



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday May 18, 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 (May 04, 2021)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARINGS (None)

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCE- THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE- FIRST READING

1. **ORDINANCE** amending the City of Memphis Code of Ordinances Chapter 9 “Health and Safety” Section 56 “Garbage Collection and Disposal” regarding landlords or property owners, up for F I R S T reading. Ordinance No. 5788 is sponsored by Councilman Smiley and Chairman Colvett.
- Smiley
Chairman,
Public Works,
Solid Waste &
General Services
Committee
- ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCES - SECOND READING

2. **ORDINANCE** appropriating the proceeds of the tax levy on the assessed values on all properties of every species within the City limits for general purposes for the Fiscal Year July 1, 2021 through June 30, 2022, up for S E C O N D reading. Ordinance No. 5785 is sponsored by Finance Division.
- Morgan
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the ordinance on Second reading
3. **ORDINANCE** fixing the Tax Rate of the City of Memphis for Fiscal Year 2022, up for S E C O N D reading. Ordinance No. 5786 is sponsored by Finance Division.
- Morgan
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the ordinance on Second reading
4. **ORDINANCE** amending Title 6, Chapter 92 of the Code of Ordinances for the City of Memphis, to extend the Sunset Clause for the Equal Business Opportunity Program, up for S E C O N D reading. Ordinance No. 5787 is sponsored by the Administration.
- Ford
Chairman,
Economic
Development,
Technology &
Tourism
Committee
- ACTION REQUESTED: Adopt the ordinance on Second reading

5.
Canale
Chairman,
Planning
& Zoning
Committee

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 Division 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 S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development. (Held from 5/4)

Case No. ZTA 21-01
Ordinance No. 5784

Applicant: Office of the Shelby County Mayor
Alex Hensley, Special Asst. to Mayor Lee Harris – Representative

Request: Adopt amendments to the Memphis and Shelby County Unified Development Code

LUCB and DPD recommendation: APPROVAL

Held until July 6, 2021

ZONING ORDINANCE – FIRST READING (None)

ZONING ORDINANCE - SECOND READING

6.
Canale
Chairman,
Planning
& Zoning
Committee

ORDINANCE approving a new historic overlay district located in the area roughly bound by Autumn Avenue to the North, North Claybrook Street to the East, Poplar Avenue to the South, and Interstate 240 to the West; containing +/-81.30 acres in the Historic (H) Overlay District up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.

Case No. CTHD
Ordinance No. 5783

Applicant: Jennifer Amido and Crosstown Memphis Comm. Development Corp.
Jennifer Amido and Anna Joy Tamayo – Representatives

Request: Historic (H) Overlay District

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

NOTATIONS FROM OPD (None)

ENGINEERING DIVISION

7. RESOLUTION approving the final plat for WOODLAND HILLS II PD, PHASE 13, PD 19-09, (COUNTY)

Contract No. CR-5369

Resolution approves the final plat located approximately 800 linear feet west of Woodland Trace Lane, north of Trinity Road in the present limits of unincorporated Shelby County. Cost of required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept Financial Federal Letter of Credit No. 233A in the amount of \$35,600.00 in lieu of bond.

ACTION REQUESTED: Adopt the resolution

8. RESOLUTION approving the engineering plans for STONEBRIAR PD, PHASE 10, (COUNTY)

Contract No. CR-5370

Resolution approves the engineering plans located on the west side of Meadowbriar Trail and Stone Arch Place / Bridalbrook Lane intersections in the present limits of unincorporated Shelby County. Cost of required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept Pinnacle Credit Administration Letter of Credit No. 90663010 in the amount of \$175,700.00 in lieu of bond.

ACTION REQUESTED: Adopt the resolution

9. RESOLUTION approving public improvement plans for STRATFORD CENTER

Contract No. CR-5371

Resolution approves the public improvement plans located on Stratford Road; 200ft N. of Summer Ave in the City of Memphis, Tennessee. Cost of required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Gray Casualty and Surety Company Bond in the amount of \$57,000.00.

ACTION REQUESTED: Adopt the resolution

10. RESOLUTION approving the engineering plans entitled GARDENS OF GRAY'S CREEK SUBDIVISION, PHASE 3

Contract No. CR-5372

Resolution approves the engineering plans located approximately 796 linear feet south of the Dexter Road and Lenow Road intersection on the south side of Lenow Road in unincorporated Shelby County, Tennessee. Resolution also accepts the First National Bank and Trust Letter of Credit No. 229A in the amount of \$82,500.00 in lieu of bond.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)



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FISCAL CONSENT AGENDA

11. RESOLUTION to accept grant funds in the amount of (\$85,000.00) from Tennessee Department of Health for improvements at Davy Crockett Park. This resolution is sponsored by Parks Division. **(Request for same night minutes)**
12. RESOLUTION to accept grant funds in the amount of (\$15,000.00) from Nike to support 2021 Community Centers summer camps. This resolution is sponsored by Parks Division. **(Request for same night minutes)**
13. RESOLUTION seeking acceptance of a donation in the amount of (\$1,824.00) from 100 Club of Memphis; the donation will fund the purchase of (4) Blackhawk Entry Kits. This resolution is sponsored by Police Services. **(Request for same night minutes)**
14. RESOLUTION seeking acceptance of a donation of obsolete communications equipment estimated value of (\$5,000.00) from Tennessee Valley Regional Communications System City of Chattanooga; this donation will be used to fund MPD operational activities. This resolution is sponsored by Police Services. **(Request for same night minutes.)**
15. RESOLUTION seeking acceptance of a donation in the amount of (\$5,000.00) from CSX Transportation; this donation will be used to fund MPD operational activities. This resolution is sponsored by Police Services. **(Request for same night minutes)**
16. RESOLUTION to accept and appropriate a donation in the amount of (\$10,000.00) from ADT; to be used by Fire Services to purchase smoke detectors and carbon monoxide detectors. This resolution is sponsored by Fire Services. **(Request for same night minutes)**



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MLGW FISCAL CONSENT

17. RESOLUTION approving Change No. 1 to Contract No. 12267, MicroFocus Software with Thomas Consultants, Inc., (formerly Purchase Order# 7017597), in the funded amount of \$387,574.49. (This change is to ratify and renew annual software maintenance, support services, and licenses for the annual maintenance term for the period covering January 1, 2021 through December 31, 2021.)
18. RESOLUTION approving Change No. 12 to Contract No. 10908, mobile data with ABB Enterprise Software, Incorporated, in the funded amount of \$175,818.14. (This change is to renew annual software maintenance, license, and support services for the Mobile Dispatching System, Mobile Mapping, and Street Level Routing through the Customer Information System (CIS) for the period covering July 1, 2021 through June 30, 2022. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by ABB Enterprise Software, Incorporated.)
19. RESOLUTION approving a contract between MLGW and TVA to support industrial recruitment, development and expansion of business and industry in the Memphis/Shelby County area and payment to the Greater Memphis Chamber. The total funded amount of the contract is \$80,608.00 of which TVA reimburses MLGW \$40,304.00.
20. RESOLUTION awarding a purchase order to Brighter Days and Nites, Inc. for steel pole type structure, in the amount of \$68,866.00.
21. RESOLUTION awarding Contract No.12251, aerator maintenance to R.P. Services, Inc., in the funded amount of \$300,000.00.
22. RESOLUTION awarding Contract No. 12245, 2021 well abandonment to Layne Christensen Company, in the funded amount of \$149,920.00.
23. RESOLUTION awarding Contract No.12246, Morton filter valve replacement to Landmark Construction General Contractors, Inc., in the funded amount of \$176,000.00.
24. RESOLUTION awarding Contract No. 12239, Trane renewal chiller rebuild for the Netters Business Operations Center to Trane U.S., Inc., in the funded amount of \$139,878.00.
25. RESOLUTION awarding a thirty-six-month purchase order to Universal Scaffold & Equipment, for 600-volt EPR-CPE power cable in the amount of \$4,221,607.00.



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REGULAR AGENDA

APPOINTMENTS (None)

GENERAL ORDINANCES THIRD AND FINAL READING

26. **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 T H I R D and F I N A L reading. Ordinance No. 5769 is sponsored by Councilwoman Robinson. (Held from 1/26; 2/2; 2/16)
- Colvett
Chairman,
Executive
Session

Held until July 6, 2021

27. **ORDINANCE** protecting public health and the environment, preserve the Memphis Sand Aquifer, and promote environmental justice, up for T H I R D and F I N A L reading. Ordinance No. 5782 is sponsored by Councilman Warren and Councilman Ford. (Held from 4/20; 5/4)
- Smiley
Chairman,
Public Works,
Solid Waste &
General Services
Committee

Held until July 6, 2021

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

28. **RESOLUTION** authorizing a borrowing by the City from the Economic Development Growth Engine Industrial Development Board of the City of Memphis and Shelby County, TN. ("EDGE") requesting EDGE to issue its Economic Development Bonds not to exceed (\$29,000,000) aggregate principal amount of bonds to fund portion of the City
- Ford
Chairman,
Economic

Development, of Memphis project; and authorizing all necessary actions and otherwise providing with
Technology & respect to the foregoing. All Council Districts. This resolution is sponsored by the
Tourism Finance Division.
Committee

ACTION REQUESTED: Adopt the resolution

29. RESOLUTION authorizing a borrowing by the City of Memphis TN from the New
Ford Memphis Arena Public Building Authority of Memphis and Shelby County TN.
Chairman, requesting the issuance of Public Improvement Capital Appreciation Bonds of not
Economic to exceed (\$175,000,000) aggregate principal amount of the New Memphis Arena
Development, Public Building Authority of Memphis and Shelby County, TN. Local Government
Technology & Public Improvement Capital Appreciation Bond (City of Memphis Project) Series 2021
Tourism to fund portions of the City of Memphis project; and authorizing all necessary actions
Committee and otherwise providing with respect to the foregoing. All Council Districts.
This resolution is sponsored by the Finance Division.

ACTION REQUESTED: Adopt the resolution

30. INITIAL RESOLUTION authorizing the incurrence of indebtedness of not to exceed
Ford \$175,000,000 by the execution of a loan agreement with the New Memphis Arena
Chairman, Public Building Authority of Memphis and Shelby County, Tennessee. This resolution
Economic is sponsored by the Finance Division.
Development,

ACTION REQUESTED: Adopt the resolution

Technology &
Tourism
Committee

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

31. RESOLUTION requesting approval of a City owned parcel located at 29 East Mallory
Smiley Ave. Parcel ID #050077 00004 Memphis, TN. 38109. District 6, Super District 8.
Chairman, This resolution is sponsored by General Services.
Public Works,

ACTION REQUESTED: Adopt the Resolution

Solid Waste &
General Services
Committee

32. RESOLUTION requesting approval of a City owned property known as 0 E. Railroad
Smiley Ave. Memphis, TN. 38104, Parcel ID #030026 00016. District 5, Super District 9.
Chairman, This resolution is sponsored by General Services.
Public Works,

ACTION REQUESTED: Adopt the Resolution

Solid Waste &

General Services
Committee

33. RESOLUTION to transfer (\$70,000.00) from General Services CIP Project # GS19104 to Parks and Neighborhoods Project #PK21103. District 2, Super District 9. This resolution is sponsored by General Services.

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

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 (None)

DIVISION OF PARKS AND NEIGHBORHOODS

34. RESOLUTION requesting to transfer ownership of Memphis Zoo Tram to the Memphis Zoological Society. Council District 5, Super District 9. This resolution is sponsored by the Parks and Neighborhood Division.

Logan
Chairman,
Parks &
Environment
Committee

ACTION REQUESTED: Adopt the resolution

35. RESOLUTION approving amendment and extension of (Contract #28278) between the City of Memphis through its Division of Parks and Neighborhoods and Goodwill Homes Community Services, Inc. to manage and Operate Goodwill Homes Senior Center facility. Council District 6, Super District 8. This resolution is sponsored by the Parks and Neighborhood Division.

Logan
Chairman,
Parks &
Environment
Committee

ACTION REQUESTED: Adopt the resolution

36. RESOLUTION approving the agreement between the City of Memphis through its Division of Parks and Neighborhoods and Save One Foundation, dba Memphis Little League (MLL) to manage and operate Will Carruthers Baseball Complex. District 6, Super District 8. This resolution is sponsored by the Parks and Neighborhood Division.

Logan
Chairman,
Parks &
Environment

Committee ACTION REQUESTED: Adopt the resolution

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

37. RESOLUTION appropriating construction funds in the amount of (\$4,534,304.00) to rehabilitate electrical equipment at the M.C. Stiles WWTF Project # SW04009. District 7, Super District 9. This resolution is sponsored by the Public Works Division.

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

ACTION REQUESTED: Adopt the resolution

38. RESOLUTION transferring from Old Melrose site rehab PW04117 to the Historic Melrose Rehab CD01102 and appropriate funds in the amount of (\$500,000.00) CIP Project # CD01102. District 4, Super District 8. This resolution is sponsored by the Public Works Division.

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

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEMS

39. RESOLUTION approving the recommendation of the IAFF Impasse Committee that the last best offer of the IAFF be approved and that the last best offer of the IAFF be added to the FY 2022 Operating Budget. This resolution is sponsored by IAFF Impasse Committee.

Canale

ACTION REQUESTED: Adopt the Resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT