

Same Night Minutes of Items  
**31, 32, 33 & 34**  
of the Regular Meeting of the City Council  
City of Memphis

August 17, 2021

After the meeting was opened for the transaction of business and a quorum was declared present, the Council considered the items on the agenda, including items

**31, 32, 33 & 34**  
to wit:

31. A RESOLUTION for American Rescue Plan Act (ARPA) Allocation Plan (Regional One Funding of \$2,000,000.00). All Council Districts. This resolution is sponsored by Councilman Carlisle. **(Request for Same Night Minutes)**  
Morgan  
Chairman,  
Budget  
Committee  
**SNM**

ACTION REQUESTED: Adopt the resolution

MOTION: Council Member Logan

SECOND: Council Member Morgan

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

ABSTAIN: Warren

NAYS:

RECUSED:

Did not vote:

Was absent:

**APPROVED**

32. A PETITION for exception at 1740 Germantown Parkway regarding resolution requesting a 273-day moratorium on the issuance of permits for tobacco shops, head shops, smoke shops, and vape shops and requesting the Division of Planning and Development to study the health, safety, welfare, and secondary effects on schools, school aged children, and adjacent residential neighborhoods while also proposing zoning amendments that reflect said effects. District 2, Super District 9. This petition is submitted by Dedrick Brittenum. **(Request for Same Night Minutes)**  
Canale  
Chairman,  
Planning &  
Zoning  
Committee  
**SNM**

ACTION REQUESTED: Adopt the resolution

MOTION: Council Member Canale

SECOND: Council Member Swearengen

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

ABSTAIN: Carlisle, Logan

NAYS: Warren

RECUSED:

Did not vote:

Was absent:

### **APPROVED**

33.  
Colvett  
Chairman,  
Executive  
Session  
**SNM**

A RESOLUTION of the Memphis City Council opposing Governor Bill Lee's Executive Order No. 84 regarding mask requirements in schools. All Council Districts. This resolution is sponsored by Councilmembers Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Robinson, Smiley, Swearingen, and Warren. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

MOTION: Council Member Easter-Thomas

SECOND: Council Member Smiley

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

ABSTAIN: Morgan

NAYS:

RECUSED:

Did not vote:

Was absent:

### **APPROVED**

34.  
Morgan  
Chairman,  
Budget  
Committee  
**SNM**

RESOLUTION for American Rescue Plan Act (ARPA) Allocation Plan (Collins Chapel Funding of \$1,000,000.00). All Council Districts. This resolution is sponsored by Councilman Carlisle. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the resolution

MOTION: Council Member Johnson

SECOND: Council Member Smiley

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:  
Was absent:

**APPROVED**

Whereupon **Swearngen** moved that the minutes for the foregoing item be approved on the date the matter was approved and Carlisle seconded the motion. The motion was called for a vote as follows:

ACTION REQUESTED: Adopt the resolution

MOTION: Council Member Swearngen

SECOND: Council Member Carlisle

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent:

**APPROVED**

Chairman:  \_\_\_\_\_

Date: 8/17/2021

Attest:  
Deputy Comptroller/Council

**MINUTES**  
**MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**

**August 17, 2021**

**3:30 P.M. SCHEDULED SESSION**

**3:41 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 Swarengen, Jeff Warren, and Chairman Frank Colvett, Jr.

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

**INVOCATION**

The meeting was opened with a prayer by Rev. Hester Mathes of the Church of Holy Communion.

Vice Chairwoman Swarengen led the Pledge of Allegiance.

Councilman Worth Morgan thanked Rev. Hester Mathes for being the Chaplain of the Day.

**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 August 03, 2021 with the following motion:

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

**APPROVED**

- 1. **RESOLUTION RECOGNIZING JESSICA RAMSEY FOR HER PARTICIPATION IN THE TOKYO 2020 OLYMPIC GAMES. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN JONES.**

Held until September 07, 2021

- 5. **RESOLUTION APPROVING A SPECIAL USE PERMIT AT THE SUBJECT PROPERTY LOCATED AT 3521 LAMAR AVENUE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. SUP 21-12

Applicant: Aman Devji  
Neeraj Kumar – Representative

Request: To upgrade an existing gas station that does not lie at the intersection of two collectors, one collector, and one arterial street or two arterials.

LUCB and DPD recommendation: APPROVAL, with conditions

Held until September 07, 2021

- 7. **RESOLUTION APPROVING A SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL DEVELOPMENT AT 2977 BROAD AVE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 21-15

Applicant: MVS Real Estate Mid Town, LLC  
John Behnke – Representative

Request: Special use permit for a planned commercial development

LUCB recommendation: APPROVAL, with conditions

DPD recommendation: REJECTION

Held until September 07, 2021

- 22. **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; 6/1; 6/15; 7/6; 7/20; 8/3)**

ORDINANCE NO. 5769

Held until September 07, 2021

- 3. **RESOLUTION APPROVING THE CORO VISTA PLANNED DEVELOPMENT AT 1560 DREW ROAD AND AN ADJACENT PARCEL. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 7/20; 8/3)**

CASE NO. PD 21-05

Applicant: Coro Vista, LLC  
Brenda Solomito of Solomito Land Planning (Representative)

Request: Special use permit for a planned development

LUCB and DPD recommendation: APPROVAL, with conditions

Held until October 05, 2021

- 2. **RESOLUTION APPROVING THE SUNNY PINES PLANNED DEVELOPMENT AT 751 ST. PAUL AVENUE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 7/20; 8/3)**

CASE NO. PD 21-03

**WITHDRAWN**

- 4. **RESOLUTION APPROVING THE 35 CENTRAL PLANNED DEVELOPMENT AT THE SUBJECT PROPERTY LOCATED AT 3535 CENTRAL AVENUE (SOUTHEAST CORNER OF CENTRAL AND HIGHLAND). THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 21-20

Applicant: Bobalu, LLC  
Dedrick Brittenum of Brittenum Law, PLLC (Representative)

Request: Mixed use planned development

LUCB and DPD recommendation: APPROVAL, with conditions

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

**APPROVED**

- 6. **RESOLUTION APPROVING A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT AT 3046 SHARPE AVE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 21-25

Applicant: Cedric Peete / Kaycey Hobson  
 Delinor Smith of Smith Building Design and Associates, Inc.  
 Representative

Request: Special use permit for a planned development

LUCB and DPD recommendation: APPROVAL, with conditions

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

**APPROVED**

- 8. **RESOLUTION APPROVING THE VADA PLANNED DEVELOPMENT LOCATED AT THE EAST SIDE OF CHARLES BRYAN ROAD AND NORTH OF ELMORE ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 21-22

Applicant: Ernest S. & Catherine L. Long/Eddie Kircher Construction  
 W.H. Porter Consultants, PLLC – Representative

Request: Planned development to allow twenty-three (23) lots for construction of new side yard houses

LUCB and DPD recommendation: APPROVAL, with conditions

MOTION: Canale  
 SECOND: Robinson

**(Councilwoman Logan made a motion for item #8 to be held until 09/07/2021 meeting; without objection.**

Held until September 07, 2021

10. **ORDINANCE AMENDING ORDINANCE NO. 5367 OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, SO AS TO MAKE CERTAIN CHANGES IN THE USE DISTRICTS PROVIDED IN SAID ORDINANCE, UP FOR THIRD AND FINAL READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. Z 21-05  
ORDINANCE NO. 5791

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

**APPROVED**

11. **ORDINANCE AMENDING CHAPTER 8.5 OF ORDINANCE NO. 5367 OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, TO DELETE A SECTION OF THE CENTRAL AVENUE RESIDENTIAL CORRIDOR, UP FOR THIRD AND FINAL READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. RC 21-05  
ORDINANCE NO. 5792

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

**APPROVED**

9. **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 T H I R D AND F I N A L READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 5/4; 6/1; 7/6; 7/20; 8/3)**

CASE NO. ZTA 21-01



ORDINANCE NO. 5784

MOTION: Canale  
SECOND: Carlisle

**(Councilman Warren made a motion for this item to be held until 09/21/2021 meeting; without objection).**

Chairman Colvett recognized the following people who spoke from the audience:

- Pearl Walker, 5378 Loch Lomand Rd., Memphis, Tennessee, 38116
- Sarah Houston, 673 E. Parkway S. #3, Memphis, Tennessee, 38104
- Duffy-Marie Arnoult, 1662 Autumn Avenue, Memphis, Tennessee, 38112
- Scottie Fitzgerald, 1087 Craft Rd., Memphis, Tennessee, 38116
- Frank Johnson, 1473 Compton St., Memphis, Tennessee, 38106

Held until September 21, 2021

- 24. **SUBSTITUTE ORDINANCE TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCES, CHAPTER 16 “HEALTH AND SANITATION”, TO PROTECT PUBLIC HEALTH AND THE ENVIRONMENT, PRESERVE THE MEMPHIS SAND AQUIFER, AND PROMOTE ENVIRONMENTAL JUSTICE, UP FOR THIRD AND READING. ORDINANCE NO. 5794 IS SPONSORED BY COUNCILMAN WARREN.**

MOTION: Smiley  
SECOND: Warren

**(Councilman Warren and Councilwoman Robinson motion to introduce the new language).**

**(Councilman Ford made a motion for this item to be held until 09/21/2021 meeting; without objection).**

Chairman Colvett recognized the following people who spoke from the audience:

- Attorney Herman Morris, Jr., 119 S. Main St., Memphis, Tennessee, 38103
- Justin Pearson, 4757 Lake Ridge Dr., Memphis, Tennessee, 38109
- Sarah Houston, 673 E. Parkway S. Memphis, Tennessee, 38104

Held until September 21, 2021

**CONSENT AGENDA – Items #12 - #13 may be acted upon by one motion: See Page 6160 for Roll Call Consent Items.**

- 12. **ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO CREATE A WELL HEAD OVERLAY PROTECTION DISTRICT FOR THE CITY OF MEMPHIS, UP FOR F I R S T READING. ALL COUNCIL DISTRICTS. ORDINANCE NO. 5795 IS SPONSORED BY COUNCILMEN FORD, SMILEY, AND COLVETT.**

**APPROVED**

- 13. **RESOLUTION ACCEPTING PLAT AND IMPROVEMENTS FOR 200 GERMANTOWN PARKWAY PD (PD-16-13) AND RELEASE OF THE CASH BOND.**

(Contract No. CR-5260)

**APPROVED**

**ROLL CALL CONSENT ITEMS**

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

**APPROVED**

**MLGW FISCAL CONSENT AGENDA -ITEMS #14-#20, may be acted upon by one motion:**

- 14. **RESOLUTION AWARDING A PURCHASE ORDER TO TECHNOLOGENT FOR SPLUNK ENTERPRISE LICENSE SUBSCRIPTION RENEWALS IN THE AMOUNT OF \$630,000.00**

**APPROVED**

- 15. **RESOLUTION AWARDING CONTRACT NO. 12307, ASSESSING MLGW ASSESSMENT CENTER CANDIDATE TO ALIGNMARK, LLC IN THE FUNDED AMOUNT OF \$138,600.00.**

**APPROVED**

- 16. **RESOLUTION AWARDING CONTRACT NO. 12288, GAS MATRIX UTILITY LANDSCAPING TO ENLIGHTENMENT, INC. DBA ASP FACILITY MAINTENANCE IN THE FUNDED AMOUNT OF \$398,448.00.**

**APPROVED**

- 17. **RESOLUTION AWARDING A PURCHASE ORDER TO LIGHTSPEED TECHNOLOGIES, INC. FOR MULTIPROTOCOL LABEL SWITCHING (MPLS) NETWORK EXPANSION EQUIPMENT IN THE AMOUNT OF \$365,230.00.**

**APPROVED**

- 18. **RESOLUTION AWARDING A PURCHASE ORDER TO SUMMIT TRUCK GROUP, FOR CLASS 8 CAB / CREW CAB & CHASSIS IN THE AMOUNT OF \$694,284.00.**

**APPROVED**

- 19. **RESOLUTION AWARDING A PURCHASE ORDER TO SUMMIT TRUCK GROUP, FOR 6-TON CAB AND CHASSIS TRACTORS IN THE AMOUNT OF \$314,055.00.**

**APPROVED**

- 20. **RESOLUTION AWARDING A PURCHASE ORDER TO ELSTER AMERICAN METER COMPANY, FOR GAS SMART METERS, IN THE AMOUNT OF \$1,097,520.00.**

**APPROVED**

**ROLL CALL MLGW FISCAL CONSENT ITEMS**

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

**APPROVED**

- 21. **APPOINTMENTS**

**MUNICIPAL SOLID WASTE PLANNING BOARD**

Appointment

DARIUS JONES

Reappointment

PHILIP DAVIS

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

**APPROVED**

- 23. **ORDINANCE TO AMEND, CHAPTER 33, ARTICLE I, ARTICLE II, DIVISIONS 1 THROUGH 4, ARTICLE III, DIVISIONS 1 THROUGH 4, TO DELETE ARTICLE II, DIVISIONS 5 AND 6, AND TO CREATE A NEW ARTICLE IV, DIVISIONS 1 THROUGH 6 OF THE CITY OF MEMPHIS CODE OF ORDINANCES, TO UPDATE, PERMIT, AND DISCHARGE ASSOCIATED REQUIREMENTS FOR INDUSTRIAL**

**AND OTHER USERS OF THE CITY’S SEWER SYSTEM IN ACCORDANCE WITH FEDERAL AND STATE REGULATIONS, AND TO PROVIDE FOR PROTECTION OF THE CITY’S PUBLICLY OWNED TREATMENT WORKS INCLUDING THE SANITARY SEWER COLLECTION SYSTEM, UP FOR THIRD AND FINAL READING. ORDINANCE NO. 5793 IS SPONSORED BY THE DIVISION OF PUBLIC WORKS.**

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

**APPROVED**

25. **RESOLUTION TO ACCEPT AND APPROPRIATE INTERAGENCY HAZARDOUS MATERIALS PUBLIC SECTOR TRAINING AND PLANNING GRANT PROGRAM FUNDS FROM USDOT-PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION IN THE AMOUNT OF \$120,000.00 TO BE USED FOR LARGE SCALE PIPELINE TRAINING PROP. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES.**

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

**APPROVED**

26. **RESOLUTION APPROVING THE SALE OF A CITY OWNED PROPERTY KNOWN AS 2451 BROOKLYN AVENUE MEMPHIS, TN 38114, PARCEL ID #061014 00010. DISTRICT 4, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

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

**APPROVED**

27. **RESOLUTION TO CEASE ANY MOVEMENT OF TENNESSEE VALLEY AUTHORITY’S PROPOSED PLAN TO RELOCATE COAL ASH TO DISTRICT 3 AND URGE TVA TO NOT DUMP WITHIN MLGW’S SERVICE DELIVERY AREA. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS CANALE, CARLISLE, CHAIRMAN COLVETT, EASTER-THOMAS, FORD, JOHNSON, MORGAN, ROBINSON, SMILEY, AND WARREN.**

**(Councilman Warren made a motion for a friendly admendment to urge TVA not to dump coal ash within or upon the Memphis Sand Aquifer; without objection).**

**(Chairman Colvett suggested to pass without the amendment and address in the next meeting on 09/07/2021).**

**(Councilman Warren withdrew his motion for an amendment and will address cost differential with TVA in the 09/07/2021 meeting).**

**(Chairman Colvett moved for the motion to remain on the floor for a presentation in 3 weeks from TVA to discuss an amendment; without objection.**

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

**APPROVED**

28. **RESOLUTION TO TRANSFER AND APPROPRIATE FUNDS TO RENOVATE THE EXISTING MPD RADIO MAINTENANCE FACILITY ON FLICKER ST., PROJECT NUMBER PD04029. DISTRICT 5, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

