

BOARD OF MAYOR AND ALDERMEN

August 14, 2017

The regular meeting of the Board of Mayor and Aldermen was held on Monday, August 14, 2017, at 6 p.m. in the Council Chambers of City Hall.

Mayor Mike Palazzolo was present and presiding.

The following aldermen were present: John Barzizza, Mary Anne Gibson, Dean Massey, Forrest Owens and Rocky Janda. Staff present: Pam Beasley, Michele Betty, Rodney Bright, Paul Chandler, Reynold Douglas, Butch Eder, Tim Gwaltney, David Harris, Parke Kennedy, Patrick Lawton, Bo Mills, Daniel Page, Lisa Piefer, Cameron Ross, John Selberg, Paul Turner and Steve Wilensky.

Call To Order

The Mayor called the meeting to order.

Invocation

Pam Beasley gave the invocation.

Pledge of Allegiance

Alderman Barzizza led the Pledge of Allegiance.

Approval of Agenda

During the Executive Session, staff requested that #14 Right-of-Way Acquisition -Tract 21- Germantown Road/Wolf River Boulevard Intersection Improvement Project and Resolution No. 17R14 be deferred.

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

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

Approval of Minutes

There were no corrections to the minutes.

Motion by Ms. Gibson, seconded by Mr. Janda, to approve the July 24, 2017 minutes as written.

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

Special Recognition

Donations - Germantown Performing Arts Center (GPAC)

This agenda item recognized gifts to GPAC during the 2016-17 Season totaling \$604,520.00 in cash donations and in-kind contributions valued at \$134,600.00, including annual fund, GYSP scholarships, corporate sponsorship, grants and special events for a total donation value of \$739,120.00.

Mayoral Fellows

The City, through the Office of Mayor, offers summer governmental internships for rising high school seniors in the Germantown area. The program allows students to experience municipal governing practices and interaction with the Mayor, City Administrator, City department heads and key City staff members. Justin Phouasalith and Mason Williams were recognized for their completion of the 2017 Germantown Mayoral Summer Fellows internship.

Alderman Liaison Reports

The Aldermen reported on their commission activities.

Citizens to be Heard

John Niven, 2604 Brachton, stated the lack of cell phone reception in Shady Creek subdivision and surrounding area has gone from an annoyance to a public safety issue. He asked the Board to provide help in making the area more conducive for a contractor to install a cell tower.

CONSENT

Appointment to Historic Commission

Due to a resignation, there was one vacant position on the Historic Commission. Ms. Teresa Rando expressed a desire to serve on this commission.

MOTION: To approve the appointment of Ms. Teresa Rando to serve on the Historic Commission for the remainder of the 2017 calendar year.

Annual Water System Maintenance Fee TDEC

This fee provides funding for a technical staff which consults with local utility officials on water system issues and is collected from all public water systems in the state of Tennessee. The fee is based upon the type of facility and the number of water service connections and was implemented by the State in 1991 and amended by the Water Quality Control Board on July 22, 1992.

MOTION: To authorize payment to TDEC in the amount of \$18,353.40 for the State Facility Maintenance Fee as established by the Water Quality Control Board.

Annual Agreement - Center for Applied Earth Science and Engineering Research (CAESER)

This fee provides funding for a technical staff that consults with local utility officials on water system issues. CAESER, formerly the University of Memphis - Ground Water Institute, has a comprehensive well head protection well field report per State of Tennessee guidelines and an expanded well field data base and geologic mapping of the regional aquifer system.

MOTION: To execute a Contract Renewal Agreement with the University of Memphis Center for Applied Earth Science and Engineering Research (CAESER) in the amount of \$16,100.00.

Contract Extension - Youth Basketball Uniforms

Each year the Germantown Parks and Recreation Department operates a youth basketball league for grades 1 to 12. This year's program runs from November 1, 2017 to March 13, 2018. Games and practices are held in Germantown Municipal School gymnasiums at Farmington Elementary, Riverdale Elementary, Dogwood Elementary and Houston Middle School. The agreement was awarded in FY17 for a period of one year with (2) one-year extension periods at the City's option. BSN Sports met all of the requirements last year and the Department is satisfied with the quality and performance of their products.

MOTION: To authorize the Mayor to exercise the City's option to extend the agreement with BSN Sports for one additional year to purchase youth basketball uniforms per the approved unit prices for an amount not to exceed \$19,000.00.

Donation – Germantown Education Foundation – Fill the Fountain

The Germantown Education Foundation was established in 2006 and is an independent, 501(c)3, not-for-profit corporation that raises funds to directly support the public education of children in Germantown. The mission of the Germantown Education Foundation is to mobilize community resources to support and benefit schools and educational programs in the city of Germantown.

MOTION: To approve the transfer of funds collected by the City from residents and others to the Germantown Education Foundation in the amount of \$4,097.00.

Donation – Parks and Recreation

David Suiter, long time member of the dog park, contacted the City about the purchase of a park bench and plaque to be placed at Forgey Dog Park in memory of his friend, Teri Foster.

MOTION: To recognize a donation made to the Parks and Recreation Department for a park bench in the memory of Teri Foster totaling \$1,000.00 and to approve Budget Adjustment No. 18-4.

Grant – Shelby County Books from Birth

Shelby County Books from Birth is the local affiliate of Dolly Parton’s Imagination Library. The Books from Birth program promotes kindergarten readiness and strengthens family bonds in Shelby County by providing age-appropriate books for all children from birth to age five. As part of the FY18 Budget, a \$12,135.00 grant was included in the Administration budget to support Shelby County Books from Birth.

MOTION: To authorize payment in the form of a grant to Shelby County Books from Birth in the amount of \$12,135.00.

PEG Disbursement to GMSD

The City of Germantown receives PEG funding from Comcast and AT&T based upon the number of subscribers on a quarterly basis. The funds are redirected to the PEG designated station by the City to the Germantown Municipal Television Station.

MOTION: To authorize the transfer of funds from the PEG collected by the City to Germantown Municipal School District in the amount of \$43,736.64.

Professional Services Agreement – Kimley-Horn & Associates

The City does not have an in-house traffic engineer. KHA has provided excellent on-call services for the City since 2006.

MOTION: To authorize the Mayor to enter into a Professional Services Agreement for On-call Engineering Services with Kimley-Horn & Associates, Inc. in an amount not to exceed \$50,000.00 for FY18.

Purchase – Property Survey and Closing Costs for Land Acquisition at Germantown Station Park

The additional park land purchase to expand Germantown Station Park was approved by the Board on June 26, 2017. The exiting site features a playground, picnic area, sand volleyball court, a walking trail and a lake. The acquisition will expand the lake and allow for a walking trail to be completed.

MOTION: To authorize the purchase of a property survey on the Susan Brown property, adjacent to Germantown Station Park, to meet real estate closing requirements for the 1.1 acre pending park land purchase and to approve Budget Adjustment No. 18-5.

Well Repair #6 – Southern Avenue

Due to the reduction of pumping capabilities and the current seasonal impact of well production and distribution for our customers, staff requests the award of a maintenance contract to Layne Christensen to make the necessary repairs. Layne Christensen has performed maintenance on pumps and wells in the city utility system for over 30 years and results have been positive. This contract includes all materials, machine shop labor, crews and equipment expense. The maintenance and parts will be under warranty for one year and should restore the pumping capacities to maximum levels and water to its natural state.

MOTION: To contract with Layne Christensen for repairs and chemical treatment to Well #6 at the Southern Avenue well field in the total amount of \$69,326.00.

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

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

REGULAR

Professional Services Agreement – Western Gateway Sanitary Sewer Design

Mr. Mills stated the Western Gateway rezoning created the potential for a more dense development pattern of the 56 acres near the Kirby/Poplar Avenue intersection. Allen & Hoshall, Inc. was able to obtain valuable data from the study, including right of ways, future potential developments, limitations associated with construction, pumping station requirements and the property owners impacted by the project.

Motion by Mr. Barzizza, seconded by Ms. Gibson, to authorize the Mayor to enter into a professional services agreement with Allen & Hoshall, Inc. to provide engineering services for the Western Gateway Sanitary Sewer Basin Study in the amount of \$189,000.00.

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

Project Development Contract No. 1219 – Domino’s Pizza

Mr. Ross stated this project will include the adaptive reuse on a 0.34 acre site of a former oil change building to accommodate a take-away pizza restaurant. From 2008-2011, the tenant was the Lube Shop. Per City business license information, the site has been vacant since 2011. The applicant submitted a Limited Phase II Environmental Site Assessment findings report, which stated that while contaminants were found, their levels were below the EPA screening levels.

Motion by Mr. Owens, seconded by Ms. Gibson, to approve Project Development Contract No. 1219 for Domino’s Pizza.

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

Contract Amendment No. 1 – Asphalt Milling and Paving

Mr. Mills stated this amendment increases the amount of the existing service contract with Standard Construction Co., Inc. by \$500,000.00 to reach a contract amount not to exceed \$1,900,000.00 for the annual asphalt milling and paving program in FY18 and to extend the contract date to complete these services by no later than June 30, 2018. Public Works has a proactive preventive street maintenance analysis program that was established over 27 years ago to annually evaluate and schedule the candidate streets throughout the city for milling and/or pavement resurfacing.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve Contract Amendment No. 1 to increase the amount of the existing service contract with Standard Construction Co., Inc. by \$500,000.00 to reach a contract amount not to exceed \$1,900,000.00 for the Annual Asphalt Milling and Paving Program in FY18 and to extend the contract date to complete these services by no later than June 30, 2018.

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

Agreement – TN Department of Transportation - Safe Routes to Schools

Mr. Gwaltney stated the Safe Routes to Schools (SRTS) agreement with the TN Department of Transportation is for construction of sidewalks and bike lanes in the vicinity of Riverdale Elementary School. Over the years, sidewalks in this older area of the city have been installed in some areas making for a disjointed, inconsistent pedestrian network. The program was established as part of the federal transportation reauthorization legislation to provide funding to state departments of transportation to create and administer SRTS programs. SRTS Grants are 100% reimbursable and do not require a local match.

Motion by Ms. Gibson, seconded by Mr. Owens, to approve a TDOT Safe Routes to School Agreement in the amount of \$190,811.00 for construction of sidewalks in the vicinity of Riverdale Elementary School.

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

Right-of-Way Acquisition – Tract 21 – Germantown Road/Wolf River Boulevard Intersection Improvement Project and Resolution No. 17R14 – DEFERRED

Meeting Adjourned.

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder