



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, September 15, 2020, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on
City Council's Website

https://www.memphistn.gov/government/city_council

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 (September 1, 2020)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS (None)

COMMUNITY ORGANIZATION SPOTLIGHT (None)

PUBLIC HEARINGS

1. RESOLUTION appealing a planned development located at the Southwest corner of Colvett Quince Road and Lynnfield Road, containing 4.20 acres currently governed by Chairman, Planning & Zoning Committee of Quince/Lynnfield Planned Development (PD 99-362). This resolution is sponsored by the Office of Planning and Development. (Held from 7/21; 8/4; 9/1)
Case No. PD 99-362

Appellant: Balmoral Neighborhood Association
Appellee: SE Industrial Investments, LLC

Request: Appeal the decision of the Land Use Control Board for a Major Modification approved on February 13th, 2020 to allow a three (3) story office building with associated accessory uses

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

40 NOTICES WERE MAILED ON JULY 10, 2020

2.
Colvett
Chairman,
Planning
& Zoning
Committee

RESOLUTION approving a planned development located at 0, 674, and 680 Stratford Road, containing +/-1.36 acres in the Residential Urban – 1 (RU-1) District. This resolution is sponsored by the Office of Planning and Development.

Case No. PD 20-07

Applicant: Jim Reedy – Memphis Investment Properties, LLC.
Arthur Nave (Representative)

Request: Commercial Planned Development

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

49 NOTICES WERE MAILED ON SEPTEMBER 4, 2020

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCE- THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING

3. **ORDINANCE** amending and restating Chapter 25 of the City of Memphis, Code of Ordinances Governing the City Pension System, up for **F I R S T** reading. Ordinance 5763 is sponsored by the Administration.
- Carlisle
Chairman,
Personnel
Committee
- ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCE - SECOND READING

4. **ORDINANCE** creating the Walk Tourism Development Zone Tourism Surcharge and otherwise providing with respect to the foregoing, up for **S E C O N D** reading. Ordinance No. 5761 is sponsored by the Administration.
- Ford
Chairman,
Economic
Development,
Technology &
Tourism
Committee
- ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE – FIRST READING (None)

ZONING ORDINANCE - SECOND READING

5. **ORDINANCE** rezoning 580 and 584 Belt Line Street, containing 0.2 acres located in the Residential Urban – 1 District, up for **S E C O N D** reading. This Ordinance is sponsored by the Office of Planning and Development.
- Colvett
Chairman,
Planning
& Zoning
Committee
- Case No. Z 20-8
Ordinance No. 5762

Applicant: Ameen Ozrail and Ziad Ozrail
Tim McCaskill and Associates, Inc. – (Representative)

Request: Commercial Mixed Use – 1

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

NOTATION FROM OPD (None)

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

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE:

ENGINEERING DIVISION

6. RESOLUTION approving the final plat for SINGLETON-AUSTIN PEAY COMMERCIAL PD (PD 17-02). (Held from 9/1)
Contract No. CR-5336

Resolution approves the final plat located approximately 892 linear feet Northeast of Singleton Parkway and Austin Peay Highway intersection in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the First Horizon Bank Letter of Credit No. 7441 in the amount of \$230,200.00 in lieu of bond on behalf of the City of Memphis.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

7. RESOLUTION approving the final plat for CORDOVA RIDGE PD, PH. 12/SHELBY COUNTY, TN (09-302CC). (Held from 9/1)
Contract No. CR-5338

Resolution approves the final plat located approximately 810 linear feet east of the N. Houston Levee Road and Macon Road intersection on the South side of Macon Road in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Bank of Fayette County Certificate of Deposit in the amount of \$5,000.00 in lieu of bond on behalf of the City of Memphis.

ACTION REQUESTED: Adopt the resolution

8. RESOLUTION accepting SOUTH SHELBY RNG, LLC and authorizing release of the bond.

(Contract No. CR-5295)

Resolution accepting the public improvements located 1,950 feet east of Holmes Road and Malone Road intersection in the City of Memphis, Tennessee. Resolution also authorizes the release of Performance Bond No. 2285209 in the amount of \$284,700.00 held as security for the standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

9. RESOLUTION accepting WOODLAND HILLS II PLANNED DEVELOPMENT, PH 3, SEWER IMPROVEMENTS (PD 08-324co) and authorizing the release of the bond.

(Contract No. CR-5292)

Resolution accepting the public improvements located north of Walnut Grove Road, west of Woodland Trace, outside the City of Memphis, Tennessee. Resolution also authorizes the release of Federal Bank Letter of Credit No. 192A in the amount of \$420,000.00 held as security for the standard improvement contract.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM

10. RESOLUTION approving an honorary street name change of McEwen Place between Willoughby Street and South Wellington Street for Rev. Joseph H. McGhee, Jr. This resolution is sponsored by Councilman Smiley.

ACTION REQUESTED: Adopt the resolution



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FISCAL CONSENT AGENDA

11. RESOLUTION seeking acceptance of grant funds from the State of Tennessee in the amount of \$1,528,800.00 specifically for the In-Service Training Program for training of 1,911 commissioned officers. This resolution is sponsored by Police Services. **(Request for same night minutes)**
12. RESOLUTION seeking acceptance of a donation in the amount of \$500.00 from Larry Shelton to be used to fund Police operational activities. This resolution is sponsored by Police Services. **(Request for same night minutes)**
13. RESOLUTION seeking acceptance of a donation in the amount of \$500.00 from Michael E. Blakely to be used to fund Police operational activities. This resolution is sponsored by Police Services. **(Request for same night minutes)**
14. RESOLUTION seeking acceptance of a donation of a 48-foot aluminum shipping container with an estimated monetary value of \$2500.00 from Tennessee Task Force One to be used for Police operational activities. This resolution is sponsored by Police Services. **(Request for same night minutes)**
15. RESOLUTION seeking acceptance of a donation of 20 barricades with an estimated monetary value of \$2,000.00 from Bluff City Law to be used for police activities. This resolution is sponsored by Police Services. **(Request for same night minutes)**
16. RESOLUTION for Memphis Public Library & Information Center accepting a donation in the amount of \$10,000.00 from Mellon/ACLS Scholars and Society Fellowships. The donation will benefit the Cossitt Branch Library which will host and ACLS Scholar from the University of Memphis in FY21. This resolution is sponsored by Library Services. **(Request for same night minutes)**
17. RESOLUTION receiving and appropriating the FY2021 funding for the City of Memphis Weatherization Assistance Program (WAP) Grant in the amount of \$2,677,721.00 to the FY2021 Housing and Community Development's federal budget. This resolution is sponsored by Housing & Community Development. **(Request for same night minutes)**

18. RESOLUTION accepting and appropriating grant funds in the amount of \$10,00,00 from the Humane Society of the United States and Mars Petcare COVID-19 Emergency grant for Memphis Animal Service to assist pet parents. This resolution is sponsored by MAS. **(Request for same night minutes)**

19. RESOLUTION requesting acceptance and appropriation of grant funds from the Department of Homeland Security-FEMA in the amount of \$1,180,631.00 for Tennessee Task Force 1 Readiness Cooperative Agreement. This resolution is sponsored by Fire Services. **(Request for same night minutes)**



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MLGW FISCAL CONSENT

20. RESOLUTION awarding a purchase order to Elgin Power Solutions for a mobile substation, in the amount of \$3,054,805.00.
21. RESOLUTION approving Change No. 3 to Contract No. 11982, Rental Equipment Insurance Coverage with Clay and Land Insurance, Incorporated, in the funded amount of \$23,000.00. (This change is to ratify and renew the current contract for the third of four annual renewal terms for the period covering August 24, 2020 through August 23, 2021, with no increase in rates from the previous renewal.)
22. RESOLUTION awarding Contract No. 12171, Paving Improvements, New Storage Canopy, New Guard House and Fencing to A & B Construction Company, Inc., in the funded not-to-exceed amount of \$893,801.00.
23. RESOLUTION awarding a purchase order to Metal Supply Company, Inc. for bus copper tubular material, in the amount of \$92,955.50.



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REGULAR AGENDA

GENERAL ORDINANCE – THIRD AND FINAL READING

24. Canale
Chairman,
Government
Affairs &
Annexation
Committee
- ORDINANCE** amending Chapter 2, Article I, Section 2-10-10, Subsection B, to require the Board of Ethics to establish an online portal to require Lobbyists to register annually and to file their state mandated disclosure statements with the City of Memphis, up for T H I R D and F I N A L reading. Ordinance No. 5752 is sponsored by Councilman Morgan and Councilman Carlisle. (Held from 6/16;7/7;7/21;9/1)

ACTION REQUESTED: Take whatever action Council deems advisable

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

25. Jones
Chairman,
Budget
Committee
- RESOLUTION** allocating and appropriating the FY2020 Community Catalyst Fund balance in the FY2021 budget in the amount of \$721,225.44. This resolution is sponsored by the Finance Division and the Office of Planning and Development.

ACTION REQUESTED: Adopt the resolution

DIVISION OF FIRE SERVICES

26. Swarengen
Chairman,
Public Safety
& Homeland
Security
Committee
- RESOLUTION** allocating and appropriating funds in the amount of \$200,000.00 for Project Number FS02034, Security Cameras. (All Council Districts). This resolution is sponsored by Fire Services.

ACTION REQUESTED: Adopt the resolution

27. RESOLUTION accepting grant funds in the amount of \$37,500.00 with a City Match of 25% in the amount of \$12,500.00 from the US Department of Homeland Security for the FY20 Port Security Grant Program. (All Council Districts). This resolution is sponsored by Fire Services.

Swearengen
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF GENERAL SERVICES

28. RESOLUTION requesting to re-purpose residual funds from various CIP Projects to provide additional funding to cover unexpected needs in GS18202-FY18 City Hall Rehab/Modernization and GS19106-FY19 Major Mod Contingency. (All Council Districts). This resolution is sponsored by General Services.

Smiley
Chairman,
Public Works,
Solid Waste,
Transportation
& General
Services
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

29. RESOLUTION transferring allocated and appropriated funds from CIP Project Number CD01101 Raleigh vehicle repair to CIP Project Number CD01100 Cossitt Library/4th Bluff in the amount of \$345,000.00. (District 6, Super District 8). This resolution is sponsored by Housing and Community Development.

Easter-Thomas
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

LIBRARY SERVICES (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM

30. RESOLUTION urging State Legislators to revoke and ban business licenses for
Canale payday lenders. This resolution is sponsored by Councilman Carlisle.
Chairman,
Government
Affairs &
Annexation
Committee
- ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT