



CITY OF MEMPHIS

COUNCIL AGENDA

August 19, 2014

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (August 5, 2014)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION recognizing UniverSoul Circus, celebrating 20 years of family entertainment.

Lowery

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARING

2. RESOLUTION approving a planned development located on the east side of Roland Road at Bishop Dozier Drive, containing 62.67 acres in the Oaklawn Estates Planned Development (P.D. 04-315cc).

Collins

Case No. PD 04-315cc

Appellant: Oaklawn Estates Homeowners

Request: Overturn the decision of the Memphis and Shelby County Land Use Control Board approving a modification to reduce minimum lot area of single family residential lots in Area 'A' of the Outline Plan

LUCB and OPD recommendation: APPROVAL, with five (5) Site Plan Conditions

ACTION REQUESTED: Take whatever action Council deems advisable

54 NOTICES WERE MAILED ON AUGUST 8, 2014

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCE – THIRD AND FINAL READING (None)



CITY OF MEMPHIS

COUNCIL AGENDA

August 19, 2014

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

Council Chambers, First Floor, City Hall

125 N. Main Street

Memphis, TN 38103-2017

CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING

3. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 25, Article III, Section 25-31 (b) regarding Investment of Trust Fund, up for F I R S T reading.
Flinn Ordinance No. 5563

ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCES - SECOND READING

4. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 15, to Increase Certain Fees and Modify Certain Sections Relating to the Proper Disposal of Tires and the Registration of Certain Tire Businesses and Tire Haulers within the City of Memphis, up for S E C O N D reading.
Hedgepeth Ordinance No. 5558

ACTION REQUESTED: Adopt the ordinance on Second reading

5. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 21-Vehicles and Traffic, to Clarify regulations of Motor Vehicle Window Tint, up for S E C O N D reading.
Conrad Ordinance No. 5559

ACTION REQUESTED: Adopt the ordinance on Second reading

6. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Title 11, Chapter 16 – Vehicles and Traffic, to Augment Regulations of Driving Rules in the Presence of Authorized Emergency Vehicles, up for S E C O N D reading.
Conrad Ordinance No. 5560

ACTION REQUESTED: Adopt the ordinance on Second reading

7. **ORDINANCE** to amend the provisions of the City of Memphis, Code of Ordinances, Title 6 – Business Licenses and Regulations, Chapter 6-44 – Limousine, Shuttle and Other Vehicles for Hire and Article 2 – Certificate of Public Convenience, up for S E C O N D reading.

Hedgepeth

Ordinance No. 5561

ACTION REQUESTED: Adopt the ordinance on Second reading

8. **ORDINANCE** to allow the Maximum Local Option Sales Tax be levied in the City of Memphis and to submit this proposed Referendum Ordinance to the Qualified Voters of the City of Memphis at the first General State Election to be held November 4, 2014, up for S E C O N D reading.

Fullilove

Ordinance No. 5562

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING (None)

NOTATIONS FROM OPD (None)



CITY OF MEMPHIS

COUNCIL AGENDA

August 19, 2014

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

MLGW FISCAL CONSENT

9. RESOLUTION awarding Contract No. 11700, Electric Construction and Maintenance with Davis H. Elliot Construction Company, Incorporated, in the funded amount of \$8,887,424.00. (Held from 8/5)
10. RESOLUTION awarding contract to Black Box Network Services for the Customer Care Center's Siemens HiPath 400 PBX telephone equipment upgrade, in the funded amount of \$80,406.00.
11. RESOLUTION approving the selection of Energy Opportunities Capital Management (Orleans), an equity manager, to manage approximately \$5,750,000.00 for the benefit of the MLGW OPEB Trust Fund, as part of a reallocation.
12. RESOLUTION requesting approval of selection of Brandywine Global Investment Management, LLC (a global fixed income manager) to manage approximately \$68,000,000.00 for benefit of the MLGW Retirement and Pension Fund, as part of a reallocation.
13. RESOLUTION requesting approval of Blackrock Russell 1000 Growth Index Fund, an equity pooled/commingled fund, to manage \$156,000,000.00 for benefit of the MLGW Retirement and Pension Fund, as part of a reallocation.
14. RESOLUTION approving rate schedule for the law firm of Archibald & Halmon, P.C. for legal matters related to personal injury, collections and other legal matters uniquely related to the utility industry.
15. RESOLUTION approving rate schedule for the law firm of Hagler Bruce Turner Law, PLLC, for matters related to business law, commercial transactions, government law, property law, contracts and other legal matters uniquely related to the utility industry.

16. RESOLUTION awarding contract to Southern Sales and Service Company, Incorporated for lanyards, in the funded amount of \$52,389.00.
17. RESOLUTION awarding contract to Logicalis, Inc. for computer hardware and software, in the funded amount of \$2,230,647.53.
18. RESOLUTION approving Change No. 3 to Contract No. 10171, Operating System Recovery Project, with NewEra Software, Incorporated, in the funded amount of \$4,284.00. (This change is to renew the software maintenance, license and support services for a two year period covering the period September 1, 2014 through August 31, 2016, with no increase in rates from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by NewEra Software, Incorporated.
19. RESOLUTION awarding contract to E-Prentise, LLC for financial software in the funded amount of \$39,750.00.
20. RESOLUTION awarding contract to CalAmp Wireless Networks Corporation for mobile data access equipment, in the funded amount of \$429,762.00.



CITY OF MEMPHIS

COUNCIL AGENDA

August 19, 2014

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

Council Chambers, First Floor, City Hall

125 N. Main Street

Memphis, TN 38103-2017

REGULAR AGENDA

21.
Flinn

APPOINTMENTS

MEMPHIS STORMWATER BOARD

Reappointments

Lori Morris
Charles Pickard

PREVAILING WAGE COMMISSION

Reappointments

Robert Campbell
Paul Shaffer

SHELBY COUNTY MUNICIPAL SOLID WASTE PLANNING BOARD

Appointment

Joyce (Joy) Williams

GENERAL ORDINANCE – THIRD AND FINAL READING

22.
Brown

ORDINANCE to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for T H I R D and F I N A L reading.
Ordinance No. 5557

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES

23. RESOLUTION appropriating \$1,183,400.00 in G.O. Bonds to replace personal safety equipment, Project Number FS04001.

Conrad

ACTION REQUESTED: Adopt the resolution

24. RESOLUTION appropriating \$168,400.00 in G.O. Bonds to replace, test and repair self-contained breathing apparatus, Project Number FS04001.

Conrad

ACTION REQUESTED: Adopt the resolution

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

25. RESOLUTION accepting the renewal of the HUD Shelter Plus Care Grant, implemented by Friends for Life, Inc., in the amount of \$136,529.00 by the City of Memphis.

Brown

ACTION REQUESTED: Adopt the resolution

26. RESOLUTION accepting the renewal of the HUD Shelter Plus Care Grant, implemented by SHIELD, Inc., in the amount of \$202,503.00 by the City of Memphis.

Brown

ACTION REQUESTED: Adopt the resolution

27. RESOLUTION accepting the renewal of the HUD Shelter Plus Care Grant, implemented by Case Management, Inc., in the amount of \$347,131.00 by the City of Memphis.

Brown

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION

28. RESOLUTION approving a transfer of funds to equal the 2014 Annual OPEB Cost from the MLGW Common Fund to the MLGW OPEB Trust, in the estimated amount of \$13,386,340.00.

Lowery

ACTION REQUESTED: Adopt the resolution

29. RESOLUTION approving actuarial funding to the Retirement and Pension System in the amount of approximately \$26,812,140.00, for the 2014 Plan Year.

Lowery

ACTION REQUESTED: Adopt the resolution

DIVISION OF PARK SERVICES (None)

DIVISION OF POLICE SERVICES

30. RESOLUTION accepting grant funds in the amount of \$197,000.00 from the Tennessee Office of Criminal Justice Programs.

Conrad

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT