

BOARD OF MAYOR AND ALDERMEN
September 9, 2019

The regular meeting of the Board of Mayor and Aldermen was held on Monday, September 9, 2019, at 6 p.m. in the Council Chambers at City Hall.

Mayor Mike Palazzolo was present and presiding.

The following aldermen were present: Scott Sanders, Mary Anne Gibson, Dean Massey, Forrest Owens and Rocky Janda. Staff present: Pam Beasley, Michele Betty, Paul Chandler, Reynold Douglas, Tony Fischer, Jason Huisman, Parke Kennedy, Daniel Page, Lisa Piefer, Sheila Pounder, Cameron Ross, Adrienne Royals, Emily Rozar, Dr. Charles Schulz, John Selberg and Steve Wilensky.

Invocation

Cameron Ross led the invocation.

Pledge of Allegiance

Alderman Massey led the Pledge of Allegiance.

Set Agenda

Any changes to the agenda must be set before the meeting.

Motion by Mr. Sanders, seconded by Mr. Massey, to move to the regular agenda Item 9b Contract – Video Production.

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

Motion by Mr. Sanders, seconded by Mr. Massey, to move to the regular agenda Item 9e Payment – Malcolm Baldrige National Quality Award.

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

Motion by Mr. Massey, seconded by Mr. Sanders, to move to the regular agenda Item 9d Grant – Arts Education.

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

Motion by Mr. Owens, seconded by Mr. Janda, to approve the September 9, 2019 agenda as written

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

Approval of Minutes

Approval is requested of the minutes of the regular meeting held August 26, 2019.

Motion by Mr. Sanders, seconded by Mr. Janda, to approve the August 26, 2019 minutes.

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

Citizens to be Heard

Donn Fisher, 2796 Hunters Forest, Pauline Lathram, 6958 Country Road, Janie Day, 8187 Cherryfield Lane, and Manoj Jain, 6194 Dovecote Lane, came forward regarding the Malcolm Baldrige Award.

Michael Stoll, 2546 Regents Walk, came forward regarding The Grove.

Alderman Massey stated he would like to come forward as a citizen. As the alderman completed a Citizen to be Heard form, the Mayor read a proclamation.

Proclamation - Suicide Prevention Awareness Month

Mayor Palazzolo proclaimed the month of September as Suicide Prevention Awareness Month in Germantown.

Citizens to be Heard - Alderman

Dean Massey, 7915 Nikerton, came forward regarding transparency and The Grove.

Special Recognition

Donations - Germantown Performing Arts Center - FY19

Special Recognition is given to members of the GPAC Presenters Circle, who donate at least \$1,000.00 per year with a commitment of three years. GPAC recognized and thanked the contributors who helped support GPAC through donations for the 2018-2019 Season.

Motion by Ms. Gibson, seconded by Mr. Janda, to acknowledge cash donations to GPAC totaling \$627,245.00 and in-kind contributions valued at \$171,269.00, for a total donation value of \$798,514.00 in support of the 2018-2019 GPAC Season.

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

Alderman Liaison Reports

The Aldermen reported on their commission activities.

PRELIMINARY AGENDA

Agreement - 911 Digital Voice Recorders

The Police Department Communications division works in conjunction with Shelby County 911, police, fire and EMS personnel to ensure swift and appropriate response to calls for service. The multi-media recording system in place provides the department control of local calls, emergency calls, and police and fire radio transmissions. The hardware/software replacement identified in this project will support the latest technology for digital voice recording, radio talk and mandated Next Generation 911 capabilities. The project includes equipment installation, user training, 24/7 support with access to an online support portal, and 24/7 system monitoring for the 5-year agreement.

MOTION: To authorize a five-year agreement to purchase replacement 911 digital voice recorder hardware/software and support in the amount of \$54,128.00 from Stonehenge Properties, LTD dba Revcord and declare the replaced equipment as surplus.

Contract – Video Production

Cheney Media Productions will work with City communications staff to create excitement about the great things happening in Germantown, improve storytelling through visual media, correct inaccuracies, improve social media engagement, and provide professional video services designed to keep residents informed and educated about the City. Videos will be used on the City website, social media and in presentations.

MOTION: To approve a ten (10) month contract from September 9, 2019 through June 30, 2020 with Cheney Media Productions, Inc. for video production services per the unit prices provided in an amount not to exceed \$82,500.00.

Donations - Germantown Community Library

Last year, the City applied for and received a grant from the Tennessee Disability Coalition, which was used to strengthen the existing programs for special populations at the library in general and the Next Chapter Book Club in particular. The \$3,000.00 donation from the Friends will allow the Next Chapter Book Club to continue to meet on a weekly basis. It will also support the continued enhancement of special populations programming.

MOTION: To approve donations in the amount of \$3,000.00 for enhancement of special populations programming at the Germantown Community Library and to approve Budget Adjustment No. 20-11.

Grant – GPAC Arts Education

The City provides \$40,000.00 to GPAC to fund grants to performing arts groups and school-based art programs located in the city of Germantown. Committed to careful stewardship of City funds, GPAC embraced the creation of an arts grant-making program, established guidelines and criteria consistent with Tennessee Arts Commission standards, developed an online application system and created a grant process. The GPAC Arts Grant program is one component of the GPAC Arts Education Fund, which provides support for several arts education programs, some scholarships and the GPAC Arts Grants.

MOTION: To approve the transfer of funds to the Germantown Performing Arts Center in the amount of \$40,000.00 for the purpose of issuing grants to school art programs and community arts groups.

Payment – Malcolm Baldrige National Quality Award

In 1987, US Congress approved, and President Reagan signed legislation, to create the Malcolm Baldrige National Quality Award, named after the Secretary of Commerce Malcolm Baldrige. The legislation created an award program to recognize those organizations that have demonstrated superior quality and other performance results. But, more importantly, the Baldrige Program attempts to shine a light on best practices that advance the principles of excellence and that have been proven to improve organizational results. The City submitted its Baldrige application in April 2019 and has recently been notified that we will receive a site visit from a team of national examiners beginning September 30 through October 4. The total fee is \$66,000.00. The Germantown Area Chamber of Commerce has agreed to partner with the City and cover half of the expenditure. Funding for the City's share will come from the operating contingency.

MOTION: To authorize a payment to the Malcolm Baldrige National Quality Award in the amount of \$33,000.00 and to approve Budget Adjustment No. 20-14.

Purchase – Ammunition

Members of the Police Department are required by the POST Commission to qualify with their duty weapon, off duty weapon, shotgun and patrol rifles each year. Currently the Police Department qualifies two times each year with their duty weapon and patrol rifle and once a year with the shotgun and off duty weapon.

MOTION: To approve the purchase of ammunition from Precision Delta Corp. and Gulf States Distributors Inc. in the amount of \$72,678.63.

Purchase – Annual Computer Upgrades

The implementation of new computers will provide City staff with computers capable of functioning with today's newer software technology and cloud based applications. Older computers are not capable of efficiently processing newer applications and are effectively obsolete. This project will empower staff with the computer equipment necessary to quickly access software programs, whether desktop or cloud based. This 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 \$88,118.96 from CDW Government, approve Budget Adjustment No. 20-13 and declare the replaced computers as surplus.

Purchase - Firefighter Turnout Gear

A set of turnout coat and pants has a life expectancy of approximately 6-7 years. Each set of gear will remain in front line service for approximately 7 years and can be used as backup gear for another 3 years until it must be pulled from front line service per the National Fire Protection Association. The department replaces

approximately 1/6 of the gear each fiscal year.

MOTION: To approve the purchase of Fire Department Turnout Gear from North American Fire Equipment Company (NAFECO) through HGAC-Buy cooperative contract EE08-19 in the total amount of \$ 54,580.00.

Motion by Mr. Massey, seconded by Mr. Sanders, to suspend the rules to allow the Board to discuss the preliminary agenda.

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

Motion by Mr. Janda, seconded by Ms. Gibson, to approve preliminary agenda as read.

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

REGULAR

Ordinance No. 2019-13 – Amendment to Subdivision Ordinance Chapter 17- Section 17-56 (Streets) – Third and Final Reading

An application for a subdivision text amendment was filed at the request of the Planning Commission to amend the language in the City Code. The approval of this proposed text amendment will make specific changes to the requirements for the minimum design standards for dead-end streets within new developments to align with the changes being made to the City's Fire Code.

Motion by Mr. Owens, seconded by Mr. Sanders, to approve on third reading Ordinance 2019-13, amendment to Section 17-56 (Streets) of the Subdivision Ordinance in the Municipal Code.

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

Change Orders Nos. 10 - 13 - GPAC Grove Outdoor Venue

Change Order No. 10 involves revisions to the restroom entrance and floor in the dressing rooms. Change Order No. 11 involves re-grading the site which consists of demolition, erosion control, modifications to the storm drainage system, labor and materials, concrete for a retaining wall and asphalt for modifications to the food truck pad. Change Order No. 12 involves the construction of GPAC pedestrian walkways. The walkways include a landing pad at the GPAC entrance on Neshoba for pedestrians crossing from Thornwood, wider walkways along the eastern perimeter and additional concrete paving at the eastern entrance. Change Order No. 13 involves the construction of the Grove perimeter fencing. The scope includes installation of architectural screens on the perimeters. In June 2019, the GPAC Foundation received a grant from the State of Tennessee for construction of the Grove. All change orders will be reimbursed to the City by the GPAC Foundation.

Motion by Ms. Gibson, seconded by Mr. Janda, to approve Change Order No. 10 in the amount of \$21,549.86; to approve Change Order No. 11 in the amount of \$217,740.85; to approve Change Order No. 12 in the amount of \$73,529.66; to approve Change Order No. 13 in the amount of \$406,909.78; to increase the construction contract with Grinder Taber & Grinder, Inc. for the GPAC Grove Outdoor Venue from \$4,001,844.67 to \$4,721,574.82 for these change orders; to accept \$719,730.15 from the Germantown Performing Arts Center Foundation and to approve Budget Adjustment No. 20-16.

Motion by Mr. Massey, seconded by Mr. Sanders, to defer the item until the next meeting of the Board.

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

ROLL CALL: On original motion by Ms. Gibson, seconded by Mr. Janda.

Sanders-abstain, Gibson-yes, Massey-no, Owens-yes, Janda-yes. Motion approved.

PSA Supplement No. 4 – GPAC Grove Outdoor Venue

During a site walk-through, the City became concerned about the finished grade to stage ratio at the northeastern corner of the stage. The enhancements to the site grading will allow for an overall better experience for all GPAC event patrons. This request requires additional engineering to maintain proper drainage for the site. It was determined that a bottle-neck would likely occur at the intersection of the restroom exit and sidewalk entrance. The enhancements to the east entrance are a preventative measure to reduce pedestrian build-up and enhance pedestrian traffic flow. In June 2019, the GPAC Foundation received a grant from the State of Tennessee for construction of the Grove. All change orders and supplements will be reimbursed to the City by the GPAC Foundation.

Motion by Mr. Janda, seconded by Mr. Owens, to authorize change of the professional services agreement (PSA) amount for the GPAC Grove Outdoor Venue, increasing the agreement amount with Archimania by \$36,649.00 from \$397,332.00 to \$433,981.00; to accept \$36,649.00 from the Germantown Performing Arts Center Foundation; and to approve Budget Adjustment No. 20-15.

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

Meeting adjourned.

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder