

## **BOARD OF MAYOR AND ALDERMEN**

March 25, 2013

A regular meeting of the Board of Mayor and Aldermen was held on Monday, March 25, 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, Chief Richard Hall, Chief John Selberg, Asst. Fire Chief Jeff Beaman, Mark Carter, Michael Stoll, Jonathan Smith, Wade Morgan, Tim Bierdz, Lisa Piefer, 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**

Parks and Recreation Director Pam Beasley gave the invocation.

### **Pledge of Allegiance**

Alderman Greg Marcom led the Pledge of Allegiance.

### **Approval of Agenda**

The Board unanimously agreed to add to the agenda a proclamation honoring Houston High School students.

Motion by Mr. Drinnon, seconded by Mr. Palazzolo, 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. Drinnon, seconded by Mr. Marcom, to approve the minutes of the regular meeting held March 11, 2013.

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

### **Recognition of Houston High FFA and HOSA Students**

Economic and Community Development Director Andy Pouncey came forward and introduced the following volunteers from Houston High School Future Farmers of America (FFA): Tyler Martin, Corey Martin, Brandon Thomas, Mary Grace Greet, Wilson Schwam and Gabby Frohlich. From the Houston High School Health Occupation Student Association (HOSA): Joe Choi, Talon Rice, Troy Marshall and student volunteer Michael Buckingham.

These students worked a total of 85 hours digging holes, properly placing seedlings in the hole and then backfilling the holes. All the seedlings were planted on a 4 acre off-site location that the City used to restore the stormwater wetlands that were impacted by the new Wolf River Boulevard connector project.

Mr. Pouncey also recognized teachers Mr. Kevin Carter and Mrs. Donna Reed for their time working inside the school emailing and getting word out for the project. A special thank you went to Teresa and Larry Martin for their volunteer efforts and for the use of their tractor which they brought to the site to help with carrying supplies for the volunteers.

## **Board of Mayor and Aldermen**

March 25, 2013

Page 2

### **Proclamation – Students Taking Action**

Houston High School student leadership team “Students Taking Action Today” helped sponsor the Foods Kids Back Pack Program to benefit the Mid-South Food Bank. These students were presented a proclamation by Mayor Goldsworthy. The students raised money to purchase food that was packaged and delivered to Mid-South Food Bank. Mayor Goldsworthy declared Saturday, April 6 as Houston vs. Hunger Day and encouraged citizens to make a donation and participate in the event at Houston High School.

### **Beautification Commission Business Award**

Alderman Forrest Owens presented the March Beautification Commission Business Award to The Solana located at 8199 Poplar Ave. Mr. David Williams, the representative, accepted the award on behalf of the Solana. This new local senior living community had installed landscape and gardens around the entire site. A beautiful flagstone water fountain serves as a welcoming entrance feature to the property.

### **Youth Excellence Award**

Alderman Rocky Janda presented the Youth Excellence Award for February to Ms. Elizabeth Molinet, a senior International Baccalaureate student at Germantown High School.

### **Teacher of the Month Award**

Alderman Rocky Janda presented Ms. Allison Betts, a science teacher at Dogwood Elementary, with the February Teacher of the Month Award. Wolfchase Toyota sponsored the award.

### **Citizens to be Heard**

Mr. Andrew Owens of 2453 Brandemere, came forward to bring to the attention of the Board some flooding that is occurring in his neighborhood. After a moderate rain there was flooding into the area from Poplar Avenue into the backyard of one of his neighbors, Mr. Jack Smith, who lives at 2453 Brandemere. The flood of water has knocked down a fence and has come very close to an electrical box.

### **BEER BOARD**

Mayor Goldsworthy recessed the Board of Mayor and Aldermen and convened as a Beer Board.

#### **Public Hearing – Beer Permit – Elfo’s**

City Administrator Patrick Lawton explained that Ms. Kimberly Grisanti had requested a permit to sell beer for on-premise consumption at Elfo’s located at 2285 South Germantown Road. This was a change in ownership for Elfo’s.

The public hearing was opened. Having no one come forward, the public hearing was concluded.

Motion by Mr. Marcom, seconded by Mr. Palazzolo, to approve the request from Kimberly Grisanti for a permit to sell beer for on-premise consumption at Elfo’s located at 2285 South Germantown Road.

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

#### **Public Hearing – Beer Permit – Petra Cafe**

Mr. Lawton stated that Ms. Tasha Ann Leach had requested a permit to sell beer for on-premise consumption at her new restaurant, Petra Café, located at 9155 Poplar Ave., Suite 17.

**Board of Mayor and Aldermen**

March 25, 2013

Page 3

The public hearing was opened. Having no one come forward, the public hearing was concluded. Motion by Mr. Marcom, seconded by Mr. Palazzolo, to approve the request from Tasha Ann Leach for a permit to sell beer for on-premise consumption at Petra Café located at 9155 Poplar Ave., Suite 17.

