

**MINUTES**

**REGULAR MEETING OF THE CITY COUNCIL**

**CITY OF MEMPHIS**

**February 21, 2012**

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

**3:32 P.M. MEETING COMMENCED**

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

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

**INVOCATION**

The meeting was opened with prayer by Dr. Cecil Bellew from Colonial Park United Methodist Church. Councilman Boyd presented Dr. Bellew 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 February 7, 2012 and Special Call Meeting of February 14, 2012 with the following motion:

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

**APPROVED**

- 5. **RESOLUTION APPROVING A HOTEL WAIVER FOR FRENCH QUARTER SUITES, LOCATED AT 2144 MADISON AVENUE.**

Case No. HMW 12-01

Held until March 6, 2012

- 6. **RESOLUTION APPROVING A HOTEL WAIVER FOR GOVERNORS INNS AND SUITES LOCATED AT 2490 MT. MORIAH ROAD. (This item was approved on February 15, 2011 and had to come back before full Council in 1 year).**

Case No. HMW 11-07

Held until March 6, 2012

- 1. **RESOLUTION RECOGNIZING AND CONGRATULATING JUVENILE COURT ON ITS THREE RECENT NATIONAL HONORS.**

MOTION: Strickland

SECOND: Ford

**APPROVED**, by unanimous voice vote

- 2. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTH SIDE OF WINCHESTER ROAD; +/-1,165 FEET WEST OF FOREST HILL IRENE ROAD, CONTAINING 20.0 ACRES AND IS CURRENTLY GOVERNED BY FOREST HILL HEIGHTS PLANNED DEVELOPMENT, AMENDED (P.D. 96-347CC).**

Case No. PD 11-320cc

Applicants: Red Mountain Development  
Perkins Law Firm – Representative

Request: Plan amendment to allow 328 apartment units within the Outline Plan

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Ford

SECOND: Brown

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

**APPROVED**, as amended

- 3. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE NORTH SIDE OF WALNUT GROVE ROAD AT REDDITT ROAD, CONTAINING 4.99 ACRES IN THE CONSERVATION AGRICULTURE (CA) DISTRICT.**

Case No. SUP 11-213

Chairman Morrison the following persons who spoke from the audience:

Joseph W. Baker, 9405 Walnut Grove Road, Cordova, TN 38018  
 Kathy Baker 9445 Walnut Grove Road, Cordova, TN 38018  
 Carolyn Brooks, 210 S. Walnut Bend Road, Cordova, TN 38018  
 Eugene Bryan, 8923 Hickory Trail Drive, Cordova, TN 38018  
 Mary Anne Gibson, 3242 Players Club Circle, Memphis, TN 38125  
 Summer Godman, 9100 Rocky Cannon Road, Cordova, TN 38018  
 Judson TePaske, 9406 Rocky Hill Drive, Cordova, TN 38018  
 Hallie Wilson, 8675 Bazemore Road, Cordova, TN 38108

Applicant: Kathryn Kabel  
 Askew Hargraves Harcourt, and Associates – Representatives

Request: Dog Daycare

LUCB recommendation: REJECTION

OPD recommendation: APPROVAL, with conditions

**Gregory Love, Planner from OPD, made a Friendly Amendment to allow a maximum of 60 dogs**

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

**FAILED**

7. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE NORTHWEST CORNER OF COOPER STREET AND MONROE AVENUE, EXTENDING WEST TO FLORENCE STREET AND NORTH TO TRIMBLE PLACE, CONTAINING 3.36 ACRES IN THE COMMERCIAL MIXED USE -1 (CMU – 1), COMMERCIAL MIXED USE – 3 (CMU-3) AND RESIDENTIAL URBAN -3 (RU-3) DISTRICTS.** (Held from 12/6).

Case No. PD 11-317

Applicant: Loeb Properties, Inc. (Earl Williams Jr.)  
 Steve Barlow (Barlow and Brewer) – Representative

Request: A Planned Development to include retail commercial and office uses, surface parking and structured parking

LUCB and OPD recommendation: APPROVAL, with conditions

**No Opposition at LUCB; No Public Hearing Required**

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

**APPROVED**

8. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE SOUTH WEST CORNER OF POPLAR AVENUE AND HIGH STREET, EXTENDING SOUTH TO WASHINGTON AVENUE AND THEN WEST TO DANNY THOMAS, CONTAINING 3.10 ACRES IN THE MIXED USE (MU) AND CENTRAL BUSINESS DISTRICT (CBD), AND MEDICAL OVERLAY (MO) DISTRICTS.**

Case No. SUP 11-220

Applicant: Memphis Union Mission (Scott Bjork)  
ETI Corporation – Ralph Smith – Representative

Request: Expansion of Existing Group Shelter

LUCB and OPD recommendation: APPROVAL, with conditions

**No Opposition at LUCB; No Public Hearing Required**

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

**APPROVED**

9. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTH SIDE OF SANDERLIN ROAD, 262 FEET WEST OF WHITE STATION ROAD, CONTAINING 30.32 ACRES IN THE RESIDENTIAL SINGLE FAMILY-10 (R-10).**

Case No. PD 11-323

Applicant: Tennis Club of Memphis  
Brenda Solomito – Representative

Request: Add tennis courts, out door restrooms, concession, redesign of pool area, and reduction in the required parking spaces

LUCB and OPD recommendation: APPROVAL, with conditions

**No Opposition at LUCB; No Public Hearing Required**

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

**APPROVED**

- 10. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE EAST SIDE OF N. SEVENTH STREET; +/-146 FEET SOUTH OF WELLS STREET, CONTAINING 3.95 ACRES IN THE MODERATE DENSITY (MDR) RESIDENTIAL DISTRICT.**

Case No. SUP 11-222

Applicant: CAAP, Inc.  
Smith Building Designs (Delinor Smith) – Representative  
Request: Special permit to allow fifty (50) multifamily residential homes for the elderly  
LUCB and OPD recommendation: APPROVAL, with conditions

**No Opposition at LUCB; No Public Hearing Required**

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

**APPROVED**

- 36. **RESOLUTION ALLOCATING \$8,000,000.00 FOR THE FY 2013 CIP BUDGET AND \$8,000,000.00 FOR THE FY 2014 CIP BUDGET FOR THE ELVIS PRESLEY BOULEVARD PROJECT WITHIN THE PUBLIC WORKS DIVISION.**

Chairman Morrison recognized the following persons who spoke from the audience:

- Larry Cox, 7076 Vineyard Way, Memphis, TN 38138  
Nick Clark, 5840 Fairwood Lane, Memphis, TN 38120  
David Gross, 4491 Hodge Road, Memphis, TN 38109  
DonJullian Hulbert, 800 Rosebanks Road, Memphis, TN 38116  
Richard W. Smith, 130 Waring Road, Memphis, TN 38117

MOTION: Collins  
SECOND: Ford

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

**APPROVED**

4. **RESOLUTION EXTENDING DR. MARTIN LUTHER KING, JR. AVENUE FROM DANNY THOMAS BOULEVARD TO CRUMP BOULEVARD.**

MOTION: Collins – Move that a special sign be constructed and erected fitting and proper so the name can be placed on the sign

SECOND: Halbert

**After a lengthy discussion on this item, Councilman Collins withdrew his motion**

MAIN MOTION: Ford

SECOND: Collins

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

**APPROVED**

33. **RESOLUTION REQUESTING CITY COUNCIL APPROVAL FOR THE CITY OF MEMPHIS TO ENTER INTO A CONTRACT WITH TRI-STATE YOUTH BASEBALL ACADEMY, INC., (TSYBA) TO MANAGE AND OPERATE JESSE TURNER/BELLEVUE BASEBALL PARK. THE AGREEMENT CALLS FOR A FIVE (5) YEAR INITIAL TERM AND THREE (3) FIVE (5) YEAR RENEWAL TERMS FOR A TOTAL OF 20 YEARS. (This item was pulled from the 01/03/12 Minutes on 01/17/12 – Held from 2/7).**

**Councilman Boyd read amended language into the record. See resolution in the Tickler File in the Council Records Office.**

MOTION: Boyd

SECOND: Halbert

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

**APPROVED**, as amended

**CONSENT AGENDA – Items 11-14 and 39 may be acted upon by one motion: SEE PAGE 2167 FOR ROLL CALL**

11. **ORDINANCE REZONING THE SOUTH SIDE OF HWY 64 +/-1,500 FEET WEST OF HIGHWAY 385, CONTAINING 11.05 ACRES IN THE CONSERVATION AGRICULTURAL (CA) DISTRICT, UP FOR F I R S T READING.**

Case No. Z 11-110  
Ordinance No. 5443

**APPROVED**, on First reading

12. **RESOLUTION APPROVING FINAL PLAT OF CRESCENT BLUFF APARTMENTS.**

Case No. SCBID 11-01  
Contract No. CR-5177

Resolution approves the final plat located on the northwest corner of E. H. Crump Blvd. and Florida Street. 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 CANCELING THE STANDARD IMPROVEMENT CONTRACT FOR MOSAIC S/D, AND AUTHORIZING RELEASE OF BOND.**

Case No. S 07-044  
(Contract No. CR-5165)

Resolution cancels the improvements and the dedication of public streets and easements as shown on the final plat located on the south side of Reese Road, west of Kate Bond Road. The standard improvement contract was approved in Nov. 2010. Resolution also authorizes the release of the Letter of Credit (No.NZS667987) in the amount of \$85,000.00.

City Engineer recommends approval

**APPROVED**

14. **RESOLUTION ACCEPTING TUGGLE PLANNED DEVELOPMENT, PH. 3 AND AUTHORIZING RELEASE OF BOND.**

Case No. PD 96-313  
(Contract No. CR-5006)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the west side of Crumpler Road, 1,319 feet north of Holmes Road. The standard improvement contract was approved on April 11, 2006. Resolution also authorizes the release of the performance bond in the amount of \$314,000.00.

City Engineer recommends approval

**APPROVED**

39. **ORDINANCE FIXING SPECIAL SCHOOL TAX RATE AND ASSESSMENT BY THE CITY OF MEMPHIS FOR THE BENEFIT OF THE BOARD OF EDUCATION OF THE MEMPHIS CITY SCHOOLS FOR ITS FISCAL YEAR 2012, UP FOR F I R S T READING.**

Ordinance No. 5444

**APPROVED**, on First reading

**ROLL CALL CONSENT ITEMS**

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

**APPROVED**

**MLGW FISCAL CONSENT – Items 15-23 may be acted upon by one motion:**

15. **RESOLUTION AMENDING THE RESOLUTION ADOPTED ON JUNE 17, 2010 AND APPROVED BY THE CITY COUNCIL ON JULY 20, 2010, RELATING TO CONTRACT NO. 11226, COLLECTION SERVICES, WITH CREDIT BUREAU COLLECTION SERVICES, INC. TO CORRECT THE AWARD TERM TO REFLECT A 60-MONTH TERM (AS STATED IN THE CONTRACT) RATHER THAN A ONE-YEAR PERIOD WITH AN OPTION OF FOUR ANNUAL RENEWALS. THIS CHANGE ALSO ADDS ADDITIONAL FUNDING IN THE AMOUNT OF \$1,852,662.00 TO COMPLETE THE REMAINING 48 MONTHS OF THE 60-MONTH TERM.**

**APPROVED**

16. **RESOLUTION AMENDING THE RESOLUTION ADOPTED ON JUNE 17, 2010 AND APPROVED BY THE CITY COUNCIL ON JULY 20, 2010, RELATING TO CONTRACT NO. 11444, COLLECTION SERVICES, WITH THE AFFILIATED GROUP, INC., TO CORRECT THE AWARD TERM TO REFLECT A 60-MONTH TERM (AS STATED IN THE CONTRACT) RATHER THAN A ONE-YEAR PERIOD WITH AN OPTION OF FOUR ANNUAL RENEWALS. THIS CHANGE ALSO ADDS ADDITIONAL FUNDING IN THE AMOUNT OF \$1,852,662.00 TO COMPLETE THE REMAINING 48 MONTHS OF THE 60-MONTH TERM.**

**APPROVED**

17. **RESOLUTION AWARDING CONTRACT FOR FIBER-OPTIC COMMUNICATIONS EQUIPMENT TO GENERAL ELECTRIC COMPANY IN THE AMOUNT OF \$71,956.00.**

**APPROVED**

18. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11112, GENERATOR PREVENTATIVE MAINTENANCE AGREEMENT, WITH CUMMINS MID-SOUTH, LLC, IN THE FUNDED AMOUNT OF \$12,948.90, FOR A NEW CONTRACT VALUE OF \$234,426.98. (THIS INCREASES THE CURRENT CONTRACT VALUE TO PAY INVOICES FOR WORK PERFORMED THROUGH THE COMPLETION OF THE TERM ENDING JANUARY 20, 2012, DUE TO AN ERROR IN CALCULATING THE AMOUNT REQUIRED FOR THE CURRENT RENEWAL PERIOD WHICH RESULTED IN A SHORTFALL IN THE CURRENT CONTRACT VALUE).**

**APPROVED**

19. **RESOLUTION AWARDING CONTRACT FOR A CABLE TRENCH SYSTEM TO OLDCASTLE MOULDED PRODUCTS IN THE AMOUNT OF \$164,442.00.**

**APPROVED**

20. **RESOLUTION APPROVING THE SELECTION OF ALTERNATIVE INVESTMENT GROUP SERVICES, L.P. (A LONG/SHORT EQUITY FUND OF FUNDS) TO MANAGE \$20,000,000.00 FOR BENEFIT OF THE MLGW RETIREMENT AND PENSION FUND, AS PART OF A REALLOCATION.**

**APPROVED**

21. **RESOLUTION APPROVING THE SELECTION OF FORESTER OFFSHORE, LTD. (A LONG/SHORT EQUITY FUND OF FUNDS) TO MANAGE \$20,000,000.00 FOR BENEFIT OF THE MLGW RETIREMENT AND PENSION FUND, AS PART OF A REALLOCATION.**

**APPROVED**

22. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11261, COMMERCIAL AUTO INSURANCE, WITH PETE MITCHELL & ASSOCIATES, INC., IN THE FUNDED AMOUNT OF \$105,910.00. (THIS CHANGE RENEWS THE CONTRACT FOR THE FOURTH AND FINAL RENEWAL TERM, MARCH 14, 2012 TO MARCH 13, 2013, WITH A 1.09% INCREASE DUE TO A PREMIUM INCREASE).**

**APPROVED**

23. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 11332, SHORT & LONG TERM DISABILITY, TO UNUM GROUP, IN THE FUNDED AMOUNT OF \$5,163,882.00. (THIS CHANGE RENEWS THE CURRENT CONTRACT FOR TWO ADDITIONAL TERMS, APRIL 1, 2012 TO MARCH 31, 2014).**

**APPROVED**

**MLGW ROLL CALL CONSENT ITEMS**

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

**APPROVED**

24. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$90,000.00 FROM THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT DIVISION FOR INCUMBENT WORKER PROGRAM. RESOLUTION ALSO AMENDS FY2012 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS.**

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

**APPROVED**

25. **RESOLUTION REQUESTING THE CITY COUNCIL TO APPROPRIATE \$60,000.00 FUNDED BY G.O. BONDS GENERAL IN CIP PROJECT #GA03022, ADVANCED PUBLIC TRANSPORTATION SYSTEMS, TO FUND THE LOCAL SHARE FOR A TRANSIT SIGNAL PRIORITY SYSTEM AS PART OF THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET, FOR THE MEMPHIS AREA TRANSIT AUTHORITY.**

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

**APPROVED**

26. **RESOLUTION REQUESTING THE CITY COUNCIL TO APPROPRIATE \$200,000.00 FUNDED BY G.O. BONDS GENERAL IN CIP PROJECT #GA03007, BUS REPLACEMENT, TO FUND THE LOCAL SHARE FOR THE PURCHASE OF 15 40' REPLACEMENT BUSES AS PART OF THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET FOR THE MEMPHIS AREA TRANSIT AUTHORITY.**

MOTION: Hedgepeth

SECOND: Ford

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

**APPROVED**

27. **RESOLUTION APPROPRIATING \$50,000.00 FUNDED BY G.O. BONDS GENERAL IN CIP PROJECT #GA03013, REPAVE PARKING LOT, TO FUND THE LOCAL SHARE FOR REPAVING PARKING LOTS AS PART OF THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET FOR THE MEMPHIS AREA TRANSIT AUTHORITY.**

MOTION: Hedgepeth

SECOND: Ford

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

**APPROVED**

28. **RESOLUTION REQUESTING THE CITY COUNCIL TO APPROPRIATE \$200,000.00 FUNDED BY G.O. BONDS GENERAL IN CIP PROJECT #GA03019, ALTERNATIVES ANALYSIS, TO FUND THE LOCAL SHARE FOR AN ALTERNATIVES ANALYSIS AS PART OF THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET, FOR THE MEMPHIS AREA TRANSIT AUTHORITY.**

MOTION: Hedgepeth

SECOND: Ford

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

**APPROVED**

29. **RESOLUTION SUPPORTING MR. JIMMIE GUEST'S OPPORTUNITY TO PURCHASE 0.34 ACRES LOCATED ON HAZELWOOD ON THE EAST SIDE OF MR. GUEST'S ADJOINING PARCEL WHICH IS LOCATED AT 676 HAZELWOOD.**

MOTION: Hedgepeth

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

**APPROVED**

30. **RESOLUTION APPROVING LEASES BY THE CITY OF MEMPHIS REAL ESTATE DEPARTMENT SUBJECT TO CITY OF MEMPHIS ORDINANCE 2-291 RELATING TO REAL PROPERTY STATING THAT ANY LEASE OR LICENSE AGREEMENT FOR TWO OR MORE YEARS SHALL BE CONSIDERED A CONVEYANCE AND BE SUBMITTED TO THE CITY COUNCIL FOR APPROVAL.**

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

**APPROVED**

31. **RESOLUTION IN SUPPORT OF MRS. ELISABETH F. YAGER – RHODES EXPANDING HER PROPERTY BY PURCHASING THE ADJOINING CITY PARCEL CONSISTING OF 0.34 ACRES MORE OR LESS.**

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

**APPROVED**

32. **RESOLUTION ACCEPTING AND APPROPRIATING DESIGN – OUR TOWN FUNDS IN THE AMOUNT OF \$100,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS TO THE FY2012 BUDGET FOR THE DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT.**

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

**APPROVED**

34. **RESOLUTION APPROVING A CONTRACT BETWEEN THE CITY OF MEMPHIS THROUGH ITS DIVISION OF PARK SERVICES AND MEMPHIS MUSEUMS INC. (MMI) FOR PRIVATE-FUND RAISING OF UP TO \$10,000,000.00 IN REGARD TO PINK PALACE MUSEUM IMPROVEMENTS OF EXHIBITS AND INTERIOR SPACES TO MATCH CITY OF MEMPHIS CONTRIBUTION OF UP TO \$10,000,000.00 FOR SAME.**

MOTION: Harris – Allocate up to \$1,000,000.00 for the Mallory Neely House  
 SECOND: Lowery  
 AYES: Brown, Collins, Fullilove, Harris and Lowery  
 NAYS: Boyd, Conrad, Flinn, Ford, Hedgepeth, Strickland and Chairman Morrison  
 Halbert did not cast a vote

**FAILED**, set up as Special Item #1

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

**APPROVED**

35. **RESOLUTION SEEKING APPROVAL FOR COMPLETION OF PLANS AND SPECIFICATIONS FOR PINK PALACE REHABILITATION, CIP PROJECT NUMBER PK08017, AT AN ESTIMATED CONSTRUCTION COST OF \$20,000,000.00 FUNDED BY \$10,000,000.00 LOCAL OTHER AND \$10,000,000.00 GENERAL OBLIGATION BONDS.**

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

**APPROVED**

37. **RESOLUTION AMENDING THE FY 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING A CONSTRUCTION ALLOCATION OF \$546,192.00 FUNDED BY SEWER REVENUE BONDS TO OTHER COSTS IN SOUTH PLANT EXPANSION, PROJECT NUMBER SW02033 AND FOR A NEGOTIATED CONTRACT WITH EMERSON PROCESS MANAGEMENT POWER & WATER SOLUTIONS.**

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

Morrison  
Halbert, Harris, Hedgepeth and Strickland did not cast a vote

**APPROVED**

- 38. **RESOLUTION AUTHORIZING AND ENCOURAGING THE MAYOR TO ENGAGE IN NEGOTIATIONS WITH THE GRAYS CREEK RESIDENTS WITH THE OBJECTIVE OF REACHING AGREEMENTS TO DEFER THE ANNEXATION OF THE AREA FOR AN EXTENDED PERIOD OF TIME IN CONSIDERATION OF AGREEMENTS FROM A MAJORITY OF THE PROPERTY OWNERS NOT TO SEEK INCORPORATION OR TO CONTEST THE CITY’S ANNEXATION AFTER THE AGREED DEFERRAL PERIOD SIMILAR TO THE AGREEMENTS REACHED WITH PROPERTY OWNERS IN THE BRIDGEWATER ANNEXATION AREA.**

**Councilman Collins stated that in Committee today there were some corrections made to the language and Councilman Collins read the corrections into the record. See resolution in Tickler File in the Council Records Office.**

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

**APPROVED**, as amended

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

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

Walter Broady, III, 4256 Ledbetter Cove, Memphis, TN 38109

**ADJOURNED MEETING AT 7:06 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