

BOARD OF MAYOR AND ALDERMEN
February 13, 2023

The regular meeting of the Board of Mayor and Aldermen was held on Monday, February 13, 2023 at 6 pm in the Council Chambers at City Hall.

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: Michele Betty, Mike Fischer, Jason Huisman, Mac McCarroll, Bo Mills, Lisa Piefer, Adrienne Royals, Natalie Ruffin and Andy Sanders.

Call to Order

The Mayor called the meeting to order.

Invocation

The invocation was led by Bo Mills.

Pledge of Allegiance

Alderman Hicks 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 Ms. Gibson, seconded by Mr. Sanders, to approve the February 13, 2023 agenda.

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

Approval of Minutes

Approval is requested of the minutes of the regular meeting held January 23, 2023.

Motion by Mr. Sanders, seconded by Mr. McCreery, to approve the minutes of the regular meeting held January 23, 2023.

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

Citizens to be Heard

Donna Chandler Newman and Brian Everson came forward to express their appreciation for the Board of Mayor and Aldermen's support of the Germantown Community Theatre

SPECIAL RECOGNITION

Germantown Education Commission Teacher of the Month – February 2023

The February Teacher of the Month Award winner is McKenzie Stafford, a math teacher at Dogwood Elementary.

Germantown Education Commission Youth Excellence Award – February 2023

The February 2023 Youth Excellence Award winner is Eli Culbreth, a Senior at Lausanne Collegiate School.

CONSENT AGENDA

Change Order No. 1 – Emergency Purchase for Winter Storm Repairs at City Facilities

On the evening of December 23, 2022, a polar vortex brought abnormally cold temperatures to a large portion of the United States. This weather event kept the area below freezing for over 4 days resulting in frozen pipes, rolling blackouts, water boil advisories, and life-threatening temperatures. Due to the extreme weather, several pipes burst within three city facilities causing destruction to floors, walls, furniture, and

other areas. As a result, immediate emergency repairs were needed, and the BMA approved the start of emergency repairs at the affected facilities on January 23, 2023.

ServiceMaster by Cornerstone/ServiceMaster Recovery Management responded immediately to the request for assistance and provided a quote based on the initial inspection of damage and the necessary services needed to start the initial remediation. Some procedures and the nature of the effort have required adjustment as the job is processed.

MOTION: To approve Change Order No. 1 with ServiceMaster Recovery Management for completion of repair/restoration at Fire Station No. 3, GPAC, and the Parks and Recreation Administration Building in the amount of \$149,257.96 increasing the contract amount from \$54,268.88 to \$203,526.84.

Contract - Ditch Wall Repair East Bridge Ditch at Grandbury Way

Following a recent rain event, Public Works discovered that a 30-foot long by 6-foot tall section of the wall along Lateral F at East Bridge Drive and Grandbury Way had shifted, leaning into the ditch. Upon inspection of this failing ditch wall, Public Works and Engineering concluded this section of the wall needed to be removed and reconstructed to prevent further erosion and additional wall failures at this location.

MOTION: The authorize repairs of the ditch along drainage Lateral F near East Bridge Drive, by Nabholz Construction Services LLC, (Nabholz) in the total amount of \$120,299.88 and to approve Budget Adjustment No. 23-71.

Fiscal Year 2024 Budget Calendar

Each year, a budget calendar is developed for the timely completion of the City's annual operating and capital budgets for the forthcoming fiscal year. The calendar identifies the major reviews in preparing the annual budget, the meetings scheduled for the Financial Advisory Commission (FAC) and the three readings on the budget adoption by the Board. The Budget Calendar was adopted by the FAC on February 7, 2023.

MOTION: To approve the Fiscal Year 2024 Budget Calendar.

Grant – Germantown Community Theatre

A \$75,000.00 grant was included in the Civic Support budget for the GCT to provide youth theater programming and staffing support to the Germantown community. This is the fifteenth year the GCT has offered programming to Germantown youth through City funding.

MOTION: To authorize a Theatre Program Agreement for the FY23 budget year between the City of Germantown and the Germantown Community Theatre, and to authorize the budget payment of \$75,000.00.

Purchase – Annual Cured in Place Pipe

Cured in Place Pipe (CIPP) rehabilitation has been utilized by the City for twenty-seven years to restore pipe integrity, improve sanitary sewer flows and seal out ground water infiltration with minimum disruption of worksites and little to no interruption of services to citizens and customers.

MOTION: To authorize the purchase of the FY23 Annual Sanitary Sewer and Stormwater Cured in Place Pipe and related services with Visu-Sewer of Missouri LLC in the amount not-to-exceed \$500,000.00. Motion by Ms. Gibson, seconded by Mr. Ueleke, to approve the consent agenda.

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

REGULAR AGENDA

Resolution 23R04 – Support for the Restoration of the Historical State-Shared Sales Tax Relationship and the Increased Single-Article Cap Revenue-Sharing Relationship Between the State and Local Governments

Based on an analysis completed by TML for FY22, an additional estimated amount of \$762,270.18 in state-shared sales tax would have been received by Germantown. Per City Resolution 23R04, the added revenue would (1) provide relief to local taxpayers and assist local governments in meeting the increasing demand for services, (2) provide an environment that enables existing businesses and industries to succeed, (3) promote further economic expansion, and (4) afford residents a high quality of life that has allowed the state of Tennessee to prosper.

Motion by Ms. Gibson, seconded by Mr. Sanders, to approve Resolution 23R04, supporting the restoration of the historical state-shared sales tax relationship and the increased single-article cap revenue-sharing relationship between the state of Tennessee and local governments.

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

2023 Legislative Agenda

The Board of Mayor and Alderman is asked to formally adopt their legislative agenda for the state of Tennessee 2023 legislative session.

City administration recommends the adoption of the following key legislative items with supporting information attached to this agenda sheet.

- Support of the restoration of State Shared Sales Tax & Single Article Cap Allocation
- Support for the Germantown Board of Education 2023 Legislative Agenda
- Support for the Memphis Shelby County Crime Commission Legislative and Policy Agenda items
- Request for state financial support for the development of the West Tennessee Premier Sports Complex
- Opposition to Airbnb/Swimply legislation permitting short-term rentals of residential dwellings and pools
- Opposition to HB0262/SB0405 which would require local elections for public office to be partisan elections

This proposed agenda is not all inclusive as there will be hundreds of bills filed this session. The administration will work closely with our representatives, senators, the TML, and our lobbyist to support or oppose any legislation based upon its impact to the City.

Motion by Ms. Gibson, seconded by Mr. Ueleke, to approve the City of Germantown’s legislative agenda for the state of Tennessee 2023 legislative session.

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

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder