

## **BOARD OF MAYOR AND ALDERMEN**

January 12, 2015

A regular meeting of the Board of Mayor and Aldermen was held on Monday, January 12, 2015 at 6:00 p.m. in the Council Chambers of the Municipal Center.

Mayor Mike Palazzolo was present and presiding.

The following Aldermen were present: John Barzizza, Mary Anne Gibson, Forrest Owens and Rocky Janda. Staff present: Patrick Lawton, Debra Wiles, Chief Richard Hall, Chief John Selberg, Daniel Page, Bo Mills, Reynold Douglas, Cameron Ross, Butch Eder, Ralph Gabb, Lisa Piefer and Dotty Johnson.

### **Call to Order**

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

### **Invocation**

Finance Director Ralph Gabb gave the invocation.

### **Pledge of Allegiance**

Alderman John Barzizza led the Pledge of Allegiance.

### **Approval of Agenda**

During the executive session, the Board agreed to move #13 – Service Pistol Purchase, #14 – Municipal Tennis Lighting Control Purchase, #15-Municipal Tennis Lighting Control – Installation, #16 – E-mail System Annual Maintenance & License.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve the agenda as amended.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

### **Approval of Minutes**

There were was one change to the minutes noted. Debra Wiles was in attendance at the Special Called Meeting.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve the minutes of the regular meeting held December 8, 2014 and the Special Called Meeting held December 16, 2014 as amended.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

### **Youth Excellence Award**

Alderman Gibson and Natalie Williams from the Education Commission came forward and presented Ms. Kelsey Stevenson, a senior at Houston High School, with the December 2014 Youth Excellence Award. Alderman Gibson read Ms. Stevenson's many accomplishments and presented her with a plaque.

### **Teacher of Month Award**

Alderman Gibson, Ms. Williams, Dick Vosburg and Dr. Lyle Muller presented Mr. Steven Reeder, Chairman of the social studies department at Germantown High School, with the December 2014 Teacher of the Month Award. Ms. Williams read his many accomplishments at Germantown High School and Germantown Methodist Church. Dr. Muller sponsored the award and presented Mr. Reeder with a check for \$100.00.

### **Citizens to be Heard**

There were no citizens to come forward.

Mayor Palazzolo recessed the Board and reconvened as the Beer Board.

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**BEER BOARD**

**Public Hearing – Walgreens – 7790 Wolf River Blvd. – Off Premise**

City Administrator Patrick Lawton stated this application and the ones to follow were because the Walgreens ownership had changed. The name would remain the same but it is now incorporated and Walgreens Boots Alliance, Inc. is the 100% owner. District Manager Ms. Cece Xavier was present to answer any questions.

Mayor Palazzolo opened the public hearing. Having no one come forward, the public hearing was closed.

Motion by Mr. Janda, seconded by Mr. Owens, to approve the request from Cece Xavier, District Manager of Walgreens, for a permit to sell beer, at Walgreens located at 7790 Wolf River Blvd, for off-premise consumption.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

**Public Hearing – Walgreens – 7650 W. Farmington Blvd. – Off Premise**

Mr. Lawton stated this was another ownership change and there had not been any suspensions on any of the stores in Germantown. Administration recommended approval.

Mayor Palazzolo opened the public hearing. Having no one come forward, the public hearing was closed.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve the request from Ceceli Xavier, District Manager of Walgreens, for a permit to sell beer, at Walgreens located at 7650 W. Farmington Blvd., for off-premise consumption.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

**Public Hearing – Walgreens – 9325 Poplar – Off Premise**

This store has had no previous suspensions or fines and because of ownership change they are applying for a new license to sell beer for off premise consumption.

Mayor Palazzolo opened the public hearing. Having no one come forward, the public hearing was closed.

Motion by Mr. Owens, seconded by Mr. Janda, to approve the request from Ceceli Xavier, District Manager of Walgreens, for a permit to sell beer at Walgreens, located at 9325 Poplar Blvd., for off-premise consumption.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda-yes. Motion approved.

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**LPRF Grant Acceptance**

Parks and Recreation Director Pam Beasley came forward and explained the request was to set up a matching grant in the amount of \$208,000.00 from the Tennessee Department of Environment and Conservation and to enter into an agreement with the State of Tennessee to construct a multi-use activity center at the Bobby Lanier Farm Park.

During the budgeting season last year, the Board approved \$951,000.00 to complete the infrastructure components of the Bobby Lanier Park Master Plan and to match within that amount, \$416,000.00 that was submitted to the State of Tennessee to construct that part of the Master Plan which was the multi-use facility. The State accepted our application for the full amount that required the City of Germantown to match half of that cost.

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Motion by Mr. Barzizza, seconded by Ms. Gibson, to authorize the Mayor to enter into an agreement with the State of Tennessee to provide the City with a grant in the amount of \$208,000.00 for the construction of a multiuse activity center at the Bobby Lanier Farm Park.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

**Service Pistol Purchase – MOVED TO CONSENT**

**Municipal Tennis Lighting Control – Purchase – MOVED TO CONSENT**

**Municipal Tennis Lighting Control – Installation – MOVED TO CONSENT**

**E-mail System Annual Maintenance & License – MOVED TO CONSENT**

**Printing and Mailing Services**

Mr. Lawton stated the idea to outsource utility billing came from an employee through the “Office of Big Ideas”, in which employees come forward with ideas and innovations. The idea went through a two-month beta test phase to work out the bugs and determine if it would work. In addition to the tangible savings of \$6,500.00 a year, the existing mailing and stuffing machine is near end of life and employee safety is enhanced through the removal of this highly mechanized and labor intensive piece of equipment.

The Procurement Department found we could “piggyback” off an existing contract for similar services with the Town of Sevierville, TN. The vendor signed a compliance form stating they will honor all the same contract provisions with the City of Germantown.

In response to a question from Alderman Owens, Mr. Lawton stated the employee making the suggestion was Stephanie Logan with much assistance from Tony Fischer, Lisa Piefer, Ralph Gabb and Linda Rathje.

Motion by Mr. Barzizza, seconded by Ms. Gibson, to authorize the use of Town of Sevierville Tennessee’s Production Agreement with DataProse for printing, stuffing and mailing utility bills in an amount not to exceed \$96,288.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

**CONSENT**

**Rejection of Bids – Cured in Place Pipe Sewer Rehabilitation Contract**

Each year Public Works allocates funding in the Sewer Infrastructure Replacement Program to line storm and sanitary sewers within the system for preventive maintenance. Bids were received on November 11, 2014 from three vendors. Insituform Technologies, LLC was the lowest qualified bid. The company field representative for Insituform Technologies, LLC was notified to inform him of the intent to reject the bid due to budgetary concerns in the fiscal year’s utility budget.

MOTION: To reject the bids received for the annual Cured in Place Pipe Sewer Rehabilitation Contract.

**Purchase of Power Hawk Electric Rescue Equipment – Fire Department**

This is a rescue extrication system and a shredder cutter blade. This tool is similar to the hydraulic extrication tools, except it is electric. This allows it to be smaller than the hydraulic tools, it is quieter and easier to store in vehicle compartments. This tool allows the Fire Department to carry a first response extrication tool on the fire engines, therefore allowing them to initiate extrication prior to the arrival of additional rescue equipment.

MOTION: To purchase rescue equipment from Power Hawk Technologies, Inc., in the amount of \$15,274.30.

**Service Pistol Purchase – MOVED FROM REG AGENDA**

The Police Department currently utilizes 86 weapons purchased in 2000 and 37 weapons purchased when the reserve officers were added making the majority of the handguns over 14 years old. This purchase of the new H&K P30 handgun will replace weapons that have had between 5,000 and 12,000 rounds fired along with the night sights that are beginning to need replacement. Also being purchased are standardized holsters and a weapon light for each weapon.

MOTION: To purchase 140 Heckler & Koch P30 40SW service pistols, Streamlight weapon lights, Safailand Holsters and light holsters from Dillard Security Services in the amount of \$99,658.51.

**Municipal Tennis Lighting Control – Purchase – MOVED FROM REG AGENDA**

Since the original installation of the sports lighting, the lights have been controlled by timers. These controls will be energy efficient and also reduce lighting repairs. After the sports lighting controls are purchased, installation will be performed under a separate contract with a manufacturer's approved electrical contractor.

MOTION: To authorize the purchase of sports lighting controls and for the Mayor to enter into a ten-year central service center support agreement along with a ten-year full warranty and maintenance contract for the requested lighting controls with Musco Lighting Systems in the amount of \$31,475.00.

**Municipal Tennis Lighting Control – Installation – MOVED FROM REG AGENDA**

As part of the City's ongoing sports lighting improvements program, facilities are evaluated and prioritized for upgrades. Three tennis facilities were included in the formal bid process: Municipal, Houston Levee and Dogwood. Municipal tennis and Houston Levee tennis are being recommended to receive the lighting control installations due to the evening and night use by various user groups.

MOTION: To authorize the Mayor to enter into an installation contract for tennis lighting controls with American Electrical Contractors, Inc. in the amount of \$16,560.00.

**E-mail System Annual Maintenance & License – MOVED FROM REG AGENDA**

In January 2014, the Board approved the implementation of Google Apps for Government. This request is to renew the annual maintenance and licensing for Google Apps for Government in the amount of \$22,153.80 from Onix Networking.

MOTION: To authorize the renewal of the annual maintenance and licensing for Google Apps for Government in the amount of \$22,153.80 from Onix Networking.

Motion by Ms. Gibson, seconded by Mr. Barzizza, to accept the consent agenda as presented.

ROLL CALL: Barzizza-yes, Gibson-yes, Owens-yes, Janda -yes. Motion approved.

**Selection of Applicant to Fill the #3 Alderman Position**

Mr. Lawton stated the selection of an applicant will fill the unexpired term of alderman, Mayor Mike Palazzolo, for Position 3. The City's charter identifies that the Board has the ability to appoint an individual to fill a vacancy on the Board. Step one was the declaration of a vacancy by the Board which occurred on December 17, 2014. Within thirty days after such vacancy occurs, the Board shall appoint a citizen to fill the vacancy and serve for the remainder of the unexpired term. Failure to do so by the Board would require the Shelby County Election Commission to hold a special election for the purpose of filling such vacancy.

After the vacancy was declared, the Board and Administration advertised and sought applications throughout the community to apply for the vacancy. Eighteen applications were received by the appropriate deadline and the Board then narrowed that down to eight candidates. Then it was narrowed

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down to four candidates. Interviews were held with each of the four candidates on January 12 in the Council Chambers. These four are now being considered for nomination to fulfill this vacant #3 position.

The four finalists were Sherrie Hicks, David Klevan, Michelle Johns and David Jackson. The Board had decided rather than be a random pull from the four that had been discussed, the Board is ready to place a name directly into nomination.

Alderman Owens commented on the process and he was very proud of the way this had transpired and the Board, with the help of Administration, had conducted the process. He was proud of the transparency that the Board had followed. There had been eighteen excellent candidates and he said he would be proud to serve with any of four finalists.

Alderman Gibson asked to enter into the record her thoughts: (VERBATIM)

The application and interview process came about from a desire from this board to work in an open and transparent manner. I want to thank Mayor Palazzolo and our staff and Mr. Lawton for helping us move through each stage in a manner that we can all be proud of...the way our next alderman is selected.

I know that I read every word of every resume, letter and application, took many phone calls from folks that reached out on behalf of the applicants. I looked at their life experience, their work experience, proven leadership skills that they had already shown and one of the key components for me was how they had spent their time. Their most valuable commodity was how they spent that and for me, here in Germantown was important.

Friday night we heard from the four exceptional leaders that are being considered tonight. Sherrie Hicks, David Jackson, Michelle Johns and Dave Klevan are proven leaders in every category there is, everyone that matters. Their extensive civic and volunteer backgrounds are remarkable. Each one of them has chosen to serve in ways that are unique to them. They are indeed (pause) fill in blank superlative- remarkable, exceptional, incredible leaders here.

This appointment will be the first of many big decisions we'll face as a Board, and I take it very seriously, just as I know my colleagues do, and in many situations a good decision is all that is required. For me, I know that in this appointment, my best decision is required.

I'll conclude with this (pause) Thank you for offering yourself in this service.

Alderman Barzizza stated it was not an easy task. A lot of the candidates, he did not know and he got to know several of them, especially the final four. Unfortunately, only one will be chosen and all are a real credit to the community. He appreciated the efforts of all the candidates.

Alderman Janda stated this was one of the hardest decisions he had made in his two years of being elected. They were all great candidates and friends.

Motion by Mr. Owens, seconded by Mr. Janda, that the Board of Mayor and Aldermen hereby appoint Dave Klevan to fill the vacancy in the office of Alderman Position 3 and serve for the remainder of the unexpired term thereof.

ROLL CALL: Barzizza-no, Gibson-yes, Owens-yes, Janda-yes. Motion approved.

**Swearing In of Candidate**

Dave Klevan and his wife Arleen came forward. Judge Robert Brannon gave the oath of office to Mr. Klevan.

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**ADJOURNMENT**

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

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Mike Palazzolo, Mayor

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Dotty Johnson, City Clerk/Recorder