



**CITY COUNCIL
MEETING AGENDA**

May 7, 2024

3:30 p.m.

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

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

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

ORDER OF BUSINESS

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

II. INVOCATION

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

III. PLEDGE OF ALLEGIANCE

IV. CALL OF ROLL by the Comptroller

V. APPROVAL OF PREVIOUS MEETING MINUTES (April 23, 2024)

VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

VII. ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION honoring Almetria Turner for her contributions as a doula. This Resolution is sponsored Councilwoman Logan. (Held from 4/23)

PUBLIC HEARINGS

2. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 3545 South Third Street. This Resolution is sponsored by the Division of Planning and Development. **(Held from 2/20; 3/5; 3/19; 4/9)**

Canale
Chairman,
Planning
& Zoning
Committee

Case No. SUP 23-26

Applicant: Al Moore
Al Moore, Moore Towing and Recovery (Representative)

Request: Allow towing service without an impound lot in the Commercial Mixed Use – 3 (CMU-3) District

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

Opposition at LUCB; Public Hearing Required

32 NOTICES WERE MAILED ON JANUARY 31, 2024

DIVISION OF PLANNING AND DEVELOPMENT

3. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 2491 Joy Lane. This Resolution is sponsored by the Division of Planning and Development. **(Held from 3/19; 4/9; 4/23)**

Canale
Chairman,
Planning
& Zoning
Committee

Case No. SUP 23-28

Applicant: Esmeralda Apartments
S Berry Jones (Representative)

Request: Conversion of an existing abandoned social services facility (transitional home) into 80 studio apartments

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No opposition at LUCB; No Public Hearing Required

4. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 391 Western Park Drive. This Resolution is sponsored by the Division of Planning and Development. **(Held from 2/20; 3/5; 3/19; 4/9)**

Canale
Chairman,
Planning
& Zoning
Committee

Case No. SUP 23-36

Applicant: Musleh Hefdallah
David Bray, The Bray Firm (Representative)

Request: Special use permit to allow a convenience store with gas sales in the Commercial Mixed Use – 3 (CMU-3) District

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No opposition at LUCB; No Public Hearing Required

ZONING ORDINANCES- THIRD AND FINAL READING

5. **JOINT ZONING ORDINANCE** amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis on August 10, 2010, and by Shelby County on August 9, 2010 to revise and enhance the joint zoning and subdivision regulations by revising provisions regarding solar energy systems, up for T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development.

Canale
Chairman,
Planning
& Zoning
Committee

Case No. ZTA 24-01
Ordinance No. 5898

Applicant: Division of Planning and Development
Brett Ragsdale, Zoning Administrator (Representative)

Request: Adopt several amendments to the Unified Development Code related to solar energy systems

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

6. **ZONING ORDINANCE** amending Ordinance No. 5367 of the Code of Ordinances, City of Memphis, Tennessee, adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to authorize a zoning use district reclassification for land located on the southeast corner of Dexter Lane and Cordova Road +/- 1,027.43 feet north of Macon Road by taking the land out of the Conservation Agriculture (CA) Use District and including it in the Residential Single Family – 6 (R-6) Use District, up for T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development.

Case No. Z 24-01
Ordinance No. 5902

Applicant: Tammy Nguyen, WHT Properties
David Baker, Fisher Arnold (Representative)

Request: Rezoning of +/-3.89 acres from Conservation Agriculture (CA) to Residential Single Family 6 (R-6)

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING

7. **ORDINANCE** to appropriate the proceeds of the tax levy on the assessed values on all properties of every species within the city limits of general purposes for the Fiscal Year July 1, 2024 through June 30, 2025, inclusive, together with all collections from privilege licenses fees, fines, permits, charges, revenue receipts of the City of Memphis for the Fiscal Year July 1, 2024 through June 30, 2025, inclusive, to provide the manner in which monies may be transferred from one fund to another and to provide the standard code or designations under which the appropriations are to be administered and accounting control maintained, up for F I R S T reading. Ordinance No. 5903 is sponsored by the Finance Division.

Carlisle
Chairman,
Budget
Committee

ACTION REQUESTED: No Recommendation

GENERAL ORDINANCE - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCES - SECOND READING (None)

NOTATION FROM DPD (None)

ENGINEERING DIVISION

8. RESOLUTION approving final plat for AMHERST P.D. AREA 4, PHASE II (COUNTY), and accepting bond as security. (Request for Same Night Minutes)

Contract No. CR-5457

Resolution approves final plat in the present limits of Shelby County as reflected on the final plat and located at Houston Levee Road, +/- 1,360 LF North of Walnut Grove Road, in Shelby County, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also accepts, in lieu of Bond, Independent Bank Letter-of-Credit No. 1924060-1158 for \$375,400.00 as project security.

ACTION REQUESTED: Adopt the Resolution

9. RESOLUTION approving Supplemental Agreement #1 for COLONIAL CC P.D. PART OF AREA 1, PHASE 1 [CR-5428]. (Request for Same Night Minutes)

(Contract No. CR-5428)

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEM

FISCAL CONSENT AGENDA

(NONE)

MLGW FISCAL CONSENT

Chair: Philip Spinosa, Vice Chair: Pearl Eva Walker

10. RESOLUTION approving Change No. 1 to Contract No. 12507 (formerly Contract No. C2605), Microsoft Support Modern Engineer with Crayon Software Experts, LLC to renew the current contract in the funded amount of \$174,934.25. The new contract value is \$337,976.04.
11. RESOLUTION approving Change No. 12 to Contract No. 10741, Laser Disk Document Storage with Jack Henry and Associates, Incorporated, a division of Profitstars, to renew the contract in the funded amount of \$119,150.83. The new contract value is \$795,988.15.
12. RESOLUTION approving Change No. 3 to Contract No. 12245, Well Abandonment with Layne Christensen Company to change and renew the current contract in the funded amount of \$531,320.00.
13. RESOLUTION approving Change No. 18 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated in the funded amount of \$36,468.85. This change is to ratify and renew for an additional year. The new contract value is \$685,320.36.
14. RESOLUTION approving 2nd Amendment to Natural Gas Supply Agreement with Tennergy Corporation for sale and purchase of Natural Gas.
15. RESOLUTION awarding Contract No. 12478, Repaving Sheahan Pumping Station Drives and Parking Areas to Barnes & Brower, Inc. in the funded amount of \$372,471.45.
16. RESOLUTION approving Change No. 1 to Contract No. 12409, Trash Removal Services to BFI Waste Services, LLC dba Republic Services of Memphis to renew the current contract in the funded amount of \$348,232.32.

REGULAR AGENDA

APPOINTMENTS (None)

GENERAL ORDINANCES-THIRD AND FINAL READING

17. **ORDINANCE** to rename the Pine Hill Clubhouse in honor of Cleophus Hudson, Sr. and Charles Hudson as The Cleophus and Charles Hudson Clubhouse in the City of Memphis, up for T H I R D and F I N A L reading. Ordinance No. 5901 is sponsored by Councilmembers Swearingen-Washington, Ford, Sr., Cooper-Sutton, Green, and Logan.
Warren
Chairman,
Parks
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

18. ORDINANCE to permanently rename South Hollywood Street between Union Avenue and Southern Avenue for Glenn Rogers, Sr., up for T H I R D and F I N A L reading. Ordinance No. 5900 is sponsored by the Memphis City Council. (Held from 4/23)
Smiley
Chairman,
Executive
Session

34 NOTICES WERE MAILED ON APRIL 11, 2024

ACTION REQUESTED: Take whatever action Council deems advisable

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

19. RESOLUTION to transfer to amend the FY204 Capital Improvement Program (CIP) Budget by transferring and appropriating \$154,000.00 from the Raleigh Civic Center Project (CC22101) expenditure type Contract Construction to Architecture & Engineering and other Cost. District 1, Super District 9. This Resolution is sponsored by the Administration.
Logan
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the Resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION TECHNOLOGY (None)

LAW DIVISION (None)

LIBRARY SERVICES (None)

MLGW DIVISION (None)

MEMPHIS PARKS (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