



**CITY COUNCIL
MEETING AGENDA
February 20, 2024
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 8-1.** Chairman JB Smiley, Jr.
- Super District 9-2.** Vice Chairman J. Ford Canale
- District 1.** Rhonda Logan
- District 2.** Jerri Green
- District 3.** Pearl Eva Walker
- District 4.** Jana Swearengen-Washington
- District 5.** Philip Spinosa
- District 6.** Edmund Ford, Sr.
- District 7.** Michalyn Easter-Thomas
- Super District 8-2.** Janika White
- Super District 8-3.** Yolanda Cooper-Sutton
- Super District 9-1.** Chase Carlisle
- 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 (February 6, 2024)

VI. ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

VII. ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION approving an Honorary Street Name Change on Looney Avenue between Ayers Street and Hastings Street for Reverend O.C. Collins, Jr. District 7, Super District 8. This Resolution is sponsored by Councilwoman Easter-Thomas.

PUBLIC HEARING

2.
Canale
Chairman,
Planning
& Zoning
Committee

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 3545 South Third Street. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 23-26

Applicant: Al Moore
Al Moore, Moore Towing and Recovery (Representative)

Request: Allow towing service without an impound lot in the Commercial Mixed Use – 3 (CMU-3) District

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

Opposition at LUCB; Public Hearing Required

32 NOTICES WERE MAILED ON JANUARY 31, 2024

DIVISION OF PLANNING AND DEVELOPMENT

3.
Canale
Chairman,
Planning
& Zoning
Committee

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 391 Western Park Drive. This Resolution is sponsored by the Division of Planning and Development.

Case No. SUP 23-36

Applicant: Musleh Hefdallah
David Bray, The Bray Firm (Representative)

Request: Special use permit to allow a convenience store with gas sales in the Commercial Mixed Use – 3 (CMU-3) District

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 at the subject property located at 2426 Lamar Avenue. This Resolution is sponsored by the Division of Planning and Development.

Canale
Chairman,
Planning
& Zoning
Committee

Case No. SUP 24-01

Applicant: Jim Song
David Baker, Fisher Arnold (Representative)

Request: To allow a drive-thru restaurant in the CMU-1 zoning district

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No opposition at LUCB; No Public Hearing Required

ZONING ORDINANCES- THIRD AND FINAL READING

5. **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 T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development. (Held from 12/19; 1/9; 1/23)

Canale
Chairman,
Planning
& Zoning
Committee

Case No. Z 23-13
Ordinance No. 5890

Applicant: Fleet Equipment, LLC
Cindy Reaves of SR Consulting, LLC (Representative)

Request: Rezoning of +/-0.538 acres from Residential Single-Family – 6 (R-6) to Employment (EMP)

LUCB recommendation: APPROVAL

DPD recommendation: REJECTION

ACTION REQUESTED: Take whatever action Council deems advisable

44 NOTICES WERE MAILED ON DECEMBER 12, 2023

CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCE - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

NOTATION FROM DPD

ENGINEERING DIVISION

- 6. RESOLUTION approving engineering plans for CONWOOD II DEVELOPMENT (2024) and accepting bond as security. (Request for Same Night Minutes)

Contract No. CR-5453

Resolution approves engineering plans within the present limits of the City of Memphis, and located at the northwest corner of Saffarans Avenue and Front Street, in Memphis Tennessee. This Resolution also replaces CR-5419, which has expired. Cost of required improvements to be borne by the Developer. Resolution also transfers cash bond, in the amount of \$166,200.00 and held as security for the expired CR-5419, accepting it as security for the project.

ACTION REQUESTED: Adopt the Resolution

- 7. RESOLUTION accepting public improvements for LUCKY SELF-STORAGE – 325 G. E. PATTERSON AVENUE [CR-5412] and releasing bond as security. (Request for Same Night Minutes)

(Contract No. CR-5412)

Resolution accepts public improvements within the present limits of the City of Memphis, and located at G. E. Patterson Avenue, in Memphis, Tennessee. Resolution also authorizes release of the Performance Bond No. 0247406 in the amount of \$75,000.00 held as project security.

ACTION REQUESTED: Adopt the Resolution

- 8. RESOLUTION accepting public improvements for WOODLAND HILLS II PD, PHASE 15, PART OF AREA 7 (County) [CR-5411] (Request for Same Night Minutes)

(Contract No. CR-5411)

Resolution accepts public improvements in present limits of Shelby County, as indicated on the plat and located at the southwest quadrant of Trinity Road and Woodland Lake Drive intersection in Shelby County, Tennessee. Resolution also authorizes the release of Financial Federal, Letter of Credit No. 260A in the amount of \$181,900.00.

ACTION REQUESTED: Adopt the Resolution

- 9. RESOLUTION accepting public improvements for HOLMES AND MINERAL WELLS PD, 1ST AMENDMENT, PARCEL A1 AND C PHASE 17 [CR-5387] and releasing bond. (Request for Same Night Minutes)

(Contract No. CR-5387)

Resolution accepts public improvements within the present limits of the City of Memphis, and located at 6324, 6325, & 6386 Global Drive in Memphis, Tennessee. Resolution also authorizes release of the Ohio Casualty Insurance Company Performance Bond in the amount of \$230,000.00.

ACTION REQUESTED: Adopt the Resolution

GENERAL ITEMS (None)

FISCAL CONSENT AGENDA

(NONE)

MLGW FISCAL CONSENT

Chair: Philip Spinosa, Vice Chair: Pearl Eva Walker

10. RESOLUTION approving the annual salary for the Vice President of Corporate Communications in the amount of \$200,000.00.
11. RESOLUTION awarding Contract No. 12432. Right-of-Way Mowing, to Enlightenment Inc. d.b.a. APS Facility Maintenance, in the Funded Amount of \$2,034,340.00.
12. RESOLUTION awarding a thirty-six-month blanket purchase order number 1793765, to Harcros Chemicals Incorporated for the purchase of sodium hexametaphosphate, in the amount of \$2,052,750.00.
13. RESOLUTION approving Change No. 20 to Contract No. 9955, Partial Funding of Pollution Control-Ground Water Quality Control Program with Memphis & Shelby County Health Department to authorize the annual fee payment in the funded amount \$141,512.25.
14. RESOLUTION approving Change No. 2 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$51,034.61.
15. RESOLUTION approving the ratification of purchase order number 7009932 to Howard Industries, Inc., for single phase pole type distribution transformers for an additional amount of \$224,318.64.
16. RESOLUTION awarding purchase order number 1793579, to Brighter Days and Nites, Inc., in the amount of \$513,700.00 for arresters.
17. RESOLUTION awarding a twelve-month blanket purchase order number 1793574 for control cable to Automotive Tool Group in the amount of \$767,566.00.
18. RESOLUTION approving the ratification of purchase order number 7016472 to Howard Industries, Inc., for single phase pad mount distribution transformers for an additional amount of \$3,783,970.64.

REGULAR AGENDA

APPOINTMENTS (None)

GENERAL ORDINANCES THIRD AND FINAL READING

19. **ORDINANCE** to establish Memphis Council Meeting dates for 2024, up for
Smiley T H I R D and F I N A L reading. Ordinance No. 5896 is sponsored by Chairman
Chairman, Smiley, Jr.
Executive
Session **ACTION REQUESTED:** Take whatever action Council deems advisable

20. **ORDINANCE** to amend Chapter 2, Article II, Section 2-19 of the Code of Ordinances of
Smiley the City of Memphis, to create health benefits for Elected Officials, up for T H I R D
Chairman, and F I N A L reading. Ordinance No. 5895 is sponsored by Chairman Jones. (Held
Executive from 1/9; 2/6)
Session **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 (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT