

BOARD OF MAYOR AND ALDERMEN

November 12, 2018

The regular meeting of the Board of Mayor and Aldermen was held on Monday, November 12, 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: Michele Betty, Paul Chandler, Reynold Douglas, Tony Fischer, Tim Gwaltney, Richard Hall, Jason Huisman, Patrick Lawton, Bo Mills, Lisa Piefer, Sheila Pounder, Phil Rogers, Emily Rozar and John Selberg.

Call To Order

The Mayor called the meeting to order.

Invocation

Jason Huisman gave the invocation.

Pledge of Allegiance

Alderman Owens led the Pledge of Allegiance.

Set Agenda

During the executive session, the Board agreed to move to the regular agenda item #9o - Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 8151 Poplar Ave. (OLPH), #9p - Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 3160 Forest Hill Irene Rd. (Millennium Furniture) and #9q - Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 8594 Farmington Blvd. (Cameron Brown Park).

Motion by Mr. Barzizza, seconded by Ms. Gibson, to approve the November 12, 2018 agenda as amended.

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

Approval of October 22, 2018 Minutes

The minutes of the regular meeting held October 22, 2018 were approved as written.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve the minutes of the Board of Mayor and Aldermen meeting held October 22, 2018.

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

Special Recognition

Germantown SWAT

On October 17, 2018, members of the team completed the 2018 Mississippi Tactical Officers Association (MTOA) SWAT competition and secured their second straight MTOA SWAT championship. This competition is a test of the real world skill necessary in their line of work.

Germantown Education Commission Youth Excellence Award - October

The October Youth Excellence Award winner is Samuel Killebrew, a senior at Houston High School.

Germantown Education Commission Youth Excellence Award - November

The November Youth Excellence Award winner is Garrett McFadden, a senior at Christian Brothers High School.

Germantown Education Commission Teacher of the Month - November

The November Teacher of the Month award winner is Ms. Lorrie Tingle. Ms. Tingle teaches at Houston High School, where she leads the Germantown Municipal School's Alternative Education Program.

Proclamation – World War I Centennial

City Historian Andy Pouncey read a proclamation acknowledging the service and sacrifice of Germantown citizens whose efforts helped lead to the cessation of hostilities on the Western Front of World War 1, “on the eleventh hour of the eleventh day of the eleventh month” of 1918, 100 years ago.

Alderman Liaison Reports

The Aldermen reported on their commission activities.

Citizens to be Heard

No citizens came forward.

CONSENT

Contract – ECD Building Boiler Replacement

The current gravity exhaust boiler has become deficient due to normal use and will be replaced with a high efficiency forced-draft exhaust condensing boiler. As part of the infrastructure replacement program, condensing boilers for heat have been installed in City buildings to replace deficient boilers in order to provide better operational reliability and reduce natural gas consumption.

MOTION: To approve a construction contract with Damon Marcus Company in the amount of \$30,000.00 and Budget Adjustment No.19-20 for the replacement of the heating boiler in the Economic and Community Development building.

Contract – Great Hall Carpet Replacement

The existing carpet in the banquet rooms and corridors has become badly worn. The replacement flooring will be laminated vinyl tile which is more durable, environmentally sustainable and easier to maintain.

MOTION: To approve the purchase of services with BG Carpets dba Carpet Contractors in the amount of \$73,480.00 for banquet room and corridor flooring replacements in the Great Hall.

Contract – Police Shooting Range HVAC Replacement

The current high-speed air filtration system was installed during the original construction of the shooting range in 1985. This high-speed system was designed to filter or remove airborne lead particles and re-circulate air into the shooting range whenever the shooting range is in use. Over the years of use, the air filtration system has become deficient in removing airborne lead particles and re-circulating air into the shooting range.

MOTION: To approve a construction contract with Bernhard MCC, LLC in the amount of \$20,707.00 for the replacement of the air filtration fan that serves the police indoor shooting range.

Donations – Germantown Community Library

The Germantown Community Library works in partnership with many local organizations and individuals to provide top quality services to its patrons. The Friends of the Library donated \$1,900.00. The donation was designated by the Friends to be split 2 ways: \$1500.00 for a book nook for the area set aside in the library for teenaged patrons and \$400.00 for supporting library programs that will take place during The Big Read. The Kiwanis Club of Germantown donated \$600.00 for the purchase of a rug for the teen area of the library.

MOTION: To approve donations of \$2,500.00 to the Germantown Community Library and to approve Budget Adjustment No. 19-21.

Grant – Houston High School Project Graduation

The grant from the City to the Houston High School PTO in the amount of \$5,000.00 will be used to fund games, prizes and food to support the school’s Project Graduation event. This year will mark the 26th Project Graduation event at Houston High School. In recent years, student participation has grown from 60 to almost 85%. This

nation-wide event is a post-graduation party that is alcohol- and drug-free, dedicated to keeping our seniors safe on one of the most significant milestones in their lives.

MOTION: To authorize payment in the form of a grant to the Houston High School PTO in the amount of \$5,000.00.

Purchase – Annual Computer Upgrades

This upgrade project will replace approximately 25% of the oldest computers and continue the City's 4-year cycle to keep operating systems and hardware current.

MOTION: To approve the purchase of replacement computers in the amount of \$81,300.00 from CDW Government, approve Budget Adjustment No. 19-19 and declare the replaced computers as surplus.

Purchase – Paging System, Cabling and Installation – Germantown Athletic Club

The Club had a paging system installed when the facility was built in 1990. Paging equipment and cabling has not been added during expansions and renovations. The original system has been out of service 18+ years and remaining equipment is in need of replacement. This paging system will be used to inform members of possible security threats, weather warnings, ADAM alerts, closing notifications and other announcements.

MOTION: To authorize the purchase of cabling, associated equipment and installation of a paging system in the amount of \$13,551.25 from DataComm Services Corporation, paging system equipment in the amount of \$9,034.63 from Graybar Electric Company, Inc, for a total of \$22,585.88 and declare replaced equipment as surplus.

Purchase – Police Department Mobile Data Terminals

In-car computer systems allow the Police Department to use computer technology in daily field operations. The use of this equipment would enhance the ability of the department to respond to calls for service, take offense reports and utilize internet law enforcement sites. The equipment would also be another component of officer safety. These in-car computer systems are replacement units of outdated Panasonic CF-30 and Toughbook computers which are to be installed into nine new replacement vehicles.

MOTION: To authorize the purchase of nine mobile data terminal (MDT) systems and one MDT for Investigations in the amount of \$46,585.40 from Brite Computers on Synnex National Cooperative Purchasing Alliance (NCPA) Contract number 01-65 and declare replaced equipment as surplus.

Purchase – Pour in Place Playground at Dogwood and Riverdale Parks

The existing rubber surface requires constant repairs due to excessive heat, wear and vandalism. Currently, this turf-type, poured-in-place safety surface exists at Cone Park and has been very durable and well-received by park patrons.

MOTION: To approve the purchase and installation of turf type poured-in-place safety surface at Dogwood and Riverdale Parks with Miracle Recreation of KY & TN in the amount of \$82,952.00.

Purchase – Security Cameras – Germantown Athletic Club

The cameras that monitor inside the Germantown Athletic Club have been in place over 20 years. This project will add/replace interior security cameras at the Club. Cameras will provide added security for patrons and employees at the facilities. Staff anticipates the project will include 50 new/replacement cameras and one digital video recorder that can store approximately 30 days of activity.

MOTION: To authorize the purchase of security cameras and associated equipment in an amount not to exceed \$118,000.00 from Schneider Electric Buildings Americas, Inc. on National Intergovernmental Purchasing Alliance Contract number R170504 and declare replaced equipment as surplus.

Purchase – SWAT Body Armor

Body armor is the protective gear worn by members of SWAT while performing SWAT related duties. Soft armor components, such as vest and helmets, require replacement every 5 years. Hard armor (rifle plates) requires replacement every 10 years. All components of the armor are at or beyond their expiration.

MOTION: To approve the purchase of SWAT Body Armor from ADS through GSA-Buy cooperative contract GSA #GS-07F-5969P in the amount of \$35,178.90.

Purchase – Trailer Attenuator

This agenda item is to purchase a 2018 Traffix Scorpion trailer attenuator equipped with a K and K 48” x 96” LED arrow board from Striping Service and Supply Equipment Company in the amount of \$20,350.00 and to approve Budget Adjustment No. 19-22. In addition, authorization is requested to declare Unit 93, a 1995 Amida solar powered detour light, as surplus property. This new trailer attenuator will replace a solar powered detour light used for traffic control. Trailer impact attenuators have an impact rating of ≤ 62 mph and are pulled behind vehicles which work in high traffic areas. The impact attenuator is a device intended to reduce the damage to structures, vehicles and motorists resulting from a motor vehicle collision and is designed to absorb the colliding vehicle's kinetic energy and redirect the vehicle away from the hazard or away from roadway machinery and workers.

MOTION: To approve the purchase of a 2018 Traffix Scorpion trailer attenuator equipped with a K and K 48” x 96” LED arrow board from Striping Service and Supply Equipment Company in the amount of \$20,350.00 and to approve Budget Adjustment No. 19-22 and declare Unit 937, a 1995 Amida solar powered detour light, as surplus property.

Reimbursement Payment No. 3 – GMSD School Security Improvements

The FY19 CIP budget includes \$500,000.00 for Germantown Municipal School District (GMSD) school security improvements. The installation of additional security cameras at each of the five school locations, cell phone boosters, and securing the campus at Houston High School were projects of immediate concern to the district. Over this past summer, 202 new cameras have now been installed. The installation of 13 additional cell phone boosters at each of our elementary schools has also been completed, improving communications in the event of an emergency. Architectural plans for security enhancements at Houston High School have been completed for the main entrance and courtyards areas in order to restrict public access points to school facilities. The total cost of the security cameras and cell phone booster improvements is currently estimated to be \$336,334.00. Additional invoices for the cameras, cell phone booster installations and other security enhancements will be forwarded to the City once received.

MOTION: To approve reimbursement payment No. 3 in the amount of \$52,350.00 to the Germantown Municipal School District for school security improvements.

Sport Provider Agreements – Germantown Baseball League, Germantown Legends, Houston Lacrosse and Germantown Rugby Club

Each year, the City implements contracts with local youth sport provider organizations to provide certain athletic programs for children on athletic fields located in the City in which the Parks and Recreation Department make available. These programs are organized, scheduled and operated on behalf of the Parks and Recreation Department by the City’s designated sports providers performing as service providers in conjunction and cooperation with the City.

MOTION: To approve the provider agreement with the Germantown Rugby Club and to approve the extension of the provider agreements for one additional year with the Germantown Legends to be the youth soccer provider; with the Houston Lacrosse Club to be the youth lacrosse provider; with the Germantown Baseball League to be the youth baseball provider for the City of Germantown.

Motion by Mr. Barzizza, seconded by Ms. Gibson, to approve the consent agenda as read.

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

REGULAR

Contract – Lobbying Services

The City of Germantown has engaged the services of this firm for the past nine years. Administration has worked closely with senior partner in the firm, John Farris, and his staff in advancing the City's legislative agenda as well as monitoring legislation that could impact the City. Administration has been extremely pleased with the efforts of the firm in representing Germantown's interests as well as monitoring specific bills and legislative proposals. The City receives weekly updates from the firm on various bills that have been introduced throughout the legislative session. A representative from the City will meet in Nashville with members of the Shelby County delegation and other state senators and representatives on a regular basis during the session.

Motion by Mr. Barzizza, seconded by Mr. Janda, to authorize the mayor to execute a lobbying services agreement with Farris Bobango Branam, PLC Attorneys at Law, for lobbying services on behalf of the City of Germantown beginning November 1, 2018 and ending October 31, 2019 in the amount of \$42,000.00.

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

Grant – Germantown Community Theatre

As part of the FY19 Budget, a \$100,000.00 grant was included in the civic support budget for the Germantown Community Theatre (GCT) to provide youth theater programming and staffing. This year, expanded funding, requested by the Financial Advisory Commission, will be used to support the non-profit's general operating personnel needs. The Parks and Recreation Department provides oversight to the annual program plan to ensure that goals and objectives are met. Staff from the City, GCT Board members and programming staff from GCT met to coordinate planning and oversight efforts. GCT has provided financial documentation, and also demonstrated its youth programming efforts and how the City's dollars were spent per the agreement last year fiscal year.

Motion by Ms. Gibson, seconded by Mr. Janda, to authorize the Mayor to execute an agreement for the FY19 budget year between the City of Germantown and the Germantown Community Theatre and to authorize the budgeted payment of \$100,000.00.

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

Right-of-Way Acquisition – Tract 10 – Forest Hill-Irene Road Improvements

Staff met with Mrs. Suzanne and Mr. Radwan Haykal, the owners of Tract 10 - 9065 Bridge Forest Drive, on March 5, 2018, to discuss the Forest Hill-Irene Road roadway improvements project and its impacts to Tract 10. The City negotiated a settlement with the owners, in the amount of \$67,000.00, pending Board approval.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the acquisition of real estate and/or easements from Mrs. Suzanne and Mr. Radwan Haykal for the total lump sum amount of \$67,000.00 for Tract 10 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.

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

Alderman Gibson recused herself from dais.

Right-of-Way Acquisition – Tract 12 – Forest Hill-Irene Road Improvements

The subject is Tract 12 - 3490 Forest Hill-Irene Road. Staff met with the owners, on February 22, 2018, to discuss the roadway improvements project and its impacts to Tract 12. The City negotiated a settlement, in the amount of \$133,000.00, pending Board approval, with the owners.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the acquisition of real estate and/or easements from Mrs. Heidi Hossick and Mr. Michael Joyce for the total lump sum amount of \$133,000.00 for Tract 12 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.

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

Alderman Gibson returned to the dais.

TDOT Contract Amendment No. 2 - Wolf River Boulevard/Germantown Road Intersection Improvements Project

This agenda item is to consider approval of Amendment 2, in the amount of \$5,497,607.00, to the existing TN Department of Transportation Local Programs contract for the Germantown Road/Wolf River Boulevard intersection improvements project, increasing the contract amount to \$7,356,007.00 which is 100% reimbursable. The City requested funding for the project utilizing Surface Transportation Program (STP) funds through the Memphis-MPO. Typically, STP projects are 80% federal/20% local responsibility; however, since the bulk of the project is on a state route, TDOT has agreed to cover the 20%. Therefore, the City will be reimbursed 100% of project expenditures. Amendment 2 extends project completion date from December 31, 2018 to December 31, 2022. It has taken five years to complete the environmental phase, preliminary design phase, right-of-way (ROW) Acquisition and final design phases. During the ROW acquisition phase of the project, appraisals for the properties were coming in much higher than anticipated. To date, total project ROW costs for this project, including professional service and acquisition costs, is just over \$3,000,000.00. Amendment 2 also includes the updated construction cost estimates and construction engineering inspection services estimates.

Motion by Mr. Janda, seconded by Ms. Gibson, to approve Amendment 2 to the existing TDOT Local Programs contract for the Germantown Road/Wolf River Blvd. Intersection Improvements Project, extending the contract completion date to December 31, 2022 and increasing the contract amount to \$7,356,007.00 which is 100% reimbursable.

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

Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 8151 Poplar Ave. (OLPH)

The applicant is requesting approval to replace three antennas and associated equipment to an existing, camouflaged array on an existing tower that is currently owned and operated by Crown Castle. There will be no changes to the ground compound space. The proposed request would grant the approval necessary for AT&T to obtain a building permit and install the proposed equipment on the existing tower within the existing compound.

Motion by Ms. Gibson, seconded by Mr. Barzizza, to approve the request allowing three replacement antennas and associated equipment on an existing tower for AT&T Wireless on the existing wireless transmission facility located at Our Lady of Perpetual Help (OLPH) Catholic Church at 8151 Poplar Ave.

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

Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 3160 Forest Hill Irene Rd. (Millennium Furniture)

The applicant is requesting approval to replace six antennas and associated equipment on an existing tower that is currently owned and operated by Crown Castle. There will be no changes to the ground compound space. The proposed request would grant the approval necessary for AT&T to obtain a building permit and install the proposed equipment on the existing tower within the existing compound.

Motion by Mr. Janda, seconded by Mr. Barzizza, to approve the request allowing six replacement antennas and associated equipment for AT&T Wireless on the existing wireless transmission facility operated by Crown Castle,

located at 3160 Forest Hill Irene Rd.

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

Wireless Transmission Facility Modification - Equipment Upgrade (AT&T) - 8594 Farmington Blvd. (Cameron Brown Park)

The applicant is requesting approval to replace three existing antennas with three new antennas and their associated equipment on an existing tower that is currently owned and operated by Crown Castle (aka Tower Ventures LLC). The replacement antennas will be completely contained within the stealth pole. There will be no changes to the ground compound space. The proposed request would grant the approval necessary for AT&T to obtain a building permit and install the replacement antennas and equipment on the existing tower within the existing compound.

Motion by Mr. Barzizza, seconded by Mr. Janda, to approve the request allowing an equipment upgrade by the replacement of three existing antennas with new antennas and their associated equipment for AT&T on an existing wireless transmission facility located in Cameron Brown Park at 8594 Farmington Blvd.

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

Meeting adjourned.

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder