



**CITY COUNCIL
MEETING AGENDA
February 4, 2025
4:00 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 9-2.** Chairman J. Ford Canale
- District 4.** Vice Chairwoman Jana Swearengen-Washington
 - District 1.** Rhonda Logan
 - District 2.** Jerri Green
 - District 3.** Pearl Eva Walker
 - District 5.** Philip Spinosa
 - District 6.** Edmund Ford, Sr.
 - District 7.** Dr. Michalyn Easter-Thomas
 - Super District 8-1.** JB Smiley, Jr.
 - 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 (January 21, 2025)

VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

VII. ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION honoring Parker-Nia Gordon for her outstanding accomplishments as an illustrator and character designer of children's literature. This Resolution is sponsored by Councilwoman Swearengen-Washington.

PUBLIC HEARINGS (None)

DIVISION OF PLANNING AND DEVELOPMENT

2. Swearingen-Washington Chairwoman, 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 properties located on the south side of Sanderlin Avenue, the north side of Wheelis Drive, and the southwest corner of White Station Road and Wheelis Drive. This Resolution is sponsored by the Division of Planning and Development.

Case No. PD 24-14

Applicant: David Lewis, RCM DEVCO LLC
 Josh Whitehead, Whitehead Law (Representative)

Request: Amend PD 2023-021 to expand land area and change permitted uses.

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: No Recommendation

No opposition at LUCB; No Public Hearing Required

3. Swearingen-Washington Chairwoman, 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 3763 Jackson Avenue. This Resolution is sponsored by the Division of Planning and Development.

Case No. PD 24-17

Applicant: Charles & Mary Rowland
 Mike Davis, The Reaves Firm, Inc (Representative)

Request: New planned development to allow a wholesale retail business

LUCB recommendation: APPROVAL

DPD recommendation: REJECTION

ACTION REQUESTED: No Recommendation

No opposition at LUCB; No Public Hearing Required

4.
Swarengen-
Washington
Chairwoman,
Planning
& Zoning
Committee

RESOLUTION approving the closure of an east-west and north-south paper alley located approximately 126.8 feet east of the intersection of the north line of Central Avenue with the east line of South Cooper Street. This Resolution is sponsored by the Division of Planning and Development.

Case No. SAC 24-06

Applicant: Sparky Memphis, LLC, Central Cooper Gateway, Inc.
and Cooper York Development Company
Josh Whitehead, Whitehead Law (Representative)

Request: Abandon an east-west and north-south public alley

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: No Recommendation

No opposition at LUCB; No Public Hearing Required

5.
Swarengen-
Washington
Chairwoman,
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 1344 East Shelby Drive. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 24-44

Applicant: Bassam Ginem/ Kaylon Johnson
David Baker (Representative)

Request: Special use permit to allow vehicle sales

LUCB and DPD recommendation: REJECTION

ACTION REQUESTED: No Recommendation

No opposition at LUCB; No Public Hearing Required

ZONING ORDINANCE - THIRD AND FINAL READING

6. **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 delete a section of the White Station Residential Corridor Overlay, 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. RC 24-02
Ordinance No. 5925

Applicant: David Lewis, RCM DEVCO, LLC
Josh Whitehead, Whitehead Law

Request: Residential corridor deletion at Parcel ID
056033 00174, 056033 00071C, and
056034 00008

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING

7. **ORDINANCE** to amend Chapter 6, Article 46, Section 3 of the Code of Ordinances as to the term of service on the Memphis Transportation Commission, Ordinance No. 5415, up for S E C O N D reading. Ordinance No. 5928 is sponsored by the Administration.

Easter-Thomas
Chairwoman,
Personnel & Governmental
Affairs
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

8. **ORDINANCE** to amend Memphis City Council Meeting Dates for 2025, up for S E C O N D reading. Ordinance No. 5932 is sponsored by Councilman Carlisle.

Canale
Chairman,
Executive
Committee

ACTION REQUESTED: Adopt the Ordinance on Second reading

ZONING ORDINANCES - FIRST READING (None)

ZONING ORDINANCES - SECOND READING

9. **JOINT ORDINANCE** adopting the 2018 Edition of the International Code Council International Energy Conservation Code and providing for its implementation by amendment to the Memphis and Shelby County Building and Residential Codes, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.

Swarengen-Washington
Chairwoman,
Planning & Zoning
Committee

Ordinance No. 5929

Applicant: Memphis and Shelby County Division of Planning and Development
John Zeanah, Division Director (Representative)

Request: Adopt amendments to the Memphis and Shelby County Energy Conservation Code

DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

10. Swarengen-Washington Chairwoman, Planning & Zoning Committee

JOINT ORDINANCE further amending the 2021 Edition of the ICC International Building Code and previous local amendments, including certain appendices, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.

Ordinance No. 5930

Applicant: Memphis and Shelby County Division of Planning and Development
John Zeanah, Division Director (Representative)

Request: Adopt amendments to the Memphis and Shelby County Building Code

DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

11. Swarengen-Washington Chairwoman, Planning & Zoning Committee

JOINT ORDINANCE amending the Memphis and Shelby County Residential Code so as to adopt the 2021 Edition of the ICC International Residential Code and local amendments, up for S E C O N D reading. This Ordinance is sponsored by the Division of Planning and Development.

Ordinance No. 5931

Applicant: Memphis and Shelby County Division of Planning and Development
John Zeanah, Division Director (Representative)

Request: Adopt amendments to the Memphis and Shelby County Residential Code

DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

NOTATION FROM DPD (None)

ENGINEERING DIVISION

- 12. RESOLUTION approving the final plat for ALLIANCE CRISIS YOUTH CENTER FOR WELLBEING and accepting bond as security. (Request for Same Night Minutes)

Contract No. CR-5470

Resolution approves the final plat in the present limits of the City of Memphis, as reflected on the plat, located at 602 Malcomb Street, in Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also accepts the Liberty Mutual Insurance Company Performance Bond No. 015225975 in the amount of \$92,700.00 as project security.

ACTION REQUESTED: Adopt the Resolution

- 13. RESOLUTION approving the engineering plans for SEFL MEMPHIS (E. HOLMES ROAD), and accepting bond as security. (Request for Same Night Minutes)

Contract No. CR-5471

Resolution approves the engineering plans within the present limits of the City of Memphis, as shown on the plans, and located at 3525, 3565, 3569 East Holmes Road adjacent to Holmescrest Lane, in Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also accepts the Travelers Casualty and Surety Company of America Performance Bond No. 108150001 in the amount of \$301,400.00 as project security.

ACTION REQUESTED: Adopt the Resolution

- 14. RESOLUTION accepting public improvements for UTHSC ORLEANS STATION (CR#5382) and releasing bond. (Request for Same Night Minutes)

(Contract No. CR-5382)

Resolution accepts public improvements in the present limits of the City of Memphis, and located on the campus of UT Health and Science Center in Memphis, Tennessee. Resolution also releases North American Specialty Insurance Company Performance Bond No. 2324709 in the amount of \$213,700.00, held as project security.

ACTION REQUESTED: Adopt the Resolution

15. RESOLUTION accepting public improvements for GRAYS CREEK APARTMENTS AMHERST P.D. AREA 5, PHASE 1 (CR#5445) and releasing bond. **(Request for Same Night Minutes)**

(Contract No. CR-5445)

Resolution accepts public improvements within the present limits of Shelby County, as reflected on the final plat, and located at 9880 Walnut Grove, in Shelby County, Tennessee. Resolution also releases Performance Bond No. 100141804, in the amount of \$1,067,200.00, held as project security.

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEMS (None)

FISCAL CONSENT AGENDA

(None)

MLGW FISCAL CONSENT

Chair: Philip Spinosa, Vice Chair: Pearl Eva Walker

16. RESOLUTION approving the execution, delivery and performance of the Second Amendment to the 2018 Natural Gas Supply Agreement with Public Energy Authority of Kentucky for the sale and purchase of Natural Gas, and other documents respecting the proposed natural gas prepayment transaction. (Request for Same Night Minutes)
17. RESOLUTION approving the execution, delivery and performance of the Second Amendment to the 2019 Natural Gas Supply Agreement with the Public Energy Authority of Kentucky for the sale and purchase of natural gas and other documents respecting the proposed natural gas prepayment transaction. (Request for Same Night Minutes)
18. RESOLUTION awarding Contract No. 12556, 2 - 18" XHP Replacements, Weaver to Gill Inspection to Mid-South Engineering Consultants in the funded not-to-exceed amount of \$984,660.00. (Request for Same Night Minutes)
19. RESOLUTION awarding Contract No. 12500, 2 - 18" XHP Natural Gas Pipeline Replacement to Equix Energy Services, LLC in the funded amount of \$28,822,252.17. (Request for Same Night Minutes)
20. RESOLUTION approving Change No. 7 to Contract No. 11996, Operator Qualification Training with Veriforce, LLC to ratify and renew the current contract in the funded amount of \$34,699.00.
21. RESOLUTION awarding a purchase order for ten, 200 kW generators to Direct Connections, Inc. in the amount of \$849,600.00.
22. RESOLUTION awarding Contract No. 12508, Water Valve and Hydrant Survey to Xylem Dewatering Solutions dba Wachs Water Services in the funded not-to-exceed amount of \$8,800,000.00.
23. RESOLUTION awarding Contract No. 12570, Davis Aerator Building Screen Replacement (solicited under Contract No. C2724) to Grinder, Taber, & Grinder, Inc. in the funded amount of \$221,292.12.
24. RESOLUTION awarding purchase order for a 750 kW generator to Thompson Machinery Commerce Corporation in the amount of \$222,621.00.
25. RESOLUTION approving Change No. 3 to Contract No. 12069, ArcFM Viewer Replacement with SSP Innovations to change the current contract in the funded amount of \$233,694.69.

26. RESOLUTION approving Change No. 2 to Contract No. 12569, Trend Micro Enterprise Support Services (formerly Contract No. C2593) with Xentit, LLC to renew the current contract in the funded amount of \$81,422.62.
27. RESOLUTION awarding purchase order for a 24-inch natural gas filter separator horizontal assembly to Brighter Days and Nites, Inc. in the amount of \$270,782.68.
28. RESOLUTION approving Change No. 3 to Contract No. 12289, Independent Claims Adjuster Services with Horton & Associates of Memphis to increase and renew the current contract in the funded amount of \$90,000.00.

REGULAR AGENDA

APPOINTMENTS (None)

GENERAL ORDINANCES -THIRD AND FINAL READING

29. **ORDINANCE** to amend Title 10, Chapter 20 – Miscellaneous Offenses and Provisions – of the Code of Ordinances of Memphis, Tennessee, to add provisions relative to the regulation of Deadly Weapons And Extreme Protection Orders, up for T H I R D and F I N A L reading. Ordinance No. 5926 is sponsored by Councilmembers Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Smiley, Spinosa, Walker, Warren, Swaengen-Washington, White, and Canale. **(Request for Same Night Minutes)**

ACTION REQUESTED: Take whatever action Council deems advisable

30. **ORDINANCE** to name the Ed Rice Community Center Pool for Osie Lewis, Jr, up for T H I R D and F I N A L reading. Ordinance No. 5927 is sponsored by the Memphis City Council. **(Request for Same Night Minutes)**

ACTION REQUESTED: Take whatever action Council deems advisable

31. **JOINT ORDINANCE** of Shelby County Government and the City of Memphis to establish a public-private partnership for cross-governmental collaboration and implementation of policies to promote economic mobility through the appointment of a fiscal agent to provide strategy and oversight of project implementation. This item requires the selection of a fiscal agent who will coordinate between legislative bodies and public and private agencies and provide updates, recommendations, technical support, and fiscal analysis, up for T H I R D and F I N A L reading. Ordinance No. 5922 is sponsored by Councilwoman Easter-Thomas. **(Held from 12/17)**

ACTION REQUESTED: Take whatever action Council deems advisable

A request has been made to withdraw this item.

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

32. RESOLUTION requesting the approval for the sale in the amount of \$3,000.00 of a
Smiley parcel located at 272 Jacoby Avenue, Memphis, Shelby County, Tennessee and
Chairman, further described as Parcel ID #035105 00008. District 6, Super District 8. This
Public Works, Resolution is sponsored by the Administration.
Solid Waste &
General Services **ACTION REQUESTED:** Adopt the Resolution
Committee

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 (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