



Memphis City Council Summary Sheet

Resolution amending Construction Funds for PW 01204 ARRA Repaving Group 2.

- This project provides for street repaving under American Recovery and Reinvestment Act (ARRA) also known as the Stimulus Bill.
- This project was initiated by the Public Works Division and is being administered by the Engineering Division.
- This project involves an existing construction contract with Lehman-Roberts under City Contract No. 26869 dated July 22, 2010.
- This resolution amends the FY '11 CIP budget to provide additional funds for the project.
- The project funds originate from the American Recovery and Reinvestment Act. As these are 100% grant funds, there is no impact to the City's G.O. Bond position.

RESOLUTION

WHEREAS, on June 8, 2010, the Council of the City of Memphis approved funding for ARRA Repaving Group 2, PW01204; and

WHEREAS, additional funds are needed in ARRA Repaving Group 2, project number PW01204 to complete an existing construction contract with Lehman Roberts; and

WHEREAS, it is necessary to amend the Fiscal Year 2011 Capital Improvement Budget by transferring an allocation of \$95,482.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 2, project number PW01204; and

WHEREAS, it is necessary to appropriate \$95,482.00 funded by Federal Grant Funds in ARRA Repaving Group 2, project number PW01204.

NOW, BE IT FURTHER RESOLVED, by the Council of the City of Memphis, that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$95,482.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 2, project number PW01204.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$95,482.00 funded by Federal Grant Funds chargeable to the Fiscal Year 2011 Capital Improvement Budget.

Project Title:	ARRA REPAVING GROUP 2
Project Number:	PW01204
Amount:	\$95,482.00



Memphis City Council Summary Sheet

Resolution amending Construction Funds for PW 01206 ARRA Repaving Group 4.

- This project provides for street repaving under American Recovery and Reinvestment Act (ARRA) also known as the Stimulus Bill.
- This project was initiated by the Public Works Division and is being administered by the Engineering Division.
- This project involves an existing construction contract with Lehman-Roberts under City Contract No. 26825 dated July 9, 2010.
- This resolution amends the FY '11 CIP budget to provide additional funds for the project.
- The project funds originate from the American Recovery and Reinvestment Act. As these are 100% grant funds, there is no impact to the City's G.O. Bond position.

RESOLUTION

WHEREAS, on May 25, 2010 the Council of the City of Memphis approved funding for ARRA Repaving Group 4, project number PW01206; and

WHEREAS, additional funds are needed in ARRA Repaving Group 4, project number PW01206 to complete an existing construction contract with Lehman Roberts; and

WHEREAS, it is necessary to amend the Fiscal Year 2011 Capital Improvement Budget by transferring an allocation of \$228,410.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 4, project number PW01206; and

WHEREAS, it is necessary to appropriate \$228,410.00 funded by Federal Grant Funds in ARRA Repaving Group 4, project number PW01206.

NOW, BE IT FURTHER RESOLVED, by the Council of the City of Memphis, that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$228,410.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 4, project number PW01206.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$228,410.00 funded by Federal Grant Funds chargeable to the Fiscal Year 2011 Capital Improvement Budget.

Project Title:	ARRA REPAVING GROUP 4
Project Number:	PW01206
Amount:	\$228,410.00



Memphis City Council Summary Sheet

Resolution amending Construction Funds for PW 01205 ARRA Repaving Group 3.

- This project provides for street repaving under American Recovery and Reinvestment Act (ARRA) also known as the Stimulus Bill.
- This project was initiated by the Public Works Division and is being administered by the Engineering Division.
- This project involves an existing construction contract with APAC- TENNESSEE under City Contract No. 27238 dated October 14, 2010.
- This resolution amends the FY '11 CIP budget to provide additional funds for the project.
- The project funds originate from the American Recovery and Reinvestment Act. As these are 100% grant funds, there is no impact to the City's G.O. Bond position.

RESOLUTION

WHEREAS, on September 14, 2010, the Council of the City of Memphis approved funding for ARRA Repaving Group 3, PW01205; and

WHEREAS, additional funds are needed in ARRA Repaving Group 3, project number PW01205 to complete an existing construction contract with APAC-Tennessee; and

WHEREAS, it is necessary to amend the Fiscal Year 2011 Capital Improvement Budget by transferring an allocation of \$144,144.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 3, project number PW01205; and

WHEREAS, it is necessary to appropriate \$144,144.00 funded by Federal Grant Funds in ARRA Repaving Group 3, project number PW01205.

NOW, BE IT FURTHER RESOLVED, by the Council of the City of Memphis, that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$144,144.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 3, project number PW01205.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$144,144.00 funded by Federal Grant Funds chargeable to the Fiscal Year 2011 Capital Improvement Budget.

Project Title:	ARRA REPAVING GROUP 3
Project Number:	PW01205
Amount:	\$144,144.00



Memphis City Council Summary Sheet

Resolution amending Construction Funds for PW 01207 ARRA Repaving Group 5.

- This project provides for street repaving under American Recovery and Reinvestment Act (ARRA) also known as the Stimulus Bill.
- This project was initiated by the Public Works Division and is being administered by the Engineering Division.
- This project involves an existing construction contract with APAC- TENNESSEE under City Contract No. 26868 dated July 22, 2010.
- This resolution amends the FY '11 CIP budget to provide additional funds for the project.
- The project funds originate from the American Recovery and Reinvestment Act. As these are 100% grant funds, there is no impact to the City's G.O. Bond position.

RESOLUTION

WHEREAS, on June 8, 2010, the Council of the City of Memphis approved funding for ARRA Repaving Group 5, PW01207; and

WHEREAS, additional funds are needed in ARRA Repaving Group 5, project number PW01207 to complete an existing construction contract with APAC-Tennessee, Inc; and

WHEREAS, it is necessary to amend the Fiscal Year 2011 Capital Improvement Budget by transferring an allocation of \$45,144.00.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 5, project number PW01207; and

WHEREAS, it is necessary to appropriate \$45,144.00 funded by Federal Grant Funds in ARRA Repaving Group 5, project number PW01207.

NOW, BE IT FURTHER RESOLVED, by the Council of the City of Memphis, that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$45,144.00 funded by Federal Grant Funds from ARRA Repaving, project number PW01198, to ARRA Repaving Group 5, project number PW01207.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$45,144.00 funded by Federal Grant Funds chargeable to the Fiscal Year 2011 Capital Improvement Budget.

Project Title:	ARRA REPAVING GROUP 5
Project Number:	PW01207
Amount:	\$45,144.00



Memphis City Council Summary Sheet

Resolution appropriating Construction Funds for PW01201 STP Repaving Group 2.

- This project provides for street repaving under Surface Transportation Program.
- This project was initiated by the Public Works Division and is being administered by the Engineering Division.
- This project involves a new construction contract.
- This resolution appropriates funds identified in the FY 2011 CIP Budget as PW01201 STP Repaving Project Group 2 in order to execute the construction contract.
- The project funds originate from Surface Transportation Program. The Federal grant is for 80% of the cost and 20% by the City of Memphis.

RESOLUTION

WHEREAS, the Council of the City of Memphis approved STP Repaving, project number PW01199 as part of the Public Works Fiscal Year 2011 Capital Improvement Budget; and

WHEREAS, bids were taken on September 10, 2010 for the resurfacing of various streets in the city with the lowest complying bid of three being \$3,190,262.65 submitted by APAC-Tennessee; and

WHEREAS, it is necessary to transfer an allocation of \$2,756,387.00 funded by Federal Grants and \$689,097.00 funded by GO Bonds - General from STP Repaving, project number PW01199 to STP Repaving Group 2, project number PW01201, for resurfacing various streets in the city; and

WHEREAS, it is necessary to appropriate \$2,756,387.00 funded by Federal Grants and \$689,097.00 funded by GO Bonds - General in STP Repaving Group 2, project number PW01201, as follows:

Contract Amount	\$ 3,190,263.00
Project Contingencies	<u>255,221.00</u>
	\$ 3,445,484.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2011 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$2,756,387.00 funded by Federal Grants and \$689,097.00 funded by GO Bonds – General, from STP Repaving, project number PW01199 to STP Repaving Group 2, project number PW01201 for resurfacing various streets in the city.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$2,756,387.00 funded by Federal Grants and \$689,097.00 funded by GO Bonds - General chargeable to the FY 2011 Capital Improvement Budget and credited as follows:

Project Title	STP Repaving Group 2
Project Number	PW01201
Amount	\$3,445,484.00



Memphis City Council Summary Sheet Instructions

1. Resolution amends the CIP budget by transferring funds to various categories in Major Modif/Improvement of Property, GS01007, for the purpose of correcting deficits. Resolution also request the appropriation of construction funds.
2. Division of General Services
3. There is not a change to an existing ordinance or resolution.
4. Resolution does not require a new or amended contract.
5. This item requires a transfer of \$926,373 and the appropriation of \$472,000 funded by G. O. Bonds chargeable to FY 2011 Capital Improvement Budget.

RESOLUTION

WHEREAS, the Council of the City of Memphis did include Major Modification/Improvement to Property, CIP Number GS01007 as part of the Fiscal Year 2011 Capital Improvements Program; and

WHEREAS, it is necessary to amend the FY2011 Capital Improvements Budget by transferring an unencumbered appropriation of \$785,544, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Architecture and Engineering; and

WHEREAS, it is necessary to amend the FY2011 Capital Improvements Budget by transferring an unencumbered appropriation of \$34,186, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Land Development; and

WHEREAS, it is necessary to amend the FY2011 Capital Improvements Budget by transferring an unencumbered appropriation of \$1,428, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Furniture Fixture Equipment; and

WHEREAS, it is necessary to amend the FY2011 Capital Improvements Budget by transferring an unencumbered appropriation of \$70,060, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Other Cost; and

WHEREAS, it is necessary to amend the FY2011 Capital Improvements Budget by transferring an unencumbered appropriation of \$35,155, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Capital Acquisition; and

WHEREAS, it is necessary to appropriate \$472,000, GS01007 Major Modification/Improvement to Property in Construction funds; funded by G O Bonds General for various projects.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that the Fiscal Year 2011 Capital Improvements Budget be and hereby is amended by transferring an unencumbered appropriation of \$785,544, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Architecture and Engineering; and

BE IT FURTHER RESOLVED that the Fiscal Year 2011 Capital Improvements Budget be and hereby is amended by transferring an unencumbered appropriation of \$34,186, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Land Development; and

BE IT FURTHER RESOLVED that the Fiscal Year 2011 Capital Improvements Budget be and hereby is amended by transferring an unencumbered appropriation of \$1,428, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Furniture Fixture Equipment; and

BE IT FURTHER RESOLVED that the Fiscal Year 2011 Capital Improvements Budget be and hereby is amended by transferring an unencumbered appropriation of \$70,060, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Other Costs; and

BE IT FURTHER RESOLVED that the Fiscal Year 2011 Capital Improvements Budget be and hereby is amended by transferring an unencumbered appropriation of \$35,155, GS01007 Major Modification/Improvement to Property, funded by G O Bonds General, from Construction to Capital Acquisition; and

BE IT FURTHER RESOLVED by the Council of the City of Memphis that there be and hereby is appropriate \$472,000 in Construction funds, funded by G O Bonds General, chargeable to the FY 2011 Capital Improvement Budget.

City of Memphis

TENNESSEE

A C WHARTON, JR.
MAYOR

December 28, 2010

The Honorable Harold Collins, Chairman
Personnel, Intergovernmental & Annexation Committee
City Hall - Room 514
Memphis, TN 38103

Dear Chairman Collins:

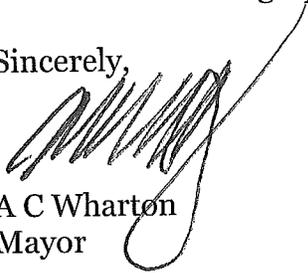
Subject to Council approval, it is my recommendation that:

Sonji Miller Branch (Joint Appointment)

be appointed to the Memphis and Shelby County New Arena Public Building Authority with a term expiring September 10, 2015.

I have attached biographical information.

Sincerely,


A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Public Building Authority

BOARD/COMMISSION

Name: Sonji Miller Branch Race AA M F

E-Mail Address: sonjibranch4@msn.com Fax none

Profession/Employer: Development Officer/BRIDGES

Business Address: 477 North 5th Street, Memphis Zip 38105 Phone: 493-6649 cell

Education: Tennessee State Univ.:B.S. Biology (1990) & M.Ed. (1993). U of M: MPA (2000)

Name of Spouse: Anthony T. Branch Number of Children: 2

Home Address: 4372 Guinevere Lane Phone: 373-1544

City: Bartlett State: TN Zip: 38135

I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes or No If yes, how long? _____

Professional Organization/Associations:
Association of Fund-raising Professionals, Leadership Memphis (EP c/o 2010),

Other Organizations/Association:
Delta Sigma Theta Sorority, Orpheum Theatre Community Advisory Board, Memphis
Theological Seminary - Logan Starks Dinner Steering Committee Member

Other Interests:
Other community involvement work through my church.

Signature  Date 12/14/10

4372 Guinevere Lane
Bartlett, TN 38135
901-373-1544 Home
901-493-6649 Cell
sonjibranch4@msn.com

Sonji M. Branch, M.Ed., MPA

Profile

- Assertive professional with 13 years of solid senior level experience in the nonprofit sector
- Demonstrated aptitude and interest in office operations and systems development
- High-caliber presentation, negotiation, and organizational skills.

Education

2001 *University of Memphis* *Memphis, TN*
Master of Public Administration – Nonprofit Management

1993 *Tennessee State University* *Nashville, TN*
Master of Education – Secondary School Instruction

1990 *Tennessee State University* *Nashville, TN*
Bachelor of Science – Biology

Professional Experience

Assistant Vice President, Development - BRIDGES

2010-present

Member of the Senior Staff that plays a central role in major gift fundraising and contributes to the enhancement of annual support for BRIDGES. Specific responsibilities include:

- Secures major and planned gifts and develops future major donors by pursuing the identification, qualification, cultivation, solicitation, recognition and stewardship of private support from individuals, corporations and foundations
- Manages a dynamic portfolio of 150 or more prospects and suspects who are believed capable of making commitments of \$5,000 or more, based on giving patterns, prospect research and other indicators
- Maintains an active schedule of face-to-face meetings with major gift suspects and prospects averaging fifteen or more per month
- Stewards donors through ongoing communications, recognitions activities, invitations to key events and interaction with beneficiaries of their support

- Promotes BRIDGES' priorities and image to constituents.
Serves as front line staff to promote goals and objectives
Maintains current knowledge of organizational priorities.

***Senior Development Officer – National Civil Rights Museum
2008-2010***

Researched, planned, developed, implemented and managed grants, fundraising programs and initiatives to support the goals and mission of the Museum. This included sponsorships, annual funds, major gifts, capital campaigns, endowment and planned giving. Developed and nurtured donor relationships, as well as monitored actual performance to ensure income goals are achieved. Specific responsibilities included:

- Participated in the development of the overall Development strategy for the Museum
- Developed an annual development plan with specific action plans and timeline for meeting contributed income goals
- Researched, develop and implement individual donor plan to meet budget goal
- Researched and generated funding for new and multi-year initiatives, education initiatives, commissions and collaborations
- Monitored contributions from Board members so that each member gave at required level
- Developed, produced and tracked results for direct mail campaigns to increase direct mail income
- Researched and developed potential sponsorships and grants, and fulfilled all necessary application and reporting requirements to maintain contract obligations with each sponsor
- Participated in budget planning and adhered to annual development expense budget
- Worked with Chief Development Officer to plan and implement the annual Freedom Award event so it met income and expense goals
- Developed and delivered sponsorship presentations

***Director of Grants Management – Hyde Family Foundations
2002-2004***

Worked at the highest staff level and with trustees. Enhanced the foundation's long-range planning, strategy implementation and communications efforts with knowledge of grantees, foundation history and pertinent regulations. Ensured the quality and timeliness of all aspects of grants processing and management. Specific responsibilities included:

- Participation in strategic planning as a member of the senior management team

- Forecasting and tracking foundation payouts to meet legal requirements and program goals
- Ensuring legal compliance across the foundation's functions;
- Preparing and presenting Board materials and responding to Trustee inquiries
- Fostering the use of innovative program strategies, such as Program Related Investments, endowment grants, challenge grants and awards to individuals, as appropriate
- Helping to structure external communications on the foundation's mission, goals and programs
- Providing clear and concise grants administration policies and procedures for grantees and staff
- Helping to identify grantees with capabilities for additional or new projects
- Communicating foundation policies to staff, grantees and applicants

*Director of Community Services – St. Andrew AME Church
1997-2002*

Responsible for managing the administration of and building local support for several community based initiatives. Provided oversight and management of office systems, infrastructure, staffing and volunteer management, program and grant reporting, and community relations. Specific responsibilities included:

- Providing oversight of financial management and general operations
- Cultivation of relationships with community members, including prospective volunteers, targeted schools, and supporters in order to build community awareness of and commitment to all programs
- Managing agency and program public relations
- Day-to day administrative activities, including oversight and monitoring of revenues and expenses, and development of systems for ongoing analysis of contractual performance
- Preparing monthly, quarterly and annual reports as requested by the CEO and Board of Directors
- Participating in the preparation of annual operating budget and program and project budgets
- Resource development through grants and contracts
- Complying with funding sources' reporting and program requirements
- Facility management of the organization's Community Life Center
- Overseeing all office systems and vendor relationships

**MEMPHIS & SHELBY COUNTY NEW ARENA PUBLIC BUILDING
AUTHORITY (FedEx Forum)**

13 Member Board

Jointly Appointed

1 Vacant

Complete appointment process after the county completes their process

Matthews, Tierney R.	F/B	07-30-14	6yr Term
Otha Brandon -resigned	M/B	07-30-05	4yr. Term
Dianne Cox	F/W	07-30-03	2yr. Term
Carol Winfield Jones	F/B	09-10-11	4yr. Term
Lawrence Jensen	M/W	07-30-11	4yr. Term
Rep. Larry Miller	M/B	07-30-14	1yr. Term
William Orgel -resigned	M/W	07-30-03	2yr. Term
David Peck	M/W	09-10-13	6yr. Term
Arnold Perl -resigned	M/W	07-30-07	6yr. Term
Julie Raines	F/W	07-30-11	4yr. Term
Johnnie Turner	F/B	07-30-13	6yr. Term
Kane, Kevin	W/M	07-30-13	6yr Term
Vacancy			

Item #: Prepared by: TaJuan Stout Mitchell
Administrator, Office of Intergovernmental Relations

RESOLUTION BY THE MEMPHIS CITY COUNCIL APPROVING THE 2011 STATE LEGISLATIVE AGENDA WHICH INCLUDES JOINT PRIORITIES FOR THE CITY OF MEMPHIS AND SHELBY COUNTY GOVERNMENT AND REQUESTING THE SHELBY COUNTY DELEGATION TO SUPPORT, AND MEMBERS OF THE TENNESSEE GENERAL ASSEMBLY TO ENACT, LEGISLATION AS PROPOSED BY THE 2011 STATE LEGISLATIVE AGENDA.

WHEREAS, Shelby County Government and the City of Memphis entered into a joint process commencing in September 2010 for the purpose of developing legislative priorities for the Memphis and Shelby County community; and

WHEREAS, The process included discussions with numerous community organizations and partners, division meetings with both governments and various elected officials, and regular team meetings between the City and County representatives; and

WHEREAS, The legislative proposals have been grouped into two separate agendas, the first being a county-specific agenda which represents legislative requests or needs from various Elected Officials, a summary of which has been attached as Exhibit A and incorporated herein by reference and the second which represents joint priorities identified by the Mayors of the City of Memphis and Shelby County Government for the 2010 legislative session that are key issues directly impacting quality of life issues for the citizens of Memphis and Shelby County; and

WHEREAS, The legislative proposals within the Joint Agenda have been grouped and prioritized into the following categories: (1) economic development and job creation; (2) education and workforce development; (3) public safety and clean neighborhoods; and (4) healthy and sustainable communities, a summary of which has been attached as Exhibit B and incorporated herein by reference; and

WHEREAS, The Memphis City Council recognizes the effects of job shortages, lowering and/or loss of wages, and increasing poverty levels in its community and supports strategies that foster and boost economic growth such as providing: a more collaborative economic development system; improved incentives for the film, television, media and music industry; improved methods for administering the payment in lieu of taxes programs; protections to negotiate projects that ultimately increase employment opportunities; and assistance to municipalities to fund capital improvements for companies and capital needs of small businesses; and

WHEREAS, The Memphis City Council recognizes that Memphis and Shelby County's children are its most valuable assets and supports strategies that ensure quality education programs are afforded to each student in Shelby County, and opportunities to achieve higher levels of learning that result in a ready workforce for the community; and

WHEREAS, The Memphis City Council recognizes the critical role public safety and clean neighborhoods play in growing strong, vibrant communities, as well as government's responsibility for making these issues a primary concern, and supports legislation and initiatives to reduce crime and blight such as the Operation Safe: Community plan, the proposal to allow enabling legislation for a land bank authority, and proposals that strengthen laws related to delinquent tax properties as well as the Neighborhood Preservation Act; and

WHEREAS, The Memphis City Council recognizes the value of key assets that promote healthy and sustainable communities and therefore, support policies and efforts to maintain or enhance funding mechanisms for the Regional Medical Center, Infant Mortality initiatives, and the Memphis Research Consortium initiative; and

WHEREAS, Memphis City Council recognize the value the critical role of redevelopment that the Health Education and Housing Facilities Board plays in creating affordable housing and rehab of properties for the Memphis area; and

WHEREAS, to maintain a clean and livable city is a major goal of the City of Memphis and eliminating blight is critical in achieving that goal, amending the Tennessee Codes to make repeat violators of illegal dumping and aggravated criminal offense is needed to deter this environmental crime.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL OF MEMPHIS, TENNESSEE, That after careful consideration, the Board of Commissioners hereby approves the Shelby County Government Legislative Package, which includes Joint Legislative Priorities of both Shelby County and the City of Memphis.

BE IT FURTHER RESOLVED, That the Memphis City Council hereby requests the Shelby County Legislative Delegation to support and members of the Tennessee General Assembly to enact legislation supporting this Legislative Package.

BE IT FURTHER RESOLVED, That the Shelby County Legislative Delegation and the members of the Tennessee General Assembly are made aware of the request by copy of this Resolution.

BE IT FURTHER RESOLVED, That this resolution shall take effect immediately upon approval.

Esquire A.C. Wharton, Jr., Mayor, City of Memphis

Date:

ATTEST:
Office of Comptroller



Memphis City Council Summary Sheet

Resolution to amend Fire Service's Capital Improvement Budget request to replace the original request with eight alternative vehicles, one brush truck, seven ambulances, two engines and two aerial/quints trucks at a cost of \$4,502,284. This amount was approved by Council for FY11.

1. This item is a resolution to amend Fire Service's Capital Improvement Budget request to replace the original request with eight alternative vehicles, one brush truck, seven ambulances, two engines and two aerial/quints trucks at a cost of \$4,502,284.
2. Fire Services determined that the purchase of Alternative Response Vehicles was a priority, thus needing to amend the original request.
3. The original request was approved by Council in the CIP Budget.
4. This item does not require any additional funds to be appropriated in FY11.

RESOLUTION

WHEREAS, the Fire Services Division's Capital Improvement Budget includes a financial commitment from the City of Memphis of Four Million Five Hundred Eight Thousand Two Hundred Eighty-Four Dollars (\$4,508,284) to purchase one brush truck, twenty SUVs, nine ambulances, three engines, and one aerial truck; and

WHEREAS, the Council of the City of Memphis has approved funding for Fire Service's Fiscal Year 2011 Capital Improvement Budget in the amount of Four Million Five Hundred Eight Thousand Two Hundred Eighty-Four Dollars (\$4,508,284), to fund its Capital Acquisition; and

WHEREAS, Fire Services has been approved to purchase one truck, twenty SUVs, nine ambulances, three engines, and one aerial truck for Four Million Five Hundred Eight Thousand Two Hundred Eighty-Four Dollars (\$4,508,284); and

WHEREAS, it has been determined by the Fire Service Division that the purchase of Alternative Response Vehicles was a higher priority and it is necessary to amend its Fiscal Year 2011 Capital Improvement Budget Request (allocation) for Project GS0211B 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 Four Million Five Hundred Eight Thousand Two Hundred Eighty-Four Dollars (\$4,508,284).

