



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday April 6, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

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

https://www.memphistn.gov/government/city_council

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

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

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (March 16, 2021 and March 26, 2021)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION designating April 16, 2021 as Blue and Green Day Mid-South.
This resolution is sponsored by Councilwoman Cheyenne Johnson.

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARING

2. RESOLUTION approving a planned development located at the Southwest corner of Canale Avery Avenue and S. Hollywood Street containing +/-7.23 acres in the Residential Single Family – 6 (R-6) and Residential Urban – 3 (RU-3) Districts. This resolution
Chairman,

is sponsored by the Division of Planning and Development.

Planning &
Zoning
Committee

Case No. PD 20-18

Applicant: Christian Brothers University/Ronald Brandon – CFO
Marty Regan/ Tim McCaskill – Representatives

Request: Additional land and accessory uses for Christian
Brothers University

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

35 NOTICES WERE MAILED ON MARCH 19, 2021

DIVISION OF PLANNING AND DEVELOPMENT

3.
Canale
Chairman,
Planning
& Zoning
Committee

RESOLUTION approving a special use permit located at 2906 Old Austin Peay Highway; containing 0.27 acre in the Commercial Mixed Use – 3 District. This resolution is sponsored by the Division of Planning and Development. (Held from 3/16)
Case No. SUP 20-16

Applicant: Fredrick Sengstacke of the Octopus Group, Inc.
Fredrick Sengstacke – Representative

Request: Special use permit for vehicle sales

LUCB recommendation: APPROVAL, with conditions

DPD recommendation: REJECTION

ACTION REQUESTED: Take whatever action Council deems advisable

No Public Hearing Required

4.
Canale
Chairman
Planning &
Zoning
Committee

RESOLUTION approving a special use permit located at 833 West Gilleas Rd., Parcel ID #075031-00003, containing +/-168 acres in the Residential Single Family-6 (R-6) District. This resolution is sponsored by the Division of Planning and Development.
Case No. SUP 21-04

Applicant: TVT 1, LLC (Tower Ventures)
Lou Katzerman, Zoning Manager - Representative

Request: To allow a 170-foot Monopole Communications (CMCS Tower)

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Public Hearing Required

5.
Canale
Chairman,
Planning &
Zoning
Committee

RESOLUTION approving a special use permit located at 3695 Austin Peay Hwy., Parcel ID #086021-0003, containing +/-1.2 acres in the Commercial Mixed Use – 1 (CMU-1) District. This resolution is sponsored by the Division of Planning and Development.
Case No. SUP 21-05

Applicant: TVT1, LLC (Tower Ventures)
Lou Katzerman, Zoning Manager – Representative

Request: To allow a 170-foot Monopole Communications (CMCS) Tower

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Public Hearing Required

6.
Canale
Chairman,
Planning &
Zoning
Committee

RESOLUTION approving a special use permit located at 657 & 659 Philadelphia Street and 680, 687 & 688 New York Street, containing 0.80 acre (+/-34,850 sq. ft.) in the Residential Urban (RU-3) District (Midtown District Overlay). This resolution is sponsored by Division of Planning and Development.
Case No. SUP 20-17

Applicant(s): Well Child, Inc.
Odell Horton, Jr. – Representative

Request: Special permits to allow administrative offices and a resource center for medical services

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Public Hearing Required

7.
Canale
Chairman,
Planning &
Zoning
Committee

RESOLUTION approving a planned development located at 6659 Quince Road, containing +/-0.66 acre in the Residential Urban – 2 (RU-2) District with an approved variance (BOA 1992-004). This resolution is sponsored by Division of Planning and Development.
Case No. PD 21-01

Applicant: Walter D. Willis III
Robert Bingham – McCarty Granberry – Representative

Request: Commercial Planned Development for a Dollar General

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Public Hearing Required

ZONING ORDINANCE- THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE- FIRST READING (None)

GENERAL ORDINANCE - SECOND READING

8. **ORDINANCE** protecting public health and the environment, preserve the Memphis Sand Aquifer, and promote environmental justice, up for **S E C O N D** reading. Ordinance No. 5782 is sponsored by Councilman Warren and Councilman Ford.
- Smiley
Chairman,
Public Works,
Solid Waste &
General Services
Committee
- ACTION REQUESTED:** Adopt the ordinance on Second reading

ZONING ORDINANCES – FIRST READING (None)

ZONING ORDINANCES - SECOND READING

9. **ORDINANCE** rezoning the Northwest corner of Frayser Boulevard and Ardmore Street; containing 0.7 acres in the Residential – 6 and Residential – 10 Districts up for **S E C O N D** reading. This ordinance is sponsored by the Division of Planning and Development.
- Canale
Chairman,
Planning
& Zoning
Committee
- Case No. Z 21-04
Ordinance No. 5780

Applicant: National Cities Corporation
David Bray of the Bray Firm – Representative

Request: Commercial Mixed Use – 1

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

10. **ORDINANCE** rezoning the Southside of E. Holmes Road; +/-1,534.97 feet west of Pleasant Hill Road; containing 4.05 acres in the Conservation Agriculture (CA) District up for **S E C O N D** reading. This ordinance is sponsored by the Division of Planning and
- Canale
Chairman,

Planning
& Zoning
Committee

Development.

Case No. Z 21-01
Ordinance No. 5781

Applicant: David V. Couch
Cindy Reaves, SR Consulting, LLC – Representative

Request: Employment (EMP) District

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

NOTATION FROM OPD

11. NOTATION from the Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

A. CASE DESCRIPTION: Resolution adopting certain amendments to the Memphis 3.0 Comprehensive Plan

Applicant: Memphis and Shelby County Division of Planning & Development

Request: Approve the resolution adopting certain amendments to the Memphis 3.0 Comprehensive Plan

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: April 20, 2021

ENGINEERING DIVISION

12. RESOLUTION approving the final plat of 9 EAST PLANNED DEVELOPMENT SUBDIVISION.

Case No. PD 19-06
Contract No. CR-5365

Resolution approves the final plat located at 320 East Street in the City of Memphis. Cost of improvements to be borne by the Developer. Resolution also authorizes to accept the Bank Tennessee Cashier’s Check No. 100800543 in the amount of \$38,800.00 in lieu of bond.

ACTION REQUESTED: Adopt the resolution

13. RESOLUTION approving the engineering plans for WOODLAND HILLS II PD, PHASE 12, PART OF AREAS 4, 5 & 6 (COUNTY).

Contract No. CR-5366

Resolution approves the engineering plans located approximately 800 linear feet west of the Woodland Trace Lane and Trinity Road intersection. Resolution also accepts the Financial Federal Letter of Credit No. 229A, in the amount of \$125,000.00 in lieu of bond.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEMS

14. RESOLUTION approving an Honorary Street Name Change of Brakebill Cove for Mr. Andrew Love. This resolution is sponsored by Councilwoman Robinson. **(Request for same night minutes)**
15. RESOLUTION approving an Honorary Street Name Change of Sea Isle Road between Estate Drive and South White Station Road for the late-Mrs. Patricia Merrill. This resolution is sponsored by Councilman Colvett. **(Request for same night minutes)**
16. RESOLUTION approving an Honorary Street Name Change of Haynes Street between Barron Avenue and Park Avenue for Mr. Lavaughn Bridges. This resolution is sponsored by Councilwoman Swearingen. **(Request for same night minutes)**



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FISCAL CONSENT AGENDA

17. RESOLUTION to accept, allocate, and appropriate (\$190,000.00) in grant funds from the Community Foundation of Greater Memphis for EN01097-Chelsea Hollywood Facilities and EN01098- Watkins-Presley Project. Council Districts 4,5,6,7 Super District 8,9. This resolution is sponsored by Engineering Division. **(Request for same night minutes)**
18. RESOLUTION to accept reimbursement funding in the amount of (\$24,747.32) from the US Department of Homeland Security for Oregon Wildfires. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**
19. RESOLUTION to accept reimbursement funding in the amount of (\$366,733.93) from the US Department of Homeland Security for Tropical Cyclone Sally. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**
20. RESOLUTION to accept reimbursement in the amount of (\$226,211.74) from the US Department of Homeland Security for Tropical Cyclone Beta. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**
21. RESOLUTION to accept reimbursement funding in the amount of (\$586,183.33) from the US Department of Homeland Security for Tropical Cyclone Delta. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**
22. RESOLUTION to accept reimbursement funding in the amount of (\$78,590.53) from the US Department of Homeland Security for Tropical Cyclone Zeta. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**
23. RESOLUTION to accept two swift water rapid response robots (EMILY) valued at (\$36,392.00) from the Shelby County Emergency Management through CBRNE State Homeland Security Grant Program. This resolution is sponsored by Division of Fire Services. **(Request for same night minutes)**

