

BOARD OF MAYOR AND ALDERMEN

March 22, 2021

The regular meeting of the Board of Mayor and Aldermen was held on Monday, March 22, 2021, at 6 p.m. via live streaming. Meeting electronically was necessary to protect public health, safety and welfare in light of the COVID-19 pandemic.

Mayor Mike Palazzolo was present and presiding.

The following aldermen were present: Scott Sanders, Mary Anne Gibson, Sherrie Hicks, Brian Ueleke and Jon McCreery. Staff present: Jeff Beaman, Pam Beasley, Michele Betty, Tony Fischer, Richard Hall, Jason Huisman, Patrick Lawton, Mac McCarroll, Bo Mills, Joe Nunes, Lisa Piefer, Cameron Ross, Adrienne Royals, John Selberg, Ola Terrell-Jordan and Steve Wilensky.

Call to Order

The Mayor called the meeting to order.

Invocation

The invocation was led by Patrick Lawton.

Statement from Mayor Palazzolo

Mayor Palazzolo read the following statement: All local governing bodies in the State of Tennessee have been impacted by the COVID-19 pandemic. Germantown is no exception. In an effort to carry out its governance and operational responsibilities lawfully, and effectively, while also considering the protection of public health, safety and welfare, the Germantown City Administration has taken steps to conduct Board of Mayor and Aldermen and other public meetings electronically. These actions were taken in response to Governor Bill Lee's Executive Order No. 78, an order extending Executive Order Nos. 16, 34, 51, 60, 65 and 71, which suspended the requirements of the Tennessee Open Meetings Act to the extent necessary to allow governing bodies subject to the act to meet and conduct essential business by electronic means.

The public will have access to the Board of Mayor and Aldermen meeting via real-time video. The meeting will also be recorded and available within 48 hours of the meeting. These measures are temporary, and are due to expire on April 28, 2021, unless further action is taken by Governor Lee.

Establishment of Necessity to Conduct the Board of Mayor and Aldermen Meeting Electronically

Governor Bill Lee's Executive Order No. 78, an order extending Executive Order No. 16, required that the members of the governing body must make a determination at the outset of the meeting, by vote or otherwise, that conducting the meeting by electronic means is necessary to protect the public health, safety, and welfare of Tennesseans in light of the COVID-19 outbreak.

Motion by Mr. McCreery, seconded by Mr. Ueleke, to conduct the March 22, 2021 Board of Mayor and Aldermen meeting by electronic means to protect the public health, safety, and welfare of Tennesseans in light of the COVID-19 outbreak.

ROLL CALL: Sanders-no, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Set Agenda

Motion by Ms. Gibson, seconded by Ms. Hicks, to approve the March 22, 2021 agenda.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Approval of Minutes

Motion by Mr. McCreery, seconded by Mr. Ueleke, to approve the minutes of the Board of Mayor and Aldermen regular meeting held March 8, 2021 as written.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Citizens to be Heard

Betsy Grusin, 1999 Brantwood Cove, came forward regarding an approved traffic light at Houston High School.

Mr. Thomas Moore, 1931 Wicklow Way, came forward regarding the redevelopment of the former Germantown Country Club property.

SPECIAL RECOGNITIONS

Germantown Education Commission Teacher of Month - March 2021

Ms. Brady Boyd, fourth grade math and science teacher at Dogwood Elementary, is the March 2021 Teacher of the Month Award winner.

Germantown Education Commission Youth Excellence Award - March 2021

Ms. Reagan Killebrew, a Houston High School senior, is the March 2021 Youth Excellence Award winner.

CONSENT AGENDA

Appointment - Beautification Commission

There was one position on the Beautification Commission not filled at the Special Called Meeting held December 22, 2020. Brandon Musso has applied to serve the remainder of the term.

Contracts - Landscaping / Irrigation and Mowing Services

The vendor response to the Invitation to Bid has slowly declined and has had a direct impact on vendor qualifications, performance and the ability of the vendor to meet contract obligations. The use of the Request for Proposals process has allowed staff to ensure that performance standards are achieved. The Parks and Recreation Master Plan identifies the need for increased funding for parks and recreation. Elected officials and citizens expressed a goal of increasing infrastructure and maintenance investments in parks, facilities and public spaces including medians and landscaping areas. This requires improvements in overall maintenance standards and resources with a focus on turf management and horticultural practices.

MOTION: To authorize the Mayor to enter into a thirty-nine (39) month landscaping / irrigation services contract in the annual amount of \$268,246.16, and a thirty-nine (39) month mowing services contract in the annual amount of \$393,034.34 with Brightview Landscape Services, Inc. for the total annual expenditure of \$661,280.50.

Purchase - Public Safety Radio System Expansion

The need for an additional radio channel has been on the horizon for several years. Increased emergency call volume for Fire and Ambulance assistance during the pandemic has only heightened the need to add capacity to the radio system. A sixth channel will allow for a more even distribution of radio traffic across all channels.

MOTION: To authorize the expansion of the City's Public Safety Radio System with Motorola Solutions, Inc. in the amount of \$124,000.00 off State of Tennessee Contract #SWC424.

Solid Waste Collections Contract - Amendment and Extension

Waste Pro has been a good partner and service provider. City staff met with Waste Pro to outline areas for improvement. Waste Pro responded and made changes in management. Waste Pro requested an amendment to the current contract which states that vehicles should be no more than three years old. Waste Pro has

submitted an amendment that three vehicles will be replaced in 2021 and four in 2022. The City fleet department determined that the mileage and operating hours of the vehicles were not excessive, and the schedule should allow for additional operating hours if properly maintained.

MOTION: To approve Amendment No. 3 to the Solid Waste Collections Contract (COG2016-014) related to the Age of Contractor's Collection Vehicles (Section 28.3 of the RFP); and approve a sixty (60) month extension of the contract with Waste Pro of Tennessee, Inc.

Request by Mr. Sanders to move to the consent agenda #10b - Contract - Johnson Rd WTP Chlorine Injection System and Southern Ave WTP Mag Meter.

Motion by Mr. Sanders, seconded by Mr. Ueleke, to approve the consent agenda as amended.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

REGULAR AGENDA

Resolution 21R04 – Eastern Bluebird Designation

The Parks and Recreation Department has worked with local garden clubs and conservation groups to provide habitat and protection for the Eastern Bluebird population in the city. Nesting boxes have been placed at the Wolf River Nature Area, the Bobby Lanier Farm Park, Poplar Estates Park and the Forest Hill Elementary School, to date. The Natural Resources Division, along with community volunteers, monitors and maintains over 25 nesting boxes for the Eastern Bluebird. Additional nesting boxes are planned for installation annually. This conservation effort is critical in protecting this beautiful native songbird species and year-round resident in Germantown. A Resolution demonstrates the City's commitment to sustainable conservation practices and promotes the community volunteer's campaign to make Germantown a bird-friendly city.

Motion by Ms. Gibson, seconded by Mr. Ueleke, to approve Resolution 21R04 designating the Eastern Bluebird as the official bird of Germantown, Tennessee.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Resolution 21R06 - Adoption of an Amended and Restated 457(B) Plan to Add a Roth 457(B) Option for Participants

The 457(b) Plan was adopted by the City to provide employees the ability to make salary deferrals to a tax deferred retirement plan. Currently, employee salary deferrals are pre-tax but upon withdrawal at retirement, the full 457(b) account is taxable to the employee. The IRS now permits employees to make after-tax contributions to a Roth 457(b) account. Taxes are paid on contributions at the time of the payroll deduction when the money goes into the plan. Tax-free withdrawals are allowed at age 59 ½ as long as no withdrawals have been taken from the Roth account for at least five years after the first Roth contribution is made to the plan. To offer this benefit, the 457(b) Plan must be amended to provide for a Roth 457(b) account.

Motion by Mr. Sanders, seconded by Mr. Ueleke, to approve Resolution No. 21R06, adopting an amended and restated 457(b) Plan to add a Roth 457(b) option for employed participants.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Contract - Johnson Rd WTP Chlorine Injection System and Southern Ave WTP Mag Meter

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The Johnson Rd. water treatment plant's (WTP) chlorine injection system has not been replaced or upgraded since the plant was built in 1999. Though functional, some of the components are starting to deteriorate. The mag meter at the Southern Ave. water treatment plant has been showing signs of degradation and has periodically malfunctioned.

Motion by Mr. Sanders, seconded by Ms. Gibson, to authorize a contract with Nabholz Construction, Inc. in the amount of \$168,574.45 to replace the chlorine injection system at the Johnson Rd WTP and the mag meter at the Southern Ave WTP.

ROLL CALL: Sanders-yes, Gibson-yes, Hicks-yes, Ueleke-yes, McCreery-yes. Motion approved.

Meeting adjourned.

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder