



# CITY OF MEMPHIS

## COUNCIL REGULAR MEETING AGENDA

Tuesday, July 7, 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)

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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** (June 16, 2020)

**ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ITEMS HELD OR DROPPED FROM THE AGENDA**

#### PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION approving an Honorary Street name change of Norman Avenue between Boxwood Street and North Hollywood Street to Elder R.E. Berry Avenue. This resolution is sponsored by Councilwoman Easter-Thomas. ✓

ACTION REQUESTED: Adopt the resolution

COMMUNITY ORGANIZATION SPOTLIGHT (None)

PUBLIC HEARINGS (None)

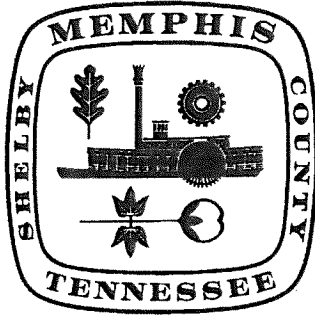
DIVISION OF PLANNING AND DEVELOPMENT

2.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

RESOLUTION requiring community meetings prior to hearings before the Land Use Control Board. This resolution is sponsored by Councilwoman Johnson and Councilman Warren. **(Request for same night minutes)**

ACTION REQUESTED: Adopt the resolution

ZONING ORDINANCE- THIRD AND FINAL READING (None)



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## CONSENT AGENDA

3. RESOLUTION approving an Honorary Street name change of South Fourth Street from 400 ft north on Fourth Street to the corner of E.H. Crump Blvd. and Fourth Street for Willeen W. Hastings. This resolution is sponsored by Councilman Warren.

ACTION REQUESTED: Adopt the resolution

### GENERAL ORDINANCES - FIRST READING

4. **ORDINANCE** amending Chapter 2, Article I, Section 2-10-10, Subsection B, to require the Board of Ethics to establish an online portal to require Lobbyists to register annually and to file their state mandated disclosure statements with the City of Memphis, up for F I R S T reading. Ordinance No. 5752 is sponsored by Councilman Morgan and Councilman Carlisle. (Held from 6/16)

ACTION REQUESTED: Take whatever action Council deems advisable

5. **ORDINANCE** rescinding 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. 5756 is sponsored by Councilwoman Easter-Thomas.

ACTION REQUESTED: Take whatever action Council deems advisable

### GENERAL ORDINANCE - SECOND READING (None)

**ZONING ORDINANCES – FIRST READING**

6.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

**ORDINANCE** rezoning 4195 E. Shelby Drive, containing +/-30.016 acres in the Conservation Agriculture (CA) District, up for F I R S T reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. Z 20-01  
Ordinance No. 5753

Applicant: CLP, LLC  
Cindy Reaves, SR Consulting – Representative

Request: Employment (EMP)

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

7.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

**ORDINANCE** rezoning the Northwest corner of East Holmes Road and Malone Road; containing 40.80 acres in the Conservation Agriculture (CA) and Conservation Agriculture Flood Plain (CA{FP}) Districts, up for F I R S T reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. Z 20-02  
Ordinance No. 5754

Applicant: Alice Langford, et al/PDC, TN/FL, LLC  
The Reaves Firm, Inc. – Representative

Request: Employment (EMP) & Employment Flood Plain (EMP{FP})  
Districts

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

8.  
Colvett  
Chairman,  
Planning &  
Zoning  
Committee

**ORDINANCE** rezoning north of Ketchum Road, east of Imogene Street, south of Dwight Road, and west of Pendleton Street; containing +/-66 acres in the Residential Single-Family -6 (R-6) and Residential Urban -1 (RU-1) Districts, up for F I R S T reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. Z 20-03  
Ordinance No. 5755

Applicant: Memphis Shelby County Airport Authority/Ketchum Airport  
Investors, LLC – Bradleigh Kaaber  
Brittenuum Law, PLLC – Dedrick Brittenuum Jr. – Representative

Request: Employment (EMP)

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

**ZONING ORDINANCE - SECOND READING** (None)

**NOTATIONS FROM OPD**

**NOTATIONS** from the Land Use Control Board that the following cases were heard and recommendation made requesting a date of public hearing:

9. A. Case No. SUP 19-41 – 135-FOOT CELL TOWER

Located at 1883 Lamar Avenue, containing +/-0.63 acres in the Commercial Mixed Use- 3 (CMU-3) & Glenview Historic Districts.

Applicant: CGIENT LLC Series/Verizon Wireless  
Sam Tiwana, Kaizen Realty (CGIENT LLC Rep.) and  
Jerry Gingerich, Terra Consulting Group, Ltd. (Verizon  
Wireless Rep) – Representatives

Request: To allow a 135-foot CMCS (Cell) Tower

LUCB recommendation: REJECTION

OPD recommendation: APPROVAL, with conditions

B. Case No. PD 99-362 – QUINCE/LYNNFIELD PLANNED DEVELOPMENT

Located at the Southwest corner of Quince Road and Lynnfield Road, containing 4.20 acres currently governed by Quince/Lynnfield Planned Development (PD 99-362).

Appellant: Balmoral Neighborhood Association  
Appellee: SE Industrial Investments, LLC

Request: Appeal the decision of the Land Use Control Board for a Major Modification 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

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

**SUGGESTED DATE: July 21, 2020**

**ENGINEERING DIVISION**

10. RESOLUTION approving the engineering plans for LAKEHURST DRAINAGE IMPROVEMENTS.

Contract No. CR-5330

Resolution approves the engineering plans located on Austin Peay Highway and Lakehurst Avenue 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. SU1159228 in the amount of \$193,500.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

11. RESOLUTION approving the engineering plans for RENASANT BANK – 5575 POPLAR AVENUE.

Contract No. CR-5331

Resolution approves the engineering plans located on the Southeast corner of the Poplar Avenue and Yates Road intersection at 5575 Poplar Avenue 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 Travelers Performance Bond No. 107187765 in the amount of \$144,900.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

12. RESOLUTION approving the engineering plans for AVIATION FACILITIES PD RE-RECORDING OF PHASE 2, 4 & 5 (UPS OAKHAVEN HUB).

Contract No. CR-5332

Resolution approves the engineering plans located on the northeast corner lot of Swinnea Road and Winchester Road intersection in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Travelers Performance Bond No. 107233600 in the amount of \$304,100.00 on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

13. RESOLUTION approving the SUPPLEMENT AGREEMENT #1 to COMMUNITY REDEVELOPMENT AGENCY DRAINAGE IMPROVEMENTS.

Contract No. CR-5327 AM

Resolution approves supplemental agreement #1 located on Keel Avenue (N. Front Street intersection to Main Street intersection) and N. Front Street (Keel Avenue intersection to Saffarans Avenue 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 Supplemental Agreement #1 and accept the Tri-State Letter of Credit No. 300 in the amount of \$62,200.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution



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## FISCAL CONSENT AGENDA

14. RESOLUTION accepting and appropriating grant funds in the amount of \$13,868.00 from Hewlett Packard Enterprise for Aruba Healthcare Connectivity Bundles during COVID-19 pandemic. (All Council Districts). This resolution is sponsored by Fire Services. **(Request for Same Night Minutes)**
15. RESOLUTION amending the FY2020 Operating Budget by accepting and appropriating \$409,467.50 from Shelby County Government for the Federal FY19 Justice Assistance Grant program on behalf of the Memphis Police Department. (All Council Districts). This resolution is sponsored by Police Services. **(Request for Same Night Minutes)**
16. RESOLUTION amending the FY21 Operating Budget by accepting and appropriating grant funds in the amount of \$78,417.00 from the State of Tennessee Department of Finance and Administration, Office of Justice Programs. This donation will be used to purchase after-school programming supplies, professional services and travel. (All Council Districts). This resolution is sponsored by Memphis Public Library and Information Center. **(Request for Same Night Minutes)**
17. RESOLUTION amending the FY21 Operating Budget by accepting and appropriating grant funds in the amount of \$51,900.00 from the Tennessee State Library and Archives for supplies, books, and material for the Memphis Public Library and Information Center. (All Council Districts). This resolution is sponsored by Memphis Public Library and Information Center. **(Request for Same Night Minutes)**





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## MLGW FISCAL CONSENT

18. RESOLUTION approving an agreement between MLGW and Shelby County Government Public Works Division to bill and collect the solid waste fees in the Northaven special service district.
19. RESOLUTION awarding a purchase order to Thomas Gallaway Corporation, d/b/a Technogent for Splunk software annual maintenance and support, in the amount of \$77,586.21
20. RESOLUTION approving Change No. 4 to Contract No. 11851, Aerator Maintenance with R. P. Services, Inc., in the funded amount of \$300,000.00. (This change is to renew the current contract for the fourth and final annual renewal term covering the period August 25, 2020 through August 24, 2021 in the amount of \$286,844.52. In addition, MLGW is requesting approval of contingency funds in the amount of \$13,155.48 in the event of unforeseen conditions, for a total funded amount of \$300,000.00. This renewal reflects a 2% increase in rates, in accordance with the contract documents, from the previous year due to increase in cost of equipment and materials.)
21. RESOLUTION awarding a thirty-six month purchase order to Brighter Days and Nites, Inc. for 600V ruggedized secondary underground cable, in the amount of \$1,522,702.00.
22. RESOLUTION awarding a purchase order to AutoNation Ford Memphis for pickup trucks, in the amount of \$820,016.92.



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## REGULAR AGENDA

GENERAL ORDINANCE – THIRD AND FINAL READING (None)

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

23. RESOLUTION authorizing the issuance, sale and delivery of not to exceed thirty-one million dollars (\$31,000,000) aggregate principal amount of the City of Memphis, Tennessee, General Improvement Bonds, Series 2020A, for the purpose of financing the cost of public works projects. This resolution is sponsored by Finance Division. (Held from 6/16)
- Robinson  
Chairman,  
Executive  
Session

ACTION REQUESTED: No Recommendation

24. INITIAL RESOLUTION authorizing the issuance of not to exceed thirty-one million dollars (\$31,000,000) of General Obligation Bonds of the City of Memphis, Tennessee, for the purpose of financing the cost of public works projects in the City. This resolution is sponsored by Finance Division. (Held from 6/16)
- Robinson  
Chairman,  
Executive  
Session

ACTION REQUESTED: No Recommendation

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

25. RESOLUTION requesting the approval of the sale of City owned surplus parcel, in the amount of \$5,000.00, acquired by the City of Memphis, located at 0 Willowview Avenue, Memphis, Shelby County, Tennessee 38111 and further described as Parcel #058102 00019. (City Council District 4 and Super District 9). This resolution is sponsored by General Services.
- Smiley  
Chairman,  
Public Works,  
Solid Waste,  
Transportation  
& General

ACTION REQUESTED: Adopt the resolution

Services  
Committee

26. RESOLUTION requesting the approval of the sale of City owned surplus parcel, in the amount of \$500.00, acquired by the City of Memphis, located at 0 E. Utah Avenue, Memphis, Shelby County, Tennessee 38106 and further described as Parcel #024057 000028. (City Council District 6 and Super District 8). This resolution is sponsored by General Services.

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

ACTION REQUESTED: Adopt the resolution

27. RESOLUTION requesting the approval of the sale of City owned vacant parcel in the amount of \$1,650.00 located at 1534 Robin Hood Lane, Parcel #0508086 0047 Memphis, Shelby County, Tennessee 38111. This resolution is sponsored by General Services.

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

ACTION REQUESTED: Adopt the resolution

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT**

28. RESOLUTION requesting the approval for the sale of City owned property in the amount of \$811,000.00 located at 2998 Tillman Cove in Memphis, Shelby County, Tennessee and further described as Parcel ID #044009 00017. This property is in District 5, Super District 9. This resolution is sponsored by Housing and Community Development. (Held from 5/5; 5/19; 6/2; 6/16) **(Request for same night minutes)**

Johnson  
Chairman,  
Housing &  
Community  
Development  
Committee

ACTION REQUESTED: Adopt the resolution

29. RESOLUTION allocating and appropriating \$4,150,000.00 in available Tourism Development Zone surplus revenues for infrastructure improvement projects in the Pinch District. This resolution is sponsored by Housing and Community Development. (Held from 6/16)

Robinson  
Chairman,  
Executive  
Session

ACTION REQUESTED: No Recommendation

30. RESOLUTION allocating and appropriating \$5,000,000.00 for Pinch District Infrastructure Improvements. This resolution is sponsored by Housing and Community Development. (Held from 6/16)

Robinson,  
Chairman,  
Executive  
Session

ACTION REQUESTED: No Recommendation

31. RESOLUTION allocating and appropriating \$25,000,000.00 for the remodel of the Renasant Convention Center and \$5,000,000.00 for adjacent streetscape improvements, Project GS17102. This resolution is sponsored by Housing and Community Development. (Held from 6/16)

Robinson  
Chairman,  
Executive

Session

ACTION REQUESTED: No Recommendation

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

AND

REQUEST FOR SAME NIGHT FISCAL CONSENT AND MINUTES

**ITEM #2, ITEMS #14 - #17 (FISCAL CONSENT), AND ITEM #28- #39**

32. RESOLUTION allocating \$1,000,000.00, FY2021 CARES Act funding for Evictions Settlement Fund in response to the COVID-19 pandemic. This resolution is sponsored by Housing and Community Development. **(Request for Same Night Minutes)**

Jones  
Chairman,  
Budget  
Committee  
SNM

ACTION REQUESTED: Adopt the resolution

33. RESOLUTION amending FY2021 Capital Improvement Budget by \$7,500,000.00 for Information Technology Projects, funding through General Obligation Bonds debt as part of the Capital Improvement Plan. This resolution is sponsored by Information Technology and Finance Divisions. **(Request for Same Night Minutes)**

Jones  
Chairman,  
Budget  
Committee  
SNM

ACTION REQUESTED: Adopt the resolution

34. RESOLUTION allocating and appropriating \$319,550.20 G.O. Bonds for CIP Project #PW20300 Curb Ramp Coverline, ADA curb ramp installations at various locations. (All Council Districts). The resolution is sponsored by Public Works Division. **(Request for Same Night Minutes)**

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

ACTION REQUESTED: Adopt the resolution

35. RESOLUTION allocating and appropriating \$500,000.00 General Obligation Funds-PW2020 Capital Improvement Budget for Project #PW20201, replace various sidewalks, throughout the City. (All Council Districts). This resolution is sponsored by Public Works Division. **(Request for Same Night Minutes)**

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

ACTION REQUESTED: Adopt the resolution

36. RESOLUTION establishing CIP Projects #GS21105 and #GS21100, Major Modification (Carpentry) by transferring FY2021 allocations and appropriating funds \$120,000.00 in G.O. Bonds. Replacing the gym floors at Orange Mound and Whitehaven Community

Smiley  
Chairman,

ADD-ONS CONT.

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

Centers to weatherize or replace windows and repair the foundation at Ruth Tate Senior Center. (District 3, 4, 6, and Super District 8). This resolution is sponsored by General Services. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

37. Smiley Chairman, Public Works, Solid Waste, Transportation & General Services Committee  
SNM

RESOLUTION appropriating FY2021 \$10,000,000.00 CIP Project #GS01032 in Construction Funds G.O. Bonds-Municipal Complex CoMEM Phase II at the former Walter Simmons location. (District 4 and Super District 8). This resolution is sponsored by General Services Division. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

38. Robinson Chairman, Executive Session  
SNM

RESOLUTION declaring racism a Public Health crisis in our community and committing to enacting policies that unequivocally defend minorities and aim to eradicate the effects of systemic racism affecting black people and other minorities. This resolution is sponsored by Chairwoman Robinson. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

39. Robinson Chairman, Executive Session  
SNM

RESOLUTION establishing a Committee to review progress of contact tracing by the Health Department. This resolution is sponsored by Chairwoman Robinson. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

**WHEREAS**, when worthy circumstances arise, the Memphis City Council has seen fit to name certain public roads to honor citizens who have served this community; and

**WHEREAS**, the late-Pastor R.E. Berry, was a dedicated man of faith, and a visionary leader who saw a path for an improved future for his congregation nearly fifty-years ago; and

**WHEREAS**, a selfless servant of God, and his spiritual community, Pastor Berry gave his time, energy, and home in furtherance of his ministry for use by the men, women, children, and families of Memphis; and

**WHEREAS**, his spirit of altruism was best reflected when in 1974, the founding year of Trinity All Nations M.B. Church, Pastor Berry opened his living room for use as the organization's first sanctuary, all the while vowing that the members would soon "get a building" of their own, which would be "for the community" in every sense of the word; and

**WHEREAS**, Pastor Berry was a man of his word, within one year's time, Trinity All Nations M.B. Church did "get a building," one that was "for the community," which the congregation still occupies to this present-day; and

**WHEREAS**, it was the totality of Pastor Berry's faith, vision, and steadfast nature that not only inspired, but also provided countless benefits to, Memphians of every stripe; and

**WHEREAS**, in this manner, the church doors were always open to any family in need of a place for a wedding or funeral, without charge, thereby reflecting Pastor Berry's intention that Trinity All Nations M.B. Church be a spiritual and community resource, welcoming any person seeking space to praise, celebrate, or to mourn; and

**WHEREAS**, Pastor Berry's faith-driven works extended outside his physical church, he routinely fed neighboring residents in need of food, while also walking door-to-door extending invitations to attend church services, oftentimes stopping to pray for those who allowed him to do so; and

**WHEREAS**, Pastor Berry's acts of compassion continued until his passing in 1996, his legacy of benevolence continues to thrive as his church has remained a safe haven for all.

**NOW THEREFORE, BE IT RESOLVED** that Norman Avenue between Boxwood Street and North Hollywood Street be declared

## **"Elder R.E. Berry Avenue"**

in honor of his life and numerous accomplishments of behalf of the Lord.

**BE IT FURTHER RESOLVED** that the City Engineer is requested to affix suitable signs designating this public road.

**Adopted: July 7, 2020**



**MICHALYN EASTER-THOMAS**  
Memphis City Council



**PATRICE JORDAN ROBINSON**  
Chairwoman

and approved by the City Council of the City of Memphis in regular session on

Date       JUL 07 2020      

      Valerie C. Squires        
Deputy Comptroller-Council Records

#1

**Resolution Requiring Community Meetings Prior to Hearings Before the  
Land Use Control Board**

WHEREAS, land use in the City of Memphis and unincorporated Shelby County is regulated by the Memphis and Shelby County Unified Development Code (“UDC”); and

WHEREAS, the UDC regulates the administration and review of all land use applications, including those applications that must be heard before the Land Use Control Board (“LUCB”) under Section 9.3 “Common Review Procedures;” and

WHEREAS, UDC Section 9.3.2 “Neighborhood Notification and Meeting” states,

[a]t least ten days but not more than 120 days, prior to a hearing before the Land Use Control Board, the applicant shall host and/or attend a neighborhood meeting with representatives from neighborhoods adjacent to the development site which the hearing involves:

1. Zoning changes not in compliance with any plans to be considered;
2. Special use permit or amendment to a special use permit;
3. Planned development outline plan or amendment to a planned development outline plan; and
4. All subdivisions except minor subdivisions.

WHEREAS, although suspension of UDC Section 9.3.2 is not mentioned, during the last three months, the provision requiring neighborhood meetings was not enforced; and

WHEREAS, it is understandable that in-person meetings are suspended at this time due to the public health concerns caused by the Coronavirus; however, these public health concerns do not negate the desire and need for community input on land use decisions;

WHEREAS, any potential land use changes could alter or diminish citizens’ enjoyment of neighboring parks, schools, community centers, and places of business.

NOW, THEREFORE, BE IT RESOLVED that the applicant of any land use matters that will come before the Memphis City Council must hold a community meeting prior to the Land Use Control Board’s public hearing either in-person or via electronic means in accordance with UDC Section 9.3.2 “Neighborhood Notification and Meeting,” with the exception of the requirement that the Office of Planning and Development be responsible for the dissemination of notifications for those community meetings already held at the time of the passage of this resolution.

BE IT FURTHER RESOLVED that the Office of Planning and Development shall establish guidelines for applicants on telephonic or virtual meetings including, but not limited to,



guidance on the information provided to community members, how the information is provided to community members, and services that may be used to conduct the meeting.

BE IT FURTHER RESOLVED by the Memphis City Council that all cases previous heard by the LUCB in which community meetings were not held are remanded to the LUCB for public hearing upon the satisfaction of UDC Section 9.3.2 "Neighborhood Notification and Meeting," with the exception of any case already heard by the LUCB that would not trigger a public hearing before the Memphis City Council under the provisions of UDC Sec. 9.2.2.

BE IT FURTHER RESOLVED that a report of the community meeting shall be included in the hearing packet submitted to the Memphis City Council by the Office of Planning and Development.

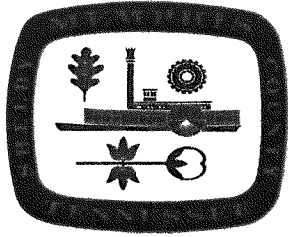
SPONSOR: Cheyenne Johnson  
CO-SPONSOR: Dr. Jeff Warren

Patrice Robinson  
CHAIRWOMAN

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 07/07/20

Valerie C. Snypis  
Deputy Comptroller-Council Records



RESOLUTION approving the engineering plans entitled **Lakehurst Drainage Improvements**

WHEREAS, **Marketplace Development, LLC** is the Developer of certain property within the present limits of the City of Memphis, located on Austin Peay Highway and Lakehurst Avenue intersection in the City of Memphis, Tennessee as indicated on the engineering plans entitled **Lakehurst Drainage Improvements** and

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

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Marketplace Development, 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 engineering plans for **Lakehurst Drainage Improvements** 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. SU1159228 in the amount of \$93,500.00.

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 JUL 07 2020

Valerie C. Snydes  
Deputy Comptroller-Council Records



RESOLUTION approving the engineering plans entitled **Renasant Bank  
– 5575 Poplar Avenue**

WHEREAS, **Renasant Bank** is the Developer of certain property within the present limits of the City of Memphis, located on at 5575 Poplar Avenue, southeast corner lot of the Poplar Avenue and Yates Avenue inside the City of Memphis, Tennessee as indicated on the engineering plans entitled **Renasant Bank – 5575 Poplar Avenue**; and

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

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Renasant Bank** 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 **Renasant Bank – 5575 Poplar Avenue**; 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 Travelers Performance Bond No. 107187765 in the amount of \$144,900.00.

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 JUL 07 2020

Valerie C. Snydes  
Deputy Comptroller-Council Records



**RESOLUTION approving the engineering plans entitled **Aviation Facilities PD Re-recording of Phase 2, 4 & 5 (UPS Oakhaven HUB)****

WHEREAS, **United Parcel Service, Inc.** is the Developer of certain property within the present limits of the City of Memphis, located on the northeast corner lot of the Swinnea Road and Winchester Road intersection inside the City of Memphis, Tennessee as indicated on the engineering plans entitled **Aviation Facilities PD Re-recording of Phase 2, 4 & 5 (UPS Oakhaven HUB)**; and

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

WHEREAS, attached hereto is a standard improvement contract entered into by and between **United Parcel Service, Inc.** 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 **Aviation Facilities PD Re-recording of Phase 2, 4 & 5 (UPS Oakhaven HUB)**; 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 Travelers Performance Bond No. 107233600 in the amount of \$304,100.00.

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

JUL 07 2020

Date \_\_\_\_\_

*Valerie C. Snydes*  
Deputy Comptroller-Council Records



**RESOLUTION approving the Supplemental Agreement #1 to  
Community Redevelopment Agency Drainage Improvements.**

WHEREAS, **Memphis and Shelby County Community Redevelopment Agency** is the Owner and Developer of certain property within the present limits of the City of Memphis, located on Saffarans Avenue, Front Street, Keel Avenue, Second Street and Chelsea Avenue, entitled **Community Redevelopment Agency Drainage Improvements**; and

WHEREAS, the Developer entered into a Standard Improvement Contract (CR-5327) on April 21, 2020 covering all public improvements required as part of developing the Project; and

WHEREAS, attached hereto is a Supplemental Agreement #1 to CR-5327 entered into by and between Memphis and Shelby County Community Redevelopment Agency to design and construct a new permanent sanitary sewer line on Keel Avenue (N. Front Street intersection to Main Street intersection) and N. Front Street (Keel Avenue intersection to Saffarans Avenue intersection); in accordance with the agreement in Supplemental Agreement #1 and the standards and specifications of the City Engineer; and

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

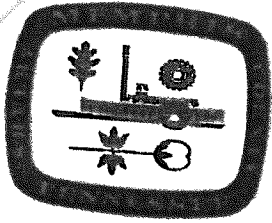
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Supplemental Agreement #1 for Community Redevelopment Drainage Improvements be and is hereby approved.

BE IT FURTHER RESOLVED that the proper officials be and hereby authorized to execute the attached supplemental agreement and accept the Letter of Credit No. 300 in the amount of \$62,200.00 on behalf of the City of Memphis

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 JUL 07 2020

Valerie C. Snipes  
Deputy Comptroller-Council Records



**A resolution to accept donations of Aruba Healthcare Connectivity Bundles during the COVID-19 global pandemic valued at Thirteen Thousand Eight Hundred Sixty-Eight Dollars and no/100 (\$13,868.00) from Hewlett Packard Enterprise.**

**WHEREAS**, The City of Memphis Division of Fire Services has been awarded a donation of Aruba Healthcare Connectivity Bundles from Hewlett Packard Enterprise. The donation has an estimated value of Thirteen Thousand Eight Hundred Sixty-Eight Dollars and no/100 (\$13,868.00); and

**WHEREAS**, The Aruba Healthcare Connectivity Bundles were donated to support qualified healthcare organizations in quickly meeting networking needs at pop-up testing sites, clinics, and temporary hospital facilities during COVID-19 crisis; and

**WHEREAS**, It is necessary to accept the Aruba Healthcare Connectivity Bundles; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the donation of Aruba Healthcare Connectivity Bundles be accepted by the City of Memphis.

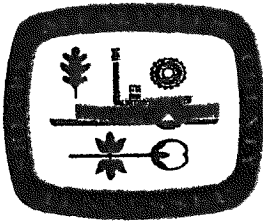
I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

**JUL 07 2020**

Date \_\_\_\_\_

Valerie C. Sripes  
Deputy Comptroller-Council Records

#14



**A resolution to accept and appropriate grant funds in the amount of Four Hundred and Nine Thousand, Four Hundred Sixty Seven Dollars and Fifty Cents (\$409,467.50) from Shelby County Government through the U.S. Department of Justice.**

**WHEREAS**, The City of Memphis Division of Police Services has been awarded grant funds in the amount of Four Hundred and Nine Thousand Four Hundred Sixty Seven Dollars and Fifty Cents (\$409,467.50) from Shelby County Government through the U.S. Department of Justice for the Federal FY2019 Local Edward Byrne Justice Assistance Grant Program (JAG); and

**WHEREAS**, these funds will provide funds for Training, CrimeStoppers, and Equipment; and

**WHEREAS**, it is necessary to accept the grant funding and amend the FY2020 Operating Budget to establish funds for the Federal FY2019 Local Edward Byrne Justice Assistance Grant Program; and

**WHEREAS**, it is necessary to allocate and appropriate the Federal FY2019 grant funds in the amount of Four Hundred and Nine Thousand, Four Hundred Sixty Seven Dollars and Fifty Cents (\$409,467.50) for the FY19 Local Edward Byrne Justice Assistance Grant Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Federal FY19 Local Edward Byrne Justice Assistance Grant Program in the amount of Four Hundred and Nine Thousand, Four Hundred Sixty Seven Dollars and Fifty Cents (\$409,467.50) be accepted and appropriated by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the FY2020 Operating budget be and is hereby amended by appropriating the Expenditures and revenues for the FY2019 Local Edward Byrne Justice Grant Program in the amount of Four Hundred and Nine Thousand, Four Hundred Sixty Seven dollars and Fifty Cents (\$409,467.50) as follows:

<b>Revenue</b>	
Shelby County Government	<u>\$409,467.50</u>
<b>Total</b>	\$409,467.50

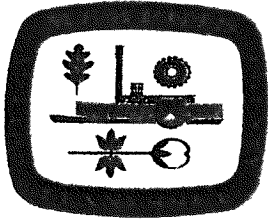
<b>Expenditures</b>	
Equipment	\$250,000.00
Payment to Sub- grantee	\$100,000.00
Training	<u>\$ 59,467.50</u>
<b>Total</b>	<b>\$409,467.50</b>

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

Date JUL 07 2020

Valerie C. Snipes  
Deputy Comptroller-Council Records

#15



**A Resolution to accept, allocate and appropriate grant funds in the amount of Seventy Eight Thousand Four Hundred Seventeen Dollars and Zero Cents (\$78,417.00) from the State of Tennessee, Department of Finance and Administration, Office of Criminal Justice Programs for City of Memphis/Memphis Public Library & Information Center's after-school programming.**

**WHEREAS**, the City of Memphis, Division of Library Services, Memphis Public Library & Information Center has received grant funds in the amount of Seventy Eight Thousand Four Hundred Seventeen Dollars and Zero Cents (\$78,417.00) from the State of Tennessee, Department of Finance and Administration, Office of Criminal Justice Programs; and

**WHEREAS**, these funds will be used to purchase after- school programming supplies, secure professional services to develop library curriculum and fund travel (conference and competition fees) for the community based Robotics team/provide virtual experiences, thus furthering our goal to expose at-risk youth to 21<sup>st</sup> century technology; and

**WHEREAS**, it is necessary to accept, allocate, and appropriate grant funds in the amount of Seventy Eight Thousand Four Hundred Seventeen Dollars and Zero Cents (\$78,417.00) for after- school programming supplies, professional fees and travel;

**NOW, THEREFORE, BE IT RESOLVED** by the council of the City of Memphis that grant funds in the amount of Seventy Eight Thousand Four Hundred Seventeen Dollars and Zero Cents (\$78,417.00) to purchase after-school programming supplies, professional services, and travel be accepted by the City of Memphis;

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2021 Operating Budget be and is hereby amended by allocating and appropriating the revenues and expenditures for after- school programming supplies, professional fees and travel in the amount of Seventy Eight Thousand Four Hundred Seventeen Dollars and Zero Cents (\$78,417.00) as follows:

Revenue

State of Tennessee,  
Department of Finance and Administration  
Office of Criminal Justice Programs  
TOTAL

Expenditures

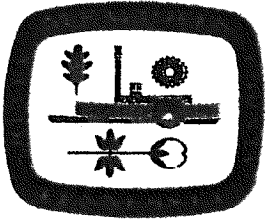
After-school programming, professional fees and travel  
TOTAL

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 JUL 07 2020  
\$78,417.00  
 \$78,417.00 Valerie C. Snydes  
 Deputy Comptroller-Council Records

#16





**A Resolution to accept, allocate and appropriate grant funds in the amount of Fifty One Thousand Nine Hundred Dollars and Zero Cents (\$51,900.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives.**

**WHEREAS**, the City of Memphis, Division of Library Services, Memphis Public Library and Information Center has received grant funds in the amount of Fifty One Thousand Nine Hundred Dollars and Zero Cents (\$51,900.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives; and

**WHEREAS**, these funds will be used to purchase supplies, books and collection development materials; and

**WHEREAS**, it is necessary to amend the Fiscal Year 2021 Operating Budget to establish funds for the Supplies, Books and Collection Development Materials; and

**WHEREAS**, it is necessary to accept, allocate, and appropriate the grant funds in the amount of Fifty One Thousand Nine Hundred Dollars and Zero Cents (\$51,900.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives for the Supplies, Books and Collection Development Materials Grant;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Supplies, Books and Collection Development Materials Grant funds in the amount of Fifty One Thousand Nine Hundred Dollars and Zero Cents (\$51,900.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives to purchase supplies, books and collection development materials be accepted by the City of Memphis;

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2021 Operating Budget be and is hereby amended by allocating and appropriating the revenues and expenditures for the Supplies, Books and Collection Development Materials Grant funds in the amount of Fifty One Thousand Nine Hundred Dollars and Zero Cents (\$51,900.00) from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives; as follows:

Revenue

State Funds	\$45,500.00
Federal Funds	\$ 6,400.00
<b>TOTAL</b>	<b><u>\$51,900.00</u></b>

Expenditures

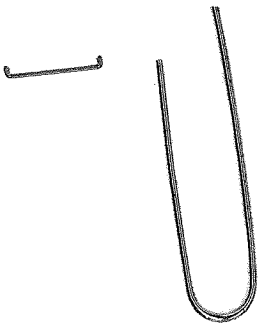
Supplies, Books and Collection Development Materials	\$51,900.00
<b>TOTAL</b>	<b>\$51,900.00</b>

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

Date JUL 07 2020

Valerie C. Sripes  
Deputy Comptroller-Council Records

#17



**CITY COUNCIL RESOLUTION**

**WHEREAS**, City of Memphis Ordinance No. 5574 requires approval by the Memphis City Council prior to execution of interlocal agreements between MLGW and any municipality or division of government (other than the City of Memphis and its divisions) that involve the collection of any municipal county or other government fee, tax or other charge not directly related to utility service; and

**WHEREAS**, the Board of Light, Gas and Water Commissioners at its meeting held June 3, 2020, authorized MLGW to enter into proposed Contract No. 12207, Interlocal Agreement between Memphis Light, Gas and Water Division (MLGW) of the City of Memphis, Tennessee and the Shelby County Government (SCG) under the terms of which MLGW will bill and collect Solid Waste Fees from ratepayers in unincorporated Shelby County and SCG will pay to MLGW, through monthly deductions from collected amounts, MLGW's fees covering the costs of providing the collection service; and

**WHEREAS**, the term of the Agreement shall begin July 1, 2020, or upon final execution of the Agreement, and will continue through June 30, 2021 with the option to renew for four additional one-year terms, with the fee charged for collection adjusted on an annual basis upon agreement of the parties.

**NOW THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is ratified execution of Contract No. 12207, Interlocal Agreement between Memphis Light, Gas and Water Division (MLGW) of the City of Memphis and the Shelby County Government (SCG), to establish the terms and compensation for the Solid Waste Fee Billing services for addresses in unincorporated Shelby County, Tennessee and the President and Chief Executive Officer is authorized, but not required, to complete the contract negotiations, finalize the contract documents and do any other acts as may be necessary, convenient, or proper to carry out the intents and purposes of this resolution

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 JUL 07 2020

Valerie C. Sripes  
Deputy Comptroller-Council Records

#18



**RESOLUTION**

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of June 17, 2020 approved the purchase of Splunk software subscription renewal and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget; and

**WHEREAS**, the request will renew Splunk software maintenance and support which is used by technical support and security to monitor all security and networking logs for the Division at Netters' Business Center; and

**WHEREAS**, bids were opened on May 13, 2020. Notice to Bidders was advertised. Eight (8) bids were solicited and three (3) bids were received with the lowest and most responsive bidder being the firm of Thomas Gallaway Corporation DBA Technologent. 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 the purchase of Splunk software annual maintenance and support from Thomas Gallaway Corporation DBA Technologent in the amount of \$77,586.21 chargeable to the MLGW 2020 fiscal year budget.

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                     JUL 07 2020                    

                    Valerie C. Sripis                      
Deputy Comptroller-Council Records

#19

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 17, 2020 approved Change No. 4 to Contract No. 11851, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$300,000.00, 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 mechanically and hydro-clean aerator structures, floors, media and dosing assemblies of biological films, flock and aquatic plant growths. 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 covering the period August 25, 2020 through August 24, 2021 in the amount of \$286,844.52. In addition, MLGW is requesting approval of contingency funds in the amount of \$13,155.48 in the event of unforeseen conditions, for a total funded amount of \$300,000.00. This renewal reflects a 2% increase in rates, in accordance with the contract documents, from the previous year due to increase in cost of equipment and materials. This renewal complies with all applicable laws and policies. The new contract value is \$1,311,006.00; 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. 11851, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$300,000.00 as approved.

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 07/02/20

Valerie C. Sripes  
Deputy Comptroller-Council Records

#21)



**RESOLUTION**

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of June 17, 2020, approved a thirty-six (36) month purchase order to supply 600V ruggedized secondary underground cable and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget and subsequent budget years as approved; and

**WHEREAS**, the 600V ruggedized secondary underground cable is needed to provide underground electric service for new and existing customers, supply cable for upcoming jobs, and to replenish inventory; and

**WHEREAS**, bids were opened on April 29, 2020. Notice to Bidders was advertised. Nineteen (19) bids were solicited and six (6) bids were received with the most responsive and best complying bidder being the firm of Brighter Days and Nites, Inc. 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 a thirty-six (36) month purchase order for 600V ruggedized secondary underground cable from Brighter Days and Nites, Inc. for the sum of \$507,567.33 chargeable to the MLGW 2020 fiscal year budget and \$1,015,134.67 chargeable to subsequent budget years as approved.

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 JUL 07 2020

Valerie C. Sripes  
Deputy Comptroller-Council Records



## RESOLUTION

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of June 17, 2020 approved the purchase of pickup trucks and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget; and

**WHEREAS**, the pickup trucks will be used by employees Division wide to maintain the electric, gas and water systems and for various customer service functions throughout Shelby County; and

**WHEREAS**, a bid was opened on May 20, 2020. Notice to Bidders was advertised. Eight (8) bids were solicited and one (1) bid was received. Due to only one bid being received, further price comparisons for these items were reviewed on the State of Tennessee, Department of General Services, Central Procurement Office (CPO) web site which provides competitively solicited purchasing contracts for local government agencies located within the State of Tennessee. After comparing the pricing received from AutoNation Ford Memphis with the State of Tennessee contract pricing, it is recommended that award be made AutoNation Ford Memphis. This award complies with all applicable laws and policies.

The award to AutoNation Ford Memphis include the following:

- Latest model ½-ton regular cab long wheel base pickup trucks in accordance with Division Specification No. TPU-20-0074;
- Latest model ½-ton extended cab short wheel base pickup trucks in accordance with Division Specification No. TPU-20-0078;

- Latest model ½-ton regular cab short wheel base pickup truck in accordance with Division Specification No. TPU-20-0079;
- Latest model ¾-ton regular cab long wheel base pickup trucks in accordance with Division Specification No. TPU-20-0085;
- Latest model ½-ton extended cab short wheel base 4x4 pickup trucks in accordance with Division Specification No. TPU-20-0087; and

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby approved the purchase of pickup trucks from AutoNation Ford Memphis in the sum of \$820,016.92 chargeable to the MLGW 2020 fiscal year budget carryover.

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

JUL 07 2020

Date \_\_\_\_\_

*Valerie C. Sripes*

Deputy Comptroller-Council Records

## RESOLUTION

**RESOLUTIONS OF THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED THIRTY-ONE MILLION DOLLARS (\$31,000,000) AGGREGATE PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT BONDS, SERIES 2020A, FOR THE PURPOSE OF FINANCING THE COST OF PUBLIC WORKS PROJECTS; 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 AND APPROVING THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND APPROVING THE FORM THEREOF; AUTHORIZING AND APPROVING AN OFFICIAL STATEMENT IN CONNECTION WITH THE ISSUANCE OF SAID BONDS; AND AUTHORIZING CERTAIN OTHER MATTERS WITH RESPECT TO THE ISSUANCE 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 June 16, 2020, adopted an initial resolution (the "Initial Resolution") authorizing the issuance of general obligation bonds of the City of Memphis, Tennessee (the "City"), in the maximum principal amount of not to exceed thirty-one million dollars (\$31,000,000), for the purpose of financing various public works projects of the City, as further described herein.

(b) 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 bonds of the City to finance various public works projects of the City, to be issued pursuant to the Initial Resolution and this resolution in an aggregate principal amount not in excess of the authorized amount under the Initial Resolution.



SECTION 2. Approval and Authorization of 2020A 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 bonds of the City in the maximum aggregate principal amount of not to exceed thirty-one million dollars (\$31,000,000) to be designated “General Improvement Bonds, Series 2020A” (the “2020A Bonds”) for the purpose of (a) financing the cost of public works projects of the City and (b) providing for the payment of costs of issuance of the 2020A Bonds.

SECTION 3. Certain Details of 2020A Bonds. The 2020A 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 2020A Bonds of each series shall be numbered from R-1 upwards in order of issuance. The 2020A 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 2020A Bonds shall mature in serial or term forms not later than the end of the twelfth (12<sup>th</sup>) fiscal year of the City following the fiscal year of the City in which the 2020A Bonds are issued, on the maturity dates and in the amounts to be determined by the Chief Financial Officer.

The 2020A Bonds shall be issued only in fully registered form without coupons. One 2020A 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 2020A Bonds and each such 2020A Bond shall be immobilized in the custody of DTC. DTC will act as securities depository for the 2020A Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of certificates representing their interest in the 2020A Bonds purchased except as provided by Section 4 hereof.

Unless the City and the paying agent and registrar named below agree otherwise, so long as DTC or its nominee is the registered owner of the 2020A Bonds as such securities depository, payments of principal, premium, if any, and interest payments on the 2020A 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 2020A Bonds, which will in turn remit such payments to the DTC participants for subsequent disbursement to the beneficial owners of the 2020A 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 2020A Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the 2020A 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 2020A 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 2020A Bonds.

Regions Bank is hereby appointed as Paying Agent and Registrar for the 2020A 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 2020A Bond certificates (the "Replacement Bonds") directly to the beneficial owners of the 2020A 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 2020A 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 2020A 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 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 2020A Bonds as shall bear thereon such certificate of authentication shall be entitled to any right or benefit under this resolution and no 2020A 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 2020A Bond executed on behalf of the City shall be conclusive evidence that the 2020A Bond so authenticated has been duly authenticated and delivered under this resolution and that the registered owner of such 2020A 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 2020A 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 charge a fee or fees 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 2020A Bond and may charge the person requesting such exchange or transfer such fee or fees 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 2020A 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 2020A 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 2020A Bonds shall be no later than eleven (11) years after the date of delivery thereof and payment therefor; provided further, however, that any 2020A Bonds also may be made not redeemable prior to maturity. The redemption provisions, if any, shall be finally determined by the Chief Financial Officer.

If any 2020A 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 2020A 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 2020A Bond is to be redeemed, that such 2020A Bond must be surrendered in exchange for the principal amount thereof to be redeemed and a new 2020A Bond or 2020A Bonds 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 2020A 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 (45th) 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 2020A 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 2020A Bond shall have been given as aforesaid, and payment of the principal amount of such 2020A 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 2020A 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 2020A Bonds.

Notwithstanding the foregoing, so long as the 2020A 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 2020A 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 2020A Bonds with any such notice.

2020A 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 are hereby pledged to the punctual payment of the principal of and interest on the 2020A Bonds. In accordance with the provisions of 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 2020A 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 2020A 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 2020A Bonds as the same become due. If any part of the principal of or interest on any of the 2020A Bonds is 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 2020A Bonds. The 2020A 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 2020A Bonds shall cease to be such officer before the delivery of such 2020A 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 2020A 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 2020A 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 2020A Bonds; Books of Registry; Exchanges and Transfers of Bonds.

(a) Payment of Bonds.

(i) At any time during which the 2020A Bonds shall be in fully registered form, the interest on the 2020A 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 2020A 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 2020A 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 2020A Bonds shall be in book-entry form, the principal of and premium, if any, and interest on the 2020A 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 2020A 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 2020A Bonds.

(i) At all times during which any 2020A 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 2020A 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 2020A Bonds as herein set forth.

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

(iii) Any 2020A 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 their duly authorized agent, upon surrender of such 2020A 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 their 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 2020A Bond, except as otherwise herein provided, and except that the Paying Agent and Registrar shall require the payment by the registered owner of the 2020A 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 2020A Bonds surrendered pursuant to this Section 8(b) shall be canceled.

SECTION 9. CUSIP Identification Numbers. CUSIP identification numbers may be printed on the 2020A Bonds, but neither the failure to print any such number on any 2020A Bond, nor any error or omission with respect thereto, shall constitute cause for failure or refusal by the purchaser of the 2020A Bonds to accept delivery of and pay for the 2020A Bonds in accordance with the terms of its proposal to purchase the 2020A Bonds. No such number shall constitute or be deemed to be a part of any 2020A Bond 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 2020A 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 2020A Bonds. The 2020A 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**

**REGISTERED**

No. R-\_\_\_

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

**UNITED STATES OF AMERICA  
STATE OF TENNESSEE  
CITY OF MEMPHIS  
GENERAL IMPROVEMENT BOND  
SERIES 2020A**

<b>INTEREST RATE</b>	<b>DATED DATE</b>	<b>MATURITY DATE</b>	<b>CUSIP NO.</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 (15th) 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 at the principal office of 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 2020A Bonds (herein referred to as the "2020A 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 of (a) financing the cost of various public works projects of the City and (b) providing for the payment of costs of issuance of the 2020A Bonds, under and pursuant to and in full compliance with the Constitution and statutes of the State of Tennessee, including Title 9, Chapter 21, being the Local Government Public Obligations Act of 1986, and a resolution duly adopted by the Council of the City under such Chapter 21 on June 16, 2020.

[The 2020A Bonds maturing on or before \_\_\_\_\_ shall not be subject to redemption prior to maturity. The 2020A 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 2020A 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 2020A Bonds or portion thereof to be redeemed:]

[insert other applicable redemption provisions, if any]

[If this 2020A 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 2020A 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 2020A Bond is to be redeemed, that this 2020A Bond must be surrendered in exchange for the principal amount hereof to be redeemed and the issuance of a new 2020A 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 2020A 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 (45th) 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 2020A 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 2020A 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 2020A Bond.]

Notwithstanding the foregoing, so long as the 2020A 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, (ii) notice of redemption given to the securities depository may be given at such time and in such manner as is required by the operational procedures of the securities depository or its nominee, (iii) the selection of beneficial ownership interests in the 2020A 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 2020A 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 2020A Bonds, this 2020A 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 2020A Bonds of other authorized principal amounts and of the issue of which this 2020A Bond is one. This 2020A Bond is transferable by the Registered Owner hereof, in person or by their attorney duly authorized in writing, at the office of the Paying Agent and Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the 2020A Bonds of the issue of which this 2020A Bond is one, and upon the surrender hereof for cancellation. Upon such transfer, a new 2020A Bond or 2020A Bonds of authorized denominations and of the same aggregate principal amount of the series of which this 2020A Bond is one will be issued to the transferee in exchange herefor.

The full faith, credit and unlimited taxing power of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on this 2020A Bond as the same become due. In the resolution hereinabove referred to adopted on June 16, 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 Bond as the same shall become due.

This 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 2020A 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 2020A Bond and the 2020A Bonds of the series of which this 2020A Bond is one do not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the City, by its Council, has caused this 2020A 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

[SEAL]

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Mayor

ATTEST:

---

Comptroller

**(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 City 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 Bonds. The 2020A 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 98% of the principal amount of the 2020A Bonds. The Chief Financial Officer is hereby authorized to publish and distribute a Notice of Sale of the 2020A Bonds, substantially in the form previously delivered to the Council members, 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 2020A Bonds a Preliminary Official Statement of the City relating to the 2020A Bonds (the "Preliminary Official Statement"), substantially in the form previously delivered to the Council members, 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 2020A 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 2020A 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 2020A 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 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 2020A 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. Application of Proceeds of Sale of the Bonds. Proceeds of the sale of the 2020A Bonds shall be applied as follows:

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

(B) The balance shall be paid to the City to be deposited with a financial institution regulated by the Federal Deposit Insurance Corporation or similar or successor federal agency to be determined by the Chief Financial Officer to be kept separate and apart from all other funds of the City. The funds shall be disbursed solely to (i) pay costs of the public works projects authorized herein or reimburse the City for the prior payment thereof, and (ii) pay costs of issuance of the 2020A Bonds. 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 completion of the public works projects shall be deposited to the applicable City debt service fund to be used to pay debt service on the 2020A Bonds. 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.

SECTION 14. Defeasance. If the City shall pay and discharge the indebtedness evidenced by any of the 2020A 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 2020A 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 2020A Bonds and to pay premium, if any, and interest thereon when due until the maturity or redemption date (provided, if such 2020A 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 2020A 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 2020A 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 2020A Bonds when due, then and in that case the indebtedness evidenced by such 2020A Bonds shall be discharged and satisfied and all covenants, agreements and obligations of the City to the holders of such 2020A 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 2020A 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 2020A 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 2020A 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 15. TDZ Revenues. There has previously been established within the downtown area of the City a Tourism Development Zone (the "Downtown TDZ") pursuant to The Convention Center and Tourism Development Financing Act of 1998, codified at T.C.A. Title 7, Chapter 88, Sections 7-88-101 *et seq.*, as heretofore or hereafter amended (the "Tourist Development Financing Act"). The City uses Tourism Development Zone revenues (the "TDZ Revenues") made available by the State of Tennessee (the "State") pursuant to the Tourist Development Financing Act to finance the cost of "qualified public use facilities" (as defined in the Tourist Development Financing Act, and which may, among other things, include the Convention Center). The City intends to apply any excess TDZ Revenues to the payment of debt service on the 2020A Bonds. Application to the State for any approval that may be required for the receipt and use of TDZ Revenues as contemplated by, or by the documents authorized by, this resolution is hereby authorized. In furtherance thereof, the Mayor is hereby authorized to execute and deliver an agreement with the State to amend, restate, revise, supercede and/or replace the Agreement Concerning Memphis Tourism Development Zone, dated as of April 24, 2017, by and between the City and the State, and the Temporary Statement of Intent referred to therein, upon consultation with counsel (including the Chief Legal Officer/City Attorney, Co-Bond Counsel and Co-Disclosure Counsel), its execution to be conclusive evidence of such consultation.

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 2020A 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 2020A 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 2020A 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 not become effective unless and until the Initial Resolution shall have been adopted and published, the protest period with respect to the Initial Resolution as set forth in Section 9-21-206 of the T.C.A. shall have expired, and no sufficient petition protesting the issuance of the 2020A Bonds shall have been filed as permitted by law.

52894549.v5

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

16

Date JUL 07 2020

Valerie C. Sripes  
Deputy Comptroller-Council Records

#23

**AN INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED THIRTY-ONE MILLION DOLLARS (\$31,000,000) GENERAL OBLIGATION BONDS 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 thirty-one million dollars (\$31,000,000), 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 other available revenues of 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. 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 the bonds and to reimburse such expenditures from such other sources from the proceeds of the bonds 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 the bonds of expenditures made from other sources of the City.

5. 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.

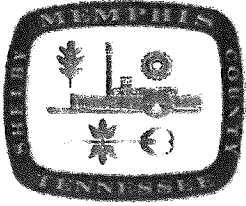
6. This resolution shall take effect immediately upon its adoption.

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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 JUL 07 2020

Valerie C. Snipes  
Deputy Comptroller-Council Records



**A Resolution approving the sale of 0 Willowview Avenue- Parcel ID #058102  
00019 Memphis, Tennessee 38111**

Whereas the City of Memphis owns a surplus parcel located at 0 Willowview Avenue and is further identified by Shelby County Tax Assessor as Parcels 058102 00019 containing 0.523 ac, more or less;

Whereas the sale of the surplus parcel will increase the General Fund, generate tax revenue, and eliminate blight and maintenance cost for the City of Memphis;

Whereas Yeni Carolina Quijada Serrano, submitted an offer of Five Thousand Dollars (\$5000.00) for the Parcel along with a Five Hundred Dollars (\$500.00) Earnest Money deposit to the City of Memphis Real Estate Center; and

Whereas ~~it~~ is deemed to be in the best interest of the Citizens of the City of Memphis and County of Shelby that said sale be accepted subject to City Ordinance 5637, Amendment to Section 2-291(A) of the City's Code of ordinance; which states in part, "The city real estate manager shall place a value on all properties being considered for sale in a manner herein determined and on all properties having an estimated and probable value of \$10,000.00 or less shall place a value without obtaining an independent appraisal."

*Resolved*, by the Council of the City of Memphis that the offer made by Yeni Carolina Quijada Serrano of Shelby County Tennessee on the above described property is hereby accepted subject to the City Ordinance 2-291-1(A) which states in part, "The city real estate manager shall place a value on all properties being considered for sale in a manner herein determined and on all properties having an estimated and probable value of \$10,000.00 or less shall place a value without obtaining an independent appraisal."

*Be it further resolved*, that subject to the Ordinance, the City of Memphis Real Estate Department shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.

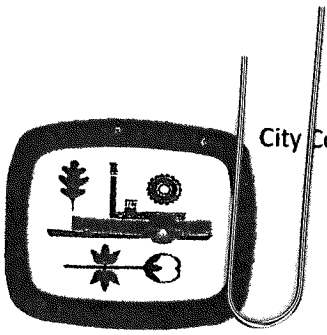
I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

JUL 07 2020

Date \_\_\_\_\_

*Valerie C. Sripes*  
Deputy Comptroller-Council Records

#25



City Council Resolution

**A Resolution approving the sale of 0 E. Utah Avenue- Parcel ID #024057 00028  
Memphis, Tennessee 38106**

Whereas the City of Memphis owns a surplus parcel located at 0 E. Utah Avenue and is further identified by Shelby County Tax Assessor as Parcels 024057 00028 containing 0.082ac, more or less;

Whereas the sale of the City owned parcel will increase the General Fund, generate tax revenue, and eliminate blight and maintenance cost for the City of Memphis;

Whereas Jesse Price an adjoining property owner, submitted an offer of Five Hundred Dollars (\$500.00) for the Parcel along with a Fifty Dollars (\$50.00) Earnest Money deposit to the City of Memphis Real Estate Center; and

Whereas it is deemed to be in the best interest of the Citizens of the City of Memphis and County of Shelby that said sale be accepted subject to City Ordinance Section 2-291(A) of the City's Code of ordinance; which states in part, "The city real estate manager shall place a value on all properties being considered for sale in a manner herein determined and on all properties having an estimated and probable value of \$10,000.00 or less shall place a value without obtaining an independent appraisal.

*Resolved*, by the Council of the City of Memphis that the offer made by Jessie and Shawn Price of Shelby County Tennessee on the above described property is hereby accepted subject to the City Ordinance 2-291-1(A) which states in part, "The city real estate manager shall place a value on all properties being considered for sale in a manner herein determined and on all properties having an estimated and probable value of \$10,000.00 or less shall place a value without obtaining an independent appraisal."

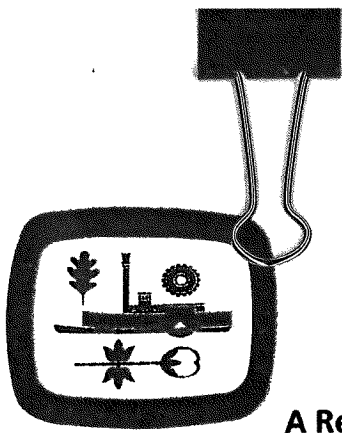
*Be it further resolved*, that subject to the Ordinance, the City of Memphis Real Estate Department shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.

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

Date JUL 07 2020

Valerie C. Squires  
Deputy Comptroller-Council Records

4/2/20



**A Resolution approving the sale of 1534 Robin Hood Lane,  
Memphis, TN 38111 to Lori Vongphrachanh and Troy Connatser as part of the  
Mow-to-Own Program**

Whereas the City of Memphis is the owner of a vacant parcel located at 1534 Robin Hood Lane, Memphis, TN 38111 and further described as Parcel # 058086 00047. The City no longer has a need for the parcel and has declared it eligible for the Mow-to-Own Program;

Whereas Lori Vongphrachanh and Troy Connatser have qualified and been approved to be a participant in the Mow-to-Own program and have signed the required Memorandum of Understanding and have submitted the required \$175 administrative fee;

Whereas The City of Memphis, Lori Vongphrachanh and Troy Connatser have mutually agreed on the sale amount of \$1,650;

Whereas the sale of 1534 Robin Hood Lane will increase the City's General Fund, generate tax revenue, and eliminate blight and maintenance cost for the City of Memphis; and

Whereas it is deemed to be in the best interest of the Citizens of the City of Memphis and County of Shelby that said sale be accepted subject to City Ordinance 2-291 and 2-291.1 as well as the terms and conditions in the Memorandum of Understanding, "now, therefore, be it"

*Resolved*, by the Council of the City of Memphis, the above described parcel be hereby approved for sale subject to the City Ordinance 2-291.1 as amended (Mow-to-Own Program) which states in part, "The manager of the city real estate department shall be authorized to sell tax adjudicated vacant property that adjoining property owners have maintained and are able to purchase through credits and pursuant to the terms of a Memorandum of Understanding (MOU), see attached signed and executed MOU."

*Be it further resolved*, that subject to the Ordinance, the City of Memphis Real Estate Department shall manage, prepare and arrange for credits to be applied for the mowing of the property and the subsequent execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deed or any other documents necessary to complete the sale and conveyance.

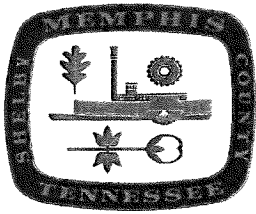
hereby certify that the foregoing is a true copy  
and document was adopted, approved by the  
Council of the City of Memphis in regular  
session on

JUL 07 2020

Date \_\_\_\_\_

*Valerie C. Snipes*  
Deputy Comptroller-Council Records

#27



RESOLUTION

**Resolution approving the sale of property located at 2998 Tillman Cove**

Whereas the City of Memphis owns surplus property located at 2998 Tillman Cove (“The Property”) also, known as the former Tillman Cove Apartments and is further identified by Shelby County Tax Assessor as Parcel ID#044009 00017. The Property has a value of more than \$20,000 and has been vacant since 2016 and was acquired by the City in July 2018 using grant funds, for redevelopment purposes;

Whereas the City of Memphis advertised the Property as a major opportunity for accomplished and experienced housing developers to undertake mixed-use or residential development in the Binghampton neighborhood on the Property as part of eight Private Development Opportunities Request for Qualifications (“RFQs”) published in February 2019. The RFQ was advertised and available for over 30 days. The Advertisement included but was not limited to: listing the (RFQ’s) on the City’s website under Request for Proposals (RFP’s) and Request for Qualifications (RFQ’s), advertising the RFQ’s for two weeks in two local newspapers, holding a pre-submittal meeting for interested parties, and press releases to local media outlets. The Request for Qualifications (RFQs) outlined a range of options would be considered including ground lease or sale;

Whereas Real Estate received five responses to the RFQ for the Property, the Real Estate Manager, HCD and a committee of community stakeholders evaluated the responses and Tillman Redevelopment, LP was selected as the recommended bidder based on overall project quality, experience and demonstrated financial ability to complete the redevelopment of the Property;

Whereas Tillman Redevelopment, LP desires (“Purchaser”) to purchase 2998 Tillman Cove, to develop Multi-Family Units and has submitted an offer of Eight Hundred Eleven Thousand Dollars (\$811,000.00) and a Twenty-Four Thousand Three Hundred Thirty Dollars (\$24,330.00) Earnest Money Deposit will be tendered to the City of Memphis designated Escrow Agent upon execution of a purchase and sale agreement;

Whereas this Property is presented to the Memphis City Council for the approval of an Offer to Purchase subject to an Agreement to ensure the redevelopment and preservation of the Property in a timely manner. The Agreement will outline several conditions to the redevelopment of the Property, including requiring the Purchaser to commit to the following: 1) if the Purchaser fails to begin to redevelop this Property within 24 months, the Property will revert back to the City of Memphis with no recourse by Purchaser; and 2) if

City Council Resolution

the Purchaser should receive a bona fide, written offer from a third party to buy or trade the Property prior to redeveloping the Property, Purchaser will first offer the Property back to the City of Memphis for the lesser amount of the bona fide offer or the price Purchaser paid the City of Memphis as noted herein; and

Whereas it is deemed to be in the best interest of the Citizens of the City of Memphis and County of Shelby that said sale be accepted subject to City Ordinance 2 -291 as well as the terms and conditions in the Offer to Purchase.

Therefore, be it Resolved, by the Council of the City of Memphis that the offer made by Tillman Redevelopment, LP for the above described property be hereby accepted subject to the City Ordinance 2-291 which states in part, "The City Council shall approve the sale of all properties proposed to be sold for market value by resolution; provided, however that the City Council may in its legislative discretion reject any proposed sale or order re-bidding the sale of any property. The City Council's approval of the sale of any property for fair market value shall be final."

BE IT FURTHER RESOLVED, that this resolution is conditioned upon the inclusion of language that states that if the Purchaser fails to begin to redevelop of this Property within 24 months, the Property will revert back to the City of Memphis with no recourse by Purchaser. If the Purchaser should receive a bona fide, written offer from a third party to buy or trade the Property prior to redeveloping the Property, Purchaser will first offer the Property back to the City of Memphis for the lesser amount of the bona fide offer or the price Purchaser paid the City of Memphis as noted herein.

BE IT FURTHER RESOLVED, that subject to approval by City Council, the City of Memphis Real Estate Department shall prepare and arrange for the execution of a Purchase and Sale Agreement and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.

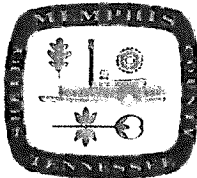
I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

JUL. 07 2020

Date \_\_\_\_\_

*Valerie C. Snipes*

Deputy Comptroller-Council Records



*Resolution to allocate and appropriate \$4,150,000 in available Tourism Development Zone surplus revenues for various infrastructure improvement projects in the Pinch District.*

**WHEREAS**, the Memphis City Council in 1999 authorized and the Tennessee State Building Commission (the SBC) in 2001 approved the establishment of a Tourism Development Zone in Downtown Memphis (Downtown TDZ) pursuant to TCA §7-88-103 of the Convention Center and Tourism Development Financing Act of 1998, as amended (the TDZ Statute), and the SBC approved amendments to the Downtown TDZ in 2011 and 2018; and

**WHEREAS**, the Memphis City Council has previously approved resolutions requesting Center City Revenue Finance Corporation (CCRFC) issue and sell Bonds in an aggregate principal amount necessary to fund prior TDZ project costs (the TDZ Bonds); and

**WHEREAS**, pursuant to TCA §7-88-106, state and local sales and use taxes shall be apportioned and distributed to the City of Memphis from the State in an amount equal to the incremental increase in state and local sales and use tax revenue derived from the sale of goods, products and services within the Downtown TDZ in excess of base tax revenues (the TDZ Revenue); and

**WHEREAS**, pursuant to Section 406(c) of the Trust Indenture relative to the TDZ Bonds, any TDZ Revenue not required for debt service, debt service reserve replenishment, bond redemption or bond defeasance as of June 30<sup>th</sup> of any Fiscal Year shall be deemed as surplus (the Annual TDZ Surplus and cumulatively over time the TDZ Surplus); and

**WHEREAS**, the Pinch District is one of five components designated as Qualified Public Use Facilities (QPUs) within the Downtown TDZ and is therefore eligible for TDZ expenditures, along with certain associated and ancillary development as set forth in TCA §7-88-103, which includes improvements to supportive infrastructure such as sanitary sewers and electrical; and

**WHEREAS**, such application of the TDZ Surplus by the Bond Trustee for such costs, heretofore mentioned, shall be carried out in accordance with the submission of a Written Request from the City to pay such Costs of the Project and a Certification to the Trustee certifying the projected TDZ Revenues to which the City is entitled to collect are sufficient to pay debt service and all other legally authorized obligations; and

**WHEREAS**, the City certifies that all debt service is paid current, all reserve accounts are fully funded, TDZ Revenues which the City is entitled to collect are projected to be sufficient to pay debt service with an acceptable Debt Service Coverage Ratio (DSCR); and

**WHEREAS**, the City further certifies that the TDZ Surplus is sufficient to cover all existing contractual encumbrances against it, maintain a reserve fund of \$5 Million, and leave in **excess of \$8,000,000 available for additional TDZ projects** (the Available TDZ Surplus);

**WHEREAS**, the Tennessee Department of Economic and Community Development has awarded St. Jude Children's Research Hospital & ALSAC, in partnership with City of Memphis, a Fast Track grant awarding

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up to \$36 Million for certain infrastructure improvements to St. Jude's campus and the Pinch District, with the requirement that the City provide a minimum of \$12 Million in matched funds (the Local Match Requirement); and

**WHEREAS**, \$3.1 Million of TDZ Surplus has already been appropriated and allocated for direct costs for the planning, architecture and engineering, project management, and construction of infrastructure improvements within the Pinch District (the TDZ Project Costs), and the City anticipates using up to \$5 Million of future bond proceeds for such costs; and

**WHEREAS**, it is necessary to use **\$4,150,000 of the Available TDZ Surplus** for the TDZ Project Costs to fulfill the Local Match Requirement; and

**WHEREAS**, in accordance with the terms and conditions of the Trust Indenture, and as eligible under the TDZ Statute, it has been determined that sufficient TDZ Surplus exists to pay **\$4,150,000** for the TDZ Project Costs; and

**WHEREAS**, it is now the intent of the City to make a Written Request and Certification to the Bond Trustee to pay the aforementioned TDZ Project Costs; and

**WHEREAS**, upon receipt of said funds, it is necessary to appropriate the TDZ Surplus funds for the TDZ Project Costs in the amount of **\$4,150,000**, to amend the FY2021 Budget by approving a budget amendment and to allocate said funds as provided below; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Memphis as follows:

1. Until such time as the final payment of principal and interest is made relative to the TDZ Bonds and pursuant to the terms of Section 406(c) of the Trust Indenture, as of June 30<sup>th</sup> of each Fiscal Year, any surplus TDZ Revenue not required for debt service, debt service reserve replenishment, bond redemption or bond defeasance (Annual TDZ Surplus) shall be applied to or paid for eligible 1) TDZ Project Costs or 2) Reimbursement to the City for TDZ Project Costs, not previously reimbursed.
2. Until such time as the final payment of principal and interest is made relative to the TDZ Bonds, the Administration of the City of Memphis is hereby authorized and shall make application and certification to the Bond Trustee for payment of eligible TDZ Project Costs and Reimbursement to the City for TDZ Project Costs, not previously reimbursed, from the Annual TDZ Surplus.
3. All Annual TDZ Surplus funds received from the Bond Trustee are hereby dedicated to and restricted for appropriation and allocation to the TDZ Project Costs, and all budget/s are subject to and shall be amended to reflect the same.
4. The City of Memphis has determined and hereby certifies that as of June 30, 2020, sufficient TDZ Surplus in the amount of **\$4,150,000** is available to pay the eligible direct project costs associated with the planning and due diligence, architecture and engineering, and project management and

construction related to the Pinch District component and associated and ancillary development (the TDZ Project Costs);

5. The authorized officials of the City of Memphis shall prepare the appropriate documents pursuant to Section 406(c) of the Trust Indenture and deliver said documents to the Bond Trustee ordering the payment of said TDZ Project Costs.
6. The FY2021 Budget is hereby amended to reflect the appropriation of the TDZ Surplus for the aforementioned TDZ Project Costs in the amount of **\$4,150,000** and also to reflect the allocation of said funds as provided below.

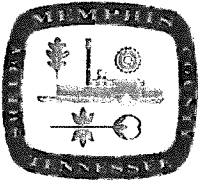
CD18105	Pinch Sewer	\$ 2,650,000.00
CD18108	Pinch MLGW	\$ 1,500,000.00

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

JUL 07 2020

Date \_\_\_\_\_

Valerie C. Snipes  
Deputy Comptroller-Council Records



**Resolution to allocate and appropriate \$5,000,000 for Pinch District infrastructure improvements.**

**WHEREAS**, on June 16, 2020, an authorizing resolution for the issuance of \$31,000,000 of G.O Bonds (the "Bonds") was presented to Council for funding eligible projects and improvements within the Tourism Development Zone (TDZ) in downtown Memphis (the "Downtown TDZ"); and

**WHEREAS**, the Pinch District was approved as a Qualified Public Use Facility (QPUF) as part of the amendment to the Downtown TDZ approved by the Tennessee State Building Commission in 2011, the Downtown TDZ having been established in 2000 pursuant to TCA §7-88-101 et seq. of the Convention Center and Tourism Development Financing Act of 1998, as amended; and

**WHEREAS**, under TCA §7-88-103, improvements to the Pinch District's infrastructure are eligible expenditures as "qualified associated development" provided that said improvements are located no farther than one and a half miles outside the established outer boundaries of the Pinch District; and

**WHEREAS**, the Tennessee Department of Economic and Community Development has awarded St. Jude Children's Research Hospital & ALSAC, in partnership with City of Memphis, a Fast Track grant awarding up to \$36 Million for certain infrastructure improvements to St. Jude's campus and the Pinch District, with the requirement that the City provide a minimum of \$12 Million in matched funds (the Local Match Requirement); and

**WHEREAS**, \$3.1 Million of surplus TDZ revenues (TDZ Surplus) has already been appropriated and allocated for direct costs for the planning, architecture and engineering, project management, and construction of infrastructure improvements within the Pinch District, including moving a sewer line currently under the St. Jude campus into the public right of way and burying the overhead electrical lines along Second and Third Streets within the Pinch District to facilitate vertical development of these smaller lots (the TDZ Project Costs), and the City is seeking the allocation and appropriation of an additional \$4.15 M of TDZ Surplus for such costs; and

**WHEREAS**, it is necessary to allocate and appropriate an additional \$5,000,000 for Pinch District infrastructure improvements to fulfill the Local Match Requirement; and

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

Date JUL 07 2020

Valerie C. Sripes  
Deputy Comptroller-Council Records

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**WHEREAS**, the administration wishes to allocate and appropriate **\$5,000,000** in G.O. Bond proceeds to satisfy the Local Match Requirement; and

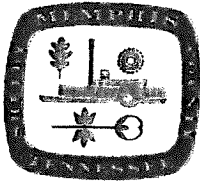
**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Memphis, that **\$5,000,000** in G.O. Bond proceeds be allocated and appropriated for Pinch District infrastructure improvements as follows:

CD18105	Pinch Sewer	\$ 1,500,000
CD18108	Pinch MLGW	\$ 3,500,000

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 JUL 07 2020

Valerie C. Srupis  
Deputy Comptroller-Council Records



**Resolution to allocate and appropriate \$25,000,000 for the remodel of the Renasant Convention Center and \$5,000,000 for adjacent streetscape improvements, project GS17102.**

**WHEREAS**, on March 6, 2018, the Memphis City Council did approve an allocation and appropriation of \$175,000,000 for renovations to the Memphis Cook Convention Center, now renamed the Renasant Convention Center, project number GS17102 (the "Project"); and

**WHEREAS**, the administration determined during the bidding process in November 2018 that the inclusion of certain desired additive alternates would necessitate a construction budget of \$200,000,000; and

**WHEREAS**, on June 16, 2020, an authorizing resolution for the issuance of \$31,000,000 of G.O Bonds (the "Bonds") was presented to Council for funding eligible projects and improvements within the Tourism Development Zone (TDZ) in downtown Memphis (the "Downtown TDZ"); and

**WHEREAS**, the Renasant Convention Center was approved as a Qualified Public Use Facility (QPUF) during the establishment of the Downtown TDZ by the Tennessee State Building Commission in 2001 pursuant to TCA §7-88-101 et seq. of the Convention Center and Tourism Development Financing Act of 1998, as amended, and is therefore eligible for expenditures from TDZ bonds and TDZ surplus revenues; and

**WHEREAS**, the administration wants to allocate and appropriate \$25,000,000 from the proceeds of the Bonds for the completion of the renovations at Renasant Convention Center; and

**WHEREAS**, on March 6, 2018, the Memphis City Council did also authorize the issuance of \$175,000,000 of G. O. Bonds for the Project, the proceeds of which have since generated in excess of \$5,000,000 in interest (the "Interest"); and

**WHEREAS**, the administration wants to allocate and appropriate the \$5,000,000 in Interest for streetscape improvements around the Renasant Convention Center, particularly on Main Street; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Memphis, that \$25,000,000 in G.O. Bond proceeds be allocated and appropriated for the completion of renovations at the Renasant Convention Center, project number GS17102; and

**BE IT FUTHER RESOLVED**, that \$5,000,000 in accumulated interest generated from the \$175,000,000 in G.O. Bonds originally issued in support of the Project be allocated and appropriated for streetscape improvements to those streets adjacent to the Convention Center, project number GS17102.

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 JUL 07 2020

Valerie C. Snipes  
Deputy Comptroller-Council Records

*[Handwritten signature]*



**RESOLUTION for Fiscal Year 2021 CARES Act Funding Allocation in the amount of \$1,000,000 for Eviction Settlement Fund in response to pandemic.**

**WHEREAS**, the US Department of Treasury through the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) - Coronavirus Relief Fund, has provided payments to assist State, Local, and Tribal governments in navigating the impact of the COVID-19 outbreak; and

**WHEREAS**, The CARES Act requires that the payments from the Coronavirus Relief Fund only be used to cover expenses that—

- (1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
- (3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

**WHEREAS**, the City of Memphis has received federal CARES Act funding in the amount of \$113,607,218 and has presented a Strategic Plan for proposed resource allocation, related program development, and implementation timing; and

**WHEREAS**, guidance from the U.S. Department of Treasury as of May 11, 2020 states that local government is authorized to use the funds on provisions of economic support in connection with the health emergency; and

**WHEREAS**, as of June 15, 2020, there were roughly 9,000 eviction cases that were filed with Shelby County General Sessions Court; and

**WHEREAS**, the COVID19 pandemic has disrupted the national and local economy, resulting in an inability for some households to cover rental payments; and

**WHEREAS**, significant evictions could result in more individuals and families becoming homeless and more susceptible to contracting COVID19; and

**WHEREAS**, the City of Memphis Division of Housing and Community Development has worked to develop the Eviction Settlement Fund in partnership with Shelby County Division of Community Services, Shelby County General Sessions Court, Neighborhood Preservation Inc., Memphis Area Legal Services, University of Memphis Law School, Innovate Memphis, BLDG Memphis, United Housing and other stakeholders; and

**WHEREAS**, the City will provide \$1 million in CARES Act funding to support the Eviction Settlement Fund, which will be matched by funds from Shelby County and in-kind services from partner agencies; and

**WHEREAS**, the Eviction Settlement Fund will support residential tenants facing eviction or at high risk of eviction as a result of the pandemic or facing housing instability if evicted; and

**WHEREAS**, will have access to direct legal services to negotiate with property owners to settle their delinquency and have the eviction case dropped or to raise available defenses in court, or on appeal; and

**WHEREAS**, program funds will be available to directly pay negotiated settlements to owners and cover administrative fees necessary to operate the program; and

**WHEREAS**, tenants will also receive a counseling session with a HUD certified housing counselor to discuss long term financial planning and housing goals after a settlement has been completed; and

**WHEREAS**, it is imperative for the general fund budget to be amended in accordance with Tennessee Constitution Article 2 § 24, TCA § 9-1-116, Municipal Budget Law of 1982.

**NOW, THEREFORE BE IT RESOLVED**, that the following unbudgeted necessary expenditures to be incurred for actions taken to respond to the public health emergency be approved as allocated through the Coronavirus Relief Funding under section 601 (a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) in an amount of \$1,000,000 as follows:

Eviction Settlement Fund	\$ 825,000
Eviction Settlement Fund Program Management	\$ 175,000

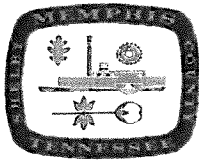
I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date

JUL 07 2020

Valerie C. Snipes  
Deputy Comptroller-Council Records

# 32



**RESOLUTION for Fiscal Year 2021 Capital Improvement Project  
Information Technology Project Funding Allocation**

**WHEREAS**, the US Department of Treasury through the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) - Coronavirus Relief Fund, has provided payments to assist State, Local, and Tribal governments in navigating the impact of the COVID-19 outbreak; and

**WHEREAS**, The CARES Act requires that the payments from the Coronavirus Relief Fund only be used to cover expenses that—

- (1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
- (3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

**WHEREAS**, the City of Memphis has received federal CARES Act funding in the amount of \$113,607,218 and has presented a Strategic Plan for proposed resource allocation, related program development, and implementation timing; and

**WHEREAS**, COVID-19 has permanently altered the course of government technology and has created a unique marketplace in which employees and citizens are highly reliant on technology to conduct business, and wherein business continuity and emergency preparedness are of primary concern; and

**WHEREAS**, the City is prepared to move forward with Information Technology Division projects categorized in the Funding Strategic Plan to ensure the City is equipped to deliver and provide technology that supports the increased demand of telecommuting, video conferences, and virtual formats, that ensures employees can work and collaborate from anywhere, that provides a communication and network system that certifies high levels of security and protection of sensitive data, and that provides hardware, software, and technology platforms that offer evident and significant impact to City operations; and

**WHEREAS**, the allocation for funding from the CARES Act Coronavirus Relief Fund is limited and the Administration and Council recognize various needs for the operations of the City of Memphis business models and well as providing economic relief to the Citizens and businesses of the City; and



**WHEREAS**, it has been determined that the following projects could be funded through General Obligation bond debt as part of the Capital Improvement Program (CIP):

IS01062 Phone System Upgrade	\$5,300,000
IS01077 Time and Attendance System	\$1,500,000
IS01083 Desktop and Application Infrastructure	\$ 500,000
IS01084 Network Infrastructure Upgrade	\$ 200,000

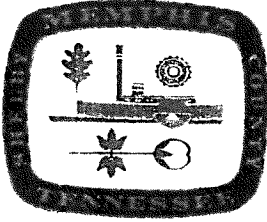
**NOW, THEREFORE BE IT RESOLVED**, that the following expenditures incurred for actions taken to response to the changing demands of technological requirements and improvements as a result of the public health emergency of COVID-19 be approved by funding through General Obligation Bond Debt as part of the City's Capital Improvement Program. However, should additional funding be provided to the City in response to the pandemic, the City reserves the right to consider offset of the General Obligation Debt incurred for these expenditures in the amount up to \$7,500,000 in accordance with any guidance or guidelines provided by the funding entity as follows:

IS01062 Phone System Upgrade	\$5,300,000
IS01077 Time and Attendance System	\$1,500,000
IS01083 Desktop and Application Infrastructure	\$ 500,000
IS01084 Network Infrastructure Upgrade	\$ 200,000

**THEREFORE, BE IT FURTHER RESOLVED**, that the Fiscal Year 2021 Capital Improvement Program Budget be and is hereby amended by allocating and appropriating revenues in the amount of \$7,500,000 from General Obligation Bond debt and appropriation of \$7,500,000 of allowable technological improvement expenditures.

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 JUL 07 2020  
Valerie C. Srupis  
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*Valerie C. Sripes*  
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**Resolution to allocate and appropriate \$319,550.20 in General Obligation Bonds from ADA Curb Ramp Coverline, project PW20300, to Curb Ramp Group 60, project PW20301.**

WHEREAS, the Council of the City of Memphis approved \$1,000,000 in General Obligation Bonds for ADA Curb Ramp Coverline, PW20300, in the Fiscal Year 2020 CIP Budget, and;

WHEREAS, bids were received for the construction of One Hundred and Fifty (150) ADA curb ramp installations at various locations with the lowest complying bid being \$319,550.20 including a 7.5% contingency submitted by James Carodine & Associates, and;

WHEREAS, the construction contract with James Carodine & Associates is a 100% SBE, and;

WHEREAS, it is necessary to transfer, allocate, and appropriate \$319,550.20 in General Obligation Bonds to Curb Ramp Group 60, project PW20301 as follows:

<b>Contract Amount</b>	<b>\$297,256.00</b>
<b>Project Contingencies</b>	<b>\$ 22,294.20</b>
<b>Total Amount</b>	<b>\$319,550.20</b>

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2021 Capital Improvement Budget is hereby amended by transferring an unappropriated allocation of \$319,550.20 funded by General Obligation Bonds from ADA Curb Ramp Coverline, project PW20300, to Curb Ramp Group 60, project PW20301; and

BE IT FURTHER RESOLVED that the Fiscal Year 2021 Capital Improvement Budget is hereby amended by : establishing an allocation and appropriation of \$319,550.20 as follows:

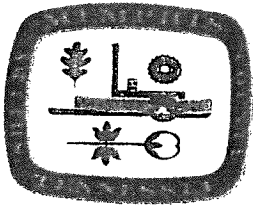
<b><u>Revenue</u></b>	
<b>General Obligation Bonds</b>	<b>\$319,550.20</b>
<b><u>Expenditures</u></b>	
<b>Contract Construction</b>	<b>\$319,550.20</b>

#34

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**Resolution to allocate and appropriate \$500,000 in General Obligation Bonds from Replace Various Sidewalks, PW20200, to Replace Various Sidewalks, project PW20201.**

WHEREAS, the Council of the City of Memphis approved \$500,000 in General Obligation Bonds for the coverline Replace Various Sidewalks, PW20200, in the Fiscal Year 2020 CIP Budget, and;

WHEREAS, these funds will be used for the construction of various sidewalks throughout the city, and;

WHEREAS, it is necessary to transfer, allocate, and appropriate \$500,000 in General Obligation Bonds to Replace Various Sidewalks, project PW20201, and;

WHEREAS, the project PW20201 – Replace Various Sidewalks was reviewed by the Office of Business Diversity and Compliance, with a combined MWBE participation goal established at 50% for contract construction, and;

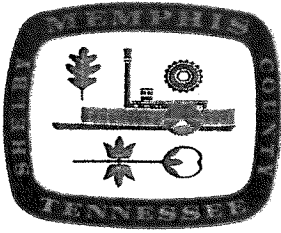
WHEREAS, this goal is comprised of 47% MBE and 3% WBE participation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2020 Capital Improvement Budget is hereby amended by the allocation and appropriation of \$500,000 to be credited as follows:

Project Title: Replace Various Sidewalks  
Project Number: PW20201  
Amount: \$500,000

#35

City Council Resolution – Establishing GS21105 FY21 Major Mod (Carpentry)



**A Resolution establishing CIP project number GS21105 FY21 Major Modification (Carpentry) by transferring FY 2021 allocations and appropriating these funds replace the gym floors at Orange Mound and Whitehaven Community Centers and to weatherize or replace the windows and repair the foundation at Ruth Tate Senior Center.**

**WHEREAS**, the Council of the City of Memphis did include the FY21 Major Modification, Project number GS21100, as part of the FY 2021 Capital Improvement Program budget; and

**WHEREAS**, FY21 Major Modification, Project Number GS21100 is a cover line, it is necessary to transfer allocations totaling \$120,000 to establish CIP Project number GS21105, FY21 Major Modification (Carpentry); and

**WHEREAS**, it is necessary to appropriate a sum of \$120,00 in Contract Construction funded by G O Bonds – General in FY21 Major Modification (Carpentry), CIP Project number GS21105 replace the gym floors at Orange Mound and Whitehaven Community Centers and to weatherize or replace the windows and repair the foundation at Ruth Tate Senior Center.

**NOW, THEREFORE, BE IT RESOLVED** that there be and is hereby transferred allocations totaling \$120,000 from CIP Project FY21 Major Modification, GS21100 to CIP Project FY21 Major Modification (Carpentry), CIP project number GS21105 and

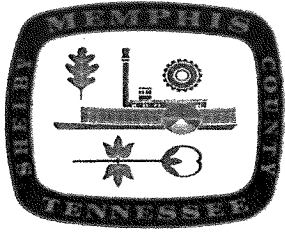
**BE IT FURTHER RESOLVED** that the sum of \$120,000 in Contract Construction funded by G O Bonds – General in CIP project number GS21105, FY21 Major Modification (Carpentry) are appropriated and credited as follows:

<b>Project Title:</b>	FY21 Major Modification (Carpentry)
<b>Project Number:</b>	GS21105
<b>Amount:</b>	\$120,000

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Valerie C. Snipes  
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#36



**A Resolution appropriating FY 2021 funds for construction of City of Memphis Municipal Complex CoMEM Phase II at the former Walter Simmons location.**

**WHEREAS**, the Council of the City of Memphis did include \$10,000,000 for CoMEM Phase II CIP Project GS01032, as part of the FY 2021 Capital Improvement Program budget; and

**WHEREAS**, this \$10,000,000 will continue the construction of CoMEM Phase II - GS/Fire (Fleet Maintenance and Fueling Station) at the former Walter Simmons location; and

**WHEREAS**, it is necessary to appropriate a sum of \$10,000,000 in Contract Construction funded by G O Bonds – General in CoMEM Phase II, CIP Project number GS01032.

**NOW, THEREFORE, BE IT RESOLVED** that there be and is hereby appropriated the sum of \$10,000,000 in Contract Construction funded by G O Bonds – General in CoMEM Phase II, CIP Project number GS01032 and credited as follows:

<b>Project Title:</b>	CoMem Phase II
<b>Project Number:</b>	GS01032
<b>Amount:</b>	\$10,000,000

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# 31

A RESOLUTION DECLARING RACISM A PUBLIC HEALTH CRISIS IN OUR COMMUNITY AND COMMITTING TO ENACTING POLICIES THAT UNEQUIVOCALLY DEFEND MINORITIES AND AIM TO ERADICATE THE EFFECTS OF SYSTEMIC RACISM AFFECTING BLACK PEOPLE AND OTHER MINORITIES

WHEREAS, on June 22, 2020, the Shelby County Board of Commissioners approved a resolution “recognizing racism as a pandemic and committed to enacting policies that unequivocally defend minorities and aim to eradicate the effects of systemic racism affecting Black people and other minorities”; and

WHEREAS, citing violence against Black people and the systemic mistreatment of Black Americans even after the passage of the 13<sup>th</sup>, 14<sup>th</sup>, and 15<sup>th</sup> Amendments to the U.S. Constitution, the Commission provided examples that included the Memphis Massacre of 1866 that occurred May 1 to May 3, 1866 to highlight brutal acts against Blacks; and

WHEREAS, today, many decades after the passage of the Civil Rights Act, Black Americans continue to endure unfair treatment and violence resulting from police brutality with the death of George Floyd and countless other Black men and women illustrating that Black Americans are treated as second-class citizens by certain segments of the population; and

WHEREAS, the systemic racism affecting Black citizens in Memphis is highlighted in the inequities that exist in education, jobs, wealth and also in health with the COVID 19 pandemic shining a light on the inequities with Black and brown citizens making up 80 percent of the pandemic cases; and

WHEREAS, contributing to the high number of citizens falling into the high percentage of cases is the lack of access to good, quality healthcare resulting in pre-existing conditions which are making them more susceptible to serious side effects of the illness; and

WHEREAS, with more than the majority of Shelby County citizens residing in Memphis, the Council stands ready to engage with the Board of Commissioners on

strategies to address racism in our community and to combat the devastating impact it is having on our at-risk citizens; and

WHEREAS, a failure by any of our citizens to acknowledge the prevalence of racism in our community and to join in the fight to eradicate its effects on the majority of our residents is an unwelcomed option.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL that all leaders declare racism a public health crisis and that the City of Memphis work aggressively with all its partners, to address the health inequities that exist for people of color.

Chairwoman Patrice Robinson, sponsor

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and document was adopted, approved by the  
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session on

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#38

Resolution establishing a committee to review progress of contact tracing by the Health Department

WHEREAS, over 10 million people worldwide have tested positive for COVID-19 and as of July 1, 2020, Shelby County reported more than 10,000 total cases and 192 citizens had succumbed to the illness; and

WHEREAS, for over 100 days, Shelby County has aggressively responded to the crisis through a Task Force consisting of health experts, government leaders and officials from Memphis and Shelby County and the surrounding area, hospital leaders and personnel activated through the Emergency Services Functions; and

WHEREAS, the local response to the pandemic has included stay-at-home executive orders, targeted messaging, and protocols aimed at reducing transmission among our citizens; and

WHEREAS, while Shelby County can tout success in the number of persons being tested comparatively to other areas of the State of Tennessee and the nation, and we have continually encouraged our citizens to practice social distancing, frequent handwashing and encouraging people to stay home when sick, there is still work to be done; and

WHEREAS, the Memphis City Council took the bold step to mandate that citizens wear a facial covering in public places to address the number of cases, hospitalizations and deaths which continue to rise; and

WHEREAS, another key component in the effort to combat the virus especially as it is reported that almost 70 percent of the



transmissions are related to community exposure, is to quickly, and efficiently track those persons affected and to identify all persons they may have exposed; and

WHEREAS, recognizing that contact tracing is a critical piece to combating COVID, the City Council approved the request to provide \$2,770,000 to the Health Department which recently hired over 100 employees to perform this important work; and

WHEREAS, the Memphis City Council is keenly interested in all efforts to lower the number of COVID cases and the reduce the transmission rate and wants to be a continuing partner in the Health Department's timely contact with coronavirus patients and their contacts.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL that the Health Department share, on a bi-monthly basis, the progress being made to increase contact tracing which is an important element in our COVID response.

BE IT FURTHER RESOLVED BY THE MEMPHIS CITY COUNCIL that a Contract Tracing Committee, be formed to receive reports from the Health Department and the committee head share updates with the full Council.

Chairwoman Patrice Robinson, sponsor

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# 39