



# CITY OF MEMPHIS

## COUNCIL AGENDA

March 4, 2014

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

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### 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 (February 4, 2014)

### 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 AND DEVELOPMENT**

1. RESOLUTION approving a street/alley closure generally located between Germantown Road on the west and Hacks Cross Road on the east; two sections. The east-west section begins some 2,400' west of Hacks Cross Road and extends westward from that point a distance of 455'.

The north-south section is located some 2,949' east of Germantown Road and extends northward from that point a distance of 700', containing 1.049 acres in Area G of the Callis Cut-Off P.D. and Area D of the Tournament Center Planned Development. (Held from 2/18)

Collins

Case No. SAC 13-614

Applicant: Fieldstone Apartments III, LLC (Michael Lightman)  
Parker, Estes, and Associates - Representative

Request: Close & Vacate Street Right-Of-Way

LUCB and OPD 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)



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## CONSENT AGENDA

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

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

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

**ZONING ORDINANCE - SECOND READING**

2. **ORDINANCE** to delete a portion of Quince Road Residential Corridor, located on the north side of Quince Road @ Ridgeway Road, containing 3.58 acres in the Commercial Mixed Use (CMU-2) District, up for S E C O N D reading.

Collins

Case No. RC 13-402  
Ordinance No. 5546

Applicant(s): Balmoral Shopping Center, LLC

Request: Delete a portion of Quince Road Residential Corridor

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

### **ENGINEERING**

3. **RESOLUTION** approving final plat of CARTER HILL SUBDIVISION.

Case No. S 08-005

Resolution approves the final plat located at the northeast corner of New Raleigh Road and James Road. Cost of the required improvements to be borne by the developer.

ACTION REQUESTED: Adopt the resolution

4. **RESOLUTION** approving final plat of UPTOWN REDEVELOPMENT ALLEY IMPROVEMENTS.

Contract No. CR-5209

Resolution approves the final plat located south of Chelsea Avenue, north of Mill Avenue, east of N. Second Street and west of Seventh Street. Cost of the required improvements to be borne by the agency and the contractor. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

**ACTION REQUESTED:** Adopt the resolution

**NOTATION FROM OPD**

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

A. Case No. SAC 13-605 – (COUGHLIN DRIVE) (Held from 12/3)

Located on Coughlin Drive between Brooks Road and Stonebrook Avenue, containing 2.058 acres in the Employment (EMP) District

**Applicant:** City of Memphis Engineering Division  
Bill Wood, Pickering Firm – Representative

**Request:** Close and vacate a portion of Coughlin Drive Right-of-Way

LUCB and OPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED:** Set a date of public hearing

**SUGGESTED DATE:** March 18, 2014



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## MLGW FISCAL CONSENT

6. RESOLUTION approving Change No. 9 to Contract No. 10580, Service Agreement, with Motorola Incorporated, in the funded amount of \$47,759.16. (This change is to renew the current contract for an additional one year term covering the period March 1, 2014 to February 28, 2015 with no increase in rates from the previous year. MLGW is requesting approval of continuous maintenance of the acquired system, which can only be performed by Motorola Incorporated.)
7. RESOLUTION approving Change No. 11 to Contract No. 10332, ABB Software Maintenance, with ABB Power Training and Development Company, Incorporated, in the funded amount of \$115,393.00. (This change is to renew software maintenance, licenses, and support renewal fees for the DMS Software covering the period January 1, 2014 through December 31, 2014, reflecting a 3% increase from the previous year due to business operating cost. The FEEDERAL application has been discontinued and is no longer provided by this contract. This reduction in services represents a 15% decrease in the contract costs.)
8. RESOLUTION awarding contract to Whitlow Electric Service Co., Inc. for Galvanized Transmission Tower Steel, in the amount of \$57,973.88.
9. RESOLUTION approving payment of 2014 annual membership dues, to American Gas Association, in the amount of \$60,045.00.
10. RESOLUTION approving the selection of the Underwriter/Senior Manager and Co-Managers in connection to the proposed issuance of Series 2014 Electric System Revenue Bonds and the Series 2014 Water System Revenue Bonds.
11. RESOLUTION approving Change No. 6 to Contract No. 11292, Cashiering System Replacement, with System Innovators, in the funded amount of \$47,610.00. (This change is to renew the current contract for annual software maintenance and support services for the period covering March 1, 2014 to February 28, 2015. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by System Innovators.)

12. RESOLUTION approving Change No. 3 to Contract No. 11332, Short & Long Term Disability, to Unum Group, to extend the current contract in the funded amount of \$1,040,326.53. (This change is to extend the current contract to June 30, 2014 to allow time to complete evaluations of proposals received and vendor selection for a new contract, which proposals were received on January 31, 2014. In the event a new vendor is selected, this extension will allow time for a transition period from the current provider to the new provider. The current term ends April 1, 2014.)
13. RESOLUTION approving Change No. 3 to Contract No. 11333, Group Term, Voluntary Life and Accidental Death and Dismemberment, to Unum Group, to extend the current contract in the funded amount of \$1,040,326.53. (This change is to renew the current contract for a 90 day term for the period covering April 1, 2014 to June 30, 2014. In the event a new vendor is selected, this extension will allow time for a transition period from the current provider to the new provider. The current term ends April 1, 2014.)
14. RESOLUTION awarding contract to Venture Technologies for a Firewall Installation Project, in the amount of \$103,706.72.
15. RESOLUTION approving Change No. 2 to Contract No. 11531, Customer Satisfaction Survey, with Renee Enterprises, in the funded amount of \$33,774.00. (This change is to renew the current contract for the second of four renewal terms covering the period April 1, 2014 through March 31, 2015, with no increase in rates from the previous year.)
16. RESOLUTION awarding a forty-eight month contract to Konica Minolta Business Solutions USA, Inc. for rental of copier/printer multi-function devices, in the amount of \$607,920.00.



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## REGULAR AGENDA

17.  
Flinn

### APPOINTMENTS

#### ALCOHOL COMMISSION

##### Reappointments

Erma J. Hayslett  
Billy Post

#### CIVIL SERVICE COMMISSION

##### Appointment

Edward L. Vaughn

#### ECONOMIC DEVELOPMENT GROWTH ENGINE OF MEMPHIS AND SHELBY COUNTY (EDGE)

##### Reappointment

Larry C. Jackson

#### MEMPHIS AND SHELBY COUNTY NEW ARENA PUBLIC BUILDING AUTHORITY

##### Reappointment

Kevin Kane

**GENERAL ORDINANCES – THIRD AND FINAL READING**

18. **ORDINANCE** amending Chapter 21, Code of Ordinances, City of Memphis, so as to establish an Environmental Fee, up for T H I R D and F I N A L reading. (Held from 9/4; 1/8; 3/5; 3/19; 5/7; 7/16; 9/3; 12/3; 1/7; 2/4)

Hedgepeth

Ordinance No. 5456

ACTION REQUESTED: Take whatever action Council deems advisable

19. **ORDINANCE** approving installation of individual Water Meters on all new constructed Apartment Complexes, up for T H I R D and F I N A L reading.

Lowery

Ordinance No. 5545

ACTION REQUESTED: Take whatever action Council deems advisable

**ENGINEERING DIVISION** (None)

**EXECUTIVE DIVISION** (None)

**FINANCE & ADMINISTRATION**

20. **RESOLUTION** amending the FY 2014 Budget for Mid-Year Clean-up to adjust for unanticipated expenditures.

Harris

ACTION REQUESTED: Adopt the resolution

**DIVISION OF FIRE SERVICES** (None)

**DIVISION OF GENERAL SERVICES** (None)

**DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT**

21. **RESOLUTION** to establish a public hearing and approve the Raleigh Springs Urban Renewal Plan.

Brown

ACTION REQUESTED: Adopt the resolution

**DIVISION OF HUMAN RESOURCES**

22. **RESOLUTION** expanding the scope of programs covered by the Tuition Reimbursement Program and setting forth new Tuition Reimbursement limits per employee.

Flinn

ACTION REQUESTED: Adopt the resolution

**INFORMATION SERVICES** (None)

**LAW DIVISION** (None)

**MLGW DIVISION**

23. RESOLUTION waiving the fee for South Cordova residents from the Schedule of Fees for Street Lighting Service for the City of Memphis until such time that street lights have been installed in the area. (Held from 2/4)

Lowery

ACTION REQUESTED: Adopt the resolution

24. RESOLUTION to approve the revised 2014 Street Light Schedule of Fees.

Lowery

ACTION REQUESTED: Adopt the resolution

**DIVISION OF PARK SERVICES** (None)

**DIVISION OF POLICE SERVICES**

25. RESOLUTION accepting grant funds in the amount of \$13,404.00 for the purpose of continuing the Federal High Intensity Drug Trafficking Area Program (HIDTA).

Conrad

ACTION REQUESTED: Adopt the resolution

**DIVISION OF PUBLIC SERVICES** (None)

**DIVISION OF PUBLIC WORKS**

26. RESOLUTION amending the FY 2014 CIP Budget to allocate and transfer \$300,000.00 to the Division of Public Works for the purchase of up to six (6) community trash compactors pads in various locations in Downtown Memphis. (Held from 11/19; 1/21; 2/18)

Hedgepeth

ACTION REQUESTED: Adopt the resolution

**GENERAL ITEM**

27. RESOLUTION in support of bringing to an end the ongoing dispute between Kellogg workers at the Kellogg Memphis Production Facility and the Kellogg Company and to end the lockout of Kellogg workers.

Halbert

ACTION REQUESTED: Adopt the resolution

**APPEARANCE CARDS FOR PUBLIC SPEAKING**

**ADJOURNMENT**

**ACTION TAKEN BY COUNCIL ON THIS DATE**

1. Through 4 – Approved
5. Public Hearing held until April 15, 2014
6. Through 17 – Approved
18. Held until May 20, 2014
19. Held until April 1, 2014
20. Approved, as amended
21. & 22 – Approved
23. & 24 – Failed
25. Through 27 – Approved

**ACTION TAKEN BY COUNCIL ON THE MINUTES OF FEBRUARY 18, 2014 MEETING**

Approved

**ACTION TAKEN BY COUNCIL ON THE MINUTES OF ITEMS #20 & #21 FROM TONIGHT'S MEETING**

Approved