

**BOARD OF MAYOR AND ALDERMEN**  
**September 11, 2023**

The regular meeting of the Board of Mayor and Aldermen was held on Monday, September 11, 2023, at 6 p.m., in the Council Chambers at City Hall.

Mayor 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 Fisher, Jason Huisman, Mac McCarroll, Lisa Piefer, Natalie Ruffin, Andy Sanders and Ethan Skaggs.

**Call to Order**

The Mayor called the meeting to order.

**Invocation**

The invocation was led by Ethan Skaggs.

**Pledge of Allegiance**

Alderman Jon 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 Ms. Gibson, seconded by Mr. Ueleke, to approve the September 11, 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 August 28, 2023.

Motion by Mr. Sanders, seconded by Mr. McCreery, to approve the minutes of the Board of Mayor and Aldermen Regular Meeting held August 28, 2023.

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

**Citizens to be Heard**

No citizens came forward.

**CONSENT AGENDA**

**Civic Support Grant Award – Germantown Education Foundation**

Established in 2006 by the City, Germantown Education Foundation is an independent, 501©3 not-for-profit corporation that raises funds to support the Germantown Municipal School District (GMSD) with additional educational resources and programs. With the help of community dollars and efforts, GMSD is ranked number five in Niche’s Best School District in Tennessee. The BMA-approved FY24 Budget includes \$100,000.00 in support of the Germantown Education Foundation.

MOTION: To approve a grant of \$100,000.00 to the Germantown Education Foundation.

**Contract – Germantown Station Park Trail Improvements**

Renovations to Germantown Station Park took place in 2014, which included walking trail improvements, installation of a new pedestrian bridge and bank stabilization on the east side of the pond. Access around the west

side of the pond was not possible at that time as the property was privately owned. That private property was purchased in FY18, which included the west portion of the pond and now provides complete public pond access.

In October 2019, the BMA approved a professional services agreement with Dalhoff Thomas Design Studio. to complete a master plan of the park and construction plans for the walking trail. In the fall of FY22, the walking trail was bid for construction, the project bid over budget and was rejected by the BMA on October 25, 2021.

The bid for this project was advertised again in 2023 on the City's website. Of the six qualified bids, the lowest bidder Grinder, Taber & Grinder, Inc., meets all the requirements. Grinder, Taber & Grinder, Inc. is the acceptable bidder in the base bid amount of \$209,498.40 and an additive alternate for asphalt trail removal, concrete removal, asphalt trail construction, and concrete sidewalk construction in the amount of \$17,458.73.

Staff is requesting to add a 5% contingency, in the amount of \$11,347.86 to the construction contract to be available for any unknown expenses that could result in the additional cost to the project. Procurement and Financial policies will continue to be followed if or when a change order is required.

MOTION: To approve a construction contract with Grinder, Taber & Grinder, Inc. for an asphalt walking trail at Germantown Station Park for a base bid amount of \$209,498.40.00 and Additive Alternate amount of \$17,458.73, and to approve a five percent (5%) contingency in the amount of \$11,347.86.

**Grant – Tennessee Department of Intellectual and Developmental Disabilities Inclusive Playground and Facilities Grant – Municipal Park**

The DIDD Inclusive Playground and Facilities Grant is designed for the purpose of creating inclusive parks, playgrounds and other facilities for children and adults who have intellectual and developmental disabilities. The Germantown Parks and Recreation Department submitted an application for the demolition/rebuild of the Germantown Municipal Park and Playground to expand its ADA accessibility offerings through an inclusive design playground and wheelchair accessible pathways.

MOTION: To recognize and approve a grant contract with the Tennessee Department of Intellectual and Developmental Disabilities in the amount of \$489,435.80 and to approve Budget Adjustment No. 24-20.

**Professional Services Agreement – Indoor Pool Dehumidifier Replacement Design Services**

The indoor pool dehumidification systems at the Athletic Club no longer provide desired space temperature and humidity control. Under original design and construction, the space has two separate dehumidification systems. One of the systems is out of service and is not feasible to repair. The other system is currently operating at fifty-percent capacity.

MOTION: To approve a professional services agreement with HNA Engineering to provide design services for indoor pool DHU replacements in the amount of \$98,000.00.

Motion by Mr. McCreery, seconded by Ms. Hicks, to approve the Consent Agenda.

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

**REGULAR AGENDA**

**Ordinance 2023-12 – Amendment to Chapter 2 – Article IV, Division 2, Section 2-107 Judicial Divisions – Second Reading and Public Hearing**

After discussions with the City Attorney, Prosecutor and Judges concerning the presiding judges and how they are selected in Divisions 1 and 2, staff has completed amendments to the Judicial ordinance. Overall, these recommended changes identify that the designation between Division 1 and Division 2 is solely for the purposes of the election process. These ordinance changes will clearly provide direction for who will be the presiding judge for judicial court operations.

Mayor Palazzolo opened the floor for the public hearing.

Having no one come forward, the Mayor closed the public hearing.

Motion by Mr. Sanders, seconded by Ms. Gibson, to approve Ordinance 2023 -12, an amendment to the Judicial Divisions, on second reading.

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

**Ordinance 2023-15 – Amendment to Chapter 2 – Article V, Division 24, Bicycle and Pedestrian Commission – First Reading and Set Public Hearing**

During Fiscal Year 2023, Alderman McCreery brought forth a request to amend the City’s existing Bicycle and Pedestrian Commission to become the Transportation Commission in order to broaden the purpose of the commission to all modes of transportation and to better align the commission’s efforts with the Forward 2035 Strategic Plan. This request was well received and supported by existing commission members.

Motion by Mr. McCreery, seconded by Ms. Hicks, to approve Ordinance 2023-15 on first reading, amending Chapter 2 Administration, Article V, Division 24 for the Bicycle and Pedestrian Commission to become the Transportation Commission and to set the second reading and public hearing date for October 9, 2023.

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

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Mary Anne Gibson, Vice Mayor

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Michele Betty, City Clerk/Recorder