

**BOARD OF MAYOR AND ALDERMEN**  
**November 10, 2008**

A regular meeting of the Board of Mayor and Aldermen was held on November 10, 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, George Brogdon, Kristen Geiger, Tom Cates, Jerry Cook, Pat McConnell, Michael Sadler, Ralph Gabb, Deputy Chief Rodney Bright, Chief Dennis Wolf, Bo Mills, Derek Chaput, Melody Pittman, and Dotty Johnson.

**Invocation**

Assistant City Administrator George Brogdon gave the invocation.

**Pledge of Allegiance**

Alderman Chism led the Pledge.

**Approval of Minutes**

Approval was requested of the minutes of the executive and regular session held October 27, 2008.

Motion by Mr. Uhlhorn, seconded by Mr. Chism, to approve the minutes of the Executive Session and Regular Meeting held October 27, 2008.

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

**Citizens to be Heard**

Mr. Don Glaser of 1685 Hapano Dr. stated he had been a resident of Germantown for 37 years and was disturbed that during the election information was sent out from three of the candidates that looked like it came from the Republican Party. He was also concerned that the Mayor had endorsed these three men.

Mrs. Sarah Freeman of 7684 Apahon Lane came forward and expressed her concerns regarding the candidates that had sent out the post cards that looked like they were from the Republican Party. She requested that Alderman Uhlhorn and Palazzolo be censured by the Board for engaging in illegal campaign activities.

**Presentation of Susan G. Komen – Race for the Cure to the City of Germantown**

Mr. Paul O'Rourke of 2455 Regents Walk in Germantown came forward to present the Mayor and the City with a plaque in appreciation for the cooperation of the City and its citizens for the Susan G. Komen Race for the Cure.

Mayor Goldsworthy thanked Mr. O'Rourke on behalf of the Board and stated that the City's support also comes from the many departments of the City.

**Presentation of Beautification Commission Business Award**

Mrs. Emily Bader came forward on behalf of the Beautification Commission and presented the Business Recognition Award to Germantown Aesthetics. Dr. Greg Lawrence, the medical director, and Mr. Chuck Winters, the managing director, were present. She stated the business was begun in 2002 in Old Germantown in a home that was converted and restored.

Dr. Lawrence thanked the Board for all they do and for the award.

**Website RFP**

City Administrator Patrick Lawton stated the Board was asked to authorize the Mayor to execute a contract with Vision Internet for the development of the new City website in the amount of \$77,162.00. The FY09 Budget appropriates funding for the redevelopment of our new website. On June 23, 2008, the Board authorized the Administration to use the competitive sealed proposal process for procuring website development services.

The website to be developed will arrange information in an extremely logical way, and will provide multiple paths to the same content to enable our users to find information in a way that is intuitive to most people. The website will be interactive and incorporate many of our e-government applications such as utility payments, registration for classes and payment of taxes. We will also take into consideration the link to other areas in our community such as schools and the Chamber.

Mr. Lawton stated through the content management tool used in the development of the site, our marketing and communications manager will be able to maintain all aspects of the site from that desk and keep the material current and available to the public.

In response to a question from Alderman Drinnon, Mr. Lawton stated there had been seven proposals and based on the competitive sealed proposal process staff was able to narrow that down to five companies and from there, based on the rating and ranking system, two companies were then selected. After their presentations it was a unanimous consensus of the review committee to select Vision Internet. Alderman Drinnon stated he had asked the question just for the record and remarked this had been thoroughly discussed during the executive session.

Motion by Mr. Drinnon, seconded by Mr. Palazzolo, to authorize the Mayor to execute a contract with Vision Internet for the development of the new City website in the amount of \$77,162.00

ROLL CALL: Chism- no, Drinnon - yes, Hinely - yes, Palazzolo – yes, Uhlhorn - yes. Motion approved.

**Resolution 08R13 Retirement Plan Amendments**

Mr. Lawton stated these were administrative changes to the Retirement Plan. We are a self-insured retirement plan and the City employees are not part of the State retirement system. There are certain statutory amendments that must be made to the retirement plan. There are six changes that need to be made.

RESOLUTION 08R13

Amendments:

- 2.10 Updated Earnings definition to reflect current statutory limits.
- 2.15 Eligible Spouse definition: Clarified
- 2.27 Normal Retirement Date definition: Requires 10 years of service for new hires September 1, 2008.
- 2.35 Total and Permanent Disability definition: Previously included either Social Security (total) disability or City Long Term Disability benefits payments. Now limited to City provided Long Term Disability period.
- 4.3 Limits on maximum benefits – Eliminated 100% of pay as an annual limitation on benefits. This historical provision is not required, and will never apply in any event.
- 7.1 Added clarifying statement that no death benefit is payable except as provided in that section.
- 9.1 Clarified regarding the requirement for spousal consent to any form other than as a joint and survivor annuity.

RESOLVED, That the City of Germantown, Tennessee Amended and Restated Employees' Retirement Plan be, and the same hereby is, adopted in substantially the form presented to the Board for review.

RESOLVED FURTHER, that the Mayor is authorized to execute such Germantown, Tennessee Amended and Restated Employees' Retirement Plan and on behalf of the City and that the appropriate City officials are authorized to take all such additional action as may be necessary or appropriate to carry out the purpose and intent of this Resolution.

Motion by Mr. Drinnon, seconded by Mr. Uhlhorn, to adopt and execute the Amended and Restated Employees' Retirement Plan and behalf of the City and that the appropriate City officials are authorized to take all such additional action as may be necessary or appropriate to carry out the purpose and intent of this Resolution.

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

#### **Purchase of Automated Fingerprint ID System**

Mr. Lawton stated the City converted to an automated finger print system in 2001. The hardware and software of the current system is no longer supported.

The purchase before the Board is called Cross Match Technologies. With this AFIS system, finger prints are automatically scanned and transmitted electronically over a secured connection to the TBI. A record is also stored with the Germantown Police Department.

The Cross Match System will also interface with our existing New World software. This is the equipment that manages most of the automated operations of the Germantown Police Department. This will allow us to detect warrants and other outstanding issues associated with the visitors to our facility.

The GSA Contract utilizes one vendor, Cross Match Technologies, Inc.

In response to a question from Alderman Palazzolo, Mr. Lawton stated the GSA provided an attractive price; this was the low bid for the State and was recommended by TBI.

Motion by Mr. Palazzolo, seconded by Mr. Uhlhorn, to purchase an Automated Fingerprint Identification System for the Police Department in the amount of \$26,712.16 from Cross Match Technologies.

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

#### **CONSENT AGENDA**

##### **First Amendment to Project Development Contract No. 1109 – Bill Linder Office Building**

The development contract contains a paragraph that pertains to relocation of utility poles and the acquisition and dedication of property from adjacent neighbors that has not been performed. The Developer has requested to be relieved from these obligations, and City staff is amenable to this request.

MOTION: To approve the First Amendment to Project Development Contract Number 1109 for the Bill Linder Office Building.

##### **Recognition of Donations - Library**

Cash donations totaling \$850 have been made to the Germantown Community Library and furniture donations valued at \$3,220.

MOTION: To recognize the monetary and furniture donations made to the Germantown Community Library totaling \$850.00 and \$3,200.00, respectively; also, to approve Budget Adjustment No. 09-51.

**Sewer Pipeline Rehabilitation**

Cured in place pipe rehabilitation has been utilized within the City for fourteen years to restore pipe integrity, to improve sewer and drainage flows and seal out ground water infiltration with minimum disruption of work sites and no interruption of service to the citizens. Bid requests were mailed to ten vendors and four bids were received.

MOTION: To approve funding for a contract with Insituform Technologies, Inc., for the annual pipeline rehabilitation project, in an amount not to exceed \$250,000.00.

**AutoCAD Software and License Purchase**

AutoCAD is used by Economic and Community Development to display the electronic drawing files submitted by engineers and architects. These drawing files are used to update our GIS data base. In order to continue to utilize the City's current AutoCAD system, the City must invest to upgrade to the 2009 version and licenses required. The cost for the software and three licenses is \$17,506.15.

MOTION: To purchase software and three licenses from DLT Solutions, Inc. for AutoCAD in the amount of \$17,506.15.

**Authorization for Competitive Sealed Proposal – Library Services**

The competitive sealed proposal process will provide for an analytical approach in evaluating service levels, service options and experience, thus enabling staff to choose the appropriate direction to meet the needs of our library users and citizens.

MOTION: To authorize the use of the competitive sealed proposal process for library management services.

Mr. Brogdon stated staff would bring to the Board, a contract for the provider at the January 12, 2009 Board of Mayor and Aldermen meeting. Library services and LSSI like a six month advance to staff and tighten things up. The RFP will be sent out this month to the companies who provide these services including LSSI. These RFP's will be received in December and will be taken to the Library Board and reviewed during December. The final recommendation will be brought to the Board in January.

Alderman Palazzolo commented that LSSI had donated patio furniture valued at \$3,200.00.

Mr. Brogdon noted that this was outdoor furniture that was donated and some came from the café.

Motion by Mr. Drinnon, seconded by Ms. Hinely, to accept the Consent Agenda in its entirety.

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

**ADJOURNMENT**

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