

Same Night Minutes of Items
10, 11, 12, 21, 22, 23, 24, 25, 26
of the Regular Meeting of the City Council
City of Memphis

February 7, 2023

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

10, 11, 12, 21, 22, 23, 24, 25, 26

to wit:

10. RESOLUTION accepting public improvements for MORNING WOODS PD, PHASE 2 PARCEL 1 (PD-99-330) [CR-5312] and authorizes release of bond. Contract No. CR-5312

(Request for Same Night Minutes)

MOTION: Council Member Warren

SECOND: Council Member Swearingen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

11. RESOLUTION to accept grant funds in the amount of (\$35,000.00) from the TN Highway Safety Office (THSO) through the TN Department of Safety and Homeland Security. All Council Districts. This Resolution is sponsored by Police Services. (Request for Same Night Minutes)

MOTION: Council Member Carlisle

SECOND: Council Member Swearingen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

12. Logan
Chairman,
Public Safety
& Homeland
Security
Committee

RESOLUTION to accept, appropriate an allocation of grant funds in the amount of (\$100,000.00) from Living Cities for the establishment of Contractor's University. All Council Districts. This Resolution is sponsored by the Finance Division. **(Request for Same Night Minutes)**

MOTION: Council Member Carlisle

SECOND: Council Member Swearengen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

21. Carlisle
Chairman,
Budget
Committee

RESOLUTION to amend the FY23 Council Grant allocations. All Council Districts. Sponsored by Councilmembers Robinson, Johnson, and Warren. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the Resolution

MOTION: Council Member Carlisle

SECOND: Council Member Swearengen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

22. Carlisle
Chairman,
Budget
Committee

RESOLUTION to amend the FY23 Council Grant allocations. All Council Districts. Sponsored by Councilman Carlisle. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the Resolution

MOTION: Council Member Carlisle

SECOND: Council Member Swearingen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

23.
Carlisle
Chairman,
Budget
Committee

RESOLUTION to amend the Council FY23 grant allocations. All Council Districts. Sponsored by Councilwoman Robinson. **(Request for Same Night Minutes)**

MOTION: Council Member Carlisle

SECOND: Council Member Swearingen-Washington

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

ACTION REQUESTED: Adopt the Resolution

APPROVED

24. Warren
Chairman,
Parks &
Environment
Committee

RESOLUTION appropriating funds in the amount of (\$300,000.00) in G.O. Bonds to address major maintenance issues at Overton Park Shell, Project #: PK07110. **District 5, Super District 9.** Sponsored by Administration. **(Request for Same Night Minutes)**

ACTION REQUESTED: Adopt the Resolution

MOTION: Council Member Swearengen-Washington

SECOND: Council Member Morgan

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

25. Logan
Chairman,
Public Safety
& Homeland
Security
Committee

RESOLUTION to establish misuse of body worn cameras and excessive force complaints as disqualifying factors in the Memphis Police Department promotional process for a Period of Two (2) Calendar Years. **All Council Districts.** Sponsored by Councilman Smiley. **(Request for Same Night Minutes)**

MOTION: Council Member Smiley

SECOND: Council Member Easter-Thomas

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote: Morgan

Was absent: Robinson

APPROVED

26. Logan
Chairman,
Public Safety
& Homeland
Security
Committee

RESOLUTION of the Memphis City Council in Support of the George Floyd Justice in Policing Act.

All Council Districts. Sponsored by Councilmembers Logan, Easter-Thomas, Ford, Johnson, Jones, Robinson, Smiley, Swearengen-Washington, and Warren. **(Request for Same Night Minutes)**

MOTION: Council Member Warren

SECOND: Council Member Easter-Thomas

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote: Ford and Morgan

Was absent: Robinson

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

MOTION: Council Member Smiley

SECOND: Council Member Carlisle

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

ABSTAIN:

NAYS:

RECUSED:

Did not vote:

Was absent: Robinson

APPROVED

Chairman: *Martarius R. J.*

Date: 02/7/23

Attest:
Deputy Comptroller/Council

February 07, 2023

MINUTES
MEETING OF THE CITY COUNCIL
CITY OF MEMPHIS
February 07, 2023

3:30 P.M. SCHEDULED SESSION

3:46 P.M. MEETING COMMENCED

ROLL CALL: J. Ford Canale, Chase Carlisle, Frank Colvett, Michalyn Easter-Thomas, Edmund Ford, Sr., Cheyenne Johnson, Rhonda Logan, Worth Morgan, JB Smiley, Jr., Jana Swearengen-Washington, Jeff Warren, and Chairman Martavius Jones.
Patrice Robinson was absent.

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

INVOCATION

The meeting was opened with a prayer by Rev. Joshua Narcisse, Spiritual Care Director of Church Health Center.

Chairman Jones led the Pledge of Allegiance.

Councilmember Morgan thanked Rev. Joshua Narcisse, Spiritual Care Director of Church Health Center.

These minutes record the agenda items and the action taken by the Council on such items. The full text of the original ordinances, resolutions, and supporting documents, including an audio recording of Council's deliberations is filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.

Approval of the Minutes of the regular meeting on January 24, 2023, with the following motion:

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

APPROVED

- 3. **RESOLUTION PURSUANT TO CHAPTER 9.6 OF THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE APPROVING A SPECIAL USE PERMIT FOR A HOTEL AT 122 S. MAIN ST. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 12/20; 1/10; 1/24)**

CASE NO. SUP 22-30

Held until February 21, 2023

- 4. **RESOLUTION PURSUANT TO CHAPTER 9.6 OF THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE APPROVING A SPECIAL USE PERMIT FOR A BAR AT 1482 E. SHELBY DR. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. SUP 22-28

Held until February 21, 2023

- 17. **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, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5843 IS SPONSORED BY COUNCILMAN CARLISLE.**

Held until March 07, 2023

February 07, 2023

2. **RESOLUTION HONORING NEW HOPE CHRISTIAN ACADEMY. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN EASTER-THOMAS.**

MOTION: Easter-Thomas

SECOND: Ford

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

Councilwoman Swearengen-Washington moved to suspend the rules to add Item #33, without objection

33. **RESOLUTION HONORING UNIVERSOUL CIRCUS. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN SWEARENGEN-WASHINGTON.**

MOTION: Swearengen-Washington

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

1. **PRESENTATION OF THE 2022 MEMPHIS CITY COUNCIL HUMANITARIAN AWARD.**

MOTION: Logan

SECOND: Swearengen-Washington

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

5. **RESOLUTION PURSUANT TO CHAPTER 9.6 OF THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE APPROVING A PLANNED DEVELOPMENT AT THE SUBJECT PROPERTY LOCATED AT 5505 MALONE ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 22-22

February 07, 2023

MOTION: Johnson

SECOND: Swearengen-Washington

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

FISCAL CONSENT AGENDA - ITEMS #11- #12, #21-#23, may be acted upon by one motion:

11. RESOLUTION TO ACCEPT GRANT FUNDS IN THE AMOUNT OF (\$35,000.00) FROM THE TN HIGHWAY SAFETY OFFICE (THSO) THROUGH THE TN DEPARTMENT OF SAFETY AND HOMELAND SECURITY. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

APPROVED

12. RESOLUTION TO ACCEPT, APPROPRIATE AN ALLOCATION OF GRANT FUNDS IN THE AMOUNT OF (\$100,000.00) FROM LIVING CITIES FOR THE ESTABLISHMENT OF CONTRACTOR'S UNIVERSITY. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE FINANCE DIVISION. (REQUEST FOR SAME NIGHT MINUTES)

APPROVED

21. RESOLUTION TO AMEND THE COUNCIL FY23 GRANT ALLOCATIONS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS ROBINSON, JOHNSON, AND WARREN.

APPROVED

22. RESOLUTION TO AMEND THE COUNCIL FY23 GRANT ALLOCATIONS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN ROBINSON. (REQUEST TO ADD TO FISCAL CONSENT AGENDA FOR SAME NIGHT MINUTES)

APPROVED

23. RESOLUTION TO AMEND THE COUNCIL FY23 GRANT ALLOCATIONS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN COLVETT. (REQUEST TO ADD TO FISCAL CONSENT AGENDA FOR SAME NIGHT MINUTES)

APPROVED

February 07, 2023

ROLL CALL FISCAL CONSENT AGENDA ITEM

MOTION: Carlisle

SECOND: Swearengen-Washington

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

MLGW FISCAL CONSENT AGENDA - ITEMS #13 - #16 may be acted upon by one motion:

13. RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 12341, OVERHEAD STORAGE TANK PAINTING FOR ARLINGTON-LNG WITH G & L TANK SANDBLASTING AND COATINGS, LLC TO CHANGE THE SCOPE OF WORK IN THE NOT-TO-EXCEED AMOUNT OF \$100,000.00. (THE TERM OF THE CONTRACT WILL REMAIN THROUGH SEPTEMBER 30, 2024).

APPROVED

14. RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 12240, OVERHEAD WATER STORAGE TANK PAINTING INSPECTIONS WITH MID-SOUTH TANK CONSULTANTS TO EXPAND THE SCOPE AND INCREASE THE CURRENT CONTRACT VALUE IN THE FUNDED NOT-TO-EXCEED AMOUNT OF \$251,700.00. (THE TERM OF THE CONTRACT WILL REMAIN FOR THE PERIOD COVERING SEPTEMBER 20, 2021, THROUGH SEPTEMBER 19, 2026).

APPROVED

15. RESOLUTION APPROVING CHANGE NO. 19 TO CONTRACT NO. 9955, PARTIAL FUNDING OF POLLUTION CONTROL-GROUND WATER QUALITY CONTROL PROGRAM WITH MEMPHIS & SHELBY COUNTY HEALTH DEPARTMENT, TO AUTHORIZE THE ANNUAL FEE PAYMENT IN THE FUNDED AMOUNT OF \$141,512.25. (THIS CHANGE IS BASED ON FISCAL YEAR 2022 DATA, COVERING JANUARY 1, 2022, THROUGH OCTOBER 31, 2022, WITH A DECREASE IN METERS FROM 258,524 TO 257,295 FROM THE PREVIOUS YEAR).

APPROVED

16. RESOLUTION APPROVING CHANGE NO. 20 TO CONTRACT NO. 11292, CASHIERING SYSTEM REPLACEMENT WITH SYSTEM INNOVATORS TO RENEW THE CURRENT CONTRACT IN THE FUNDED AMOUNT OF \$49,471.24. (THIS CHANGE IS FOR THE PERIOD COVERING MAY 1, 2023, THROUGH APRIL 30, 2024).

APPROVED

February 07, 2023

ROLL CALL MLGW FISCAL CONSENT ITEMS

MOTION: Morgan

SECOND: Smiley

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

18. **RESOLUTION TO REALLOCATE AND APPROPRIATE \$2,000,000.00 TO THE WORKS, INC TO ASSIST IN THE COMPLETION OF THE PEACH TREE SENIOR DEVELOPMENT. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY CANALE, CARLISLE, EASTER-THOMAS, FORD, JOHNSON, JONES, LOGAN, SMILEY, SWEARENGEN-WASHINGTON, AND WARREN.**

MOTION: Ford

SECOND: Logan

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

19. **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. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY HOUSING AND COMMUNITY DEVELOPMENT. (HELD FROM 1/10; 1/24)**

MOTION: Colvett

SECOND: Easter-Thomas

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

24. **RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF (\$300,000.00) IN G.O. BONDS TO ADDRESS MAJOR MAINTENANCE ISSUES AT OVERTON PARK SHELL, PROJECT #PK07110. DISTRICT 5, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY MEMPHIS PARKS. (REQUEST FOR SAME NIGHT MINUTES)**

February 07, 2023

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

APPROVED

20. **RESOLUTION ESTABLISHING A PARKS RESTORATION FUND AND REALLOCATING AND REAPPROPRIATING (\$500,000.00) FROM FY23 CIP BUDGET. DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS JONES AND CARLISLE.**

Chairman Jones recognized the following person(s) who spoke from the audience:

Joe B. Kent, 511 Flamingo Rd., Memphis, Tennessee 38117

Councilman Carlisle motioned to hold this Item, without objection.

Held until February 21, 2023

Chairman Jones moved to separate the Consent Agenda Items, without objection.

CONSENT AGENDA – Items #6- #10, were acted upon by one motion; See page 6878 Roll Call Consent Items.

6. **ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF MEMPHIS, CHAPTER 2-16., CITY REAL PROPERTY MANAGEMENT, TO REQUIRE ANY CONTRACTS FOR THE MODIFICATION OF CITY-OWNED PROPERTY LEASED TO ANY NONPROFITS UNAFFILIATED WITH THE CITY OF MEMPHIS, WITH A COST IN EXCESS OF \$1,000,000.00 BE PRESENTED TO THE MEMPHIS CITY COUNCIL FOR REVIEW AND APPROVAL, UP FOR S E C O N D READING. ORDINANCE NO. 5845 IS SPONSORED BY CHAIRMAN JONES, FORD, JOHNSON, LOGAN, SWEARENGEN-WASHINGTON, AND WARREN.**

APPROVED, on Second Reading

7. **ORDINANCE RENAMING SOUTH SECOND STREET BETWEEN BEALE STREET AND G.E. PATTERSON AVENUE AS REPRESENTATIVE BARBARA COOPER STREET, UP FOR S E C O N D READING. ORDINANCE NO. 5846 IS SPONSORED BY THE MEMPHIS CITY COUNCIL.**

APPROVED, on Second Reading

8. **ORDINANCE AMENDING ORDINANCE NO. 5367 OF CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, TO AUTHORIZE A ZONING USE DISTRICT**

February 07, 2023

RECLASSIFICATION FOR LAND LOCATED AT 4225 GETWELL ROAD. BY TAKING THE LAND OUT OF THE RESIDENTIAL SINGLE-FAMILY – 8 (R-8) USE DISTRICT AND INCLUDING IT IN THE EMPLOYMENT (EMP) USE DISTRICT, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.

CASE NO. ZTA 22-12
ORDINANCE NO. 5847

APPROVED, on First Reading

9. JOINT ORDINANCE AMENDING THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE AS ADOPTED BY THE CITY OF MEMPHIS AUGUST 10, 2010, AND BY SHELBY COUNTY AUGUST 9, 2010, AS AMENDED, TO REVISE AND ENHANCE THE JOINT ZONING AND SUBDIVISION REGULATIONS AS RECOMMENDED BY THE MEMPHIS AND SHELBY COUNTY DIVISION OF PLANNING & DEVELOPMENT AND THE LAND USE CONTROL BOARD, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 1/24)

CASE NO. ZTA 22-01CC
ORDINANCE NO. 5844

APPROVED, on Second Reading

10. RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS FOR MORNING WOODS PD, PHASE 2 PARCEL 1 (PD-99-330) [CR-5312] AND AUTHORIZES RELEASE OF BOND. (REQUEST FOR SAME NIGHT MINUTES)

CONTRACT NO. CR-5312

APPROVED

ROLL CALL CONSENT AGENDA ITEMS:

MOTION: Warren

SECOND: Swearingen-Washington

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

25. RESOLUTION TO ESTABLISH MISUSE OF BODY WORN CAMERAS AND EXCESSIVE FORCE COMPLAINTS AS DISQUALIFYING FACTORS IN THE MEMPHIS POLICE DEPARTMENT PROMOTIONAL PROCESS FOR A PERIOD OF TWO (2) CALENDAR YEARS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN SMILEY. (REQUEST FOR SAME NIGHT MINUTES)

Councilwoman Johnson offered a friendly amendment, without objection.

Chairman Jones recognized the following person(s) who spoke from the audience:

Beth Hoffberg, 717 S Riverside Dr., Memphis, Tennessee 38103
Seema Rasoul, 19 S. Tucker., Memphis, Tennessee 38104
Joy Stewart, 1959 Ambergate Ln., Memphis, Tennessee 38016
Lucci Cherum, 3160 Spottswood Ave., Memphis, Tennessee 38111
Lj Abraham, 199 S. McLean Blvd., Memphis, Tennessee 38104
Pearl Walker, 5378 Lock Lomond Rd., Memphis, Tennessee 38116
Richard Massey, 614 Koser Dr., Marion, Arkansas 72364
Chelsea Glass, 1380 Concourse Ave., Memphis, Tennessee 38104
Theryn C. Bond, 57 N. Somerville St., Memphis, Tennessee 38104

MOTION: Smiley

SECOND: Easter-Thomas

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

APPROVED, as amended

26. **RESOLUTION OF THE MEMPHIS CITY COUNCIL IN SUPPORT OF THE GEORGE FLOYD JUSTICE IN POLICING ACT. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS LOGAN, CARLISLE, EASTER-THOMAS, FORD, JOHNSON, JONES, ROBINSON, SMILEY, SWEARENGEN-WASHINGTON, AND WARREN. (REQUEST FOR SAME NIGHT MINUTES)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Shanon Mourning, 10226 Sterling Ridge Dr., Memphis, Tennessee 38018
Casio Montez, 503 N Fifth., Memphis, Tennessee 38105
Pamela Moses, 2383 Jackson Ave., Memphis, Tennessee 38108
Seema Rasoul, 19 S. Tucker., Memphis, Tennessee 38104

MOTION: Logan

SECOND: Johnson

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

APPROVED, as amended

27. **ORDINANCE TO ESTABLISH A PROCEDURE FOR THE MEMPHIS POLICE DEPARTMENT TO CONDUCT AN ANNUAL INDEPENDENT REVIEW OF THE POLICE TRAINING ACADEMY AND ALL TRAINING TECHNIQUES, UP FOR F I R S T READING. ORDINANCE NO. 5848 IS SPONSORED BY**

February 07, 2023

COUNCILMEMBERS CARLISLE, CANALE, AND SMILEY. (REQUEST TO ADD TO CONSENT AGENDA FOR FIRST READING)

Councilwoman Easter-Thomas offered a friendly amendment, without objection.

Chairman Jones recognized the following person(s) who spoke from the audience:

Andre Johnson, 3381 Raleigh-Millington Rd., Memphis, Tennessee 38128

Ann Adams, 172 Temple Ave., Memphis, Tennessee 38109

Catherine Lewis, 3820 Treasure Hills Cv., Memphis, Tennessee 38128

Beth Hoffberg, 717 S Riverside Dr., Memphis, Tennessee 38103

MOTION: Carlisle

SECOND: Swearngen-Washington

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearngen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED, on First Reading, as amended

28. **ORDINANCE AMENDING THE CITY OF MEMPHIS CODE OF ORDINANCES VEHICLE AND TRAFFIC CODE TO CLARIFY APPROPRIATE METHODS OF ENFORCEMENT OF TRAFFIC VIOLATIONS, UP FOR F I R S T READING. ORDINANCE NO. 5849 IS SPONSORED BY COUNCILWOMEN EASTER-THOMAS AND LOGAN. (REQUEST TO ADD TO CONSENT AGENDA FOR FIRST READING)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Daniel Bodah, 34 35th St., Brooklyn, New York 11220

Paul Garner, 1350 Concourse Ave., Memphis, Tennessee 38104

Beatrix Weil, 1624 Faxon Ave., Memphis, Tennessee 38112

Beth Hoffberg, 717 S Riverside Dr., Memphis, Tennessee 38103

Adam Nelson, 1624 Faxon Ave, Memphis, Tennessee 38112

Amber Sherman, 6070 N Belle Grove Cv., Memphis, Tennessee 38115

Kathy Temple, 1536 Tayner St., Memphis, Tennessee 38108

MOTION: Easter-Thomas

SECOND: Logan

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Smiley, Swearngen-Washington, Warren, and Chairman Jones.

ABSTAIN: Morgan
Robinson was absent.

APPROVED, on First Reading

February 07, 2023

29. **ORDINANCE TO AMEND THE CITY OF MEMPHIS CODE OR ORDINANCES, CHAPTER 21, MOTOR TRAFFIC AND VEHICLES, ARTICLE 1, GENERAL PROVISIONS AND DEFINITIONS, TO REQUIRE THE DIVISION OF POLICE SERVICES TO USE ONLY APPROPRIATELY MARKED LAW ENFORCEMENT VEHICLES TO CONDUCT TRAFFIC STOPS, UP FOR F I R S T READING. ORDINANCE NO. 5850 IS SPONSORED BY COUNCILWOMAN LOGAN. (REQUEST TO ADD TO CONSENT AGENDA FOR FIRST READING)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Gillian Wenhold, 683 N. Idlewild St., Memphis, Tennessee 38107

Richard Massey, 614 Koser Dr., Marion, Arkansas 72364

Amber Sherman, 6070 N Belle Grove Cv., Memphis, Tennessee 38115

MOTION: Swearengen-Washington

SECOND: Johnson

AYES: Colvett, Easter-Thomas, Ford, Johnson, Logan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.

Canale and Carlisle did not cast a vote.

ABSTAIN: Morgan

Robinson was absent.

APPROVED, on First Reading

30. **ORDINANCE TO ESTABLISH A PUBLIC SAFETY REPORTING PROTOCOL IN REGARD TO THE DISPOSITION BY THE MEMPHIS POLICE DEPARTMENT OF RECOMMENDATIONS BY THE CIVILIAN LAW ENFORCEMENT REVIEW BOARD (CLERB) TO THE MEMPHIS POLICE DEPARTMENT REGARDING CLERB'S DISPOSITION OF COMPLAINTS INVOLVING POLICE MISCONDUCT, THE USE OF DEADLY FORCE BY POLICE OFFICERS AND DEATHS AND INJURIES OF PERSONS OCCURRING WHILE IN POLICE CUSTODY, UP FOR F I R S T READING. ORDINANCE NO. 5851 IS SPONSORED BY COUNCILMEMBERS SMILEY, CANALE, AND CARLISLE. (REQUEST TO ADD TO CONSENT AGENDA FOR FIRST READING)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Theryn C. Bond, 57 N. Somerville St., Memphis, Tennessee 38104

Marquita Bradshar, 2138 Alcy Rd., Memphis, Tennessee 38114

MOTION: Carlisle

SECOND: Smiley

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.

Colvett did not cast a vote.

Robinson was absent.

APPROVED, on First Reading

- 31. **ORDINANCE TO ESTABLISH AN INDEPENDENT REVIEW PROCESS OF MEMPHIS POLICE DEPARTMENT INCIDENTS INVOLVING THE USE OF EXCESSIVE, UNNECESSARY AND, OR DEADLY FORCE BY POLICE OFFICERS AND DEATHS OR SERIOUS INJURIES OF PERSONS OCCURRING WHILE IN POLICE CUSTODY, UP FOR F I R S T READING. ORDINANCE NO. 5852 IS SPONSORED BY COUNCILMEMBERS SMILEY, CARLISLE, AND LOGAN. (REQUEST TO ADD TO CONSENT AGENDA FOR FIRST READING)**

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

APPROVED, on First Reading

Chairman Jones recognized the following person(s) who spoke from the audience:

- Elijah Kennedy, 2012 Walker Ave Apt #3., Memphis, Tennessee 38104
- Rev. Edith A. Love, 2005 Nelson Ave., Memphis, Tennessee 38104
- Marquita Bradshaw, 2138 Alcy Rd., Memphis, Tennessee 38114

- 32. **ORDINANCE TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCES RELATING TO PUBLIC SAFETY FOR THE CITY OF MEMPHIS LAW ENFORCEMENT TO COLLECT AND REGULARLY REPORT DATA REGARDING TRAFFIC STOPS, ARRESTS, USE OF FORCE, AND COMPLAINTS, UP FOR F I R S T READING. ORDINANCE NO. 5853 IS SPONSORED BY COUNCILMEMBERS SMILEY AND CARLISLE.**

Chairman Jones recognized the following person(s) who spoke from the audience:

- Laramie Wheeler, 1001 Monticello Dr., Memphis, Tennessee 38107
- Alice Miller, 2038 Walker Ave., Memphis, Tennessee 38104
- Paul Klein, 1841 Black Bear Cir E., Cordova, Tennessee 38016
- Joshua Adams, 4750 Woodridge Dr., Memphis, Tennessee 38116
- Chelsea Glass, 1380 Concourse Ave., Memphis, Tennessee 38104
- Gillian Wenhold, 683 N. Idlewild St., Memphis, Tennessee 38107
- Adam Nelson, 1624 Faxon Ave., Memphis, Tennessee 38112

MOTION: Smiley
 SECOND: Warren

February 07, 2023

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED, on First Reading, as amended

(Special Item #1 – Approval of same night minutes for Items #10- #12, #21-#26 from tonight's meeting.)

MOTION: Smiley

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Robinson was absent.

APPROVED

Chairman Jones recognized the following person(s) who spoke from the audience:

Gilbert Barnes Carter III, 37 W. Waldorf Ave., Memphis, Tennessee 38109

Damon Curry Morris, 1529 Dunmoor Rd., Memphis, Tennessee 38114

Joshua Adams, 4750 Woodridge Dr., Memphis, Tennessee 38116

Aaron Lewis, 3820 Treasure Hills Cv., Memphis, Tennessee 38128

Ann Adams, 172 Temple Ave., Memphis, Tennessee 38109

LaTonia Blankenship, 2399 Zanone Ave., Memphis, Tennessee 38114

Melissa Harwell, 2506 Shepherd Cv, Memphis, Tennessee 38138

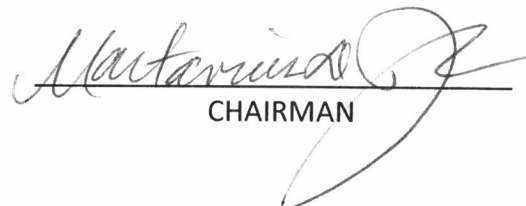
Lisa D. Bennett, 4321 Royal Palace Cove., Memphis, Tennessee 38128

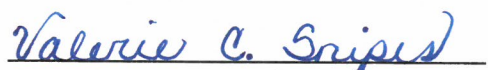
Walter Broady, 4256 Ledbetter Cv., Memphis, Tennessee 38109

MEETING ADJOURNED AT 8:30 p.m.

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


CHAIRMAN


Deputy Comptroller/Council Records