Item Description	Quantity	Unit Cost	Total Cost
Previous Request			
F450 Cab & chassis	1	38,290	38,290
4700 IH or Freightliner	9	186,666	1,679,994
SUV	20	30,000	600,000
Fire Engines	3	480,000	1,440,000
Aerial & Snorkel Trucks	1	750,000	<u>750,000</u>
			4,508,284

Amended Request

Alternative Response Vehicles	8	62,500	500,000
Brush Truck	1	60,900	60,900
Ambulances	7	169,620	1,187,340
Engines	2	480,000	960,000
Aerial/Quints Trucks	2	900,000	<u>1,800,000</u>
			4,508,284

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Memphis that Fiscal Year 2011 Capital Improvement Budget be and is hereby amended for Fire Service's Capital Acquisition Project, GS0211B to purchase eight alternative response vehicles, one brush truck, seven ambulances, two engines, and two aerial/quints trucks at a cost of Four Million Five Hundred Eight Thousand Two Hundred Eighty-Four Dollars (\$4,508,284).

Capital Acquisition \$4,508,284

CIP Project Number: GS0211B G.O. Bonds

RESOLUTION

WHEREAS, the Memphis Housing Authority (MHA) was awarded a \$22,000,000 HOPE VI Grant on May 27, 2010 by the U.S. Department of Housing and Urban Development for the Cleaborn Homes Development; and

WHEREAS, the planning and implementation process is underway for the Cleaborn Homes public housing development, and as critical tasks consist of the completion of the master plan; relocating remaining households from Cleaborn; site demolition; development of a LIHTC application; feasibility of off-site property acquisition; planning for the Phase I financial closing and construction; and planning for Phase 2 development activities; and

WHEREAS, to move forward with Phase 2 development activities, MHA must demonstrate site control of the parcels identified for development by March 1, 2011 in its LIHTC Application to THDA; and

WHEREAS, the City of Memphis is the owner of approximately 6.3 acres of real property; known as L.E. Brown Park (hereafter "Park") located at 617 South Orleans near the southeast corner of the Cleaborn Homes site, a 34 acre, 466-unit public housing development owned and operated by the Memphis Housing Authority; and

WHEREAS, a portion of said real property is known as Ward 11, Block 23, Parcel 2 as more particularly described in Exhibit "A" attached hereto; and

WHEREAS, the MHA and City of Memphis have negotiated an Option Agreement, a copy of which is attached hereto as Exhibit "B" to purchase a portion of park land connected to L.E. Brown Park from the City in accordance with City Ordinance No. 4763 upon notification of award of the HOPE VI Grant from HUD and sell the City adjacent land to make the Park whole; and

WHEREAS, the MHA shall use said parcel for the development of the first residential phase of the Cleaborn Homes HOPE VI Project.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that the City of Memphis, through the Division of Park Services, is hereby authorized to execute the attached Option Agreement and to sell a portion of L.E. Brown Park and the City owned land adjacent to the Park to the Memphis Housing Authority to make the Park whole and to execute any other related documents necessary to effectuate this action.

EXHIBIT "A"
LEGAL DESCRIPTION

EXHIBIT A

L. E. Brown Park Legal Description

Part of the Plan of F. W. Smith Subdivision, Plat Book 1, Page 23, of Lots 10 and 12, and part of lot 11 of the Willo Williams Tract Subdivision (unrecorded), as recorded in the Shelby County Registers Office, more particularly described as follows:

Beginning at a point in the west line of South Orleans Street, at its intersection with the south line of a 15' foot alley (said alley also known as Alley "J", Memphis Housing Authority-Project No. TENN I-8), said point being 161' feet more or less from the south line of St. Paul Street as measured along the west line of South Orleans Street, thence westwardly on a bearing of South 83 degrees, 59 minutes, 58 seconds West, 575.40' feet (called distance of 569.10' feet) to a point on the east side of St. Johns Street (closed, 45' feet wide), thence southwardly on a bearing of South 04 degrees, 59 minutes, 00 seconds East, 285.8' feet to a point of deflection in the east line of St Johns Street, thence continuing southwardly along the east line of St. John Street on a bearing of South 01 degrees, 46 minutes, 00 seconds East, 173.22' feet to a point in the north line of a 15' foot alley, the first alley north of Georgia Avenue (said alley also known as Alley "P", Memphis Housing Authority-Project No. TENN I-8), thence eastwardly along the north line of said alley on a bearing of North 83 degrees, 29 minutes, 14 seconds East, 596.2' feet (called distance of 570'+ feet) to a point in the west line of Orleans Street (45' feet wide), thence northwardly along the west line of South Orleans Street on a bearing of North 06 degrees, 17 minutes, 54 seconds West, a distance of 69.03' feet to a point of deflection in the west line of South Orleans Street, thence continuing northwardly along the west line of South Orleans Street a distance of 384.06' feet more or less (a total called distance of 419.1' feet) to the point of beginning, containing 6.13 acres more or less (a calculated acreage of 6.098 acres).

EXHIBIT B

OPTION AGREEMENT BETWEEN THE CITY OF MEMPHIS AND THE MEMPHIS HOUSING AUTHORITY

This **OPTION AGREEMENT**, is made this _____ of _____, 2011 by and between the **Memphis Housing Authority**, hereinafter "MHA" and the **City of Memphis, Tennessee**, hereinafter "City".

WITNESSETH

1. **Grant of Option.** In consideration of the sum of Ten Dollars (\$10.00) and for other good and valuable consideration, City hereby grants MHA the exclusive option to acquire the Premises more particularly described in Paragraph 2 below as the Option Premises provided that MHA grants City ownership of the land adjacent to the Option Premises upon the exercise of such Option in an effort to make the L.E. Brown Park whole, and further provided that such land is the equivalent fair market value of the Option Premises.

2. **Description of Option Premises.** The Option Premises is described as follows:

Being a portion of L. E. Brown Park, Memphis, Tennessee 38104.

Parcel 2, Ward 11, Block 23

3. **Exercise/Expiration of Option.** MHA must give written notice to the City on or before June 30, 2013, and deposit an additional Ten Dollars (\$10.00) with the City of Memphis to exercise this Option. If not sooner exercised, this Option shall expire on June 30, 2013 and shall thereafter be null and void.

4. **Escrow Agent.** The Ten Dollars (\$10.00) to be paid upon execution of this Agreement and the Ten Dollars (\$10.00) to be paid on exercise of this Option shall be paid to the City of Memphis.

5. **Failure to Exercise Option.** If MHA does not exercise this option as herein provided, the sum of Ten Dollars (\$10.00) paid by MHA upon the execution of this Agreement shall be retained by City, free of all claims of MHA, and neither party shall have any further rights or claims against the other. Furthermore, if this Option is not exercised, MHA agrees that copies of all surveys, engineering studies and other like information related to the Option Premises will be delivered by MHA to the City of Memphis Division of Park Services and shall thereafter be the property of the City.

6. **Notice of Exercise of Option.** Notice of the exercise of this Option shall be given to City in person or by mailing a copy thereof, postage prepaid, to City at the address specified below or at such other address that City shall hereinafter specify in writing delivered to MHA. If this Option is exercised, City shall sell and convey the Option Premises to MHA, and MHA shall purchase and accept the Option Premises from City, subject to the terms and conditions

2997 Avery
Memphis, TN 38104

With copy to:

City Attorney
City of Memphis
125 N. Main Street Room 336
Memphis, TN 38103

12. **Construction.** The interpretation, construction, and performance of this contract shall be governed by the laws of the State of Tennessee.

13. **Benefit.** This option shall inure to the benefit of and shall bind the heirs, successors, and assigns of the respective parties.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties, by and through their duly authorized representatives, have executed this Option Agreement Between the City of Memphis and Memphis Housing Authority.

CITY OF MEMPHIS, TENNESSEE

Approved as to Form:

City Attorney

By: _____
AC Wharton, Jr., Mayor

DIVISION OF PARK SERVICES

By: _____
Cynthia Buchanan, Director

MEMPHIS HOUSING AUTHORITY

Approved as to form:

Gregory L. Perry, Senior Attorney
Memphis Housing Authority

By: _____
Robert Lipscomb, Executive Director

GENERAL SERVICES DIVISION

By: _____
Deborah Daniels, Real Estate Manager