

SUPPLEMENTAL ADOPTING ORDINANCE
ORDINANCE NO. _____

***An Ordinance Supplementing and Amending the 2021 Memphis
Municipal Code of Ordinances of the City of Memphis,
Tennessee relative to Animals and Horse Drawn Carriages;
Providing for the Repeal of Certain Ordinances Not
Included herein; and Providing when such Amendments to the
Code and this Ordinance Shall Become Effective***

WHEREAS, the Council of the City of Memphis, as the City's legislative body, has the full power and authority under the Charter of the City to codify, revise and collect in the form of a code of ordinances of a general nature, and in doing so has the full power, to amend, alter, repeal or modify any ordinance of a general nature other than contract ordinances to conform such ordinances to the legislative intent of the Council before inclusion in said code;

WHEREAS, on February 15, 2022 the Council adopted a new Code of Ordinances, consisting of Titles 1 through 15, each inclusive, and the errata thereto, as the "2021 Code of Ordinances, City of Memphis, Tennessee" (the "2021 Code").

WHEREAS, due to the volume of ordinances to be considered and codified and the need to provide clear guidance to the City and its citizens, the City Attorney and the Council's Attorney the City Attorney and the Council's Attorney have only presented for codification two (2) Titles, namely "Title 1-General Provisions" and "Title 4-Pension and Retirement System.

WHEREAS, the Council has delegated to the City Attorney and the Council's Attorney the responsibility of making a thorough review of new and amending ordinances

adopted by the Council since September 1, 1985 for the purpose of producing for adoption by the City Council a new Official Code of Ordinances that accurately reflects the state of law of the City as of the date(s) of adoption by the City Council.

WHEREAS, the City Attorney and the Council's Attorney have been authorized and directed to periodically provide for adoption by the Council of supplementary codification ordinances to supplement the codification approved in Ordinance No. 5669.

WHEREAS, the Council desires to supplement the 2021 Code by adopting and codifying Titles 6-Business Licenses and Regulations and Title 8-Animals.

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

Section 1. A Supplement to the 2021 Code of Ordinances, consisting of Titles 6 and 8, each inclusive, and the errata thereto, is hereby adopted and enacted. Titles 6 and 8 as proposed for adoption are attached hereto and incorporated herein by reference.

Section 2. Upon adoption of this Supplemental Ordinance the titles and chapters of the 2021 Code so approved hereby shall supersede and replace all then existing general and permanent ordinances of the City to the extent included in such codified titles and chapters or to the extent such ordinances are inconsistent with the provisions of the titles and chapters so codified.

Section 3. All provisions of the Titles and Chapters of this Supplement to the 2021 Code adopted and codified

by this ordinance shall be in full force and effect from and after this ordinance becomes effective, and all conflicting codes, provisions, chapters, sections, paragraphs and sentences of ordinances of a general and permanent nature in existence or enacted on final passage on or before the effective date of this ordinance, and not included in the 2021 Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this Ordinance.

Section 5. the codification of any ordinances pursuant to the Adopting Ordinance and this Supplemental Adopting Ordinance are required by the City's Charter to be recorded in a well-bound book kept by the City Comptroller.

Section 6. Any such codified ordinances as maintained by the City Comptroller may be relied on by the City or any person and may be read in evidence in any court of this State, unless there is a bona fide dispute as to the meaning of any such ordinance being consistent with the Council's intent. In any such case, the City Attorney shall present such ordinance(s) to the Council for a determination of the consistency of the ordinance(s) with the Council's intent as appearing in the record of its proceedings and for any further action that the Council deems appropriate in accordance with its authority under City Charter § 361.

Section 7. Three (3) copies of the 2021 Code, as supplemented hereby, shall be kept on file in the

office of the comptroller preserved in loose-leaf form, or in such other form as the comptroller may consider most expedient. The comptroller is also authorized to contract with a nationally recognized legal code publication company for the official publication of the 2021 Code and supplements as approved by the Council. The comptroller is also authorized to contract with a nationally recognized legal code publication company for the unofficial republication of the 2021 Code and supplements as approved by the Council in electronic format.

Section 8. It shall be the express duty of the comptroller or someone authorized by him or her to insert in such copies and in their designated places all amendments or ordinances which the council has specifically codified and approved, from time to time, to be to made a part of the 2021 Code when the same have been printed or reprinted in page form, and to extract from such copies all provisions which may be from time to time repealed by the Council. Such copies shall be available for inspection in accordance with law by all persons desiring to examine the same.

Section 9. The provisions the 2021 Code as approved by the Council or any copy thereof which purports to be published and maintained, in written or electronic form, by authority of the City of Memphis shall be

conclusively held to be evidence of the law of the City of Memphis from and after the times of their passage, with respect to any subject or provisions contained therein, and no person shall be permitted to impeach any such code provision on the ground that it was not duly and regularly passed in accordance with the laws existing at the time of its passage. Any prior uncodified republications of ordinances of the City with respect to any subject or provisions contained in the 2021 Code shall not be read and accepted in evidence from and after the adoption of the Adopting Ordinance and any Supplemental Adopting Ordinances.

Section 10. The provisions the 2021 Code as approved by the Council, or any copy thereof which purports to be published by authority of the City of Memphis, may be read and accepted in evidence in any court in this State without further proof of its passage.

Section 11. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 12. Severability. The provisions of this Ordinance are hereby declared to be severable. If any of the sections, amendments, provisions, sentences, clauses, phrases, or parts hereof are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

Section 13. Effective Date. The provisions of this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

SPONSOR:
Carlisle

MARTAVIUS JONES
CHAIRMAN

Title 6 - BUSINESS LICENSES AND REGULATIONS

CHAPTER 1 HORSE-DRAWN CARRIAGES

DEFINITIONS

Sec. 6-1-1. Definitions.

POWERS OF DIRECTOR—REGULATIONS

Sec. 6-1-2. Rules and regulations of the director of police services relative to horse-drawn

Sec. 6-1-3. City treasurer—Powers; appeal of decisions.

Sec. 6-1-4. Duty of vehicle for hire inspectors to enforce chapter.

Sec. 6-1-5. Certificate required; exceptions.

CERTIFICATION REQUIREMENTS

Sec. 6-1-6. Application for certificate.

Sec. 6-1-7. Standards for issuance of certificate.

Sec. 6-1-8. Certificate issued to owner only.

Sec. 6-1-9. Fee.

Sec. 6-1-10. Business license.

Sec. 6-1-11. Insurance.

Sec. 6-1-12. Business to be conducted by certificate holder; agreement with drivers.

Sec. 6-1-13. Increase in number of carriages after issuance; enlargement of authority.

Sec. 6-1-14. Replacement of vehicles.

Sec. 6-1-15. Accident reports.

Sec. 6-1-16. Assignment or transfer of certificates.

Sec. 6-1-17. Expiration and renewal of the certificate.

Sec. 6-1-18. Fines, suspension and revocation of certificates.

Sec. 6-1-19. Horse-drawn carriage stands—Use by other vehicles prohibited.

DRIVERS AND CONDUCTORS

Sec. 6-1-20. Vehicle drivers.

Sec. 6-1-21. Application for a driver's permit.

Sec. 6-1-22. Application for a carriage driver's training permit.

Sec. 6-1-23. Applicant to fill out identification questionnaire and be fingerprinted.

Sec. 6-1-24. Investigation; issuance; not to issue to certain persons.

Sec. 6-1-25. Notification of arrest or indictment.

Sec. 6-1-26. Notification of company change of driver.

Sec. 6-1-27. Permit fee.

Sec. 6-1-28. Form, size, design and contents.

Sec. 6-1-29. Possession of permit.

Sec. 6-1-30. Expiration and renewal.

Sec. 6-1-31. Fines, suspension and revocation of permit.

Sec. 6-1-32. Unauthorized use of permit; defacing or removing permit.

Sec. 6-1-33. Standards of appearance and conduct of drivers.

Sec. 6-1-34. Total passengers in vehicle; carrying passengers on driver's seat prohibited.

Sec. 6-1-35. Consent required for horse-drawn carriage driver to pick up additional passen

- Sec. 6-1-36. Drivers not to work more than 12 hours out of 24.
- Sec. 6-1-37. Solicitation of passengers by drivers; drivers to remain in or near carriage.
- Sec. 6-1-38. Drivers of horse-drawn carriages.

VEHICLES

- Sec. 6-1-39. Carriage safety equipment.
- Sec. 6-1-40. Television equipment.
- Sec. 6-1-41. Horse-drawn carriage maintenance.

CARE OF ANIMALS

- Sec. 6-1-42. Proper care of animals used for horse-drawn carriages for hire.
- Sec. 6-1-43. Conditions for horse-drawn carriages for hire.
- Sec. 6-1-44. Harnesses for horse-drawn carriages for hire.
- Sec. 6-1-45. Whip.
- Sec. 6-1-46. Food, water and exercise.
- Sec. 6-1-47. Stalls and stables.
- Sec. 6-1-48. Litter.
- Sec. 6-1-49. Immediate cleanup of waste products.

Title 8—ANIMALS

CHAPTER 8-1. DEFINITIONS

Sec. 8-1-1. Definitions.

CHAPTER 8-2. ANIMALS GENERALLY

Sec. 8-2-1. General maintenance requirements for animals and fowl.

Sec. 8-2-2. Running at large of livestock and fowl prohibited.

Sec. 8-2-3. Impoundment, redemption and disposition.

Sec. 8-2-4. Destruction of abandoned or neglected animals.

Sec. 8-2-5. Cruelty to animals.

Sec. 8-2-6. Trapping animals.

Sec. 8-2-7. Striking or hitting animal with moving vehicle.

Sec. 8-2-8. Killing birds—Prohibited generally.

Sec. 8-2-9. Killing birds-Removal of pigeons and birds from private, residential and commercial property.

Sec. 8-2-10. Keeping of livestock within 1,000 feet of residence or place of business.

Sec. 8-2-11. Disposal of animals.

Sec. 8-2-12. Unlawful to sell fowl as pets or novelties.

Sec. 8-2-13. Roadside sale of animals prohibited.

CHAPTER 8-3 MEMPHIS ANIMAL SHELTER

Sec. 8-3-1. Establishment and supervision.

Sec. 8-3-2. Business hours.

Sec. 8-3-3. Badges, uniforms and police power of shelter officers.

Sec. 8-3-4. Resisting or interfering with animal shelter employee.

Sec. 8-3-5. Animal shelter advisory committee—Creation.

Sec. 8-3-6. Animal shelter advisory committee—Chairperson and secretary.

Sec. 8-3-7. Animal shelter advisory committee—Rules and regulations.

Sec. 8-3-8. Animal shelter advisory committee—Powers and duties.

CHAPTER 8-4. DOGS AND CATS

Sec. 8-4-1. Evidence of ownership of animals.

Sec. 8-4-2. Dog license tags required—Fees—Exceptions—Cat rabies vaccination required.

Sec. 8-4-3. Examination for rabies.

Sec. 8-4-4. Kennel license fees.

Sec. 8-4-5. Duplicate dog licenses or tags.

Sec. 8-4-6. Dogs running at large.

Sec. 8-4-7. Impoundment and redemption of dogs.

Sec. 8-4-8. Adoption of animals.

Sec. 8-4-9. Defecation by dogs or cats.

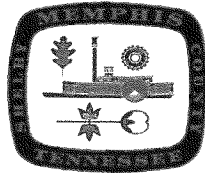
Sec. 8-4-10. Adequate food, water, shelter, care and conditions—Defined—Penalties.

Sec. 8-16-11. Impoundment and redemption of cats.

CHAPTER 8-5. DANGEROUS AND VICIOUS ANIMALS

Sec. 8-5-1. Definitions.

- Sec. 8-5-2. Determination of dangerous/vicious dog or animal.
- Sec. 8-5-3. Dog or animal declared dangerous/vicious.
- Sec. 8-5-4. Duty of owner of dangerous/vicious dog or animal.
- Sec. 8-5-5. Surrender of dog or animal.
- Sec. 8-5-6. Unowned or abandoned dog or animal.
- Sec. 8-5-7. Dogs or animals not declared dangerous/vicious.
- Sec. 8-5-8. Exemptions.
- Sec. 8-5-9. Duties of animal control officer.
- Sec. 8-5-10. Violation—Penalty.
- Sec. 8-5-11. Guard dogs.
- CHAPTER 8-6. ENFORCEMENT
- Sec. 8-6-1. Official to designate special officers.
- Sec. 8-6-2. Issuance of ordinance summons.
- Sec. 8-6-3. Procedures applicable to summonses and animal citations.
- Sec. 8-6-4. Animal violation forfeiture schedule.
- Sec. 8-6-5. Limitation on action for violations—When action deemed commenced—Service of summons.
- Sec. 8-6-6. Dismissal or entering a nolle prosequi of citation/summonses not prohibited.
- Sec. 8-6-7. Aid and assistance.
- CHAPTER 8-7. MANDATORY SPAYING AND NEUTERING OF CATS AND DOGS
- Sec. 8-7-1. Spay and neuter requirement.
- Sec. 8-7-2. Owner.
- Sec. 8-7-3. Exemption for certain animals.
- Sec. 8-7-4. Fertile animal permits.
- Sec. 8-7-5. Enforcement.
- Sec. 8-7-6. Proof of compliance to enforcement agents, including ACOs.
- Sec. 8-7-7. Penalties.
- Sec. 8-7-8. Data.
- CHAPTER 8-8. CRUELTY TO ANIMALS
- Sec. 8-8-1. Cruelty to animals.
- Sec. 8-8-2. Cock and animal fighting.
- Sec. 8-8-3. Penalty.



Memphis City Council Summary Sheet

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

A resolution to accept and appropriate an allocation of grant funds in the amount of \$400,000.00 from Living Cities for the establishment of ABODE, a Community Land Trust (CLT) in the Orange Mound neighborhood.

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

The Division of Housing and Community Development's Planning & Grants Department.

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

Not applicable.

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

Council District 4, Super 8

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

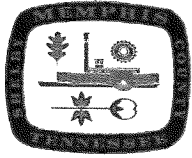
New contracts and contract amendments will be required.

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

Expenditure of funds will be required.

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

Not applicable to MWBE.



RESOLUTION to accept and appropriate an allocation of grant funds in the amount of \$400,000 from Living Cities for the establishment of ABODE, a Community Land Trust (CLT) in the Orange Mound neighborhood.

WHEREAS, the City of Memphis' Division of Housing and Community Development is a member of the Living Cities' Closing the Gaps Network, a ten-year initiative committed to closing racial inequities in income, wealth building, and access to affordable housing AND is focused on increasing homeownership and business growth through transforming government policies, practices and operations.

WHEREAS, the purpose of the program ABODE is for the City of Memphis Housing and Community Development to facilitate the establishment of a Community Land Trust (CLT) in the Orange Mound neighborhood that serves as a wealth-building avenue for Blacks and Indigenous People of Color (BIPOC) residents in the neighborhood. The program is a platform through which households and families who would otherwise be unable to afford to own a home could have one and, at the same time, preserve Orange Mound's land and property investments.

WHEREAS, ABODE in Orange Mound would protect properties in the community by ensuring fewer foreclosures, better upkeep, and stable residents. In the long run, ABODE exists to bring sustainable homeownership within reach of more BIPOC families. The vision for homeownership aligns with the Housing Policy Plan and Memphis 3.0 comprehensive plan that call for redevelopment and reinvestment in anchor areas in the core city and neighborhoods, as well as expanding equity and opportunity to residents, particularly the BIPOC population.

WHEREAS, the goal of establishing ABODE is to replicate the program in other older neighborhoods to close the wealth gap among BIPOC residents in the city of Memphis. Further, CLT homes would remain affordable in perpetuity, and the housing stock remains over time, unlike most affordable housing. The BIPOC residents who also own homes in Memphis experience significant inequities in home value and lower housing wealth. Therefore, CLTs play a substantial role in homeownership for the BIPOC residents in the city of Memphis.

WHEREAS, in the long run, the CLT program through ABODE in Orange Mound will play a critical role in building community wealth through the following: (1) Provides the BIPOC residents the opportunity to build equity through homeownership and prevent displacements due to land speculation and gentrification. (2) Protects owners from downturns since foreclosure rates for land trusts are about 90 percent less likely than conventional home mortgages. (3) At least one-third of a land trust's board is composed of community residents, allowing for the possibility of direct, grassroots participation in decision-making and community control of local assets.

NOW, THEREFORE, BE IT RESOLVED that the Council and the City of Memphis hereby adopts and approves the proposed establishment of ABODE, a Community Land Trust in the Orange Mound neighborhood.

BE IT FURTHER RESOLVED, the City of Memphis Housing and Community Development is receiving grant funds in two installments in the total amount of \$400,000 from Living Cities to execute the aforementioned homeownership strategy to increase housing options and to protect neighborhood investments. Disbursement 1 will be in the amount of \$200,000. Disbursement 2 will be \$200,000.

Project Title:	ABODE, Orange Mound Community Land Trust
Project Number:	TBD
Revenues	
Living Cities	<u>\$400,000.00</u>
Total	\$400,000.00
 Expenditures	
Project	<u>\$400,000.00</u>
Total	\$400,000.00



1040 Avenue of the Americas – Floor 17
New York, NY 10018

December 1, 2022

Dear Director Ashley Cash:

This letter is to notify you that Living Cities will be issuing grants to the City of Memphis. The grants are for the purposes of implementation of the submitted Closing the Gaps workplan by the City of Memphis focused on increasing support for Black, Indigenous, and other people of color to access homeownership opportunities in the city.

The grant amounts are \$400,000 for homeownership efforts with \$200,000 being allocated this fiscal year and \$200,000 next fiscal year. The amounts may increase based on available funding.

We look forward to our continued partnership in this important work. Please contact Julienne Kaleta, Associate, at jkaleta@livingcities.org and LaKeeshia Fox, Associate Director of Strategy, at lfox@livingcities.org with any questions.

Sincerely,

Julienne Kaleta
Living Cities

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approval of Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc., in the funded amount of \$2,063,692.47. (This change is to renew the current contract for the second of four annual renewal terms for the period covering February 15, 2023, through February 14, 2024, which reflects a 3.4% increase in rates from the previous year).

2. Additional Information

The project scope is to provide maintenance and support services for MLGW's corporate computer network at various MLGW locations.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc. to renew and change the current contract in the funded amount of \$2,063,692.47, and is now recommending to the Council of the City of Memphis that it approves said renewal and change as approved; and

WHEREAS, the project scope is to provide maintenance and support services for MLGW's corporate computer network at various MLGW locations. This change is to renew the current contract for the second of four (4) annual renewal terms for the period covering February 15, 2023 through February 14, 2024 in the amount of \$2,063,692.47, which reflects a 3.4% increase in rates from the previous year. The rate increase is due to the manufacturer's price increases in product lines and hardware maintenance costs. Additional items were added to the contract which increased the contract value in the amount of \$67,764.13. The total funded amount of this renewal is \$2,063,692.47. This renewal and change complies with all applicable laws and policies. The new contract value is \$5,326,417.41; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc. to renew and change the current contract in the funded amount of \$2,063,692.47 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc. to renew and change the current contract in the funded amount of \$2,063,692.47.

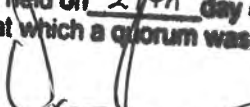
The project scope is to provide maintenance and support services for MLGW's corporate computer network at various MLGW locations. This change is to renew the current contract for the second of four (4) annual renewal terms for the period covering February 15, 2023 through February 14, 2024 in the amount of \$2,063,692.47, which reflects a 3.4% increase in rates from the previous year. The rate increase is due to the manufacturer's price increases in product lines and hardware maintenance costs. Additional items were added to the contract which increased the contract value in the amount of \$67,764.13. The total funded amount of this renewal is \$2,063,692.47. This renewal and change complies with all applicable laws and policies. The new contract value is \$5,326,417.41.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc. to renew and change the current contract in the funded amount of \$2,063,692.47, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Renewal and Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular - special meeting held on 21st day of December 2022, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12288, Gas Matrix Utility landscaping with Enlightenment, Incorporated dba APS Facility Maintenance in the funded amount of \$398,448.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering February 14, 2023, through February 13, 2024).

2. Additional Information

The project scope is supply supplemental landscaping services to MLGW Gas Construction and Maintenance crews to restore areas disturbed by underground, gas utility construction. This includes pumping water from and back-filling excavations, performing finish grading, sodding or seeding to match existing landscape, removing sod, removing brush from gas meter locations, as well as removal and installation of ornamental bushes and small trees.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 1 to Contract No. 12288, Gas Matrix Utility Landscaping with Enlightenment, Incorporated dba APS Facility Maintenance, to renew the current contract in the funded amount of \$398,448.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is supply supplemental landscaping services to MLGW Gas Construction and Maintenance crews to restore areas disturbed by underground, gas utility construction. This includes pumping water from and back-filling excavations, performing finish grading, sodding or seeding to match existing landscape, removing sod, removing brush from gas meter locations, as well as removal and installation of ornamental bushes and small trees. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering February 14, 2023 through February 13, 2024 in the funded amount of \$398,448.00, with no increase in rates from the initial award. This renewal complies with all applicable laws and policies. The new contract value is \$796,896.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12288, Gas Matrix Utility Landscaping with Enlightenment, Incorporated dba APS Facility Maintenance, to renew the current contract in the funded amount of \$398,448.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12288, Gas Matrix Utility Landscaping with Enlightenment, Incorporated dba APS Facility Maintenance, to renew the current contract in the funded amount of \$398,448.00.

The project scope is supply supplemental landscaping services to MLGW Gas Construction and Maintenance crews to restore areas disturbed by underground, gas utility construction. This includes pumping water from and back-filling excavations, performing finish grading, sodding or seeding to match existing landscape, removing sod, removing brush from gas meter locations, as well as removal and installation of ornamental bushes and small trees. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering February 14, 2023 through February 13, 2024 in the funded amount of \$398,448.00, with no increase in rates from the initial award. This renewal complies with all applicable laws and policies. The new contract value is \$796,896.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12288, Gas Matric Utility Landscaping with Enlightenment, Incorporated dba APS Facility Maintenance to renew the current contract in the funded amount of \$398,448.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~ meeting held on 21st day of December, 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving the execution of Contract No. 12416 between Memphis Light, Gas and Water Division and Trunkline Gas Company, LLC, in the amount of \$13,000,000.00 approximately. (This contract will be for 167,000 MMBtu/day during the winter season. This contract is an amendment and extension to MLGW's Enhanced Firm Transportation agreement and includes a Discount Letter. Contract volume is increased from 67,000 to 167,000. The additional 100,000 is replacing volumes from an expiring contract on another pipeline providing a savings. The contract term is for five years, effective November 1, 2024, and ending March 31, 2029).

2. Additional Information

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners at its meeting held December 21, 2022, approved Contract No. 12416 between Memphis Light, Gas and Water Division and Trunkline Gas Company, LLC in the amount of \$13,000,000.00 approximately; and further,

WHEREAS, this contract will be for 167,000 MMBtu/day during the winter season. This contract is an amendment and extension to our existing Enhanced Firm (EFT) transportation agreement and includes a Discount Letter. Contract volume is increased from 67,000 to 167,000. The additional 100,000 is replacing volumes from an expiring contract on another pipeline providing a savings; and further,

WHEREAS, the contract term is for five years, effective November 1, 2024 and ending March 31, 2029.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that Contract No. 12416 with Trunkline Gas Company, LLC in the amount of \$13,000,000.00 is approved and the President or his designated representative is authorized to execute the contract.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Vice President, Engineering and Operations presented for consideration of the Board approval of Contract No. 12416 between Memphis Light, Gas and Water Division and Trunkline Gas Company, LLC in the amount of \$13,000,000.00 approximately. This contract will be for 167,000 MMBtu/day during the winter season. This contract is an amendment and extension to our existing Enhanced Firm (EFT) transportation agreement and includes a Discount Letter. Contract volume is increased from 67,000 to 167,000. The additional 100,000 is replacing volumes from an expiring contract on another pipeline providing a savings.

The contract term is for five years, effective November 1, 2024 and ending March 31, 2029.

NOW, THEREFORE, BE IT RESOLVED by the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the City Council of the City of Memphis, Contract No. 12416 with Trunkline Gas Company, LLC in the amount of \$13,000,000.00 is approved as outlined in the foregoing preamble; and further,

THAT, The President or his designated representative is authorized to execute the contract.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular - special meeting held on 21st day of December 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$75,630.00. (This change is to extend the contract until June 30, 2023 to allow additional time to complete the work).

2. Additional Information

The project scope is to abandon the 20" steel water main off the Watkins Street bridge over the Loosahatchie River and relocate the water main to the west right-of-way including a 24" High-Density Polyethylene (HDPE) bore under the river as well as connecting to the existing Ductile Iron Slip-Joint (DISJ) water main on both the north and south sides of the bridge.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee to extend and change the current contract in the funded amount of \$75,630.00, and is now recommending to the Council of the City of Memphis that it approves said extension and change as approved; and

WHEREAS, the project scope is to abandon the 20" steel water main off the Watkins Street bridge over the Loosahatchie River and relocate the water main to the west right-of-way including a 24" High-Density Polyethylene (HDPE) bore under the river as well as connecting to the existing Ductile Iron Slip-Joint (DISJ) water main on both the north and south sides of the bridge. This change is to extend the contract until June 30, 2023 to allow the Contractor additional time to complete the project. In addition, this change is to expand the scope of the contract to include the installation of a 20" MJ Butterfly Valve with Side Actuator which includes traffic control, material, labor, equipment, pumps, light towers, shoring, excavation and backfill materials in the funded amount of \$75,630.00. This extension and change complies with all applicable laws and policies. The new contract value is \$1,565,630.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee to extend and change the current contract in the funded amount of \$75,630.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee to extend and change the current contract in the funded amount of \$75,630.00.

The the project scope is to abandon the 20" steel water main off the Watkins Street bridge over the Loosahatchie River and relocate the water main to the west right-of-way including a 24" High-Density Polyethylene (HDPE) bore under the river as well as connecting to the existing Ductile Iron Slip-Joint (DISJ) water main on both the north and south sides of the bridge. This change is to extend the contract until June 30, 2023 to allow the Contractor additional time to complete the project. In addition, this change is to expand the scope of the contract to include the installation of a 20" MJ Butterfly Valve with Side Actuator which includes traffic control, material, labor, equipment, pumps, light towers, shoring, excavation and backfill materials in the funded amount of \$75,630.00. This extension and change complies with all applicable laws and policies. The new contract value is \$1,565,630.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owen Irrigation, Incorporated dba Owens Construction Services of Tennessee to extend and change the current contract in the funded amount of \$75,630.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Extension and Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~regular~~-special meeting held on 21st day of December, 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving a twelve (12) month extension of Purchase Order Number 7018294 to Harcros Chemicals Incorporated for sodium hexametaphosphate.

2. Additional Information

The sodium hexametaphosphate is needed for lead and copper control protection for MLGW's water distribution system and is required to comply with the Tennessee Department of Environment and Conservation (TDEC) which requires a corrosion control inhibitor be added to potable water.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved extension of Purchase Order Number 7018294 to Harcos Chemicals Incorporated for sodium hexametaphosphate and is now recommending to the Council of the City of Memphis that it approves said extension contingent upon approval of the 2023 fiscal year budget; and

WHEREAS, the sodium hexametaphosphate is needed for lead and copper control protection for MLGW's water distribution system and is required to comply with the Tennessee Department of Environment and Conservation (TDEC) which requires a corrosion control inhibitor be added to potable water; and

WHEREAS, on February 5, 2020 the Board of Light, Gas and Water Commissioners approved a thirty-six (36) month blanket purchase order for sodium hexametaphosphate in the amount of \$1,295,046.90 to Harcos Chemicals Incorporated. Harcos Chemicals Incorporated has agreed to honor a twelve (12) month extension with a rate increase from \$0.899/lb. to \$2.10/lb. The increase of \$1.201/lb. is due to inflated costs for raw materials and freight. Additional funds in the amount of \$1,060,500.00 is requested for the twelve (12) month extension. The new expiration date with the extension is February 5, 2024 and the new contract value is \$2,355,546.90. All existing terms and conditions will remain the same. This extension complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved extension of Purchase Order Number 7018294 to Harcos

Chemicals Incorporated in the amount of \$800,000.00 chargeable to the MLGW 2023 fiscal year budget and remaining balance of \$260,500.00 chargeable to subsequent budget year as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it approves a twelve (12) month extension of Purchase Order Number 7018294 to Harcros Chemicals Incorporated for sodium hexametaphosphate.

The sodium hexametaphosphate is needed for lead and copper control protection for MLGW's water distribution system and is required to comply with the Tennessee Department of Environment and Conservation (TDEC) which requires a corrosion control inhibitor be added to potable water.

On February 5, 2020, the Board of Light, Gas and Water Commissioners approved a thirty-six (36) month blanket purchase order to Harcros Chemicals Incorporated for sodium hexametaphosphate. Harcros Chemicals Incorporated has agreed to a twelve (12) month extension with a rate increase from \$0.899/lb. to \$2.10/lb. The increase of \$1.201/lb. is due to inflated costs for raw materials and freight.

Additional funds in the amount of \$1,060,500.00 is requested for the twelve (12) month extension. The new expiration date with the extension is February 5, 2024 and the new contract value is \$2,355,546.90. All existing terms and conditions will remain the same. This extension complies with all applicable laws and policies.

The 2023 budgeted amount for Water Plant / Maintenance Supply is \$1,688,184.00; of which \$800,000.00 will be spent on this purchase order; leaving a balance available of \$888,184.00 after award; the remaining balance of \$260,500.00 to be spent from subsequent budget year as approved; and

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, approve the extension of purchase order number 7018294 with Harcos Chemicals Incorporated for sodium hexametaphosphate as outlined in the foregoing preamble.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~regular~~ special meeting held on 21st day of December, 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC., in the amount of \$104,705.00. (This change is to expand the scope and increase funding. The contract term will remain through May 26, 2023).

2. Additional Information

The project scope is to furnish all supervision, labor, transportation, materials, equipment, tools, mobilization, personal protective training, testing, confined space requirements and all work required to remove and demolish the existing Sodium Hypochlorite and Fluorosilicic Acid bulk tanks and concrete containment area; furnish and install new concrete containment areas; new Sodium Hypochlorite and Fluorosilicic Acid bulk tanks along with all associated valves, piping and fittings at various MLGW Water Pumping Stations.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC to increase the current contract value in the amount of \$104,705.00, and is now recommending to the Council of the City of Memphis that it approves said change as approved; and

WHEREAS, project scope is to furnish all supervision, labor, transportation, materials, equipment, tools, mobilization, personal protective training, testing, confined space requirements and all work required to remove and demolish the existing Sodium Hypochlorite and Fluorosilicic Acid bulk tanks and concrete containment area; furnish and install new concrete containment areas; new Sodium Hypochlorite and Fluorosilicic Acid bulk tanks along with all associated valves, piping and fittings at various MLGW Water Pumping Stations. This change is to expand the scope and increase funding for the following: 1) the addition of sidewalks to the six (6) pumping station locations with an estimated cost of \$37,545.00 and 2) updates to the access ladder handrails, to bring them to current OSHA requirements with an estimated cost of \$17,160.00. These changes will result in an estimated \$54,705.00 increase in the contract amount. MLGW is also requesting contingency funds in the amount of \$50,000.00 to be added for any unforeseen circumstances that might be determined through the remainder of contract term. The term of the contract will remain through May 26, 2023. This change complies with all applicable laws and policies. The new contract value is \$2,476,915.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC to expand the scope and increase the current contract value in the amount of \$104,705.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC to expand the scope and to increase the current contract value in the amount of \$104,705.00.

The project scope is to furnish all supervision, labor, transportation, materials, equipment, tools, mobilization, personal protective training, testing, confined space requirements and all work required to remove and demolish the existing Sodium Hypochlorite and Fluorosilicic Acid bulk tanks and concrete containment area; furnish and install new concrete containment areas; new Sodium Hypochlorite and Fluorosilicic Acid bulk tanks along with all associated valves, piping and fittings at various MLGW Water Pumping Stations. This change is to expand the scope and increase funding for the following: 1) the addition of sidewalks to the six (6) pumping station locations with an estimated cost of \$37,545.00 and 2) updates to the access ladder handrails, to bring them to current OSHA requirements with an estimated cost of \$17,160.00. This expansion and increase are an estimated total of \$54,705.00. MLGW is also requesting contingency funds in the amount of \$50,000.00 due to unforeseen circumstances that may arise at the remaining three (3) pumping stations. The contract term will remain through May 26, 2023. This change complies with all applicable laws and policies. The new contract value is \$2,476,915.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC to expand the scope and to increase the current contract value in the amount of \$104,705.00, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular - special meeting held on 21st day of December, 2022 at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC., (FIS Global) in the funded not-to-exceed amount of \$3,650,490.00. (This change is to extend the current contract for the period covering August 1, 2023, through July 31, 2026).

2. Additional Information

The project scope is to provide Electronic Bill Presentment and Payment (EBPP) Services for payment processing using (1) web; (2) IVR; and (3) mobile as the methods of payment.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC (FIS Global) to extend the current contract in the funded not-to-exceed amount of \$3,650,490.00, and is now recommending to the Council of the City of Memphis that it approves said extension as approved; and

WHEREAS, the project scope is to provide Electronic Bill Presentment and Payment (EBPP) Services for payment processing using (1) web; (2) IVR; and (3) mobile as the methods of payment. This change is to extend the current contract for the period covering August 1, 2023 through July 31, 2026 in the funded amount of \$3,650,490.00. This amount includes a 10% cost reduction in processing fees and a \$150,000.00 relationship credit toward billing invoices beginning in September 2023. This change complies with all applicable laws and policies. The new contract value is \$7,327,973.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC (FIS Global) to extend the current contract in the funded not-to-exceed amount of \$3,650,490.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC (FIS Global) to extend the current contract in the funded not-to-exceed amount of \$3,650,490.00.

The project scope is to provide Electronic Bill Presentment and Payment (EBPP) Services for payment processing using (1) web; (2) IVR; and (3) mobile as the methods of payment. This change is to extend the current contract for the period covering August 1, 2023 through July 31, 2026 in the funded amount of \$3,650,490.00. This amount includes a 10% cost reduction in processing fees and a \$150,000.00 relationship credit toward billing invoices beginning in September 2023. This change complies with all applicable laws and policies. The new contract value is \$7,327,973.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC (FIS Global) to extend the current contract in the funded not-to-exceed amount of \$3,650,490.00 as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Extension.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular -special meeting held on 21st day of December 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding a twelve (12) month purchase order to Universal Scaffold and Equipment in the amount of \$11,594,232.00 for medium voltage EPR cable.

2. Additional Information

The medium voltage EPR cable is needed to provide underground electric service for new and existing customers, supply cable for upcoming jobs and to replenish storeroom inventory. The wire will be installed in MLGW's infrastructure within Shelby County, Tennessee.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022, approved a twelve (12) month purchase order for medium voltage EPR cable and is now recommending to the Council of the City of Memphis that it approves said purchase contingent upon approval of the 2023 fiscal year budget; and

WHEREAS, the medium voltage EPR cable is needed to provide underground electric service for new and existing customers, supply cable for upcoming jobs and to replenish inventory;

WHEREAS, bids were opened on October 19, 2022. Notice to Bidders was advertised; eighteen (18) bids were solicited, and three (3) bids were received with the most responsive and best complying bidder being the firm of Universal Scaffold and Equipment. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved a twelve (12) month purchase order for medium voltage EPR cable from Universal Scaffold and Equipment for the sum of \$10,628,046.00 chargeable to the MLGW 2023 fiscal year budget contingent upon approval and \$966,186.00 chargeable to subsequent budget year as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it award a twelve (12) month purchase order to Universal Scaffold and Equipment in the amount of \$11,594,232.00 for medium voltage EPR cable.

The medium voltage EPR cable is needed to provide underground electric service for new and existing customers, supply cable for upcoming jobs and to replenish storeroom inventory. The wire will be installed in MLGW's infrastructure within Shelby County, Tennessee.

Bids were opened on October 19, 2022. Notice to Bidders was advertised; eighteen (18) bids were solicited and three (3) bids were received with the lowest and best complying bidder being the firm of Universal Scaffold and Equipment. This award complies with all applicable laws and policies.

The 2023 budgeted amount for the purchase of Electric Defective Cable-Transformer Replace is \$10,800,000.00; of which \$10,628,046.00 will be spent contingent upon approval of the 2023 fiscal budget; leaving a balance of \$966,186.00 chargeable to subsequent budget year as approved; and

NOW THEREFORE, BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of purchase order to Universal Scaffold and Equipment is approved for furnishing:

Twelve (12) month purchase order with the option to extend for two, twelve month periods to provide medium voltage EPR cable in accordance to MLGW's Specification No. 35-XXXX dated January 16, 2018 to be furnished as needed by MLGW. A copy of all unit prices to be placed on file in MLGW's Accounting Department;

Total award for twelve (12) months is approximately \$11,594,232.00; f.o.b. Memphis, Tennessee, transportation prepaid; our dock; said prices being firm except for metals adjustments at the time of shipment; delivery 60 weeks; terms net 30 days;

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular -special meeting held on 21st day of December, 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving the ratification of Purchase Order Number 7038758 to Crown Equipment for diesel-powered forklifts in the amount of \$292,472.73.

2. Additional Information

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved the ratification of Purchase Order Number 7038758 to Crown Equipment in the amount of \$292,472.73 for diesel-powered forklifts, and is now recommending to the Council of the City of Memphis that it approves ratification contingent upon approval of the 2023 fiscal year budget; and

WHEREAS, the successful bidder for the diesel-powered forklifts agreed to hold pricing for only 30 days due to increases in pricing for fuel and steel surcharges. To ensure price protection and guarantee the production of diesel-powered forklifts, Purchase Order Number 7038758 was issued to Crown Equipment and approval is needed to ratify the purchase order. This ratification complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved ratification of Purchase Order Number 7038758 for diesel-powered forklifts in the amount of \$292,472.73 chargeable to the MLGW 2023 fiscal year budget contingent upon approval.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it approve the ratification of Purchase Order Number 7038758 to Crown Equipment in the amount of \$292,472.73 for diesel-powered forklifts.

The successful bidder for diesel-powered forklifts agreed to hold pricing for 30 days due to increases in pricing for fuel and steel surcharges. To ensure price protection and guarantee the production of diesel-powered forklifts Purchase Order Number 7038758 was issued to Crown Equipment and approval is needed to ratify the purchase order. This ratification complies with all applicable laws and policies.

The 2023 budgeted amount for Transportation and Fleet Services is \$1,279,000.00; of which \$292,472.73 will be spent on this purchase order; leaving a balance of \$986,527.27 after award;

NOW, THEREFORE, BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, it approve the ratification of purchase order number 7038758 with Crown Equipment for forklifts as outlined in the foregoing preamble.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~regular~~ special meeting held on 21st day of December 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC., in the funded amount of \$326,970.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering March 2, 2023, through March 1, 2024).

2. Additional Information

The project scope is to furnish all material, labor, transportation, equipment, and supervision to provide janitorial services for the following MLGW facilities: Hickory Hill Service Center, 6012 Winchester Road; South Service Center, 3020 Gill Road; LNG Plant Capleville, 5101 Holmes Road East; Brunswick Service Center, 3773 Brunswick Road; and the Millington Community Office, 5131 Navy Road.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$326,970.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to furnish all material, labor, transportation, equipment, and supervision to provide janitorial services for the following MLGW facilities: Hickory Hill Service Center, 6012 Winchester Road; South Service Center, 3020 Gill Road; LNG Plant Capleville, 5101 Holmes Road East; Brunswick Service Center, 3773 Brunswick Road; and the Millington Community Office, 5131 Navy Road. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering March 2, 2023 through March 1, 2024 in the funded amount of \$326,970.00, with a 35% increase in rates from the initial term due to increases in the cost of living, labor costs, supplies, and fuel. This renewal complies with all applicable laws and policies. The new contract value is \$569,170.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$569,170.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$326,970.00.

The project scope is to furnish all material, labor, transportation, equipment, and supervision to provide janitorial services for the following MLGW facilities: Hickory Hill Service Center, 6012 Winchester Road; South Service Center, 3020 Gill Road; LNG Plant Capleville, 5101 Holmes Road East; Brunswick Service Center, 3773 Brunswick Road; and the Millington Community Office, 5131 Navy Road. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering March 2, 2023 through March 1, 2024 in the funded amount of \$326,970.00, with a 35% increase in rates from the initial term due to increases in the cost of living, labor costs, supplies, and fuel. This renewal complies with all applicable laws and policies. The new contract value is \$569,170.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$326,970.00, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~regular~~ special meeting held on 21st day of December 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC., in the funded amount of \$1,463,410.80. (This change is for the first of four annual renewal terms for the period covering May 23, 2023, through May 22, 2024).

2. Additional Information

The project scope is to provide Supplemental Day Workers to perform janitorial services as well as disinfecting services at the following MLGW facilities: Administration Building; Downtown Credit Office; North Service Center; MLGW University; Electric and System Operations; Choctaw; Water Laboratory; Sheahan Pumping Station; and Netters Business Center.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of December 21, 2022 approved Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$1,463,410.80, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide Supplemental Day Workers to perform janitorial services as well as disinfecting services at the following MLGW facilities: Administration Building; Downtown Credit Office; North Service Center; MLGW University; Electric and System Operations; Choctaw; Water Laboratory; Sheahan Pumping Station; and the Netters Business Center located in Memphis and Shelby County, Tennessee. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering May 23, 2023 through May 22, 2024 in the funded amount of \$1,463,410.80, with a 35% increase in rates from the initial term due to increases in the cost of living, labor costs, supplies, and fuel. This renewal complies with all applicable laws and policies. The new contract value is \$2,547,418.80; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$1,463,410.80 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
December 21, 2022

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$1,463,410.80.

The project scope is to provide Supplemental Day Workers to perform janitorial services as well as disinfecting services at the following MLGW facilities: Administration Building; Downtown Credit Office; North Service Center; MLGW University; Electric and System Operations; Choctaw; Water Laboratory; Sheahan Pumping Station; and Netters Business Center located in Memphis and Shelby County, Tennessee. This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering May 23, 2023 through May 22, 2024 in the funded amount of \$1,463,410.80, with a 35% increase in rates from the initial term due to increases in the cost of living, labor costs, supplies, and fuel. This renewal complies with all applicable laws and policies. The new contract value is \$2,547,418.80.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC to renew the current contract in the funded amount of \$1,463,410.80, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~-meeting held on 21st day of December, 2022, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

City of Memphis



JIM STRICKLAND
MAYOR

TENNESSEE

December 13, 2022

The Honorable Michalyn Easter-Thomas, Chairman
Personnel, Government Affairs, and Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Easter-Thomas:

Subject to Council approval, I hereby recommend that:

Sara Burnett

be appointed to the Memphis Area Transit Authority with a term expiration date of January 22, 2026.

I have attached biographical information.

Sincerely,

Jim Strickland
Mayor

JSS/sss

Cc: Council Members



JIM STRICKLAND
MAYOR

December 13, 2022

The Honorable Michalyn Easter-Thomas, Chairman
Personnel, Government Affairs, and Annexation Committee
City Hall - Room 514
Memphis, TN 38103

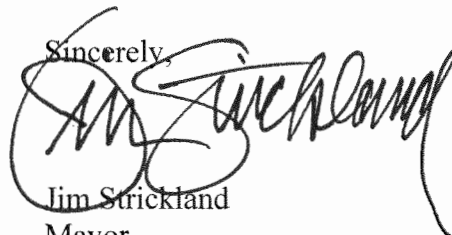
Dear Chairman Easter-Thomas:

Subject to Council approval, I hereby recommend that:

Alan G. Crone

be jointly appointed to the Memphis and Shelby County Sports Authority with a term expiration date of December 4, 2026.

I have attached biographical information.

Sincerely,

Jim Strickland
Mayor

JSS/sss

Cc: Council Members



JIM STRICKLAND
MAYOR

December 13, 2022

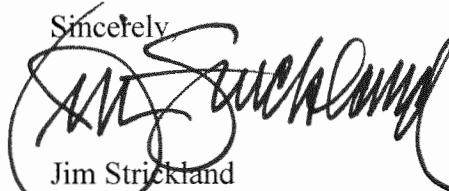
The Honorable Michalyn Easter-Thomas, Chairman
Personnel, Government Affairs, and Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Easter-Thomas:

Subject to Council approval, I hereby recommend that:

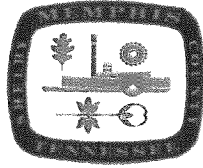
Judge Jayne Chandler

be appointed as Administrative Judge for Municipal Courts of The City of Memphis with an annual salary of \$172,016.00.

Sincerely,

Jim Strickland
Mayor

JSS/sss

Cc: Council Members



Memphis City Council Summary Sheet

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

A resolution transferring an allocation of Contract Construction in the amount of \$165,380.00 to Information Technology in Fire Station # 11 Renovations Project FS02008.

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

Fire Services is the initiating party.

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

This is not a change to an existing ordinance or resolution.

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

Council District 5
Super District 9

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

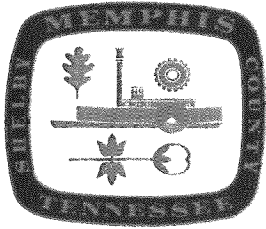
This will amend an existing contract.

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

This requires an expenditure of funds in Information Technology in FS02008, Fire Station 11 Renovation Project.

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

N/A



Resolution – Fire Services

A resolution transferring an allocation of Contract Construction in the amount of \$165,380 to Information Technology in Fire Station #11 Renovation Project FS02008.

WHEREAS, the Council of the City of Memphis did include Fire Station #11 Renovation, Capital Improvement Project Number FS02008, as part of the Fiscal Year 2023 Capital Improvement Program Budget: and

WHEREAS, Fire Services has received quotes for technology equipment and services in the amount of \$165,380; and

WHEREAS, it is necessary to transfer an allocation of \$165,380.00, CIP Project Number FS02008, Information Technology funded by G.O. Bonds from Contract Construction for Fire Station #11 Renovations Project.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Memphis that the Fiscal Year 2023 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$165,380.00 from Contract Construction, funded by G.O. Bonds from project number FS02008 to Information Technology in Fire Station #11 Renovations, CIP project number FS02008.

BE IT FURTHER RESOLVED, by the Council of the City of Memphis there be and is hereby appropriated the amount of \$165,380, Capital Improvement Project Number FS02008, Information Technology funded by G.O. Bonds General for Fire Station #11 Renovations.

Project Title: Fire Station #11 Renovations

CIP Project Number: FS02008

Total Design Contract Cost: \$165,380

RESOLUTION TO REALLOCATE AND APPROPRIATE \$1.5 MILLION FROM ARPA FUNDS TO MEMPHIS FIRE DIVISION TO PROVIDE ADDITIONAL SUPPORT FOR THE C.A.R.E. PROGRAM

WHEREAS, on March 11, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Funds (together, the Fiscal Recovery Funds). The Coronavirus Local Fiscal Recovery Funds was established to provide support to local governments (“recipients”) to respond to the impacts of COVID-19 on communities, residents, and businesses; and

WHEREAS, section 602(c)(1) and 603(c)(2) provides that funds may be used to:

- A. To respond to the public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- B. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
- C. For the provision of government services to the extent of the reduction in revenue due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the emergency;
- D. To make necessary investment in water, sewer, or broadband infrastructure; and

WHEREAS, the Memphis City Council recognizes that the issue surrounding the amount of resources to address mental health, and First Responders’ ability to provide support to those they encounter who are affected by mental illness, is a public health issue that directly or indirectly impacts everyone in the City of Memphis; and

WHEREAS, in 2021, the Memphis Police Department (MPD) responded to 21,340 mental health crisis calls; of those calls, 18,003 of the calls were non-violent mental health consumers in crisis, and 3,337 calls were violent mental health consumers in crisis; and

WHEREAS, during MPD’s efforts to increase the amount of police officers to serve the City of Memphis, it is vital that resources are available to support an alternative program that is equipped respond to those calls that are deemed non-violent mental health consumers in crisis; and

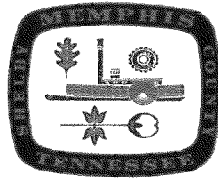
WHEREAS, the Council seeks to provide the support necessary to support the Memphis Fire Division’s C.A.R.E. (Crisis Assessment and Response to Emergencies) Program, which is a three-person mental health response team, made up of a MFD firefighter and/or paramedic, a master’s level crisis assessor from Alliance Healthcare Services, and a CIT police officer; together, this team is equipped with the necessary knowledge and tools to act as a resource for those individuals diagnosed with or displaying symptoms of mental illness who require assistance in that regard; and

WHEREAS, it is the intent of the Council to address the issues relative to mental health crisis calls and public safety by ensuring that there are adequate resources available to the C.A.R.E. program to support the people of Memphis, and that police officers are able to maximize their effort to keep the City of Memphis safe; and

WHEREAS, the Memphis City Council requests the Memphis Fire Division to use this funding to expand the program and increase its impact regarding crises that arise due to mental health, substance abuse, or homelessness that do not require law enforcement response.

NOW, THEREFORE, BE IT RESOLVED that the FY22 ARPA allocations be amended to reallocate \$1,500,000 of ARPA funds from the Premium Pay line item; and to amend the FY23 CIP Budget to allocate and appropriate \$1.5 million to the Memphis Fire Division's budget for the C.A.R.E. program, effective with the approval of this resolution.

Sponsor(s):
Chase Carlisle
Michalyn Easter-Thomas
J. Ford Canale



Memphis City Council Summary Sheet

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

A Resolution amending the CMAR contract, to increase the scope of work, totaling \$323,054 for CIP Project #GS22201 – City Hall Exterior Cladding.

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

General Services

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

Does not change an existing ordinance

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

District 7 and Super District 8

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

Funds an existing contract

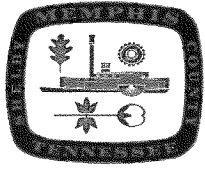
6. State whether this requires an expenditure of funds/requires a budget amendment

No budget amendment only increasing scope of work for the CMAR contract for CIP Project #GS22201 – City Hall Exterior Cladding.

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

N/A

City Council Resolution amending the CMAR contract for CIP Project #GS22201 – City Hall Exterior Cladding



A Resolution to amend the CMAR contract for CIP Project GS22201 – City Hall Exterior Cladding.

WHEREAS, the Council of the City of Memphis did include FY22 CIP Project number GS22201 – City Hall Exterior Cladding as part of the Capital Improvement Program budget; and

WHEREAS, all funds have been allocated and appropriated to CIP Project number #GS22201 – City Hall Exterior Cladding; and

WHEREAS, CIP Project number #GS22201 – City Hall Exterior Cladding funds the CMAR agreement with Ralph Jones Sheet Metal, Inc., contract # 39174, to replace the exterior cladding at City Hall; and

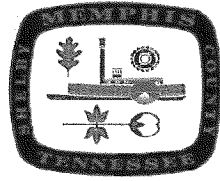
WHEREAS, the project is nearing completion, additional work is needed, increasing the scope of work per change order #1:

- add metal panels to the existing walls between Columns K & N
- sealant at window heads and sills to prevent water infiltration
- additional work required for the seal that required replacement of the framing, addition of halo lighting

for the sum of \$323,054 funded by G O Bonds – General to CIP project number GS22201 – City Hall Exterior Cladding; and

NOW, THEREFORE, BE IT RESOLVED the Council of the City approves increasing the CMAR agreement with Ralph Jones Sheet Metal, Inc., contract # 39174 per change order #1 in the sum of \$323,054 funded by G O Bonds in project number GS22201 – City Hall Exterior Cladding - Contract Construction:

Project Title:	City Hall Exterior Cladding
Project Number:	GS22201
Amount:	\$323,054



Memphis City Council Summary Sheet

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

A Resolution appropriating FY 2023 allocations, in the amount of \$8,000,000, in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

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

General Services

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

Does not change an existing ordinance

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

District 4 and Super District 8

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

Requires new contracts

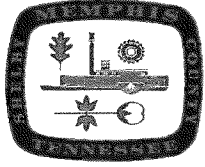
6. State whether this requires an expenditure of funds/requires a budget amendment

A budget amendment is needed to appropriate FY23 allocations.

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

N/A

City Council Resolution - Appropriating FY 2023 Funds – GS01049 – Coke – Adaptive Reuse



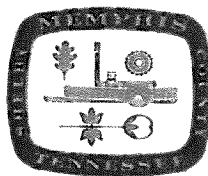
A Resolution appropriating FY 2023 allocations, in the amount of \$8,000,000, in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

WHEREAS, the Council of the City of Memphis did include allocations for CIP project number GS01049 – Coke Facility – Adaptive Reuse, as part of the FY 2023 Capital Improvement Program budget; and

WHEREAS, it is necessary to appropriate FY 2023 allocations in the sum of \$8,000,000 in Contract Construction funded by G O Bonds – General in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

NOW, THEREFORE, BE IT RESOLVED that there be and is hereby appropriated the sum of \$8,000,000 in Contract Construction, in CIP project number GS01049 – Coke Facility – Adaptive Reuse and credited as follows:

Project Title:	Coke Facility – Adaptive Reuse
Project Number:	GS01049
Amount:	\$8,000,000



Memphis City Council Summary Sheet

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

A Resolution approving the sale of a city owned property known as 1498 Ethlyn Avenue, Memphis, TN 38106, Parcel ID# 048016 00019

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

General Services

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

N/A

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

Council District 4 and Super district 8

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

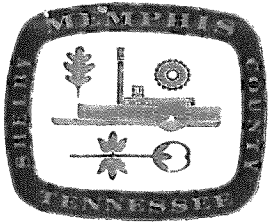
N/a

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

N/A

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

N/A



Council Resolution

A Resolution approving the sale of a city owned property known as 1498 Ethlyn Avenue, Memphis, TN 38106, Parcel ID# 048016 00019

WHEREAS, the City of Memphis owns the property known as 1498 Ethlyn Avenue, Memphis, TN 38106 (“The Property”) and is further identified by Shelby County Tax Assessor as Parcel # 048016 00019 containing 0.09 acres, more or less;

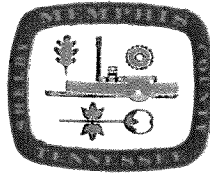
WHEREAS, the sale of the subject Parcel will increase the Housing and Community Development’s Block Grant Program Fund, generate tax revenue, and eliminate blight and maintenance costs for the City of Memphis;

WHEREAS, Heros Homes Inc, an adjoining property owner, submitted an offer of One Thousand Five Hundred Dollars (\$1,500.00) along with a One Hundred Fifty Dollar (\$150.00) Earnest Money deposit to the City of Memphis Real Estate Office; and

WHEREAS, is it deemed to be in the best interest of the citizens of the City of Memphis and County of Shelby that this request be considered subject to the terms and conditions set forth in the Offer to Purchase and in City Ordinance 5637 section 2-16-1(E).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that the offer made by Heros Homes Inc, the above-described property is hereby accepted subject to the City Ordinance 5637, section 2-16-1 (E) which states in part, “The city real estate manager shall be authorized to convey property to a selected adjacent property owner, without the necessity of competitive bidding, for approval by the City Council with one reading, which reading shall be final.”

BE IT FURTHER RESOLVED, that subject to the Ordinance, the City of Memphis Real Estate Office shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.



Memphis City Council Summary Sheet

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

A Resolution approving the sale of a city owned property known as 1557 Florida Street, Memphis, TN 38109, Parcel ID#035079 00013

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

General Services

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

This is not a change to an existing ordinance or resolution.

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

Council District 6 and Super district 8

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

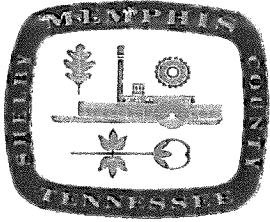
N/A

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

N/A

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

N/A



Council Resolution

A Resolution approving the sale of a city owned property known as 1557 Florida Street, Memphis, TN 38109, Parcel ID# 035079 00013

WHEREAS, the City of Memphis owns the property known as 1557 Florida Street, Memphis, TN 38109 (“The Property”) and is further identified by Shelby County Tax Assessor as Parcel # 035079 00013 containing 0.074 acres, more or less;

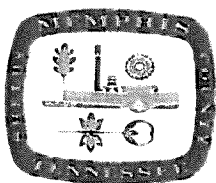
WHEREAS, the sale of the subject Property will increase the City’s General Fund, generate tax revenue, and eliminate blight and maintenance cost for the City of Memphis;

WHEREAS, Holy Body of Christ, an adjoining property owner, submitted an offer of Six Hundred Dollars (\$600.00) along with a Sixty Dollar (\$60.00) Earnest Money deposit to the City of Memphis Real Estate Office; and

WHEREAS, is it deemed to be in the best interest of the citizens of the City of Memphis and County of Shelby that this request be considered subject to the terms and conditions set forth in the Offer to Purchase and in City Ordinance 5637 section 2-16-1(E).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that the offer made by the Holy Body of Christ, the above-described property is hereby accepted subject to the City Ordinance 5637, section 2-16-1 (E) which states in part, “The city real estate manager shall be authorized to convey property to a selected adjacent property owner, without the necessity of competitive bidding, for approval by the City Council with one reading, which reading shall be final.”

BE IT FURTHER RESOLVED, that subject to the Ordinance, the City of Memphis Real Estate Office shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.



Memphis City Council Summary Sheet

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

This is a Resolution requesting the approval for the transfer of a 13.63-acre lot, a portion of Parcel # 093500 00258 to the Memphis-Shelby County Board of Education in Memphis, Shelby County, Tennessee. (Requesting same night minutes)

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

General Services

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

This is not a change to an existing ordinance or resolution.

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

Council District 3 and Super District 8

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

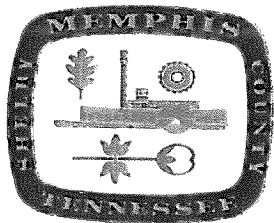
This item does not require a new contract or amend an existing contract.

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

This does not require expenditure of funds nor a budget amendment.

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

N/A



City Council Resolution

A Resolution requesting the approval to transfer a 13.63-acre parcel to the Memphis-Shelby County Board of Education

Whereas the City of Memphis owns Parcel #093500 00258 recorded in Instrument #JH2441 in the Shelby County Register's Office and is transferring a portion containing 13.63 acres of the parcel as recorded in Instrument # 22015997 to the Memphis-Shelby County Board of Education, said parcel being located on the northeast side of Ridgeway Road and shown in Exhibit A;

Whereas in accordance with the terms and condition of the Release and Settlement Agreement between the City of Memphis and Shelby County Board of Education, Section 3.3 states "The parties agree to cooperate in identifying any properties that are owned by one party but used by the other party and to develop procedures and agreements for the reciprocal transfer of such properties";

Whereas the original Release and Settlement Agreement expired June 30, 2019, and was amended in a Second Amendment dated June 22, 2021, to be completed no later than December 31, 2021, which has been extended due to delay in survey and boundary lines being established;

Whereas it is deemed to be in the best interest of the Citizens of the City of Memphis and County of Shelby that this request be considered subject to Release and Settlement Agreement and Second Amendment to the Agreement; and

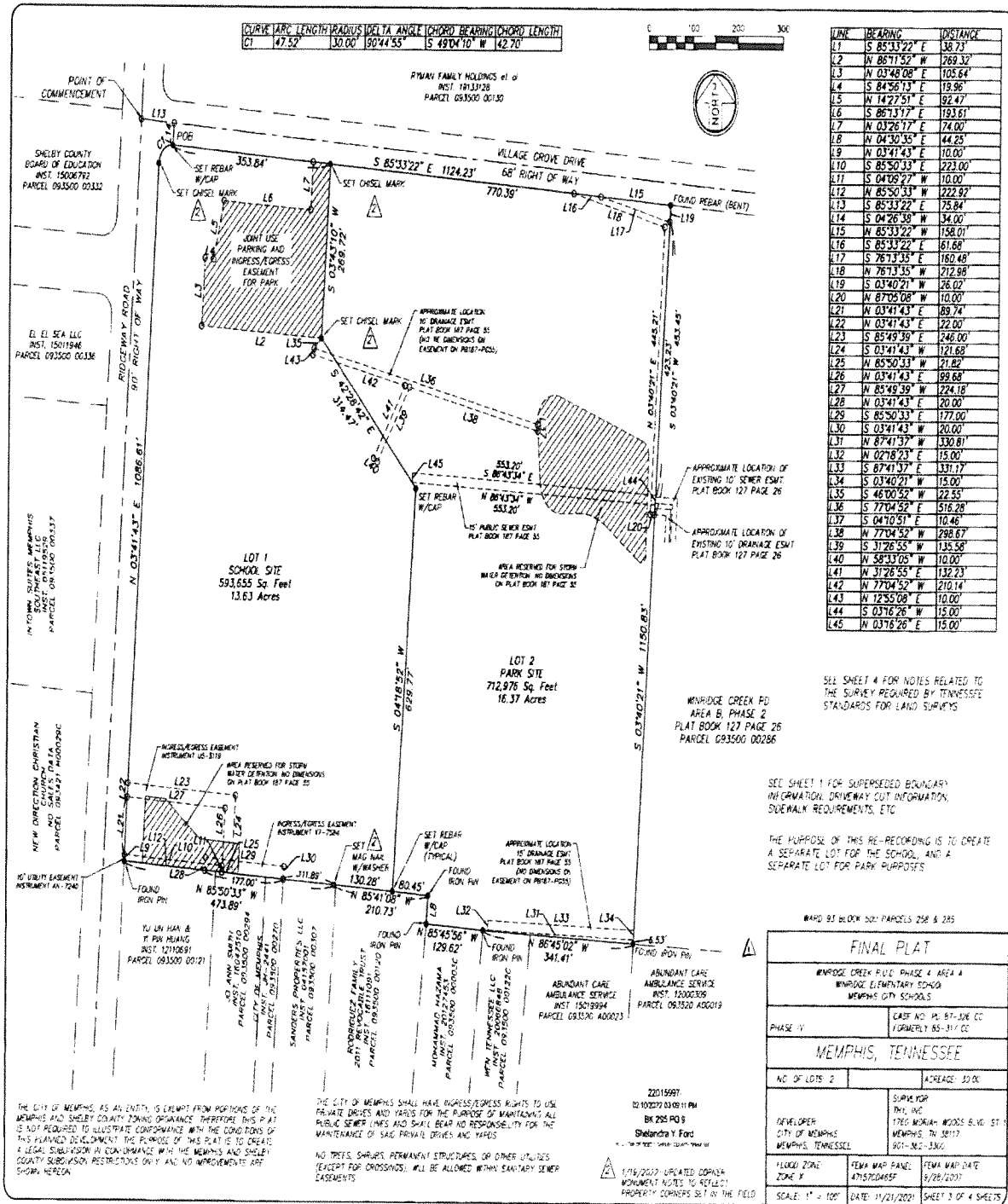
Whereas it is agreed that all remaining sections of the Agreement shall remain in effect.

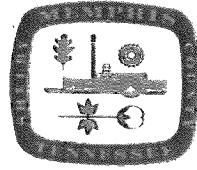
Now, therefore be it resolved by the Council of the City of Memphis that the transfer is hereby accepted subject to the Release and Settlement Agreement dated January 30, 2015, and Second Amendment to the Agreement dated June 22, 2021.

Be it further resolved, that subject to the Ordinance, the City of Memphis Real Estate Department shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the transfer.

City Council Resolution

EXHIBIT A





Memphis City Council Summary Sheet

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

A resolution to transfer funds in the amount of \$451,027.45 from The Affordable Housing contribution from unassigned fund balance into the Memphis Housing Trust Fund in support of the continuance of affordable housing activity in the City of Memphis.

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

The Division of Housing and Community Development

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

Not applicable.

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

City Wide

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

New contracts and contract amendments will be required.

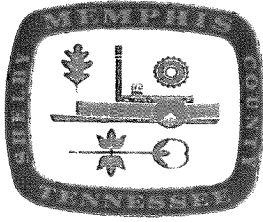
6. State whether this requires an expenditure of funds/requires a budget amendment.

Expenditure of funds will be required.

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

Not applicable to MWBE.

Division of Housing and Community Development-Resolution



A resolution to transfer funds in the amount of \$451,027.45 from The Affordable Housing contribution from unassigned fund balance into the Memphis Housing Trust Fund in support of the continuance of affordable housing activity in the city of Memphis.

WHEREAS, an agreement establishing a Non-Profit Organization Advised Fund of the Community Foundation of Greater Memphis was entered into September 23, 1993, by and between Community Foundation of Greater Memphis, Inc. and City of Memphis, Division of Housing and Community Development for the furthering of economic development through local small business job creation in the City of Memphis; and

WHEREAS, on June 4, 2019, the City Council approved the resolution creating an Affordable Housing Trust Fund (AHTF) account as part of the Advised Fund of the Community Foundation of Greater Memphis for the purpose of supporting Affordable Housing activities within the City of Memphis; and

WHEREAS, the FY2020 Budget Appropriation Ordinance 5725 established The Affordable Housing Fund which was budgeted to receive approximately \$795,715.00 for affordable housing expenditures in the City of Memphis; and

WHEREAS, the FY2020 Fixing Tax Rate of the City of Memphis Ordinance 5726 Section 3 established that the taxes levied in Section 1 of the Ordinance when collected should be apportioned for the Affordable Housing Fund, \$0.006667 on each ONE HUNDRED DOLLARS (\$100.00) of assessed valuation; and

WHEREAS, from FY1999 through FY2002, the City of Memphis, through the Division of Housing and Community Development administered the Memphis Middle Income Housing Program (MIDPA) in partnership with Fannie Mae using bond proceeds to provide Down Payment Assistance loans to individuals purchasing homes in the City limits; and

Division of Housing and Community Development-Resolution

WHEREAS, In August 2014, the Fannie Mae bond loan guaranty was satisfied from the repayment of defaulted Middle Income Down Payment Assistance loans with general funds; and

WHEREAS, the City of Memphis, Division of Housing and Community Development has successfully collected over \$364,285.00 on defaulted Middle-Income Housing Down Assistance loans, and deposited such collections in the Affordable Housing Fund; and

WHEREAS, The Affordable Housing Fund was not able to spend its funding, for the designated purpose, and the additional collections from the Middle-Income Down Payment Assistance collections in FY20 and therefore all income was returned to the fund's balance; and

WHEREAS, at year end of FY22 The Affordable Housing Fund remaining balance of the taxes levied was not expensed, therefore the remaining balance of \$451,027.45 was returned to the fund's balance; and

WHEREAS, the City of Memphis, Division of Housing and Community Development now desires to use from The Affordable Housing contribution from unassigned fund balance, \$451,027.45 for the Affordable Housing Trust Fund account established at the Community Foundation of Greater Memphis to continue affordable housing efforts in the City of Memphis.

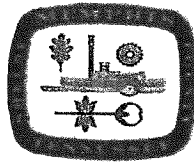
NOW, THEREFORE, BE IT RESOLVED the Council of the City of Memphis approves the transfer from The Affordable Housing contribution from unassigned fund balance, \$451,027.45 to the Memphis Housing Trust Fund account for purposes of payment to the AHTF account of the Advised Fund of the Community Foundation of Greater Memphis in support of Affordable Housing Activities within the City of Memphis.

REVENUES

Contribution from unassigned Fund Balance (Fund 0270)	<u>\$451,027.45</u>
TOTAL	\$451,027.45

EXPENDITURES

Affordable Housing Trust Fund (Fund 0270)	<u>\$451,027.45</u>
TOTAL	\$451,027.45



Memphis City Council Summary Sheet

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

Resolution to accept, allocate and appropriate Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) in grant funds for the Memphis Public Library and Information Centers LINC 2-1-1 Professional Fees/Grants & Awards.

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

Library Division

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

N/A

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

These grant funds impact all council districts and super districts.

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

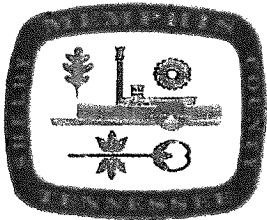
This requires a new contract between the City of Memphis and United Way of Greater Nashville.

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

The FY23 Budget will need amending.

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

N/A



A Resolution to accept, allocate and appropriate grant funds in the amount of Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) for professional fees/grants/& awards from the United Way of Greater Nashville for the Memphis Public Library and Information Center’s LINC211 SNAP outreach.

WHEREAS, the City of Memphis, Division of Library Services, Memphis Public Library & Information Center has received grant funds in the amount of Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) from the United Way of Greater Nashville for the Memphis Public Library and Information Center’s LINC211; and

WHEREAS, these funds will be used for LINC211 in the form of professional fees/grants/ & awards; and

WHEREAS, matching funds for the professional fees/grants/ & awards will come from the Memphis Public Library & Information Center’s Operating Budget; and

WHEREAS, it is necessary to accept, allocate, and appropriate the grant funds in the amount of Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) for professional fees/grants/& awards to deliver SNAP outreach; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that grant funds in the amount of Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) for LINC211 SNAP outreach be accepted by the City of Memphis;

BE IT FURTHER RESOLVED, that the FY22 Operating Budget be and is hereby amended by allocating and appropriating the revenues and expenditures for LINC211 SNAP outreach in the amount of Fifty Thousand Nine Hundred Forty-Six Dollars and Zero Cents (\$50,946.00) as follows:

Revenue

United Way of Greater Nashville

Federal Funds

TOTAL

\$50,946.00

\$50,946.00

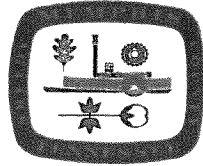
Expenditures

Professional Fees/Grants/& awards

TOTAL

\$50,946.00

\$50,946.00



Memphis City Council Summary Sheet

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

This is a resolution to transfer and appropriate construction funds in the amount of \$169,404.40 to fund drainage improvements near St. Elmo and Argonne Streets, Project Number ST03224 – St Elmo & Drainage Improv.

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

Public Works at the recommendation of the Engineering Department.

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

N/A

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

This project is in Council District 7 and Super District 8.

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

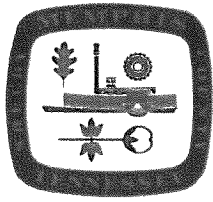
This request will require a new contract.

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

This requires an expenditure of funds and budget amendment.

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

24% MBE & 4% WBE



RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$169,404.40 to fund drainage improvements near St. Elmo and Argonne Streets, Project Number ST03224 – St Elmo & Drainage Improv. This project is in Council District 7 and Super District 8.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, Project Number ST03205 and St Elmo & Argonne Drain Improvement, Project Number ST03224, as part of the Public Works Fiscal Year 2023 Capital Improvement Budget; and

WHEREAS, bids were received for the drainage improvements along St Elmo & Argonne Drain Improvement with the lowest complying bid being \$154,004.00 submitted September 14, 2022 by Ferrell Paving; and

WHEREAS, it is necessary to transfer a construction allocation of \$169,404.40 funded by Storm Water Revenue Bonds from Drainage -ST Coverline, Project Number ST03205 to St Elmo & Argonne Drain Improvement, Project Number ST03224 for the purpose as stated above; and

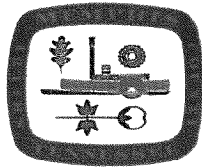
WHEREAS, it is necessary to appropriate the construction amount of \$169,404.40 funded by Storm Water Revenue Bonds in Drainage to St Elmo & Argonne Drain Improv, Project Number ST03224 for the purpose as stated above as follows:

Contract Amount	\$154,004.00
Project Contingencies	<u>\$15,400.40</u>
Total Amount	\$169,404.40

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2023 Capital Improvement Budget be and is hereby amended by transferring a construction allocation amount of \$169,404.40 funded by Storm Water Revenue from Drainage -ST Coverline, Project Number ST03205 to St Elmo & Argonne Drain Improv, Project Number ST03224 for the purpose as stated above.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$169,404.40 funded by Storm Water Revenue chargeable to the FY2023 Capital Improvement Budget and credited as follows:

Project Title:	St Elmo & Argonne Drain Improv
Project Number:	ST03224
Amount:	\$169,404.40



Memphis City Council Summary Sheet

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

This is a resolution to transfer and appropriate construction funds in the amount of \$686,735.61 to fund the drainage repairs on Mill Avenue, between Front & Main St. Project Number ST03225 - Mill Avenue Drainage Replment.

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

Public Works at the recommendation of the Engineering Department.

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

N/A

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

This project is in Council District 7 and Super District 8.

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

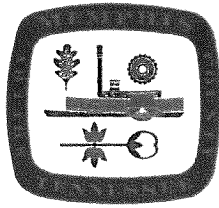
This request will require a new contract.

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

This requires an expenditure of funds and budget amendment.

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

38% MBE & 4% WBE



RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$686,735.61 to fund the drainage repairs on Mill Avenue between Front Street and Main Street, Project Number ST03225 – Mill Avenue Drainage Replment. This project is in Council District 7 and Super District 8.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, Project Number ST03205 and Mill Avenue Drainage Replment, Project Number ST03225, as part of the Public Works Fiscal Year 2023 Capital Improvement Budget; and

WHEREAS, bids were received for the drainage repairs along Mill Avenue between Front Street and Main Street with the lowest complying bid being \$624,305.10 submitted September 14, 2022 by Ferrell Paving; and

WHEREAS, it is necessary to transfer a construction allocation of \$686,735.61 funded by Storm Water Revenue Bonds from Drainage -ST Coverline, Project Number ST03205 to Mill Avenue Drainage Replment, Project Number ST03225 for the purpose as stated above; and

WHEREAS, it is necessary to appropriate the construction amount of \$686,735.61 funded by Storm Water Revenue Bonds in Drainage to Mill Avenue Drainage Replment, Project Number ST03225 for the purpose as stated above as follows:

Contract Amount	\$624,305.10
Project Contingencies	<u>\$62,430.51</u>
Total Amount	\$686,735.61

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2023 Capital Improvement Budget be and is hereby amended by transferring a construction allocation amount of \$686,735.61 funded by Storm Water Revenue in Drainage -ST Coverline, Project Number ST03205 to Mill Avenue Drainage Replment, Project Number ST03225 for the purpose as stated above.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$686,735.61 funded by Storm Water Revenue chargeable to the FY2023 Capital Improvement Budget and credited as follows:

Project Title:	Mill Avenue Drainage Replment
Project Number:	ST03225
Amount:	\$686,735.61