



CITY OF MEMPHIS

COUNCIL AGENDA

July 15, 2014

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

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

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (July 1, 2014)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARINGS

1. RESOLUTION approving a street/alley closure located on the west side of Ayers Street; +/-280 feet north of Poplar Avenue, containing 0.15 acre in the Campus Master Plan (CMP-1) & Residential Urban (RU-3) Districts.

Collins

Case No. SAC 14-602

Companion Case Z 14-101/Ord. #5556

Applicant: Methodist LeBonheur Healthcare

Allen & Hoshall, Inc. – Representative

Request: Close and vacate public right-of-way

LUCB and OPD recommendation: APPROVAL, with seven (7) conditions

ACTION REQUESTED: Take whatever action Council deems advisable

54 NOTICES WERE MAILED ON JULY 3, 2014

- 2. RESOLUTION approving a special use permit located on the north side of Mullins Station Road; +/-410 feet southeast of Palace View Lane, containing 18.45 acres in vacant land currently governed by Westchester Square Planned Development (P.D. 93-335).

Collins

Case No. SUP 14-213

Applicant: TV6-W, LLC
Tower Ventures, LLC – Representative

Request: Special use permit to allow a CMCS communications tower one-hundred fifty (150) feet in height of mono-pine tree design with capacity to accommodate five (5) antennae, including one (1) microwave dish antenna

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

167 NOTICES WERE MAILED ON JULY 3, 2014

DIVISION OF PLANNING AND DEVELOPMENT

- 3. RESOLUTION approving a planned development located on the northeast corner of Knight Arnold and Ridgeway Road, containing 5.648 acres in the Commercial Mixed Use-2 (CMU-2) District.

Collins

Case No. PD 14-312

Applicant: New Development, LLC
New Development, LLC – Representative

Request: Gas station and other commercial uses

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

4. RESOLUTION approving a hotel/motel waiver for the Super 7 Inn, located at 1117 East Brooks Road.

Collins

Case No. HMW 14-04

ACTION REQUESTED: Adopt the resolution

ZONING ORDINANCE – THIRD AND FINAL READING

5. **ORDINANCE** rezoning the west side of Ayers Street; +/-278.93 feet north of Poplar Avenue, containing 0.44 acre (19,192 sq. ft.) in the Residential Urban (RU-3) District, up for T H I R D and F I N A L reading.

Collins

Case No. Z 14-101

Ordinance No. 5556

Companion Case SAC 14-602

Applicant(s): Methodist LeBonheur Healthcare
Allen & Hoshall, Inc. - Representative

Request: Campus Master Plan (CMP-1) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

60 NOTICES WERE MAILED ON JULY 3, 2014



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING

6. **ORDINANCE** to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for F I R S T reading.

Brown

Ordinance No. 5557

ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCE - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING (None)

NOTATIONS FROM OPD (None)



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REGULAR AGENDA

GENERAL ORDINANCES – THIRD AND FINAL READING

7. **ORDINANCE** establishing a Residential Parking Permit Pilot Program near Overton Square for a one year period, up for T H I R D and F I N A L reading. (Held from 7/1)
Flinn Ordinance No. 5550

ACTION REQUESTED: Take whatever action Council deems advisable

8. **ORDINANCE** to amend Chapter 21 – Motor Vehicles and Traffic – Article III Operation of Motor Vehicles Generally, Section 21-123, Procedure upon approach of authorized Emergency Vehicle to mirror the updated Tenn. Code Ann §55-8-132, Operation of Vehicles and Streetcars on approach of authorized Emergency Vehicles to clarify that extra caution around Solid Waste Vehicles is included within the requirements, up for T H I R D and F I N A L reading.
Ford Ordinance No. 5555

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARK SERVICES (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

9. RESOLUTION accepting a one year grant from the State of Tennessee Department of Environment and Conservation in the amount of \$85,000.00 to help fund operations of the Memphis/Shelby County Household Hazardous Waste Collection Facility.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

10. RESOLUTION approving the continuation of project and taking of bids at an estimated construction cost of \$2,500,000.00 for the DM-HE Facility Expansion, CIP Project Number ST04047, as part of the FY14 Capital Improvement Budget.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

11. RESOLUTION amending the Fiscal Year 2015 Capital Improvement Budget by transferring an allocation of \$6,500,000.00 funded by G.O. Bonds General from Asphalt Paving, Project Number PW01040 to Fiscal Year 2015 Asphalt Paving, Project Number PW01263 for paving done by City employees.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM

12. RESOLUTION to create a retiree healthcare fund to be funded in an initial amount of \$2,000,000.00 for a period of one year as a “safety net” for certain retirees and the Administration is to present to the Council within sixty days, rules and regulations regarding the eligibility for assistance from this fund for adoption by the Council.

Strickland

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ON

13. RESOLUTION recommending that the Healthcare Proposal goes to the Healthcare Oversight Committee for recommendations.

Collins

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Approved
2. and 3 – Approved, as amended
4. Through 6 – Approved
7. and 8 – Held until August 5, 2014
9. Approved
10. Held until August 5, 2014
11. Approved
12. Held until August 5, 2014
13. Approved

ACTION TAKEN ON THE MINUTES OF JULY 1, 2014

Approved, as amended. Item #2 pulled from the Minutes.