



**CITY COUNCIL  
MEETING AGENDA  
October 24, 2023  
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 8-3.** Chairman Martavius Jones  
**Super District 8-1.** Vice Chairman JB Smiley, Jr.  
**District 1.** Rhonda Logan  
**District 2.** Frank Colvett, Jr.  
**District 3.** Patrice J. Robinson  
**District 4.** Jana Swearengen-Washington  
**District 5.** Worth Morgan  
**District 6.** Edmund Ford, Sr.  
**District 7.** Michalyn Easter-Thomas  
**Super District 8-2.** Cheyenne Johnson  
**Super District 9-1.** Chase Carlisle  
**Super District 9-2.** J. Ford Canale  
**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 (October 10, 2023)**

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

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

**PRESENTATION AND RECOGNITION OF VISITORS**

1. RESOLUTION recognizing Breast Cancer Awareness Month. This Resolution is sponsored by Councilman Colvett.

**PUBLIC HEARING (None)**

**DIVISION OF PLANNING AND DEVELOPMENT**

2. 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 2206 East Shelby Drive. This Resolution is sponsored by the Division of Planning and Development. **(Held from 10/10)**

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SUP 23-19

Applicant: Beruk Properties, LCC  
David Bray of the Bray Firm (Representative)

Request: To allow a convenience store with gasoline sales in the CMU-1 District.

LUCB and DPD recommendation: APPROVAL, with conditions

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

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

3. 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 north of 1184 Covington Pike and 314 feet north of Earnestine Cove. This Resolution is sponsored by the Division of Planning and Development. **(Held from 9/12)**

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SUP 23-16

Applicant: Covington Crossing, Inc.  
Cindy Reaves – SR Consulting, LLC (Representative)

Request: Special use permit to allow a commercial surface parking lot

LUCB and DPD recommendation: APPROVAL, with conditions

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

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

4. Johnson  
Chairman,  
Planning  
& Zoning  
Committee

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 3337 Overton Crossing St. This Resolution is sponsored by the Division of Planning and Development. (Held from 7/11; 8/8; 8/22; 9/12)

Case No. PD 23-09

Applicant: Cash America Central, Inc.  
SR Consulting, LLC (Representative)

Request: New planned development and outline plan conditions to allow the expansion of an existing pawn shop at 3337 Overton Crossing St.

LUCB recommendation: APPROVAL, with conditions

DPD recommendation: REJECTION

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

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

**ZONING ORDINANCE- THIRD AND FINAL READING**

# CONSENT AGENDA

## GENERAL ORDINANCE - FIRST READING

5. **ORDINANCE** amending Ordinance 5551 and Ordinance 5734 relative to Smart City Fiber Access Systems, establishing criteria for qualification as Smart City Fiber Access Systems, defining Smart City Fiber Access Systems, and authorizing for qualifying Smart City Fiber Access Systems alternative requirements, terms, conditions, limitations, and provisions for recovery of the City’s cost incurred, for the construction, maintenance, policing, management or repair of the streets, alleys, thoroughfares, and rights-of-way of the city, up for F I R S T reading. Ordinance No. 5887 is sponsored by the Administration.

Jones  
Chairman,  
Executive  
Session

**ACTION REQUESTED:** No recommendation

## GENERAL ORDINANCES - SECOND READING

6. **REFERENDUM ORDINANCE** to amend, pursuant to Article XI, § 9 of the Constitution of the State of Tennessee (Home Rule Amendment), provisions of the Charter of the City of Memphis, the same being Chapter 11 of the Acts of 1879, as amended, relative to partisan elections for the Offices of the Mayor and City Council Members and to repeal all provisions of the City’s Charter inconsistent with this Amendment, up for S E C O N D reading. Ordinance No. 5883 is sponsored by Chairman Jones.

Easter-  
Thomas  
Chairman,  
Personnel &  
Governmental  
Affairs  
Committee

**ACTION REQUESTED:** Adopt the Ordinance on Second Reading

7. **REFERENDUM ORDINANCE** to amend, pursuant to Article XI, § 9 of the Constitution of the State of Tennessee (Home Rule Amendment), provisions of the Charter of the City of Memphis, the same being Chapter 11 of the Acts of 1879, as amended, relative to application of City Charter Referendum Ordinance No. 1794 to city municipal elections, up for S E C O N D reading. Ordinance No. 5884 is sponsored by Councilmembers Smiley, Johnson, Logan, and Warren.

Easter-  
Thomas  
Chairman,  
Personnel &  
Governmental  
Affairs  
Committee

**ACTION REQUESTED:** Adopt the Ordinance on Second Reading

8. **ORDINANCE** to create a Police Advisory and Review Committee, up for S E C O N D reading. Ordinance No. 5885 is sponsored by the Administration.

Logan  
Chairman,  
Public Safety  
& Homeland  
Security  
Committee

**ACTION REQUESTED:** Adopt the Ordinance on Second Reading

**ZONING ORDINANCE - FIRST READING**

9. **ZONING ORDINANCE** amending Ordinance No. 5367 of Code of Ordinances, City of Memphis, Tennessee, adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to delete a section of the South Parkway East Residential Corridor Overlay, up for F I R S T reading. This Ordinance is sponsored by the Division of Planning and Development.  
Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. RC 23-01  
Ordinance No. 5888

Applicant: Alhrouh Osama and Jaber Said  
David Bray of the Bray Firm (Representative)

Request: Residential corridor overlay deletion at 1560 South Parkway East

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Adopt the Ordinance on First Reading

**ZONING ORDINANCE - SECOND READING**

10. **ZONING ORDINANCE** amending Ordinance No. 5367 of Code of Ordinances, 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 on the south side of Cornell St. between Felts Station Rd. and Thomas St. by taking the land out of the Residential Urban – 3 (RU-3) Use District and including it in the Heavy Industrial (IH) Use District, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.  
Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. Z 23-11  
Ordinance No. 5886

Applicant: Marcino Pigram  
David Bray of the Bray Firm (Representative)

Request: Rezoning of +/- 0.5 acres from Residential Urban – 3 (RU-3) to Heavy Industrial (IH)

DPD recommendation: REJECTION

LUCB recommendation: APPROVAL

**ACTION REQUESTED:** Adopt the Ordinance on Second Reading

**NOTATIONS FROM DPD** (None)

**ENGINEERING DIVISION**

11. RESOLUTION approving the engineering plans for FUTURE LOT 2, SOUTH OF RAINES EXPRESS SUBDIVISION and accepting bond as security. (Request for Same Night Minutes)

Contract No. CR-5449

Resolution approves the engineering plans in the present limits of the City of Memphis, as shown on the plans and located at 4271 Mendenhall Road in Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also accepts the Performance Bond No. NTN1112 in the amount of \$101,900.00 as security for the project.

**ACTION REQUESTED:** Adopt the Resolution

12. RESOLUTION approving Supplemental Agreement #1 for HOLMES ROAD TRUCK LOT (RIGGY'S HOLMES ROAD TRUCK FACILITY) [CR-5448]. (Request for Same Night Minutes)

(Contract No. CR-5448)

**ACTION REQUESTED:** Adopt the Resolution

**GENERAL ITEMS** (None)



## FISCAL CONSENT AGENDA

13. RESOLUTION to accept, allocate, and appropriate grant funds in the amount of \$12,433.00 from the State of Tennessee, Office of the Secretary of State, Tennessee State Library and Archives (TSLA). All Council Districts. This Resolution is sponsored by Library Services. (Request for Same Night Minutes)
14. RESOLUTION to accept a Planar Systems Equipment donation in the amount of \$200.00 for Police Services RTCC's video wall. All Council Districts. This Resolution is sponsored by Police Services. (Request for Same Night Minutes)
15. RESOLUTION to accept grant funds in the amount of \$33,544.77 from the Shelby County Government through the United States Department of Justice, Office of Justice Programs. All Council Districts. This Resolution is sponsored by Police Services. (Request for Same Night Minutes)

## MLGW FISCAL CONSENT

Chair: Patrice Robinson, Vice Chair: Worth Morgan

16. RESOLUTION approving Change No. 7 to Contract No. 11462, Electronic Board Agenda Solutions with Granicus (formerly Accela, Incorporated) to ratify and renew the current contract in the funded amount of \$41,460.84.
17. RESOLUTION approving Change No. 5 to Contract No. 11680, Satori Software Agreement with BCC Software, LLC. (formerly Quadient Data USA, Incorporated) (This change is to renew the current contract for annual software licensing, main frame, and support services for the Customer Information System (CIS) Billing and Mailing Environment for a three year term covering the period of November 1, 2023 through October 31, 2026) in the funded amount of \$84,576.00.
18. RESOLUTION approving Change No. 2 to Contract No. 12015, Annual Software Subscription with Firstlogic Solutions, LLC., (This change is to ratify and renew the current contract for the software subscription for a five-year term covering the period October 1, 2023 through September 30, 2028) in the funded amount of \$130,457.70.
19. RESOLUTION awarding Contract No. 12419, Enterprise Server Synergy Frames and Compute Modules to Logicalis, Incorporated in the funded amount of \$1,128,346.19.
20. RESOLUTION approving Change No. 2 to Contract No. 12464 (formerly C2561), Samsara Fleet Safety and Track Solution with Samsara, Incorporated to change the current contract in the funded amount of \$14,340.00.
21. RESOLUTION awarding a twenty-four-month blanket purchase order to Mac Papers, LLC. for customer utility bill envelopes in the amount of \$346,335.44.
22. RESOLUTION approving a one-year option to renew blanket purchase order number 7033750 to Prolec-GE Waukesha, Inc. (formerly SPX Transformer Solutions, Inc.), and purchase order number 7033752 to Delta Star, Inc., for power transformers for an additional amount not to exceed \$25,000,000.00.
23. RESOLUTION awarding Contract No. 12426, North Service Center, Building No. 8 Re-Roof to B-Four Plieed, Incorporated in the funded amount of \$4,267,973.00.
24. RESOLUTION approving Change No. 1 to 12350, Portable Fire Extinguisher Inspection/Testing with Grose Fire Protection, Incorporated. (This change is to ratify and renew the current contract for the first of two annual renewal terms for the period covering June 8, 2023, through June 7, 2024) in the funded amount of \$160,740.91.

# REGULAR AGENDA

**APPOINTMENTS** (None)

**GENERAL ORDINANCE THIRD AND FINAL READING**

25. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 33, Article II, Division IV, to codify the existing 2017 Sewer Policy that precludes the extension of sanitary sewer infrastructure and acceptance of additional flow to the Memphis Sewer System from Residential, Commercial, and Industrial developments in Unincorporated Shelby County, up for T H I R D and F I N A L reading. Ordinance No. 5882 is sponsored by the Administration.

Smiley  
Chairman,  
Public Works,  
Solid Waste &  
General Services  
Committee

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

26. **ORDINANCE** to amend Chapter 41 - Wreckers or Towing Operators of the Code of Ordinances of Memphis, Tennessee, so as to update fees prescribed, up for T H I R D and F I N A L reading. Ordinance No. 5876 is sponsored by Councilman Canale. (Held from 7/11; 7/25; 8/8; 8/22; 9/12; 9/26; 10/10)

Logan  
Chairman,  
Public Safety  
& Homeland  
Security  
Committee

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

**CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS** (None)

**ENGINEERING DIVISION** (None)

**EXECUTIVE DIVISION** (None)

**FINANCE & ADMINISTRATION** (None)

**DIVISION OF FIRE SERVICES** (None)

**DIVISION OF GENERAL SERVICES**

27. **RESOLUTION** appropriating \$250,000.00 from FY2024 CIP Project Number GS24301 Convention Center Coverline, for continued improvement and enhancements to the Renasant Convention Center and Cannon Center for Performing Arts. District 7, Super District 8. This Resolution is sponsored by General Services.

Smiley  
Chairman,  
Public Works,  
Solid Waste &  
General Services  
Committee

**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT**

28. RESOLUTION amending and appropriating the sum of \$887,116.34 chargeable to the FY2024 Budget by appropriating funds to the Division of Housing and Community Development Affordable Housing Program and Memphis Housing Authority Low Income Housing Program accounts. All Council Districts. This Resolution is sponsored by the Division of Housing and Community Development.  
Colvett  
Chairman,  
Housing &  
Community  
Development  
Committee

**ACTION REQUESTED:** Adopt the Resolution

29. RESOLUTION to amend the Division of Housing and Community Development’s federal budgets by accepting the appropriation and allocation of over collected CDBG and HOME Program Income in the City of Memphis Oracle Financial System Grants Module for the fiscal years FY2016, FY2017, FY2019, FY2021, FY2022, and FY2023 based on the actual collected, receipted, and reconciled funding per the U.S. Department of Housing and Urban Development (HUD) IDIS Financial System. All Council Districts. This Resolution is sponsored by the Division of Housing and Community Development.  
Colvett  
Chairman,  
Housing &  
Community  
Development  
Committee

**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF HUMAN RESOURCES** (None)

**INFORMATION TECHNOLOGY**

30. RESOLUTION to move appropriated funds in the amount of \$200,300.00 from completed projects to the IT Project IT01003. All Council Districts. This Resolution is sponsored by Information Technology.  
Carlisle  
Chairman,  
Budget  
Committee

**ACTION REQUESTED:** Adopt the Resolution

**LAW DIVISION** (None)

**LIBRARY SERVICES** (None)

**MLGW DIVISION** (None)

**MEMPHIS PARKS**

31. RESOLUTION to transfer appropriated funds of \$1,000,000.00 from Contract Construction, FY24 CIP Project Number PK01036 Lester Community Center to Architecture/Engineering, FY24 CIP Project Number PK01036 Lester Community Center. District 5, Super District 9. This Resolution is sponsored by Memphis Parks.  
Warren Chairman, Memphis Parks Committee  
**ACTION REQUESTED:** Adopt the Resolution

32. RESOLUTION to amend the FY24 operating budget in the amount of \$78,625.93 from Botanic Garden personnel to M&S to compensate the Memphis Botanic Garden Foundation for vacated position per their contract. This Resolution is sponsored by Memphis Parks.  
Warren Chairman, Memphis Parks Committee  
**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF POLICE SERVICES** (None)

**DIVISION OF PUBLIC SERVICES** (None)

**DIVISION OF PUBLIC WORKS**

33. RESOLUTION to appropriate funds for construction of the T.E. Maxson WWTF Primary Clarifier Pump Station in the South Plant Expansion in the amount of \$5,903,194.00, Project Number SW02033. District 6, Super District 8. This Resolution is sponsored by the Division of Public Works.  
Smiley Chairman, Public Works, Solid Waste & General Services Committee  
**ACTION REQUESTED:** Adopt the Resolution

**DIVISION OF SOLID WASTE** (None)

**GENERAL ITEM** (None)

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**