



**CITY COUNCIL
MEETING AGENDA**

March 21, 2023

3:30 p.m.

**Council Chambers, Lobby Floor
City Hall - 125 North Main Street
Memphis, Tennessee 38103-2017**

*If You Are In Need Of A Special Accommodation While
Attending The Meeting, Please Alert The Council Staff.*

Super District 8-3. Chairman Martavius Jones
Super District 8-1. Vice Chairman JB Smiley, Jr.
District 1. Rhonda Logan
District 2. Frank Colvett, Jr.
District 3. Patrice J. Robinson
District 4. Jana Swearengen-Washington
District 5. Worth Morgan
District 6. Edmund Ford, Sr.
District 7. Michalyn Easter-Thomas
Super District 8-2. Cheyenne Johnson
Super District 9-1. Chase Carlisle
Super District 9-2. J. Ford Canale
Super District 9-3. Dr. Jeff Warren

ORDER OF BUSINESS

I. CALL TO ORDER by the Sergeant-at-Arms

II. INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Chief of Staff of the Memphis City Council.

III. PLEDGE OF ALLEGIANCE

IV. CALL OF ROLL by the Comptroller

V. APPROVAL OF PREVIOUS MEETING MINUTES (March 7, 2023)

VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

VII. ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION recognizing Norland and Dr. Amina James for their contributions to the Black business community as the current sole Black hotel owners in Memphis. This Resolution is sponsored by Councilwoman Logan.

PUBLIC HEARINGS (None)

DIVISION OF PLANNING AND DEVELOPMENT

2. RESOLUTION adopting certain amendments to the Memphis 3.0 Comprehensive Plan. This Resolution is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Applicant: Memphis and Shelby County Division of Planning and Development
Request: Approve the resolution adopting certain amendments to the Memphis 3.0 Comprehensive Plan

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

3. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 7999 Club Center Dr. This Resolution is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Case No. SUP 23-01

Applicant: Olen M. Bailey
The Reaves Firm (Representative)

Request: Special use permit to allow an indoor shooting range

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

4. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit for used vehicle sales at 2607 S. Mendenhall Rd. This Resolution is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Case No. SUP 23-02

Applicant: Baha Hajjeh
David Bray of the Bray Firm (Representative)

Request: Special use permit for used vehicle sales

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

ZONING ORDINANCE- THIRD AND FINAL READING

5. **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 change from Residential Single-Family – 10 to Commercial Mixed Use – 1 at 2245 Frayser Blvd., up for T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Case No. Z 23-01
Ordinance No. 5855

Applicant: Legacy of Legends Community Development Corporation
David Bray of the Bray Firm (Representative)

Request: Zoning change from Residential Single-Family – 10 to Commercial Mixed Use – 1 District.

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

78 NOTICES WERE MAILED ON FEBRUARY 28, 2023

CONSENT AGENDA

GENERAL ORDINANCE- FIRST READING

6. **ORDINANCE** to rename White Station Library as the Officer Redd Library, up for F I R S T reading. Ordinance No. 5860 is sponsored by the Memphis City Council.

Swarengen-
Washington
Chairman,
Public Services,
Art,
Youth Initiative,
Libraries & Neighborhoods
Committee

ACTION REQUESTED: Adopt the Ordinance on First reading

GENERAL ORDINANCES - SECOND READING

7. **ORDINANCE** to Provide for Police Reform, Codify Policies and Procedures for Memphis Police Officers Relating to Traffic Stops, Use of Force, Use of Body Cameras, Anti-Profilng Rules, Personal Conduct of Officers and Establishing Reporting Requirements by the Memphis Police Department for Officer Misconduct and Interactions with Citizens, up for S E C O N D reading. Ordinance No. 5858 is sponsored by Councilman Carlisle.

Logan
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

8. **ORDINANCE** to amend the City Council Meeting dates for 2023, up for S E C O N D reading. Ordinance No. 5859 is sponsored by Councilman Carlisle.

Jones
Chairman,
Executive
Session

ACTION REQUESTED: Adopt the Ordinance on Second reading

ZONING ORDINANCES – FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

NOTATIONS FROM DPD (None)

ENGINEERING DIVISION

- 9. RESOLUTION approving engineering plans for SHADY GROVE MEDIAN ENHANCEMENT, and accepts bond as security. (Request for Same Night Minutes)

Contract No. CR-5438

Resolution approves engineering plans within the present limits of the City of Memphis located at Ridgeway Road and Shady Grove Road, in Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also accepts the Travelers Casualty and Surety Company Performance Bond No. 107640079 in the amount of \$2,321,700.00 as security for the project.

ACTION REQUESTED: Adopt the Resolution

- 10. RESOLUTION terminating public improvements for 235 Union Avenue [CR-5288] and authorizes release of bond. (Request for Same Night Minutes)

(Contract No. CR-5288)

Resolution accepts the termination of public improvements in the present limits of Memphis, as shown on the engineering plans and located on the southwest corner of the Union Avenue and Fourth Street intersection in Memphis, Tennessee. Resolution also authorizes release of Performance Bond No. 41402156 in the amount of \$35,200.00 held as security.

ACTION REQUESTED: Adopt the Resolution

- 11. RESOLUTION accepting public improvements for STONEBRIAR PD PHASE 10 [CR-5370] and authorizes release of bond. (Request for Same Night Minutes)

(Contract No. CR-5370)

Resolution accepts public improvements in the present limits of Shelby County as shown on The engineering plans, located on the west side of Meadowbriar Trail and Stone Arch Place / Bridalbrook Lane intersections in Shelby County, Tennessee. Resolution also authorizes release of Pinnacle Bank Letter of Credit No. 90663010 in the amount of \$175,700.00 held as security.

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEMS (None)

FISCAL CONSENT AGENDA

(NONE)

MLGW FISCAL CONSENT

Chair: Patrice Robinson, Vice Chair: Worth Morgan

(NONE)

REGULAR AGENDA

APPOINTMENTS (None)

GENERAL ORDINANCES THIRD AND FINAL READING

12. **ORDINANCE** amending Article VII, Chapter 36, Section 36-130 of the City of Memphis, Code of Ordinance to Establish Rules and Regulations relating to the Operation and Regulation of Short-Term Rentals in Memphis, up for T H I R D and F I N A L reading. Ordinance No. 5856 is sponsored by the Memphis City Council.

Johnson
Chairman,
Planning
& Zoning
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

13. **ORDINANCE** to Amend City Code of Ordinances, Legal Holidays, to add Juneteenth Independence Day as a Legal Holiday, up for T H I R D and F I N A L reading. Ordinance No. 5857 is sponsored by Councilwoman Easter-Thomas and Chairman Jones.

Jones
Chairman,
Executive
Session

ACTION REQUESTED: Take whatever action Council deems advisable

14. **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 from 2/7; 3/7)**

Swearingen-
Washington
Chairman,
Public Services,
Art,
Youth Initiative,
Libraries & Neighborhoods
Committee

THIS ORDINANCE WILL NOT BE HEARD UNTIL APRIL 25TH. IT IS STILL IN LEGAL REVIEW

15. **ORDINANCE** amending the City of Memphis Code of Ordinances Vehicle and Traffic Code to clarify appropriate methods of enforcement of traffic violations, up for T H I R D and F I N A L reading. Ordinance No. 5849 is sponsored by Councilwomen Easter-Thomas and Logan. **(Held from 3/7)**

Logan
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

16. **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 T H I R D and F I N A L reading. Ordinance No. 5845 is sponsored by Chairman Jones, Ford, Johnson, Logan, Swearengen-Washington, and Warren. **(Held from 2/21; 3/7)**

Ford
Chairman,
Economic
Development,
Tourism &
Technology
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

17. **ORDINANCE** renaming South Second Street between Beale Street and G.E. Patterson Avenue as Representative Barbara Cooper Street, up for T H I R D and F I N A L reading. Ordinance No. 5846 is sponsored by the Memphis City Council. **(Held from 2/21; 3/7)**

Johnson
Chairman,
Planning
& Zoning
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

208 NOTICES WERE MAILED ON FEBRUARY 28, 2023

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION TECHNOLOGY (None)

LAW DIVISION (None)

LIBRARY SERVICES (None)

MLGW DIVISION (None)

MEMPHIS PARKS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

DIVISION OF SOLID WASTE (None)

GENERAL ITEMS (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT