



CITY OF MEMPHIS

COUNCIL AGENDA

October 2, 2007

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 (September 18, 2007)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING

1. **ORDINANCE** amending Chapter 21 of the Code of Ordinances so as to establish a standard for use of Biodiesel Fuels, up for F I R S T reading.

Brittenum

Ordinance No. 5224

ACTION REQUESTED: Adopt the ordinance on First reading

2. **ORDINANCE** amending Chapter 14 of the Memphis City Code of Ordinances to adopt the 2003 Edition of the International Fire Code and attached amendments as the Fire Code for the City of Memphis, up for F I R S T reading.

Lowery

Ordinance No. 5225

ACTION REQUESTED: Adopt the ordinance on First reading

3. **ORDINANCE** amending the Joint Existing Building Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 295 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5124 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5226

ACTION REQUESTED: Adopt the ordinance on First reading

4. **ORDINANCE** amending the Joint Electric Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 297 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5123 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5227

ACTION REQUESTED: Adopt the ordinance on First reading

5. **ORDINANCE** amending the Joint Mechanical Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 299 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5121 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5228

ACTION REQUESTED: Adopt the ordinance on First reading

6. **ORDINANCE** amending the Joint Fuel Gas Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 298 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5125 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5229

ACTION REQUESTED: Adopt the ordinance on First reading

7. **ORDINANCE** amending the Joint Plumbing Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 300 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5120 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5230

ACTION REQUESTED: Adopt the ordinance on First reading

8. **ORDINANCE** amending the Joint Building Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance No. 296 on June 6, 2005 and by the Council of the City of Memphis in Ordinance No. 5122 on September 6, 2005, so as to make certain changes as hereinafter set out and establish an effective date therefore, up for F I R S T reading.

Lowery

Ordinance No. 5231

ACTION REQUESTED: Adopt the ordinance on First reading

9. **ORDINANCE** amending the Charter of the City of Memphis, same being Chapter 11 of the Acts of 1879 as amended, pursuant to the provisions of Article 11, Section 9 of the Constitution of the State of Tennessee Home Rule Amendment so as to provide for the recall of a Memphis City Council Member and to submit the proposed Ordinance to the Qualified Voters of the City of Memphis at the First General State Election to be held November 4, 2008, up for F I R S T reading.

Taylor

Ordinance No. 5232

ACTION REQUESTED: Adopt the ordinance on First reading.

GENERAL ORDINANCE - SECOND READING

10. **ORDINANCE** amending Chapter 4, Article III, of the Code of Ordinances to update and amend regulations regarding the Sale of Beer for Off-Premise Consumption, up for S E C O N D reading.

Sammons

Ordinance No. 5223

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCES - FIRST READING

11. **ORDINANCE** rezoning the northeast corner of N. Second Street & Keel Avenue; South side of Chelsea Avenue; +/-91.221 feet east of N. Second Street; Southwest corner of N. Third Street & Chelsea Avenue and the East side of N. Third Street; +/-73.39 feet south of Chelsea Avenue, containing 0.859 acre (37,418 sq. ft.) in the Mixed Use (MU) & Neighborhood Center (NC) Overlay Districts, up for F I R S T reading.

Lowery

Ordinance No. 5233

Case No. Z 07-112

Applicant: MLB-Uptown, LLC
SR Consulting, LLC – Representative

Request: High Density Residential (HDR) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

12. **ORDINANCE** rezoning the southeast corner of N. Fourth Street & Chelsea Avenue, including the Southwest corner of N. Fifth Street and Chelsea Avenue, containing 0.635 acre(27,660 sq. ft.), in the Neighborhood Center (NC) Overlay District, up for F I R S T reading.

Lowery

Ordinance No. 5234
Case No. Z 07-113

Applicant: MLB-Uptown, LLC
SR Consulting, LLC – Representative

Request: Moderate-Density Residential (MDR) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

13. **ORDINANCE** rezoning the east side of Sycamore View Road; +/-50 feet north of Resources Drive, containing 1.52 acres in the Single Family Residential (R-S8) District, up for F I R S T reading.

Lowery

Ordinance No. 5235
Case No. Z 07-111

Applicant: Kenneth D. Hunt
Fisher & Arnold, Inc. – Representative

Request: Planned Commercial (C-P) District, including retail sales, installation and service of mobile communications and security equipment

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Adopt the ordinance on First reading

14. **ORDINANCE** amending the Memphis and Shelby County Zoning Map to reflect changes in the Flood Plain (FP) Overlay and Floodway (FW) Districts as required by changes in the flood maps issued by FEMA effective September 28, 2007, up for F I R S T reading.

Lowery

Ordinance No. 5236
Case No. Z 07-116cc

Applicant: Memphis & Shelby County Office of Planning & Development
Mary L. Baker – Representative

Request: Amend various sections of the Memphis & Shelby County Zoning Ordinance incorporating by reference the Federal Insurance Rate Maps dated September 28, 2007

OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

15. **ORDINANCE** amending Section 26 of the Memphis and Shelby County Zoning Ordinance “Overlay District Regulations, Flood Plain (FP) District” to reflect changes in the text as requested by FEMA through the National Flood Insurance Program State Coordination, up for F I R S T reading.

Lowery

Ordinance No. 5237
Case No. ZTA 07-001cc

Applicant: Memphis & Shelby County Office of Planning & Development
Mary L. Baker – Representative

Request: Amend various sections of the Memphis & Shelby County Zoning Ordinance adding the model FEMA floodplain management measures

OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

16. RESOLUTION accepting AMERICAN WAY AND FARRISVIEW BLVD., TRAFFIC SIGNAL, and authorizing release of bond.
(Contract No. CR-5040)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located at American Way and Farrisview Blvd. The standard improvement contract was approved on October 3, 2006. Resolution also authorizes the release of the performance bond in the amount of \$70,000.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

17. RESOLUTION approves final plat of CORDOVA STATION PLANNED DEVELOPMENT, 3RD AMENDMENT, PHASE 31.
Case No. PD 00-375

Resolution approves the final plat located on the southside of Macon Road, north of Cordova Station Road. Cost of the required improvements to be borne by the Developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

18. RESOLUTION accepting KRYSTINA RENEE PD, and authorizing release of bond.
Case No. PD 02-356
(Contract No. CR-4936)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the Southeast corner of Addington Road, and Old Raleigh-Millington Road. The standard improvement contract was approved on April 19, 2005. Resolution also authorizes the release of the performance bond in the amount of \$59,359.93.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

19. RESOLUTION accepting LOVES TRAVEL STOPS AND COUNTRY STORE, and authorizing release of bond.
Case No. S 05-069
(Contract No. CR-5015)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the southwest corner of American Way and Lamar Avenue. The standard improvement contract was approved on June 6, 2006. Resolution also authorizes the release of the performance bond in the amount of \$60,100.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

20. RESOLUTION approving final plat of PATE ROAD SUBDIVISION.

Case No. S 06-050

Resolution approves the final plat located north of I-40, on the eastside of Pate Road. Cost of the required improvements to be borne by the Developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

21. RESOLUTION approving final plat of HARRIS PLACE PLANNED DEVELOPMENT.

Case No. PD 05-372cc

Contract No. CR-5094

Resolution approves the final plat located at the northeast corner of Pisgah Road and Latting Road. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract. This action is subject to County approval.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

NOTATIONS FROM OPD (None)

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

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE:

GENERAL ITEM

22. RESOLUTION approving temporary structures on the streets on October 26 – 28, 2007, from 9:00 a.m. until 9:00 p.m., for the River Arts Festival.

Sammons

ACTION REQUESTED: Adopt the resolution



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MLGW FISCAL CONSENT

23. RESOLUTION approving payment in the amount of \$40,000.00 to the Mid-South Minority Business Council as restricted funds for the Memphis Tomorrow Supplier Diversity Project, approved by the MLGW Board at meeting held June 7, 2007. (Held from 9/18)
24. Resolution awarding Contract No. 11192, Pest Control, to Terminix, in an estimated funded amount of \$70,518.00.
25. Resolution ratifying Expedited Procurement Request for award of Contract No. 11195, Painting of Water Storage Tanks, to Bazan Painting Company, in the funded amount of \$1,998,358.00.
26. Resolution awarding Contract No. 11240, Influenza Vaccine, to Methodist Healthcare Alliance Health Services, in an estimated funded amount of \$33,250.00.
27. Resolution approving Change No. 3 to Contract No. 10863, Blue Pumpkin Software License/Maintenance/Support Services, with Witness Systems, Inc., in the funded amount of \$269,341.28. (This changes the name to Verint Americas, Inc., covers installation of new software, includes 50 additional licenses, and extends continuous maintenance for the five-year period August 1, 2007 through July 31, 2012.)
28. Resolution ratifying Expedited Procurement Request for Change No. 3 to Contract No. 10948, Repair of Residential Gas Meters, with Tri-State Meter and Regulator Service, in an estimated funded amount of \$304,171.95. (This covers modification of specifications and renews the contract for the third term, July 1, 2007 through June 30, 2008.)
29. Resolution approving Change No. 1 to Contract No. 10961, BMC Combined Software Products, with BMC Software Distribution, Inc., in the funded amount of \$28,304.72. (This extends continuous maintenance for software products for the three-year period October 31, 2007 through October 30, 2010.)
30. Resolution approving Change No. 2 to Contract No. 11053, Armored Car Services, with Dunbar Armored Car Services, in the funded amount of \$46,748.40. (This renews the contract for the second term, December 19, 2007 to December 18, 2008.)
31. Resolution approving Change No. 3 to Contract No. 11110, Courier Services, with Express Courier, Inc. in the amount of \$146,192.62. (This renews the contract for the first term, September 1, 2007 through August 31, 2008, and adds one new mail stop.)
32. Resolution awarding contract for network transformers and protectors, as follows:
- | | |
|-----------------------------|-------------------|
| Utilicor..... | \$704,640.00 |
| Richards Manufacturing..... | <u>229,740.00</u> |
| Total..... | \$934,380.00 |
33. Resolution awarding contract for hardware and installation services to Logicalis, Inc., in the amount of \$60,693.75.
34. Resolution awarding contract for radio equipment, as follows:
- | | |
|---|------------------|
| Railcom..... | \$5,036.00 |
| Leading Edge Wireless..... | 25,221.00 |
| Motorola c/o Integrated Communications..... | <u>37,440.00</u> |
| Total..... | \$67,697.00 |

- 35. Resolution awarding contract for insulating links to Insulatus, Inc., in the amount of \$41,565.00.
- 36. Resolution awarding contract for cable junction enclosures and ground sleeves to HD Supply Utilities, Ltd., in the amount of \$43,455.00.
- 37. Resolution awarding contract for capacitor banks to Utilicor in the amount of \$122,200.00.
- 38. Resolution awarding contract for southern yellow pine poles, as follows:
 - Brown Wood Preserving Company, Inc..... \$1,425,988.00
 - North Pacific..... 1,372,821.05
 - Nationwide Utility Poles & Supply, Inc..... 1,451,061.49
 - Total..... \$4,249,870.54
- 39. Resolution awarding contract for server hardware and software to Logicalis, Inc. in the amount of \$101,230.24.
- 40. Resolution approving the employment of Stinson Morrison Hecker, LLP, to provide legal services on an as-needed basis at agreed upon hourly rates.



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REGULAR AGENDA

GENERAL ORDINANCES - THIRD AND FINAL READING

41. **ORDINANCE** amending Chapter 24, Article III, of the Code of Ordinances to update and amend regulations regarding Junk and Scrap Dealers, up for T H I R D and F I N A L reading. (Held from 8/21; 9/18)

Sammons

Ordinance No. 5217

ACTION REQUESTED: Take whatever action Council deems advisable

42. **ORDINANCE** to amend the City of Memphis Code of Ordinances, Chapter 23, Parks and Recreation, Section, 76, Established entrances to be used, remaining in parks after midnight, up for T H I R D and F I N A L reading.

McCormick

Ordinance No. 5222

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION

43. **RESOLUTION** requesting the City Council to appropriate \$23,000.00 funded by G.O. Bonds General in CIP Project #GA03001, Service Vehicles, to fund the 10% local share for the purchase of four service vehicles, for Memphis Area Transit Authority, in Fiscal Year 2008 as part of the Fiscal Year 2008 Capital Improvement Budget.

Sammons

ACTION REQUESTED: Adopt the resolution

44. **RESOLUTION** accepting grant funds in the amount of \$45,823.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Title One Incentive Services Grant. Resolution also amends FY 2008 Operating Budget to establish and appropriate grant funds.

Brittenum

ACTION REQUESTED: Adopt the resolution

45. **RESOLUTION** requesting the City Council to appropriate \$355,000.00 funded by G.O. Bonds General to CIP Project #GA03004, Transit Centers, to fund the local share of a portion of the construction costs for the South Intermodal Terminal at the northwestern corner of Airways Boulevard and Brooks Road, for the Memphis Area Transit Authority, as part of the Fiscal Year 2008 Capital Improvement Budget.

Sammons

ACTION REQUESTED: Adopt the resolution

46. **RESOLUTION** requesting the City Council to appropriate \$345,000.00 funded by G.O. Bonds General in CIP Project #GA03011, Paratransit Buses, to fund the 11.5% local share for the purchase of 10 paratransit buses, for the Memphis Area Transit Authority, in Fiscal Year 2008 as part of the Fiscal Year 2008 Capital Improvement Budget.

Sammons

ACTION REQUESTED: Adopt the resolution

47. RESOLUTION requesting the City Council to appropriate \$5,250,000.00 funded by G.O. Bonds General in CIP Project #GA03018, Preventive Maintenance, to fund costs for maintenance of capital assets, for the Memphis Area Transit Authority, in Fiscal Year 2008 as part of the Fiscal Year 2008 Capital Improvement Budget.

Sammons

ACTION REQUESTED: Adopt the resolution

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

48. RESOLUTION appropriating \$595,000.00 in GS01010, ADA Facility Compliance for paving and sidewalk construction at various City facilities under the terms of the Settlement Agreement between the City of Memphis and the Federal Government Department of Justice.

Sammons

ACTION REQUESTED: Adopt the resolution

49. RESOLUTION appropriating \$3,990,000.00 in GS01010, ADA Facility Compliance for construction at various City facilities under the terms of the Settlement Agreement between the City of Memphis and the Federal Government Department of Justice.

Sammons

ACTION REQUESTED: Adopt the resolution

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

50. RESOLUTION requesting appropriating and allocating \$2.5 million in CIP funds for the Legends Park Redevelopment Project formerly known as Dixie Homes, for FY 2008.

Ware

ACTION REQUESTED: Adopt the resolution

51. RESOLUTION authorizing an appropriation of \$3,000,000.00 in FY 08 Capital Improvement funds for the first installment of the City of Memphis Anti-Blight Strategy.

Ware

ACTION REQUESTED: Adopt the resolution

52. RESOLUTION appropriating, accepting and establishing the use of grant funds in the amount of \$300,000.00 from the Tennessee Housing Development Agency (THDA) Housing Trust Fund, for planned project activities and the Retrofit Program for the Physically Disabled, project CD90009.

Ware

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARK SERVICES

53. RESOLUTION requesting City Council approval of the Agreement between the City of Memphis, Tennessee through its Division of Park Services and the Promise Academy for the lease of Hollywood Park for use of Academy students and the general public. The initial term of the Agreement is to be five (5) years. (Held from 09/18)

McCormick

ACTION REQUESTED: Adopt the resolution

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES

54. RESOLUTION approving the completion of plans and specifications and taking of bids for the Motor Vehicle Inspection Station, CIP Project Number PS01009, as part of the FY 2008 Capital Improvement Program at an estimated construction cost of \$3,353,967.00 funded by G.O. Bonds General.

Brown

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC WORKS

55. RESOLUTION approving the completion of plans and specifications and taking of bids for the Street Maintenance Building, CIP Project Number PW01168, as part of the FY 2008 Capital Improvement Program at an estimated construction cost of \$2,800,000,00, funded by G. O. Bonds General.

Sammons

ACTION REQUESTED: Adopt the resolution

56. RESOLUTION amending the FY 2008 Capital Improvement Budget by transferring an allocation and appropriating \$293,421.00 funded by Sewer Funds from Rehab Existing Sewers, project number SW02001 to Cured-In-Place-Pipe, project number SW02030, for a construction contract with Reynolds Inliner, LLC.

Sammons

Director of Public Works recommends approval

ACTION REQUESTED: Adopt the resolution

57. RESOLUTION amending the FY 2008 Capital Improvement Budget by transferring an allocation of \$267,144.00 funded by GO Bonds – General from Asphalt Paving, project number PW01040 and \$48,355.00 from ADA Curb Ramps to Paving Streets 2008 Group 3, project number PW01188. Resolution also appropriates \$315,499.00 funded by GO Bonds – General for Paving Streets 2008 Group 3, project number PW01188 for a construction contract with APAC – Tennessee, Inc.

Sammons

Director of Public Works and City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

58. RESOLUTION amending the FY 08 Capital Improvement Budget by establishing an allocation and appropriating \$160,500.00 funded by Local Other Revenue for Sam Pedestrian Bridge at Sevier, project number PW02025 for a construction contract with Mountain States Contractors, LLC. Resolution also transfers a previous allocation and appropriates \$74,127.00 funded by GO Bonds – General from Bridge Repair various locations, project number PW02017 to Sam Cooper Pedestrian Bridge at Sevier, project number PW02025.

Sammons

Director of Public Works and City Engineer recommends approval

ZONING ORDINANCE - THIRD AND FINAL READING (None)

DIVISION OF PLANNING & DEVELOPMENT (None)

PUBLIC HEARING

59. RESOLUTION approving a planned development located on the east side of East Oakside Drive; +/-2,500 feet south of Winchester Road, containing 8.91 acres in the Townhouse Residential (R-TH) District. (Held from 7/10).
Lowery Case No. PD 07-311

Applicant: Habitat for Humanity
The Pickering Firm, Inc. – Representative

Request: Planned development to allow forty-four (44) single family homes, including a neighborhood Resource Center/Clubhouse building within the Outline Plan

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

69 NOTICES MAILED ON SEPTEMBER 21, 2007

60. RESOLUTION approving a planned development located on the Southeast corner of Central Avenue and Haynes Street, containing 1.13 acres in the Residential Single Family (R-S6) District. (Held from 9/18)
Lowery Case No. PD 07-321

Applicant: Johnson and Emily Phillips
W.D. (Butch) Porter – Representative

Request: A maximum of 3 lots (two new lots to be added to the rear yard of 2877 Central Avenue)

LUCB and OPD recommendation: APPROVAL, with conditions

19 NOTICES MAILED ON SEPTEMBER 7, 2007

61. RESOLUTION approving a street/alley closure beginning +197 feet south of Georgia Avenue, containing 6,940 square feet in the Riverside Residential (R-R) District.
Lowery Case No. SAC 07-608

Applicant: Southland Development Partners of Memphis

Request: Close and Vacate Alley Street Right-of-Way

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

110 NOTICES MAILED ON SEPTEMBER 21, 2007

62. RESOLUTION approving a street/alley closure beginning at the Western Terminus of T.M. Henderson Avenue, containing 3,489.49 square feet in the Mixed Use (MU) High Density Residential (HDR) District.
Lowery Case No. SAC 07-610

Applicant: North Memphis CDC
Lorenzo Lester – Representative

Request: Close and Vacate Alley Street Right-of-Way

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

37 NOTICES MAILED ON SEPTEMBER 21, 2007

PRESENTATIONS AND RECOGNITION OF VISITORS

GENERAL ITEMS

63. RESOLUTION establishing a policy for quasi-governmental agencies to adhere to the Tennessee Open Meetings Law and Public Records Act.

Brittenum

ACTION REQUESTED: Adopt the resolution

64. RESOLUTION dedicating Pennsylvania Avenue as "Lt. Trent Kirk Avenue".

Marshall

ACTION REQUESTED: Adopt the resolution

65. RESOLUTION dedicating Overton Crossing as "Private Charles Zachary Avenue".

Marshall

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

66. **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 07-612 – GALLOWAY AVENUE CLOSURE

Located between Holmes Street and Highland Street, containing 2.2 acres, 50' X 1,975 (Length X Width of R.O.W.) in the Chickasaw Country Club ~ Duplex Residential (R-D) District

Applicant: Chickasaw Country Club
Homer Branam – Representative

Request: Close & Vacate Street Right-Of-Way

LUCB and OPD recommendation: REJECTION

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: October 16, 2007

67. RESOLUTION approving final plat of BELWIN CENTER C-P, PHASE 8.

Consent

Case No. Z 95-143

Resolution approving final plat located north of Winchester Rd., east of Elvis Presley Blvd. Cost of the required improvements to be borne by the Developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

68. RESOLUTION approving final plat of SUMMER BARTLETT SUBDIVISION.

Consent

Case No. S 06-055

Contract No. CR-5095

Resolution approves the final plat located on the east side of Bartlett Road, north of Shelby Oaks. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

69. RESOLUTION of support for preserving the Historic Grand Carousel and Zippin Pippin Rollercoaster as working rides for the Families and Children of Memphis.

McCormick

ACTION REQUESTED: Adopt the resolution

70. RESOLUTION requesting that the Tennessee Regulatory Authority (TRA) deny approval of the sale of Memphis Networx to Communications Infrastructure Incorporated (CII).

Ware

ACTION REQUESTED: Adopt the resolution

ADD-ONS

71. RESOLUTION adding Taylor Bradford, 21-year old University of Memphis Tigers defensive lineman, shot to death on September 30, 2007, to the Homicides Eligible Program.

Reward

Brittenum

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Through 40 – Approved
41. Held to October 16, 2007
42. Through 53 – Approved
54. Held to October 16, 2007
55. Through 58 – Approved
59. Held to October 16, 2007
60. Approved, as amended
61. and 62 – Held to October 16, 2007
63. Through 65 – Approved
66. Public Hearing set for November 6, 2007
67. Through 71 – Approved

ACTION TAKEN ON THE MINUTES OF SEPTEMBER 18, 2007

Approved

ACTION TAKEN ON THE MINUTES OF OCTOBER 2, 2007 FOR ITEM #51 ONLY:

MOTION: Ware
SECOND: Cooper Taylor
AYES: Brittenum, Brown, Chumney, Cooper Taylor, Hooper, Jones, Lowery,
McCormick, Sammons, Ware, Taylor and Chairman Marshall
Ford did not cast a vote

APPROVED, item #51 only, set up as Special Item #3