



**CITY COUNCIL  
MEETING AGENDA**

**April 9, 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 (March 19, 2024)

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

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

#### PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION designating April 12, 2024 as Blue & Green Day Mid-South in the City of Memphis. This Resolution is sponsored by the Memphis City Council.

**PUBLIC HEARINGS**

2. RESOLUTION approving the closure of a segment of North November 6th Street from Jefferson Avenue to its north terminus and close and vacate the unnamed alley between North Main Street and Second Street. This Resolution is sponsored by the Division of Planning and Development.

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SAC 23-08

Applicant: Brett Roler, Downtown Memphis Commission (DMC)  
Christine Donhardt – The Reaves Firm, Inc. (Representative)

Request: Right-of-way vacation

LUCB and DPD recommendation: APPROVAL, with conditions

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

**Opposition at LUCB; Public Hearing Required**

**205 NOTICES WERE MAILED ON MARCH 4, 2024**

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 3545 South Third Street. This Resolution is sponsored by the Division of Planning and Development. (Held from 2/20; 3/5; 3/19)

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**

4.  
Canale  
Chairman,  
Planning  
& Zoning  
Committee

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 46 North B.B. King Boulevard. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 24-07

Applicant: Sam Patel/ Dermon Building OZ LLC  
Donald Reeves/CNCT. Design and Development (Representative)

Request: Special Use Permit to allow a hotel in the Central Business District (CBD)

LUCB and DPD recommendation: APPROVAL, with conditions

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

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

5.  
Canale  
Chairman,  
Planning  
& Zoning  
Committee

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)

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**

6. 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)**

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 ORDINANCE- THIRD AND FINAL READING**

7. **ZONING ORDINANCE** amending Ordinance No. 5367 of Code of Ordinances, City of Memphis, Tennessee, adopted on August 10, 2010, as amended, known as the Memphis and Shelby County Unified Development Code, to authorize a Zoning Use District reclassification of land municipally addressed as 3549, 3555, and 3561 Fuller Road from the Residential Single Family – 6 (R-6) Use District and including it in the Employment (EMP) 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. **(Held from 12/19; 1/9; 1/23; 2/20; 3/5; 3/19)**

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. Z 23-13  
Ordinance No. 5890

Applicant: Fleet Equipment, LLC  
Cindy Reaves of SR Consulting, LLC (Representative)

Request: Rezoning of +/-0.538 acres from Residential Single-Family – 6 (R-6) to Employment (EMP)

LUCB recommendation: APPROVAL

DPD recommendation: REJECTION

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

**44 NOTICES WERE MAILED ON DECEMBER 12, 2023**

# CONSENT AGENDA

## GENERAL ORDINANCE - FIRST READING

8. **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 F I R S T reading. Ordinance No. 5901 is sponsored by Councilmembers Swaengen-Washington, Ford, Sr., Cooper-Sutton, Green, and Logan.

Warren  
Chairman,  
Parks  
Committee

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

## GENERAL ORDINANCE - SECOND READING

9. **ORDINANCE** to permanently rename South Hollywood Street between Union Avenue and Southern Avenue for Glenn Rogers, Sr., up for S E C O N D reading. Ordinance No. 5900 is sponsored by the Memphis City Council.

Smiley  
Chairman,  
Executive  
Session

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

## ZONING ORDINANCE - FIRST READING

10. **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 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 F I R S T reading. This Ordinance is sponsored by the Division of Planning and Development.

Canale  
Chairman,  
Planning  
& Zoning  
Committee

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

**ZONING ORDINANCES - SECOND READING**

11. **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 S E C O N D 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

12. **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 the Memphis and Shelby County Unified Development Code, to authorize a zoning use district reclassification for land located 3343 Winchester Road, on the southwest corner of Winchester Road and New Tchulahoma Road by taking the land out of the Residential Single-Family – 8 (R-8) Use District and including it in Commercial Mixed Use-1 (CMU-1) Use District, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.

Canale  
Chairman,  
Planning  
& Zoning  
Committee

Case No. Z 24-02  
Ordinance No. 5899

Applicant: Chief Auto Parts, Inc.  
Lauren Bishop, Carlson Consulting Engineers, Inc (Representative)

Request: Rezoning of +/- .81 acres from Residential Single-Family – 8 (R-8) to Commercial Mixed Use 1 – (CMU-1)

LUCB and DPD recommendation: APPROVAL

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



NOTATION FROM DPD (None)

**ENGINEERING DIVISION**

- 13. RESOLUTION accepting public improvements for MEMPHIS UNION MISSION PHASE 2A [CR-5388] and releasing bond held as security. (Request for Same Night Minutes)

(Contract No. CR-5388)

Resolution accepts public improvements for a development within the present limits of the City of Memphis, and located at 383 Poplar Avenue in Memphis, Tennessee. Resolution also releases the Travelers Casualty/Surety Company of America Performance Bond No. 107511589 in the amount of \$49,500.00 held as project security.

**ACTION REQUESTED:** Adopt the Resolution

- 14. RESOLUTION accepting public improvements for LUCKY SELF-STORAGE-325 G. E. PATTERSON AVENUE [CR-5412] and releasing bond as security. (Request for Same Night Minutes) (Held from 2/20; 3/5)

(Contract No. CR-5412)

Resolution accepts public improvements within the present limits of the City of Memphis, and located at G. E. Patterson Avenue, in Memphis, Tennessee. Resolution also authorizes release of the Performance Bond No. 0247406 in the amount of \$75,000.00 held as project security.

**ACTION REQUESTED:** Adopt the Resolution

**GENERAL ITEM**

- 15. RESOLUTION approving an Honorary Street Name Change on Union Avenue Extended between Poplar and Union Avenue for the late Warren Stephen Canale. District 5, Super District 9. This Resolution is sponsored by Councilman Spinosa.

## **FISCAL CONSENT AGENDA**

(NONE)

## MLGW FISCAL CONSENT

Chair: Philip Spinosa, Vice Chair: Pearl Eva Walker

16. RESOLUTION to ratify payment for construction services on MLGW water distribution facilities to the Tennessee Department of Transportation (TDOT) in the funded amount of \$589,666.00.
17. RESOLUTION to ratify payment for construction services on MLGW gas distribution facilities to the Tennessee Department of Transportation (TDOT) in the funded amount of \$306,730.00.
18. RESOLUTION to ratify payment for construction services to electric distribution facilities to the Tennessee Department of Transportation (TDOT) in the funded amount of \$1,902,689.05.
19. RESOLUTION awarding a purchase order for backup power generators to Cummins Sales and Service in the amount of \$3,026,640.00.
20. RESOLUTION awarding Contract No. 12491, North Service Center and Expansion Sites: Environmental Site Investigation to Ensafe Inc., in the funded not-to- exceed amount of \$500,000.00.
21. RESOLUTION approving Change No. 3 to Contract No. 12238, Electric Substation Construction and Maintenance Services with RMS Energy Company, LLC to renew the current contract in the funded amount of \$10,000,000.00.
22. RESOLUTION approving Contract No. 3. Contract No.12187, Pole inspection with Osmose Utility Services, Incorporated, to ratify and renew the current contract, in the Funded Amount of \$3,000,000.00.
23. RESOLUTION approving Change No. 1 to Contract No. 12410 to On- Call Consulting Services with Smith Seckman Reid, Incorporated to ratify and renew the current contract in the funded amount of \$200,000.00.
24. RESOLUTION awarding a purchase order for paper lead cable, 500 KCMIL to Universal Scaffold & Equipment in the amount of \$720,603.00.
25. RESOLUTION awarding Contract No. 12451, Two (2) Monochrome High-Speed Production Digital Printing Presses to Konica Minolta Business Solutions, U.S.A., Inc., in the funded amount of \$588,336.00.
26. RESOLUTION awarding Contract No. 12444, Palmer Filter Valve and Actuator Replacement to Chris Hill Construction Company, LLC in the funded amount of \$782,090.00.
27. RESOLUTION approving payment of annual sewer discharge fee for the 2023 filter backwash discharge to City of Memphis Public Works Department in the amount of \$598,643.50.

28. RESOLUTION approving Change No. 3 to Contract No. 12188, Gas Leak Survey with Heath Consultants, Inc. to ratify and renew the current contract in the funded amount of \$1,466,397.70.
29. RESOLUTION awarding purchase order to Engineered Sealing Components LLC, for arm apitong dead-end 96" in the amount of \$1,429,420.00.
30. RESOLUTION approving ratification of Purchase Order Number 7053566 to Lonnie Cobb Ford for half-ton pickup trucks in the amount of \$779,004.00
31. RESOLUTION approving Change No. 4 to Contract No. 12193, Grounds Maintenance and Landscaping Service with Rotolo Consultants, Incorporated to ratify and renew the current contract in the funded amount of \$20,848.14.
32. RESOLUTION awarding purchase order to WESCO Distribution, Inc., in the amount of \$792,000.00 for electric smart meters. (Request for Same Night Minutes) (Held from 3/19)
33. RESOLUTION approving Change No. 2 to Contract No. 12333, High-Speed Color Production Digital Printing Press, to Konica Minolta Business Solutions USA, Incorporated, to ratify and extend purchase order #7003484 under Contract No. 12333, in the funded amount of \$81,132.48. (Request for Same Night Minutes) (Held from 3/19)
34. RESOLUTION approving Change No. 2 to Contract No. 12334, high-speed black and white production digital printing press to Konica Minolta Business Solutions INC, Incorporated, to ratify and extend purchase order #7014995 under Contract No. 12334, in the Funded Amount of \$143,075.86. (Request for Same Night Minutes) (Held from 3/19)
35. RESOLUTION approval of Change No. 1 to Contract No. 12389, LED Streetlight Conversion to Ameresco, Inc., in the Funded Amount of \$10,000,000.00. (Request for Same Night Minutes) (Held from 3/19)
36. RESOLUTION approving Change No. 2 to Contract No. 12358, professional engineering services for water engineering, to Barge Design Solutions, Inc., in the Funded Amount of \$260,000.00. (Request for Same Night Minutes) (Held from 3/19)
37. RESOLUTION awarding Contract No.12473. Wireless FirstNet Services, to AT&T Mobility, in the Funded Amount of \$2,317,939.14. (Request for Same Night Minutes) (Held from 3/19)
38. RESOLUTION awarding Contract No. 12449, On-Call Boring to Memphis Road Boring Company, Inc., in the funded amount of \$5,853,000.00. (Request for Same Night Minutes) (Held from 3/19)

39. RESOLUTION approving Change No. 2 to Contract No. 12286, MLGW Utility Payment Centers, to FirsTech, Incorporated, in the Funded Amount of \$211,520.00. (Request for Same Night Minutes) (Held from 3/19)
40. RESOLUTION awarding a thirty-six month purchase order for ductile iron pipe to Enfinity Supply, LLC in the amount of \$901,598.19. (Request for Same Night Minutes) (Held from 3/19)
41. RESOLUTION approving Change No. 1 to Contract No. 12411 for on-call consulting services, to Barge Design Solutions, Inc., in the Funded Amount of \$300,000.00. (Request for Same Night Minutes) (Held from 3/19)
42. RESOLUTION awarding Contract No.12483, Survey Administration Solutions, to Korn Ferry, in the Funded Amount not-to-exceed \$395,189.00. (Request for Same Night Minutes) (Held from 3/19)

# REGULAR AGENDA

**APPOINTMENTS** (None)

**GENERAL ORDINANCES-THIRD AND FINAL READING**

43. **ORDINANCE** to amend the Code of Ordinances of the City of Memphis pertaining to contracts and salaries of the Memphis Light, Gas and Water Division to decrease the limits of contracts and salaries or compensation for employees or others requiring City Council approval, up for T H I R D and F I N A L reading. Ordinance No. 5897 is sponsored by Chairman Smiley, Councilwomen Green, Logan, Swearengen-Washington, and Walker.

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

44. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 33, Article II, Division IV, to codify the existing 2017 Sewer Policy that precludes the extension of sanitary sewer infrastructure and acceptance of additional flow to the Memphis Sewer System from Residential, Commercial, and Industrial developments in Unincorporated Shelby County, up for T H I R D and F I N A L reading. Ordinance No. 5882 is sponsored by the Administration. (Held from 10/24; 2/6; 3/5)

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

45. **ORDINANCE** to amend the Code of Ordinances of the City of Memphis, Tennessee, Chapter 6, to define Entertainment Transportation Vehicles, and to provide for the licensing and regulation of the same, up for T H I R D and F I N A L reading. Ordinance No. 5861 is sponsored by Councilman Canale. (Held from 4/25; 5/16; 6/13; 7/25; 8/8; 8/22; 11/21; 2/6; 3/5; 3/19)

**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** (None)

**DIVISION OF HUMAN RESOURCES** (None)

**INFORMATION TECHNOLOGY** (None)

**LAW DIVISION** (None)

**LIBRARY SERVICES** (None)

**MLGW DIVISION** (None)

**MEMPHIS PARKS**

46. RESOLUTION to create 13 full-time positions for the Memphis Parks in FY24 by redlining  
Warren \$722,678.00 in surplus part-time salary funding from the FY24 operation budget to  
Chairman, full-time salaries. This ISL request is budget neutral and would not require additional  
Parks funding. All Council Districts. This Resolution is sponsored by the Administration.  
Committee (Request for Same Night Minutes)

**ACTION REQUESTED:** Adopt the Resolution

**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**