



# CITY OF MEMPHIS

## COUNCIL AGENDA

February 4, 2020

Public Session Tuesday, 3:30 p.m.

City Council Conference Room, RM 501- City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

*If You Are In Need Of A Special Accommodation While Attending The Meeting, Please Alert The Council Staff.*

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### CALL TO ORDER by the Sergeant-at-Arms

### INVOCATION

*Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.*

### PLEDGE OF ALLEGIANCE

### CALL OF ROLL by the Comptroller

### APPROVAL OF PREVIOUS MEETING MINUTES (January 21, 2020)

### ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

### ITEMS HELD OR DROPPED FROM THE AGENDA

#### PRESENTATIONS AND RECOGNITION OF VISITORS (None)

#### COMMUNITY ORGANIZATION SPOTLIGHT (None)

#### PUBLIC HEARINGS

1. RESOLUTION approving a planned development located on the Eastside of Massey Road; +/-550 feet North of Poplar Avenue containing 1.43 acres a part of the Massey Road Outline Plan (P.D. 94-367). This resolution is sponsored by the Office of Planning and Development.  
Colvett  
Chairman,  
Planning &  
Zoning

Case No. PD 19-15

Committee

Applicant: Jason Crews Partnership  
Solomito Land Planning – Representative

Request: Planned Development to allow a change of land use for a five (5) story hotel building

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**41 NOTICES WERE MAILED ON JANUARY 24, 2020**

2.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

RESOLUTION approving a special use permit located on the Southeast corner of the intersection of Runway Road and Swinnea Road, containing +/-4,500 sq. ft (lease area), +/-25.73 acres (total), in the Residential Urban – 2(RU-2) District. This resolution is sponsored by the Office of Planning and Development.

Case No. SUP 19-38

Applicants: Mallory Alexander International Logistics, LLC/ TVT I, LLC  
(Tower Ventures)  
Lou Katzerman (Tower Ventures) – Representative

Request: Special Use Permit to allow a CMCS (Cell) Tower

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**105 NOTICES WERE MAILED ON JANUARY 24, 2020**

**DIVISION OF PLANNING AND DEVELOPMENT**

3.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

RESOLUTION approving a street/alley closure located within the block bounded by Ford, Gilleas, Travis and Harahan Roads, containing +/-1,500 square feet in the Residential Single-Family – 6 District. This resolution is sponsored by the Office of Planning and Development.

Case No. SAC 19-11

Applicant: Blessed of God Holiness Church & Christian Center  
McCaskill & Associates, Inc, - Tim McCaskill – Representative

Request: Divesture of a portion of an east-west paper alley

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

**No Opposition at LUCB; No Public Hearing Required**

4.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

RESOLUTION approving a street/alley closure located south of the improved section of Kirby Road and north of Sulgrave Drive, containing +/-6,534 square feet in the Residential Single-Family – 10 (R-10) District. This resolution is sponsored by the Office of Planning and Development.

Case No. SAC 19-12

Applicants: Josephine & William Schilling and Ivy Grove Kirby LLC/  
Ivy Grove Kirby LLC  
W. H. Porter, P. E. – Tim Dagastino and Henry Porter –  
Representatives

Request: Divesture of an unimproved portion of Kirby Road

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**No Opposition at LUCB; No Public Hearing Required**

**ZONING ORDINANCE- THIRD AND FINAL READING** (None)



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## CONSENT AGENDA

### GENERAL ORDINANCE - FIRST READING

5. **ORDINANCE** to amend a Council meeting date for the month of March from the third Tuesday to the fourth Tuesday, up for F I R S T reading. Ordinance No. 5746 is sponsored by Chairwoman Robinson.

Robinson  
Chairman,  
Executive  
Session

ACTION REQUESTED: Adopt the ordinance on First reading

### GENERAL ORDINANCE - SECOND READING (None)

### ZONING ORDINANCE – FIRST READING (None)

### ZONING ORDINANCE - SECOND READING (None)

### ENGINEERING

6. **RESOLUTION** approving the engineering plans for PROJECT IRIS.

Contract No. CR-5317

Resolution approves the engineering plans located at 4055 New Allen Road/ Hawkins Mill Road intersection in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Performance Bond No. 30072389 in the amount of \$2,098,300.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

7. **RESOLUTION** accepting ST. LOUIS CATHOLIC CHURCH & SCHOOL (WHITE STATION ROAD REDUCED SPEED SIGNING) and authorizing release of the bond.

Resolution approves accepting the public improvements with the City of Memphis as shown on the engineering plans located on White Station Road

between Cole Road and Angela Road in the City of Memphis, Tennessee. Resolution also authorizes the release of refundable Regions Bank Cashier's Check No. 5505368414 in the amount of \$36,100.00 held as security for the standard improvement contract.

ACTION REQUESTED: Adopt the resolution

8. RESOLUTION accepting SOUTH CITY SUBDIVISION EAST SECTION 1 (S 16-11) and authorizing release of bond.

Resolution approves accepting the public improvements with the City of Memphis as shown on the final plat located on the west side of Lauderdale Street, south of Vance Avenue, east side of Danny Thomas Boulevard in the City of Memphis, Tennessee. Resolution also authorizes the release of Performance Bond No. 016076665 in the amount of \$2,936,339.00 held as security for the standard improvement contract.

ACTION REQUESTED: Adopt the resolution

**NOTATIONS FROM OPD** (None)



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## FISCAL CONSENT AGENDA

9. RESOLUTION to accept grant funds in the amount of \$139,402.33 from the Shelby County Sheriff's Office. This resolution is sponsored by the Division of Police Services (**Request for same night minutes**)
10. RESOLUTION to accept one SkyCop camera to be installed at Stravenger Cove at the request of Stravenger Cove residents, who gave the necessary funds. The camera is being donated by the Memphis/Shelby County Law Enforcement Foundation. The cumulative total donation is \$9,200.00. District 2, Super District 9. This resolution is sponsored by the Division of Police Services. (**Request for same night minutes**)
11. RESOLUTION to amend the FY20 Operating Budget by accepting and appropriating the Expenditures and Revenues for the Lead Hazard Reduction Demonstration 2019 Grant (\$5,000,000.00) that includes funding for the Health Homes Initiative (\$600,000.00) in the total amount of (\$5,600,000.00). This resolution is sponsored by Housing and Community Development. (**Request for same night minutes**)



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## MLGW FISCAL CONSENT

12. RESOLUTION approving Change No. 4 to Contract No. 11799, Network Maintenance with Converge One (formerly Venture Technologies, Incorporated) in the funded amount of \$1,495,793.81. (This change is to renew the current contract for the fourth and final annual renewal term covering the period February 15, 2020 through February 14, 2021. This change reflects an increase in the manufacturer's cost in the amount of \$24,233.00; a tariff increase on products manufactured in China in the amount of \$36,335.00; and additional maintenance for hardware that was procured in 2019 under this agreement in the amount of \$320,033.00.)
13. RESOLUTION approving the payment of an invoice for the 2020 annual membership dues plus locate request tickets from Tennessee One Call System in the amount of \$123,283.60.
14. RESOLUTION Approving Change No. 3 to Contract No. 11887, Gas Matrix Utility Landscaping to Enlightenment, Incorporated dba APS Facility Maintenance in the funded amount of \$250,000.00. (This change is to renew the current contract for the third of four annual renewal terms for the period covering February 14, 2020 through February 13, 2021. This renewal reflects an increase in rates due to a rise in the cost of materials required to service contracts such as sod, trees, shrubs and other related miscellaneous items.)
15. RESOLUTION approving Change No. 1 to Contract No. 12063, Gas Transmission Right-of-Way Mowing and Tree Trimming to Bean & Prince Contractors, Incorporated in the funded amount of \$12,400.00. (This change is to increase the current contract value and provide for the rate to use additional equipment as needed for the contractor to perform the scope of work.)
16. RESOLUTION approving Change No. 1 to Contract No. 11624, Natural Gas Management System to Pioneer Solutions Global, LLC, in the funded amount of \$191,018.00. (This change is to: 1) ratify the approval of payment, after the fact, of the TRMTracker software maintenance and support for the period January 1, 2020 through December 31, 2020 in the amount of \$60,000.00; 2) add maintenance and support for TRMTracker software for the period covering January 1, 2021 through December 31, 2021 in the amount of \$60,000.00, 3) add maintenance and support for TRMTracker software for the period covering January 1, 2022 through December 31, 2024 in the amount of \$191,018.00; and 4) extend the Portal software maintenance and support for the period covering April 1, 2020 through December 31, 2024 in the amount of \$57,000. This extension is also to align the maintenance schedule for both software applications to reflect a calendar year.)
17. RESOLUTION awarding Contract No. 12087, MLGW Video Wall Replacement to Activu in the funded amount of \$475,000.00.

18. RESOLUTION approving Change No. 1 to Contract No. 12035, Environmental Consulting and Remediation Services with BH&M Environmental Consultants, Incorporated in the funded amount not-to-exceed \$1,500,000.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering April 8, 2020 through April 7, 2021, with no increase in rates from the original term.)
  
19. RESOLUTION approving the renewal of Cooperative Agreement No. 5447, investigation of Water Resources, for the period of January 1, 2020 to December 31, 2020, stipulating that a sum of \$60,000 will be furnished by the MLGW Division and a like sum will be furnished by the United States Department of the Interior Geological Survey, for continuation of the ground water data collection program in the Memphis area.
  
20. RESOLUTION approving Change No. 1 to Contract No. 12105, Overhead Water Storage Tank Painting for Capleville, Stonebridge, and Egypt Central with Currens Construction Services, LLC in the funded amount of \$75,000.00. (This change is to add contingency funds to the current contract for unforeseen circumstances at the three potable water storage tanks. MLGW is requesting contingency funds be added due to unforeseen issues found at the Egypt Central water tank. These repairs were necessary for personnel safety as well as to maintain the structural integrity of the water tank. In addition, the contingency funds will be utilized in the event other unforeseen issues are found and repairs needed at the two remaining tanks.)





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## REGULAR AGENDA

21.

Carlisle  
Chairman,  
Personnel  
Committee

### APPOINTMENTS

#### MEMPHIS CIVIL SERVICE COMMISSION (Held from 1/21)

##### Reappointments

Jeffrey Land  
Laurice Smith

#### MEMPHIS AREA TRANSIT AUTHORITY

##### Reappointments

Kristen Bland  
Thomas Pacello

#### MEMPHIS LANDMARKS COMMISSION

##### Appointment

Natasha Strong

#### GENERAL ORDINANCE – THIRD AND FINAL READING

22.

Swarengen  
Chairman,  
Public Safety  
& Homeland  
Security  
Committee

**ORDINANCE** to amend Chapter 11 Article 16 of the Code of Ordinances to prohibit the use of Wireless Telecommunication Devices on Roadways and Highways, up for T H I R D and F I N A L reading. Ordinance No. 5733 is sponsored by the Administration. (Held from 11/19)

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

**FINANCE & ADMINISTRATION** (None)

**DIVISION OF FIRE SERVICES** (None)

**DIVISION OF GENERAL SERVICES** (None)

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT** (None)

**DIVISION OF HUMAN RESOURCES** (None)

**INFORMATION SERVICES** (None)

**LAW DIVISION** (None)

**MLGW DIVISION** (None)

**DIVISION OF PARKS AND NEIGHBORHOODS** (None)

**DIVISION OF POLICE SERVICES** (None)

**DIVISION OF PUBLIC SERVICES** (None)

**DIVISION OF PUBLIC WORKS**

23.  
Smiley  
Chairman,  
Public Works,  
Transportation  
& General  
Services  
Committee

RESOLUTION amending the FY20 Capital Improvement Budget by transferring an allocation and appropriating \$335,000.00 in G.O. Bonds – from Traffic Signals, Project Number EN20100 and Traffic Signal Furniture, Fixtures and Equipment (FY20), Project Number EN20101, to Traffic Signal Improvements to the intersection of Barron at Prescott, Project Number EN01100, for a Construction Contract with Shelby Electric. This resolution is sponsored by the Engineering Division.

ACTION REQUESTED: Adopt the resolution

**GENERAL ITEMS** (None)

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**