

BOARD OF MAYOR AND ALDERMEN
March 25, 2024

The regular meeting of the Board of Mayor and Aldermen was held on Monday, March 25, 2024, 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, Tony Fischer, Mike Fisher, Eric Grizzard, Jason Huisman, Mac McCarroll, Cathryn Perdue, Lisa Piefer, Bill Price, Natalie Ruffin and Andy Sanders.

Call to Order

The Mayor called the meeting to order.

Invocation

The invocation was led by Andy Sanders.

Pledge of Allegiance

Alderman Ueleke 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 March 25, 2024 agenda.

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

Approval of Minutes

Regular Meeting – February 26, 2024

Approval is requested of the minutes of the regular meeting held February 26, 2024.

Motion by Mr. McCreery, seconded by Mr. Sanders, to approve the minutes of the Board of Mayor and Aldermen regular meeting held February 26, 2024.

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

Special Called Meeting – March 21, 2024

Approval is requested of the minutes of the special called meeting held March 21, 2024.

Motion by Mr. McCreery, seconded by Mr. Ueleke, to approve the minutes of the Board of Mayor and Aldermen special called meeting held March 21, 2024.

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

Citizens to be Heard

No citizens came forward.

SPECIAL RECOGNITION

Germantown Education Commission Teacher of the Month – March 2024

The March 2024 Teacher of the Month Award winner is Ms. Amelia Kearney, a second-grade teacher at Forest Hill Elementary.

Germantown Education Commission Youth Excellence Award – March 2024

The March 2024 Youth Excellence Award winner is Houston High School senior Sarah Hochman.

Mayor Palazzolo recessed the Board of Mayor and Aldermen and reconvened as the Beer Board.

BEER BOARD – Public Hearing – Temporary Beer Permit – On-Premise Application – Grand Krewe of PTAH

The City has received a request from the Grand Krewe of PTAH for a temporary permit to sell beer for on-premise consumption at the Great Hall & Conference Center.

Mayor Palazzolo opened the floor for the Public Hearing. Having no one come forward, Mayor Palazzolo closed the public hearing.

Motion by Mr. Sanders, seconded by Mr. McCreery, to approve the request of the Grand Krewe of PTAH for a temporary permit to sell beer for on-premise consumption on Saturday, April 13, 2024, from 6 p.m. to 11:30 p.m., at the Great Hall & Conference Center, located at 1900 S. Germantown Road.

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

Mayor Palazzolo recessed the Beer Board and reconvened the Board of Mayor and Aldermen.

CONSENT AGENDA

Bid Rejection – Parks Wayfinding Sign Program

In November 2022, the BMA approved a professional services agreement with Corbin Design, Inc. for the development of a comprehensive sign program for Germantown parks and trails for Phase I of the Parks Wayfinding Sign Program. The City recently advertised the bid for fabrication and installation of these signs. The lowest acceptable bid is \$186,355.76 over the estimated budgeted cost for fabrication and installation. These bids will need to be rejected and the specifications modified before rebidding this item.

MOTION: To reject all bids for the fabrication and installation of park identification signage at Germantown Parks and trails.

Contract – City Hall ADA Parking Improvements

The ADA parking spaces at City Hall are no longer compliant. With existing building design constraints and ADA laws which do not allow minor construction techniques to resolve issues, Staff submitted a capital improvement project for FY24. Funding for this project was approved and included in the FY24 CIP budget. These improvements will resolve the compliance issues and better serve customers whenever access to the main lobby is needed. This project will also support implementation of the ADA Transition Plan.

MOTION: To approve a construction contract for ADA parking and landscaping improvements with AJR Industrial Services, Inc. in a base bid amount of \$229,892.00, and an add alternate No. 1 bid amount of \$5,068.00 for a total bid amount of \$234,960.00.

Contract – Annual Cured in Place Pipe

Cured in place pipe rehabilitation has been utilized by the City for 28 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. The primary focus for pipe lining each year is the older infrastructure within the City systems or repetitive problem areas where excavation would be cost prohibitive.

MOTION: To approve a contract for the FY24 Annual Sanitary Sewer Cured in Place Pipe and related services with Visu-Sewer of Missouri LLC in the amount not-to-exceed \$350,000.00.

Contract Amendment – Pickleball Expansion & Restroom Phase II

This amendment will execute the remaining tasks, which includes the topographic survey, aquatic resource assessment and report, design development, construction documents, municipal permitting, bidding and construction phase services.

MOTION: To approve Supplement Amendment No.1 to the PSA with Kimley-Horn in the amount of \$99,600.00 for engineering and design services for the Restrooms and Pickleball Expansion capital improvement project.

Donation – 100 Club of Memphis

The Police Department currently employs 74 officers in the patrol division. All officers are trained in basic trauma care and the utilization of chest seals to treat penetrating injuries. This donation will allow all officers to be equipped with chest seals for use in the event of a traumatic injury to themselves or a citizen in need.

MOTION: To approve the donation of \$1,639.00 by the 100 Club of Memphis to the Germantown Police Department for the purchase of 100 HyFin chest seals and to approve Budget Adjustment No. 24-71.

Donation – FM Global Fire Prevention Grant

The LAFS troop puts on shows to teach children about fire safety. The new speaker system will allow the troop to provide a better experience for teaching children about fire safety. The grant from FM Global allows this project to be accomplished with 100% funding.

MOTION: To approve donations of \$2,334.84.00 to the Germantown Fire Department from the FM Global Fire Prevention Grant and to approve Budget Adjustment No. 24-67.

Donation – Memphis/Shelby County Law Enforcement Foundation

The Police Department's Patrol Division routinely encounters individuals who seek to conceal their identities by the use of false documents or untruthfulness to avoid criminal prosecution. Accurately identifying these individuals is a time consuming and resource intensive undertaking. The deployment of the IDent 2.0 fingerprint scanners will allow officers in the field to quickly and accurately identify individuals.

MOTION: To approve the donation of four Idemia IDent 2.0 fingerprint scanners to the Germantown Police Department by the Memphis/Shelby County Law Enforcement Foundation valued at \$10,000.00.

Emergency Purchase – Public Safety Software Cloud Migration

The February 2, 2024, Cyber-attack on the City rendered many IT systems inoperable, including the Tyler Technologies Public Safety software used to dispatch Police, Fire, and EMS. This software is also used for Police records and investigations, jail bookings, mobile field reporting, data analysis, and State reporting. These processes are currently being performed manually; however, it is not sustainable to continue these practices and could lower productivity of personnel. There is also a safety concern as Police are unable to readily determine if there are alerts on an individual or residence through the CAD and Records system.

Purchase of the Tyler Technologies Public Safety software for recovery, migration, and hosting services after the February 2, 2024 cyber-attack on the City will provide the fastest recovery. An emergency purchase process was implemented per the City's procurement procedures with the BMA notification on February 26, 2024, and a report provided to the BMA on March 1, 2024. The final step in the process is to bring the final costs to the BMA for ratification and approval.

MOTION: To formally ratify an emergency purchase in the amount of \$169,334.00, approve a multi-year agreement for fiscal years 2025 through 2027 with Tyler Technologies in the amount of \$992,778.00 for the

migration of the City's Public Safety Software to a hosted environment, and to approve Budget Adjustment No. 24-86.

Grant – Shelby County Public Safety Initiative

The Germantown Police and Fire Departments participated in a collaborative effort to improve community safety throughout Shelby County. The Police Department was awarded a grant in the amount of \$55,000.00 to purchase medical equipment, community outreach promotional materials, add a police K-9 and associated K-9 equipment. The Fire Department was awarded \$20,000.00 to purchase a “Sparky the Dog” costume, an inflatable fire house, an Elegard CPR device, and replacement fire hose.

MOTION: To authorize grant funding for the Germantown Police and Fire Departments in the amount of \$75,000.00 from the Shelby County Public Safety Initiative Community Enhancement Grant and approve Budget Adjustment No. 24-82.

PEG Disbursement to GMSD – 2nd Quarter

The City of Germantown receives PEG funding from Comcast and DIRECTV (formerly AT&T) based upon the number of subscribers on a quarterly basis. The funds are redirected to the PEG designated station by the City to the Germantown Municipal Television Station. The funds from the second quarter of fiscal year 2024 are from October 1, 2023 through December 31, 2023.

MOTION: To authorize the disbursement of PEG funding collected by the City to the Germantown Municipal School District in the amount of \$27,175.74.

Purchase – Axon Vehicle Camera Program

The Germantown Police Department currently utilizes two different in-car vehicle camera systems as well as one body-worn camera system provided by Axon. Each system utilizes proprietary software for viewing and redacting video evidence. The system utilized by Axon has proven to be superior and the police department seeks to replace seven (7) of the legacy in-car video systems with seven (7) Axon in-car video systems.

MOTION: To purchase a 60-month (5-year) vehicle camera program from with Axon Enterprise, Inc. for seven (7) in-car camera systems for an annual expense of \$21,383.88 for fiscal years 2024 through 2027.

Purchase – Court Software Annual Subscription Fees

The City has maintained a software maintenance agreement with Tyler Technologies, previously New World Systems, Inc., since implementing Court software in 2012. The subscription fees allow for system support 24 hours a day seven days a week. Coverage ensures constant support for Court staff that depends on the software to do their jobs every day.

MOTION: To authorize annual subscription fees with Tyler Technologies, Inc. in the amount of \$59,180.10.

Purchase – Police Vehicle Equipment

The vehicle equipment will include emergency lights, sirens, screens, backseats, speakers, and center consoles for seven (7) new Patrol and two (2) Administrative vehicles in the FY24 IRP.

MOTION: To approve the purchase of police vehicle equipment for nine (9) vehicles from Dana Safety Supply, Inc. in the amount of \$106,019.50.

Supplemental Amendment No. 1 – Riverdale Park Reinvestment Phase 1

Supplemental Amendment No. 1 will provide updated conceptual engineering and design plans, construction plans, specifications and bid forms for the first construction phase of the project which includes the pedestrian

bridge crossing over the existing ditch and an engineer's opinion of probable construction costs for future phases of the project.

MOTION: To approve Supplement Amendment No.1 to the PSA with Dalhoff Thomas Design Studio for engineering and design services for the Riverdale Park Reinvestment project in the amount of \$118,500.00, and to approve Budget Adjustment No. 24-83.

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

Ordinance 2024-8 – Amendments to Chapter 20 Traffic and Motor Vehicles – Article III – Operation of Vehicles, Division 20 – First Reading and Set Public Hearing

The Tennessee Code Annotated (TCA) laws used for preparation of this ordinance are as follows: TCA § 16-18-302(a)(3) which grants the authority to a city to set a fee for the expunction of eligible court records; TCA § 55-12-139 which requires compliance with financial responsibility law; and TCA § 55-8-199 which identifies the prohibited uses of wireless telecommunications devices or stand-alone electronic devices.

Motion by Mr. Sanders, seconded by Ms. Gibson, to approve on first reading Ordinance 2024-8 adding Sections 156, 157 and 158 to Chapter 20 - Traffic and Motor Vehicles – Article III – Operation Of Vehicles, Division 20; and to set the second reading and public hearing date for April 22, 2024.

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

Mike Palazzolo, Mayor

Michele Betty, City Clerk/Recorder