



MEMPHIS CITY COUNCIL

Committee Meeting Schedule

Tuesday, July 21, 2020

8:00 a.m. **PERSONNEL COMMITTEE**
(Chairman Carlisle)

1. Discussion regarding amending the Police Officer Reserve Program

8:30 a.m. **GOVERNMENT AFFAIRS & ANNEXATION COMMITTEE**
(Chairman Canale)

1. An ordinance to amend 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.
2. Resolution urging Governor Bill Lee and the Tennessee General Assembly to allow drinks-to-go to continue after the COVID-19 pandemic. **(Same Night Minutes Requested)**

9:15 a.m. **BUDGET COMMITTEE**
(Chairman Jones)

1. Presentation about Governor's Local Government Support Grants

9:45 a.m. **HOUSING & COMMUNITY DEVELOPMENT COMMITTEE**
(Chairwoman Johnson)

1. Discussion about Renter's Rights

10:15 a.m. **PUBLIC SERVICES, ARTS, YOUTH INITIATIVES, LIBRARIES & NEIGHBORHOODS COMMITTEE**
(Chairwoman Easter-Thomas)

1. A resolution to transfer, allocate and appropriate \$31,180.00 from Crenshaw Library for project # CD01098 -to Raleigh Mall Development project # CD01092 (T036) **District 1, Super District 9**
2. A resolution to transfer allocate, and appropriate \$500,000.00 GO Bonds, FY 2021 from the New Frayser Library LI01030 to the Raleigh Mall redevelopment project # CD01092, (T036) **District 1, Super District 9**

10:30 a.m. **PUBLIC SAFETY & HOMELAND SECURITY COMMITTEE**
(Chairwoman Swearengen)

1. Presentation on MPD Community Outreach Programs

11:00 a.m. **PUBLIC WORKS, SOLID WASTE, TRANSPORTATION & GENERAL SERVICES COMMITTEE**
(Chairman Smiley, Jr.)

1. A resolution to amending FY21 CIP budget by transferring an allocation \$450,000.00 GO Bonds-from traffic signal, project # EN21100 to traffic signal furniture, fixtures and

- equipment (FY21) project # EN01104, for the purpose of traffic signal equipment needed for Emergency Maintenance and Construction. (T032) **All Council Districts**
2. A resolution to transfer, allocate, and appropriate \$675,942.00 in GO Bonds FY20 from ADA curb ramp cover line, project # PW20300, to curb ramp group 61, project # PW20302 for the construction and installation of 300 ADA curb ramps (T157) **All Council Districts (Same Night Minutes Requested)**
 3. Ordinance to amend chapters 2 and 12 of the City of Memphis, Code of Ordinances, so as to update the Code of Ordinances related to street, park, and place names. **(Same Night Minutes Requested)**
 4. Resolution of the Memphis City Council establishing an advisory committee regarding City of Memphis street, park, and place names. **(Same Night Minutes Requested)**

12:00 p.m. **BREAK**

1:00 p.m. **PLANNING & ZONING COMMITTEE**
(Chairman Colvett)

1. SUP 19-41 1883 Lamar Avenue
2. PD 99-362 Southwest corner of Quince Road and Lynnfield Road
3. SUP 20-06 Camilla Street and Union Ave
4. Resolution approving an honorary Street name change of Alice Drive between East Raines Road and Shirley Drive for Bishop William S. Wright, Sr.
5. Resolution of the Memphis City Council requesting the Land Use Control Board to officially rename Poplar Avenue between Front Street and Danny Thomas Boulevard as Black Lives Matter Avenue thereby recognizing the worth of Black lives within a society that has historically devalued Black life. **(Same Night Minutes Requested)**

2:00 p.m. **EXECUTIVE SESSION**
(Chairwoman Robinson)

1. Presentation on the I AM Included program
2. Presentation on available employment opportunities at FedEx
3. Presentation about Public Safety Recruitment
4. Substitute Resolution of the Memphis City Council requesting Mayor Strickland to establish June 19th As Juneteenth within the City of Memphis thereby recognizing the Liberation and Emancipation of Enslaved African Americans in the United States of America. **(Same Night Minutes Requested)**

Note: Due to the Declarations of Emergency by the President of the United States, the Governor of Tennessee and the Mayor of Memphis as a result of the COVID-19 pandemic, the City Council Committee meetings and the 3:30 Regular Council meetings will be conducted by electronic means of communication for the duration of the emergency. Meetings are streamed on the Internet at www.memphistn.gov/citycouncil on YouTube at <https://www.youtube.com/channel/UCEHksoCPSsfZIPHX35d8aQg>

Official recording of the meeting will be available on the City Council website
https://www.memphistn.gov/government/city_council



MEMPHIS CITY COUNCIL

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AN ORDINANCE TO AMEND 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

WHEREAS, T.C.A. § 3-6-301(15) and (17), requires persons who communicate, directly or indirectly, with state government officials for the purpose of influencing action by the official for compensation, to register, each calendar year, with the Tennessee Ethics Commission; and

WHEREAS, regulating lobbying activities also helps to ensure local governmental transparency and thereby fosters public confidence in elected and appointed officers and government employees; and

WHEREAS, the possibility of special interests privately influencing decision makers outside of the public purview undermines the people's confidence that their City officials serve the broader public interest; and

WHEREAS, the Memphis City Council recognizes that First Amendment Rights must be safeguarded and endeavors to do so in all circumstances, including ensuring the public is aware of lobbyists; and

WHEREAS, since lobbying is a constitutional right, this ordinance is intended to both promote public confidence through transparency and respect individual rights; and

WHEREAS, establishing an online portal to require lobbyists to register annually and to file their state mandated disclosure statements with the City of Memphis will enhance a robust, inclusive and transparent public process; and

WHEREAS, in order to increase transparency regarding lobbyists, it is in the best interests of the City to make the information regarding lobbyists available to the public in more locatable places.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that the findings and recitations set out in the preamble to this ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

BE IT FURTHER ORDAINED that the Board of Ethics is required to establish an online portal to mandate paid lobbyists to register annually and to file their state mandated disclosure statements with the City of Memphis to help promote transparency within the City of Memphis.

BE IT FURTHER ORDAINED that CHAPTER 2, ARTICLE I, SECTION 2-10-10, SUBSECTION B shall be amended by adding the following language:

Chapter 2, Article I, Section 2-10-10, subsection B (9):

9. To establish an online portal to require lobbyists to register annually and to file their state mandated disclosure statements with the City of Memphis.

Section 1. Short Title

This Ordinance shall be known as "Regulating Lobbying"

Sections 2. Purpose

The purpose of "Regulating Lobbying" is to

- A. Effectuate the people's right to monitor their government's work and thereby ensure that it functions to promote the general welfare;
- B. Preserve the right of individuals, groups and entities to petition and influence their government and thereby advance their own interests.

Sections 3. Definitions

For purposes of this chapter, the following definitions shall apply.

(a) City Official means all full-time and part-time elected or appointed officers and employees, whether compensated or not, including those of any separate board, commission, committee, authority, corporation, or other instrumentality appointed or created by the city.

(b) Client means any person, entity, organization or group that compensates a lobbyist for lobbying or on whose behalf compensated lobbying occurs.

(c) Contact or Contacting means any direct or indirect communication with a City Official, undertaken by any means, oral, written or electronic, including, but not limited to, through an agent, associate or employee and undertaken in any context, including at a public meeting.

(d) Compensation or Compensated means any salary, fee, payment, reimbursement or other valuable consideration, or any combination thereof, whether received or to be received; however, "compensation" does not include the salary or reimbursement of an individual whose lobbying is incidental to that person's regular employment.

(e) Lobbying or Lobbying Activity means influencing or attempting to influence a City Official with regard to a legislative or administrative action of the City.

(f) Lobbyist means any person who engages in lobbying for compensation.

Section 4. Exemptions

The following are exempt from the requirements of this chapter:

- (a) Public official acting in their official capacities;
- (b) Persons engaged in creating, publishing or broadcasting news items, editorials, commentaries and similar communications;
- (c) Those whose attempts to influence government action are limited to appearing at public meetings or preparing, processing, or submitting writings for consideration or use at public meetings if their communications are part of the public record;
- (d) City employees and contractors providing reports or recommendations to City Officials as part of their work for the City;
- (e) Persons representing themselves attempting to obtain decisions relating to their own properties or businesses;
- (f) Anyone submitting a bid or proposal for a City contract or negotiating the terms of a City contract for goods or services;
- (g) Persons lodging "whistleblower" complaints with the City;

- (h) Persons who meet with the City Attorney or City Clerk regarding any claim or litigation matter;
- (i) Persons whose communications relate solely to a memorandum of understanding or collective bargaining agreement between the City and an employee organization;
- (j) Communications about solely ministerial actions of the City or City enforcement actions;

Section 5. Registration Requirement

A lobbyist shall register online annually with the Board of Ethics within five (5) business days of becoming a lobbyist by filing the lobbyist registration form. The lobbyist shall include in the registration the names of all clients for whom he is lobbying the city and the specific issues about which he is lobbying, and shall thereon disclose:

- (a) name;
- (b) business street and mailing address;
- (c) e-mail address;
- (d) telephone number;
- (e) the names of all owners of the lobbyist's business if the business is a sole proprietorship or partnership of less than 5 members;
- (f) a description of the nature of the business entity or organization;
- (g) the name, business address and phone number of each client receiving lobbying services;
- (h) the nature of each client's business;
- (i) a brief description of the governmental decision that the lobbyist seeks to influence on each client's behalf;
- (j) the name of each person employed or retained by the lobbyist to engage in lobbying activities on each client's behalf.

Section 6. File State Mandated Disclosure Statements

A. A lobbyist shall file and attach state mandated disclosure statements to registration annually or at any time a lobbyists' state mandated disclosure statements are updated with the Tennessee Ethics Commission.

B. Records pertaining to the registration and annual reports must be preserved by the lobbyist for inspection and audit by the City for a period of five years from the date of production.

Section 7. Prohibitions

A lobbyist shall not do any of the following:

- (a) Intentionally deceive or attempt to deceive a City Official as to any material fact pertinent to any proposed or pending Governmental Decision;
- (b) Act or refrain from acting with the purpose and intent of placing any City Official under personal obligation to the lobbyist;

- (c) Cause or influence the introduction of any ordinance, resolution, appeal, application, petition or amendment thereto for the purpose of thereafter being employed as a lobbyist to secure its granting denial confirmation, rejection, passage or defeat;
- (d) Cause any communication to be sent to a City Official in the name of a fictitious person, group or entity or in the name of a real person, group or entity without their consent;
- (e) Represent directly or indirectly that the lobbyist can control or obtain a vote or action of any City Official.

Section 8. Lobbyist Registration Fees

A lobbyist's annual registration fee is hereby established to be set and periodically adjusted by City Council resolution in an amount sufficient to cover the costs of administering this Chapter.

Section 9. Fine and Penalties.

- (a) 1st Violation – \$
- (b) 2nd Violation – \$
- (c) 3rd Violation - \$... and censure from the Council with a ban from Lobbying Activities for a period not to exceed one (1) year.

SECTION 1: The City of Memphis Board of Ethics is hereby directed to take the necessary action to provide an online portal to require lobbyists to register annually and file their state mandated disclosure statements with the City of Memphis.

SECTION 2. Severability. The provision of this ordinance is hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts is held unconstitutional or void, the remainder of this ordinance shall continue in full force and effect.

SECTION 3. Effective date. This Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

Sponsors: Chase Carlisle
Worth Morgan

Patrice Robinson
Memphis City Council Chairwoman

Resolution urging Governor Bill Lee and the Tennessee General Assembly to allow drinks-to-go to continue after the COVID-19 pandemic

WHEREAS, due to the current COVID-19 pandemic, bars and restaurants within the City of Memphis, Shelby County, and throughout the entire State of Tennessee have been uniquely damaged; and

WHEREAS, on March 22, 2020, Governor Bill Lee issued Executive Order #17, which allowed bars and restaurants to temporarily sell sealed, unopened bottles of wine, beer, spirits, and cocktails-to-go; and

WHEREAS, this order has helped to lessen the spread of the COVID-19 virus and to provide restaurants, bars, and the many citizens they employ with tools to weather these unique circumstances and continue serving customers in an innovative, safe way; and

WHEREAS, restaurants and bars historically generate a high margin of tax revenues, providing significant cultural and economic value to the communities within the City of Memphis; and

WHEREAS, data shows that the restaurant industry in Tennessee is down approximately 60% versus 2019 numbers, resulting in a loss of \$8.52 billion dollars of Tennessee's GDP; and

WHEREAS, the Memphis City Council feels that this executive order has proven that selling wine, beer, spirits and cocktails to-go can be done responsibly and continues to keep the economy and tax revenue stable; and

WHEREAS, the Memphis City Council recognizes that the ability to continue alcohol delivery and to sell alcohol-to-go will be a crucial component for the restaurant industry's recovery post-COVID-19; and

WHEREAS, other states such as Oklahoma, Texas and Florida have passed legislation to ensure the continuation of alcohol to-go sales and alcohol delivery sales legally in perpetuity, and have already taken additional action to extend this lifeline to the restaurant industry.

NOW, THEREFORE BE IT RESOLVED that the Memphis City Council hereby urges and requests the Tennessee General Assembly and Governor Bill Lee to permit the continuance of all to-go alcohol sales in the City of Memphis and encourage other communities, municipalities, and private entities throughout the state of Tennessee to establish supportive legislation.

BE IT FURTHER RESOLVED, that the Memphis City Council also urges the Tennessee General Assembly and Governor Bill Lee to allow all residents and visitors to continue all alcohol-to-go purchases after the COVID-19 pandemic indefinitely.

Sponsor:
Ford Canale

Patrice Robinson
Chairwoman



Memphis City Council Summary Sheet

Please provide a brief summary of the item, in bullet form, not to exceed one page:

1. Item is a resolution to transfer an allocation of \$31,180 from Crenshaw Library CD01098 to Raleigh Mall Redevelopment CD01092 and appropriate funds.

— Dist 1; Super Dist 9

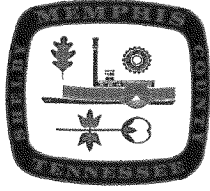
2. Initiating Party is the Division of Housing & Community Development.

3. The resolution is not a change to an existing ordinance or resolution.

4. A new contract, or an amendment to an existing contract, will be required.

5. An expenditure of funds will be required.

T036



A resolution to transfer \$500,000 from the New Frayser Library LI01030 to the Raleigh Mall Redevelopment CD01092 and appropriate funds.

WHEREAS, the Memphis City Council did on March 24, 2020, approve an allocation and appropriation of \$3,975,000 for New Frayser Library project, the purpose of which is to replace the Frayser Branch library; and

WHEREAS, the new Raleigh Branch Library currently under construction at Raleigh Springs Civic Center needs less than \$500,000 in additional funds in order for construction to be completed; and

WHEREAS, the Division of Housing and Community Development has in excess of \$500,000 in federal Community Development Block Grant funds available which can be awarded to the New Frayser Library project, but which cannot be awarded to the Raleigh Branch Library project because best practices require that awards be made before the start of construction; and

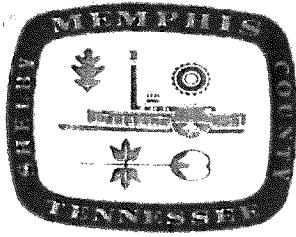
WHEREAS, HCD has pledged to award at least \$500,000 in CDBG funds to the New Frayser Library project as soon as all required due diligence and compliance has been completed to compensate for the transfer of funds to the New Raleigh Library; and

WHEREAS, it is necessary to transfer \$500,000 from the New Frayser Library LI01030 to the Raleigh Mall Redevelopment CD01092 to fund the increased costs of construction and complete construction of the new Raleigh Branch Library; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Memphis that the Fiscal Year 2021 Capital Improvement Budget be and is hereby amended by transferring the amount of Five Hundred Thousand Dollars (\$500,000) of G.O. Bond allocations and appropriations from the New Frayser Library LI01030 to the Raleigh Mall Redevelopment CD01092 for the purpose of completing construction of the new Raleigh Branch Library as follows:

Raleigh Mall Redevelopment - CD01092

Contract Construction	<u>\$500,000</u>
TOTAL	<u>\$500,000</u>



Memphis City Council Summary Sheet

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

This resolution amends the Fiscal Year 2021 Capital Improvement Budget by transferring and appropriating funds for Traffic Signal Furniture, Fixtures, and Equipment (FY21) (EN01104)

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

This project is being initiated by the Division of Engineering.

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

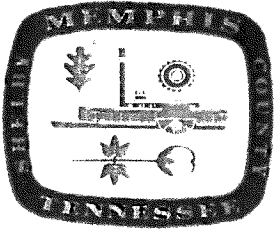
This project does not involve a change to an existing ordinance or resolution.

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

This resolution does not require a new contract, or amend an existing contract.

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

The resolution does require an expenditure of funds



A Resolution appropriating Funds for EN01104 – Traffic Signal Furniture, Fixtures, and Equipment (FY21)

WHEREAS, the Council of the City of Memphis did include Traffic Signals, Project Number EN21100 as part of the Engineering Fiscal Year 2021 Capital Improvement Budget; and

WHEREAS, bids are taken during the year for various purchases of traffic signal equipment needed for Emergency Maintenance; and

WHEREAS, to expedite these bids and purchases, the Engineering Division requests that this year's allocation be appropriated; and

WHEREAS, it is necessary to transfer an allocation of \$450,000.00 funded by G.O. Bonds – from Traffic Signals, Project Number EN21100 to Traffic Signal Furniture, Fixtures, and Equipment (FY21), Project Number EN01104; and

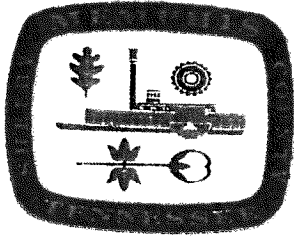
WHEREAS, it is necessary to appropriate \$450,000.00 funded by G.O. Bonds in Traffic Signal Furniture, Fixtures, and Equipment (FY21), Project Number EN01104 as follows:

Furniture, Fixtures, and Equipment	\$450,000.00
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NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2021 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$450,000.00 funded by G.O. Bonds from Traffic Signals, Project Number EN21100 to Traffic Signal Furniture, Fixtures, and Equipment (FY21), Project Number EN01104.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$450,000.00 funded by G.O. Bonds and chargeable to the Fiscal Year 2021 Capital Improvement Budget and credited as follows:

Project Title	Traffic Signal Furniture, Fixtures, and Equipment (FY21)
Project Number	EN01104
Total Amount	\$450,000.00

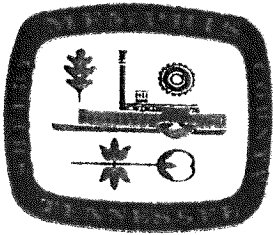


T157

Memphis City Council Summary Sheet

675,941.80

1. This is a resolution to allocate and appropriate ~~\$675,941.80~~ in General Obligation Bonds from ADA Curb Ramp Coverline, project PW20300, to Curb Ramp Group 61, project PW20302, for a construction contract with Precise Concrete. These funds are for the construction of Three Hundred ADA curb ramp installations at various locations.
2. The City of Memphis Division of Engineering has drafted this resolution and is recommending City Council approval and same night minutes.
3. This resolution does not change an existing ordinance or resolution.
4. This resolution will appropriate \$675,941.80 for a construction contract with Precise Concrete, a SBE Contractor.
5. This resolution requires an amendment to the FY2021 Public Works Capital Improvement Budget.



Resolution to allocate and appropriate \$675,941.80 in General Obligation Bonds from ADA Curb Ramp Coverline, project PW20300, to Curb Ramp Group 61, project PW20302.

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 Three Hundred (300) ADA curb ramp installations at various locations with the lowest complying bid being \$675,941.80 including a 7.5% contingency submitted by Precise Concrete, and;

WHEREAS, the construction contract with Precise Concrete is a 100% SBE, and;

WHEREAS, it is necessary to transfer, allocate, and appropriate \$675,941.80 in General Obligation Bonds to Curb Ramp Group 61, project PW20302 as follows:

Contract Amount	\$628,783.00
Project Contingencies	<u>\$ 47,158.80</u>
Total Amount	\$675,941.80

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 \$675,941.80 funded by General Obligation Bonds from ADA Curb Ramp Coverline, project PW20300, to Curb Ramp Group 61, project PW20302; and

BE IT FURTHER RESOLVED that the Fiscal Year 2021 Capital Improvement Budget is hereby amended by establishing an allocation and appropriation of \$675,941.80 as follows:

<u>Revenue</u>	
General Obligation Bonds	\$675,941.80
<u>Expenditures</u>	
Contract Construction	\$675,941.80

ORDINANCE NO. _____

ORDINANCE TO AMEND CHAPTERS 2 AND 12 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES, SO AS TO UPDATE THE CODE OF ORDINANCES RELATED TO STREET, PARK, AND PLACE NAMES

WHEREAS, the process for naming and renaming streets and other thoroughfares within the City of Memphis has been established by Chapters 2 and 12 of the City of Memphis Code of Ordinances; and

WHEREAS, the Memphis City Council possesses naming powers when the City acquires any street or other thoroughfare by purchase or dedication, per Section 12-16-2 of the City of Memphis Code of Ordinances; and

