

BOARD OF MAYOR AND ALDERMEN

July 26, 2021

The regular meeting of the Board of Mayor and Aldermen was held on Monday, July 26, 2021, at 6 pm in the Council Chambers at City Hall.

Mayor Mike Palazzolo was present and presiding.

The following aldermen were present: Scott Sanders, Sherrie Hicks, Brian Ueleke and Jon McCreery. Staff present: Pam Beasley, Michele Betty, Rodney Bright, Stacey Ewell, Tony Fischer, Jason Huisman, Patrick Lawton, Mac McCarroll, Bo Mills, Lisa Piefer, Cameron Ross, Andy Sanders, Keith Saunders, John Selberg and Ola Terrell-Jordan.

Call to Order

The Mayor called the meeting to order.

Invocation

The invocation was led by Reynold Douglas.

Pledge of Allegiance

Alderman McCreery led the Pledge of Allegiance.

Set Agenda

The Board is asked to set the agenda for the meeting. Any changes are to be made at this time.

Motion by Mr. Sanders, seconded by Ms. Hicks, to approve the July 26, 2021 agenda.

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

Approval of Minutes

Approval is requested of the minutes of the regular meeting July 12, 2021.

Motion by Mr. Ueleke, seconded by Mr. McCreery, to approve the minutes of the Board of Mayor and Aldermen Regular Meeting held July 12, 2021.

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

Citizens to be Heard

Marilyn McVeigh, 8362 Briar Creek, came forward regarding speed limits in neighborhoods.

SPECIAL RECOGNITION

Beautification Commission Business Award

The Retreat at Germantown, located at 7865 Grove Court West, is the July award winner.

Certificate of Service – Police

On June 21, 2021, George Kohlbacher and his two sons, Joshua Kohlbacher and Jonas Kohlbacher, observed a vehicle stuck on the railroad tracks at the intersection of Poplar Pike and West Street. As the Kohlbacher's were checking on the driver, Mr. Kohlbacher noticed that a train was approaching in the distance. They observed that the female driver was attempting to move the car and was unaware of the approaching train. Joshua and Jonas gave the driver instructions to unlock the doors so that she could get out of the car. They were successful in assisting the driver from the vehicle to a place of safety. A moment later, the train collided with the stuck vehicle. It is the opinion of the officers who arrived on the scene that the Kohlbacher's actions definitely prevented a serious or tragic outcome. The Certificate of Service,

presented by the Chief of Police, is recognition for a civilian(s) who has rendered aid to the department in an emergency, or who has significantly contributed to welfare and safety of the community. The driver of the car attended the meeting to express her sincere appreciation to the family for saving her life.

CONSENT AGENDA

Appointment – Neighborhood Preservation Commission

This appointment is to fill a vacancy on the Neighborhood Preservation Commission. Mitch Everett has applied to serve the remainder of the term ending December 31, 2021.

MOTION: To appoint Mitch Everett to the Neighborhood Preservation Commission with a term ending December 31, 2021.

Donation – Germantown Education Foundation – Friend of the Foundation – 4th Quarter

In 2014, the Board of Mayor and Aldermen established the opportunity for citizens to donate funds to the foundation through their monthly water bill. Friend of the Foundation currently has 214 recurring donors.

MOTION: To approve the disbursement of funding collected by the City from residents and others within the community for the Germantown Education Foundation in the amount of \$3,898.50.

Donations – Parks and Recreation Department

Elizabeth Allen contacted the Parks and Recreation Department about the purchase of a park bench and honorarium plaque to be placed at the Germantown Greenway near the “Electrical Overlook” section, in honor of her friend, Rachel K. Smith. Also, the Scott Genkinger family contacted the department about the purchase of a park bench and memorial plaque to be placed at Municipal Park near City Hall in memory of their mother and former City employee, Betty Genkinger, and their father, David Genkinger. Staff will contact the families for follow-up and thanks.

MOTION: To recognize and accept two \$1,000.00 donations, totaling \$2,000.00, made to the Germantown Parks and Recreation Department for two park benches, and to approve Budget Adjustment No. 22-5.

Purchase – Asphalt Pavement Rejuvenation

Public Works utilizes this technology on an annual basis to extend surface pavement life cycles. The process is a maintenance function used to restore the natural pavement oils that erode due to traffic volume, direct sunlight, extreme temperatures and moisture. Restoration keeps the surface pliable and seals cracks that prevent water intrusion, thus extending the life of the street approximately 5-7 years.

MOTION: To approve a contract with Pavement Technology, Inc. for the annual pavement rejuvenation program services in an amount not-to-exceed \$140,000.00.

Purchase – Firefighter Turnout Clothing

Turnout gear is the protective clothing that fire fighters wear while fighting fires and completing other emergency operations. A set of turnout coat and pants has a life expectancy of approximately 6-7 years. The Fire Department is currently replacing turnout coats and pants purchased in 2016 and before.

MOTION: To approve the purchase of eighteen (18) sets of turnout clothing in the amount of \$42,462.00 from Emergency Vehicle Specialists.

Purchase – Lucas Automated Chest Compression Systems

The Fire Department has been an industry leader with our cardiac arrest survival rate. The department began using automated chest compression devices in the 1980’s. The department has a strategic objective to have

the highest survivability rate in Tennessee related to Emergency Medical Services. One of the key components that make this metric improve is the Lucas device. This device provides effective continuous CPR while freeing personnel to focus on other medical procedures during a cardiac event. The Lucas 3 has new technology known as "life net" which allows information from the device to be downloaded. This provides more comprehensive after-action reports and real time data.

MOTION: To approve the purchase of three (3) Lucas Version 3.1 Automated Chest Compression systems from Stryker Medical in the amount of \$55,762.50

Purchase – Unmanned Aerial Drones with Accessories

Unmanned aerial drones have been utilized by police and fire departments for more than a decade and have become an invaluable tool for each department to utilize during daily emergency and special event operations. As technology progresses, so too must the tactics, tools and equipment utilized by law enforcement and fire departments. Unmanned aerial drones are one of the technologies that have been proven as a cost effective, reliable tool that can be implemented by both police and fire departments across multiple daily and emergency situations.

MOTION: To approve the purchase of four (4) unmanned aerial drones with accessories from Airworx Unmanned Air Solutions in the amount of \$57,000.00.

Resolution 21R16 – Adoption of Hazard Mitigation Plan

Shelby County and each municipality and school system in the county must have a Hazard Mitigation Plan in order to be eligible to apply for and receive federal grant money for mitigation projects. Failure to implement a mitigation plan can result in the ineligibility of the municipality for any mitigation funds and limits availability of FEMA recovery funds post disaster. Germantown participated in the creation of the multi-jurisdictional plan and staff is satisfied that the plan addresses Germantown's needs in this area. FEMA will not give the plan final approval until each participating jurisdiction formally adopts the plan. The proposed resolution formally adopts the plan for the City of Germantown.

MOTION: To approve Resolution 21R16, adopting the updated Shelby County Hazard Mitigation Plan as the plan the City of Germantown will use in planning for and mitigating natural and manmade incidents and disasters.

Motion by Mr. McCreery, seconded by Mr. Sanders, to approve the consent agenda.

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

REGULAR

Ordinance 2021-8 – Amendment to Chapter 7 – Businesses – Article IV. Peddlers, Transient Vendors, and Mobile Frozen Dessert Vendors – Third and Final Reading

Ordinance 2021-8 repeals the existing language in Article IV, Chapter 7 (Businesses) and replaces it in its entirety with more comprehensive regulations pertaining to Peddlers, Solicitors and Transient Vendors. These amendments include a Division concerning door-to-door solicitation, which distinguishes between commercial and non-commercial solicitation, and establishes requirements for a commercial home solicitation permit application and review process. In addition to new provisions that address peddling, soliciting, and vending on public property, a new Division has also been included to address the distribution of handbills by commercial and noncommercial solicitors. The amended article concludes by replacing the existing policies pertaining to Mobile Frozen Dessert Vendors and provides expanded regulations to include all Mobile Food Vendors.

Motion by Ms. Hicks, seconded by Mr. Ueleke, to approve Ordinance 2021-8, amending Article IV of Chapter 7 (Businesses) on third and final reading.

Motion by Ms. Hicks, seconded by Mr. McCreery, to include in Sec. 7-98(b) Commercial handbills may be handed out or distributed at special civic events by event sponsors, vendors, and authorized participants within the area designated for the event with the prior approval of the event coordinator and the City Administrator, or his designee. Motion approved without objection.

Motion by Mr. Sanders, seconded by Ms. Hicks, to include in 7-100 (l) Vendors must maintain the area around the vehicles in a neat and orderly manner at all times. Vendors will be responsible for the cleanliness of the area within twenty feet (20') of the vehicle regardless of the occurrence or source of any waste in the area. The vendor must provide proper waste receptacles for public use that are sufficient and suitable to contain all trash and waste generated by the vendor during the period of operation at a location. All waste and trash within the area of operation, regardless of the source, must be removed when full and prior to the departure of a vendor's vehicle from a location. Motion approved without objection.

Motion by Mr. Sanders, seconded by Mr. McCreery, to include in 7-100.1 (f) Each Mobile Food Preparation vehicle shall comply with the stormwater regulations of the City of Germantown and the Tennessee Department of Environment and Conservation to prevent discharges into the storm drain system and other natural waterways within the City. Additionally, each Mobile Food Preparation vehicle shall have a spill response plan and kit onboard to contain and remedy any discharge from the vehicle. Motion approved without objection.

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

Funding Agreement – City of Memphis – Reimbursement of Vaccination Site Expenditures

On February 2, 2021, the City of Germantown, in cooperation with the Town of Collierville and the Germantown Baptist Church (GBC), established a COVID-19 vaccination site on GBC's property. The final day of operation of the site was on June 24, 2021. During this period of time, more than 68,700 vaccinations were administered by EMS staff from both communities. The City of Memphis is a sub-recipient of an Epidemiology and Laboratory Capacity for Prevention of Emerging Infectious Diseases Grant or ELC. Memphis will receive \$15,000,000.00 over a two-year period as reimbursement from the state for their COVID-19 vaccination efforts. The funding agreement allows the City of Memphis to reimburse Germantown for our vaccination response from the ELC allocation. It is anticipated that Germantown will receive \$1,030,000.00 under this funding agreement based on our actual eligible expenditures.

Motion by Mr. Ueleke, seconded by Mr. Sanders, to authorize the Mayor to execute the funding agreement with the City of Memphis for expenses incurred at the vaccination site in Germantown.

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

Meeting adjourned.

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder