

WHEREAS, when worthy circumstances arise, the Memphis City Council has seen fit to honor and commemorate great citizens and organizations of this community for their contributions; the United States draws great strength and beauty from immigrant communities and this month we pay respect and admiration to the Hispanic community; and

WHEREAS, nationally celebrated from September 15th to October 15th of each year, Hispanic Heritage Month, recognizes the far- ranging achievements and contributions, as well as histories and cultures of American citizens whose ancestors from Mexico, the Caribbean, and Central and South America; the day of September 15th is significant because it is the anniversary of the independence for Latin American countries Costa Rica, El Salvador, Guatemala, Honduras and Nicaragua; in addition, Mexico and Chile celebrate their independence days on September 16th and 18th respectively; and

WHEREAS, with a Hispanic population of over 60 million in the United States and over 65,000 with Hispanic backgrounds in Shelby County, we recognize the many cultural, social, political, artistic, and culinary contributions Hispanic communities have made as we see the influences in every aspect of our daily lives; and

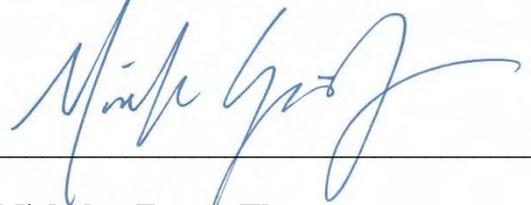
WHEREAS, to celebrate in Memphis this year, the Memphis City Council would like to highlight the work of four organizations within our city which promote the culture of the Hispanic community; Butron Media, is a media corporation made by Mexicans and for Hispanics that was founded in 1999 who pioneered Mexican ownership in mass media and radio digitization; Memphis Noticias, a local news organization founded in 2017 that has been a vital source of reliable local news in Spanish for the immigrant community in Memphis, prioritizing subjects including immigration, local politics and crime; they also serve as a community platform, fostering connections and giving a voice to those who might otherwise go unheard; Cazateatro Bilingual Theatre Group, a multicultural, bilingual theatre group that presents an array of unique experiences. From vibrant cultural events such as Afro-Latino Week, Latin Fest 901, Día de los Muertos, and Christmas Fiesta to enriching programs like bilingual theatre productions, community workshops, and virtual programming; and the Memphis International Flea Market, who provide vendor spaces to entrepreneur minded individuals in their 60-acre facility located in the heart of North Memphis.

NOW, THEREFORE, BE IT RESOLVED, that the Memphis City Council recognizes September 15th to October 15th 2023 as

Hispanic Heritage Month

And joins the nation in celebrating the many achievements and contributions of the Hispanic community.

Given by my hand and under the great seal of the City of Memphis this 10th day of October 2023.



Michalyn Easter-Thomas
Member, Memphis City Council
District 7

WHEREAS, when worthy circumstances arise, a member of the Memphis City Council will seek to honor and recognize organizations in the communities they serve and the **Memphis Bar Association’s Access Justice Committee**, is one such organization that is certainly worthy of recognition; and

WHEREAS, the **Access Justice Committee** has consistently demonstrated an unwavering commitment to providing free legal services to those in need within our community; and

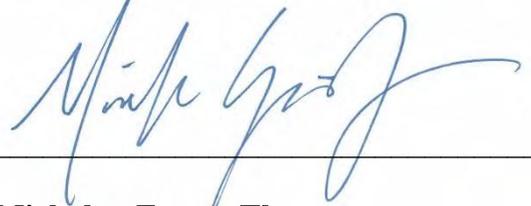
WHEREAS, the **Access Justice Committee**, comprised of dedicated legal professionals, has contributed countless hours of pro bono legal work, making access to justice a reality for vulnerable and underserved individuals and organizations; and

WHEREAS, October presents an opportunity to raise awareness about the critical role of pro bono legal services in ensuring equal access to justice for all members of our community; recognizing Pro Bono Month during October aligns with national efforts to promote and celebrate pro bono legal work, highlighting its significance in addressing legal disparities.

NOW, THEREFORE, BE IT RESOLVED, the Memphis City Council hereby acknowledges and expresses its profound appreciation to the **Memphis Bar Association’s Access Justice Committee** for their outstanding pro bono legal work; October is officially declared “Pro Bono Month” within Memphis, Tennessee, recognizing the vital contributions of free, pro bono legal professionals and organizations; we encourage all legal professionals, law firms, and community organizations to participate in Pro Bono Month activities, including offering pro bono legal services, organizing legal education events, and raising awareness about the importance of equal access to justice.

BE IT FURTHER RESOLVED, we call upon individuals, organizations, and institutions to join us in celebrating Pro Bono Month and supporting efforts to ensure justice for all.

Given by my hand and under the great seal of the City of Memphis this 10th day of October 2023.



Michalyn Easter-Thomas
Member, Memphis City Council
District 7

WHEREAS, on occasion the Memphis City Council has seen fit to commemorate occasions that celebrate organizations who have contributed greatly to this community and whose culture has enhanced the diversity of our great city; the celebration of the 75th Anniversary of **WDIA Radio Station** is one such occasion that is certainly worthy of recognition; and

WHEREAS, in the year 1947, historical personalities emerged that would go on to touch the lives and hearts of countless individuals in our community and beyond, signaling a new era in broadcasting; and

WHEREAS, on this fortunate occasion, we celebrate the legacy and impact of **WDIA Radio Station**, the first radio station in the United States with an all African-American format, which has played a vital role in promoting cultural diversity, unity, and empowerment; and

WHEREAS, for three quarters of a century, **WDIA Radio Station** has been a steadfast companion, providing music, information, and inspiration to generations, nurturing the growth of artists, amplifying important messages, and fostering a sense of belonging; and

WHEREAS, the commitment of **WDIA Radio Station** to its listeners has remained unwavering, shaping culture, championing social justice, and giving voice to the voiceless, therefore making it an embodiment of community and resilience; and

WHEREAS, the station's unwavering support for homegrown talent, its contribution to music history, and its recognition as a pioneering institution in broadcasting have woven a rich cultural fabric within our city and left a permanent mark on the hearts and minds of its listeners; and

WHEREAS, **WDIA Radio Station** has not only been a medium of entertainment but also a catalyst for positive change, addressing vital issues, providing platforms for community leaders, and fostering an environment of understanding and progress; and

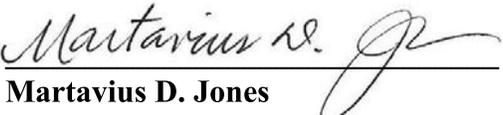
WHEREAS, on this occasion, we recognize the profound influence of **WDIA Radio Station**, its role in shaping conversations and perspectives, and its continued efforts to empower and uplift individuals from all walks of life.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council hereby recognizes and celebrates

WDIA RADIO STATION

on its 75th Anniversary and encourages all citizens to join in the celebration of this significant milestone.

**Given by my hand and under the
great seal of the City of Memphis
this 10th day of October 2023.**


Martavius D. Jones
Chairman, Memphis City Council
Super District 8-3

REFERENDUM ORDINANCE NO. _____

A 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 MAYOR AND CITY COUNCIL MEMBERS AND TO REPEAL ALL PROVISIONS OF THE CITY’S CHARTER INCONSISTENT WITH THIS AMENDMENT

WHEREAS, the Tennessee Code Annotated § 2-13-208, provides that municipal elections shall be nonpartisan unless the municipality's charter specifically permits partisan elections. When a municipality's charter allows partisan elections, political parties may nominate candidates for municipal office by using the primary election provisions of Title 2 of Tennessee Code Annotated (the “Election Code”) or as otherwise authorized by the rules of the party; and

WHEREAS, it is deemed advisable and in the best interest of the citizens of the City of Memphis that the City of Memphis Charter be amended by ordinance as provided by [Article XI, Section 9](#) of the Constitution of the State of Tennessee (Home Rule Amendment) for the purpose of permitting partisan elections for the Offices of the Mayor and Memphis City Council Members.

[Section 1](#). Proposed Amendment Authorized.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, TENNESEE, That pursuant to Article XI, Section 9 of the Constitution of the State of Tennessee, as amended, a proposal for amending the Charter of the City, as set forth in this ordinance, shall be published and submitted by the City of Memphis to its qualified voters at the first state general election, which shall be held in the City of Memphis on August 1, 2024, and which shall be held at least sixty (60) days after such publication.

[Section 2](#). Publication of Home Rule Amendment as required by Tennessee Constitution.

BE IT FURTHER ORDAINED, That the Comptroller is hereby directed to cause this Ordinance, as finally adopted, to be published pursuant to provisions of Article XI, Section 9 of the Constitution of the State of Tennessee immediately after adoption by the City Council.

[Section 3](#). Certification and Delivery to Election Commission.

BE IT FURTHER ORDAINED, That upon the adoption of this Ordinance becoming effective as required by law, the Comptroller of the City of Memphis shall immediately certify adoption of this Ordinance and deliver a certified copy thereof to the Shelby County Election Commission in charge of holding the general State election on August 1, 2024, and shall request that the proposed amendment to the Home Rule Charter of the City of Memphis, in the preferred form set forth in this Ordinance, be placed on the ballot.

Section 4. Proposal and preference.

BE IT FURTHER ORDAINED, That the City Council does hereby adopt the suggested proposal and form of question to be placed on the ballot for a referendum vote on a Home Rule Amendment to the Charter of the City of Memphis in a State General election to be held on the 1st day of August, 2024, which question shall read as follows:

“ Shall the Charter of the City of Memphis be amended to read:

‘ Elections for the Offices of Mayor and Memphis City Council Members shall be partisan, such that political parties, including but not limited to the Democratic and Republican parties, may nominate candidates for the offices of Mayor and Memphis City Council Members by using the primary election provisions of the Tennessee Election Code or as otherwise authorized by the rules of the party. All provisions of the Charter that are inconsistent with this charter amendment are repealed.’ ?

I, Shirley Ford, Director of Finance for the City of Memphis do hereby certify that the foregoing amendment shall have no impact on the annual revenues and expenditures of the City.

FOR THE AMENDMENT	(YES) _____
AGAINST THE AMENDMENT	(NO) _____

Section 5. Effective Date of Charter Amendment.

BE IT FURTHER ORDAINED, That this Ordinance shall take effect for the purposes set forth herein sixty (60) days after approval by a majority of the qualified voters voting thereon in an election to be held on the 1st day of August, 2024, the public welfare, requiring it.

Section 6. Certification of Results.

BE IT FURTHER ORDAINED, That the Shelby County Election Commission certify the result of said election on the referendum question to the Comptroller of the City of Memphis, who shall see that said result is made a part of the Minutes of the Council of the City of Memphis.

Section 7. **BE IT FURTHER ORDAINED,** That the Mayor be and is hereby authorized to appropriate and expend out of general revenues of the City of Memphis, Tennessee, a sum sufficient to pay a pro-rata cost attributable to the inclusion of the proposed amendment on the ballot for the election to be held on the 1st day of August, 2024, if any.

Section 8. Nonconflicting - Conflicting Laws.

BE IT FURTHER ORDAINED, That from and after the effective date of this Home Rule Amendment, all laws constituting the present Charter of the City of Memphis in conflict with the subject matter of this amendatory Home Rule Ordinance shall be immediately annulled, vacated,

and repealed and all laws constituting the present Charter of the City of Memphis not in conflict with this amendatory Home Rule Ordinance, be and the same are here continued in full force and effect.

[Section 9](#). Severability.

BE IT FURTHER ORDAINED, that if any clause, section, paragraph, sentence or part of this Ordinance shall be held or declared to be unconstitutional and void, it shall not affect the remaining parts of this Ordinance, it being hereby declared to be the legislative intent to have passed the remainder of this Ordinance notwithstanding the parts so held to be invalid, if any.

[Section 10](#). Publication as Required by the City Charter.

BE IT FURTHER ORDAINED, that this Ordinance shall also be published by the Comptroller at the same time and manner as required by the City's Charter for all ordinances adopted by the City Council.

[Section 11](#). Enactment of Referendum Ordinance.

BE IT FURTHER ORDAINED, that the adoption of this Referendum Ordinance shall take effect from and after the date it shall have passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

CHAIRMAN:
Martavius Jones

REFERENDUM ORDINANCE NO. _____

A 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

WHEREAS, by decree of the United States District Court, the Court found that the majority run-off provision in the City's Charter, Referendum Ordinance No. 1794, with regard to the City's offices of Mayor, city judges and the then existing six at large council seats caused minority vote dilution denying black citizens of Memphis the same opportunity as white citizens to elect representatives of their choice;

WHEREAS, the same court entered a separate consent decree approving a remedy with regard to the application of the majority run-off provision in the City's Charter with regard to the offices of the City Council, which was ratified by the citizens of Memphis in Referendum Ordinance No. 4346 on November 5, 1996;

WHEREAS, in the thirty-two years following the 1991 federal court decree, the City Council has not heretofore proposed any referendum with regard to the application of the majority run-off provision in the City's Charter, Referendum Ordinance No. 1794, to the office of Mayor;

WHEREAS due to large number of persons that qualified for election in the October 5, 2023 City general municipal for the Office of Mayor, it is deemed necessary to insure that a winning candidate for the Office of Mayor obtain a majority of the votes cast in the general election or run-off, if necessary, to prevent a Mayor being elected by a small plurality of the votes cast in the general election;

WHEREAS, it is deemed advisable to allow the citizens of Memphis to decide whether continuation of the exclusion of the Office of Mayor from the application of the majority run-off provision in the City's Charter, Referendum Ordinance No. 1794, is in the best interests of the citizens of the City of Memphis.

Section 1. Proposed Amendment Authorized.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, That pursuant to Article XI, Section 9 of the Constitution of the State of Tennessee, as amended, a proposal for amending the Charter of the City, as set forth in this ordinance, shall be published and submitted by the City of Memphis to its qualified voters at the first state general election, which shall be held in the City of Memphis on November 8, 2022, and which shall be held at least sixty (60) days after such publication.

Section 2. Publication of Home Rule Amendment as required by Tennessee Constitution.

BE IT FURTHER ORDAINED, That the Comptroller is hereby directed to cause this Ordinance, as finally adopted, to be published pursuant to provisions of Article XI, Section 9 of the Constitution of the State of Tennessee immediately after adoption by the City Council.

Section 3. Certification and Delivery to Election Commission.

BE IT FURTHER ORDAINED, That upon the adoption of this Ordinance becoming effective as required by law, the Comptroller of the City of Memphis shall immediately certify adoption of this Ordinance and deliver a certified copy thereof to the Shelby County Election Commission in charge of holding the general State election on November 5, 2024, and shall request that the proposed amendment to the Home Rule Charter of the City of Memphis, in the preferred form set forth in this Ordinance, be placed on the ballot.

Section 4. Proposal and preference.

BE IT FURTHER ORDAINED, That the City Council does hereby adopt the suggested proposal and form of question to be placed on the ballot for a referendum vote on a Home Rule Amendment to the Charter of the City of Memphis in a State General election to be held on the 5th day of November, 2024, which question shall read as follows:

"Shall the Charter of the City of Memphis be amended to provide that the majority run-off provision in the City's Charter, Referendum Ordinance No. 1794, shall apply to any election for the office of Mayor."

I, Shirley Ford, Director of Finance for the City of Memphis do hereby certify that the foregoing amendment shall have _____ impact on the annual revenues and expenditures of the City.

FOR THE AMENDMENT	(YES) ___
AGAINST THE AMENDMENT	(NO) ___

Section 5. Effective Date of Charter Amendment.

BE IT FURTHER ORDAINED, That this Ordinance shall take effect for the purposes set forth herein sixty (60) days after approval by a majority of the qualified voters voting thereon in an election to be held on the 5th day of November, 2024, the public welfare, requiring it.

Section 6. Certification of Results.

BE IT FURTHER ORDAINED, That the Shelby County Election Commission certify the result of said election on the referendum question to the Comptroller of the City of Memphis, who shall

see that said result is made a part of the Minutes of the Council of the City of Memphis.

Section 7. BE IT FURTHER ORDAINED, That the Mayor be and is hereby authorized to appropriate and expend out of general revenues of the City of Memphis, Tennessee, a sum sufficient to pay a pro-rata cost attributable to the inclusion of the proposed amendment on the ballot for the election to be held on the 5th day of November, 2024 and for the cost of seeking a declaratory judgment as to the enforceability of proposed amendment if approved by the qualified voters of the City.

Section 8. Nonconflicting - Conflicting Laws.

BE IT FURTHER ORDAINED, That from and after the effective date of this Home Rule Amendment, all laws constituting the present Charter of the City of Memphis in conflict with the subject matter of this amendatory Home Rule Ordinance shall be immediately annulled, vacated, and repealed and all laws constituting the present Charter of the City of Memphis not in conflict with this amendatory Home Rule Ordinance, be and the same are here continued in full force and effect.

Section 9. Severability.

BE IT FURTHER ORDAINED, that if any clause, section, paragraph, sentence or part of this Ordinance shall be held or declared to be unconstitutional and void, it shall not affect the remaining parts of this Ordinance, it being hereby declared to be the legislative intent to have passed the remainder of this Ordinance notwithstanding the parts so held to be invalid, if any.

Section 10. Publication as Required by the City Charter.

BE IT FURTHER ORDAINED, that this Ordinance shall also be published by the Comptroller at the same time and manner as required by the City's Charter for all ordinances adopted by the City Council.

Section 11. Enactment of Referendum Ordinance.

BE IT FURTHER ORDAINED, that the adoption of this Referendum Ordinance shall take effect from and after the date it shall have passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

SPONSOR:
Councilman JB Smiley, Jr.

MARTAVIUS JONES
CHAIRMAN

**AN ORDINANCE TO CREATE A POLICE ADVISORY AND
REVIEW COMMITTEE**

WHEREAS, the State of Tennessee has enacted Public Chapter 454, codifying changes to Tenn. Code Ann. §38-8-301, *et. seq.* and requiring modifications to City of Memphis Code of Ordinances Chapter 28, Article VII, pertaining to the Civilian Law Enforcement Review Board; and

WHEREAS, the City Council desires to provide transparency and promote interaction between the citizens and the Memphis Police Department in compliance with Public Chapter 454; and

WHEREAS, in accordance with Public Chapter 454, the City Council desires to repeal Chapter 28, Article VII, pertaining to the Civilian Law Enforcement Review Board and further desires to adopt Public Chapter 454, creating a Police Advisory and Review Committee, effective October 29, 2023;

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 28, Article VII, Civilian Law Enforcement Review Board is hereby repealed in its entirety and substituted to read as follows:

(a)

(1) The City Council hereby creates a Police Advisory and Review Committee for the City of Memphis.

(2) The purpose of the committee is to strengthen the relationship between citizens and the Memphis Police Department; to ensure the timely, fair, and objective review of citizen complaints while protecting the individual rights of police officers; and to make recommendations concerning citizen complaints to the Chief of Police.

(b)

(1) The committee will consist of seven (7) members, each of whom must:

(A) Possess a reputation for fairness, integrity, and responsibility,

and have demonstrated an active interest in public affairs and public service;

(B) Be a registered voter, as defined by Tenn. Code. Ann. § 2-1-104(a)(24), of the City of Memphis; and

(C) Not be a current employee of the City Council.

(2) The membership on the committee shall not be restricted or otherwise limited based upon demographics, economic status, or employment history.

(c)

(1) Committee members shall be appointed by the Mayor and confirmed by a majority vote of the City Council, with initial appointments to be made for the following terms:

(A) Two (2) members of the committee are appointed for one-year terms;

(B) Two (2) members of the committee are appointed for two-year terms; and

(C) Three (3) members of the committee are appointed for three-year terms.

(2) No more than two (2) persons may be appointed from one (1) City Council district.

(3) Following the initial appointments, all subsequent appointments, except to fill vacancies, are for three-year terms.

(4) Vacancies occurring other than through the expiration of terms are filled for the remainder of the term of the member being replaced.

(5) A committee member appointed pursuant to this subsection (c) shall not serve more than two (2) consecutive

terms.

(6)

(A) Upon making the initial appointments to the committee, the Mayor shall designate one (1) member of the committee to convene the first regular meeting of the committee.

(B) At its first regular meeting, the committee shall elect one (1) of its members to serve as chair, who serves a term of one (1) year or until a successor is elected. The chair may appoint other officers as the chair deems appropriate.

(d)

(1) Upon the recommendation of a majority of the committee members or by a finding of the Mayor, the Mayor, with a majority approval of the City Council, may remove a member of the committee for official misconduct or neglect of duty including neglect of any duty in subsection (g).

(2) Members who are absent from three (3) consecutive regular committee meetings are considered to have vacated their positions on the committee and may be replaced.

(3) Members who cease to possess the qualifications for membership on the committee under subdivision (b)(1) are deemed to have forfeited their position on the committee.

(e) A person shall not receive compensation for services performed as an appointed member of the committee.

(f) Each person appointed to the committee shall complete the citizen's police academy course offered by the Chief of Police to educate citizens on law enforcement operations, practice, and training. The course must be completed within six (6) months of the date of a person's appointment to the committee. Members who fail to

complete required courses are considered to have vacated their positions on the committee and may be replaced. Each member of the committee must also participate in an official ride along and become familiar with police policies and procedures within six (6) months of the date of the person's appointment.

(g) Members of the committee shall:

(1) Respect an individual's, including a police officer's, right to privacy, and maintain confidentiality of records;

(2) Maintain the confidentiality of Internal Affairs Unit files; personnel files; and other files, records, or recordings received pertaining to their membership on the committee;

(3) Excuse themselves from participating in the review of a complaint in which they have a personal, professional, or financial conflict of interest,

(4) Conduct themselves in a manner that ensures public confidence in the fairness, impartiality, and integrity of the committee, and refrain from making inappropriate or prejudicial comments regarding a matter being reviewed by the committee or which may be reasonably expected to be reviewed by the committee; and

(5) Qualify and take an oath to uphold the Constitution of the United States, the laws of the State of Tennessee, and the ordinances of the City of Memphis and to faithfully discharge the duties of such office.

(h) The City Attorney shall investigate any allegation of misconduct by a committee member or their staff and submit a written report of investigative findings to the Mayor and City Council.

(i)

(1) The Mayor may select an executive director of the committee whose appointment is subject to the approval of a majority of the members of the committee.

(2) The executive director must:

(A) Possess a reputation for fairness, integrity, and responsibility and have demonstrated an active interest in public affairs and service;

(B) Be a registered voter of the City of Memphis;

(C) Not be a former employee of a law enforcement agency for the preceding twelve (12) months;

(D) Possess prior investigative experience, such as would be possessed by an attorney or a local law enforcement officer;

(E) Respect an individual's, including police officer's, right to privacy, and maintain confidentiality of records;

(F) Maintain the confidentiality of all law enforcement records and files that the executive director or committee receives as a result of the committee's performance of its official duties;

(G) Not participate in the review of a complaint in which the executive director has a personal, professional, or financial conflict of interest;

(H) Conduct the duties of the office in a manner that maintains public confidence in the fairness, impartiality, and integrity of the committee, and refrain from making inappropriate or prejudicial comments regarding a matter being reviewed by the committee or which may be reasonably expected to be reviewed by the committee; and

(I) Comply with all rules applicable to other employees of the City of Memphis.

(3)

(A) A person shall not be approved as executive director under subdivision (i)(1) until the person has:

(i) Supplied a fingerprint sample for the purpose of a state criminal history background check to be conducted by the

Tennessee Bureau of Investigation, as well as a national criminal history background check to be conducted by the Federal Bureau of Investigation; and

(ii) Submitted to a lawfully administered test designed to detect the presence of a controlled substance or a controlled substance analogue.

(B) The City shall pay the costs incurred to conduct the criminal history background check and to administer the test under subdivision (i)(3)(A).

(C) The Tennessee Bureau of Investigation and the entity conducting the test shall report the results of the criminal history background check and test to the Mayor or the Mayor's designee within five (5) business days of the bureau's receipt of such results.

(D) The results of the criminal history background check and test are deemed to be confidential under Title 10, Chapter 7, Part 5 and are not required to be disclosed or made available under T.C.A. § 10-7-503(a).

(i)

(1) The executive director shall accept written, sworn complaints from members of the public regarding misconduct of City of Memphis police officers and shall forward the complaints to the head of the Internal Affairs Unit of the Memphis Police Department within three (3) business days of their receipt. Upon receipt of a complaint, the unit shall immediately cause an investigation to be conducted of the allegations pursuant to the standard operating procedures of the Memphis Police Department. The executive director may also accept unsworn or anonymous complaints and, if accepted, refer the complaints to the internal

affairs unit for investigation.

(2) Upon notification by the head of the Internal Affairs Unit that an investigation of an allegation of misconduct by a police officer is closed, whether the investigation was prompted by a complaint received by the executive director or otherwise, the executive director may review the unit file or the referral action form and determine if the investigation is complete.

(3)

(A) If the executive director determines that the investigation is complete in accordance with subdivision (j)(2), then the executive director shall file a report with the committee at its next regularly scheduled meeting that contains a copy of the Internal Affairs Unit case, summary, or referral action form, and any documentation of disciplinary action pertaining to the case.

(B) If the executive director determines that the investigation is not complete, then the executive director shall notify the committee, at its next regularly scheduled meeting, that, in the executive director's opinion, additional investigation or additional time may be required for the investigation to be complete.

(k) At each of the regularly scheduled committee meetings, the executive director shall file a report with the committee that details the resolution of unsworn or anonymous complaints the executive director has been able to resolve without an investigation by the internal affairs unit.

(l) The executive director may request legal services and advice from the City Attorney. If the City Attorney determines that the provision of legal services and advice would constitute a conflict of interest, then the City Attorney shall advise the executive director of the conflict and the executive director may request the City Attorney to provide other outside counsel for such legal services and advice.

(m) The executive director shall:

- (1) Ensure the proper recording of the minutes of the committee;
- (2) Maintain proper records and files pertaining to committee business;
- (3) Receive and record all exhibits, petitions, documents, or other materials presented to the committee in support of or in opposition to a question before the committee;
- (4) Comply with state law and local ordinances regarding notice of meetings;
- (5) Provide complainants with information about the complaint process;
- (6) Be a notary public;
- (7) Compile statistical information regarding complaints of misconduct by law enforcement officers as reported to the executive director from a member of the public, reported to the internal affairs unit where the investigation was reviewed by the executive director, or which were initiated by the executive director; and
- (8) Include the information compiled under subdivision (m)(7) in an annual report to the Chief of Police, the Mayor, and the City Council of the committee's activities.
- (9) Complaints will be placed into one of the following categories for administrative purposes:
 - (A) Force: The use or threatened use of improper, unnecessary or excessive force by a member of the Memphis Police Department.
 - (B) Arrest: The restraint of a person's liberty was improper or unjustified.
 - (C) Entry: Entry into a building or onto property was improper, including the use of excessive force against the property to gain entry.
 - (D) Search: The search of a person or their property was improper, in violation of established police procedures or unjustified.

(E) Harassment: The taking of police action which was predicated upon factors which are irrelevant, under the circumstances, to good law enforcement decision-making.

(F) Demeanor: Improper actions regarding an officer's bearing, gestures, language or other action which allegedly is offensive or of doubtful social propriety.

(G) Other Procedures: Allegation of other actions which are in violation of departmental rules, procedures, or policies.

(H) Service: The inadequacy or lack of police service.

(I) Property: Property lost or damaged while in police custody or confiscated through police action.

(n)

(1) The committee shall review all reports submitted by the executive director under subdivision (j)(3)(A).

(2) If the executive director finds that an investigation is not complete under subdivision (j)(3)(B), then the committee may, by a majority vote of its members:

(A) Request the Chief of Police to conduct a further investigation of the incident, specifying that additional information is needed; or

(B) Direct the executive director to return the investigation to the Internal Affairs Unit for additional investigation.

(3) The executive director shall report any additional investigative findings made to the committee, and upon completion of its inquiry, the committee shall report its written findings and conclusions to the Chief of Police and the Mayor.

(4)

(A) The committee shall have access to all public records it deems necessary to conduct its affairs in furtherance of its duties under

this section, including law enforcement agency records. Such records include:

(i) Complaints and supporting documents provided by complainants;

(ii) Offense, incident, and arrest reports; and

(iii) Incident-related documents such as schedules, dispatch notes, dispatch tapes and transcriptions, citations, videos, photographs, and records of interviews with complainants, employees, and witnesses.

(B) The committee shall not access nonpublic records, including employee medical records, or records that are otherwise exempt from disclosure under any state or federal law.

(5)

(A) Upon completion of the review of an Internal Affairs investigation, the committee may, subject to its own specific findings and conclusions, make recommendations to the Chief of Police for the improvement of law enforcement policies and activities and to benefit the community.

(B) All meetings must be open to the public and the Chief of Police, or his/her designee, may attend and provide information and advice to, or accept the recommendations, if any, of the committee.

(6)

(A) The committee shall compile a comprehensive report of its activities at least once a year, containing statistics and summaries of citizen complaints, including a comparison of the committee's findings and conclusions with those of the internal affairs unit, along with the actions taken by the Chief of Police.

(B) The report compiled in subdivision (n)(6)(A) must be

submitted to:

(i) The executive director for inclusion in the executive director's annual report to the Chief of Police;

(ii) The Mayor;

(iii) The City Council;

(iv) The chairs of the Civil Justice and Criminal Justice Committees of the Tennessee House of Representatives; and

(v) The chair of the Judiciary Committee of the Tennessee Senate.

(7)

(A) The committee may request legal services and advice from the City Attorney. If the City Attorney determines that the provision of legal services and advice would constitute a conflict of interest, then the City Attorney shall advise the committee of the conflict and the committee may request the City Attorney to provide other outside counsel for such legal services and advice.

(B) If the executive director is prohibited from participating in the review of a complaint pursuant to subdivision (i)(2)(G), then the committee may petition the Mayor to appoint a temporary assistant to perform the duties of the executive director.

(o)

(1) The committee shall adopt rules of procedure for the transaction of committee business not inconsistent with this section.

(2) Four (4) members of the committee constitute a quorum. A meeting of the committee must not commence or continue in the absence of a quorum, and a majority vote of those forming a quorum is required for action to be taken by the committee except where otherwise specified in this section.

(3) Regular meetings of the committee must be held no less than quarterly, on the first Wednesday of January, April, July, and October, or as the committee may otherwise elect. A scheduled meeting may be rescheduled at the preceding regular meeting. The chairman and three (3) members of the committee may call a special meeting of the committee upon at least five (5) days' notice.

(4) Committee meetings and records must be open to the public in accordance with Tennessee law, including Title 8, Chapter 44, Part 1, and Title 10, Chapter 7. The committee shall provide an opportunity for public comment about an investigation being reviewed by the committee pursuant to rules established by the committee.

(5)

(A) The police advisory and review committee does not have the power to issue subpoenas for documents or to compel witness testimony.

(B) This subdivision (o)(5) does not prohibit the issuance of a subpoena by the City Council as otherwise provided by law.

(C) A subpoena issued by the City Council, on behalf of the Police Advisory and Review Committee, must:

(i) Be issued pursuant to majority vote of the City Council;

(ii) Not be issued in the form of a blanket authorization, but must specify each document to be produced; and

(iii) Not be issued for documents that are confidential under state or federal law.

(D) Notwithstanding subdivision (o)(4), any document provided to a committee that is confidential under state or federal law must be treated as confidential and must not be released to the public.

(p)

(1) The committee or its staff shall not review an investigation:

(A) Concerning an incident that occurred prior to January 1, 2023;

(B) Prior to the closure of an investigation by the Internal Affairs Unit or of a criminal investigation;

(C) While the complainant, the officer complained about, or a witness is actively engaged in pursuing a remedy provided by the rules and regulations of the Civil Service Commission or grievance process, including arbitration, as set forth in the memorandum of understanding between law enforcement officers and the City; or

(D) If the complainant has initiated, threatened, or given notice of the intent to initiate litigation against the City or its employees.

(2) The committee shall not direct the Chief of Police to alter or impose disciplinary action against an employee of the Memphis Police Department.

(q) Public meetings will follow a routine agenda which includes the following components:

(1) Call to order, roll call;

(2) Acceptance of agenda;

(3) Approval of previous meeting minutes;

(4) Approval of administrative matters;

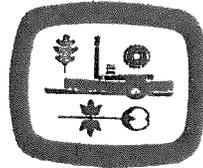
(5) Opportunity for public comment on pending individual cases; and

(6) Deliberation of individual cases.

(r) The committee and the executive director shall be jointly responsible for the creation and maintenance of a mobile-friendly website. The website shall be independent from the main web portal of the City of Memphis. The executive director shall have a budget for the establishment of the website and an annual budget to maintain the website. The website shall be updated

at least monthly and shall include the following:

- (1) An "About Us" page describing the committee's mission. This page shall also contain a link to this ordinance and any other applicable law.
- (2) A "Process" page describing, in detail, the options for filing a complaint with the committee, the process by which complaints are reviewed, all relevant timing requirements and deadlines, and a description of all possible outcomes.
- (3) A "Committee Members and Staff" page listing office location, hours, and phone number as well as the names, photos, and contact information for all committee members and staff.
- (4) A "File a Complaint" page containing an online form which can be used to file a formal complaint.
- (5) A "Complaints Reviewed" page that lists all complaints received, and posts the following information for each complaint:
 - (A) the current stage in proceedings of each complaint and the time and place of any meetings concerning the investigation;
 - (B) no more than 45 days after the complaint is filed, the completed investigation, finding, and recommendation of the committee; and
 - (C) no more than 30 days after receiving a response from the Memphis Police Department as to the committee's recommendation, the finding and explanation of action taken by the Chief of Police.
 - (D) A "Committee Meetings" page that posts all approved minutes from meetings of the committee and lists the time and location of future committee meetings.
 - (E) Any other pages or information the committee deems necessary in carrying out its mission.



Memphis City Council Summary Sheet

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

An Ordinance to amend City of Memphis, Code of Ordinances, Chapter 33, Article II, Division IV, to codify the existing 2017 Sewer Policy.

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

Public Works

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

This is an amendment to an existing ordinance, Chapter 33.

4. State whether this will impact specific council districts or super districts.

This amendment will impact all council districts

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

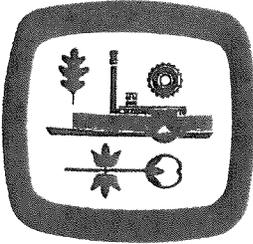
Not Applicable

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

This does not require a budget amendment.

7. If applicable, please list the MWBE goal and any additional information needed

Not Applicable



ORDINANCE No. _____

AN 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.

WHEREAS, the City of Memphis currently owns, operates and maintains a wastewater collection and transmission system ("WCTS") made up of approximately 2,800 miles of sanitary sewers within the corporate limits of Memphis and an additional 400 miles located in unincorporated Shelby County in the areas designated as the "Memphis Reserve" annexation areas; and

WHEREAS, the City also owns and operates two wastewater treatment plants, T.E. Maxson Wastewater Treatment Facility and M.C. Stiles Wastewater Treatment Facility, both of which are used to treat the wastewater transported by the City's WCTS from residences, businesses and industries in an effort to protect public health and the environment; and

WHEREAS, in accordance with Tenn. Code Ann. § 7-51-401, the City may authorize the extension of its sewer services beyond its municipal boundaries, but it is not required to extend its sewer services in such manner; and

WHEREAS, consistent with state law, Chapter 33, Section 33-64 of the City's Sewer Use Ordinance, currently authorizes the City of Memphis, through its Division of Public Works, to extend its sanitary sewer system, subject to its comprehensive growth plan and applicable sewer policies; and

WHEREAS, in an effort to better manage, monitor and provide sewer services throughout its current and future growth boundaries, the City of Memphis, as of August 18, 2017, adopted a sewer policy precluding the extension of sanitary sewer infrastructure and acceptance of additional flow to its sewer system from residential, commercial and industrial developments in unincorporated Shelby County; and

WHEREAS, the 2017 sewer policy does not apply to developments located in unincorporated Shelby County to which sewer must be extended or connected pursuant to an existing legal obligation between the City and developer or land owner; and

WHEREAS, the City desires to formally incorporate the terms of the 2017 sewer policy into its Sewer Use Ordinance.

NOW THEREFORE,

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 33, Section 33-64 (a) of the City of Memphis, Code of Ordinances is hereby amended to read as follows with corresponding changes to be made to Section 13-16-4(a) included in Municode:

- (a) The City may permit the orderly extension of its sanitary sewer system to provide gravity sewer service of adequate capacity to unsewered properties and to properties not served by sewers of adequate capacity following the comprehensive plan and policies of the City for gravity sewer system expansion, except as otherwise stated below:
 - (1) The extension of sanitary sewer services and new connections to the City's sanitary sewer system from residential, commercial and industrial developments located in unincorporated Shelby County shall not be permitted except as legally required based on an existing contractual obligation of the City or equitable considerations determined in the City's sole discretion. The burden of proof shall be upon the developer or owner of the property to support the City's approval of such extension or new connection.

SECTION 2. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that this Ordinance Amendment shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

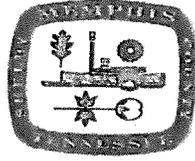
APPROVED: _____
Martavius Jones, Chairman of Council

Date Signed: _____

ATTEST: _____

APPROVED: _____
Jim Strickland, City of Memphis Mayor

Date Signed: _____



Memphis City Council Summary Sheet

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

This is a resolution to accept grant funds from the State of Tennessee Office of Criminal Justice Programs in the amount of \$5,805,292 to provide for the VCIF Hotspot grant research partner, UT & personnel salaries.

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

The City of Memphis Division of Police Services is awarded this grant from the State of Tennessee Office of Criminal Justice Programs.

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

This item does not change an existing ordinance or resolution.

4. State whether this will impact specific council districts or super districts.

All Districts

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

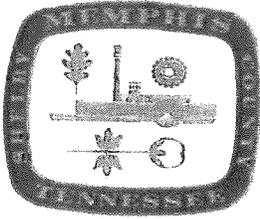
This is a new grant award pending Council approval.

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

Acceptance will require an amendment to the FY 2024 Operating Budget to appropriate the funds.

7. If applicable, please list the MWBE goal and any additional information needed

Not Applicable.



A Resolution to accept grant funds in the amount of Five Million Eight Hundred Five Thousand Two Hundred Ninety-Two Dollars (\$5,805,282.00) from the State of Tennessee Office of Criminal Justice Programs (OCJP).

WHEREAS, The City of Memphis Division of Police Services has been awarded grant funds in the amount of Five Million Eight Hundred Five Thousand Two Hundred Ninety-Two Dollars (\$5,805,282.00) from the State of Tennessee Office of Criminal Justice Programs (OCJP) for the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant; and

WHEREAS, this award will provide for funding payments to the research partner, the University of Tennessee, and the salaries of the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant administrative staff, travel, and supplies;

WHEREAS, it is necessary to accept the grant funding and amend the FY2024 Operating Budget to establish funds for the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant project; and

WHEREAS, it is necessary to appropriate the FY2024 grant funds in the amount of Five Million Eight Hundred Five Thousand Two Hundred Ninety-Two Dollars (\$5,805,282.00) for the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant project in the amount of Five Million Eight Hundred Five Thousand Two Hundred Ninety-Two Dollars (\$5,805,282.00) be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, That the Fiscal Year 2024 Operating Budget for Grant Funds 205 be and is hereby amended by appropriating the Expenditures and Revenues for the FY2024 Violent Crime Intervention Fund (VCIF) Hot Spot TCCRP grant project in the amount of Five Million Eight Hundred Five Thousand Two Hundred Ninety-Two Dollars (\$5,805,282.00) as follows:

REVENUE

State of Tennessee Office of Criminal Justice Programs (OCJP)	\$5,805,292
TOTAL	\$5,805,292

EXPENDITURES

Payment to Subgrantees	\$4,841,188
Full-Time Salaries	\$632,812
Overtime	\$241,104
Travel	\$24,000
Supplies Outside	\$66,188
TOTAL	\$5,805,292

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12267 (Formerly Purchase Order# 7017597), MicroFocus License Renewal with Thomas Consultants, Incorporated (This change is to ratify and renew annual software maintenance, support services, and licenses for a 12-month term for the period covering July 1, 2023 through June 30, 2024.), in the funded amount of \$448,095.90.

2. Additional Information

The project scope is to renew software products supported by MicroFocus which provides critical tools needed to build, operate, secure, and use MLGW's email, file/folder, and authentication system. This change is to ratify and renew annual software maintenance, support services, and licenses for a 12-month term for the period covering July 1, 2023 through June 30, 2024 in the funded amount of \$448,095.90, which reflects an overall 22% decrease in total cost from the previous term. The cost decreased due to changing the renewal term from an 18-month term to a 12-month term. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$1,934,057.57.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of September 20, 2023 approved Change No. 3 to Contract No. 12267 (*Formerly Purchase Order# 7017597*), MicroFocus License Renewal with Thomas Consultants, Incorporated to ratify and renew the current contract in the funded amount of \$448,095.90, and is now recommending to the Council of the City of Memphis that it approves said ratification and renewal as approved; and

WHEREAS, the project scope is to renew software products supported by MicroFocus which provides critical tools needed to build, operate, secure, and use MLGW's email, file/folder, and authentication system. This change is to ratify and renew annual software maintenance, support services, and licenses for a 12-month term for the period covering July 1, 2023 through June 30, 2024 in the funded amount of \$448,095.90, which reflects an overall 22% decrease in total cost from the previous term. The cost decreased due to changing the renewal term from an 18-month term to a 12-month term. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$1,934,057.57; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 of Contract No. 12267 (*Formerly Purchase Order# 7017597*), MicroFocus License Renewal with Thomas Consultants, Incorporated to ratify and renew the current contract in the funded amount of \$448,095.90 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 20, 2023

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12267 (*Formerly Purchase Order# 7017597*), MicroFocus License Renewal with Thomas Consultants, Incorporated to ratify and renew the current contract in the funded amount of \$448,095.90.

The project scope is to renew software products supported by MicroFocus which provides critical tools needed to build, operate, secure, and use MLGW's email, file/folder, and authentication system. This change is to ratify and renew annual software maintenance, support services, and licenses for a 12-month term for the period covering July 1, 2023 through June 30, 2024 in the funded amount of \$448,095.90, which reflects an overall 22% decrease in total cost from the previous term. The cost decreased due to changing the renewal term from an 18-month term to a 12-month term. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$1,934,057.57.

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No 12267, MicroFocus Software Renewal with Thomas Consultants, Incorporated to ratify and renew the current contract in the funded amount of \$448,095.90, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Ratification and Renewal.

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 ~~regular~~-special meeting held on 20th day of September 2023, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 5 to Contract No. 12034, Environmental Abatement Services with Northwest Contracting Services, Incorporated; (This change is to increase the current contract value to complete various projects requested by MLGW through the end of the calendar year of 2023) in the funded amount of \$1,250,000.00.

2. Additional Information

The project scope is to provide environmental abatement services applicable to MLGW facilities and operations on an as-needed basis. This change is to increase the current contract value to complete various projects requested by MLGW through the end of the calendar year of 2023. These projects include: Glycol replacement, disposal, and tank cleaning at the Capleville LNG Plant (with an estimated cost of \$500,000.00); Abatement of Asbestos and Lead Based Paint (LBP) on windows in the main building at the Sheahan Water Plant (with an estimated cost of \$750,000.00). The total funded amount of this change is \$1,250,000.00. The term of the contract will remain through December 31, 2023. This change complies with all applicable laws and policies. The new contract value is \$15,000,000.00.

RESOLUTION

WHEREAS, the Board of Light, Gas, and Water Commissioners in their meeting of September 20, 2023 approved Change No. 5 to Contract No. 12034, Environmental Abatement Services with Northwest Contracting Services, Incorporated to change the current contract in the funded amount of \$1,250,000.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide environmental abatement services applicable to MLGW facilities and operations on an as-needed basis. This change is to increase the current contract value to complete various projects requested by MLGW through the end of the calendar year of 2023. These projects include: Glycol replacement, disposal, and tank cleaning at the Capleville LNG Plant (with an estimated cost of \$500,000.00); Abatement of Asbestos and Lead Based Paint (LBP) on windows in the main building at the Sheahan Water Plant (with an estimated cost of \$750,000.00). The total funded amount of this change is \$1,250,000.00. The term of the contract will remain through December 31, 2023. This change complies with all applicable laws and policies. The new contract value is \$15,000,000.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 5 to Contract No. 12034, Environmental Abatement Services with Northwest Contracting Services, Incorporated to change the current contract in the funded amount of \$1,250,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 20, 2023

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 5 to Contract No. 12034, Environmental Abatement Services with Northwest Contracting Services, Incorporated to change the current contract in the funded amount of \$1,250,000.00.

The project scope is to provide environmental abatement services applicable to MLGW facilities and operations on an as-needed basis. This change is to increase the current contract value to complete various projects requested by MLGW through the end of the calendar year of 2023. These projects include: Glycol replacement, disposal, and tank cleaning at the Capleville LNG Plant (with an estimated cost of \$500,000.00); Abatement of Asbestos and Lead Based Paint (LBP) on windows in the main building at the Sheahan Water Plant (with an estimated cost of \$750,000.00). The total funded amount of this change is \$1,250,000.00. The term of the contract will remain through December 31, 2023. This change complies with all applicable laws and policies. The new contract value is \$15,000,000.00.

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 5 to Contract No. 12034, Environmental Abatement Services with Northwest Contracting Services, Incorporated to change the current contract in the funded amount of \$1,250,000.00, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Change.

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 20th day of September 2023, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12348 (solicited under Contract No. 12294), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify and increase the current contract value (The term of the contract will remain through January 18, 2024) in the funded amount of \$1,100,000.00.

2. Additional Information

The project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This change is to ratify and increase the contract value in the amount of \$650,000.00 to support existing staff at a billable rate of \$31.05. MLGW has requested temporary assistance, of a maximum of ten employees, to finalize billing exceptions for external customers. In addition, funding is also being requested for seven (7) contingent workers in the Professional/Executive Level I compensation category; at a billable rate of \$40.50, in the amount of \$450,000.00. The requested funding will support ongoing recruiting efforts and strengthen the Compensation Department. The total funded amount of this ratification and change is \$1,100,000.00. The term of the contract will remain through January 18, 2024. This ratification and change complies with all applicable laws and policies. The new contract value is \$1,522,428.08.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of September 20, 2023 approved Change No. 3 to Contract No. 12348 (*solicited under Contract No. 12294*), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify and increase the current contract value in the funded amount of \$1,100,000.00, and is now recommending to the Council of the City of Memphis that it approves said ratification and change as approved; and

WHEREAS, The project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This change is to ratify and increase the contract value in the amount of \$650,000.00 to support existing staff at a billable rate of \$31.05. MLGW has requested temporary assistance, of a maximum of ten employees, to finalize billing exceptions for external customers. In addition, funding is also being requested for seven (7) contingent workers in the Professional/Executive Level I compensation category; at a billable rate of \$40.50, in the amount of \$450,000.00. The requested funding will support ongoing recruiting efforts and strengthen the Compensation Department. The total funded amount of this ratification and change is \$1,100,000.00. The term of the contract will remain through January 18, 2024. This ratification and change complies with all applicable laws and policies. The new contract value is \$1,522,428.08; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12348 (*solicited under Contract No. 12294*), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify and increase the current contract value in the funded amount of \$1,100,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 20, 2023

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12348 (*solicited under Contract No. 12294*), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify and increase the current contract value in the funded amount of \$1,100,000.00.

The project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This change is to ratify and increase the contract value in the amount of \$650,000.00 to support existing staff at a billable rate of \$31.05. MLGW has requested temporary assistance, of a maximum of ten employees, to finalize billing exceptions for external customers. In addition, funding is also being requested for seven (7) contingent workers in the Professional/Executive Level I compensation category; at a billable rate of \$40.50, in the amount of \$450,000.00. The requested funding will support ongoing recruiting efforts and strengthen the Compensation Department. The total funded amount of this ratification and change is \$1,100,000.00. The term of the contract will remain through January 18, 2024. This ratification and change complies with all applicable laws and policies. The new contract value is \$1,522,428.08.

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12348 (*solicited under Contract No. 12294*), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify and increase the current contract value in the funded amount of \$1,100,000.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Ratification and Change.

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 ~~regular~~ ^{special} meeting held on 20th day of September, 2023, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc., (This change is to renew the current contract for the third of four annual renewal terms for the period covering October 1, 2023 through October 31, 2024) in the funded amount of \$360,481.00.

2. Additional Information

The project scope is to obtain an experienced Broker to secure State mandated stop loss coverage for MLGW's Worker's Compensation Program. This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering October 1, 2023 through October 31, 2024 in the amount of \$330,481.00, which reflects a 17.1% decrease in rates from the previous renewal term. MLGW is also requesting additional funds to cover the broker's fee in the amount of \$30,000.00. The total amount of this renewal is \$360,481.00. This renewal complies with all applicable laws and policies. The new contract value is \$1,594,399.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of September 20, 2023 approved Change No. 3 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc. to renew the current contract in the funded amount of \$360,481.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to obtain an experienced Broker to secure State mandated stop loss coverage for MLGW's Worker's Compensation Program. This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering October 1, 2023 through October 31, 2024 in the amount of \$330,481.00, which reflects a 17.1% decrease in rates from the previous renewal term. MLGW is also requesting additional funds to cover the broker's fee in the amount of \$30,000.00. The total amount of this renewal is \$360,481.00. This renewal complies with all applicable laws and policies. The new contract value is \$1,594,399.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc. to renew the current contract in the funded amount of \$360,481.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 20, 2023

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc. to renew the current contract in the funded amount of \$360,481.00.

The project scope is to obtain an experienced Broker to secure State mandated stop loss coverage for MLGW's Worker's Compensation Program. This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering October 1, 2023 through October 31, 2024 in the amount of \$330,481.00, which reflects a 17.1% decrease in rates from the previous renewal term. MLGW is also requesting additional funds to cover the broker's fee in the amount of \$30,000.00. The total amount of this renewal is \$360,481.00. This renewal complies with all applicable laws and policies. The new contract value is \$1,594,399.00.

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

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc. to renew the current contract in the funded amount of \$360,481.00, as outlined in the above preamble, is approved; and further

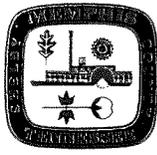
THAT, the President, or his designated representative is authorized to execute the Renewal.

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 20th day of September, 2023, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

City of Memphis



JIM STRICKLAND
MAYOR

TENNESSEE

August 15, 2023

The Honorable Michalyn Easter-Thomas, Chairman
Personnel, Government Affairs, and Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Easter-Thomas:

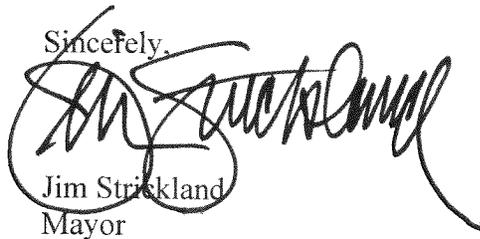
Subject to Council approval, I hereby recommend that:

Cliff Henderson

be reappointed to the Health, Education and Housing Facility Board as a member with a term expiration date of December 31, 2028.

I have attached biographical information.

Sincerely,



Jim Strickland
Mayor

JSS/sss

HEALTH, EDUCATION & HOUSING FACILITY BOARD
9 Member Board
6 Year Term

Purpose:

The Health, Education and Housing Facility Board is a public nonprofit corporation issues tax exempt revenue bonds for the development or rehabilitation of multi-family housing facilities to be occupied, according to the state statute, by persons of low and/or moderated income, and/or elderly and/or handicapped persons.

Monice Hagler	F/B	Term ends: 12-31-25
Howard Eddings	M/B	12-31-25
Cliff Henderson	M/B	12-31-22
Vacancy	M/AI	12-31-22
James Jalenak	M/W	12-31-22
Daniel T. Reid	M/W	12-31-23
Katie Shotts	F/W	12-31-22
Buckner Wellford	M/W	12-31-23
Vacancy	F/W	12-31-23

Health, Education and Housing Facility Board Attendance
From January 2022 to August 2023 Total No. of Meetings - 20

Member	Present	Absent
Cliff Henderson	20	0
James Jalenak	19	1
Katie Shotts	19	1

Updated 091823

City of Memphis



TENNESSEE

JIM STRICKLAND
MAYOR

August 15, 2023

The Honorable Michalyn Easter-Thomas, Chairman
Personnel, Government Affairs, and Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Easter-Thomas:

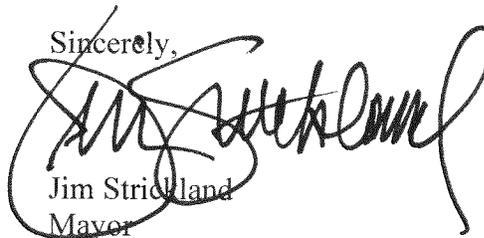
Subject to Council approval, I hereby recommend that:

Katie Shotts

be reappointed to the Health, Education and Housing Facility Board as a member with a term expiration date of December 31, 2028.

I have attached biographical information.

Sincerely,



Jim Strickland
Mayor

JSS/sss

HEALTH, EDUCATION & HOUSING FACILITY BOARD
9 Member Board
6 Year Term

Purpose:

The Health, Education and Housing Facility Board is a public nonprofit corporation issues tax exempt revenue bonds for the development or rehabilitation of multi-family housing facilities to be occupied, according to the state statute, by persons of low and/or moderated income, and/or elderly and/or handicapped persons.

		Term ends:
Monice Hagler	F/B	12-31-25
Howard Eddings	M/B	12-31-25
Cliff Henderson	M/B	12-31-22
Vacancy	M/AI	12-31-22
James Jalenak	M/W	12-31-22
Daniel T. Reid	M/W	12-31-23
Katie Shotts	F/W	12-31-22
Buckner Wellford	M/W	12-31-23
Vacancy	F/W	12-31-23

Health, Education and Housing Facility Board Attendance
From January 2022 to August 2023 Total No. of Meetings - 20

Member	Present	Absent
Cliff Henderson	20	0
James Jalenak	19	1
Katie Shotts	19	1

Updated 091823

AN ORDINANCE TO AMEND CHAPTER 41- WRECKERS OR TOWING OPERATORS OF THE CODE OF ORDINANCES OF MEMPHIS, TENNESSEE, SO AS TO UPDATE FEES PRESCRIBED

WHEREAS, the Memphis City Council strives to ensure our laws are clear, current and relevant to keep our citizens safe and best serve our business community, assisting them in operating in accord with the laws contained within the Tennessee Code Annotated and the Code of Ordinances of Memphis, Tennessee; and

WHEREAS, the City of Memphis has a significant governmental interest in protecting the health, safety and welfare of the general public and preserving the public order; and

WHEREAS, Chapter 41 of the Code of Ordinances of Memphis, Tennessee, allows the Memphis City Council to define, prohibit, regulate, or abate acts, omissions, or conditions, detrimental to the health, safety, or welfare of the public, and the peace and dignity of the City; and

WHEREAS, the fees charged for non-consensual wreckers and towing operators within the City of Memphis have not been updated since 2006; in contrast, the cost of doing business has steadily risen since 2006, and current inflation and materials pricing have raised that cost even higher; and

WHEREAS, steady or increasing calls for service, coupled with space and staffing shortages at the City of Memphis Impound Lot require Towing Company drivers to spend more time dropping vehicles on the lot, thus further eroding the profitability of the business; and

WHEREAS, the Memphis City Council has heard the pleas of the city's Towing Operators to raise fees for their service to sustainable levels;

NOW, THEREFORE,

Section 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 41 - Wreckers and Towing Operators, of the Code of Ordinances, is hereby amended as follows:

Article 1, Section 41-2. Definitions.

Extra Winching means a tow that requires the use of more cable than prescribed for each Class of wrecker in Section 41-4.

Holiday hours means any paid holiday recognized by the U.S. Federal or Tennessee State Governments.

Night hours means the hours between 6:00 p.m. and 7:00 a.m. daily.

Weekend hours means the hours between 6:00 p.m. Friday and 7:00 a.m. Monday.

Article 1, Section 41-5. Wrecker classifications.

A. Class A. For towing passenger cars, pickup trucks, small trailers or other vehicles having a gross vehicle weight of zero through 7,000 pounds and meeting the following requirements:

B. Class B. For towing medium-size trucks, trailers, or other vehicle having a gross vehicle weight of 7,001 pounds through 11,000 pounds and meeting the following requirements:

Article 1, Section 41-6. Wrecker Fees Prescribed

The following fees shall apply for each class of wrecker services providing non-consensual tow services:

A. Class A Wrecker Service: The maximum charge for Class A wrecker services, except in those instances which require the use of heavy-duty equipment as provided for in paragraph (2)(a) of this section, shall be as follows within the corporate limits of the city:

For the purposes of this section, “towed” vehicles are vehicles which can be driven but are towed to the lot at the request of the owner or police office. “Wrecked” vehicles are vehicles which cannot be driven and must be towed to the lot and not related to recovery of vehicles submerged in water and, or off the road by 200 feet.

	Recovery Base Rate	
<u>Wrecker Class</u>	<u>Towed</u>	<u>Wrecked</u>
A	\$225.00	\$275.00
Extra Winching	\$100.00 one-time fee	\$100.00 one time-fee

The applicable fee shall include the point of final destination given to the wrecker driver in accordance with section 41-12(a).

B. Class B and C wrecker service fees shall apply as follows:

For the purposes of this section, “towed” vehicles are vehicles which can be driven but are towed to the lot at the request of the owner or police office. “Wrecked” vehicles are vehicles which cannot be driven and must be towed to the lot and not related to recovery of vehicles submerged in water and, or off the road by 200 feet.

		Recovery Base Rate	
<u>Wrecker Class</u>		<u>Towed</u>	<u>Wrecked</u>
B	Straight Trucks, Vans, etc.:	\$370.00	\$475.00
B	Extra Winching	\$300.00 one-time	\$300.00 one time
<u>Wrecker Class</u>		<u>Towed</u>	<u>Wrecked</u>
C	Tandem-Axle, Not Loaded:	\$430.00	\$535.00
C	Tandem-Axle, Loaded:	\$465.00	\$575.00
Recreational Vehicles:			
C	25 Feet & Under in Length	\$370.00	\$460.00
C	Over 25 Feet in Length:	\$505.00	\$610.00
C	Buses (Large):	\$505.00	\$610.00
C	Extra Winching	\$450.00 one-time fee	\$450.00 one-time fee

The fee for the use of a licensed driver helper for Class B wreckers shall not exceed \$60.00/hour and for Class C wreckers shall not exceed \$100.00/hour.

Fee To Drop Vehicle Before Departing.

If the owner or operator of the vehicle is present and removes the vehicle to be towed from the premises before it is connected to the towing vehicle, the owner or operator shall not be charged any fee. If the owner or operator of the vehicle is present after the towing vehicle has been connected to the vehicle to be towed, the vehicle shall not be towed, but the owner or operator of the vehicle shall be liable for a reasonable fee not to exceed seventy-five dollars (\$75.00), in lieu of towing, provided the owner or operator of the vehicle forthwith removes the vehicle from the premises. A vehicle shall be deemed connected if every procedure required to secure the vehicle to the wrecker or wrecker equipment so that the vehicle may be safely towed has been completed at the time the owner or operator arrives, including the attachment of any safety chains. In the event that a tow is disregarded, the wrecker owner/operator responding to the call shall be rotated back to the top of the City's Wrecker Rotation List.

Bi-Annual Fee Review

The fees prescribed in this Chapter, including the foregoing and any prescribed in the Chapter's subsequent Articles or Sections, shall be subject to review by the Memphis City Council once every two years, to ensure parity with Towing Operator business costs.

Section 41-7. City Impound Lot Storage Fees, Private Lot Fees, and Administrative Fees

(a) A **one-time administrative fee of seventy-five dollars (\$75.00)** will be assessed for each tow ticket processed at the Memphis Police Department (City Impound Lot Facility or private tow lot), **after the first 72-hours of impoundment**. Such fee shall be charged to the consumer.

(b) The storage of a vehicle (excepting tractor trailer trucks) by a wrecker operator on a private tow lot or any municipally operated vehicle storage or impound lot shall be thirty dollars (\$30.00) for each twenty-four (24) hour period, or fraction thereof, after the first two (2) hours of impoundment. All vehicles that have been damaged in an accident and cannot be safely driven shall be towed. Such vehicles shall be removed from the scene of the accident by a wrecker service owner or operator and towed to such wrecker owner or operator's private wrecker lot, provided that, such wrecker owner or operator has not been notified by the Memphis Police Department that the vehicle is needed for evidentiary or investigative purposes.

(c) **The storage fee for tractor trailer trucks on a private tow lot or any municipally operated vehicle storage or impound lot shall be sixty dollars (\$60.00) for the rig and sixty dollars (\$60.00) for the trailer, for each twenty-four hour period, or fraction thereof. All vehicles must be stored behind the fence of the vehicle storage lot.**

(d) **In the case of private property impound (PPI) tows (also known as towaways), the fee shall be limited to no more than two hours. In the case that a trailer is attached to the driving vehicle, the fee amount shall apply to the driving vehicle and the attached trailer as a single unit. No additional fees may be charged for using dollies, trailers, lifts, slim jim or any other equipment, services, or licensed drive helpers.**

(e) **A "Gate Fee" of fifty dollars (\$50.00) shall be charged to release any car from a private tow lot or any municipally operated vehicle storage or impound lot during night, weekend, or holiday hours. A gate fee and daily storage fee may not be charged for the same day.**

Section 2. BE IT FURTHER ORDAINED, That the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

Section 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect after having been passed by City Council, signed by the Chair of Council, certified and delivered to the office of the Mayor in writing by the comptroller, and becomes effective as otherwise provided by law.

Sponsor:
Ford Canale

Resolution requesting the Finance Division to reverse the unauthorized debit from the City Council Division for \$350,000.00 and comply with Resolution to allocate \$350,000 to The Works, Inc. as approved on June 13, 2023.

WHEREAS, the City Council approved a resolution on June 13, 2023, to allocate and appropriate \$350,000 to The Works, Inc., from the unassigned fund balance for FY23; and

WHEREAS, an unauthorized \$350,000 transaction was debited from the City Council budget the week of July 24, 2023; and

WHEREAS, the aforementioned transaction does not comply with the clear, written, and approved intent of the June 13, 2023, resolution; and

WHEREAS, the Finance Division was unresponsive to Council inquiries about the unauthorized \$350,000 transaction debited from the Council Division, and it is the intent of the Council that this error be remedied.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council does hereby request the Finance Division to reverse the unauthorized \$350,000 debit from the Council division executed the week of July 24.

THEREFORE, BE IT FURTHER RESOLVED that the Memphis City Council does hereby request the Finance Division to allocate and appropriate \$350,000 to The Works, Inc., from the unassigned fund balance for FY23 in accordance with Attachment A, a resolution approved on June 13, 2023.

Sponsor(s):

Martavius Jones, Chairman

Resolution to allocate \$350,000 to The Works, Inc.

WHEREAS, the City Council recognizes that partnership is necessary to ensure that all communities in the City of Memphis are developed and improved for the benefit of the people of Memphis; as such the Council is committed to supporting projects and organizations that assist in the development of neighborhoods and increasing the impact on those who live in those communities; and

WHEREAS, The Works, Inc., now seeks to acquire a property located near Oakville Baptist Church to develop and maintain the property for the benefit of the Parkway Village community and to decrease the blight that takes place in that area; and

WHEREAS, it is the intent of the Council to assist the nonprofit in that acquisition and maintenance.

NOW, THEREFORE, BE IT RESOLVED that the Memphis City Council does hereby allocate and appropriate \$350,000 to The Works, Inc., from the unassigned fund balance for FY23.

Sponsor(s):

Chase Carlisle

Jana Swearingen-Washington

JB Smiley, Jr.

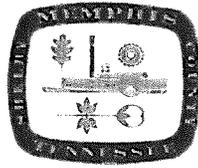
Dr. Jeff Warren

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date JUN 13 2023

Valerie C. Snipes
Deputy Comptroller-Council Records

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Memphis City Council Summary Sheet

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

A Resolution to appropriate the sum of \$400,000 in Other Project Cost to implement the FY24 Urban Art Plan, CIP Project Number EN24301.

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

The Engineering Division is the initiating party of this resolution

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

There is no change to an existing ordinance or resolution

4. State whether this will impact specific council districts or super districts.

The FY24 Urban Art Plan specify projects for Lester Community Center (district 5, super district 9) and Historic Melrose Building (district 4).

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

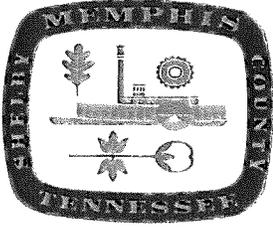
This resolution does not require a new contract or amend an existing contract

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

This resolution requires an appropriation of \$400,000.00 in CIP funds; funded by G.O Bonds chargeable to the FY24 Capital Improvement Budget.

7. If applicable, please list the MWBE goal and any additional information needed

MWBE goal is 6% - Same night minutes are requested for this resolution.



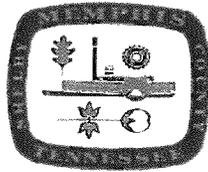
Resolution

WHEREAS, the Council of the City of Memphis did include Urban Art. CIP Number EN24300 as part of the FY 2024 Capital Improvement Budget; and

WHEREAS, it is necessary to transfer funds from EN24300 to EN24301 and appropriate those funds in the amount of \$400,000.00 funded by GO Bonds General in other project cost of EN24301 to continue the implementation of the Urban Art Plan.

NOW, THEREFORE, BE IT FURTHER RESOLVED, By the Council of the City of Memphis that there be and is hereby appropriated the sum of \$400,000.00 in Other Cost funded by GO Bonds General, chargeable to FY 2024 Capital Improvement Budget with said appropriation being Credited as follows:

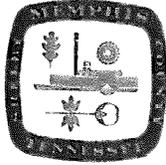
Project Title:	Urban Art	\$400,000.00
Project Number:	EN24301	G.O. Bonds



Memphis City Council Summary Sheet

- 1. Description of the Item (Resolution, Ordinance, etc.)**
This Resolution amends the Fiscal Year 24 Capital Improvement Budget by transferring and appropriating funds for sidewalk improvements at Northlake Apartments.
- 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**
The initiating party is the Division of Engineering.
- 3. State whether this is a change to an existing ordinance or resolution, if applicable.**
This project does not involve a change to an existing ordinance or resolution.
- 4. State whether this will impact specific council districts or super districts.**
This project will impact District 1 – Super District 9.
- 5. State whether this requires a new contract, or amends an existing contract, if applicable.**
This request will require a new contract.
- 6. State whether this requires an expenditure of funds/requires a budget amendment.**
An expenditure of funds will be required.
- 7. If applicable, please list the MWBE goal and any additional information needed.**
N/A

Same night minutes are requested.



This is a resolution to transfer and appropriate construction funds for sidewalk improvements at Northlake Apartments

WHEREAS, the Council of the City of Memphis did include the Traffic Calming Devices Coverline, Project Number EN23200 as part of the Engineering Fiscal Year 2023 Capital Improvement Budget; and

WHEREAS, the Council of the City of Memphis has identified a need for funds to be allocated to other projects that serve the City of Memphis and significantly contribute to its growth and development; and

WHEREAS, this funding was originally adopted in FY23 and was carried forward into FY24; and

WHEREAS, the Council of the City of Memphis approved a Resolution to amend the FY24 Capital Improvement Program Budget to include a transfer of funds from Traffic Calming Devices Coverline, Project Number EN23200 to a new project to be named Northlake Apartments Sidewalks; and

WHEREAS, it is necessary to transfer an allocation of \$150,000.00 funded by Operating Transfer In-Park from the Traffic Calming Devices Coverline, Project Number EN23200 to Northlake Apartments Sidewalks, Project Number EN01116; and

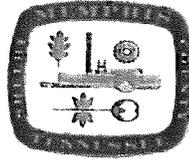
WHEREAS, it is necessary to appropriate \$150,000.00 funded by Operating Transfer In-Park in Northlake Apartments Sidewalks, Project Number EN01116 as follows:

Contract Construction \$150,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by transferring a contract construction allocation in the amount of \$150,000.00 funded by Operating Transfer In-Park from Traffic Calming Devices Coverline, Project Number EN23200 to Northlake Apartments Sidewalks, Project Number EN01116; and

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$150,000.00 funded by Operating Transfer In-Park chargeable to the FY2024 Capital Improvement Budget and credited as follows:

Project Title	Northlake Apartments Sidewalks
Project Number	EN01116
Total Amount	\$150,000.00



Memphis City Council Summary Sheet

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

A resolution appropriating \$153,000.00 for CIP Project Number FS02032, EMA Sirens funded by G.O.Bonds.

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

Fire Services is the initiating party.

3. 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.

4. State whether this will impact specific council districts or super districts.

This will impact all council districts and super districts.

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

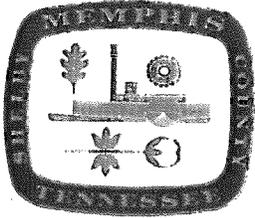
This will require a new contract with Comserv Wireless.

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

This project is part of FY24 Capital Improvement Program Budget funded by G.O. Bonds, CIP Project Number FS02032.

7. If applicable, please list the MWBE goal and any additional information needed

N/A



RESOLUTION – Fire Services

A resolution appropriating \$153,000.00 for CIP Project FS02032, EMA Sirens.

WHEREAS, the Council of the City of Memphis did include EMA Sirens, CIP Project Number FS02032, as part of the Fiscal Year 2024 Capital Improvement Program Budget: and

WHEREAS, Fire Services has a project to replace EMA Sirens and;

WHEREAS, it is necessary to appropriate \$153,000.00, CIP Project Number FS02032, Other Costs funded by G.O. Bonds General for EMA Sirens:

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Memphis there be and is hereby appropriated the amount of \$153,000, CIP Project Number FS02032, Other Costs funded by G.O. Bonds General for EMA Sirens:

Project Title:	EMA Sirens
CIP Project Number:	FS02032
Total Construction Cost:	\$153,000.00

City Council Resolution - Appropriating \$2,000,000 in FY24 Funds in GS01049 – Coke – Adaptive Reuse



Memphis City Council Summary Sheet

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

A Resolution appropriating FY24 allocations, in the amount of \$2,000,000, in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

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

General Services

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

Does not change an existing ordinance.

4. State whether this will impact specific council districts or super districts.

District 4 and Super District 8

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

Requires new contracts.

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

A budget amendment is needed to appropriate FY24 allocations.

7. If applicable, please list the MWBE goal and any additional information needed

N/A

City Council Resolution - Appropriating \$2,000,000 in FY24 Funds in GS01049 – Coke – Adaptive Reuse



A Resolution appropriating FY24 allocations, in the amount of \$2,000,000, in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

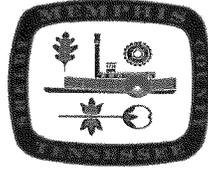
WHEREAS, the Council of the City of Memphis did include allocations for CIP project number GS01049 – Coke Facility – Adaptive Reuse, as part of the FY24 Capital Improvement Program budget; and

WHEREAS, it is necessary to appropriate FY24 allocations in the sum of \$2,000,000 in Contract Construction funded by G O Bonds – General in CIP project number GS01049 – Coke Facility – Adaptive Reuse.

NOW, THEREFORE, BE IT RESOLVED that there be and is hereby appropriated the sum of \$2,000,000 in Contract Construction funded by G O Bonds – General in CIP project number GS01049 – Coke Facility – Adaptive Reuse and credited as follows:

Project Title:	Coke Facility – Adaptive Reuse
Project Number:	GS01049
Amount:	\$2,000,000

City Council Resolution - Appropriating \$2,000,000 in FY24 Funds in GS22202 - City Hall Improvements



Memphis City Council Summary Sheet

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

A Resolution appropriating FY24 allocations, in the amount of \$2,000,000, in CIP project number GS222102 – City Hall Improvements.

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

General Services

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

Does not change an existing ordinance.

4. State whether this will impact specific council districts or super districts.

District 7 and Super District 8

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

Requires new contracts.

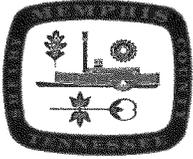
6. State whether this requires an expenditure of funds/requires a budget amendment

A budget amendment is needed to appropriate FY24 allocations.

7. If applicable, please list the MWBE goal and any additional information needed

N/A

City Council Resolution - Appropriating \$2,000,000 in FY24 Funds in GS22202 - City Hall Improvements



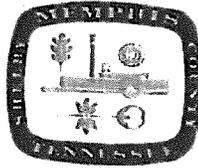
WHEREAS, the Council of the City of Memphis did include allocations for CIP project number GS22201 - City Hall Exterior Cladding, as part of the FY24 Capital Improvement Program budget; and

WHEREAS, CIP project number GS22201 - City Hall Exterior Cladding is completed and to be closed, funds to complete renovations to City Hall Plaza was moved to GS22202 - City Hall Improvements; and

WHEREAS, it is necessary to appropriate FY24 allocations in the sum of \$2,000,000 in Contract Construction funded by G O Bonds – General in CIP project number GS22202 - City Hall Improvements.

NOW, THEREFORE, BE IT RESOLVED that there be and is hereby appropriated the sum of \$2,000,000 in Contract Construction funded by G O Bonds – General in CIP project number GS22202 - City Hall Improvements and credited as follows:

Project Title:	City Hall Improvements
Project Number:	GS22202
Amount:	\$2,000,000



Memphis City Council Summary Sheet

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

A Resolution to Appropriate \$8,000,000 of the City of Memphis Division of Police Services CIP Project PD02016, New Mount Moriah Station. The total amount of \$8,000,000 to Contract Construction.

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

The Divisio of Police Services is the initiating party of this resolution.

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

There are no changes to an exsiting ordanace or resolution.

4. State whether this will impact specific council districts or super districts.

This will impact District 3 and Super District 8

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

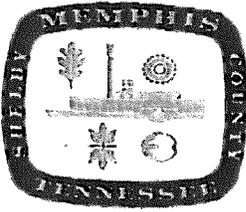
This will require new contract(s)

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

This requires an expenditure of funds.

7. If applicable, please list the MWBE goal and any additional information needed

N/A at this time



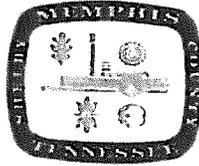
A resolution to appropriate funds for Police Services CIP Project PD02016, New Mount Moriah Station

WHEREAS, A Resolution is needed to appropriate funds for the City of Memphis Division of Police Services CIP Project PD02016, New Mount Moriah Station totaling Eight Million Five Dollars (\$8,000,000.00); and

WHEREAS, The Eight Million Dollars (\$8,000,000) is the total of \$4,000,000 FY2023 Unappropriated Allocations and \$4,000,000 FY2024 Unappropriated Allocations in PD04016 for Contract Construction; and

WHEREAS, It is necessary to appropriate \$8,000,000 for payment for the completion of the project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by appropriating Eight Million Dollars (\$8,000,000) to Contract Construction by General Obligation Bonds for the New Mount Moriah Station, Project PD02016.



Memphis City Council Summary Sheet

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

A Resolution to Appropriate \$1,000,000.00 of the City of Memphis Division of Police Services CIP Project PD04022, In-Car Video. The amount of \$1,000,000 to Information Technology.

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

The Division of Police Services is the initiating party of the resolution.

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

There is no change to an existing ordinance or resolution.

4. State whether this will impact specific council districts or super districts.

This resolution will impact all council districts.

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

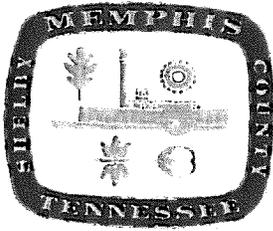
The resolution does not require a new contract or amendments to an existing contract.

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

The resolution requires an expenditure of funds.

7. If applicable, please list the MWBE goal and any additional information needed

N/A

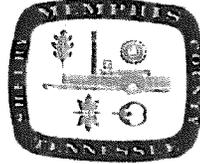


RESOLUTION

WHEREAS, A Resolution is needed to Appropriate funds for the City of Memphis Division of Police Services CIP Project PD04022, In-Car Video totaling One Million Dollars (\$1,000,000.00); and

WHEREAS, The One Million Dollars is the remainder of FY2023 Unappropriated Allocations in PD04022 for In-Car Video, with allocations to Information Technology of Division of Police;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by Appropriating One Million Dollars to Information Technology by General Obligation Bonds In-Car Video, Project PD04022.



Memphis City Council Summary Sheet

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

A resolution to Appropriate \$1,500,000 of the City of Memphis Police Services CIP Project PD02013, FY18 Police Academy Renovation. The total amount includes \$1,375,000 to Contract Construction and \$125,000 to FFE.

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

The Division of Police Services is the initiating party of this resolution.

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

There is no change to an existing ordinance or resolution.

4. State whether this will impact specific council districts or super districts.

This will impact all districts.

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

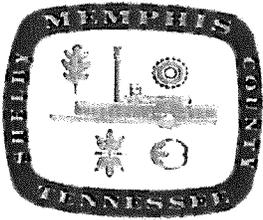
The resolution does not require a new contract, or amendments to existing contract(s).

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

The resolution does require an expenditure of funds.

7. If applicable, please list the MWBE goal and any additional information needed

N/A



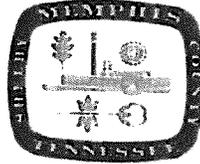
A resolution to appropriate funds for payments of Police Services CIP Project PD02013, Police Academy Renovation

WHEREAS, A Resolution is needed to appropriate funds for the city of Memphis Division of Police Services CIP Project PD02013, Police Academy Renovation totaling One Million Five Hundred Thousand Dollars (\$1,500,000.00); and

WHEREAS, One Million Three Hundred Seventy-Five Thousand Dollars (\$1,375,000) is the total of \$625,000 FY2023 Unappropriated Allocations and \$750,000 FY24 Unappropriated Allocations in PD04013 for Contract Construction and One Hundred Twenty Five Thousand Dollars (\$125,000.00) is FY2023 Unappropriated Allocations for Furniture Fixture and Equipment; and

WHEREAS, It is necessary to appropriate \$1,500,000 for payment for the completion of the project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by appropriating One Million Three Hundred Seventy-Five Thousand Dollars (\$1,375,000) to Contract Construction and One Hundred Twenty Five Thousand Dollars (\$125,000.00) to Furniture Fixture and Equipment by General Obligation Bonds for the Police Academy Renovation, Project PD02013.



Memphis City Council Summary Sheet

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

A resolution to Appropriate \$8,000,000 of the City of Memphis Division Police Services CIP Project PD04031, Axon Enterprise Solution. The total amount of \$8,000,000 to Information Technology.

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

The Division of Police Services is the initiating party of this resolution.

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

There is no change to an existing ordinance or resolution.

4. State whether this will impact specific council districts or super districts.

This will impact all districts.

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

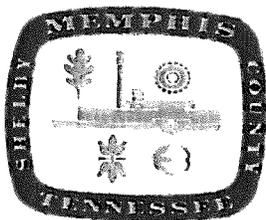
This resolution will require a new contract, or amendments to existing contract (s).

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

The resolution does require an expenditure of funds.

7. If applicable, please list the MWBE goal and any additional information needed

N/A



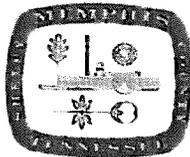
A resolution to appropriate funds Police Services CIP Project PD04031, Axon Enterprise Solution

WHEREAS, A Resolution is needed to Appropriate funds for the City of Memphis Division of Police Services CIP Project PD04031, Axon Enterprise Solution totaling Eight Million Dollars (\$8,00,000.00); and

WHEREAS, Eight Million Dollars (\$8,000,000) is the total of Unappropriated PD04031 for Information Technology; and

WHEREAS, It is necessary to appropriate \$8,000,000 for payment for the project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by appropriating Eight Million Dollars (\$8,000,000) to Information Technology by General Obligation Bonds for the Axon Enterprise Solution, Project PD04031.



Memphis City Council Summary Sheet

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

Resolution to transfer and appropriate construction funds in the amount of \$92,692.00 to fund installation of stormwater improvements associated the with the Accelerate Memphis project located in Oakhaven.

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

Division of Planning and Development

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

N/A

4. State whether this will impact specific council districts or super districts.

Council District: 3 and 6

Super District: 8

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

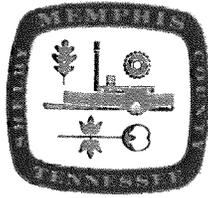
N/A

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

Yes - Expenditure of funds

7. If applicable, please list the MWBE goal and any additional information needed

The Accelerate Memphis: Oakhaven project is part of Group D, Contract #40405. Goals include: 44% MBE, 6% WBE



RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$92,692.00 to fund installation of stormwater improvements associated ~~the~~ with the Accelerate Memphis project located at E Shelby Dr and Tchulahoma Rd in Oakhaven. Accelerate Memphis: Oakhaven (ST AM: Oakhaven), Project Number ST02024. This project is in Council District 3 and 6 and Super District 8. Request same night minutes.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, Project Number ST03205 as part of the Public Works Fiscal Year 2024 Capital Improvement Budget; and

WHEREAS, modifications of the street will be performed at the intersection of E Shelby Dr and Tchulahoma Rd in Oakhaven, and as part of it the existing stormwater infrastructure will be modified. This will include a mix of grey infrastructure (pipes, inlets, etc.); and

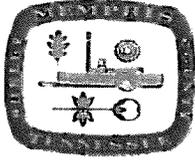
WHEREAS, it is necessary to transfer a construction allocation of \$92,692.00 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Oakhaven, Project Number TBD for the purpose as stated above; and

WHEREAS, it is necessary to appropriate the construction amount of \$92,692.00 funded by Storm Water Revenue Bonds in ST AM: Oakhaven, Project Number ST02024 for the purpose as stated above.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by transferring a construction allocation amount of \$92,692.00 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Oakhaven, Project Number for ST0204 purpose as stated above.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$92,692.00 funded by Storm Water Revenue Bonds chargeable to the FY2024 Capital Improvement Budget and credited as follows:

Project Title:	Accelerate Memphis: Oakhaven
Project Number:	TBD
Amount:	\$92,692.00



Memphis City Council Summary Sheet

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

Resolution to transfer and appropriate construction funds in the amount of \$143,432.00 to fund installation of stormwater improvements associated with the Accelerate Memphis project located on Vollintine Avenue in Klondike.

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

Division of Planning and Development

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

N/A

4. State whether this will impact specific council districts or super districts.

Council District: 7

Super District: 8

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

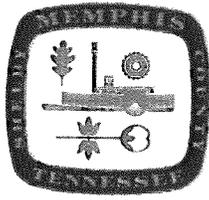
N/A

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

Yes - Expenditure of funds

7. If applicable, please list the MWBE goal and any additional information needed

The Accelerate Memphis: Klondike project is part of Group D, Contract #40405. Goals include: 44% MBE, 6% WBE



RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$143,432.00 to fund installation of stormwater improvements associated with the Accelerate Memphis project located on Vollintine Avenue in Klondike. Accelerate Memphis: Klondike (ST AM: Klondike), Project Number ST02025. This project is in Council District 7 and Super District 8. Request same night minutes.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, Project Number ST03205 as part of the Public Works Fiscal Year 2024 Capital Improvement Budget; and

WHEREAS, modifications of the street will be performed on Vollintine Ave from N Bellevue St to N Watkins St in Klondike, and as part of it the existing stormwater infrastructure will be modified. This will include a mix of grey infrastructure (pipes, inlets, etc.); and

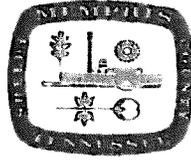
WHEREAS, it is necessary to transfer a construction allocation of \$143,432.00 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Klondike, Project Number ST02025 for the purpose as stated above; and

WHEREAS, it is necessary to appropriate the construction amount of \$143,432.00 funded by Storm Water Revenue Bonds in ST AM: Klondike, Project Number ST02025 for the purpose as stated above.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by transferring a construction allocation amount of \$143,432.00 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Klondike, Project Number ST02025 for the purpose as stated above.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$143,432.00 funded by Storm Water Revenue Bonds chargeable to the FY2024 Capital Improvement Budget and credited as follows:

Project Title:	Accelerate Memphis: Klondike
Project Number:	TBD
Amount:	\$143,432.00



Memphis City Council Summary Sheet

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

Resolution to transfer and appropriate construction funds in the amount of \$771,004.86 to fund installation of stormwater improvements associated with the Accelerate Memphis project located on Park Avenue.

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

Division of Planning and Development

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

N/A

4. State whether this will impact specific council districts or super districts.

Council District: 4

Super District: 8

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

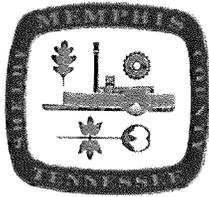
N/A

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

Yes - Expenditure of funds

7. If applicable, please list the MWBE goal and any additional information needed

The Accelerate Memphis: Orange Mound project is part of Group D, Contract #40405. Goals include: 44% MBE, 6% WBE



RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$771,004.86 to fund installation of stormwater improvements associated with the Accelerate Memphis project located on Park Avenue in Orange Mound. Accelerate Memphis: Orange Mound (ST AM: Orange Mound), Project Number ST02023. This project is in Council District 4 and Super District 8. Request same night minutes.

WHEREAS, the Council of the City of Memphis approved Drainage – ST Coverline, Project Number ST03205 as part of the Public Works Fiscal Year 2024 Capital Improvement Budget; and

WHEREAS, modifications of the street will be performed on Park Avenue from Semmes St to Philadelphia St, and as part of it the existing stormwater infrastructure will be modified. This will include a mix of grey infrastructure (pipes, inlets, etc.); and

WHEREAS, it is necessary to transfer a construction allocation of \$771,004.86 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Orange Mound, Project Number ST02023 for the purpose as stated above; and

WHEREAS, it is necessary to appropriate the construction amount of \$771,004.86 funded by Storm Water Revenue Bonds in ST AM: Orange Mound, Project Number ST02023 for the purpose as stated above.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Capital Improvement Budget be and is hereby amended by transferring a construction allocation amount of \$771,004.86 funded by Storm Water Revenue Bonds in Drainage – ST Coverline, Project Number ST03205 to ST AM: Orange Mound, Project Number ST02023 for the purpose as stated above.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$771,004.86 funded by Storm Water Revenue Bonds chargeable to the FY2024 Capital Improvement Budget and credited as follows:

Project Title:	Accelerate Memphis: Orange Mound
Project Number:	TBD
Amount:	\$771,004.86