



CITY OF MEMPHIS

COUNCIL AGENDA

January 4, 2011

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (December 21, 2010)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS (None)

PUBLIC HEARINGS (None)

DIVISION OF PLANNING & DEVELOPMENT (None)

ZONING ORDINANCE – THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING (None)

ZONING ORDINANCE - FIRST READING

1. **ORDINANCE** to rezone the south side of Interstate 240 East, +/-1,760 feet east of Getwell Road, containing 7.14 acres in the Agricultural (AG) [FP] District, up for F I R S T reading.

Ford

Case No. Z 10-115
Ordinance No. 5391

Applicant: Patricia Tanner
The Reaves Firm – Representative

Request: Change the zoning from AG (FP) Agricultural (Floodplain) to I-L (FP) Light Industrial (Floodplain)

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

2. RESOLUTION approving final plat of TELLUS SUBDIVISION.

Case No. S 10-001

Resolution approves the final plat located on the north side of Mullins Station Road, east of Raleigh LaGrange Road. Cost of the required improvements to be borne by the developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

NOTATIONS FROM OPD

3. **NOTATIONS** from Land Use Control Board that the following cases were heard and recommendation made requesting a date of public hearing:

A. Case No. PD 07-339 – Avanti North, P.D., 8th Amendment, Part of Parcel A-2, Phase 8

Located on the east side of Germantown Parkway, 926 feet north of Bonnie Lane, containing ± 2.3 acres in an area currently governed by the Avanti North Planned Development, 8th Amendment, Part of Parcel A-2 (PD 07-339), Plat Book 238, Page 18.

Applicant: TM Partners
SR Consulting, LLC – Cindy Reaves - Representative

Appellant: Cordova Leadership Council

Request: Overturn the decision of the LUCB approving a site plan for Motor Vehicle Sales

LUCB and OPD recommendation: APPROVAL, with conditions

B. Case No. SAC 10-608 – Madison Alley

Beginning 152 feet north of the north side of Madison Avenue and ± 180 feet east of N. Bellevue Boulevard between Madison Avenue and Court Avenue, extending 230 feet eastward, containing 3,220 square feet.

Applicant: The Embroidery Company/E. F. Spikner
The Reaves Firm – Representative

Request: Close alley right-of-way

LUCB and OPD recommendation: APPROVAL

C. Case No. SAC 10-609 – Watson Street

Located on Watson Street, south of Interstate 240 East, $\pm 1,700$ feet east of Getwell Road, extending southward approximately 466 linear feet, containing 0.54 acre.

Applicant: Patricia Tanner
The Reaves Firm – Representative

Request: Close Watson Street which is currently unimproved right-of-way

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: January 18, 2011



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MLGW FISCAL CONSENT

4. RESOLUTION awarding Contract No. 11414, Roof Maintenance, to B Four Plied, Inc., in the funded amount of \$143,780.00.
5. RESOLUTION approving Change No. 2 to Contract No. 11437, Emergency Aid Agreement, with Standard Electric Company, in the funded amount of \$2,731.80, for a new contract value of \$81,195.93. (This change covers payment for work performed as a result of the storm of October 26, 2010).
6. RESOLUTION awarding contract for backhoe loaders to Liles Brothers & Sons, in the amount of \$1,059,000.00.
7. RESOLUTION approving Change No. 3 to Contract No. 11320, Local Dial Tone Services, with Paetec, in the funded amount of \$142,350.00. (This change adds a T1 at Netters Business Center for an inbound fax server covering the period January 1, 2011 to March 31, 2011, in the amount of \$1,950.00, and also renews the contract for the first of three renewal terms, April 1, 2011 to March 31, 2012, in the amount of \$140,400.00, with no increase in rates from the previous year).
8. RESOLUTION approving Change No. 1 to Contract No. 10927, Perpetual Licensing Agreement, with Group 1 Software, in the funded amount of \$92,657.00. (This change covers maintenance for the period April 1, 2011 to March 31, 2012, and maintenance subscription services for the period April 1, 2006 to March 31, 2011, due to the contract requirement that customers pay for the total period of non-maintenance and upgrades to receive current maintenance. This change also reflects a name change from Group 1 Software to Pitney Bowes Software, Inc.).
9. RESOLUTION approving payment of invoices to Access Controls Integration for the purchase and installation of equipment for the Electric Systems Operation Server Room Card Access and Close Circuit Television project as required by NERC, in the amount of \$27,977.51.



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REGULAR AGENDA

10.
Strickland

APPOINTMENTS

Memphis Landmarks Commission

Reappointments

Elise Leffler Frick
William S. Nixon

Health, Educational & Housing Facility Board

Reappointments

Curtis Thomas
Carolyn Goodwin-Willett

GENERAL ORDINANCES -THIRD AND FINAL READING

11. **ORDINANCE** to amend Chapter 2, Division 6, Local Small Business Development and Procurement Program, up for T H I R D and F I N A L reading.

Conrad

Ordinance No. 5389

ACTION REQUESTED: Take whatever action Council deems advisable

12. **ORDINANCE** to amend Chapter 5, City of Memphis, Code of Ordinances, to eliminate Animal Control Officer's Ability to Issue Citations in Lieu of Arrest and authorize such Officers to Issue Ordinance Summons in Accordance with Tennessee Code Annotated Section 7-63-201, up for T H I R D and F I N A L reading.

Boyd

Ordinance No. 5390

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

13. RESOLUTION authorizes the Administration to sell the City's delinquent tax receivables in order to accelerate the collection of delinquent tax revenues.

Morrison

ACTION REQUESTED: Adopt the resolution

DIVISION OF FIRE SERVICES

14. RESOLUTION to amend Fire Service's Capital Improvement Budget request to replace the original request with eight alternative response vehicles, one brush truck, seven ambulances, two engines and two aerial/quints trucks at a cost of \$4,508,284.00. The cost is the same as the original request.

Lowery

ACTION REQUESTED: Adopt the resolution

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

15. RESOLUTION appropriating \$3,000,000.00 of the FY 2011 Capital Improvement Budget for the MHA-Triangle Noir (Cleaborn Homes Redevelopment) Project.

Brown

ACTION REQUESTED: Adopt the resolution

16. RESOLUTION by the Council of the City of Memphis, Tennessee, adopting the Greater Memphis Neighborhood Plan.

Brown

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES

17. RESOLUTION adopting the City of Memphis Employee Suggestion Program.

Strickland

ACTION REQUESTED: Adopt the resolution

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

PARK SERVICES (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

18. RESOLUTION amending the FY 2011 Capital Improvement Budget by transferring an allocation of \$35,449.00 funded by G.O. Bonds-General (Storm Water) from Drainage – ST, Project Number ST03006 to Ridgeway South Rex Road Drain, Project Number ST03086 for drainage repairs. Resolution also appropriates \$35,449.00 funded by G.O. Bonds-General (Storm Water) for Ridgeway South Rex Road Drain, Project Number ST03086 for a construction contract with Madden Phillips.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

19. RESOLUTION amending the FY 2011 Capital Improvement Budget by transferring an allocation of \$3,490,408.00 funded by G.O. Bonds – General from Asphalt Paving, Project Number PW01040 and \$163,125.00 in G.O. Bonds – General from ADA Curb Ramps, Project Number PW04007 to Resurface Various Street 2011 Group 1, Project Number PW01231 for resurfacing of streets. Resolution also appropriates \$3,653,533.00 funded by G.O. Bonds-General in Resurface Various Street 2011 Group 1, Project Number PW01231 for a construction contract with APAC-Tennessee.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ACTION TAKEN BY COUNCIL ON THIS DATE

1. & 2 – Approved
3. Public Hearing Set for January 18, 2011
4. Through 10 – Approved
11. Held until January 18, 2011
12. Approved
13. & 14 – Held until January 18, 2011
15. Approved, as amended
16. Through 19 – Approved

ACTION TAKEN ON THE MINUTES OF DECEMBER 21, 2010 MEETING

Approved