24. RESOLUTION to accept, allocate and appropriate grant funds in the amount of (\$10,000.00) from the Memphis Library Foundation provided by the United Way of the Mid-South for reimbursement of the Memphis Public Library & Information Center's LINC@11 Database Manager's Full Time Salary and Benefits. This resolution is sponsored by Library Division. **(Request for same night minutes)**

25. RESOLUTION to accept and appropriate an allocation of grant funds in the amount of (\$75,000.00) for the Division of Housing and Community Development for the development of a Housing Policy Plan. This resolution is sponsored by Housing & Community Development Division. **(Request for same night minutes)**



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MLGW FISCAL CONSENT

26. RESOLUTION approving Change No. 1 to Contract No. 12265 (formerly Purchase Order No. 50107968), Autodesk with DLT Solutions, LLC, in the funded amount of \$174,261.10. (This change is to renew the current contract for software licenses, maintenance, and support services for a three-year term for the period covering April 27, 2021 through April 26, 2024.)
27. RESOLUTION approving the payment of \$175,000 and executing the agreement of the on-going commitment to local economic and community development and research with the Greater Memphis Chamber. (This agreement will be for services to be rendered by the Greater Memphis Chamber for the period September 1, 2020 through August 31, 2021.)
28. RESOLUTION approving the payment of an invoice from American Public Power Association for the 2021 annual membership dues, in the amount of \$135,862.08.
29. RESOLUTION approving Change No. 2 to Contract No. 12035, Environmental Consulting and Remediation Services with BH&M Environmental Consultants, Incorporated, in the funded not-to-exceed amount of \$5,500,000.00. (This change is to ratify and renew the current contract for the second of four annual renewal terms for the period covering April 8, 2021 through April 7, 2022, with no increase in rates from the previous term.)
30. RESOLUTION approving payment of an invoice to Tennessee Valley Public Power Association for the 2021 annual membership dues, in the amount of \$52,211.43.
31. RESOLUTION awarding Contract No.12204, MLGW Distribution Automation (DA) Strategic to Burns & McDonnell, in the funded not-to-exceed amount of \$700,000.00. **(Request for same night minutes)**
32. RESOLUTION awarding a purchase order to Experitex, Inc., for gas regulators, in the funded amount of \$231,851.18.



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REGULAR AGENDA

33.

Carlisle
Chairman,
Personnel &
Governmental
Affairs
Committee

APPOINTMENTS

MEMPHIS ALCOHOL COMMISSION

Reappointment

Renee Poe

MEMPHIS ANIMAL SHELTER ADVISORY BOARD

Appointments

London Shavers
Damon Williams

GENERAL ORDINANCES THIRD AND FINAL READING (None)

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

34.

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

RESOLUTION approving the sale of a city owned parcel known as 0 Orr Street, Memphis, TN. 38108, Parcel ID# 043038-00013. This resolution is sponsored by General Services Division.

ACTION REQUESTED: Adopt the resolution

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION TECHNOLOGY (None)

LAW DIVISION (None)

LIBRARY SERVICES (None)

MLGW DIVISION

35. RESOLUTION awarding Contract No. 12218 for Power Supply Consultant to GDS Associates, Inc., in the funded not-to-exceed amount of \$520,000.00 with additional conditions. This resolution is sponsored by MLGW Division. **(Request for same night minutes)** (Held from 3/16)
Colvett
Chairman,
Executive
Session

ACTION REQUESTED: No recommendation during Committee

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

36. RESOLUTION transferring an allocation in the amount of \$6,217,095.00 from Contract Construction to Architecture & Engineering in Design – ST Coverline, Project Number ST02001. This project includes all Council Districts and all Council Super Districts. This resolution is sponsored by Public Works Division.
Smiley
Chairman,
Public Works,
Solid Waste,
& General
Services
Committee

ACTION REQUESTED: Adopt the resolution

GENERAL ITEMS (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT