

BOARD OF MAYOR AND ALDERMEN

June 22, 2015

The regular meeting of the Board of Mayor and Aldermen was held on Monday, June 22, 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, Dave Klevan, Forrest Owens and Rocky Janda. Staff present: Patrick Lawton, Debra Wiles, Inspector Lee Covey, Chief John Selberg, Reynold Douglas, Cameron Ross, Tim Gwaltney, Pam Beasley, Butch Eder, Ralph Gabb, Paul Chandler, Tony Fischer, Phil Rogers, Bo Mills, Steve Wilensky, Lisa Piefer and Dotty Johnson.

Invocation

Parks and Recreation Director Pam Beasley gave the invocation.

Pledge of Allegiance

Alderman John Barzizza led the Pledge of Allegiance.

Approval of Agenda

The following items were moved to the consent agenda: #9 – Tennessee Recreation and Parks Association Garden Grant, #19 – Uncollectable Tax Accounts, #20 – State of Tennessee Comptrollers Debt Authorization Letter, #24 – Decorative Crosswalk Repair – Farmington Blvd, #26 – Project Development Agreement No. 1205 – Medicus Office, #27 – Project Development Agreement No. 1206 – Regions Bank. Item #25-Resolution 14R10 – Outline Plan Approval-Land Mark Center Phase II was moved to #9 and items #21-Professional Services Agreement – Wolf River Blvd Repaving and #22-Contract Approval – Wolf River Blvd. Milling & Overlay were switched.

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

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

Approval of Minutes

There were no changes to the minutes as printed.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve the minutes of the June 8, 2015 meeting.

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

Citizens to be Heard

Michael Stoll, 2546 Regents Walk, came forward to speak regarding fiscal prudence. He was concerned with the Houston High School Sports and Arts Foundation and their efforts to raise money for the Foundation and the City giving them a grant toward the purchase of artificial turf for their football field. He had concerns regarding the organization of the Foundation and who was the responsible party. He felt the money should be used for the bonds or to help with the Pickering Center.

Play Like A Champion – Recognition of Graduating Class

City Administrator Patrick Lawton stated an employee engagement program entitled “Play Like a Champion” was developed four years ago. This program came about as a request by City employees to learn more about all aspects of the City organization. The results have produced greater awareness as well as a strong sense of team work and cooperation with these participants as they gain greater respect and awareness of our individual roles and responsibilities and what it takes to make the team function as a whole.

Michele Betty, PLAC Board President, introduced the 2015 Class of Play Like a Champion and the Board presented each with a challenge coin and certificate: Cheryl Bobo, Dana Galle, Anthony German, Ida

Griffiths, Billy Holland, Danny Hopper, Michelle Hostetter, Joseph Hunter, Allyson Janelli, Brad Mich, Terry Poindexter and Kenneth Tuggle.

Leslie Acerra, PLAC Board Vice-President, presented the PLAC Leadership Award to Danny Hopper.

CONSENT

Ambulance Billing Service Extension

The City entered into a two-year contract with Credit Bureau Systems (CBS) in 2013. This is the first option year of the contract with no increase in the fees. Contract services include billing customers following ambulance treatment and transport, and submitting monthly reports of outstanding charges to the City's collection service. The billing service also provides the hardware and software for the electronic Patient Care Reporting (ePCR) System used to record patient care, which is also available to the hospital emergency departments.

MOTION: To enter into the first option year of the ambulance billing services contract with Credit Bureau Systems (CBS) doing business as Ambulance Medical Billing (AMB).

SunGard Annual Maintenance

This is an extension of the five-year software maintenance agreement with SunGard Public Sector with a 2% increase over the FY14 amount. The cost for the additional year is \$203,155.10.

MOTION: To grant authorization to extend the five-year software maintenance agreement with SunGard Public Sector for one additional year in the amount of \$203,155.10.

IT Training Room Furniture

This is a contract with Business Interiors by STAPLES to purchase furniture for the IT Training Room, Information Technology office and employee areas not to exceed \$27,197.53.

MOTION: To approve the purchase of furnishing for the IT Training Room and work spaces from Business Interiors by STAPLES in the amount of \$27,197.53 and declare the replaced furniture and equipment as surplus.

Farm Park Chairs

The Hay Barn Activity Center is a unique rental venue for the Farm Park. Parks and Recreation has requested 126 chairs. The chairs will provide the vintage charm required for the Activity Pavilion setting and also stack for easy storage. Cost of the chairs will be \$13,329.38 from Overstock.com.

MOTION: To request authorization to purchase chairs for the Hay Barn Activity Pavilion under construction at the Farm Park in the amount of \$13,329.38 from Overstock.com.

Tennessee Recreation and Parks Association Garden Grant

This is a grant for \$2,000.00 from the Tennessee Recreation and Parks Association. The City will enter into an agreement with this organization to plant an edible garden along the new section of Germantown Greenway trail currently being constructed and located at the Wolf River Nature Area.

MOTION: To recognize a grant for \$2,000.00 from the Tennessee Recreation and Parks Association and to authorize the Mayor to enter into an agreement with this organization to plant an edible garden along the new section of Germantown Greenway trail.

Uncollectable Tax Accounts

Uncollectible accounts and amounts must be presented to the BMA for disposition and removal from the City's financial records. The City puts forth every effort to collect the taxes in the first year. If the taxes are not paid after one year, the City, under agreement, turns the account over to the Shelby County Trustee. If the Trustee is unable to collect, they notify the City in writing of the reason for non collection.

MOTION: To remove the property tax records from the City's financial records in the amount of \$27,600.14 and to cease collection efforts.

State of Tennessee Comptrollers Debt Authorization Letter

This letter allows the City to issue Revenue Anticipation Interfund Loan Notes, Series 2015 as an interfund loan from the General Fund to the General Purpose School Fund. The issuance is contingent upon the passage of the City 2016 budget ordinance that includes the school budget for the Germantown Municipal School District.

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**STATE OF TENNESSEE
COMPTROLLER OF THE TREASURY
OFFICE OF STATE AND LOCAL FINANCE
SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING
505 DEADERICK STREET
NASHVILLE, TENNESSEE 37243-1402
PHONE (615) 401-7872
FAX (615) 741-5986**

May 27, 2015

Honorable Mike Palazzolo, Mayor
City of Germantown
1930 South Germantown Road
Germantown, TN 38138

Dear Mayor Palazzolo:

This letter acknowledges receipt of a request on May 21, 2015 from the City of Germantown (the "City") for approval to issue interfund revenue anticipation notes ("RANs") in an amount not to exceed \$1,500,000. The RANs will be used to provide funding for the Germantown Municipal School District.

The City presented financial information with the request that represents the City's assertions of its financial condition and may or may not reflect the current or future financial condition of the City. Cities in Tennessee are authorized to issue RANs pursuant to Tennessee Code Annotated, Title 9, Chapter 21 to provide monies for operating expenses until sufficient revenues are received. The par amount of RANs must not exceed 60% of the annual appropriation for the fund involved, and future revenues projected must be sufficient to provide for the payment of the RANs by June 30, 2016.

Debt Management Policy

The City provided a copy of its debt management policy, and within forty-five (45) days of issuance of the debt approved in this letter, is required to submit a Report on Debt Obligation that indicates that this debt complies with its debt policy. If the City amends its policy, please submit the amended policy to this office.

Revenue Anticipation Note Approval

This letter constitutes approval to issue \$1,500,000 Germantown Municipal School District Revenue Anticipation Interfund Loan Notes, Series 2015 as an interfund loan from the General Fund to the General Purpose School Fund. The RAN may be issued on or after July 1, 2015.

The approval of the RANs is conditioned upon agreement with the following terms by the governing body:

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- A copy of this letter shall be provided to all the members of the governing body, be presented at the next meeting, and be entered into the minutes.
- The City shall comply with all the requirements of Tennessee Code Annotated, Title 9, Chapter 21.
- The City shall report the execution and amount of the RANs to this office within 45 days of issuance on the Report on Debt Obligation.
- The City shall repay the RANs no later than June 30, 2016 and provide this Office documentation within 15 days of repayment, but not later than June 30, 2016.
- The City shall use the Note Form when borrowing the funds, and return a copy of the executed form to this Office with the Report on Debt Obligation.

This letter and the approval to issue debt do not address compliance with federal tax regulations and should not be relied upon for that purpose. The City should discuss these issues with a tax attorney or bond counsel.

Report on Debt Obligation

Enclosed is the Report on Debt Obligation. This form must be filed with the governing body of the public entity issuing the Debt not later than forty-five (45) days following the issuance or execution of a debt obligation by or on behalf of any public entity, with a copy (including attachments, if any) filed with the Director of the Office of State and Local Finance by mail to the address on this letter, or by email to StateandLocalFinance.PublicDebtForm@cot.tn.gov. No public entity may enter into additional debt if it has failed to file the Report on Debt Obligation.

Please notify us if the County decides not to issue the Notes.

Sincerely,



Sandra Thompson
Director of State & Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT
Mr. Patrick Lawson, City Administrator, City of Germantown
Mr. Ralph Gabb, Finance Director, City of Germantown

Enclosure: Report on Debt Obligation

Decorative Crosswalk Repair – Farmington Blvd.

The roadway subsurface at this location failed outside the crosswalk area then migrated to the crosswalk. TDOT has maintenance responsibility of Germantown Road and agreed that the surface cracking was due to subsurface defects and agreed to make the repairs. The City is responsible for the replacement of crosswalks. Traffic Management USA was the original sub-contractor and while on-site replacing the crosswalk at Germantown/Farmington, they will also be correcting defects that are covered under the warranty at each of the intersections.

MOTION: To authorize payment to Traffic Management USA in the amount of \$24,765.00 for replacement of crosswalk at Germantown Road and Farmington intersection.

Project Development Contract No. 1205 – Medicus Medical Office Building

The building will be located at 9236 Poplar Pike. This plan consists of an 11,160 sq. ft., single story building, to function as a medical facility with multiple offices. The building exterior is to be brick, with aluminum clad, wood windows with fiberglass shutters, and asphalt shingled roof.

MOTION: To approve Project Development Contract 1205 for Medicus Office Building.

Project Development Contract No. 1206 – Regions Bank

The approval will permit site improvements to include: a 3,200 sq. ft. bank building with a drive-through canopy, a parking lot with twenty-four (24) parking spaces and ten (10) light poles and site landscaping. The property is zoned “C-2” Commercial District and is located on the east side of Germantown Road, north of Wolf River Blvd.

MOTION: To approve Project Development Contract 1206 for the Regions Bank Germantown.

Motion by Mr. Owens, seconded by Mr. Klevan, to accept the consent agenda as presented.

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

Resolution 15R10 – Outline Plan Approval – Landmark Center Phase II

Economic and Development Director Cameron Ross stated the Landmark Center Phase II is located at the existing terminus of Wolf Trail Cove. The 2.66 acre development consists of three areas of use within the Outline Plan: Area 1 – Hospitality, Area 2 – Future ROW Dedication, and Area 3 – Intersection Enhancement. The proposed plan seeks approval of site and building design standards permitted within the T5 district of the Smart Code without the benefit of rezoning the site from C2. The developer is asking for three exceptions to the current C2 zoning. One is four a 4 story building, the second is to reduce the number of parking spaces required by C2 zoning and the third is an exception to require no permeable surface percentage.

