

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**  
**June 18, 2013**

**3:30 P.M. SCHEDULED SESSION**

**3:43 P.M. MEETING COMMENCED**

**ROLL CALL:** William Boyd, Joe Brown, Harold Collins, Kemp Conrad, Shea Flinn, Janis Fullilove, Wanda Halbert, Reid Hedgepeth, Myron Lowery, Bill Morrison, Jim Strickland and Chairman Edmund H. Ford, Jr. Lee Harris was absent.

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

**INVOCATION**

The meeting was opened with prayer by Pastor Elliott Shelton, from Promise Land Baptist Church. Councilman Lowery presented Pastor Shelton with a certificated naming him Chaplain of the day.

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

3. **RESOLUTION APPROVING AN APPEAL LOCATED ON THE SOUTH TERMINUS OF CHICKERING COVE, 335 FEET WEST OF GERMANTOWN PARKWAY, CONTAINING 1.28 ACRES.**

Case No. PD 95-374

Appellant: Cordova Leadership Council

Request: Overturn the decision of the Land Use Control Board on 04/11/13 which approved a site plan for a parking lot expansion for 61 spaces for an existing automobile leasing agency

LUCB and OPD recommendation: APPROVAL of site plan with conditions

**DROPPED**

4. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTHEAST CORNER OF THE INTERSECTION OF COLLEGE ROAD AND MCLEMORE STREET, CONTAINING .333 ACRE IN THE CMP-1 DISTRICT.**

Case No. PD 12-320

Held until July 2, 2013

5. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT THE INTERSECTION OF MARKET PLAZA DRIVE AND GERMANTOWN PKWY, CONTAINING 40.4 ACRES IN THE PLANNED DEVELOPMENT (PD) DISTRICT.**

Case No. PD 13-313

Held until July 2, 2013

6. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED AT 5963 KNIGHT ARNOLD ROAD; 408 FEET WEST TO HICKORY HILL ROAD, CONTAINING 1.43 ACRES IN THE CMU-1 (COMMERCIAL MIXED USE) DISTRICT. (Held from 5/7; 5/21)**

Case No. SUP 13-210

Held until July 2, 2013

7. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED AT 1304 N. GRAHAM, CONTAINING 3.88 ACRES IN THE RS-6 DISTRICT.**

Case No. SUP 13-211

Held until July 2, 2013

8. **ORDINANCE REZONING 89 N. COOPER STREET; WEST SIDE OF COOPER STREET, 104 FEET NORTH OF JEFFERSON AVENUE, CONTAINING .2025 ACRE IN THE RU-3 DISTRICT, UP FOR T H I R D AND F I N A L READING.**

Case No. Z 13-102

Ordinance No. 5516

Held until July 2, 2013

9. **ORDINANCE ADOPTING AMENDMENTS TO THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE. THIS TEXT AMENDMENT AFFECTS ALL PROPERTY WITHIN THE CITY OF MEMPHIS AND UNINCORPORATED SHELBY COUNTY, UP FOR T H I R D AND F I N A L READING.**

Case No. ZTA 13-002  
Ordinance No. 5517

Held until July 2, 2013

10. **ORDINANCE REZONING THE WEST SIDE OF RAMILL ROAD AT TWIN LAKES DRIVE, CONTAINING 1.51 ACRES IN THE RESIDENTIAL SINGLE FAMILY (R-8) DISTRICT, UP FOR T H I R D AND F I N A L READING.**

Case No. Z 13-103  
Ordinance No. 5518

Held until July 2, 2013

11. **ORDINANCE REZONING THE EAST SIDE OF RAMILL ROAD AT THE WESTERN TERMINUS OF LANSFORD DRIVE, CONTAINING 0.57 ACRE IN THE RESIDENTIAL SINGLE FAMILY (R-8) DISTRICT, UP FOR T H I R D AND F I N A L READING.**

Case No. Z 13-104  
Ordinance No. 5519

Held until July 2, 2013

36. **RESOLUTION TRANSFERRING THE CITY OF MEMPHIS' HALF INTEREST OWNERSHIP IN THE JOINTLY OWNED TAX PARCELS KNOWN AS 1000 HAYNES ROAD, PARCEL ID# 059005 00068, PORTION OF CAWTHON HEALTH LOOP CLINIC AND 1064 BREEDLOVE STREET, PARCEL ID# 021047 00055, PORTION OF GUTHRIE HEALTH LOOP CLINIC, TO SHELBY COUNTY GOVERNMENT. (Held from 5/21)**

Held until July 16, 2013

38. **RESOLUTION TRANSFERRING AND APPROPRIATING \$115,000.00 TO RIVERFRONT DEVELOPMENT CORPORATION FOR GREENBELT PARK DEVELOPMENT AS PART OF PROJECT NUMBER PK07092, CITY PARK REHAB & MAINTENANCE.**

Held until July 2, 2013

**MINUTES**

Approval of the Minutes of the regular meeting of June 4, 2013 with the following motion:

MOTION: Collins  
 SECOND: Fullilove  
 AYES: Collins, Conrad, Flinn, Fullilove, Hedgepeth, Lowery, Morrison, Strickland and  
 Chairman Ford  
 Boyd, Brown and Halbert did not cast a vote  
 Harris was absent

**APPROVED**

1. **RESOLUTION RECOGNIZING MEMPHIAN AND MOTOWN FUNK BROTHER JACK ASHFORD FOR HIS CONTRIBUTION TO THE MUSIC INDUSTRY AND HIS RECENT HOLLYWOOD WALK OF FAME HONOR.** (Held from 5/21)

MOTION: Collins  
 SECOND: Morrison

**APPROVED**, by unanimous voice vote

2. **RESOLUTION RECOGNIZING ELLIS KEPLINGER, ON FOUNDING AND COORDINATING CHRISTIAN BROTHER HIGH SCHOOLS' E-CYCLE DRIVE.**

MOTION: Strickland  
 SECOND: Morrison

**APPROVED**, by unanimous voice vote

**CONSENT AGENDA – Items 12-16 may be acted upon by one motion: SEE PAGE 2617 FOR ROLL CALL**

12. **ORDINANCE TO AMEND CHAPTER 28, ARTICLE VI, DIVISION 2 AND 3 OF THE CODE OF ORDINANCES SO AS TO AMEND FEES AND FALSE ALARMS ALLOWABLE, UP FOR F I R S T READING.**

Ordinance No. 5527

**APPROVED**, on First reading

13. **ORDINANCE TO AMEND TITLE 11-64-6 – EXEMPTIONS FROM MOTOR VEHICLE EMISSION REQUIREMENTS – OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, UP FOR S E C O N D READING.**

Ordinance No. 5524

**APPROVED**, on Second reading

14. **ORDINANCE AMENDING CHAPTER 15, SECTION 15-12, CITY OF MEMPHIS CODE OF ORDINANCES, TO DECREASE SOLID WASTE FEES FOR COLLECTION AND DISPOSAL, OPTION 1, UP FOR S E C O N D READING.**

Ordinance No. 5525

**APPROVED**, on Second reading

15. **ORDINANCE AMENDING CHAPTER 15, SECTION 15-12, CITY OF MEMPHIS CODE OF ORDINANCES, TO DECREASE SOLID WASTE FEES FOR COLLECTION AND DISPOSAL, OPTION 2, UP FOR S E C O N D READING.**

Ordinance No. 5526

**APPROVED**, on Second reading

16. **RESOLUTION APPROVING THE FINAL PLAT OF CLARKE ROAD INTERMODAL YARD P.D.**

Case No. PD 12-322

Contract No. CR-5197

Resolution approving the final plat located on the east side of Clarke Road, 1320' north of E. Shelby Drive. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

**APPROVED**

**ROLL CALL CONSENT ITEMS**

MOTION: Collins

SECOND: Halbert

AYES: Brown, Collins, Conrad, Flinn, Fulliove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Boyd did not cast a vote  
Harris was absent

**APPROVED**

**MLGW FISCAL CONSENT – Items 17-24 may be acted upon by one motion:**

17. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11517, DIRECTIONAL BORING, WITH MEMPHIS ROAD BORING COMPANY, INCORPORATED, IN THE FUNDED AMOUNT OF \$846,200.00. (THIS CHANGE IS TO RENEW THE CONTRACT TERM COVERING THE PERIOD JULY 2, 2013 THROUGH JULY 1, 2014, IN THE FUNDED AMOUNT OF \$432,600.00 WHICH REFLECTS NO INCREASE IN RATES FROM THE PREVIOUS YEAR. IN ADDITION, UNIT 1B-1 (BORING SERVICES 10" THROUGH 12" PER FOOT) REQUIRED AN ADDITIONAL 2,200 QUANTITIES (FROM 1200-3400) IN THE AMOUNT OF \$413,600.00. THE NEW CONTRACT AMOUNT IS \$1,606,600.00.)**

**APPROVED**

18. **RESOLUTION AWARDING CONTRACT NO. 11604, CAPLEVILLE LIQUIFIED NATURAL GAS HVAC RENOVATION TO NATIONAL HVAC SERVICE, IN THE FUNDED AMOUNT OF \$158,416.00.**

**APPROVED**

19. **RESOLUTION AWARDING CONTRACT NO. 11538, GEOGRAPHIC INFORMATION SYSTEM (GIS) DATA CAPTURE SOFTWARE AND SUPPORT, TO GEO-JOBE CONSULTANTS, IN THE FUNDED AMOUNT OF \$513,102.00.**

**APPROVED**

20. **RESOLUTION AWARDING CONTRACT TO UNIVERSAL SCAFFOLDING AND EQUIPMENT, LLC, FOR MEDIUM VOLTAGE POWER CABLE, IN THE AMOUNT OF \$1,131,049.00.**

**APPROVED**

21. **RESOLUTION APPROVING CHANGE NO. 6 TO CONTRACT NO. 11075, COMMUNITY OFFICE PAY STATIONS, WITH TIO NETWORKS CORPORATION, IN THE FUNDED AMOUNT OF \$64,960.00. (THE CHANGE INCLUDES SOFTWARE DEVELOPMENT FOR SPANISH AND ENGLISH VOICE PROMPTS FOR INSTALLED PAY STATIONS, THE MAINTENANCE OF THE SOFTWARE AND HARDWARE (PAY STATIONS), THE PHYSICAL RETRIEVAL OF CASH FROM THE PAY STATIONS AND THE ELECTRONIC DEPOSIT OF THE FUNDS. THIS CHANGE IS TO RENEW THE CONTRACT FOR AN ADDITIONAL TWO YEAR TERM FOR THE PERIOD COVERING JULY 1, 2013 TO JUNE 30, 2015.)**

**APPROVED**

22. **RESOLUTION AWARDING CONTRACT TO FUJITSU AMERICA, INC. FOR ENTERPRISE SERVER STORAGE REPLACEMENT, IN THE AMOUNT OF \$80,715.00.**

**APPROVED**

23. **RESOLUTION AWARDING CONTRACT TO LOGICALIS, INC. FOR COMPUTER HARDWARE AND SOFTWARE, IN THE AMOUNT OF \$1,015,145.02.**

**APPROVED**

24. **RESOLUTION APPROVING A PURCHASE ORDER TO THE CITY OF MEMPHIS FOR THE PURCHASE OF UNLEADED AND DIESEL FUEL FROM THE CITY OF MEMPHIS VIA ITS FUEL SUPPLIER FROM JULY 1, 2013 THROUGH SEPTEMBER 30, 2013, IN AN AMOUNT NOT TO EXCEED \$1,500,000.00.**

**APPROVED**

**MLGW ROLL CALL CONSENT ITEMS**

MOTION: Fullilove  
 SECOND: Collins  
 AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Halbert did not cast a vote  
 Harris was absent

**APPROVED**

MOTION: Fullilove – Suspend the Rules for the purpose of adding a Public Works item by resolution  
 SECOND: Lowery

**After a short discussion, it was determined that an ordinance could not be substituted with a resolution; the Chairman ruled the motion out of order**

MOTION RULED OUT OF ORDER, RULES NOT SUSPENDED. Set up as Special Item #1

33. **JOINT ORDINANCE TO ESTABLISH A REVISED EFFECTIVE DATE FOR THE STRUCTURAL PROVISIONS OF THE MEMPHIS AND SHELBY COUNTY RESIDENTIAL CODE, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5521

Chairman Ford recognized the following person who spoke from the audience:

Dr. Chris H. Cramer, 3904 Central Ave., Memphis, TN 38152  
 Rosemarie Fair, 1818 Latting Ln., Cordova, TN 38016  
 Julie Furr, 8370 Hwy. 51, Millington, TN 38053  
 Don Glays, 3275 Hacks Cross Rd., Memphis, TN 38125  
 Marshall Gordon, 3822 Summer Ave., Memphis, TN 38122  
 Terry Lynch, 40 S. Main, Memphis, TN 38103  
 Dexter Muller, 22 N. Front St., Memphis, TN 38103  
 Gary Patterson, 731 Rocky Point, Cordova, TN 38018

MOTION: Collins  
 SECOND: Fullilove  
 AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Conrad did not cast a vote  
 Harris was absent

**APPROVED**

**Councilman Collins requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

34. **JOINT ORDINANCE TO ESTABLISH A REVISED EFFECTIVE DATE FOR THE STRUCTURAL PROVISIONS OF THE MEMPHIS AND SHELBY COUNTY BUILDING CODE, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5522

MOTION: Collins  
 SECOND: Hedgepeth  
 AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Harris was absent

**APPROVED**

**Councilman Collins requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

35. **JOINT ORDINANCE TO ESTABLISH A REVISED EFFECTIVE DATE FOR THE STRUCTURAL PROVISIONS OF THE MEMPHIS AND SHELBY COUNTY EXISTING BUILDING CODE, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5523

MOTION: Collins  
 SECOND: Hedgepeth  
 AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Harris was absent

**APPROVED**

**Councilman Collins requested same night minutes. Chairman Ford stated that without objection we will have same night minutes. Councilman Collins requested that items 33 thru 35 be placed on the P & Z calendar for the first meeting in December so that we can be on target for the six month review. Chairman Ford stated that without objection these items will be on the P & Z calendar.**

40. **RESOLUTION SEEKING ACCEPTANCE OF GRANT FUNDS FROM THE STATE OF TENNESSEE IN THE AMOUNT OF \$1,397,400.00 SPECIFICALLY FOR THE IN-SERVICE TRAINING PROGRAM FOR TRAINING OF 2,329 COMMISSIONED OFFICERS.**

MOTION: Conrad  
 SECOND: Morrison  
 AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery,

Morrison, Strickland and Chairman Ford  
Harris was absent

**APPROVED**

**Councilman Conrad requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

**50. RESOLUTION TO APPROPRIATE FUNDING FOR THE ORGANIZED CRIME UNIT DRUG FUND FOR FISCAL YEAR 2014, IN THE AMOUNT OF \$4,175,608.10.**

MOTION: Conrad  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Hedgepeth, Lowery, Morrison and Chairman Ford  
Flinn and Strickland did not cast a vote  
Harris was absent

**APPROVED**

**Councilman Conrad requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

**48. RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF THREE HUNDRED TWENTY EIGHT THOUSAND, ONE HUNDRED SIXTY EIGHT DOLLARS, (\$328,168.00) FROM THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT DIVISION FOR WIA TITLE ONE GRANT FOR THE RAPID RESPONSE PROGRAM.**

MOTION: Halbert  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Lowery, Morrison, Strickland, and Chairman Ford  
Flinn and Hedgepeth did not cast a vote  
Harris was absent

**APPROVED**

**Councilwoman Halbert requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

**25. APPOINTMENTS**

**MEMPHIS AND SHELBY COUNTY AIR POLLUTION CONTROL BOARD**

Appointment

Alison S. Burton

**MEMPHIS AND SHELBY COUNTY NEW ARENA PUBLIC BUILDING AUTHORITY**

Appointments

Christopher R. Garner  
Rod Loggins

Re-Appointment

Henry R. Evans

MOTION: Flinn  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Lowery, Strickland and  
Chairman Ford  
Hedgepeth and Morrison did not cast a vote  
Harris was absent

**APPROVED**

45. **APPOINTMENT**

**ALCOHOL COMMISSION**

Reappointment

Johnsie Wallace

MOTION: Flinn  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Morrison, Strickland,  
and Chairman Ford  
Hedgepeth and Lowery did not cast a vote  
Harris was absent

**APPROVED**

26. **RESOLUTION APPROVING THE FY2014 BUDGET FOR THE DOWNTOWN  
MEMPHIS COMMISSION.** (Held from 6/4).

MOTION: Strickland  
SECOND: Boyd  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Morrison,  
Strickland and Chairman Ford

Lowery did not cast a vote  
Harris was absent

**APPROVED**

27. **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, 2013.** (Held from 6/4)

MOTION: Strickland  
SECOND: Boyd  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Harris was absent

**APPROVED**

28. **RESOLUTION CERTIFYING THE TAX RATE AS DETERMINED BY THE PROVISION OF CHAPTER 253 OF THE PUBLIC ACTS OF TENNESSEE OF 1979 AT 3.3601 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION.** (Held from 6/4)

MOTION: Strickland  
SECOND: Boyd  
AYES: Boyd, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Brown did not cast a vote  
Harris was absent

**APPROVED**

32. **ORDINANCE TO TRANSFER OWNERSHIP OF THE CITY'S STREET LIGHTS WITHIN THE CITY LIMITS TO THE MEMPHIS LIGHT, GAS AND WATER DIVISION AND TO ASSIGN THE FUNCTION OF OPERATING AND MAINTAINING STREET LIGHTS WITHIN THE CORPORATE LIMITS OF THE CITY AND AUTHORIZING THE BOARD OF COMMISSIONERS OF THE MEMPHIS LIGHT, GAS AND WATER DIVISION TO MAKE A SCHEDULE OF RATES FOR STREET LIGHTING FOR APPROVAL BY COUNCIL IN ACCORDANCE WITH SECTION 680 OF THE CHARTER, UP FOR T H I R D AND F I N A L READING.** (Held from 6/4)

Ordinance No. 5515

MOTION: Ford  
SECOND: Boyd

**Attorney Wade offered a substitute Ordinance regarding changes that TVA requested and also what was discussed in Committee. Chairman Ford accepted the changes as a Friendly Amendment.**

AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Harris was absent

**APPROVED**, as amended

MOTION: Fullilove – Suspend the Rules for the purpose of adding an Ordinance  
SECOND: Halbert  
AYES: Brown, Flinn, Fullilove, Halbert, Lowery, Morrison, Strickland and Chairman Ford  
NAYS: Boyd, Conrad and Hedgepeth  
Collins did not cast a vote  
Harris was absent

**APPROVED**, rules suspended. Set up as Special Item #2. Item #51 added below

51. **ORDINANCE AMENDING CHAPTER 15, SECTION 15-12, CITY OF MEMPHIS CODE OF ORDINANCES TO MAINTAIN THE CURRENT MONTHLY SOLID WASTE FEE FOR RESIDENTIAL UNITS, UP FOR F I R S T READING.**

Ordinance No. 5528

MOTION: Fullilove  
SECOND: Halbert  
AYES: Boyd, Brown, Flinn, Fullilove, Halbert, Lowery, Morrison, Strickland and Chairman Ford  
NAYS: Collins and Hedgepeth  
Conrad did not cast a vote  
Harris was absent

**APPROVED**

37. **RESOLUTION INTRODUCING MINIMAL TRANSITIONAL PLAN DESIGN CHANGES TO THE CITY’S BASIC AND PREMIER PPO PLANS, ADD A NEW VALUE PPO PLAN OPTION, ADJUST TOTAL PREMIUM RATES BY PLAN, ACHIEVE “70/30” AGGREGATE COST SHARE SPLIT BETWEEN EMPLOYEES/RETIRES AND THE CITY AND “BREAK-EVEN” PROJECTED CALENDAR YEAR (CY) REVENUES AND EXPENSES.**

Chairman Ford recognized the following persons who spoke from the audience:

Mike Lee, 638 Jefferson Ave., Memphis, TN 38105  
Matthew Tomek, 6741 Garden Oaks Dr., Memphis, TN 38120  
Francis Bradley, 4445 Stone Cross Dr., 38654

MOTION: Flinn  
SECOND: Lowery

**Flinn requested that the question be split. Chairman Ford stated that without objection we will split the question.**

MOTION: Strickland – Divide the question

**Chairman Ford asked if there was objection. There was none. The question was divided below.**

**Part 1**

Resolution #1 – **Item #37** - Resolution to achieve “70/30” aggregate cost share split between employees/retirees and the city, add a Value PPO plan option, and adjust Emergency Room Copay to \$200 without admittance for all plans.

AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Harris was absent

**APPROVED**, Part 1 only

**Part 2**

MOTION: Flinn – Move it on the floor

SECOND: Conrad

MOTION: Strickland – Hold resolution #2 until first meeting in September. Committee and full Council on September 3, 2013

SECOND: Halbert

Chairman Ford recognized the following person who spoke from the audience:

Mike Lee, 638 Jefferson Ave., Memphis, TN 38105

Resolution #2 - **Item #52** – Resolution to introduce minimal transitional plan design changes to the City’s Basic and Premier PPO plans, adjust total premium rates by plan and “break-even” projected calendar year (CY) with expenses.

AYES: Boyd, Collins, Conrad, Flinn, Fullilove, Halbert, Lowery and Strickland  
Brown, Hedgepeth, Morrison and Chairman Ford did not cast a vote  
Harris was absent

**APPROVED**, resolution #2, which is set up as Item #52 will be held until September 3, 2013

39. **RESOLUTION APPROPRIATING \$1,500,000.00 FOR CONSTRUCTION OF THE HOLMES-TCHULAHOMA PARK, WITH THE LOW COMPLYING BID FROM WAGNER GENERAL CONTRACTORS, INC., CIP PROJECT NUMBER PK07091, PART OF THE FY13 CAPITAL IMPROVEMENT BUDGET FUNDED BY G.O. BONDS GENERAL.**

MOTION: Boyd  
 SECOND: Collins  
 AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Lowery, Strickland and Chairman Ford  
 Hedgepeth and Morrison did not cast a vote  
 Harris was absent

**APPROVED**

41. **RESOLUTION SEEKING TO USE RESTRICTED FUNDS FOR SEX OFFENDER REGISTRY IN THE AMOUNT OF \$39,700.00 FOR THE PURCHASE OF FURNITURE, MATERIALS AND SUPPLIES.**

MOTION: Conrad  
 SECOND: Boyd  
 AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Lowery, Morrison and Chairman Ford  
 Flinn, Hedgepeth and Strickland did not cast a vote  
 Harris was absent

**APPROVED**

**Councilman Conrad requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

42. **RESOLUTION ACCEPTING AN AWARD FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY ON BEHALF OF THE DIVISION OF POLICE SERVICES IN THE AMOUNT OF \$24,000.00 FOR THE PURPOSE OF IMPROVING SECURITY FOR THE MEMPHIS PORT AREA.**

MOTION: Conrad  
 SECOND: Fullilove  
 AYES: Boyd, Brown, Conrad, Flinn, Fullilove, Halbert, Lowery, Morrison, Strickland and Chairman Ford  
 Collins and Hedgepeth did not cast a vote  
 Harris was absent

**APPROVED**

43. **RESOLUTION SEEKING ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$600.00 FROM THE SOUTHERN WOMEN SHOW AS AWARDED TO THE CITY OF MEMPHIS POLICE DEPARTMENT TO SUPPORT POLICE SERVICES' OPERATIONAL ACTIVITIES.**

MOTION: Conrad  
 SECOND: Boyd  
 AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Flinn did not cast a vote  
 Harris was absent

**APPROVED**

44. **RESOLUTION AMENDING THE FY13 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF \$1,011,546.00 IN G.O. BONDS – IN TRAFFIC CALMING DEVICES, PROJECT NUMBER EN01007, TO SPEED HUMP INSTALLATION – GROUP 8, PROJECT NUMBER EN01041, FOR THE PURPOSE OF INSTALLING SPEED HUMPS IN VARIOUS LOCATIONS IN THE CITY; AND APPROPRIATING \$1,011,546.00 FUNDED BY G.O. BONDS – FOR SPEED HUMP INSTALLATION GROUP 8, PROJECT NUMBER EN01041, FOR A CONSTRUCTION CONTRACT WITH CANTRELL CONSTRUCTION.**

MOTION: Hedgepeth  
 SECOND: Morrison  
 AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, and Chairman Ford  
 Flinn and Strickland did not cast a vote  
 Harris was absent

**APPROVED**

46. **RESOLUTION OF THE CITY OF MEMPHIS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED ONE HUNDRED THIRTY-FIVE MILLION DOLLARS (\$135,000,000) PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT REFUNDING BONDS FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING GENERAL IMPROVEMENT BONDS OF THE CITY, AND AUTHORIZING CERTAIN OTHER MATTERS WITH RESPECT TO THE ISSUANCE OF SUCH BONDS AND SUCH REFUNDINGS.**

MOTION: Strickland  
 SECOND: Lowery  
 AYES: Boyd, Brown, Conrad, Halbert, Hedgepeth, Lowery, Strickland and Chairman Ford  
 NAYS: Collins

Flinn, Fullilove and Morrison did not cast a vote  
Harris was absent

**APPROVED**

47. **RESOLUTION OF THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, AMENDING THE CITY'S FISCAL YEAR 2013 OPERATING BUDGET TO COMPLY WITH TENNESSEE CODE ANNOTATED (TCA) 6-56-209.**

MOTION: Strickland  
SECOND: Collins  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Lowery, Morrison, Strickland and Chairman Ford  
Hedgepeth did not cast a vote  
Harris was absent

**APPROVED**

**Councilman Strickland requested same night minutes. Chairman Ford stated that without objection we will have same night minutes.**

**Councilman Collins made a motion to a recess before we go into the Budget Items. Chairman Ford stated that without objection we will recess at 6:12 p.m. and return at 6:25 p.m.**

**Sergeant-at-Arms called the meeting back to order.**

30. **ORDINANCE ESTABLISHING THE FISCAL YEAR 2014 OPERATING BUDGET FOR THE CITY OF MEMPHIS, UP FOR T H I R D AND F I N A L READING.** (Held from 6/4)  
Ordinance No. 5509

**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, 2013 through June 30, 2014.

MOTION: Strickland  
SECOND: Fullilove

**Councilman Strickland made a request to divide the question; the budget as whole, item #1, except for item #2 which will be the City Attorney's Office. Chairman Ford asked if there was objection. There was none. The question was divided.**

**Councilwoman Halbert's Amendment**

MOTION: Halbert – Reinstate \$226,000.00 into the budget for the Music Commission  
SECOND: Brown

AYES: Boyd, Brown, Collins, Fullilove, Halbert, Lowery and Chairman Ford  
 NAYS: Conrad, Flinn, Hedgepeth and Strickland  
 Morrison did not cast a vote  
 Harris was absent

**APPROVED**, set up as Special Item #3

**Councilman Lowery's Amendments**

MOTION: Lowery – Approve 4.6 increase for all City employees  
 SECOND: Brown  
 AYES: Boyd, Brown, Collins, Fullilove, Halbert and Lowery  
 NAYS: Conrad, Flinn, Hedgepeth, Morrison and Chairman Ford  
 Harris was absent

**FAILED**, set up as Special Item #4

MOTION: Lowery – Add 30 red light cameras and 15 speed light cameras  
 SECOND: Fullilove

**Councilman Morrison asked Councilman Lowery if he would not expand additional red light cameras and add more speed light cameras. Chairman Lowery requested that the question be divided. One vote for red light cameras and one vote for speed light cameras. Councilman Lowery stated that without objection he would like these items voted on separately. Chairman Ford stated that without objection we will divide the question.**

**Red Light Cameras – Part 1**

AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Hedgepeth, Lowery and Chairman Ford  
 NAYS: Conrad, Morrison and Strickland  
 Harris was absent

**APPROVED**, Part 1, set up as Special Item #5

**Speed Light Cameras – Part 2**

**Councilman Morrison requested that the 15 speed light cameras be changed to 150. Councilman Lowery stated that he was not opposed to changing the number from 15 to 150. Chairman Ford asked if there was any objection. There was none. Chairman Ford stated that without objection we will change the number to 150.**

MOTION: Lowery – 150 Speed light cameras  
 SECOND: Fullilove  
 AYES: Boyd, Collins, Flinn, Fullilove, Hedgepeth, Lowery, Morrison and Chairman Ford  
 NAYS: Conrad and Strickland

Brown and Halbert did not cast a vote  
Harris was absent

**APPROVED**, Part 2, as amended, set up as Special Item #5

**Councilwoman Fullilove's Amendment**

MOTION: Fullilove – Cut 1.9 million from EDGE Budget

**Councilwoman Fullilove amended her motion to cut \$250,000.00 from EDGE Budget**

SECOND: Brown  
AYES: Brown, Collins, Fullilove, Hedgepeth, Lowery, Strickland and Chairman Ford  
NAYS: Boyd, Conrad, Flinn and Morrison  
Halbert did not cast a vote  
Harris was absent

**APPROVED**, set up as Special Item #6

**Councilman Strickland's Amendments**

MOTION: Strickland – Accept Mayor Wharton's proposal and reduce head count with 100 layoffs, 300 through attrition, not a buyout  
SECOND: Flinn  
AYES: Boyd, Conrad, Flinn, Hedgepeth, Lowery, Morrison and Strickland  
NAYS: Brown, Collins, Fullilove and Halbert  
Chairman Ford abstained  
Harris was absent

**APPROVED**, Item D, set up as Special Item #7

MOTION: Strickland- Eliminate non-public safety vacancies for a total of \$2,652,876.00  
SECOND: Flinn

**Councilman Collins made a Friendly Amendment to add 4.2 million. Councilman Strickland did not accept Councilman Collins Friendly Amendment**

AYES: Boyd, Collins, Conrad, Flinn, Hedgepeth, Morrison, Strickland and Chairman Ford  
NAYS: Brown, Fullilove and Halbert  
Lowery did not cast a vote  
Harris was absent

**APPROVED**, Item B, set up as Special Item #8

MOTION: Strickland – Reduce Extras for a total of \$415,400.00

SECOND: Flinn  
 AYES: Boyd, Conrad, Flinn, Hedgepeth, Morrison and Strickland  
 NAYS: Brown, Collins, Fullilove, Halbert, Lowery and Chairman Ford  
 Harris was absent

**FAILED**, Item E, set up as Special Item #9

MOTION: Halbert – Citizens be allowed to speak on items that are presented before City Council  
 SECOND: Fullilove  
 AYES: Brown, Fullilove, Halbert and Strickland  
 NAYS: Boyd, Collins, Conrad, Hedgepeth, Lowery, Morrison and Chairman Ford  
 Flinn did not cast a vote  
 Harris was absent

**FAILED**, set up as Special Item #10

**Councilman Strickland's Amendments**

MOTION: Strickland – Reduce Materials and Supplies for a total of \$3,331,732.00  
 SECOND: Hedgepeth  
 AYES: Boyd, Conrad, Flinn, Halbert, Hedgepeth, Morrison and Strickland  
 NAYS: Brown, Collins, Fullilove, Lowery and Chairman Ford  
 Harris was absent

**APPROVED**, Item E, set up as Special Item #11

MOTION: Strickland – Comply with Legal Insurance Premium Level – 1.9 million reduction  
 SECOND: Hedgepeth  
 AYES: Boyd, Collins, Conrad, Flinn, Fullilove, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 NAYS: Brown  
 Halbert did not cast a vote  
 Harris was absent

**APPROVED**, Item H, set up Special Item #12

**Councilman Strickland made a motion to recess at 8:15 p.m. to 8:25 p.m. The Council meeting reconvened at 8:49 p.m. Chairman Ford stated that without objection we will recess.**

**Councilman Strickland stated that we are called back to order. The time was 8:49 p.m.**

**Councilman Ford's Amendments**

MOTION: Ford – Elimination of the 14 cent Buyout/Layoff (3.36) - \$14,728,000.00

Transfer of street lighting to MLGW - \$6,003,367.00  
 Elimination of Weights and Measures Program - \$501,177.00  
 5% reduction in Police proposed FY Budget - \$11,878,937.40  
 Strickland's (b) (d) and (f) proposals - \$21,734,608.40  
 Adjustment of Employee Medical to 70/30 - \$1,900,000.00  
 Elimination of College Incentive Pay - \$6,200,000.00  
 Elimination of Longevity Pay - \$1,700,000.00  
 EDGE Reduction - \$250,000.00  
 Eliminate 1 of 13 Paid Holidays - \$800,765.00  
**Total Proposed Savings - \$65,696,854.80 with a tax rate of \$3.24**  
 Material and Supplies be restored for a total of \$3,331,732.00

SECOND: Hedgepeth

**NO ACTION TAKEN ON COUNCILMAN FORD'S AMENDMENTS TODAY**

**Councilman Conrad asked Councilman Ford to consider keeping the College Incentive Pay for those who have a 4 year college degree.**

MOTION: Flinn – Let the public speak

SECOND: Collins

**Vice Chairman asked if there was objection. There was no objection.**

Vice Chairman Strickland recognized the following person who spoke from the audience:

Cathie Auxier, 10840 Monterey Forest Cv., Eads, TN 38028  
 Donna Bohannon, 5343 Sea Isle, Memphis, TN 38119  
 Francis Bradley, 4445 Stone Cross Dr., (No city and state listed), 38654  
 Donnie Briggs, 857 Alice Ave., Memphis, TN 38106  
 Yvonne Burton, (No address, city or state listed)  
 Veronica Carson, 638 Jefferson Ave., Memphis, TN 38103  
 Meg Clifton, 1412 Glen Oaks Dr., Memphis, TN 38117  
 Arthur Everett, (No address, city or state listed)  
 Michael Ford, (No address, city or state listed)  
 Andre Gipson (No address, city or state listed)  
 Deborah Godwin, 50 N. Front St., Suite 800, Memphis, TN 38103  
 Keeley Greer, 638 Jefferson Ave., Memphis, TN 38103  
 Herbert James, 2954 McVay Trail, Memphis, TN 38115  
 Chad Johnson, 485 Beale St., Memphis, TN 38103  
 Mike Lee, 638 Jefferson Ave., Memphis, TN 38103  
 Essica Littlejohn, 638 Jefferson Ave., Memphis, TN 38103  
 Thomas Malone, 5150 Stage Rd., Memphis, TN 38134  
 Robert McCulley, 4835 Springtree Dr., Arlington, TN 38002  
 Sam Posey, 494 Racquet Club Pl., Memphis, TN 38120  
 William Street, 648 Riverside, Memphis, TN 38103  
 Timothy Taylor, 50 N. Front St., Suite 800, Memphis, TN 38103

Danny Todd, 3740 Northcliffe, Memphis, TN 38128  
Matthew Tomek, 6741 Garden Oaks Dr., Memphis, TN 38120  
Kenneth Walcott, 638 Jefferson Ave., Memphis, TN 38111

MOTION: Collins – Recess until June 25, 2013 at 3:30 p.m.  
SECOND: Brown  
AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert and Lowery  
NAYS: Flinn, Hedgepeth, Morrison and Strickland  
Chairman Ford did not cast a vote  
Harris was absent

**APPROVED**, meeting recessed at 10:30 p.m. on June 18, 2013 until June 25, 2013 at 3:30 p.m.  
Set up as Special Item #14

**Upon statement of the Chairman, the meeting was recessed to 3:30 p.m. on Tuesday, June 25, 2013.**