

BOARD OF MAYOR AND ALDERMEN
March 24, 2008

A regular meeting of the Board of Mayor and Aldermen was held on March 24, 2008 at 7:00 p.m. in the Council Chamber of the Municipal Center.

Vice Mayor Ernest Chism was present and presiding.

The following Aldermen were present: Ernest Chism, John Drinnon, Carole Hinely, and Frank Uhlhorn. Mayor Goldsworthy and Alderman Palazzolo were absent. 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.

Invocation

Rev. Roger Graf from Farmington Presbyterian Church gave the invocation.

Pledge of Allegiance

Alderman Carole Hinely led the Pledge.

Approval of Minutes

Approval was requested of the minutes of the executive and regular session held March 10, 2008.

Motion by Mr. Uhlhorn, seconded by Ms. Hinely, to approve the minutes of the Executive Session and regular Board of Mayor and Aldermen meeting held March 10, 2008.

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

Citizens to be Heard

There were no citizens to come forward to speak

Recognition of Donation – Houston Middle School BETA Club

Patrick Lawton asked Krissy Thomas and Rebecca Albertson and some students that were present to come forward to be recognized. He stated the Board was asked to accept a donation of \$3,658.80 to purchase supplies for the Germantown Animal Shelter. The funds were raised by students at Houston Middle School. The faculty had presented a challenge to the students to see how much they could raise for the Animal Shelter in one week's time. The funds will be used to purchase medical supplies to treat the animals at the shelter. He reported that in the year 2006, they raised \$1,576, in 2007 they raised \$3,069 and this year they surpassed that and raised \$3, 658.

Motion by Ms. Hinely, seconded by Mr. Drinnon, to recognize and accept a donation presented to the Germantown Animal Shelter from the Houston Middle School BETA Club, in the amount of \$3,685.80.

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

Teacher of the Month Award

Alderman Hinely presented Mr. Ron Norton, the chorus teacher at Houston High School the Teacher of the Month award. Mr. Lawton read some of his accomplishments.

Mr. Ken Weatherford representing Landmark Bank, presented Mr. Norton with a check for \$100.

Mr. Norton thanked the Board, students and school for the acknowledgment.

Youth Excellence Award

Ms. Kim Swift, a senior at Germantown High School was presented the Youth Excellence Award for February. Mr. Lawton read her accomplishments and Ms. Hinely presented her with a plaque sponsored by Traditions.

Ms. Swift thanked the Board and the High School for the recognition.

Beautification Business Award

Pam Beasley and Beth Halbach came forward to present the Beautification Business Award to Lacey Dougher, owner of the Winery. Ms. Halbach stated this was a collaborative effort between The Winery and Loeb Properties and the improvement will be enjoyed by the whole community.

Pam Beasley invited Ricci Boyce with the Beautification Commission to come forward to present the winner of the Arbor Day Poster Contest to Maria Tombazzi a 5th grader at Germantown Elementary and her teacher Joshua Ransom. She was presented a medal and Mr. Ransom was presented with a gift certificate.

Mr. Sean Posey, the West Tennessee Urban Forester, was asked to come forward. He stated he was present on behalf of the Tennessee Department of Agriculture and the National Arbor Day Foundation. He stated the City of Germantown had been a Tree City USA for the past 14 years. He stated he would present the Mayor with a flag and a pin on Arbor Day.

Fitness Equipment - DEFERRED

EIFS – Wall Repairs at the Germantown Athletic Club

Mr. Lawton stated that during the severe weather storm on Tuesday, February 5, 2008, a portion of the Dryvit on the southeast exterior wall was blown off and destroyed. Three local certified installers were contacted but only one bid was received.

The entire amount will be submitted to FEMA for reimbursement.

Motion by Ms. Hinely, seconded by Mr. Drinnon, to authorize the Mayor to enter into a contract agreement with Elite Plastering, Inc. for repairs to the southeast exterior wall at the Germantown Athletic Club in the amount of \$20,508.00.

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

Public Services Building Renovation Phase II

Mr. Lawton stated this was the second phase of renovation to the Public Services Administration Building. The renovation work will include the reconfiguration of the existing office space, the addition of a conference room and all the mechanical and electrical work, with the addition of improvements to the front entrance.

Motion by Mr. Uhlhorn, seconded by Mr. Drinnon, to approve a construction contract with Ambassador Construction Company for the second phase of renovation to the Public Services Administration Building, in the amount of \$123,719.00.

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

Competitive Sealed Proposal Authorization – Miller Farms Drainage

Mr. Lawton explained that the FY08 CIP included funding for the permanent stabilization of the portion of Miller Farms Ditch between Pyron Oaks Cove and Weeping Willow. The project was bid in 2007 and came in over budget and the bids were rejected by the Board. In an effort to solve the bank stabilization and drainage problems with this portion of Miller Farms ditch, the Administration was recommending the use of the competitive sealed proposal process in order to select the best overall solution to this drainage problem. The Ordinance requires that the Board first approve its use on a per project basis. The action and request before the Board is to authorize the use of competitive sealed proposal process in allowing Administration to determine the best possible solution for that portion of Miller Farms Ditch.

Motion by Mr. Uhlhorn, seconded by Ms. Hinely, to authorize the City to use the competitive sealed proposal process to identify alternative solutions to correct the drainage problems associated with the Miller Farms drainage ditch from Pyron Oaks Cove to Weeping Willow Road.

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

CONSENT AGENDA

Professional Services Agreement – Kimley-Horn Consultants – Engineering Services

Kimley-Horn & Associates (KHA) has provided engineering plans review for commercial and residential developments, analysis of traffic signal operations, and drafting services to standardize the City's standard construction details. The \$110,000.00 limit of expenditures has been met. In an effort to keep up with the current and projected workload, an additional \$40,000.00 is being requested to continue receiving assistance from KHA through the end of the current fiscal year (FY08).

MOTION: To approve additional funding of \$40,000.00 to an existing Professional Services Agreement with Kimley-Horn & Associates, Inc. to provide professional engineering services on an "as-needed" basis.

Employee Recognition

For several years the City has provided service awards to the employees who have demonstrated their loyal and dedicated commitment to the City and the community. This year the City is recommending gift cards of monetary value instead of the previous awards.

MOTION: To purchase employee gift cards from SunTrust Bank in the amount of \$11,625.00.

Pavement Rejuvenation Contract

This process is a maintenance function that will extend pavement life thus extending the paving cycle. It is a process where the natural oils of the pavement, which are eroded by the sun, weather and traffic, are restored to the surface to keep the pavement sealed from water intrusion and keep it flexible.

The bid was mailed to six asphalt suppliers and Pavement Technology submitted the only bid.

MOTION: To contract with Pavement Technology, Inc., for pavement rejuvenation in an amount not to exceed \$75,000.00.

Bulk Asphalt

Asphalt mix is used for street maintenance repairs, utility cuts and drainage projects. Public Services personnel pick up the mix as needed at the vendor's distribution location and transport it to the job site for immediate application.

Staff recommends the second low bid from Standard Construction Co., a 9% increase from the previous bid price. APAC has two plants in the Memphis Area, one is south of Winchester on Tuggle Road near the airport, and the other is on Harbor Drive on president's Island. Fuel cost alone offsets the \$2.75 per ton difference between Standard Construction's bid and APAC's bid. Standard's two plants are within five miles north of the City and five miles east of the City.

MOTION: To contract with Standard Construction Company for 3,000 tons of hot asphalt mix in the amount of \$135,750.00.

Recognition of Donation - Library

Donations were made to the Germantown Community Library from Waseem Shala \$100, and Friends of the Library \$1,882.79.

MOTION: To recognize the donations made to the Germantown Community Library totaling \$1,982.70, and to approve Budget Adjustment No. 08-113.

Recognition of Donation – Riverwoods State Natural Area

Will Forsythe, an Eagle Scout, recently donated \$110 to the Germantown Parks and Recreation for the bridge construction at Riverwoods State Natural Area.

MOTION: To recognize a donation made to the Germantown Parks and Recreation for Riverwoods State Natural Area in the amount of \$110.00 and to approve Budget Adjustment No. 08-111.

Merchant Services Account – Checkfree Resolution and Signature Card

With the implementation of new software at the Germantown Athletic Club, a new service provider will be in place and the need to separate their banking transactions for recordkeeping purposes is important.

MOTION: To request authorization to establish a new Merchant Services bank account and adopt a corporate resolution authorizing designated City officials to execute banking activities on the account used in association with merchant services transactions for the Germantown Athletic Club.

Motion by Mr. Uhlhorn, seconded by Mr. Drinnon, to accept the Consent Agenda as read.

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

ADJOURNMENT

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

Vice Mayor Chism stated the City was blessed with many qualified employees who bring these matters before the Board. He felt the students who are present for the meetings must feel that everything is just voted on at the meetings and were just accepted by the Board. He assured everyone that before these matters are voted on by the Board they have been studied and gone over and discussed at great lengths by staff and the Board.

Ernest Chism, Vice Mayor

Dotty Johnson, City Clerk/Recorder