



**CITY COUNCIL  
MEETING AGENDA**

**July 11, 2023**

**3:30 p.m.**

**Council Chambers, Lobby Floor  
City Hall - 125 North Main Street  
Memphis, Tennessee 38103-2017**

*If You Are In Need Of A Special Accommodation While  
Attending The Meeting, Please Alert The Council Staff.*

**Super District 8-3.** Chairman Martavius Jones

**Super District 8-1.** Vice Chairman JB Smiley, Jr.

**District 1.** Rhonda Logan

**District 2.** Frank Colvett, Jr.

**District 3.** Patrice J. Robinson

**District 4.** Jana Swearengen-Washington

**District 5.** Worth Morgan

**District 6.** Edmund Ford, Sr.

**District 7.** Michalyn Easter-Thomas

**Super District 8-2.** Cheyenne Johnson

**Super District 9-1.** Chase Carlisle

**Super District 9-2.** J. Ford Canale

**Super District 9-3.** Dr. Jeff Warren

## ORDER OF BUSINESS

### I. CALL TO ORDER by the Sergeant-at-Arms

### II. 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 Chief of Staff of the Memphis City Council.*

### III. PLEDGE OF ALLEGIANCE

### IV. CALL OF ROLL by the Comptroller

### V. APPROVAL OF PREVIOUS MEETING MINUTES (June 27, 2023)

### VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

### VII. ITEMS HELD OR DROPPED FROM THE AGENDA

#### PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION approving an Honorary Street Name Change on Lynnfield Road between Quince Road and Park Avenue for Mr. Fred D. Grinder. This Resolution is sponsored by Councilman Warren. (Request for Same Night Minutes)

#### PUBLIC HEARINGS

(None)

**DIVISION OF PLANNING AND DEVELOPMENT**

2. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 3337 Overton Crossing St. This Resolution is sponsored by the Division of Planning and Development.

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. PD 23-09

Applicant: Cash America Central, Inc.  
SR Consulting (Representative)

Request: New planned development and outline plan conditions to allow the expansion of an existing pawn shop at 3337 Overton Crossing St.

LUCB recommendation: APPROVAL, with conditions

DPD recommendation: REJECTION

**ACTION REQUESTED:** Take whatever action Council deems advisable

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

3. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit at the subject property located at 2115 Sycamore View Road. This Resolution is sponsored by the Division of Planning and Development.

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SUP 23-04

Applicant: A And R Properties, LLC/Beruk Properties  
Renaissance Group, Inc. (Representative)

Request: To construct a convenience store with gas pumps

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

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

4. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a special use permit for a solar farm at the west side of Getwell Road beginning about 209’ south of Shelby Dr. This Resolution is sponsored by the Division of Planning and Development.

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. SUP 23-10

Applicant: Nufish, LLC  
Josh Whitehead of Burch, Porter & Johnson, PLLC (Representative)

Request: Special use permit for a solar farm

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

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

5. RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 4747 Getwell Road. This Resolution is sponsored by the Division of Planning and Development. (Held from 4/25)

Johnson  
Chairman,  
Planning  
& Zoning  
Committee

Case No. PD 22-21

Applicant: Willie Smith Jr.  
Brenda Solomito Basar, Solomito Land Planning (Representative)

Request: Planned Development to allow limited number of CMU-1 uses

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

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

6. Johnson  
Chairman,  
Planning  
& Zoning  
Committee

RESOLUTION pursuant to Chapter 9.6 of the Memphis and Shelby County Unified Development Code approving a planned development at the subject property located at 707 Adams Ave. This Resolution is sponsored by the Division of Planning and Development. (Held from 4/11; 4/25)

Case No. PD 23-04

Applicant: Regents Park QOZB I, LLC  
Cindy Reaves, SR Consulting, LLC (Representative)

Request: Amendment to the Adams Orleans PD to add Event Center as an allowed use

LUCB and DPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Take whatever action Council deems advisable

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

**ZONING ORDINANCE- THIRD AND FINAL READING** (None)

## CONSENT AGENDA

**GENERAL ORDINANCES- FIRST READING** (None)

**GENERAL ORDINANCES - SECOND READING** (None)

**ZONING ORDINANCE – FIRST READING** (None)

**ZONING ORDINANCE - SECOND READING** (None)

**NOTATIONS FROM DPD** (None)

### **ENGINEERING DIVISION**

7. RESOLUTION accepting public improvements for OVERTON GATEWAY NORTH [CR-5283] and releasing bond. **(Request for Same Night Minutes)**

(Contract No. CR-5283)

Resolution accepts public improvements within the present limits of the City of Memphis and located at the northwest corner of East Parkway North and Sam Cooper intersection, in Memphis, Tennessee. Resolution also authorizes release of the Performance Bond No. SU1149956 in the amount of \$54,600.00 held as security.

**ACTION REQUESTED:** Adopt the Resolution

**GENERAL ITEMS** (None)

## FISCAL CONSENT AGENDA

(None)



## MLGW FISCAL CONSENT

Chair: Patrice Robinson, Vice Chair: Worth Morgan

8. RESOLUTION awarding Contract No. 12425, Pure Storage Backup Expansion to Thomas Galloway Corporation dba Technologent in the funded amount of \$989,272.50.
9. RESOLUTION awarding Contract No. 12423, Pure Storage Flash Array XL170(s) to Thomas Galloway Corporation dba Technologent in the funded amount of \$8,109,596.69.
10. RESOLUTION awarding Contract No. 12429, Line Clearance - Area 3 (solicited under Contract No. 12420) to ABC Professional Tree Services, Inc. in the funded amount of \$78,916,006.72.
11. RESOLUTION awarding Contract No. 12428, Line Clearance - Area 2 (solicited under Contract No. 12420) to Lewis Tree Service, Inc. in the funded amount of \$68,677,649.74.
12. RESOLUTION awarding Contract No. 12420, Line Clearance - Area 1 to W.A Kendall and Company dba Kendall Vegetation Services in the funded amount of \$80,053,213.60.
13. RESOLUTION approving Change No. 2 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract. (This change is to renew the current contract for the second of four annual renewal terms for the period covering August 25, 2023, through August 24, 2024) in the funded amount of \$312,120.00.
14. RESOLUTION approving Change No. 1 to Contract No. 12359 (solicited under Contract No. 12292), Professional Engineering Services for Water Engineering with Fisher Arnold (This change is to renew the current contract for the first and second of four annual renewal terms for the period covering October 3, 2023, through October 2, 2025) in the funded not-to-exceed amount of \$760,000.00.
15. RESOLUTION approving Change No. 1 to Contract No. 12292, Professional Engineering Services for Water Engineering with Allen & Hoshall. (This change is to renew the current contract for the first and second of four annual renewal terms for the period covering September 29, 2023, through September 28, 2025) in the funded not-to-exceed amount of \$760,000.00.
16. RESOLUTION approving Change No. 2 to Contract No. 12193, Grounds Maintenance and Landscaping Service with Rotolo Consultants, Incorporated to renew the current contract in the funded amount of \$262,471.23.

# REGULAR AGENDA

## APPOINTMENTS

17. **MEMPHIS LIGHT GAS & WATER COMMISSION, NON-VOTING COUNTYWIDE**  
**ADVISORY MEMBER**  
 Easter-Thomas  
 Chairman, Appointment  
 Personnel & Governmental Affairs  
 John R. Butler  
 Committee

## GENERAL ORDINANCES THIRD AND FINAL READING

18. **ORDINANCE** to amend the Code of Ordinances of the City of Memphis, Tennessee, Chapter 15, Tire Business and Tire Hauler Regulation, to provide further requirements for Tire Business Retailers regarding the storage and hauling of tires, up for T H I R D and F I N A L reading. Ordinance No. 5875 is sponsored by Councilmembers Logan, Swarengen-Washington, Carlisle, Easter-Thomas, Ford, Johnson, and Smiley.  
 Smiley  
 Chairman, Public Works, Solid Waste & General Services  
**ACTION REQUESTED:** Take whatever action Council deems advisable  
 Committee

19. **ORDINANCE** to amend Chapter 41 - Wreckers or Towing Operators of the Code of Ordinances of Memphis, Tennessee, so as to update fees prescribed, up for T H I R D and F I N A L reading. Ordinance No. 5876 is sponsored by Councilman Canale.  
 Logan  
 Chairman, Public Safety & Homeland Security  
**ACTION REQUESTED:** Take whatever action Council deems advisable  
 Committee

20. **REFERENDUM ORDINANCE** to amend the Charter of the City of Memphis, same being Chapter 11 of the Acts of 1879 as amended, pursuant to Article XI, § 9 of the Constitution of the State of Tennessee (Home Rule Amendment), so as to provide provisions for the regulation of deadly weapons, up for T H I R D and F I N A L reading. Ordinance No. 5877 is sponsored by Councilmembers Smiley, Warren, Canale, Carlisle, Easter-Thomas, Ford, Jones, Logan, Morgan, Robinson, and Swarengen-Washington.  
 Logan  
 Chairman, Public Safety & Homeland Security  
**ACTION REQUESTED:** Take whatever action Council deems advisable  
 Committee

21. **ORDINANCE** to Amend Chapter 25-Pension and Retirement System of the City of Memphis, up for T H I R D and F I N A L reading. Ordinance No. 5873 is sponsored by the Administration. **(Held from 6/27)**  
 Easter-Thomas Chairman, Personnel & Governmental Affairs Committee  
**ACTION REQUESTED:** Take whatever action Council deems advisable

22. **ORDINANCE** supplementing and amending the 2021 Memphis Municipal Code of Ordinances of the City of Memphis, Tennessee relative to Animals and Horse Drawn Carriages; providing for the repeal of certain ordinances not included herein; and providing when such amendments to the Code and this Ordinance shall become effective, up for T H I R D and F I N A L reading. Ordinance No. 5843 is sponsored by the Administration. **(Held from 2/7; 3/7; 3/21; 4/11; 4/25; 5/2; 5/16)**  
 Swearingen-Washington Chairman, Public Services, Art, Youth Initiative, Libraries & Neighborhoods Committee  
**ACTION REQUESTED:** Take whatever action Council deems advisable

**CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS** (None)

**ENGINEERING DIVISION** (None)

**EXECUTIVE DIVISION** (None)

**FINANCE & ADMINISTRATION** (None)

**DIVISION OF FIRE SERVICES** (None)

**DIVISION OF GENERAL SERVICES** (None)

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT** (None)

**DIVISION OF HUMAN RESOURCES** (None)

**INFORMATION TECHNOLOGY** (None)

**LAW DIVISION** (None)

**LIBRARY SERVICES** (None)

**MLGW DIVISION** (None)

**MEMPHIS PARKS** (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

DIVISION OF SOLID WASTE (None)

**GENERAL ITEMS**

23. RESOLUTION to amend the City of Memphis Proposed FY24 Capital Improvement Budget. All Council Districts. This Resolution is sponsored by Councilwoman Logan.  
Carlisle  
Chairman,  
Budget  
Committee

**ACTION REQUESTED:** Adopt the Resolution

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**