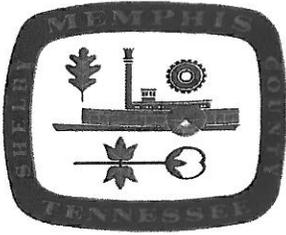


## Memphis City Council Summary Sheet

1. Resolution seeking acceptance of a donation in the amount of \$50.00 from St. Luke's United Methodist Church as awarded to the City of Memphis Police Department for funding Police Services' operational activities.
2. The City of Memphis Division of Police Services is awarded these funds and will serve as the fiscal agent.
3. Resolution will not change an existing ordinance or resolution.
4. Resolution will not require a new contract or amendment to an existing contract.
5. Resolution will require an expenditure of funds equal to the amount of the donation but will not require a budget amendment.



## RESOLUTION

**WHEREAS**, the City of Memphis Division of Police Services has been awarded a donation in the amount of Fifty Dollars and 00/100 (\$50.00) from St. Luke's United Methodist Church; and

**WHEREAS**, the donation is to be used to fund police operational activities; and

**WHEREAS**, it is necessary to accept the donation and amend the Fiscal Year 2016 Operating Budget to establish funds; and

**WHEREAS**, it is necessary to appropriate the funds in the amount of Fifty Dollars and 00/100 (\$50.00) received from St. Luke's United Methodist Church as stated in this resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that a donation in the amount of Fifty Dollars and 00/100 (\$50.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal year 2016 Operating Budget be and is hereby amended by appropriating the Revenues for the various donations as follows:

### REVENUES

#### Miscellaneous Revenue (049623)

Tillman Station	140307-049623	\$50.00
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## Memphis City Council Summary Sheet

1. Resolution seeking acceptance of grant funds from the State of Tennessee in the amount of \$600.00 specifically for the In-Service Training Program for training of 1 commissioned officer and amendment of PD90170 award 12800.
2. The City of Memphis Division of Police Services requests approval of the grant per project PD90170.
3. The resolution amends FY2016 Operating budget to establish and appropriate grant funds.
4. Resolution will change an existing ordinance or resolution.
5. Resolution will not require a new contract or amendment to an existing contract.
6. This grant requires an expenditure of grant funds for payment to a commissioned officer who completed In-Service training in calendar year 2014, but will not require a budget amendment.



## RESOLUTION

**WHEREAS**, the City of Memphis Division of Police Services receives monies for In-Service Training for Commissioned Officers; and

**WHEREAS**, this Memphis Police Commissioned Officer has successfully completed his In-Service Training at a unit price \$600.00 for a total of \$600.00; and

**WHEREAS**, it is necessary for the Memphis Police Division to amend PD90170 award 12800; to receive and expend State monies for In-Service Training for Commissioned Officers; and

**WHEREAS**, it is necessary to amend Special Revenue funding of Six Dollars (\$600.00) in the Fiscal Year 2016 Operating Budget for the Police In-Service Training as stated in this resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the Special Revenue for the Police In-Service Training be amended by the City of Memphis.

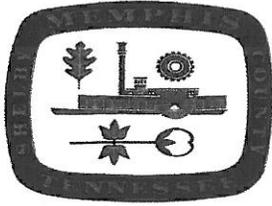
**BE IT FURTHER RESOLVED**, that the Fiscal year 2016 Operating Budget be and is hereby amended by appropriating the Revenues for the Special Revenue as follows:

### REVENUES

In-Service Grant	\$600.00
Total Special Revenues	\$600.00

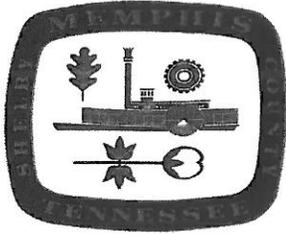
### EXPENDITURES

Personnel	\$600.00
Total Expenditures	\$600.00



## Memphis City Council Summary Sheet

1. Resolution seeking acceptance of donations in the amount of \$891.35 from Fred's Super Dollar as awarded to the City of Memphis Police Department for funding Police Services' operational activities.
2. The City of Memphis Division of Police Services is awarded these funds and will serve as the fiscal agent.
3. Resolution will not change an existing ordinance or resolution.
4. Resolution will not require a new contract or amendment to an existing contract.
5. Resolution will require an expenditure of funds equal to the amount of the donation but will not require a budget amendment.



## RESOLUTION

**WHEREAS**, the City of Memphis Division of Police Services has been awarded donations in the amount of Eight Hundred ninety-one Dollars and 35/100 (\$891.35) from Fred's Super Dollar; and

**WHEREAS**, the donation is to be used to fund police operational activities; and

**WHEREAS**, it is necessary to accept the donation and amend the Fiscal Year 2016 Operating Budget to establish funds; and

**WHEREAS**, it is necessary to appropriate the funds in the amount of Eight Hundred ninety-one Dollars and 35/100 (\$891.35) received from Fred's Super Dollar as stated in this resolution.

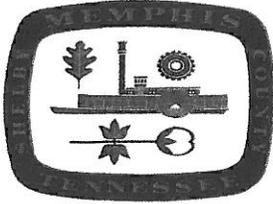
**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that donations in the amount of Eight Hundred ninety-one Dollars and 35/100 (\$891.35) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal year 2016 Operating Budget be and is hereby amended by appropriating the Revenues for the various donations as follows:

### REVENUES

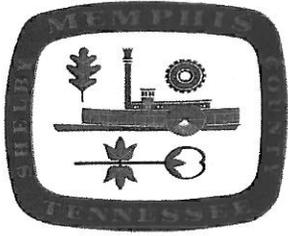
#### Miscellaneous Revenue (049623)

Executive Administration	140101-049623	\$582.71
Mt. Moriah Station	140303-049623	\$308.64



## Memphis City Council Summary Sheet

1. Resolution seeking acceptance of a donation in the amount of \$525.00 from BrandMuscle as awarded to the City of Memphis Police Department for funding Police Services' operational activities.
2. The City of Memphis Division of Police Services is awarded these funds and will serve as the fiscal agent.
3. Resolution will not change an existing ordinance or resolution.
4. Resolution will not require a new contract or amendment to an existing contract.
5. Resolution will require an expenditure of funds equal to the amount of the donation but will not require a budget amendment.



## RESOLUTION

**WHEREAS**, the City of Memphis Division of Police Services has been awarded a donation in the amount of Five Hundred Twenty-Five Dollars and 00/100 (\$525.00) from BrandMuscle; and

**WHEREAS**, the donation is to be used to fund police operational activities; and

**WHEREAS**, it is necessary to accept the donation and amend the Fiscal Year 2016 Operating Budget to establish funds; and

**WHEREAS**, it is necessary to appropriate the funds in the amount of Five Hundred Twenty-Five Dollars and 00/100 (\$525.00) received from BrandMuscle as stated in this resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that a donation in the amount of Five Hundred Twenty-Five Dollars and 00/100 (\$525.00) be accepted by the City of Memphis.

**BE IT FURTHER RESOLVED**, that the Fiscal year 2016 Operating Budget be and is hereby amended by appropriating the Revenues for the various donations as follows:

### REVENUES

#### Miscellaneous Revenue (049623)

Mt. Moriah Station	140303-049623	\$525.00
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## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of November 18, 2015 approved Change No. 6 to Contract No. 11500, Temporary Service for Clerical Support, with Kelly Services to renew the current contract in the funded amount of \$770,389.00 and is now recommending to the Council of the City of Memphis that it approve said renewal as funded in the 2016 budget as approved; and

WHEREAS, the project scope is to provide short-term temporary personnel for clerical support assignments. The initial term of the contract was for a one (1) year period from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final renewal term covering the period January 4, 2016 through December 31, 2016 in the funded amount of \$666,493.00 with no increase in rates from the previous year. In addition, MLGW is requesting the approval of contingency funds for unexpected emergencies in the amount of \$103,896.00 for a total funded amount of \$770,389.00. This renewal complies with all applicable laws and policies. The new contract value is \$2,909,930.20; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 6 to Contract No. 11500, Temporary Service for Clerical Support, with Kelly Services to renew the current contract in the funded amount of \$770,389.00 chargeable to the 2016 budget as approved.

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of November 18, 2015 approved Change No. 4 to Contract No. 11499, Temporary Service for General Labor, with Pridestaff to renew the current contract in the funded amount of \$983,092.60 and is now recommending to the Council of the City of Memphis that it approve said renewal as funded in the 2016 budget as approved; and

WHEREAS, the project scope is to provide short-term temporary personnel for general laborer assignments. The initial term of the contract was for a one (1) year period from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final renewal term covering the period January 4, 2016 through December 31, 2016 in the funded amount of \$930,427.00 with no increase in rates from the previous year. In addition, MLGW is requesting the approval of contingency funds in the amount of \$52,665.60 for unexpected vacancies for a total funded amount of \$983,092.60. This renewal complies with all applicable laws and policies. The new contract amount is \$3,838,707.20; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 4 to Contract No. 11499, Temporary Service for General Labor, with Pridestaff to renew the current contract in the funded amount of \$983,092.60 chargeable to the 2016 budget as approved.

**RESOLUTION ACCEPTING CONVEYANCE OF  
HANDY PARK FROM MEMPHIS HOUSING AUTHORITY**

WHEREAS, the Board of Commissioners of the Memphis Housing Authority ("MHA") voted and resolved on October 23, 2015, to transfer that property known as Handy Park to the City of Memphis (MHA resolution attached hereto and incorporated by reference); and

WHEREAS, in accordance with the conveyance by MHA of Handy Park to the City of Memphis and in furtherance of the completion of all due diligence necessary to fully acknowledge the conveyance of Handy Park, it is necessary for the Council of the City of Memphis to enter into this Resolution; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that it hereby formally approves and accepts the conveyance by MHA, as resolved by MHA on October 23, 2015, of Handy Park;

BE IT FURTHER RESOLVED by the Council of the City of Memphis that, in connection therewith, the Mayor is hereby authorized to execute any and all documentation evidencing the City's acknowledgement and acceptance of said conveyance of Handy Park to the City of Memphis.

SPONSORED BY: \_\_\_\_\_

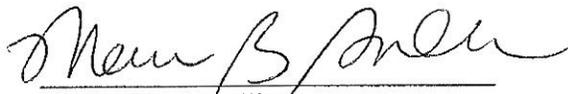
## CERTIFICATE OF RECORDING OFFICER

The Undersigned hereby certifies that:

1. He is the duly qualified and acting Secretary of the Memphis Housing Authority (hereinafter called the Local Public Agency) and the custodian of the records of the Local Public Agency, including the minutes of the proceedings of the Board of Commissioners (hereinafter called the A Governing Body); and is duly authorized to execute this certificate.
2. Attached hereto is a true and correct copy of Resolution No 4411, including the WHEREAS clauses, adopted at the meeting of the Governing Body held on the 23<sup>rd</sup> day of October 2015.
3. Said Resolution has been duly recorded and is now in full force and effect.
4. Said meeting was duly convened and held in all respects in accordance with law and the by-laws of the Local Public Agency. To the extent required by law and the by-laws, due and proper notice of said meeting was given. A legal quorum of members of the Governing Body was present throughout said meeting, and a legally sufficient number of members of the Governing Body voted in the proper manner for the adoption of said Resolution. All other requirements and proceedings under law, said by-laws, or otherwise, incident to the proper adoption of said Resolution, including publication, if required by law, have been duly fulfilled, carried out and otherwise observed.
5. The seal appearing below constitutes the official seal of the Local Public Agency and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set his/her hand this 10<sup>th</sup> day of December 2015

(Seal)

  
Maura Black Sullivan  
Interim Executive Director

**RESOLUTION NO. 4411**

**RESOLUTION ALLOWING THE INTERIM EXECUTIVE DIRECTOR OR BOARD CHAIRPERSON TO EXECUTE A QUIT CLAIM DEED WITH THE CITY OF MEMPHIS TO TRANSFER CERTAIN PROPERTY WITHIN THE PARCEL FORMALLY KNOWN AS HANDY PARK**

**WHEREAS**, the City of Memphis has requested the Memphis Housing Authority to execute a quitclaim deed to clarify certain issues with respect to certain real property located on the parcel formally known as Handy Park; and

**WHEREAS**, the property to be conveyed by quit claim deed to the City of Memphis is property solely owned by the Memphis Housing Authority and was previously intended to be conveyed to the City of Memphis in connection with the modification to the conceptual street system design of the Beale Street Urban Renewal Area as approved by the Memphis City Council, however, said parcel(s) were omitted at the time the resolution was passed by the Memphis City Council; and are more adequately described by tax parcel numbers : 2-67-6, 2-67-7, 2-67-8, 2-68-2, and 2-68-3

**WHEREAS**, the Board of Commissioners desires to grant the Interim Executive Director or Board Chairperson the authority to transfer all rights, title, and interest possessed by the Memphis Housing Authority to the City of Memphis via the deed attached to the resolution as such transfer will not have an adverse impact of the Authority.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners authorizes the Interim Executive Director or Board Chairperson to transfer all rights, title and interest held by the Memphis Housing Authority in the Urban Renewal Area via the attached deed to the City of Memphis.



## Memphis City Council Summary Sheet

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

This item is a resolution to accept additional grant funds from the State of Tennessee Department of Labor and Workforce Development in the amount of \$4,081.00. These funds will be used for the WIA Rapid Response Program for Incumbent Worker Training.

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

The State of Tennessee Department of Labor and Workforce Development which acts as a pass-through for the U.S. Department of Labor, allocated these grant funds to the Workforce Investment Network.

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

This is a new grant award, pending council acceptance.

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

Acceptance of these funds will require a new contract between the State of Tennessee and the City of Memphis, which acts as the administrative entity for the Workforce Investment Network.

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

Acceptance of these grant funds will require an amendment to the FY2016 operating budget to appropriate the funds.



**A Resolution** to accept WIA Rapid Response Incumbent Worker funds from the State of Tennessee Department of Labor and Workforce Development.

**WHEREAS**, the City of Memphis Workforce Investment Network has received grant funds in the amount Four Thousand Eighty One Dollars, (\$4,081.00) from the State of Tennessee Department of Labor and Workforce Development; and

**WHEREAS**, these funds will be used to provide a contingency fund for WIA Rapid Response Incumbent Worker Program; and

**WHEREAS**, it is necessary to accept the grant funding and amend the Fiscal Year 2016 Operating Budget to establish funds for the WIA Rapid Response Incumbent Worker Program; and

**WHEREAS**, it is necessary to appropriate the grant funds in the amount of Four Thousand Eighty One Dollars, (\$4,081.00) for the WIA Rapid Response Incumbent Worker Program;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Memphis that the WIA Rapid Response Incumbent Worker Program in the amount of Four Thousand Eighty One Dollars, (\$4,081.00) be accepted by the City of Memphis

**BE IT FURTHER RESOLVED**, that the Fiscal Year 2016 Operating Budget be and is hereby amended by appropriation the Expenditures and Revenues for the WIA Rapid Response Incumbent Worker Program in the amount of Four Thousand Eighty One Dollars, (\$4,081.00).



*Memphis and Shelby County*  
*Office of Planning and Development*

CITY HALL - 125 N. MAIN STREET, SUITE 468 - MEMPHIS, TENNESSEE 38103

**TO:** Members of the Memphis City Council  
**FROM:** Josh Whitehead, Planning Director  
**RE:** Zoning 101  
**DATE:** January 5, 2015

**Council Members:** The following acronyms and terms are often used during discussions on land use cases. The brief descriptions below are augmented by a more extensive discussion on the reverse side of this memo. Please also find attached a "Findings of Fact" table that guides the Council's decision on individual land use decisions.

**UDC = Unified Development Code.** The zoning code for the City and unincorporated Shelby County.

**OPD = Office of Planning and Development.** The joint City-County planning department that administers the UDC. Founded in 1977, it is the successor organization to the Memphis and Shelby Co. Planning Commission. OPD provides the City Council a staff report and recommendation on each land use case.

**OCCE = Office of Construction Code Enforcement.** The joint City-County building department that administers the building codes for the City and County and enforces the UDC. It was created in 1983.

**DPD = Division of Planning and Development.** The joint City-County division that houses both OPD and OCCE. It was created in 1986.

**Zoning Atlas.** The map that shows all zoning districts through the City and unincorporated County.

**SUP = Special Use Permit.** These are special uses that require individualized approval by the City Council. Examples include cell towers, day cares, hotels and car lots.

**PD = Planned Development.** A type of SUP that allows a particular set of uses or design elements that would otherwise be prohibited in the zoning district of the subject site.

**Rezoning.** These requests involve an applicant wishing to change from one zoning district to another. Typically, the requested zoning district abuts the subject site.

**LUCB = Land Use Control Board.** This is the planning commission for the City and County.

**BOA = Board of Adjustment.** This is the board of zoning appeals for the City and County.

**P&Z = Planning and Zoning Committee.** This committee of the Council hears all land use cases before the full Council hears them.

**HMW = Hotel and Motel Waiver.** These are required for any change of ownership of an existing hotel.

**Applicant and Opposition.** An applicant is the party that filed the land use application. The opposition includes members of the public opposed to the application.

**Appeals.** Appeals of decisions by the Land Use Control Board.

**UDC.** This is the joint zoning ordinance that was approved by both the Memphis City Council and Shelby County Board of Commissioners. It is the fourth zoning code in the city's history. Earlier versions were adopted in 1922, 1955 and 1981. On an annual basis, I will submit for your and the County Commission's review updates based on my office's administration of the Code.

**OPD.** The current administrator of OPD is Josh Whitehead, Planning Director (email: josh.whitehead@memphistn.gov; 576-6601).

**OCCE.** The current administrator of OCCE is Allen Medlock, Building Official (email: allen.medlock@shelbycountyttn.gov; 222-8345). The Manager of zoning enforcement is Rose Hill (email: rose.hill@shelbycountyttn.gov; 222-8399).

**DPD.** The current director of DPD is Richard S Copeland (email: rick.copeland@memphistn.gov; 576-7197).

**Zoning Atlas.** The zoning atlas is available on OPD's website (go to [memphisplanning.blogspot.com](http://memphisplanning.blogspot.com)). The single-family zoning districts, the "R" districts, allow detached homes exclusively, while the "RU" districts allow apartments. The "CMU" districts are commercial and the "EMP" and "IH" districts are industrial and allow more intensive uses.

**SUP.** When the Council approves or rejects an SUP, it is doing so upon a finding on whether the project will have a negative impact on surrounding properties. In this regard, the Council is acting as a quasi-judicial body when considering SUPs.

**PD.** These projects often lie within two zoning districts, where one zoning district may allow the project but the other does not. PDs allow the City Council to place conditions on the project, such as landscaping and additional architectural details, that could not be achieved through a rezoning (see "rezoning" section below). Like SUPs, the Council reviews PDs based on whether they have a negative impact on surrounding properties.

**Rezoning.** A rezoning shifts the zoning district boundary lines as reflected on the Zoning Atlas. On these cases, the Council is making a legislative decision and need not make any findings of fact.

**LUCB.** Half of the ten LUCB members are appointed by the City Mayor and confirmed by the City Council and half are appointed by the County Mayor and confirmed by the County Commission. The LUCB hears and makes recommendations on all SUP, PD and rezoning requests before being considered by Council. The recommendations of the LUCB are communicated to Council by OPD.

**BOA.** Half of the eight BOA members are appointed by the City Mayor and confirmed by the City Council and half are appointed by the County Mayor and confirmed by the County Commission. The BOA reviews requests for variances in cases where unusual circumstances on a property impart upon the property owner a practical difficulty or undue hardship if the zoning code is strictly applied.

**P&Z.** Unlike other items that go before the Council, land use cases are heard at committee the same day as they are heard by the full Council.

**HMW.** New hotels require an SUP, which requires LUCB action, then Council action. For hotels that have already been built and are changing ownership or name, they can skip the LUCB and go straight to Council as an HMW.

**Applicant and Opposition.** The term "applicant" may be used for the owner of the property that is the subject of a land use request, the buyer of the property, or their engineer, attorney, planner, architect or real estate broker. "Opposition" may include neighbors, abutting property owners or community groups who oppose the request.

**Appeals.** Sometimes, applicants that received Council approval of an SUP or PD many years ago request amendments to their projects. The LUCB has jurisdiction over many of these amendments, but their approval or rejection may be appealed to Council. Subdivisions may also be appealed to Council, as the LUCB has jurisdiction over those cases, as well.