



**CITY COUNCIL  
MEETING AGENDA  
September 24, 2024  
3:30 p.m.**

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

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

**Super District 8-1.** Chairman JB Smiley, Jr.  
**Super District 9-2.** Vice Chairman J. Ford Canale  
**District 1.** Rhonda Logan  
**District 2.** Jerri Green  
**District 3.** Pearl Eva Walker  
**District 4.** Jana Swearengen-Washington  
**District 5.** Philip Spinosa  
**District 6.** Edmund Ford, Sr.  
**District 7.** Michalyn Easter-Thomas  
**Super District 8-2.** Janika White  
**Super District 8-3.** Yolanda Cooper-Sutton  
**Super District 9-1.** Chase Carlisle  
**Super District 9-3.** Dr. Jeff Warren

## ORDER OF BUSINESS

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

**II. INVOCATION**

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

**III. PLEDGE OF ALLEGIANCE**

**IV. CALL OF ROLL by the Comptroller**

**V. APPROVAL OF PREVIOUS MEETING MINUTES (September 10, 2024)**

**VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING**

**VII. ITEMS HELD OR DROPPED FROM THE AGENDA**

**PRESENTATIONS AND RECOGNITION OF VISITORS**

1. RESOLUTION commemorating September as Hispanic Heritage Month. This Resolution is sponsored by Councilman Canale.
2. RESOLUTION honoring Memphis Child Advocacy Center for its unwavering commitment to the safety, healing, and justice of victimized children. This Resolution is sponsored by Councilwoman Cooper-Sutton.
3. RESOLUTION honoring the 25th Anniversary for BLDG Memphis. This Resolution is sponsored by Councilwoman Logan.

**PUBLIC HEARINGS**

4.  
Canale  
Chairman,  
Planning  
& Zoning  
Committee

RESOLUTION approving the appeal of Dr. Sherry Jeffries Compton and Brenda McElwain seeking to overturn the action of the Memphis and Shelby County Land Use Control Board approving a modification to the Coro Vista Subdivision at the subject property located at 1560 Drew Road. This Resolution is sponsored by the Division of Planning and Development.

Case No. MJR 24-07  
(SUP 22-34 CORRES.)

Owner: Gerald Robinson

Appellant: Dr. Sherry Jeffries Compton and Brenda McElwain

Appellee: Land Use Control Board

Request: Major modification to allow a two-year time extension pursuant to Section 9.7.7I(5); a phasing plan pursuant to Section 9.7.7.I(4); and a modification to the approved major preliminary plan to allow for private streets in Tranquil Timbers Estates.

LUCB recommendation: APPROVAL

DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** No Recommendation

**Opposition at LUCB; Public Hearing Required**

**73 NOTICES WERE MAILED ON AUGUST 13, 2024**

5. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a modification to a special use permit at the subject property located at 1925 Union Avenue. This Resolution is sponsored by the Division of Planning and Development. **(Held from 8/20; 9/10)**

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. MJR 24-20  
(SUP 21-39 CORRES.)

Applicant: EP3 Developers, LLC  
Kimley-Horn and Associates, Inc. (Representative)

Request: Major modification to allow a drive-through restaurant  
and a time extension for SUP 21-39

LUCB and DPD recommendation: REJECTION

**ACTION REQUESTED:** No Recommendation

**Opposition at LUCB; Public Hearing Required**

**124 NOTICES WERE MAILED ON AUGUST 7, 2024**

**DIVISION OF PLANNING AND DEVELOPMENT**

6. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 3419 American Way. This Resolution is sponsored by the Division of Planning and Development.

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. PD 24-09

Applicant: Sam Patel, Daniel Brown  
Dedrick Brittenum (Representative)

Request: Planned Development to allow a RaceTrac travel center

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

**Opposition at LUCB; No Public Hearing Required**

7.  
Canale  
Chairman,  
Planning  
& Zoning  
Committee

RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 4615 Quince Road. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 24-17

Applicant: Ken Shin  
David Baker (Representative)

Request: Special use permit to allow a drive-thru restaurant

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

**No opposition at LUCB; No Public Hearing Required**

8.  
Canale  
Chairman,  
Planning  
& Zoning  
Committee

RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 3230 Commercial Parkway. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 24-19

Applicant: Yaaqob Al Shugaa  
David Bray, The Bray Firm (Representative)

Request: Special use permit to allow a convenience store with gas pumps

LUCB and DPD recommendation: REJECTION

**ACTION REQUESTED:** No Recommendation

**No opposition at LUCB; No Public Hearing Required**

9. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 5700 Mt. Moriah Road. This Resolution is sponsored by the Division of Planning and Development.

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SUP 24-23

Applicant: Wingli Cepeda Ochoa  
Maureen Valdez (Representative)

Request: Special use permit to allow motor vehicle sales

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** No Recommendation

**No opposition at LUCB; No Public Hearing Required**

**ZONING ORDINANCE - THIRD AND FINAL READING** (None)

# CONSENT AGENDA

**GENERAL ORDINANCE - FIRST READING** (None)

**GENERAL ORDINANCE - SECOND READING** (None)

**ZONING ORDINANCE - FIRST READING** (None)

**ZONING ORDINANCE - SECOND READING**

10. **ZONING ORDINANCE** amending Ordinance No. 5367 of Code of Ordinance, City of Memphis, Tennessee, adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to authorize a Zoning Use District reclassification for land located at 3230 Commercial Parkway on the east side of Elvis Presley Boulevard, +/- 208 feet north of Commercial Parkway Road by taking the land out of the Residential Single-Family – 15 (R-15) Use District and including it in the Commercial Mixed Use – 1 (CMU-1) District, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development. **(Held from 8/20; 9/10)**

Case No. Z 24-06  
Ordinance No. 5915

Applicant: Yaaqob Al Shugga  
David Bray, The Bray Firm (Representative)

Request: Rezoning of +/-20,265 square feet from Residential Single-Family – 15 (R-15) to Commercial Mixed Use – 1 (CMU-1) located at 3230 Commercial Parkway

LUCB and DPD recommendation: APPROVAL

**ACTION REQUESTED:** Take whatever action Council deems advisable



**NOTATION FROM DPD**

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

A. Case No. PD 24-05 – FRAYSER BUSINESS CENTER PLANNED DEVELOPMENT, SECOND AMENDMENT

Located at 3086 Coscia Street.

Applicant: Memphis Wrecking Co.  
Lew Wardlaw – Martin, Tate, Morrow & Marston, P.C. (Representative)

Request: Amendment to the Frayser Business Center PD to allow expansion of an existing construction debris landfill and recycling center

LUCB and DPD recommendation: REJECTION

**ACTION REQUESTED: Set a date of public hearing**

**SUGGESTED DATE: October 15, 2024**

**ENGINEERING DIVISION**

12. RESOLUTION accepting public improvements for ART LOFTS-POPLAR AVENUE (PD 18-39) [CR#5333] and releasing bond. (Request for Same Night Minutes)

(Contract No. CR-5333)

Resolution accepts public improvements for a development within the present limits of the City of Memphis, located at the southwest corner of Poplar Avenue and Rembert Street in Memphis, Tennessee. Resolution also releases the Performance Bond No. GS542000099 in the amount of \$83,300.00, held as project security.

**ACTION REQUESTED:** Adopt the Resolution

13. RESOLUTION accepting public improvements for GLIDE XPRESS CAR WASH, AVANTI PD, 3RD AMENDED PARCEL D (AUSTIN PEAY HWY) [CR#5443] and releasing bond. (Request for Same Night Minutes)

(Contract No. CR-5443)

Resolution accepts public improvements for a development within the present limits of the City of Memphis, located at 3560 Austin Peay Highway in Memphis, Tennessee. Resolution also releases the Performance Bond No. 1001054267 in the amount of \$77,000.00, held as project security.

**ACTION REQUESTED:** Adopt the Resolution

**GENERAL ITEMS**

14. RESOLUTION amending an Honorary Street Name Change for Dr. Glenda Baskin Glover. The new designation will be on Shelby Drive between Horn Lake Road and Third Street. District 6, Super District 8. This Resolution is sponsored by Councilman Ford, Sr.

## FISCAL CONSENT AGENDA

15. RESOLUTION accepting grant funds in the amount of \$30,622.24 from BlueCross BlueShield of Tennessee for repairs to David Carnes Park. District 6, Super District 9. This Resolution is sponsored by Memphis Parks. (Request for Same Night Minutes)
16. RESOLUTION to accept a donation of \$2,500.00 in the form of a virtual gift card from Target D332 as awarded to the City of Memphis Police Department to support Ridgeway precinct Shop with a Cop Program during Fiscal Year 2025. District 3, Super District 8. This Resolution is sponsored by Police Services. (Request for Same Night Minutes)

## MLGW FISCAL CONSENT

Chair: Philip Spinosa, Vice Chair: Pearl Eva Walker

17. RESOLUTION approving Change No. 2 to Contract No. 12142, Card Payment Processing Services to Card Connect, LLC to renew the current contract in the funded amount of \$2,706,625.15.
18. RESOLUTION approving Change No. 8 to Contract No. 11462, Electronic Board Agenda Solution with Granicus (formerly Accela, Incorporated) to renew the current contract in the funded amount of \$41,459.84.
19. RESOLUTION awarding purchase order to Logicalis Inc. for network upgrade and enhancement phase three in the amount of \$1,085,153.71.
20. RESOLUTION awarding purchase order to Logicalis Inc. for network upgrade and enhancement hardware in the amount of \$240,756.07.
21. RESOLUTION awarding purchase order to Scruggs Equipment Company for the purchase of steel utility service bodies in the amount of \$474,394.00.
22. RESOLUTION awarding purchase order to Stribling Equipment, LLC. for backhoe tractor loaders in the amount of \$391,013.00.
23. RESOLUTION awarding thirty-six-month purchase order to Universal Scaffold and Equipment for meter vaults in the amount of \$1,120,185.20.
24. RESOLUTION approving of Change No. 2 to Contract No. 12368, Mobile Sweeping Cleaning with BFCM Floor Services, LLC to renew the current contract in the funded amount of \$64,162.54.
25. RESOLUTION acknowledging receipt of report on Debt Obligation regarding the issuance and sale of \$197,880,000.00 Electric System Revenue and Revenue Refunding Bonds, Series 2024 pursuant to the Tenth Supplemental Resolution (The "Bonds").

# REGULAR AGENDA

## APPOINTMENTS

26. **POLICE ADVISORY & REVIEW COMMITTEE**

Easter-

Thomas Appointment

Chairman,

Personnel & Shirley A. Collins

Governmental

Affairs

Committee

## GENERAL ORDINANCE -THIRD AND FINAL READING

27. **ORDINANCE** to amend Title 6, Chapter 92 of the Code of Ordinances for the City of Memphis, to Extend the Sunset Clause for the Equal Business Opportunity Program, up for T H I R D and F I N A L reading. Ordinance No. 5916 is sponsored by the Administration.  
Smiley  
Chairman,  
Executive  
Session

**ACTION REQUESTED:** Take whatever action Council deems advisable

## CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

## ENGINEERING DIVISION

28. RESOLUTION to appropriate the sum of \$400,000.00 in Other Project Cost to implement the FY25 Urban Art Plan, CIP Project Number EN25301. All Council Districts. This Resolution is sponsored by the Administration.  
Swearengen-  
Washington  
Chairman,

Public Works, **ACTION REQUESTED:** Adopt the Resolution

Solid Waste &

General Services

Committee

## EXECUTIVE DIVISION (None)

## FINANCE & ADMINISTRATION (None)

## DIVISION OF FIRE SERVICES (None)

## DIVISION OF GENERAL SERVICES (None)

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT**

29. RESOLUTION to amend the Fiscal Year 2025 General Fund Operating Budget for Housing and Community Development. All Council Districts. This Resolution is sponsored by the Administration.

Logan  
Chairman,  
Housing &  
Community  
Development  
Committee

**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF HUMAN RESOURCES** (None)

**INFORMATION TECHNOLOGY** (None)

**LAW DIVISION** (None)

**LIBRARY SERVICES** (None)

**MLGW DIVISION** (None)

**MEMPHIS PARKS**

30. RESOLUTION to allocate and appropriate funds in the amount of \$7,500,000.00 from FY25 CIP Project Number PK01036, Lester Community Center, Contract Construction and Fixtures Furniture and Equipment. District 5, Super District 9. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

31. RESOLUTION to allocate and appropriate funds in the amount of \$300,000.00 from FY25 CIP Project Number PK08037, Contract Construction and Architecture/Engineering, Lichterman Nature Center Major Maintenance. District 2, Super District 9. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

32. RESOLUTION to allocate and appropriate funds in the amount of \$1,200,000.00 from FY25 CIP Project Number PK04018, Douglass Splash Pad, Contract Construction. District 5, Super District 9. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

33. RESOLUTION to allocate and appropriate funds in the amount of \$500,000.00 from FY25 CIP Project Number PK24106, Brooks Museum, Contract Construction. District 7, Super District 8. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

34. RESOLUTION to allocate, appropriate and transfer funds in the amount of \$400,000.00 from FY25 CIP Project Number PK24100, Park Cover Line, Contract Construction to FY2025 CIP Project Number PK25102, Park Cover Line, Fixtures Furniture and Equipment Funds. All Council Districts. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

35. RESOLUTION to transfer and appropriate funds in the amount of \$120,989.80 from the MRPP Coverline GA07002 to Riverfront Park Improvements GA07009. Districts 6 and 7, Super District 8. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

36. RESOLUTION to transfer and appropriate funds in the amount of \$129,010.20 from FY25 CIP Project Number GA07002 MRPP Coverline, Contract Construction to FY25 CIP Project Number PK24105 Memphis River Parks Improvements and Maintenance, Contract Construction and other costs. Districts 6 and 7, Super District 8. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

37. RESOLUTION to allocate, appropriate and transfer \$1,000,000.00 from FY25, CIP Project Number PK24100, Park Cover Line, Contract Construction, to FY25, CIP Project Number PK25103, FY25103, FY25 Park-Miscellaneous Improvements, Contract Construction. All Council Districts. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

38. RESOLUTION accepting Commission CIP funds in the amount of \$150,000.00 From Shelby County Government for the purpose of building a softball field at Jesse Turner Park. District 4, Super District 8. This Resolution is sponsored by the Administration.

Warren  
Chairman,  
Memphis  
Parks  
Committee

**ACTION REQUESTED:** Adopt the Resolution

39. RESOLUTION to approve the allocation of funds of \$250,000.00 for FY2025 CIP Project Warren  
 Chairman, Memphis  
 Parks Committee  
 Number PK09002, Contract Construction, Memphis Zoo Major Maintenance. District 5, Super District 9. This Resolution is sponsored by the Administration. **(Held from 9/10)**  
**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF POLICE SERVICES** (None)

**DIVISION OF PUBLIC SERVICES** (None)

**DIVISION OF PUBLIC WORKS** (None)

**DIVISION OF SOLID WASTE** (None)

**GENERAL ITEM**

40. RESOLUTION to allocate and appropriate \$500,000.00 to PURE Academy. All  
 Carlisle  
 Chairman,  
 Budget Committee  
 Council Districts. The Resolution is sponsored by the Councilman Carlisle.  
**ACTION REQUESTED:** Adopt the Resolution

41. JOINT RESOLUTION adopting the More for Memphis Strategic Plan as a guide for  
 Easter-  
 Thomas  
 Chairman,  
 Personnel &  
 Governmental  
 Affairs  
 Committee  
 public-private cooperation and investments to improve economic mobility for children and families in Memphis and Shelby County. All Council Districts. The Resolution is sponsored by Councilwoman Green.  
**ACTION REQUESTED:** Adopt the Resolution

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**