



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday June 1, 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 18, 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)



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CONSENT AGENDA

GENERAL ORDINANCE- FIRST READING (None)

GENERAL ORDINANCES - SECOND READING

1. **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)

Canale
Chairman,
Planning
& Zoning
Committee

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

2. **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 **S E C O N D** 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 Second reading

ZONING ORDINANCE – FIRST READING (None)

ZONING ORDINANCE - SECOND READING

3.
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. (Held from 5/18)

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

Held until June 15, 2021; Request will be made for this item to be held until July 6, 2021 for Third and Final Reading.

ZONING ORDINANCE- THIRD AND FINAL READING (None)

NOTATION FROM OPD

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

A. Case No. PD 2021-014 – MEMPHIS AUTO AUCTION PD

Located +/- 1100 south of Winchester Road on the east and west sides of Prescott Road; containing +/-43.01 acres of the Residential Single-Family – 8 (R-8) and PD 18-28.

Applicant: Wilson Nelda D Spousal Access Trust and KE Investments /
KE Investments
Cory Brady of Integrated Land Solutions, PLLC (Representative)

Request: Expansion of an auto auction facility planned development

LUCB and DPD recommendation: APPROVAL WITH CONDITIONS

ACTION REQUESTED: Public Hearing Not Required

SUGGESTED DATE: June 15, 2021; Request will be made for Public Hearing to be held on July 6, 2021

ENGINEERING DIVISION

5. RESOLUTION approving public improvement plans of TILLMAN COVE DEVELOPMENT.

Contract No. CR-5373

Resolution approves the public improvement plans located at the intersection of Tillman Street and Tillman Cove 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 QBE Insurance Corporation Bond in the amount of \$118,200.00.

ACTION REQUESTED: Adopt the resolution

6. RESOLUTION accepting WHITE OAK PD (PD 00-371) and authorizing release of the bond.

Resolution approves the public improvements located approximately 520' south of Wheelis Drive and White Station Road intersection on the west side of White Station in the City of Memphis, Tennessee as indicated on the final plat entitled White Oak PD (PD 00-371). Resolution also authorizes the release of Bank3 Letter of Credit No. 116 in the amount of \$94,900.00.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)



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FISCAL CONSENT AGENDA

7. RESOLUTION to accept grant funds in the amount of (\$391,684,00) from the U.S. Department of Justice for the Federal FY20 Justice Assistance Grant program (JAG) through Shelby County Government. This resolution is sponsored by Police Services. **(Request for same night minutes)**
8. RESOLUTION accepting grant funds in the amount of (\$10,500.00) from HW Durham Foundation for senior Olympics by Memphis Park Services. This resolution is sponsored by Park Services. **(Request for same night minutes)**
9. RESOLUTION accepting grant funds in the amount of (\$150,000.00) from Assisi Foundation for park ranger program conducted by Memphis Park Services. This resolution is sponsored by Park Services. **(Request for same night minutes)**
10. RESOLUTION to accept and appropriate grant funding in the amount of (\$1,135,200.00) from the State of Tennessee for In-Service Training for 1,419 employees. This resolution is sponsored by Fire Services. **(Request for same night minutes)**



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MLGW FISCAL CONSENT

11. RESOLUTION awarding a purchase order to Thomas Consultants, Inc. for Netmotion software license maintenance and support, in the amount of \$156,907.00.
12. RESOLUTION awarding a purchase order to Unico Technology, LLC., for network security enhancements in the amount of \$407,604.00.
13. RESOLUTION awarding Contract No. 12243, CIS Upgrade-MicroFocus Cobol to MicroFocus U.S., Inc., in the funded amount of \$132,103.56.
14. RESOLUTION approving Change No. 1 to Contract No. 12282 (formerly purchase order #7020281), Citrix Maintenance with Technologyx, Inc., in the funded amount of \$101,224.80. (This change is to renew the current contract to continue vendor software support and maintenance for the period covering July 11, 2021 through July 10, 2022; with no increase in rates from the previous term.)
15. RESOLUTION approving Change No. 1 to Contract No. 12244, Smartsheet with Smartsheet, Incorporated, in the funded amount of \$150,000.00. (This change is to ratify and renew annual software maintenance, license, and support services for the period covering January 24, 2021 through January 23, 2024 in the amount of \$235,000.00 of which \$85,000.00 was paid in February 2021 with a funding request for the 2021-2022 annual subscription plan and one-time maintenance fee.)
16. RESOLUTION approving Change No. 2 to Contract No. 11900, Mobile Dispatch Replacement with Clevest Solutions, Inc., in the funded amount of \$1,419,526.00. (This change is to extend the software maintenance agreement from December 31, 2022 through June 30, 2027. In addition, this change is to upgrade software with IFS Platinum support for system enhancements and analysis applications for the period covering July 1, 2021 through June 30, 2027.)
17. RESOLUTION approving Change No. 1 to Contract No. 12212, Job Evaluation Manager Subscription with Korn Ferry to change the current contract in the funded amount of \$30,425.00. (This change is to expand the scope of work to include in-depth meetings with MLGW President and Senior Leadership Council on Division issues including, but not limited to, job evaluations, salaries and market data, and any new salary administration plans changes.)

18. RESOLUTION approving a position for a Computer Software Specialist.
19. RESOLUTION approving Change No. 1 to Contract No. 11850, MLGW Employee Assistance Program, with Methodist Healthcare EAP in the funded amount of \$19,000.00. (This change is to extend the current contract for six months for the period covering July 1, 2021 through December 31, 2021. This extension is needed to allow time to complete the bidding process for a new contract.)
20. RESOLUTION awarding Contract No. 12174, Waste Management Services to Tradebe Environmental Services, LLC, in the funded amount of \$150,000.00.
21. RESOLUTION awarding Contract No.12240, Overhead Water Storage Tank Painting Inspections to Mid-South Tank Consultants, in the funded amount of \$262,700.00.
22. RESOLUTION awarding Contract No. 12242, Overhead Storage Tank Painting for Raleigh-Millington, Holmes Road, Baker, President's Island and Frayser to G and L Tank Sandblasting and Coating, LLC, in the funded not-to-exceed amount of \$1,857,845.00.
23. RESOLUTION awarding a purchase order to Scruggs Equipment Company for air compressor generator systems, in the amount of \$237,883.60.
24. RESOLUTION approving Change No. 3 to Contract No. 12031, MLGW Background Check with Data Facts, Incorporated, in the funded amount of \$50,000.00. (This change is to renew the current contract for the third of four annual renewal terms for the period covering October 1, 2021 through September 30, 2022). (This renewal includes a \$0.82 increase in the employment package from \$16.47 to \$17.29.)
25. RESOLUTION awarding purchase orders to Vermeer Midsouth Inc in the amount of \$68,479.00, Stribling Equipment LLC., in the amount of \$465,883.37 and Williams Equipment and Supply Company in the amount of \$48,055.00 for small equipment.
26. RESOLUTION approving Change No. 2 to Contract No. 12060, DOT Drug and Alcohol Testing with Mid-South Drug Testing, Inc., in the funded amount of \$125,000.00. (This change is to renew the current contract for the second of four annual renewal terms covering the period September 15, 2021 through September 14, 2022, with no increase in rates from previous term.)
27. RESOLUTION awarding a thirty-six-month purchase order to Brighter Days and Nites, Inc., for underground tap and terminal kits in the amount of \$994,212.17.
28. RESOLUTION awarding Contract No. 12232, Third Party Administrator for Workers' Compensation to Brentwood Services Administrator, Inc., in the funded amount of \$138,500.00.



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REGULAR AGENDA

BUDGET ITEMS

29. **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 T H I R D and final reading. Ordinance No. 5785 is sponsored by Finance Division.

Morgan
Chairman,
Budget
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

30. **ORDINANCE** fixing the Tax Rate of the City of Memphis for Fiscal Year 2022, up for T H I R D and final reading. Ordinance No. 5786 is sponsored by Finance Division.

Morgan
Chairman,
Budget
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

31. **RESOLUTION** for City of Memphis Capital Improvement Program for FY2022-FY2026. This resolution is sponsored by the Finance Division. (Held from 5/4)

Morgan
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

APPOINTMENTS

32. **APPOINTMENT**

Carlisle
Chairman,
Personnel &
Governmental
Affairs
Committee

CENTER CITY REVENUE FINANCE CORPORATION BOARD

Reappointment

Kevin Woods

GENERAL ORDINANCES THIRD AND FINAL READING

33. **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 T H I R D and final reading. Ordinance No. 5787 is sponsored by the Administration.

Ford
Chairman,
Economic
Development,
Technology &
Tourism
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

34. **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; 5/18)

Colvett
Chairman,
Executive
Session

Held until July 6, 2021

35. **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; 5/18)

Smiley
Chairman,
Public Works,
Solid Waste &
General Services

Held until July 6, 2021

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES

36. **RESOLUTION** transferring and allocation of \$65,000.00 from FY21 Fire Station Improvement Cover to EMA Siren Project and appropriating \$205,000.00 to EMA Siren Project # FS02032. All Council Districts. This resolution is sponsored by Fire Services.

Warren
Chairman,
Public Safety &
Homeland
Security Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF GENERAL SERVICES (None)

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 (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

37. RESOLUTION to transfer and appropriate construction funds in the amount of \$633,100.00 to construct 300 curb ramps city wide, Project #PW21301, All Council Districts. 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 to transfer and appropriate construction funds in the amount of \$312,732.50, to construct 150 curb ramps city wide, Project #PW21302, All Council Districts. This resolution is sponsored by the Public Works Division.
Smiley
Chairman,
Public Works,
Solid Waste &
General Services
Committee
ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT