

BOARD OF MAYOR AND ALDERMEN

April 14, 2008

A regular meeting of the Board of Mayor and Aldermen was held on April 14, 2008 at 7:00 p.m. in the Council Chamber 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, Tom Cates, Andy Pouncey, George Brogdon, Kristen Geiger, Chief Richard Hall, Jerry Cook, Pat McConnell, Bo Mills, Michael Stoll, Michael Saddler, Melody Pittman, Tim Gwaltney, Butch Eder, and Dotty Johnson.

Mayor Goldsworthy stated in the Executive Session the Board had agreed to add to the agenda a proclamation and to move item #11 - Emergency Purchase – East Bridge Ditch Repair – Change Order Request to the consent agenda.

Invocation

Rev. Neil Sherman gave the invocation.

Pledge of Allegiance

Alderman Drinnon led the Pledge.

Approval of Minutes

Approval was requested of the minutes of the executive and regular session held March 28, 2008.

Motion by Mr. Drinnon, seconded by Ms. Hinely, to approve the minutes of the Executive Session and regular Board of Mayor and Aldermen meeting held March 28, 2008.

ROLL CALL: Chism- yes, Drinnon - yes, Hinely - yes, Palazzolo – abstain, Uhlhorn - yes. Motion approved.

Citizens to be Heard

Chris Parnell, a former Germantown High School student and Germantown citizen now an actor living in Los Angeles spoke on behalf of GHS-TV and funding needed to sustain the program.

Jack Parnell of 2899 Cordie Lee Lane and the father of Chris Parnell spoke very heavily for GHS-TV and stated he felt his son would not have had the chances he had if not for GHS-TV. He felt the budget cuts would really hurt the program.

Dan Hoag of 3148 Steeplegate Dr. stated he had sent a lengthy letter to the Board and had heard from only two of the Board, Alderman Palazzolo and Alderman Hinely. He was concerned about the cut in funding of the GHS-TV. Because of the accomplishments his daughter had made and the interest in the program by his son, he was passionate about the proposed cut in funding.

Frank Bluestein of 2147 Sonning Dr. thanked the City for the support that had been given to all the deserving groups. He stated he was speaking on behalf of George Walters the president of the Germantown Community Television Foundation who could not attend because of illness. He stated that for two years the Board had been fighting the AT&T bill in the state legislature that was going to cut funding dramatically, and the day after he read the bill that was finally resolved. The City is now proposing to cut the funding by 50% which is a much steeper cut than the legislature was talking about.

Citizens to be Heard - (cont'd)

He felt it was incomprehensible why the City was now going to cut the funding in half. He went on about the programming as a contract with the City and that the City had asked GHS-TV to build and create a viable community television studio which they had done.

Sheryl Ramey of 8791 Fernwood Cove stated that everyone who has Comcast pays a fee for that PEG service and asked that the City continue fully funding GHS-TV. She also asked if the Fire Station on Forest Hill-Irene was being considered to relocate and she asked if that included the Community Theater.

Rodney McKelroy of 8037 Cross Pike Dr. stated that he and his wife Peggy were president of the Poplar Pike Arts Guild, which is the support group for the Fine Arts Program and GHS-TV. He also asked that the Board not pass the budget cuts to the wonderful program.

Dave Carlisle of 4812 Oneida Dr. in Arlington and the principal at Riverdale Elementary asked to not cut the funding for GHS-TV and the Germantown Education Foundation. He thanked the Board for always responding in such a positive way and assisting whenever he called.

Stuart Downing of 1850 Poplar Estates Parkway a student at Germantown High School and the student general manager of GHS-TV stated all the different organizations and grant recipients were wonderful organizations that help make Germantown what it is. He felt that working with GHS-TV had given him a sense of maturity, a sense of purpose and character and responsibility that he could not find anywhere else. He pleaded for the City to continue their funding.

Robert Wyckoff of 8473 Rothchild Rd. suggested that mile markers be used in the different parks. He also stated he had not heard from anyone regarding the questions he had asked regarding Cone Park.

Mayor Goldsworthy presented a proclamation regarding our dispatchers and named April 13 through April 19, 2008 as National Telecommunicators' Week.

Resolution – Railroad Crossings - DEFERRED

Teacher of the Month Award

Mayor Goldsworthy, Alderman Hinely and members of the Education Commission presented Ms. Chelsea Cobbins with Germantown High School with the March Teacher of the Month Award. Mr. Jay Shappley of Holland Studio presented her with a check for \$100.00.

Ms. Kimberly Tucker was presented with the April Teacher of the Month Award. Ms. Tucker is an English teacher at Germantown High School. Ms. Lisa Keppen from All About Weddings presented her with a check for \$100.00.

Youth Excellence Award

Ms. Annie Holm, a senior at Hutchison School was presented with the Youth Excellence Award for March.

Ms. Mary Dell Deweese, a senior at Hutchison School was presented with the award for April.

The plaques were sponsored by Traditions.

Fitness Equipment

Derek Chaput stated the Germantown Athletic Club had been focusing its efforts on members with opportunities for optimum health and this was an ongoing process. The original bid was sent out in February 2008 and staff was recommending to reject those bids. Staff was unable to perform an accurate analysis.

This will be a full turnkey leasing agreement for new commercial equipment and will replace all 97 pieces that are currently in place with 160 pieces throughout the facility. Five total bids were received. Two bids were disqualified due to insufficient and incomplete information. Star Trac Fitness was the low bid with a total cost of \$471,395.22.

Motion by Mr. Palazzolo, seconded by Mr. Uhlhorn, to reject the original bids received on March 11, 2008, to authorize the Mayor to enter into a contract with Star Trac Fitness to provide state-of-the-art athletic cardiovascular and strength equipment, to accept a trade-in amount of \$19,800.00 from Star Trac Fitness for existing equipment, and a leasing agreement with National City Healthcare Finance.

ROLL CALL: Chism- yes, Drinnon - yes, Hinely - yes, Palazzolo – yes, Uhlhorn - yes. Motion approved.

Chiller Refurbishment – Athletic Club/GPAC

Kristen Geiger stated this was the rebuild of the two chillers located at the Athletic Club/GPAC complex and to authorize the Mayor to enter into a 5-year contract with Trane Mid South for the inspection, maintenance and warranty of the chillers.

The original chillers were installed in 1989. Since 1998, the City had not had an inspection or maintenance agreement but they have been routinely inspected. Chiller No. 2 currently does not operate and Chiller No. 1 is faulty at best.

Trane Mid-South is the manufacturer of the chillers. Centrifugal chillers of this tonnage are expected to be rebuilt every 5 to 7 years and the outer shells will last 35 to 50 years. Due to the propriety nature of the system, Trane is best qualified to do the project. The contract with Trane would provide quarterly inspections which include system testing, composite testing, lead detection, electrical monitoring and heat exchanger inspection and the winter annuals which includes an internal review of system components and the heat exchangers.

The total cost of the contract would be \$146,100.00.

Motion by Mr. Drinnon, seconded by Mr. Palazzolo, to approve authorization to rebuild and purchase of a full five-year inspection, maintenance and warranty contract for both Trane Mid-South and approve budget transfer number 08-126 in the amount of \$33,603.00.

ROLL CALL: Chism- yes, Drinnon - yes, Hinely - yes, Palazzolo – yes, Uhlhorn - yes. Motion approved.

MLGW Transformer Upgrade

Kristen explained this contract with Memphis Light Gas and Water is for the installation of a new electrical transformer at the Municipal Center and to replace an existing transformer at the Southern Avenue Water Treatment Plant in the amount of \$47,920.53.

The Board had previously approved the purchase of the emergency generators. The work will bring City Hall out of the current transformer and put in a new transformer to handle City Hall along with the new emergency generator for a cost of \$34,844.00. The Southern Avenue Water Treatment Plant

MLGW Transformer Upgrade – (cont'd)

facility cost is \$13,076.53 and will include the relocation of the existing transformer as well as the upgrade to the new systems and wiring of the conduit.

Motion by Mr. Uhlhorn, seconded by Mr. Palazzolo, to approve the contract with MLGW for the installation of one replacement pad mount electrical transformer as part of the Municipal Center emergency generator replacement in the amount of \$34,844.00 and for the installation of one replacement pad mount electrical transformer as part of the Southern Avenue Water Plant generator replacement in the amount of \$13,076.53 for a total of \$47,920.53, and approve Budget Adjustment Number 08-125.

ROLL CALL: Chism- yes, Drinnon - yes, Hinely - yes, Palazzolo – yes, Uhlhorn - yes. Motion approved.

CONSENT AGENDA

Subdivision Development Contract #491 – Hidden Hills – Phase I

The development is located on a 7.798-acre parcel, northwest of the Poplar Avenue and Forest Hill-Irene Road intersection. Phase 1 will feature a cul-de-sac off of On-the-Hill Drive. There will be seven lots and range from 31,674 to 64,159 square feet.

MOTION: To approve Subdivision Development Contract No. 491 for Hidden Hills Subdivision, Phase 1.

Subdivision Development Contract #492 – Hidden Hills – Phase II

Phase 2 is located on a 16.75-acre parcel northwest of the Forest Hill-Irene Road and Poplar Avenue intersection. The seventeen lots will range from 24,628 to 102,701 square feet. Phase 2 will feature a cul-de-sac off of Poplar Avenue. The street will not connect to On-the-Hill Drive.

MOTION: To approve Subdivision Development Contract No. 492 for Hidden Hills Subdivision, Phase 2.

Purchase of Replacement Defibrillators

The Fire Department provides advanced life support using LifePak cardiac monitors/defibrillators. It was decided it would be more cost effective to purchase two reconditioned LifePak 12 biplastic cardiac monitors/defibrillators for \$16,391.00 rather than one at approximately \$25,000.00.

MOTION: To authorize the purchase of two reconditioned LifePak 12 biplastic cardiac monitors/defibrillators from Foremost Equipment for \$16,391.00.

Appointment to Board of Equalization

It is recommended that Mr. Floyd R. Ramage of 1829 Oak Hill Cove be reappointed to serve as the City's representative on the Shelby County Board of Equalization.

MOTION: To approve the reappointment of Floyd R. Ramage as the City of Germantown's representative to the Shelby County Board of Equalization for a term of two (2) years to expire on April 30, 2010.

Civic Support – Germantown Arts Alliance

FY08 marks the fourteenth year of funding by the City for the Germantown Arts Alliance. This is the second installment for FY08.

MOTION: To award a Civic Support Grant to the Germantown Arts Alliance in the amount of \$10,000.

Civic Support – University of Memphis, Alive at 25 Program

This program began in the spring of 1996. The course is five hours in length and taught daily for one week at a time. It covers all the ninth graders at Houston and Germantown High Schools. Under the funding proposal between the City and the University of Memphis, the University provides all course materials and the services of a qualified instructor.

MOTION: To authorize the payment of \$17,000 to the University of Memphis Office of Continuing Education for the implementation of the Alive at 15 course for Houston and Germantown High Schools.

Recognition of Donations – Germantown Community Library

The following individuals and organizations donated funds for the period 3/19/08 through 4/04/08: Friends of the GCL -\$5,189.18, Germantown Woman's Club - \$1,000.00, Burch, Porter & Johnson \$200.00, David Tankersley - \$100.00, Margaret Ryan Todd - \$100.00, Anonymous - \$100.00, Steve Veasart, AAMS - \$80.00, D. B. Dugard, DDS - \$110.00.

MOTION: To recognize the donations made to the Germantown Community Library totaling \$6,879.18, and to approve Budget Adjustment No. 08-122.

OPEB Bank Agreement

This account will be established outside the OPEB Trust to allow a third party administrator to pay healthcare benefit claims of retirees. The OPEB Trust will fund this account whenever checks are presented for payment. All other funds within the Trust will remain invested in order to maximize the investment.

MOTION: To request authorization to establish a new bank account and adopt a corporate resolution authorizing designated City officials and third party administrators to sign checks used in association with OPEB Trust disbursement transactions.

Brokerage Account – Morgan Keegan & Co.

It is the City of Germantown's policy to invest public funds in a manner that will provide reasonable returns while meeting the daily cash flow demands of the City. Access to various authorized brokers provides the City with the opportunity to competitively compare the selection of investments. Morgan Keegan & Co., a subsidiary of Regions Bank, is recommended as an additional broker to provide financial services to the City. Morgan Keegan has developed its Fixed Income Capital Markets group as one of the nation's top regional underwriters of new issue agencies and municipal securities.

MOTION: To approve Morgan Keegan Co. as a new investment broker and to adopt a municipal resolution appointing designated City officials who are authorized to execute investment transactions on the brokerage account.

Change Order Request to Emergency Purchase – East Bridge Ditch Repair – Moved to Consent

During the routine inspection of drainage ditches in January 2008, Public Services crews discovered three failed vertical panels of the East Bridge Drainage Ditch. The Board approved a contract with Hamilton-Elles, Inc to perform emergency repairs to those sections. During site investigation of this project, the contractor's material testing consultant (Hall Blake and Associates) determined that the existing soil beneath one of the failed sections was inadequate to support the new panel. HBA recommended undercutting the poor soil and replacing with select material. This work was not included in Hamilton-Elle's original proposal.

MOTION: To approve a change order in the amount of \$1,700.00 to an existing contract with Hamilton-Elles, inc. for emergency repairs to the East Bridge Ditch (Lateral F) and to approve Budget Adjustment #08-123.

Motion by Mr. Chism, seconded by Mr. Palazzolo, to accept the Consent Agenda as read.

ROLL CALL: Chism- yes, Drinnon - yes, Hinely - yes, Palazzolo – yes, Uhlhorn - yes. Motion approved.

Alderman Palazzolo stated a citizen, Mr. Lou Parrish had previously come before the Board regarding some traffic concerns on Scruggs, and he asked if his questions had been answered.

Mr. Lawton stated staff had looked into the matter and had communicated with Mr. Parrish what was going to be done.

Mr. Lawton also stated staff had responded to Mr. Wyckoff's previous question regarding Cone Park.

ADJOURNMENT

There being no further business to be brought before the Board, the meeting was adjourned.

Sharon Goldsworthy, Mayor

Dotty Johnson, City Clerk/Recorder