

CITY OF MEMPHIS

COUNCIL REGULAR MEETING

Tuesday , January 26, 2021, 3:30 p.m.

SUPPORTING DOCUMENTS

ITEM #	DESCRIPTION	PAGE #
	PLANNING AND DEVELOPMENT Public Hearings & Ordinances	
1	RESOLUTION approving a street and alley closure located on part of Autumn Avenue east of Lipford Street and north of Sam Cooper Boulevard; containing 5042 square feet in the Residential – 6 District. (Held from 1/5) Case No. SAC 20-21	1
2	RESOLUTION approving a special use permit located at 2369 Covington Pike; containing +/-2.66 acres in the Commercial Mixed Use – 3 (CMU-3) District. Case No. SUP 20-14	31
7	ORDINANCE No. 5776 zoning the North side of East Holmes Street approximately 923 feet east of the centerline of Lamar Avenue; containing +/-4.89 acres in the Conservation Agriculture (CA) District, up for F I R S T reading. Case No. Z 20-11	73
8	ORDINANCE No. 5772 amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis August 10, 2010, and by Shelby County August 9, 2010 as amended, to revise and enhance the Joint Zoning and Subdivision regulations as recommended by the Memphis and Shelby County Office of Planning and Development and the Land Use Control Board. This text amendment affects all property within the City of Memphis and unincorporated Shelby County, up for SECOND reading. Case No. ZTA 20-01	
9	ORDINANCE No. 5773 rezoning certain parcels adjacent to Summer between: Holmes and Sevier, and Novarese and Stratford, in the Commercial Mixed Use – 3 District, up for SECOND reading. Case No. Z 20-10	
	CONSENT AGENDA	
3	RESOLUTION approving an Honorary Street Name of N Highland Street between Galloway Avenue and Shirlwood Avenue for Father Nicholas Vieron.	1
4	ORDINANCE No. 5771 amending the City of Memphis Code of Ordinances Chapter 21, Traffic and Vehicles, Article III, Operation of Vehicles generally to add Section 21-135 to be entitled “Non-Driver	2

NOTE—THE REFERENCES TO THE PAGE NUMBERS USED IN THE ABOVE TABLE FOR SEPARATE PACKAGES FOR ZONING PUBLIC HEARINGS AND ZONING ORDINANCES ARE THE PAGE NUMBERS USED IN THE SEPARATE PACKAGES FOR THOSE ITEMS

	Participation in Drag Racing and Reckless Driving Exhibitions”, to set penalties for violations, and for other purposes, up for SECOND reading.	
5	ORDINANCE No. 5774 amending Memphis Code of Ordinances Chapter 22, Noise, Section 22-12 to add Subsection 22-12 (B) regarding Muffler Noise Violations and Penalties, up for S E C O N D reading	5
6	ORDINANCE No. 5775 amending the City of Memphis Code of Ordinances Chapter 21, Trafficand Vehicles, Article X, Vehicle Equipment and Loads to add Subsection 21-335 (B) and Section 21-336 (B) regarding Muffler Violations and Penalties, up for SECOND reading.	6
11	RESOLUTION approving the final plat for COLONY SUBDIVISION (Re-subdivision of Lots 15 & 16) S 19-27 and authorizing acceptance of Letter of Credit #2574683-1127 in the amount of \$186,000.00. . Contract No. CR-5353 (Request for Same Night Minutes)	8
12	RESOLUTION approving a Supplemental Agreement #1 to VELO at SHELBY FARMS. Contract No. CR-5313AM	9
13	RESOLUTION approving the Public Improvements of SPEEDWAY # (4302 E. SHELBY DRIVE) and authorizing release of Performance #285059878 in the amount of \$65,700.00.(Contract No. CR-5302)	12
	FISCAL CONSENT	
14	RESOLUTION seeking acceptance of a donation in the amount of \$1,000.00 From 901 Parkinson’s Fighters, to the Memphis Police Boxing Gym. (Request for Same Night Minutes)	14
15	RESOLUTION to accept funds in the amount of \$216,000.00 from the Memphis Fire Department Foundation for the RADA program from January 1, 2021 to March 31, 2021. (Request for Same Night Minutes)	16
	MLGW FISCAL CONSENT AGENDA	
16	RESOLUTION awarding a purchase order to Thomas Consultants, Inc. for Microsoft window server licenses in the amount of \$76,890.00	18
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	REGULAR AGENDA	

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23	ORDINANCE No. 5769 Adopting and Enacting a New Code of Ordinances of the City of Memphis, Tennessee; Providing for the Repeal of Certain Ordinances Not Included Therein; Providing for the Manner of Amending such Code; and Providing when such Code and this Ordinance shall become effective, up for THIRD reading.	34
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25	RESOLUTION transferring \$175,000.00 of appropriated funding from IS01073-311 CRM Business Intelligence to IS01087-Account Reconciliation Management	47
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NOTE—THE REFERENCES TO THE PAGE NUMBERS USED IN THE ABOVE TABLE FOR SEPARATE PACKAGES FOR ZONING PUBLIC HEARINGS AND ZONING ORDINANCES ARE THE PAGE NUMBERS USED IN THE SEPARATE PACKAGES FOR THOSE ITEMS

WHEREAS, upon occasion, the City Council approves the naming of specified public roads to honor those who have served this community, and the late **Father Nicholas Vieron** is an impeccable example of such a progressive leader deserving of this City's recognition and gratitude; and

WHEREAS, born on November 13, 1925 in New Orleans, Louisiana to Leonides and Ellas Vieron, **Father Nicholas Vieron** graduated from high school at the age of 16 and immediately went to Pomfret, as the youngest ever to enroll; he earned his undergraduate degree and in 1955 his Master's degree from Marshall College in Huntington, and later, in 1970, a Jurisprudence Degree from Memphis State University School of Law; and

WHEREAS, **Father Nicholas Vieron** was ordained to the priesthood and served in both Louisville, KY and Huntington, W. Va., before being assigned in 1955 to the Annunciation Church in Memphis, where he retired as Pastor Emeritus in 1991; and

WHEREAS, known for his remarkable work to comfort and uplift people all over the City of Memphis, in addition, **Father Nicholas Vieron** is commemorated for his role in advocating for human rights during the turbulent late 1960s, when he and a small group of white ministers, together with Dr. Martin Luther King, Jr., tried to heal a suffering Memphis community; and

WHEREAS, **Father Nicholas Vieron** remained active in the ecumenical circles of the city and in the Memphis Ministers' Association, he served as Chaplain of the Memphis Touchdown Club, volunteered at mission churches where there was no full-time pastor or for vacationing priests, was a dedicated editor beginning in 1992 for The RCA "Epistle" – a monthly publication that reached over 550 people; **Father Nicholas Vieron** also designed the emblem of the Retired Clergy Association, while he continued to enjoy playing racquetball three times a week; and

WHEREAS, the passing of **Father Nicholas Vieron** leaves a significant void in our community and to celebrate his life and his legacy, he leaves behind his wife, Bess; his children, Leonidas and Paul; his four grandchildren, Nicholas, Matthew, Stephanie, and LeeAnn; other loving family members and a grateful community; and

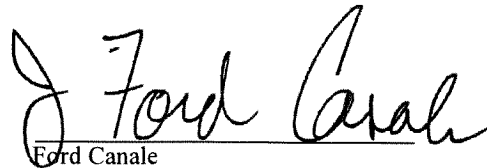
WHEREAS, the Memphis City Council extends sincere condolences and memorializes the life and legacy of **Father Nicholas Vieron**, a great Memphian, dedicated community leader, and a true visionary who pursued his work in service to all citizens of Memphis.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MEMPHIS, TENNESSEE that North Highland Street between Galloway Avenue and Shirlwood Avenue in Memphis, Tennessee be designated and always remembered as

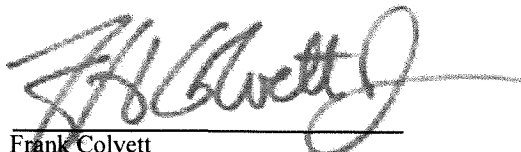
“Father Nicholas Vieron Street”

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

ADOPTED: January 26, 2021



Ford Canale
Memphis City Councilmember



Frank Colvett
Memphis City Chairman

AN ORDINANCE OF THE CITY OF MEMPHIS TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCE CHAPTER 21, TRAFFIC AND VEHICLES, ARTICLE III, OPERATION OF VEHICLES GENERALLY TO ADD SECTION 21-135 TO BE ENTITLED "NON-DRIVER PARTICIPATION IN DRAG RACING AND RECKLESS DRIVING EXHIBITIONS", TO SET PENALTIES FOR VIOLATIONS, AND FOR OTHER PURPOSES.

WHEREAS, the City of Memphis has an interest in maintaining the health, safety, and welfare of the citizens of the City and its visitors; and

WHEREAS, pursuant to T.C. A. § 55-10-502, no person shall operate a motor vehicle or motor vehicles upon the public highways of Tennessee, or while on the premises of any shopping center, trailer park, any apartment house complex, or any other premises generally frequented by the public at large, or who is a participant therein, for the purpose of drag racing; and

WHEREAS, drag racing and reckless driving exhibitions have been on the rise in cities across the country and are an immediate threat to public safety and a nuisance to neighborhoods and commuters using various modes of transportation; and

WHEREAS, multiple deaths of innocent children have occurred in other cities due to the engagement in drag racing and reckless driving exhibitions; and

WHEREAS, cities across the country, such as Atlanta, San Diego, Sacramento, Kansas City, Albuquerque, and Milwaukee have enacted ordinances to prohibit drag racing exhibitions, including the prohibition of non-driver or spectator participation therein; and

WHEREAS, the City of Memphis has experienced an increasing occurrence of such activities over the past year; and

WHEREAS, this issue has caused multiple occurrences of public streets being shut down and made impassable; and

WHEREAS, in addition to prohibiting and penalizing drag racing and reckless driving exhibitions, it is also necessary to prohibit and penalize the organization of, and participation in, such activities, which draw large numbers of spectators, causing a disturbance of the peace and a threat to public safety; and

WHEREAS, establishing an ordinance to prohibit the organization of and participation in drag racing exhibitions, as defined herein, would enable the Memphis Police Department to more effectively combat the occurrence of such behavior; and

WHEREAS, in the interests of public safety and ensuring the well-being of motorists and pedestrians, it is necessary to amend the City of Memphis's Code of Ordinances to prohibit the organization of, and participation in, drag racing and reckless driving exhibitions.

THE CITY COUNCIL OF THE CITY OF MEMPHIS HEREBY ORDAINS as follows:

SECTION 1: That Chapter 21, Traffic and Vehicles Article III, Operation of Vehicles Generally, Section 21-135 shall be added and entitled "Non-Driver Participation in Drag Racing and Reckless Driving Exhibitions", as follows:

Sec. 21-135. - Non-Driver Participation in Drag Racing and Reckless Driving Exhibitions

(a) *For purposes of this section, the following terms shall mean:*

Drag racing and reckless driving exhibition means any motor vehicle ascertaining the maximum speed obtainable by the vehicle; ascertaining the highest obtainable speed of the vehicle within a certain distance or within a certain time limit; the use of any one or more motor vehicles for the purpose of comparing the relative speeds of the vehicle or vehicles, or for comparing the relative speeds of the vehicle or vehicles within a certain distance or within a certain time limit; the use of one or more motor vehicles in an attempt to outgain, outdistance or to arrive at a given destination simultaneous with or prior to that of any other motor vehicle; or the use of any motor vehicle for the purpose of the accepting of, or the carrying out of any challenge, made orally, in writing, or otherwise, made or received with reference to the performance abilities of one or more motor vehicles;

Organizer means any individual who in any manner knowingly takes part in the planning, organization, coordination, facilitation, advertising or sharing of the location for any such drag race, or collect moneys in connection with an drag racing exhibition, as defined herein;

Participant means any individual who is knowingly present at an drag racing exhibition for the purpose of actively taking part in the event, through conduct including riding in a race vehicle as a passenger; assisting the organizers and/or drivers in carrying out or promoting the event; or exchanging money or anything of value with any driver, car owner, or other participant in connection with the event. For the purposes of this section, a person who is a mere bystander, passerby, or observer not aware of the illegal activity shall not be deemed a participant.

(b) *Violations.*

(1) No person shall knowingly act as an organizer of a drag racing or reckless driving exhibition, as defined herein.

(2) Except as provided elsewhere in this chapter, no person shall knowingly act as a participant in a drag racing or reckless driving exhibition, as defined herein.

(d) *Penalties.*

(1) Anyone found in violation of this chapter commits a Class C misdemeanor and shall be subject to a \$50.00 fine.

(e) *Exemptions.*

This section shall not apply to licensed or duly authorized racetracks, drag strips, or other designated areas set aside by proper authorities for such purposes.

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

SECTION 3. BE IT FURTHER ORDAINED, that this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairperson of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller and become effective as otherwise provided by law.

Sponsor
Ford Canale

Chairwoman
Patrice Robinson

Ordinance No. 5774

AN ORDINANCE OF THE CITY OF MEMPHIS TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCE CHAPTER 22, NOISE, SECTION 22-12 TO ADD SUBSECTION 22-12 (B) REGARDING MUFFLER NOISE VIOLATIONS AND PENALTIES

WHEREAS, the citizens of Memphis have a continued interest in public safety and the most efficient use of law enforcement; and

WHEREAS, City Council desires to modernize the current ordinance and strengthen the ordinance regarding vehicle noise regulations; and

WHEREAS, the Memphis Police Department supports efforts to reduce loud vehicle noise disturbances; and

WHEREAS, City Council finds it necessary for the health, safety and welfare of citizens to amend the ordinance to regulate vehicle noise and to ensure all muffler violations shall require a mandatory court appearance.

SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that Chapter 22 of the Code of Ordinance regarding Noise is hereby amended to add subsection 22-12 (b):

Sec. 22-12. - Mufflers

It is unlawful for any person to operate or cause to be operated any *muffler* attached to any motor vehicle or any other mechanized unit which produces noise within the city.

Sec. 22-12 (b) – Violation and Penalties

Violations of this section shall be prosecuted in the same manner as other misdemeanor violations of this Code and shall be initiated upon issuance of a traffic citation ticket and shall require a mandatory court appearance.

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

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

Sponsor:
Ford Canale

Chairwoman
Patrice Robinson

Ordinance No. 5775

AN ORDINANCE OF THE CITY OF MEMPHIS TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCE CHAPTER 21, TRAFFIC AND VEHICLES, ARTICLE X, VEHICLE EQUIPMENT AND LOADS TO ADD SUBSECTION 21-335 (B) AND SECTION 21-336 (B) REGARDING MUFFLER VIOLATIONS AND PENALTIES

THE CITY COUNCIL OF THE CITY OF MEMPHIS HEREBY ORDAINS as follows:

SECTION 1: That Chapter 21, Traffic and Vehicles Article X, Vehicle Equipment and Load, Section 21-335 and Section 21- 336 shall be amended to add the following new subsection to be known as Section 21-335 (b) and Section 21-336 (b):

Sec. 21-335. - Muffler required.

No person shall drive a motor vehicle on a street unless such motor vehicle is equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise, annoying smoke and the escape of excessive gas, steam or oil.

Sec. 21- 335 (B) – Violations and penalties

Violations of this section shall be prosecuted in the same manner as other misdemeanor violations of this Code and shall be initiated upon issuance of a traffic citation ticket and shall require a mandatory court appearance.

Sec. 21-336. - Muffler cutout prohibited.

It is unlawful to use a muffler cutout on any motor vehicle upon a street.

Sec. 21-336 (B) – Violations and penalties

1st Violation - shall be prosecuted in the same manner as other misdemeanor violations of this Code and shall be initiated upon issuance of a traffic citation ticket and shall require a mandatory court appearance.

2nd Violation - shall be prosecuted in the same manner as other misdemeanor violations of this Code, punished by a fine not to exceed \$50.00 and shall require a mandatory court appearance.

3rd Violation - shall be prosecuted in the same manner as other misdemeanor violations of this Code, punished by a fine not to exceed \$100.00 and shall require a mandatory court appearance.

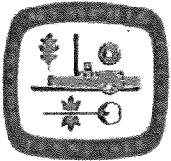
SECTION 2. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that the provisions of this Ordinance are hereby severable. If any of these

sections, provisions, sentences, clauses, phrases or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

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

Sponsor:
Ford Canale

Chairwoman
Patrice Robinson



City Council Item Routing Sheet

Division Engineering Committee N/A Hearing Date January 26, 2021
 District 2 Super District 9

- Ordinance Resolution Grant Acceptance
 Budget Amendment Commendation Other:

GR-5353

Item Description :
 The resolution approves the final plat for Colony Subdivision (Re-subdivision of Lots 15 & 16) S 19-27 with the City of Memphis as shown on the final plat located at 1325 & 1343 Hayne Road in the City of Memphis. Cost of improvements to be borne by the Developer. Resolution also authorizes to accept the Letter of Credit #2574683-1127 in the amount of \$186,000.00.

Recommended Council Action:
 ADOPT THE RESOLUTION

Status of MWBE planned expenditures funding, if applicable:
 N/A

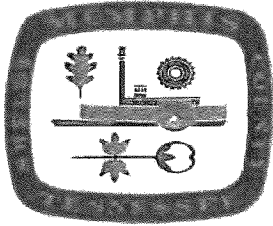
Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken:
 No previous actions have been taken by any other entity.

Does this item require city expenditure? No	Source and Amount of Funds
\$ Amount _____	\$ Operating Budget
\$ Revenue to be received _____	\$ CIP Project #
	\$ Federal/State/Other

Approvals

Director *[Signature]* 1/18/2021 Date _____
 Budget Manager _____ Date _____
 Chief Financial Officer _____ Date _____
 Deputy Financial Officer _____ Date _____
 Chief Legal Officer _____ Date _____

Chief Administrative Officer _____ Date _____
 Council Committee Chair _____ Date _____



RESOLUTION approving the final plat entitled *Colony Subdivision (Re-subdivision of Lots 15 & 16) S 19-27*

WHEREAS, **Albertine Company, LLC** is the Developer of certain property within the present limits of the City of Memphis, located at 1325 & 1343 Hayne Road, approximately 120 linear feet north of the Hayne Road and Sea Isle Road intersection on the west side of Hayne Road in the City of Memphis, Tennessee as indicated on the final plat entitled **Colony Subdivision (Re-subdivision of Lots 15 & 16) S 19-27** and

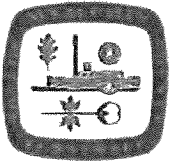
WHEREAS, the developer desires to develop the property reflected on the final plat; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **Colony Subdivision (Re-subdivision of Lots 15 & 16) S 19-27** and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept the Independent Bank Letter of Credit No. 2574683-1127 in the amount of \$186,000.00.



City Council Item Routing Sheet

Division Engineering Committee N/A Hearing Date January 26, 2021
 District 2 Super District 9

- Ordinance Resolution Grant Acceptance
 Budget Amendment Commendation Other:

(CR-5313 AM)

Item Description :
 The resolution approves Supplemental Agreement #1 to Velo at Shelby Farms located at 7620 Raleigh LaGrange Road and Hester Road. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached Supplemental Agreement #1.

Recommended Council Action:
 ADOPT THE RESOLUTION

Status of MWBE planned expenditures funding, if applicable:
 N/A

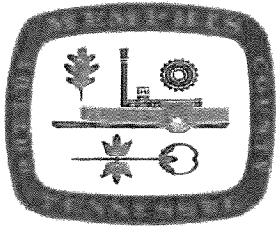
Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken:
 City Council approved the standard improvement contract CR-5313 on December 3, 2019.

Does this item require city expenditure? No	Source and Amount of Funds
\$ Amount _____	\$ Operating Budget
\$ Revenue to be received _____	\$ CIP Project #
	\$ Federal/State/Other

Approvals

Director *[Signature]* Date 1/15/2021
 Budget Manager _____ Date _____
 Chief Financial Officer _____ Date _____
 Deputy Financial Officer _____ Date _____
 Chief Legal Officer _____ Date _____

Chief Administrative Officer _____ Date _____
 Council Committee Chair _____ Date _____



**RESOLUTION approving the Supplemental Agreement #1 to
Velo at Shelby Farms.**

WHEREAS, **Arlington Memphis, LLC** is the Developer of certain property within the present limits of the City of Memphis, located at 7620 Raleigh LaGrange Road and Hester Road, entitled **Velo at Shelby Farms**; and

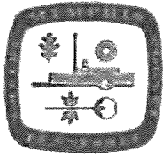
WHEREAS, the Developer entered into a Standard Improvement Contract (CR-5313) on December 3, 2019 covering all public improvements required as part of developing the Project; and

WHEREAS, attached hereto is a Supplemental Agreement #1 to CR-313 entered into by and between Arlington Memphis, LLC and the City of Memphis covering a nine (9) month time extension to this agreement due to extensive unforeseen rain delays and COVID-19 pandemic.

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 Velo at Shelby Farms, be and is hereby approved.

BE IT FURTHER RESOLVED that the proper officials be and are hereby authorized to execute the attached Supplemental Agreement #1 on behalf of the City of Memphis.



City Council Item Routing Sheet

Division Engineering Committee N/A Hearing Date January 26, 2021
 District 3 Super District 8

- Ordinance Resolution Grant Acceptance
 Budget Amendment Commendation Other:

Item Description :
 The resolution approves accepting the public improvements of Speedway #7175 (4302 E. Shelby Drive) with the City of Memphis as shown on the engineering plans located on the northwest corner of Malone road and East Shelby Drive intersection. Resolution also authorizes the release of performance bond #285059878 in the amount of \$65,700.00

Recommended Council Action:
 ADOPT THE RESOLUTION

Status of MWBE planned expenditures funding, if applicable:
 N/A

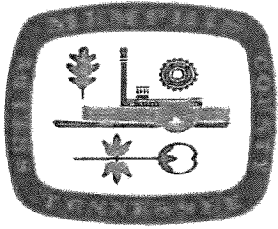
Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken:
 City Council approved standard improvement contract CR-5302 on June 18, 2019.

Does this item require city expenditure? No	Source and Amount of Funds
\$ Amount _____	\$ Operating Budget
\$ Revenue to be received _____	\$ CIP Project #
	\$ Federal/State/Other

Approvals

Director *W. S. [Signature]* Date _____
 Budget Manager *F* Date _____
 Chief Financial Officer _____ Date _____
 Deputy Financial Officer _____ Date _____
 Chief Legal Officer _____ Date _____

Chief Administrative Officer _____ Date _____
 Council Committee Chair _____ Date _____



RESOLUTION accepting Speedway #7175 (4302 E. Shelby Drive) and authorizing release of bond.

WHEREAS, Speedway LLC is the Developer has completed the public improvement with the City of Memphis as shown on the engineering plans for **Speedway #7175 (4302 E. Shelby Drive)** located on the northwest corner of Malone Road and East Shelby Drive intersection in the City of Memphis, Tennessee.

WHEREAS, all of the public improvements required by the standard improvement contract for the project are completed.

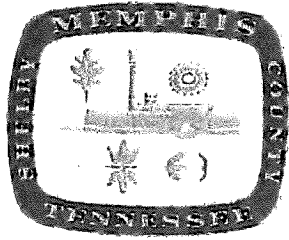
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **Speedway #7175 (4302 E. Shelby Drive)**, CR-5302 and the completion of the public improvements therein, be and the same are hereby accepted by the City.

BE IT FURTHER RESOLVED that the Liberty Mutual Insurance Company Performance Bond No. 285059878 in the amount of \$65,700.00 held as security for the standard improvement contract is ordered released.



Memphis City Council Summary Sheet

1. Resolution seeking acceptance of a donation the City of Memphis Division of Police Services has been awarded a donation in the amount of One Thousand dollars and 00/100 (\$1,000.00) from 901 Parkinson's Fighters; and the donation is to be used to fund Memphis Police Department's Boxing Gym operational activities.
2. The City of Memphis Division of Police Services is awarded these funds and will serve as the fiscal agent.
3. Resolution will not change an existing ordinance or resolution.
4. Resolution will not require a new contract or amendment to an existing contract.
5. Resolution will require an expenditure of funds equal to the amount of the donation and a budget amendment.



RESOLUTION

WHEREAS, the City of Memphis Division of Police Services has been awarded a donation in the amount of One Thousand dollars and 00/100 (\$1,000.00) from 901 Parkinson's Fighters; and

WHEREAS, the donation is to be used to fund Memphis Police Department's Boxing Gym operational activities; and

WHEREAS, it is necessary to accept the donation and amend the Fiscal Year 2021 Operating Budget to establish funds; and

WHEREAS, it is necessary to appropriate the funds in the amount of One Thousand dollars and 00/100 (\$1,000.00) received from 901 Parkinson's Fighters as stated in this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the donation One Thousand dollars and 00/100 (\$1,000.00); be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal year 2021 Operating Budget be and is hereby amended by appropriating the Revenues for the various donations as follows:

REVENUES

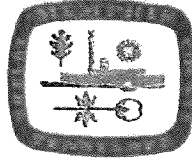
Miscellaneous Revenue (049623)

Crime Prevention	140503-049623	\$1,000.00
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EXPENDITURES

Miscellaneous Supplies (052342)

Crime Prevention	140503-052342	\$1,000.00
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Memphis City Council Summary Sheet

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

A resolution to accept funding in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) from the Memphis Fire Department Foundation for the RADAR program from January 1, 2021 to March 31, 2021 to reduce non-emergency calls.

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

Fire Services is the initiating party

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

There is no change to an existing ordinance or resolution.

4. State whether this will impact specific council districts or super districts.

This will impact all council and super districts.

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

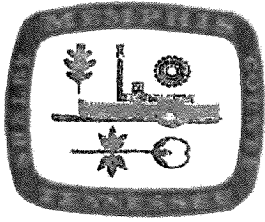
This will not require a new contract or an amendment to an existing contract.

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

This requires an expenditure and budget adjustment.

7. If applicable, please list the MWBE goal and any additional information needed

The contract with RADAR EMS, LLC was presented to OBDC and approved as a sole source.



A resolution to accept funding in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) from the Memphis Fire Department Foundation .

WHEREAS, The City of Memphis Division of Fire Services has received funds in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) from the Memphis Fire Department Foundation; and

WHEREAS, These funds will be used for the RADAR program from January 1, 2021 to March 31, 2021 to reduce non-emergency calls; and

WHEREAS, It is necessary to accept the funding and amend the Fiscal Year 2021 budget to establish funds for the Memphis Fire Department Foundation; and

WHEREAS, It is necessary to appropriate the fund in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) for the Memphis Fire Department Foundation funds; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Memphis Fire Department Foundation funds in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2021 budget be and is hereby amended by appropriating the Expenditures and Revenues for the Memphis Fire Department Foundation funds in the amount of Two Hundred Sixteen Thousand Dollars (\$216,000) as follows:

Revenue	
Donation	\$216,000
Expenses	
Professional Services	\$216,000

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of January 6, 2021, approved the purchase for Microsoft window server software and licenses and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2021 fiscal year budget; and

WHEREAS, a purchase order will be issued to cover the purchase of Microsoft window server software licenses. The purchase will allow MLGW users to connect to and access files or services on Windows 2019 servers. The contract will ensure the Division is in compliance with software and/or licenses as they are installed on MLGW's personal computers; and

WHEREAS, bids were opened on November 18, 2020. Notice to Bidders was advertised. Eight (8) bids were solicited and six (6) bids were received with the lowest and best complying bidder being the firm of Thomas Consultants, Inc. in accordance with MLGW's Local Bidding Preference policy. 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 for Microsoft window server software and licenses from Thomas Consultants, Inc. in the amount of \$76,890.00 chargeable to the MLGW 2021 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
January 6, 2021

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to Thomas Consultants, Inc. for Microsoft window server licenses in the amount of \$76,890.00.

A purchase order will be issued to cover the purchase of Microsoft window server software licenses. The purchase will allow MLGW users to connect to and access files or services on Windows 2019 servers. The contract will ensure the Division is in compliance with software and/or licenses as they are installed on MLGW's personal computers.

Bids were opened on November 18, 2020. Notice to Bidders was advertised. Eight (8) bids were solicited and six (6) bids were received with the lowest and best complying bidder being the firm of Thomas Consultants, Inc. in accordance with MLGW's Local Bidding Preference policy. This award complies with all applicable laws and policies.

The 2021 budgeted amount for Technical Support is \$13,308,847.00; of which \$76,890.00 will be spent in 2021 on this purchase order; leaving a balance of \$13,231,957.00 after award; and

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

THAT, subject to the consent and approval of the Council of the City of Memphis, award of contract to Thomas Consultants, Inc. is approved for furnishing:

**3,000 – Microsoft windows server 2019 user CALs ENG OLP NL VLIC GOV
USR CAL at \$25.63 each;**

Total award amount to \$76,890.00; delivery 15 days; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 6th day of January, 2021, at which a quorum was present.


Secretary-Treasurer

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners at their meeting of January 6, 2021, approved an annual salary in the amount of \$95,000 for Supervisor Purchasing.

WHEREAS, the City Charter requires the above mentioned item to be approved by the City Council.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that the above identified salary is hereby approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
January 6, 2021

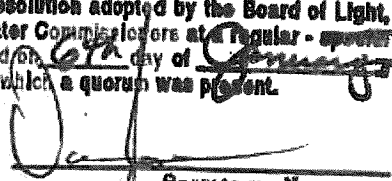
The President & CEO submitted for approval of the Board the following position numbers, per the attached documents:

Position No. 04634 - Supervisor Purchasing

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

THAT, Position number 04634 as listed in the foregoing preamble is approved.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a Regular - special meeting held on 6th day of January 2021, at which a quorum was present.


Secretary - Treasurer

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of January 6, 2021 approved Change No. 1 to Contract No. 12079, External Corrosion Direct Assessment (ECDA) of MLGW's Gas Pipeline to Mears Group, Incorporated to renew the current contract, based on approved rates, in the funded amount of \$197,400.00, 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 conduct an External Corrosion Direct Assessment (ECDA) inspection/survey of 35 miles of MLGW's Natural Gas Pipeline to meet all DOT 49 CFR Part 192 Federal Regulations. This change is to realign the contract start date and renew the current contract for the first of four (4) annual renewal terms for the period covering February 1, 2021 through January 31, 2022 in the funded amount of \$197,400.00, with no increase in rates from the previous year. This contract also includes an option for inclement weather quoted for 40 hours, charged at a rate of \$8,850.00 which is included in the total funded amount of \$197,400.00. This renewal complies with all applicable laws and policies. The new contract value is \$394,800.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12079, ECDA of MLGW's Gas Pipeline to Mears Group, Incorporated to renew the current contract, based on approved rates, in the funded amount of \$197,400.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
January 6, 2021

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12079, External Corrosion Direct Assessment (ECDA) of MLGW's Gas Pipeline to Mears Group, Incorporated to renew the current contract in the funded amount of \$197,400.00.

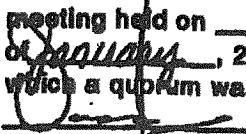
The project scope is to conduct an External Corrosion Direct Assessment (ECDA) inspection/survey of 35 miles of MLGW's Natural Gas Pipeline to meet all DOT 49 CFR Part 192 Federal Regulations. This change is to realign the contract start date and renew the current contract for the first of four (4) annual renewal terms for the period covering February 1, 2021 through January 31, 2022 in the funded amount of \$197,400.00, with no increase in rates from the previous year. This contract also includes an option for inclement weather quoted for 40 hours, charged at a rate of \$8,850.00 which is included in the total funded amount of \$197,400.00. This renewal complies with all applicable laws and policies. The new contract value is \$394,800.00

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12079, External Corrosion Direct Assessment (ECDA) of MLGW's Gas Pipeline with Mears Group, Incorporated to renew the current contract in the funded amount of \$197,400.00, as outlined in the above preamble, is approved; and further

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

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 6th day of January, 2021, at which a quorum was present.


 Secretary-Treasurer

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of January 6, 2021 approved the purchase of three phase pole mount vacuum reclosers and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2021 fiscal year budget; and

WHEREAS, the three phase pole mount vacuum reclosers act as fault interrupting devices used on the electric distribution system for isolating faults such as downed trees, hit poles, etc. and as a result reduce the number of customers impacted by outages; and

WHEREAS, bids were opened on November 18, 2020. Notice to Bidders was advertised. Eleven (11) bids were solicited and eight (8) bids were received with the most responsive and best complying bidder being the firm of G & W Electric Company. 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 three phase pole mount vacuum reclosers from G & W Electric Company for the sum of \$532,760.00 chargeable to the MLGW 2021 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
January 6, 2021

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to G & W Electric Company in the amount of \$532,760.00 for three phase pole mount vacuum reclosers.

The three phase pole mount vacuum reclosers act as fault interrupting devices used on the electric distribution system for isolating faults such as downed trees, hit poles, etc. and as a result reduce the number of customers impacted by outages.

Bids were opened on November 18, 2020. Notice to Bidders was advertised. Eleven (11) bids were solicited and eight (8) bids were received with the most responsive and best complying bidder being the firm of G & W Electric Company. This award complies with all applicable laws and policies.

The 2021 budgeted amount for Planned Maintenance is \$9,676,000.00; of which \$532,760.00 will be spent on this purchase order in 2021; leaving a balance of \$9,143,240.00 after award; and

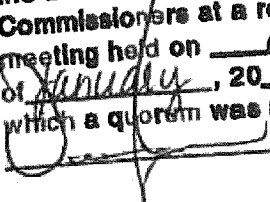
NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of purchase order to G & W Electric Company is approved for furnishing:

20 - Reclosers, vacuum 630A; 27000V; three phase 23kV; 27kV rated vacuum interrupters; pole mount, shall be made in accordance with MLGW Specification #40-27XX dated September 21, 2020;

The total award amount is \$532,760.00; f.o.b. Memphis, Tennessee, transportation prepaid; our dock; said prices being firm; terms net 30 days; delivery in 23 weeks after release.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 6th day of January, 2021, at which a quorum was present.


Secretary-Treasurer

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of January 6, 2021, awarded Contract No. 12214, Roof Maintenance to Dakota Corporation dba Jessie Bryant Roofing in the funded amount of \$84,125.00, and is now recommending to the Council of the City of Memphis that it approves said award as proposed; and

WHEREAS, the project scope is to furnish supervision, labor, transportation, equipment and materials to perform roofing repairs on an as-needed and emergency basis at various MLGW locations.

WHEREAS, the Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on August 11, 2020. MLGW solicited eleven (11) bidders; and received two (2) bids on September 8, 2020. The lowest and best bid was from Dakota Corporation dba Jessie Bryant Roofing in the amount of \$84,125.00. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12214, Roof Maintenance to Dakota Corporation dba Jessie Bryant Roofing in the funded amount of \$84,125.00 as approved.

11.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
January 6, 2021

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12214, Roof Maintenance to Dakota Corporation dba Jessie Bryant Roofing in the funded amount of \$84,125.00.

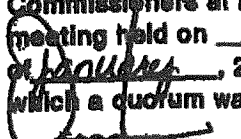
The project scope is to furnish supervision, labor, transportation, equipment and materials to perform roofing repairs on an as-needed and emergency basis at various MLGW locations.

The Notice to Bidders was advertised using MLGW's On-Line Bid Notification System and the Memphis Daily News on August 11, 2020. MLGW solicited eleven (11) bidders; and received two (2) bids on September 8, 2020. The lowest and best bid was from Dakota Corporation dba Jessie Bryant Roofing in the amount of \$84,125.00. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies with all applicable laws and policies.

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12214, Roof Maintenance to Dakota Corporation dba Jessie Bryant Roofing in the funded amount of \$84,125.00, as outlined in the foregoing preamble, is approved and further,

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

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 6th day of January, 2021, at which a quorum was present.

Secretary-Treasurer

December 29, 2020

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

Dear Chairman Carlisle:

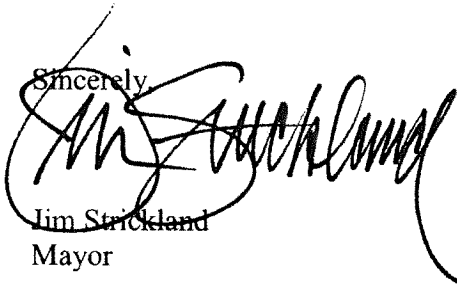
Subject to Council approval, I hereby recommend that:

John McKissack

be reappointed to the Memphis Convention Center Commission with a term expiring July 1, 2022.

I have attached biographical information.

Sincerely,


Jim Strickland
Mayor

JSS/sss

Cc: Council Members

December 29, 2020

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

Dear Chairman Carlisle:

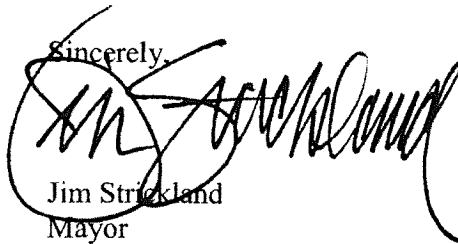
Subject to Council approval, I hereby recommend that:

Thomas Midgley

be reappointed to the Memphis Convention Center Commission with a term expiring July 1, 2022.

I have attached biographical information.

Sincerely,



Jim Strickland
Mayor

JSS/sss

Cc: Council Members

ORDINANCE NO. 5764

ORDINANCE TO AMEND CHAPTER 12 OF THE CITY OF MEMPHIS CODE OF ORDINANCES SO AS TO UPDATE THE CODE OF ORDINANCES RELATED TO SIDEWALKS

WHEREAS, the process for sidewalk construction and maintenance has been established by Chapter 12 of the City of Memphis Code of Ordinances; and

WHEREAS, the Memphis City Council now wishes to further address the state of sidewalks within the City of Memphis, many of which are in need of repair, replacement, or caulking; and

WHEREAS, the Memphis City Council is of the belief that addressing the state of sidewalks, i.e., those in disrepair, will work to gradually improve the physical condition of our neighborhoods, and thus, the City as a whole; and

WHEREAS, Section 12-28-2 (D) of the City of Memphis Code of Ordinances states that “the *lot owner* shall assume the responsibility of installation, maintenance and repair of the required sidewalks along the lot frontage(s) upon occupying the structure on the lot.”; and

WHEREAS, in an effort to prevent current lot owners, who have failed to properly maintain their section of sidewalk, from passing their repair duties to subsequent purchasers, the Memphis City Council now wishes to require the inspection, and if necessary, repair, replacement, or caulking of sidewalks, driveway aprons, or inlets prior to closing on the property; and

WHEREAS, local municipalities have established similar measures, the Memphis City Council wishes to do the same, ultimately for the benefit of our citizens, and the betterment of our City.

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 12-28 of the City of Memphis Code of Ordinances is hereby amended to include Section 12-28-17 (A)-(H), which shall be titled and read as follows:

12-28-17. – Duty of property owners prior to closing.

- (A) It shall be the duty of the property owners of properties within the City of Memphis to keep the sidewalks, driveway aprons, and inlets abutting their property in good repair.**
- (B) Property owners who receive notice from the City Engineer, or his or her lawfully authorized representative, to repair, replace, or caulk sidewalks, driveway aprons, or inlets abutting their property must do so prior to closing on the property.**

- (C) An arrangement, such as escrowing the bid amount for the required repair is acceptable.
- (D) A permit is required, at no cost, for any repair or replacement of the property owner's sidewalks, driveway aprons, and/or inlets.
- (E) No permit is required if inspection by the City Engineer, or his or her legally authorized representative, determines that only caulking is needed.
- (F) Repair or replacement of sidewalks, driveway aprons, or inlets shall not start without an approved permit.
- (G) A final inspection of the repair, replacement, and/or caulking is required prior to closing on the property.
- (H) Repair, replacement, or caulking of sidewalks, driveway aprons, or inlets should be conducted according to the provisions provided by Chapter 12-12, Chapter 12-24, and Chapter 12-28, except as specifically approved by the City Engineer.

SECTION 2. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Section 12-28 of the City of Memphis Code of Ordinances is hereby amended to include Section 12-28-18, which shall be titled and read as follows:

12-28-18. – Transfer of property.

The City Engineer, or his or her lawfully authorized representative, shall provide to the finance department a record of damaged sidewalks, driveway aprons, and inlets as they are inspected. Such notice shall be filed on the tax records for the property and will provide a notification of such to all parties requesting tax data during the sale or transfer of the property.

Sponsor:
Councilwoman Michalyn Easter-Thomas

ADOPTING ORDINANCE

ORDINANCE NO. 5769

An Ordinance Adopting and Enacting a New Code of Ordinances of the City of Memphis, Tennessee; Providing for the Repeal of Certain Ordinances Not Included Therein; Providing for the Manner of Amending such Code; and Providing When such Code and this Ordinance Shall Become Effective

WHEREAS, the Council of the City of Memphis, as the City's legislative body, has the full power and authority under the Charter of the City to codify, revise and collect in the form of a code of ordinances of a general nature, and in doing so has the full power, to amend, alter, repeal or modify any ordinance of a general nature other than contract ordinances to conform such ordinances to the legislative intent of the Council before inclusion in said code;

WHEREAS, the last official code of ordinances was adopted by the City Council on September 1, 1985 pursuant to Ordinance No. 3490 (the "1985 Code");

WHEREAS, the City has contracted with different publishing companies to republish and supplement the 1985 Code, but such republications and supplements have not been reviewed and adopted by the Council as an official code from time to time as suggested by the City's Charter;

WHEREAS, the absence of an official code of ordinances and the use of unofficial republications of the former code with amendments has created confusing and lack of certainty as to the form, content and existence of new and amending ordinances adopted since September 1, 1985;

WHEREAS, due to clerical errors and omissions there have been many instances in which new and amending ordinances adopted since September 1, 1985 have been omitted or misstated in the unofficial republications

of the City's Ordinances;

WHEREAS, the use of numbering systems in the unofficial republications of the former code that are different from that used in the 1985 Code has made placement of new and amending ordinances more difficult and more susceptible to the opinion of the publisher of the republications rather than the intent of the Council.

WHEREAS, the Council has delegated to the City Attorney and the Council's Attorney the responsibility of making a thorough review of new and amending ordinances adopted by the Council since September 1, 1985 for the purpose of producing for adoption by the City Council a new Official Code of Ordinances that accurately reflects the state of law of the City as of the date(s) of adoption by the City Council.

WHEREAS, due to the volume of ordinances to be considered and codified and the need to provide clear guidance to the City and its citizens, the City Attorney and the Council's Attorney have presented this adopting ordinance consisting of the codification of 4 of the 49 Chapters of the 1985 Code and will periodically provide for adoption by the Council supplementary codification ordinances to supplement the codification herein approved.

Be It Ordained by the Council of the City of Memphis That

Section 1. A Code of Ordinances, consisting of Chapters 1 through 49, each inclusive, and the errata thereto, is hereby adopted and enacted as the "2021 Code of Ordinances, City of Memphis, Tennessee" (the "2021 Code").

Section 2. The Chapters of the 2021 Code will be approved in a series of Codification Adoption Ordinances. As and when chapters of the 2021 Code are approved by

ordinance, such approved chapters shall supersede and replace all then existing general and permanent ordinances of the City to the extent included in such codified chapters or to the extent such ordinances are inconsistent with the provisions of the chapters so codified.

Section 3. The Council does hereby further ordain that the following chapters of the 2021 Code as presented to and considered by the Council are hereby adopted and codified, namely:

Chapter 1-General Provisions

Chapter 2-Administration

Chapter 3-Personnel

Chapter 4-Pension and Retirement System

Section 4. All provisions of the Chapters of the 2021 Code adopted and codified by this ordinance shall be in full force and effect from and after this ordinance becomes effective, and all conflicting codes, provisions, chapters, sections, paragraphs and sentences of ordinances of a general and permanent nature in existence or enacted on final passage on or before the effective date of this ordinance, and not included in the 2021 Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this Ordinance.

Section 5. Any and all additions and amendments to the

2021 Code, when passed by ordinance in a form to specifically indicate the intention of the Council to make such additions and amendments a part of the 2021 Code, shall be deemed to be incorporated in the 2021 Code, so that reference to the 2021 Code shall be understood and intended to include such additions and amendments.

Section 6. Three (3) copies of the 2021 Code shall be kept on file in the office of the comptroller preserved in loose-leaf form, or in such other form as the comptroller may consider most expedient. The comptroller is also authorized to contract for the republication of the 2021 Code and supplements as approved by the Council in electronic format through a nationally recognized legal code publication company.

It shall be the express duty of the comptroller or someone authorized by him to insert in such copies and in their designated places all amendments or ordinances which the council has specifically approved, from time to time, to be to made a part of the 2021 Code when the same have been printed or reprinted in page form, and to extract from such copies all provisions which may be from time to time repealed by the Council. Such copies shall be available for all persons desiring to examine the same.

Section 7. The provisions the 2021 Code as approved by the Council or any copy thereof which purports to be published and maintained, in written or electronic

form, by authority of the City of Memphis shall be conclusively held to be evidence of the law of the City of Memphis from and after the times of their passage, with respect to any subject or provisions contained therein, and no person shall be permitted to impeach any such code provision on the ground that it was not duly and regularly passed in accordance with the laws existing at the time of its passage. Any prior uncodified republications of ordinances of the City with respect to any subject or provisions contained in the 2021 Code shall not be read and accepted in evidence from and after the adoption of any chapter of the 2021 Code.

Section 8. The provisions the 2021 Code as approved by the Council, or any copy thereof which purports to be published by authority of the City of Memphis, may be read and accepted in evidence in any court in this State without further proof of its passage.

Section 9. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 10. Severability. The provisions of this Ordinance are hereby declared to be severable. If any of the sections, amendments, provisions, sentences, clauses, phrases, or parts hereof are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

Section 11. Effective Date. The provisions of 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.

SPONSOR:
Council Chairman

PATRICE ROBINSON
CHAIRPERSON

ORDINANCE NO. 5570

ORDINANCE FOR DESIGNATION OF QUALIFIED PUBLIC USE FACILITY, CREATION OF THE ONE BEALE TOURISM DEVELOPMENT ZONE TOURISM SURCHARGE AND OTHERWISE PROVIDING WITH RESPECT TO THE FOREGOING

WHEREAS, Beale Street is one of America's premier tourist destinations, a major employer in the Downtown Memphis community and a key economic driver of the City of Memphis; and

WHEREAS, One Beale, LLC (the "Owner") owns or operates, through one or more affiliates, approximately 5.265 acres of property in the Beale Street area, on which it is developing a mixed use development including hotels, apartments, retail and parking with a total development cost of approximately Three Hundred Eighty Five Million Dollars (\$385,000,000) (the "One Beale Street Development"); and

WHEREAS, the One Beale Street Development includes an approximately 350 room luxury hotel to be located at One Beale Street, Memphis, Tennessee (the "One Beale Hotel Project"); and

WHEREAS, TCA §67-4-3002 authorizes the City of Memphis to designate certain projects as "Qualified Public Use Facilities", including without limitation full-service hotels with not less than two hundred fifty (250) rooms and related retail, commercial, and parking space that are located in a tourism development zone; and

WHEREAS, TCA §67-4-3003 authorizes the City of Memphis to charge a 5% Tourism Surcharge on goods and services used by visitors at a qualified public use facility and other related facilities (the "Tourism Surcharge"); and

WHEREAS, the One Beale Street Development is located in the portion of Downtown Memphis designated as a tourism development zone pursuant to the Convention Center and Tourism Development Financing Act of 1998, which is codified at TCA §7-88-101 et seq., (the "TDZ Act"); and

WHEREAS, the City of Memphis administration finds that it is wise, necessary, and advisable to designate the One Beale Hotel Project as a "Qualified Public Use Facility" within the meaning of the TDZ Act as codified at TCA § 67-4-3002(7); and

WHEREAS, the City of Memphis administration finds that it is wise, necessary, and advisable to seek authorization from this Council to impose the Tourism Surcharge within the One Beale Street Development; and

WHEREAS, to enact the Tourism Surcharge within the One Beale Street Development, the City of Memphis administration has proposed the ordinance set forth below (the "Tourism Surcharge Ordinance"); and

WHEREAS, the City administration desires that the Council (i) approve the Tourism Surcharge Ordinance, and (ii) otherwise provide with respect to the foregoing.

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

1. Sec. ____-____-1. **Designation as Qualified Public Use Facility**

The hotel to be constructed at the address municipally known as One Beale Street, Memphis, Tennessee, containing not less than not less than two hundred fifty (250) rooms, and related retail, commercial, and parking space (the "One Beale QPUP"), is hereby designated as a qualified public use facility as described in T.C.A. title 67, chapter 4, part 30 (as amended from time to time, hereinafter in this chapter called the "Act").

Sec. ____-____-2. **Creation of District**

There is created the One Beale Surcharge District (the "District") in accordance with the Act.

Sec. ____-____-3. **District Boundaries**

The District created by this chapter shall be comprised of the area located in the city within the following boundaries:

Approximately 5.265 acres known as One Beale as shown on Plat of record in Plat Book 279, Page 14 in the Register's Office of Shelby County, Tennessee consisting of:

(Phase I) Final Plat – PD 18-10, Phase One, The Landing at One Beale as shown on Plat of record in Plat Book 281, Page 3 in the Register's Office of Shelby County, Tennessee (approximately 2.26 acres) consisting of:

(a) the Residential Unit created under Master Deed, Declaration of Covenants, Conditions and Restrictions of The Landing Condominium recorded as Instrument No. 201906100056198 in the Register's Office of Shelby County, Tennessee; and

Municipal Address: 1 Dr. ML King, Jr. Avenue
Tax Parcel ID: 002098 00010

(b) the Parking Unit created under Master Deed, Declaration of Covenants, Conditions and Restrictions of The Landing Condominium recorded as Instrument No. 201906100056198 in the Register's Office of Shelby County, Tennessee.

Municipal Address: 1 Dr. ML King, Jr. Avenue
Tax Parcel ID: 002098 00009

(Phase II) Final Plat – PD 18-10, Phase Two, Hyatt Centric at One Beale as shown on Plat of record in Plat Book 281, Page 3 in the Register's Office of Shelby County, Tennessee (approximately 2.26 acres).

Municipal Address: 33 Beale Street (0 Wagner Place)
Tax Parcel ID: 002099 00002C

(Phase III) Final Plat – PD 18-10, Phase Three, as shown on Plat of record in Plat Book 288, Page 24 in the Register's Office of Shelby County, Tennessee (approximately 0.654 acres) consisting of:

Parcel 1, Hyatt 2 Parcel:

BEING A SURVEY OF PART OF PARCEL I, PART OF PARCEL II AND PART OF PARCEL III OF THE FRONT STREET DEVCO, LLC PROPERTY AS RECORDED IN INSTRUMENT 16117584, ALSO BEING PART OF PHASE III OF THE PROPERTY SHOWN ON THE OUTLINE PLAN FOR THE ONE BEALE P.D. AMENDED AS RECORDED IN PLAT BOOK 279, PAGE 14, BOTH OF RECORD IN THE SHELBY COUNTY REGISTER'S OFFICE, BEING LOCATED IN MEMPHIS, SHELBY COUNTY, TENNESSEE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF SOUTH FRONT STREET (80.00 FOOT WIDE PUBLIC RIGHT-OF-WAY) WITH THE NORTH RIGHT-OF-WAY LINE OF DR. M.L. KING JR. AVENUE (60.00 FOOT WIDE PUBLIC RIGHT-OF-WAY); THENCE N56°56'01"W ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 108.00 FEET TO THE POINT OF BEGINNING (N 318717.16 – E 755672.60); THENCE N56°56'01"W AND CONTINUING ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 30.00 FEET TO A POINT; THENCE N33°03'59"E ALONG A LINE THAT IS 138.00 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 38.00 FEET TO A POINT; THENCE N56°56'01"W ALONG A LINE THAT IS 38.00 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 20.17 FEET TO A POINT; THENCE N33°03'59"E ALONG A LINE THAT IS 158.16 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 13.83 FEET TO A POINT; THENCE N56°56'01"W ALONG A LINE THAT IS 51.83 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 41.83 FEET TO A POINT, SAID POINT LIES ON THE EAST RIGHT-OF-WAY LINE OF WAGNER PLACE (50.00 FOOT WIDE PUBLIC RIGHT-OF-WAY); THENCE N33°03'59"E ALONG THE EAST RIGHT-OF-WAY LINE OF SAID WAGNER PLACE (SAID EAST RIGHT-OF-WAY LINE

BEING 200.00 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SOUTH FRONT STREET) A DISTANCE OF 26.67 FEET TO A POINT; THENCE S56°56'01"E ALONG A LINE THAT IS 78.50 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 54.00 FEET TO A POINT; THENCE N33°03'59"E ALONG A LINE THAT IS 146.00 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 31.50 FEET TO A POINT; THENCE N56°56'01"W ALONG A LINE THAT IS 110.00 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 1.00 FOOT TO A POINT; THENCE N33°03'59"E ALONG A LINE THAT IS 147.00 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 56.00 FEET TO A POINT; THENCE S56°56'01"E ALONG A LINE THAT IS 166.00 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 147.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET; THENCE S33°03'59"W ALONG THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 105.00 FEET TO A POINT; THENCE N56°56'01"W ALONG A LINE THAT IS 61.00 FEET NORTH OF AND PARALLEL TO THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 108.00 FEET TO A POINT; THENCE S33°03'59"W ALONG A LINE THAT IS 108.00 FEET WEST OF AND PARALLEL TO THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 61.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 19,008 SQUARE FEET OR 0.436 ACRES.

Out Parcel 1:

BEING A SURVEY OF PART OF PHASE III OF THE PROPERTY SHOWN ON THE OUTLINE PLAN FOR THE ONE BEALE P.D. AMENDED AS RECORDED IN PLAT BOOK 279, PAGE 14, AT THE SHELBY COUNTY REGISTER'S OFFICE, BEING LOCATED IN MEMPHIS, SHELBY COUNTY, TENNESSEE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF SOUTH FRONT STREET (80.00 FOOT WIDE PUBLIC RIGHT-OF-WAY) WITH THE NORTH RIGHT-OF-WAY LINE OF DR. M.L. KING JR. AVENUE (60.00 FOOT WIDE PUBLIC RIGHT-OF-WAY); THENCE N56°56'01"W ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 108.00 FEET TO THE WESTERN MOST SOUTHEAST CORNER OF THE PROPERTY SHOWN ON THE FINAL PLAT FOR PHASE 3 OF THE ONE BEALE PD

AS RECORDED IN PLAT BOOK 288, PAGE 24; THENCE N33°03'59"E ALONG THE WESTERN MOST EAST LINE OF SAID PHASE 3 A DISTANCE OF 61.00 FEET TO A POINT ON A SOUTH LINE OF SAID PHASE 3; THENCE S56°56'01"E ALONG A SOUTH LINE OF SAID PHAS3 3 A DISTANCE OF 108.00 FEET TO THE NORTHERN MOST SOUTHEAST CORNER OF SAID PHASE 3, SAID POINT LIES ON THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET; THENCE S33°03'59"W ALONG THE WEST RIGHT-OF-WAY LINE OF SAID SOUTH FRONT STREET A DISTANCE OF 61.00 FEET TO THE TO THE POINT OF BEGINNING AND CONTAINING 6,588 SQUARE FEET OR 0.151 ACRES.

