

December 05, 2023

MINUTES

MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

December 05, 2023

3:30 P.M. SCHEDULED SESSION

3:48 P.M. MEETING COMMENCED

ROLL CALL: J. Ford Canale, Chase Carlisle, Frank Colvett, Michalyn Easter-Thomas, Edmund Ford, Sr., Cheyenne Johnson, Rhonda Logan, Worth Morgan, Patrice Robinson, JB Smiley, Jr., Jana Swearengen-Washington, Jeff Warren, and Chairman Martavius Jones.

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

INVOCATION

The meeting was opened with a prayer by Rev. Elartrice Ingram, Jr. from Middle Baptist Church.

Chairman Jones led the Pledge of Allegiance.

Councilwoman Johnson thanked Rev. Elartrice Ingram, Jr. from Middle Baptist Church.

These minutes record the agenda items and the action taken by the Council on such items. The full text of the original ordinances, resolutions, and supporting documents, including an audio recording of Council's deliberations, is 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.

December 05, 2023

Approval of the Minutes of the regular meeting on November 21, 2023, with the following motion:

Chairman Jones recognized the following person(s) who spoke from the audience:

Joe B. Kent, 511 Flamingo Rd., Memphis, Tennessee 38117

MOTION: Smiley

SECOND: Swarengen-Washington

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Robinson, Smiley, Swarengen-Washington, Warren, and Chairman Jones.
Colvett and Morgan did not cast a vote.

APPROVED

43. **RESOLUTION TO TRANSFER SIMMONS BANK LIBERTY STADIUM AND ALLOCATE \$120,000,000.00 OF STATE GRANT FUNDS FOR SPORTS FACILITIES IMPROVEMENTS TO UNIVERSITY OF MEMPHIS AUXILIARY SERVICES FOUNDATION. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

Held until December 19, 2023

46. **RESOLUTION REGARDING ADDITION OF BOARD SEATS ON UNIVERSITY OF MEMPHIS AUXILIARY SERVICES FOUNDATION CONTINGENT ON TRANSFER OF SIMMONS BANK LIBERTY STADIUM TO THE UNIVERSITY OF MEMPHIS. DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY COUNCILMAN SMILEY. (REQUEST FOR ADD-ON)**

Held until December 19, 2023

1. **RESOLUTION RECOGNIZING LASHELL VAUGHN, VICE PRESIDENT & CHIEF INFORMATION OFFICER FOR MEMPHIS LIGHT, GAS AND WATER, AS ONE OF THE TOP 50 WOMEN LEADERS OF TENNESSEE FOR THE YEAR 2023 BY WOMEN WE ADMIRE. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN SWEARENGEN-WASHINGTON.**

MOTION: Swarengen-Washington

SECOND: Logan

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Robinson, Smiley, Swarengen-Washington, Warren, and Chairman Jones.
Colvett and Morgan did not cast a vote.

APPROVED

December 05, 2023

2. **RESOLUTION APPROVING AN HONORARY STREET NAME CHANGE ON MONROE AVE BETWEEN RIVERSIDE DRIVE AND SOUTH SECOND STREET FOR ATTORNEY RICKY WILKINS. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY CHAIRMAN JONES.**

MOTION: Chairman Jones

SECOND: Ford

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Colvett and Morgan did not cast a vote.

APPROVED

4. **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 2000 SYCAMORE VIEW ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 23-18

MOTION: Johnson

SECOND: Swearingen-Washington

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Colvett and Morgan did not cast a vote.

APPROVED

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 7689 US HIGHWAY 64. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. PD 23-19

MOTION: Johnson

SECOND: Swearingen-Washington

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.
Colvett and Morgan did not cast a vote.

APPROVED

December 05, 2023

6. **RESOLUTION APPROVING THE CLOSURE OF 16.5-FOOT-WIDE ALLEY BETWEEN 130 KEEL AVE AND 707 N. SECOND STREET. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. SAC 23-02

MOTION: Johnson

SECOND: Canale

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Robinson, Swearngen-Washington, Warren, and Chairman Jones.
Morgan, and Smiley did not cast a vote.

APPROVED

7. **RESOLUTION PURSUANT TO CHAPTER 9.6 OF THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE APPROVING A SPECIAL USE PERMIT AT 100 N. MAIN ST. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. SUP 23-23

MOTION: Johnson

SECOND: Robinson

AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Swearngen-Washington, Warren, and Chairman Jones.
Carlisle, and Smiley did not cast a vote.

APPROVED

8. **ZONING ORDINANCE AMENDING ORDINANCE NO. 5367 OF CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, TO AUTHORIZE A ZONING USE DISTRICT RECLASSIFICATION FOR LAND LOCATED ON 1106 COLONIAL ROAD BY TAKING THE LAND OUT OF THE RESIDENTIAL SINGLE FAMILY – 10 (R-10) USE DISTRICT AND INCLUDING IT IN THE RESIDENTIAL SINGLE FAMILY – 8 (R-8) USE DISTRICT, UP FOR T H I R D AND F I N A L READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

CASE NO. Z 23-09

ORDINANCE NO. 5889

MOTION: Johnson

SECOND: Robinson

AYES: Canale, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearngen-Washington, Warren, and Chairman Jones.
Carlisle and Colvett did not cast a vote.

APPROVED, on Third and Final Reading

December 05, 2023

CONSENT AGENDA – Items #9 - #17, was acted upon by one motion; See page 7230 Roll Call Consent Items.

9. **ORDINANCE TO ESTABLISH CITY COUNCIL MEETING DATES FOR 2024, UP FOR S E C O N D READING. ORDINANCE NO. 5891 IS SPONSORED BY CHAIRMAN JONES.**

APPROVED, on Second Reading

10. **ORDINANCE TO FIX AND DETERMINE THE SALARY AND COMPENSATION OF THE MAYOR PURSUANT TO HOME RULE AMENDMENTS, UP FOR S E C O N D READING. ORDINANCE NO. 5892 IS SPONSORED BY CHAIRMAN JONES.**

APPROVED, on Second Reading

11. **REFERENDUM ORDINANCE PURSUANT TO ARTICLE XI, § 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT), TO AMEND PROVISIONS OF THE CHARTER OF THE CITY OF MEMPHIS, THE SAME BEING CHAPTER 11 OF THE ACTS OF 1870, AS AMENDED, RELATIVE TO MAYOR, COUNCIL, AND APPOINTED SALARIES, UP FOR S E C O N D READING. ORDINANCE NO. 5893 IS SPONSORED BY CHAIRMAN JONES.**

APPROVED, on Second Reading

12. **ZONING ORDINANCE AMENDING ORDINANCE NO. 5367 OF CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, TO AUTHORIZE A ZONING USE DISTRICT RECLASSIFICATION FOR LAND LOCATED ON 5516 RAINES ROAD BY TAKING THE LAND OUT OF THE RESIDENTIAL SINGLE-FAMILY – 6 (R-6) USE DISTRICT AND INCLUDING IT IN THE EMPLOYMENT (EMP) USE DISTRICT, UP FOR F I R S T READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. Z 23-12
ORDINANCE NO. 5894**

APPROVED, on First Reading

December 05, 2023

13. **ZONING ORDINANCE AMENDING ORDINANCE NO. 5367 OF CODE OF ORDINANCES, CITY OF MEMPHIS, TENNESSEE, ADOPTED ON AUGUST 10, 2010, AS AMENDED, KNOWN AS THE MEMPHIS AND SHELBY COUNTY UNIFIED DEVELOPMENT CODE, TO AUTHORIZE A ZONING USE DISTRICT RECLASSIFICATION OF LAND MUNICIPALLY ADDRESSED AS 3549, 3555, AND 3561 FULLER ROAD FROM THE RESIDENTIAL SINGLE FAMILY – 6 (R-6) USE DISTRICT AND INCLUDING IT IN THE EMPLOYMENT (EMP) USE DISTRICT, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT.**

**CASE NO. Z 23-13
ORDINANCE NO. 5890**

APPROVED, on Second Reading

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

- A. CASE NO. SAC 23-04 – LAFAYETTE STREET ALLEY CLOSURE**
B. CASE NO. SAC 23-05 – LOMBARDY ROAD STREET ALLEY CLOSURE

APPROVED

15. **RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS FOR AVIATION FACILITIES PD RE-RECORDING OF PHASES 2, 4, & 5 (UPS OAKHAVEN HUB) [CR#5332] AND RELEASING BOND. (REQUEST FOR SAME NIGHT MINUTES)**

(CONTRACT NO. CR-5332)

APPROVED

16. **RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS FOR ALOFT HOTEL [CR-5385] AND RELEASING BOND. (REQUEST FOR SAME NIGHT MINUTES)**

(CONTRACT NO. CR-5385)

APPROVED

17. **RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS FOR POLO GROUNDS NORTH P.D. – TOP GOLF (3450 S. GERMANTOWN ROAD) [CR-5424] AND RELEASING BOND. (REQUEST FOR SAME NIGHT MINUTES)**

(CONTRACT NO. CR-5424)

APPROVED

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ROLL CALL CONSENT AGENDA ITEMS:

MOTION: Swearengen-Washington

SECOND: Robinson

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearengen-Washington, Warren, and Chairman Jones.
Colvett did not cast a vote.

APPROVED

FISCAL CONSENT AGENDA - Items #18 - #19, may be acted upon by one motion:

18. RESOLUTION TO ACCEPT GRANT FUNDS IN THE AMOUNT OF (\$1,295,956.00) FROM DEPARTMENT OF HOMELAND SECURITY-FEMA FOR TENNESSEE TASK FORCE ONE READINESS COOPERATIVE AGREEMENT. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

APPROVED

19. RESOLUTION TO ACCEPT GRANT FUNDS IN THE AMOUNT OF (\$31,314.00) FROM SHELBY COUNTY SHERIFF'S OFFICE THROUGH THE OFFICE OF NATIONAL DRUG CONTROL POLICY. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES. (REQUEST FOR SAME NIGHT MINUTES)

APPROVED

ROLL CALL FISCAL CONSENT AGENDA ITEMS:

MOTION: Swearengen-Washington

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearengen-Washington, Warren, and Chairman Jones.

APPROVED

MLGW FISCAL CONSENT AGENDA - ITEMS #20 - #34 may be acted upon by one motion:

20. RESOLUTION APPROVING CHANGE NO. 13 TO CONTRACT NO. 11070, UTILITY METER DATA APPLICATION WITH AUTOMATED ENERGY, INCORPORATED (AEI), (THIS CHANGE IS TO EXTEND THE CURRENT CONTRACT FOR AN ADDITIONAL TWO-YEAR TERM FOR THE PERIOD COVERING JANUARY 1, 2024, THROUGH DECEMBER 31, 2025) IN THE FUNDED AMOUNT OF \$220,000.00.

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APPROVED

21. RESOLUTION AWARDING CONTRACT NO. 12470, PROFESSIONAL SERVICES IS/IT, TO VACO IN THE FUNDED AMOUNT OF \$ 1,917,495.00.

APPROVED

22. RESOLUTION AWARDING CONTRACT NO. 12469, PROFESSIONAL SERVICES IS/IT, TO TEKSYSTEMS IN THE FUNDED AMOUNT OF \$1,959,868.40.

APPROVED

23. RESOLUTION AWARDING CONTRACT NO. 12468, PROFESSIONAL SERVICES IS/IT, TO STRAGISTICS TECHNOLOGY, INC., IN THE FUNDED AMOUNT OF \$2,106,700.00.

APPROVED

24. RESOLUTION AWARDING CONTRACT NO. 12467, PROFESSIONAL SERVICES IS/IT, TO NEXTECH IN THE FUNDED AMOUNT OF \$1,812,231.20.

APPROVED

25. RESOLUTION AWARDING CONTRACT NO. 12466, (SOLICITED UNDER CONTRACT NO. 12433) PROFESSIONAL SERVICES IS/IT, TO CTD STAFFING IN THE FUNDED AMOUNT OF \$2,225,490.00.

APPROVED

26. RESOLUTION AWARDING CONTRACT NO. 12465 (SOLICITED UNDER CONTRACT NO. 12433), PROFESSIONAL SERVICES IS/IT, TO COOK SYSTEMS IN THE FUNDED AMOUNT OF \$2,252,440.00.

APPROVED

27. RESOLUTION AWARDING CONTRACT NO. 12433, PROFESSIONAL SERVICES IS/IT, TO 1LINK TECHNOLOGY, LLC IN THE FUNDED AMOUNT OF \$1,910,918.00.

APPROVED

28. RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 12151, LINE CLEARANCE MINOR WITH ABC PROFESSIONAL TREE SERVICES, INCORPORATED TO RATIFY THE APPROVAL OF INVOICE PAYMENTS, BASED ON AGREED-UPON EMERGENCY RATES, IN THE FUNDED AMOUNT OF \$2,148,556.23.

APPROVED

December 05, 2023

29. **RESOLUTION AWARDING CONTRACT NO. 12446 (SOLICITED UNDER CONTRACT NO. 12407), ENVIRONMENTAL ABATEMENT SERVICES TO NORTHWEST CONTRACTING SERVICES, INCORPORATED IN THE FUNDED NOT-TO-EXCEED AMOUNT OF \$5,500,000.00.**

APPROVED

30. **RESOLUTION AWARDING CONTRACT NO. 12407, ENVIRONMENTAL ABATEMENT SERVICES TO GENERAL CONSTRUCTION SERVICES IN THE FUNDED NOT-TO-EXCEED AMOUNT OF \$1,500,000.00.**

APPROVED

31. **RESOLUTION APPROVING THE RATIFICATION OF INCREASE IN THE AMOUNT OF \$4,856.00 FOR PURCHASE ORDER NUMBER 7044531 TO PRIME CONTROLS, LP FOR DISTRIBUTED PROCESS CONTROL PANELS TO COVER ADDITIONAL PRICE INCREASES.**

APPROVED

32. **RESOLUTION AWARDING CONTRACT NO. 12408, ENVIRONMENTAL CONSULTING SERVICES TO BH&M ENVIRONMENTAL CONSULTANTS, INCORPORATED IN THE FUNDED NOT-TO-EXCEED AMOUNT OF \$11,000,000.00.**

APPROVED

33. **RESOLUTION AWARDING A PURCHASE ORDER TO ENGINEERED SEALING COMPONENTS LLC., FOR ARM APITONG DEADENDS 96" IN THE AMOUNT OF \$701,710.00.**

APPROVED

34. **RESOLUTION APPROVING THE RATIFICATION OF PURCHASE ORDER NUMBER 7047013 TO DEJANA TRUCK & UTILITY EQUIPMENT COMPANY LLC FOR SINGLE REEL CABLE PULLER TRAILER IN THE AMOUNT OF \$370,010.00.**

APPROVED

ROLL CALL MLGW FISCAL CONSENT ITEMS:

MOTION: Robinson

SECOND: Swearngen-Washington

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearngen-Washington, Warren, and Chairman Jones.
Colvett did not cast a vote.

APPROVED

December 05, 2023

45. **RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$4,750,000.00 FROM TDEC DEPLOYMENT OF ARP FISCAL RECOVERY FUND DOLLARS SUPPORTING WASTEWATER PROJECTS. DISTRICTS 1, 2 & 3, SUPER DISTRICTS 8 & 9. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Smiley

SECOND: Warren

AYES: Canale, Carlisle, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearingen-Washington, and Chairman Jones.
Colvett and Warren did not cast a vote.

APPROVED

47. **RESOLUTION AUTHORIZING FINAL PAYMENT OF FY 2024 TAX EQUIVALENT PAYMENT FROM MEMPHIS LIGHT GAS AND WATER DIVISION'S GAS SYSTEM AND TOTAL DISTRIBUTION OF THE FY 2024 TAX EQUIVALENT PAYMENT TO TAXING JURISDICTIONS IN SHELBY COUNTY, TENNESSEE. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE MLGW COMMITTEE. (REQUEST FOR SAME NIGHT MINUTES)**

Chairman Jones recognized the following person(s) who spoke from the audience:

Pamela Moses, 2383 Jackson Ave., Memphis, Tennessee 38108

MOTION: Morgan

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.

APPROVED

48. **RESOLUTION AUTHORIZING FINAL PAYMENT OF FY 2024 TAX EQUIVALENT PAYMENT FROM MEMPHIS LIGHT GAS AND WATER DIVISION'S ELECTRIC SYSTEM AND TOTAL DISTRIBUTION OF THE FY 2024 TAX EQUIVALENT PAYMENT TO TAXING JURISDICTIONS IN SHELBY COUNTY, TENNESSEE. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE MLGW COMMITTEE. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Morgan

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.

APPROVED

December 05, 2023

3. **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 8851 ROCKY POINT ROAD. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PLANNING AND DEVELOPMENT. (HELD FROM 11/21)**

CASE NO. PD 23-14

MOTION: Johnson

SECOND: Robinson

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearingen-Washington, Warren, and Chairman Jones.

APPROVED, as amended.

35. **REFERENDUM ORDINANCE TO AMEND, PURSUANT TO ARTICLE XI, § 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT), PROVISIONS OF THE CHARTER OF THE CITY OF MEMPHIS, THE SAME BEING CHAPTER 11 OF THE ACTS OF 1879, AS AMENDED, RELATIVE TO PARTISAN ELECTIONS FOR THE OFFICES OF THE MAYOR AND CITY COUNCIL MEMBERS AND TO REPEAL ALL PROVISIONS OF THE CITY'S CHARTER INCONSISTENT WITH THIS AMENDMENT, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5883 IS SPONSORED BY CHAIRMAN JONES. (HELD FROM 11/7; 11/21)**

MOTION: Chairman Jones

SECOND: Johnson

AYES: Easter-Thomas, Johnson, Logan, Smiley, and Chairman Jones.

NAYS: Canale, Carlisle, Colvett, Ford, Morgan, Swearingen-Washington, and Warren
Robinson did not cast a vote.

FAILED, on Third and Final Reading

(Special Item #1 – Table Item #36.)

MOTION: Smiley

SECOND: Swearingen-Washington

AYES: Colvett, Easter-Thomas, Johnson, Ford, Morgan, and Warren.

NAYS: Canale, Carlisle, Logan, Smiley, Swearingen- Washington, and Chairman Jones.
Robinson did not cast a vote.

FAILED

December 05, 2023

36. **REFERENDUM ORDINANCE TO AMEND, PURSUANT TO ARTICLE XI, § 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT), PROVISIONS OF THE CHARTER OF THE CITY OF MEMPHIS, THE SAME BEING CHAPTER 11 OF THE ACTS OF 1879, AS AMENDED, RELATIVE TO APPLICATION OF CITY CHARTER REFERENDUM ORDINANCE NO. 1794 TO CITY MUNICIPAL ELECTIONS, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5884 IS SPONSORED BY COUNCILMEMBERS SMILEY, JOHNSON, LOGAN, AND WARREN. (HELD FROM 11/7; 11/21)**

MOTION: Morgan

SECOND: Easter-Thomas

AYES: Canale, Carlisle, Ford, Logan, Smiley, Swearingen-Washington, and Chairman Jones.

NAYS: Colvett, Easter-Thomas, Johnson, Morgan, and Warren.

Robinson did not cast a vote.

APPROVED, on Third and Final Reading, as amended.

37. **RESOLUTION APPROVING A 5-YEAR LEASE TO BLOC MINISTRIES, INC. TO USE CITY OWNED PROPERTY LOCATED AT 1720 RKS COMMERCIAL COVE IN MEMPHIS, TN 38114. DISTRICT 4, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Swearingen-Washington

SECOND: Ford

AYES: Carlisle, Colvett, Easter-Thomas, Ford, Logan, Swearingen-Washington, Warren, and Chairman Jones.

Canale, Johnson, Morgan, Robinson, and Smiley did not cast a vote.

APPROVED

38. **RESOLUTION APPROVING THE SALE OF CITY OWNED PROPERTY IN THE AMOUNT OF (\$2,000.00) KNOWN AS 2420 DEXTER AVE, MEMPHIS, TN 38108, PARCEL ID NUMBER 042036 00047. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.**

MOTION: Swearingen-Washington

SECOND: Carlisle

AYES: Carlisle, Colvett, Ford, Logan, Morgan, Swearingen-Washington, Warren, and Chairman Jones.

Canale, Easter-Thomas, Johnson, Robinson, and Smiley did not cast a vote.

APPROVED

41. **RESOLUTION TO ACCEPT, ALLOCATE, AND APPROPRIATE FEDERAL GRANT FUNDS IN THE AMOUNT OF (\$82,768.00) FOR OVERTON PARK TRAIL, PROJECT PW01256, AND ALLOCATE AND APPROPRIATE (\$20,692.00) IN G.O. BONDS FOR LOCAL MATCH. DISTRICT 7, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF PUBLIC WORKS.**

December 05, 2023

MOTION: Swearengen-Washington

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Ford, Logan, Morgan, Swearengen-Washington, Warren, and Chairman Jones.

Easter-Thomas, Johnson, Robinson, and Smiley did not cast a vote.

APPROVED

42. **RESOLUTION APPROVING THE LEASE AGREEMENT WITH B & G PARTNERSHIP FOR LAND SITUATED IN THE PIDGEON INDUSTRIAL AREA, TERM OF 5 YEARS 1/1/24 –12/31/28 WITH 2 YEARS RENEWAL OPTIONS. RENT SHALL BE \$191.14 PER PLANTABLE ACRE PER YEAR. DISTRICT 6, SUPER DISTRICT 8. THIS RESOLUTION IS SPONSORED BY THE ADMINISTRATION.**

MOTION: Ford

SECOND: Carlisle

AYES: Canale, Carlisle, Colvett, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearengen-Washington, Warren, and Chairman Jones.

Easter-Thomas did not cast a vote.

APPROVED

44. **RESOLUTION TO ALLOCATE \$150,000.00 TO THE DRIVER'S LICENSE REINSTATEMENT AND DIVERSION AMNESTY PROGRAM. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY COUNCILMEMBERS LOGAN, EASTER-THOMAS, AND SMILEY.**

MOTION: Logan

SECOND: Smiley

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Robinson, Smiley, Swearengen-Washington, Warren, and Chairman Jones.

APPROVED, as amended.

CHAIRMAN JONES RECESSED THE CITY COUNCIL MEETING AND CONVENED AS A RATE MAKING BOARD.

MEETING CALLED TO ORDER AS A RATE MAKING BOARD BY THE SERGEANT-AT-ARMS.

39. **RESOLUTION TO APPROVE THE 2024 INCREASE IN ELECTRIC REVENUES OF 4.0%, TO BE EFFECTIVE WITH METERS READ ON CYCLE 1 OF THE JANUARY 2024 REVENUE MONTH ON A NON-PRORATED BASIS, THE 2025 INCREASE IN ELECTRIC REVENUES OF 4.0% TO BE EFFECTIVE WITH METERS READ ON CYCLE 1 OF THE JANUARY 2025 REVENUE MONTH ON A NON-PRORATED BASIS, AND THE 2026 INCREASE IN ELECTRIC REVENUES OF 4.0% TO BE EFFECTIVE WITH METERS READ ON CYCLE 1 OF THE JANUARY 2026 REVENUE MONTH ON A NON-PRORATED BASIS. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE MLGW ADMINISTRATION.**

December 05, 2023

Chairman Jones recognized the following person(s) who spoke from the audience:

Keshawn Pearson, 3831 Masterson St., Memphis, Tennessee 38109

Pamela Moses, 2383 Jackson Ave., Memphis, Tennessee 38108

Glenda Hicks, 3090 Wood Thrush Dr., Memphis, Tennessee 38134

Richard Massey, 3615 Central Ave., Memphis, Tennessee 38111

Dr. Ray Bower, 2000 N. Parkway, Memphis, Tennessee 38112

Joe B. Kent, 511 Flamingo Rd., Memphis, Tennessee 38117

Kimberly Owens-Pearson, 1110 Star Line Rd., Memphis, Tennessee 38109

MOTION: Robinson

SECOND: Warren

AYES: Canale, Carlisle, Colvett, Ford, Logan, Morgan, Robinson, Warren, and Chairman Jones.

NAYS: Easter-Thomas, Johnson, Smiley and Swearngen-Washington.

APPROVED

COUNCILMAN JONES ADJOURNED THE RATE MAKING BOARD OF THE MEMPHIS CITY COUNCIL.

MEETING CALLED BACK TO ORDER FOR THE CITY COUNCIL BY THE SERGEANT-AT-ARMS

40. **RESOLUTION TO APPROVE THE 2024 BUDGET OF THE MEMPHIS LIGHT, GAS, AND WATER DIVISION OPERATIONS AND CAPITAL BUDGET. ALL COUNCIL DISTRICTS. THIS RESOLUTION IS SPONSORED BY THE MLGW ADMINISTRATION.**

Chairman Jones recognized the following person(s) who spoke from the audience:

Yolonda Spikes, 1938 Riverside Dr., Memphis, Tennessee 38109

Pamela Moses, 2383 Jackson Ave., Memphis, Tennessee 38108

Glenda Hicks, 3090 Wood Thrush Dr., Memphis, Tennessee 38134

MOTION: Robinson

SECOND: Canale

AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Morgan, Robinson, Warren, and Chairman Jones.

NAYS: Logan, Smiley, and Swearngen-Washington.

APPROVED

December 05, 2023

(Special Item #2 – Approval of same night minutes for Items #15, #16, #17, #18, #19, #45, #47, and #48 from tonight’s meeting.)

MOTION: Smiley
SECOND: Carlisle
AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan,
Smiley, Swearngen-Washington, Warren, and Chairman Jones.
Robinson did not cast a vote.

APPROVED

Chairman Jones recognized the following person(s) who spoke from the audience:

Walter Broady, 4256 Ledbetter Cv., Memphis, Tennessee 38109

MEETING ADJOURNED AT 8:11 p.m.

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

CHAIRMAN

Deputy Comptroller/Council Records