

# MLGW Consent Agenda Committee Discussion



MLGW Committee

March 25, 2025

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## **Fiscal Consent Totals:**

- 1. Total Fiscal Consent Approved Amount Year-to-Date – \$100,685,898.61**  
Items approved by Council through 3/18/2025.
- 2. Total Fiscal Consent Requested Amount – \$19,380,435.05**  
Items requested for 3/25/2025 meeting.
- 3. Total Fiscal Consent Year-to-Date Amount - \$120,066,333.66**  
Total of approvals and requests through 3/25/2025 meetings.

# Items for March 25<sup>th</sup> Agenda

Items approved by BOC on March 5<sup>th</sup>

1. Resolution requesting the approval of the Board to authorize payment in the amount up to \$227,000.00 as matching funds with TVAs Community Care Funds to be distributed to a local 501(c)(3) organization for utility bill assistance.
2. Resolution awarding purchase order for multiprotocol label switching (MPLS) network equipment to Mobile Communications America, Inc. in the amount of \$406,979.11.
3. Resolution awarding thirty-six-month purchase order for water production well parts to Brighter Days and Nites, Inc. in the amount of \$338,047.22.
4. Resolution approving Change No. 24 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$53,076.00.
5. Resolution awarding Contract No. 12543, Data Domain Hardware Replacement to Thomas Galloway Corporation DBA Technologist in the funded amount of \$1,140,396.06.
6. Resolution awarding Contract No. 12537, PureStorage VDI Upgrade Replacement to Thomas Galloway Corporation DBA Technologist in the funded amount of \$1,102,400.25.

# Items for March 25<sup>th</sup> Agenda

Items approved by BOC on March 5<sup>th</sup>

7. Resolution approving the ratification of Purchase Order Number 7065961 to AutoNation Ford Memphis for one-ton crew cab trucks with service bodies in the amount of \$293,952.00.
8. Resolution awarding sixty-month purchase order for single-phase pad-mounted distribution transformers to Nexgen Power, Inc. in the amount of \$15,057,345.16.
9. Resolution approving the ratification of Purchase Order Number 7064466 to AutoNation Ford Memphis for one-ton trucks with service bodies in the amount of \$391,606.75.
10. Resolution awarding purchase order for water meter registers to Badger Meter Incorporated in the amount of \$367,132.50.
11. Resolution approving Change No. 6 to Contract No. 11740, Claims Case Management with American Technical Services, Inc. to increase the current contract in the funded amount of \$2,500.00.

# TVA's Community Care Funds

- Funded amount: \$227,000.00
- Award Duration: N/A
- Type of Bid: N/A
- Awarded to: N/A
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned or committed.
- Plain Language Description: Resolution requesting the approval of the Board to authorize payment in the amount up to \$227,000.00 as matching funds with TVA's Community Care Funds to be distributed to a local 501(c)(3) organization for utility bill assistance.
- Impact: Tennessee Valley Authority (TVA) has created a Community Care Fund providing matching grant funds to be distributed to local 501(c)(3) organizations to meet needs in our community to provide additional utility bill assistance. MLGW has been notified by TVA that up to \$227,000.00 will be available through the program for allocations to an organization in MLGW's service area. In order to access the TVA funds, MLGW will need to contribute funds in a like amount.

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## Multiprotocol Label Switching (MPLS) Network Equipment

- Funded amount: \$406,979.11
- Award Duration: One-Time Purchase
- Type of Bid: Sealed Bid
- Awarded to: Mobile Communications America, Inc
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned or committed.
- Plain Language Description: To purchase multiprotocol label switching (MPLS) equipment including routers, encryption licenses, control modules, and ethernet cards. This is a portion of the equipment necessary to run the communications portion of the Advanced Distribution Management System
- Impact: The existing multiprotocol label switching (MPLS) network equipment must be expanded to support the growing communication demands associated with ongoing grid modernization projects.

# Water Production Well Parts

- Funded amount: \$338,047.22
- Award Duration: 36 Months
- Type of Bid: Sealed Bid
- Awarded to: Brighter Days and Nites, Inc.
- LSB/MWBE Goal Assigned/Committed: – No supplier diversity goal assigned. However, there is 100% participation-Brighter Days and Nites, Inc. is a certified LSB and MBE.
- Plain Language Description: To purchase well couplings and shafts of various sizes and lengths so that current well pump shafts can be repaired, and wells can be placed back in service. This bid was for a thirty-six-month purchase order, so that material can be ordered as needed over the next thirty-six months.
  - Line 1 - Qty. 200 - 1-11/16" diameter - 10 ft. long section, type 416 SS Lineshaft
  - Line 2 - Qty. 100 - 1-15/16" diameter - 10 ft. long section, type 416 SS Lineshaft
  - Line 3 - Qty. 200 - 1-11/16" diameter - 5 ft. long section, type 416 SS Lineshaft
  - Line 4 - Qty. 100 - 1-15/16" diameter - 5 ft. long section, type 416 SS Lineshaft
  - Line 5 - Qty. 250 - 1-15/16" diameter coupling, type 416 SS Line 6 - Qty. 450 - 1-11/16" diameter coupling, type 416 SS
- Impact: This allows us to have an active purchase order, for thirty-six months, to procure shafts and couplings for MLGW's wells, as needed. This will help us to repair current out of service wells, due to broken shafts, as well as quickly order shafts and couplings in the event a well is damaged in the future.

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# Cashiering System Replacement

- Funded amount: \$53,076.00
- Award Duration: May 1, 2025 to April 30, 2026
- Type of Bid: Sole Source
- Awarded to: System Innovators, Inc
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: Creditron Software and Opex Hardware used to process customer mailed payments received via the U.S. Postal Service in one (1) central system for efficiency.
- Impact: Customer mail payments will not be processed and posted to our Customer Information system resulting in disconnection of utilities services and late fees.



# DataDomain Hardware Replacement

- Funded amount: \$1,140,396.06
- Award Duration: 5 Years
- Type of Bid: Sealed Bid
- Awarded to: Thomas Gallaway Corporation dba Technologent
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned. However, There is 100% participation- Technologent is WBE.
- Plain Language Description: The PureStorage hardware replaces the 10-year end-of-life Dell DataDomains used to backup both physical and virtual infrastructure.
- Impact: The hardware provides extended retention for data recovery and restoration as needed.



# VDI Storage Replacement

- Funded amount: \$1,102,400.25
- Award Duration: 5 Years
- Type of Bid: Sealed Bid
- Awarded to: – Thomas Galloway Corporation dba Technologist
- LSB/MWBE Goal Assigned/Committed: Yes, a Supplier Diversity goal of 30% was assigned to this contract. The actual participation is 100% WBE - Thomas Galloway Corporation dba Technologist.
- Plain Language Description: The PureStorage VDI Storage Replacement hardware replaces the end-of-life Dell Components and VMC-on-Dell hardware solutions at both the Netters and Hansen Data Centers to provide storage to the virtual desktop infrastructure.
- Impact: The Virtual Desktops Infrastructure, provides workstations for over 1,100 users, administrators, and contractors across the MLGW Division.



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## One-Ton Crew Cab Trucks with Service Bodies

- Funded amount: \$293,952.00
- Award Duration: One-Time Purchase
- Type of Bid: Sealed Bid
- Awarded to: – AutoNation Ford Memphis
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: To purchase four, one-ton trucks with service bodies that will be used by crews to maintain the electric, gas and water systems and for various customer service functions.
- Impact: These trucks will replace existing one-ton crew cab trucks with service bodies that will be retired from service.



# One-Ton Trucks with Service Bodies

- Funded amount: \$391,606.75
- Award Duration: One-Time Purchase
- Type of Bid: Sealed Bid
- Awarded to: AutoNation Ford Memphis



- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: To purchase six, one-ton trucks with service bodies that will be used by crews to maintain the electric, gas and water systems and for various customer service functions.
- Impact: These trucks will replace existing one-ton trucks with service bodies that will be retired from service.

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# Single-Phase Pad-Mounted Distribution Transformers

- Funded amount: \$15,057,345.16
- Award Duration: 60 Months
- Type of Bid: Sealed Bid
- Awarded to: Nexgen Power, Inc.
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: To purchase up to 1,625 various size single-phase pad-mounted distribution transformers to manage the flow of electricity along the power grid.
- Impact: The single-phase pad-mounted distribution transformers are critical to the electric system for service to new customers and to replace existing transformers as needed.



# Water Meter Registers

- Funded amount: \$367,132.50
- Award Duration: One-Time Purchase
- Type of Bid: Sole Source
- Awarded to: Badger Meter Incorporated
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: To purchase 5,250 water meter registers to replace defective liquid crystal display (LCD) registers.
- Impact: The analog registers will replace failing digital water meter registers.



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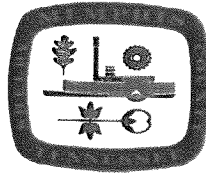
# Claims Case Management

- Funded amount: \$2,500.00
- Award Duration: April 1, 2021 through March 31, 2026
- Type of Bid: RFP
- Awarded to: American Technical Services, Inc.
- LSB/MWBE Goal Assigned/Committed: No supplier diversity goal assigned.
- Plain Language Description: This contract is for the software license and maintenance of MLGW's claims management software. This request is to account for an unforeseen required upgrade as well as contingency funds for the remainder of the contract.
- Impact: The ATS software is used to manage MLGW's claims system for upkeep and management of MLGW claims including, but not limited to, claims data, collection/billing, and document generation.

# Questions







## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

A Resolution to transfer and appropriate construction funds in the amount of \$550,000 to Storm Water CIPP 2025, project # ST03239 to repair and rehab existing damaged storm drainpipes using CIPP process at various locations.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Public Works

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

This resolution will not change any existing ordinance or resolution.

**4. State whether this will impact specific council districts or super districts.**

This project and will impact all Council and Super Districts.

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

This resolution will require a new construction contract.

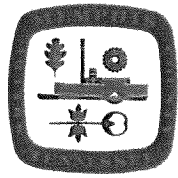
**6. State whether this requires an expenditure of funds/requires a budget amendment**

This resolution will require an expenditure of funds.

**7. If applicable, please list the MWBE goal and any additional information needed**

The MWBE goal is 0%, zero availability.

P085



# RESOLUTION

This is a resolution to transfer and appropriate construction funds in the amount of \$550,000.00 to Storm Water CIPP 2025, project number ST03239 to repair and rehab existing damaged storm drainpipes using CIPP process at various locations. This project will impact all Council and Super Districts.

**WHEREAS**, the Council of the City of Memphis approved Drainage – ST Coverline, project number ST03205, as part of the Public Works Fiscal Year 2025 Capital Improvement Budget; and

**WHEREAS**, bids were received January 15, 2025, to repair and rehab existing damaged storm drainpipes using Cured-in-Place Pipe (CIPP) process at various locations with the lowest complying bid submitted by Moore Construction Co. Inc.; and

**WHEREAS**, it is necessary to transfer a construction allocation of \$550,000.00 funded by Storm Water Revenue Bonds from Drainage – ST Coverline, project number ST03205, to Storm Water CIPP 2025, project number ST03239, to repair and rehab existing damaged storm drainpipes using CIPP process at various locations; and

**WHEREAS**, it is necessary to appropriate \$550,000.00 funded by Storm Water Revenue Bonds in Storm Water CIPP 2025, project number ST03239 as follows:

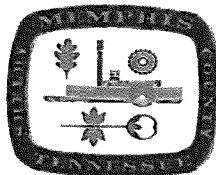
<b>Contract Amount</b>	<b>\$ 500,000.00</b>
<b>Project Contingencies</b>	<b>\$ <u>50,000.00</u></b>
<b>Total Amount</b>	<b>\$ 550,000.00</b>

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Fiscal Year 2025 Capital Improvement Budget be and is hereby amended by transferring a construction allocation of \$550,000.00 funded by Storm Water Revenue Bonds from Drainage – ST Coverline, project number ST03205 to Storm Water CIPP 2025, project number ST03239 to repair and rehab existing damaged storm drainpipes using CIPP process at various locations.

**BE IT FURTHER RESOLVED** that there be and is hereby appropriated the sum of \$550,000.00 funded by Storm Water Revenue Bonds chargeable to the FY2025 Capital Improvement Budget and credited as follows:

<b>Project Title</b>	<b>Storm Water CIPP 2025</b>
<b>Project Number</b>	<b>ST03239</b>
<b>Total Amount</b>	<b>\$550,000.00</b>

City Council Resolution - Accepting insurance proceeds, in CIP project # GS24107 – Contingencies, totaling \$286,719.69 for additional water damage suffered at the Mississippi River Museum at Mud Island, increasing allocations by said amount, and appropriating these funds in Contract Construction.



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

*A resolution accepting insurance proceeds, in CIP project # GS24107 – Contingencies, totaling \$286,719.69 for additional water damage at the Mississippi River Museum at Mud Island, increasing allocations by said amount, and appropriating these funds in Contract Construction.*

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

*General Services*

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

*Does not change an existing ordinance*

**4. State whether this will impact specific council districts or super districts.**

*District 7, Super District 8*

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

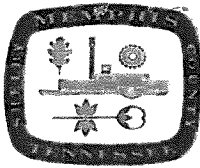
**6. State whether this requires an expenditure of funds/requires a budget amendment**

*A budget amendment is needed to accept funds from insurance proceeds for additional water damage at the Mississippi River Museum at Mud Island.*

**7. If applicable, please list the MWBE goal and any additional information needed**

*N/A*

P091



City Council Resolution - Accepting insurance proceeds, in CIP project # GS24107 – Contingencies, totaling \$286,719.69 for additional water damage suffered at the Mississippi River Museum at Mud Island, increasing allocations by said amount, and appropriating these funds in Contract Construction.

**WHEREAS**, the Council of the City of Memphis approved resolution #28 accepting insurance proceeds for water damage at Mud Island, increasing the allocations and appropriations in CIP Project GS24107 FY24 Major Mod – Contingency, in Fund 0400, for unexpected break/fix needs; and

**WHEREAS**, the Mississippi River Museum at Mud Island’s water damage was more extensive than initially claimed; and

**WHEREAS**, the City’s insurance company has agreed to pay an additional \$286,719.69 over the initial \$54,309.00; and

**WHEREAS**, the insurance proceeds have been received and are now being held in the City’s concentration account; and

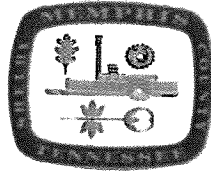
**WHEREAS**, it is necessary to amend CIP Project GS24107 FY24 Major Mod – Contingency, in Fund 0400, by transferring \$286,719.69, in insurance proceeds to CIP Project GS24107 FY24 Major Mod – Contingency, in Fund 0400, increasing allocations by \$286,719.69; and

**WHEREAS**, it is necessary to appropriate \$286,719.69 in CIP Project GS24107 FY24 Major Mod – Contingency, in Fund 0400, funded by insurance proceeds;

**NOW, THEREFORE, BE IT RESOLVED** that there be and is hereby approved by the Council of the City of Memphis a transfer, of insurance proceeds, from the City’s concentration account to Project GS24107 FY24 Major Mod – Contingency, in Fund 0400, award number 11543; and

**BE IT FURTHER RESOLVED**, that there is hereby appropriated the sum of \$286,719.69 in CIP Project GS24107 FY24 Major Mod – Contingency – Contract Construction, in Fund 0400, funded by insurance proceeds, award number 11543 and credited as follows:

<b>Project Title:</b>	FY24 Major Mod - Contingency
<b>Project Number:</b>	GS24107
<b>Amount:</b>	\$286,719.69



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to accept grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Library Division

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

N/A

**4. State whether this will impact specific council districts or super districts.**

All Districts

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

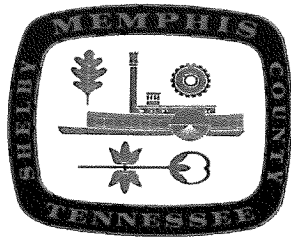
This requires a new Contract between the City of Memphis and the State of Tennessee Department of Economic and Community Development

**6. State whether this requires an expenditure of funds/requires a budget amendment**

Requires Expenditure

**7. If applicable, please list the MWBE goal and any additional information needed**

N/A



G075

**A Resolution to accept, allocate and appropriate grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development.**

**WHEREAS**, the City of Memphis, Division of Library Services, Memphis Public Libraries has received grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development; and

**WHEREAS**, these funds will be used to replace outdated and malfunctioning elevators and escalators and add self-checkout machines at the Benjamin L. Hooks Central Library; and

**WHEREAS**, it is necessary to amend the Fiscal Year 2025 Operating Budget to establish funds for the repairs and upgrades; and

**WHEREAS**, it is necessary to accept, allocate, and appropriate the grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development for the Connected Community Facilities Grant;

**WHEREAS**, it is necessary to reallocate \$176,000 in matching funds from CIP Project #LI01034 for grant compliance;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Connected Communities Grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development for the Connected Community Facilities Grant be accepted by the City of Memphis;

**BE IT FURTHER RESOLVED**, the Connected Communities Grant funds in the amount of One Million Five Hundred Eighty-Four Thousand and 8 Dollars and Zero Cents (\$1,584,008.00) from the State of Tennessee, Department of Economic and Community Development for the Connected Community Facilities Grant; as follows:

Revenue

State Funds	\$	1,584,008.00
<b>TOTAL</b>	<b>\$</b>	<b>1,584,008.00</b>

Matching Funds

Matching funds CIP Project #LI01034	\$	176,000
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Expenditures

Elevators, Escalators, self-checkout machines	\$	1,760,008.00
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# Fifer & Associates, Inc.

General Contractor

1441 S. Perkins Rd.

Memphis, TN 38117

☎ 901-800-2003

📠 901-949-2177

📠 901-529-7963

<https://www.fiferandassociates.com>

carlosfifer@fiferandassociates.com



TO  
**Infrastructure Project for LaClede Landing**

DATE  
02/28/2025

c/o Mr. Frazer Windless

Multiple Locations

Memphis, TN

☎ (901) 240-8952

fwindless@a1printingsvc.com

TOTAL  
USD \$1,294,900.00

ESTIMATE

EST2322

DESCRIPTION	RATE	QTY	AMOUNT
1A Street Work-curb and gutters West Wellington East Lauderdale S McLemore N Walker	\$215,870.00	1	\$215,870.00
1B Street Lights Special Light - estimated number of replacement lights on the above street	\$278,900.00	1	\$278,900.00
1C Banners-budgeted Banners to be designed and replaced on new lights	\$20,000.00	1	\$20,000.00
1D Signage-budgeted	\$30,000.00	1	\$30,000.00

Est. 20 Number of signs-design, fabrication, and installation with wind breakers			
<b>1E Sidewalks</b> Replacements sidewalks needed on each street Excavate, removal, haul off, form, etc.  West Wellington East Lauderdale S McLemore N Walker	\$214,790.00	1	\$214,790.00
<b>1F Street Pavings</b> New street pavings needed for LaClede and Edith to match those completed for Walker and McLemore	\$81,900.00	1	\$81,900.00
<b>1G Trees</b> Replacement trees for the medians on Edith and Wellington St  Est. 50 trees	\$89,900.00	1	\$89,900.00
<b>1H Median</b> Upgrade soil, grass and trees as well as concrete borders Edith and Wellington/Lauderdale (2 major locations)	\$105,640.00	1	\$105,640.00
General Conditions/Design fees	\$124,940.00	1	\$124,940.00
GC fee	\$132,960.00	1	\$132,960.00
	<b>TOTAL</b>		<b>USD \$1,294,900.00</b>
Grant awarded towards project			\$200,000.00
Balance to finish project			\$1,094,900.00

THIS CONSTRUCTION AGREEMENT, herein referred to the "Contract Agreement," and being executed on the \_\_\_\_ of day of \_\_\_\_\_. In consideration of the mutual promises set forth below, Owner & Contractor shall agree to the terms and conditions herein contained in this Contract and enumerated as follows:

I- Contractor agrees to complete all work herein described above and Owner shall pay the Contractor for the performance of this contract for the total sum of \_\_\_\_\_ dollars in accordance with the terms



of this contract.

II- A deposit (per schedule of values) is required and must be submitted to purchase materials. The remaining draws to be processed as requested by contractor.

III- The undersigned hereby agrees to pay contractor at set amount(s). In event of default in payment by undersigned, the contractor may declare entire balance due without notice. In addition to said sums owed, the undersigned agrees to pay reasonable attorney's fees and all cost of collection if placed with any attorney for collection or for enforcement of the contractor's rights.

IV- Owner(s) are to have ALL final material selections (paint, flooring, roofing, etc.), design, drawings or layout to Fifer & Associates prior to work beginning. Materials selection should be made within the budget stated in this contract. Any overages, Owner (s) is financially responsible for the price difference between the budgeted materials and the selected materials. Any materials to be supplied by Owner shall be delivered to the worksite not less than forty-eight (48) hours before the date upon which they will be required by the Contractor in order to continue the work described. Failure to supply such materials at least 3 days before start day, Contractor will be adding 3 days per day to start day and completion date.

V- Owner to have all utilities on prior to work beginning. If property was vacant it must remain vacant until all work is completed & inspected.

VI- Any additional work requested by owner (s) outside the contract owner (s) will be billed for additional materials and labor. Change order forms must be completed in writing and have a fee of \$150 plus Labor & materials. Verbal requests, changes or agreements are not accepted under any circumstances. Depending on the magnitude of the change, it may or may not alter the original contract completion date.

VII- F&A is held harmless for any damages or specific performances that result from the work of subcontractors -outside the scope of the work to be completed.

VIII- One (1) punch list will be provided to the client as an opportunity to inspect the work completed and items identified as needing to be completed or corrected. Punch list to be submitted within 48hrs. Final payment is due once punch list is completed. After Punch List is given to Contractor is a complete and final list of Defective or incomplete Work on the Project. Client shall be deemed to have accepted Work not on the Punch List and shall be interpreted as relieving Contractor of the obligation to meet warranty and call-back obligations. Items that are not related to work performed by contractor should not be added to the list. Upon completion of the punch list, the Company/Client will do a final walk through and sign off for payment of the balance of the contract which shall be due.

IX- The Contractor will begin work on, or about \_\_\_\_\_. Barring any delay caused by circumstances beyond the Contractor's control, the work shall be completed by \_\_\_\_\_. Owner hereby acknowledges and agrees that the scheduling dates are approximate and that any delay

attributable to the presence of hidden conditions or requiring additional work discovered during the course of construction, or delays arising out of the receipt of equipment and/or materials, that are not avoidable by the contractor, shall not be considered as violations of this Agreement.

X- The Contractor agrees to warrant the finished project for one year beginning from the date of completion for one year following. The Contractor agrees to correct any defect during the one (1) year period in a prompt manner from the time the Contractor is notified. The Owner/company shall notify the Contractor of a defect as soon as the defect is discovered. All notices of defect shall be in writing and shall state with specificity, the defect discovered.

This instrument shall become a "Binding Agreement" on the date "Binding Agreement Date" signed and dated below.

\_\_\_\_\_ Date: \_\_\_\_\_  
(Contractor Signature)

\_\_\_\_\_ Date: \_\_\_\_\_  
(Owner/Company Signature)

\_\_\_\_\_ Date: \_\_\_\_\_  
(Owner/Company Signature)

This contract shall be considered null and void if it is not signed and returned within Thirty (30) days from the date of the contract.

The Owner/Client has the right to cancel this Contract Agreement, without any penalty or obligation within three (3) business days after signing the contract.

**RESOLUTION TO ESTABLISH RULES OF PROCEDURE FOR MEMPHIS CITY  
COUNCIL FISCAL YEAR 2026 BUDGET HEARINGS**

**WHEREAS**, the Memphis City Council recognizes the importance of maintaining order, efficiency, and transparency during the Budget Hearing process; and

**WHEREAS**, the Memphis City Council aims to streamline the budget process to improve the overall effectiveness of decision-making, reduce unnecessary delays, and ensure that public funds are allocated in a manner that best serves the citizens of Memphis; and

**WHEREAS**, the establishment of clear rules of procedure for Budget Hearings will enhance communication, foster mutual respect among all individuals, and create a more organized and productive environment for deliberations; and

**WHEREAS**, the Memphis City Council is committed to creating an orderly process for the review, discussion, and adoption of the City of Memphis' fiscal year budget.

**NOW, THEREFORE BE IT RESOLVED**, that the Memphis City Council does hereby adopt the Rules of Procedure for Budget Hearings which is attached hereto as Attachment A; the template for the Resolution to amend the Fiscal Year 2026 Operating/Capital Improvement Program Budget to reallocate to the General Fund unassigned balance is attached hereto as Attachment B; the template for the Resolution to amend the Fiscal Year 2026 Operating/Capital Improvement Program Budget is attached hereto as Attachment C.

**BE IT FURTHER RESOLVED**, that these rules and procedures will be effective immediately upon adoption and will be communicated to all participants in the Budget Hearing process prior to the commencement of hearings.

Sponsor:

Chase Carlisle

Chairman:

J. Ford Canale

# **ATTACHMENT A**

MEMPHIS CITY COUNCIL

RULES OF PROCEDURE FOR FISCAL YEAR 2026 BUDGET HEARINGS

CITY OF MEMPHIS, TENNESSEE

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9. Submission of Presentation	
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C. DECORUM IN BUDGET HEARINGS.....	4
11. General Conduct During Budget Hearings	
12. Speaking Limitations	

## RULES OF PROCEDURE FOR MEMPHIS CITY COUNCIL BUDGET HEARING

### A. ORDER OF BUSINESS (1-6)

1. Budget Hearings shall be called to order at 10 a.m.
2. Roll Call.
3. Members shall have \_\_\_\_\_ minutes to bring any old or new business in the form of a written resolution before the Council. No motions or votes will be taken during this time.
  - a. Resolutions introduced reflecting additions to the budget shall indicate a cut of equal or greater value.
4. Each Chief and Deputy Chief, or Director and Deputy Director shall present their budget before the Council during their designated hearing time.
5. Following the end of each hearing, Council Members shall have the opportunity to ask any question relevant to the presentation.
6. Adjournment.
7. After the conclusion of the final Budget Hearing scheduled for the end of May, all resolutions that have been presented will be subject to a vote by Councilmembers according to the order in which they were received. All resolutions will be numbered according to the date and timestamp on which it was received.

### B. BUDGET HEARING PRESENTATIONS (7-9)

8. The FY26 Budget Hearing schedule shall be released on \_\_\_\_\_
9. Each division shall submit their presentation in both digital and physical form one week prior to their scheduled hearing time.
  - a. Should a division not meet this deadline, the Presiding Officer/Budget Chairperson shall reserve the right to hold the division's hearing to a later date.
10. Each Chief and Deputy Chief, or Director and Deputy Director shall be requested to meet with Council Members the Thursday and Friday prior to the week their budget hearing is scheduled.
  - a. If they are not available to meet with Council Members they may send a representative from their division in their place.
  - b. During this period, divisions will engage in discussions, answer any questions, and provide necessary information to Council Members ahead of the budget

hearings. This time is dedicated to ensuring Council Members are thoroughly prepared, with a clear understanding of the budget details, key priorities, and any supporting data.

C. DECORUM IN BUDGET HEARINGS (10-11)

11. Budget Hearings shall be conducted in an orderly manner to ensure the deliberative process of the Council is retained at all times. The Presiding Officer/Budget Chairperson shall be responsible for maintaining decorum throughout the meeting. If a Councilmember feels that the Presiding Officer/Budget Chairperson has failed to address a breach of decorum, the Councilmember may, by motion, appeal to the Presiding Officer/Budget Chairperson to preserve decorum. [NOTE: This section is adapted from Memphis City Council Rules of Procedure]
  - a. Councilmembers. The members of the City Council shall preserve order and decorum, and a member shall not by conversation or other means delay or interrupt the budget hearings or disturb any other member while speaking and obey the orders of the Presiding Officer/Budget Chairperson. Councilmembers addressing Administrative Staff, Council Staff, or other Councilmembers shall do so in an orderly manner and shall not make personal, impertinent, slanderous, or profane remarks to any member of the Council, staff, or general public. Any Councilmember who makes such remarks, or who utters loud, threatening, personal or abusive language, or engages in any other disorderly conduct which disrupts, disturbs, or otherwise impedes the orderly conduct of any hearing shall, at the discretion of the presiding officer, be asked to refrain from such behavior. If the behavior persists, the Presiding Officer/Budget Chairperson, with the approval or majority vote of the body, shall determine how to proceed with the meeting.
  - b. Employees. Employees of the City shall observe the same rules of order and decorum as those which apply to the members of the Council.
12. No member shall speak more than twice on the same subject, without permission from the Presiding Officer/Budget Chairperson; and Council Members who have spoken shall not speak again unless recognized by the Presiding Officer/Chairperson be entitled to the floor (except for the purpose of explanation), to the exclusion of another who has not spoken; and no member shall speak longer than \_\_\_\_ minutes in the first speech and \_\_\_\_ in the second speech on any question, without permission of the Presiding Officer/Budget Chairperson. Statements made may, at the discretion of the Presiding Officer/Budget Chairperson, be limited to \_\_\_\_ minutes duration. Such statements may be upon any subject of concern to the speaking Member but must



be offered under the last budget hearing. [NOTE: Adapted from Rules of Order of the Senate for the One Hundred Twelfth General Assembly State of Tennessee]

# **ATTACHMENT B**

**RESOLUTION TO AMEND THE FISCAL YEAR 2026 OPERATING/CAPITAL  
IMPROVEMENT PROGRAM BUDGET TO REALLOCATE TO THE GENERAL FUND  
UNASSIGNED BALANCE**

**WHEREAS**, the Mayor submitted to the Council of the City of Memphis on April \_\_, 2025, a proposed Operating Budget and Capital Improvement Program Budget for the Fiscal Year ending June 30, 2026; and

**WHEREAS**, the Budget Committee of the Council has held meetings and thoroughly reviewed the recommended Operating and Capital Improvement Program Budgets and will make approved revisions thereto; and

**WHEREAS**, the Council has identified a need for funds to be allocated to other **projects/programs/initiatives** that serve the City of Memphis and significantly contribute to its growth and development and ensuring the City of Memphis is financially sound; and

**WHEREAS**, it is the intent of the Council that any and all funds allocated to \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** be reallocated to the General Fund Unassigned Balance.

**NOW, THEREFORE, BE IT RESOLVED** that the Memphis City Council hereby amends the **(Capital Improvement Program)** \_\_\_\_\_ **(Operating Budget)** for Fiscal Year 2025 by reallocating and appropriating \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** to the General Fund Unassigned Balance effective upon approval of this resolution and to be incorporated into the Fiscal Year 2026 Budget Ordinance.

Sponsor:

# **ATTACHMENT C**

**RESOLUTION TO AMEND THE FISCAL YEAR 2026 OPERATING/CAPITAL  
IMPROVEMENT PROGRAM BUDGET**

**WHEREAS**, the Mayor submitted to the Council of the City of Memphis on April \_\_, 2025, a proposed Operating Budget and Capital Improvement Program Budget for the Fiscal Year ending June 30, 2026; and

**WHEREAS**, the Budget Committee of the Council has held meetings and thoroughly reviewed the recommended Operating and Capital Improvement Program Budgets and will make approved revisions thereto; and

**WHEREAS**, the Council has identified a need for funds to be allocated to **projects/programs/initiatives** that serve the City of Memphis and significantly contribute to its growth and development; and

**WHEREAS**, the Memphis City Council hereby amends the **(Capital Improvement Program/ Operating Budget)** for Fiscal Year 2026 by making a reduction of \$\_\_\_\_\_ from the \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** and increasing the \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** by \$\_\_\_\_\_.

**NOW, THEREFORE, BE IT RESOLVED** that the Memphis City Council hereby amends the **(Capital Improvement Program/Operating Budget)** for Fiscal Year 2025 by reducing \$\_\_\_\_\_ from the \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** and increasing the \_\_\_\_\_ **(name of project or program)** \_\_\_\_\_ **(service center/line item)** by \$\_\_\_\_\_ effective upon approval of this resolution and to be incorporated into the Fiscal Year 2026 Budget Ordinance.

Sponsor:

**Resolution to allocate funding in the City of Memphis FY26 Operating Budget for  
Neighborhood Groups for Anti-Blight & Beautification Efforts**

**WHEREAS**, in October 2024, the Memphis City Council recognized National Good Neighbor Day, raising public awareness for community groups and honoring local organizations in the Memphis community; and

**WHEREAS**, National Good Neighbor Day was established in 1978 by U.S. President Jimmy Carter to bring neighbors together and reinforce the relationships that form the fabric of our communities with five pillars in mind: (1) Connection, (2) Invitation, (3) Celebration, (4) Awareness, and (5) Availability; and

**WHEREAS**, the recognition of National Good Neighbor Day, in addition to one of Mayor Paul Young’s administration goals being “Clean and Attractive Neighborhoods,” demonstrates the emphasis by both the Mayor and City Council to promote awareness and allocate resources toward beautifying neighborhoods to improve safety, security, and quality of life throughout the City of Memphis; and

**WHEREAS**, neighborhood groups play an integral role in the upkeep of neighborhoods and the active participation of residents in their communities; and

**WHEREAS**, the Memphis City Council wishes to provide resources for projects by community groups that accelerate anti-blight and beautification efforts, enhance civic pride, improve neighborhood safety, and enhance the livability of neighborhoods across the City of Memphis.

**NOW, THEREFORE BE IT RESOLVED** that the Memphis City Council does hereby request that \$100,000 be allocated in the City of Memphis FY26 Operating Budget for Neighborhood Groups for Anti-Blight and Beautification Efforts, to be housed in the City Council’s Community Impact Fund line item.

Sponsor  
JB Smiley, Jr.

Resolution to amend the FY25 Council Community Grant allocations

**WHEREAS**, the FY25 Operating Budget included \$2,600,000 in funding for the Council's Community Grant Program with an equal apportionment to the 13 members in the amount of \$200,000; and

**WHEREAS**, the Memphis City Council reviewed the applications and allowed presentations by prospective organizations wherein members were able to select individual grant award amounts to the organizations that successfully completed the application process; and

**WHEREAS**, circumstances can sometimes arise that make it necessary for funds to be reallocated.

**NOW, THEREFORE, BE IT RESOLVED** that the request for disbursement(s) of the following funds be reallocated and approved as follows:

From:

<b>ORGANIZATION NAME</b>	<b>AMOUNT TO BE REALLOCATED</b>
SisterReach	\$3,000

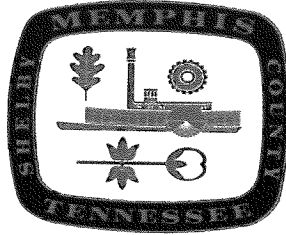
To:

<b>ORGANIZATION NAME</b>	<b>AMOUNT TO BE REALLOCATED</b>
SchoolSeed Foundation	\$3,000

Sponsor:  
Pearl Walker

Chairman:  
J. Ford Canale

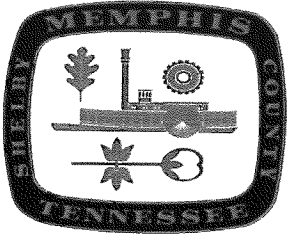
Resolution-Division of Housing and Community Development



## Memphis City Council Summary Sheet

1. **Description of the Item (Resolution, Ordinance, etc)**  
Resolution to amend the Division of Housing and Community Development's federal budget by accepting the appropriation and allocation of over collected Home Program Income in the City of Memphis Oracle Financial System Grants Module for the fiscal year 2025 based on the actual collected, receipted, and reconciled funding per the U.S. Department of Housing and Urban Development (HUD) IDIS Financial System.
2. **Initiating Party (e.g. Public Works at request of City Council, etc)**  
The Division of Housing and Community Development.
3. **State whether this is a change to an existing ordinance or resolution, if applicable.**  
This is an amendment to Resolution approving the proposed consolidated plan PY24/FY25 Annual Action Plan and appropriating federal entitlement funds to the PY24/FY25 Housing and Community Development budget approved on June 25, 2024.
4. **State whether this will impact specific council districts or super districts.**  
City-wide
5. **State Whether this requires a new contract, or amends an existing contract, if applicable.**  
New contracts and contract amendments will be required.
6. **State whether this requires an expenditure of funds/requires a budget amendment.**  
Expenditure of funds will be required.
7. **If applicable, please list the MWBE goal and any additional information needed.**  
Not applicable to MWBE.





**Resolution to amend the Division of Housing and Community Development's federal budget by accepting the appropriation and allocation of over collected HOME Program Income in the City of Memphis Oracle Financial System Grants Module for the fiscal year 2025 based on the actual collected, received, and reconciled funding per the U.S. Department of Housing and Urban Development (HUD) IDIS Financial System.**

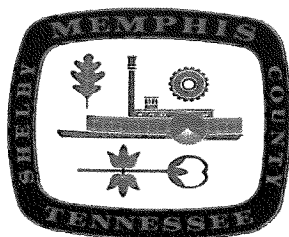
**WHEREAS**, the Division of Housing and Community Development received allocations of federal funding from the U.S. Department of Housing and Urban Development (HUD) for the fiscal year 2025; and

**WHEREAS**, the Division of Housing and Community Development provided a projection of HOME Program Income to collect for fiscal year 2025, however the actual amounts collected and received were in excess of the amount approved by the City of Memphis Council by \$98,623.56 for award 13346; and

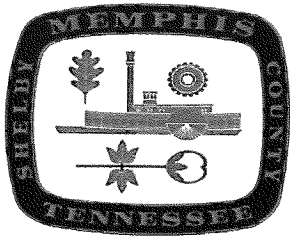
**WHEREAS**, it is necessary for Housing and Community Development to increase the budget by \$98,623.56 to reflect the actual collected amount of \$262,196.56 for HOME program income related to fiscal year 2025; and

**NOW, THEREFORE, BE IT RESOLVED** that the Council and the City of Memphis hereby approve to amend the Division of Housing and Community Development's fiscal year 2025 federal budget by accepting the appropriation and allocation of over collected HOME Program Income based on the actual amount collected, received, and reconciled per the U.S. Department of Housing and Urban Development (HUD) IDIS Financial system in the amount of \$98,623.56. This will bring the total HOME program income budget for fiscal year 2025 to \$262,196.56.

Resolution-Division of Housing and Community Development



1. **Description of the Item (Resolution, Ordinance, etc)**  
A resolution accepting, allocating, and appropriating the sum of \$2,000,000.00 funded by the U.S. Department of Housing and Urban Development, chargeable to the FY25 budget for the Division of Housing and Community Development to support the Healthy Homes Production Grant.
2. **Initiating Party (e.g. Public Works at request of City Council, etc)**  
The Division of Housing and Community Development.
3. **This is not an amendment.**
4. **State whether this will impact specific council districts or super districts.**  
City-wide
5. **State Whether this requires a new contract, or amends an existing contract, if applicable.**  
New contracts and contract amendments will be required.
6. **State whether this requires an expenditure of funds/requires a budget amendment.**  
Expenditure of funds will be required.
7. **If applicable, please list the MWBE goal and any additional information needed.**  
Not applicable to MWBE.



G081

**A resolution accepting, allocating, and appropriating the sum of \$2,000,000.00 funded by the U.S. Department of Housing and Urban Development, chargeable to the FY25 budget for the Division of Housing and Community Development to support the Healthy Homes Production Grant.**

**WHEREAS**, The City of Memphis was awarded federal funds from the U.S. Department of Housing and Urban Development to support healthy homes initiatives within the Memphis and Shelby County (see Exhibit 1); and

**WHEREAS**, as part of the initiative, the City of Memphis has undertaken efforts to promote healthy homes for the citizens of Memphis; and

**WHEREAS**, these funds will be administered by the Division of Housing and Community Development (HCD) to support the Healthy Homes Production Grant. The project is designed to target historically disadvantaged neighborhoods identified in the City of Memphis FY2025 Consolidated Plan. The primary focus will be interventions aimed at improving housing conditions and health outcomes; and

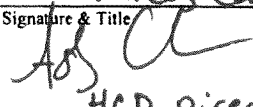
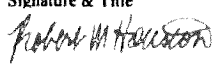
**WHEREAS**, it is necessary to accept, allocate, and appropriate the FY25 grant funds in the amount of Two Million Dollars (\$2,000,000.00) for the Healthy Homes Production Grant.

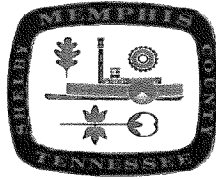
**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the U.S. Department of Housing and Urban Development grant to support the Healthy Homes Production Grant in the amount Two Million Dollars (\$2,000,000.00) be accepted, allocated, and appropriated by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the FY25 budget for the Division of Housing and Community Development be and is hereby amended by accepting, allocating, and appropriating the funds from the U.S. Department of Housing and Urban Development to support the Healthy Homes Production Grant in the amount Two Million Dollars (\$2,000,000.00).

Assistance Award/Amendment

U.S. Department of Housing and Urban Development Office of Administration

1. Assistance Instrument <input type="checkbox"/> Cooperative Agreement <input checked="" type="checkbox"/> Grant		2. Type of Action <input checked="" type="checkbox"/> Award <input type="checkbox"/> Amendment	
3. Instrument Number TNHHP0194-24	4. Amendment Number	5. Effective Date of this Action See Block #20	6. Control Number
7. Name and Address of Recipient City of Memphis 170 N Main Street, 3rd FL Memphis TN 38103		8. HUD Administering Office HUD, Office of Lead Hazard Control and Healthy Homes 451 Seventh Street, SW Room 8236 Washington, DC 20410	
		8a. Name of Administrator Markquonda Mathis Grant Officer	8b. Telephone Number (202)402-5120 Markquonda.b.mathis@hud.gov
10. Recipient Project Manager Tavita Conway, <a href="mailto:Tavita.conway@memphistn.gov">Tavita.conway@memphistn.gov</a> (901)936-7478		9. HUD Government Technical Representative Bruce Bailey <a href="mailto:bruce.e.bailey@hud.gov">bruce.e.bailey@hud.gov</a> (202)402-6249	
11. Assistance Arrangement <input checked="" type="checkbox"/> Cost Reimbursement <input type="checkbox"/> Cost Sharing <input type="checkbox"/> Fixed Price	12. Payment Method <input type="checkbox"/> Treasury Check Reimbursement <input type="checkbox"/> Advance Check <input checked="" type="checkbox"/> Automated Clearinghouse	13. HUD Payment Office U.S. Dept. of HUD CFO Accounting Center, 6AF 801 Cherry St., Unit #45 Ste. 2500 Fort Worth, TX 76102	
14. Assistance Amount Previous HUD Amount \$0.00		15. HUD Accounting and Appropriation Data 8623/250174 23LRHH/LRHHI - 00/98 = \$2,000,000.00	15b. Reservation number HHP-45-25
HUD Amount this action HH1 \$2,000,000.00		Amount Previously Obligated \$0.00	
Total HUD Amount \$2,000,000.00		Obligation by this action HH1 \$2,000,000.00	
Recipient Amount \$0.00		Total Obligation \$2,000,000.00	
Total Instrument Amount \$2,000,000.00			
16. Description Employer Identification: 62-6000361 UEI: LSWE RD3X LNU8 Program: HH1 This instrument sets forth the agreement between the parties as to all terms and conditions and provisions herein. By signing this award document, the Grantee certifies that it is in compliance with all administrative and financial provisions of this award. This grant instrument consists of the following, some of which are incorporated by reference: 1. Cover Page, HUD 1044 2. FY 2025 Terms and Conditions 3. Statement of Work/Work Plan/Benchmark Standards 4. Grantee's financial and technical proposal 5. Mutually agreed and negotiated proposal changes 6. Abstract of grant activities 7. Lead Hazard Control Program Policy Guidance Issuances "PGI-2015-01- Clarification of Costs for LHRD and LBPHC Grant Programs" 8. <u>TITLE 2: FEDERAL FINANCIAL ASSISTANCE - PART 200—UNIFORM ADMINISTRATIVE REQUIREMENTS, COST PRINCIPLES, AND AUDIT REQUIREMENTS FOR FEDERAL AWARDS</u> <a href="https://www.ecfr.gov/current/title-2/part-200">https://www.ecfr.gov/current/title-2/part-200</a> 9. Notice of Grant Opportunity announced in FR-6800-N-44 Posted date: 09/03/2024			
Period of Performance: March 1, 2025 to September 1, 2028 – 42 months			
17. <input checked="" type="checkbox"/> Recipient is required to sign and return three (3) copies of this document to the HUD Administering Office		18. <input type="checkbox"/> Recipient is not required to sign this document.	
19. Recipient (By Name) Ashley Cash		20. HUD (By Name) Robert Houston, Grant Officer	
Signature & Title  HCO Director	Date (mm/dd/yyyy) 2-4-25	Signature & Title 	Date (mm/dd/yyyy) 1/21/2025



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to Appropriate the sum of \$1,000,000 funded by G.O. Bonds chargeable to the FY2025 Capital Improvement Program (CIP) Budget for the Raleigh Springs Development, CD01105.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Division of Housing & Community Development

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

N/A

**4. State whether this will impact specific council districts or super districts.**

District 1  
Super District 9

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

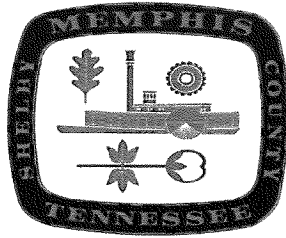
N/A

**6. State whether this requires an expenditure of funds/requires a budget amendment**

This will require an expenditure of funds.

**7. If applicable, please list the MWBE goal and any additional information needed**

# P093



## **Resolution to appropriate the sum of \$1,000,000 funded by G.O. Bonds chargeable to the FY2025 Capital Improvement Program (CIP) Budget for the Raleigh Springs Development, CD01105.**

**WHEREAS**, the Memphis City Council included an allocation of ONE MILLION DOLLARS (\$1,000,000) for the Raleigh Springs Development, project number CD01105, as approved in the FY2025 Capital Improvement Program Budget; and

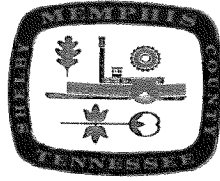
**WHEREAS**, the project aims to stimulate economic growth, promote sustainable living, and enhance the quality of life in Raleigh by supporting local businesses through vibrant, modern commercial spaces, offering affordable rental and homeownership opportunities, and providing ample recreational areas for community engagement and outdoor activities, along with vehicular access points and related site development; and

**WHEREAS**, the City of Memphis, through its Division of Housing and Community Development (HCD), and in partnership with public and private entities, is working to further revitalize the area by promoting new housing opportunities, including townhomes, single and multi-family housing, dog park, and mixed-use developments that contribute to the long-term sustainability and economic growth of the community; and

**WHEREAS**, the funding will be used for the design, surveying, civil engineering services, and any other necessary services to complete the Raleigh Springs Development, supporting community gatherings and local business.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the sum of ONE MILLION DOLLARS (\$1,000,000) funded by G.O. Bonds and chargeable to the FY2025 Capital Improvement Program (CIP) Budget is hereby appropriated as follows:

Project Title:	Raleigh Springs Development
Project Number:	CD01105
Award Number:	11425
Architecture & Engineering:	\$800,000
Other Cost:	\$200,000



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to accept, allocate, and appropriate the sum of \$269,232 funded by Shelby County Commission for the Raleigh Springs Development, CD01105.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Housing and Community Development

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

N/A

**4. State whether this will impact specific council districts or super districts.**

District 1  
Super District 9

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

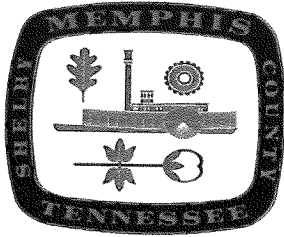
N/A

**6. State whether this requires an expenditure of funds/requires a budget amendment**

This will require an expenditure of funds.

**7. If applicable, please list the MWBE goal and any additional information needed**

P095



**Resolution to accept, allocate, and appropriate the sum of \$269,232 funded by Shelby County Commission for the Raleigh Springs Development, CD01105.**

**WHEREAS**, the City of Memphis is committed to the revitalization of the Raleigh Springs area through strategic investments and partnerships to promote economic development and community enhancement; and

**WHEREAS**, the Shelby County Board of Commissioners has allocated TWO HUNDRED SIXTY-NINE THOUSAND TWO HUNDRED THIRTY-TWO DOLLARS (\$269,232) from its Capital Improvement Project Funds to the City of Memphis Housing and Community Development Department to support the Raleigh Springs Development Project; and

**WHEREAS**, these funds will be used for planning, design, and construction activities necessary to advance the project and support infrastructure improvements and community amenities; and

**WHEREAS**, the Raleigh Springs Development Project aims to create a vibrant community space that supports local businesses and public gatherings while enhancing the overall quality of life in the area; and

**WHEREAS**, the Memphis City Council previously approved the FY2025 Capital Improvement Program (CIP) Budget, which included a \$1,000,000 allocation from General Obligation (GO) Bonds for the Raleigh Springs Development Project (Project No. CD01105); and

**WHEREAS**, an additional TWO HUNDRED SIXTY-NINE THOUSAND TWO HUNDRED THIRTY-TWO DOLLARS (\$269,232) has been awarded by the Shelby County Commission for the project, which is separate from and in addition to the previously approved \$1,000,000 in GO Bonds, as detailed in Exhibit 1; and

**WHEREAS**, to properly accept, allocate, and appropriate these additional funds, City Council approval is required to amend the FY2025 CIP Budget to reflect the inclusion of the TWO HUNDRED SIXTY-NINE THOUSAND TWO HUNDRED THIRTY-TWO DOLLARS (\$269,232) for the Raleigh Springs Development Project.



**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the sum of TWO HUNDRED SIXTY-NINE THOUSAND TWO HUNDRED THIRTY-TWO DOLLARS (\$269,232) received from Shelby County Commission CIP funds is hereby accepted, allocated, and appropriated as follows:

Project Title:	Raleigh Springs Development
Project Number:	CD01105
Architecture & Engineering:	\$50,000
Contract Construction:	\$219,232

Item #: 50

Moved by: BRADFORD

Prepared by: LaCretia Maclin

Seconded by: THORNTON

Reviewed by: \_\_\_\_\_

RESOLUTION AMENDING THE FISCAL YEAR (FY) 2024 CAPITAL IMPROVEMENT PROJECT ("CIP") PLAN BUDGET AUTHORIZING THE EXPENDITURE OF \$269,232.00 TO THE CITY OF MEMPHIS HOUSING AND COMMUNITY DEVELOPMENT FOR THE RALEIGH SPRINGSIDE DEVELOPMENT. THIS ITEM REQUIRES AN EXPENDITURE OF COMMISSION CIP FUNDS (DISTRICT 6) IN AN AMOUNT NOT TO EXCEED \$269,232.00. SPONSORED BY CHAIRMAN PRO TEMPORE CHARLIE A. CASWELL, JR.

WHEREAS, On May 15, 2023, Item No. 17 amending the Fiscal Year 2023 ("FY 2023") Capital Improvement Project Plan Budget to reallocate \$3,500,000.00 from the Metro Shopping Center Development Project to the County Commission CIP Funds was approved; and

WHEREAS, Resolution 17 allocated the \$3,500,000.00 to be allotted equally for each 13 Commission districts to be used for capital projects authorized by each Commissioner; and

WHEREAS, Commissioner Charlie A. Caswell, Jr., desires to allocate his portion (\$269,232.00) for the city of Memphis Housing and Community Development for the Raleigh Springside Development in District 6; and

WHEREAS, Commissioner Charlie A. Caswell, Jr., is dedicated to the safety of homeowners, children and stakeholders of District 6; and

WHEREAS, The Commission directs the Chief Administrative Officer to prepare a contract with the City of Memphis for Housing and Community Development for the Raleigh Springside Development in District 6, in an amount not to exceed \$269,232.00.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That this Board of Commissioners does hereby approve the allocation and appropriation of up to \$269,232.00 in County Commission CIP Funds, Account No. 920800224, to the City of Memphis Housing and Community Development for the Raleigh Springside Development.

BE IT FURTHER RESOLVED, That this body hereby directs the Commission's Chief Administrative Officer to prepare the grant contract with the City of Memphis for the Raleigh Springside Development in District 6.

BE IT FURTHER RESOLVED, That the Purchasing Department is authorized to issue purchase orders in the amount not to exceed \$269,232.00 to the City of Memphis, subject to the availability of funds at the time the purchase orders are issued.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are hereby authorized to execute any and all documents on behalf of Shelby County Government necessary to comply with the purpose and intent of this Resolution.

BE IT FURTHER RESOLVED, That the County Mayor and Director of Administration and Finance are authorized to issue their warrant or warrants to the extent of any future encumbrances made in direct correlation to this Resolution and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That this Resolution shall take effect in accordance with the Shelby County Charter, Article II, Section 2.06(B), the public welfare requiring the same.



\_\_\_\_\_  
Lee Harris  
County Mayor

Date: 6/28/2024

ATTEST:

  
\_\_\_\_\_  
Clerk of County Commission

ADOPTED: June 17, 2024



# BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

## AGENDA

**Monday June 17, 2024**

*Commissioner Miska Clay Bibbs, Chairwoman  
Commissioner Charlie Caswell, Jr., Chairman Pro Tempore  
Commissioner Shante K. Avant  
Commissioner David C. Bradford, Jr.  
Commissioner Henri E. Brooks  
Commissioner Edmund Ford, Jr  
Commissioner Mickell Lowery*

*Commissioner Amber Mills  
Commissioner Brandon G. Morrison  
Commissioner Erika Sugarmon  
Commissioner Britney Thornton  
Commissioner Michael Whaley  
Commissioner Mick Wright*

*The meeting will be held at 160 N. Main Street, First Floor, in Chambers as well as online using GoToWebinar  
<https://attendee.gotowebinar.com/register/7053617121210242910>  
Webinar ID 395-127-843*

**3:00 PM**

**COMMISSION CONVENES**

6/20/2024 7:56 PM

**OPENING OF THE COMMISSION**

**Deputy Sheriff Sneed**

**CALL TO ORDER**

**Chairwoman Miska Clay Bibbs**

**INVOCATION**

**Pastor Cedric Hunt, II  
Belaire Church**

**PLEDGE OF ALLEGIANCE**

**Commissioner Mickell Lowery**

**ROLL CALL**

### Approval of Minutes of Previous Session

**ADOPTED**

**1. June 3, 2024**

**Announcement for Appearance Cards for Public Speaking/Public Comment Pursuant to Rule # 14(b)**

**CONSENT AGENDA**

**Resolutions of Memorial, Sympathy and Commendation**

- SUGARMON  
ADOPTED**
2. Resolution honoring Jozelle Booker. Sponsored by Commissioner Erika Sugarmon.

**Zoning and Subdivisions**

**Reports and/or Resolutions for Standing Committees**

- AVANT  
ADOPTED**
3. Resolution approving a Memorandum of Agreement (MOA) with the City of Memphis, Tennessee; City of West Memphis, Arkansas; City of Millington, Tennessee; Town of Collierville, Tennessee; City of Bartlett, Tennessee; and Town of Arlington, Tennessee, for the purpose of forming a coalition to implement the Mid-South Rapid Retrofits Project if selected for funding by the U.S. Environmental Protection Agency (EPA). Sponsored by Commissioner Shante Avant.
- CASWELL  
ADOPTED**
4. Resolution to approve the Fiscal Year 2024 (FY 2024) General Fund Operating Budget and allocating, appropriating, and expending \$240,000.00 for the purposes of providing Community Health and Wellness support for families and special populations in Shelby County. This item requires the expenditure of Fiscal Year 2024 General Funds in the amount not to exceed \$240,000.00. Sponsored by Commissioner Henri E. Brooks.
- BROOKS  
ADOPTED**
5. Resolution to approve an amendment and a one-year contract renewal with Baptist Memorial Health Services Concern Employee Assistance Program (EAP) in the amount of \$90,000.00 for the period beginning July 1, 2024, through June 30, 2025. This item requires the expenditure of Group Health Insurance Funds in the amount of \$90,000.00. Sponsored by Commissioner Henri E. Brooks.

**BROOKS  
ADOPTED**

6. **Resolution allocating and appropriating Fiscal Year (FY) 2024 Capital Improvement Project ("CIP") Funds in the amount of \$269,232.00 for purposes of installing Neighborhood Security Cameras throughout District 5. This item requires an expenditure of County Commission CIP Funds in an amount not to exceed \$269,232.00. Sponsored by Commissioner Shante Avant.**

**CASWELL  
ADOPTED**

7. **Resolution receiving and filing the Third Quarter Report of the Memphis Shelby County Board of Education for the year ending June 30, 2024. Sponsored by Commissioner Mickell Lowery.**

**THORNTON  
ADOPTED**

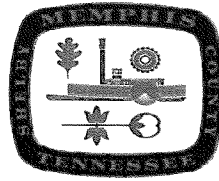
8. **Resolution approving the sale of FORTY-FIVE Delinquent Tax Parcels acquired by Shelby County from various Shelby County Tax Sales, to identified purchasers at various prices collectively totaling \$289,670.00, pursuant to Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute Quit Claim Deeds. Sponsored by Commissioner Henri E. Brooks.**

**THORNTON  
ADOPTED**

9. **Resolution approving the sale of NINE Delinquent Tax Parcels in District 10 without Bid Off acquired by Shelby County from various Shelby County Tax Sales, to identified purchasers at various prices collectively totaling \$42,000.00, pursuant to Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute Quit Claim Deeds. Sponsored by Commissioner Henri E. Brooks.**

**THORNTON  
ADOPTED**

10. **Resolution approving the sale of ONE Improved Delinquent Tax Parcel in District 10 sold for more than back taxes owed without Bid Off, acquired by Shelby County from Shelby County Tax Sale 1702 to the identified purchaser at a price totaling \$55,400.00, pursuant to Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute a Quit Claim Deed. Sponsored by Commissioner Henri E. Brooks.**



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

Resolution to Appropriate the sum of \$1,500,000 funded by G.O. Bonds chargeable to the FY2025 Capital Improvement Program (CIP) Budget for the Hospitality Hub North Project, CD01103.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

Division of Housing & Community Development

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

N/A

**4. State whether this will impact specific council districts or super districts.**

District 1  
Super District 8

**5. State whether this requires a new contract, or amends an existing contract, if applicable.**

N/A

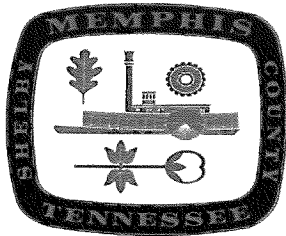
**6. State whether this requires an expenditure of funds/requires a budget amendment**

This will require an expenditure of funds.

**7. If applicable, please list the MWBE goal and any additional information needed**



P096



**Resolution to Appropriate the sum of \$1,500,000 funded by G.O. Bonds chargeable to the FY2025 Capital Improvement Program (CIP) Budget for the Hospitality Hub North Project, CD01103.**

**WHEREAS**, the City of Memphis, through strategic investments and partnerships, is committed to promoting economic development and community revitalization, and has allocated funding and authorized the lease of the property to support these efforts; and

**WHEREAS**, the Hospitality Hub of Memphis, Inc. (the "HUB"), a nonprofit organization, seeks to develop and operate a state-of-the-art homeless shelter, providing essential services for families experiencing homelessness, with more than \$5.2 million raised towards the construction of the new facility; and

**WHEREAS**, the Hub aims to provide relief from homelessness while working with families to ensure long-term housing and financial stability, reducing the risk of reentry into homelessness, and mitigating associated traumas; and

**WHEREAS**, the City of Memphis supports the Hub's initiative through capital investment for site preparation, architectural and engineering services, and contract construction, and other necessary costs associated with the development of the shelter, with the goal of opening the facility to serve the community; and

**WHEREAS**, the Memphis City Council has previously approved the FY2024 Capital Improvement Program Budget which included an allocation of ONE MILLIION FIVE HUNDERED THOUSAND DOLLARS (\$1,500,000) for the Hospitality Hub North Project, project number CD01103, to assist with said project; and

**WHEREAS**, supporting documentation referencing the allocation of \$1,500,000 from the FY2024 Capital Improvement Program Budget is provided in Exhibit 1; and

**WHEREAS**, it is necessary to appropriate these funds to ensure the successful development and completion of the Hospitality Hub North Project, thereby advancing the City's commitment to addressing homelessness and supporting community revitalization.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the sum of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) funded by G.O. Bonds and chargeable to the FY2025 Capital Improvement Program (CIP) Budget is hereby appropriated and credited as follows:

Project Title:	Hospitality Hub North Project
Project Number:	CD01103
Architecture & Engineering:	\$300,000
Contract Construction:	\$1,100,000
Other Cost:	\$100,000

**Joint Ordinance**

**JOINT ORDINANCE OF SHELBY COUNTY GOVERNMENT AND THE CITY OF MEMPHIS  
TO CONTINUE A PROGRAM FOR A HIGH-QUALITY EARLY CHILDHOOD PRE-  
KINDERGARTEN ("PRE-K") FOR ALL**

**WHEREAS**, The City of Memphis is one of the most impoverished metropolitan statistical areas in the country, and according to the University of Memphis Poverty Fact Sheet 2024, the poverty rate in the City is 22.6%; and

**WHEREAS**, In the City of Memphis and surrounding areas, 17.7% of the population lives below the poverty line, a number that is higher than the national average of 11%; and

**WHEREAS**, in the City of Memphis and surrounding areas, the average cost of childcare is \$1,000 per month and businesses face increased hiring and retention costs due to childcare needs ;

**WHEREAS**, High-quality early childhood education is essential to combat poverty and crime and increases workforce participation opportunities; and

**WHEREAS**, For every dollar invested in early childhood education, there is a thirteen-dollar return yielded to the economy; and

**WHEREAS**, Pre-K instruction improves the odds of a child graduating from high school; and

**WHEREAS**, According to 2021-2022 Memphis Shelby County Schools data, only 32% of kindergarten students arrive at kindergarten ready to learn; and

**WHEREAS**, Memphis Shelby County System has a goal of having 90% of students arrive to kindergarten ready to learn; and

**WHEREAS**, Approximately 6,500 students receive Pre-K instruction each year under the Tennessee Voluntary Pre-K Act and Federal Head Start programs; and

**WHEREAS**, The City of Memphis and Shelby County desire to establish the need to support other publicly funded Pre-K programs.

**WHEREAS**, Approximately 1,000 low-income Pre-K students are wait-listed for entry in the State of Tennessee's Voluntary Pre-K program; and

**WHEREAS**, Over 75% of Tennessee school districts have wait lists for Pre-K.

**WHEREAS**, The City of Memphis and Shelby County Governments have adopted Resolutions in support of Pre-K education; and

**WHEREAS**, The City of Memphis and Shelby County Governments need an integrated and aligned strategy that will govern the delivery of Pre-K services and

**WHEREAS**, The City of Memphis and Shelby County Governments desire to have a coordinated program that governs the distribution of City and County funds for the, benefit of funding high-quality Pre-K in Memphis and Shelby County; and

**WHEREAS**, It is the desire of both the City of Memphis, and Shelby County Governments to establish a funding structure for a high-quality early childhood Pre-K for All program for the children of Shelby County; and

**WHEREAS**, The administration and funding structure for such a high-quality Pre-K program must be overseen by a fiscal agent; and

**WHEREAS**, The City of Memphis and Shelby County Governments desire to jointly exercise their powers to ensure all children have a means to achieve a successful start to their education.

**NOW, THEREFORE, BE IT ORDAINED BY THE MEMPHIS CITY COUNCIL AND SHELBY COUNTY BOARD OF COMMISSIONERS**, that the following Early Childhood Education, High-Quality Pre-Kindergarten for All Funding Ordinance be adopted as follows:

Early Childhood Education

Pre-Kindergarten Education Funding

Section 1. Purpose of Ordinance

The purpose of this Ordinance is to continue an integrated strategy and the mechanism and oversight for joint City of Memphis and Shelby County funding for a high-quality Pre-K for All program for Shelby County children.

Section 2. Definitions and Rules of Construction

In the construction of this Chapter, the following definitions and rules of construction shall be observed, unless inconsistent with the manifest intent of the City Council and County Commission or the context clearly requires otherwise.

**Board.** The terms "the board" or "board" shall refer to the board of the Fiscal Agent as described herein.

**City.** The terms "the city" or "this city" mean the City of Memphis, in the County of Shelby and State of Tennessee.

**City Council.** The term "City Council" means the legislative branch of the City Government of

Memphis, Tennessee.

**County.** The terms "the county" or "this county" mean Shelby County, Tennessee.

**County Commission.** The term "County Commission" means the legislative branch of the County Government of Shelby County, Tennessee,

**Pre-K student.** The term "Pre-K student" means any three (3) to four-year-old (4) preschool-aged child in Memphis and Shelby County, including any such children that qualify for Pre-K under the Tennessee Voluntary Pre-K Act of 2005 and the Head Start Act of 2007. and that comes from families (or guardians) with incomes that would qualify them for reduced or free lunch consistent with 42 United States Code, Section 1771 (Federal School Lunch Program).

**Pre-K for All.** The term "Pre-K for All" means a high-quality program dedicated to preparing all Memphis and Shelby County students for lifelong success.

**Fiscal Agent.** The term "fiscal agent" shall refer to First 8 Memphis, LLC which has been previously selected by the City and the County to oversee and administer the funds designated for Pre-K education.

**Mayoral appointee.** The term "mayoral appointee" shall mean an appointee of the City or County Mayor, and shall refer to a resident of Shelby County, consistent with Section 6, who is representative of parents of students along the Pre-K to third grade education continuum.

**Mayoral liaison.** The term "Mayoral liaison" shall refer to a representative of the City or County Mayor who represents the City or County Administration.

**Generational Approach.** This term refers to creating opportunities for and addressing the needs of both children and adults in their lives together, including non-academic factors that impact classroom performance.

### Section 3. Delegation of authority.

The authority to distribute funds and oversight of the overall program for a high-quality Pre-K for All program and to provide wraparound and support to pre-existing Pre-K Programs is hereby granted to a fiscal agent as described herein below and such authority shall be renewed every school year by the City and County Mayors with such renewal occurring not later than prior to the start of the school year for which City and/or County funds will be utilized

### Section 4. Selection of Fiscal Agent

The Mayor of the City of Memphis and the Mayor of Shelby County shall jointly select the authorized fiscal agent.

### Section 5. Term

The fiscal agent shall serve for a period of three (3) years. The City and the County shall have the contractual right to terminate the fiscal agent.

### Section 6. Fiscal Agent Board

The selected fiscal agent shall create or maintain a Fiscal Agent Board to act as its governing body. The board will include City and County mayoral appointees and appointees made by the City and County legislative bodies, as set forth below. These appointees shall comprise 25 percent of the overall board.

- (A) Membership. The board shall include an equal share of Mayoral appointees appointed by the City Mayor and County Mayor.
- (B) The Memphis City Council and the Shelby County Commission shall each appoint one (1) member of the board.
- (C) Qualifications. All Mayoral-appointed board members shall have been residents of the City or the County for a period of one (1) year prior to the start of his/her term.
- (D) Term. The Mayoral appointed board members shall serve a term of three (3) years, expiring with the calendar year.
- (E) Compensation and Expenses. All Mayoral appointed board members shall serve without pay. All said members shall be entitled to reimbursement for any actual reasonable expenses incurred in connection with such membership, provided the same was authorized in advance by the city and county chief administrative officers. Such administrative expenses shall not exceed seven percent (7%) of overall grant funding secured by the fiscal agent.
- (F) Vacancy. Vacancy created by any cause shall be filled for the unexpired term in the same manner and by the same authority as made the original appointment.
- (G) Duties and Responsibilities. The board shall provide oversight and guidance to the Fiscal Agent. The board shall review and approve the fiscal agent's annual report prior to its submission to the Mayors, City Council, and County Commission.

#### Section 7. Responsibilities of the Fiscal Agent

- (A) General Duties. With the guidance of its board, the Fiscal Agent shall provide and maintain such health, development, early enrichment, parenting and advocacy services as are needed for improving "kindergarten readiness" for the children of Shelby County. The Fiscal Agent shall provide a written description of the activities, services and opportunities to be provided to the children along with the anticipated schedule for providing same. The description should include the following: agreements made with community organizations and all public and private agencies; details of all outreach efforts to provide services for children; the strategy for interagency coordination to maximize existing resources; procedures for early identification of children and individualized family needs; strategy for ensuring equitable distribution of classrooms throughout Shelby County to maximize opportunities for all Pre-K students to receive Pre-K instruction; and the manner in which the Fiscal Agent will seek funding for unmet needs.

- (B) Finances. The Fiscal Agent shall manage and allocate the moneys dedicated to this project by the City and the County, The Fiscal Agent is empowered to seek loans, grants from state, federal and local agencies and to accept loans, grants or donations from public and private sources provided that a clear accounting of each revenue stream is maintained and provided that the City and County are in no way obligated to contribute money beyond that approved by their respective legislative bodies. A detailed budget shall be provided as part of the Annual Report which shall be presented to the Council and Commission not later than April preceding the fiscal year.
- (C) Data and Research. The Fiscal Agent shall collect information and statistical data and conduct research to assist the City and the County in meeting the needs of the children of the county. The Fiscal Agent shall provide technical expertise in education data management. The Fiscal Agent shall use data for continuous improvement of programs and fiscal management of public funds. All student data shall be collected and maintained in compliance with the Family Educational Rights and Family Act of 1974.
- (D) Consultation and Coordination. The Fiscal Agent shall consult and coordinate with other agencies dedicated to child welfare and shall provide programmatic expertise for key indicators of success in early childhood education. The Fiscal Agent shall serve as the accountability agent for community partners in the delivery of Pre-K services.
- (E) Quality and Standards. The Fiscal Agent shall be charged with establishing and enforcing quality standards for all Pre-K classrooms funded under this Ordinance. The minimum standard shall be as follows:
- (1) Curriculum, approved by the Fiscal Agent, that focuses on the main categories of child development which may include, but not be limited to physical (fine & gross motor skills), cognitive (foundational literacy skills and approaches to learning), language (expressive & receptive communication skills), and social-emotional (including child well being), a curriculum aligned with the Head Start Early Learning Outcomes Framework (or similar) and/or consistent with Tennessee Voluntary Pre-K and Tennessee Department of Education early education standards including, but not limited to, the requirements for programs set forth in Tennessee Code Annotated, Section 49-6-104 which is incorporated herein by reference;
  - (2) a focus on classrooms with teachers holding credentials in early childhood education ; and
  - (3) a focus on classrooms that offer two-generational support programs.
- (F) Quarterly Reports. The Fiscal Agent shall provide quarterly reports to the Board, the City, and the County which shall include, but are not limited to, the following:
- (1) The number of three and four year old children in City and County provided classrooms;

- (2) Pre-K testing outcomes including the number and percentage of children considered "kindergarten ready" as that term is defined by the State of Tennessee. The data shall include specific information relating to the children participating in Pre-K services;
  - (3) Financial report detailing the use of public funds; and,
  - (4) A report detailing parent and community engagement on placement of classrooms, delivery of services and alignment for the type (i.e. STEM, Montessori, traditional college track, etc.) of K-12 instruction.
- (G) Annual Report. The Fiscal Agent shall provide the Mayors, City Council and County Commission with an annual report in April after it is approved by the Board of each year of its activities and findings regarding the needs of children the extent to which those needs are being met. It shall also include recommendations as to strategies for meeting any unmet needs. Recommendations regarding pending legislation or needed legislation shall be brought to the attention of the Mayors, City Council and County Commission at appropriate times during the year and shall be included in the annual report.

#### Section 8. Amendments and Severability

This section may from time to time require amendment to remain in compliance with statutory requirements for early childhood education and shall be amended accordingly. If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be affected by such Invalidity.

#### Section 9. Effective Date

This Ordinance shall become effective upon \_

BE IT FURTHER ORDAINED, That terms providing for the selection of a Fiscal Agent for joint services described above is hereby permitted by Shelby County Charter, Article III, Section 3.03(E).

BE IT FURTHER ORDAINED, That the Mayor of Shelby County is hereby authorized to execute an agreement securing the fiscal agent.

BE IT FURTHER ORDAINED, That this Ordinance shall take effect fifteen (15) days after its passage on the third and final reading, the public welfare requiring it.

SPONSOR:  
Jana Swearngen-Washington  
VICE-CHAIRWOMAN

J. Ford Canale  
CHAIRMAN