$142,500.00.

MOTION: To approve the purchase of 2,500 tons of 411D hot asphalt mix from Standard Construction Company, Inc, in the amount of \$142,500.00.

Recognition of Donation – Parks & Recreation

The Germantown Civitan Club donated \$250.00 to the Parks and Recreation Department – Cultural Arts Budget in memory of Sandy Harris, who was an active member of the Club. The donation will be used for the Special Recreation program for which Sandy volunteered for many years.

MOTION: To recognize a donation made to the Parks and Recreation Department for a special program totaling \$25000 and to approve Budget Adjustment No. 13-75.

Subdivision Development Contract 500, Elysium PUD – Moved from Reg. Agenda

This is a revised Development Contract for the Elysium PUD, which is a residential development of 38 lots for single family detached dwellings, located on the north side of Poplar, east of Forest Hill-Irene Road. The streets will be private, with gated entrances on Poplar Ave. and On-the-Hill Drive. The revisions will allow the development to be built in two phases.

MOTION: To approve the revisions to Development Contract No. 500 for the Elysium Planned Unit Development, phases 1 and 2.

Farmington Phase II – Change Order/Closeout – Moved from Reg. Agenda

Phase II was included in the FY12 CIP Budget and consisted of the reconstruction of the roadway, select driveways, curbs and other improvements along Farmington Blvd. between Allenby Rd. and Germantown Rd. Due to the multiple shifting of traffic for City events, unforeseen utility repair/relocation, new overhead suspended signs and more improvements than originally anticipated, the project required a change order in the amount of \$46,395.00.

MOTION: To approve final closeout of the Construction Contract with Ferrell Paving, Inc. for Farmington Boulevard Reconstruction Phase II and to approve Change Order No. 1 in the amount of \$46,396.00, increasing the contract from \$3,131,182.00 to \$3,177,578.00.

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Farmington Blvd. Reconstruction Phase II – Professional Service Supplement and Closeout - Moved from Reg. Agenda

During the construction of Farmington Blvd. Reconstruction Phase II project, utility repair/relocation beyond the original scope and plan, new overhead suspended signs and more improvements than were originally anticipated, resulted in the project exceeding the six month construction timeline by three weeks. This extension required additional design and inspection services at a cost of \$40,000.00 that were not accounted for in the original proposal.

MOTION: To approve a \$40,000.00 supplement to the Professional Services Agreement with the Pickering Firm, Inc. increasing the contract amount from \$300,000.00 to \$340,000.00 for Construction Engineering and Inspection Services related to the Farmington Boulevard Reconstruction Phase II project.

Budget Adjustment – FEMA Fire Prevention Safety Grant – Moved from Reg. Agenda

The Fire Department purchased items totaling \$16,242.38 using the Federal Emergency Management Agency (FEMA) Fire Prevention Safety Grant of \$14,684.00 and the City's matching grant of \$1,631.00. A budget adjustment is required for the matching grant from the Federal Emergency Management Agency (FEMA) Fire Prevention Safety Grant.

MOTION: To approve Budget Adjustment 13-74 for the matching grant from the Federal Emergency Management Agency (FEMA) Fire Prevention Safety Grant.

Motion by Mr. Palazzolo, seconded by Mr. Drinnon, 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.

Sharon Goldsworthy, Mayor

Dotty Johnson, City Clerk/Recorder