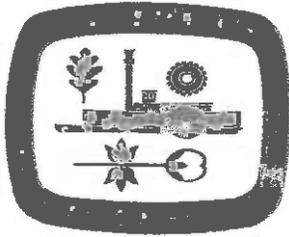


## Memphis City Council Summary Sheet

1. Item is a Resolution to accept and appropriate funds in the amount of \$30,000.00 from Shelby County Government through the Office of Sustainability to the FY2014 budget for the Division of Housing and Community Development.
2. The Division of Housing and Community Development is the initiating party.
3. Resolution is not a change to an existing ordinance or resolution.
4. A new contract will be required.
5. Expenditure of funds will be required.

Resolution-Division of Housing and Community Development



*Resolution amending the FY2014 Operating Budget by accepting and appropriating the expenditures and revenues for the Greenprint Subplanning Grant in the amount of \$30,000.00 to the FY2014 budget for the Division of Housing and Community Development.*

**WHEREAS**, the City of Memphis Division of Housing and Community Development (HCD) has received Greenprint Subplanning grant funds in the amount of Thirty-Thousand Dollars (\$30,000.00) from Shelby County Government through the Office of Sustainability; and

**WHEREAS**, HCD received these funds through a competitive grant application process; and

**WHEREAS**, these funds will be used by HCD to plan for green infrastructure improvements for the Memphis Heritage Trail Area; and

**WHEREAS**, it is necessary to accept the grant funding and amend the Fiscal Year 2014 Operating Budget to establish funds for the FY2014 Greenprint Subplanning grant; and

**WHEREAS**, it is necessary to appropriate the FY2014 grant funds in the amount of Thirty Thousand Dollars (\$30,000.00) for the Greenprint Subplanning grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Greenprint Subplanning grant funds in the amount of Thirty Thousand Dollars (\$30,000.00) be accepted by the City of Memphis.

Resolution-Division of Housing and Community Development

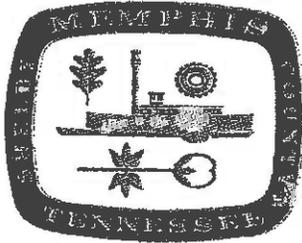
**BE IT FURTHER RESOLVED**, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the Greenprint Subplanning Grant in the amount of Thirty Thousand Dollars (\$30,000.00) as follows:

**REVENUES**

Shelby County Government	<u>\$30,000.00</u>
Total	\$30,000.00

**EXPENDITURES**

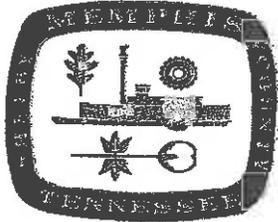
Greenprint Subplanning Grant	<u>\$30,000.00</u>
Total	\$30,000.00



## Memphis City Council Summary Sheet

1. Item is a Resolution to accept and appropriate funds in the amount of \$30,000.00 from Shelby County Government through the Office of Sustainability to the FY2014 budget for the Division of Housing and Community Development.
2. The Division of Housing and Community Development is the initiating party.
3. Resolution is not a change to an existing ordinance or resolution.
4. A new contract will be required.
5. Expenditure of funds will be required.

Resolution-Division of Housing and Community Development



*Resolution amending the FY2014 Operating Budget by accepting and appropriating the expenditures and revenues for the Greenprint Subplanning Grant in the amount of \$30,000.00 to the FY2014 budget for the Division of Housing and Community Development.*

**WHEREAS**, the City of Memphis Division of Housing and Community Development (HCD) has received Greenprint Subplanning grant funds in the amount of Thirty-Thousand Dollars (\$30,000.00) from Shelby County Government through the Office of Sustainability; and

**WHEREAS**, HCD received these funds through a competitive grant application process; and

**WHEREAS**, these funds will be used by HCD to plan for green infrastructure improvements for the Memphis Heritage Trail Area; and

**WHEREAS**, it is necessary to accept the grant funding and amend the Fiscal Year 2014 Operating Budget to establish funds for the FY2014 Greenprint Subplanning grant; and

**WHEREAS**, it is necessary to appropriate the FY2014 grant funds in the amount of Thirty Thousand Dollars (\$30,000.00) for the Greenprint Subplanning grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Greenprint Subplanning grant funds in the amount of Thirty Thousand Dollars (\$30,000.00) be accepted by the City of Memphis.

Resolution-Division of Housing and Community Development

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the Greenprint Subplanning Grant in the amount of Thirty Thousand Dollars (\$30,000.00) as follows:

**REVENUES**

Shelby County Government	<u>\$30,000.00</u>
Total	\$30,000.00

**EXPENDITURES**

Greenprint Subplanning Grant	<u>\$30,000.00</u>
Total	\$30,000.00



## Memphis City Council Summary Sheet

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

A resolution to approve the 2014 Electric, Gas and Water Operations and Capital Budget which includes an increase in water rates of 2.5% to be effective with meters read on Cycle 1 of the January 2014 revenue month on a non-prorated basis and TVA FCA rider tariff language changes to be effective with meters read on Cycle 1 of the January 2014 revenue month.

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

Memphis Light, Gas and Water Division

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

Not applicable.

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

Not applicable.

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

Not applicable.



A resolution to approve the 2014 Electric, Gas and Water Operations and Capital Budget which includes an increase in water rates of 2.5% to be effective with meters read on Cycle 1 of the January 2014 revenue month on a non-prorated basis, and TVA FCA electric tariff language changes to be effective with meters read on Cycle 1 of the January 2014 revenue month.

**WHEREAS**, the Board of Light, Gas and Water Commissioners has submitted a proposed budget for the Memphis Light, Gas and Water Division for operation and maintenance expenses for the calendar year 2014, and the capital expenditures for 2014 specifying the portion to be funded from current year's revenue and projected debt issuance; and

**WHEREAS**, the Council has, through its MLGW Committee and other interested members of the Council, reviewed the budget and conducted hearings thereon; and

**WHEREAS**, the Board of Commissioners has approved said budget and submitted to the City Council with the recommendation of the Board for approval;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the attached 2014 Budget for operation and maintenance expenses and capital expenditures of the Memphis Light, Gas and Water Division is approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
October 17, 2013

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The President presented the 2014 budgets of the Electric, Gas and Water Divisions for 2014 operation and maintenance expenses and the 2014 capital expenditures to the Board of Light, Gas and Water Commissioners for adoption.

Such annual budgets will include the applicable revenues, expenses and capital improvements for each system. These budgets have been reviewed by the Budget Review Committee, the applicable management staff, and the Board.

The President also recommends that the Board approve the adoption and revisions to Water Rate Schedules W-1, W-2, W-5, W-6, W-7, W-8, W-9, W-10, W-11, W-51, W-53, W-57, FP-1 and FP-2 proposed to become effective with Cycle 1 meter readings for the January 2014 revenue month on a non-prorated basis. The proposed rate increase of approximately 2.5% for water for each customer rate class is estimated to produce an annual increase in revenues of \$2,079,000 for water during the calendar year of 2014.

The rate increase for the Water Division is due to the effects of increases in general operating expenses and reduced cash balances.

The President also recommends that the Board approve the adoption and revision of language changes to the TVA FCA Rider which modifies the schedule to allow for the adjustment of retail rates to recover and reflect the total cost of Wholesale Power Cost as purchased by MLGW from the Tennessee Valley Authority. This change is proposed to become effective with Cycle 1 meter readings for the January 2014 revenue month.

After discussion, the Board of Memphis Light, Gas and Water Commissioners determined that, in their opinion, the proposed new water rates are necessary in order to keep the Water Division financially sound, and that they are in compliance with Chapter 381 of Private Acts 1939, as amended, creating the Division. Additionally, the Board of Light, Gas and Water Commissioners determined that, in their opinion, the TVA FCA Rider change is necessary.

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

- (1) THAT, the Budgets for the Electric, Gas and Water Divisions for the 2014 operation and maintenance expenses and the 2014 capital expenditures, as presented by the President, subject to the consent and approval of the Council of the City of Memphis, be adopted and be in effect for the fiscal year 2014;**
- (2) THAT, the Board of Light, Gas and Water Commissioners approve and adopt the attached Water Rate Schedules, the attached TVA FCA Electric Rate Schedule as described in the foregoing preamble to this resolution, subject to the consent and approval of the Council of the City of Memphis, to become effective as prescribed in the foregoing preamble on a non-prorated basis; and**
- (3) THAT, the Board of Light, Gas and Water Commissioners, by this resolution, petitions the Memphis City Council to convene as a ratemaking body at a public hearing to be held on November 19, 2013, and to consider and determine revisions in MLGW water and electric tariffs and rates effective as herein recommended and approved by this Board;**

- (4) BE IT FURTHER RESOLVED THAT the President is directed to cause to be published in a newspaper of general circulation in Shelby County, Tennessee a public notice of the intention of MLGW to seek approval from the Memphis City Council of the water and electric rate revisions adopted herein at a public ratemaking hearing to be convened on November 19, 2013.

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 ~~17th~~ day of ~~October~~, 20 ~~13~~, at which a quorum was present.

  
Secretary - Treasurer

**STATEMENT OF DANA J. JEANES**  
**CHIEF FINANCIAL OFFICER AND SECRETARY-TREASURER**  
**MEMPHIS LIGHT, GAS AND WATER DIVISION**  
**CITY OF MEMPHIS**  
**October 17, 2013**

\*\*\*\*\*

My name is Dana J. Jeanes and I reside at 11523 Metz Place in Eads, Tennessee. I hold the position of Chief Financial Officer and Secretary-Treasurer at Memphis Light, Gas and Water Division, and it is my duty to make recommendations concerning the schedule of rates to the Board of Commissioners. I have recommended and the Board of Commissioners has approved, pursuant to Section 680 of the Charter of the City of Memphis, a schedule of rates as will enable the Memphis Light, Gas and Water Division, pursuant to said Charter requirements, to pay operating expenses, interest, sinking funds reserve, working capital, renewal and replacements, casualties, and other fixed charges including necessary capital improvements and payments in lieu of taxes to the City of Memphis.

On October 17, I recommended to the Board that the water rate increases be implemented due to the effects of increases in general operating expenses and reduced cash balances. I recommend that water rates be increased an overall 2.5% for each customer rate class. The total proposed revenue increases on an annual basis are estimated to be \$2,079,000 for water during the calendar year 2014. I recommended to the Board language changes to the TVA FCA Rider schedule to allow for the adjustment of retail rates to

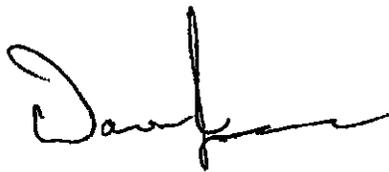
recover and reflect the total cost of Wholesale Power Cost as purchased by MLGW from the Tennessee Valley Authority.

I have further advised the Board of certain factors and details outlining the necessity of these rate tariff changes and the file herewith exhibits of these factors for your consideration and discussion of the public hearing to be held on November 19, 2013.

As Chief Financial Officer and Secretary-Treasurer of Memphis Light, Gas and Water Division, it is my opinion that the rates requested by the Division will produce sufficient revenues to meet the obligation of Memphis Light, Gas and Water under the Charter and covenants in Bond Resolutions.

For the reasons set out above, I recommend that the Memphis City Council, pursuant to Chapter 381 of the Private Acts of 1939, as amended, approve these revisions at the public hearing to be held on November 19, 2013.

RESPECTFULLY SUBMITTED

A handwritten signature in black ink, appearing to read "Dana J. Jeanes". The signature is fluid and cursive, with a large initial "D" and a long, sweeping underline.

Dana J. Jeanes

Chief Financial Officer and Secretary-Treasurer

Memphis Light, Gas and Water Division



## Memphis City Council Summary Sheet

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

Resolution requesting the City Council to convene as a rate making Board and expressing the approval of a Water rate increase and changes to the TVA FCA Rider Schedule.
- 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Memphis Light, Gas and Water requests that the Memphis City Council approve the water rate increase to be implemented due to the effects of increases in general operating expenses. Memphis Light, Gas and Water recommends that water rates be increased an overall 2.5% for each customer rate class. The total proposed revenue increases on an annual basis are estimated to be \$2,079,000 for water during the calendar year 2014. Memphis Light, Gas and Water also requests that the Memphis City Council approve the TVA FCA rider rate schedule language changes to allow for the adjustment of retail rates to recover and reflect the total cost of Wholesale Power Cost as purchased by MLGW from the Tennessee Valley Authority. Both the water rate increases and language changes are to become effective with meters read on Cycle 1 of the January 2014 revenue month.
- 3. State whether this is a change to an existing ordinance or resolution, if applicable.**

There is no change to an existing resolution or ordinance.
- 4. State whether this requires a new contract, or amends an existing contract, if applicable.**

This resolution does not require a new contract, or amends an existing contract.
- 5. State whether this requires an expenditure of funds/requires a budget amendment.**

No Contracts, expenditure of funds, or budget amendments are required.



A resolution to approve the 2014 increase in water rates of 2.5% to be effective with meters read on Cycle 1 of the January 2014 revenue month on a non-prorated basis, and TVA FCA electric tariff language changes to be effective with meters read on Cycle 1 of the January 2014 revenue month.

**WHEREAS**, pursuant to Chapter 381 of the Private Acts of 1939, and City of Memphis Charter Section 680, authority is granted to the governing body of the City of Memphis to convene as a Ratemaking Board for the purpose of determining changes in electric, gas and water rates; and

**WHEREAS**, the Memphis Light, Gas and Water Division has made application under said sections for the Council to hold a public hearing, at which time the Council will convene as a Ratemaking Board to consider approval by the Council of revisions to the schedule of electric, gas and water rates adopted and recommended by the Board of Commissioners of MLGW;

**WHEREAS**, the City Council, as authorized by the City's Charter, convened a public hearing as a Ratemaking Board for the purpose of considering approval of revisions in the schedule of electric and water rates adopted and recommended by the Board of Commissioners of MLGW;

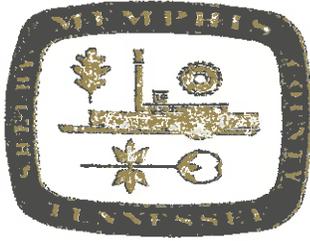
**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis, properly convened and sitting as a Ratemaking Board pursuant to the City Charter's Ratemaking Provisions and the Charter as a whole, that the rate application of the Memphis Light, Gas and Water Division consisting of correspondence and exhibits filed herewith and the resolution of the Board of Light, Gas and Water Commissioners establishing said rates ("MLGW Rate Application") is hereby approved and the schedule of water rates is hereby approved and prescribed resulting in a 2.5% increase for each customer rate class, and that the TVA FCA electric tariff language changes are hereby approved.

**BE IT FURTHER RESOLVED**, by the Council of the City of Memphis, properly convened and sitting as a Ratemaking Board pursuant to the City Charter's Ratemaking Provisions and the Charter as a whole, that the rate applications of the Memphis Light, Gas and Water Division consisting of correspondence and exhibits filed herewith and the resolution of the Board of Light, Gas and Water Commissioners establishing said rates ("MLGW Rate Application") is hereby approved and that modification to the TVA FCA tariff language change is hereby approved.

**BE IT FURTHER RESOLVED**, by the Council of the City of Memphis that the aforesaid water rate increase change shall be effective for Cycle 1 meter reading for the January 2014 revenue month on a non- prorated basis.

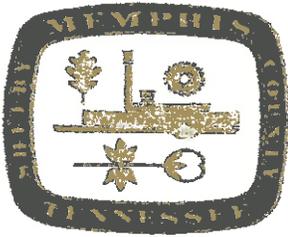
**BE IT FURTHER RESOLVED**, by the Council of the City of Memphis that the aforesaid TVA FCA tariff language changes shall be effective for Cycle 1 meter reading for the January 2014 revenue month on a non- prorated basis.

**BE IT FURTHER RESOLVED**, the Council expressly finds that the approval of revisions in the schedule of electric and water rates as set forth above are necessary to prescribe rates that will be sufficient for the Memphis Light, Gas and Water Division to pay all expenses of operation, maintenance of electric, gas and water systems, reserves for working capital, renewals and replacements, casualties and other fixed charges, payments in lieu of taxes, construction and capital expenditures and reserves for safe operating margins.



## **Memphis City Council Summary Sheet**

- 1. This resolution is requesting the appropriation of funds for Fire Station Repair funds in the amount of \$669,667.00 for paving improvements at Fire Stations 27 @ 2530 Whitney & Fire Station 53 @ 5881 E. Raines Rd. The lowest complying bid was submitted by Barnes & Brower, Inc. for the Division of Fires Services, CIP Project Number FS02001, which is part of the FY14 Capital Improvement Program Budget funded by G.O. Bonds General.**
- 2. Memphis Fire Services is the requestor of this appropriation of funding.**
- 3. This is an original resolution requesting the appropriation of funding for this project.**
- 4. This request will require a new construction contract.**
- 5. This project is part of the FY14 Capital Improvement Program Budget, Contract Construction funded by G.O. Bonds General, CIP Project Number FS02001.**



## RESOLUTION

**WHEREAS**, the Council of the City of Memphis did include Fire Station Repair, CIP Project Number FS02001, as part of the Fiscal Year 2014 Capital Improvement Program Budget; and

**WHEREAS**, three bids were received on September 27, 2013 for Pavement Improvements to Fire Station 27 & 53 Pavement Improvements, with the best complying bid submitted by Barnes & Brower, Inc. in the amount of \$620,062.00; and

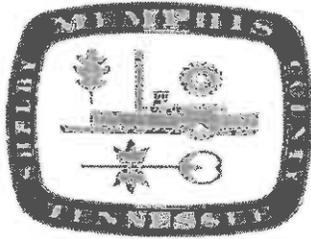
**WHEREAS**, it is necessary to appropriate \$669,667.00, CIP Project Number FS02001, Contract Construction funded by G.O. Bonds General for the Roof Replacement as follows:

Bid Amount:	\$620,062.00
Contingency:	\$ 49,605.00
Total:	\$669,667.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Memphis there be and is hereby appropriated the amount of \$669,667.00, CIP Project Number FS02001, Contract Construction funded by G.O. Bonds General for the Roof Replacements.

<b>Project Title:</b>	<b>Fire Station Repair</b>
<b>CIP Project Number:</b>	<b>FS02001</b>
<b>Total Construction Cost:</b>	<b>\$669,667.00</b>

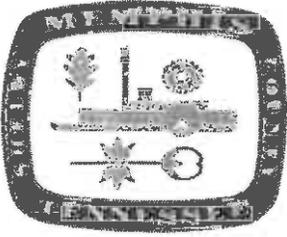
## Memphis City Council Summary Sheet Template 8-28-12



## Memphis City Council Summary Sheet

1. Resolution seeking acceptance of donations for:
  - 1-Bloomfield coffee maker estimated value \$322.30
  - 3-46' TV's estimated value \$398.00 each for a total of \$1,194.00
  - 1-Brinkman grill estimated value of \$258.00, 1-Toaster oven estimated value \$58.41
  - 1-Blu Ray Disc Player estimated value \$88.00
  - All donations have an estimated value of One Thousand nine hundred twenty and 71/100 (\$1,920.71) **See Attachment A**
  - The donor wishes to remain anonymous.
  
2. The City of Memphis Division of Police Services is awarded these funds and will serve as the fiscal agent.
  
3. Resolution will not change an existing ordinance or resolution.
  
4. Resolution will not require a new contract or amendment to an existing contract.
  
5. Resolution will not require an expenditure of funds or a budget amendment.

## City Council Resolution Template – 8-28-12



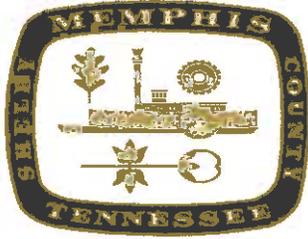
### RESOLUTION

- 1. WHEREAS**, the City of Memphis Division of Police Services Crump Station has been awarded donations of various electronics and small appliances. All donations have an estimated value of One Thousand nine hundred twenty and 71/100 (\$1,920.71). The donor wishes to remain anonymous. **See attachment A.**

**WHEREAS**, the donations are designated for use at the Crump Station; and

**WHEREAS**, it is necessary to accept the donation; and

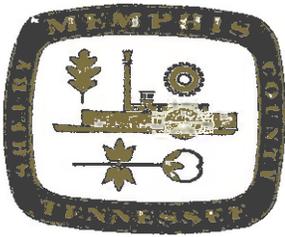
**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the donations of various electronics and small appliances; be accepted by the City of Memphis.



## Memphis City Council Summary Sheet

Resolution seeking acceptance of donated funds in the amount of \$100.00 specifically for the Gang Resistance Education and Training (G.R.E.A.T.) Summer Camp Program. The G.R.E.A.T. Program provides educational activities and cultural experiences for participating youth.

- This item is a resolution to accept donated funds from Wolfchase Honda in the amount of \$100.00 specifically for the G.R.E.A.T. Summer Camp Program.
- The City of Memphis Division of Police Services is the recipient of the award from Wolfchase Honda and serves as the fiscal agent for this award.
- This is a new donated award pending Council acceptance.
- A contract will not be required.
- Acceptance will require an amendment to the 2014 Operating Budget to appropriate the funds.



**A Resolution to accept grant funds in the amount of One Hundred Dollars (\$100.00) from Wolfchase Honda.**

**WHEREAS**, the City of Memphis Division of Police Services has received donated funds in the amount of One Hundred Dollars (\$100.00) from Wolfchase Honda; and

**WHEREAS**, these funds will be used to support the Memphis Police Department's G.R.E.A.T. Unit in providing educational and cultural experiences for participating youth; and

**WHEREAS**, it is necessary to accept the donated funds and amend the FY 2014 Operating Budget to establish funds for the G.R.E.A.T. Summer Camp Program; and

**WHEREAS**, it is necessary to appropriate the One Hundred Dollars (\$100.00) for the FY 2014 G.R.E.A.T. Summer Camp Program.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 G.R.E.A.T. Summer Camp Program in the amount of One Hundred Dollars (\$100.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED** that the FY 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the G.R.E.A.T. Summer Camp Program in the amount of One Hundred Dollars (\$100.00) as follows:

**REVENUES**

Wolfchase Honda	<u>\$100.00</u>
<b>TOTAL</b>	<b>\$100.00</b>

**EXPENDITURES**

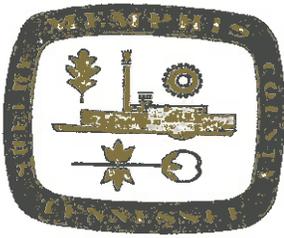
Miscellaneous Materials and Supplies	<u>\$100.00</u>
<b>TOTAL</b>	<b>\$100.00</b>



## Memphis City Council Summary Sheet

Resolution seeking acceptance of donated funds in the amount of \$100.00 specifically for the Gang Resistance Education and Training (G.R.E.A.T.) Summer Camp Program. The G.R.E.A.T. Program provides educational activities and cultural experience for participating youth.

- This item is a resolution to accept donated funds from Twinz-N-Control, Inc. in the amount of \$100.00 specifically for the G.R.E.A.T. Summer Camp Program.
- The City of Memphis Division of Police Services is the recipient of the award from Twinz-N-Control, Inc. and serves as the fiscal agent for this award.
- This is a new donated award pending Council acceptance.
- A contract will not be required.
- Acceptance will require an amendment to the 2014 Operating Budget to appropriate the funds.



**A Resolution to accept grant funds in the amount of One Hundred Dollars (\$100.00) from Twinz-N-Control, Inc.**

**WHEREAS**, the City of Memphis Division of Police Services has received donated funds in the amount of One Hundred Dollars (\$100.00) from Twinz-N-Control, Inc.; and

**WHEREAS**, these funds will be used to support the Memphis Police Department's G.R.E.A.T. Unit in providing educational and cultural experiences for participating youth; and

**WHEREAS**, it is necessary to accept the donated funds and amend the FY 2014 Operating Budget to establish funds for the G.R.E.A.T. Summer Camp Program; and

**WHEREAS**, it is necessary to appropriate the One Hundred Dollars (\$100.00) for the FY 2014 G.R.E.A.T. Summer Camp Program.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 G.R.E.A.T. Summer Camp Program in the amount of One Hundred Dollars (\$100.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED** that the FY 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the G.R.E.A.T. Summer Camp Program in the amount of One Hundred Dollars (\$100.00) as follows:

**REVENUES**

Twinz-N-Control	
<b>TOTAL</b>	<b><u>\$100.00</u></b>
	<b>\$100.00</b>

**EXPENDITURES**

Miscellaneous Materials and Supplies	
<b>TOTAL</b>	<b><u>\$100.00</u></b>
	<b>\$100.00</b>



## Memphis City Council Summary Sheet

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

Resolution seeking acceptance of grant funds in the amount of \$170,223.00 from the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention for the FY 2014 Memphis Forum on Youth Violence Prevention on behalf of the Memphis Police Department.

**2. 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.

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

This resolution requires a new contract between the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention and the City of Memphis.

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

This Resolution requires an expenditure of funds and it also requires a budget amendment.



A Resolution to accept an award from the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention for the Memphis Forum on Youth Violence Prevention Project for the Division of Police Services.

**WHEREAS**, the City of Memphis Division of Police Services has been awarded grant funds in the amount of One Hundred Seventy Thousand, Two Hundred and Twenty Three Dollars (\$170,223.00) from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention ; and

**WHEREAS**, these funds will be used to support the Memphis Forum on Youth Violence Prevention Project aimed at providing youth a path out of violence toward a quality of life through education, jobs and careers; and

**WHEREAS**, it is necessary to accept the grant funding and amend the Fiscal Year 2014 Operating Budget to establish funds for the FY 2014 Memphis Forum on Youth Violence Prevention Project; and

**WHEREAS**, it is necessary to appropriate the FY 2014 grant funds in the amount of One Hundred Seventy Thousand, Two Hundred and Twenty Three Dollars (\$170,223.00).

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 Memphis Forum on Youth Violence Prevention Project in the amount of One Hundred Seventy Thousand, Two Hundred and Twenty Three Dollars (\$170,223.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2014 Memphis Forum on Youth Violence Prevention Project funds in the amount of One Hundred Seventy Thousand, Two Hundred and Twenty Three Dollars (\$170,223.00) as follows:

**REVENUES**

Department of Justice	<u>\$170,223.00</u>
Total	<u>\$170,223.00</u>

**EXPENDITURES**

Sub-Grantee Award	<u>\$170,223.00</u>
Total	<u>\$170,223.00</u>



## Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$107,664.00 for the Governor's Highway Safety Office (GHSO) Grant Project- Comprehensive Alcohol Risk Reduction (C.A.R.D.) awarded to the City of Memphis Police Department. The FY 2014 Governor's Highway Safety Office (GHSO) award is to provide funding for Full Time Salaries and Supplies.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$107,664.00 that may include training to promote activities that decrease the number of DUI crashes; to conduct DUI toxicology testing, and to develop youth alcohol programs designed to prevent the purchase and use of alcohol and DUI related crashes.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the 2013 Operating Budget to appropriate the funds.



A Resolution to accept and appropriate Governor's Highway Safety Office (GHSO)-Comprehensive Alcohol Risk Reduction (C.A.R.D.) grant funds in the amount of One Hundred Seven Thousand, Six Hundred and Sixty Four Dollars (\$107,664.00) from the Tennessee Department of Transportation for overtime salaries and supplies.

**WHEREAS**, the City of Memphis Division of Police Services has been awarded grant funds in the amount of One Hundred Seven Thousand, Six Hundred and Sixty Four Dollars (\$107,664.00) From the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

**WHEREAS**, these funds will be used for the purpose of providing overtime salaries and supplies; and

**WHEREAS**, it is necessary to accept the grant funding and amend the FY 2014 Operating Budget to establish funds for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project-Comprehensive Alcohol Risk Reduction (C.A.R.D.); and

**WHEREAS**, it is necessary to appropriate One Hundred Seven Thousand, Six Hundred and Sixty Four Dollars (\$107,664.00) for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project-Comprehensive Alcohol Risk Reduction (C.A.R.D.).

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project-Comprehensive Alcohol Risk Reduction (C.A.R.D.) in the amount of One Hundred Seven Thousand, Six Hundred and Sixty Four Dollars (\$107,664.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED** that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditure and Revenues for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project-Comprehensive Alcohol Risk Reduction (C.A.R.D.) as follows:

**REVENUES**

State of Tennessee Governor's Highway Safety Office	<u>\$107,664.00</u>
<b>TOTAL</b>	<b><u>\$107,664.00</u></b>

**EXPENDITURES**

Personnel Costs	\$106,764.00
Supplies	<u>900.00</u>
<b>TOTAL</b>	<b><u>\$107,664.00</u></b>



## Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$18,000.00 for the Governor's Highway Safety Office (GHSO) Grant Project Network Coordinator. The FY 2014 Governor's Highway Safety Office (GHSO) awarded from the State of Tennessee will provide funding for Full Time Salaries, Travel and Supplies.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$18,000.00, to include training for law enforcement activities aimed to reduce speeding, aggressive driving, driving under the influence, and non-seat belt usage for children and passengers, as well as activities to promote high visibility highway safety campaigns; provide training to increase skills and knowledge including but not limited to: At-Scene Traffic Crash Investigation, SFST Traffic Stops , Radar Training, Officer Spanish Communication; education and networking opportunities for law enforcement officials and other community stakeholders will be provided.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the 2014 Operating Budget to appropriate the funds.



## RESOLUTION

**WHEREAS**, the City of Memphis Division of Police Services has been awarded grant funds in the amount of Eighteen Thousand Dollars and No Cents (\$18,000.00) from the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

**WHEREAS**, these funds will be used for the purpose of providing overtime funding for full-time salaries, conference travel, and supplies; and

**WHEREAS**, it is necessary to accept the grant funding and amend the Fiscal Year 2014 Operating Budget to establish funds for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Network Coordinator Grant; and

**WHEREAS**, it is necessary to appropriate the Eighteen Thousand Dollars and No Cents (\$18,000.00) for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Network Coordinator Grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Network Coordinator Grant funds in the amount of Eighteen Thousand Dollars and No Cents (\$18,000.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Network Coordinator Grant as follows:

### REVENUES

State of Tennessee – Governor's Highway Safety Office	<u>\$18,000.00</u>
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<b>Total</b>	<b><u>\$18,000.00</u></b>
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### EXPENDITURES

Full-time Salaries	\$ 9,313.92
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Training & Travel	\$ 7,686.08
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Supplies	<u>\$ 1,000.00</u>
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<b>Total</b>	<b><u>\$18,000.00</u></b>
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## Memphis City Council Summary Sheet

Resolution seeking acceptance of grant funds in the amount of \$414,937.36 for the Governor's Highway Safety Office (GHSO) Grant Project-Alcohol Saturation Patrols awarded to the City of Memphis Police Department. The FY 2014 Governor's Highway Safety Office (GHSO) award from the State of Tennessee will provide funding for full time salaries, travel and supplies.

- This is a resolution to accept grant funds from The State of Tennessee in the amount of \$414,937.36 that may include law enforcement activities aimed to decrease the number of DUI involved crashes; DUI toxicology testing training, and the establishment of youth alcohol programs designed to prevent the purchase and use of alcohol by juveniles.
- The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee and serves as the fiscal agent for this award.
- This is a new sub-grant award pending Council approval.
- Acceptance will require an amendment to the FY 2014 Operating Budget to appropriate the funds.



A Resolution to accept and appropriate Governor's Highway Safety Office (GHSO)-Alcohol Saturation Patrols grant funds in the amount of Four Hundred, Fourteen Thousand, Nine Hundred Thirty Seven Dollars and Thirty Six Cents (\$414,937.36) from the Tennessee Department of Transportation for personnel costs, travel, and supplies.

**WHEREAS**, the City of Memphis Division of Police Services has been awarded grant funds in the amount of Four Hundred, Fourteen Thousand, Nine Hundred Thirty Seven Dollars and Thirty Six Cents (\$414,937.36) from the Governor's Highway Safety Office (GHSO) of the State of Tennessee Department of Transportation; and

**WHEREAS**, these funds will be used for the purpose of providing overtime funding for full-time salaries, travel, and supplies; and

**WHEREAS**, it is necessary to accept the grant funding and amend the F Y 2014 Operating Budget to establish funds for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols; and

**WHEREAS**, it is necessary to appropriate the Four Hundred, Fourteen Thousand, Nine Hundred Thirty Seven Dollars and Thirty Six Cents (\$414,937.36) for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project-Alcohol Saturation Patrols.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project–Alcohol Saturation Patrols funds in the amount of Four Hundred, Fourteen Thousand, Nine Hundred Thirty Seven Dollars and Thirty Six Cents (\$414,937.36) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the FY 2014 Governor's Highway Safety Office (GHSO) Grant Project – Alcohol Saturation Patrols as follows:

**REVENUES**

State of Tennessee – Governor’s Highway Safety Office \$414,937.36

**Total** **\$414,937.36**

**EXPENDITURES**

Full-time Salaries \$360,514.56

Travel 5,725.44

Supplies 48,697.36

**Total** **\$414,937.36**

## CITY COUNCIL RESOLUTION

WHEREAS, 1022 Shady Grove, LLC c/o Harberhill, LLC will transfer ownership to 1022 South Shady Grove, LLC c/o Lodging Capital Partners, LLC, or their assigns dba Embassy Suites located at 1022 S. Shady Grove Road, Memphis, Tennessee 38120; and

WHEREAS, this hotel is fully constructed and operated for many years; and

WHEREAS, this is a legitimate and reputable hotel; and

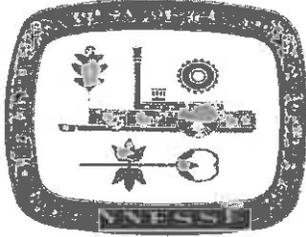
WHEREAS, the City has instituted a waiver policy to ensure that change of ownership for hotels/motels does not cause undue harm to these business.

NOW, THEREFORE BE IT RESOLVED that the Memphis City Council waives the requirements for a Special Use Permit for the operation of the Embassy Suites located at 1022 S. Shady Grove Road, Memphis, Tennessee 38120.

BE IT FURTHER RESOLVED that the Memphis City Council instructs the Office of Code and Construction Code Enforcement to issue an occupancy permit to Embassy Suites located at 1022 S. Shady Grove, Memphis, Tennessee 38120, assuming other requirements have been met and conditioned upon the owner executing the approved Waiver Agreement (in recordable form), in which the applicant agrees to be bound by the provisions of the Waiver Agreement, Resolution and application.

Harold Collins  
Memphis City Councilman  
November 5, 2013

HMW 13-06  
Embassy Suites  
1022 S. Shady Grove Road



## Memphis City Council Summary Sheet

### 1. Description of the Item:

A Joint Ordinance amending the original text of the 2012 Edition of the ICC *International Residential Code* that was previously adopted by the County Commission and the City Council. It provides an alternative method for meeting structural requirements related to seismic protection for certain wood frame one and two family dwellings. This ordinance also establishes an effective date of December 31, 2013 for the alternative compliance method to match the current effective date for all other structural requirements. The new effective date would be extended to a later date if approval by both the City Council and the County Commission has not occurred by that date. No changes to any other code provisions that were made effective in December of 2012 are included.

### 2. Initiating Party :

Memphis and Shelby County Office of Construction Code Enforcement thorough the Division of Planning and Development

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

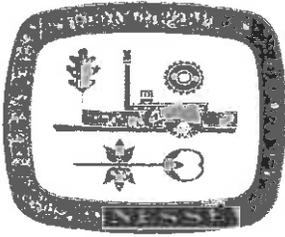
This is an amendment to an existing ordinance.

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

This is not a new contract, nor does it amend an existing contract

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

This item does not require an expenditure of funds or a budget amendment.



ORDINANCE NO: \_\_\_\_\_

**A JOINT ORDINANCE AMENDING THE *2012 MEMPHIS AND SHELBY COUNTY JOINT RESIDENTIAL CODE*, PREVIOUSLY ADOPTED BY THE SHELBY COUNTY BOARD OF COMMISSIONERS AND THE MEMPHIS CITY COUNCIL, BY ESTABLISHING AN ALTERNATIVE COMPLIANCE METHOD FOR MEETING SEISMIC STRUCTURAL REQUIREMENTS FOR ONE AND TWO FAMILY HOMES USING WOOD FRAMING AND SETTING A NEW EFFECTIVE DATE FOR THE ALTERNATIVE COMPLIANCE METHOD FOR THOSE STRUCTURAL PROVISION OF THAT CODE.**

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**WHEREAS, The Shelby County Board of Commissioners and the Council of the City of Memphis seek to adopt and maintain a comprehensive set of coordinated Technical Codes and to update those Codes to assure the safe and effective construction of one and two family homes in the Community; and**

**WHEREAS, The Shelby County Board of Commissioners and the Council of the City of Memphis adopted the 2012 edition of *the ICC International Residential Code* to address structural requirements for new or renovated one and two family homes, but has delayed the effective date for the implementation of these structural provisions in order to allow for a more complete evaluation of their impact on the building design and construction industry; and**

**WHEREAS, Memphis and Shelby County Building Code Advisory Board has recently met and considered certain amendments to the provisions of the *2012 Memphis And Shelby County Joint Residential Code* related to the existing prescriptive method for meeting structural seismic requirements in wood framed one and two family homes and has made recommendations that those provisions be amended to better meet the needs of this jurisdiction and those regulated by this Code, including owners, contractors and other design professionals; and**

**WHEREAS,** The Building Official for Memphis and Shelby County has reviewed those proposed amendments recommended by the Memphis and Shelby County Building Code Advisory Board and found that they reflect the goals and aims of the residential code to provide for the construction of one and two family homes that are capable of better withstanding seismic hazards, while recognizing the difficult compliance issues which can arise from such requirements when the codes prescriptive compliance method is used, and he supports the proposed amendments; and

**WHEREAS,** The adoption of this amendment to the *2012 Memphis and Shelby County Joint Residential Code* will requires the affirmative vote of the majority of the Shelby County Board of Commissioners and the Council of the City of Memphis.

**NOW, THEREFORE BE IT ORDAINED BY THE BY THE CITY COUNCIL FOR THE CITY OF MEMPHIS, TENNESSEE,** That the *2012 Memphis and Shelby County Joint Residential Code* is amended by:

1. Modifying Section R301.2.2, number 2 by adding the phrase “however, such detached one and two family dwellings constructed using wood framing in Seismic Design Categories D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub> shall be allowed, as an alternative compliance method for meeting the structural requirements of this code’s seismic provisions, to comply with the requirement in Section R301.2.2.3.8.” at the end of this item, so that when amended the entire section shall read as follows:

**R301.2.2 Seismic provisions.** The seismic provisions of this code shall apply as follows:

1. Townhouse in Seismic Design Categories C, D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub>.
2. Detached one and two family dwellings in D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub>, however, such detached one and two family dwellings constructed using wood framing in Seismic Design Categories D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub> shall be allowed, as an alternative compliance method for meeting the structural requirements of this code’s seismic

provisions, to comply with the requirement in Section R301.2.2.3.8.

2. Adding new Section R301.2.2.3.8 and new Subsections R301.2.2.3.8.1 through R301.2.2.3.8.12 so that when amended, the entire new section and its subsections shall read as follows:

**R301.2.2.3.8 Alternative compliance method for structural requirements.** In addition to meeting all the structural requirements for Seismic Design Category C and sections R301.2.2.3.1, R301.2.2.3.6 and R301.2.2.3.7, an alternative compliance method for meeting structural requirements when wood framing is used shall include compliance with the following items. In the event any requirement in this section differs from wind code structural requirements, the more stringent will apply. The alternative compliance method is allowable only when the total wall opening area does not exceed 30 percent of wall area along each of the four main exterior walls, not including exterior walls containing a garage door opening.

**R301.2.2.3.8.1 Anchorage exterior walls (Sole Plates).** Exterior wall sole plates shall be secured to the foundation or framing below by one of the following methods:

1. Foundation: ½ inch (12.7 mm) anchor bolts, with 3 inch by 3 inch (76 mm by 76 mm) washers, embedded in the foundation a minimum of 7 inches (178 mm) in depth. Such anchor bolts are to be placed 4 feet on center maximum and within 12 inches (305 mm) of the end of each plate section. A minimum of 2 anchors per plate section is required.
2. Foundation: MASA anchors or equivalent embedded in the foundation and placed at 4 feet (1219 mm) on center maximum and within 12 inches (305 mm) of the end of each plate section. A minimum of 2 anchors per plate section is required.
3. Elevated Floors: 10d nails placed at 8 inches on center and embedded in a continuous rim board. Rim board depth to match depth of floor framing. Rim board shall be nailed to the end of each floor framing member with three 10d nails. Where floor framing parallels exterior wall, 2 rim boards shall be provided and nailed per Table R602.3(1). The Rim board shall be fastened to wall top plate with metal plates at 6 feet (1829 mm) on center; installed plate capacity shall equal or exceed 440 pounds

**R301.2.2.3.8.2 Anchorage all structural interior walls (Sole Plates).** Interior wall framing shall be secured by one of the following methods:

1. Foundation: ½ inch (12.7mm) anchor bolts, with 3 inch by 3 inch (76 mm by 76 mm) washers, embedded a minimum of 7 inches (178 mm) in depth in the concrete foundation (thickened slab) at 4 feet (1219 mm) on center maximum and within 12 inches (305mm) of the end of each plate section.
2. Foundation: By power actuated fasteners that provide 210 pounds per linear foot shear capacity, placed 2 feet (610 mm) on center maximum and within 12 inches (305 mm) of each plate section or equivalent means of anchorage. A minimum of 2 anchors are required per plate section.
3. Elevated Floors: 10d nails placed at 8 inches (204 mm) on center and embedded in one of the following:
  - a) Structural wall top plate flush with bottom of floor sheathing, or
  - b) Floor joist parallel with and directly below plate, or
  - c) Blocking, depth to match, placed between floor joists and running the full length of the plate. Blocking to be nailed per Table R602.3(1).

**R301.2.2.3.8.3 Stud spacing - Exterior walls.** All 2x4 exterior walls shall be a maximum of 16 inch (406 mm) stud spacing up to 3 stories. Gypcrete flooring or similar cementitious leveling products shall not be used on elevated floors.

**Exception:** Thin-set or other base material required for installation of flooring products in isolated confined spaces such as bathrooms.

**R301.2.2.3.8.4 Wall sheathing.**

**R301.2.2.3.8.4.1 Exterior wall sheathing.** Exterior wall sheathing shall be 7/16 inch (11mm) exterior rated OSB or equivalent or 7/16 inch (11mm) plywood minimum. Sheathing is to be fastened every 6 inches (152 mm) on the edges and 12 inches (305 mm) at intermediate supports.

**R301.1.2.2.3.8.4.2 Interior structural wall sheathing.** Interior sheathing shall be a minimum of ½ inch (12.7mm) gypsum fastened every 7 inches (178 mm) on edges and every 7 inches (178 mm) at intermediate supports.

**R301.2.2.3.8.5. Garage door openings.** Brace wall panels are required for garage openings as per Section R602.10.6 of this Code.

**Exception** - An engineered pre-manufactured wall panel is allowed to be used at garage openings.

**R301.2.2.3.8.6.APA Narrow Wall systems are not permitted.** Use of APA narrow wall systems is not permitted for establishing compliance with these requirements.

**R301.2.2.3.8.7 Connections across floor joist space.** 18 gauge galvanized steel coil strapping (ex. CS 18) installed at 48 inch (1219 mm) on center across floor joist space or equivalent is required on all exterior walls and stacked interior structural walls. Strapping shall run vertical along edge of studs and shall be centered on floor joist space. Studs shall be vertically aligned.

**R301.2.2.3.8.8 Roof framing connections.** Roof framing members shall be fastened to wall top plate with 18 gauge galvanized steel clips (ex. H2.5A) or equivalent not to exceed 48 inches (1219 mm) on center maximum. Provide clips in addition to fastening requirements in Table R602.3(1). This requirement applies to all contact points with load bearing walls. In the event wind fastening requirements differ, the more stringent shall apply.

**R301.2.2.3.8.9 Shearwall holddowns.**

1. Exterior walls: A single holddown shall be installed at each end of each wall over 8 feet (2438 mm) in length (2 holddowns per wall length). Holddown capacity (P), in pounds, shall be equal to 210 lbs/ft times wall height divided by wall length. ( $P = 210 * H / L$ )
2. Wall height (H): distance from wall bottom plate to wall top plate.
3. Wall length (L): distance between wall end studs.
4. A cut sheet of the holddown type(s) used shall be provided to code enforcement when requested by the Building Official. Cut sheet shall show tested product load rating and manufacturer information.

**R301.2.2.3.8.10 Opening straps/clips.**

This section applies only to window and door openings and only to openings located in exterior walls and interior structural walls. Louver, pipe penetrations, dryer vents, and all other wall openings

are not required to meet this section unless they exceed 4 sq. ft. in area.

1. Studs above and below headers and window sill plates: Provide 18 gauge galvanized steel clips (ex. H2.5A) or equivalent at 32 inches (813 mm), top and bottom of studs, minimum 2 clips per opening width at headers and sills.

2. Headers: Headers shall bear on minimum 1 ply jack post and be fastened to post with 18 gauge galvanized steel clips (ex. H2.5A), or continuous sheathing from king post to header or sill or equivalent.

3. Window sill plate: Sill plate shall be end nailed with three 10d nails each end through minimum 1 ply of king/jack posts, or continuous sheathing from king post to header or sill, or equivalent.

4. King/Jack posts: Provide 20 gauge galvanized steel stud plate connector (ex. SP1) or equivalent from post to wall plate, top and bottom. Post plys shall be nailed together with 10d nails at 8 inches (204 mm) on center staggered full height.

#### **R301.2.2.3.8.11 Brick veneer.**

1. Exterior brick veneer shall not exceed 25 feet (7620 mm) in height above non-combustible foundation. Brick at gable peaks shall not exceed 40 feet (12 192 mm) in height above non-combustible foundation.

2. Exterior brick veneer shall comply with all other applicable Chapter 7 IRC requirements.

3. Interior brick veneer and masonry chimneys shall comply with Chapter 7 IRC requirements.

**R301.2.2.3.8.12 Floor openings.** When floor openings in the second or third floors exceed 15 percent of the ground floor square footage, garage space excluded, they shall be considered as large floor openings.

1. The gross floor area shall be the area bounded by exterior walls.

2. Openings for stairs and egress are excluded from the net floor opening area.

3. Perimeter interior walls bounding a large floor opening shall be considered structural and shall be subject to all requirements as such. If perimeter walls are not present below opening perimeter (i.e. beam and column system is used), the supporting structure shall be engineered.

**BE IT FURTHER ORDAINED,** That all other provisions of the *2012 Memphis and Shelby*

*County Joint Residential Code* as adopted by the Shelby County Commission on October 8, 2012 in Ordinance 425 and the Memphis City Council on December 18, 2012 in Ordinance 5480 shall remain unchanged.

**BE IT FURTHER ORDAINED**, That should any part of this ordinance or code be found to be unconstitutional or unenforceable by a court of competent jurisdiction that such a determination will have no effect on the other portions of the adopted Code and the amendments thereto.

**BE IT FURTHER ORDAINED**, That the provisions of this Joint Ordinance shall take effect in the City of Memphis and the unincorporated areas of Shelby County on December 31, 2013 by virtue of the concurring and separate passage thereof by the Memphis City Council and by the Board of Commissioners of Shelby County or, if not adopted by each legislative body by that date, at the date of such adoption by the second body.

The foregoing Ordinance

# \_\_\_\_\_ PASSED

1<sup>st</sup> Reading \_\_\_\_\_

2<sup>nd</sup> Reading \_\_\_\_\_

3<sup>rd</sup> Reading \_\_\_\_\_

Approved \_\_\_\_\_

Chairman of Council

Date Signed: \_\_\_\_\_

Approved: \_\_\_\_\_

Mayor, City of Memphis

Date Signed: \_\_\_\_\_

I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

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Comptroller