

City of Memphis



A C WHARTON, JR.
MAYOR

TENNESSEE

August 21, 2012

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:

Donnell R. Cobbins, Jr.

be appointed to the joint position of the Memphis and Shelby County
Downtown Parking Authority with a term expiring December 31, 2015.

I have attached biographical information.

Sincerely,

A handwritten signature in black ink, appearing to read "ACW", is written over the typed name and title of the Mayor.

A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Downtown Parking Authority

BOARD/COMMISSION

Name: Donnell R. Cobbins, Jr. Race Black M F

E-Mail Address: donnellcobbins@universalcommercial.com Fax 901-260-5916

Profession/Employer: Commercial Real Estate

Business Address: 1331 Union Avenue Suite 900 Zip 38104 Phone: 901-691-9246

Education: Kemper Military College

Name of Spouse: Seandria Cobbins Number of Children: 3

Home Address: 3194 Estes Street Phone: 901-794-3844

City: Memphis State: TN Zip: 38115

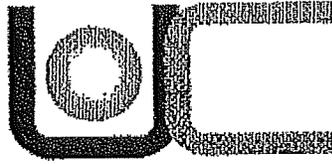
I certify that I am a resident of the City of Memphis (Unincorporated areas and surrounding counties are not considered). Yes or No If yes, how long? 41 Years

Professional Organization/Associations:
Leadership Academy Graduate S11

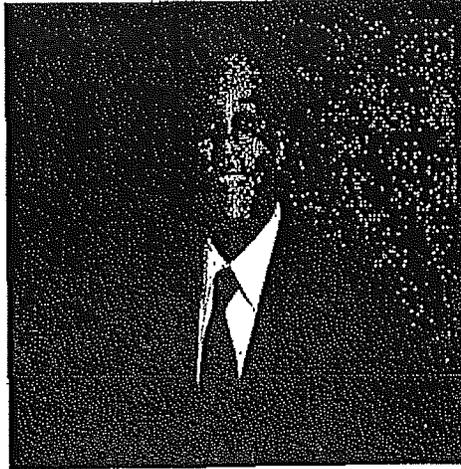
Other Organizations/Association:
100 Black Men of Memphis

Other Interests:
Associate Minister Eternal Peace Missionary Baptist Church

Signature  Date 8/13/2012



UNIVERSAL COMMERCIAL
A new world of real estate



DONNELL R. COBBINS, JR.

Donnell Cobbins, Jr. joined Universal Commercial Real Estate, LLC, a licensed commercial real estate firm, in 2008. He serves as Vice President of the firm.

A third-generation real estate professional, Donnell began his career working for Peace Realty as an Affiliate Broker. He also worked previously for Benchmark Realtors of Memphis. Donnell joined Universal Commercial Real Estate in 2008 and has been instrumental in establishing the firm's presence on the regional commercial real estate landscape.

Donnell carries with him the tradition of service passed down from his grandfather. He has been recognized as one of Memphis' "1000 Points of Light" by President George H.W. Bush and The Commercial Appeal, as a "Top 40 under 40" honoree by the Memphis Business Journal, and completed The Leadership Academy's Fellows program in 2011. Donnell has been licensed in real estate since 1995.

Mr. Cobbins possesses a strong background in real estate and community development. Donnell makes a tremendous contribution to the company's professional and community service to small business, corporate, non-profit, and government clients.

EDUCATION:

Kemper Military School and College, Booneville, MO
Memphis University School, 1990

SELECTED ASSIGNMENTS:

293,400 square feet - Provided project management services for 2010-2011 for the Orthopedics Division of Smith & Nephew. As a member of the project management team, represented Smith & Nephew in the strategic renovation and construction of its North America headquarters of its Orthopedic Division. This project encompasses more than \$25 million corporate investment and 293,400 sq ft of corporate headquarters and R&D space

43 acres – Represented Power Center Community Development Corporation in the site selection and acquisition of land for construction of its Towne Center redevelopment in Hickory Hill community of Memphis.

5 acres - Represented Durham School Services in the ground lease of land for establishing local northeast transportation services hub to service Memphis City Schools

15,000 square feet- Represented Tri-State Neurology in the search and acquisition of an office building for relocating its medical practice

5,000 square feet – Represented Mid-South Gastroenterology Group in the acquisition of office building space in Kirby Office Park for its East Memphis practice location.

4,000 square feet- Represented Power Center Academy Corporation in the lease of office space at Lenox Park

2,000 square feet- Represented Brewer & Barlow, PLC in the lease of office space at Kirby Centre in East Memphis

1,500 square feet- Represented Community L.I.F.T. in the site selection and lease of its Downtown Memphis office location.

PROFESSIONAL:

The Leadership Academy's 2011 Fellows Class

Memphis Business Journal's "Top 40 under 40"

Selected by President George H.W. Bush as one of Memphis' "1000 Points of Light"

Board Member – Memphis Little League

Former Board Member – 100 Black Men of Memphis, Inc.

Former Member - Bright Start Early Head Start Policy Council

**MEMPHIS AND SHELBY COUNTY DOWNTOWN PARKING
AUTHORITY**

7 Member Board

(3) City & (3) County (1) Joint Appointment

6 Year Term

Graham W. Askew (City)	M/W	12-31-15	6yr. Term
Horton, Jr., Odell (City)	M/B	12-31-16	6yr. Term
Wagers, Jr., J. Richard (City)	M/W	12-31-15	6yr. Term
Cathy Simmons (Joint)	F/W	12-31-15	6 yr. Term

City of Memphis



TENNESSEE

A C WHARTON, JR.
MAYOR

August 7, 2012

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

Dear Chairman Collins:

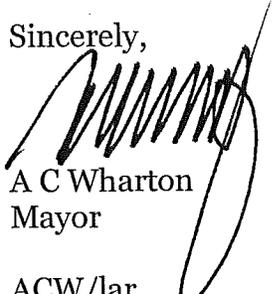
Subject to Council approval, it is my recommendation that:

Jake E. Allen, Jr.

be reappointed to the Memphis City Beautiful Commission with a term
expiring June 30, 2014.

I have attached biographical information.

Sincerely,


A C Wharton
Mayor

ACW/lar

c: Council Members



City of Memphis

BIOGRAPHICAL INFORMATION APPOINTMENT TO BOARD/COMMISSION

Memphis City Beautiful Commission BOARD/COMMISSION

Name: Jake E. Allen, Jr Race Black M F

E-Mail Address: jakeallen13@hotmail.com Fax 901-416-1089

Profession/Employer: Comprehensive Planning Analyst-Memphis City Schools

Business Address: 2597 Avery Zip 38112 Phone: 901-416-4715

Education: Master Degree in City and Regional Planning-University of Memphis

Name of Spouse: _____ Number of Children: 1

Home Address: 29 South Bingham Phone: 901-289-4149

City: Memphis State: TN Zip: 38112

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? 37 years

Professional Organization/Associations:

Board President of the Friends of Crenshaw Library
Current Board Memphis of the Memphis City Beautiful Commission (MCBC). Previously served as Vice President of MCBC

Other Organizations/Association:

Other Interests:

Analyzing athletic/sports performance data
Volunteering in as many ways possible to make the lives of Memphians better
University Memphis Athletics, including Football and Basketball
Spending quality time with family and friends
Researching Memphis History

Signature Jake E. Allen, Jr Date _____

Digitally signed by Jake E. Allen, Jr
DN: cn=Jake E. Allen, o=City of Memphis, email=jakeallen13@hotmail.com, c=US
Date: 2015.07.27 13:28:33 -0500

Jake E. Allen, Jr.
29 South Bingahm
Memphis, Tennessee 38112
JakeAllen13@hotmail.com
Phone (901) 289-4149

EDUCATIONAL BACKGROUND

Bachelor of Business Administration, Finance, University of Memphis
Masters Degree, City and Regional Planning, University of Memphis

Earned August 1999
Earned May 2006

EXPERIENCE

- | | | |
|-------------------------|--|-------------|
| March 2008 | Memphis City Schools | Memphis, TN |
| Present | <i>Comprehensive Planning Analyst</i> | |
| | <ul style="list-style-type: none">• Assists in project planning, presentation and implementation as it relates to facility planning• Responsible for developing a project to modify 12 MCS athletic fields to synthetic turf• Monitoring and assessing impact of annexation actions by the City of Memphis• Assist with developing Annual Capital Budget pursuant to the Capital Facilities Plan with necessary amendments• Assist with strengthen the academic program through the growth of the Pre-Kindergarten and Optional Programs by locating space throughout the District.• Lead Space Planning efforts for district administrative space, in conjunction with the Division of Facilities Management• Coordinate with qualified appraisers and qualified real estate brokers regarding assistance with real estate acquisition or disposition• Assist with creating and maintaining database of MCS Board-owned properties | |
| April 2006 | Memphis/Shelby County Office of Planning and Development | Memphis, TN |
| March 2008 | <i>Planner</i> | |
| | <ul style="list-style-type: none">• Prepare comprehensive plans that resolve zoning incompatibilities improve transportation and promote a regional quality of life• Review development cases to assure compatibility with general planning principles• Assist with or prepare redevelopment plans• Prepare neighborhood plans that protect with historic zoning, include neighborhood green space/open space/recreation space and advance a sense of community• Managed and wrote a publication project of Historic African-American Churches and Congregation in Memphis and Shelby County | |
| May 2003-
April 2006 | Memphis Depot Redevelopment Agency & Airways/Lamar Business Association
<i>Code Enforcement Coordinator</i> | Memphis, TN |
| | <ul style="list-style-type: none">▪ Identified zoning, residential and commercial code violations in the Airways/Lamar coverage area.▪ Created maps using Geographical Information Systems of problem properties within the Airways/Lamar coverage area.▪ Coordinated efforts with the City/County Code Enforcement agencies, Shelby County District Attorney's General Office to alleviate problem properties.▪ Performed monthly presentations on the status and direction of code enforcement efforts and related issues. | |

- May 2004-
Dec. 2005
- University of Memphis/Southeast Memphis Community Development Corporation
Graduate Assistant Memphis, TN
- Assisted with problem property audits in Southeast Memphis, Soulsville/Lemoyne and New Chicago.
 - Researched and compiled data on housing and community safety issues
 - Managed and compiled data for a comprehensive community resource document for Southeast Memphis.
 - Researched and analyzed data on residential mortgage foreclosures in Southeast Memphis
- August 2003-
May 2004
- Cooper Young Community Development Corporation
Graduate Assistant Memphis, TN
- Identified vacant lots, abandoned/dilapidated residential and commercial properties in the Cooper-Young neighborhood.
 - Researched ownership information for problem properties.
 - Coordinated efforts with the City/County Code Enforcement agencies, Shelby County District Attorney's General Office to alleviate problem properties.
 - Analyzed property tax information for vacant lots, abandoned/dilapidated residential and commercial properties
- July 2000-
Nov. 2001
- Community Capital
Financial Analyst Memphis, TN
- Performed financial feasibility analyses of proposed community development projects.
 - Assisted in preparing financing proposals to be submitted to potential funding entities.
 - Assisted in preparing the information and applications needed to get an allocation of low-income housing tax credits from relevant state agencies.
 - Assisted in preparing materials needed to get an allocation of tax-exempt and taxable debt.

COMMUNITY INVOLVEMENT

Board Member-Memphis City Beautiful Commission
Board Member- President of Friends Group -Cornelia Crenshaw Library

**CITY BEAUTIFUL COMMISSION
35 Member Board
(2) yrs. Staggering Terms**

Acuff, Virginia 'Ginger'	F/W	06-30-12	2yr. Term
Alexander, John O.	M/W	06-30-13	2yr. Term
Allen Jr., Jake	M/B	06-30-12	2yr. Term
Conway, Jack	M/W	06-30-12	2yr. Term
Crase, Dixie R.	F/W	06-30-13	2yr. Term
Daniel, Drew	M/W	06-30-12	2yr. Term
Davis, Christian D.	M/B	06-30-12	2yr. Term
Gibson, LeAndre 'Andre'	M/B	06-30-13	2yr. Term
Glenn, Andreè	F/B	06-30-13	2yr. Term
Green, Charles	M/B	06-30-12	2yr. Term
Hall, Ken	M/W	06-30-13	2yr. Term
Henslee, Lou	F/W	06-30-13	2yr. Term
Lerner, Syd	M/W	06-30-13	2yr. Term
McLaughlin, Frederick	M/W	06-30-12	2yr. Term
Nolan, Thomas	M/B	06-30-12	2yr. Term
Puljic, Cynthia M.	F/W	06-30-12	2yr. Term
Reilly, Deni Carr	F/W	06-30-13	2yr. Term
Smith, Bethany	F/W	06-30-12	2yr. Term
Thomas, Daphne	F/B	06-30-12	2yr. Term
Trippel, Andrew J.	M/W	06-30-13	2yr. Term
Virgilio, Damone	M/W	06-30-13	2yr. Term
Waring, Anne	F/W	06-30-13	2yr. Term
Wells, Valesa S. J.	F/B	06-30-12	2yr. Term
Wild, Jo Boone	F/W	06-30-13	2yr. Term
Wright, Sheila	F/B	06-30-12	2yr. Term

Attendance Records

Memphis City Beautiful

Board/Commission

From 7/1/11 to 6/30/12 Total No. of Meetings 6.

Member	Present	Absent
Virginia Acuff	6	0
Jake Allen	4	2
Daphne Thomas	4	2
Bethany Smith	4	2
Valesa S. J. Wells	4	2
Drew Daniel	6	0
Frederick McLaughlin	3	3

Brian Collins

5567 Fountain Bay Drive
Memphis, TN 38120
(901) 351-6487
briancollins56@msn.com

PROFESSIONAL PROFILE

Accomplished professional and senior executive. Successful career built on foundation of advanced academic training in economics, finance, accounting and law and strengthened by over twenty five years of Legal and Fortune 500 senior executive experience.

EDUCATION / ACADEMIC

- **B.A. – De Paul University, Chicago (Political Science & Economics)**
- **M.B.A. – The Ohio State University (Finance & Accounting)**
- **J.D. – Loyola University of Chicago School of Law**

Adjunct Professor

- **Union University Graduate School of Business** **2010 - date**
- **University of Memphis Graduate School of Business** **2011 - date**
- **Finance and Business Law**

PROFESSIONAL EXPERIENCE

Postal Employees' Credit Union (Memphis, TN) **2011** **Interim President/CEO**

Interim CEO, hired (at the behest of State and Federal Regulators) by Board in March 2011 to run the \$21 million asset credit union facing serious financial and regulatory difficulties. Challenge was to replace entire senior management team, keep business operating and develop and implement recovery plan and/or merger strategy. Business stabilized and merger partner found and deal closed in Q4 2011 at no loss to NCUA insurance fund.

First Horizon National Corporation **1999 - 2010** **Senior Vice President, General Manager, Bank Card Services (BCS)**

Senior Manager of \$40 million/year revenue business unit - a division of First Horizon, based in Memphis, one of the largest bank holding companies in the United States. Responsible for the Bank Card business unit, with direct reports in Marketing, Credit, IT Systems and Customer Service. Role involved strategic planning, budgeting, workforce management, financial forecasting, product design and development, pricing, credit risk management and regulatory compliance, as well as all contract negotiations and vendor relationships, including Visa USA. BCS had over 200,000 retail and commercial customers, a \$200 million loan portfolio, 35 direct and 50 indirect (dotted line) employees. Full P&L responsibility for a \$10 million bottom line. Accomplishments include:

- Successfully restructured and reposition credit card business in 2000 – 2001 (initially a \$600 million portfolio, 200 employees) by carving out non-strategic business segments and auctioning \$360 million in assets. Generated \$90 million gain on two asset sales
- Repositioned business with focus on lower cost and higher returns
- Renegotiated key contracts with major vendors resulting in cost savings of \$1.5 million per year
- \$1 billion/year in transaction volume, net revenue of \$40 million/year and \$10 million/year pre-tax income
- Above industry-average ROA & ROE and remained highly profitable throughout credit cycle/recession of 2008 – 2010.

Memphis Consumer Credit Association Chairman of the Board

1999 - 2011

Served as Board member since 1999 and a member of the Executive Committee 2007 - 2008. Appointed Chairman in 2008 and served until January 2011. MCCA is a Memphis-based, independent sales organization providing banks and other creditors and commercial customers in the Mid-South with consumer credit reports and other related data and information services. As Chairman, outlined and oversaw restructuring plan that returned organization to profitability in 2010.

Citigroup (Formerly Associates First Capital)

1997 - 1998

Vice President, Manager, National Direct Marketing

Position reported to the President, North America, and had full P&L responsibility, as well as marketing and product management. Job included strategic planning, budgeting and forecasting, revenue growth and meeting profitability targets. Achievement of strategic plans required matrix-style coordination of Risk Management, Credit, Customer Service and Finance departments as well as outside advertising agencies and printing companies. Managed two marketing teams focuses on different national customer sub-segments; one team focused on the national retail segment (\$3 billion+ portfolio) and the second team focused on national emerging market (younger customer) segment (\$500 million portfolio).

- Achieved double digit growth in customers (over 1 million customers) and profitability (\$75 million/year pre-tax net income)

JP Morgan Chase (Formerly Banc One)

1991 - 1997

Vice President, Bank Card, Operations & Marketing Segment Manager

Position reported to the EVP of marketing and had P&L responsibility for \$1.8 billion national consumer portfolio, including new account marketing (direct mail and telemarketing), existing account management and overall revenue growth and profitability. Role required coordination between internal Risk Management, Operations and Credit departments as well as third party marketing partner. Also Risk Management, Credit Customer Service and Collections

- Double digit growth in accounts and profitability
- Over 500,000 customers and pre tax net income exceeded \$50 million/year

Litigation Attorney, Chicago

1982 - 1989

Vedder, Price; Mass, Miller & Josephson; Foss Schuman & Drake

Specialized in corporate litigation; involving complex civil litigation in state and federal circuit courts and appellate courts. Responsibilities included the development of litigation strategies, legal research, writing briefs, depositions, arguing motions, trials and appellate arguments. Clients included banks, insurance companies and a cross-section of medium and large corporations based in the US and abroad.

PROFESSIONAL AFFILIATIONS

Admitted to practice law in Illinois and Ohio state courts and the Federal District Court for the Northern District of Illinois (currently inactive).

COMMUNITY INVOLVEMENT

- United Way of the Mid South: active in corporate fund raising for the past ten years
- Kiwanis Club of Memphis; President-Elect, 2012-2013
- Math and reading tutor in Memphis City Schools



Memphis City Council Summary Sheet FY2012

- This item is a Resolution approving a permanent easement agreement for NUCOR STEEL MEMPHIS, INC, as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on May 16, 2012.
- Initiating Party: Memphis and Shelby County Port Commission
- This is not a change to an existing ordinance or resolution. This is a resolution for a perpetual non-exclusive easement agreement in the Frank C. Pidgeon Industrial Park.
- This Resolution does not amend an existing contract.
- This Resolution does not require an expenditure of funds. This is a permanent easement agreement providing NUCOR STEEL MEMPHIS, INC. a perpetual non-exclusive easement across Port Commission property for the purpose of constructing and maintaining a roadway between Paul R. Lowry Road and Nucor's northeastern margin of its property. The easement is 40 feet wide and contains 0.919 acres.

**CITY OF MEMPHIS
RESOLUTION APPROVING PERMANENT EASEMENT
WITH NUCOR STEEL MEMPHIS, INC.**

WHEREAS, Nucor Steel Memphis, Inc. (“Nucor”) has requested that the Memphis and Shelby County Port Commission enter into a Permanent Easement Agreement providing that Nucor have a perpetual non-exclusive easement for the purpose of constructing and maintaining a roadway between Paul R. Lowry Road and Nucor’s northeastern margin of its property. Such easement is 40 feet wide and contains 0.919 acres.

WHEREAS, said proposed Easement is in the best interests of the Memphis and Shelby County Port Commission and the City of Memphis and County of Shelby and promotes the development of Pidgeon Industrial Park and the economic enhancement of the community including additional employment.

NOW, THEREFORE, BE IT RESOLVED by the City of Memphis, on recommendation of the Memphis and Shelby County Port Commission, that the proposed Permanent Easement Agreement with Nucor be and hereby is approved.

BE IT FURTHER RESOLVED, By the Council of the City of Memphis that the appropriate officials of the City of Memphis be hereby authorized to execute same.

BE IT FURTHER RESOLVED, That this action is subject to concurrence by Shelby County.

PORT COMMISSION RESOLUTION

WHEREAS, Nucor Steel Memphis, Inc. ("Nucor") has requested that the Memphis and Shelby County Port Commission enter into a Permanent Easement Agreement providing that Nucor have a perpetual non-exclusive easement for the purpose of constructing and maintaining a roadway between Paul R. Lowry Road and Nucor's northeastern margin of its property. Such easement is 40 feet wide and contains 0.919 acres.

WHEREAS, said proposed Easement is in the best interests of the Memphis and Shelby County Port Commission and the City of Memphis and County of Shelby and promotes the development of Pidgeon Industrial Park and the economic enhancement of the community including additional employment.

NOW, THEREFORE, BE IT RESOLVED by the Memphis and Shelby County Port Commission that the proposed Permanent Easement Agreement with Nucor be and hereby is approved. The appropriate officials are authorized to execute same.

BE IT FURTHER RESOLVED that the City of Memphis and County of Shelby are respectfully requested to approve said Agreement.

I hereby certify that the foregoing is a true copy and said document was adopted/granted by the Memphis and Shelby County Port Commission on the 16th day of May, 2012.


Secretary/Treasurer

MEMPHIS CITY COUNCIL
SUMMARY SHEET

RESOLUTION TO APPROPRIATE FY13 CIP FUNDS FOR SERVICE VEHICLES FOR
THE MEMPHIS AREA TRANSIT AUTHORITY

- This item is a resolution to appropriate FY13 CIP for service vehicles for the Memphis Area Transit Authority.
- MATA initiated the request for the City Council to appropriate the FY13 CIP funds.
- This is not a change to an existing ordinance or resolution.
- This project will require MATA to solicit bids and award a contract(s). MATA will purchase the service vehicles in accordance with its Procurement Manual.
- On August 21, 2012, the appropriation request was presented to the City Council Public Works, Transportation and General Services Committee.
- Yes, this item requires an expenditure of funds in the amount of \$33,000; however, no budget amendments are required.

RESOLUTION

WHEREAS, The Council of the City of Memphis did include the Service Vehicles Project, Project Number GA03001, as part of the Fiscal Year 2013 Capital Improvement Program (CIP) budget; and

WHEREAS, It is necessary to purchase service vehicles for the Memphis Area Transit Authority (MATA) to maintain a safe, reliable and efficient transportation system; and

WHEREAS, Bids will be solicited and evaluated according to MATA's adopted procurement procedures; and

WHEREAS, It is necessary to appropriate \$33,000 funded by G. O. Bonds - General in Service Vehicles, CIP Project Number GA03001 to fund the local share for the purchase of service vehicles.

NOW, THEREFORE, BE IT RESOLVED By the Council of the City of Memphis that there be and is hereby appropriated the sum of \$33,000 funded by G. O. Bonds - General chargeable to the Fiscal Year 2013 Capital Improvement Budget and credited as follows:

Project Title:	Service Vehicles
Project Number:	GA03001
Amount:	\$33,000

MEMPHIS CITY COUNCIL
SUMMARY SHEET

RESOLUTION TO APPROPRIATE FY13 CIP FUNDS FOR ADVANCED PUBLIC
TRANSPORTATION SYSTEMS FOR THE MEMPHIS AREA TRANSIT AUTHORITY

- This item is a resolution to appropriate FY13 CIP for Advanced Public Transportation Systems (APTS) for the Memphis Area Transit Authority.
- MATA initiated the request for the City Council to appropriate the FY13 CIP funds.
- This is not a change to an existing ordinance or resolution.
- This does not require MATA to award a new contract or amend an existing contract.
- On August 21, 2012, the appropriation request was presented to the City Council Public Works, Transportation and General Services Committee.
- Yes, this item requires an expenditure of funds in the amount of \$45,000; however, no budget amendments are required.

RESOLUTION

WHEREAS, The Council of the City of Memphis did include Advanced Public Transportation Systems (APTS), Project Number GA03022, as part of the Fiscal Year 2013 Capital Improvement Program (CIP) budget; and

WHEREAS, It is necessary for MATA to purchase various Intelligent Transportation Systems equipment and associated software to integrate with other existing equipment for its bus and rail fleets; and

WHEREAS, It is necessary to appropriate \$45,000 funded by G. O. Bonds General in Advanced Public Transportation Systems, Project Number GA03022 to fund the local share for the APTS projects.

NOW, THEREFORE, BE IT RESOLVED By the Council of the City of Memphis that there be and is hereby appropriated the sum of \$45,000 funded by G. O. Bonds - General chargeable to the Fiscal Year 2013 Capital Improvement Budget and credited as follows:

Project Title:	Advanced Public Transportation Systems
Project Number:	GA03022
Amount:	\$45,000

MEMPHIS CITY COUNCIL
SUMMARY SHEET

RESOLUTION TO APPROPRIATE FY13 CIP FUNDS FOR PREVENTIVE
MAINTENANCE FOR THE MEMPHIS AREA TRANSIT AUTHORITY

- This item is a resolution to appropriate FY13 CIP for preventive maintenance for the Memphis Area Transit Authority.
- MATA initiated the request for the City Council to appropriate the FY13 CIP funds.
- This is not a change to an existing ordinance or resolution.
- This does not require MATA to award a new contract or amend an existing contract.
- On August 21, 2012, the appropriation request was presented to the City Council Public Works, Transportation and General Services Committee.
- Yes, this item requires an expenditure of funds in the amount of \$2,314,602; however, no contracts or budget amendments are required.

RESOLUTION

WHEREAS, The Council of the City of Memphis did include Preventive Maintenance, Project Number GA03018, as part of the Fiscal Year 2013 Capital Improvement Program (CIP) budget; and

WHEREAS, The funds will help the Memphis Area Transit Authority cover costs associated with maintenance of capital assets in Fiscal Year 2013; and

WHEREAS, It is necessary to appropriate \$2,314,602 funded by G. O. Bonds - General in Preventive Maintenance, Project Number GA03018 to fund preventive maintenance costs during Fiscal Year 2013.

NOW, THEREFORE, BE IT RESOLVED By the Council of the City of Memphis that there be and is hereby appropriated the sum of \$2,314,602 funded by G. O. Bonds - General chargeable to the Fiscal Year 2012 Capital Improvement Budget and credited as follows:

Project Title:	Preventive Maintenance
Project Number:	GA03018
Amount:	\$2,314,602

MEMPHIS CITY COUNCIL
SUMMARY SHEET

RESOLUTION TO APPROPRIATE FY13 CIP FUNDS FOR RAIL FACILITY
IMPROVEMENTS FOR THE MEMPHIS AREA TRANSIT AUTHORITY

- This item is a resolution to appropriate FY13 CIP for rail facility improvements for the Memphis Area Transit Authority.
- MATA initiated the request for the City Council to appropriate the FY13 CIP funds.
- This is not a change to an existing ordinance or resolution.
- This project will require MATA to solicit bids and award a contract(s). MATA will purchase the rail facility improvements in accordance with its Procurement Manual.
- On August 21, 2012, the appropriation request was presented to the City Council Public Works, Transportation and General Services Committee.
- Yes, this item requires an expenditure of funds in the amount of \$200,000; however, no budget amendments are required.

RESOLUTION

WHEREAS, The Council of the City of Memphis did include the Rail Facility Improvements Project, Project Number GA03005, as part of the Fiscal Year 2013 Capital Improvement Program (CIP) budget; and

WHEREAS, The Memphis Area Transit Authority (MATA) periodically has to make repairs or improvements to its rail facilities and infrastructure; and

WHEREAS, Bids will be solicited and evaluated according to MATA's adopted procurement procedures; and

WHEREAS, It is necessary to appropriate \$200,000 funded by G. O. Bonds - General in Rail Facility Improvements, CIP Project Number GA03005 to fund the local share for the purchase of service vehicles.

NOW, THEREFORE, BE IT RESOLVED By the Council of the City of Memphis that there be and is hereby appropriated the sum of \$200,000 funded by G. O. Bonds - General chargeable to the Fiscal Year 2013 Capital Improvement Budget and credited as follows:

Project Title:	Rail Facility Improvements
Project Number:	GA03005
Amount:	\$200,000

AN ORDINANCE TO AMEND CHAPTER 9-60 (LITTER CONTROL) OF THE CITY OF MEMPHIS CODE OF ORDINANCES TO ADD VEHICLE IMPOUNDMENT FOR ILLEGAL DUMPING.

WHEREAS, illegal dumping, particularly large-scale dumping of commercial waste, is a continuing and costly problem for the City of Memphis.

WHEREAS, the Department of Public Works has identified 156 so-called “hotspots” that are regularly used as dumpsites.

WHEREAS, these hotspots are typically hidden areas of very low traffic, frequently on the edges of Memphis, between the City of Memphis and unincorporated parts of the county.

WHEREAS, the Department of Public Works currently responds to illegal dumping by cleaning waste and patrolling these hotspots, spending nearly a half a million dollars a year cleaning up after illegal dumpers.

WHEREAS, illegal dumping spreads potentially hazardous waste, slows down standard municipal waste services, creates blight on communities, and negatively impacts community property values.

WHEREAS, vehicle impoundment is one potential strategy to combat illegal dumping, which can allow police officers and code enforcement officers to call for the impoundment of vehicles used in connection with illegal dumping.

WHEREAS, vehicle impoundment is part of a comprehensive strategy to combat illegal dumping, a strategy that also includes increased fines for illegal dumping, video surveillance to catch perpetrators, and “amnesty days” at local dumpsites.

WHEREAS, for the purposes of this Ordinance, text with underlined type shall constitute additions to the original text and text with strike-through type shall constitute deletions to the original text.

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS,

That Chapter 9, Section 9-60-7 of the Code of Ordinances, be and is hereby amended to read as follows:

Sec. 9-60-7. Violations--Penalties

A. A person who violates a provision of this Chapter shall be guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine of not more than \$50.00. Each violation is considered a separate offense and punishable as such.

~~B. The judge, in his or her discretion, may allow the person convicted of a violation of this chapter to remove the litter the person threw, dumped, deposited or cause to be thrown, dumped or deposited from the property in lieu of the penalty as provided in this Section.~~

B. Additionally, if the throwing, dumping or depositing of litter was done from a motor vehicle, with the aid of a motor vehicle, or in connection with a motor vehicle, such motor vehicle may be impounded for a period of not more than 6 months. Such impounded vehicle shall not be released unless: (1) the motor vehicle is no longer needed as evidence in the criminal prosecution of the person accused of violating this Chapter; (2) the owners of such vehicle makes payment of any outstanding unpaid citations, towing, handling, and storage imposed thereon; and (3) the owner of such vehicle presents proof of ownership or right to possession of the impounded vehicle.

C. Officers of the Division of Police Services, Code Enforcement, and any other city force properly authorized to enforce any provision of the Memphis Code of Ordinances shall have the authority to enforce any provision of this Section. If a vehicle is impounded, it shall be the duty of such officer or other city personnel to inform in writing, as soon as practicable, the owner of an impounded vehicle of the nature and circumstances on account of which such vehicle was impounded. The notice shall also inform the owner that if he or she feels the vehicle was impounded in error, he or she may arrange for a prompt hearing before the city claim agent, or his or her designee, by contacting him or her during normal business hours. The notice shall also state that the owner has a right to present evidence in his or her own behalf, to have a representative, and to have a decision that states its basis in writing. The city claim agent, or his or her designee, shall hold a hearing as soon as practicable after request and shall have the authority to immediately grant a free release in those cases when a motor vehicle was impounded in error. Any decision of the city claim agent, or his or her designee, concerning these matters may be appealed within ten days to the city attorney, or his or her designee.

SECTION 2. BE IT FURTHER ORDAINED, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that this ordinance shall take effect on the later of: after it is passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the comptroller and become effective as otherwise provided by law.

LEE HARRIS
Council Member

BILL MORRISON
Chairman

Attest:
Patrice Thomas, Comptroller

AN ORDINANCE TO AMEND CHAPTER 9-58 (TIRE BUSINESS AND TIRE HAULER REGISTRATION) OF THE CITY OF MEMPHIS CODE OF ORDINANCES TO ADD VEHICLE IMPOUNDMENT FOR ILLEGAL DUMPING.

WHEREAS, illegal dumping, particularly large-scale dumping of commercial waste, is a continuing and costly problem for the City of Memphis.

WHEREAS, the Department of Public Works has identified 156 so-called "hotspots" that are regularly used as dumpsites.

WHEREAS, these hotspots are typically hidden areas of very low traffic, frequently on the edges of Memphis, between the City of Memphis and unincorporated parts of the county.

WHEREAS, the Department of Public Works currently responds to illegal dumping by cleaning waste and patrolling these hotspots, spending nearly a half a million dollars a year cleaning up after illegal dumpers.

WHEREAS, illegal dumping spreads potentially hazardous waste, slows down standard municipal waste services, creates blight on communities, and negatively impacts community property values.

WHEREAS, vehicle impoundment is one potential strategy to combat illegal dumping, which can allow police officers and code enforcement officers to call for the impoundment of vehicles used in connection with illegal dumping.

WHEREAS, vehicle impoundment is part of a comprehensive strategy to combat illegal dumping, a strategy that also includes increased fines for illegal dumping, video surveillance to catch perpetrators, and "amnesty days" at local dumpsites.

WHEREAS, for the purposes of this Ordinance, text with underlined type shall constitute additions to the original text and text with strike-through type shall constitute deletions to the original text.

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS,

That Chapter 9, Section 9-58-12 of the Code of Ordinances, be and is hereby amended to read as follows:

Sec. 9-58-12. Violations and Penalties

A. The improper storage of one or more tires shall constitute a separate offense per tire and be punishable by a fine of \$50.00 for each improperly stored tire on the location of the tire business. Each day of continued violation of this subsection constitutes a separate offense.

B. The transport of one or more tires without the required permit and decal shall constitute a separate offense per tire and be punishable by a fine of \$50.00 for each tire being transported in violation of this chapter. Each day of continued violation of this subsection constitutes a separate offense.

C. The improper dumping of a tire shall constitute a separate offense per tire and be punishable by a fine of \$50.00 for each tire found improperly dumped that is related back to a specific tire business. Each day of continued violation of this subsection constitutes a separate offense.

D. Additionally, if the improper dumping of one or more tires was done from a motor vehicle, with the aid of a motor vehicle, or in connection with a motor vehicle, such motor vehicle may be impounded for a period of not more than 6 months. Such impounded vehicle shall not be released unless: (1) the motor vehicle is no longer needed as evidence in the criminal prosecution of the person accused of violating this Chapter; (2) the owners of such vehicle makes payment of any outstanding unpaid citations, towing, handling, and storage imposed thereon; and (3) the owner of such vehicle presents proof of ownership or right to possession of the impounded vehicle.

E. Officers of the Division of Police Services, Code Enforcement, and any other city force properly authorized to enforce any provision of the Memphis Code of Ordinances shall have the authority to enforce any provision of this Section. If a vehicle is impounded, it shall be the duty of such officer or other city personnel to inform in writing, as soon as practicable, the owner of an impounded vehicle of the nature and circumstances on account of which such vehicle was impounded. The notice shall also inform the owner that if he or she feels the vehicle was impounded in error, he or she may arrange for a prompt hearing before the city claim agent, or his or her designee, by contacting him or her during normal business hours. The notice shall also state that the owner has a right to present evidence in his or her own behalf, to have a representative, and to have a decision that states its basis in writing. The city claim agent, or his or her designee, shall hold a hearing as soon as practicable after request and shall have the authority to immediately grant a free release in those cases when a motor vehicle was impounded in error. Any decision of the city claim agent, or his or her designee, concerning these matters may be appealed within ten days to the city attorney, or his or her designee.

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LEE HARRIS
Council Member

BILL MORRISON
Chairman

Attest:
Patrice Thomas, Comptroller



Memphis City Council Summary Sheet Instructions

Please provide a brief summary of the item, in bullet form, not to exceed one page:

1. Describe item – **Resolution accepting Grant Funds from Wells Fargo**
2. Identify initiating party - **Finance**
3. State whether this is a change to an existing ordinance or resolution, if applicable. – **No change to an existing ordinance or resolution.**
4. State whether this requires a new contract, or amends an existing contract, if applicable. – **No new Contract required.**
5. State whether this requires an expenditure of funds/requires a budget amendment. – **Requires a budget amendment to accept and appropriate funds.**

RESOLUTION

WHEREAS, the City of Memphis and Shelby County Government recently entered into a Collaborative Agreement with Wells Fargo Bank, N.A. ("Wells Fargo") wherein the parties agreed to focus in a collaborative effort on improving financial literacy, housing conditions, and general economic conditions throughout the Memphis and Shelby County community; and

WHEREAS, in furtherance of such Agreement, the parties have agreed to work together to launch a collaborative initiative to facilitate the ownership of properties in challenged neighborhoods, through support grants and access to credit, thereby increasing neighborhood stability; and

WHEREAS, Wells Fargo has also agreed to grant to the City of Memphis and Shelby County Government, \$3,000,000 in Local Priority Initiative Funds to be used for local priority initiatives. Specifically, \$1.6 million of the grant funds shall be made available and used by the City to provide a match for the "Innovation Delivery Team" grant from Bloomberg Philanthropies. Additionally, \$800,000.00 of the grant shall be applied toward the payment of costs, expenses and fees incurred by the City and Shelby County resulting from the engagement of the law firm of Relman Dane which handled the federal lawsuit brought on behalf of the City of Memphis and Shelby County against Wells Fargo. The remaining \$600,000.00 shall be directly made available by Wells Fargo to Shelby County for such housing initiatives and/or programs in such neighborhoods as Shelby County may determine in consultation with the City were affected by the foreclosure crisis within and throughout the entire City of Memphis and Shelby County, Tennessee community; and

WHEREAS, it is necessary to accept the grant of funds from Wells Fargo to the City of Memphis and amend the Fiscal Year 2013 Operating Budget to establish the use of such funds for the purposes set forth herein; and

WHEREAS, it is necessary to appropriate the grant funds awarded by Wells Fargo directly to the City in the amount of Two Million and Four Hundred Thousand (\$2,400,000).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Wells Fargo Local Priority Initiative Funds in the amount of Two Million and Four Hundred Thousand (\$2,400,000) are hereby accepted by the City of Memphis.

BE IT FURTHER RESOLVED, that the Fiscal Year 2013 Operating Budget be and is hereby amended by appropriating the Expenditures and Revenues for the Wells Fargo Local Priority Initiative Funds as follows:

Revenue

Misc. Revenue Wells Fargo Local Priority Initiative Grant	<u>\$2,400,000.00</u>
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Expenditures

Grants and Agencies - Innovation Delivery Team Grant	<u>\$1,600,000.00</u>
City Attorney -Legal Expenses	<u>\$800,000.00</u>
Total	<u>\$2,400,000.00</u>



Memphis City Council Summary Sheet

- This is a resolution to accept grant funds from the State of Tennessee in the amount of \$1,341,600.00 specifically for the In-Service Training Program for training of 2,236 commissioned officers.
- The City of Memphis Police Services Division requests approval of the grant per project PD90116.
- The resolution amends the FY2013 Operating budget to establish and appropriate grant funds.
- It does not change an existing ordinance or resolution.
- It does not require a new contract or amend an existing contract.
- This grant requires an expenditure of grant funds for payments to commissioned officers who completed In-Service Training in calendar year 2011.

RESOLUTION

WHEREAS, the Memphis Police Division receives State monies for In-Service Training for Commissioned Officers; and

WHEREAS, the 2,236 Memphis Police Commissioned Officers have successfully completed their In-Service Training at a unit price per Officer of \$600.00 for a total of \$1,341,600.00; and

WHEREAS, it is necessary for the Memphis Police Division to accept State monies for In-Service Training for Commissioned Officers; and

WHEREAS, it is necessary to appropriate Special Revenue funding of \$1,341,600.00 in the Fiscal Year 2013 Operating Budget for the Police In-Service Training.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Special Revenue for the Police In-Service Training be accepted and appropriated in the Fiscal Year 2013 Operating Budget and that such funds be appropriated as follows:

Fiscal Year 2013 Special Revenue Police In-Service Training

Revenues:

In-Service State Grant	<u>\$1,341,600.00</u>
Total Special Revenues	<u>\$1,341,600.00</u>

Expenditures:

Personnel	<u>\$1,341,600.00</u>
Total Expenditures	<u>\$1,341,600.00</u>



Memphis City Council Summary Sheet

1. Description of item (Resolution, Ordinance, etc.)

The proposed document is a Resolution for the City to acknowledge and accept the donation of the Shelby County Government's interest in the Mid South Coliseum, and the Liberty Bowl Memorial Stadium, as well as to dissolve the Memphis & Shelby County Coliseum Board

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

This is a resolution of the Division of Housing and Community Development, as the Division responsible for the Fairgrounds Redevelopment Project.

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

Passage of this Resolution will result in the modification of Charter provision 491, as well as any other Charter reference that would give any authority or control of the Mid South Fairgrounds site to Shelby County, or indicate in any manner that such authority is shared with the City of Memphis

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

This transaction only requires the execution of the necessary conveyance documents, which are referenced in this resolution.

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

No expenditure of funds is required under this Resolution.

WHEREAS, pursuant to City and County Ordinances, and through the establishment of the Memphis and Shelby County Coliseum Board, the City of Memphis and the County of Shelby are jointly responsible for the operation of the Memphis Fairgrounds (“Fairgrounds”); and

WHEREAS, in connection with the foregoing, the City of Memphis is the owner of a sixty percent interest (60%) in the Mid South Coliseum ("Coliseum"). Shelby County owns a Forty percent (40%) interest in the Coliseum, as well as a portion of the real estate located under the Liberty Bowl Memorial Stadium, ("Stadium"), a map of which is attached to this resolution as Exhibits "A1" and “A2”; and

WHEREAS, beginning in 2007, the City of Memphis assumed the predominant role in facilitating the redevelopment of the Fairgrounds site, with the sale of real property located on the Fairgrounds site for the development of the Kroc Center, and subsequently with the demolition of the Libertyland Amusement Park, and other facilities on the Fairgrounds site, the relocation of the Memphis Flea Market, the development of Tiger Lane, and other enhancements; and

WHEREAS, in addition to the above mentioned improvements, in 2012, the City of Memphis allocated additional funds for improvements to the Stadium in furtherance of the effort to transform the Fairgrounds site into an exceptional amenity for the citizens of Memphis, as well as a world class destination for tourists and others who may visit the city; and

WHEREAS, at the end of 2006 the Coliseum ceased operations, and in 2009 the Shelby County Board of Commissioners resolved to donate the County’s interest in the Coliseum and the Stadium to the City of Memphis for no monetary consideration as provided in Exhibit "B," which is attached to this Resolution; and

WHEREAS, in March, 2012 the Shelby County Board of Commissioners adopted a resolution dissolving the Memphis and Shelby County Coliseum Board, and requesting that the Memphis City Council adopt a substantially similar resolution, provided as Exhibit “C” herein; and

WHEREAS, the City of Memphis is currently in the process of petitioning the State of Tennessee for the right to utilize sales tax revenues for the redevelopment of the Fairgrounds site pursuant to T.C.A. § 7-88-101, more commonly known as the TDZ statute; and

WHEREAS, in accordance with the donation of the County's interest in the Coliseum and the Stadium, and in furtherance of the completion of all due diligence necessary to fully acknowledge the conveyance of said interest, it is necessary for the Council to enter into this Resolution, which by its passage shall formally vest complete title in all publicly owned land on the Fairgrounds site, with the exception of Fairview Middle School, to the City of Memphis; and

WHEREAS, it has been determined by the Administration that the approval of this Resolution by the City Council is in the best interest of the citizens of Memphis.

NOW, BE IT THEREFORE RESOLVED, that the City of Memphis City Council hereby formally approves and accepts the County's donation of the Coliseum and the Stadium as set forth in their Resolution dated August 25, 2009, and in that connection, authorizes the Mayor of the City of Memphis to execute any necessary documentation evidencing the City's acknowledgement and acceptance of said transfer; and

BE IT FURTHER RESOLVED, that in accordance with the Resolution of the Shelby County Board of Commissioners which was adopted on or about March 12, 2012, the Memphis and Shelby County Coliseum Board is hereby dissolved, and in accordance therewith, the Mayor, shall be authorized to take those necessary measures, including the execution of all documents, to evidence and complete said dissolution; and

BE IT FURTHER RESOLVED, that in accordance with the foregoing, the City shall exert the necessary effort to modify and amend any statutory, regulatory, or other policy directives in order to clearly and unequivocally establish the City of Memphis as the sole owner of publicly owned land on the Fairgrounds site, formerly under the joint ownership of the City of Memphis and Shelby County, Tennessee.

RESOLUTION

WHEREAS, The neighborhood known as Victorian Village, bounded by Poplar Avenue, Manassas, Madison Avenue and Danny Thomas Blvd. has a nationally recognized collection of 19th century homes including the Mallory-Neely House Museum, The Woodruff-Fontaine House Museum and ten other structures listed on the National Register of Historic Places. These historic structures are significant to the history of the City and the core of our heritage tourism industry; and

WHEREAS, One historic mansion, located at 690 Adams Avenue and known as the James Lee House, has been owned by the City of Memphis since 1929. It was deeded to the City by a Donation Deed to house the Memphis College of Arts, formerly known as the Memphis Academy of Arts; and

WHEREAS, The Memphis Academy of Arts vacated the James Lee House in 1959 to relocate to a building now known as Rust Hall in Overton Park. The James Lee house has been vacant since that time. It is now in danger of being lost to neglect. The Memphis City Council agrees that the loss of the house, designated by the Library of Congress as an important national landmark, would be a loss for future generations. This body acknowledges that the Tennessee Preservation Trust has placed the James Lee House on its list of the ten most endangered landmarks in the state; and

WHEREAS, A special committee reviewing the Request for Proposals is comprised of members of the following organizations: Victorian Village, Inc., the Association for the Preservation of Tennessee Antiquities, Memphis Landmarks Commission, Division of General Services, Housing and Community Development and Center City Commission; and The members of this committee have met and agreed that the house should be restored and placed into adaptive reuse to preserve this important architectural treasure; and

WHEREAS, Memphis Center City Development Corporation has acted as the transactional agent for the James Lee House and surrounding property (the "Property") and issued a Request for Proposals to ultimately place the restoration and adaptive reuse with a private development company; and

WHEREAS, the special committee reviewing the Request for Proposals has selected James Lee House, LLC as developer of the Property.

NOW, THEREFORE BE IT RESOLVED that this City Council approves the, "James Lee House – Bed & Breakfast" proposal as recommend by the special committee, and, in that connection, hereby authorizes the Mayor of the City of Memphis to sell the property for \$1 to the Developer, James Lee House, LLC, and execute such documents that may be necessary for the sale of the Property to James Lee House, LLC; and

BE IT FURTHER RESOLVED that the City Council hereby recognizes the sale of the property is for the public benefit.

LEE HARRIS
Councilman