WHEREAS, the Land Use Control Board possesses renaming powers when applications are submitted, per Section 2-50-6 and Section 12-16-2 of the City of Memphis Code of Ordinances, as well as Section 9.10 of the Memphis and Shelby County Unified Development Code; and

WHEREAS, under *Tennessee Code Annotated*, Section 7-86-127, “unless expressly provided otherwise by law, the authority to name public and private roads and streets, including roads and streets located within residential developments, and to assign property numbers relating to the roads and streets, is exclusively vested in the legislative bodies of . . . municipalities within their incorporated boundaries”; and

WHEREAS, in addition to public streets, Chapter 12 applies to the “use of parks” and other “public places” belonging to the City of Memphis; and

WHEREAS, it is in the interests of the City of Memphis to amend Chapters 2 and 12 of the City of Memphis Code of Ordinances, so as to provide the Memphis City Council with renaming powers related to street, park, and place names within the City of Memphis.

NOW THEREFORE BE IT RESOLVED, (Additions underlined in bold italics and deletions identified with strikethrough)

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Section 2-50-6 (B) of the City of Memphis Code of Ordinances is hereby amended and replaced to read as follows:

(B) The recommendation to the respective legislative bodies of zoning studies and regulations, the mapping and revision of zoning districts, special permits, planned unit developments, and regulations for the subdivision of land, recommendation as to subdivisions proposed thereunder, street and alley closings ~~and street name changes~~, shall be vested in the Memphis and Shelby County Land Use Control Board as created by this chapter; **street name change powers shall be vested in the Memphis City Council with regard to City of Memphis streets and other thoroughfares, including streets and other thoroughfares within residential**

developments. Any conflicts with the Memphis and Shelby County Unified Development Code shall be made in favor of this section.

SECTION 2. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Section 12-16-2 of the City of Memphis Code of Ordinances is hereby amended and replaced to read as follows:

When the city shall acquire any street or other thoroughfare by purchase or dedication, the city engineer shall file with the director of public works his or her recommendation of a suitable name of such street or thoroughfare. It shall be the duty of the city council to select a suitable name of for such new street. ~~The official name adopted for a street or other public thoroughfare shall not be changed except in accordance with Chapter 9.10 of the Memphis and Shelby County Unified Development Code.~~ *Furthermore, the Memphis City Council may change the official name adopted for City of Memphis streets and other thoroughfares, including streets and other thoroughfares within residential developments, by ordinance duly passed. Any conflicts with the Memphis and Shelby County Unified Development Code shall be made in favor of this section.*

SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Section 12-16-6 of the City of Memphis Code of Ordinances is hereby amended and replaced to read as follows:

A map of the city showing streets, alleys, avenues, boulevards, lanes, places, parkways, and other thoroughfares, and the official names assigned to each, prepared under the supervision of the city engineer, authenticated by him or her, shall be published, from time to time. All streets, avenues, alleys, lanes, boulevards, parkways, places, and other thoroughfares in the city shall be known by the name allocated to each on this official map, and such later additions and changes as may be provided ~~in accordance with chapter 9.10 of the Memphis and Shelby Unified Development Code.~~ *by the Memphis City Council. Any conflicts with the Memphis and Shelby County Unified Development Code shall be made in favor of this section.*

SECTION 4. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 12-68, Public Buildings and Property Use Regulations, is hereby re-titled to read as follows:

Public Buildings, ~~and~~ Property Use Regulations, *and Names.*

SECTION 5. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Section 12-68-5 (A) of the City of Memphis Code of Ordinances is hereby amended and replaced to read as follows:

- (A) It is the purpose of this chapter to *detail the process for naming and renaming public place/property names not outlined in sections of the Memphis Municipal Code specifically concerning (i.) streets, and (ii.) parks, and* to prevent interference with normal use of public property by the general public and to prohibit only such use which will unduly interfere with the normal use of public property by other members of the public with an equal right to access it.

SECTION 6. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 12-68 of the City of Memphis Code of Ordinances is hereby amended to include Section 12-68-6, which shall be titled and read as follows:

12-68-6. – Method of naming and renaming.

When the city shall acquire property for use by the general public, by purchase, condemnation, or dedication, it shall be the duty of the Memphis City Council to select a suitable name for such new public place/property. Furthermore, the Memphis City Council may change the official name adopted for existing City of Memphis public places/property, by ordinance duly passed. Any conflicts with the Memphis and Shelby County Unified Development Code shall be made in favor of this section.

SECTION 7. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 12-84, Park and Parkway Regulations, is hereby re-titled to read as follows:

Park, and Parkway Regulations, and Names.

SECTION 8. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 12-84 of the City of Memphis Code of Ordinances is hereby amended to include Section 12-84-22, which shall be titled and read as follows:

12-84-22. – Method of naming and renaming.

When the city shall acquire any public parks and other public recreational areas, for use by the general public, by purchase, condemnation, or dedication, it shall be the duty of the Memphis City Council to select a suitable name for such new public park and other public recreational area. Furthermore, the Memphis City Council may change the official name adopted for existing City of Memphis parks and other recreational areas, by ordinance duly passed. Any conflicts with the Memphis and Shelby County Unified Development Code shall be made in favor of this section.

Sponsor:
Councilwoman Michalyn Easter-Thomas

**RESOLUTION OF THE MEMPHIS CITY COUNCIL ESTABLISHING AN ADVISORY
COMMITTEE REGARDING CITY OF MEMPHIS STREET, PARK, AND PLACE
NAMES**

WHEREAS, the Memphis City Council is authorized to appoint advisory committees to provide the legislative body with recommendations; and

WHEREAS, leaders of the Confederacy, the State of Tennessee, and the City of Memphis committed treason against the United States of America by directly circumventing the Constitution and levying war against the United States in order to preserve slavery in human beings against perceived threats to its continued existence; and

WHEREAS, leaders of the Confederacy, and subsequent sympathizers of the Confederate cause, named and renamed public streets, parks, and place names to memorialize participants in these treasonous insurrections for the purpose of *glorifying* their *prior circumvention* of the Constitution; and

WHEREAS, on May 1, 2, and 3, 1866, mobs of Confederate sympathizers, led by law enforcement, attacked African American Memphians in the areas near present-day Second Street and G.E. Patterson; by the end of the attack, the mob of Confederate sympathizers had killed an estimated 46 African American Memphians, and committed numerous robberies, assaults, and arsons; a congressional investigative committee reported that four (4) churches, twelve (12) schools, and ninety-one (91) dwellings were burned; although no one was ever prosecuted for this massacre, the events became a rallying cry in the battle over the nation's reconstruction efforts following the Civil War; ultimately, the outrage that followed the massacre helped ensure the adoption of the Fourteenth Amendment to the United States Constitution; and

WHEREAS, despite the 1866 Memphis Massacre, former leaders of the Confederacy, and subsequent sympathizers of the Confederate cause, continued to name and rename public streets, parks, and place names to memorialize participants of the treasonous insurrections committed during the American Civil War for the purpose of *supporting* their *ongoing circumvention* of the Constitution, namely the newly ratified Fourteenth and Fifteenth Amendments to the United States Constitution between 1868 and 1965 by routinely denying African American persons within its jurisdiction equal protection and/or rights under the law via racial segregation, continued racist lynchings, and the systematic denial of the right to vote; and

WHEREAS, these travesties – along with Memphis' troubling history of mistreatment of minorities post-1965 – continue to be upheld by the same glorification of white supremacy, disrespecting the rich contributions to the growth and development of this City by the diverse populations that shaped, and continue to shape, Memphis – require remedy, through substantive reconciliation and healing, which may only occur by ensuring a robust and transparent public conversation about (1) those whose actions we choose to recognize and honor, and (2) those whose actions we choose to condemn and remove from prominence within our revered public spaces, places, and venues.

NOW THEREFORE BE IT RESOLVED, the Memphis City Council hereby establishes an advisory committee for the purpose of providing recommendations and guiding principles to the legislative body regarding the renaming of certain public streets, parks, and places.

BE IT FURTHER RESOLVED, the advisory committee shall be officially named the “*City Council Renaming Commission*” (hereafter, “Commission”) in accordance with the following guidelines:

1. The Commission shall consist of fifteen (15) members and be appointed as follows: thirteen (13) members will serve as *voting appointees* of the Memphis City Council (hereafter “Council”), with each Councilmember selecting one (1) voting appointee; one (1) member will serve as a *non-voting appointee* of the Memphis and Shelby County Division of Planning and Development; one (1) member will serve as a *non-voting appointee* of the City of Memphis Division of Engineering.
2. Each *appointed voting member* of the Commission shall have a demonstrable record of experience within education, civil rights, law, business, non-profit, *or* faith-based organizations.
3. Each *appointed voting member* of the Commission shall have a demonstrable record of scholarship, formal or informal, regarding the history and geography of the City of Memphis, especially in relation to historically underrepresented, and underserved, communities.
4. *All* appointed members shall be confirmed by Council motion.

BE IT FURTHER RESOLVED, the Commission shall operate under the oversight of the Council.

BE IT FURTHER RESOLVED, the Commission is authorized for one (1) year, from July 21, 2020 to July 21, 2021.

BE IT FURTHER RESOLVED, no action shall be taken by the Commission, except by majority vote.

BE IT FURTHER RESOLVED, the Commission shall elect a chair and vice-chair from among its members.

BE IT FURTHER RESOLVED, the Commission chair shall hold meetings at least once (1) per month, at hours as may be fixed by the Commission; special meetings may be held on call of the chair upon forty-eight (48) hours’ notice to the members of the Commission and the public; a quorum of the Commission members must be present at *any* regular or special meeting in order to conduct a meeting; seven (7) Commission members shall constitute a quorum; all such meetings shall be subject to the provisions of the Tennessee Open Meetings Act; a copy of the minutes of all meetings shall be sent to the Council.

BE IT FURTHER RESOLVED, the Commission shall be responsible for making recommendations regarding:

1. *The Public Education and Input Report*

- a. Outlining the process to facilitate educating City of Memphis residents on the renaming processes.
- b. Outlining the process to facilitate receiving City of Memphis residents' feedback on the proposed changes.

2. *The Initial Report*

- a. A list of public streets, parks, and places that should be renamed; these recommendations shall be accompanied by a detailed explanation of why each public street, park, or place was chosen.
- b. A proposed list of replacement names for each recommended public street, park, or place; these recommendations shall be accompanied by a detailed explanation of why each proposed name represents a preferable replacement.
- c. Any recommended changes to the street renaming process established in the City of Memphis Code of Ordinances.

3. *The Final Report*

- a. A list of public streets, parks, and places that should be renamed, incorporating any changes deemed necessary; these recommendations shall be accompanied by a detailed explanation of why each public street, park, or place was chosen.
- b. A proposed list of replacement names for each recommended public street, park, or place; these recommendations shall be accompanied by a detailed explanation of why each proposed name represents a preferable replacement.

BE IT FURTHER RESOLVED, the Commission is hereby authorized to establish subcommittees in furtherance of providing aforementioned reports and recommendations; the Commission is also hereby authorized to enlist the support of college/university student-interns who will receive course credit, as well as a stipend, to assist part-time with Commission/subcommittee research needs; said Commission/subcommittee student-interns will be enrolled at LeMoyne-Owen College, Christian Brothers University, Rhodes College, *or* the University of Memphis.

BE IT FURTHER RESOLVED, no more than three (3) months from its first meeting, the Commission shall be required to issue, to the Council, a public education and input report (i.) outlining the process to facilitate educating City of Memphis residents on the renaming processes, and (ii.) outlining the process to facilitate receiving City of Memphis residents' feedback on the proposed changes; the processes will be revised to incorporate changes deemed necessary by the Council.

BE IT FURTHER RESOLVED, no more than six (6) months from its first meeting, the Commission shall be required to issue, to the Council, an initial report with its recommendations and related explanations.

BE IT FURTHER RESOLVED, the Commission shall be required to hold a public hearing outlining its initial report within one (1) month of its issuance to the Council with public comments submitted to, and received by, the Commission chair via (i.) written letter, or (ii.) email, *only*, no later than twenty-four (24) hours prior to said public hearing.

BE IT FURTHER RESOLVED, the Commission shall be required to provide a final report, incorporating any changes deemed necessary, to the Council no later than nine (9) months from its first meeting, i.e., ahead of the Council's annual budget hearings; each Councilmember should use the final report as the basis for beginning the public street, park, and place renaming process, as established by the City of Memphis Code of Ordinances.

BE IT FURTHER RESOLVED, the Commission shall be required to hold a public hearing outlining its final report within one (1) month of its issuance to the Council with public comments submitted to, and received by, the Commission chair via (i.) written letter, or (ii.) email, *only*, no later than twenty-four (24) hours prior to said public hearing.

BE IT FURTHER RESOLVED, the Commission shall have no legislative powers of its own, but shall be an advisory body of the Council concerning the recommendation-based tasks with which it is charged; upon receipt, the Council will consider the Commission's reports and related recommendations in determining further action(s); this resolution shall take effect from and after its passage, the welfare of the City requiring it.

Sponsor:
Councilwoman Michalyn Easter-Thomas

WHEREAS, on occasion the Memphis City Council has seen fit to name certain public roads to honor citizens of this community; and

WHEREAS, **Bishop William S. Wright, Sr.**, pastor of Liberty Church of God in Christ, is one such citizen worthy of recognition; and

WHEREAS, since founding Liberty Church in 1990, **Bishop Wright** has revolutionized the world through preaching the gospel of Jesus; and

WHEREAS, throughout the almost 30-year history of Liberty Church, as the church's blueprint expanded, **Bishop Wright** insisted that the church serve as a welcoming, safe environment while exploring the word of God; and

WHEREAS, under his extraordinary leadership, **Bishop Wright's** ministry has grown to encompass one church in two locations with an active membership of over 700 members, almost 30 ministries and auxiliaries, and 4 Sunday worship services along with midweek bible studies and service; and

WHEREAS, along with ministering to his congregation, **Bishop Wright** has also ministered to the Mid-South for almost 30-years with his radio broadcast on WBBP 1480 am and television broadcast on WANT 24 and Good News TV Channel 23; and

WHEREAS, **Bishop Wright's** dedication and love extends beyond his official duties to his congregation and as Prelate of the Tennessee Southwest Jurisdiction to his beloved wife of 35 years, Debrah Wright, and children, Kenitra Wright and William S. Wright, Jr., now deceased.

NOW, THEREFORE BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL that Alice Drive between East Raines Road and Shirley Drive in Memphis, Tennessee be designated as

“Bishop William S. Wright, Sr. Boulevard”

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

ADOPTED: July 21, 2020



Edmund H. Ford, Sr.
Councilmember



Patrice J. Robinson
Chairwoman

RESOLUTION OF THE MEMPHIS CITY COUNCIL REQUESTING THE LAND USE CONTROL BOARD TO OFFICIALLY RENAME POPLAR AVENUE BETWEEN FRONT STREET AND DANNY THOMAS BOULEVARD AS BLACK LIVES MATTER AVENUE THEREBY RECOGNIZING THE WORTH OF BLACK LIVES WITHIN A SOCIETY THAT HAS HISTORICALLY DEVALUED BLACK LIFE

WHEREAS, in the summer of 2013, Alicia Garza, Patrice Cullors, and Opal Tometti established Black Lives Matter in response to the acquittal of George Zimmerman of second-degree murder for the death of Trayvon Martin, who Zimmerman stalked and killed while the seventeen-year-old Martin walked home from a convenience store; and

WHEREAS, since that time, Black Lives Matter has been at the forefront, advocating for sociopolitical and criminal justice reform in response to the deaths of Tamir Rice, Eric Garner, Michael Brown, Freddie Gray, Sandra Bland, Alton Sterling, Philando Castile, Atatiana Jefferson, Breonna Taylor, Botham Jean, and countless other Black men, women, and children whose lives were lost at the hands of police, each in the absence of judge or jury; and

WHEREAS, the vestiges of 246 years of *legalized* slavery, followed by 100 years of separate-but-(un)equal-Jim-Crow-era legislation and court rulings, persist within our culture, its laws, and institutions, leading to the continued harm of Black communities in the form of present-day discrimination and violence; and

WHEREAS, Black Lives Matter is a rallying cry and social movement merely affirming the human worth of Black lives within a society that has historically devalued Black life; and

WHEREAS, most recently, on May 25, 2020, the effects of said inhumane treatment was on full display as George Floyd, a 46-year-old Black man in Minneapolis, was killed by a police officer who brazenly left his knee on the late-Mr. Floyd's neck for 8 minutes and 46 seconds, leading to local, national, and international calls for reform in the face of unchecked racism and related brutality; and

WHEREAS, in response to said local, national, and international calls for reform, and in recognition of the work presently required within our City, the Memphis City Council strongly believes that a major thoroughfare should be officially renamed to reflect the significance of the historical events to Memphis; recognizing the importance of the paradigm shift as an opportunity to learn more about the past for the purpose of better understanding the need for an improved future; and securing the observance of a statement that, for too long, has evaded our basic treatment of men, women, and children because of their skin color; and

WHEREAS, the City of Memphis *now* has the opportunity to become a leader in the movement to achieve community-based reform, in light of our past ills, let us find unity in establishing a new street name, one that serves as an eternal reminder of the need to ensure equity for all, both present and future, on a section of public street within proximity to our area's voting commission, jury commission, criminal justice center, and jail, no less, each institutions where the clarion call, "Black Lives Matter," should ring loud and clear.

NOW THEREFORE BE IT RESOLVED, the Memphis City Council hereby requests the Memphis and Shelby County Land Use Control Board to officially rename Poplar Avenue between Front Street and Danny Thomas Boulevard as

“Black Lives Matter Avenue”

thereby recognizing the worth of Black lives within a society that has historically devalued Black life.

BE IT FURTHER RESOLVED, that the requisite application be submitted for the renaming process to be duly considered and approved by the Memphis and Shelby County Land Use Control Board pursuant to the Memphis and Shelby County Unified Development Code; this resolution shall take effect from and after its passage, the welfare of the City requiring it.

Sponsors:

Councilwoman Michalyn Easter-Thomas
Councilwoman Cheyenne Johnson
Councilwoman Rhonda Logan
Councilwoman Patrice Robinson
Councilwoman Jamita Swearengen
Councilman Martavius Jones
Councilman J B Smiley, Jr.

**SUBSTITUTE RESOLUTION OF THE MEMPHIS CITY COUNCIL REQUESTING
MAYOR STRICKLAND TO ESTABLISH JUNE 19TH AS JUNETEENTH WITHIN THE
CITY OF MEMPHIS THEREBY RECOGNIZING THE LIBERATION AND
EMANCIPATION OF ENSLAVED AFRICAN AMERICANS IN THE UNITED STATES
OF AMERICA**

WHEREAS, news of the end of slavery did not reach the frontier areas of the United States, in particular the State of Texas and the other Southwestern States, until months after the conclusion of the Civil War on April 9, 1865, more than 2½ years after President Abraham Lincoln formally issued the Emancipation Proclamation on January 1, 1863; and

WHEREAS, on June 19, 1865, Union soldiers, led by Major General Gordon Granger, arrived in Galveston, Texas, with welcomed news that the Civil War had ended and that the enslaved were free; and

WHEREAS, African-Americans who had been enslaved in the Southwest began celebrating June 19, commonly known as “Juneteenth Independence Day,” to inspire and encourage future generations; and

WHEREAS, African-Americans from across the Nation have continued the tradition of observing Juneteenth Independence Day for over 150 years; and

WHEREAS, 47 States and the District of Columbia have designated Juneteenth Independence Day as a special day of observance in recognition of the emancipation of all enslaved African-Americans in the United States; and

WHEREAS, Juneteenth Independence Day celebrations have been held to honor African-American freedom while encouraging self-development and respect for all cultures; and

WHEREAS, the faith and strength of character demonstrated by formerly enslaved African-Americans and the descendants of formerly enslaved African-Americans remain an example for all people of the United States, regardless of background, religion, or race; and

WHEREAS, despite the formal issuance of the Emancipation Proclamation on January 1, 1863, slavery was not officially abolished throughout the entire Nation until the ratification of the 13th Amendment to the Constitution of the United States in December 1865; and

WHEREAS, over the course of its history, the City of Memphis has seen the damaging effects of slavery, the fight for freedom by way of the civil rights movement, and present-day efforts to achieve equity for all:

NOW THEREFORE BE IT RESOLVED, the Memphis City Council hereby requests Mayor Strickland to establish June 19th as Juneteenth within the City of Memphis recognizing the liberation and emancipation of enslaved African-Americans in the United States of America.

BE IT FURTHER RESOLVED, the Memphis City Council *specifically* requests Mayor Strickland to proclaim June 19th, or Juneteenth, as “***Juneteenth Independence Day***”; supporting the significance of the historical day to Memphis; recognizing the significance of the day as a renewed opportunity to learn more about the past and to better understand the need for an improved future; and securing the observance of the end of slavery as a part of the history and heritage of our Nation.

BE IT FURTHER RESOLVED, the Memphis City Council also requests Mayor Strickland to proclaim “Juneteenth Independence Day” as a paid holiday within the City of Memphis, to begin with June 19, 2021, i.e., during Fiscal Year 2021, observed on the Friday before, if June 19 falls on a non-business day.

BE IT FURTHER RESOLVED that this Resolution shall be substituted for and shall supersede and replace the Resolution on the same subject adopted by the Council on June 16, 2020.

Sponsor:
Councilwoman Michalyn Easter-Thomas