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

**APPROVED**

29. **RESOLUTION TO TRANSFER AND APPROPRIATE CONSTRUCTION FUNDS IN THE AMOUNT OF \$452,545.00 FROM PROJECT #PW04103 (WALKER AVE. STREETScape, PHASE 2) TO PROJECT #PW01147 (MALONE AND HOLMES TO SHELBY) FOR THE CONSTRUCTION OF SIDEWALKS, CURB AND GUTTER, PAVEMENT, AND LANDSCAPING. DISTRICT 3, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PUBLIC WORKS.**

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

**APPROVED**

30. **RESOLUTION AUTHORIZING THE MEMPHIS AND SHELBY COUNTY DIVISION OF PLANNING AND DEVELOPMENT TO PERFORM A REVIEW OF THE CITY'S LANDMARKS DISTRICTS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN MORGAN.**

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

**APPROVED**

31. **RESOLUTION FOR AMERICAN RESCUE PLAN ACT (ARPA) ALLOCATION PLAN (REGIONAL ONE FUNDING OF \$2,000,000.00). ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN CARLISLE. (REQUEST FOR SAME NIGHT MINUTES)**

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

**APPROVED**

**(Councilwoman Johnson made a motion to suspend the rules for the purposes of adding a resolution for Collins Chapel Funding; without objection).**

34. **RESOLUTION FOR AMERICAN RESCUE PLAN ACT (ARPA) ALLOCATION PLAN (COLLINS CHAPEL FUNDING OF \$1,000,000.00). ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY ALL COUNCIL MEMBERS. (REQUEST FOR SAME NIGHT MINUTES)**

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

**APPROVED**

32. **PETITION FOR EXCEPTION AT 1740 GERMANTOWN PARKWAY REGARDING RESOLUTION REQUESTING A 273-DAY MORATORIUM ON THE ISSUANCE OF PERMITS FOR TOBACCO SHOPS, HEAD SHOPS, SMOKE SHOPS, AND VAPE SHOPS AND REQUESTING THE DIVISION OF PLANNING AND DEVELOPMENT TO STUDY THE HEALTH, SAFETY, WELFARE, AND SECONDARY EFFECTS ON SCHOOLS, SCHOOL AGED CHILDREN, AND ADJACENT RESIDENTIAL NEIGHBORHOODS WHILE ALSO PROPOSING ZONING AMENDMENTS THAT REFLECT SAID EFFECTS. DISTRICT 2,**

**SUPER DISTRICT 9. THIS PETITION IS SUBMITTED BY DEDRICK BRITTENUM.  
(REQUEST FOR SAME NIGHT MINUTES)**

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

**APPROVED**

33. **RESOLUTION OF THE MEMPHIS CITY COUNCIL OPPOSING GOVERNOR BILL LEE’S EXECUTIVE ORDER NO. 84 REGARDING MASK REQUIREMENTS IN SCHOOLS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCIL MEMBERS EASTER-THOMAS, SMILEY, CARLISLE, JOHNSON, WARREN, JONES, VICE CHAIRWOMAN SWEARENGEN, ROBINSON, LOGAN, FORD, CHAIRMAN COLVETT . (REQUEST FOR SAME NIGHT MINUTES)**

**(Councilman Jones made a motion for a friendly amendment to include language that will discourage the Governor from calling a Special Session to reprimand Shelby County Schools for the mask mandate; without objection).**

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

**APPROVED**, as amended

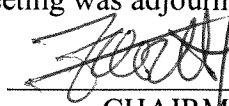
**Special Item #1 – Vice Chairwoman Swearengen made a motion to approve same night minutes for Items #31 - #34 from tonight’s meeting.**

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

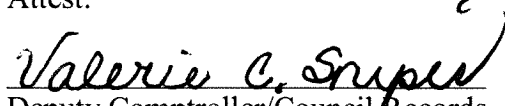
**APPROVED**

**MEETING ADJOURNED AT 5:44 p.m.**

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

  
\_\_\_\_\_  
CHAIRMAN

Attest:

  
Deputy Comptroller/Council Records



