



# CITY OF MEMPHIS

## COUNCIL REGULAR MEETING AGENDA

Tuesday, March 24, 2020, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on  
City Council's Website

[https://www.memphistn.gov/government/city\\_council](https://www.memphistn.gov/government/city_council)

*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 (March 3, 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** (None)

**DIVISION OF PLANNING AND DEVELOPMENT** (None)

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



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## CONSENT AGENDA

### GENERAL ORDINANCE - FIRST READING (None)

### GENERAL ORDINANCE - SECOND READING

1. Smiley  
Chairman,  
Public Works,  
Solid Waste,  
Transportation  
& General  
Service  
Committee
- ORDINANCE** amending Chapter 21 of the City of Memphis, Code of Ordinances to add a Section related to the Speed Enforcement Photographic System, up for S E C O N D reading. Ordinance No. 5747 is sponsored by the Division of Engineering.
- ACTION REQUESTED: Adopt the ordinance on Second reading

### ZONING ORDINANCE – FIRST READING (None)

### ZONING ORDINANCE - SECOND READING (None)

### NOTATIONS FROM OPD

6. **NOTATIONS** from the Land Use Control Board that the following cases were heard and recommendation made requesting a date of public hearing:
- A. **Case No. PD 99-362** – QUINCE/LYNNFIELD PLANNED DEVELOPMENT
- Located on the Southwest corner of Quince Road and Lynnfield Road  
Containing 4.20 acres currently governed by Quince/Lynnfield Planned  
Development (P.D. 99-362).
- Appellant: Balmoral Neighborhood Association
- Appellee: SE Industrial Investment, LLC
- Request: Appeal the decision of the Land Use Control Board for Major  
Modifications approved on February 13<sup>th</sup>, 2020 to allow a three

(3) story office building with associated accessory uses.

LUCB and OPD recommendation: APPROVAL, with conditions

**B. Case No. SUP 19-29 – VEHICLE SALES**

Located at 3240 North Watkins Street and 1812 Thrift Avenue, containing 0.4 acres in the Commercial Mixed Use – 1.

Applicant: Otubo Godfrey  
Mahmoud Ghassemi of Ghassemi and Assoc., Inc – Representative

Request: Special Use Permit for vehicle sales

LUCB and OPD recommendation: REJECTION

**ACTION REQUESTED: Set a date of public hearing**

**SUGGESTED DATE: Take whatever action Council deems advisable**

15.  
Carlisle  
Chairman,  
Personnel  
Committee

**APPOINTMENTS**

**MEMPHIS ALCOHOL COMMISSION**

Reappointment

Anna Vergos Blair

**DOWNTOWN MEMPHIS COMMISSION**

Reappointment

Julie Ellis

**PENSION BOARD OF ADMINISTRATION**

Reappointment

Theodore Davis

**CIVILIAN LAW ENFORCEMENT REVIEW BOARD**

Appointment

Stevie W. Moore Sr.

GENERAL ORDINANCE – THIRD AND FINAL READING (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)



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## FISCAL CONSENT AGENDA

### ENGINEERING

2. RESOLUTION approving the final plat for RAINES ROAD PD, AMENDED, PHASE 4, PARCEL B

Case No. (PD 95-380)

Contract No. CR-5322

Resolution approves the final plat located approximately 1,500 linear feet east of Raines Road/Tchulahoma 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 Performance Bond No. 016224481 in the amount of \$125,600.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

3. RESOLUTION approving the engineering plans for COLLAGE BALLET.

Contract No. CR-5323

Resolution approves the engineering plans located at 505 Tillman Street on the southwest corner lot of the Tillman Street and Sam Cooper 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 Independent Bank Letter of Credit No. 1116 in the amount of \$140,800.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

4. RESOLUTION approving the final plat for WHITE OAK PD.

Case No. (PD 00-371)  
Contract No. CR-5324

Resolution approves the final plat located approximately 520' south of Wheelis Drive and White Station Road intersection on the west side of White Station Road 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 Bank3 Letter of Credit No. 116 in the amount of \$94,900.00 on behalf of the City of Memphis. **(Request for same night minutes)**

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

5. RESOLUTION approving the engineering plans for GREEN DOT PUBLIC SCHOOLS, Ph 4-ROSS ROAD WIDENING.

Contract No. CR-5325

Resolution approves the engineering plans located along Ross Road north of the Raines and Ross Road intersection approximately 775 liner feet 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 Performance Bond No. 4428344 in the amount of \$276,400.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

7. RESOLUTION amending the FY2020 Operating Budget by accepting, allocating and appropriating grant funds in the amount of \$19,740.00 for the City of Memphis/Memphis Public Library & Information Center from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives (TSLA) to be used for Professional Fees/Grants & Awards and Supplies. This resolution is sponsored by the Division of Library Services. **(Request for same night minutes)**

ACTION REQUESTED: Adopt the resolution

**DIVISION OF FIRE SERVICES**

18. Swaengen RESOLUTION transferring an allocation and appropriation of funds in the amount of \$21,663.00 from FY19 EMA Sirens Project FS02027 to FY20 EMA Sirens Project

Chairman, FS02032 and appropriate \$120,000.00 in FY20 EMA Sirens Project FS02032.  
Public Safety & Homeland District 3, Super District 9. This resolution is sponsored by Fire Services.  
Security  
Committee

ACTION REQUESTED: Adopt the resolution

**DIVISION OF GENERAL SERVICES** (None)

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT**

19. RESOLUTION amending the FY2020 Operating Budget by accepting and appropriating  
Johnson expenditures and revenues for the Weatherization Assistance Program (WAP) Grant in the  
Chairman, amount of \$200,000.00 provided by MHA’s Weatherization Assistance Program for HCD’s  
Housing & Weatherization Program (WAP) as part of a Buy-Down Agreement to financially contribute  
Community to the weatherization of the Montgomery Plaza Multi-Family Project. This resolution is  
Development sponsored by the Division of Housing and Community Development.  
Committee

ACTION REQUESTED: Adopt the resolution



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## MLGW FISCAL CONSENT

8. RESOLUTION approving Change No. 1 to Contract No. 11682 for Customer Care Center Back-Up Communications Plan with AT&T Business System in the amount of \$80,000.00. (This change is to increase the current contract value due to system changes required during the installation of the Genesys IVR System. The contract term will remain through August 15, 2020.)
9. RESOLUTION approving payment of an invoice from the Tennessee Valley Public Power Association for the 2020 Membership dues in the amount of \$51,605.45.
10. RESOLUTION awarding Contract No. 12129. Watkins Bridge over Loosahatchie River Main Relocation to OWENS IRRIGATION INC. in the amount of \$1,490,000.00.
11. RESOLUTION approving Change No. 4 to Contract No. 11841 for Professional Engineering Services for Central Support Services with CCS Group, Incorporated in the amount not-to-exceed \$50,000.00. (This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 17, 2020 through May 16, 2021.)
12. RESOLUTION awarding Contract No.12138, North Service Center Re-Paving to Lehman-Roberts Company in the amount of \$561,056.45.
13. RESOLUTION approving Change No. 4 to Contract No. 11873, Professional Locksmith Services with Quality Safe & Lock Company, Incorporated in the amount of \$50,000.00. (This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 14, 2020 through May 13, 2021, based on agreed upon rates, with no increase in rates from the previous year.)
14. RESOLUTION approving Change No. 4 to Contract No. 11740, Claims Case Management with American Technical Services in the amount of \$15,800.00. (This change is to renew annual software maintenance and support services for the fourth of four annual renewal terms covering the period April 1, 2020 through March 31, 2021.)





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## REGULAR AGENDA

### FINANCE & ADMINISTRATION

16. RESOLUTION authorizing the issuance of not to exceed \$150,000,000.00 General  
Obligation Bonds and Bond Anticipation Notes of the City of Memphis, Tennessee.  
This resolution is sponsored by the Finance Division.
- Jones  
Chairman,  
Budget  
Committee
- ACTION REQUESTED: Adopt the resolution

17. RESOLUTION authorizing the issuance, sale and deliver of not to exceed  
\$240,000,000.00 aggregate principal amount of City of Memphis, Tennessee,  
General Improvement Refunding Bonds, Series 2020; for the purpose of currently  
refunding certain General Obligation debt for the City; paying at maturity the  
principle of certain outstanding bond anticipation notes of the City issued as General  
Obligation commercial paper. This resolution is sponsored by the Finance Division.
- Jones,  
Chairman,  
Budget  
Committee
- ACTION REQUESTED: Adopt the resolution

### DIVISION OF HUMAN RESOURCES (None)

### INFORMATION SERVICES (None)

### LAW DIVISION (None)

### MLGW DIVISION (None)

### DIVISION OF PARKS AND NEIGHBORHOODS (None)

### DIVISION OF POLICE SERVICES

20. RESOLUTION appropriating \$5,000,000.00 of the City of Memphis Division of Police  
Services CIP Project PD04025, Radio System Upgrade allocation. The entire amount to  
Technology will be appropriated for the Radio System Upgrade Project. This resolution  
is sponsored by Police Services.
- Swarengen  
Chairman,  
Public Safety  
& Homeland  
Security
- ACTION REQUESTED: Adopt the resolution

Committee

**DIVISION OF PUBLIC SERVICES**

21. RESOLUTION appropriating \$5,875,000.00 of allocated funding in Projects LI01030 Easter-Thomas New Frayser Library (\$3,975,000.00); LI01031-New Raleigh Library (\$1,850,000.00); and LI01032-Technology for Cossitt Library (\$50,000.00). Districts 1, 6, and 7, and Super Districts 8 and 9. This resolution is sponsored by Library Services.

Chairman,  
Public Services,  
Neighborhoods,  
Youth Initiatives,  
& Libraries  
Committee

ACTION REQUESTED: Adopt the resolution

**DIVISION OF PUBLIC WORKS**

22. RESOLUTION appropriating \$1,250,000.00 in Pleasant Hill Shelby Holmes, Project #PW01127 for contact construction. This resolution is sponsored by the Public Works Division.

Chairman,  
Public Works,  
Solid Waste,  
Transportation  
& General  
Services  
Committee

ACTION REQUESTED: Adopt the resolution

23. RESOLUTION transferring and appropriating construction funds in the amount of \$4,000,000.00 for infrastructure and construction improvements in various locations within the City of Memphis. This resolution is sponsored by the Public Works Division.

Chairman,  
Public Works,  
Solid Waste,  
Transportation  
& General  
Services  
Committee

ACTION REQUESTED: Adopt the resolution

**GENERAL ITEM** (None)

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**

# CITY OF MEMPHIS

## COUNCIL REGULAR MEETING

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### SUPPORTING DOCUMENTS

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<b>16</b>	<b>Resolution Authorizing \$150 Million GO Bonds</b>	<b>58</b>
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<b>21</b>	<b>Resolution Appropriating \$5.875 million-Library Projects</b>	<b>82</b>
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AN ORDINANCE TO AMEND CHAPTER 11 ARTICLE 16 OF THE CODE OF  
ORDINANCES TO PROHIBIT THE USE OF WIRELESS TELECOMMUNICATION  
DEVICES OF ROADWAYS AND HIGHWAYS

**WHEREAS**, The State of Tennessee currently has in effect Tennessee Code Annotated § 55-8-175 which makes unlawful the use of wireless telecommunication devices while operating a motor vehicle on roadways and highway; and

**WHEREAS**, Tennessee Code Annotated § 16-18-302(a)(1-2) recognizes and authorizes a municipal court to possess jurisdiction to enforce any municipal law or ordinance that mirrors, substantially duplicates or incorporates by cross-reference the language of a state criminal statute, if and only if the state criminal statute mirrored, duplicated or cross-referenced is a Class C misdemeanor and the maximum penalty prescribed by municipal law or ordinance is a civil fine not in excess of fifty dollars (\$50.00); and

**WHEREAS**, Tennessee Code Annotated § 55-8-199(c)(1) provides that violation of the Tennessee Code Annotated § 55-8-199 is a Class C misdemeanor; and

**WHEREAS**, the City Council of the City of Memphis intends to exercise its authority to enact new traffic ordinances.

**SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that Chapter 11, Article 16, Section 56 is hereby repealed in its entirety and replaced to read as follows:

**Section 11-16-56. Use of wireless telecommunication devices while operating a motor vehicle on roadways and highways**

(a) As used in this section:

- (1) “Stand-alone electronic device” means a portable device other than a wireless telecommunications device that stores audio or video data files to be retrieved on demand by a user;
- (2) “Utility services” means electric, natural gas, water, waste-water, cable, telephone, or telecommunications services or the repair, location, relocation, improvement, or maintenance of utility poles, transmission structures, pipes, wires, fibers, cables, easements, rights of way, or associated infrastructure; and
- (3) “Wireless telecommunications device” means a cellular telephone, a portable telephone, a text-messaging device, a personal digital assistant, a stand-alone computer, a global positioning system receiver, or substantially similar portable wireless device that is used to initiate

or receive communication, information, or data. “Wireless telecommunications device” does not include a radio, citizens band radio, citizens band radio hybrid, commercial two-way radio communication device or its functional equivalent, subscription-based emergency communication device, prescribed medical device, amateur or ham radio device, or in-vehicle security, navigation, autonomous technology, or remote diagnostics system.

(b)(1) A person, while operating a motor vehicle on any road or highway in this state, shall not:

(A) Physically hold or support, with any part of the person's body, a:

(i) Wireless telecommunications device. This subdivision (b)(1)(A)(i) does not prohibit a person eighteen (18) years of age or older from:

(a) Using an earpiece, headphone device, or device worn on a wrist to conduct a voice-based communication; or

(b) Using only one (1) button on a wireless telecommunications device to initiate or terminate a voice communication; or

(ii) Stand-alone electronic device;

(B) Write, send, or read any text-based communication, including, but not limited to, a text message, instant message, email, or internet data on a wireless telecommunications device or stand-alone electronic device. This subdivision (b)(1)(B) does not apply to any person eighteen (18) years of age or older who uses such devices:

(i) To automatically convert a voice-based communication to be sent as a message in a written form; or

(ii) For navigation of the motor vehicle through use of a device's global positioning system;

(C) Reach for a wireless telecommunications device or stand-alone electronic device in a manner that requires the driver to no longer be:

(i) In a seated driving position; or

(ii) Properly restrained by a safety belt;

(D) Watch a video or movie on a wireless telecommunications device or stand-alone electronic device other than viewing data related to the navigation of the motor vehicle; or

(E) Record or broadcast video on a wireless telecommunications device or stand-alone electronic device. This subdivision (b)(1) does not apply to electronic devices used for the sole purpose of continuously recording or broadcasting video within or outside of the motor vehicle.

(2) Notwithstanding subdivisions (b)(1)(A) and (B), and in addition to the exceptions described in those subdivisions, a function or feature of a wireless telecommunications device or stand-alone electronic device may be activated or deactivated in a manner requiring the physical use of the driver's hand while the driver is operating a motor vehicle if:

(A) The wireless telecommunications device or stand-alone electronic device is mounted on the vehicle's windshield, dashboard, or center console in a manner that does not hinder the driver's view of the road; and

(B) The driver's hand is used to activate or deactivate a feature or function of the wireless telecommunications device or stand-alone electronic device with the motion of one (1) swipe or tap of the driver's finger, and does not activate camera, video, or gaming features or functions for viewing, recording, amusement, or other non-navigational functions, other than features or functions related to the transportation of persons or property for compensation or payment of a fee.

(c) A violation of this section is a Class C misdemeanor, subject to a 50.00 fine.

(d) This section does not apply to the following persons:

(1) Officers of this state or of any county, city, or town charged with the enforcement of the laws of this state, or federal law enforcement officers when in the actual discharge of their official duties;

(2) Campus police officers and public safety officers, as defined by Tennessee Code Annotate § 49-7-118, when in the actual discharge of their official duties;

(3) Emergency medical technicians, emergency medical technician-paramedics, and firefighters, both volunteer and career, when in the actual discharge of their official duties;

(4) Emergency management agency officers of this state or of any county, city, or town, when in the actual discharge of their official duties;

(5) Persons using a wireless telecommunications device to communicate with law enforcement agencies, medical providers, fire departments, or

other emergency service agencies while driving a motor vehicle, if the use is necessitated by a bona fide emergency, including a natural or human occurrence that threatens human health, life, or property;

(6) Employees or contractors of utility services providers acting within the scope of their employment; and

(7) Persons who are lawfully stopped or parked in their motor vehicles or who lawfully leave standing their motor vehicles.

(e) A traffic citation that is based solely upon a violation of this section is considered a moving traffic violation.

**SECTION 2.** BE IT FURTHER ORDAINED, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

**SECTION 3.** BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

Council Chairman

Attest:  
Comptroller



February 25, 2020

The Honorable Chase Carlisle, Chairman  
Personnel Committee  
City Hall - Room 514  
Memphis, TN 38103

Dear Chairman Carlisle:

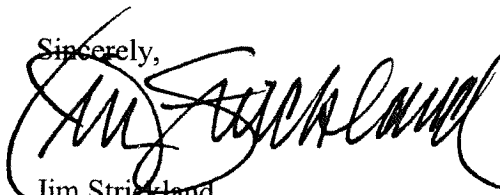
Subject to Council approval, I hereby recommend that:

**Anna Vergos Blair**

be reappointed to the Memphis Alcohol Commission with a term expiring December 31, 2022.

I have attached biographical information.

Sincerely,



Jim Strickland  
Mayor

JSS/sss

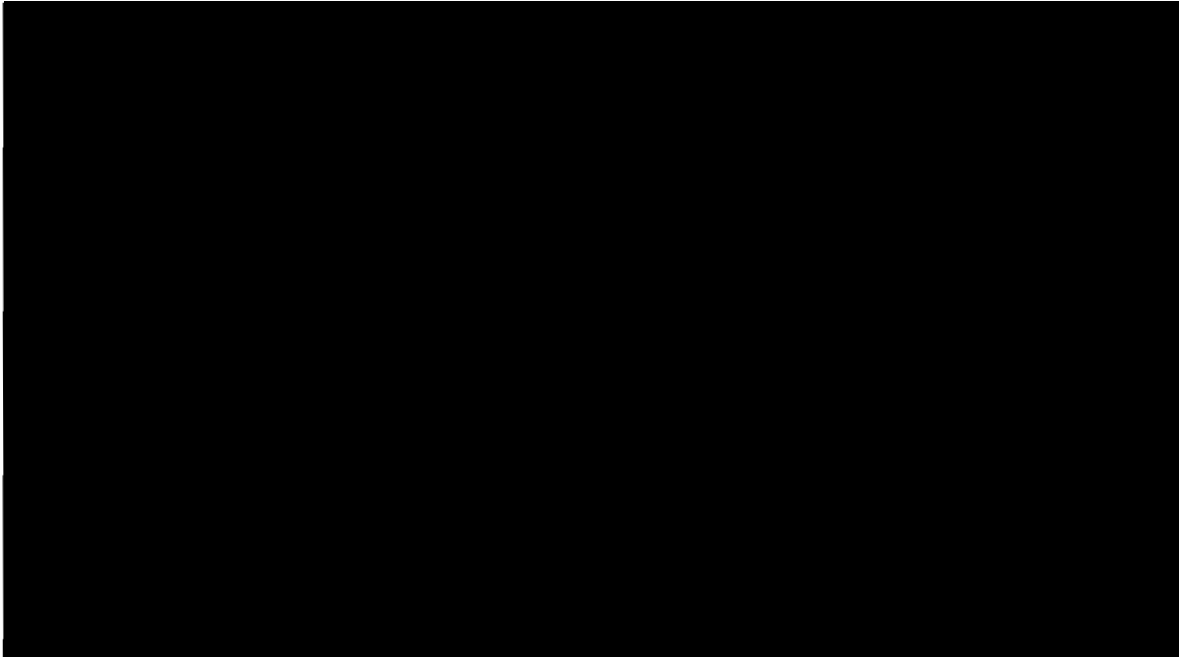
Cc: Council Members



# City of Memphis

BIOGRAPHICAL INFORMATION  
APPOINTMENT TO BOARD/COMMISSION

Memphis Alcohol Commission  
BOARD/COMMISSION



I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes  or No  If yes, how long? 37 years

Professional Organization/Associations:

Other Organizations/Association:

see resume

Other Interests:

Signature

A. P. M.

Date

2.20.20

## ANNA VERGOS BLAIR

### EDUCATION

**UNIVERSITY OF VIRGINIA**, Charlottesville, VA, *Bachelor of Arts, American Government*  
Honors: Dean's List, Intermediate Honors  
London Internship Program through Boston University, London, England, Fall 2002

**UNIV. OF MEMPHIS, Cecil C. Humphreys School of Law**, *Juris Doctor, Magna Cum Laude*  
Honors: Pupil Member, Leo Bearman, Sr., Inn of Court, 2009-2010 (Outstanding Pupil Award)  
Cecil C. Humphreys Law Fellow, Research Assistant 2008-2010  
*University of Memphis Law Review Editorial Board, Articles Editor*, 2009-2010  
*University of Memphis Law Review, Staff Member*, 2008-2009 (Bluebook Award)

### PROFESSIONAL EMPLOYMENT

**CHARLIE VERGOS RENDEZVOUS/VERGOS INT'L PRODUCTS** Memphis, TN  
Corporate Counsel/Project Manager/Vice President July 2015-present  
Oversee various aspects of 750-seat barbecue restaurant and related shipping department, including website development, distribution of products to retail both domestic and international, contractual issues, new product development, new menu item development, customer service, retail and marketing.

**THE ART PROJECT, LLC** Memphis, TN  
Co-Founder/President Opened July 2015-present  
Established a "first of its kind" art studio for children focused on process art; developed the business model/strategy; oversaw lease negotiations; oversee all hiring decisions, insurance issues, payroll, scheduling, finances, marketing and employment issues.

**GREYSTAR (f/k/a Education Realty Trust (EDR))** Memphis, TN  
Legal Specialist September 2017-February 2019  
Part-time legal work for General Council including contract and lease review, drafting of corporate governance documents, responding to property legal questions/concerns, and coordination of due diligence for Greystar's purchase of EDR.

**BURCH, PORTER & JOHNSON, PLLC** Memphis, TN  
Associate Attorney January 2012-June 2015  
General civil and business litigation associate; advised clients on code and regulatory compliance.

**UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE JUDGE S. THOMAS ANDERSON** Memphis, TN  
Law Clerk August 2010-August 2011  
Research and draft orders for civil and criminal cases, maintain civil docket.

**UNITED STATES BANKRUPTCY JUDGE PAULETTE DELK** Memphis, TN  
Judicial Extern January 2010-May 2010  
Researched and prepared memoranda regarding bankruptcy issues.

**OFFICE OF CONGRESSMAN HAROLD FORD, JR.** Memphis, TN  
Special Assistant/Scheduler June 2005-January 2007  
Arranged and maintained Member's official schedule; scheduled staff; Authored Congressional briefings, Congressional records, constituent correspondence, other official documents; Advance contact for official events; Represented Member at community events; Liaison between Member and constituents.

***HAROLD FORD, JR. FOR US SENATE CAMPAIGN***

Nashville, TN

Scheduling Director

July 2006-November 2006

Oversaw all aspects of campaign schedule and communicated updates with entire campaign staff; Conferred with candidate, campaign manager and senior staff on scheduling and strategy; Coordinated national fundraising travel/events with Finance Director; Planned/arranged events throughout Tennessee.

Traveling/Advance Staff

Traveled with candidate across the state to staff events; Advance contact for political/fundraising events.

**PROFESSIONAL ACTIVITIES**

Commissioner, Memphis Alcohol Commission, Appointed by Mayor on March 19, 2019

Associate Member, Leo Bearman, Sr. Inn of Court, 2014 to 2017

Board of Directors, Calvary Place Childcare Center, 2013 to 2015

Memphis Bar Association Trial Academy, 2013

**VOLUNTEER ACTIVITIES**

Basketball Coach, 7-8 year old girls, Grace St. Lukes Episcopal Church, 2019-2020 season

Co-Chair of Anchor Auction, Annual Fundraiser for Grace St. Lukes Episcopal, 2020

University of Virginia Jefferson Scholarship Committee, 2019 to 2020

**HONORS**

Named to the *Memphis Business Journal's* Top 40 Under 40 List for 2018

**ADMITTED TO PRACTICE:** Tennessee, 2010; United States District Court for the Western District of Tennessee, 2010; United States Court of Appeal for the Sixth Circuit, 2011.

**Attendance Records**  
**Memphis Alcohol Commission**  
**(Meets on the 1st and 3rd Wednesday of each month)**

**From February, 2019 to February 2020 Total No. of Meetings - 24**

<b>Member</b>	<b>Present</b>	<b>Absent</b>
<b>Anna Vergos Blair*</b>	<b>17</b>	<b>6</b>

\*Member served a partial term and only eligible to attend 23 meetings

February 25, 2020

The Honorable Chase Carlisle, Chairman  
Personnel Committee  
City Hall - Room 514  
Memphis, TN 38103

Dear Chairman Carlisle:

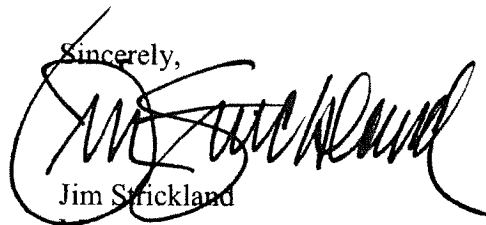
Subject to Council approval, I hereby recommend that:

**Donnell Cobbins**

be reappointed to the Blight Authority of Memphis with a term expiring December 15, 2023.

I have attached biographical information.

Sincerely,



Jim Strickland  
Mayor

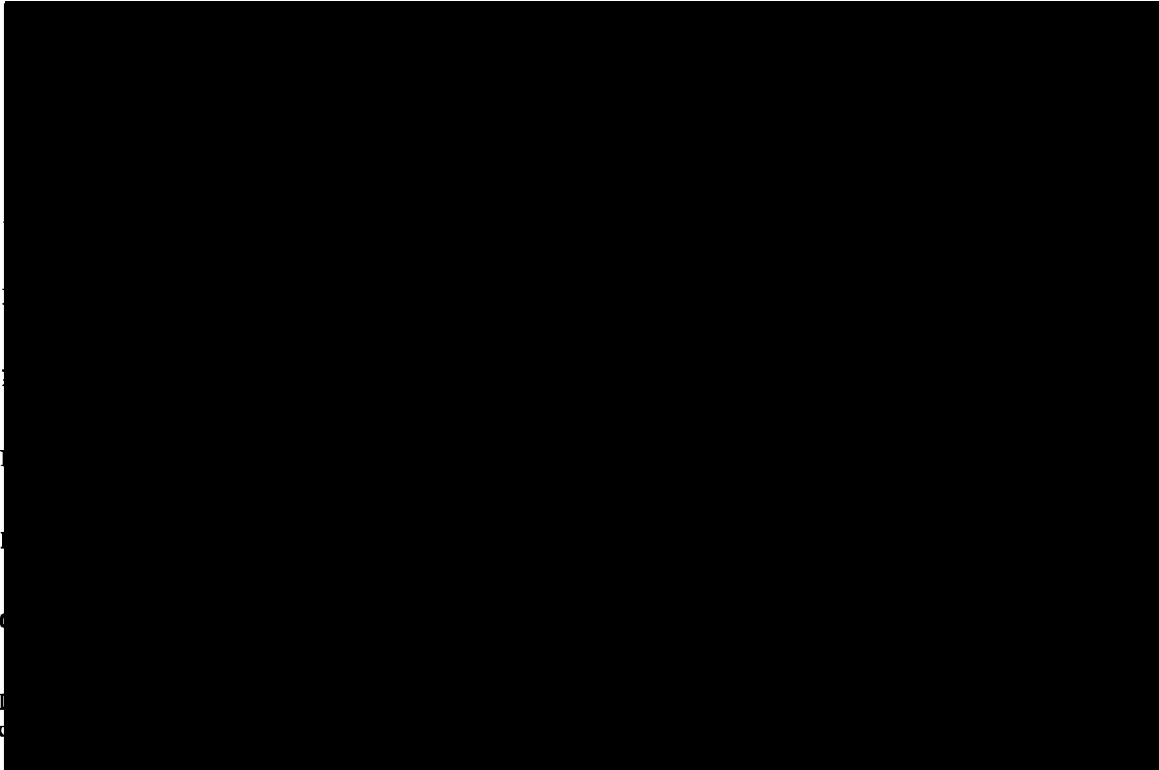
JSS/sss

Cc: Council Members



# City of Memphis

BIOGRAPHICAL INFORMATION  
APPOINTMENT TO BOARD/COMMISSION  
BLIGHT AUTHORITY OF MEMPHIS  
BOARD/COMMISSION



Professional Organization/Associations:  
100 BLACK MEN OF MEMPHIS

Other Organizations/Association:  
MEMPHIS LEADERSHIP FOUNDATION BOARD

Other Interests:

Signature

Date

2/21/20





2009- 2012 Canyon Healthcare

Memphis, TN

***Director, Call Center Operations***

- Responsible for the daily operations of a 135-seat inbound & outbound call center for a Durable Medical Equipment supply company marketing to Medicare beneficiaries nationwide.
- Review & Analysis of statistical reports regarding productivity and performance levels, forecasting & scheduling, recommending & developing strategies for performance improvement.
- Established goals, developed performance metrics, Created & presented reporting mechanisms to executive management regarding customer service quality to ensure performance improvement.
- Monitored agent performance & overall Call Center performance by identifying and addressing negative performance trends by performing daily audits of recorded & live agent calls.
- Managed service quality of Call Center by fielding & resolving patient complaints in a timely manner (less than 24 hours). Recommending and initiating process improvement measures addressing complaints

2005 - 2008 SITEL Corporation

Memphis, TN

***Manager, Site Operations***

- Handled customer service and pharmacy operations for a Medicare insurance provider (WellCare Health Plans and a national upstart cell phone provider (Helio).
- Responsibilities included budgeting, forecasting, personnel, and service delivery
- Responsible for developing and managing production team of up to 350 call center employees, 14 first line supervisors, & 7 direct reports ensuring optimum performance and results that exceed client expectations i.e. scheduling, schedule adherence and managing agent performance on a real time basis.
- Communicated daily with client point of contacts with respect to performance metrics, program results & changes/enhancements.
- Review & Analysis of statistical reports regarding productivity and performance levels, recommending & developing strategies for improvement.
- Monitored agent performance metrics (i.e. real –time adherence), made schedule adjustments, and moved agents between various skill/agent groups in order to meet service level expectations. Also, responsible for proactively initiating agent work schedule adjustments based on forecasted call volume.
- Profit & Loss responsibility for \$7.2 million in annual client billing.

**EDUCATION**

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1990-1992 **Kemper Military College**

Boonville, MO

- Captain of College Shooting Team
- Army ROTC Cadet

1986-1990      **Memphis University School**      Memphis, TN

#### AWARDS, RECOGNITION & SERVICE

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- Board Member, **Memphis Leadership Foundation**
  - Mayoral Appointee, **Blight Authority of Memphis**
  - Former Member, West Tennessee Affordable Housing Coalition
  - Past Chair, **Memphis Little League** Board of Directors
  - Former Board Member, **Downtown Parking Authority** of Memphis & Shelby County
  - Honoree, 2012 **Tri-State Defender** “Men of Excellence” Award
  - Honoree, **Black Business Directory’s** “Top Guns under 40”
  - Designee, **Memphis Business Journal’s** “Top 40 under 40”
  - Fellow, **New Memphis Institute** (formerly the Leadership Academy)
  - Member, **100 Black Men of Memphis, Inc.**
-

**Attendance Records**  
**Blight Authority of Memphis**  
**(Meets on the 2nd Tuesday of each month, as needed in 2019)**

**From January, 2019 to December 2019 Total No. of Meetings - 5**

<b>Member</b>	<b>Present</b>	<b>Absent</b>
<b>Roshun Austin</b>	<b>4</b>	<b>1</b>
<b>Donnell Cobbins</b>	<b>2</b>	<b>3</b>
<b>Kathy Cowan</b>	<b>5</b>	<b>0</b>
<b>Rick Neal</b>	<b>5</b>	<b>0</b>
<b>Emily Trenholm</b>	<b>5</b>	<b>0</b>

February 25, 2020

The Honorable Chase Carlisle, Chairman  
Personnel Committee  
City Hall - Room 514  
Memphis, TN 38103

Dear Chairman Carlisle:

Subject to Council approval, I hereby recommend that:

**Julie Ellis**

be reappointed to the Downtown Memphis Commission with a term expiring December 31, 2022.

I have attached biographical information.

Sincerely,



Jim Strickland  
Mayor

JSS/sss

Cc: Council Members

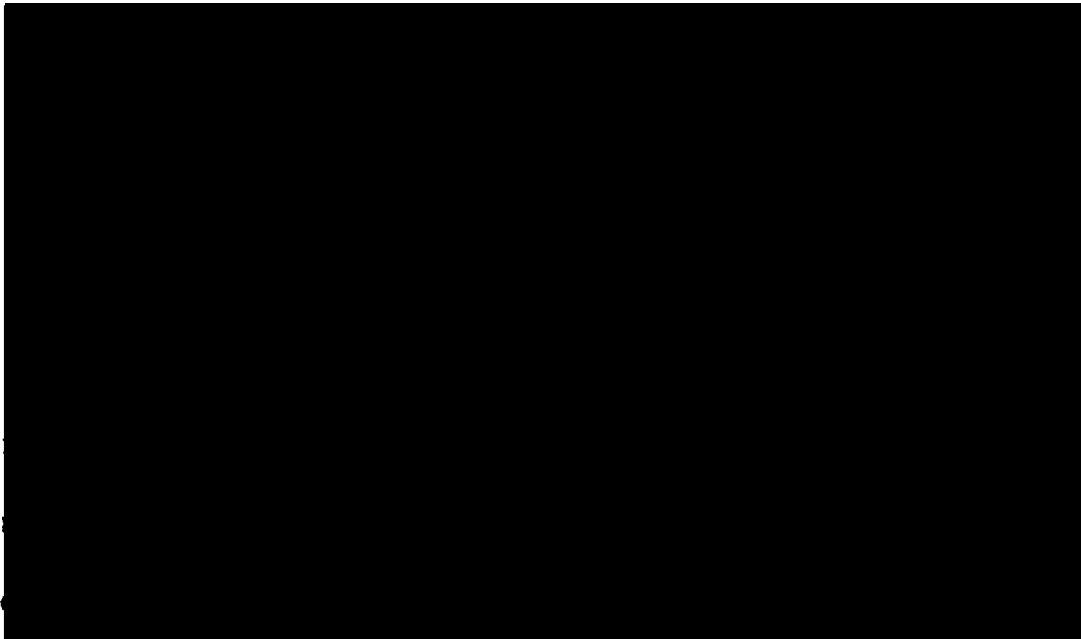


# City of Memphis

**BIOGRAPHICAL INFORMATION  
APPOINTMENT TO BOARD/COMMISSION**

Downtown Memphis Commission

**BOARD/COMMISSION**



I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes  or No  If yes, how long? 31 years

**Professional Organization/Associations:**

Memphis Bar Association; TN Bar Association; FL Bar Association; American Bar Association; Greater Memphis Chamber of Commerce; International Aviation Women's Association.

**Other Organizations/Association:**

Church of the Holy Communion; Junior League of Memphis; Tuesday Study Club; Leadership Memphis, Board of Trustees of Randolph College; New Memphis Institute; Facing History and Ourselves.

**Other Interests:**

Civic volunteer; Reading (Better Book Club); travel; visiting children.

Signature

Date

**Julie H. Ellis, Senior Counsel, Butler Snow LLP**

Julie Ellis joined Butler Snow as Senior Counsel in January 2003. She is a member of the Government, Environment and Energy Practice Group where she focuses on government relations, aviation and transportation law. Previously, Ms. Ellis was a partner in a Jacksonville, Florida law firm following service as an Assistant General Counsel of the City of Jacksonville. Ms. Ellis moved to Memphis, Tennessee in 1984 and joined the Federal Express Legal Department where she worked until August, 2001. During her tenure at FedEx, she held several positions in the legal department, most recently as the Managing Director, Industry Affairs where she coordinated policy positions for the company within its many trade associations and represented the company before international organizations. Ms. Ellis is noted within the industry for her expertise in aviation noise and emissions issues, having participated in the Congressional passage of the National Noise Policy for aircraft in the United States which was then accepted by the International Civil Aviation Administration, ICAO, for all participating nations. Ms. Ellis also served as a Lead Author of *Aviation and the Global Atmosphere* for the United Nations' Intergovernmental Panel on Climate. Since returning to private practice Ms. Ellis has concentrated her practice in logistics, aviation, transportation and related administrative law issues for regional clients.

Ms. Ellis is a Fellow of the Memphis Bar Foundation and a former member of the Board of Directors for the Greater Memphis Chamber. She previously chaired the Chamber's Aerotropolis Transportation and Access Task Force and now Co-Chairs the Aerotropolis Planning Task Force. She is a member of the Board of Trustees of the New Memphis Institute, a member of the Advisory Board of Facing History and Ourselves, a sustaining member of The Junior League of Memphis, a member of the Board of Trustees of Randolph College in Lynchburg, Virginia, and she served as Chair of the Memphis and Shelby County Metropolitan Charter Commission, which was tasked to write a new charter merging the City of Memphis and Shelby County.

Ms. Ellis holds a Juris Doctor from the University of Florida, College of Law and is a graduate of Randolph-Macon Woman's College, now Randolph College. Ms. Ellis is married to George B. Ellis and she has three children.

# Julie Huston Ellis



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## PROFESSIONAL EXPERIENCE

January, 2004 To **Butler Snow LLP**, Senior Counsel

Present

Specializing in legal services affecting the transportation industry, including advising airlines, aviation consulting companies, and aviation related service companies; trucking regulation and government relations.

August 2001 To **JHE Consulting LLC**, Principal

January, 2004

Specializing in legal services and public affairs affecting the transportation industry. Providing advice to airlines, airports, fuel servicing and training concerns with domestic and international interests.

September 1994 **FedEx Express**

To August 2001

### Managing Director – Industry Affairs

- Responsible for managing Federal Express' international and domestic industry associations and the supporting budgets; developed and managed corporate policy on transportation issues that impacted association memberships and secured industry support.
- Provided direct counsel to the Chairman and Chief Executive Officer of FedEx Corp. and Senior Vice Presidents of Air Operations and Air Ground Terminals and Transportation.
- Lead Author *IPCC (Intergovernmental Panel on Climate Change) Special Report on Aviation and the Global Atmosphere – 1999.*
- Performed internal corporate and industry management of ICAO (International Civil Aviation Organization) decisions including the CAEP (Committee on Aviation Environmental Protection) affecting aircraft noise and emissions.
- Cargo Industry Advisor to the U.S. Government Delegation to ICAO CAEP – 2001.

November 1993 **FEDEX Aeronautics Corporation**

To September 1994

Memphis, Tennessee

### Managing Director –Legal

- Responsible for all legal, political and regulatory functions of this advanced projects subsidiary of Federal Express Corporation created to develop a niche in the logistics industry. Reported directly to the Senior Vice President, FedEx Aeronautics.

October 1984

To October 1993

### **Federal Express Corporation**

Memphis, Tennessee

### Managing Director/Senior Attorney – Legal and Regulatory Affairs

- Managed professional staff of twenty including eight attorneys, offices in Washington, D.C. and Memphis, TN and an annual budget in excess of \$2.0MM.
- Directed domestic and international regulatory matters, including all phases of administrative practice, environmental and safety compliance, international regulatory proceedings, bilateral aviation negotiations and legislative negotiations.
- Advised the company on shifts and trends in governmental and legislative policies.
- Retained and managed outside legal regulatory counsel, as required, worldwide.
- Instrumental in authoring and securing congressional passage of the 1990 National Noise Policy, Airport Noise and Capacity Act of 1990.

June 1976  
To July 1984

**Mathews, Osborne, Ehrlich, McNatt, Gobleman & Cobb**

Jacksonville, Florida

Partner – 1980

- Engaged in General Corporate, Transportation, Administrative, Environmental and Real Property Law as well as Corporate Banking and Ad Valorem Tax Litigation.
- Client Representation included: Jacksonville Port Authority, Procter & Gamble, Blue Cross & Blue Shield of Florida, Cargill Inc., J.P. Stevens & Company, Inc., Sun Oil Company, Southern Railway, Bankers Trust, Community Savings and Loan Association.

September 1974 **City of Jacksonville**

To May 1976

Jacksonville, Florida

Assistant Counsel

- Represented the Jacksonville Transportation Authority and the Jacksonville Port Authority in capacity as House Counsel for these independent agencies of the City of Jacksonville and the State of Florida. These agencies managed the airport, seaports, highways and transit (buses and people mover).
- Practice included all phases of general corporate municipal law, eminent domain, transportation and administrative law.

**EDUCATION**

Juris Doctorate University of Florida

College of Law  
Gainesville, Florida  
Graduated 1974

B.A. Economics Randolph Macon Woman's College, now Randolph College

Lynchburg, Virginia  
Graduated 1971 – Dean's List

Foreign Studies Drew University

Madison, New Jersey  
European Economic Community Semester – Brussels, Belgium – 1970  
Studied Great Britain's entry into the European Economic Community

**BAR ADMISSIONS**

- Supreme Court of Tennessee
- Supreme Court of Florida
- U.S. Court of Appeals for the Fifth, Eleventh and Federal Circuits
- United States Court of International Trade, New York
- U.S. District Court for the Middle District of Florida
- Florida Public Service Commission

**HONORS AND AWARDS**

- Outstanding Service- Business and Government- Wharton Award-2011
- Super Lawyer Designation 2007
- Five Star Award, Federal Express Corporation (1990, 1991)
- Member Jacksonville Transportation Authority - Appointed by the Governor of the State of Florida (June 1983 – July 1984)
- Chancellor Honor Court, University of Florida (1973-1974)
- Who's Who in American Colleges and Universities (1971, 1974)



## **COURSES AND ASSOCIATIONS**

- New Memphis Institute - Master's Course
- Harvard Law School Negotiation Workshop
- Rhodes College Executive Leadership Program
- Federal Express Corporation, Leadership Institute
  - Management Principles III
  - Diversity
- Leadership and Mastery
- Junior League of Memphis, Sustaining Member
- Member Emeritus Board of Trustees – Hutchison School
- Board of Advisors - Memphis Regional Chamber of Commerce
- Member- Advisory Board—Facing History and Ourselves
- Past President; Member Board of Directors and Board of Advisors—International Aviation Womens Association
- Member-Board of Trustees, Randolph College
- Co-Chair Mei Ann's Circle 2014 2015

## **REFERENCES**

- Frederick W. Smith, Chairman & CEO, FedEx Corporation
- Don Clark, Chairman, Butler Snow LLP
- T. Allan McArtor, President, Airbus North American Holdings, Inc.

**PERSONAL** Married, Three Children.

February 25, 2020

The Honorable Chase Carlisle, Chairman  
Personnel Committee  
City Hall - Room 514  
Memphis, TN 38103

Dear Chairman Carlisle:

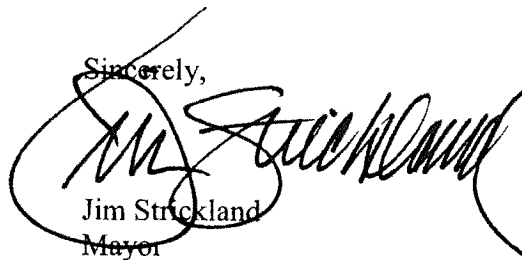
Subject to Council approval, I hereby recommend that:

**Theodore Davis**

be reappointed to the Pension Board of Administration with a term expiring December 31, 2021.

I have attached biographical information.

Sincerely,



Jim Strickland  
Mayor

JSS/sss

Cc: Council Members

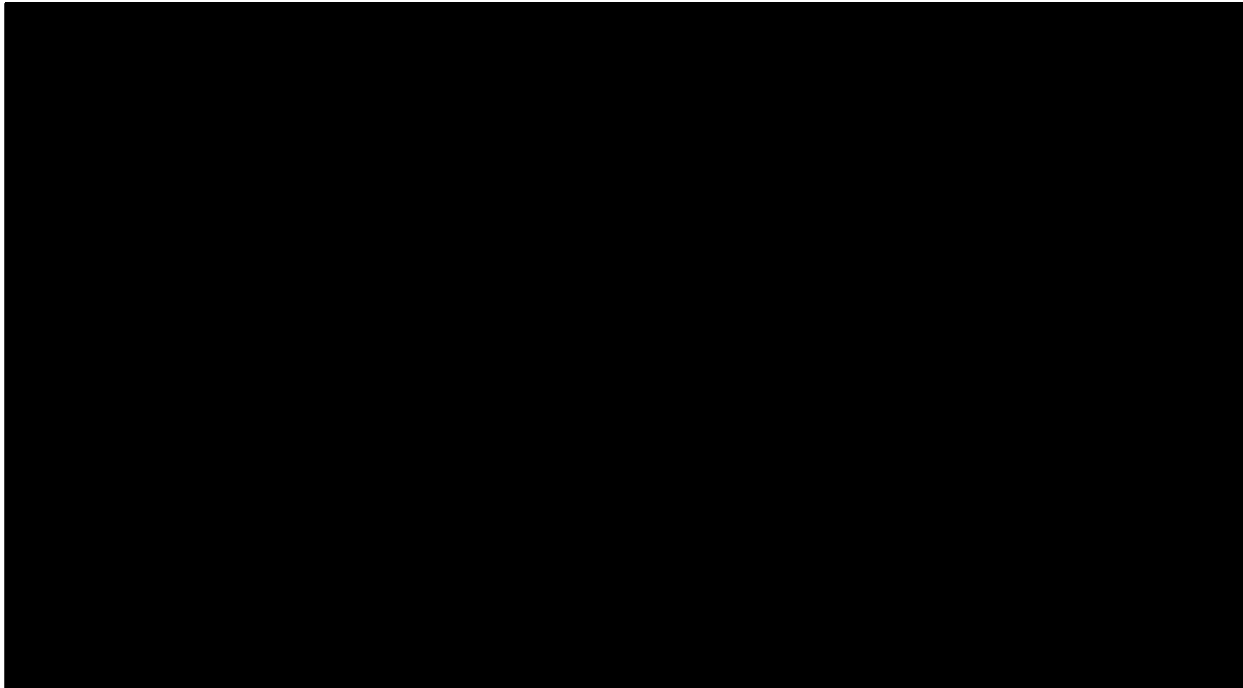


# City of Memphis

BIOGRAPHICAL INFORMATION  
APPOINTMENT TO BOARD/COMMISSION

Pension Board

BOARD/COMMISSION



I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes  or No  If yes, how long? 30 years

**Professional Organization/Associations:**

Current member of the City of Memphis Pension Board - 2015 til  
Kosten Foundation funding research for Pancreatic Cancer

**Other Organizations/Association:**

Advisor Board Member - Humane Society of Memphis and Shelby Co

**Other Interests:**

Signature \_\_\_\_\_ Date \_\_\_\_\_

# THEODORE R. DAVIS

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## SUMMARY

**A proven sales and marketing executive with over 30 years of experience driving sales in a variety of settings. A truly loyal market leader, creative thinker, and strategic visionary with unique ability to negotiate, manage relationships, and drive collaboration and sales. Companies looking for a relationship manager built on the foundation of honesty and integrity will find immediate returns.**

## PROFESSIONAL EXPERIENCE

**REGIONS FINANCIAL CORPORATION, PRIVATE WEALTH MANAGEMENT** Memphis, TN

### Vice President- Wealth Advisor

**2010 – September 2019**

Provided Single point of Contact for Premier clients in the Memphis marketplace with personal investments of \$500,000 or greater. Managed day-to-day banking activities to reach financial goals, including depository balances, personal loans, insurance, and Regions Trust investments.

- Managed a book of 467 relationships with total balances exceeding \$1.871MM in annual PWM relationship revenue.
- \$68MM in investment assets under management.
- Peak Performer Award Winner for West TN PWM.
- Five-time Pyramid of Excellence Performer.
- Licensed Certified Wealth Strategist (CWS)

**COMMERCIAL REAL ESTATE GROUP**

Memphis, TN

### Assistant Vice President

**2008 - 2010**

Managed book of commercial real estate relationships. Primary duties were to prescreen, qualify, and price commercial loans as well as to build depository balances.

- Managed a book of 100 clients with total balances of \$200M.
- Funded largest transaction of all originators in 2010 of \$18.5M, produced on one single transaction with capital markets and fee income of over \$514,000.

**EVERBANK COMMERCIAL REAL ESTATE GROUP**

Jacksonville, FL

**Vice President, Regional Sales Director, Mid-Atlantic Region**, Memphis, TN

**2006 - 2008**

Developed wholesale mortgage banking relationships to originate small balance commercial real estate mortgage loans. Primary duties were to prescreen, qualify, price, and close small balance commercial loans. At the end of March 2008, EverBank closed its nationwide portfolio commercial lending platform due to the deteriorated capital market environment.

- Overcame climate of capital market conditions to fund \$6.285M in February 2008, an increase of 442% over February 2007.
- Received loan applications for \$144M in commercial loans over prior 14 months with a 10% closure rate.
- Funded largest single transaction of all originators in 2008 @ \$5.1M.
- Expanded client database from 125 to over 300 mortgage bankers/brokers nationwide.

**IMPERIAL CAPITAL BANK- COMMERCIAL LENDING**

LaJolla, CA

**Loan Officer, Southeast Region**, Memphis, TN**2004 - 2006**

Managed multi-family and small commercial loan products, supervised banker/broker relationships, verified credit, reviewed collateral and ensured that all proper bank commercial underwriting guidelines were followed.

- Opened first lending office in the State of Tennessee as part of national expansion in May 2004.
- Generated \$12.4M in loan originations in 2005, ranking #5 in the Eastern Division and #16 nationally.
- Built client profile from zero to 125 retail mortgage brokers.

**MORTGAGE RAMP/GMACCM, Horsham, PA****1997—2004****Business Development Manager**, Washington, DC**2003—2004**

Managed new office to sell and promote support services to Fannie Mac and Freddie Mac lending operations. Actively assisted these agencies to achieve their housing goals without increasing overhead and to cross-sell inspections, technology consulting, and flow underwriting services within the GMACCM.

- Generated new federal government accounts worth \$3M and increased volume with existing accounts by successfully promoting new products and services.
- Engaged as primary inspection support services provider for Freddie Mac's small loan program.
- Marketed site inspections, technology consulting and underwriting with other agency clients, which increased agency business over \$1.25M in additional sales.

**Director of Marketing**, Memphis, TN**1997-2003**

- Implemented national customer hospitality events.
- Coordinated and executed print advertising campaign for new business line rollout.
- Influenced industry leading publications to follow and publish technology, development, and consulting advances.

**COCA COLA ENTERPRISES, INC.**

Memphis, TN

**Key Account Manager****1993 - 1997**

Planned and implemented specific sales, market-share and profit objectives for all brand distribution of Coca-Cola products for supermarkets and convenience store chains.

- Received 1994 Regional Vendor of the Year Award from Williams Petroleum, a national convenience chain.
- Responsible for 25% of the total sales volume within Memphis market.
- Increased penetration with non-CMA accounts resulting in market-share increase of 5%.

**UNILEVER CORPORATION**

Greensboro, NC

**Territory Manager****1989 - 1992**

Managed Household Products Division sales and marketing programs for six grocery and drug accounts in East/Central North Carolina.

- Grew territory sales by 25% annually in the first three years.

**EDUCATION**

B.A., Political Science/Government, Rhodes College - Memphis, TN, 1989  
Series 7 GSR (General Securities Representative) - Certified, 2003

**Attendance Records  
Pension Board of Administration  
(Meets on the 4th Thursday of each month)**

**From January, 2019 to December 2019 Total No. of Meetings - 12**

<b>Member</b>	<b>Present</b>	<b>Absent</b>
<b>Theodore Davis</b>	<b>11</b>	<b>1</b>

February 25, 2020

The Honorable Chase Carlisle, Chairman  
Personnel Committee  
City Hall - Room 514  
Memphis, TN 38103

Dear Chairman Carlisle:

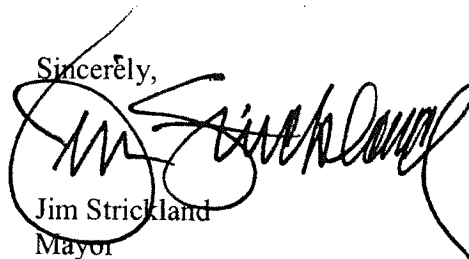
Subject to Council approval, I hereby recommend that:

**Stevie W. Moore, Sr.**

be appointed to the Civilian Law Enforcement Review Board with a term expiring May 5, 2023.

I have attached biographical information.

Sincerely,



Jim Strickland  
Mayor

JSS/sss

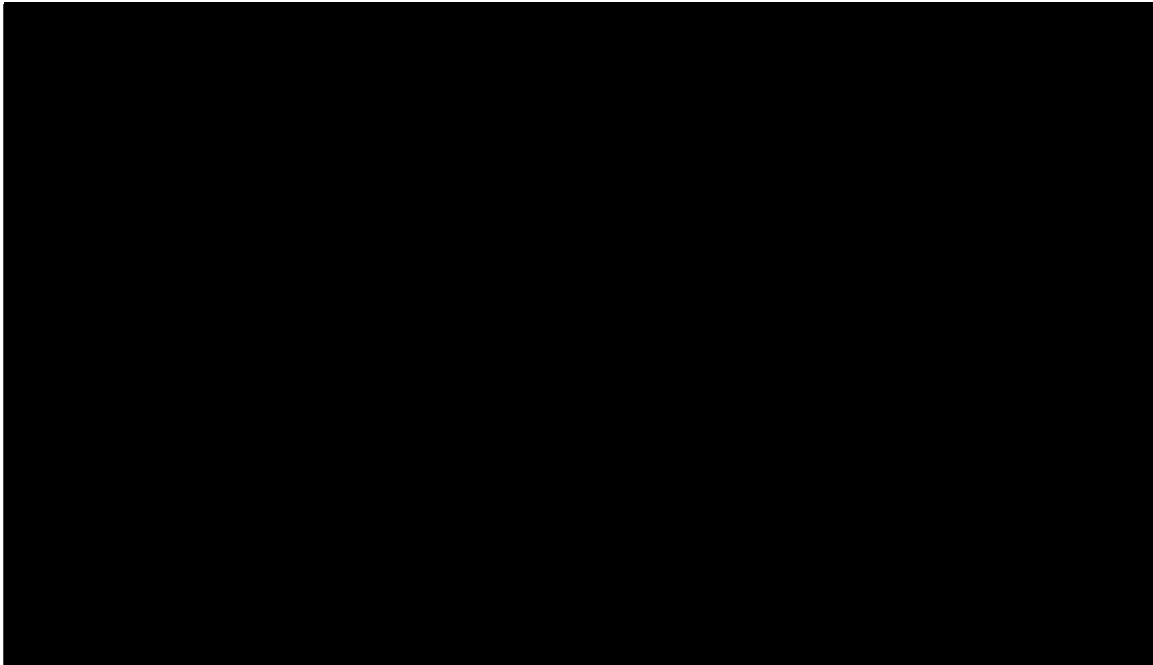
Cc: Council Members



# City of Memphis

BIOGRAPHICAL INFORMATION  
APPOINTMENT TO BOARD/COMMISSION

Civilian Law Enforcement Review Board  
BOARD/COMMISSION



I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes  or No  If yes, how long? 69 years

Professional Organization/Associations:

Victims of Crime Advisory League (VOCAL), Memphis Shelby County Crime Commission, Southern Christian Leadership Conference Memphis Chapter, Leadership Memphis Alumni, and NAACP Memphis Chapter

Other Organizations/Association:

Founder and President of Freedom From Unnecessary Negatives (F.F.U.N. "Stop the Killing")

Other Interests:

Deacon at Mt. Pleasant MB Church and motivational speaking.

Signature

Date

2-25-20



# Biography

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## Stevie W. Moore, Sr.

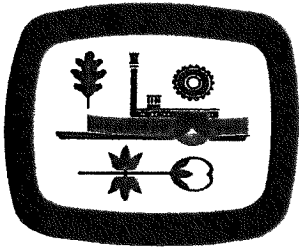
Stevie Moore is an ex-felon who has served time in several penal institutions for selling drugs. He has successfully transformed his life and is now a local businessman, political consultant, community activist, and devoted Christian where he serves as a deacon in his church and is married with five children. He dedicates himself to motivating individuals to overcome negative influences in their lives. Stevie's strengths are marketing, mediating and counseling, and working collaboratively to provide holistic solutions to the issues of poverty, lack and negative influences that affect the quality of life for urban youth and young adults.

He and his wife are business owners of Turning Point, Inc. which offers an array of services that include consulting, counseling, motivational speaking, project management, and referral services. He helps ex-offenders re-enter into society by assisting them in getting their driver's license, food assistance, identification, social security, employment and, counseling. He has written "The Daily Survival Plan", an intervention and prevention program to reach youth and help ex-offenders re-enter society as productive citizens.

In 1983, he founded Freedom From Unnecessary Negatives (F.F.U.N.), a 501 (c) (3) non-profit organization to provide holistic alternatives for youth and young adults to deter them from crime and negative behavior. F.F.U.N. started the "Stop the Killing" initiative in 2003 when his son, Prentice, was tragically killed after leaving the now-closed Denim and Diamonds Club. Stevie and F.F.U.N. volunteers host "Stop the Killing" initiatives in economically distressed communities throughout Memphis and Shelby County to unite residents with victims and offenders, political and spiritual leaders, the business community, and grassroots organizations to result in safer communities and economically empowered urban families.

He has received recognition for his volunteer efforts by many noteworthy organizations and government entities (local, state and federal). On June 19th, 2007, he won the prestigious national Jefferson Awards in recognition for outstanding public service - selected from 30,000 nominations. Local recognition includes United States Congressman Steve Cohen, Shelby County Mayor AC Wharton, and Shelby County Board of Commissioners, Memphis City Council, Shelby County Sheriff Mark Luttrell, Jr., and School Board Commissioners for his outstanding contributions to the community. He has appeared on Fox News television, a national news outlet, discussing solutions to blight and crime in urban communities.

Currently sits on the boards of Victims of Crime Advisory League (VOCAL) and the Memphis and Shelby County Crime Commission.



# City Council Item Routing Sheet

Division: City Council    Committee: Budget    Hearing Date: March 24, 2020

Ordinance

Resolution

Grant Acceptance

Budget Amendment

Commendation

Other: [Click here to enter text.](#)

*CR-5322*

Item Description: **RESOLUTION** approving the final plat for Raines Road PD Amended, Phase 4, Parcel B (PD 95-380).

Resolution approves the final plat for Raines Road PD Amended, Phase 4, Parcel B (PD 95-380) located approximately 1,500 linear feet east of Raines Road / Tchulahoma 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 Performance Bond No. 016224481 in the amount of \$125,600.00 on behalf of the City of Memphis.

City Engineer recommends approval.

Recommended Council Action: **ADOPT THE RESOLUTION**

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: **No previous actions have been taking by any other entity.**

Does this item require city expenditure? No

\$Click here to enter text.

\$Click here to enter text.

Source and Amount of Funds:

### Approvals

Director *WS* 3/3/20 Date \_\_\_\_\_

Division Chief \_\_\_\_\_ Date \_\_\_\_\_

Budget Manager \_\_\_\_\_ Date \_\_\_\_\_

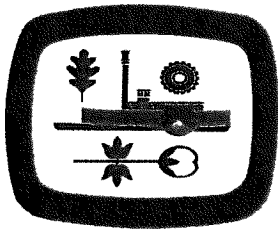
Chief Financial Officer \_\_\_\_\_ Date \_\_\_\_\_

Chief Operating Officer

\_\_\_\_\_ Date \_\_\_\_\_

Council Committee Chair

\_\_\_\_\_ Date \_\_\_\_\_



**RESOLUTION approving the final plat entitled **Raines Road PD Amended, Phase 4, Parcel B (PD 95-380)****

WHEREAS, **Saia Motor Freight Line, LLC** is the Developer of certain property within the present limits of City of Memphis, located approximately 1,500 linear feet east of Raines Road / Tchulahoma Road intersection in the City of Memphis, Tennessee as indicated on the final plat entitled **Raines Road PD Amended, Phase 4, Parcel B (PD 95-380)** and

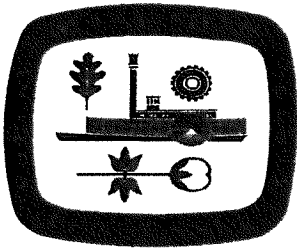
WHEREAS, the developer desires to develop the property reflected on the engineering plans at;  
and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Saia Motor Freight Line, LLC** and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **Raines Road PD Amended, Phase 4, Parcel B (PD 95-380)** be and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept Performance Bond No. 016224481 in the amount of \$125,600.00.



# City Council Item Routing Sheet

Division: City Council    Committee: Budget    Hearing Date: March 24, 2020

- Ordinance                       Resolution                       Grant Acceptance  
 Budget Amendment               Commendation                       Other: [Click here to enter text.](#)

*CR-5323*

Item Description: **RESOLUTION** approving the engineering plans for Collage Ballet (505 Tillman Street).

Resolution approves the engineering plans for Collage Ballet (505 Tillman Street) located on the southwest corner lot of the Tillman Street and Sam Cooper 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 Independent Bank Letter of Credit No. 1116 in the amount of \$140,800.00 on behalf of the City of Memphis.

City Engineer recommends approval.

Recommended Council Action: **ADOPT THE RESOLUTION**

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: **No previous actions have been taking by any other entity.**

<p>Does this item require city expenditure? No</p> <p>\$Click here to enter text.</p> <p>\$Click here to enter text.</p>	<p>Source and Amount of Funds:</p>
--	------------------------------------

**Approvals**

Director *W/S 3/16/20* Date \_\_\_\_\_

Division Chief \_\_\_\_\_ Date \_\_\_\_\_

Budget Manager \_\_\_\_\_ Date \_\_\_\_\_

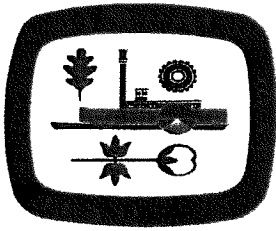
Chief Financial Officer \_\_\_\_\_ Date \_\_\_\_\_

**Chief Operating Officer**

\_\_\_\_\_ Date \_\_\_\_\_

**Council Committee Chair**

\_\_\_\_\_ Date \_\_\_\_\_



RESOLUTION approving the engineering plans entitled **Collage Ballet (505 Tillman Street)**

WHEREAS, **Collage Dance Collective** is the Developer of certain property within the present limits of City of Memphis, located on the southwest corner lot of the Tillman Street and Sam Cooper intersection in the City of Memphis, Tennessee as indicated on the engineering plans entitled **Collage Ballet (505 Tillman Street)** and

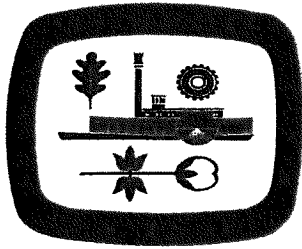
WHEREAS, the developer desires to develop the property reflected on the engineering plans at;  
and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Collage Dance Collective** and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **Collage Ballet (505 Tillman Street)** be and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept the Independent Bank Letter of Credit No. 1116 in the amount of \$140,800.00.



# City Council Item Routing Sheet

Division: City Council    Committee: Budget    Hearing Date: March 24, 2020

- Ordinance                       Resolution                       Grant Acceptance  
 Budget Amendment               Commendation                   Other: [Click here to enter text.](#)

*CR-5324*

Item Description: **RESOLUTION approving the final plat for White Oak PD (PD 00-371):**

**Resolution approves the final plat for White Oak PD (PD 00-371) located approximately 520 south of the Wheelis Drive and White Station Road intersection on the west side of White Station Road 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 Bank3 Letter of Credit No. 116 in the amount of \$94,900.00 on behalf of the City of Memphis.**

**City Engineer recommends approval.**

Recommended Council Action: **ADOPT THE RESOLUTION**

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: **No previous actions have been taking by any other entity.**

Does this item require city expenditure? No

\$Click here to enter text.

\$Click here to enter text.

Source and Amount of Funds:

### Approvals

Director *WBS 3/24/20* Date \_\_\_\_\_

Division Chief \_\_\_\_\_ Date \_\_\_\_\_

Budget Manager \_\_\_\_\_ Date \_\_\_\_\_

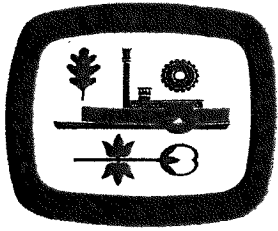
Chief Financial Officer \_\_\_\_\_ Date \_\_\_\_\_

**Chief Operating Officer**

\_\_\_\_\_ Date \_\_\_\_\_

**Council Committee Chair**

\_\_\_\_\_ Date \_\_\_\_\_



RESOLUTION approving the final plat entitled **White Oak PD (PD 00-371)**

WHEREAS, **Gill White Station G.P.** is the Developer of certain property within the present limits of City of Memphis, located approximately 520 south of the Wheelis Drive and White Station Road intersection on the west side of White Station Road in the City of Memphis, Tennessee as indicated on the final plat entitled **White Oak PD (PD 00-371)** and

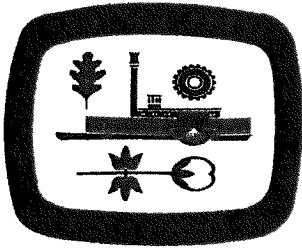
WHEREAS, the developer desires to develop the property reflected on the final plat; and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Gill White Station G.P.** and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **White Oak PD (PD 00-371)** be and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept the Bank3 Letter of Credit No. 116 in the amount of \$94,900.00.



# City Council Item Routing Sheet

Division: City Council    Committee: Budget    Hearing Date: March 24, 2020

Ordinance

Resolution

Grant Acceptance

Budget Amendment

Commendation

Other: [Click here to enter text.](#)

*CR-5325*

Item Description: **RESOLUTION** approving the engineering plans for Green Dot Public Schools Phase 4-Ross Road Widening

Resolution approves the engineering plans for Green Dot Public Schools Phase 4-Ross Road Widening located along Ross Road north of the Raines Road and Ross Road intersection approximately 775 liner feet 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 Performance Bond No. 4428344 in the amount of \$276,400.00 on behalf of the City of Memphis.

City Engineer recommends approval.

Recommended Council Action: ADOPT THE RESOLUTION

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: **No previous actions have been taking by any other entity.**

Does this item require city expenditure? No

\$Click here to enter text.

\$Click here to enter text.

Source and Amount of Funds:

### Approvals

Director *WKS* *3/16/20* Date \_\_\_\_\_

Division Chief \_\_\_\_\_ Date \_\_\_\_\_

Budget Manager \_\_\_\_\_ Date \_\_\_\_\_

Chief Financial Officer \_\_\_\_\_ Date \_\_\_\_\_

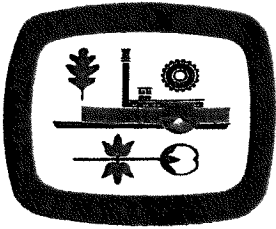
Chief Operating Officer

\_\_\_\_\_ Date \_\_\_\_\_

Council Committee Chair

\_\_\_\_\_ Date \_\_\_\_\_





RESOLUTION approving the engineering plans entitled **Green Dot Public Schools Phase 4-Ross Road Widening**

WHEREAS, **Green Dot Public Schools Tennessee** is the Developer of certain property within the present limits of City of Memphis, located along Ross Road north of the Raines Road and Ross Road intersection approximately 775 linear feet in the City of Memphis, Tennessee as indicated on the engineering plans entitled **Green Dot Public Schools Phase 4 – Ross Road Widening** and

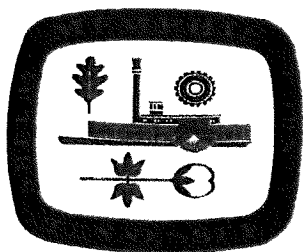
WHEREAS, the developer desires to develop the property reflected on the engineering plans at;  
and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Green Dot Public Schools Phase 4-Ross Road Widening** and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **Green Dot Public Schools Phase 4-Ross Road Widening** be and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept Performance Bond No. 4428344 in the amount of \$276,400.00.



## Memphis City Council Summary Sheet

### 1. Description of the Item (Resolution, Ordinance, etc.)

This item is a resolution that accepts, allocates, and appropriates grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives for Professional Fees, Grants & Awards and Supplies for digital literacy training at public libraries.

### 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

The City of Memphis, Division of Library Services, Memphis Public Library & Information Center has drafted this resolution and is recommending City Council approval.

### 3. State whether this is a change to an existing ordinance or resolution, if applicable.

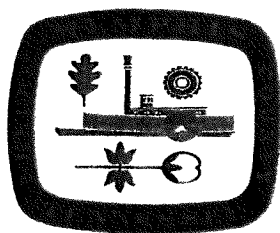
N/A

### 4. State whether this requires a new contract, or amends an existing contract, if applicable.

The Amendment requires a new contract with the Office of the Secretary of the State, Tennessee State Library and Archives and the City of Memphis.

### 5. State whether this requires an expenditure of funds/requires a budget amendment.

This program requires an FY20 budget amendment to accept, allocate and appropriate grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) from the Office of the Secretary of State, Tennessee State Library and Archives for Professional Fees, Grants & Awards and Supplies for digital literacy training at public libraries.



**A Resolution to accept, allocate and appropriate grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) for the City of Memphis /Memphis Public Library & Information Center from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives (TSLA) to be used for Professional Fees/Grants & Awards and Supplies.**

**WHEREAS**, the City of Memphis, Division of Library Services, Memphis Public Library & Information Center has received grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives; and

**WHEREAS**, these funds will be used for Professional Fees, Grants & Awards and Supplies for digital literacy training at public libraries; and

**WHEREAS**, the Memphis Public Library will provide a partial match of funds; and

**WHEREAS**, it is necessary to accept, allocate, and appropriate the grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) for Professional Fees, Grants & Awards and Supplies for digital literacy training at public libraries; and

**NOW, THEREFORE, BE IT RESOLVED** by the council of the City of Memphis that grant funds in the amount of nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00) for Professional Fees, Grants & Awards and Supplies for digital training at public libraries be accepted by the City of Memphis;

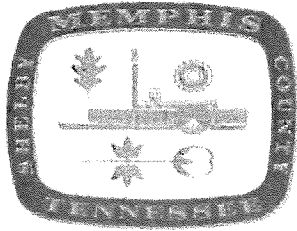
**BE IT FURTHER RESOLVED**, that the Fiscal Year 2020 Operating Budget be and is hereby amended by allocating and appropriating the revenues and expenditures in the amount <sup>of</sup> nineteen thousand seven hundred forty dollars and zero cents (\$19,740.00).

**Revenue**

Tennessee State Library and Archives	<u>\$19,740.00</u>
<b>TOTAL</b>	\$19,740.00

**Expenditures**

Professional Fees, Grants & Awards and Supplies	<u>\$19,740.00</u>
<b>TOTAL</b>	\$19,740.00



## Memphis City Council Summary Sheet

**1. Description of the Item**

This resolution is requesting the transfer of allocations and appropriations in the amount of \$21,663.00 from the FY19 EMA Sirens Project FS02027 to FY20 EMA Sirens Project FS02032 and the appropriation of funds in the amount of \$120,000.00 for the FY20 EMA Sirens Project. The lowest complying bid was submitted by American Electrical Contractors, Inc. for the Division of Fires Services, CIP Project Number FS02032, which is part of the FY20 Capital Improvement Program Budget funded by G.O. Bonds General.

**2. Initiating Party**

Memphis Fire Services

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

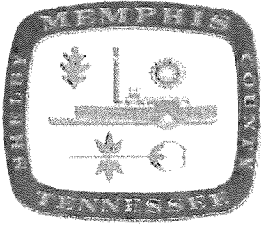
This is the original resolution requesting the appropriation of funding for this project.

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

This request will require a new construction contract.

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

This project is part of the FY20 Capital Improvement Program Budget funded by G.O. Bonds General, CIP Project Number FS02032.



## Resolution – Fire Services

**A resolution transferring an allocation and appropriation of \$21,663.00 from FY19 EMA Sirens to FY20 EMA Sirens and appropriating \$120,000.00 in FY20 EMA Sirens.**

**WHEREAS**, the Council of the City of Memphis did include FY20 EMA Sirens Project, CIP Project Number FS02032, as part of the Fiscal Year 2020 Capital Improvement Program Budget; and

**WHEREAS**, two bids were received on January 22, 2020 for the FY20 EMA Sirens Project, with the best complying bid submitted by American Electrical Contractors ,Inc. in the amount of \$141,663.00; and

**WHEREAS**, it is necessary to transfer an allocation and appropriation of \$21,663.00 funded by G.O. Bonds from FY19 EMA Sirens Project FS02027 to FY20 EMA Sirens Project FS02032; and

**WHEREAS**, it is necessary to appropriate \$120,000.00, CIP Project Number FS02032, Contract Construction funded by G.O. Bonds General for the FY20 EMA Sirens Project as follows:

Bid Amount:	\$ 141,663.00
Contingency:	\$ 0.00
Total:	\$ 141,663.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Memphis that the Fiscal Year 2020 Capital Improvement Budget be and is hereby amended by transferring an allocation and appropriation of \$21,663.00 funded by G.O. Bonds from FY19 EMA Sirens, project number FS02027 to FY20 EMA Sirens, project number FS02032 performed by Fire Services.

**NOW, THEREFORE, BE IT ALSO RESOLVED**, by the Council of the City of Memphis there be and is hereby appropriated the amount of \$141,663.00, CIP Project Number FS02032, Contract Construction funded by G.O. Bonds General for FY20 EMA Sirens Project.

Project Title: FY20 EMA Sirens Project

CIP Project Number: FS02032

Total Construction Cost: \$141,663.00



A resolution to amend the FY 2020 Operating Budget by accepting and appropriating the Expenditures and Revenues for the Weatherization Assistance Program (WAP) Grant (\$200,000.00) in the total amount of Two Hundred Thousand Dollars and Zero cents (\$200,000.00) provided to the Weatherization Assistance Program from the Memphis Housing Authority as part of a Buy-Down Agreement to financially contribute to the weatherization of the Montgomery Plaza Multi-family project.

**WHEREAS**, the Memphis MSA was recently ranked as having the highest energy burden for its residents in the ACEEE April 2016 Report, "*Lifting the High Energy Burden in America's Largest Cities: How Energy Efficiency Can Improve Low Income and Underserved Communities*", which indicates the need for programs to reduce utility burden for the citizens of Memphis.

**WHEREAS**, this program is designed to assist low-income households in reducing their energy costs and to contribute to national energy conservation through increase energy efficiency and consumer education.

**WHEREAS**, weatherization measures provided by this program will reduce heat loss and energy costs by improving the thermal efficiency of dwelling units occupied by low-income property owners and renters throughout Shelby County.

**WHEREAS**, the City of Memphis Division of Housing and Community Development (HCD) has received additional Weatherization Assistance Program grant funds in the amount of *Two Hundred Thousand Dollars and Zero Cents (\$200,000.00)* from the Memphis Housing Authority as part of a Buy-Down Agreement to financially contribute to the weatherization of the Montgomery Plaza Multi-family project.

**WHEREAS**, HCD received these funds through a non-competitive grant process; and

Resolution-Division of Housing and Community Development 2-Feb-2019

**WHEREAS**, these funds will be used by HCD to administer the weatherization of low income home energy assistance program activities at the Montgomery and carry out all financial responsibilities in accordance with THDA WAP policies and procedures; the Tennessee Weatherization Field Guide and subsequent technical guidance; all applicable federal regulations, all applicable Office of Management and Budget (OMB) circulars; and all Tennessee Housing Development Agency's program and fiscal policies to educate, train and to help reduce utility burden with energy efficiency mechanisms and address health and safety to all tenants residing in the Montgomery Plaza Apartments.

**WHEREAS**, it is necessary to accept the additional funding and amend the Fiscal Year 2020 Operating Budget to establish funds for the 2019-2020 Weatherization Assistance Program to assist in weatherizing 94 multi-family units.

**WHEREAS**, it is necessary to appropriate the additional FY 2020 grant funds in the amount of *Two Hundred Thousand Dollars and Zero cents (\$200,000.00)* for the 2019-2020 Weatherization Assistance Program grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the 2018-2019 Weatherization Assistance Program be amended by adding *Two Hundred Thousand Dollars and Zero cents (\$200,000.00)* and be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2020 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the 2019-2020 Weatherization Assistance Program Grant (*\$200,000.00*) in the total amount of *Two Hundred Thousand Dollars and Zero cents (\$200,000.00)* as follows:

**REVENUES**

Memphis Housing Authority (Buy Down Agreement Amount) \$200,000.00

**EXPENDITURES**

Weatherization Assistance Program Grant \$200,000.00

\$200,000.00

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 approved Change No. 1 to Contract No. 11682, Customer Care Center Back-Up Communications Plan with AT&T Business System to change the current contract in the funded amount of \$80,000.00, and is now recommending to the Council of the City of Memphis that it approves said change as approved; and

WHEREAS, the project scope is to provide a Back-Up Communications Plan for the MLGW Customer Care Center located at 1665 Whitten Road utilizing Session Initiation Protocol (SIP) Technology Solution and the ability to use 911 calling features with the new Voice Over Internet Protocol (IP) technology design. The initial term of this contract was for a 36-month period from the date of the Notice to Proceed with an option of two (2) annual renewal terms. This change is to increase the current contract value in the funded amount of \$80,000.00 due to system changes required during the installation of the Genesys IVR System. The contract term will remain through August 15, 2020. This change complies with all applicable laws and policies. The new contract value is \$414,532.16; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 11682, Customer Care Center Back-Up Communications Plan with AT&T Business System to change the current contract in the funded amount of \$80,000.00 as approved:



**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
March 4, 2020

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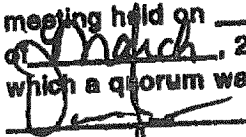
The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 11682, Customer Care Center Back-Up Communications Plan with AT&T Business System to change the current contract in the funded amount of \$80,000.00.

The project scope is to provide a Back-Up Communications Plan for the MLGW Customer Care Center located at 1665 Whitten Road utilizing Session Initiation Protocol (SIP) Technology Solution and the ability to use 911 calling features with the new Voice Over Internet Protocol (IP) technology design. The initial term of this contract was for a 36-month period from the date of the Notice to Proceed with an option of two (2) annual renewal terms. This change is to increase the current contract value in the funded amount of \$80,000.00 due to system changes required during the installation of the Genesys IVR System. The contract term will remain through August 15, 2020. This change complies with all applicable laws and policies. The new contract value is \$414,532.16.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 11682, Customer Care Center Back-Up Communications Plan with AT&T Business System to change the current contract in the funded amount of \$80,000.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Change.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-~~meeting~~ meeting held on 4th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas, and Water Commissioners at its meeting held March 4, 2020, approved payment of the invoice from the Tennessee Valley Public Power Association for the 2020 annual membership dues in the amount of \$51,605.45.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that payment to the Tennessee Valley Public Power Association as set forth in the foregoing preamble is approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
March 4, 2020

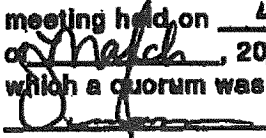
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The Vice President of Engineering and Operations presented for consideration of the Board, payment of an invoice from Tennessee Valley Public Power Association for the 2020 Annual Membership Dues in the amount of \$51,605.45.

This is the TVA distribution member group. They address concerns such as: TVA, Rates, Operational and Engineering Issues, Customer Service offerings and other items common to TVA distribution.

NOW THEREFORE BE IT RESOLVED by the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, the Secretary-Treasurer is hereby authorized and directed to have a check issued in the amount of \$51,605.45, payable to Tennessee Valley Public Power Association.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-meeting held on 4th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 awarded Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation to Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$1,490,000.00, and is now recommending to the Council of the City of Memphis that it approves said award as proposed; and

WHEREAS, the project scope is to abandon the 20" steel water main off the Watkins Street bridge over the Loosahatchie River and relocate the water main to the west right-of-way including a 24" High-Density Polyethylene (HDPE) bore under the river as well as connecting to the existing Ductile Iron Slip-Joint (DISJ) water main on both the north and south sides of the bridge; and

WHEREAS, the Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on October 16, 2019. MLGW solicited eight (8) bids; and received three (3) bids on January 7, 2020 with the lowest and best bid being from Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the amount of \$1,490,000.00. The term of this contract is for one (1) year from the date of the Notice to Proceed. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation to Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$1,490,000.00 as proposed.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 4, 2020**

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The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation to Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$1,490,000.00.

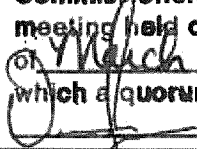
The project scope is to abandon the 20" steel water main off the Watkins Street bridge over the Loosahatchie River and relocate the water main to the west right-of-way including a 24" High-Density Polyethylene (HDPE) bore under the river as well as connecting to the existing Ductile Iron Slip-Joint (DISJ) water main on both the north and south sides of the bridge.

The Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on October 16, 2019. MLGW solicited eight (8) bids; and received three (3) bids on January 7, 2020 with the lowest and best bid being from Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the amount of \$1,490,000.00. The term of this contract is for one (1) year from the date of the Notice to Proceed. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation to Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$1,490,000.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 4th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 approved Change No. 4 to Contract No. 11841, Professional Engineering Services for Central Support Services with CCS Group, Incorporated to renew the current contract, based on approved rates, in the funded amount not-to-exceed \$50,000.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide general engineering services for the development of plans and specifications for facilities' building projects which include existing building additions, building upgrades, and new building construction on an as-needed basis. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 17, 2020 through May 16, 2021 in the funded amount not-to-exceed \$50,000.00. This renewal reflects a 3% increase in rates as established in the origination of this contract. This renewal complies with all applicable laws and policies. The new contract value is \$260,000.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 4 to Contract No. 11841, Professional Engineering Services for Central Support Services with CCS Group, Incorporated to renew the current contract, based on approved rates, in the funded amount not-to-exceed \$50,000.00 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 4, 2020**

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The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 4 to Contract No. 11841, Professional Engineering Services for Central Support Services with CCS Group, Incorporated to renew the current contract, based on approved rates, in the funded amount not-to-exceed \$50,000.00.

The project scope is to provide general engineering services for the development of plans and specifications for facilities' building projects which include existing building additions, building upgrades, and new building construction on an as-needed basis. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 17, 2020 through May 16, 2021 in the funded amount not-to-exceed \$50,000.00. This renewal reflects a 3% increase in rates as established in the origination of this contract. This renewal complies with all applicable laws and policies. The new contract value is \$260,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 4 to Contract No. 11841, Professional Engineering Services for Central Support Services with CCS Group, Incorporated to renew the current contract, based on approved rates, in the funded amount not-to-exceed \$50,000.00 as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 4<sup>th</sup> day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 awarded Contract No. 12138, North Service Center Re-Paving to Lehman-Roberts Company in the funded amount of \$561,056.45, and is now recommending to the Council of the City of Memphis that it approves said award as proposed; and

WHEREAS, the project scope is to re-pave MLGW's North Service Center in the proximity of Buildings No. 6, No. 8, and the fuel station located at 1060 Tupelo in Memphis, Tennessee; and

WHEREAS, the Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on October 22, 2019. MLGW solicited 11 bids; and received four (4) bids on November 19, 2019 with the lowest and best bid being from Lehman-Roberts Company in the amount of \$561,056.45. The term of this contract is for one (1) year from the date of the Notice to Proceed. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12138, North Service Center Re-Paving to Lehman-Roberts Company in the funded amount of \$561,056.45 as proposed.



**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 4, 2020**

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The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12138, North Service Center Re-Paving to Lehman-Roberts Company in the funded amount of \$561,056.45.

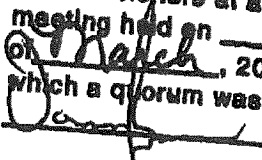
The project scope is to re-pave MLGW's North Service Center in the proximity of Buildings No. 6, No. 8, and the fuel station located at 1060 Tupelo in Memphis, Tennessee.

The Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on October 22, 2019. MLGW solicited 11 bids; and received four (4) bids on November 19, 2019 with the lowest and best bid being from Lehman-Roberts Company in the amount of \$561,056.45. The term of this contract is for one (1) year from the date of the Notice to Proceed. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12138, North Service Center Re-Paving to Lehman-Roberts Company in the funded amount of \$561,056.45, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 4th day of March, 20 20, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 approved Change No. 4 to Contract No. 11873, Professional Locksmith Services with Quality Safe & Lock Company, Incorporated to renew the current contract, based on agreed upon rates, in the funded amount of \$50,000.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to perform locksmith services on various MLGW properties on an as-needed basis. The initial term of the contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 14, 2020 through May 13, 2021 in the funded amount of \$50,000.00, based on agreed upon rates, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$250,000.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis that there be and is hereby approved Change No. 4 to Contract No. 11873, Professional Locksmith Services with Quality Safe & Lock Company, Incorporated to renew the current contract, based on agreed upon rates, in the funded amount of \$50,000.00 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 4, 2020**

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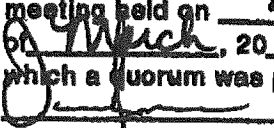
The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 4 to Contract No. 11873, Professional Locksmith Services with Quality Safe & Lock Company, Incorporated to renew the current contract, based on agreed upon rates, in the funded amount of \$50,000.00.

The project scope is to perform locksmith services on various MLGW properties on an as-needed basis. The initial term of the contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 14, 2020 through May 13, 2021 in the funded amount of \$50,000.00, based on agreed upon rates, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$250,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 4 to Contract No. 11873, Professional Locksmith Services with Quality Safe & Lock Company, Incorporated to renew the current contract, based on agreed upon rates, in the funded amount of \$50,000.00, as outlined in the foregoing preamble, is approved; and further,

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 4<sup>th</sup> day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 4, 2020 approved Change No. 4 to Contract No. 11740, Claims Case Management with American Technical Services to renew the current contract in the funded amount of \$15,800.00, and is now recommending to the Council of the City of Memphis that it approves said renewal; and

WHEREAS, the project scope is to provide a software solution and services for the implementation of Claims Case Management software. The initial term of the contract was for a period of one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. The contract also provides for annual software maintenance, license, and support services. This change is to renew annual software maintenance and support services for the fourth of four (4) annual renewal terms covering the period April 1, 2020 through March 31, 2021 in the funded amount of \$15,800.00, with no increase from the previous renewal. This renewal complies with all applicable laws and policies. The new contract value is \$155,332.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved Change No. 4 to Contract No. 11740, Claims Case Management with American Technical Services to renew the current contract in the funded amount of \$15,800.00 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 4, 2020**

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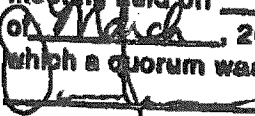
The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 4 to Contract No. 11740, Claims Case Management with American Technical Services to renew the current contract in the funded amount of \$15,800.00.

The project scope is to provide a software solution and services for the implementation of Claims Case Management software. The initial term of the contract was for a period of one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. The contract also provides for annual software maintenance, license, and support services. This change is to renew annual software maintenance and support services for the fourth of four (4) annual renewal terms covering the period April 1, 2020 through March 31, 2021 in the funded amount of \$15,800.00, with no increase from the previous renewal. This renewal complies with all applicable laws and policies. The new contract value is \$155,332.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 4 to Contract No. 11740, Claims Case Management with American Technical Services to renew the current contract in the funded amount of \$15,800.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-meeting meeting held on 4th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

AN INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE HUNDRED FIFTY MILLION DOLLARS (\$150,000,000) GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY OF MEMPHIS, TENNESSEE.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

The Finance Division is the initiating party of this resolution.

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

There is no change to an existing ordinance or resolution.

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

The resolution does not require a new contract, or amends an existing contract.

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

The resolution does not require an expenditure of funds.

**AN INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE HUNDRED FIFTY MILLION DOLLARS (\$150,000,000) GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY OF MEMPHIS, TENNESSEE, PURSUANT TO THE LOCAL GOVERNMENT PUBLIC OBLIGATIONS ACT OF 1986, BEING TITLE 9, CHAPTER 21, OF THE TENNESSEE CODE ANNOTATED, FOR THE PURPOSE OF FINANCING THE COST OF PUBLIC WORKS PROJECTS IN THE CITY.**

BE IT RESOLVED by the Council of the City of Memphis, Tennessee as follows:

1. It is hereby determined that there shall be issued and there are hereby authorized to be issued general obligation bonds of the City of Memphis, Tennessee (the "City"), in the maximum principal amount of not to exceed One Hundred Fifty Million Dollars (\$150,000,000), pursuant to the Local Government Public Obligations Act of 1986, being Title 9, Chapter 21, of the Tennessee Code Annotated (the "Code"), for the purpose of financing the cost of the following public works projects:

Abattoirs, acquisitions of land for the purpose of providing or preserving open land, airports, alleys, ambulances, auditoriums, bridges, city halls, city stables or garages, community houses, corrective, detention and penal facilities, including but not limited to, jails, workhouses and reformatories, courthouses, culverts, curbs, dispensaries, drainage systems, including storm water sewers and drains, electric plants and systems, expositions, facilities for the handicapped, including physically and mentally handicapped, facilities for the indigent, fairgrounds and fairground facilities, fire department equipment and buildings, fire alarm systems, flood control, garbage collection and disposal systems, gas and natural gas systems and storage facilities, heat plants and systems, harbor and riverfront improvements, health centers and clinics, including medical and mental health centers and clinics, highways, major roads,

highway and street equipment, hospitals, hotels and supporting or incidental facilities built by the City which are built adjacent to and as a supporting facility of civic or convention centers located in the central business improvement district of the City created under the provisions of the Central Business Improvement District Act of 1971, compiled in Title 7, Chapter 84 of the Code, improvements made pursuant to a plan of improvement for a central business improvement district created pursuant to the Central Business Improvement District Act of 1971, compiled in Title 7, Chapter 84 of the Code, incinerators, law enforcement and emergency services equipment, levees, libraries, markets, memorials, museums, nursing homes, parks, parking facilities, parkways, playgrounds, plazas, port facilities, docks and dock facilities, including any terminal storage and transportation facilities incident thereto, public art, public buildings, preserves, railroads, including the extension of railroads, and railway beltlines and switches, reclamation of land, recreation centers and facilities, reservoirs, rights-of-way, river and navigation improvements, roads, sanitariums, schools, transportation equipment for schools, sewers, sewage and waste water systems, including, but not limited to, collection, drainage, treatment and disposal systems, ship canals, sidewalks, stadiums, streets, swimming pools, thermal transfer generating plants and/or distribution systems, tunnels, viaducts, voting machines, water treatment distribution and storage systems, wharves, zoos, business parks, industrial parks, urban renewal projects, urban transit facilities, facilities for the storage and maintenance of any of the items of equipment which constitute public works projects, all property real and personal, appurtenant thereto or connected with such work, undertaking or project, and the existing work, undertaking or project, if any, to which such work, undertaking or project is an extension, addition, betterment or improvement and any other project for the benefit of the people at large of the City where any state or federal agency will match the funds of the



City with grants-in-aid or gratuities to subsidize or assist in the development of a public works project, and all other items relating to a public works project as provided in Section 9-21-105(21) of the Code.

2. Such bonds shall bear interest at such rate or rates not to exceed the maximum rate permitted by law at the time of sale thereof, payable in such manner and at such times as shall hereafter be determined by or pursuant to a subsequent resolution of the Council of the City.

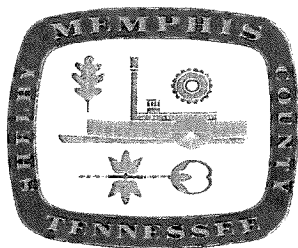
3. Such bonds shall be payable from ad valorem taxes levied upon all the taxable property in the City and the full faith and credit and unlimited taxing power of the City shall be pledged to the punctual payment of the principal thereof and the interest thereon.

4. The City may issue general obligation bond anticipation notes, including bond anticipation notes issued as commercial paper, in anticipation of the issuance of such bonds, pursuant to and in accordance with the Code. Appropriate officials and employees of the City are authorized to apply to appropriate officials, offices and departments of the State of Tennessee as may be necessary or advisable to issue and sell such notes, including for the extension or renewal of such notes to the maximum extent permitted by law

5. In the event that it is determined that it is in the City's best financial interest to expend moneys from other sources of the City prior to issuance of such bonds and notes and to reimburse such expenditures from such other sources from the proceeds of such bonds and notes when sold, the Chief Financial Officer is hereby authorized to declare from time to time the official intent on behalf of the City as to reimbursement from the proceeds of such bonds and notes of expenditures made from other sources of the City.

6. This complete resolution shall be published once in a newspaper of general circulation in the City, together with a notice substantially in the form prescribed by Section 9-21-206 of the Code.

7. This resolution shall take effect immediately upon its adoption.



## Memphis City Council Summary Sheet

### 1. Description of the Item (Resolution, Ordinance, etc.)

RESOLUTION OF THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED TWO HUNDRED FORTY MILLION DOLLARS (\$240,000,000) AGGREGATE PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2020; FOR THE PURPOSE OF CURRENTLY REFUNDING CERTAIN GENERAL OBLIGATION DEBT OF THE CITY; PAYING AT MATURITY THE PRINCIPAL OF CERTAIN OUTSTANDING BOND ANTICIPATION NOTES OF THE CITY ISSUED AS GENERAL OBLIGATION COMMERCIAL PAPER.

### 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

The Finance Division is the initiating party of this resolution.

### 3. State whether this is a change to an existing ordinance or resolution, if applicable.

There is no change to an existing ordinance or resolution.

### 4. State whether this requires a new contract, or amends an existing contract, if applicable.

The resolution does not require a new contract, or amends an existing contract.

### 5. State whether this requires an expenditure of funds/requires a budget amendment.

The resolution does require a budget amendment.

## RESOLUTION

RESOLUTION OF THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED TWO HUNDRED FORTY MILLION DOLLARS (\$240,000,000) AGGREGATE PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2020; FOR THE PURPOSE OF CURRENTLY REFUNDING CERTAIN GENERAL OBLIGATION DEBT OF THE CITY; PAYING AT MATURITY THE PRINCIPAL OF CERTAIN OUTSTANDING BOND ANTICIPATION NOTES OF THE CITY ISSUED AS GENERAL OBLIGATION COMMERCIAL PAPER; MAKING PROVISIONS FOR THE RAISING ANNUALLY BY THE CITY OF A SUM SUFFICIENT TO PAY, AS THE SAME SHALL BECOME DUE, THE PRINCIPAL OF AND PREMIUM, IF ANY, AND INTEREST ON SUCH BONDS; PRESCRIBING THE FORM AND CERTAIN DETAILS OF SUCH BONDS AND DELEGATING TO THE CHIEF FINANCIAL OFFICER OF THE CITY THE AUTHORITY TO DETERMINE ADDITIONAL DETAILS; APPOINTING THE PAYING AGENT AND REGISTRAR FOR SUCH BONDS; AUTHORIZING AND PROVIDING FOR THE COMPETITIVE SALE OF SUCH BONDS; APPROVING THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF SUCH BONDS AND APPROVING THE FORM THEREOF; AUTHORIZING AND APPROVING AN OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF SUCH BONDS AND APPROVING THE FORM THEREOF; AUTHORIZING THE EXECUTION AND DELIVERY OF A REFUNDING TRUST AGREEMENT AND APPOINTING THE REFUNDING TRUSTEE THEREUNDER; AND AUTHORIZING CERTAIN OTHER MATTERS WITH RESPECT TO THE ISSUANCE AND SALE OF SAID BONDS.

BE IT RESOLVED by the Council of the City of Memphis, Tennessee, as follows:

### SECTION 1. Findings and Determinations.

(a) The Council of the City of Memphis, Tennessee (the "Council"), on March 6, 2018, adopted an initial resolution authorizing the issuance of general obligation bonds of the City of Memphis, Tennessee (the "City"), in the maximum principal amount of one hundred fifty million dollars (\$150,000,000) with respect to the issuance of general obligation bonds and bond anticipation notes of the City, as further described therein (the "Initial Resolution").

(b) Pursuant to the Initial Resolution and a resolution adopted by the Council on March 6, 2018 (the "Commercial Paper Resolution"), the City, in October 2018, issued and currently there are outstanding One Hundred Fifty Million Dollars (\$150,000,000) maximum principal amount of General Obligation Commercial Paper (the "Commercial Paper"), maturing on various

dates, for the purposes of financing various public works projects of the City or paying at maturity Commercial Paper theretofore issued for such purpose or to refinance outstanding Commercial Paper.

(c) The City deems it to be in its best interests to provide at this time, by adoption of this resolution, for the issuance of general obligation refunding bonds of the City to currently refund the (i) City's outstanding General Improvement Bonds, Series 2009 (the "Series 2009 Bonds"), (ii) City's outstanding General Improvement Bonds, Series 2010A (the "Series 2010A Bonds"), (iii) City's outstanding General Improvement Refunding Bonds, Series 2010D (the "Series 2010D Bonds") and to (iv) provide for the payment of the principal of \$150,000,000 principal amount of outstanding Commercial Paper at their respective maturities, the interest on the Commercial Paper due upon maturity to be paid from other available moneys of the City. The Series 2009 Bonds, Series 2010A Bonds and the Series 2010D Bonds are referred to collectively as (the "Refunded Bonds").

(d) The City has submitted its plan of refunding of the Refunded Bonds to the Office of State and Local Finance as required by Section 9-21-903 of the Tennessee Code Annotated, as amended ("T.C.A.") and that Office's report thereon has been presented to this Council and considered in adopting this resolution.

**SECTION 2. Approval and Authorization of 2020 Bonds.** There is hereby authorized to be issued, sold and delivered under the Initial Resolution and this resolution, one or more series of general obligation refunding bonds of the City in the maximum aggregate principal amount of not to exceed Two Hundred Forty Million Dollars (\$240,000,000) to be designated "City of Memphis, Tennessee General Improvement Refunding Bonds, Series 2020" (the "Series 2020 Bonds") for the purpose to (a) fund an escrow account in an amount sufficient, together with other funds of the City to be deposited, to pay principal and interest, when due, on the Refunded Bonds; (b) refinance the City's Bond Anticipation Notes (the "Outstanding Notes"); and (c) pay certain costs of issuance on the Series 2020 Bonds.

**SECTION 3. Certain Details of 2020 Bonds.** The Series 2020 Bonds, or such portion thereof as shall be determined by the Chief Financial Officer of the City (the "Chief Financial Officer"), shall be sold at one time or from time to time on a date or dates to be selected by the Chief Financial Officer. The Series 2020 Bonds of each series shall be numbered from R-1 upwards in order of issuance. The Series 2020 Bonds shall be dated as of a date to be determined by the Chief Financial Officer, shall be issued in the denomination of \$5,000 each or any integral multiple thereof, and shall bear interest payable initially and semiannually thereafter in each year on the dates and at the rates per annum, not to exceed 6% per annum, to be determined by the Chief Financial Officer. The Series 2020 Bonds shall mature in serial or term forms in not to exceed thirty (30) years from their dated dates, on the maturity dates and in the amounts to be determined by the Chief Financial Officer.

The Series 2020 Bonds shall be issued only in fully registered form without coupons. One Series 2020 Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Series 2020 Bonds, and each such Series 2020 Bond shall be immobilized in the custody of DTC. DTC will act as securities depository for the Series 2020

Bonds. Individual purchases will be made in book-entry only form. Purchasers will not receive physical delivery of certificates representing their interest in the Series 2020 Bonds except as provided by Section 4 hereof.

Unless the City agrees otherwise, so long as DTC or its nominee is the registered owner of the Series 2020 Bonds as such securities depository, payments of principal, premium, if any, and interest payments on the Series 2020 Bonds will be made by the City through the Paying Agent and Registrar named below, by wire transfer to DTC or its nominee, Cede & Co., as registered owner of the Series 2020 Bonds, which will in turn remit such payments to the DTC participants for subsequent disbursement to the beneficial owners of the Series 2020 Bonds. Transfer of principal, premium, if any, and interest payments to DTC participants will be the responsibility of DTC. Transfers of such payments to beneficial owners of the Series 2020 Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the Series 2020 Bonds will be accomplished by book entries made by DTC and, in turn, by the DTC participants who act on behalf of the indirect participants of DTC and the beneficial owners of the Series 2020 Bonds.

The City will not be responsible or liable for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants or for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owner of the Series 2020 Bonds.

Regions Bank is hereby appointed as Paying Agent and Registrar for the Series 2020 Bonds (the "Paying Agent and Registrar").

**SECTION 4. Procedure in the Event of Revision of Book-Entry Transfer System Replacement Bonds.** The City shall issue Series 2020 Bond certificates (the "Replacement Bonds") directly to the beneficial owners of the Series 2020 Bonds other than DTC, or its nominee, but only in the event that:

(a) DTC determines to discontinue providing its services with respect to the Series 2020 Bonds at any time by giving notice to the City and discharging its responsibilities; or

(b) the City discontinues use of DTC (or substitute depository or its successor) at any time upon determination by the City that the use of DTC (or substitute depository or its successor) is no longer in the best interests of the City and the beneficial owners of the Series 2020 Bonds, subject to applicable procedures of DTC. The City and the Paying Agent and Registrar may rely upon information provided by DTC, DTC participants or other nominees of beneficial owners, or beneficial owners with respect to the names, addresses and amounts owned by the beneficial owners and other information supplied by them for the purpose of delivering the Replacement Bonds.

Upon occurrence of the events described in either (a) or (b) above, the City shall attempt to locate another qualified securities depository. If the City fails to locate another qualified securities depository to replace DTC, the City shall execute and deliver Replacement Bonds in substantially the form set forth in Section 11 hereof. Such Replacement Bonds shall bear thereon a certificate of authentication in the form set forth in Section 11 hereof executed manually by an

authorized officer of the Paying Agent and Registrar as registration agent for the City. Only such Series 2020 Bonds as shall bear thereon such certificate of authentication shall be entitled to any right or benefit under this resolution and no Series 2020 Bond shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by an authorized officer of the Paying Agent and Registrar. Any such certificate of the Paying Agent and Registrar upon any Series 2020 Bond executed on behalf of the City shall be conclusive evidence that the Series 2020 Bond so authenticated has been duly authenticated and delivered under this resolution and that the registered owner of such Series 2020 Bond is entitled to the benefits and security of this resolution.

Prior to the execution and delivery of Replacement Bonds, the City shall notify the beneficial owners of the Series 2020 Bonds by mailing an appropriate notice to DTC. Principal of and interest on the Replacement Bonds shall be payable by check or draft mailed to each registered owner of such Replacement Bonds at the address of such owner as it appears in the books of registry maintained by the Paying Agent and Registrar. Replacement Bonds will be transferable only by presentation and surrender to the Paying Agent and Registrar, together with an assignment duly executed by the registered owner of the Replacement Bond or by such owner's representative in form satisfactory to the Paying Agent and Registrar and containing information required by the Paying Agent and Registrar in order to effect such transfer.

The City may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to an exchange or transfer of a Series 2020 Bond and may charge the person requesting such exchange or transfer a sum or sums which shall be paid as a condition precedent to the exercise of the privilege of making such exchange or transfer.

**SECTION 5. Redemption.** Any or all of the Series 2020 Bonds (or portions thereof in installments of \$5,000) may be subject to redemption at the option of the City and, in the case of term Series 2020 Bonds, be subject to mandatory sinking fund redemption, prior to their stated maturities, in whole at any time or in part from time to time; provided, however, that subject to the next proviso, the initial optional redemption date for Series 2020 Bonds shall be no later than May 1, 2030, approximately ten (10) years after the estimated date of delivery thereof and payment therefor; provided further, however, that any Series 2020 Bond also may be made non-redeemable prior to maturity. The redemption provisions for the Series 2020 Bonds, if any, shall be finally determined by the Chief Financial Officer.

If any Series 2020 Bond (or any portion of the principal amount thereof in installments of \$5,000) shall be called for redemption, notice of the redemption thereof, specifying the date, number and maturity of such Series 2020 Bond, the date and place or places fixed for its redemption, the premium, if any, payable upon such redemption, and if less than the entire principal amount of such Series 2020 Bond is to be redeemed, that such Series 2020 Bond must be surrendered in exchange for the principal amount thereof to be redeemed and a new Series 2020 Bond or Series 2020 Bonds will be issued equaling in principal amount that portion of the principal amount thereof not to be redeemed, shall be mailed not less than thirty (30) days nor more than sixty (60) days prior to the date fixed for redemption by first class mail, postage prepaid, to the registered owner of such Series 2020 Bond at such owner's address as it appears on the books of registry kept by the Paying Agent and Registrar as of the close of business on the

forty-fifth (45<sup>th</sup>) day preceding the date fixed for redemption; provided, however, that any notice of redemption may state that it is conditioned upon the receipt by the Paying Agent and Registrar of sufficient moneys to pay the redemption price, plus interest accrued and unpaid to the redemption date, or upon satisfaction of any other condition, or that it may be rescinded upon the occurrence of any other event, and any conditional notice so given may be rescinded at any time before payment of such redemption price and accrued interest if any such condition so specified is not satisfied or if any other such event occurs. Notice of such rescission shall be given by the Paying Agent and Registrar to affected registered owners of Series 2020 Bonds as promptly as practicable upon the failure of such condition or the occurrence of such other event and shall be given in the same manner as the notice of redemption was given.

If notice of the redemption of any Series 2020 Bond shall have been given as aforesaid, and payment of the principal amount of such Series 2020 Bond (or the portion of the principal amount thereof to be redeemed) and of the accrued interest and premium, if any, payable upon such redemption shall have been duly made or provided for, interest on such Series 2020 Bond shall cease to accrue from and after the date so specified for redemption thereof. The failure of any registered owner to receive any such mailed notice shall not affect the sufficiency or validity of the proceedings for the redemption of the related Series 2020 Bonds.

Notwithstanding the foregoing, so long as the Series 2020 Bonds are registered in the name of DTC or its nominee for purchase in book-entry only form, (i) any notice of redemption or of rescission of conditional notice of redemption will be given only to DTC or its nominee, (ii) notice of redemption given to DTC or its nominee may be given at such time and in such manner as is required by the operational procedures of DTC or its nominee, (iii) the selection of beneficial ownership interests in the Series 2020 Bonds to be redeemed within a maturity may be determined in accordance with such procedures, and (iv) the City shall not be responsible for providing any beneficial owner of the Series 2020 Bonds with any such notice.

The Series 2020 Bonds may be made subject to purchase in lieu of redemption as determined by the Chief Financial Officer.

**SECTION 6. Security.** The full faith and credit and unlimited taxing power of the City as to all taxable property in the City are hereby pledged to the punctual payment of the principal of and interest on the Series 2020 Bonds. In accordance with the provisions of the Tennessee Code Annotated (“T.C.A.”) Section 9-21-215, it is hereby recited that adequate provision will be made for raising annually by tax upon all property subject to taxation by the City of a sum sufficient to pay the interest on and principal of the Series 2020 Bonds as the same shall become due. The City hereby agrees that a tax sufficient to pay when due such principal and such interest shall be levied annually and assessed, collected and paid in like manner with the other taxes of the City and shall be in addition to all other taxes authorized or limited by law. This resolution shall be deemed to be the tax resolution required to be adopted in respect of the Series 2020 Bonds under T.C.A. Section 9-21-215.

It is the duty of the Council to include in the annual levy a tax sufficient to pay the principal of and interest on the Series 2020 Bonds as the same become due. If any part of the principal of or interest on any of the Series 2020 Bonds are not paid when due, there shall be levied and assessed by the Council and collected by the proper collecting officers at the first



assessment, levy and collection of taxes in the City after such omission or failure, a tax sufficient to pay the same.

**SECTION 7. Execution and Authentication of 2020 Bonds.** The Series 2020 Bonds shall be executed on behalf of the City with the manual or facsimile signatures of the Mayor of the City and of the Comptroller of the City and shall have impressed or imprinted thereon or affixed thereto, by facsimile or otherwise, the official seal of the City. In case any officer of the City whose signature or whose facsimile signature shall appear on the Series 2020 Bonds shall cease to be such officer before the delivery of such Series 2020 Bonds, such signature or the facsimile signature thereof shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Series 2020 Bonds shall bear thereon a certificate of authentication in the form set forth in Section 11 hereof executed manually by an authorized officer of the Paying Agent and Registrar. No Series 2020 Bond shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by an authorized officer of the Paying Agent and Registrar.

**SECTION 8. Payment of 2020 Bonds; Books of Registry; Exchanges and Transfers of 2020 Bonds.**

(a) Payment of the Series 2020 Bonds.

(i) At any time during which the Series 2020 Bonds shall be in fully registered form, the interest on the Series 2020 Bonds shall be payable by wire transfer or by check or draft mailed by the Paying Agent and Registrar to the registered owners of the Series 2020 Bonds at their addresses as the same appear on the books of registry as of a record date determined by the Chief Financial Officer, and the principal of and premium, if any, on the Series 2020 Bonds shall be payable at the principal office of the Paying Agent and Registrar or any other office of the Paying Agent and Registrar designated for such purpose; provided, however that at any time during which the Series 2020 Bonds shall be in book-entry only form, the principal of and premium, if any, and interest on the Series 2020 Bonds shall be payable in accordance with the provisions of Section 3 hereof.

(ii) The principal of and premium, if any, and interest on the Series 2020 Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts.

(b) Books of Registry; Exchanges and Transfers of 2020 Bonds.

(i) At all times during which any Series 2020 Bond remains outstanding and unpaid, the Paying Agent and Registrar shall keep or cause to be kept, at its principal office or any other office of the Paying Agent and Registrar designated for such purpose, books of registry for the registration, exchange and transfer of the Series 2020 Bonds. Upon presentation at the principal office of the Paying Agent and Registrar or any other office of the Paying Agent and Registrar designated for such purpose, the Paying Agent and Registrar, under such reasonable regulations as it may prescribe, shall register, exchange, transfer, or cause to be registered, exchanged or transferred, on the books of registry the Series 2020 Bonds as herein set forth.

(ii) Any Series 2020 Bond may be exchanged for a like aggregate principal amount of such Series 2020 Bonds in authorized principal amounts of the same interest rate and maturity.

(iii) Any Series 2020 Bond may, in accordance with its terms, be transferred upon the books of registry by the person in whose name it is registered, in person or by his duly authorized agent, upon surrender of such Series 2020 Bond to the Paying Agent and Registrar for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner in person or his duly authorized agent, in form satisfactory to the Paying Agent and Registrar.

(iv) All transfers or exchanges pursuant to this Section 8(b) shall be made without expense to the registered owner of such Series 2020 Bond, except as otherwise herein provided, and except that the Paying Agent and Registrar shall require the payment of the registered owner of the Series 2020 Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Series 2020 Bonds surrendered pursuant to this Section 8(b) shall be canceled.

**SECTION 9. CUSIP Identification Numbers.** CUSIP identification numbers may be printed on the Series 2020 Bonds, but neither the failure to print any such number on any Series 2020 Bond, nor any error or omission with respect thereto, shall constitute cause for failure or refusal by the purchaser of the Series 2020 Bonds to accept delivery of and pay for the Series 2020 Bonds in accordance with the terms of its proposal to purchase the Series 2020 Bonds. No such number shall constitute or be deemed to be a part of any of the Series 2020 Bonds or a part of the contract evidenced thereby, and no liability shall attach to the City or any of its officers or agents because of or on account of any such number or any use made thereof.

**SECTION 10. Tax Covenant.** The City covenants and agrees to comply with the provisions of Sections 103 and 141 through 150 of the Internal Revenue Code of 1986, as amended, and the applicable Treasury Regulations promulgated thereunder or otherwise applicable thereto, in each case whether prospective or retroactive, that must be satisfied in order that interest on the 2020 Bonds shall be and continue to be excluded from gross income for federal income tax purposes under said Sections 103 and 141 through 150.

**SECTION 11. Form of 2020 Bonds.** The 2020 Bonds shall be in substantially the form set forth below with such necessary or appropriate variations, omissions and insertions as are incidental to their series, numbers, interest rates and maturities or as are otherwise permitted or required by law or this resolution:

**UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF DTC TO THE PAYING AGENT AND REGISTRAR FOR REGISTRATION OF TRANSFER, EXCHANGE OR PAYMENT, AND ANY BOND ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR SUCH OTHER NAME AS REQUIRED BY AN AUTHORIZED REPRESENTATIVE OF DTC AND ANY PAYMENT IS MADE TO CEDE & CO., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSONS IS WRONGFUL SINCE THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.**

**REGISTERED**

No. R- \_\_\_\_\_

**REGISTERED**

\$ \_\_\_\_\_

**UNITED STATES OF AMERICA  
STATE OF TENNESSEE  
CITY OF MEMPHIS  
GENERAL IMPROVEMENT REFUNDING BONDS  
SERIES 2020**

<b>INTEREST RATE</b>	<b>DATED DATE</b>	<b>MATURITY DATE</b>	<b>CUSIP</b>
	_____, 2020	_____, 20__	

**REGISTERED OWNER: CEDE & CO.**

**PRINCIPAL AMOUNT:**

The City of Memphis, Tennessee (hereinafter referred to as the "City"), for value received, hereby promises to pay the Registered Owner (named above), or registered assigns, on the Maturity Date (specified above), [unless this Bond is subject to redemption prior to maturity and shall have been called for previous redemption and payment of the redemption price shall have been duly made or provided for], the Principal Amount (specified above), and to pay interest on such Principal Amount semiannually on each \_\_\_\_\_ and \_\_\_\_\_ thereafter until the payment of such Principal Amount at the Interest Rate (specified above) per annum, calculated on the basis of a [30-day month and a 360-day] year, by wire transfer or by check or draft mailed by the Paying Agent and Registrar hereinafter mentioned to the Registered Owner in whose name this Bond is registered on the books of registry kept and maintained by the Paying Agent and Registrar as of the close of business on the fifteenth (15<sup>th</sup>) day of the calendar month preceding the month in which interest is payable to the address of the Registered Owner as it appears on such books of registry.

The principal of and premium, if any, on this Bond are payable upon presentation and surrender hereof to Regions Bank (the "Paying Agent and Registrar") or such other office of the Paying Agent and Registrar as may be designated for such purpose. The principal of and premium, if any, and interest on this Bond are payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts.

This Bond is one of a duly authorized series of 2020 Bonds (herein referred to as the "Series 2020 Bonds") of the aggregate principal amount of \_\_\_\_\_ million dollars (\$ \_\_\_\_\_) of like date and tenor herewith, except for number, denomination, interest rate, maturity and redemption provisions, and is issued for the purpose to (a) fund an escrow account in an amount sufficient, together with other funds of the City to be deposited, to pay principal and interest, when due, on the Refunded Bonds; (b) refinance the City's Bond Anticipation Notes (the "Outstanding Notes"); and (c) pay certain costs of issuance on the Series 2020 Bonds under and pursuant to and in full compliance with the Constitution and statutes of the State of Tennessee, including Title 9, Chapter 21 and Sections 49-3-1001, *et seq.*, of the

Tennessee Code Annotated, and pursuant to resolution duly adopted by the Council of the City on [March 17, 2020].

[The Series 2020 Bonds maturing on or before \_\_\_\_\_ shall not be subject to redemption prior to maturity. The Series 2020 Bonds maturing on and after \_\_\_\_\_ (or portions thereof in authorized denominations) are subject to optional redemption by the City on and after \_\_\_\_\_, in whole or in part at any time in such order as determined by the City and by lot within a maturity (if less than a full maturity is to be redeemed),] [at a redemption price equal to the principal amount of the Series 2020 Bonds or portion thereof to be redeemed, together with the interest accrued on such principal amount to the date fixed for redemption.] [at the prices and dates set forth below, in each case together with the interest accrued on the principal amount of the Series 2020 Bonds or portion thereof to be redeemed:]

[insert other applicable redemption provisions, if any]

[If this Series 2020 Bond or any portion of the principal amount hereof shall be called for redemption, notice of the redemption hereof, specifying the date and number of this Series 2020 Bond, the date and place or places fixed for its redemption, the premium, if any, payable upon such redemption, and if less than the entire principal amount of this Series 2020 Bond is to be redeemed, that this Series 2020 Bond must be surrendered in exchange for the principal amount hereof to be redeemed and the issuance of a new Series 2020 Bond equaling in principal amount that portion of the principal amount hereof not redeemed, shall be mailed not less than thirty (30) days nor more than sixty (60) days prior to the date fixed for redemption by first class mail, postage prepaid, to the Registered Owner of this Series 2020 Bond at such owner's address as it appears on the books of registry kept by the Paying Agent and Registrar as of the close of business on the forty-fifth (45<sup>th</sup>) day preceding the date fixed for redemption; provided, however, that any notice of redemption may state that it is conditional upon the receipt by the Paying Agent and Registrar of sufficient moneys to pay the redemption price, plus interest accrued and unpaid to the redemption date, or upon satisfaction of any other condition, or that it may be rescinded upon the occurrence of any other event, and any conditional notice so given may be rescinded at any time before payment of such redemption price and accrued interest if any such condition so specified is not satisfied or if any other such event occurs. Notice of such rescission shall be given by the Paying Agent and Registrar to affected registered owners of Series 2020 Bonds as promptly as practicable upon the failure of such condition or the occurrence of such other event and shall be given in the same manner as the notice of redemption was given. If notice of redemption shall have been given as aforesaid, and payment of the principal amount of this Series 2020 Bond (or portion of the principal amount hereof to be redeemed) and of the accrued interest and premium, if any, payable upon such redemption shall have been made or provided for, interest hereon shall cease to accrue from and after the date so specified for the redemption hereof. The failure of the Registered Owner to receive any such mailed notice shall not affect the sufficiency or validity of proceedings for the redemption of this Series 2020 Bond.]

Notwithstanding the foregoing, so long as the Series 2020 Bonds are registered in the name of a securities depository for purchase in book-entry only form, (i) any notice of redemption or of rescission of conditional notice of redemption will be given only to the securities depository or its nominee, notice of redemption given to the securities depository may be given at such time and in such manner as is required by their operational procedures, (ii) the

selection of beneficial ownership interests in the Series 2020 Bonds to be redeemed within a maturity may be determined in accordance with such procedures, and (iii) the County shall not be responsible for providing any beneficial owner of the Series 2020 Bonds with any such notice.

[Insert provisions for purchase in lieu of redemption, if any.]

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Series 2020 Bonds, this Series 2020 Bond may be exchanged at the principal office of the Paying Agent and Registrar, or such other office of the Paying Agent and Registrar as may be designated for such purpose for a like aggregate principal amount of Series 2020 Bonds of other authorized principal amounts and of the issue of which this Series 2020 Bond is one. This Series 2020 Bond is transferable by the Registered Owner hereof, in person or by their attorney duly authorized in writing, at the office of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Series 2020 Bonds of the issue of which this Series 2020 Bond is one, and upon the surrender hereof for cancellation. Upon such transfer, a new Series 2020 Bond or Series 2020 Bonds of authorized denominations and of the same aggregate principal amount of the series of which this Series 2020 Bond is one will be issued to the transferee in exchange herefor.

The full faith, credit and unlimited taxing power of the City as to all taxable property in the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on this Series 2020 Bond as the same become due. In the resolution hereinabove referred to adopted on [March 17, 2020], it is recited that adequate provision will be made for raising annually by tax upon all property subject to taxation by the City of a sum sufficient to pay the interest on and principal of this Series 2020 Bond as the same shall become due.

This Series 2020 Bond shall not be valid or obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Paying Agent and Registrar.

It is hereby certified, recited and declared that all acts, conditions and things required to have happened, to exist and to have been performed precedent to and in the issuance of this Series 2020 Bond and the series of which it is one, do exist, have happened and have been performed in regular and due time, form and manner as required by law, and that this Series 2020 Bond and the Series 2020 Bonds of the series of which this Series 2020 Bond is one do not exceed any constitutional or statutory limitation of indebtedness.

**IN WITNESS WHEREOF**, the City of Memphis, by its Council, has caused this Series 2020 Bond to be executed by the manual or facsimile signature of its Mayor; the seal of the City or a facsimile thereof to be impressed or imprinted hereon or affixed hereto, attested by the manual or facsimile signature of the Comptroller; and this Bond to be dated as of the Dated Date set forth above.

**CITY OF MEMPHIS, TENNESSEE**

Attest:

[SEAL]

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**CITY COMPTROLLER**

Dated: \_\_\_\_\_

Certificate of Authentication

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

**(FORM OF ASSIGNMENT)**

For value received, \_\_\_\_\_ hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY  
OR OTHER TAX IDENTIFYING NUMBER  
OF ASSIGNEE:

\_\_\_\_\_  
\_\_\_\_\_

the within mentioned Bond and hereby irrevocably constitutes and appoints \_\_\_\_\_, attorney, to transfer the same on the books of registry of the County kept at the principal office of the Paying Agent and Registrar with full power of substitution in the premises.

Dated: \_\_\_\_\_

\_\_\_\_\_  
**Registered Owner**

Signature Guaranteed: \_\_\_\_\_

NOTE: The signature to this assignment must correspond with the name as written on the face of the within Bond in every particular, without alteration, enlargement or any change whatsoever.

**Certificate of Authentication**

This Bond is one of the Bonds described in the within mentioned Resolution.

\_\_\_\_\_  
**As Bond Paying Agent and Registrar**

By: \_\_\_\_\_  
**Authorized Officer**

Date of Authentication: \_\_\_\_\_

**SECTION 12. Sale of 2020 Bonds.** The Series 2020 Bonds shall be sold at public sale on a date to be selected by the Chief Financial Officer and at a price of not less than ninety-eight percent (98%) of the principal amount of the Series 2020 Bonds. The Chief Financial Officer is hereby authorized to publish and distribute a Notice of Sale for the Series 2020 Bonds, substantially in the form previously delivered to the Council, with such changes as shall be approved by the Chief Financial Officer, upon the advice of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel) and the City's Co-Financial Advisors, which approval shall be conclusively evidenced by its publication and distribution, as applicable. The Chief Financial Officer is also hereby authorized to distribute to purchasers of and investors in the Series 2020 Bonds a Preliminary Official Statement of the City relating to the Series 2020 Bonds (the "Preliminary Official Statement"), substantially in the form previously delivered to the Council, with such changes as shall be approved by the Chief Financial Officer, upon the advice of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel) and the City's Co-Financial Advisors, which approval shall be conclusively evidenced by its publication and distribution, as applicable. As so changed, the Preliminary Official Statement may recite, or the Chief Financial Officer may separately certify, that it is in a form which is "deemed final" as of its date as described in, and with such omissions as are permitted by, Rule 15c2-12(b)(1) of the United States Securities and Exchange Commission (the "SEC"), but is subject to revision, amendment and completion of a final Official Statement as defined in Rule 15c2-12(e)(3) of the SEC, and the Chief Financial Officer is authorized to separately so certify. The Chief Financial Officer also is hereby authorized to prepare or cause to be prepared, and distribute or cause to be distributed, and the Mayor or Chief Financial Officer is hereby authorized to execute, an Official Statement, relating to the Series 2020 Bonds (the "Official Statement") in substantially the form of the Preliminary Official Statement as so modified, after the same has been completed by the insertion of the maturities, interest rates, and other details of the Series 2020 Bonds and by making such other insertions, changes or corrections as the Chief Financial Officer, based on the advice of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel) and the City's Co-Financial Advisors, deem necessary or appropriate, such approval to be conclusively evidenced by the execution thereof; and the Council hereby authorizes the Preliminary Official Statement and the Official Statement and the information contained therein to be used by the initial purchasers in connection with the sale of the Series 2020 Bonds.

A Continuing Disclosure Agreement between the City and Digital Assurance Disclosure, L.L.C., as disclosure dissemination agent ("DAC"), substantially in the form described in the Preliminary Official Statement (as the same may be amended pursuant to the terms thereof, the "Continuing Disclosure Agreement"), is hereby authorized to be executed and delivered by the Mayor, upon consultation with the Chief Financial Officer. The form of the Continuing Disclosure Agreement as executed and delivered may include such changes as shall be approved by such officers, upon the advice of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel), which approval shall be conclusively evidenced by the execution thereof.

Upon termination of DAC's services as disclosure dissemination agent under the Continuing Disclosure Agreement, the City agrees to appoint a successor disclosure dissemination agent under a successor continuing disclosure agreement, the execution and delivery of which by the Mayor, upon consultation with the Chief Financial Officer and advice



of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel), is hereby authorized, to assume substantially the same responsibilities or, alternately, agrees to assume all disclosure responsibilities of DAC or the entity then serving as disclosure dissemination agent under such Continuing Disclosure Agreement. For purposes of the next paragraph, any such successor agreement or assumption of responsibilities by the City also shall be deemed to be a “Continuing Disclosure Agreement.”

The City covenants with the holders from time to time of the Series 2020 Bonds that it will, and hereby authorizes the appropriate officers and employees of the City to take all action necessary or appropriate to, comply with and carry out all of the provisions of the Continuing Disclosure Agreement as amended from time to time. Notwithstanding any other provision of this resolution, failure of the City to perform in accordance with the Continuing Disclosure Agreement shall not constitute a default under this resolution and the Continuing Disclosure Agreement may be enforced only as provided therein.

**SECTION 13. Refunding Trust Agreement; Appointment of Refunding Trustee; Authorization of Purchase of Securities; Redemption of the Refunded Bonds.**

(a) The form of the Refunding Trust Agreement (the “Refunding Trust Agreement”), and the terms, conditions, and provisions thereof, are hereby approved, ratified and confirmed by the Council, and the Mayor is hereby authorized and directed to execute and deliver the Refunding Trust Agreement in such form, together with such changes as shall be approved by the Mayor, upon the advice of counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel) and the City’s Co-Financial Advisors, such approval to be conclusively evidenced by the execution thereof. There shall be transferred to the Refunding Trustee designated below from the City’s debt service fund, such amounts, if any, as shall be determined by the Chief Financial Officer, on credit to such fund attributable to the Series 2009 Bonds, the Series 2010A Bonds and the Series 2010D Bonds, as applicable, for deposit into the applicable Refunding Trust Fund created and established under the applicable Refunding Trust Agreement (the “Refunding Trust Fund”).

(b) Regions Bank is hereby appointed as the refunding trustee under the Refunding Trust Agreement (the “Refunding Trustee”).

(c) The Refunding Trustee is hereby authorized to purchase from moneys deposited in the Refunding Trust Fund direct obligations of, or obligations the principal of and interest on which are guaranteed by, the United States or obligations of any agency or instrumentality of the United States as referred to in the Refunding Trust Agreement. Such securities so purchased shall be held by the Refunding Trustee under and in accordance with provisions of the Refunding Trust Agreement. The Chief Financial Officer is hereby authorized to execute, on behalf of the City, any instruments required to be executed on behalf of the City in connection with investments contemplated by the Refunding Trust Agreement.

(d) The Refunded Bonds shall be redeemed on a date or dates to be selected by the Chief Financial Officer, but in no event shall the Refunded Bonds be redeemed on any date that is more than ninety (90) days following the issuance and sale of the Series 2020 Bonds.

**SECTION 14. Application of Proceeds of Sale of 2020 Bonds.** Proceeds of the sale of the Series 2020 Bonds shall be applied as follows:

(a) Accrued interest received on the Series 2020 Bonds, if any, from their dated date to the date of delivery of and payment for the Series 2020 Bonds shall be applied to the payment of interest on the Series 2020 Bonds on the first interest payment date thereof;

(b) The amount of \$150,000,000 shall be deposited in the Commercial Paper Fund established under the Commercial Paper Resolution and shall be used to pay the principal of a like principal amount of outstanding Commercial Paper, including interest thereon, at their respective maturities.

(c) The balance of the proceeds of the Series 2020 Bonds shall be deposited into the applicable Refunding Trust Fund and shall be disbursed solely to pay costs of redemption to currently refund the (i) Series 2009 Bonds, (ii) Series 2010A Bonds and (iii) Series 2010D Bonds in the respective Refunding Trust Funds established under the Refunding Trust Agreement and shall be used to currently refund and pay the principal and interest earned to the date of redemption for the outstanding Series 2009 Bonds, Series 2010A Bonds and Series 2010D Bonds at their respective maturities. The Chief Financial Officer shall be authorized to amend the budget of the Debt Service Fund to account for any changes made in compliance with this section.

(d) The funds shall be invested as directed by the Chief Financial Officer in such investments as shall be permitted by applicable law and the earnings thereon shall be applied to the purposes described above. Any funds remaining following the refunding of the Refunded Bonds and refinancing of the Outstanding Notes shall be deposited to the applicable City debt service fund to be used to pay debt service on the Series 2020 Bonds.

**SECTION 15. Defeasance.** If the City shall pay and discharge the indebtedness evidenced by any of the Series 2020 Bonds in any one or more of the following ways, to wit:

(a) By paying or causing to be paid the principal of and interest on such Series 2020 Bonds as and when the same become due and payable; or

(b) By depositing or causing to be deposited with any trust company or bank whose deposits are insured by the Federal Deposit Insurance Corporation and which has trust powers (the "Agent" which Agent may be the Paying Agent and Registrar), in trust, on or before the date of maturity or redemption, sufficient money or obligations of the United States of America that, at the time of the purchase thereof, are permitted investments under Tennessee law for the purposes described in this Section 14 (the "Obligations"), the principal of and interest on which, when due and payable, will provide sufficient moneys to pay or redeem such Series 2020 Bonds and to pay premium, if any, and interest thereon when due until the maturity or redemption date (provided, if such Series 2020 Bonds are to be redeemed prior to maturity thereof, proper notice of such redemption shall have been given or adequate provision shall have been made for the giving of such notice); or

(c) By delivering such Series 2020 Bonds to the Paying Agent and Registrar for cancellation; and if the City shall also pay or cause to be paid all other sums payable hereunder by the City with respect to such Series 2020 Bonds, or make adequate provision therefor, and by

resolution of the Council instruct any such Agent to pay amounts when and as required to the Paying Agent and Registrar for the payment of principal of and interest and redemption premiums, if any, on such Series 2020 Bonds when due, then and in that case the indebtedness evidenced by such Series 2020 Bonds shall be discharged and satisfied and all covenants, agreements and obligations of the City to the holders of such Series 2020 Bonds shall be fully discharged and satisfied and shall thereupon cease, terminate and become void.

If the City shall pay and discharge the indebtedness evidenced by any of the Series 2020 Bonds in the manner provided in clause (b) above, then the registered owners thereof shall thereafter be entitled only to payment out of the money or Obligations of the United States of America deposited as aforesaid.

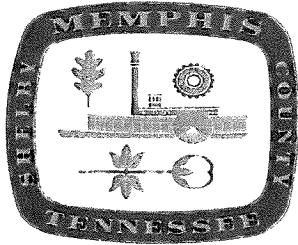
Except as otherwise provided in this Section 14, neither the Obligations of the United States of America nor moneys deposited with the Agent pursuant to this Section nor principal or interest payments on any such Obligations of the United States of America shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal and premium, if any, and interest on said Series 2020 Bonds; provided, that any cash received from such principal or interest payments on such Obligations of the United States of America deposited with the Agent, (i) to the extent such cash will not be required at any time for such purpose, shall be paid over to the City as received by the Agent and (ii) to the extent such cash will be required for such purpose at a later date, shall, to the extent practicable, be reinvested in Obligations of the United States of America maturing at times and in amounts sufficient to pay when due the principal and premium, if any, and interest to become due on said Series 2020 Bonds on or prior to such redemption date or maturity date thereof, as the case may be, and interest earned from such reinvestments shall be paid over to the City, as received by the Agent.

**SECTION 16. Further Authorizations.** The appropriate officers and employees of the City are hereby authorized to take all such actions and execute such documents (upon advice of counsel, including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel) as shall be necessary to effect the delivery of and payment for the Series 2020 Bonds and as may be reasonably required to carry out, give effect to and consummate the transactions contemplated hereby, including the purchase, if deemed to the City's financial advantage, of a bond insurance policy guaranteeing payment of principal of and interest on the Series 2020 Bonds and to provide for the payment of the premium cost thereof.

**SECTION 17. Severability.** If any one or more of the covenants, agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining covenants, agreements and provisions hereof or of the Series 2020 Bonds issued hereunder.

**SECTION 18. Repealer.** All resolutions in conflict or inconsistent herewith are hereby repealed insofar as any conflict or inconsistency.

**SECTION 19. Effective Date.** This resolution shall take effect immediately.



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

PD04025, Radio System Upgrade – Appropriate funds for expenditures

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

The Division of Police Services is the initiating party of this resolution.

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

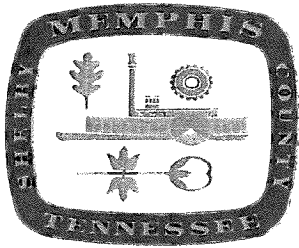
There is no change to an existing ordinance or resolution.

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

The resolution does not require a new contract, or amends an existing contract.

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

The resolution does require an expenditure of funds.

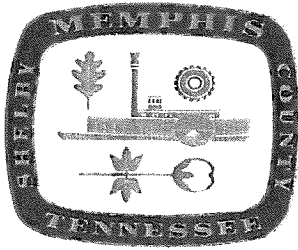


## RESOLUTION

**WHEREAS,** A Resolution to Appropriate funds for the City of Memphis Division of Police Services CIP Project PD04025, Radio System Upgrade totaling Five Million Dollars (\$5,000,000.00); and

**WHEREAS,** The Five Million Dollars is the remainder of Unappropriated Allocations in PD04025 for Radio System Upgrade, with allocations to Information Technology of Division of Police;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Fiscal Year 2020 Capital Improvement Budget be and is hereby amended by Appropriating Five Million Dollars to Information Technology by General Obligation Bonds Radio System Upgrade, Project PD04025.



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to appropriate \$5,875,000 of allocated funding in Projects *LI01030-New Frayser Library* (\$3,975,000); *LI01031-New Raleigh Library* (\$1,850,000); and *LI01032-Technology for Cossitt Library* (\$50,000). Frayser Library = Council District 7, Super District 8. Raleigh Library = Council District 1, Super District 9. Cossitt Library = Council District 6, Super District 8.

**2. Initiating Party (e.g., Public Works; at request of City Council; etc.)**

Library

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

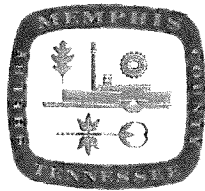
N/A

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

N/A

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

This resolution authorizes the expenditure of: 1) Contract Construction and Other Costs funds for the *New Frayser Library* in District 7 (Super District 8); 2) Furniture/Fixtures/Equipment, IT and Other Costs funds for the *New Raleigh Library* in District 1 (Super District 9); and 3) Information Technology funds for the *Cossitt Library* in District 6 (Super District 8).



# RESOLUTION

To appropriate FY 2020 funds for the following projects: New Frayser Library; New Raleigh Library; and Technology for Cossitt Library

**WHEREAS** the Council of the City of Memphis did include Projects LI01030-New Frayser Library; LI01031-New Raleigh Library; and LI01032-Technology for Cossitt Library as part of the FY 2020 Capital Improvement Program Budget; and

**WHEREAS** the purpose of these projects is to replace the current Frayser Branch Library; provide furniture, fixtures and equipment for the new Raleigh Branch Library; and upgrade the technology at the Cossitt Branch Library; and

**WHEREAS** bids are being solicited and evaluated for these three (3) projects; and

**WHEREAS** it is necessary to appropriate the sum of \$5,875,000 of allocated funding in Projects LI01030-New Frayser Library (\$3,975,000); LI01031-New Raleigh Library (\$1,850,000); and LI01032-Technology for Cossitt Library (\$50,000), to fund construction, modifications, renovations, improvements and upgrades;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the sum of five million, eight hundred seventy-five thousand dollars (**\$5,875,000**) funded by General Obligation bonds be appropriated to the above-named projects as follows:

**New Frayser Library – LI01030**

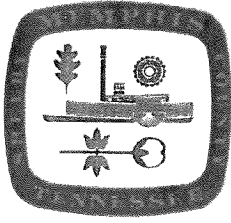
Contract Construction	\$3,875,000
Other Costs	<u>\$ 100,000</u>
TOTAL	<u>\$3,975,000</u>

**New Raleigh Library – LI01031**

Furniture/Fixtures/Equipment	\$1,000,000
Information Technology	\$ 350,000
Other Costs	<u>\$ 500,000</u>
TOTAL	<u>\$1,850,000</u>

**Technology for Cossitt Library – LI01032**

Information Technology	\$ 50,000
TOTAL	<u>\$ 50,000</u>



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution appropriating construction funds in the amount of \$1,250,000 to construction line to Award #11005 for PW 01127, Pleasant Hill from Holmes Road to Shelby Drive project. The project is currently being designed and it will be bid in the Fall 2020.

**2. Initiating Party (e.g. Public Works, at the Request of City Council, etc.).**

Initiated by Public Works and being administered by Engineering.

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

N/A

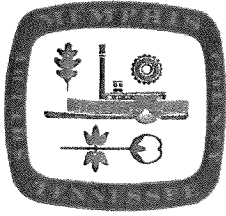
**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

N/A

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

This resolution does not require an expenditure of funds/budget amendment.





# RESOLUTION

This is a resolution to appropriate \$1,250,000.00 in construction funds for the Pleasant Hill Shelby Holmes Road Project.

**WHEREAS**, the Council of the City of Memphis approved Pleasant Hill Shelby Holmes, project number PW01127, as part of the Public Works Fiscal Year 2020 Capital Improvement Budget; and

**WHEREAS**, it is necessary to appropriate \$1,250,000.00 funded by GO Bonds in Pleasant Hill Shelby Holmes, project number PW01127 for contract construction.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby appropriated the sum of \$1,250,000.00 funded by GO Bonds in Pleasant Hill Shelby Holmes, project number PW01127 for contract construction; chargeable to the Fiscal Year 2020 Capital Improvement Budget and credited as follows:

<b>Project Title:</b>	<b>Pleasant Hill Shelby Holmes</b>
<b>Project Number:</b>	<b>PW01127</b>
<b>Amount:</b>	<b>\$1,250,000.00</b>

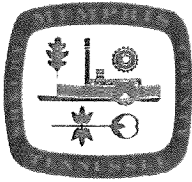
Report Date: Monday, February 3 2020  
 Capital Project Report  
 MEM Capital Project Report (MGR)  
 For the Period Ending: January 31, 2020  
 Project Status:

Public Works

PW01127 Pleasant Hill Shelby Holmes

Project Status: APPROVED

Description	Current Allocations	Total Appropriations	Current Mch Cost	Project Cost	Encumbered Commitments	Unencumbered Appropriations	Unappropriated Allocations
Awards							
11005	0	212,250	0	60,829	47,675	103,746	0
Total Awards	0	212,250	0	60,829	47,675	103,746	0
Funding Sources							
General Obligation Bonds	1,462,250	212,250	0	60,829	47,675	103,746	1,250,000
Total Funding Sources	1,462,250	212,250	0	60,829	47,675	103,746	1,250,000
Planning							
Architecture and Engineering	211,250	211,250	0	60,807	47,675	102,768	0
Land Acquisition	1,000	1,000	0	22	0	978	0
Total Planning	212,250	212,250	0	60,829	47,675	103,746	0
Construction							
Contract Construction	1,250,000	0	0	0	0	0	1,250,000
Total Construction	1,250,000	0	0	0	0	0	1,250,000
Total Project Costs:	1,462,250	212,250	0	60,829	47,675	103,746	1,250,000
Net Funding & Costs:	0	0	0	0	0	0	0



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to transfer and appropriate contract construction funds in the amount of \$4,000,000.00 for infrastructure and construction improvements within the City of Memphis.

**2. Initiating Party (e.g. Public Works, at the Request of City Council, etc.).**

Initiated by Public Works and being administered by Engineering.

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

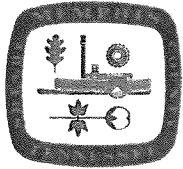
N/A

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

N/A

**5. State whether this requires an expenditure of funds/requires a budget amendment.**

This resolution requires an expenditure of funds and budget amendment. Matching funds for contribution under MOU between Shelby County Government and City of Memphis.



# RESOLUTION

This is a resolution to transfer and appropriate construction allocation for infrastructure and construction improvements within the City of Memphis for projects related to the HUD Resiliency MOU, project number ST03215.

**WHEREAS**, the Council of the City of Memphis approved Drainage-ST Coverline, project number ST03205 and HUD Resiliency MOU, project number ST03215 as part of the Public Works Fiscal Year 2020 Capital Improvement Budget; and

**WHEREAS**, on February 6, 2018 the Council of the City of Memphis approved by resolution an agreement between the City of Memphis and Shelby County Government, establishing a Memorandum of Understanding (MOU) that required a future allocation and appropriation of \$4,000,000.00 in Capital Pay Go Storm Water funds for infrastructure and construction improvements within the City of Memphis for projects related to the HUD Resiliency MOU, project number ST03215; and

**WHEREAS**, it is now necessary for the City of Memphis to provide agreed funds in the amount of \$4,000,000.00 to Shelby County Government to complete required infrastructure and construction improvements within the City of Memphis for projects related to the HUD Resiliency MOU, project number ST03215; and

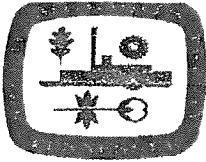
**WHEREAS**, it is necessary to appropriate a construction allocation in the amount of Two Million Dollars (\$2,000,000.00) funded by Capital PAY GO Storm Water in HUD Resiliency MOU, project number ST03215; and

**WHEREAS**, it is necessary to transfer and appropriate construction allocation in the amount of Two Million Dollars (\$2,000,000.00) funded by Capital PAY GO Storm Water from Drainage-ST Coverline, project number ST03205 to HUD Resiliency MOU, project number ST03215;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis, that the Fiscal Year 2020 Capital Improvement Budget be and is hereby amended by appropriating contract construction funds in the amount of Two Million Dollars (\$2,000,000.00) funded by Capital PAY GO Storm Water in HUD Resiliency MOU, project number ST03215 chargeable to the FY2020 Capital Improvement Budget; and

**BE IT FURTHER RESOLVED**, that there be and is here by transfer and appropriation of contract construction allocation in the amount of Two Million Dollars (\$2,000,000.00) funded by Capital PAY GO Storm from Drainage-ST Coverline, project number ST03205 to HUD Resiliency MOU, project number ST03215 chargeable to the FY2020 Capital Improvement budget and total appropriation amounts credited as follows:

Project Title	HUD Resiliency MOU
Project Number	ST03215
Total Amount	\$4,000,000.00



TO 97

**This is a Resolution to approve an agreement between the City of Memphis and Shelby County Government, establishing a Memorandum of Understanding (MOU) that requires a future allocation and appropriation of \$4,000,000 in Capital Pay GO storm water funds for the Shelby County National Disaster Resilience Grant.**

**WHEREAS**, the Shelby County Government, has received \$60,445,163 in National Disaster Resilience Competition Funds as a result of a nationwide competition sponsored by the U.S. Department of Housing and Urban Development in collaboration with the Rockefeller Foundation; and

**WHEREAS**, the City of Memphis is required to provide \$4,000,000 of funding to Shelby County Government in order to implement Infrastructure and Construction Improvement activities for the Wolf River Wetland Restoration and Greenway Activity for Rodney Baber Park and Kennedy Park, and South Cypress Creek Stream and Neighborhood Restoration Activity, all located within the City of Memphis; and

**WHEREAS**, the committed funding will dedicate a sum not to exceed \$1,500,000 for infrastructure and construction improvements to the Wolf River Wetland Restoration and Greenway for Rodney Baber Park; and

**WHEREAS**, the committed funding will dedicate a sum not to exceed \$1,00,000 for infrastructure and construction improvements to the Wolf River Wetland Restoration and Greenway for Kennedy Park; and

**WHEREAS**, the committed funding will dedicate a sum not to exceed \$1,500,000 for the South Cypress Creek Stream and Neighborhood Restoration Project; and

**WHEREAS**, it will be necessary to allocate and appropriate \$4,000,000 funded by Capital Pay GO storm water funds, at a future date, to complete the required infrastructure and construction improvements;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis a commitment of \$4,000,000 for the execution of a Memorandum of Understanding between the City of Memphis and Shelby County Government for storm water infrastructure and construction improvements, within the City of Memphis, consistent with the term and requirements of the award of National Disaster Resilience Competition Funds.

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date FEB 06 2018

Valerie C. Sypis  
Deputy Comptroller-Council Records

= INCOME  
BUDGET  
CMT. OFF  
BUC ACCT.  
PIN  
PHEUBIA B.  
#15

MEMORANDUM OF UNDERSTANDING  
BETWEEN SHELBY COUNTY GOVERNMENT  
AND THE  
CITY OF MEMPHIS

This Memorandum of Understanding ("MOU") is made and entered into between Shelby County Government, with principal offices at 160 North Main Street, Memphis, Tennessee 38103, ("COUNTY") and the City of Memphis, with principal offices at 125 North Main Street, Memphis, Tennessee 38103 ("CITY").

RECITALS

WHEREAS, Section 12-9-101 through 12-9-109, *Tennessee Code Annotated*, authorizes public agencies of the State of Tennessee to enter into inter-local MOUs; and

WHEREAS, the COUNTY has been awarded the sum of \$60,445,163.00 in National Disaster Resilience Competition Funds as a result of a nationwide competition sponsored by the U.S. Department of Housing and Urban Development (HUD) in collaboration with the Rockefeller Foundation; and

WHEREAS, the COUNTY is implementing various Infrastructure and Construction Improvement activities and projects throughout Shelby County consistent with the terms and requirements of the award of National Disaster Resilience Competition Funds; and

WHEREAS, the CITY has committed to provide funding to COUNTY in order to implement Infrastructure and Construction Improvement activities for the Wolf River Wetland Restoration and Greenway Activity for Rodney Baber Park and Kennedy Park, and South Cypress Creek Stream and Neighborhood Restoration Activity, all located within the CITY of Memphis; and

WHEREAS, the COUNTY and CITY wish to enter into this MOU to set forth and memorialize the understanding of the rights and duties of each party hereto.

NOW, THEREFORE, in consideration of these premises the Parties agree as follows:

1. As per correspondence from the CITY of Memphis dated October 22, 2015, attached hereto as Exhibits A and B respectively and incorporated herein by reference as if stated verbatim herein, the CITY will, upon receipt of an invoice submitted by the COUNTY, remit to COUNTY the sum not to exceed \$1,500,000.00 for the Infrastructure and Construction Improvements to the Wolf River Wetland Restoration and Greenway for Rodney Baber Park, the sum not to exceed \$1,000,000.00 for Infrastructure and Construction Improvements to the Wolf River Wetland Restoration and Greenway for

Kennedy Park, and the sum not to exceed \$1,500,000.00 for the South Cypress Creek Stream and Neighborhood Restoration Project based on invoices submitted by COUNTY to CITY for services performed and costs incurred for each project.

2. The COUNTY will provide all services relative to the implementation of the referenced projects consistent with the terms of the award of National Disaster Resilience Competition Funds.

3. This MOU shall become effective upon the signature of both Parties.

4. The term of this MOU shall begin upon the date of execution and continue until the Projects are completed or for a period of five (5) years through September 30, 2022, whichever occurs first.

5. This MOU may be terminated by either party, with or without cause, by giving thirty (30) days' written notice to the other before the effective date of termination. In the event of termination, the COUNTY shall be entitled to receive compensation from the CITY for all costs or expenses incurred by the COUNTY for these projects, including but not limited to services rendered or work performed, as of the termination date.

6. The parties recognize that each party is a governmental entity as defined by Tennessee Code Annotated Section 29-20-101 et. seq. and is responsible for negligent acts and/or omissions of its agents or employees. The parties agree that neither party shall be responsible for personal injury or property damage or other loss suffered by any person or entity except that resulting from its own negligence, and nothing in this MOU shall be construed as creating an obligation to indemnify the other party against that party's own negligence. The foregoing notwithstanding, it is the intent of the parties hereto that neither party, by virtue of entering into this MOU, assume liabilities that are greater than those set forth in the Tennessee Governmental Tort Liability Act, T.C.A. Section 29-20-101, et seq., or an amount of liability greater than set forth in T.C.A. Section 29-20-101, et seq.

7. All parties hereto hereby agree, warrant, and assure compliance with the provisions of Title VI and VII of the Civil Rights Act of 1964 and all other federal statutory laws which provide in whole or in part that no person shall be excluded from participation or be denied benefits of or be otherwise subjected to discrimination in the performance of this MOU or in the employment practices on the grounds of handicap and/or disability, age, race, color, religion, sex, national origin, or any other classification protected by federal, Tennessee State Constitutional or statutory law. Upon request, the requested party shall show proof of such non-discrimination and shall post in conspicuous places available to all employees and applicants notices of non-discrimination.

8. This MOU represents the entire and integrated MOU between the parties and supersedes all prior negotiations, representations or MOUs, whether oral or written. This MOU may be modified or amended only by written instrument signed by both parties.

9. If any provision of this MOU is held to be unlawful, invalid or unenforceable for any reason, such provision shall be fully severable; and this MOU shall then be construed and enforced as if such unlawful, invalid or unenforceable provision had not been a part hereof. The remaining provisions of this MOU shall remain in full force and effect and shall not be affected by such unlawful, invalid or unenforceable provision or by its severance here from. Furthermore, in lieu of such unlawful, invalid, or unenforceable provision, there shall be added automatically as a part of this MOU a legal, valid, and enforceable provision as similar in terms to such unlawful, invalid, or unenforceable provision as possible.

10. No waiver of any term, condition, default, or breach of this MOU, or of any document executed pursuant hereto, shall be effective unless in writing and executed by the party making such waiver; and no such waiver shall operate as a waiver of either (a) such term, condition, default, or breach on any other occasion or (b) any other term, condition, default, or breach of this MOU or of such document. No delay or failure to enforce any provision in this MOU or in any document executed pursuant hereto shall operate as a waiver of such provision or any other provision herein or in any document related hereto. The enforcement by any party of any right or remedy it may have under this MOU or applicable law shall not be deemed an election of remedies or otherwise prevent such party from enforcement of one or more other remedies at any time.

11. Any notices required or permitted to be given under the provisions of this MOU shall be effective only if in writing and delivered either in person to the authorized agent or by First Class or U.S. Mail, return receipt requested, to the addresses set forth below, or to such other person or address as either party may designate in writing and deliver as herein provided. Notices shall be deemed received (i) if by hand delivery, on date of delivery with a signed receipt; (ii) if U.S. Mail, on date of receipt appearing on the return receipt card; (iii) if by overnight courier, on date receipt is confirmed by such courier service.

COUNTY:

Shelby COUNTY Engineer  
6449 Haley Road  
Memphis, Tennessee 38134

and

Shelby COUNTY Government  
Contract Administration  
160 N. Main St., Suite 950  
Memphis, Tennessee 38103

CITY:

CITY of Memphis  
Attn: CITY Engineer  
125 N. Main, Room 644  
Memphis, TN 38103

and



CITY of Memphis  
Attn: Public Works Director  
125 N. Main, Room 608  
Memphis, TN 38103

CITY of Memphis  
Attn: CITY Attorney  
125 N. Main, Room 336  
Memphis, TN 38103

11. Both parties shall comply with all applicable federal, state and local laws in the performance of its duties and obligations herein. For all purchases herein, the COUNTY shall comply with its purchasing policies and procedures.

12. Nothing in this MOU shall be deemed to represent that either party, or any of its employees or agents, are the agents, representatives, or employees of the other party. Each party shall be an independent service provider over the details and means for performing the services under this MOU. Anything in this MOU which may appear to give either party the right to direct the other party as to the details of the performance of the services under this MOU or to exercise a measure of control over the other party is solely for purposes of compliance with local, state and federal regulations and means that the party will follow the desires of the other party only as to the intended results of the scope of this MOU.

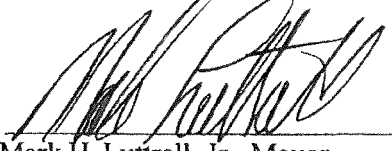
13. This MOU will be interpreted in accordance with the laws of the State of Tennessee. By execution of this MOU, the parties agree that all actions, whether sounding in contract or in tort, relating to the validity, construction, interpretation and enforcement of this MOU will be instituted and litigated in the courts of the State of Tennessee, located in Shelby County, Tennessee, and in no other. In accordance herewith, the parties to this MOU submit to the jurisdiction of the courts of the State of Tennessee located in Shelby County, Tennessee.

14. This MOU, including any exhibits hereto, contains the entire agreement of the parties relative to this subject matter and supersedes any prior written or oral agreements or contracts between the parties.

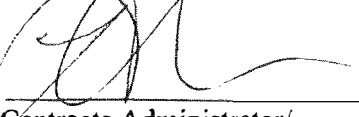
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IN WITNESS WHEREOF, the Parties have executed this Memorandum of Understanding to become effective as of the date first written above.

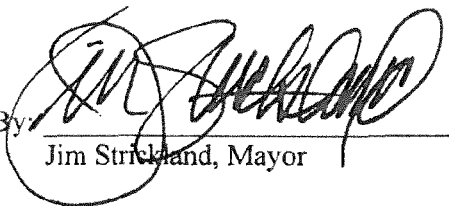
**SHELBY COUNTY GOVERNMENT**

By:   
Mark H. Luttrell, Jr., Mayor

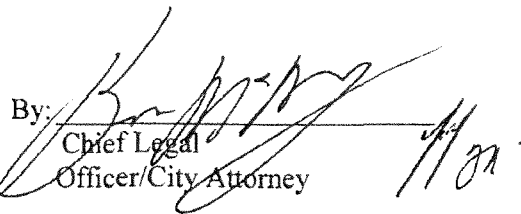
**APPROVED AS TO FORM AND LEGALITY:**

By:   
Contracts Administrator/  
Assistant COUNTY Attorney

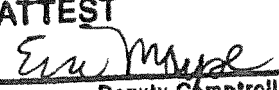
**CITY OF MEMPHIS**

By:   
Jim Strickland, Mayor

**APPROVED AS TO FORM AND LEGALITY:**

By:   
Chief Legal  
Officer/City Attorney

**ATTEST**

 4/13/18  
Deputy Comptroller

Report Date: Friday, February 21, 2020  
 CMEM Capital Project Report (MGR)  
 For the Period Ending: February 29, 2020  
 Project Status: APPROVED

Public Works

ST03215 HOB Rosillicy MOU

Project Status: APPROVED

Description	Current Allocations	Total Appropriations	Current Mth Cost	Project Cost	Encumbered Commitments	Unencumbered Appropriations	Unapportioned Allocations
Awards							
11256	0	0	0	0	0	0	0
Total Awards	0	0	0	0	0	0	0
Funding Sources							
Capital PAY GO	2,000,000	2	0	0	0	0	2,000,000
Total Funding Sources	2,000,000	2	0	0	0	0	2,000,000
Planning							
Architecture and Engineering	0	0	0	0	0	0	0
Total Planning	0	0	0	0	0	0	0
Construction							
Contract Construction	2,000,000	0	0	0	0	0	2,000,000
Other Cost	0	0	0	0	0	0	0
Total Construction	2,000,000	0	0	0	0	0	2,000,000
Total Project Costs:	2,000,000	0	0	0	0	0	2,000,000
Net Funding & Costs:	0	0	0	0	0	0	0

Capital Project Report  
 CMEM Capital Project Report (MGR)

Report Date: Friday, February 21 2020

For the Period Ending: February 29, 2020

Project Status:

Public Works

ST03205

Drainage - ST Coverline

Project Status: APPROVED

Description	Current Allocations	Total Appropriations	Current Mth Cost	Project Cost	Encumbered Commitments	Unencumbered Appropriations	Unappropriated Allocations
Awards							
11256	0	0	0	0	0	0	0
Total Awards	0	0	0	0	0	0	0
Funding Sources							
Capital PAY GO	8,417,193	0	0	0	0	0	8,417,193
Total Funding Sources	8,417,193	0	0	0	0	0	8,417,193
Construction							
Contract Construction	8,417,193	0	0	0	0	0	8,417,193
Total Construction	8,417,193	0	0	0	0	0	8,417,193
Total Project Costs:	8,417,193	0	0	0	0	0	8,417,193
Net Funding & Costs:	0	0	0	0	0	0	0

**MINUTES**

**REGULAR MEETING OF THE CITY COUNCIL**

**CITY OF MEMPHIS**

**March 3, 2020**

**3:30 P.M. SCHEDULED SESSION**

**3:45 P.M. MEETING COMMENCED**

**ROLL CALL:** J. Ford Canale, Chase Carlisle, Frank Colvett, Jr., Michalyn Easter-Thomas, Edmund Ford, Sr., Cheyenne Johnson, Martavius Jones, Rhonda Logan, Worth Morgan, JB Smiley, Jr., Jamita Swearngen, Jeff Warren and Chairwoman Patrice Robinson.

**THE MEETING WAS CALLED TO ORDER  
BY SERGEANT-AT-ARMS**

**INVOCATION**

The meeting was opened with prayer by Pastor B. Carraway Stokes, from Greater Paradise Baptist Church. Councilwoman Easter-Thomas presented Pastor Stokes with a certificate naming him Chaplain of the Day.

**These minutes record the agenda items and the action taken by the Council on such items. The full text of the original of the ordinances, resolutions and supporting documents, including an audio recording of Council's deliberations are filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.**

Approval of the Minutes of the regular meeting of February 18, 2020 with the following motion:

MOTION: Colvett  
SECOND: Canale

**APPROVED,** unanimous voice vote

1. **PRESENTATION TO MR. IKE GRIFFITH FROM BROWN BAPTIST CHURCH FOR THE CITY'S SUMMER YOUTH PROGRAM. SPONSORED BY CHAIRWOMAN ROBINSON.**

**(Presentation was given by Pastor Bartholomew Orr).**

- 2. **RESOLUTION RECOGNIZING MID-SOUTH MISSION OF MERCY FOR THEIR COMMUNITY EFFORTS. THIS RESOLUTION IS SPONSORED BY VICE CHAIRMAN COLVETT AND CHAIRWOMAN ROBINSON. (HELD FROM 2/18)**

MOTION: Colvett  
 SECOND: Canale

**APPROVED**, unanimous voice vote

- 3. **RESOLUTION RECOGNIZING THE RIDGEWAY MIDDLE SCHOOL ROADRUNNERS BOYS BASKETBALL TEAM FOR THEIR 2019-2020 CLASS AAA CHAMPIONSHIP. THIS RESOLUTION IS SPONSORED BY VICE CHAIRMAN COLVETT.**

MOTION: Colvett  
 SECOND: Canale

**APPROVED**, unanimous voice vote

- 4. **RESOLUTION APPROVING A STREET/ALLEY CLOSURE LOCATED WITHIN THE BLOCK BOUNDED BY FORD, GILLEAS, TRAVIS AND HARAHAH ROADS, CONTAINING +/-1,500 SQUARE FEET IN THE RESIDENTIAL SINGLE-FAMILY – 6 DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT. (HELD FROM 2/4; 2/18)**

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

MOTION: Colvett  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Warren and Chairwoman Robinson  
 Swarengen abstained

**APPROVED**

**CONSENT AGENDA – Items #5 - #7 may be acted upon by one motion: See Page 5395 for Roll Call Consent Items.**

- 5. **ORDINANCE** amending Chapter 21 of the City of Memphis, Code of Ordinances to add a Section related to the Speed Enforcement Photographic System, up for F I R S T reading. Ordinance No. 5747 is sponsored by the Division of Engineering.

**APPROVED**, on First reading

- 6. **RESOLUTION APPROVING THE FINAL PLAT FOR GRAHAMWOOD CROSSING PD.**

Case No. (PD 15-307)  
Contract No. CR-5321

Resolution approves the final plat located at 4000 Summer Avenue, northeast corner lot in the Summer Avenue/North Grahamwood Street 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 Bank3 Letter of Credit No. 115 in the amount of \$50,900.00 on behalf of the City of Memphis.

City Engineer recommends approval

**APPROVED**

- 7. **RESOLUTION APPROVING THE SUPPLEMENT AGREEMENT #1 TO SOUTH SHELBY RNG, LLC.**

Contract No. CR-5295 AM

Resolution approves supplemental agreement #1 located 1,950 feet east of Holmes Road and Malone Road intersection in the City of Memphis, Tennessee. Resolution also authorizes the proper officials to execute the attached Supplemental Agreement #1.

City Engineer recommends approval

**APPROVED**

**ROLL CALL CONSENT ITEMS**

MOTION: Colvett  
SECOND: Logan  
AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson

**APPROVED**

**(Councilman Carlisle, made a motion to vote on Consent Item #28 separately, without objection)**

**FISCAL CONSENT AGENDA – Items #8 - #10 may be acted upon by one motion:**

8. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$485,000.00 FROM THE NATIONAL PARK SERVICE FOR IMPROVEMENTS TO DOUGLASS PARK. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PARKS AND NEIGHBORHOODS. (REQUEST FOR SAME NIGHT MINUTES)**

**APPROVED**

9. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$58,491.00 FROM THE SHELBY COUNTY SHERIFF'S OFFICE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF POLICE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)**

**APPROVED**

10. **RESOLUTION ACCEPTING AN IN-KIND DONATION IN THE AMOUNT OF \$300,000.00 FROM THE U.S. SOCCER FOUNDATION AND TARGET CORPORATION FOR INSTALLATION OF SOCCER MINI-PITCHES AT GAISMAN, BERT FERGUSON, AND WILLOW PARKS. DISTRICTS 5 AND 2, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PARKS AND NEIGHBORHOODS. (REQUEST FOR SAME NIGHT MINUTES)**

**APPROVED****ROLL CALL FISCAL CONSENT ITEMS**

MOTION: Colvett

SECOND: Swearngen

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson

**APPROVED****MLGW FISCAL CONSENT AGENDA – Items #11 - #16 may be acted upon by one motion:**

11. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 11974, CROSS CONNECTION CONTROL SURVEY/INSPECTION WITH MID-SOUTH ENGINEERING CONSULTANTS, LLC IN THE AMOUNT OF \$215,000.00. (THIS CHANGE IS TO RATIFY AND RENEW THE CURRENT CONTRACT FOR THE SECOND OF FOUR ANNUAL RENEWAL TERMS FOR THE PERIOD COVERING FEBRUARY 21, 2020 THROUGH FEBRUARY 20, 2021, WITH NO INCREASE IN RATES FROM THE PREVIOUS RENEWAL.)**

**APPROVED**



- 12. **RESOLUTION AWARDDING CONTRACT NO. 12142, CARD PAYMENT PROCESSING SERVICES TO CARD CONNECT, LLC - OPTION A IN THE AMOUNT OF \$5,332,000.00.**

**APPROVED**

- 13. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11775, ROOF MAINTENANCE WITH DAKOTA CORPORATION DBA JESSIE BRYANT ROOFING IN THE AMOUNT OF \$65,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FOURTH AND FINAL ANNUAL RENEWAL TERM FOR THE PERIOD COVERING MAY 9, 2020 THROUGH MAY 8, 2021, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

**APPROVED**

- 14. **RESOLUTION AWARDDING CONTRACT NO.12144, NETTERS GATE AND ADA IMPROVEMENTS TO BARNES & BROWER, INCORPORATED IN THE AMOUNT OF \$99,871.00.**

**APPROVED**

- 15. **RESOLUTION AWARDDING CONTRACT NO. 12075, ELEVATOR MAINTENANCE – BEALE STREET LANDING TO BARNES & BROWER, INCORPORATED IN THE AMOUNT OF \$354,930.00.**

**APPROVED**

- 16. **RESOLUTION AWARDDING CONTRACT TO STUART C. IRBY COMPANY FOR HIGH VOLTAGE RUBBER GLOVES, IN THE AMOUNT OF \$147,884.91.**

**APPROVED**

**ROLL CALL MLGW FISCAL CONSENT ITEMS**

MOTION: Colvett  
 SECOND: Morgan  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swaengren, Warren and Chairwoman Robinson

**APPROVED**

- 30. **RESOLUTION URGING THE LEGISLATIVE BODY AND THE TENNESSEE GOVERNOR TO PASS LEGISLATION TO ALLOW THE CITY OF MEMPHIS TO RECEIVE ITS TOTAL SHARE OF THE STATE’S SALES TAX REVENUES. THIS RESOLUTION IS SPONSORED BY MEMPHIS CITY COUNCIL. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Colvett  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

31. **RESOLUTION APPROPRIATING \$1,082,813.00 OF THE CITY OF MEMPHIS DIVISION OF POLICE SERVICES CIP PROJECT PD04022, IN-CAR VIDEO ALLOCATION. THE ENTIRE AMOUNT TO INFORMATION TECHNOLOGY WILL BE APPROPRIATED FOR THE EQUIPMENT AND INSTALLATION OF IN-CAR VIDEO. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Swearingen  
 SECOND: Carlisle  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

32. **RESOLUTION AUTHORIZING THE MEMPHIS AND SHELBY DIVISION OF PLANNING AND DEVELOPMENT TO PROCEED WITH THE SUBMITTAL OF AN APPLICATION FOR REZONING CERTAIN PROPERTIES ALONG LAMAR AVENUE BETWEEN WINCHESTER ROAD AND BELLEVUE BOULEVARD. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Colvett  
 SECOND: Swearingen  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

33. **RESOLUTION AMENDING THE FY21 CITY COUNCIL GRANT PROGRAM. THIS RESOLUTION IS SPONSORED BY COUNCILMAN JONES. (REQUEST FOR SAME NIGHT MINUTES).**

**(Special Item #1 - Councilwoman Johnson offered a Friendly Amendment requesting that the Administration include the \$2,600,000.00 for the City Council Grant Program in FY21, to ensure equitable distribution amongst all Council Districts, in increments of \$200,000.00 to each Council Member).**

MOTION: Johnson  
 SECOND: Carlisle  
 AYES: Canale, Carlisle, Colvett, Ford, Johnson, Logan, Morgan, Smiley, Swearingen,

NAYS: Warren and Chairwoman Robinson  
Easter-Thomas and Jones

**APPROVED**

MAIN MOTION: Colvett  
SECOND: Jones  
AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan,  
Swearengen, Warren and Chairwoman Robinson  
NAY: Morgan  
Carlisle abstained  
Smiley did not cast a vote

**APPROVED**, as amended

17. **APPOINTMENTS**

**PENSION BOARD OF ADMINISTRATION**

Reappointments

Sharonda Hampton  
Paula Polite

MOTION: Carlisle  
SECOND: Colvett  
AYES: Canale, Carlisle, Colvett, Ford, Johnson, Jones, Logan, Morgan, Swearengen,  
Warren and Chairwoman Robinson  
Easter-Thomas abstained  
Smiley did not cast a vote

**APPROVED**

18. **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; 2/4; 2/18)**

MOTION: Swearengen  
SECOND: Colvett  
AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan,  
Smiley, Swearengen, Warren and Chairwoman Robinson

**APPROVED**, as amended

19. **ORDINANCE TO AMEND A COUNCIL MEETING DATE FOR THE MONTH OF MARCH FROM THE THIRD TUESDAY TO THE FOURTH TUESDAY, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5746 IS SPONSORED BY CHAIRWOMAN ROBINSON.**

MOTION: Colvett  
 SECOND: Swearingen  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

20. **RESOLUTION REQUESTING THE APPROVAL OF THE SALE OF CITY OWNED SURPLUS PROPERTY ACQUIRED BY THE CITY OF MEMPHIS FOR THE DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT IN THE AMOUNT OF \$4,500.00, LOCATED AT 0 PONTOTOC AVENUE IN MEMPHIS, SHELBY COUNTY, TENNESSEE 38126 AND FURTHER DESCRIBED AS PARCEL #007016 00002, TO THE ADJACENT PROPERTY OWNER, DJM HOLDINGS, IN ACCORDANCE WITH CITY ORDINANCE SEC 2-16-1(E). DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Smiley  
 SECOND: Ford  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

21. **RESOLUTION REQUESTING THE APPROVAL OF THE SALE OF CITY OWNED SURPLUS PROPERTY ACQUIRED BY THE CITY OF MEMPHIS FOR THE DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT IN THE AMOUNT OF \$1,000, LOCATED AT 2141 GOFF AVENUE IN MEMPHIS, SHELBY COUNTY, TENNESSEE 38114 AND FURTHER DESCRIBED AS PARCEL #047008 00007. THE PROCEEDS FROM THIS SALE SHALL BE DEPOSITED INTO FUND 221 FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM. DISTRICT 4, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Smiley  
 SECOND: Ford  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

22. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$1,141,333.00 FROM CIP PROJECT #IS01007 TO PROVIDE FUNDS FOR A PROGRAMMATIC REPLACEMENT OF OBSOLETE EQUIPMENT AND SOFTWARE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF INFORMATION SERVICES.**

MOTION: Ford

SECOND: Canale

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson  
Jones did not cast a vote

**APPROVED**

23. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$2,250,000.00 FROM CIP PROJECT #IS01082 TO PROVIDE FUNDS TO REPLACE THE EXISTING AND OUTDATED TREASURY TAX SYSTEM. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF INFORMATION SERVICES.**

MOTION: Ford

SECOND: Canale

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson  
Jones did not cast a vote

**APPROVED**

24. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$1,700,000.00 FROM CIP PROJECT #IS01062 TO PROVIDE FUNDS FOR REPLACEMENT OF A TWENTY PLUS YEAR OLD PHONE SYSTEM. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF INFORMATION SERVICES.**

MOTION: Ford

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson  
Jones did not cast a vote

**APPROVED**

25. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$500,000.00 FROM CIP PROJECT #IS01083 TO PROVIDE FUNDS TO UPGRADE THE OUTDATED DESKTOP APPLICATION INFRASTRUCTURE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF INFORMATION SERVICES.**

MOTION: Ford

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

- 26. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$500,000.00 FROM CIP PROJECT #IS01084 TO PROVIDE FUNDS TO UPGRADE THE OUTDATED NETWORK INFRASTRUCTURE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF INFORMATION SERVICES.**

MOTION: Ford  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

- 27. **RESOLUTION CREATING A TASK FORCE TO PROVIDE OVERSIGHT FOR IMPLEMENTING THE BEST PRACTICES FOR RECRUITING, HIRING, AND RETAINING PUBLIC SAFETY OFFICERS. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN LOGAN, COUNCILWOMAN SWEARENGEN AND CHAIRWOMAN ROBINSON. (HELD FROM 2/18)**

MOTION: Logan  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**, as amended

- 29. **RESOLUTION APPROVING TERMINATION OF SUBLEASE, ASSIGNMENT OF GROUND LEASE AND AMENDMENT TO CERTAIN DOCUMENTS RELATING TO SHERATON MEMPHIS DOWNTON/CONVENTION CENTER HOTEL. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

MOTION: Ford  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Swearingen, Warren and Chairwoman Robinson  
 Smiley abstained

**APPROVED**

- 28. **ORDINANCE TO RESCIND REFERENDUM ORDINANCE NO. 5744 AMENDING ARTICLE 27, SECTION 190 OF THE CHARTER OF THE CITY OF MEMPHIS, SAME**

**BEING CHAPTER 11 OF THE ACTS OF 1879, AS AMENDED, AND RELATIVE TO AMENDMENTS THERETO PURSUANT TO THE PROVISIONS OF ARTICLE 11, SECTION 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT) TO ALLOW SPECIFIED PERSONNEL EMPLOYED WITH THE DIVISIONS OF POLICE AND FIRE SERVICES TO RESIDE WITHIN 50 MILES FROM THE CITY OF MEMPHIS, UP FOR F I R S T READING. ORDINANCE NO. 5748 IS SPONSORED BY COUNCILMAN JONES.**

**(Councilwoman Swarengen made a motion to send this item back to Committee, but after further discussion, she withdrew her motion).**

MOTION: Carlisle  
SECOND: Warren  
AYES: Easter-Thomas, Jones, Logan and Chairwoman Robinson  
NAYS: Canale, Carlisle, Colvett, Ford, Johnson, Morgan, Swarengen and Warren  
Smiley abstained

**FAILED**, on First reading

**(Special Item #2 - Councilman Colvett made a motion to approve Same Night Minutes for Items #6, #8 - #10, #19 & #30 - #33 from tonight’s meeting).**

MOTION: Colvett  
SECOND: Jones  
AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swarengen, Warren and Chairwoman Robinson

**APPROVED**

Chairwoman Robinson recognized the following people who spoke from the audience:

- Dennis Lynch, 347 N. McLean, Memphis, Tennessee, 38112
- BJ Chester-Tamayo, 317 N. Main Street, Memphis, Tennessee, 38103
- Walter Broady, 4256 Ledbetter Cove, Memphis, Tennessee, 38109

**ADJOURNED MEETING AT 5:20 P.M.**

.....  
Upon statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

\_\_\_\_\_  
CHAIRMAN

Attest:

\_\_\_\_\_  
Deputy Comptroller/Council Records