

April 25, 2023

**MINUTES**

**MEETING OF THE CITY COUNCIL**

**CITY OF MEMPHIS**

**April 25, 2023**

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

**3:46 P.M. MEETING COMMENCED**

**ROLL CALL:** J. Ford Canale, Chase Carlisle, Frank Colvett, Michalyn Easter-Thomas, Edmund Ford, Sr., Cheyenne Johnson, Rhonda Logan, Worth Morgan, Patrice Robinson, JB Smiley, Jr., Jana Swearingen-Washington, Jeff Warren, and Chairman Martavius Jones.

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

**INVOCATION**

The meeting was opened with a prayer by Pastor Reginald Harris of Breath of Life Christian Center.

Chairman Jones led the Pledge of Allegiance.

Councilwoman Logan thanked Pastor Reginald Harris of Breath of Life Christian Center.

**These minutes record the agenda items and the action taken by the Council on such items. The full text of the original ordinances, resolutions, and supporting documents, including an audio recording of Council's deliberations is 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.**

April 25, 2023

Approval of the Minutes of the regular meeting on April 11, 2023, with the following motion:

MOTION: Smiley  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson  
 Smiley, Swearengen-Washington, Warren, and Chairman Jones.

**APPROVED**

Councilwoman Easter-Thomas read a statement from Tyre Nichols' family.

8. **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 110 BYFIELD DRIVE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. PD 23-05**

Held until May 16, 2023

20. **ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF MEMPHIS, TENNESSEE, CHAPTER 6, TO DEFINE ENTERTAINMENT TRANSPORTATION VEHICLES, AND TO PROVIDE FOR THE LICENSING AND REGULATION OF THE SAME, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5861 IS SPONSORED BY COUNCILMAN CANALE.**

Held until May 16, 2023

5. **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 4747 GETWELL ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. PD 22-21**

Held until July 11, 2023

7. **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 707 ADAMS AVE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 4/11)**

**CASE NO. PD 23-04**

Held until July 11, 2023

April 25, 2023

1. **RESOLUTION RECOGNIZING ASIAN AMERICAN & PACIFIC ISLANDER HERITAGE MONTH. THIS RESOLUTION IS SPONSORED BY CHAIRMAN JONES.**

Held until May 2, 2023

19. **ORDINANCE TO RENAME WHITE STATION LIBRARY AS THE OFFICER GEOFFREY REDD LIBRARY, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5860 IS SPONSORED BY THE MEMPHIS CITY COUNCIL.**

MOTION: Warren

SECOND: Canale

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson Smiley, Swarengen-Washington, Warren, and Chairman Jones.

**APPROVED**

**PRESENTATION OF THE FISCAL YEAR 2024 BUDGET BY MAYOR JIM STRICKLAND.**

2. **RESOLUTION CONDEMNING ANTI-HINDU BIGOTRY AND HINDUPHOBIA. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS WARREN AND COLVETT.**

MOTION: Warren

SECOND: Colvett

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson Smiley, Swarengen-Washington, Warren, and Chairman Jones.

**APPROVED**

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 AT 400 W. LEVI ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. SUP 23-03**

MOTION: Johnson

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson Smiley, Swarengen-Washington, Warren, and Chairman Jones.

**APPROVED**

April 25, 2023

4. **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 2292 PARK AVENUE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. SUP 23-08**

MOTION: Johnson

SECOND: Warren

AYES: Colvett, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.

NAYS: Canale and Easter-Thomas

ABSTAIN: Carlisle

**APPROVED**

6. **RESOLUTION PURSUANT TO CHAPTER 9.6 OF THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE APPROVING A SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL DEVELOPMENT AT 2453 ELVIS PRESLEY BLVD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. PD 23-06**

**WITHDRAWN**

**CONSENT AGENDA – Items #9- #12, and #28 were acted upon by one motion; See page 6958 Roll Call Consent Items.**

9. **ORDINANCE TO AMEND TITLE 6, CHAPTER 92, TO EXTEND THE SUNSET CLAUSE FOR THE EQUAL BUSINESS OPPORTUNITY PROGRAM, UP FOR S E C O N D READING. ORDINANCE NO. 5866 IS SPONSORED BY THE ADMINISTRATION.**

**APPROVED, on Second Reading**

10. **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 EXTREME NORTHWEST OF THE SUBJECT PROPERTY LOCATED AT 0 MALONE ROAD OF APPROXIMATELY 3.18 ACRES BY TAKING THE LAND OUT OF THE CONSERVATION AGRICULTURE (CA) USE DISTRICT AND INCLUDING IT IN THE EMPLOYMENT (EMP) USE DISTRICT, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. Z 23-05**

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**ORDINANCE NO. 5867****APPROVED, on First Reading**

11. **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 AT THE NORTHWEST CORNER OF N. FRONT STREET AND A.W. WILLIS AVENUE BY TAKING THE LAND OUT OF THE HEAVY INDUSTRIAL (IH) USE DISTRICT AND INCLUDING IT IN THE MIXED USE (MU) USE DISTRICT, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. Z 23-03  
ORDINANCE NO. 5864**

**APPROVED, on Second Reading**

12. **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 AT 5591 PIDGEON ROOST ROAD BY TAKING THE LAND OUT OF THE CONSERVATION AGRICULTURE (CA) USE DISTRICT AND INCLUDING IT IN THE EMPLOYMENT (EMP) USE DISTRICT, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. Z 23-04  
ORDINANCE NO. 5865**

**APPROVED, on Second Reading**

28. **ORDINANCE TO AMEND THE CODE OF ORDINANCES OF MEMPHIS, TENNESSEE, CHAPTER 41 WRECKERS OR TOWING OPERATORS, TO ALLOW IMPOUNDED VEHICLES TO BE STORED ON PRIVATE, STORAGE LOTS, UP FOR F I R S T READING. ORDINANCE NO. 5868 IS SPONSORED BY THE ADMINISTRATION. (REQUEST TO BE ADDED TO CONSENT AGENDA FOR FIRST READING)**

**APPROVED, on First Reading**

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**ROLL CALL CONSENT AGENDA ITEMS:**

MOTION: Carlisle  
 SECOND: Warren  
 AYES: Canale, Colvett, Easter-Thomas, Ford, Smiley, Swearingen-Washington,  
 Warren, and Chairman Jones.  
 Carlisle, Johnson, Morgan, and Robinson did not cast a vote.  
 ABSTAIN: Logan

**APPROVED**

**FISCAL CONSENT AGENDA - ITEMS #13- #17, may be acted upon by one motion:**

13. RESOLUTION TO ACCEPT REIMBURSEMENT FUNDING IN THE AMOUNT OF (\$126,463.06) FROM THE US DEPARTMENT OF HOMELAND SECURITY FOR TROPICAL CYCLONE IAN. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

**APPROVED**

14. RESOLUTION TO ACCEPT REIMBURSEMENT FUNDING IN THE AMOUNT OF (\$422,194.26) FROM THE US DEPARTMENT OF HOMELAND SECURITY FOR KENTUCKY FLOODS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

**APPROVED**

15. RESOLUTION TO APPROVE AND ACCEPT IN-KIND DONATION IN THE VALUE OF (\$150,000.00) FROM NANCY LIEBERMAN CHARITIES, FOR OUTDOOR BASKETBALL COURT RENOVATION AT PIEROTTI PARK/RALEIGH COMMUNITY CENTER. DISTRICT 1, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY MEMPHIS PARKS. (REQUEST FOR SAME NIGHT MINUTES)

**APPROVED**

16. RESOLUTION ACCEPTING GRANT FUNDS OF (\$10,000.00) FROM LITERACY MID-SOUTH FOR "PASSPORT TO LITERACY" LITERACY PROGRAMMING AT RALEIGH COMMUNITY CENTER. DISTRICT 1, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY MEMPHIS PARKS. (REQUEST FOR SAME NIGHT MINUTES)

**APPROVED**

17. RESOLUTION TO ACCEPT GRANT FUNDS IN THE AMOUNT OF (\$502,981.00) FROM SHELBY COUNTY GOVERNMENT THROUGH THE BJA FY22 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

April 25, 2023

**APPROVED**

**ROLL CALL FISCAL CONSENT AGENDA ITEMS**

MOTION: Warren  
 SECOND: Swearingen-Washington  
 AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Logan, Robinson  
 Swearingen-Washington, Warren, and Chairman Jones.  
 Carlisle, Morgan, and Smiley did not cast a vote.

**APPROVED**

25. **RESOLUTION TO ALLOCATE AND APPROPRIATE FUNDS FOR MCFARLAND PARK SPLASH PAD, PROJECT #PK04019. DISTRICT 4, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY MEMPHIS PARKS.**

MOTION: Swearingen-Washington  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Robinson,  
 Swearingen-Washington, Warren, and Chairman Jones.  
 Morgan and Smiley did not cast a vote.

**APPROVED**

27. **RESOLUTION TO ACCEPT THE RECOMMENDATIONS OF THE BLIGHT AND ILLEGAL DUMPING TASK FORCE. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN LOGAN, CANALE, EASTER-THOMAS, JOHNSON, JONES, SMILEY, SWEARENGEN-WASHINGTON, AND WARREN.**

MOTION: Smiley  
 SECOND: Warren  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson  
 Smiley, Swearingen-Washington, Warren, and Chairman Jones.

**APPROVED**

26. **RESOLUTION TO ALLOCATE AND APPROPRIATE FUNDS FOR CROCKETT PARK, PROJECT #PK07128. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY MEMPHIS PARKS.**

MOTION: Warren  
 SECOND: Easter-Thomas  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson  
 Smiley, Swearingen-Washington, Warren, and Chairman Jones.

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**APPROVED**

18. **MEMPHIS CIVIL SERVICE COMMISSION**

Appointments

Jayniece Harris

Chris Williams

**MEMPHIS & SHELBY COUNTY DOWNTOWN MEMPHIS COMMISSION**

Appointment

Surayyah Hasan

**MEMPHIS CONVENTION CENTER COMMISSION**

Reappointment

Douglas Browne

**MEMPHIS AREA TRANSIT AUTHORITY**

Reappointments

Anton Mack

Edward Stephens, III

Chairman Jones recognized the following person(s) who spoke from the audience:

Joe B. Kent, 511 Flamingo Rd., Memphis, Tennessee 38117

MOTION: Easter-Thomas

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Swearngen-Washington, Warren, and Chairman Jones.  
Smiley did not cast a vote.



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**APPROVED**

21. **REFERENDUM ORDINANCE AMENDING THE CHARTER OF THE CITY OF MEMPHIS TO MODIFY THE EXISTING QUALIFICATIONS FOR MAYOR AND THE CITY COUNCIL MEMBERS OF THE CITY OF MEMPHIS, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5862 IS SPONSORED BY COUNCILMEMBERS SMILEY, CARLISLE, CANALE, COLVETT, JOHNSON, JONES, LOGAN, ROBINSON, AND WARREN.**

MOTION: Smiley

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Ford, Johnson, Logan, Morgan, Robinson, Smiley  
Warren, and Chairman Jones.

Easter-Thomas and Swearengen-Washington did not cast a vote.

**APPROVED, as amended**

22. **ORDINANCE TO AMEND THE CODE OF ORDINANCE OF THE CITY OF MEMPHIS, CHAPTER 2-16., CITY REAL PROPERTY, MANAGEMENT, TO REQUIRE ANY CONTRACTS FOR THE EXTERIOR MODIFICATION OF CITY-OWNED PROPERTY THAT IS LEASED TO ANY UNAFFILIATED NONPROFIT ORGANIZATION, WITH A COST IN EXCESS OF \$3,000,000.00, BE PRESENTED TO THE MEMPHIS CITY COUNCIL FOR APPROVAL, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5863 IS SPONSORED BY COUNCILMEMBERS JONES, FORD, JOHNSON, LOGAN, SWEARENGEN-WASHINGTON, AND WARREN.**

Held until May 2, 2023

23. **ORDINANCE RENAMING SOUTH SECOND STREET BETWEEN BEALE STREET AND G.E. PATTERSON AVENUE AS REPRESENTATIVE BARBARA COOPER STREET, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5846 IS SPONSORED BY THE MEMPHIS CITY COUNCIL. (HELD FROM 2/21; 3/7. 3/21)**

Held until May 2, 2023

24. **ORDINANCE SUPPLEMENTING AND AMENDING THE 2021 MEMPHIS MUNICIPAL CODE OF ORDINANCES OF THE CITY OF MEMPHIS, TENNESSEE RELATIVE TO ANIMALS AND HORSE DRAWN CARRIAGES: PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED HEREIN; AND PROVIDING WHEN SUCH AMENDMENTS TO THE CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5843 IS SPONSORED BY COUNCILMAN CARLISLE. (HELD FROM 2/7; 3/7; 3/21; 4/11)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Nina Wingfield, 1216 Oak River Rd., Memphis, Tennessee 38120

Gail R.6 Phillips, 5098 Whitehall Ave., Memphis, Tennessee 38117

Suzu Hollenbach, 5243 Laurie Ln., Memphis, Tennessee 38120

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Pam Higgins, 1892 Oliver Ave., Memphis, Tennessee 38114  
Nola Madison, 1053 JW Williams Ln., Memphis, Tennessee 38105  
Jessica Gotera, 3784 Carrington Rd., Memphis, Tennessee 38111

Held until May 2, 2023

**(Special Item #1 – Approval of same night minutes for Items #13- #17, from tonight’s meeting.)**

MOTION: Smiley  
SECOND: Carlisle  
AYES: Carlisle, Ford, Johnson, Logan, Robinson, Smiley, Swearengen-Washington, Warren, and Chairman Jones.  
Colvett and Easter-Thomas did not cast a vote.  
Canale and Morgan were absent.

**APPROVED**

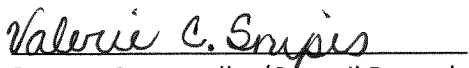
Chairman Jones recognized the following person(s) who spoke from the audience:

Marilyn Burress, 360 East EH Crump Blvd., Memphis, Tennessee 38126  
Male Atkins, 62 N Main St., Memphis, Tennessee 38103  
Troy V Donald, 274 Fields Ave., Memphis, Tennessee 38109  
Damon Curry Morris, 1529 Dunmoor Rd., Memphis, Tennessee 38114  
Walter Broady, 4256 Ledbetter Cv., Memphis, Tennessee 38109

**MEETING ADJOURNED AT 6:28 p.m.**

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Upon the statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

  
CHAIRMAN

  
Deputy Comptroller/Council Records