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

Mayor Goldsworthy adjourned the Beer Board and reconvened the Board of Mayor and Aldermen.

**BOARD OF MAYOR AND ALDERMEN**

**Ambulance Services Contract**

Mr. Lawton stated this agenda item before the Board was to consider a motion establishing ambulance service in the City of Germantown as an in-house operation and rejecting the bid submitted from AMR and Pafford Medical.

The current contract with Shelby County for ambulance service for our residents expires June 30, 2013.

In February the Board rejected the in-house operation proposal. Some things have changed to cause administration to recommend the Board reconsider the in-house operations.

1. At the request of the administration, all City departments have reduced their proposed operating budgets for FY14. This action caused the fire department to re-examine the cost and revenue projections associated with an in-house operation resulting in a lower annual operating cost.
2. The purchase of the four ambulances was moved to FY14 rather than moving funds from reserves this fiscal year.
3. The consideration of the demand based service option submitted by Shelby County and the uncertainty of the number of ambulances to be located within the city of Germantown

For these reasons the administration recommended the Board reconsider its prior action and approve the establishment of an in-house ambulance program effective with the adoption of the FY14 budget.

Motion by Mr. Marcom, seconded by Mr. Palazzolo, to establish the provision of ambulance service in the City of Germantown through the Germantown Fire Department and to secure the necessary personnel and equipment to support this operation beginning July 1, 2013 and to reject the ambulance service proposals submitted on January 7, 2013 from AMR and Pafford Medical.

In response to a question from Alderman Palazzolo, Mr. Lawton stated there are different funds within the City's budget including a Special Revenue Fund where revenues that come in for a particular operation and matched with those expenditures. The Special Revenue Fund will allow the Board to see, in a very detailed fashion, how this fund is operating.

Alderman Palazzolo stated he had changed his mind regarding this issue and he would be voting for the in-house ambulance program. He stated staff had gone back and reviewed this program through a managed competition lens and found ways to cut human resource costs and the City will have control and the ability to do the job. He stated he was holding Chief Selberg and Administration accountable, just as in the private sector, and we will have four years to break even. He said he felt confident that the job will be done and he supported the program.

**Board of Mayor and Aldermen**

March 25, 2013

Page 4

Alderman Janda stated he had previously voted no. After working with the Chief for the past 30 days he had a great confidence that a better plan had been reached and it would to the benefit of the citizens. He stated he would be voting for the in-house program.

Alderman Owens echoed the statements by Alderman Palazzolo and Alderman Janda. He stated he was fiscally conservative and with the expected costs of the possibility of schools and the in-house ambulance service, these expenses would put a heavy burden on the residents. He stated he had confidence in Administration and Chief Selberg. With the level of service the County had been discussing was unacceptable, therefore, he was going to change his vote to a “yes” vote. He appreciated the amount of work that staff had done and supported their efforts for the citizens of Germantown.

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

Mayor Goldsworthy complimented the Germantown Fire Department for the work they do in delivering the highest quality of service to those who live here, those who work here and those who may happen to just be here.

Alderman Drinnon thanked Mayor Goldsworthy and Patrick Lawton for all their work.

**Project Development Contract No. 1181 – Chick-fil-A Rebuild**

Alderman Marcom recused himself from hearing this item because of previous work his company had done in the area.

Chief Planner Wade Morgan stated that the existing Chick-fil-A was to be demolished and replaced by a larger building. There will be a larger drive-through with more parking.

Staff is currently reviewing the construction drawings to make sure this rebuild is done as efficiently and expeditiously as possible.

Alderman Palazzolo stated he wanted to make sure it was brought to the attention and coordinated with Parks and Recreation and Public Safety about access or non access to the greenway.

Mr. Morgan stated staff was coordinating and publicizing there would not be access to the greenway at this site.

Motion by Mr. Janda, seconded by Mr. Drinnon, to approve the Project Development Contract 1181, Chick-fil-A restaurant.

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

Mr. Marcom returned to the dais.

**CONSENT**

**Recognition of Donations – Fire Department**

The Heritage Woman’s Club donated \$1,400.00 to the Fire Department to be used to purchase ResQPODs. Also, the Germantown Woman’s Club donated \$240 to the Fire Department to be used by the LAFs Clown Troupe for public safety education.

MOTION: To recognize donations to the Fire Department totaling \$1,640.00, and approve Budget Adjustment No. 13-77

**Board of Mayor and Aldermen**

March 25, 2013

Page 5

**Purchase – Cement Treated Base**

This is the purchase of 3,000 tons of cement treated base mix which is primarily used for street maintenance repairs, utility cuts and stormwater maintenance projects. The cost of the purchase is \$60,210.00.

MOTION: To approve the purchase of 3,000 tons of cement treated base mix in the amount of \$60,210.00 from Metro Materials.

Motion by Mr. Owens, 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.

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Sharon Goldsworthy, Mayor

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Dotty Johnson, City Clerk/Recorder