

February 04, 2025

MINUTES

MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

February 04, 2025

4:00 P.M. SCHEDULED SESSION

4:00 P.M. MEETING COMMENCED

ROLL CALL: Chase Carlisle, Yolanda Cooper-Sutton, Michalyn Easter-Thomas, Edmund Ford, Sr., Jerri Green, Rhonda Logan, Philip Spinosa, Jana Swearengen-Washington, Pearl Eva Walker, Jeff Warren, Janika White, and Chairman J. Ford Canale.
JB Smiley, Jr was absent.

**THE MEETING WAS CALLED TO ORDER
BY SERGEANT-AT-ARMS**

INVOCATION

The meeting was opened with a prayer by Pastor Dr. Linda Willis from New Life of Memphis.

Chairman Canale led the Pledge of Allegiance.

Councilwoman Green thanked Pastor Dr. Linda Willis from New Life of Memphis.

These minutes record the agenda items and the action taken by the Council on such items. The full text of the original ordinances, resolutions, and supporting documents, including an audio recording of Council's deliberations, is filed and maintained in the Office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances, and/or resolutions.

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Approval of the Minutes of the regular meeting on January 21, 2025, with the following motion:

MOTION: Swearengen-Washington
 SECOND: Spinosa
 AYES: Carlisle, Cooper-Sutton, Easter-Thomas, Green, Logan, Spinosa,
 Swearengen-Washington, Walker, Warren, White, and Chairman Canale.
 Ford did not cast a vote.
 Smiley was absent.

APPROVED

3. **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

Held until February 18, 2025

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)**

Held until August 05, 2025

Councilwoman Walker recognized Anniece Robinson to sing the Black National Anthem "Lift Ev'ry Voice and Sing".

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.**

MOTION: Swearengen-Washington
 SECOND: Spinosa
 AYES: Carlisle, Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
 Swearengen-Washington, Walker, Warren, White, and Chairman Canale.
 Smiley was absent.

APPROVED

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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.**

**CASE NO. RC 24-02
ORDINANCE NO. 5925**

Councilman Carlisle made a statement of recusal due to a potential financial interest.

MOTION: Swearingen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
 Swearingen-Washington, Walker, Warren, White, and Chairman Canale.
 RECUSED: Carlisle
 Smiley was absent.

APPROVED

2. **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

Councilman Carlisle made a statement of recusal due to a potential financial interest.

MOTION: Swearingen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Spinosa, Swearingen-Washington,
 Walker, Warren, White, and Chairman Canale.
 RECUSED: Carlisle
 Logan did not cast a vote.
 Smiley was absent.

APPROVED, as amended

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4. **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

Councilman Carlisle made a statement of recusal due to a potential financial interest.

MOTION: Swearngen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
 Swearngen-Washington, Walker, Warren, White, and Chairman Canale.
 RECUSED: Carlisle
 Smiley was absent.

APPROVED

5. **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

MOTION: Swearngen-Washington
 SECOND: Spinosa
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
 Swearngen-Washington, Walker, Warren, White, and Chairman Canale.
 Carlisle did not cast a vote.
 Smiley was absent.

APPROVED, as amended

36. **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 2401 HARBOR AVENUE. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (REQUEST FOR SAME NIGHT MINUTES)**

CASE NO. SUP 24-45

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MOTION: Swearengen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
 Swearengen-Washington, Walker, Warren, and Chairman Canale.
 Carlisle and White did not cast a vote.
 Smiley was absent.

APPROVED

MLGW FISCAL CONSENT AGENDA - ITEMS #16 - #28 may be acted upon by one motion:

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)**

APPROVED

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)**

APPROVED

18. **RESOLUTION AWARDDING 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)**

APPROVED

19. **RESOLUTION AWARDDING 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)**

APPROVED

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.**

APPROVED

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21. RESOLUTION AWARDING A PURCHASE ORDER FOR TEN, 200 KW GENERATORS TO DIRECT CONNECTIONS, INC. IN THE AMOUNT OF \$849,600.00.

APPROVED

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.

APPROVED

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.

APPROVED

24. RESOLUTION AWARDING PURCHASE ORDER FOR A 750 KW GENERATOR TO THOMPSON MACHINERY COMMERCE CORPORATION IN THE AMOUNT OF \$222,621.00.

APPROVED

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.

APPROVED

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.

APPROVED

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.

APPROVED

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.

APPROVED

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ROLL CALL MLGW FISCAL CONSENT ITEMS:

MOTION: Spinosa

SECOND: Warren

AYES: Easter-Thomas, Ford, Green, Logan, Spinosa, Swearingen-Washington, Walker, Warren, White, and Chairman Canale.
Carlisle and Cooper-Sutton did not cast a vote.
Smiley was absent.

APPROVED

CONSENT AGENDA – Items #7 - #15 were acted upon by one motion. See page 7736 Roll Call Consent Items.

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.**

APPROVED, 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.**

APPROVED, on 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.**

ORDINANCE NO. 5929

APPROVED, on Second Reading

10. **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

APPROVED, on Second Reading

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11. **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

APPROVED, on Second Reading

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

APPROVED

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

APPROVED

14. **RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS FOR UTHSC ORLEANS STATION (CR#5382) AND RELEASING BOND. (REQUEST FOR SAME NIGHT MINUTES)**

(CONTRACT NO. CR-5382)

APPROVED

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)

APPROVED

ROLL CALL CONSENT AGENDA ITEMS:

MOTION: Swearengen-Washington

SECOND: Warren

AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa, Swearengen-Washington, Walker, Warren, and Chairman Canale.
Carlisle and White did not cast a vote.
Smiley was absent.

APPROVED

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33. **RESOLUTION TO APPROVE THE ALLOCATION, APPROPRIATION AND TRANSFER OF A TOTAL OF \$600,624.00 FROM MULTIPLE COMPLETED CIP PROJECTS TO NEW FY25 CIP PROJECT NUMBER PK04020, WESTWOOD POOL REPAIRS CONTRACT RECONSTRUCTION. DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Warren

SECOND: Spinosa

AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa, Swearingen-Washington, Walker, Warren, and Chairman Canale.
Carlisle and White did not cast a vote.
Smiley was absent.

APPROVED

34. **HEALTH EDUCATION AND HOUSING FACILITY BOARD**

APPOINTMENT

COURTNEE MELTON-FANT

(REQUEST FOR SAME NIGHT MINUTES)

MOTION: Easter-Thomas

SECOND: Spinosa

AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa, Walker, Warren, and Chairman Canale.
Carlisle, Swearingen-Washington, and White did not cast a vote.
Smiley was absent.

APPROVED

35. **RESOLUTION FOR APPROVAL TO HIRE A SPECIAL ATTORNEY PURSUANT TO ORDINANCE NO. 5294 TO FILE SUIT ON BEHALF OF THE CITY REGARDING EXTRAORDINARY LITIGATION. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION. (REQUEST FOR SAME NIGHT MINUTES)**

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MOTION: Swearengen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinoso,
 Swearengen-Washington, Walker, Warren, White, and Chairman Canale.
 Carlisle did not cast a vote.
 Smiley was absent.

APPROVED

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, SWEARENGEN-WASHINGTON, WHITE, AND CANALE. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Swearengen-Washington
 SECOND: Warren
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinoso,
 Swearengen-Washington, Walker, Warren, and Chairman Canale.
 Carlisle and White did not cast a vote.
 Smiley was absent.

APPROVED, on Third and Final Reading, as amended

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)**

MOTION: Warren
 SECOND: Swearengen-Washington
 AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinoso,
 Swearengen-Washington, Walker, Warren, White, and Chairman Canale.
 Carlisle did not cast a vote.
 Smiley was absent.

APPROVED, on Third and Final Reading

32. **RESOLUTION REQUESTING THE APPROVAL FOR THE SALE IN THE AMOUNT OF \$3,000.00 OF A PARCEL LOCATED AT 272 JACOBY AVENUE, MEMPHIS, SHELBY COUNTY, TENNESSEE AND FURTHER DESCRIBED AS PARCEL ID #035105 00008. DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

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MOTION: Swearengen-Washington

SECOND: Warren

AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
Swearengen-Washington, Walker, Warren, and Chairman Canale.
Carlisle and White did not cast a vote.
Smiley was absent.

APPROVED

(Special Item #1 – Approval of Same Night Minutes for Items #12, #13, #14, #15, #16, #17, #18, #19, #29, #30, #33, #34, #35 & #36 from tonight’s meeting.)

MOTION: Swearengen-Washington

SECOND: Green

AYES: Cooper-Sutton, Easter-Thomas, Ford, Green, Logan, Spinosa,
Swearengen-Washington, Walker, Warren, White, and Chairman Canale.
Carlisle did not cast a vote.
Smiley was absent.

APPROVED

Chairman Canale recognized the following person(s) who spoke from the audience:

Dennis Clark, 558 Poplar Ave., Memphis, Tennessee 38105

Pamela Moses, 2383 Jackson Ave., Memphis, Tennessee 38108

Sheree Hofman, 2960 Ashmont Dr., Germantown, Tennessee 38138

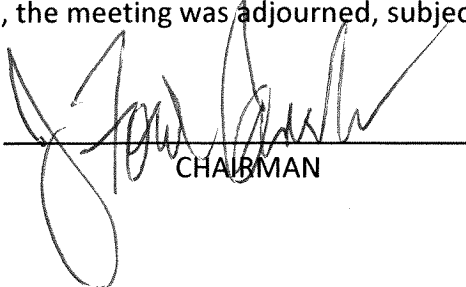
Fabiola Francis, 1664 Newton Oak Cir E., Memphis, Tennessee 38117

Joe B. Kent, 5111 Flamingo Rd., Memphis, Tennessee 38117

MEETING ADJOURNED AT 5:01 P.M.

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Upon the statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

Valerie C. Snipes
Deputy Comptroller/Council Records



CHAIRMAN

