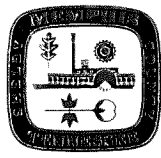


City of Memphis



JIM STRICKLAND
MAYOR

TENNESSEE

October 12, 2021

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

Dear Chairman Carlisle:

Subject to Council approval, I hereby recommend that:

Brian E. Harris

be appointed to the Memphis Alcohol Commission with a term expiring December 31, 2022.

I have attached biographical information.

Sincerely,

A handwritten signature in black ink that reads "Jim Strickland".

Jim Strickland
Mayor

JSS/sss

Cc: Council Members

BRIAN HARRIS

Memphis, TN • redfoxbh01@yahoo.com • 901-653-6034 • www.linkedin.com/in/brian-harris-18a2aa63

LEADER IN EMPLOYEE ENGAGEMENT, TALENT & PEOPLE MANAGEMENT, AND CUSTOMER SUCCESS

Recognized for developing and sustaining Human Resources best practices and leading global initiatives supporting benefits administration, HRIS and reporting, performance management, talent development, and employee relations. Partner with key stakeholders to drive the execution of programs and initiatives. Envision success for large-scale operations to attain optimization of operations, slashing expenditures while aligning outcomes with the core mission of the organization Champion and role model culture, values, and mission, identifying and implementing strategies to continually strengthen positive organizational culture. Foster and cultivate positive relationships with HR constituents and customer base, serving as an interface between internal and external customers and functional team members to ensure effective delivery of Human Resource applications.

— Key Qualifications —

Marketing Technology | Vendors | Public Relations | Inventory Control | Budget Forecasting | Team Development
Customer Relations | HR Oversight & Direction | Performance Management | FMLA/ADA/EEO | Succession Planning
HR Policies Staff Recruitment & Retention | Alternative Dispute Resolutions | Organizational Development | Employee
Relations Orientation & Onboarding | Training & Development | Employment Law | Exempt & Non-Exempt Staffing |
Candidate Sourcing & Screening Strategic Planning | Team Building | Talent Development | Records Management |
Talent Acquisition Program Coordination & Implementation | Project Management | Placement and Onboarding |
Performance Reporting Vendor Relations | Client Servicing | Employee Engagement | Budgeting & Forecasting | MS
Office Suite

Current Professional Experience

Regional One Health-Memphis, TN

Corporate Talent Acquisition Operations Partner, Human Resources, September 2020 to present

Apple Inc – Memphis, TN

Store Leader, March 2015 to January 2020

Recognized for providing oversight and direction while inspiring teams to deliver measurable results for the store's various business sectors. Propel success for a sales force that discovers customer's needs and delivers solutions to build Apple loyalty. Spearhead operations for the technical support team to maintain customer's trust in Apple and its products. Streamline goal attainment for the business team and training team to deliver the Apple experience to business customers and the training team teaches customers how to get the most out of their Apple products. Select, hire, train, onboard exempt and non-exempt employees. Drive excitement around products, launches, programs, and initiatives. Encourage staff to create customer experiences that enhance Apple loyalty by delivering measurable results and enrich customer's lives.

Key Successes

- Lead a team of 11 managers and 150 associates. Grew the business is under 5 years from 33 million to 75 million a year. Oversees 75 million in annual revenue and assists 14,000 customers a week.

Continued...

- Consistently recognized as a top leader in diversity and inclusion in the company, received an award for one of the most diverse Apple stores in the company, sourcing and recruiting, customer NPS and employee NPP scores.
- Successfully launched the first outdoor new store format in the United States. Awarded Store Leader of the quarter seven times for performance in diversity and inclusion, recruiting and retention, and helped the company devise a turnover reduction plan and achieve turnover goal. Developed a recruitment card for the company that is used in all 273 Apple Stores in the United States.
- Orchestrate separate business groups with within a complex environment. Identified diverse, top-level talent within the organization primary job boards, referrals, online resources, and professional organizations. Selected by Apple SVP of Retail and People Angela Ahrendts to chair recruiting efforts for Apple Inc at the 2019 NAACP National Convention in Detroit, Michigan. Over 1700 attended the job fair and Apple hired 120 from the job fair.
- Lauded as a community focused leader making an impact through volunteerism in education, life skills, and Apple Summer Camps, serving as a community liaison for Apple Inc. for the diversity and inclusion division of the company.

PetSmart Corp – Memphis, TN

District Manager, January 2010 to February 2015

Guided retail operations for fifteen (15) PetSmart stores, including managing Store Directors in the West TN District; being responsible for the overall direction, coordination, and evaluation of the West TN District; ensuring compliance of the organization's policies, procedures and applicable laws; interviewing, hiring, and coaching managers; planning, assigning, and directing work; writing and delivering performance appraisals; rewarding and coaching management team; and addressing complaints and delighting customers.

Key Successes

- Vital in the implementation of innovations to achieve sales plans, merchandise and units per transactions growth consistently; turnaround strategies for opportunity stores and achieving sales of \$80 million annually.
- Established four new stores and staffed within the region. Successfully helped, managed, and develop Micro-Store (6k and 7k) concept for the company.
- Conceptualized CARE program with Corporate Office learning team to strengthen associates and customer focus.
- Isolated and identified problems, issues and opportunities; collected and analyzed data to make conclusions; and determined a course of action based on facts.
- Cultivated organizational culture - instilled focus on customer satisfaction by continuously improving services, processes, systems, and collaborative capabilities.
- Instrumental in Talent Development through strategic direction and vision for the team; contributed to development of associates through coaching, mentoring and management of individual development plans for all associates; and worked directly with mentor's direct reports and their teams.

Additional Relevant Experience

Sprint Corp – Memphis, TN

District Manager, April 2007 to January 2010

Best Buy – Memphis, TN

General Manager/District Team Coach, January 1998 to April 2007

Education

Bachelor of Science, Organizational Leadership
Bethel University, McKenzie, TN

**A RESOLUTION OF THE MEMPHIS CITY COUNCIL ESTABLISHING THE
2022 REDISTRICTING AD HOC COMMITTEE**

WHEREAS, the Memphis City Council believes free and equal representation is the best, if not the only, foundation upon which a free government can be built; and

WHEREAS, the framers of the United States Constitution chose to use population, by way of the United States Census, as the basis for said free and equal representation; and

WHEREAS, for this reason, the United States Census exists as a cornerstone of our democracy, used – among other purposes – to apportion representatives in Congress, to allocate electoral votes among the States, and to draw Congressional, State, and Municipal districts – like those used by this legislative body; and

WHEREAS, *Tennessee Code Annotated*, Section 6-54-102 provides that municipalities may redistrict into new wards whenever, for proper reasons, they deem expedient so to do; the newly released 2020 United States Census data providing proper reasons; and

WHEREAS, with that in mind, the Memphis City Council now seeks to move forward with the work of reapportioning districts to ensure that members represent substantially equal populations based upon the 2020 United States Census data.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council hereby establishes the 2022 Redistricting Ad Hoc Committee; that:

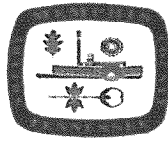
SECTION 1. The 2022 Redistricting Ad Hoc Committee is a Committee of the Whole composed of the thirteen present Memphis City Council members to ensure representation from all council members regarding the reapportionment of the 13-member districts based upon the 2020 United States Census data.

SECTION 2. The 2022 Redistricting Ad Hoc Committee shall elect a Chair and Vice Chair at its first meeting, with the current Council Chairman leading the Ad Hoc Committee until said time.

SECTION 3. Council Attorney Allan Wade, the Election Commission Administrator, or the Election Commission Deputy Administrator, are designated as non-voting members of this Ad Hoc Committee.

SECTION 4. The 2022 Redistricting Ad Hoc Committee shall submit its final suggested redistricting plans to the Memphis City Council no later than the 22nd day of January 2022; this resolution shall take effect from and after its passage, the welfare of the City requiring it.

Sponsor:
Councilwoman Michalyn Easter-Thomas



Memphis City Council Summary Sheet

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

Resolution to accept, allocate and appropriate and allocate additional donated funds in the amount of \$150,000 from Shelby County, for a Feasibility Study for the widening of a portion of Holmes Road (from 3rd street to Craig Wood) - PW01087.

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

This project was 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 request is a resolution.

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

The project is in Council District 3, 6 and Super Districts 8.

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

This resolution establishes a new contract in the form of Memorandum of Agreement between Shelby County and the City of Memphis.

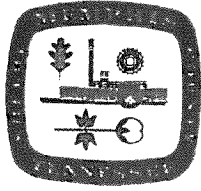
6. State whether this requires an expenditure of funds/requires a budget amendment

Requires a budget amendment.

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

N/A

8. Same night meeting minutes are requested.



RESOLUTION

A Resolution to formally accept \$150,000.00 from Shelby County Government for the Division of Public Works to fund a feasibility study for the widening of Holmes Road.

WHEREAS, Shelby County Government has agreed to fund a feasibility study for the widening of Holmes Road in Shelby County, TN, specifically the areas located at the intersection of Elvis Presley/Holmes Road and Third Street/Holmes Road; and

WHEREAS, the City of Memphis Division of Public Works has received funding in the amount of \$150,000.00 from the Shelby County Government; and

WHEREAS, it is necessary for the City to accept and appropriate One Hundred Fifty Thousand Dollars (\$150,000.00) provided by Shelby County Government for the feasibility study for the widening of Holmes Road; and

WHEREAS, it is necessary to amend the Fiscal Year 2022 Capital Improvement Budget to reflect acceptance and establish funds; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Memphis that the revenue in the amount of One Hundred Thousand Dollars (\$150,000.00) be accepted by the City of Memphis, and

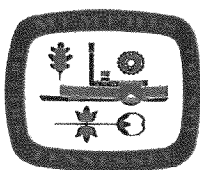
BE IT FURTHER RESOLVED, that the Fiscal Year 2022 Operating Budget be and is hereby amended by appropriating the revenues provided by Shelby County Government as follows:

REVENUE

Shelby County Government	\$150,000.00
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EXPENDITURE

CIP – PW01087	
Architecture and Engineering	\$150,000.00



Memphis City Council Summary Sheet

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

An Ordinance to amend the 2015 International Property Maintenance Code, as amended for Memphis, TN (IPMC), to update and/or add provisions related to mold, lead, fee schedule, trees, inoperable vehicles, and condemnation.

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

Division of Public Works

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

This ordinance will amend and update identified provisions noted in the 2015 International Property Maintenance Code (IPMC) for Memphis, TN (IPMC).

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

All Council Districts.

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

This Ordinance does not require a new contract nor amend an existing contract.

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

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

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

This Ordinance is not applicable to MWBE goal setting.



ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 5708 OF THE CITY OF MEMPHIS CODE OF ORDINANCES, KNOWN AS THE "HOUSING CODE" OR THE "2015 INTERNATIONAL PROPERTY MAINTENANCE CODE, AS AMENDED FOR MEMPHIS, TENNESSEE (IPMC)," TO UPDATE AND/OR ADD PROVISIONS RELATED TO MOLD, LEAD, FEE SCHEDULE, TREES, INOPERABLE VEHICLES, AND CONDEMNATION.

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

- 1. "Chapter 7 REFERENCED STANDARDS" shall be renamed "Chapter 8 REFERENCED STANDARDS."**

- 2. The following definitions shall be added to "Section 202 General Definitions"**

CHRONIC NUISANCE. Any non-owner occupied dwelling that is determined by the Environmental Court to be a menace to public health, welfare, or safety as identified by the following factors: (1) A pattern of applicable criminal activity at a non-owner occupied dwelling that is materially greater than average for a similarly situated non-owner occupied dwelling provided , however, that the pattern does not include an incident or incidents of actual or threatened domestic violence or sexual violence against a tenant, household member, or guest occurring in the non-owner occupied dwelling or on the premises; or (2) Repeated failure of the non-owner occupied dwelling to comply with the provisions of the Tennessee Uniform Residential Landlord Tenant Act (T.C.A. § 66-28-101 et seq.) that require the owners of non-owner occupied dwellings to maintain a safe environment and essential services for the occupant; or (3) A pattern of ordinance violations or other neglect of property conditions at a non-owner occupied dwelling that negatively impacts the health and safety of the occupant(s), and that is excessive after a review of all the facts and circumstances; or (4) Any other illegal activity or property conditions at a non-owner occupied dwelling or on the premises, which have been determined by the Environmental Court or another court of competent jurisdiction to be a menace to public health, welfare or safety.

ENVIRONMENTAL COURT. The Shelby County Environmental Court for the Thirtieth Judicial District at Memphis, as well as its judges and/or referees.

NUISANCE ACTIVITY. Any activity that could lead to a non-owner occupied dwelling being declared a chronic nuisance by the Environmental Court.

- 3. The following chapter is hereby added:**

CHAPTER 11: CHRONIC NUISANCE

1101.1 Chronic nuisance rental dwelling – In general. If the code official determines that a non-owner occupied dwelling meets the definition of a chronic nuisance as set forth in this chapter and that the

owner(s), tenant(s), occupant(s), or property manager caused or permitted the chronic nuisance to exist or continue, the code official shall issue a summons requiring the owner(s), tenant(s), occupant(s) and/or property manager to appear before the Environmental Court to answer the charge of chronic nuisance against the non-owner occupied dwelling and if so proven, present the steps the owner shall take to mitigate or abate such nuisance in accordance with the following procedure:

1101.2 Notice. The code official shall notify the owner(s) and tenant(s) in writing via a summons to the court that the non-owner occupied dwelling meets this section's definition of a chronic nuisance. Notices shall comply with Section 107 of this code and shall contain the following information:

- (1) The street address or a legal description sufficient for identification of the chronic nuisance where the activity has occurred;
- (2) A statement by the code official with a detailed description of the basis upon which he or she has determined that the non-owner occupied dwelling is a chronic nuisance. The code official shall include the following statement prominently and in all capital letters: THIS IS NOT AN EVICTION ACTION BUT AN ACTION TO REQUIRE COMPLIANCE WITH LOCAL ORDINANCES AND LAWS. IF YOU ARE A TENANT WITH QUESTIONS CALL [INSERT CURRENT CODE OFFICIAL CONTACT NUMBER HERE];
- (3) A notice that the owner or property manager respond and appear before the Environmental Court at the time designated on the notice. Refusal of receipt shall be deemed receipt of notice for the purposes of this section; and
- (4) The code official shall take reasonable efforts to notify all tenants at the commencement, including but not limited to posting in a conspicuous location, direct mail, the internet or other social media, or the like. If the owner is the defendant, then the owner shall bring to the first hearing a copy of the most recent certified rent roll to be used to provide notice of the proceedings to the tenants of the non-owner occupied dwellings directly affected by the alleged violation.

1101.3 Hearing. At the appearance before the Environmental Court, the Environmental Court shall make a final determination regarding whether the non-owner occupied dwelling is a chronic nuisance. Upon a finding that the non-owner occupied dwelling is a chronic nuisance, the Environmental Court shall require, that there shall be completed, at the owner's expense, within forty-five (45) days of the hearing:

- (1) A comprehensive unit by unit home inspection of the property by the code official; and
- (2) A site safety inspection of the non-owner occupied dwelling by a qualified inspector as determined by the court;

At the conclusion of the forty-five (45) days, the Environmental Court shall hold a hearing with the owner wherein the site safety specialist and the code official shall appear and submit their report. The Environmental Court shall specify steps to be taken by the owner to correct the chronic nuisance, as well as order compliance with any site safety recommendations from the site safety specialist which the Environmental Court deems necessary. The Environmental Court shall also schedule a third hearing to take place six (6) months after the second hearing to determine whether proper steps have been taken and whether continued monitoring of the chronic nuisance, if it still exists, remains necessary.

1101.4 Nuisance activity by tenant or occupant. If the nuisance activity has been or is being conducted by a tenant or occupant of the non-owner occupied dwelling, then the tenant and/or occupant shall be summoned to court and advised of his or her or their obligation to maintain the premises in compliance with the law and that failure to do so may result in termination of the tenant's and/or occupant's legal right of control of the property and/or the imposition of fines against the tenant and/or occupant. Notwithstanding anything to the contrary in this section, no owner may use the reporting of a crime by a tenant as a basis for the eviction of a tenant and, to the extent permitted by law, the initiation of an eviction proceeding by an owner within six (6) months of a tenant reporting a crime or exercising any other right under this chapter shall create a rebuttable presumption that the owner acted in violation of this chapter.

1101.5 Nuisance activity by guests. If the nuisance activity has been or is being conducted by a guest or guests of a tenant(s) or occupant(s), then the Environmental Court shall order the owner or property manager to:

- (1) Place the individual(s) on Authorization of Agency and bar them from the non-owner occupied dwelling; and
- (2) Provide the tenant(s) or occupant(s) with written notice that allowing such person(s) on the premises shall constitute a lease violation for which tenancy may be terminated.

1101.6 Failure to respond by tenant or occupant. In the event the notified tenant(s) and/or occupant(s) fail to respond and appear before the Environmental Court or the tenant(s) and/or occupant(s) engaged in or permits the continuation of the nuisance activity, the Environmental Court may deem such continuation as the owner(s) permitting the continuance of the nuisance activity.

1101.7 Bar on transfer. The declaration by the Environmental Court that a non-owner occupied dwelling is a chronic nuisance shall act as a bar of any transfer of title of the subject parcel or of any interests pertaining to such subject parcel, including, but not limited to, transfers by tax sale or other foreclosure, transfers, or creation of lien interests in the subject parcel, from the date of the filing until the petition is dismissed or until specific orders of the Environmental Court authorizing a transfer of title .

1101.8 Defenses. It is a defense for the owner, tenant(s) and/or occupant(s) of the non-owner occupied dwelling to an action seeking the declaration of the non-owner occupied dwelling as a chronic nuisance that the owner, tenant(s), and/or occupant(s), at the time in question could not, in spite of the exercise of reasonable care and diligence, prevent a third party from engaging in the conduct constituting the subsequent occurrence of nuisance activity.

1101.8.1 The following shall also be defenses for an owner or property manager to an action seeking the declaration of the non-owner occupied dwelling as a chronic nuisance:

- (1) The owner or property manager has begun legal proceedings to regain control of the non-owner occupied dwelling from a tenant or an occupant who is responsible for the nuisance activity in question;
- (2) The nuisance activity was conducted by a person who has been banned from the property via Authorization of Agency;

(3) An owner, in trying to abate the nuisance activity, attempted legal action to regain control and possession of the non-owner occupied dwelling from a tenant or an occupant but was denied by a court;

(4) The owner is the victim of a nuisance activity at the non-owner occupied dwelling that threatens his life or safety;

(5) The failure to maintain the non-owner occupied dwelling in a condition not constituting a chronic nuisance is due to an act of nature, serious illness of the owner, or legal barrier preventing the owner from making such maintenance or repairs; and

(6) In the case of a chronic nuisance based on criminal activity, in considering the conduct of the owner, the owner has completed a site safety inspection and provided a written report to the Environmental Court, engaged the consulting services of an Environmental Court-approved certified site safety specialist, and is making reasonable progress in implementing the recommendations.

1102.1 Chronic nuisance rental dwelling – Remedies and fines.

1102.2 In general. If a court determines that a chronic nuisance exists at the non-owner occupied property, the court in its discretion may impose a civil fine not to exceed \$50.00 per unit per day for non-compliance or an injunction requiring the abatement of the nuisance activity that resulted in the activity being declared a chronic nuisance by the court.

1102.3 Notwithstanding Section 1102.2, and whether or not it is a first or subsequent offense, if the court finds that an owner or property manager willfully failed to implement a reasonable site safety abatement plan ordered by the Environmental Court, the court may impose a civil fine or an injunction restricting, in whole or in part, the occupancy of the non-owner occupied property where the nuisance activity reached the status of a chronic nuisance or any dwelling unit thereof in question.

1102.4 Relocation costs. If a license is revoked pursuant to Section 903.13, the owner shall comply with the provisions of Chapter 13 of this code.

1102.5 Failure to Pay Penalty. Any person who fails to pay the remedies and fines pursuant to this chapter within 30 days of the date on which such remedies and fines are due shall be liable for a failure to pay penalty of \$500 and interest at the statutory rate.

1102.6 Receiver. (1) The court may appoint a receiver, as it deems necessary, in accordance with the Uniform Commercial Real Estate Receivership Act to bring the non-owner occupied dwelling which has been declared a chronic nuisance into compliance with this chapter. (2) The court may, as it deems necessary, declare a non-owner occupied dwelling to be a public nuisance as defined pursuant to Tenn. Code Ann. § 13-6-106 (NPA).

1103.1 Report and Review. The code official shall be responsible for preparing a report containing the following information that shall be submitted to City Council on an annual basis:

(1) Properties that qualify for referral to the Environmental Court pursuant to this chapter;

(2) All recommendations and agreements made by the Environmental Court pursuant to this chapter in relation to the properties referred to the Environmental Court; and

(3) the final disposition of properties referred to the Environmental Court.

4. The following sections shall be added to Chapter 3:

304.2.1. Presumption of lead or mold hazard. If the code official determines that a lead or mold hazard exists on the premises, then there shall exist a rebuttable presumption that such hazard exists, and the owner shall be subject to all fees and penalties as established under § 103.5. The owner shall have the opportunity to disprove such presumption by presenting evidence that, in the code official's sole discretion, establishes such hazard does not exist. If such presumption is not disproved, the owner shall be subject to all fees and penalties as established under § 103.5.

Section 305.3.1. Presumption of lead or mold hazard. If the code official determines that a lead or mold hazard exists at the premises, then there shall exist a rebuttable presumption that such hazard exists, and the owner shall be subject to all fees and penalties as established under § 103.5. The owner shall have the opportunity to disprove such presumption by presenting evidence that, in the code official's sole discretion, establishes such hazard does not exist. If such presumption is not disproved, the owner shall be subject to all fees and penalties as established under § 103.5.

5. Section 305.3 is hereby deleted in its entirety and replaced with the following:

305.3 Interior Surfaces. Interior surfaces, including windows and doors, shall be maintained in good, clean, and sanitary condition. The presence of mold is explicitly prohibited. Peeling, chipping, flaking or abraded paint shall be repaired, removed, or covered. All lead hazards shall be eliminated by employing the use of nationally accepted standards and techniques and in compliance with all applicable local, state, and federal laws, statutes, and ordinances, including without limitation: 15 U.S.C. Ch. 53; 42 U.S.C. Ch. 63; 42 U.S.C. Ch. 63A; 40 C.F.R. Ch. 1, Subch. R, Pt. 745; 24 C.F.R. Subt. A, Pt. 35; T.C.A. § 68-131-401 et seq.; and Tenn. Comp. R. & Regs. 1200-01-18-.01 et seq. The use of lead-based paint is specifically prohibited. Cracked or loose plaster, decayed wood and other defective surface conditions shall be corrected.

6. Section 103.5 is hereby deleted in its entirety and replaced with the following:

The fees for activities and services related to the prosecution of violations of this ordinance shall be in accordance with the fee schedule duly adopted by the Division of Public Works- Department of Neighborhood Improvement.

5. Section 302.5 is hereby deleted in its entirety and replaced with the following:

302.5 Trees and Shrubs. All trees and shrubs shall be maintained so as not to imperil public health or safety, or cause damage to any structure, premises, or utility services. Upon failure of the owner or agent having charge of a property to properly maintain trees and shrubs after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the

property in violation and cut and remove portions or the entirety of trees or shrubs growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property.

6. Section 302.8 is hereby deleted in its entirety and replaced with the following:

302.8 Motor vehicles. Except as provided for in other regulations, no inoperative, rusted, significantly damaged, junked or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. All vehicles parked or stored in single-family residential, duplex or multifamily zoning districts shall be parked or stored on asphalt, concrete, brick, pavers (interlocking or permeable), or gravel/rock. More than four vehicles parked at any one property is prohibited unless within an enclosed garage. Painting of vehicles is prohibited unless conducted inside an approved spray booth. Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes. No commercial vehicles may be parked in residential zoning districts. No vehicles carrying hazardous material are permitted in residential zoning districts. No person shall park or store or permit the parking or storing of more than one boat and boat trailer, and no more than one camping trailer or recreational vehicle per dwelling unit. No part of such parking or storage area shall be used for living, sleeping or housekeeping purposes. It is unlawful for any person to park or store any motorized vehicle or equipment, such as, but not limited to campers, trailers, boats or other recreational type equipment, on any residential street in the city.

7. Section 302.8.2. is hereby deleted in its entirety and replaced with the following:

302.8.2. Special Procedure for Abandoned Motor Vehicles. If the violation or violations are not corrected after the time provided for in the notice, the code official shall order the removal of the vehicle to the city's vehicle storage lot. At the time the vehicle is removed, a tow-in ticket shall be completed in triplicate. At the time a vehicle is moved to the city's vehicle storage lot pursuant to this section, the division of police services shall be notified immediately of such fact.

8. Section 108.1 is hereby deleted in its entirety and replaced with the following:

108.1 General. Whenever the code official believes a structure or equipment to be dangerous or unsafe, when a structure is found unfit for human occupancy, or a structure is found to be unlawful, a notice stating these findings shall be served in accordance with 108.3 and a condemnation hearing shall be held.

9. Section 108.3 is hereby deleted in its entirety and replaced with the following:

108.3 Condemnation. Condemnation of a structure or equipment shall only occur after notice and a hearing.

10. The following sections shall be added to Chapter 1 after Section 108.3 and before Section 108.4

108.3.1 Notice of Condemnation Hearing. The Notice of Condemnation Hearing shall be posted in a conspicuous place in or about the structure affected by such notice and served on the owner, owner's authorized agent or the person or persons responsible for the structure or equipment, mortgagee, and parties in interest, each of whom will be able to file an answer and appear in person. Such notice shall be deemed to be properly served if a copy thereof is: 1. delivered personally; or 2. sent by certified or first-class mail addressed to the last known address. If the notice pertains to equipment, it shall be placed on the equipment at issue. The notice shall be in the form prescribed in Section 107.2.

108.3.2 Condemnation Hearing. The Condemnation Hearing shall be before the Code Official or his designated agent, known as the Condemnation Review Officer, not less than 10 days but no more than 30 days after the date of the Notice of Condemnation Hearing. If the Condemnation Review Officer finds that the structure or equipment is dangerous, unsafe, unfit for human occupancy, or is unlawful, he shall state in writing his findings of fact in support and shall issue an Order of Condemnation which: (1) if the repairs can be made at a reasonable cost, specifically if the cost of repair is less than 50 % of the current value of the structure or equipment, condemns the structure or equipment and requires the Owner or responsible party to repair the structure or equipment by bringing it into compliance with this Code and, as determined by the Condemnation Review Officer or the Environmental Court, or (2) if the repairs cannot be made at a reasonable cost, specifically if the cost of repair is greater than 50% of the current value of the structure or equipment, condemns the structure or equipment, and requires the owner to remove or demolish the structure or equipment in a specified time.

The Order of Condemnation which shall be recorded in the office of Register of Deeds for Shelby County. If the owner fails to comply with an order to repair, alter or improve, vacate and close, or demolish the structure or equipment in the specified time stated in the order, the code official can cause the structure or equipment to be repaired, altered, improved, or demolished. The amount to improve, repair, or demolish will be a lien against the real property upon which such cost was incurred.

If the Condemnation Review Officer does not find that the structure or equipment is dangerous, unsafe, unfit for human occupancy, or is unlawful, he shall state in writing his findings of fact in support of this conclusion and dismiss or rescind the condemnation action.

108.3.3 Appeal of Order of Condemnation. All appeals of Orders of Condemnation shall be to the Shelby County Environmental Court in accordance with Section 111.

108.3.4 Salvage materials. Where any structure has been ordered demolished and removed, the governing body or other designated officer under said contract or arrangement aforesaid shall have the right to sell the salvage and valuable materials. The

net proceeds of such sale, after deducting the expenses of such demolition and removal, shall be promptly remitted with a report of such sale or transaction, including the items of expense and the amounts deducted, for the person who is entitled thereto, subject to any order of a court. If such a surplus does not remain to be turned over, the report shall so state.

11. Section 108.4 is hereby deleted in its entirety and replaced with the following:

108.4 Placarding. Upon failure of the owner, owner's authorized agent or person responsible to comply with the notice provisions within the time given and/or upon issuance of the Notice of Condemnation Hearing the code official shall post on the premises or upon defective equipment a placard stating that the property must not be occupied or that the equipment must not be used. If at the Condemnation Hearing the Hearing Officer issues an Order of Condemnation, as outlined in Section 108.3.1, the code official shall post on the premises or on defective equipment a placard bearing the word "Condemned" and a statement of the penalties provided for occupying the premises, operating the equipment or removing the placard.

12. Section 108.6 is hereby deleted in its entirety.

13. Section 108.7 is hereby deleted in its entirety.

14. Section 110 is hereby deleted in its entirety, including all subsections.

15. EFFECTIVE DATE. This ordinance shall be effective from and after final passage and as provided by law.



ORDINANCE NO. _____

An Ordinance to amend Ordinance No. 5708 of the City of Memphis Code of Ordinances, known as the “Housing Code” or the “2015 International Property Maintenance Code, as amended for Memphis, TN (IPMC),” to update and/or add provisions related to mold, lead, fee schedule, trees, inoperable vehicles, and condemnation. Rename “Chapter 7 Referenced Standards” to “Chapter 8 Referenced Standards.” Add definition to “Section 202 General Definitions.” Add Chapter 11. Amend Chapter 3 adding sections 304.2.1 and 305.3.1. Delete sections 305.3, 103.5, 302.5, 302.8, 302.8.2, 108.1, 108.3, 108.4 in its entirety and replace with revisions. Amend chapter 1 adding sections 108.3.1, 108.3.2, 108.3.3, 108.3.4. Delete sections 108.6, 108.7, and 110 in its entirety.

WHEREAS, The Council of the City of Memphis seeks to maintain a comprehensive set of property maintenance code requirements to assure the safe and effective maintenance of property within the City of Memphis; and

WHEREAS, The City of Memphis has determined it is necessary and prudent to establish uniform property maintenance code requirements; and

WHEREAS, The City of Memphis has determined that the 2015 Edition of the ICC International Property Maintenance Code will allow the City to better monitor property conditions and enforce property maintenance standards; and

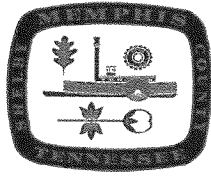
WHEREAS, the ICC International Property Maintenance Code is within the family of codes already adopted in the City of Memphis; and

WHEREAS, Copies of the 2015 Edition of the ICC International Property Maintenance Code have been placed in the Office of Council Records of the Memphis City Council for public review of those documents and as required by state statute before their adoption by reference by the Council of the City of Memphis; and

NOW, THEREFORE BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, that the previous housing code is hereby amended except as may be set out in the attachment hereto, and that the 2015 Edition of the ICC International Property Maintenance code, as locally amended, is hereby amended by reference, a copy of said code being on file in the Office of Council Records of the Memphis City Council.

BE IT FURTHER ORDAINED, that should any part of this ordinance or code be found to be unconstitutional or unenforceable by a court of competent jurisdiction that such a determination will have no effect on the other portions of the adopted code and the amendments thereto.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect in the City of Memphis upon passage by the Memphis City Council.



Memphis City Council Summary Sheet

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

This is a resolution to receive and appropriate a HOME American Rescue Program Funding Allocation in the amount of \$13,545,982.00.

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

Housing and Community Development

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 will impact specific council districts or super districts.

All Districts

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

This item does not require a new contract

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

This item will amend the budget to include this additional funding allocation.

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

N/A



A resolution to receive and appropriate a HOME American Rescue Program Funding Allocation from the U.S. Department of Housing and Urban Development in the amount of THIRTEEN MILLION, FIVE HUNDRED FORTY-FIVE THOUSAND, NINE HUNDRED EIGHTY-TWO (\$13,545,982.00) to the FY2022 Housing and Community Development's federal budget.

WHEREAS, the US Department of Housing and Urban Development through the American Rescue Program (ARP) has made available HOME American Rescue Program (HOME ARP) to states and local governments to meet the urgent and complex housing challenges caused by the COVID-19 outbreak; and

WHEREAS, The HOME ARP requires that the payments from American Rescue Program only be used to provide capital investment for permanent rental housing, upgrade available stock of shelter to include non-congregate shelter, and provide tenant-based rental assistance and supportive services; and

WHEREAS, the City of Memphis has received federal HOME ARP funding in the amount of \$13,545,982.00 and will prepare a plan for proposed resource allocation; and

WHEREAS, guidance from the U.S. Department of Housing and Urban Development (HUD) states that local government is authorized to use the funds for capital investment for permanent rental housing, upgrade available stock of shelter to include non-congregate shelter, and provide tenant-based rental assistance and supportive services; and

WHEREAS, the funds require that an allocation plan for the HOME ARP funds be prepared and submitted to HUD for approval; and

WHEREAS, the U. S. Department of Housing and Urban Development requires that the allocation plan be developed within a framework of a citizen participation plan, requiring consultation with citizens and other social service and housing agencies; and

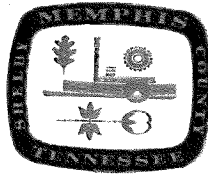
WHEREAS, the Division of Housing and Community Development will consult with local partners to identify housing needs for qualifying populations, including individuals and those at risk of becoming homeless and other vulnerable populations, and will establish priorities for the funds; and

WHEREAS, these priorities will be shared with community partners and the public in an effort to achieve consensus on the use of funds; and

WHEREAS, the HOME ARP grants must be appropriated in the FY 2022 Operating Budget for HCD.

