

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**  
**October 4, 2016**

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

**3:30 P.M. MEETING COMMENCED**

**ROLL CALL:** Berlin Boyd, Joe Brown, Frank Colvett, Jr., Edmund H. Ford, Jr., Janis Fullilove, Reid Hedgepeth, Martavius Jones, Worth Morgan, Bill Morrison, Patrice Robinson, Philip Spinoso, Jr., Jamita Swearengen and Chairman Kemp Conrad.

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

**INVOCATION**

The meeting was opened with prayer by Pastor Tony L. Peterson from Repairers of the Breach Christian Church. Councilman Jones presented Pastor Peterson 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 September 20, 2016 with the following motion:

**MOTION:** Ford  
**SECOND:** Boyd  
**AYES:** Boyd, Colvett, Ford, Fullilove, Hedgepeth, Morgan, Robinson, Spinoso, Swearengen and Chairman Conrad  
Brown, Jones and Morrison did not cast a vote

**APPROVED**

- 1. **RESOLUTION DESIGNATING OCTOBER AS BREAST CANCER AWARENESS MONTH AND RECOGNIZING SUSAN G. KOMEN MEMPHIS MID-SOUTH. THIS RESOLUTION IS SPONSORED BY COUNCILMAN COLVETT.**

MOTION: Colvett  
 SECOND: Ford

**APPROVED**, unanimous voice vote

- 43. **RESOLUTION APPROVING AN HONORARY STREET NAME CHANGE OF FRONT STREET, BETWEEN POPLAR AVENUE AND A.W. WILLIS AVENUE, FOR MEMPHIS CITY COUNCIL CHAIRMAN EMERITUS MYRON LOWERY. THIS RESOLUTION IS SPONSORED BY COUNCILMAN FORD.**

MOTION: Ford  
 SECOND: Brown

**APPROVED**, unanimous voice vote

- 2. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE NORTH SIDE OF MADISON AVENUE BETWEEN SECOND STREET AND B.B. KING BLVD., CONTAINING 0.47 ACRE IN THE SPORTS AND ENTERTAINMENT (SE) DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. SUP 16-13

Applicant: Memphis 158 Madison LLC  
 Pardo Elemental Architecture- (Chris Pardo) - Representative

Request: Hotel

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Colvett  
 SECOND: Hedgepeth  
 AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Robinson, Spinosa, Swearngen and Chairman Conrad  
 Morrison did not cast a vote

**APPROVED**

- 3. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE NORTHSIDE OF POPLAR AVENUE; +/- 550' WEST OF KIRBY PARKWAY, CONTAINING 1.06 ACRES IN THE COMMERCIAL MIXED USE- 2 (CMU- 2) DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT.**

Case No. SUP 16-14

Applicant: Kroger Limited Partnership I  
Solomito Land Planning- (Brenda Solomito Basar) - Representative

Request: Convenience store with gasoline sales

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Colvett

SECOND: Brown

AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
Robinson, Spinosa and Swearngen  
Chairman Conrad did not cast a vote

**APPROVED**

- 4. **ORDINANCE REZONING 3902 PRESCOTT ROAD AND REAR 1.138 ACRE-TRACT OF 3884 PRESCOTT ROAD, CONTAINING 6.138 ACRES IN THE R-8 DISTRICT, UP FOR T H I R D AND F I N A L READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT.**

Case No. Z 16-03  
Ordinance No. 5627

Applicant: Barry Sims  
Kevin Ledford, PE – Representative

Request: Re-zone from R-8 (Single-family Residential) to EMP  
(Employment) District

LUCB and OPD recommendation: APPROVAL

MOTION: Colvett

SECOND: Hedgepeth

AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
Robinson, Spinosa, Swearngen and Chairman Conrad

**APPROVED**

(Chairman Conrad recognized Councilman Colvett’s family, who were visiting in the audience).

- 34. **RESOLUTION TO ACCEPT ONE SKYCOP CAMERA SOLUTIONS, COMPATIBLE WITH EXISTING MPD EQUIPMENT, TO BE INSTALLED AT 4789 CROMWELL AT THE REQUEST OF J.M. SMUCKER COMPANY, WHO GAVE THE NECESSARY FUNDS. THE ITEMS ARE BEING DONATED BY THE MEMPHIS/SHELBY COUNTY LAW ENFORCEMENT FOUNDATION. THE CUMULATIVE TOTAL DONATION IS \$7,206.36. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

MOTION: Morgan  
 SECOND: Morrison  
 AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
 Spinosa, Swearngen and Chairman Conrad  
 Robinson did not cast a vote

**APPROVED**

35. **RESOLUTION TO ACCEPT TWO SKY COP CAMERA SOLUTIONS, COMPATIBLE WITH EXISTING MPD EQUIPMENT, TO BE INSTALLED AT RANSOM LANE AT THE REQUEST OF ANDREW GROVEMAN, WHO GAVE THE NECESSARY FUNDS. THE ITEMS ARE BEING DONATED BY THE MEMPHIS/SHELBY COUNTY LAW ENFORCEMENT FOUNDATION. THE CUMULATIVE TOTAL DONATION IS \$21,655.87. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

MOTION: Morgan  
 SECOND: Boyd  
 AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
 Robinson, Spinosa, Swearngen and Chairman Conrad

**APPROVED**

37. **RESOLUTION TO APPROPRIATE \$250,000.00 IN CONTRACT CONSTRUCTION, FUNDED BY G.O. BONDS GENERAL, IN PK09002, ZOO MAJOR MAINTENANCE. THE CITY OF MEMPHIS HAS ENTERED INTO AN AGREEMENT WITH THE MEMPHIS ZOOLOGICAL SOCIETY WHICH PROVIDES FOR THE USE AND PAYMENT OF THE CURRENT AND FUTURE CAPITAL APPROPRIATIONS. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PARKS AND NEIGHBORHOODS.**

MOTION: Swearngen  
 SECOND: Morgan  
 AYES: Boyd, Brown, Colvett, Ford, Fullilove, Morgan, Morrison, Robinson,  
 Swearngen and Chairman Conrad  
 Hedgepeth, Jones, and Spinosa did not cast a vote

**APPROVED**

38. **RESOLUTION TO APPROPRIATE \$280,000.00 IN FURNITURE, FIXTURES AND EQUIPMENT IN PK07114, PARK COVER LINE, FUNDED BY G.O. BONDS GENERAL, TO PURCHASE FF&E ITEMS FOR VARIOUS COMMUNITY CENTERS. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PARKS AND NEIGHBORHOODS.**

MOTION: Swearngen  
 SECOND: Morrison

AYES: Boyd, Brown, Colvett, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearingen and Chairman Conrad  
 Ford did not cast a vote

**APPROVED**

**(Councilman Ford made a motion to suspend the rules and add Item #44 to the Agenda, without objection).**

44. **RESOLUTION APPROVING LINE-OF-DUTY BENEFIT PAYMENTS TO THE HEIRS OF OFFICER VERDELL SMITH AND LT. RODNEY EDDINS. THIS RESOLUTION IS SPONSORED BY COUNCILMAN FORD.**

MOTION: Ford  
 SECOND: Jones  
 AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearingen and Chairman Conrad

**APPROVED**

**CONSENT AGENDA – Items 5 – 15 & #39 & #40 may be acted upon by one motion: SEE PAGE 3890 FOR ROLL CALL**

5. **ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF MEMPHIS, SECTION 20-28 PANHANDLING TO ADD ADDITIONAL RESTRICTIONS, UP FOR S E C O N D READING. ORDINANCE NO. 5628 IS SPONSORED BY COUNCILMAN SPINOSA.**

**APPROVED**, on Second reading

6. **ORDINANCE TO AMEND CHAPTER 25, CODE OF ORDINANCES, CITY OF MEMPHIS, SO AS TO AMEND SECTION 25-200 OF THE 1978 PLAN TO ADD SUBPARAGRAPH (H) TO ALLOW FOR LIMITED SUSPENSION OF THE DROP PROGRAM BY QUALIFYING PARTICIPANTS, UP FOR S E C O N D READING. ORDINANCE NO. 5630 IS SPONSORED BY HUMAN RESOURCES DIVISION.**

**APPROVED**, on Second reading

7. **ORDINANCE TO ADD ARTICLE VII, CHAPTER 36, SECTION 36-130 OF THE CITY OF MEMPHIS, CODE OF ORDINANCE TO ESTABLISH RULES AND OPERATION, REGISTRATION AND REGULATION OF SHORT TERM RENTALS IN MEMPHIS, UP FOR S E C O N D READING. ORDINANCE NO. 5631 IS SPONSORED BY COUNCILMAN FORD.**

**APPROVED**, on Second reading

8. **ORDINANCE TO AMEND PART I, ARTICLE VI, DIVISION 5 OF THE CODE OF ORDINANCES KNOWN AS THE “EQUAL BUSINESS OPPORTUNITY PROGRAM;” CONSISTENT WITH CERTAIN FINDINGS OF THE 2016 “MINORITY AND WOMEN BUSINESS ENTERPRISE PROCUREMENT PROGRAM” DISPARITY STUDY AND LEGAL ANALYSIS REPORT AND OTHER DATA RELATIVE TO THE BUSINESS OPPORTUNITIES AVAILABLE TO MINORITY AND WOMEN OWNED BUSINESS IN THE MEMPHIS METROPOLITAN STATISTICAL AREA (MSA) UP FOR S E C O N D READING. ORDINANCE NO. 5632 IS SPONSORED BY FINANCE DIVISION.**

**APPROVED** on Second reading

9. **ORDINANCE REZONING 163 NORTH EVERGREEN STREET-WEST SIDE OF N. EVERGREEN ST.; +/- 152’ SOUTH OF POPLAR AVE., CONTAINING 0.159 ACRE IN THE COMMERCIAL MIXED USE -3 (CMU-3) DISTRICT, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. Z 16-04  
Ordinance No. 5633

**APPROVED,** on First reading

10. **ORDINANCE AMENDING THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE AS ADOPTED BY THE CITY OF MEMPHIS ON AUGUST 10, 2010 AND BY SHELBY COUNTY ON AUGUST 9, 2010, AS AMENDED, TO REVISE AND ENHANCE THE JOINT ZONING AND SUBDIVISION REGULATIONS AS RECOMMENDED BY THE MEMPHIS AND SHELBY COUNTY OFFICE OF PLANNING & DEVELOPMENT AND THE LAND USE CONTROL BOARD. THIS TEXT AMENDMENT AFFECTS ALL PROPERTY WITHIN THE CITY OF MEMPHIS AND UNINCORPORATED SHELBY COUNTY, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT.**

Case No. ZTA 16-001  
Ordinance No. 5629

**APPROVED,** on Second

11. **RESOLUTION AUTHORIZING THE RELEASE OF BOND FOR JACKSON AVE PD.**

Case No. PD 03-330  
(Contract No. 4843)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the southeast corner of the intersection of Jackson Ave and Hollywood St. The standard improvement contract was approved on December 16, 2003. Resolution also authorizes the release of the performance bond in the amount of \$189,000.00.

City Engineer recommends approval

**APPROVED**

12. **RESOLUTION APPROVING FINAL PLAT OF AEROTROPOLIS PD, PHASE 1, TAG TRUCK CENTER.**

Case No. PD 11-324  
Contract No. CR-5244

Resolution approving the final plat located on the north side of American Way, east of Cherry Road. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

**APPROVED**

13. **RESOLUTION APPROVING FINAL PLAT OF ARTSPACE DRAINAGE IMPROVEMENTS.**

Contract No. CR-5245

Resolution approving the contract located on the north side of St. Paul Ave., east of Main St. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

**APPROVED**

14. **RESOLUTION APPROVING FINAL PLAT OF MORNING WOODS PD, PHASE 2, PARCEL 1.**

Case No. PD 99-330  
Contract No. CR-5246

Resolution approving the final plat located on the southeast corner of US Hwy 64 and Davies Plantation Road. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

**APPROVED**

15. **NOTATION** from the Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

A. CASE NO. PD 16-08 –CALLIS CUTOFF PLANNED DEVELOPMENT, AREA G Public Hearing Set for October 18, 2016

39. **RESOLUTION APPROVING FINAL PLAT OF RIVERWALK EXTENSION.**

Contract No. CR-5247

Resolution approving the final plat beginning at AW Willis and extending to Saffarans. Cost of required improvements to be borne by the Agency and the Contractor. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

**APPROVED**

40. **RESOLUTION approving final plat of UPTOWN REDEVELOPMENT ALLEY IMPROVEMENTS III.**

Contract No. CR-5248

Resolution approving the final plat located south of Bethel Avenue, between Sixth and Seventh Streets and south of Mill Avenue between Fourth and Fifth Streets. Cost of the required improvements to be borne by the Agency and Contractor. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

**APPROVED**

**ROLL CALL CONSENT ITEMS**

MOTION: Ford

SECOND: Boyd

AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad

**APPROVED**

**FISCAL CONSENT AGENDA – Items #16 & #41 may be acted upon by one motion:**

16. **RESOLUTION TO ACCEPT A DONATION OF SIX SCHOOL BUSES FROM DURHAM SCHOOL SERVICES WITH AN ESTIMATED VALUE OF \$3,000.00 TO BE USED FOR COLLAPSE PROPS AND ADVANCED VEHICLE EXTRICATION COURSES. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES.**

**APPROVED**

41. **RESOLUTION TO ACCEPT GRANT FUNDS IN THE AMOUNT OF \$1,526.40 FROM**

**THE STATE OF TENNESSEE EMERGENCY MANAGEMENT AGENCY FOR  
CLEANUP OF DEBRIS CAUSED BY EVENT DR-1978-TN (APRIL 2011 STORM). THIS  
RESOLUTION IS SPONSORED BY PUBLIC WORKS DIVISION.**

**APPROVED**

**ROLL CALL FISCAL CONSENT ITEMS**

MOTION: Hedgepeth  
SECOND: Spinosa  
AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
Robinson, Spinosa, Swearingen and Chairman Conrad

**APPROVED**

42. **RESOLUTION APPROVING A HOTEL/MOTEL WAIVER FOR ROYAL LIVING MEMPHIS II, LLC D/B/A: 'HOLIDAY INN & SUITES-MEMPHIS', LOCATED AT 2751 NEW BRUNSWICK ROAD. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING AND DEVELOPMENT.**

Case No. HMW 16-07

MOTION: Colvett  
SECOND: Boyd  
AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
Robinson, Spinosa, Swearingen and Chairman Conrad

**APPROVED**

**MLGW FISCAL CONSENT AGENDA – Items 17 - 27 may be acted upon by one motion:**

17. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11840, PROFESSIONAL ENGINEERING SERVICES FOR CENTRAL SUPPORT SERVICES, WITH THOMPSON ENGINEERING, INCORPORATED, IS THE FUNDED AMOUNT OF \$19,910.00. (THIS CHANGE IS TO INCREASE THE CURRENT CONTRACT VALUE IN THE FUNDED AMOUNT OF \$19,910.00 TO COVER THE DESIGN FEES FOR TWO 2016 PROJECTS: 1) THE WATER AND SUMP PUMP REPLACEMENTS IN THE ADMINISTRATION BUILDING; AND 2) THE BEALE STREET LANDING GARAGE AIR HANDLING UNIT #2. THE DESIGN FEES FOR THESE PROJECTS WERE NOT CALCULATED IN THE ORIGINAL AWARD AMOUNT. THE CONTRACT TERM WILL REMAIN THROUGH MAY 1, 2017.)**

**APPROVED**

18. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11491, SYSTEM FURNITURE, WITH STAPLES, IN THE FUNDED AMOUNT OF \$69,529.51. (THIS**

**CHANGE IS TO INCREASE THE CURRENT CONTRACT VALUE THROUGH THE CURRENT CONTRACT TERM WHICH ENDS JANUARY 22, 2017. THE INCREASE IS NEEDED TO REPLENISH FUNDS USED FOR UNANTICIPATED FURNITURE PURCHASES.)**

**APPROVED**

19. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11539, MOBILE DOCUMENT SHREDDING SERVICES, WITH VITAL RECORDS CONTROL, INCORPORATED, IN THE FUNDED AMOUNT OF \$23,520.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FOURTH AND FINAL ANNUAL RENEWAL TERM COVERING THE PERIOD JANUARY 4, 2017 THROUGH JANUARY 3, 2018, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

**APPROVED**

20. **RESOLUTION AWARDDING CONTRACT NO. 11881, TIRE AND TIRE SERVICES, TO WINGFOOT COMMERCIAL TIRE SYSTEMS, LLC, D/B/A GOODYEAR COMMERCIAL TIRE & SERVICE CENTERS, IN THE FUNDED AMOUNT OF \$826,830.56.**

**APPROVED**

21. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11770, TRASH REMOVAL/SOLID WASTE SERVICES, WITH WASTE CONNECTIONS OF TENNESSEE, INCORPORATED, IN THE FUNDED AMOUNT OF \$141,169.12. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FIRST OF FOUR ANNUAL RENEWAL TERMS FOR THE PERIOD COVERING JANUARY 4, 2017 THROUGH JANUARY 3, 2018, WITH NO INCREASE FROM THE PREVIOUS YEAR.)**

**APPROVED**

22. **RESOLUTION AWARDDING CONTRACT NO. 11859, DUCT LINING-LT. GEORGE W. LEE AVENUE (BETWEEN THE WESTIN HOTEL AND THIRD STREET), TO HILL SERVICES, INCORPORATED, IN THE FUNDED AMOUNT OF \$145,200.00.**

**APPROVED**

23. **RESOLUTION APPROVING CONTRACT NO. 11924, INTERLOCAL AGREEMENT BETWEEN MEMPHIS LIGHT, GAS AND WATER DIVISION AND THE TOWN OF ARLINGTON, TENNESSEE FOR STORM WATER FEE BILLING SERVICES WITHIN ARLINGTON'S CORPORATE LIMITS.**

**APPROVED**

24. **RESOLUTION APPROVING CONTRACT NO. 11923, INTERLOCAL AGREEMENT BETWEEN MEMPHIS LIGHT, GAS AND WATER DIVISION AND THE CITY OF MILLINGTON, TENNESSEE, FOR SOLID WASTE AND STORM WATER USER FEE BILLING SERVICES WITHIN THE CORPORATE LIMITS OF THE CITY OF MILLINGTON, TENNESSEE.**

**APPROVED**

25. **RESOLUTION APPROVING THE PAYMENT OF AN INVOICE FROM THE CITY OF MEMPHIS PUBLIC WORKS DEPARTMENT FOR THE ANNUAL SEWER DISCHARGE FEE FOR THE 2015 FILTER BACKWASH DISCHARGE FOR SEVEN WATER PUMPING STATIONS IN THE AMOUNT OF \$412,489.08.**

**APPROVED**

26. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11622, EMPLOYEE BENEFIT DENTAL PLAN, WITH DELTA DENTAL OF TENNESSEE, IN THE ESTIMATED FUNDED AMOUNT OF \$2,439,924.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FIRST OF TWO ANNUAL RENEWAL TERMS FOR THE PERIOD COVERING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017.)**

**APPROVED**

27. **RESOLUTION AWARDING CONTRACT NO. 11898, WIRELESS NETWORK UPGRADE AND ENHANCEMENT PROJECT, TO VENTURE TECHNOLOGIES, INCORPORATED, IN THE FUNDED AMOUNT OF \$121,682.08.**

**APPROVED**

**ROLL CALL MLGW FISCAL CONSENT ITEMS**

MOTION: Robinson

SECOND: Ford

AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad

**APPROVED**

28. **APPOINTMENTS (HELD FROM 9/20)**

**CIVIL SERVICE COMMISSION**

APPOINTMENT

STEPHEN H. BILLER

**MEMPHIS & SHELBY COUNTY SPORTS AUTHORITY**

APPOINTMENT

LAURAN STIMAC

**BEALE STREET TOURISM DEVELOPMENT AUTHORITY**

APPOINTMENTS

TRAVIS GREEN  
BRIAN WHALEY

**CITY OF MEMPHIS BOARD OF ETHICS**

APPOINTMENT

CINDY NEWMAN

**MEMPHIS WASTEWATER HEARING AUTHORITY**

REAPPOINTMENTS

STEPHEN PATRICK HARCOURT  
CLETEA SCOTT-WOODFORK

MOTION: Spinosa  
SECOND: Hedgepeth  
AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison,  
Robinson, Swearngen and Chairman Conrad  
Spinosa did not cast a vote

**APPROVED**

29. **ORDINANCE TO AMEND CHAPTER 20 OF THE CITY OF MEMPHIS CODE OF ORDINANCES RELATIVE TO MISCELLANEOUS OFFENSES AND PROVISIONS**

**BY ADDING SECTION 33 TO INSTITUTE A CIVIL PENALTY FOR THE KNOWING POSSESSION OR CASUAL EXCHANGE OF LESS THAN ONE HALF OUNCE OF MARIJUANA, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5626 IS SPONSORED BY COUNCILMAN BOYD AND COUNCILMAN JONES.**

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

Tyler Marshall (No address information written on card)

Jason Valvter, 1867 Monticello Drive, Memphis, Tennessee, 38107

John Marek, 3647 Kearney Avenue, Memphis, Tennessee, 38111

Elbert H. Hudson, 731 Parkdale, Memphis, Tennessee, 38116

Jimmy Vachon, 3432 Kirby Road, Memphis, Tennessee, 38115

Melissa Duncan, 4552 Tutwiler, Memphis, Tennessee, 38122

Taisa Harden, 4307 Hilldale Avenue, Memphis, Tennessee, 38117

Jon Rasmusser, 1612 Harville Road, Memphis, Tennessee, 38111

Barbara Lester, 888 N. Willett, Memphis, Tennessee, 38107

MOTION: Morgan

SECOND: Boyd

AYES: Boyd, Ford, Hedgepeth, Jones, Robinson, Spinosa and Swearengen

NAYS: Brown, Colvett, Fullilove, Morgan, Morrison and Chairman Conrad

**APPROVED**, as amended

30. **RESOLUTION TO APPROPRIATE \$1,000,000.00 FUNDED BY G.O. BONDS-GENERAL IN OTHER COST EXPENSE CATEGORY FOR CIP PROJECT PD04026 FOR HELICOPTER MAINTENANCE. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

MOTION: Morgan

SECOND: Ford

AYES: Boyd, Ford, Fullilove, Hedgepeth, Morgan, Robinson, Spinosa, Swearengen and Chairman Conrad

Brown, Colvett, Jones and Morrison did not cast a vote

**APPROVED**

31. **RESOLUTION REQUESTING THE APPROVAL OF SALE OF CITY-OWNED SURPLUS PROPERTY AS DESCRIBED IN AND ACQUIRED BY QUIT-CLAIM DEED ON JUNE 3, 2008 AND RECORDED IN INSTRUMENT #09071896, IN THE SHELBY COUNTY REGISTER OF DEEDS OFFICE. THE PARCEL IS LOCATED AT 0 PONTOTOC STREET IN MEMPHIS, SHELBY COUNTY, TENNESSEE ALSO KNOWN AS PARCEL #007016 00004. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Hedgepeth

SECOND: Spinosa

AYES: Boyd, Brown, Colvett, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa and Swearengen  
Ford and Chairman Conrad did not cast a vote

**APPROVED**

32. **RESOLUTION REQUESTING THE APPROVAL OF THE SALE OF 625 SQUARE FEET, MORE OR LESS, BEING THE NORTHERN MOST FIVE (5) FEET OF A CITY-OWNED PARCEL ACQUIRED IN A TAX SALE IN CHANCERY COURT, DOCKET #TRD 6572 ON APRIL 22, 1945, LOCATED IN THE SHELBY COUNTY REGISTER OF DEEDS OFFICE. THE PARCEL IS LOCATED AT 0 LUNDEE PLACE IN MEMPHIS, SHELBY COUNTY, TENNESSEE ALSO KNOWN AS PARCEL #045040 00011. THE CITY SHALL RETAIN THE REMAINDER OF THE PARCEL WHICH CONTAINS A DRAINAGE DITCH. THE PROPOSED SALE IS TO AN ADJOINING PROPERTY OWNER. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Hedgepeth  
SECOND: Boyd  
AYES: Boyd, Brown, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson and Swearengen  
Spinosa and Chairman Conrad did not cast a vote

**APPROVED**

33. **RESOLUTION REQUESTING THE APPROVAL OF THE SALE OF A CITY OWNED VACANT PARCEL LOCATED AT 0 RILE STREET, AND FURTHER DESCRIBED AS PARCEL #035031 00011, MEMPHIS, SHELBY COUNTY, TENNESSEE. THE PROPOSED SALE WILL BE EXECUTED PURSUANT TO THE MOW-TO-OWN PROGRAM AS DESCRIBED IN THE AMENDED ORDINANCE 2-291.1 AND THE APPROVED MEMORANDUM OF UNDERSTANDING (MOU). THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Hedgepeth  
SECOND: Boyd  
AYES: Boyd, Brown, Colvett, Ford, Fullilove, Jones, Morgan, Morrison, Spinosa, Swearengen and Chairman Conrad  
Hedgepeth and Robinson did not cast a vote

**APPROVED**

36. **ORDINANCE TO AMEND ORDINANCE NO. 5515 RELATIVE TO OPERATION AND MAINTENANCE OF STREET LIGHTS AND OTHER PUBLIC SAFETY MEASURES WITHIN THE CORPORATE LIMITS OF THE CITY AND AUTHORIZING THE BOARD OF COMMISSIONERS OF THE MEMPHIS LIGHT GAS AND WATER MLG&W DIVISION TO MAKE A SCHEDULE OF RATES OR FEES FOR STREET LIGHTING AND OTHER PUBLIC SAFETY MEASURES FOR APPROVAL BY THE**

**COUNCIL IN ACCORDANCE WITH THE PROCEDURES SET FORTH IN SECTION 680 OF THE CHARTER, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5625 IS SPONSORED BY COUNCILWOMAN ROBINSON. THIS ORDINANCE FAILED ON 3<sup>RD</sup> AND FINAL READING ON AUGUST 23, 2016. THE MINUTES FOR THIS ORDINANCE WAS RECONSIDERED ON SEPTEMBER 6, 2016 AND WAS SENT BACK TO COMMITTEE FOR SEPTEMBER 20, 2016, WITHOUT OBJECTION.**

MOTION: Robinson  
SECOND: Spinosa  
AYES: Boyd, Brown, Colvett, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearngen and Chairman Conrad  
Ford abstained

**APPROVED**

**(Special Item #1 -Councilman Ford made a motion to approve Same Night Minutes for Items #34, #35, #37, #38 & #44 from Tonight’s Meeting).**

MOTION: Ford  
SECOND: Boyd  
AYES: Boyd, Colvett, Ford, Fullilove, Jones, Morgan, Robinson, Spinosa, Swearngen and Chairman Conrad  
Brown, Hedgepeth and Morrison and did not cast a vote

**APPROVED**

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

Chairman Conrad recognized the following people who spoke from the audience:  
Min. Suhkara A. Yahweh, 4491 Sun Valley, Memphis, Tennessee, 38109  
Steven Simmons, 781 Leath Street, Memphis, Tennessee, 38107  
Chet A. Kibble, Sr., 3229 Lakeview Road, Memphis, Tennessee, 38116  
Walter Broady III, 4256 Ledbetter Cove, Memphis, Tennessee, 38109

**ADJOURNED MEETING AT 5:55 P.M.**

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

\_\_\_\_\_  
CHAIRMAN

Attest:

\_\_\_\_\_  
Deputy Comptroller/Council Records