

## Memphis City Council Summary Sheet

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

Institution of five dollar fee for issuance of electronic traffic citations. Eighty percent of the fee is allocated to the Memphis Police Department for the specific use of updating and running the electronic citation systems. Twenty percent of the fee is allocated to the City Clerk for the specific use of updating and running the electronic citation systems. The fee is to be paid by the traffic violator. The same provisions are contained in the Tennessee Code at Section 55-10-207(e). Pursuant to that section of the Tennessee Code, this provision shall terminate five years after the date it is passed into law because the upfront costs of implementing the electronic system will be presumed to be alleviated by that time.

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

Police Division.

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

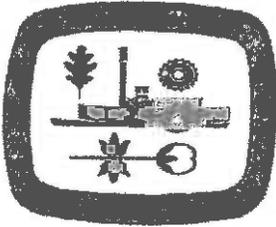
N/A

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

N/A

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

N/A



**An Ordinance to Amend Title 11, Chapter 8 – Vehicles and Traffic, of the City of Memphis, Code of Ordinances to Incorporate the Issuance of Electronic Traffic Citations**

**WHEREAS**, the issuance of electronic traffic citations instead of paper citations will be significantly more efficient over time; and

**WHEREAS**, the upfront cost of implementing an electronic citation system requires that a small fee be attached to the electronic citations; and

**WHEREAS**, Tennessee Code Annotated § 55-10-207(e)(4) authorizes local governments to adopt, by majority vote, legislation that enables the local court clerk to charge and collect electronic traffic citation fees;

**NOW THEREFORE,**

**SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that Title 11, Chapter 8, Section 1, of the City of Memphis, Code of Ordinances be amended to incorporate the following definition:

*Electronic traffic citation* is any traffic citation or traffic summons, containing all information required by law, that is prepared by a law enforcement officer in an electronic data device with the intent that the data collected shall be filed electronically with a court having jurisdiction over the alleged offense.

**SECTION 2. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that Title 11, Chapter 8 of the City of Memphis, Code of Ordinances be amended to incorporate the following section:

**Sec. 11-8-11. Electronic Citations.**

- A. In lieu of filing written traffic citations and traffic summonses, law enforcement officers may file electronic traffic citations. Replicas of traffic citation data sent by electronic transmission shall be sent within three (3) days of the issuance of the citation to the court having jurisdiction over the alleged offense. Any person issued a traffic citation prepared by a law enforcement officer electronically shall be provided with a paper copy of the traffic citation. A law enforcement officer who files a citation electronically shall be considered to have certified the citation and has the same rights, responsibilities, and liabilities as other citations issued pursuant to this Chapter.

- B. Pursuant to Tennessee Code Annotated, Section 55-10-207, the City Court Clerk shall charge and collect an electronic traffic citation fee of five dollars (\$5.00) for each traffic citation resulting in a conviction. Such fee shall be assessable as court costs and paid by the defendant for any offense cited in an issued traffic citation that results in a plea of guilty or nolo contendere, or a judgment of guilty. This fee shall be in addition to all other fees, taxes and charges. One dollar (\$1.00) of such fee shall be retained by the City Clerk. The remaining four dollars (\$4.00) of the fee shall be transmitted monthly by the City Clerk to the Memphis Police Department.
- C. Pursuant to Tennessee Code Annotated, Section 55-10-207, all funds derived from the electronic traffic citation fee issued pursuant to subsection (B) that are transmitted to the Memphis Police Department shall be accounted for in a special revenue fund for the Memphis Police Department and may only be used for the following purposes:
1. Electronic citation system and program related expenditures; and
  2. Related expenditures by the Memphis Police Department for technology, equipment, repairs, replacement, and training to maintain electronic citation programs.
- D. Pursuant to Tennessee Code Annotated, Section 55-10-207, all funds derived from the electronic citation fee set aside for the City Clerk pursuant to subsection (B) shall be used for computer hardware purchases, usual and necessary computer related expenses, or replacement. Such funds shall be preserved for those purposes and shall not revert to the general fund at the end of a budget year if unexpended.
- E. Pursuant to Tennessee Code Annotated, Section 55-10-207, the fee requirements of this Ordinance shall terminate five (5) years from the date of adoption.

**SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

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Jim Strickland, Chairman  
Memphis City Council

ATTEST:

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Comptroller



## Memphis City Council Summary Sheet

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

Ordinance to require all sex offenders within the City of Memphis to register with the Memphis Police Department and for the MPD to notify nearby residents when a sex offender resides within 1,000 feet of certain public areas, i.e., schools, parks, community centers, etc. Each offender must pay a yearly \$50 fee, which will be used to defray the costs of providing notification to the affected residents

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

Memphis Police Services Division.

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

N/A

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

N/A

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

N/A

4. Notifying homeowners associations within the immediate area of the declared residence of the offender; or
5. Any other method reasonably expected to provide notification as determined by City.

**SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS,** that this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

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Jim Strickland, Chairman  
Memphis City Council

ATTEST:

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Comptroller



RESOLUTION TO CREATE A GREEN COMMUNITIES PROGRAM PURSUANT TO INTERNAL REVENUE CODE SECTION 54 (D)(f)(1)(A)(ii) AND TENNESSEE CODE ANNOTATED SECTION 9-105-21 (B)(vii) AND TO AUTHORIZE THE MAYOR TO EXECUTE THE NECESSARY PROCEDURES TO ESTABLISH AND IMPLEMENT THE PROGRAM

WHEREAS, the State of Tennessee (the "State") has received a federal allocation of approximately \$64 million dollars in Qualified Energy Conservation Bonds ("QECB's), which are used by state and local governments to finance qualified energy conservation projects; and

WHEREAS, the State's QECB program is administered by the Department of Economic and Community Development, in partnership with the Tennessee Local Development Authority; and

WHEREAS, the City of Memphis (the "City") received allocations from the State in the total amount of \$14,501,000 to create a Green Communities Program, as set forth and enumerated in IRS Code Section 54(D)(f)(1)(A)(ii); and

WHEREAS, the City desires to implement a green communities program known as the Memphis Green Communities Program ("MGCP") which will provide funding for improvements to privately owned facilities, with an emphasis on projects that maximize energy related improvements that will provide the most benefit to the communities within which they exist; and

WHEREAS, the MGCP will provide grant or loan funds to commercial property owners for energy conservation retrofits in an effort to contribute to an overall reduction in greenhouse gas emissions in the City of Memphis and a reduction in operating expenses for local businesses; and

WHEREAS, the MGCP will be broadly available to owners of privately owned facilities throughout the City and will be available as defined by the established program criteria, with such program to be managed by the Memphis and Shelby County Office of Sustainability, in partnership with the City of Memphis Division of Housing and Community Development; and

WHEREAS, the MGCP will be funded by the City's allocation of QECB's pursuant to IRS Section 54 (D)(f)(1)(A)(ii), which permits capital expenditures incurred for the purposes of implementing green community programs(including the uses of loans, grants, or other repayment mechanisms to implement such programs), with said funding also being a permissible, enumerated activity as a "Public Works Project" as defined by TCA 9-21-105(21)(B)(vii);

NOW, BE IT THEREFORE RESOLVED, that the Memphis City Council hereby approves the establishment of the Memphis Green Communities Program, to be managed by the Memphis and Shelby County Office of Sustainability, in partnership with the City of Memphis Division of Housing and Community Development; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Memphis is hereby authorized to execute any and all documents, and take such other actions as may be necessary or appropriate to carry out the intent of this resolution.

**Riseling, Lois**

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**From:** City Of Memphis - Boards & Commissions  
<boardsandcommissions@memphistn.gov>  
**Sent:** Monday, September 08, 2014 3:42 PM  
**To:** MEM Boards Commissions  
**Subject:** New Applicant - 430

New application received.

**Applicant No.:** 430  
**First Name:** Stephen  
**Last Name:** Fowler  
**Contact #:** 901-438-1618  
**Email:** [tigerstrat57@yahoo.com](mailto:tigerstrat57@yahoo.com)  
**Board/Commission:** Memphis & Shelby County Music Commission

*This is an auto-generated email. Please do not reply.*

# Attendance Records

## Memphis Housing Authority

**From July 1, 2013 to August 31, 2014 Total No. of Meetings 10.**

<b>Member</b>	<b>Present</b>	<b>Absent</b>
Ian L. Randolph	9	1