



CITY OF MEMPHIS

COUNCIL AGENDA

June 7, 2016

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

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 Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (May 17, 2016)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION approving an honorary street name change for Mr. Baxter Richard Leach. This resolution is sponsored by Councilman Brown.

ACTION REQUESTED: Adopt the resolution

2. RESOLUTION approving an honorary street name change of Tulane Road between Holmes and Windsor Roads for Pastor Aaron Campbell, Jr. This resolution is sponsored by Councilwoman Robinson.

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARINGS (None)

DIVISION OF PLANNING AND DEVELOPMENT

3. RESOLUTION approving a Hotel/Motel Waiver for Markev Holdings I, LLC
Colvett d/b/a 79 Madison Avenue, LLC located at 79 and 83 Madison Ave.; 1, 9 and
Chairman, 11 S. Main St. This resolution is sponsored by the Office of Planning &
Planning & Development.
Zoning
Committee

Case No. HMW 16-05

ACTION REQUESTED: Adopt the resolution

ZONING ORDINANCE – THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING

4. **ORDINANCE** to amend Ordinance No. 5586, regarding the Citizen's Law Enforcement Review Board, to conform with State and Municipal Law regarding open meetings and subpoena powers, and for other general matters, up for F I R S T reading. Ordinance No. 5620 is sponsored by Councilman Morgan.
- Morgan
Chairman,
Public Safety
& Homeland
Security
Committee
- ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCE - SECOND READING

5. **ORDINANCE** to amend Title 5, Chapter 5-20 of the Memphis Municipal Code to modify the use of the existing Hotel/Motel Occupancy Tax for the period from December 1, 2015 to June 30, 2016, up for S E C O N D reading. Ordinance No. 5619 is sponsored by Finance Division.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE - FIRST READING

6. **ORDINANCE** rezoning 480 W. Brooks Road (North side of W. Brooks Road; +/- 107.60 feet east of Ford Road), containing 0.22 acre (9,583.20 sq. ft.), in the Residential Single Family (R-6) District, up for F I R S T reading. This ordinance is sponsored by the Office of Planning and Development.
- Colvett
Chairman,
Planning &
Zoning
Committee
- Case No. Z 16-02
Ordinance No. 5621

Applicants: Ernest C. Withers, Sr. Family
Andrew Rome Withers – Representative

Request: Residential Single Family Historic (R-6[H]) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING (None)

NOTATIONS FROM OPD (None)



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MLGW FISCAL CONSENT

7. RESOLUTION awarding contract to Summit Truck Group, for the purchase of aerial towers, in the funded amount of \$2,851,761.00.
8. RESOLUTION awarding contract to Scruggs Equipment Company, Inc., for the purchase of steel utility bodies and a welding body, in the funded amount of \$178,532.00.
9. RESOLUTION awarding contract to AutoNation Ford d/b/a Dobbs Ford, for the purchase of light duty bi-fuel compressed natural gas(CNG)/gasoline trucks, in the funded amount of \$590,188.12.
10. RESOLUTION awarding contract to AutoNation Ford d/b/a Dobbs Ford, in the funded amount of \$59,502.44 and Scruggs Equipment Co., Inc., in the amount of \$600,520.85, for light duty cab and chassis with bodies.
11. RESOLUTION awarding contract to Abby Equipment Company, for backhoe loaders, in the funded amount of \$283,107.96.
12. RESOLUTION awarding contract to Thompson Machinery in the funded amount of \$243,425.69 and H & E equipment Services in the funded amount of \$79,538.00 for excavators.
13. RESOLUTION awarding contract to H & E Equipment Service, in the funded amount of \$173,600.00 and Williams Equipment & Supply in the funded amount of \$46,676.00, for air compressors.
14. RESOLUTION awarding contract to GE Grid Solutions, for JungleMux equipment, in the funded amount of \$65,569.00.
15. RESOLUTION awarding contract to Perkin Elmer Health Sciences, Inc., for maintenance and support for ELAN 9000 spectrometer, in the funded amount of \$16,884.00.
16. RESOLUTION approving Change No. 2 to Contract No. 11735, Onsite Computer and Technical Classes, with Southwest Tennessee Community College, in the funded amount not-to-exceed \$28,000.00. (This change is to renew the current contract for the second of four annual renewal terms for the period covering July 1, 2016 through June 30, 2017.)

17. RESOLUTION approving Change No. 4 to Contract No. 11050, Tape Reporting Tool, with 21st Century Software, Incorporated (formerly known as Estorian, Incorporated), in the funded amount of \$10,300.00. (This change is to renew the current contract for annual software maintenance, license, and support services for the period covering November 1, 2016 through October 31, 2017, with no increase in rates from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by 21st Century Software, Incorporated.)

18. RESOLUTION awarding contract to Fujitsu America, Inc., for maintenance and support for Enterprise Server CS500 Virtual Tape solution, in the funded amount of \$16,720.00.



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REGULAR AGENDA

BUDGET

19. RESOLUTION approving the FY17 Budget for the Downtown Memphis Commission. This resolution is sponsored by Downtown Memphis Commission.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
20. RESOLUTION directing the City Treasurer to prepare Tax Bills for the various Utilities and Carriers utilizing the last Certified Assessment available as of June 30, 2015. This resolution is sponsored by Finance Division.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
21. RESOLUTION approving the Capital Acquisition Budget and the Capital Improvement Program for Fiscal Years 2017 – 2021. This resolution is sponsored by Finance Division.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
22. **ORDINANCE** to appropriate the proceeds of the tax levy on the assessed values on all properties of every species within the city limits for general purposes for the Fiscal Year July 1, 2016 through June 30, 2017, inclusive, together with all collections from privileges, licenses, fees, fines, permits, charges, requests, transfers from non-budget accounts, earnings, refunds and all other items constituting the revenue receipts of the City of Memphis for the Fiscal Year July 1, 2016 through June 30, 2017, inclusive, to provide the manner in which monies may be transferred from one fund to another and to provide the standard code of designations under which the appropriations are to be administered and accounting control maintained, up for T H I R D and F I N A L reading. Ordinance No. 5616 is sponsored by Finance Division.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Take whatever action Council deems advisable

23. **ORDINANCE** to fix the Tax Rate of the City of Memphis for Fiscal Year 2017, up for T H I R D and F I N A L reading. Ordinance No. 5617 is sponsored by Finance Division.
Ford
Chairman,
Budget
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

GENERAL ORDINANCE – THIRD AND FINAL READING (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION

24. RESOLUTION accepting grant funds in the amount of \$230,695.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Rapid Response Program. This resolution is sponsored by Workforce Investment Network.
Boyd
Chairman,
Economic
Development &
Tourism
Committee

ACTION REQUESTED: Adopt the resolution

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 SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES

DIVISION OF PUBLIC WORKS

25. RESOLUTION requesting the approval of the sale of City owned surplus vacant parcel as described in and acquired by warranty deed 02044054 on 19th February 2002 located in the Shelby County Register of Deeds office. The parcel is located at 762 Hazelwood Road in Memphis, Shelby County, Tennessee also known as Parcel #075037 00032. The proposed sale is to an adjoining property owner and may be conveyed without necessity of competitive bidding, for approval by the City Council with one reading per City
Hedgepeth
Chairman,
Public Works,
Transportation
& General

Services Ordinance 2-291. The purchaser is the adjoining property owner. This resolution is
Committee sponsored by General Services.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM

26. RESOLUTION designating and empowering the Memphis Housing Authority to hold
Conrad the statutorily mandated public hearing on the necessity of the adoption of the
Chairman, redevelopment plan for the Raleigh Springs Mall area, known as the Raleigh Springs
Executive Mall Urban Renewal Plan. This resolution is sponsored by Housing and Community
Session Development.

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

27. **Appointment**

Spinosa
Chairman,
Personnel,
Intergovern-
mental &
Annexation
Committee

DIRECTOR OF PARKS & NEIGHBORHOODS

Appointment

Maria Muñoz-Blanco

28. RESOLUTION approving the FY 2016 3rd Quarter Clean-Up resolution to adjust for unanticipated expenditures. This resolution is sponsored by Finance Division.

Ford
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

29. RESOLUTION approving the FY 2016 3rd Quarter Clean-Up resolution to adjust expenditures to provide cash flow assistance to WIN as grant funds are reimbursed after expenditures, in the amount of \$2,000,000.00. This resolution is sponsored by Finance Division.

Ford
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

30. RESOLUTION approving the FY 2016 3rd Quarter Clean-Up resolution to adjust expenditures to provide cash flow assistance to HCD as grant funds are reimbursed after expenditures, in the amount of \$5,000,000.00. This resolution is sponsored by Finance Division.

Ford
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

31. RESOLUTION accepting grant funds from the State of Tennessee in the amount of \$1,190,400.00 specifically for the In-Service Training Program for training of 1,984 commissioned officers. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety &
Homeland Security
Committee

ACTION REQUESTED: Adopt the resolution

32. RESOLUTION accepting (3) SkyCop Camera Solutions, compatible with existing MPD equipment, to be installed at Christ United Methodist Church, 4488 Poplar Avenue, who gave the necessary funds. The items are being donated by the Memphis/Shelby County Law Enforcement Foundation, in the amount of \$23,721.00. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety &
Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

ADD-ONS CONT.

33. RESOLUTION accepting (6) SkyCop Camera Solutions, compatible with existing MPD equipment, to be installed in the Chickasaw Gardens neighborhood, who gave the necessary funds. The items are being donated by the Memphis/Shelby County Law Enforcement Foundation, in the amount of \$48,945.45. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety &
Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

34. RESOLUTION accepting funds in the amount of \$20,000.00 from FedEx to sponsor the City’s “We Mean Business” Symposium hosted by the Office of Business Diversity & Compliance. This resolution is sponsored by Finance Division.

Boyd
Chairman,
Economic
Development,
Tourism &
Technology Committee

ACTION REQUESTED: Adopt the resolution

35. RESOLUTION accepting grant funds in the amount of \$3,172,718.00 from the State of Tennessee Department of Labor and Workforce Development Division of WIA Title Youth Program. This resolution is sponsored by Workforce Investment Network.

Boyd
Chairman,
Economic
Development,
Tourism &
Technology Committee

ACTION REQUESTED: Adopt the resolution

36. RESOLUTION authorizing payment to the City of Memphis from the City’s Electric System for Fiscal Year 2016 as permitted by agreement with the Tennessee Valley Authority. This resolution is sponsored by Councilman Ford and Councilwoman Robinson.

Robinson
Chairman,
MLGW
Committee

ACTION REQUESTED: Adopt the resolution

37. RESOLUTION rescinding and withdrawing prior Resolution approving a dividend payment to the City of Memphis, to be paid from the City’s Electric System for Fiscal Year 2016. This resolution is sponsored by Councilman Ford and Councilwoman Robinson.

Robinson
Chairman,
MLGW
Committee

ACTION REQUESTED: Adopt the resolution

38. RESOLUTION accepting donation of lighting and maintenance for the lighting for the Harahan Bridge and replacement lighting for the Hernando Desoto Bridge from the Memphis Center City Commission (a/k/a Downtown Memphis Commission) through the Center City Development Corporation, in an amount not to exceed \$12,000,000.00. This resolution is sponsored by Public Works Division.

Hedgepeth
Chairman,
Public Works,
Transportation
& General Services
Committee

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Approved
2. Held until July 19, 2016
3. Through 20 – Approved
21. & 22 – Approved, as amended
23. Through 38 – Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF MARCH 17, 2016 MEETING

Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF ITEMS #15, #19, #20, #21, #22, #23, #24, #27, #28, #29, #30, #31, #32, #33, #34, #35, #38, Special Item#1 and Special Item #2 from tonight's meeting

Approved, as amended