



CITY OF MEMPHIS

COUNCIL AGENDA

February 3, 2015

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 (January 20, 2015)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARINGS

1. RESOLUTION approving a planned development located on the southeast corner of Riverdale Road and Kings Crown Drive, containing 14.97 acres of vacant land governed by King's Pointe Planned Development, Amended (P.D. 00-314cc). This resolution is sponsored by the Office of Planning and Development. (Held from 1/20)

Collins
Chairman,
Planning &
Zoning Committee

Case No. PD 14-308cc

Applicant: Sal Krown Investments, LLC

Bray-Davis Firm, LLC (David Bray) – Representative

Request: Plan amendment to allow 220 units of townhomes and multi-family apartments, including a clubhouse and outdoor recreation amenities

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

315 NOTICES WERE MAILED ON JANUARY 9, 2015

- 2. RESOLUTION approving a special use permit located +/-614 feet east of Anderson Road at Gilleas Road, containing 0.168 acre in the R-6 District. This resolution is sponsored by the Office of Planning & Development.

Collins
Chairman,
Planning &
Zoning Committee

Case No. SUP 14-233

Applicant: TV6W, LLC dba Tower Ventures
Mike Fahy – Representative

Request: Allow a 170 foot CMCS tower within a residential zoning district

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

61 NOTICES WERE MAILED ON JANUARY 23, 2015

DIVISION OF PLANNING AND DEVELOPMENT

- 3. RESOLUTION approving a hotel/motel waiver for King Signature Hotel located at 1471 E. Brooks Road, Memphis, TN 38116. This resolution is sponsored by the Office of Planning and Development. (Held from 1/20)

Collins
Chairman,
Planning &
Zoning Committee

Case No. HMW 14-08

ACTION REQUESTED: Adopt the resolution

- 4. RESOLUTION establishing The Beale Street Tourism Development Authority. This resolution is sponsored by Administration. (Held from 1/6; 1/20)

Halbert
Chairman, Economic
& Tourism Committee

ACTION REQUESTED: Adopt the resolution

ZONING ORDINANCES – THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCE - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

5. RESOLUTION approving final plat of SHELBY OAKS CORPORATE PARK M-L PHASE 12.

Case No. Z-2762

Contract No. CR-5224

Resolution approving the final plat located on the northwest corner of Whitten Road and Raleigh-LaGrange Road. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

ACTION REQUESTED: Adopt the resolution

NOTATION FROM OPD (None)

NOTATION from Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:



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MLGW FISCAL CONSENT

6. RESOLUTION awarding Contract No. 11724, Janitorial Services for MLGW facilities located at the North Service Center, MLGW University, Electric System Operations, North Community Office, Lamar Community Office, Choctaw, Sheahan Pumping Station, Water Assurance Laboratory, and the Netters Business Center, to SKB Facilities and Maintenance, in the funded amount of \$289,122.00.
7. RESOLUTION awarding Contract No. 11725, Janitorial Services for MLGW facilities at the Administration Building located at 220 South Main Street, and the Downtown Credit Office located at 245 South Main Street, to SKB Facilities and Maintenance, in the funded amount of \$132,299.50.
8. RESOLUTION approving Change No. 2 to Contract No. 11489, Customer Care Center (CCC) Telephone Service, with AT&T, in the funded amount of \$132,000.00. (This change is to renew the current contract for the second and final renewal term for the period covering August 16, 2015 through August 15, 2016, with no increase from the previous year.)
9. RESOLUTION awarding a contract to Brighter Days and Nites, Inc., for air disconnect switches, in the amount of \$59,942.00.



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REGULAR AGENDA

10. APPOINTMENT

Flinn

Chairman,

Personnel,

Intergovern-
mental

& Annexation
Committee

MEMPHIS CONVENTION CENTER COMMISSION

Appointment

Lori Spicer Robertson

GENERAL ORDINANCES – THIRD AND FINAL READING

11.

Hedgepeth,

Chairman,

Public Works,

& Transportation
Committee

ORDINANCE amending the Taxi Ordinance, up for T H I R D and F I N A L reading. Ordinance No. 5578 sponsored by Councilman Kemp Conrad and Councilman Myron Lowery. (Held from 1/6; 1/20)

ACTION REQUESTED: Take whatever action Council deems advisable

12.

Hedgepeth,

Chairman,

Public Works &

Transportation
Committee

ORDINANCE to set fourth Uniform Requirements for Transportation Network Services; to define Transportation Network Services, Applications, Companies, and Operators and to create Registration Provisions for Operators; and to provide for other related matters, up for T H I R D and F I N A L reading. (Held from 11/4; 11/18; 1/6; 1/20). Ordinance No. 5569 is sponsored by Councilman Kemp Conrad and Co-sponsored by Councilman Myron Lowery.

ACTION REQUESTED: Take whatever action Council deems advisable

13.

Brown,

Chairman,

Housing &

Community

Development

Committee

ORDINANCE to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for T H I R D and F I N A L reading. Held from 8/19; 9/16; 10/21; 11/18; 12/16; 1/20). Ordinance No. 5557 is sponsored by Councilwoman Wanda Halbert.

ACTION REQUESTED: Take whatever action Council deems advisable

14. **ORDINANCE** to amend Section 13-8-5 of the City of Memphis, Code of Ordinances to authorize the City to repair sewer infrastructure damaged by third parties and to seek reimbursement for such repair costs and resulting damages, up for **T H I R D** and **F I N A L** reading. Ordinance No. 5579 is sponsored by Administration.

Hedgepeth
Chairman,
Public Works &
Transportation
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION

15. **RESOLUTION** appropriating \$400,000.00 funded by G.O. Bonds General in CIP Project #GA03025, Bus Facility Improvements, to fund the local share for bus facility improvements as part of the Fiscal Year 2015 Capital Improvement Budget. This resolution is sponsored by MATA.

Hedgepeth
Chairman, Public
Works &
Transportation
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 PARK SERVICES (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

16. RESOLUTION approving a Lease Agreement and temporary easement with Center Point Terminal Company, LLC, as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission, on December 17, 2014. This resolution is sponsored by Port Commission.

Hedgepeth
Chairman,
Public Works
& Transportation
Committee

Contract No. CR-5223

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

17. **ORDINANCE** to establish the Beale Street Tourism Development Authority pursuant to Tennessee Code Annotated Section 7-69-1-1 and the Charter of the City of Memphis, Tennessee, up for F I R S T reading. Ordinance No. 5580 is sponsored by Councilman Kemp Conrad and Councilman Edmund Ford, Jr.
Halbert
Chairman,
Economic
Development &
Tourism Committee ACTION REQUESTED: Adopt the ordinance on First reading

18. **RESOLUTION** urging support of Insure Tennessee. This resolution is sponsored by Councilman Berlin Boyd and Councilman Edmund Ford, Jr.
Flinn
Chairman,
Personnel Committee ACTION REQUESTED: Adopt the resolution

19. **RESOLUTION** requesting the approval of the sale of City owned property as described in and acquired by warranty deed on September 13, 1962. The property is located at 664 St. Jude Place in Memphis, Shelby County, Tennessee also known as Parcel #001130 00001. The proposed sale is to St. Jude (ALSAC), an adjoining property owner. This resolution is sponsored by General Services.
Hedgpeeth
Chairman,
Public Works &
Transportation
Committee

ACTION REQUESTED: Adopt the resolution

20. **RESOLUTION** thanking Charlie Wirt for 64 years of service to the City of Memphis.
Lowery

ACTION REQUESTED: Adopt the resolution

21. **RESOLUTION** accepting grant funds in the amount of \$9,000.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Youth Statewide Program. This resolution is sponsored by the Executive Division.
Halbert
Chairman,
Economic &
Tourism Committee ACTION REQUESTED: Adopt the resolution

22. **RESOLUTION** accepting grant funds in the amount of \$75,000.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Rapid Response Incumbent Worker Program. This resolution is sponsored by the Executive Division.
Halbert
Chairman,
Economic &
Tourism Committee

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Held until March 3, 2015
2. and 3 – Approved

ADD-ONS

- 4. Dropped
- 5. Through 10 – Approved
- 11. Through 13 – Held until February 17, 2015
- 14. Through 22 – Approved

ACTION TAKEN ON THE MINUTES OF JANUARY 20, 2015

Approved

**ACTION TAKEN ON THE MINUTES OF FEBRUARY 3, 2015 FOR ITEMS
18, 19, 21 AND 22 ONLY**

Approved