Out Parcel 2:

BEING A SURVEY OF PART OF PHASE III OF THE PROPERTY SHOWN ON THE OUTLINE PLAN FOR THE ONE BEALE P.D. AMENDED AS RECORDED IN PLAT BOOK 279, PAGE 14, AT THE SHELBY COUNTY REGISTER'S OFFICE, BEING LOCATED IN MEMPHIS, SHELBY COUNTY, TENNESSEE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF SOUTH FRONT STREET (80.00 FOOT WIDE PUBLIC RIGHT-OF-WAY) WITH THE NORTH RIGHT-OF-WAY LINE OF DR. M.L. KING JR. AVENUE (60.00 FOOT WIDE PUBLIC RIGHT-OF-WAY); THENCE N56°56'01"W ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 138.00 FEET TO THE EASTERN MOST SOUTHWEST CORNER OF THE PROPERTY SHOWN ON THE FINAL PLAT FOR PHASE 3 OF THE ONE BEALE PD AS RECORDED IN PLAT BOOK 288, PAGE 24, SAID POINT BEING THE POINT OF BEGINNING; THENCE N56°56'01"W AND CONTINUING ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DR. M.L. KING JR. AVENUE A DISTANCE OF 62.00 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF WAGNER PLACE (50.00 FOOT WIDE PUBLIC RIGHT-OF-WAY); THENCE N33°03'59"E ALONG THE EAST RIGHT-OF-WAY LINE OF SAID WAGNER PLACE A DISTANCE OF 51.83 FEET TO THE NORTHERN MOST SOUTHWEST CORNER OF SAID PHASE 3 (PLAT BOOK 288, PAGE 24); THENCE ALONG THE SOUTHWESTERN PORTION OF SAID PHASE 3 THE FOLLOWING CALLS AND DISTANCES:

S56°56'01"E - 41.83 FEET;
S33°03'59"W - 26.67 FEET;
S56°56'01"E - 20.17 FEET;
S33°03'59"W - 38.00 FEET

TO THE POINT OF BEGINNING AND CONTAINING 2,935 SQUARE FEET OR 0.067 ACRES.

Municipal Address: 245 South Front Street, Memphis, Tennessee
Tax Parcel ID: 002099 00008

(Phase IV) PD 18-20, Phase Four, Grand Hyatt at One Beale (approximately 1.162 acres):

Description of the One Beale, LLC property recorded at Instrument No. 07085520 in Memphis, Shelby County, Tennessee:

Beginning at the intersection of the south line of Beale Street (60' R.O.W.) and the west line of Wagner Place (50' R.O.W.); thence south 33 degrees 55 minutes 04 seconds west, 355.43 feet to a point in the north line of Parcel II of the Carlisle Landing, LLC property recorded at Instrument No. 04011935; thence north 55 degrees 44 minutes 29 seconds west with the north line of Parcel II of said property recorded at Instrument No. 04011935, 150.00 feet to a point in the east line of Tennessee Street (closed); thence north 33 degrees 55 minutes 04 seconds east with the east line of said Tennessee Street, 319.39 feet to a point in the south line of the aforesaid Beale Street; thence south 69 degrees 16 minutes 11 seconds east with the south line of said Beale Street, 154.06 feet to the Point of Beginning and containing 50,612 square feet or 1.162 acres of land.

Municipal Address: 1 Beale Street (245 Wagner PL), Memphis, Tennessee
Tax Parcel ID: 002070 00001C

Sec. ___ - ___ -4 **Surcharge Assessment**

The making of Sales (as such term is defined in the Act) by engaging in any Business (as such term is defined in the Act), except for those businesses exempt under T.C.A. title 67, chapter 4, part 712, in the District is declared to be a privilege. All such Sales shall be subject to the surcharge assessment provided in this Chapter and the City hereby levies such surcharge on all Sales.

Sec. ___ - ___ -5 **Surcharge Assessment Rate**

The surcharge levied by this section shall be equal to five percent (5%) of the Sales Price (as such term is defined in the Act).

Sec. ___ - ___ -6 **Mandatory Registration, Filing of Returns, Payment of Surcharge and Licensing**

All persons carrying on Business (as such term is defined by the Act) in the District, and all person who may hereafter carry on Business in the District, shall register with the City Treasurer for the purpose of assessment and collection of the surcharge. All persons so registered

shall file a return detailing Sales for the prior month and surcharge collected on account of such Sales on or before the twentieth (20th) day of each calendar month and shall remit all surcharge collected during such month, together with any delinquent payments of surcharge, with such return. Each person who files a return and remits the appropriate amount of surcharge shall be granted a license which such person shall display within their place of Business. The City Treasurer is hereby authorized and directed to develop the forms for registration and filing monthly returns, as well as rules and regulations regarding the filing of the same.

Sec. ___ - ___-7 **Delinquent Payments**

Any nonpayment or delinquent payment of any surcharge shall be subject to the rights and remedies described in Chapter 5-24 of the Memphis City Code.

Sec. ___ - ___-8 **Allocation and Use of Revenues**

All revenues received by the city as a result of the surcharge, except for the reasonable expenses of the City Treasurer incurred as a result of its administrative duties under this chapter which shall not exceed one percent (1%) of the revenues, shall be designated for, and allocated to the payment of, the cost of the One Beale QPUF, including without limitation all debt issued or incurred in the acquisition, construction, leasing, renovation and equipping by the Memphis Center City Revenue Finance Corporation (“CCRFC”), or any other similar instrumentality of the City of Memphis, including principal, interest and other fees and charges.

Sec. ___ - ___-9 **Remittance of Revenues**

On or before the fifteenth (15th) day of each month, the City Treasurer shall remit all revenues received during the prior month, less the aforescribed administrative fee, to CCRFC or its assignee. CCRFC, or its assignee, are hereby directed to deposit such revenues in accordance with the Act and any agreements governing the debt issued or incurred by CCRFC on account of the qualified public facility.

Sec. ___ - ___-10 **Termination of Surcharge**

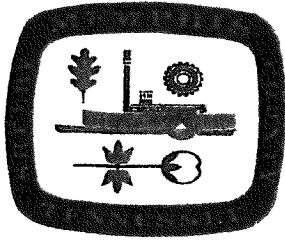
The surcharge shall continue until terminated pursuant to the terms of the Act.

2. All actions heretofore undertaken by the Mayor or his designee and other officials, employees, attorneys and agents of the City in furtherance of the intent of this resolution, and of the documents authorized by this resolution, are hereby ratified, confirmed and approved.

3. The Mayor or his designee and other appropriate officials of the City are hereby authorized to enter into such agreements, and they and other appropriate employees of the City are hereby authorized to execute such certificates or other documents and take such other actions, as may be necessary or appropriate to carry out the intent of this resolution.

4. This Ordinance shall take effect from and after its adoption, the welfare of the City of Memphis requiring it.

Sponsor: _____



T096

City Council Item Routing Sheet

Division Finance / IT

Committee Budget

Hearing Date January 5, 2021

Ordinance

Resolution

Grant Acceptance

Budget Amendment

Commendation

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

Item Description (Not the caption, but what does it do): Resolution to transfer \$175,000 of appropriated funding from IS01073-311 CRM Business Intelligence to IS01087-Account Reconciliation Management. **All Council Districts.**

Recommended Council Action: Approval of Resolution

Describe previous action taken by any other entity (i.e., board, commission, task force, council committee, etc.) and date of any action taken: N/A

Does this item require city expenditure?

\$175,000 Amount

[Click here to enter text.](#) Revenue to be received

Source and Amount of Funds

[Click here to enter text.](#) Operating Budget

\$175,000 CIP Project #IS01073 (G.O. Bonds)

[Click here to enter text.](#) Federal/State/Other

Approvals

Director

K. Wyatt, K. Bailey Date *12/21/2020*

Chief Operating Officer

Director

Date

Budget Manager

Kametish Wyatt Date *12/21/2020*

Date

Council Committee Chair

Chief Financial Officer

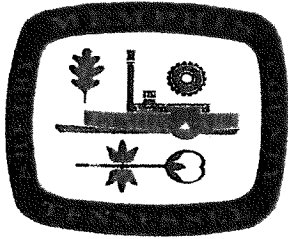
Officer

A. Ford Date *12/22/2020*

Date

Chief Legal Officer

Date



Memphis City Council Summary Sheet

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

Resolution to transfer \$175,000 of appropriated funding from IS01073-311 CRM Business Intelligence to IS01087-Account Reconciliation Management. **All Council Districts.**

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

Finance / IT

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

N/A

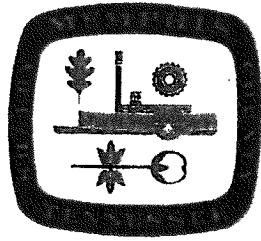
4. State whether this requires a new contract, or amends an existing contract, if applicable.

N/A

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

This resolution authorizes the transfer of unspent appropriated funding from a current IT project to a new IT project whereby expenditures are expected to begin in the second half of Fiscal Year 2021.

NOTE: *Because this resolution is not directly related to a contract or to construction, there is no available MWBE information.*



RESOLUTION

To transfer \$175,000 appropriated funding from IS01073-311 CRM Business Intelligence to IS01087-Account Reconciliation Management

WHEREAS various Capital Improvement Program (CIP) projects retain unspent allocations or unencumbered appropriations that are sufficient and available for other uses; and

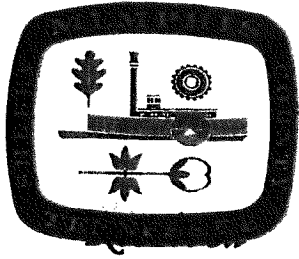
WHEREAS the Administration has identified "Account Reconciliation Management" (ARM), a project through which the City will conduct various maintenance tasks for the enhancement of the City's financial systems; and

WHEREAS a cost of \$175,000 for the ARM project has been reasonably estimated; and

WHEREAS available funding for the ARM project has been identified in Project #IS01073-311 CRM Business Intelligence; and

WHEREAS it is necessary to transfer \$175,000 of appropriated funding from Project #IS01073-311 CRM Business Intelligence to the ARM project, project number IS01087;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2021 CIP Budget be amended by transferring **\$175,000**, allocated and appropriated for **Information Technology**, from Project #IS01073-311 CRM Business Intelligence to Project #IS01087-Account Reconciliation Management.



G075

Received

City Council Item Routing Sheet

DEC 14 2020

DEC 09 2020

Chief Administrative Office

Division General Services

Committee PW, Trans & GS

Hearing Date [Click here to enter text.](#)

Jan. 5, 2021

DEC 10 2020

Chief Administrative Office

Ordinance

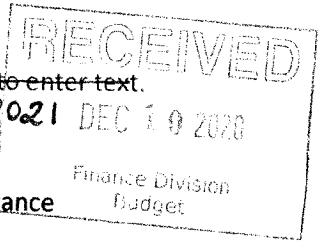
Resolution

Grant Acceptance

Budget Amendment

Commendation

Other:



Item Description (Not the caption, but what does it do): A Resolution requesting approval of the sale of a city owned parcel known as 563 Hampton Place in Memphis, Shelby County, Tennessee 38126
District 6, Super District 8

Recommended Council Action: **Approve**

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: **None**

Does this item require city expenditure?	Source and Amount of Funds
\$ Amount	\$ Operating Budget
\$500.00 Revenue to be received	\$ CIP Project #
	\$ Federal/State/Other

Approvals

Director *[Signature]* Date *12/9/20*

Chief Administrative Officer *[Signature]* Date *12-10-20*

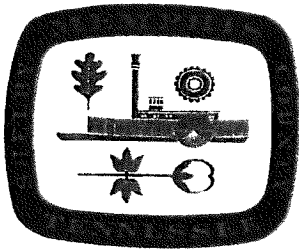
Real Estate Mgr. _____ Date _____

Budget Manager *Jametis Wyatt* Date *12/10/2020*

Council Committee Chair _____

CFO Finance Director *[Signature]* Date *12/11/2020*

City Attorney *[Signature]* Date *12/14/20*



Memphis City Council Summary Sheet

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

A Resolution requesting the approval of the sale of City owned parcel acquired with federal funds, by the City of Memphis for Division of Housing Community Development, located at 563 Hampton Place in Memphis, Shelby County, Tennessee 38126 and further described as Parcel ID # 025011 00004. The proceeds from this sale shall be deposited into fund 221 for Community Development Block Grant Program. *District 6, Super District 8*

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

General Services

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

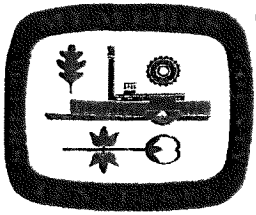
This item does not require a change to an existing ordinance.

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

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

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

This item does not require an expenditure of funds or a budget amendment.



A Resolution requesting approval of the sale of a city owned parcel known as 563 Hampton Place, Parcel ID #025011 00004, Memphis, Tennessee 38126

WHEREAS, City of Memphis owns a surplus parcel located at 563 Hampton Place (“The Parcel”) that was acquired in Plat Book 3 page 129 in the Register’s Office and is further identified by Shelby County Tax Assessor as Parcels 025011 00004 containing 0.049 acres. The Parcel has a value of less than \$10,000;

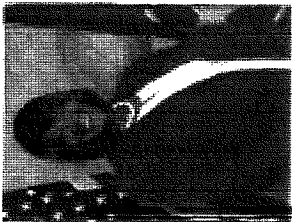
WHEREAS, the sale of the subject Parcel will increase the Housing and Community Development’s Block Grant Program Fund, and eliminate blight and maintenance cost for the City of Memphis;

WHEREAS, St Mark’s Baptist Church, an adjoining property owner submitted an offer of Five Hundred Dollars (\$500.00) along with a Fifty Dollars (\$50.00) Earnest Money deposit to the City of Memphis Real Estate Office; and

WHEREAS, is it 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;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the offer made by St. Mark’s Baptist Church, on the above described Parcel is hereby accepted subject to the City Ordinance 5637, Amendment to Chapter 2, Article V, Division 2, Section 1, Section 2-291(A)1 which states in part, “properties receiving an initial bid offer of twenty thousand dollars (\$20,000) OR LESS SHALL BE SUBMITTED FOR APPROVAL TO THE City Council for first reading, which is final.”

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.



Shelandra Y. Ford
Shelby County Register of Deeds

MEMPHIS CITY OF

Owner:
Parcel Address: 563 HAMPTON

Parcel ID: 025011 00004

2020 Appraisal: \$3,500

Tax District: MEMPHIS

Year Built:

Lot Number: 50

Subdivision: LOAGUE

Flat BK & PG: UNKNOWN

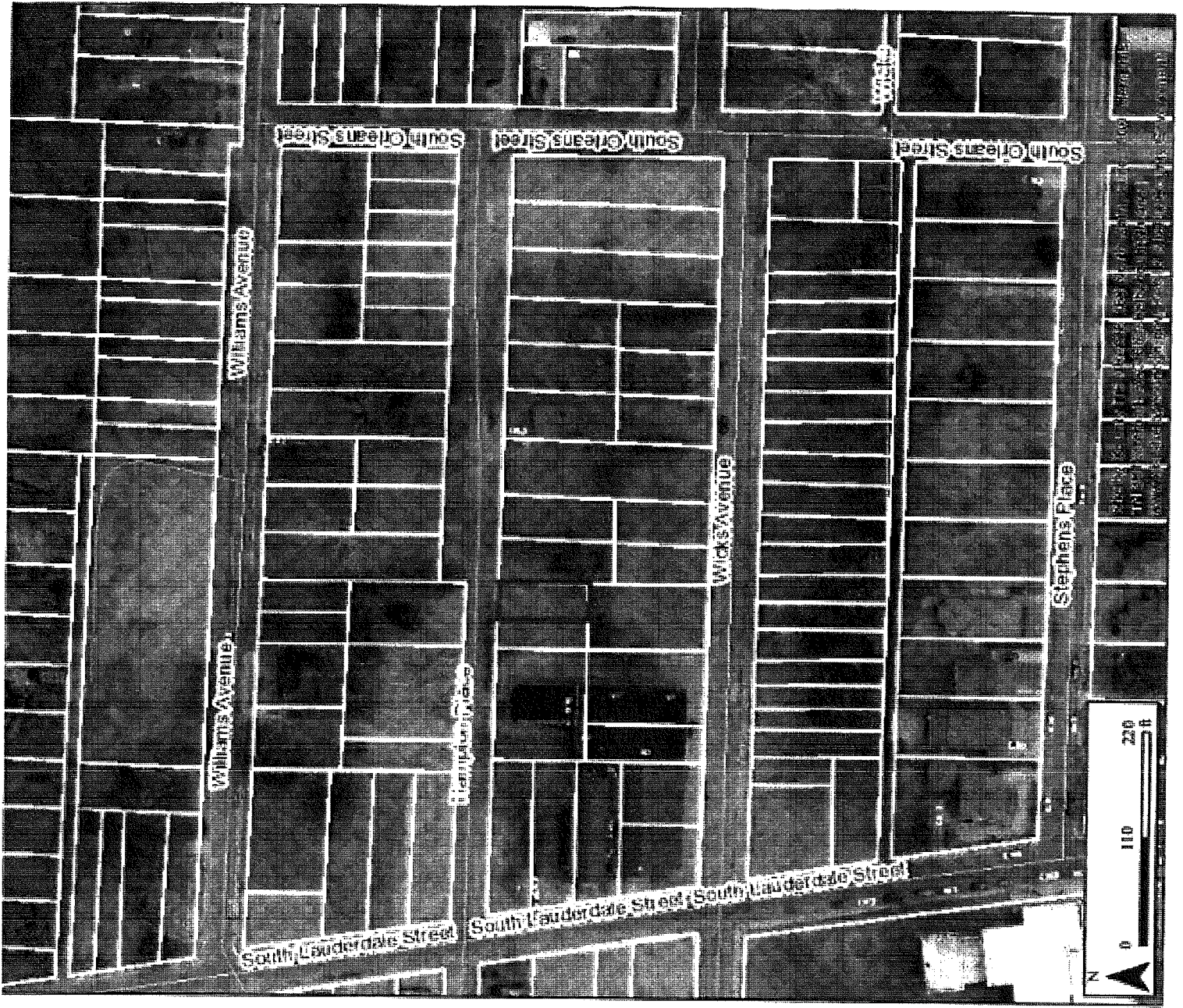
Dimensions: 25 X 86.5

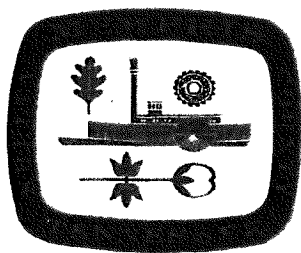
Total Acres: 0.049

Owner Address: 701 N MAIN ST

MEMPHIS TN

38107





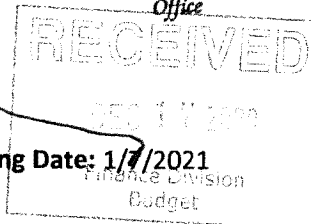
7095

Received

DEC 16 2020

City Council Item Routing Sheet 5

Chief Administrative Office



Division: Parks and Neighborhoods Committee: Parks and Neighborhoods Hearing Date: 1/7/2021

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

Item Description: Resolution to allocate and appropriate \$1,700,000.00 from FY21 CIP Project Number PK01032 Ed Rice Community Center, Contract Construction and Architecture-Engineering.

Recommended Council Action: Approve this Resolution Council District 7, Super District 8

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: \$2,000,000.00 has previously been approved by the Council on May 22, 2019 for construction of the Ed Rice Community Center.

Does this item require city expenditure? Yes \$1,700,000.00 Click here to enter text.	Source and Amount of Funds: CIP Budget PK01032 \$1,700,000.00
--	---

Approvals

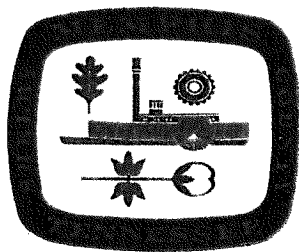
Director *[Signature]* Date 12/17/2020

Division Chief _____ Date _____

Budget Manager *Kamethis Wyatt* Date 12/21/2020 Chief Operating Officer *[Signature]* Date 12/14/20

Chief Financial Officer *[Signature]* Date 12/22/2020 Council Committee Chair _____ Date _____

Chief Legal Officer *[Signature]* Date 12/24/20



Memphis City Council Summary Sheet

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

Resolution to allocate and appropriate \$1,700,000.00 from FY21 PK01032 Ed Rice Community Center, Contract Construction.

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

Parks and Neighborhoods

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

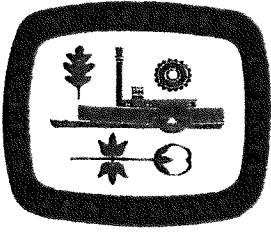
(Not Applicable)

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

This will fund an existing construction contract.

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

This will require an expenditure of \$1,700,000.00



Resolution to allocate and appropriate funds for the new Ed Rice Community Center

WHEREAS, the Council of the City of Memphis did include Ed Rice Community Center CIP Project Number PK01032, as part of the Fiscal Year 2021 Capital Improvements Budget; and

WHEREAS, the Council of the City of Memphis did provide an allocation of \$1,700,000.00 in Fiscal Year 2021 CIP Project Number PK01032, Ed Rice Community Center, Contract Construction, as part of the Fiscal Year 2021 Capital Improvements Budget; and

WHEREAS, the Administration requests that Council approve the allocation and appropriation of \$1,700,000 in Contract Construction in Fiscal Year 2021 CIP Project Number PK01032, Ed Rice Community Center, to fund continued construction of the new community center at Frayser Park.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Memphis that it hereby approves the allocation and appropriation of \$1,700,000.00 from Fiscal Year 2021 CIP Project Number PK01032, Ed Rice Community Center, Contract Construction, funded by G.O. Bonds General, chargeable to the Fiscal Year 2021 Capital Improvement Budget; with said appropriations being credited as follows:

Project Title:	Ed Rice Community Center
Project Number:	PK01032
Amount:	\$1,700,000.00

T092

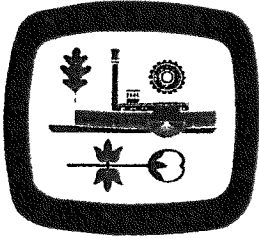
Received

DEC 10 2020

DEC 08 2020

Out: 12-10-20 3:00 (LAW)

Chief Administrative Office



City Council Item Routing Sheet

Division: Public Works Committee: Public Works Hearing Date: December 15, 2020

RECEIVED
DEC 09 2020
Finance Division
Budget

- Ordinance
- Resolution
- Grant Acceptance
- Budget Amendment
- Commendation
- Other:

Item Description: This resolution is an additive change order (additional funds request) to appropriate additional construction funds for street repaving. *All Council Districts, esp. 2,3,5, 6; both Super Districts*

Recommended Council Action: Adopt the resolution

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: Council approved resolution (CIP #PW01254) awarding a construction contract to Lehman Roberts (Contract #35399) on November 19, 2019 for STP Grp 5 Resurfacing.

Does this item require city expenditure? Yes

Source and Amount of Funds:

\$34,000.00

\$34,000.00 CIP Project PW01254

RECEIVED

Approvals

Director *Reb* Date 12-8-20

Division
Chief _____ Date _____

Chief Operating Officer

Budget Manager *Kamethis Wyatt* Date 12/10/2020

Date 12-9-20

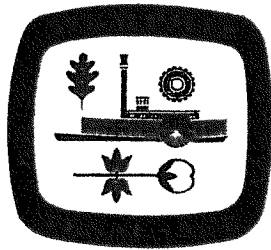
Chief Financial Officer *S. Ford* Date 12/10/2020

Council Committee Chair

Chief Legal Officer *Shirley Ann* Date 12/10/20

Date _____

3:59p
MAYOR'S OFFICE
CITY OF MEMPHIS



Memphis City Council Summary Sheet

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

Resolution appropriating contract construction funds in the amount of \$34,000 funded by GO Bonds. This project provides for street repaving under the Surface Transportation Program. This project includes all City Council Districts 2, 3, 5, and 6 and City Council Super Districts 8 and 9. *esp.*

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

Initiated by the Public Works Division and is being administered by the Engineering *Division*.

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

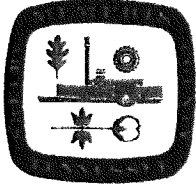
This resolution appropriates \$34,000 *to* PW01254 STP Repaving Project Group 5 to amend the construction contract #35399 with Lehman Roberts Company.

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

This requires an amendment to an existing contract.

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

The resolution requires an expenditure of funds and budget amendment.



RESOLUTION

This resolution is an additive change order (*additional funds request*) to an existing construction contract to appropriate additional construction funds for street repaving.

WHEREAS, the Council of the City of Memphis approved STP Grp 5 Resurfacing, project number PW01254 as part of the Public Works Fiscal Year 2021 Capital Improvement Budget; and

WHEREAS, there currently exists a contract that Council approved appropriation via resolution (*CIP #PW01254*) awarding a construction contract to Lehman Roberts (*Contract #35399*) on November 19, 2019, for street repaving; and

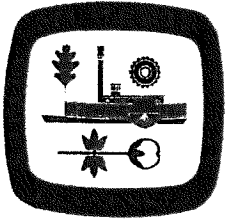
WHEREAS, it is necessary to extend said contract for additional funds for street repaving under the Surface Transportation Program; and

WHEREAS, it is necessary to appropriate \$34,000 funded by G.O. Bonds in STP Grp 5 Resurfacing, project number PW01254, for street repaving under the Surface Transportation Program;

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 appropriating the total amount of \$34,000 funded by G.O. Bonds for Contract Construction in STP Grp 5 Resurfacing, project number PW01254, for street repaving under the Surface Transportation Program chargeable to the Fiscal Year 2021 Capital Improvement Budget and credited as follows:

Project Title:	STP Grp 5 Resurfacing
Project Number:	PW01254
Amount:	\$34,000.00

T098



City Council Item Routing Sheet

Received

DEC 18 2020

Chief Administrative Office

Division: Public Works **Committee:** Public Works, Solid Waste, Transportation & Gen. Svcs. **Hearing**

Date: 1/19/2021

Ordinance

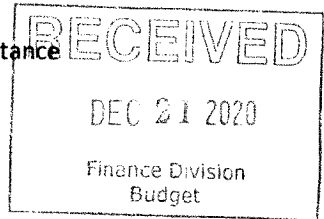
Resolution

Grant Acceptance

Budget Amendment

Commendation

Other:



Item Description:

This is an annual construction project to repair and rehab existing damaged sanitary sewer pipe using cured in place technology at various locations. *All Council Districts.*

Recommended Council Action: Approve.

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

Does this item require city expenditure? Yes

\$2,750,000.00 Amount

\$ Revenue to be received

Source and Amount of Funds

\$ Operating Budget

\$2,750,000.00 CIP Project #SW21201

\$ Federal/State/Other

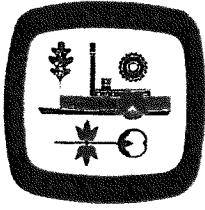
Approvals

Director *Rev* Date 12-18-20

Division Chief _____ Date _____ Chief Operating Officer *[Signature]* Date 12/18/20
Budget Manager *Kamethis Wyatt* Date 12/21/2020

Chief Financial Officer *[Signature]* Date 12/22/2020 Council Committee Chair

Chief Legal Officer *[Signature]* Date 12/21/20 Date _____



Memphis City Council Summary Sheet

1. Description of the Item

This is a resolution to transfer and appropriate funds for annual repair and rehab of existing damaged sanitary sewer pipe using cured in place technology at various locations. Rehab is performed on an as-needed basis in various Memphis City Council Districts.

2. Initiating Party

Public Works (Environmental Engineering)

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

This resolution does not change any existing ordinance or resolution.

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

This request will require a new construction contract.

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

Yes, this requires an expenditure of funds and budget amendment.

6. The MWBE Goal for this project was 4%. The WBE Goal for this project was 1%.



This is a resolution to transfer and appropriate construction funds to repair/rehab existing damaged sanitary sewer pipes using CIPP process at various locations.

WHEREAS, the Council of the City of Memphis approved FY'21 Rehab Existing Coverline, project number SW21200, as part of the Public Works Fiscal Year 2021 Capital Improvement Budget; and

WHEREAS, bids were received to repair and rehab existing damaged sanitary sewer pipe using CIPP process at various locations with the lowest complying bid being \$2,500,000.00 submitted October 21, 2020 by Moore Construction Company, Inc.; and

WHEREAS, it is necessary to transfer a construction allocation of \$2,750,000.00 funded by Capital Pay Go-Sewer in FY'21 Rehab Existing Coverline, project number SW21200 to Install CIPP Annual 2021, project number SW21201; and

WHEREAS, it is necessary to appropriate \$2,750,000.00 funded by Capital Pay Go-Sewer in Install CIPP Annual 2021, project number SW21201 as follows:

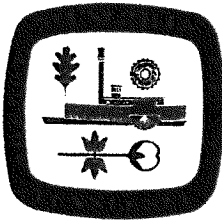
Contract Amount	\$2,500,000.00
Project Contingencies	<u>\$250,000.00</u>
Total Amount	\$2,750,000.00

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 a construction allocation of \$2,750,000.00 funded by Capital Pay Go-Sewer in FY'21 Rehab Existing Coverline, project number SW21200 to Install CIPP Annual 2021, project number SW21201 to repair and rehab existing damaged sanitary sewer pipe using CIPP process at various locations.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$2,750,000.00 funded by Capital Pay Go-Sewer chargeable to the FY 2021 Capital Improvement Budget and credited as follows:

Project Title	Install CIPP Annual 2021
Project Number	SW21201
Total Amount	\$2,750,000.00

T097



City Council Item Routing Sheet

Received

DEC 18 2020

Chief Administrative Office

Division: Public Works **Committee:** Public Works, Solid Waste, Transportation & Gen. Svcs. **Hearing Date:** 1/19/2021

Ordinance

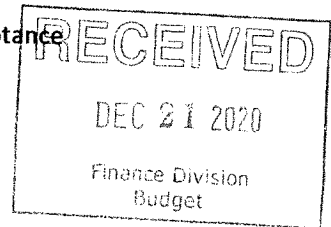
Resolution

Grant Acceptance

Budget Amendment

Commendation

Other:



Item Description:

This is an annual construction project to repair and rehab existing damaged storm drain pipe using cured in place technology at various locations. *All Council Districts.*

Recommended Council Action: Approve.

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

Does this item require city expenditure? Yes

\$550,000.00 **Amount**

\$ **Revenue to be received**

Source and Amount of Funds

\$ **Operating Budget**

\$550,000.00 CIP Project #ST03220

\$ **Federal/State/Other**

Approvals

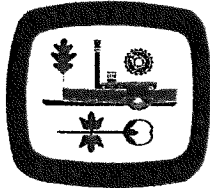
Director *Rek* Date 12-18-20

Division Chief _____ Date _____ Chief Operating Officer *[Signature]* Date _____

Budget Manager *Kamohis Wyatt* Date 12/21/2020 *[Signature]* Date _____

Chief Financial Officer *[Signature]* Date 12/22/2020 Council Committee Chair _____

Chief Legal Officer *[Signature]* Date 1/12/21 Date _____



Memphis City Council Summary Sheet

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

Resolution to transfer and appropriate funds for an annual construction project to repair and rehab existing damaged storm drain pipe using cured in place technology at various locations. Rehab is performed on an as-needed basis in various Memphis City Council Districts.

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

Public Works (Environmental Engineering)

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

NA

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

This project requires a new contract.

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

This item requires an expenditure of funds.

6. The MBE Goal for this project is 4% and the WBE goal for this project is 1%.



This is a resolution to transfer and appropriate construction funds to repair/rehab existing damaged storm drain pipes using CIPP process at various locations.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, project number ST03205, as part of the Public Works Fiscal Year 2021 Capital Improvement Budget; and

WHEREAS, bids were received to repair and rehab existing damaged storm drain pipe using CIPP process at various locations with the lowest complying bid being \$500,000.00 submitted October 21, 2020 by Moore Construction Company, Inc.; and

WHEREAS, it is necessary to transfer a construction allocation of \$550,000.00 funded by Capital Pay Go-Storm in Drainage – ST Coverline, project number ST03205 to Trenchless Storm System Rehab, project number ST03220 for repair and rehab of existing damaged storm drain pipe using CIPP process at various locations; and

WHEREAS, it is necessary to appropriate \$550,000.00 funded by Capital Pay Go-Storm in Trenchless Storm System Rehab, project number ST03220 as follows:

Contract Amount	\$500,000.00
Project Contingencies	<u>\$50,000.00</u>
Total Amount	\$550,000.00

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 a construction allocation of \$550,000.00 funded by Capital Pay Go-Storm in Drainage – ST Coverline, project number ST03205 to Trenchless Storm System Rehab, project number ST03220 for repair and rehab of existing damaged storm drain pipe using CIPP process at various locations.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$550,000.00 funded by Capital Pay Go-Storm chargeable to the FY 2021 Capital Improvement Budget and credited as follows:

Project Title	Trenchless Storm System Rehab
Project Number	ST03220
Total Amount	\$550,000.00

Resolution to create and fund an Anti-Violent Crime Task Force for the City of Memphis

WHEREAS, the City of Memphis is committed to the safety, health, and welfare of all its residents; and

WHEREAS, ensuring the safety of Memphis residents, public safety officers, and visitors is a top priority for the City of Memphis; and

WHEREAS, this year, Memphis has experienced a record-setting number of homicides, with number over the 2016 rate; and

WHEREAS, the COVID-19 pandemic has negatively impacted the crime rate within the City of Memphis, including an uptick from last year's murder rate due to the increased financial strain placed on many from the loss of employment and the lack of outlets away from home; and

WHEREAS, young Memphians are being adversely affected by the unprecedented murder rate that Memphis is facing this year; and

WHEREAS, these young people represent the future of our City and are too valuable to our future to ignore; and

WHEREAS, violent crime in Memphis has restrained the ability of our City to address the issues of neglect, poverty, education and employment; and

WHEREAS, it is necessary to address and combat drivers of violent crime in Memphis in order to focus on the educational and financial aspects of life that Memphians must consider daily.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council calls on the Mayor of Memphis and other local government agencies, including the Memphis Police Department, District Attorney's Office of Shelby County, Tennessee Bureau of Investigation, Health Department, the Bureau of Alcohol, Firearms and Tobacco, local mental health providers, and community leaders and activists to establish, fund, and empower a local Anti-Violent Crime Task Force for Memphis and Shelby County to address the increased violent crime rate that is negatively affecting the people of Memphis.

Sponsor: Jeff Warren

Patrice J. Robinson, Chairwoman

MINUTES

TELEPHONIC MEETING OF DECEMBER 15, 2020 RECESSED MEETING TO JANUARY 5, 2021 MEETING OF THE CITY COUNCIL CITY OF MEMPHIS

DECEMBER 15, 2020

3:31 P.M. MEETING RECONVENED

(After the meeting was re-opened for the transaction of business and a quorum was declared present, Vice Chairwoman Swarengen made a motion to adjourn the December 15, 2020 City Council Meeting; this was second by Councilman Carlisle, without objection.)

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

APPROVED

(Chairman Colvett adjourned the December 15, 2020 City Council Meeting being that there wasn't any unfinished business, without objection.)

CITY OF MEMPHIS NOTICE OF REGULAR MEETING OF THE MEMPHIS CITY COUNCIL Tuesday, December 1, 2020, 3:30 p.m.

Due to the declarations of a State of Emergency by the President of the United States, the Governor of Tennessee and the Mayor of Memphis relating to Covid-19 Epidemic the Council has determined that is necessary that the meeting be conducted by electronic or other means of communication in order to protect the health, safety and welfare of the public, City employees, Council staff and Members of the Council.

THERE WILL BE NO PHYSICAL MEETING

Attached to this Notice of Meeting are instructions on how members of the public may electronically access the meeting and/or a recording of the meeting and how the public may provide written comments concerning any agenda item or any other matter prior to the meeting.

ADJOURNED MEETING AT 3:33 p.m.

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

CHAIRMAN

Attest:

Deputy Comptroller/Council Records

MINUTES

TELEPHONIC MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

January 5, 2021

3:30 P.M. SCHEDULED SESSION

3:35 P.M. MEETING COMMENCED

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

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

INVOCATION

The meeting was opened with telephonic prayer by Rev. Andy Rambo of Memphis First United Methodist Church. Chairman Colvett thanked Rev. Rambo for being the Chaplain of the Day.

Chairman Colvett asked Councilwoman Johnson to lead the Pledge of Allegiance.

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

Approval of the Minutes of the regular meeting of December 15, 2020 with the following motion:

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

APPROVED

(Chairman Colvett acknowledged the accomplishments of Judge Teresa Jones and had a moment of silence in honor of her passing.)

- 3. **RESOLUTION APPROVING A STREET AND ALLEY CLOSURE LOCATED ON PART OF AUTUMN AVENUE EAST OF LIPFORD STREET AND NORTH OF SAM COOPER BOULEVARD; CONTAINING 5042 SQUARE FEET IN THE RESIDENTIAL – 6 DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. SAC 20-21

Held until January 26, 2021

- 20. **ORDINANCE AMENDING CHAPTER 12 OF THE CITY OF MEMPHIS CODE OF ORDINANCES, SO AS TO UPDATE THE CODE OF ORDINANCES RELATED TO SIDEWALKS, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5764 IS SPONSORED BY COUNCILWOMAN EASTER-THOMAS. (HELD FROM 11/17;12/01;12/15)**

Held until January 26, 2021

- 27. **RESOLUTION TO CREATE AND FUND AN ANTI-VIOLENT CRIME TASK FORCE FOR THE CITY OF MEMPHIS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN WARREN. (HELD FROM 12/01; 12/15)**

Held until January 26, 2021

- 1. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT 795 TANGLEWOOD STREET AND ONE ADJACENT PARCEL, CONTAINING 1.2 ACRES IN THE RESIDENTIAL – 6 DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. PD 20-13

Applicant: 795 Tanglewood, LLC
Tim McCaskill of McCaskill and Associates – Representative

Request: Planned residential development with reduced minimum lot size and building setbacks

LUCB and OPD recommendation: APPROVAL, with conditions

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

APPROVED

- 2. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED GENERALLY ALONG YORK STREET SOUTH OF CENTRAL AVENUE, WEST OF COOPER STREET, AND EAST OF TANGLEWOOD STREET; CONTAINING**

+/-5.52 ACRES IN THE EMPLOYMENT (EMP), COMMERCIAL MIXED USE – 1 (CMU-1), AND RESIDENTIAL URBAN – 1 HISTORIC (RU-1(H)) DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.

Case No. PD 20-15

Applicant: Cooper York Development Company, Inc., RE&D Investments, LLC
and Scott Industries, Inc./ RE&D Investments, LLC
Brittenuum Law – Dedrick Brittenuum, Jr. – Representative

Request: Mixed use (retail, office, multifamily, parking garage, etc.) planned development

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Canale

SECOND: Carlisle

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

APPROVED, as amended

CONSENT AGENDA – Items #4 - #8 and #29, #30 & #31 may be acted upon by one motion: See Page 5839 for Roll Call Consent Items.

- 4. **ORDINANCE AMENDING THE CITY OF MEMPHIS CODE OF ORDINANCES CHAPTER 21, TRAFFIC AND VEHICLES, ARTICLE III, OPERATION OF VEHICLES GENERALLY TO ADD SECTION 21-135 TO BE ENTITLED “NON-DRIVER PARTICIPATION IN DRAG RACING AND RECKLESS DRIVING EXHIBITIONS”, TO SET PENALTIES FOR VIOLATIONS, AND FOR OTHER PURPOSES, UP FOR F I R S T READING. ORDINANCE NO. 5771 IS SPONSORED BY COUNCILMAN CANALE.**

APPROVED, on First reading

- 5. **ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES OF THE CITY OF MEMPHIS, TENNESSEE; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE, UP FOR S E C O N D READING. ORDINANCE NO. 5769 IS SPONSORED BY COUNCILWOMAN ROBINSON.**

APPROVED, on Second reading

6. **ORDINANCE DESIGNATING QUALIFIED PUBLIC USE FACILITY, CREATION OF THE ONE BEALE TOURISM DEVELOPMENT ZONE TOURISM SURCHARGE AND OTHERWISE PROVIDING WITH RESPECT TO THE FOREGOING, UP FOR S E C O N D READING. ORDINANCE NO. 5770 IS SPONSORED BY THE ADMINISTRATION.**

APPROVED, on Second reading

7. **ORDINANCE AMENDING THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE AS ADOPTED BY THE CITY OF MEMPHIS AUGUST 10, 2010, AND BY SHELBY COUNTY AUGUST 9, 2010 AS AMENDED, TO REVISE AND ENHANCE THE JOINT ZONING AND SUBDIVISION REGULATIONS AS RECOMMENDED BY THE MEMPHIS AND SHELBY COUNTY OFFICE OF PLANNING AND DEVELOPMENT AND THE LAND USE CONTROL BOARD. THIS TEXT AMENDMENT AFFECTS ALL PROPERTY WITHIN THE CITY OF MEMPHIS AND UNINCORPORATED SHELBY COUNTY, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. ZTA 20-01

Ordinance No. 5772

APPROVED, on First reading

8. **ORDINANCE REZONING CERTAIN PARCELS ADJACENT TO SUMMER BETWEEN: HOLMES AND SEVIER, AND NOVARESE AND STRATFORD, IN THE COMMERCIAL MIXED USE – 3 DISTRICT, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. Z 20-10

Ordinance No. 5773

APPROVED, on First reading

29. **ORDINANCE AMENDING MEMPHIS CODE OF ORDINANCES CHAPTER 22, NOISE, SECTION 22-12 TO ADD SUBSECTION 22-12 (B) REGARDING MUFFLER NOISE VIOLATIONS AND PENALTIES, UP FOR F I R S T READING. ORDINANCE NO. 5774 IS SPONSORED BY COUNCILMAN CANALE.**

APPROVED, on First reading

30. **ORDINANCE AMENDING THE CITY OF MEMPHIS CODE OF ORDINANCES CHAPTER 21, TRAFFIC AND VEHICLES, ARTICLE X, VEHICLE EQUIPMENT AND LOADS TO ADD SUBSECTION 21-335 (B) AND SECTION 21-336 (B) REGARDING MUFFLER VIOLATIONS AND PENALTIES, UP FOR F I R S T READING. ORDINANCE NO. 5775 IS SPONSORED BY COUNCILMAN CANALE.**

APPROVED, on First reading

31. **RESOLUTION APPROVING AN HONORARY STREET NAME CHANGE OF MADISON AVENUE BETWEEN S. CAMILLA AND BELLEVUE FOR MR. MELVIN JONES. THIS RESOLUTION IS SPONSORED BY COUNCILMAN JONES. (REQUEST FOR SAME NIGHT MINUTES)**

APPROVED

ROLL CALL CONSENT ITEMS

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

APPROVED

FISCAL CONSENT AGENDA - - Items #9 - #12 may be acted upon by one motion:

9. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$75,000.00 FROM INTERNATIONAL PAPER FOUNDATION FOR “LIT MEETS REC” LITERACY PROGRAMMING (PROJECT #PK90091) AT ALL COMMUNITY CENTERS. ALL COUNCILS DISTRICTS. THIS RESOLUTION IS SPONSORED BY PARK SERVICES. (REQUEST FOR SAME NIGHT MINUTES)**

APPROVED

10. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$5,000.00 FROM INTERNATIONAL PAPER FOUNDATION FOR “MEMFEAST” PROGRAM SUPPLIES (PROJECT #PK90092). ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY PARK SERVICES. (REQUEST FOR SAME NIGHT MINUTES)**

APPROVED

11. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$25,000.00 FROM ASPCA FOR MAS TO FUND COVID-19 PET PARENT RELIEF PROGRAMS AND /OR SHELTER LIFESAVING (PROJECT #GR90065). ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY MAS. (REQUEST FOR SAME NIGHT MINUTES)**

APPROVED

12. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$20,000.00 FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR THE VISTA PROGRAM (PROJECT #GR90094). ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE HUMAN RESOURCES DIVISION. (REQUEST FOR SAME NIGHT MINUTES)**

APPROVED

ROLL CALL FISCAL CONSENT ITEMS

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

APPROVED

24. **ORDINANCE ESTABLISHING THE CITY COUNCIL MEETING DATES FOR 2021, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5768 IS SPONSORED BY COUNCILWOMAN ROBINSON.**

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

APPROVED

32. **RESOLUTION APPROPRIATING A \$250,000.00 GRANT TO SOUTHBROOK PROPERTIES FOR THE DEVELOPMENT OF SOUTHBROOK TOWN CENTRE – THEATERS. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION. (REQUEST FOR SAME NIGHT MINUTES)**

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

APPROVED

33. **RESOLUTION REALLOCATING CARES ACT FUNDING FOR JANUARY 2021. THIS RESOLUTION IS SPONSORED BY FINANCE DIVISION. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Morgan
 SECOND: Carlisle

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

APPROVED

34. **RESOLUTION TRANSFERRING, ALLOCATING, AND APPROPRIATING FUNDS IN THE AMOUNT OF \$100,000.00 FY21 CIP PROJECT #PK21200 FOR PINE HILL GOLF COURSE FOR COMMUNITY CENTER IMPROVEMENT. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Logan

SECOND: Canale

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

APPROVED

35. **RESOLUTION AMENDING THE COUNCIL RULES OF PROCEDURE RELATED TO STANDING COMMITTEES. THIS RESOLUTION IS SPONSORED BY CHAIRMAN COLVETT. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Canale

SECOND: Warren

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

APPROVED

MLGW FISCAL CONSENT AGENDA – Items #13 - #18 may be acted upon by one motion:

13. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11822, CARDCONNECT (FORMERLY IGNITE PAYMENTS, LLC) IN THE FUNDED AMOUNT OF \$840,000.00. (THIS CHANGE IS TO RATIFY AND ADD ADDITIONAL FUNDING FOR THE PERIOD COVERING JUNE 1, 2020 THROUGH DECEMBER 31, 2020.)**

APPROVED

14. **RESOLUTION APPROVING CHANGE NO. 9 TO CONTRACT NO. 10741, LASER DISK DOCUMENT STORAGE, WITH JACK HENRY AND ASSOCIATES, INCORPORATED, A DIVISION OF PROFITSTARS, IN THE FUNDED AMOUNT OF \$55,470.00. (THIS CHANGE IS TO RENEW ANNUAL SOFTWARE MAINTENANCE, LICENSE AND SUPPORT SERVICES FOR SPOOLVIEW AND SYNERGY FOR A THREE-YEAR TERM COVERING THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2024. ALSO, THIS CHANGE IS TO ADD ANNUAL SOFTWARE RELEASE SERVICES**

AND TRAINING AND UPGRADE SERVICES. MLGW IS REQUESTING APPROVAL OF THESE ACQUIRED SERVICES, WHICH CAN ONLY BE PROVIDED BY JACK HENRY AND ASSOCIATES, INCORPORATED.)

APPROVED

15. **RESOLUTION AWARDED CONTRACT NO.12202, NETWORK MAINTENANCE TO CONVERGEONE, IN THE FUNDED AMOUNT OF \$1,266,796.60.**

APPROVED

16. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11887, GAS MATRIX UTILITY LANDSCAPING WITH ENLIGHTENMENT, INCORPORATED DBA APS FACILITY MAINTENANCE IN THE FUNDED AMOUNT OF \$300,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FOURTH AND FINAL ANNUAL RENEWAL TERM FOR THE PERIOD COVERING FEBRUARY 14, 2021 THROUGH FEBRUARY 13, 2022, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

APPROVED

17. **RESOLUTION APPROVING CHANGE NO. 7 TO CONTRACT NO. 11582, PROGRAMMABLE LOGIC CONTROLLER (PLC) MAINTENANCE WITH LOGICAL SYSTEMS, LLC, BASED ON APPROVED RATES, IN THE FUNDED AMOUNT OF \$35,000.00. (THIS CHANGE IS TO RATIFY AND RENEW THE CURRENT CONTRACT FOR ANNUAL MAINTENANCE AND SUPPORT PROGRAMMING SERVICES FOR MLGW'S CAPLEVILLE LIQUEFIED NATURAL GAS (LNG) PLANT, COVERING THE PERIOD JANUARY 4, 2021 THROUGH JANUARY 3, 2022. THIS RENEWAL REFLECTS AN ANNUAL 1% INCREASE IN PRICING FROM THE PREVIOUS RENEWAL TERM. MLGW IS REQUESTING APPROVAL OF CONTINUOUS MAINTENANCE OF THE ACQUIRED SYSTEM, WHICH CAN ONLY BE PERFORMED BY LOGICAL SYSTEMS, LLC.)**

APPROVED

18. **RESOLUTION AWARDED CONTRACT NO. 12219, CDL ROADWAY TO LEHMAN ROBERTS COMPANY, IN THE FUNDED AMOUNT OF \$779,137.50.**

APPROVED

ROLL CALL MLGW FISCAL CONSENT ITEMS

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

APPROVED

- 36. **RESOLUTION REQUESTING MEMPHIS BRIDGE LIGHTING, INC TO LIGHT THE HERNANDO DESOTO BRIDGE ON JANUARY 19, 2021 TO MEMORIALIZE AND HONOR THE LIVES LOST AS A RESULT OF COVID-19 WITHIN CITIES AND TOWNS ACROSS THE UNITED STATES. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN EASTER-THOMAS. (REQUEST FOR SAME NIGHT MINUTES)**

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

APPROVED

- 19. **APPOINTMENTS**

MEMPHIS CONVENTION CENTER COMMISSION

REAPPOINTMENTS

CALVIN ANDERSON
 DOUGLAS BROWNE
 NATASHA LANGSTON

MEMPHIS AND SHELBY COUNTY LAND USE CONTROL BOARD

REAPPOINTMENTS

SCOTT FLEMING
 MARY SHARP

MEMPHIS AREA TRANSIT AUTHORITY

REAPPOINTMENTS

JUSTICE JANICE HOLDER (RET.)
 MARTIN LIPINSKI
 SHELIA WILLIAMS

HEALTHCARE OVERSIGHT COMMITTEE

APPOINTMENT

CAMERON STEPHENS

MOTION: Carlisle
 SECOND: Warren
 AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan,

Robinson, Smiley, Swearingen, Warren and Chairman Colvett

APPROVED

21. **SUBSTITUTE ORDINANCE AMENDING TITLE 3, CHAPTER 16 IN THE CITY OF MEMPHIS, CODE OF ORDINANCES, CITY EMPLOYEE OCCUPATIONAL HEALTH PROGRAM, ESTABLISHING AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5765 IS SPONSORED BY HUMAN RESOURCES DIVISION.**

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

APPROVED

22. **ORDINANCE AMENDING CHAPTER 2, SECTION 2-22-7 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES TO MODIFY ENGINEERING ADMINISTRATION FEES, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5766 IS SPONSORED BY ENGINEERING DIVISION.**

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

APPROVED

23. **ORDINANCE AMENDING TITLE 11, SECTION 11-16-21 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES TO REDUCE THE DEFAULT CITY SPEED LIMIT TO 25 MPH, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5767 IS SPONSORED BY ENGINEERING DIVISION.**

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

APPROVED

25. **RESOLUTION APPROPRIATING FY21 CIP FUNDS IN THE AMOUNT OF \$73,660.00 FOR MATA NEW OPERATIONS AND MAINTENANCE FACILITY #GA03023. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

MOTION: Smiley

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

APPROVED

26. **RESOLUTION ACCEPTING AND APPROPRIATING HAZARD MITIGATION GRANT PROGRAM FUNDS IN THE AMOUNT OF \$238,350.00 WITH A CITY MATCH OF 12% IN THE AMOUNT OF \$34,050.00 TO BE USED FOR A BACK-UP GENERATOR AT THE OFFICE OF EMERGENCY MANAGEMENT. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES.**

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

APPROVED

28. **RESOLUTION APPROVING CERTAIN ROUTES FOR PARADES AND RACES AND EXEMPTING SAID ROUTES FROM THE NOTICE REQUIREMENT PURSUANT TO ORDINANCE NO. 5675. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

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

APPROVED

(Special Item #1 – Vice Chairwoman Swearingen made a motion to approve same night minutes for Items #9, #10, #11, #12, #24, #31, #32, #33, #34, #35 & #36 from tonight’s meeting.)

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

APPROVED

Vice Chairwoman Swearingen read the speaker card from the following person:
 Joe Kent, 5111 Flamingo Road, Memphis, Tennessee, 38117

(Councilman Smiley made a motion to recess the January 5, 2021 meeting, until January 26, 2021. This was second by Councilman Canale.)

RECESSED MEETING AT 4:52 p.m.

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

CHAIRMAN

Attest:

Deputy Comptroller/Council Records

**CITY OF MEMPHIS
NOTICE OF REGULAR MEETING
OF
THE MEMPHIS CITY COUNCIL
Tuesday, January 5, 2021, 3:30 p.m.**

Due to the declarations of a State of Emergency by the President of the United States, the Governor of Tennessee and the Mayor of Memphis relating to Covid-19 Epidemic the Council has determined that is necessary that the meeting be conducted by electronic or other means of communication in order to protect the health, safety and welfare of the public, City employees, Council staff and Members of the Council.

THERE WILL BE NO PHYSICAL MEETING

Attached to this Notice of Meeting are instructions on how members of the public may electronically access the meeting and/or a recording of the meeting and how the public may provide written comments concerning any agenda item or any other matter prior to the meeting.

INSTRUCTIONS OF STEPS TO VIEW THE JANUARY 5, 2021 MEMPHIS CITY COUNCIL MEETING

Take notice, the Memphis City Council will meet on **Tuesday, January 5, 2021 at 9:30 a.m.** However, due to Coronavirus disease (COVID-19) health and safety concerns, the public is not permitted to attend the meeting in-person. Instead, the public is permitted to participate in the meeting in the following manner: (I) Electronically, via live-stream, (II) Radio, via 88.5 FM (WQOX), and (III) Electronically, via digital archive.

A. Electronically, via live-stream

To view the Tuesday, January 5, 2021 Memphis City Council meeting electronically, via live-stream, follow the steps below:

- (1) Access the internet,
- (2) Go to the Memphis City Council's "Watch Meetings Online" page at <https://www.memphistn.gov/cms/One.aspx?portalID=11150816&pageID=15334953>
- (3) At 9:30 a.m., click on the January 5, 2021 Memphis City Council meeting
- (4) Begin viewing the January 5, 2021 Memphis City Council meeting electronically via live-stream
- (5) Click on the January 5, 2021 "Agenda" tab to view the agenda documents

B. Radio, via 88.5 FM (WQOX)

To listen to the Tuesday, January 5, 2021 Memphis City Council meeting by radio, via 88.5 FM (WQOX), follow the steps below:

- (1) Access a radio with FM-capabilities,
- (2) At 3:30 p.m., turn the radio dial to 88.5 FM (WQOX),
- (3) Begin listening to the December 15, 2020 Memphis City Council meeting by radio via 88.5 FM (WQOX)

C. Electronically, via digital archive

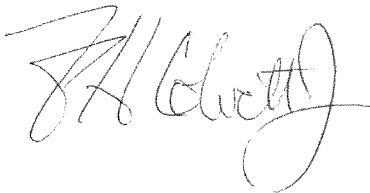
To listen to the Tuesday, January 5, 2021 Memphis City Council meeting electronically, via digital archive, follow the steps below:

- (1) Access the internet **after** the January 5, 2021 Memphis City Council meeting,
- (2) Go to the Memphis City Council's "Archived Videos" page at https://www.memphistn.gov/government/city_council/watch_public_meetings_online/city_council_archived_videos
- (3) Press play on the January 5, 2021 "City Council Full Meeting" tab
- (4) Begin viewing the January 5, 2021 Memphis City Council meeting electronically via digital archive
- (5) Click on the January 5, 2021 "Agenda" tab to view the agenda documents
- (6) Click on the January 5, 2021 "Minutes" tab to view the meeting minutes

Note: Public comments may be submitted to the Memphis City Council. To submit your public comment, **click here**. For more information, call (901) 636-6786.

Thank you for your patience during this time. We look forward to continuing our work on your behalf as a thirteen-member council working to make Memphis a safe, healthy, and prosperous city for all.

With earnest appreciation,



Frank Colvett, Jr.
Chairman, Memphis City Council