



CITY OF MEMPHIS

COUNCIL AGENDA

June 2, 2015

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

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 (May 19, 2015)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION honoring 100 years of Kiwanis. (Held from 5/19)
Strickland

ACTION REQUESTED: Adopt the resolution

2. RESOLUTION approving an honorary street name change of Sixth Street for
Mrs. Lizzie Bradshaw.
Fullilove

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARINGS (None)

ZONING ORDINANCES – THIRD AND FINAL READING (None)



CITY OF MEMPHIS

COUNCIL AGENDA

June 2, 2015

Public Session, Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 N. Main Street

Memphis, TN 38103-2017

CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING

3.
Collins
Chairman,
Planning &
Zoning
Committee

ORDINANCE amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis August 10, 2010 and by Shelby County August 9, 2010, as amended, to revise and enhance the Joint Zoning and Subdivision Regulations as recommended by the Memphis and Shelby County Office of Planning and Development and the Land Use Control Board. This text amendment affects all property within the City of Memphis, up for S E C O N D reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. ZTA 15-001

Ordinance No. 5589

Applicant: Memphis & Shelby County Office of Planning & Development
Josh Whitehead, Planning Director - Representative

Request: Adopt amendments to the Memphis & Shelby County
Unified Development Code

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

ENGINEERING

4. RESOLUTION accepting POLO GROUNDS NORTH P.D., PHASE 6 and authorizing release of bond.

Case No. PD 99-344

(Contract No. CR-5210)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the north side of Polo Grounds Drive, west of Centennial Drive. The standard improvement contract was approved on April 1, 2014. Resolution also authorizes the release of the Performance Bond in the amount of \$184,900.00.

City Engineer recommends approval

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 15-601 and SAC 15-602

Located south of Broad Avenue between Collins Street and Maria Street and Autumn Avenue between Maria and Collins Street, containing .55 acre in the CMU-1 and R-6 District.

Applicant: Greg and Carla Touliatos
SR Consulting, LLC – Cindy Reaves – Representative

Request: Close and vacate public right-of-way

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: June 16, 2015

GENERAL ITEM (None)



CITY OF MEMPHIS

COUNCIL AGENDA

June 2, 2015

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

MLGW FISCAL CONSENT

6. RESOLUTION awarding a contract to Tropos Networks Inc., a subsidiary of ABB Inc., for outdoor wireless mesh routers, in the amount of \$157,114.00. (Held from 5/5)
7. RESOLUTION approving Change No. 2 to Contract No. 11367, Solid Waste/Trash Removal Services, with Waste Connections of Tennessee, Incorporated, in the funded amount of \$103,877.75. (This ratification and extension is needed due to a miscalculation of the contract's end date, which was January 24, 2015. In addition, this change is to ratify invoice payments made for work performed after the contract end date in the amount of \$20,671.63, which was absorbed in the current contract value.)
8. RESOLUTION approving a purchase order to the City of Memphis, for the purchase of unleaded and diesel fuel from the City of Memphis via its fuel supplier, from July 1, 2015 through September 30, 2015, in an amount not-to-exceed \$1,200,000.00.
9. RESOLUTION awarding a contract to Tag Truck Center, for the purchase of cab and chassis, in the amount of \$377,800.00.
10. RESOLUTION awarding a contract to Scruggs Equipment Company, Inc., for the purchase of hydraulic front mounted truck winches, in the amount of \$104,304.00.
11. RESOLUTION awarding a contract to AutoNation Ford Memphis, for the purchase of pickup trucks, in the amount of \$179,278.00.
12. RESOLUTION approving Change No. 3 to Contract No. 11517, Directional Boring, with Memphis Road Boring Company, Incorporated, in the funded amount of \$2,531,000.00. (This change is to renew the current contract for the third of four annual renewal terms covering the period July 2, 2015 through July 1, 2016 which reflects no increase in rates from the previous year. In addition, this change reflects the following adjustment in services: 1) to decrease the quantities in unit 1A-1 (Boring Services 6" to 8" per foot) from 1500 to 0; 2) to increase the quantities in unit 1B-1 (Boring Services 10" through 12" per foot) from 3500 to 9500 in the amount of \$1,786,000.00; and 3) to increase the quantities in unit 1B-2 (Boring Services 18" through 20" per foot) from 1300 to 2500 in the amount of \$745,000.00. The increased quantities are needed to complete projected jobs during the renewal period.)
13. RESOLUTION awarding Contract No. 11705, Sheahan Pump Building and Re-Roof, to Barnes & Brower, Incorporated, in the funded amount of \$1,920,898.00.

14. RESOLUTION awarding Contract No. 11728, Professional Engineering Services, to CHI Engineering, in the funded amount, with approved rates, not-to-exceed \$50,000.00.
15. RESOLUTION approving Change No. 1 to Contract No. 11676, Professional Engineering Services, with Allen & Hoshall, in the funded amount of \$150,000.00. (This change is to renew the current contract for the first of four annual renewal terms covering the period June 4, 2015 through June 3, 2016, with no increase in rates from the previous year.)
16. RESOLUTION approving Change No. 1 to Contract No. 11554, Maintenance and Security Automation Service Agreement, with Access Control Integration (ACI), in the funded amount of \$150,000.00. (This change is to renew the current contract for the first of three renewal terms covering the period July 10, 2015 through July 9, 2016 in the funded amount of \$150,000.00. In addition, this change is to add the following DVR equipment: 1) Pelco ENC 5516 Encorder; 2) Pelco ENC5400-4Port Host Card; and 3) Pelco IP DVR 16TB DSSRV2-160-US.)
17. RESOLUTION approving payment of an invoice from Energy Worldnet, Inc., for the Operator Qualification Compliance System Monitoring and Maintenance, in the amount \$42,840.00.
18. RESOLUTION awarding contracts to Logicalis, Inc. in the amount of \$7,500.00, and Thomas Consultants, Inc. in the amount of \$72,295.00, for Citrix Software maintenance and technical support.



CITY OF MEMPHIS

COUNCIL AGENDA

June 2, 2015

Public Session, Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 N. Main Street

Memphis, TN 38103-2017

REGULAR AGENDA

BUDGET ITEMS

19. RESOLUTION directing the City Treasurer to prepare Tax Bills for the various Utilities and Carriers utilizing the last Certified Assessment available as of June 30, 2015. This resolution is sponsored by the Finance Division.
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

20. RESOLUTION approving the Capital Acquisition Budget and the Capital Improvement Program for Fiscal Years 2016-2020. This resolution is sponsored by the Finance Division.
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

21. RESOLUTION approving the FY16 Budget for the Downtown Memphis Commission. This resolution is sponsored by the Downtown Memphis Commission.
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

22. **ORDINANCE** to appropriate the proceeds of the Tax Levy on the assessed values on all properties of every species within the city limits for general purposes for the Fiscal Year July 1, 2015 through June 30, 2016, up for T H I R D and F I N A L reading. Ordinance No. 5587 is sponsored by the Finance Division.
Strickland
Chairman,
Budget
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

23. **ORDINANCE** to fix the Tax Rate of the City of Memphis for Fiscal Year 2016, up for T H I R D and F I N A L reading. Ordinance No. 5588 is sponsored by the Finance Division.
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Take whatever action Council deems advisable

24.
Strickland
Vice Chairman,
Personnel &
Intergovern-
mental
Committee

APPOINTMENTS

CIVIL SERVICE COMMISSION

Appointments

Errol D. Harmon
Reginald E. Shelton

FIRE DEPARTMENT BOARD OF APPEALS

Reappointment

Robert C. Jacobson

MEMPHIS PUBLIC LIBRARY AND INFORMATION CENTER BOARD OF TRUSTEES

Reappointments

Keenon McCloy
Ruby Payne
David Williams

YOUTH GUIDANCE COMMISSION

Appointment

Juanita White

GENERAL ORDINANCES – THIRD AND FINAL READING

25.
Brown
Chairman,
Housing &
Community
Development
Committee

ORDINANCE to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for T H I R D and F I N A L reading. Ordinance No. 5557 is sponsored by Councilwoman Wanda Halbert. (Held from 8/19; 9/16; 10/21; 11/18; 12/16; 1/20; 2/3; 2/17; 3/17; 4/21; 5/5).

ACTION REQUESTED: Take whatever action Council deems advisable

26.
Hedgepeth
Chairman,
Public Works,
& Transportation
Committee

ORDINANCE amending the Taxi Ordinance, up for T H I R D and F I N A L reading. Ordinance No. 5578 is sponsored by Councilman Kemp Conrad and Chairman Myron Lowery. (Held from 1/6; 1/20; 2/3; 2/17; 3/3; 3/17; 4/21; 5/5)

ACTION REQUESTED: Take whatever action Council deems advisable

27. **JOINT ORDINANCE** to amend the provisions of the 2012 Joint Mechanical Code of Memphis and Shelby County related to the operation and safety monitoring of certain Power Boilers to make these requirements more closely align with State of Tennessee requirements for the operation of such equipment, up for T H I R D and F I N A L reading. Ordinance No. 5584 is sponsored by the Office of Planning and Development. (Held from 5/19)

Collins
Chairman,
Planning &
Zoning
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

28. **ORDINANCE** to amend Chapter 28, Article VII, City of Memphis Code of Ordinances, establishing the Civilian Law Enforcement Review Board, up for T H I R D and F I N A L reading. Ordinance No. 5586 is sponsored by Councilwoman Halbert. (Held from 5/19)

Strickland
Vice-Chairman,
Personnel
Committee

ACTION REQUESTED: Hold until June 16, 2015

ENGINEERING DIVISION

29. **RESOLUTION** amending the FY 15 Capital Improvement Budget by transferring and appropriating \$225,000.00 in G.O. Bonds from Traffic Signals, Project Number EN01004 for Traffic Signal Improvements to the intersection of Quince Rd. at Riverdale Rd., Project Number EN01066, for a construction contract with McCrory Electric. This resolution is sponsored by Engineering.

Hedgepeth
Chairman,
Public Works
& Transporta-
tion Committee

Council did include Traffic Signals, Project Number EN01004 as part of the Engineering Fiscal Year 2015 Capital Improvement Budget. Bids were taken on March 20, 2015 for Traffic Signal Improvements to the intersection of Quince Rd. and Riverdale Rd. with the lowest complying bid being submitted by McCrory Electric in the amount of \$204,197.95 plus contingency of \$20,802.05 for a total of \$225,000.00.

ACTION REQUESTED: Adopt the resolution

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

30. **RESOLUTION** requesting a minimum of \$13,500,000.00 for paving and \$7,000,000.00 for community projects be included in the FY2016 Capital Improvement Budget. This resolution is sponsored by Councilwoman Halbert. Co-sponsored by Councilman Berlin Boyd, Councilman Bill Morrison and Councilman Edmund Ford, Jr. (Held from 4/21; 5/5; 5/19)

Strickland
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

31. RESOLUTION requesting the approval of the sale of City owned surplus property acquired by the City of Memphis for the Division of Housing and Community Development located at 2702 Park Avenue in Memphis, Shelby County, Tennessee, 38114 and further described as Parcel Number 061028 00019C. This resolution is sponsored by Housing and Community Development.

Brown
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the resolution

32. RESOLUTION authorizing the transfer of City owned surplus property to Jimmy Tribble in conjunction with an offer to purchase located at 0 Radford, Parcel ID # 05800300020. This resolution is sponsored by Housing and Community Development.

Brown
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES

33. RESOLUTION to approve an increase of the City Attorney's Office Authorized Complement to take effect upon the approval of the minutes. This resolution is sponsored by the Law Division. (Held from 4/7; 4/21; 5/5; 5/19)

Strickland
Vice-Chairman,
Personnel &
Intergovernmental
Committee

ACTION REQUESTED: Adopt the resolution

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION

34. RESOLUTION approving the purchase of a Mobile Energy Efficiency Educational Unit (Vehicle), for a fee not to exceed \$250,000. (The vehicle will educate MLGW customers on how to use energy more wisely to reduce their energy consumption and thus lower their utility bill. This objective will be accomplished through the use of hands-on, interactive displays that promote existing and future Customer Care programs through the use of Education, Technology, and Customer Engagement. The vehicle will also serve as both a mobile educational classroom to demonstrate energy conservation strategies, and also serve as a mobile Community Office, allowing customers to pay their utility bills, request payment arrangements or request/ terminate services). This resolution is sponsored by Memphis, Light Gas and Water. (Pulled from the Minutes of April 7, 2015 on April 21, 2015 to be sent to Committee on 5/5/15).

B. Boyd
Chairman,
MLGW
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF PARK SERVICES (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

35. RESOLUTION approving an amendment to the Exclusive Archery Rights Memorandum Agreement with TWRA dated April 23, 2001, as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on October 15, 2014. This resolution is sponsored by the Port Commission. (Held from 3/17; 5/19)
Hedgepeth Chairman, Public Works & Transportation Committee
Contract No. CR-5228

ACTION REQUESTED: Adopt the resolution

36. RESOLUTION accepting a 6 month extension of the Household Hazardous Waste grant from the State of Tennessee Department of Environment and Conservation in the amount of \$42,500.00 to help fund operations of the Memphis/Shelby County Household Hazardous Waste Collection Facility. This resolution is sponsored by Public Works.
Hedgepeth Chairman, Public Works & Transportation Committee

ACTION REQUESTED: Adopt the resolution

37. RESOLUTION amending the FY 2015 Capital Improvement Budget by transferring an allocation and appropriating \$11,100.00 funded by G.O. Bonds – ADA Curb Ramp, Project Number PW04007 from Architecture and Engineering to Contract Construction, Project Number PW04092, ADA Curb Ramp 47. This resolution is sponsored by Public Works.
Hedgepeth Chairman, Public Works & Transportation Committee

ACTION REQUESTED: Adopt the resolution

38. RESOLUTION amending the FY 2015 Capital Improvement Budget by transferring an allocation and appropriating \$162,213.00 by funded by G.O. Bonds – ADA Curb Ramp, Number PW04007 from Architecture and Engineering to Contract Construction, Project Number PW04100, ADA Curb Ramp 50. The resolution is sponsored by Public Works.
Hedgepeth Chairman, Public Works & Transportation Committee

Council did include ADA Curb Ramp Program Group 50, Project Number PW04100 as part of the Public Works Fiscal Year 2015 Capital Improvement Budget. Bids were taken on April 17, 2015 for construction of ADA Curb Ramp construction with the complying bid submitted by A & B Construction in the amount of \$154,488.00, plus 5% contingency of \$7,725.00 for a total of \$162,213.00.

ACTION REQUESTED: Adopt the resolution

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

39. RESOLUTION to consider veto of the Impasse committee’s recommendation for:
Fullilove Communication Workers of America.

40. RESOLUTION to consider veto of the Impasse committee’s recommendation for:
Lowery International Association of Firefighters.

41. RESOLUTION to consider veto of the Impasse committee’s recommendation for:
Lowery International Union of Operating Engineers – Animal Shelter.

42. RESOLUTION to extend Part I, Article VI, Division 5, known as the City of
Halbert Memphis’ Equal Business Opportunity (“EBO”) Program Ordinance for a period
Chairman, of one (1) year; from July 1, 2015 through June 30, 2016 until the completion of an
Economic updated disparity study.
Development &
Tourism Committee

ACTION REQUESTED: Adopt the resolution

43. RESOLUTION honoring Carnival Memphis.
Strickland

ACTION REQUESTED: Adopt the resolution

44. RESOLUTION to request the Land Use Control Board consider a map amendment to
Collins the UDC adjusting frontages at Crosstown. This resolution is sponsored by the Office
Chairman, of Planning and Development.
Planning &

Zoning Committee ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

- 1. Through 4 – Approved
- 5. Public Hearing set for June 16, 2015
- 6. Through 18 – Approved
- 19. Through 23 – Held until June 16, 2015
- 24. Approved
- 25. Held until June 16, 2015
- 26. Through 28 - Held until July 7, 2015
- 29. Approved
- 30. Held until July 7, 2015
- 31. and 32 – Approved
- 33. Held until July 7, 2015
- 34. Failed

ADD-ONS

- 35. Held until July 7, 2015
- 36. Through 38 – Approved
- 39. Through 41 – Held until June 16, 2015
- 42. Through 44 – Approved

ACTION TAKEN ON THE MINUTES OF MAY 19, 2015

Approved, as amended

ACTION TAKEN ON THE MINUTES OF JUNE 2, 2015 FOR ITEMS 42 AND 44 ONLY:

Approved