



**CITY COUNCIL
MEETING AGENDA**

April 11, 2023

3:30 p.m.

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

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

Super District 8-3. Chairman Martavius Jones
Super District 8-1. Vice Chairman JB Smiley, Jr.
District 1. Rhonda Logan
District 2. Frank Colvett, Jr.
District 3. Patrice J. Robinson
District 4. Jana Swearengen-Washington
District 5. Worth Morgan
District 6. Edmund Ford, Sr.
District 7. Michalyn Easter-Thomas
Super District 8-2. Cheyenne Johnson
Super District 9-1. Chase Carlisle
Super District 9-2. J. Ford Canale
Super District 9-3. Dr. Jeff Warren

ORDER OF BUSINESS

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

II. INVOCATION

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

III. PLEDGE OF ALLEGIANCE

IV. CALL OF ROLL by the Comptroller

V. APPROVAL OF PREVIOUS MEETING MINUTES (March 21, 2023)

VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

VII. ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION honoring Jasmine Carson for exhibiting excellence in basketball. This Resolution is sponsored by Councilwoman Swearengen-Washington.
2. RESOLUTION to honor Dr. Derrick Payne for his dedication and extraordinary service to the community. This Resolution is sponsored by Councilwoman Swearengen-Washington.
3. RESOLUTION designating April 14, 2023 as Blue & Green Day Mid-South in the City of Memphis. This Resolution is sponsored by the Memphis City Council.
4. RESOLUTION recognizing Timothy Jones for his community work as Founder of the Black and Autistic Foundation. This Resolution is sponsored by Councilwoman Logan.

- 5. RESOLUTION congratulating City University School Girls Preparatory on their 10-year charter renewal by the Memphis-Shelby County Schools Board of Education. This Resolution is sponsored by Councilwoman Robinson.
- 6. RESOLUTION congratulating the Overton High School Boys' Basketball Team on winning the 2023 TSSAA Class 4A State Championship. This Resolution is sponsored by Councilwoman Easter-Thomas and Councilmembers Canale, Carlisle, Colvett, Ford, Johnson, Jones, Logan, Morgan, Robinson, Smiley, Swarengen-Washington, and Warren.
- 7. RESOLUTION honoring FedEx for fifty years of serving the City of Memphis. All Council Districts. This Resolution is sponsored by Chairman Jones.

PUBLIC HEARINGS (None)

DIVISION OF PLANNING AND DEVELOPMENT

8. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 707 Adams Ave. This Resolution is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Case No. PD 23-04

Applicant: Regents Park QOZB I, LLC
Cindy Reaves, SR Consulting, LLC (Representative)

Request: Amendment to the Adams Orleans PD to add Event Center as an allowed use

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

9. Johnson
Chairman,
Planning
& Zoning
Committee

RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 824 Semmes St. This Resolution is sponsored by the Division of Planning and Development.

Case No. PD 23-02

Applicant: United Housing, Inc./ ETI Corporation
ETI Corporation (Representative)

Request: Four-lot single-family residential planned development

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

ZONING ORDINANCE- THIRD AND FINAL READING (None)

CONSENT AGENDA

GENERAL ORDINANCE- FIRST READING (None)

GENERAL ORDINANCES - SECOND READING

10. **ORDINANCE** to rename White Station Library as the Officer Geoffrey Redd Library, up for S E C O N D reading. Ordinance No. 5860 is sponsored by the Memphis City Council.

Swearengen-
Washington
Chairman,
Public Services,
Art,
Youth Initiative,
Libraries & Neighborhoods
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

11. **ORDINANCE** to amend the Code of Ordinances of the City of Memphis, Tennessee, Chapter 6, to define Entertainment Transportation Vehicles, and to provide for the licensing and regulation of the same, up for S E C O N D reading. Ordinance No. 5861 is sponsored by Councilman Canale.

Canale
Chairman,
Transportation
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

12. **REFERENDUM ORDINANCE** Amending the Charter of the City of Memphis to Modify the Existing Qualifications for Mayor and the City Council Members of the City of Memphis, up for S E C O N D reading. Ordinance No. 5862 is sponsored by Councilmembers Smiley, Carlisle, Canale, Colvett, Johnson, Jones, Logan, Robinson and Warren.

Easter-
Thomas
Chairman,
Personnel &
Governmental
Affairs
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

13. **ORDINANCE** to amend the Code of Ordinance of the City of Memphis, Chapter 2-16., City Real Property, Management, to require any contracts for the exterior modification of city-owned property that is leased to any unaffiliated nonprofit organization, with a cost in excess of \$3,000,000.00, be presented to the Memphis City Council for approval, up for S E C O N D reading. Ordinance No. 5863 is sponsored by Chairman Jones.

Jones
Chairman,
Executive
Session

ACTION REQUESTED: Adopt the Ordinance on Second reading

ZONING ORDINANCES – FIRST READING

14. **ORDINANCE** amending Ordinance No. 5367 of Code of Ordinances, City of Memphis, Tennessee adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to authorize a zoning use district reclassification for land located at the northwest corner of N. Front Street and A.W. Willis Avenue by taking the land out of the Heavy Industrial (IH) use district and including it in the Mixed Use (MU) use district, up for F I R S T reading. This Ordinance is sponsored by the Division of Planning and Development.

Case No. Z 23-03
Ordinance No. 5864

Applicant: Ashaif Enterprises, LLC/ Ashaif Enterprises, LLC
Cindy Reaves on behalf of SR Consulting, LLC (Representative)

Request: Rezoning of +/-0.506 acres from Heavy Industrial (IH) to Mixed Use (MU)

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the Ordinance on First reading

15. **ORDINANCE** amending Ordinance No. 5367 of Code of Ordinances, City of Memphis, Tennessee adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to authorize a zoning use district reclassification for land located at 5591 Pidegon Roost Road by taking the land out of the Conservation Agriculture (CA) use district and including it in the Employment (EMP) use district, up for F I R S T reading. This Ordinance is sponsored by the Division of Planning and Development.

Johnson
Chairman,
Planning
& Zoning
Committee

Case No. Z 23-04
Ordinance No. 5865

Applicant: David Crouch
David Crouch / SR Consulting (Representative)

Request: Rezoning from Residential Single-Family – 8 (R-8) to +/-48.13 acres Employment (EMP) District and +/-9.87 acres Conservation Agriculture (CA) Districts.

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the Ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

NOTATIONS FROM DPD (None)

ENGINEERING DIVISION

16. RESOLUTION accepting public improvements for MEMPHIS RISE ACADEMY TRAFFIC SIGNAL [CR-5351] and authorizes release of bond. (Request for Same Night Minutes)

(Contract No. CR-5351)

Resolution accepts public improvements in the present limits of Memphis, as shown on the engineering plans, located at the intersection of Raleigh-Lagrange Road and Wilfong Road, in Memphis, Tennessee. Resolution also authorizes release of Western Surety Company Performance Bond No. 30103633 in the amount of \$347,900.00 held as security.

ACTION REQUESTED: Adopt the Resolution

17. RESOLUTION approving Supplemental Agreement #1 for CR-5397 – GARDENS OF GRAY’S CREEK SUBDIVISION PHASE 3. (Request for Same Night Minutes)

(Contract No. CR-5397)

- Extends CR-5397 – Gardens of Gray’s Creek Subdivision through September 11, 2024. Extending Bond No. 90733639 (LOC) will remain active and in place and revised COI has been received.

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEMS

(None)

FISCAL CONSENT AGENDA

18. RESOLUTION to accept grant funds in the amount of (\$80,363.00) from the Shelby County Sheriff's Office through the Office of National Drug Control Policy. All Council Districts. This Resolution is sponsored by Police Services. **(Request for Same Night Minutes)**
19. RESOLUTION accepting grant funds in the amount of (\$25,000.00) from Sea Isle Park Neighborhood Association (SIPNA) for improvements at Sea Isle Park. District 5, Super District 9. This Resolution is sponsored by Memphis Parks **(Request for Same Night Minutes)**
20. RESOLUTION to allocate and appropriates grant funds for Leftwich Tennis Center Improvements, Project #PK03005. District 5, Super District 9. This Resolution is sponsored by Memphis Parks **(Request for Same Night Minutes)**
21. RESOLUTION accepting grants funds in the amount of (\$10,000.00) from Tennessee Valley Authority (TVA) for programming at Alonzo Weaver Park. District 6, Super District. This Resolution is sponsored by Memphis Parks. **(Request for Same Night Minutes)**

MLGW FISCAL CONSENT

Chair: Patrice Robinson, Vice Chair: Worth Morgan

22. RESOLUTION approving Change No. 2 to Contract No. 12181, AppManager Scheduler with Broadcom, Incorporated (formerly CA Technologies, Incorporated) to renew annual maintenance, licenses, and support services for existing software in the funded amount of \$402,000.00.
23. RESOLUTION approving Change No. 2 to Contract No. 12295, Oracle Maintenance and Support with Mythics, Incorporated to renew and change the current contract in the funded amount of \$11,157,239.72.
24. RESOLUTION approving Change No. 2 to Contract No. 12348 (solicited under Contract No. 12294), Temporary Employment Services for Skilled Craftsman/Technical with Resource Management Group to ratify, expand the scope, and increase the current contract value in the funded amount of \$140,000.00.
25. RESOLUTION awarding a purchase order to Prime Controls, LP for distributed process control panels for McCord Pumping Station in the amount of \$479,715.86.
26. RESOLUTION approving payment of annual sewer discharge fee for the 2022 filter backwash discharge to City of Memphis in the amount of \$819,150.14.
27. RESOLUTION approving Change No. 1 to Contract No. 12336, Morton Distributed Process Control (DPC) Installation to Tri-State Armature & Electrical Works, Incorporated is to extend and increase the current contract in the funded amount of \$2,792.00.
28. RESOLUTION approving the ratification of Purchase Order Number 7036366 to Rush Truck Centers of Tennessee, Inc., for two-ton cab and crew cab and chassis trucks for an additional amount of \$88,790.00.
29. RESOLUTION approving the ratification of Purchase Order Number 7034772 to Rush Truck Centers of Tennessee, Inc., for two-ton cab and crew cab and chassis for an additional amount of \$28,800.00.
30. RESOLUTION approving the ratification of Purchase Order Number 7040889 to Rush Truck Centers of Tennessee, Inc., for six-ton cab and chassis tractors for an additional amount of \$18,000.00.
31. RESOLUTION approving the ratification of Purchase Order Number 7032235 to Rush Truck Centers of Tennessee, Inc., for a six-yard dump truck for an additional amount of \$4,800.00.

32. RESOLUTION approving the ratification of Purchase Order Number 7040887 to Rush Truck Centers of Tennessee, Inc., for class 8 cab / crew cab and chassis for an additional amount of \$11,790.00.

33. RESOLUTION approving Change No. 2 to Contract No. 12120, Trash Removal Services with BFI Waste Services, LLC dba Republic Services of Memphis to increase the contract value to pay outstanding invoices in the funded amount of \$9,100.48.

REGULAR AGENDA

APPOINTMENTS

34. **MEMPHIS BOARD OF ETHICS**

Easter-Thomas
Chairman,
Personnel & Governmental
Affairs
Committee

Appointment

Stacy Clinton

MEMPHIS AREA TRANSIT AUTHORITY

Reappointment

Martin E. Lipinski

MEMPHIS CONVENTION CENTER COMMISSION

Reappointments

Calvin Anderson

Isabel Gonzalez-Whitaker

Lee Jackson

Natasha Langston

John McKissack

Thomas Midgley

GENERAL ORDINANCES THIRD AND FINAL READING

35. **ORDINANCE** to Provide for Police Reform, Codify Policies and Procedures for Memphis Police Officers Relating to Traffic Stops, Use of Force, Use of Body Cameras, Anti-Profilng Rules, Personal Conduct of Officers and Establishing Reporting Requirements by the Memphis Police Department for Officer Misconduct and Interactions with Citizens, up for T H I R D and F I N A L reading. Ordinance No. 5858 is sponsored by Councilman Carlisle.

ACTION REQUESTED: Take whatever action Council deems advisable

36. **ORDINANCE** to amend the City Council Meeting dates for 2023, up for T H I R D and F I N A L reading. Ordinance No. 5859 is sponsored by Councilman Carlisle.
 Jones
 Chairman,
 Executive
 Session
ACTION REQUESTED: Adopt the Ordinance on Second reading

37. **ORDINANCE** supplementing and amending the 2021 Memphis Municipal Code of Ordinances of the City of Memphis, Tennessee relative to Animals and Horse Drawn Carriages; providing for the repeal of certain ordinances not included herein; and providing when such amendments to the Code and this Ordinance shall become effective, up for T H I R D and F I N A L reading. Ordinance No. 5843 is sponsored by Councilman Carlisle. (Held from 2/7; 3/7; 3/21)
 Swearingen-
 Washington
 Chairman,
 Public Services,
 Art,
 Youth Initiative,
 Libraries & Neighborhoods
 Committee
THIS ORDINANCE WILL NOT BE HEARD UNTIL APRIL 25TH. IT IS STILL IN LEGAL REVIEW

38. **ORDINANCE** amending the City of Memphis Code of Ordinances Vehicle and Traffic Code to clarify appropriate methods of enforcement of traffic violations, up for T H I R D and F I N A L reading. Ordinance No. 5849 is sponsored by Councilwomen Easter-Thomas and Logan. (Held from 3/7; 3/21)
 Logan
 Chairman,
 Public Safety
 & Homeland
 Security
 Committee
ACTION REQUESTED: Take whatever action Council deems advisable

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION

39. RESOLUTION to amend FY23 C.I.P. Budget by accepting and appropriating additional Railroad Safety Improvement funds from the Tennessee Department of Transportation (TDOT) for Railroad Safety improvements at various locations, Project #EN01070. All Council Districts. This Resolution is sponsored by the Engineering Division.
 Smiley
 Chairman,
 Public Works,
 Solid Waste &
 General
 Services
 Committee
ACTION REQUESTED: Adopt the Resolution

40. RESOLUTION to accept, allocate, and appropriate Federal Grant funds in the amount of (\$362,029.35) under A/E and Construction for Project #EN01064 and allocate and appropriate (\$90,507.34) in G.O. Bonds for a local match under A/E and Construction for a total of (\$452,536.69) for Range Line Road and sidewalk projects. District 7, Super District 8. This Resolution is sponsored by the Engineering Division.
 Smiley
 Chairman,
 Public Works,
 Solid Waste &
 General
 Services
 Committee
ACTION REQUESTED: Adopt the Resolution

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION TECHNOLOGY

41. RESOLUTION to move (\$234,480.00) from C.I.P. Project #IS01080 to C.I.P. Project Ford #IT01003, Operational Infrastructure Enhancements. All Council Districts. This Chairman, Resolution is sponsored by the Information Technology Division.
Economic
Development
& Tourism
Committee

ACTION REQUESTED: Adopt the Resolution

42. RESOLUTION to move (\$11,614.00) from C.I.P. Project #IS01087 to C.I.P. Project Ford #IT01001, Desktop and Application Infrastructure. All Council Districts. This Chairman, Resolution is sponsored by the Information Technology Division.
Economic
Development,
Technology, &
Tourism
Committee

ACTION REQUESTED: Adopt the Resolution

43. RESOLUTION to move (\$80,325.00) from C.I.P. Project #: IS01080 to C.I.P. Project Ford #: IT01001, Desktop and Application Infrastructure. All Council Districts. This Chairman, Resolution is sponsored by the Information Technology Division.
Economic
Development,
Technology, &
Tourism
Committee

ACTION REQUESTED: Adopt the Resolution

LAW DIVISION (None)

LIBRARY SERVICES

44. RESOLUTION approving a lease agreement for (2), (3) year periods and automatic
Swearingen- (3) year renewal periods for use of the rooftop at the Cornelia Crenshaw Branch
Washington Library, 531 Vance Avenue, Memphis TN 38126 for towers to transmit wireless
Chairman, internet across the Foote Homes neighborhood. District 6, Super District 8.
Public Service, This Resolution is sponsored by Library Services.
Arts, Libraries, &
Youth Initiatives
Committee **ACTION REQUESTED:** No recommendation

MLGW DIVISION (None)

MEMPHIS PARKS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

DIVISION OF SOLID WASTE (None)

GENERAL ITEMS (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT