

BOARD OF MAYOR AND ALDERMEN

December 12, 2011

A regular meeting of the Board of Mayor and Aldermen was held on December 12, 2011 at 6:00 p.m. in the Council Chambers of the Municipal Center.

Mayor Sharon Goldsworthy was present and presiding.

The following Aldermen were present: Mark Billingsley, John Drinnon, Greg Marcom, Mike Palazzolo and Ernest Chism. Staff present: Patrick Lawton, Debbie Wiles, Kristen Geiger, George Brogdon, Bo Mills, Tim Gwaltney, Butch Eder, Jonathan Smith, Wade Morgan, Chief Richard Hall, Chief John Selberg, Michael Stoll, Ralph Gabb, and Dotty Johnson.

Call to Order

Mayor Goldsworthy called the meeting to order at 6:00 p.m.

Invocation

Community Services Division Director George Brogdon gave the invocation.

Pledge of Allegiance

Alderman Drinnon led the Pledge of Allegiance.

Approval of Agenda

The Mayor stated that during the Executive Session it had been discussed to move the following to the Consent Agenda: #10 – LED Traffic Signal Conversions, #11 – McVay Road Drainage, #12 – Public, Educational and Government Funds, and #13 – Lobby Contract.

Motion by Mr. Marcom, seconded by Mr. Drinnon, to approve the agenda as amended.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Billingsley–yes, Chism–yes. Motion approved.

Approval of Minutes

There were no corrections or additions to the minutes.

Motion by Mr. Drinnon, seconded by Mr. Palazzolo, to approved the minutes of the regular Board of Mayor and Aldermen Meeting held November 28, 2011.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Billingsley–yes, Chism–yes. Motion approved.

Citizens to be Heard

No citizens came forward

BEER BOARD

PUBLIC HEARING – Temporary Beer Permit – OLPH Birthright Ball

City Administrator Patrick Lawton stated this was a request from Birthright for a Temporary Beer Permit for a fundraiser for the 501(c)3 organization. The Birthright Ball has been held at OLPH over the past few years.

Motion by Mr. Marcom, seconded by Mr. Chism, to approve a temporary beer permit allowing the sale of beer at OLPH on Saturday, February 11, 2012.

Mayor Goldsworthy suspended the vote until a public hearing could be held.

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

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–abstain, Billingsley–abstain, Chism–yes. Motion approved.

The Mayor adjourned the Beer Board and reconvened the Board of Mayor and Aldermen meeting.

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Germantown Bicycle Facilities Plan

Chief Planner Wade Morgan came forward and gave a history of the Bicycle Plan. The existing bike lanes were laid out in the 1970's and connected the parks and the schools. Presently there are about 25 miles of bike lanes over the city. In the 1990's and 2000's the Greenway was developed with the purpose of taking advantage of the Wolf River for recreational purposes and for exercise. The new proposal is to take the bike lane to the next level of development by extending the network by using the collector streets within Germantown for the benefit of recreational cyclists and to recognize that the bicycle lanes are being used by an increasing number of people for transport to groceries, the library, and for shopping purposes. Another purpose of the Plan is to connect the bicycle facilities to the surrounding communities of Memphis, Bartlett, Collierville and unincorporated areas of Shelby County.

Traffic Engineer Jonathan Smith presented the engineering aspects of the Plan. The lanes that are described in the Plan are 5 feet wide excluding the gutter area which is an additional 2 feet of space. The approval of the Plan is necessary to obtain the federal funding associated with these facilities. The Public Safety Education Commission will be working with the Engineering Division to develop a multi-capacity educational and safety program to support the Plan. Mr. Smith described in detail some of the steps that will be taken to educate the public on safety.

Alderman Palazzolo encouraged Administration to look at funding in the next CIP now that there is a plan in place we could start to implement some of these projects.

Motion by Mr. Drinnon, seconded by Mr. Billingsley, to approve the Germantown Bicycle Facilities Plan as the City's plan for bike lanes and bicycle safety education.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Billingsley–yes, Chism–yes. Motion approved.

Debt Management Policy

Treasurer/Risk Manager Michael Stoll came forward and explained that the Debt Management Policy would provide the City with a well-defined set of guidelines and directions whenever the City issues debt or borrows money. These are not new procedures, they are mostly a writing of the City's best practices that have served the City for over thirty years.

In December last year, the State Funding Board adopted a "statement on debt management" that directs state and local governments to adopt their own debt management policy.

The City of Germantown has followed prudent and diligent fiscal practices when issuing debt. We have followed guidelines issued by the GFOA, we have avoided the variable rate interest products and derivatives, and most importantly, we have maintained our outstanding debt at very reasonable, very conservative levels.

This policy addresses the principles that have guided our debt issuance in the past and that is expected to be addressed in the policy under the State Funding Board's statement.

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The policy has been prepared and reviewed by our professional staff. It has been provided to the Financial Advisory Commission for review and we have responded to their comments.

Alderman Billingsley thanked the Finance Department and the FAC members for all their work and comments.

Motion by Mr. Billingsley, seconded by Mr. Chism, to approve the Debt Management Policy to be used by the City of Germantown for making financially sound debt decisions and to comply with the State Funding Board's requirement for a written debt policy.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo–yes, Billingsley–yes, Chism–yes. Motion approved.

LED Traffic Signal Conversions – MOVED TO CONSENT

McVay Road Drainage – Change Order/Project Closeout – MOVED TO CONSENT

Public, Educational and Government Funds (PEG) – MOVED TO CONSENT

Lobbying Contract – MOVED TO CONSENT

CONSENT

LED Traffic Signal Conversions

Funds were included in this year's CIP to convert the remaining incandescent traffic signal heads with energy efficient LED traffic signal heads. The LED Heads will reduce energy consumption by 60-80 percent depending upon the intersection configuration.

MOTION: To authorize the Mayor to enter into a contract with Desoto County Electric for the conversion of incandescent traffic signal heads to energy efficient Light Emitting Diodes (LED) traffic signal heads in the amount of \$86,435.00.

McVay Road Drainage – Change Order/Project Closeout

During the construction of this project, unforeseen conditions resulted in additional work being required. These conditions included the installation of a 54 inch pipe plug utilized for dewatering, additional asphalt due to trench widening from sloughing soils and additional sod to address the disturbed area during construction.

MOTION: To approve Change Order No. 1 for the McVay Road Interceptor Replacement increasing the contract amount by \$7,423.00 from \$154,882.18 to \$162,305.18 and to approve Budget Adjustment No. 12-45.

Public, Educational and Government Funds (PEG)

Under the franchise agreement with the City, Comcast and AT&T are required to pay a PEG access support fee to the City and in turn the City remits the funds to our designated PEG station, Germantown Community Television Foundation.

MOTION: To approve the transfer of funds in the amount of \$51,515.23 which was received from Comcast and AT&T to the designated PEG station Germantown Community Television Foundation, and approve Budget Adjustment No. 12-42.

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Lobbying Contract

The City has engaged the services of Farris Bobango Branan Law Firm for lobbying services for the past four years. The Administration will meet individually with Mr. John Farris once a month to review the status of the various bills. Mr. Farris will confer on those legislative issues where the City needs to be focusing its time and attention. Also, Mr. Farris will focus on all proposed legislation that may have an impact on the school situation in Shelby County.

MOTION: To authorize the Mayor to execute a lobbying services agreement with Farris Bobango Branan Firm PLLC Attorneys-at-Law for lobbying services on behalf of the City of Germantown beginning October 1, 2011 and continuing through September 2012 in the amount of \$48,500.00 and to approve Budget Adjustment No. 12-44.

Donation – Neighborhood Preservation Commission

Donations were made to the Neighborhood Preservation Commission totaling \$900.00. The donations will be used for the Neighborhood Summit.

MOTION: To recognize and accept nine (9) donations totaling \$900.00 to the Neighborhood Preservation Commission and approve Budget Adjustment No. 12-37.

Motion by Mr. Palazzolo, seconded by Mr. Drinnon, to accept the consent agenda as read.

ROLL CALL: Marcom–yes, Drinnon–yes, Palazzolo-yes, Billingsley-yes, Chism–yes. Motion approved.

ADJOURNMENT

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

Sharon Goldsworthy, Mayor

Dotty Johnson, City Clerk/Recorder