BE IT FURTHER RESOLVED that there be and is hereby accepted and appropriated HOME ARP funds in the amount of \$13,545,982.00 by federal resources for FY 2022, including chargeable to the FY 2022 Operating Budget and credited as follows:

HOME American Rescue Program (HOME ARP)	\$13,545,982.00
Total	\$13,545,982.00



Memphis City Council Summary Sheet

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

This is a resolution appropriating the sum of \$2,000,000.00 funded with GO Bonds - General chargeable to the FY2022 Capital Improvement budget for the South City project.

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

Housing and Community Development

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 will impact specific council districts or super districts.

District 6/Super District 8

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

The item will require an amendment to an existing contract with Memphis Housing Authority.

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

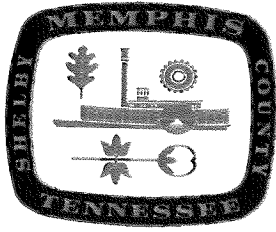
This item requires an expenditure of funds but not a budget amendment.

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

Memphis Housing Authority has a goal of 30% MBE/WBE participation across six phases of the project. Three phases have been completed and they have achieved 20% participation.

six

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RESOLUTION

A resolution appropriating the sum of \$2,000,000.00 funded by GO Bonds chargeable to the FY2022 Capital Improvement Budget for the South City Project.

WHEREAS, in partnership with the City of Memphis, the Memphis Housing Authority and its competitively selected development partner, McCormack Baron Salazar, Inc. are continuing with the City's mission to develop quality affordable housing for low and moderate-income families, as part of the formerly known Foote Homes (now South City) Project; and

WHEREAS, the South City site will be developed in 6 phases, creating a 712 unit mixed use community, 600 onsite and 112 offsite units on the former Foote Homes Public Housing Development site; and

WHEREAS, planned redevelopment activities will consist of the development of 480 family rental apartments onsite; 120 senior rental apartments onsite; 112 family units offsite; installation of public improvements; and related activities to support the successful development of these components; and

WHEREAS, in accordance with the Choice Neighborhoods Implementation Grant, the second phase of development is ready to commence for the on-site rental component consisting of the construction of 134 units, and as funds are necessary to begin on-site construction, infrastructure improvements, site preparation/grading engineering design work and related activities; offsite land acquisition; and

WHEREAS, the City of Memphis has committed allocations totaling \$32,000,000 from the FY2017, 2018, 2019, 2020, 2021, and 2022 Capital Improvement Budgets and those funds will be encumbered to fund the aforementioned activities in the targeted area; and

WHEREAS, the Memphis City Council has also approved the FY2022 Capital Improvement Budget, which included an allocation of TWO MILLION DOLLARS AND NO CENTS (\$2,000,000.00) for the Memphis Housing Authority project known as South City Project Number CD01030 to provide funding for the aforementioned activities in the targeted area;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby appropriated the sum of TWO MILLION DOLLARS AND NO CENTS (\$2,000,000.00) funded by G.O. Bonds chargeable to the FY2022 Capital Improvement Budget and credited as follows:

Project Title:	South City
Project Number:	CD01030
Contract Construction:	\$2,000,000.00

A resolution to amend the Council FY 22 grant allocations

WHEREAS, the FY 22 Operating Budget included \$2.6 million in funding for the Council's Grant Program with an equal apportionment to the 13 members in the amount of \$200,000.00; and

WHEREAS, the Memphis City Council provides grant funds to organizations that foster civic engagement and leadership, drive economic growth, and strengthen the fabric of our communities, every single day; and

WHEREAS, The Works, Inc. is a nonprofit community development organization that serves South Memphis and the Greater Memphis area by offering community engagement programs that revitalize South Memphis neighborhoods by: hosting social events that promote community participation, increasing the availability of affordable housing and social services to low and moderate income families, securing funding for the construction of new developments in the area, and developing campaigns to combat food insecurity; and

WHEREAS, The Works, Inc. now seeks funding in the amount of \$30,000.00 to expand its efforts to create more equitable and thriving communities by acquiring a mobile grocery store to further its mission to combat food insecurity by ensuring that more residents have access to healthy and affordable food and has demonstrated a need for such funding; and

WHEREAS, members of the Council were afforded the opportunity to designate their full FY 22 \$200,000.00 allotment during the passage of the budget or to hold a portion of their allotment in abeyance with further consideration and distribution of their remaining funds to be decided by resolution at a later date.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL that the following request for disbursement of remaining funds be approved as follows:

ORGANIZATION NAME	AMOUNT
The Works, Inc.	\$30,000.00
TOTAL	\$30,000.00

Sponsor:
Chase Carlisle

Chairman:
Frank Colvett