

BOARD OF MAYOR AND ALDERMEN
EXECUTIVE SESSION
August 11, 2008

An executive session of the Board of Mayor and Aldermen was held on August 11, 2008, at 6:15 p.m. in the Administrative Conference Room of the Municipal Center.

Mayor Sharon Goldsworthy was present and presiding.

The following Aldermen were present: Ernest Chism, John Drinnon, Carole Hinely, Mike Palazzolo and Frank Uhlhorn. Staff present: Patrick Lawton, George Brogdon, Tom Cates, Pam Beasley, Jerry Cook, Tim Gwaltney, Josh Whitehead, Chief Richard Hall, Pat McConnell, Bo Mills, Chief Dennis Wolf, Michael Saddler, Michael Stoll, Ralph Gabb, Butch Eder, Melody Pittman, and Lisa Piefer.

Invocation

Michael Saddler is to give the invocation.

Pledge of Allegiance

Alderman Uhlhorn will begin the Pledge.

Approval of Minutes

Alderman Palazzolo note in the minutes of the Executive Session, the meeting was held in the Round Room.

Alderman Uhlhorn noted on page 2 the fifth paragraph, word “since” should be “sense”.

Alderman Hinely also noted that Alderman Chism was present at the Board meeting.

Mayor Goldsworthy stated in on the first page of the Executive Session under the Suspension/Revocation of Beer License for Chili’s in the first paragraph the word “paying” should be replaced with the word “offering”.

Suspension/Revocation - Beer Permit – Chapultepec Mexican Restaurant

Alderman Chism asked if all three of the cases were the same, if three have to give testimony if they were all alike.

Tom Cates stated he felt every case should be approached as if it were going to be tried at that time.

Alderman Chism asked if they all use the same procedures in teaching their employees why must the Board listen to each one of the testimonies.

Mayor Goldsworthy stated it was the responsibility of the Board to hear the evidence and to make certain the businesses are doing something to correct the problem and to make their statement a part of the record as it is presented.

In response to a question from Alderman Hinely, Tom Cates stated that punishment of fines of up to \$2,500 could be given.

Suspension/Revocation - Beer Permit –Yia–Yia’s Eurocafe

Suspension/Revocation – Beer Permit – American Café

PUBLIC HEARING - Ordinance 2008-7 – Amendment to Chapter 23 of the Code of Ordinances (Zoning) – Amendment to List of Zoning Districts – Second Reading

Josh Whitehead stated five districts were to be added: “office campus”, “retirement housing” as well as the three “Smart Growth” Districts. There was one change made since the first reading and that is a new paragraph stating that the Planned Unit Development (PUD) and Flood District, (F and FW) shall further regulate and restrict the location and use of buildings and land for commerce, residence and other purposes, and to regulate and restrict the height of buildings and size of yards and open spaces and the density of habitation.

PUBLIC HEARING – Ordinance 2008-8 – Amendment to Chapter 14 of the Code of Ordinances (Signs) – Amendment to Temporary Sign Regulations – Second Reading

Mr. Whitehead explained that previously, if a person owned a shopping center and wanted to lease out a bay, the owner was only permitted to put a sign in the bay window or, if the entire shopping center was for sale, a real estate sign could be put out in front. About two years ago the DRC began to review granting variances to allow for lease signs (6 by 3 ft.). This was in response to complaints that the sign in the bay window was not always visible.

The Board approved an amendment to the ordinance in February. It included the temporary signs but there were no restrictions. Since that time, the DRC has felt some restrictions should apply. Now the staff can give approval and then after 90 days, the DRC must give approval for another 90 days. If not rented after that 90 days, and with proof that the space is 85% or less occupied then the DRC can then give another 90 days.

This amendment will also apply to “for sale or lease” signs for office and retail condominium units.

CONSENT AGENDA

Wolf River Boulevard Extension Preliminary Engineering Design – Payment to TDOT Administrative Costs

Jerry Cook explained that these were administrative fees that TDOT charges the City.

Supplement to On-Call Professional Services Contract (Kimley-Horn & Assoc.)

Tim Gwaltney explained this contract was started in 2006 when the Community Development was understaffed and Kimley-Horn was helping to providing services from plans review to traffic engineering. Since then the staff has increased in the Engineering Department and their services have been pinpointed for Traffic Engineering. Mr. Gwaltney stated that the City now relies heavily on Kimley-Horns services on all things related to traffic.

TDOT Proposal for Widening of Germantown Road South from Stout Road to Crestridge

Mr. Gwaltney stated this is approximately $\frac{3}{4}$ of a mile in length. It includes widening the 2-lane roadway between Crestridge Drive and Stout Road to a 4-lane median divided roadway with a traffic signal at Crestridge.

A discussion followed on when the City of Memphis will include Germantown Road South from Winchester to Crestridge to be completed.

Civic Support Grant – Germantown Chamber of Commerce - DEFERRED

Mayor Goldsworthy asked for this item to be deferred. The Board unanimously agreed.

Janitorial Supplies

Wood Fibar Materials

Annual Maintenance Fee for Public Water Systems

Purchase - Swimming Pool Chemicals

Appointments to Library Board

Adjournment

The meeting adjourned to the Council Chamber for the regular meeting.