Resolution 15R10
A RESOLUTION TO APPROVE THE
LANDMARK CENTER PHASE II PLANNED UNIT DEVELOPMENT

WHEREAS, NOHOPA Properties proposes the development of 2.66 acres located at the existing terminus of Wolf Trail Cove into a Planned Unit Development (PUD) to be known as Landmark Center Phase II PUD; and

WHEREAS, the developer requests approval of the PUD so as to modify the standard development and building requirements to meet current development objectives; and

WHEREAS, the Planning Commission on June 2, 2015, reviewed the request for the proposed PUD and concluded it complied with the standards and criteria for a PUD as set out in Division 19 (Planned Unit Development) of Chapter 23 (Zoning) of the Germantown Code of Ordinances, and recommended approval of the request.

NOW, THEREFORE, BE IT RESOLVED by the City of Germantown that the Landmark Center Phase II Planned Unit Development be approved.

Motion by Mr. Klevan, seconded by Mr. Owens, to approve the Landmark Center Phase II Planned Unit Development outline plan.

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

Ordinance 2015-1 – Year-end Budget Adjustments – Third and Final Reading

Finance Director Ralph Gabb explained a number of budget adjustments are made at year-end, to the various City funds which realign operating expenses/expenditure accounts with actual activity. These budget adjustments recognize various overruns, underruns, project acceleration and deferrals that the Board has previously approved.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve Ordinance No. 2015-1 for year-end budget adjustments on third and final reading.

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

Ordinance 2015-2 – FY16 Budget – Third and Final Reading

City Administrator Patrick Lawton stated the budget for all funds for FY16 totals \$127,453,236. The General Fund Operating Budget totals \$47,953,552, the Enterprise Funds total \$16,658,436, Special Revenue Funds total \$51,973,248 and the Capital Improvements Program for FY16 is \$10,788,000. The balanced budget is the result of ongoing departmental cost controls and efficiency measures implemented before the start of the recession and a fundamental shift in cost control measures. There is **no** property tax increase in the proposed FY16 budget or during the five-year planning period.

Mr. Lawton explained that the budget represents hundreds of hours of review and analysis by City departments, the Financial Advisory Commission and the Budget Team. The Board has had several work sessions regarding the budget to consider these major governmental funds and key policy areas. In early June an informational brochure entitled “The Budget in Brief” was mailed to every household in Germantown. The Budget in Brief highlights the major revenue and expenditure categories in the proposed budget and the Board of Mayor and Aldermen’s funding priorities.

Between the second and third reading several items were identified by the administration for inclusion in the FY16 budget. These items have been incorporated into the budget ordinance for this third reading.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve on third and final reading Ordinance No. 2015-2, as amended, establishing the FY16 Proposed Budget.

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

Ordinance 2015-3 – Real & Personalty Property Tax – Third and Final Reading

Mr. Gabb stated the tax rate recommended for the FY16 Budget is \$1.93 per \$100.00 of assessed valuation. A tax increase is not recommended in the FY16 Budget.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve Ordinance 2015-3 on third and final reading.

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

15R11 – CIP Policy Resolution

Mr. Lawton explained that the CIP Policy was adopted on December 12, 2005. The “sunset provision” referenced in the CIP Policy implies that if project funding is not encumbered within the fiscal year budgeted; the funding will not be available in the next fiscal year. This resolution will waive the

enforcement of the “sunset provision” of the Policy to provide for orderly and systematic financing and acquisition of public improvements. The funding of the Center Complex Parking Study and Plaza Addition (\$250,000.00) will be made to the FY16 Capital Improvements Program.

**RESOLUTION REGARDING THE SUNSET PROVISION OF THE
CAPITAL IMPROVEMENT PROGRAM POLICY
FOR THE CITY OF GERMANTOWN – 15R11
For the Fiscal Year Ending June 30, 2015**

WHEREAS, it has been determined by the Board of Mayor and Aldermen that it is necessary and desirable to waive the enforcement of the “sunset provision” of the capital improvements Program Policy to provide for orderly and systematic financing and acquisition of public improvements; and

WHEREAS, the Capital Improvements Program for FY15 contains a desired project deemed necessary but unable to be completed within the approved timeframe; and

WHEREAS, it is the City’s intention to update its Capital Improvements Program for FY16 while embracing the Financial Sustainability Goal 22 of maintaining and upgrading city facilities and the implementation of the 2005-2006 City Facility and Capital Assets Action Strategy.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Germantown, Tennessee, the following adjustments are made to the FY16 Capital Improvements Program:

PROJECT	FUNDING
Center Complex Parking Study and Plaza Addition	\$250,000.00

Motion by Mr. Klevan, seconded by Ms. Gibson, to adopt resolution 15R11 per the Capital Improvements Program Policy in regards to the enforcement of the “sunset provision” in FY15.

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

15R08 – FY16 CIP Resolution

The Capital Improvements Program (CIP) for the five-year planning period is reviewed each year during the budget planning process and revised according to current needs and projections. The development of the CIP follows the guidelines for the CIP Policy adopted by the Board which allows the City to identify long-term needs and to plan for the necessary financing.

**Resolution 15R08 Establishing A Capital Improvements Program For the
City of Germantown for Fiscal Years Ending June 30, 2016 - 2021**

WHEREAS, it has been determined by the Board of Mayor and Aldermen that it is necessary and desirable to have a six year Capital Improvements Program to provide for orderly and systematic financing and acquisition of public improvements; and

WHEREAS, Ordinance No. 2015-2, which is the fiscal year 2016 Budget, includes programs which must be completed in future years and those programs are incorporated herein; and

WHEREAS, it is the City’s intention to update said Capital Improvements Program each year by including in the operating budget that section applying to the next fiscal year operating budget;

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Germantown, Tennessee;

Section 1. That the financing of the fiscal year 2016-2021 Capital Improvements Program be as follows:

FUNDING SUMMARY	TOTAL	FY16	FY17	FY18	FY19	FY20	FY21
Reserves: General	-	-	-	-	-	-	-
Utility	928	928	-	-	-	-	-
Germantown Athletic Club	5,000	1,500	1,000	2,500	-	-	-
Great Hall	155	155	-	-	-	-	-
Recreation	-	-	-	-	-	-	-
Stormwater	-	-	-	-	-	-	-
State/Intergovernmental/Grant:	8,193	3,723	3,270	600	600	-	-
Bonds: General	3,544	2,204	1,304	-	-	-	-
Utility	-	-	-	-	-	-	-
Hall: General	8,938	2,278	1,375	1,250	1,910	1,300	825
Total Funding:	26,758	10,788	6,985	4,350	2,510	1,300	825

Section 2. Use of Funds:

CIP SUMMARY	TOTAL	FY16	FY17	FY18	FY19	FY20	FY21
General Government	2,428	1,318	-	-	860	250	-
Major Roads	7,272	2,722	3,350	600	600	-	-
Intersec/Other/Drainage	7,775	2,215	2,385	1,000	800	800	575
Parks	1,700	1,700	-	-	-	-	-
Utilities	928	928	-	-	-	-	-
Germantown Athletic Club	5,000	1,500	1,000	2,500	-	-	-
Great Hall	155	155	-	-	-	-	-
Recreation	-	-	-	-	-	-	-
Contingency	1,500	250	250	250	250	250	250
Total CIP:	26,758	10,788	6,985	4,350	2,510	1,300	825

Duly passed and approved this 22nd day of June, 2015.

Motion by Mr. Janda, seconded by Mr. Barzizza, to adopt resolution 15R08, establishing a Capital Improvements Program for fiscal years ending June 30, 2016 to 2021.

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

Resolution 15R09 – Resolution on Revenues

Mr. Gabb explained that this resolution sets the dollar amounts of fees and rates. Some of these amounts are set by Policy Letters and others are authorized by various Board resolutions. This action is to consolidate all revenue authorizations into a single document and is revised and adopted each year concurrent with the adoption of the annual budget. The exclusion of any amounts is not intended to cause such amounts to be unlawful.

Motion by Mr. Janda, seconded by Ms. Gibson, to adopt Resolution 15R09 – Resolution on Revenues and rates, fines and fees in the various funds of the City of Germantown for the FY16 operating budget.

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

Ordinance 2015-7 – GMSD Year-end Budget Adjustments – Third and Final Reading

Mr. Gabb stated this is the first full year of operations for the GMSD and will require a number of yearly budget adjustments. These adjustments will recognize various overruns, underruns, project accelerations

and deferrals that have been approved by the GMSD Board. The GMSD is a Special Revenue Fund of the City of Germantown and will appear in the Comprehensive Annual Financial Report (CAFR) as of June 30, 2015. Accounting transactions may cross separate funds and consequently require approval by ordinance.

Motion by Ms. Gibson, seconded by Mr. Barzizza, to approve Ordinance 2015-7 for Germantown Municipal School District year-end budget adjustments on third and final reading.

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

Ordinance 2015-6 – Amendment to Zoning Ordinance – Enclave PUD, Phase 6 – Third and Final Reading

Economic and Development Director Cameron Ross stated that several lots within Phase 6 extend beyond the boundary of the R-3 zoning district and into the Agricultural zoning district. All or parts of seventeen planned lots and a common open space area are within the AG district. The 2.79 acre, AG-zoned area is within the original area of The Enclave PUD master plan. Staff recommends rezoning the 2.79 acre area to the Two Family Residential (R-3) district to match the zoning of the remainder of The Enclave.

Motion by Mr. Owens, seconded by Ms. Gibson, to approve on third and final reading Ordinance 2015-6, the rezoning of 2.79 acres within Phase 6 of The Enclave PUD, from the Agricultural District to the R-3 Residential District.

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

Appointments to Germantown Education Commission

Mr. Lawton stated the Education Commission appointments are made each year in June and conclude in June of the next calendar year. The commission consists of twelve (12) members. Alderman Gibson as alderman liaison to the commission, recommended the commission appointments and recommended Ms. Mindy Fischer as chairman.

Motion by Ms. Gibson, seconded by Mr. Janda, to approve the appointments of Barbara Boyer, Stephanie Brockway, Steven Chandler, Mindy Fischer, Audrey Grossman, Dino Palazzolo, Brett Perry, Susan Sharp, Letitia Sutherland, Stephanie VanArsdale, Dick Vosburg and Laurie Whitney to the Education Commission. Mindy Fischer was appointed as chairman.

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

Construction Contract Approval – Wolf River Blvd. – Milling & Overlay

City Engineer Tim Gwaltney stated the older portions of this roadway have experienced severe surface deterioration in the form of pot holes and cracking and a complete reconstruction of the roadway is needed. The repaving will begin at Germantown Road to Kimbrough. Ferrell Paving, Inc. was the low bid at \$896,632.75 and funding is through Surface Transportation Program (STP), 80% federal, 20% local.

Motion by Mr. Owens, seconded by Mr. Klevan, to authorize the Mayor to enter into a Construction Contract with Ferrell Paving, Inc. in the amount of \$896,632.75 for the Wolf River Boulevard Repaving Project from Germantown Road to Kimbrough (West End).

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

Professional Services Agreement – Wolf River Blvd. Repaving – Germantown Rd. to Kimbrough

Mr. Gwaltney explained that this PSA is with Fisher & Arnold, Inc. in the amount of \$144,877.00. Fisher & Arnold provided the design/environmental phase services for the project and since the environmental phase services were completed and the final designing phase of the project has been completed, TDOT

has given the Notice to Proceed to Construction. Fisher & Arnold will provide Design and CEI for the project.

Motion by Mr. Owens, seconded by Mr. Klevan, to authorize the Mayor to enter into a Professional Services Agreement with Fisher & Arnold, Inc. in the amount of \$144,877.00 for Construction Engineering and Inspection services related to the Wolf River Boulevard Repaving Project from Germantown Road to Kimbrough (West End).

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

Lateral D Sewer Crossing Project Partnership Agreement with Department of Army

CIP Manager Butch Eder explained that Lateral D is an earthen drainage ditch located in northeast Germantown and a tributary of the Wolf River that flows from the south to the north into the Wolf River. Since completion of the Wolf River Channelization Project by the Corps of Engineers in 1964, the Wolf River has experienced an enormous amount of channel bottom lowering and head-cutting up adjacent tributaries including Lateral D. This bank and stream bed erosion is threatening the Farmington Boulevard box culvert and the sewer siphon and a major sewer line that crosses Lateral D just north of Farmington Blvd.

Mr. Eder stated that the City has entered into a partnership agreement with the Department of the Army to fund the construction of improvements to the sewer crossing on Lateral D. The City's share of the costs is \$632,850.00 which includes the credit for lands, easements and right-of-way.

Motion by Mr. Barzizza, seconded by Ms. Gibson, to authorize the Mayor to execute a Partnership Agreement with the Department of the Army to fund the construction of improvements to the sewer crossing on Lateral D with the City of Germantown's share being \$632,850.00.

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

Parking Lot Improvements

Alderman Owens recused himself from this agenda item and left the dais.

Mr. Lawton explained as the use of the Germantown Performing Arts Center and the Germantown Athletic Club have increased over time, it became evident that the entrance drive alignment was very confusing to clients trying to access a particular facility. The City received two qualified bids for the project. Both the parking lot construction and the plaza alternate bids came in significantly over the FY15 budget allocated for this project. It was decided that a comprehensive parking study is needed to evaluate locations and possible infrastructure improvements to meet the long-term parking needs of these facilities. Also, bidding the Plaza separate from the parking lot should open up additional bidders resulting in more competitive and reasonable bids.

Motion by Mr. Barzizza, seconded by Mr. Klevan, to formally reject bids from A & B Construction Company and Ferrell Paving Inc. for the GPAC parking lot improvements.

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

Alderman Owens returned to the dais.

Mayor Palazzolo thanked the Board, staff, and GMSD Board and staff for helping with the Budget preparation and helping to explain the process to the Board. He especially thanked our City Administrator Patrick Lawton for all his input for helping to explain and make the process a little easier to understand.

Alderman Janda stated since the Mayor did not take advantage of a car, he felt the Mayor should be compensated.

Mr. Lawton stated the funding would come out of Administration and with some personnel changes arising in Administration, there would be sufficient savings in salaries to move those dollars within Administration's budget to cover whatever that cost may be.

Mr. Lawton stated that he no longer has an allowance for a car but at one point he did. In looking at what had been provided to department heads at one point, the amount was between \$450 and \$500.

Mayor Palazzolo stated that when the ability to have a vehicle was provided, he chose not to. The car allowance would certainly help with expenses that incur but he felt it would be better to have Mr. Lawton report back at a later time.

Mr. Lawton stated he would bring this back in the form of a recommendation.

ADJOURNMENT

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

BEER BOARD

Public Hearing – Beer Permit – Off-Premise – Sprouts Farmers Market – 3150 Village Shops Drive
SFM, LLC has requested a permit to sell beer, off premise, at Sprouts Farmers Market, located at 3150 Village Shops Dr., #105. They are in compliance with our ordinance.

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

Motion by Mr. Barzizza, seconded by Mr. Owens, to approve the request from SFM, LLC, for a permit to sell beer for off-premise consumption at Sprouts Farmers Market at 3150 Village Shops Dr., #105.

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

Public Hearing – Beer Permit – Off-Premise – Kroger 7735 Farmington Blvd.

Kroger Limited Partnership 1 has requested a permit to sell beer, off premise, at its store located at 7735 Farmington Blvd. They are in compliance with our ordinance.

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

Motion by Mr. Klevan, seconded by Mr. Barzizza, to approve the request from Kroger Limited Partnership 1 for a permit to sell beer for off-premise consumption at Kroger, located at 7735 Farmington Blvd.

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

Adjournment

Mayor Palazzolo concluded the meeting of the Beer Board.