

## **BOARD OF MAYOR AND ALDERMEN**

May 14, 2018

The regular meeting of the Board of Mayor and Aldermen was held on Monday, May 14, 2018 at 6 p.m. in the Council Chambers at 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, Paul Chandler, Reynold Douglas, Tony Fischer, De’Kisha Fondon, Ralph Gabb, Tim Gwaltney, Richard Hall, David Harris, Jason Huisman, Patrick Lawton, Bo Mills, Daniel Page, Lisa Piefer, Phil Rogers, Cameron Ross, Adrienne Royals, Sherry Rowell, Emily Rozar, John Selberg and Steve Wilensky. Germantown Municipal School District Staff: Kevin Jones.

### **Call To Order**

The Mayor called the meeting to order.

### **Invocation**

Tony Fischer gave the invocation.

### **Pledge of Allegiance**

Alderman Massey led the Pledge of Allegiance.

### **Set Agenda**

During the executive session, the Board agreed to move consent agenda item #9k - Supplement No. 1 FY18 On-Call Professional Services Agreement Kimley-Horn & Associates, Inc. to the regular agenda, move regular agenda items #19-22 - ROW Tract Acquisitions Forest Hill-Irene Road Improvements and regular agenda items #23-25 - ROW Tract Acquisitions Germantown Road/Wolf River Boulevard Intersection Improvements to the consent agenda.

Motion by Ms. Gibson, 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 April 23, 2018 Minutes**

There were no corrections to the minutes.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve the minutes of the Board of Mayor and Aldermen Meeting held April 23, 2018.

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

### **Special Recognition**

#### **Proclamation – Kids to Parks Day**

Mayor Palazzolo proclaimed May 19, 2018 as Kids to Parks Day in Germantown and urged residents of our city to make time to take the children in their lives to a neighborhood, state or national park.

#### **Proclamation – National Public Works Week**

Mayor Palazzolo proclaimed May 21-25, 2018 as Public Works Week in the city of Germantown, and called upon all citizens and civic organizations to acquaint themselves with the delivery of public works services and our city’s infrastructure and to recognize the contributions that Public Works personnel make every day to our health, safety, comfort and quality of life.

**Alderman Liaison Reports**

The Aldermen reported on their commission activities.

**Citizens to be Heard**

Herschel Freeman, 7684 Apahon Lane, came forward regarding the resignation of the principal of Houston High School.

Pauline Lathram, 6958 Country Road, came forward regarding the western gateway sewer project as it relates to the budget.

**CONSENT**

**Bid Rejection – City Hall Police Parking**

The purpose of this agenda item is to reject all bids for the police parking lot expansion at the north side of City Hall. The proposed expansion area is currently an approximately 24,000 square foot decorative shallow pond between two existing parking lots at the rear of City Hall. The decorative pond does not receive any storm water runoff and, therefore, is not being used as detention basin. Filling in the pond will provide much needed additional parking for the Police Department at City Hall, during court sessions, and for public meetings within City Hall. Funding for this project is included in the FY18 CIP Budget; however, the bid is \$170,518.00 over budget. Staff recommends rejecting the bids. Due to the cost overrun of this project, staff will resubmit for funding during the fiscal year budget process of FY20.

MOTION: To reject all bids for the expansion of the police parking lot at City Hall.

**Contract Extension – Hosted Web-based Recreation Management Software**

This is the second and final extension to the contract. Currently, the City has an agreement with Active Network, LLC for hosted web-based recreation management software. The City entered into a 36-month contract agreement June 23, 2014 with the option to extend two additional years under the same agreement. The current financial arrangement provides for Active Network to be the credit card processor and Merchant for all program fees and charges collected by the Parks and Recreation Department.

MOTION: To authorize the Mayor to extend the Recreation Management Software contract with Active Network, LLC for one additional year under the same financial plan.

**Donation – Germantown Education Foundation – Friend of the Foundation - 3<sup>rd</sup> Quarter**

The purpose of this agenda item is to authorize the remittance of money collected from citizens and others during FY18 (3<sup>rd</sup> quarter) in the amount of \$4,082.00 to the Germantown Education Foundation. Friend of the Foundation, originally established as “Fill the Fountain of Knowledge,” currently has 209 reoccurring donors. This is the twenty-second presentation and request of the Board of Mayor and Aldermen to remit funds collected by the City to the Germantown Education Foundation.

