

## **BOARD OF MAYOR AND ALDERMEN**

September 9, 2013

A regular meeting of the Board of Mayor and Aldermen was held on Monday, September 9, 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, Mike Palazzolo, Forrest Owens and Rocky Janda. Alderman Drinnon was absent. Staff present: Patrick Lawton, Debra Wiles, Andy Pouncey, Tim Gwaltney, Susan Hopson, Chief John Selberg, Chief Richard Hall, Pam Beasley, Reynold Douglas, Butch Eder, Ralph Gabb, Paul Chandler, Lisa Piefer and Dotty Johnson.

### **Call to Order**

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

### **Invocation**

Public Services Director Bo Mills gave the invocation.

### **Pledge of Allegiance**

Alderman Greg Marcom led the Pledge of Allegiance.

### **Approval of Agenda**

During the Executive Session the Board discussed moving the following to the consent agenda:

#9 – Resolution 13R11 – TML Pool Driver Safety Matching Grant Program

#11 – CEI Supplement – Poplar/Oakleigh Traffic Signal

#12 – Construction Change Order No. 4 – Poplar/Oakleigh Traffic Signal

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

ROLL CALL: Marcom–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. Janda, to approve the minutes of the Board of Mayor and Aldermen Meeting held August 26, 2013.

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

### **Water Plant Staff Recognition**

Public Services Director Bo Mills asked the Water Plant staff to come forward. He introduced each employee consisting of Danny Hutcheson - Asst. Director of Utilities, Mike Sorensen - Supt. of Water Services, Mike O'Neill - Lead Plant Operator, Louis Sutton, Greg Jones and Michael Ringwald - Water Plant Operators, and Malvin Coley - Water Plant Technician.

Mr. Mills stated that on June 26<sup>th</sup>, a Sanitary Survey was done on both water production facilities. The survey is designed to review all the areas of water production to ensure the Germantown Utility System is in compliance with all State requirements for Safe Drinking Water Supply. Mr. Mills stated the Water Plant staff is proud to receive an improved score of 99% for this report.

The employees received a standing ovation.

### **Citizens to be Heard**

No citizens came forward to speak.

**Board of Mayor and Aldermen**

September 9, 2013

Page 2

**Ordinance 2013-11 – Amendment to Chapter 9 – Environmental Ordinance and Chapter 22 – Vegetation Ordinance – Third and Final Reading**

Economic and Community Development Director Andy Pouncey came forward and explained that the amendment to this ordinance would reduce the amount of time from ten to five days after the effective date of the notice to remove rubbish and/or cut grass/vegetation. The ordinance updates the notice requirements so that notice may be given by personal service or first-class mail with proof of mailing.

In the event the City incurs expenses related to the cleaning or cutting of these lots, the ordinance requires the recording of a lien on the property for the costs incurred, plus the cost of filing the lien and a \$100.00 administrative fee.

Motion by Mr. Owens, seconded by Mr. Palazzolo, to adopt Ordinance 2013-11 on third and final reading

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

**Resolution 13R11 TML Pool Driver Safety Matching Grant Program – Moved to Consent**

**Blue Grass Sewer Lift Pump Refurbishment**

Bo Mills explained the Blue Grass sewer lift station was built in 1969 and serves 200 homes in an area north of Neshoba Road and west of Riverdale Road. The project was bid in 2012 but the bids were rejected because there were only two bidders and they were over funding requirements. The project was “sunset” and rebudgeted for FY14. This is an old vacuum type canister station which is almost obsolete technology. The City is currently utilizing a new design with a submersible pump that requires less maintenance and is more energy efficient. Also included in the contract is a permanent on-site generator that will provide emergency supplemental power to the Blue Grass and Riverdale stations with an automatic transfer switch to be installed at both locations. There were four bidders for this project and the low bid was with Landmark Construction in the amount of \$261,140.00.

A discussion followed on the generators, the alarms and whether to use natural gas or diesel. Mr. Mills stated that MLGW notifies the City anytime there is a power outage and they are constantly checked. The natural gas was considered but, after the study, it was determined that it is better to use diesel because of the potential of a gas line interruption such as an earthquake.

Motion by Mr. Janda, seconded by Mr. Owens, to approve a construction contract with Landmark Construction for the refurbishment of the Blue Grass Sewer Lift Station in the amount of \$261,140.00.

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

**CEI Supplement – Poplar/Oakleigh Traffic Signal – Moved to Consent**

**Construction Change Order No. 4 – Poplar/Oakleigh Traffic Signal – Moved to Consent**

**Construction Change Order – Wolf River Blvd.**

City Engineer Tim Gwaltney stated that although the roadway has been opened to traffic, field work will be continuing until September 20, 2013 to complete the project. Poor soil conditions under the existing pavement of Kimbrough Road at the Wolf River Blvd. intersection and a plans quantity discrepancy for the timber backed guard rail are the reasons for the delay in completion. The current payment request through July 31, 2013 in the amount of \$1,067,158.94 puts us over the original construction contract amount by \$160,700.00.

Motion by Mr. Marcom, seconded by Mr. Owens, to approve Change Order No. 1 in the amount of \$160,700.00 to the Construction Contract with Acuff Enterprises d.b.a. Scott Contractors increasing the contract amount from \$18,763,430.24 to \$18,924,130.10 for the Wolf River Boulevard project and to approve Budget Adjustment No. 14-11.

**Board of Mayor and Aldermen**

September 9, 2013

Page 3

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

**CONSENT**

**Budget Transfer No. 14-10 - Operating Monies to Capital**

Bids for the functional piece of gym equipment came back higher than the allowed expenditure for a non-cap asset operating expense.

MOTION: To approve Budget Transfer No. 14-10 in the amount of \$9,500.00 from an operating expense line to a capital asset line.

**Resolution 13R11 TML Pool Driver Safety Matching Grant Program – Moved from Reg. Agenda**

A “Driver Safety” Matching Grant Program is being offered by the TML Risk Management Pool and will provide 50% of the cost for driver safety training provided to employees who drive City vehicles. The grant applies to training performed in fiscal year 2014 and the application must be submitted with a resolution approved by the Board along with cost estimates (\$5,000.00) for the qualified driver safety training.

MOTION: To authorize and approve Resolution 13R11 for the City to participate in the TML Risk Management Pool “Driver Safety” Matching Grant Program for FY14.

**CEI Supplement – Poplar/Oakleigh Traffic Signal – Moved from Reg. Agenda**

Due to poor subsurface conditions at the site, the contractor is justifiably requesting a sixty (60) day extension. Due to the extension of the construction time, the Construction Engineering and Inspection (CEI) contract needs to be extended accordingly. The Pickering Firm has provided a fee proposal that includes the additional days and the cost of the GPR services. Approval of this item will raise the ceiling of the contract from \$28,967.00 to \$50,447.00 and is 100% reimbursable.

MOTION: To authorize the approval of Supplement No. 2 to the contract with Pickering Firm, Inc. in the amount of \$21,480.00 and approve Budget Adjustment No. 14-12.

**Construction Change Order No. 4 – Poplar/Oakleigh Traffic Signal – Moved from Reg. Agenda**

This change order involves the added item of flowable fill that was not included in the original contract. The reason for the flowable fill is to remedy the situation of poor subsurface conditions encountered during construction. The cost of Change Order No. 4 is \$5,172.84 and is 100% reimbursable.

MOTION: To authorize the approval of Change Order No. 4 to the contract with DeSoto Electric, Inc. in the amount of \$5,172.84. and approve Budget Adjustment No. 14-13.

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

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

Mayor Goldsworthy noted for the record that the City had received notice that the City had received triple A bond ratings from both Standard and Poor’s and Moody’s Bonding Agencies.

**ADJOURNMENT**

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