

**MINUTES**

**REGULAR MEETING OF THE CITY COUNCIL**

**CITY OF MEMPHIS**

**November 5, 2013**

**3:30 P.M. SCHEDULED SESSION**

**3:33 P.M. MEETING COMMENCED**

**ROLL CALL:** William Boyd, Joe Brown, Harold Collins, Kemp Conrad, Shea Flinn, Janis Fullilove, Wanda Halbert, Lee Harris, Reid Hedgepeth, Myron Lowery, Bill Morrison, Jim Strickland and Chairman Edmund H. Ford, Jr.

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

**INVOCATION**

The meeting was opened with prayer by Pastor Orlester Johnson from Greater Faith Tabernacle Ministries. Councilman Collins presented Pastor Johnson with a certificate naming him Chaplain of the day.

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

**MINUTES**

Approval of the Minutes of the regular meeting of October 15, 2013 with the following motion:

**MOTION:** Strickland  
**SECOND:** Morrison  
**AYES:** Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford

**APPROVED**

- 8. RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT 495 WATKINS STREET AT THE INTERSECTION OF WATKINS STREET AND**

**AUTUMN ROAD, CONTAINING 19.06 ACRES IN THE EMP AND CMU-3 AND CMU-1 DISTRICTS.**

Case No. PD 13-324

Held until November 19, 2013

- 20. **ORDINANCE TO AMEND TITLE 6 – BUSINESS LICENSES AND REGULATIONS, CHAPTER 6-96, SECTION 1, OF THE CODES OF ORDINANCES, TO CREATE LOCAL PREFERENCE AND WORKFORCE TRAINING PREFERENCE FOR AWARD OF CITY CONTRACTS, UP FOR T H I R D AND F I N A L READING. (HELD FROM 4/2; 7/16)**

Ordinance No. 5503

**TABLED**

- 23. **RESOLUTION TRANSFERRING THE CITY OF MEMPHIS’ HALF INTEREST OWNERSHIP IN THE JOINTLY OWNED TAX PARCELS KNOWN AS 1000 HAYNES ROAD, PARCEL ID# 059005 00068, PORTION OF CAWTHORN HEALTH LOOP CLINIC AND 1064 BREEDLOVE STREET, PARCEL ID# 021047 00055, PORTION OF GUTHRIE HEALTH LOOP CLINIC, TO SHELBY COUNTY GOVERNMENT. (HELD FROM 5/21; 6/18; 7/16; 8/20; 9/17; 10/15)**

Held until December 3, 2013

- 25. **RESOLUTION TO INTRODUCE MINIMAL TRANSITIONAL PLAN DESIGN CHANGES TO THE CITY’S BASIC AND PREMIER PPO PLANS, ADJUST TOTAL PREMIUM RATES BY PLAN, AND “BREAKEVEN” PROJECTED CALENDAR YEAR (CY) REVENUES WITH EXPENSES. (HELD FROM 6/18; 9/3; 10/1)**

**DROPPED**

- 1. **RESOLUTION RECOGNIZING THE FORGOTTEN SOULS FESTIVAL EVENT FOR THE HOMELESS.**

MOTION: Brown  
 SECOND: Fullilove

**APPROVED**, unanimous voice vote

- 2. **RESOLUTION CELEBRATING THE 30<sup>TH</sup> ANNIVERSARY OF HABITAT FOR HUMANITY OF GREATER MEMPHIS.**

MOTION: Strickland  
 SECOND: Fullilove

**APPROVED**, unanimous voice vote

**(Special Item#1 -Chairman Ford made a motion to suspend the rules and add Item #34 to the Agenda).**

MOTION: Ford  
 SECOND: Fullilove  
 AYES: Brown, Collins, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison and Chairman Ford  
 NAY: Strickland  
 Boyd and Conrad did not cast a vote

**APPROVED**

**(After a discussion of Item #34 – Councilman Flinn made a motion to hold Item#34 until the end of the Agenda).**

**(Special Item#2 – Councilman Flinn’s motion)**

MOTION: Flinn  
 SECOND: Conrad  
 AYES: Boyd, Brown, Conrad, Flinn, Hedgepeth, Lowery and Strickland  
 NAYS: Collins, Fullilove, Halbert, Harris, Morrison and Chairman Ford

**APPROVED**

3. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT 51 N. COOPER PD; SOUTHEAST CORNER OF N. COOPER ST. AND COURT AVENUE, CONTAINING 0.34 ACRE IN THE RW (RESIDENTIAL WORK) AND RU-3 (RESIDENTIAL URBAN) DISTRICTS.**

Case No. PD 13-316

Applicant: Overton Square North, LLC (Loeb Properties)  
 Solomito Land Planning (Brenda Solomito) – Representative

Request: Commercial Planned Development

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Collins  
 SECOND: Fullilove  
 AYES: Boyd, Collins, Conrad, Flinn, Fullilove, Harris, Hedgepeth, Lowery, Strickland and Chairman Ford  
 Brown, Halbert and Morrison did not cast a vote

**APPROVED**, as amended

4. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT 5270 KNIGHT ARNOLD ROAD; NORTH SIDE OF KNIGHT ARNOLD ROAD APPROXIMATELY 493 FEET WEST OF THE MENDENHALL ROAD, CONTAINING .25 ACRE IN THE OG DISTRICT.**

Case No. PD 13-323

Applicant: Jeremy M. Harris and Terry Magee Jr.  
Delinor Smith – Representative

Request: Funeral Services

LUCB and OPD recommendation: APPROVAL

MOTION: Collins

SECOND: Fullilove

AYES: Boyd, Brown, Collins, Conrad, Flinn, Fullilove, Halbert, Harris, Lowery, Morrison and Strickland  
Chairman Ford recused  
Hedgepeth did not cast a vote

**APPROVED**, as amended

5. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED AT 1135 WINCHESTER, CONTAINING 0.83 ACRE IN THE R-10 DISTRICT. (HELD FROM 10/15)**

Case No. SUP 13-213

Chairman Ford recognized the following people who spoke from the audience:

Charles Baker, 1111 Twinkletown Road, Memphis, Tennessee, 38116  
Daphne Holmes, 888 Twinkletown Road, Memphis, Tennessee, 38116  
Eva Seamans, 1110 Twinkletown Road, Memphis, Tennessee, 38116

Applicant: Bryan Williams  
Attorney TeShaun Moore – Representative

Request: Childcare center with up to 60 children

LUCB recommendation: REJECTION

OPD recommendation: APPROVAL, with conditions

MOTION: Collins

SECOND: Boyd

AYES: Boyd, Conrad, Fullilove, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford

NAYS: Brown, Collins, Halbert and Harris

Flinn did not cast a vote

**APPROVED**, as amended

6. **RESOLUTION APPROVING A HOTEL WAIVER FOR EMBASSY SUITES, LOCATED AT 1022 S. SHADY GROVE ROAD.**

Case No. HMW 13-06

MOTION: Collins  
SECOND: Fullilove  
AYES: Boyd, Collins, Conrad, Fullilove, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Brown, Flinn, Halbert and Harris did not cast a vote

**APPROVED**

7. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON ALLISON AVENUE, 128 FEET WEST OF GRAHAM STREET, CONTAINING 0.31 ACRES IN THE RESIDENTIAL URBAN -1 (RU-1) DISTRICT.**

Case No. PD 13-322

Applicant: Filament LLC/Archimania  
SR Consulting, LLC (Cindy Reaves) – Representative

Request: Residential PD for single family homes

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Collins  
SECOND: Fullilove  
AYES: Boyd, Collins, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Brown, Conrad and Harris did not cast a vote

**APPROVED**

9. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED AT 2660 SPOTTSWOOD AVENUE, CONTAINING 3.04 ACRES IN THE RU-3 (RESIDENTIAL URBAN) DISTRICT.**

Case No. SUP 13-215

Applicant: TV6W, LLC-Tower Ventures  
Lou Katzerman – Representative

Request: CMCS (Cell) Tower

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Collins  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Flinn recused  
Conrad and Harris did not cast a vote

**APPROVED**

33. **RESOLUTION APPROVING A HOTEL WAIVER FOR FAIRFIELD INN & SUITES, LOCATED AT 6010 MACON COVE.**

Case No. HMW 13-05

MOTION: Collins  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Lowery, Morrison and Chairman Ford  
Conrad, Hedgepeth and Strickland did not cast a vote

**APPROVED**

32. **RESOLUTION ACCEPTING \$399,492.00 IN FUNDS FROM COMMUNITY REDEVELOPMENT AGENCY (CRA) FOR MAIN STREET TO MAIN STREET SEGMENT.**

MOTION: Lowery  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Lowery, Morrison, Strickland and Chairman Ford  
Conrad and Hedgepeth did not cast a vote

**APPROVED**

**(Councilman Lowery made a motion to approve Same Night Minutes for Item#32, at tonight's meeting, without objection)**

**CONSENT AGENDA – Items 10 - 12 may be acted upon by one motion: SEE PAGE 2776 FOR ROLL CALL**

10. **ORDINANCE TO AMEND CHAPTER 15 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES TO ADD ARTICLE III FOR THE PURPOSE OF ESTABLISHING A SUPPLEMENTAL RETIREMENT BENEFIT FOR SOLID WASTE MANAGEMENT EMPLOYEES, UP FOR S E C O N D READING.**

Ordinance No. 5537

**APPROVED**, on Second reading

- 11. **ORDINANCE REZONING 29 W. FAY STREET, CONTAINING 0.32 ACRE IN THE R6 DISTRICT, UP FOR F I R S T READING.**

Case No. Z 13-08  
Ordinance No. 5538

**APPROVED**, on First reading

- 12. **NOTATIONS FROM LAND USE CONTROL BOARD THAT THE FOLLOWING CASES WERE HEARD AND RECOMMENDATION MADE REQUESTING A DATE OF PUBLIC HEARING:**

- A. Case No. SUP 13-221

Public Hearing Set for November 19, 2013

**ROLL CALL CONSENT ITEMS**

MOTION: Morrison  
 SECOND: Strickland  
 AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Lowery, Morrison, Strickland and Chairman Ford  
 Conrad and Hedgepeth did not cast a vote

**APPROVED**

**MLGW FISCAL CONSENT – Items 13-15 & 17 & 18 may be acted upon by one motion:**

- 13. **RESOLUTION APPROVING CHANGE NO. 3 TO CONTRACT NO. 11416, MOBILE SWEEPING CLEANING, WITH HORIZON OF MEMPHIS, INCORPORATED, IN THE FUNDED AMOUNT OF \$53,304.36. (THIS CHANGE RENEWS THE CURRENT CONTRACT FOR THE THIRD OF FOUR RENEWAL TERMS COVERING THE PERIOD MARCH 1, 2014 TO FEBRUARY 28, 2015, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

**APPROVED**

- 14. **RESOLUTION AWARDDING A CONTRACT TO CONDUX TESMEC, INC., FOR THE PURCHASE OF PULLER TENSIONERS AND WINDER TRAILERS IN THE AMOUNT OF \$704,073.52.**

**APPROVED**

15. **RESOLUTION AWARDING CONTRACTS FOR GAS PIPE AND FITTINGS, TO SUPPLY LINE OF MEMPHIS, IN THE AMOUNT OF \$127,268.00 AND CONSOLIDATED PIPE AND SUPPLY, IN THE AMOUNT OF \$50,880.00.**

**APPROVED**

**(Councilwoman Fullilove made a motion without objection, to hold Item#16 until November 19, 2013. Councilman Morrison objected- Special Item #3, but after a discussion of this item, Councilman Morrison withdrew his objection).**

16. **RESOLUTION AWARDING CONTRACT NO. 11625, DOWNTOWN SMART GRID TO VENTYX, IN THE FUNDED AMOUNT OF \$860,834.00.**

Held until November 19, 2013

17. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11292, CASHIERING SYSTEM REPLACEMENT, WITH SYSTEM INNOVATORS, IN THE FUNDED AMOUNT OF \$320,876.00. (THIS CHANGE IS FOR ADDITIONAL CAPABILITIES TO THE CURRENT INOVAH SYSTEM FOR THE PURPOSE OF MAIL PAYMENT PROCESSING, CREDIT CARD ACCEPTANCE AT POINT OF SALE (POS), AND PROJECT INSPIRE REQUIREMENTS IN THE FUNDED AMOUNT OF \$278,069.00. IN ADDITION, MLGW IS ALSO REQUESTING ANNUAL SUPPORT AND MAINTENANCE DUE TO THIS CHANGE IN THE FUNDED AMOUNT OF \$42,806.50. THE TERM WILL REMAIN THROUGH FEBRUARY 28, 2014.**

**APPROVED**

18. **RESOLUTION APPROVING CHANGE NO. 6 TO CONTRACT NO. 11279, THIRD PARTY ADMINISTRATOR FOR WORKERS' COMPENSATION, WITH BRENTWOOD SERVICES ADMINISTRATORS, INCORPORATED, IN THE FUNDED AMOUNT OF \$125,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FIFTH OF SIX RENEWAL TERMS FOR THE PERIOD COVERING JANUARY 1, 2014 TO DECEMBER 31, 2014 WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

**APPROVED**

**MLGW ROLL CALL CONSENT ITEMS**

MOTION: Fullilove

SECOND: Brown

AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Conrad and Harris did not cast a vote

**APPROVED**, with the exception of Item#16 being held until November 19, 2013

19. **APPOINTMENTS**

**MEMPHIS AND SHELBY COUNTY BUILDING CODE ADVISORY BOARD**

**REAPPOINTMENT**

SCOTT PEARCE

**MEMPHIS AND SHELBY COUNTY ELECTRICAL CODE BOARD**

**REAPPOINTMENTS**

ANTHONY MILTON  
C. MICHAEL SMITH  
JAMES V. WEATHERINGTON

**MEMPHIS AND SHELBY COUNTY GROUND WATER QUALITY CONTROL BOARD**

**REAPPOINTMENT**

SCOTT C. MORGAN

MOTION: Flinn  
SECOND: Strickland  
AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Conrad did not cast a vote

**APPROVED**

21. **ORDINANCE TO AMEND CHAPTER 2, ARTICLE IX, CODE OF ORDINANCES SO AS TO UPDATE THE OCCUPATIONAL SAFETY AND HEALTH PROGRAM SECTIONS, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5536

MOTION: Flinn  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
Conrad did not cast a vote

**APPROVED**

22. **RESOLUTION ACCEPTING AND APPROPRIATING \$25,000.00 IN GRANT FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO THE CITY OF MEMPHIS FIRE SERVICES DIVISION FOR HAZARDOUS MATERIAL TRAINING.**

MOTION: Halbert  
 SECOND: Strickland  
 AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Conrad did not cast a vote

**APPROVED**

24. **RESOLUTION TO TRANSFER AN ALLOCATION AND APPROPRIATION OF \$7,562,548.00, TRAFFIC PRECINCT, TO THE BUDGET OF HOUSING AND COMMUNITY DEVELOPMENT DIVISION TO PROVIDE INITIAL PROJECT FUNDING FOR THE RALEIGH SPRINGS MALL REDEVELOPMENT PROJECT.**

MOTION: Collins  
 SECOND: Morrison  
 AYES: Boyd, Brown, Collins, Flinn, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 Conrad did not cast a vote

**APPROVED**

**(Councilman Morrison recognized members of the Raleigh Community Council, who were visiting in the audience).**

**Chairman Ford stated that according to Council rules, the Election of the Chairman and Vice Chairman for 2014, takes place the 2<sup>nd</sup> Meeting in November, which would be November 19, 2013, Councilman Morrison made a motion to suspend the rules and hear Item#30 and Item#31 at tonight's meeting, which is the Election of Chairman and Vice Chairman for 2014. There was an objection and a vote had to be taken).**

**(Special Item #4 – Morrison's motion)**

MOTION: Morrison  
 SECOND: Hedgepeth  
 AYES: Flinn, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford  
 NAYS: Brown, Collins, Fullilove, Halbert and Harris  
 Boyd and Conrad did not cast a vote

**APPROVED**

30. **ELECTION OF THE CITY COUNCIL CHAIRMAN FOR 2014.**

**(Councilman Morrison nominated Councilman Strickland for 2014 Chairman. This was seconded by Councilman Harris).**

**(Councilman Hedgepeth nominated Councilman Flinn for 2014 Chairman, but Councilman Flinn declined).**

**(Councilman Boyd nominated Councilman Strickland by acclamation).**

**APPROVED,** Councilman Strickland will be City Council Chairman for 2014

31. **ELECTION OF THE CITY COUNCIL VICE CHAIRMAN FOR 2014.**

**(Councilman Morrison nominated Councilman Lowery for 2014 Vice Chairman. This was seconded by Councilman Hedgepeth).**

**(Councilwoman Fullilove nominated Councilwoman Halbert for 2014 Vice Chairman. This was seconded by Councilman Collins).**

**Lowery's votes:** Conrad, Flinn, Hedgepeth, Lowery, Morrison, Strickland and Chairman Ford

**Halbert's votes:** Brown, Collins, Fullilove, Halbert and Harris

Boyd passed on both votes

**APPROVED,** Councilman Lowery will be City Council Vice Chairman for 2014

26. **RESOLUTION REQUESTING MLGW TO PRESENT AND IMPLEMENT A SMART METER "OPT-OUT" POLICY.**

MOTION: Fullilove

SECOND: Strickland

Chairman Ford recognized the following person who spoke from the audience:

Yvonne Burton, 442 Dove Valley, Collierville, Tennessee, 38017

**(After a discussion of this item, Chairman Ford ruled Item#26 as being "Out of Order").**

**(Councilman Strickland made a motion to suspend the rules and bring Item#26 back in a month, as a new resolution. There was an objection to this motion and a vote had to be taken).**

**(Special Item #5 – Strickland's motion)**

MOTION: Strickland

SECOND: Fullilove  
 AYES: Conrad, Fullilove, Strickland and Chairman Ford  
 NAYS: Boyd, Collins, Halbert, Harris, Lowery and Morrison  
 Brown, Flinn and Hedgepeth did not cast a vote

**FAILED**

27. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDING IN THE AMOUNT OF \$51,900.00 FROM THE DEPARTMENT OF STATE, TENNESSEE STATE LIBRARY AND ARCHIVES FOR LIBRARY BOOKS AND MATERIALS FOR MEMPHIS PUBLIC LIBRARY.**

MOTION: Boyd  
 SECOND: Strickland  
 AYES: Boyd, Brown, Collins, Conrad, Halbert, Harris, Lowery, Morrison, Strickland and Chairman Ford  
 Flinn, Fullilove and Hedgepeth did not cast a vote

**APPROVED**

28. **RESOLUTION REQUESTING THE APPROVAL OF THE EXCHANGE OF EQUALLY VALUED REAL PROPERTY BY AND BETWEEN THE DIVISION OF PARKS AND NEIGHBORHOODS AND FIRST UNITARIAN CHURCH OF MEMPHIS. THE PROPERTIES TO BE EXCHANGED ARE PORTIONS OF PARCELS LOCATED ON THE SOUTHWESTERN SIDE OF THE RIVERVIEW AREA IN MEMPHIS, TENNESSEE. THE PARCEL OWNED BY THE CITY OF MEMPHIS THAT WILL BE GIVEN TO THE FIRST UNITARIAN CHURCH OF MEMPHIS IS LOCATED IN THE CITY OF MEMPHIS AND IS FURTHER DESCRIBED AS PORTION OF PARCEL NO. 002086 00007. THE PARCEL OWNED BY THE FIRST UNITARIAN CHURCH OF MEMPHIS THAT WILL BE GIVEN TO THE CITY OF MEMPHIS IS LOCATED IN THE CITY OF MEMPHIS AND IS FURTHER DESCRIBED AS A PORTION OF PARCEL NO. 012001 00061C.**

Chairman Ford recognized the following person who spoke from the audience:

Lou Wardlaw, 6410 Poplar Avenue, Ste. #1000, Memphis Tennessee, 38119

MOTION: Boyd  
 SECOND: Strickland  
 AYES: Boyd, Brown, Collins, Conrad, Fullilove, Halbert, Harris, Lowery, Strickland and Chairman Ford  
 Flinn, Hedgepeth and Morrison did not cast a vote

**APPROVED**

29. **RESOLUTION APPROPRIATING \$24,883,341.00 TO ASSESS AND REHABILITATE (AS NECESSARY) THE CITY'S WASTEWATER COLLECTION AND TRANSMISSION SYSTEM INCLUDING MANHOLES, PIPES AND LIFT STATIONS AS REQUIRED BY THE CONSENT DECREE BETWEEN THE CITY AND USEPA.**

MOTION: Halbert  
 SECOND: Fullilove  
 AYES: Boyd, Brown, Conrad, Fullilove, Halbert, Harris, Lowery and Chairman Ford  
 Collins, Flinn, Hedgepeth, Morrison and Strickland

**APPROVED**

34. **RESOLUTION WITHDRAWING THE PRIOR RESOLUTION PERTAINING TO THE SOUTHBROOK MALL PROJECT FROM THE MINUTES AND THE ADMINISTRATION IS REQUESTING TO PRESENT FOR COUNCIL CONSIDERATION BY DECEMBER 3, 2013, A PROPOSAL FOR AN APPROPRIATION PUBLIC USE, IF ANY, FOR THE SUBJECT PROPERTY AND AN APPROPRIATE SOURCE OF FUNDING THE PROPOSAL, IF ANY, WITH LAWFUL FUNDS.**

Chairman Ford recognized the following person who spoke from the audience:  
 Lester Basken, 4867 Boeingshire Drive, Memphis, Tennessee, 38116

**(Councilman Conrad made a motion to amend this resolution with the language, stating, the City Administration will attempt to conjure up a purported public use, for the property.**

**(Special Item#6 – Conrad's motion)**

MOTION: Conrad  
 SECOND: Boyd  
 AYES: Boyd, Conrad, Strickland and Chairman Ford  
 NAYS: Collins, Fullilove and Halbert  
 Lowery abstained  
 Brown, Harris, Hedgepeth and Morrison did not cast a vote

**APPROVED**

**(Councilman Collins made a motion to amend this resolution with the language, stating the City Administration should look for and identify an appropriate public use, if any and find an appropriate source of funding, if any.**

**(Special Item #7 – Collins' motion)**

MOTION: Collins  
 SECOND: Ford  
 AYES: Brown, Collins, Fullilove, Halbert, Strickland and Chairman Ford

NAY: Conrad  
 Harris and Lowery abstained  
 Boyd, Flinn, Hedgepeth and Morrison did not cast a vote

**APPROVED**

**(Special Item #8 -Councilman Conrad made another motion requesting a Study be done on every Mall above 75,000 feet in the City of Memphis. This motion failed due to the lack of a second).**

MAIN MOTION: Ford  
 SECOND: Halbert  
 AYES: Boyd, Brown, Collins, Fullilove, Halbert, Harris and Chairman Ford  
 NAYS: Conrad and Strickland  
 Lowery abstained  
 Flinn, Hedgepeth and Morrison did not cast a vote

**APPROVED**, as amended

**(Special Item #9 – Same Night Minutes for Item #32, from tonight’s Meeting)**

MOTION: Fullilove  
 SECOND: Ford  
 AYES: Boyd, Brown, Collins, Fullilove, Harris, Lowery, Strickland and  
 Chairman Ford  
 Conrad, Flinn, Halbert, Hedgepeth and Morrison did not cast a vote

**APPROVED**

**INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:**

Chairman Ford recognized the following people who spoke from the audience:

Cathie Auxier, 10840 Monterey Forest Cove, Eads, Tennessee, 38028  
 Trudy Stamps, 1801 Whatling, Cordova, Tennessee, 38016  
 Meg Clifton, 1412 Glen Oaks Dr., Memphis, Tennessee, 38119  
 Donna Bohannon, 5343 Sea Isle, Memphis, Tennessee, 38119  
 Steven Simmons, 781 Leath St., Memphis, Tennessee, 38107  
 Ronald Baker, 10401 Connecticut Ave., Kensington, Maryland, 20895  
 Joan Singh, 1412 S. Willett St., Memphis, Tennessee, 38106  
 Elias Savage, 258 Semmes, Memphis, Tennessee, 38111  
 Walter Broady, 4256 Ledbetter Cove, Memphis, Tennessee, 38109

**ADJOURNED MEETING AT 8:05 P.M.**

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

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CHAIRMAN

Attest:

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Deputy Comptroller/Council Records