MOTION: To approve the transfer of funds collected by the City from residents and others to the Germantown Education Foundation in the amount of \$4,082.00.

**Donation – Parks and Recreation**

The purpose of this agenda item is to recognize donations made to the Parks and Recreation Department from Mr. and Mrs. Steve Gibson in the amount of \$150.00 to purchase a tree to be planted in the memory of Colin Michael; Mr. Andy Pouncey in the amount of \$1,000.00 to purchase a park bench and plaque in memory of his wife, Shirley Pouncey; and from Healthy Germantown a donation in the amount of \$400.00 that will be applied to the first Warrior Challenge at Bob Hailey Athletic Complex. The event is for children 6 to 12 years of age to test their skills on an extreme warrior obstacle course.

MOTION: To recognize the donations made to the Parks and Recreation Department totaling \$1,550.00 and to approve Budget Adjustment No. 18-86.

**Donation – Police Vehicle**

Tennessee Code Annotated allows any public agency to convey or transfer real or personal property to any other public agency by contract, regardless of any requirements in any budget or purchasing act. The City of Keiser, Arkansas Police Department is requesting that Germantown donate one of its retired patrol vehicles. Keiser was hit by a tornado on February 24, 2018, and on April 2, 2018, the City's only police vehicle was set on fire and destroyed. The 2013 Chevrolet Tahoe being donated was retired from service in FY18.

MOTION: To authorize the donation of Unit 3108 – 2013 Chevy Tahoe to the City of Keiser (AR) Police Department.

**Easement Agreement – Forest Hill Irene Traffic Signal**

This agenda item is to enter into a traffic signal easement agreement with Forest Hill Associates for the installation of a traffic signal at the northwest corner of Forest Hill-Irene and Crestwyn Hills Drive. Based on today's traffic volumes, the need for a signal is near the criteria used to justify signal warrants. As the area continues to develop, installation of a signal becomes more critical. In an effort to be proactive on this project, the City is proposing design services for the future signal in its FY20 CIP budget. Construction is proposed in FY21. Future developments in the area will be contributing to the cost of design and construction of the signal based on the amount of traffic those developments are anticipated to generate. The easement is at no cost to the City and is needed in order to provide sufficient land. The easement area will be used for the installation of a future traffic signal that will manage the traffic demand within Forest Hill Heights.

MOTION: To authorize the Mayor to enter into an agreement with Forest Hill Associates for a Traffic Signal Easement at the northwest corner of Forest Hill-Irene and Crestwyn Hills Drive.

**Purchase – Fire Department Mobile Data Terminals**

Mobile data terminal (MDT) systems allow the Fire Department to use computer technology in daily field operations. The use of this equipment enhances the ability of the department to respond to calls for service. The equipment is also another component of fire fighter safety. These MDT systems are replacement units of outdated Fujitsu Lifebook MDTs which are installed in existing apparatus and vehicles.

MOTION: To approve the purchase of mobile data terminal systems in an amount not-to-exceed \$30,000.00 from Brite Computers on National Cooperative Purchasing Alliance (NCPA) Contract number 01-65, approve Budget Adjustment No. 18-83, and declare replaced equipment as surplus.

**Purchase – Security Cameras**

The City has interior and exterior security cameras at various public buildings. The cameras have been in place over 25 years. Currently, there are no cameras that monitor inside or outside Germantown Community Library. The addition of cameras at the library and replacement/addition of cameras at City Hall will improve security at both facilities.

MOTION: To authorize the purchase of security cameras and associated equipment in an amount not-to-exceed \$48,000.00 from Schneider Electric Buildings Americas, Inc. on National Intergovernmental Purchasing Alliance (National IPA) Contract number R170504, approve Budget Adjustment No. 18-84 and declare replaced equipment as surplus.

**Reimbursement – FEMA Grant**

The Fire Department was awarded a grant from FEMA for Fire Prevention and Safety in the amount of

\$24,560.00. The department has made the initial purchase of items including 400 smoke detectors, 50 hearing impaired smoke detectors and miscellaneous fire investigation tools. The initial purchase was in the amount of \$16,478.68 with the federal reimbursement share amounting to \$14,830.00. The Fire Department has already made the purchases of the grant items and this reimbursement will reimburse the City for 90% of those expenses. Per grant requirements, the department has a matching amount of 10%.

MOTION: To recognize reimbursement from FEMA in the amount of \$14,830.00 and approve Budget Adjustment No.18-85.

**Services Contract – Annual Storm Water Cured-in-Place Pipe**

The City Sewer Division performs preventive maintenance, flushing, video inspection and repairs on over 220 miles of sewer mains annually. Each year, funding is allocated in the Storm Water Fund Infrastructure Replacement Program for the rehabilitation of older or inferior infrastructure within the system to address infiltration or any other structural damage that may prevent maximum flow and functioning capabilities. The contractor will be responsible for any street repairs, yard restoration or repairs to sidewalks or curb and gutter bands due to or caused by contractor operations.

MOTION: To authorize the Mayor to enter into a contract with Insituform Technologies, LLC in an amount not-to-exceed \$100,000.00 for the FY18 Annual Storm Water Cured-in-Place Pipe Utility Contract.

**ROW Acquisition – Tract 20 – Forest Hill Irene Road Improvements**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a Contract for Sale and Purchase with Christopher and Debra Ward in an amount not-to-exceed \$2,600.00 for the purchase of real estate and/or easements related to improvements to Forest Hill Irene Road. The City is currently in the design and right-of-way acquisition phase of the Forest Hill-Irene Road Improvements project. The limits of the project are Winchester to Poplar Pike and include widening of the existing 2-lane rural cross section roadway to 4-lanes with raised median turn lanes (5-lanes total), bike lanes, curb/gutter, sidewalks and street lighting. Staff extended an offer of \$2,600.00 to the Wards for the needed easement and loss of brick columns and fencing. Mr. and Mrs. Ward accepted the offer.

MOTION: To approve the acquisition of real estate and/or easements from Christopher and Debra Ward for the total lump sum amount of \$2,600.00 for Tract 20 in accordance with the terms of the Purchase Agreement and authorize the disbursement of the purchase price to the seller and of other sums required of the City under the Purchase Agreement or otherwise to effectuate the purposes of the Purchase Agreement.

**ROW Acquisition – Tract 23 – Forest Hill-Irene Road Improvements**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a Contract for Sale and Purchase with Reaves Family Partnership (50% undivided interest) and Sammie R. Morris and Linda R. Slaton, Trustees of the Reaves Family Trust (50% undivided interest) in an amount not-to-exceed \$4,000.00 for the purchase of real estate and/or easements related to improvements to Forest Hill-Irene Road. Staff extended an offer of \$4,000.00 to the owners, Sammie Morris and Linda Slaton, for the needed easements. The owners accepted the offer.

MOTION: To approve the acquisition of real estate and/or easements from Reaves Family Partnership (50% undivided interest) and Sammie R. Morris and Linda R. Slaton, Trustees of The Reaves Family Trust for the total lump sum amount of \$4,000.00 for Tract 23 in accordance with the terms of the Purchase Agreement and authorize the disbursement of the purchase price to the seller and of other sums required of the City under the Purchase Agreement or otherwise to effectuate the purposes of the Purchase Agreement.

**ROW Acquisition – Tract 29 – Forest Hill-Irene Road Improvements**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a Contract for Sale and Purchase with Sudhir and Archana Agrawal in an amount not-to-exceed \$7,400.00 for the purchase of real estate and/or easements related to improvements to Forest Hill-Irene Road. Staff extended an offer in the amount of \$7,400.00. The Agrawals accepted the offer.

MOTION: To approve the acquisition of real estate and/or easements from Sudhir and Archana Agrawal for the total lump sum amount of \$7,400.00 for Tract 29 in accordance with the terms of the Purchase Agreement and authorize the disbursement of the purchase price to the seller and of other sums required of the City under the Purchase Agreement or otherwise to effectuate the purposes of the Purchase Agreement.

**ROW Acquisition – Tract 32 – Forest Hill-Irene Road Improvements**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a Contract for Sale and Purchase with Richard H. Leike Living Trust in an amount not-to-exceed \$8,400.00 for the purchase of real estate and/or easements related to improvements to Forest Hill-Irene Road. Staff extended an offer of \$8,400.00 for the needed easements and loss of mature trees to the owner. Mr. Leike accepted the offer.

MOTION: To approve the acquisition of real estate and/or easements from Richard H. Leike Living Trust for the total lump sum amount of \$8,400.00 for Tract 32 in accordance with the terms of the Purchase Agreement and authorize the disbursement of the purchase price to the seller and of other sums required of the City under the Purchase Agreement or otherwise to effectuate the purposes of the Purchase Agreement.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the items on the consent agenda as written.

After discussion, the Board unanimously agreed to leave all four Forest Hill-Irene Road right-of-way Tract Acquisition items on the consent agenda and move all three Germantown Road/Wolf River Boulevard Intersection Improvement tract acquisitions to the regular agenda.

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

**REGULAR**

**Ordinance No. 2018-1 – Ordinance to Adopt the FY2019 Budget – First Reading**

The FY19 Proposed Budget takes into consideration the City's long-range strategic plan adopted by the Board. The Financial Advisory Commission (FAC) has held several meetings with the staff to review each component of the budget including the financial policies, the entire General Fund, the Enterprise Funds, the Special Revenue Funds and the CIP. The Personnel Advisory Commission's recommendation of a 3.0% merit adjustment is incorporated in the FY19 Proposed Budget. The FAC has reviewed and approved the budget. The budget for all funds for FY19 totals \$174,183,658.00. The General Fund Operating Budget total is \$54,720,709.00, the Enterprise Funds total \$24,329,264.00, Special Revenue Funds total \$71,520,685.00, Internal Service Funds total \$46,000.00, and Capital Improvements Programs total \$23,567,000. During the public hearing, the chairman for the FAC will present the Commission's recommendation regarding the Proposed Budget. The proposed budget addresses educational, public safety and other capital needs during the five year planning period.

Motion by Mr. Janda, seconded by Mr. Owens, to approve on first reading Ordinance No. 2018-1 tentatively approving the FY19 Proposed Budget and set Monday, June 11, 2018 for the second reading and public hearing.

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

**Ordinance No. 2018-2 – Year End Budget Adjustments – First Reading**

At the end of the fiscal year, a number of year-end budget adjustments are required to be made in order to avoid budget and fund overruns in the various funds. All of the expenditures being funded by the budget adjustments were approved under the City's purchasing policies and adhere to generally accepted accounting principle guidelines. Typically at year-end, a number of budget adjustments are made to the various City funds, which realign operating expenses/expenditure accounts with actual activity. They recognize various overruns, underruns, project acceleration and deferrals that have already received the Board of Mayor and Aldermen's approval.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve Ordinance No. 2018-2 for year-end budget adjustments on first reading and set Monday June 11, 2018 for second reading and public hearing.

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

**Ordinance No. 2018-3 – Real and Personalty Property Tax – First Reading**

Concurrent with the adoption of the FY19 Budget, the Board of Mayor and Aldermen are asked to adopt the FY19 property tax rate and set Monday, June 11, 2018, as the public hearing date. The recommended property tax rate is \$1.95 per \$100.00 of assessed valuation. Shelby County completed a county-wide reappraisal of property during 2017. As a result, municipalities were required to calculate a state certified tax rate or roll back rate that produced a tax neutral effect for current taxpayers. The tax rate for FY18 was \$1.97 per \$100.00 of assessed value.

By law, the certified tax rate is the rate which, applied to the reappraisal tax base (adjusted for new property and before any tax adjustment) will yield the same revenue as was levied the previous year. In addition, an appeals allowance was calculated and added to the tax rate for FY18. It was determined by Shelby County as of April 5, 2018, that 44.34% of the appeals allowance was used during the FY18. The appeals allowance for FY18 was \$.04 per \$100.00 of assessed value. Since the entire appeals allowance was not used during FY18, the Tennessee Comptroller of the Treasury prepared a calculation for the certified recapture rate as required by state statute. The recapture rate was calculated to be \$1.95.

At the Board of Mayor and Aldermen work session, Mayor Palazzolo directed the City Administrator to reduce the certified tax rate to agree with the Tennessee Comptroller's Office of \$1.95 per \$100.00 of assessed value. The reduced tax rate will meet the funding needs of the City's operations, debt payments and CIP, maintain a healthy fund balance for outer years and preserve the Triple-A bond rating.

Motion by Ms. Gibson, seconded by Mr. Janda, to adopt Ordinance No. 2018-3 establishing the certified tax rate at \$1.95, on first reading, and set Monday, June 11, 2018 for public hearing.

Motion by Mr. Barzizza, seconded by Mr. Massey, to set the certified tax rate at \$1.97.

Barzizza-yes, Gibson-no, Massey-no, Owens-no, Janda-no. Motion failed.

ROLL CALL: On original motion by Ms. Gibson, seconded by Mr. Janda, to adopt Ordinance No. 2018-3 establishing the certified tax rate at \$1.95, on first reading, and set Monday, June 11, 2018 for public hearing.

Barzizza-no, Gibson-yes, Massey-yes, Owens-yes, Janda-yes. Motion approved.

**Ordinance No. 2018-4 - Germantown Municipal School District Year End Budget Adjustments – First Reading**

At the end of the fiscal year, a number of year-end budget adjustments are required to be made in order to avoid budget and fund overruns in the various funds for the Germantown Municipal School District (GMSD). GMSD yearly budget adjustments have been approved by the Germantown Municipal School Board. However, GMSD is a Special Revenue Fund of the City and will appear in the Comprehensive Annual Financial Report as of June 30, 2018. Therefore, the Board of Mayor and Alderman must approve any yearly budget adjustments.

Motion by Ms. Gibson, seconded by Mr. Janda, to approve Ordinance No. 2018-4 for Germantown Municipal School District year-end budget adjustments on first reading and set Monday, June 11, 2018 for second reading and public hearing.

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

**Ordinance No. 2018-6 – Amendments to Modify the Term of Design Review Commission – Second Reading and Public Hearing**

This agenda item is to approve on second reading an amendment to change the term of Design Review Commission (DRC) members from one year to two years and to stagger appointments so that only half of the members will be up for reappointment each year. Two-year appointments will allow seasoned members and new members the opportunity to work together using historical knowledge of past issues on cases, in order to make future decisions that are beneficial to the City. It will also provide newly appointed members time to acclimate themselves to the duties and responsibilities of the DRC.

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

Motion by Mr. Barzizza, seconded by Mr. Owens, to approve on second reading Ordinance 2018-6, amendment to modify Section 2-169 of the Germantown Municipal Code to change the length of the term of Design Review Commission members.

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

**Change Order No. 1 – Library Streetscape Enhancement and Site Improvements**

The design and construction objective of this project is to install a rain garden area and new ADA-compliant walkways in the most cost efficient manner while preserving as many trees and plant beds as possible. The request for Change Order No. 1 includes the following unforeseen conditions: removal of additional undergrowth for new landscaping, replacement of electrical conduits embedded in sidewalks, replacement of the irrigation system and completion of the installation of the ADA-compliant walkway.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve change of the contract amount for the Germantown Library Site Improvements and Landscaping Project Change Order No.1, increasing the contract amount by \$75,698.80 from \$187,985.00 to \$263,683.80.

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

**Contract – Southern Avenue WTP Electrical Panel Replacement Phase 1**

The treatment plant was constructed in 1975 and has been the primary source of potable water to the customers in Germantown for over 40 years. As part of the FY18 process, a capital improvement application was approved to upgrade the existing electrical control panels that are a part of the original plant construction.

Motion by Ms. Gibson, seconded by Mr. Janda, to enter into a contract with American Electric Contractors to replace the Automatic Transfer Switch (ATS) and the electrical panels which operate high service pumps #1 and #2 for the Southern Avenue Water Treatment Plant Electrical Panel Replacement Project Phase I in the amount of \$175,714.40 and to approve Budget Adjustment Number 18-82 in the amount of \$25,714.40.

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

**Resolution 18R12 - Approval of an Amendment to Outline Plan for the Shops of Saddle Creek South Planned Development**

This item is to approve an amendment to the Outline Plan for The Shops of Saddle Creek Planned Development, as recommended by the Planning Commission. The request is to revise the site plan to add 50 parking spaces with the construction of a parking deck in the southwest corner of the site over an existing detention area, adjacent to the dead-end portion of McVay Road. The new parking would be for the exclusive use of employees and for valet parking. The approval of this parking lot expansion will bring the total parking count up to 466 spaces, and put the site in conformance with the parking standards required for the SC-1 zoning district. If this request is approved, the applicant will be required to re-record the outline plan to reflect this amendment, prior to a revised new final plan for this project moving forward for development agreement approval.

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

Motion by Mr. Janda, seconded by Ms. Gibson, to approve Resolution 18R12, an Amendment to the Outline Plan for the Shops of Saddle Creek South Planned Development.

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

**Resolution 18R13 – Adoption of 2018 Parks and Recreation Master Plan**

The Parks and Recreation Department is nationally accredited by the Commission for Accreditation of Parks and Recreation Agencies. A standard required for all agencies is to utilize a comprehensive, community supported planning document as a guide for the growth, improvement and management for the park system and recreation services. The plan includes an executive summary, community profile, public engagement, agency assessment, facility assessments and concept plans, as well as budget assessment and funding recommendations. After extensive community involvement, specific action plans were developed to advance the park system. The 2018 Comprehensive Parks and Recreation Master Plan was reviewed by and recommended for adoption by the Parks and Recreation Commission on November 30, 2017. The plan will serve as a management tool in service delivery and in preparing annual budget requests, as well as planning for capital improvement projects.

Motion by Mr. Owens, seconded by Ms. Gibson, to adopt Resolution 18R13, the 2018 Germantown Comprehensive Parks and Recreation Master Plan.

Motion by Mr. Massey, seconded by Mr. Barzizza, to postpone voting on the resolution until the June 11, 2018 meeting of the Board of Mayor and Aldermen

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

ROLL CALL: On original Motion by Mr. Owens, seconded by Ms. Gibson, to adopt Resolution 18R13, the 2018 Germantown Comprehensive Parks and Recreation Master Plan.

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



**Supplement No. 1 – FY18 On-Call Professional Services Agreement Kimley-Horn & Associates, Inc.**

Kimley-Horn & Associates, Inc. (KHA) is recognized nationally as an industry leader in the field of transportation. KHA has provided their transportation expertise to all municipalities within Shelby County, the Memphis-Metropolitan Planning Organization (MPO), the Tennessee Department of Transportation, Memphis Area Transit Authority and the Memphis-Shelby County Airport Authority. Their knowledge of the regional transportation network has been a tremendous asset to the City. Typical services include traffic/transportation studies, traffic impact analyses, striping plans, signal timing assistance and assistance in various MPO matters.

Motion by Mr. Owens, seconded by Mr. Janda, to approve Supplement 1 in the amount of \$25,000.00, increasing the ceiling to \$75,000.00 for the FY18 On-call Professional Services Agreement with Kimley-Horn & Associates, Inc. and to approve Budget Adjustment No. 18-88.

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

**ROW Acquisition -Tract 8 – Germantown Road/Wolf River Boulevard Intersection Improvement Project**

This agenda item is to request Board of Mayor and Aldermen approval to enter into an agreement with Wolf River Medical Center, Ltd. LP in the amount of \$197,636.00 for the purchase of real estate and/or easements related to improvements to the intersection of Germantown Road and Wolf River Boulevard and disbursement of the purchase price to the seller. The intersection of Wolf River Boulevard and Germantown Road is one of the most heavily congested intersections within the entire Memphis-MPO area. The latest available volume counts indicate an average daily traffic of over 75,000 vehicles per day. Excessive delays at all times of the day prompted the City of Germantown to request federal and state funding for improvements to add capacity and increase efficiency of the intersection. Improvements to these roadways will be in the public interest.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the right-of-way acquisition of real estate from Wolf River Medical Center, Ltd. LP for the total lump sum amount of \$197,636.00 for a portion of Tract 8 and authorize the disbursement of the purchase price to the seller.

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

**ROW Acquisition -Tract 21 – Germantown Road/Wolf River Boulevard Intersection Improvement Project**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a right-of-way acquisition agreement with Nohopa Properties, GP in the amount of \$56,650.00 for the purchase of real estate and/or easements related to improvements to the intersection of Germantown Road and Wolf River Boulevard and disbursement of the purchase price to the seller.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the right-of-way acquisition of real estate from Nohopa Properties, GP for the total lump sum amount of \$56,650.00 for a portion of Tract 21 and authorize the disbursement of the purchase price to the seller.

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

**ROW Acquisition -Tract 23 – Germantown Road/Wolf River Boulevard Intersection Improvement Project**

The purpose of this agenda item is to request Board of Mayor and Aldermen approval of a right-of-way acquisition agreement with Germantown Station, LLC in the amount of \$68,520.00 for the purchase of real estate and/or easements related to improvements to the intersection of Germantown Road and Wolf River Boulevard and disbursement of the purchase price to the seller.

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Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the right-of-way acquisition of real estate from Germantown Station, LLC for the total lump sum amount of \$68,520.00 for a portion of Tract 23 and authorize the disbursement of the purchase price to the seller.

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

Meeting adjourned.

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Mike Palazzolo, Mayor

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Michele Betty, City Clerk/Recorder