



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

Resolution requesting the City Council to approve the revised Schedule of Fees for Street Lighting Service.

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

Memphis Light, Gas and Water Division

3. State whether this is a change to an existing ordinance or resolution, if applicable.

This is a revision to the Street Light Fee previously approved by the City Council on December 3, 2013.

4. State whether this requires a new contract, or amends an existing contract, if applicable.

This Resolution does not require a new contract, or amends an existing contract.

5. State whether this requires an expenditure of funds/requires a budget amendment.

No Contracts, expenditure of funds, or budget amendments are required.



A Resolution to approve the revised 2014 Street Light Schedule of Fees

At its meeting on February 20, 2014 the MLGW Board of Commissioners considered an amendment to the MLGW 2014 Schedule of Streetlight Service Fees as requested by the Council of the City of Memphis in its resolution adopted on February 18, 2014 which resolution recommended the consolidation of the apartment and non-apartment residential streetlight rate classifications into one classification at a fee of \$3.17 per month in light of the Council's concerns about the fairness of charging the residents of planned unit developments ("PUDs") who pay MLGW separately for private streetlight services and the residents of certain other neighborhoods which do not currently have city street lights.

In reviewing the Council's request the MLGW Board of Commissioners considered four scenarios (including the currently effective rate schedule and that recommended by the Council of the City of Memphis), each of which would produce \$12.9 million in revenues needed to cover the anticipated streetlight cost for 2014, and adopted the option set forth on Exhibit 3 attached hereto citing concerns that the Council's proposed rate schedule was more regressive and would have the effect of shifting cost to those least likely to be able to afford to pay. The adopted rate maintains the two-tiered residential fee schedule (apartment and non-apartment residential) and a commercial rate, apportioned based on the amount of apartment, non-apartment residential and commercial property frontage in the City of Memphis.

NOW, THEREFORE, BE IT RESOLVED THAT, the Council of the City of Memphis hereby approves the amended 2014 Schedule of Streetlight Service Fees attached hereto as Exhibit 3 and such amended schedule shall be effective with Cycle 1 of April, 2014.

E X C E R P T
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
February 20, 2014

The President reported that, pursuant to Substitute Ordinance 5515, on December 3, 2013, the Council of the City of Memphis approved the 2014 Streetlight Schedule of Fees (“2014 Streetlight Service Fees”) for the City of Memphis Street Lighting Service to be charged to MLGW electric ratepayers within the limits of the City of Memphis effective with Cycle 1 of January 2014. The 2014 Streetlight Service Fees apportioned among MLGW electric ratepayers within the City the aggregate annual charges presently billed to the City of Memphis under MLGW Electric Service Schedule LS based on the percentage of property frontage reasonably allocable to four classifications of customers.

At its meeting on February 18, 2014 the Council of the City of Memphis adopted a resolution requesting the MLGW Board to consider consolidating the two residential classifications into one flat rate (pursuant to the schedule set forth below) based on concerns relating to the fairness of charging the residents of planned unit developments (“PUDs”) who pay separately for private streetlight services by MLGW and the residents of certain other neighborhoods which do not currently have city street lights:

Category	Monthly Rate	Duration of Rate
All Memphians	\$3.17	Permanent
Small Commercial	\$6.67	Permanent
Large Commercial	\$19.54	Permanent

The President presented to the MLGW Board of Commissioners for consideration the four scenarios set forth on Exhibits 1-4 attached to this resolution, each of which would produce

\$12.9 million in revenues needed to cover the anticipated streetlight cost for 2014, and recommended that the Board adopt the option set forth on Exhibit 4 reflecting two flat rates, one residential and one commercial, apportioned based on the amount of residential and commercial property frontage in the City of Memphis, and recognizing that streetlight density is variable for customers in each of these categories, that apartment dwellers receive similar benefits from City Streetlight Services as those occupying non-apartment residential properties do given that variable density, that similar concerns are applicable with respect to the variable density of streetlights relating to commercial properties in the City of Memphis, and therefore, that City Streetlight Services should be paid for equally by all ratepayers within each class.

Citing concerns that the Council's proposed rate schedule was more regressive and would have the effect of shifting cost to those least likely to be able to afford to pay and the schedule in Exhibit 3 is based on frontage calculations and has apartments in one category, single family in a second category and all commercial in the third category, the following motion was made to revise the resolution proposed for approval of Exhibit 3.

NOW, THEREFORE, BE IT RESOLVED THAT, subject to the approval of the Council of the City of Memphis, the 2014 Schedule of Streetlight Service Fees shall be amended to read as set forth on Exhibit 3, attached hereto and such amended schedule shall be effective with Cycle 1 of April, 2014.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular - special meeting held on 20th day of February, 2014, at which a quorum was present.


Secretary - Treasurer

Exhibit 1	
Four Classifications (Original)	Rate
Apartments	\$1.08
Residential non-Apartment	\$4.32
Small Commercial (<50 kW)	\$6.48
Large Commercial (>50 kW)	\$19.07

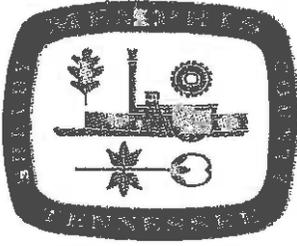
Exhibit 2	
Three Classifications (One Residential)	Rate
Residential	\$3.17
Small Commercial (<50 kW)	\$6.48
Large Commercial (>50 kW)	\$19.07

Exhibit 3	
Three Classifications (One Commercial)	Rate
Apartments	\$1.08
Residential non-Apartment	\$4.32
Commercial	\$8.65

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular - special meeting held on 20th day of February, 2014, at which a quorum was present.


Secretary - Treasurer

Exhibit 4	
Two Classifications	Rate
Residential	\$3.17
Commercial	\$8.65



City Council Item Routing Sheet

Division Engineering

Committee Click here to enter text.

Hearing Date Click here to enter text.

Ordinance

Resolution

Grant Acceptance

Budget Amendment

Commendation

Other: Click here to enter text.

Item Description (Not the caption, but what does it do): Resolution to accept and appropriate \$22,376.10 in local private funds for the purpose of funding a professional services contract to establish a "Railroad Quiet Zone" along Poplar Avenue.

Recommended Council Action: Adopt the resolution

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken: N/A

Does this item require city expenditure?

\$33,825.00

Amount

\$22,376.10

Revenue to be received

Source and Amount of Funds

\$11,448.90

Operating Budget

\$0

CIP Project #ENXXXXX

\$22,376.10

Federal/State/Other

Approvals

Director

 Date 02/05/14

Chief Administrative Officer

Director

_____ Date _____

_____ Date _____

Budget Manager

_____ Date _____

Council Committee Chair

Finance Director

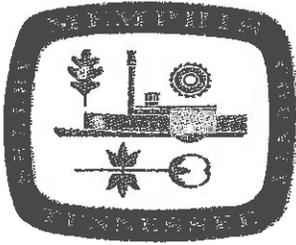
_____ Date _____

_____ Date _____

City Attorney

_____ Date _____

Memphis City Council Summary Sheet Template 8-28-12



Memphis City Council Summary Sheet

- 1. Description of the Item (Resolution, Ordinance, etc.)**

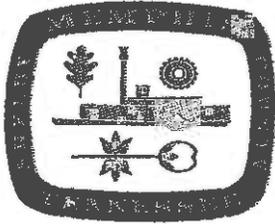
This item is a resolution in support of accepting and appropriating local private funds in the amount of \$22,376.10 for design efforts leading towards the establishment of a Railroad Quiet Zone along Poplar Avenue.
- 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

The City of Memphis Division of Engineering has drafted this resolution and is recommending City Council approval.
- 3. State whether this is a change to an existing ordinance or resolution, if applicable.**

This item does not change an existing ordinance or resolution.
- 4. State whether this requires a new contract, or amends an existing contract, if applicable.**

This item will require the execution of an engineering services contract.
- 5. State whether this requires an expenditure of funds/requires a budget amendment.**

This item requires a local match of City funds in the amount of \$11,448.90.



WHEREAS, The City of Memphis Division of Engineering is accepting local other private funds in the amount of \$22,376.10 towards funding a design effort to establish a Railroad Quiet Zone along Poplar Avenue; and

WHEREAS, these funds will be combined with \$11,448.90 in City funds to fund the design effort required to establish a Railroad Quiet Zone; and

WHEREAS, it is necessary to accept the funds and amend the Fiscal Year 2014 Capital Improvement Budget to establish funds for the Railroad Quiet Zone – Poplar Corridor Project; and

WHEREAS, it is necessary to appropriate the funds in the amount of Twenty Two Thousand Three Hundred Seventy Six Dollars and Ten Cents (\$22,376.10) for the Railroad Quiet Zone-Poplar Corridor Project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that funds in the amount of Twenty Two Thousand Three Hundred Seventy Six Dollars and Ten Cents (\$22,376.10) for the Railroad Quiet Zone-Poplar Corridor Project be accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2014 Capital Improvement Budget be and is hereby amended by appropriating the Expenditures and Revenues for the Railroad Quiet Zone – Poplar Corridor in the amount of Twenty Two Thousand Three Hundred Seventy Six Dollars and Ten Cents (\$22,376.10) as follows:

Revenue

Local private	\$22,376.10
GO Bond	\$11,448.90

Expenditures

Engineering –Architecture	\$33,825.00
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