



Memphis City Council Summary Sheet

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

This resolution amends the Fiscal Year 2014 Capital Improvement Budget by transferring and appropriating funds to install speed humps in various locations in the city.
- 2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

The Engineering Division (upon citizens' request) has determined the need for installation of speed humps in various neighborhoods.
- 3. State whether this is a change to an existing ordinance or resolution, if applicable.**

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

This speed hump project will require a new contract.
- 5. State whether this requires an expenditure of funds/requires a budget amendment.**

A new contract and expenditure of funds are required.

RESOLUTION

WHEREAS, the Council of the City of Memphis did include STP Traffic Signalization Grp, Project Number EN01043, as part of the FY 2014 Capital Improvement Program budget; and

WHEREAS, local matching funds are not required for STP Traffic Signalization Grp, Project Number EN01043; and

WHEREAS, Traffic Calming Devices, Project Number EN01007, funds the analysis, design, and construction of speed humps in the City; and

WHEREAS, the speed hump program is extremely popular receiving approximately 140 new requests each year and a current backlog of 62 citizen requests; and

WHEREAS, it is necessary to transfer an allocation of \$200,000.00 funded by G.O. Bonds from STP Traffic Signalization Grp, Project Number EN01043, to Traffic Calming Devices, Project Number EN01007; and

WHEREAS, it is necessary to appropriate \$200,000.00 funded by G.O. Bonds in Traffic Control Devices, Project Number EN01007, for Architecture and Engineering Services.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2014 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$200,000.00 funded by G.O. Bonds from STP Traffic Signalization Grp, Project Number EN01043, to Traffic Calming Devices, Project Number EN01007, for Architecture and Engineering services.

BE IT FURTHER RESOLVED, that there by and is hereby appropriated the sum of \$200,000.00 funded by G.O. Bonds and chargeable to the Fiscal Year 2014 Capital Improvement budget and credited as follows:

Project Title: Traffic Calming Devices

Project Number: EN01007

Amount: \$200,000.00



Memphis City Council Summary Sheet Instructions

Resolution for City Wide Storm Drainage Infrastructure Rehabilitation, ST03168

1. Project is to repair and maintain all existing drainage facilities.
2. This project is initiated by the Public Works Division in response to the recommendation of the City Engineer.
3. This project is currently in the CIP budget taken from the storm water fund ST03168, and has been approved by the City Council.
4. This project requires a construction contract with Ferrell Paving to perform the required work.
5. This project requires an expenditure of storm water funds as shown in the current CIP 2014 fiscal year budget.

This is a resolution appropriating Construction Funds for ST03168 City Wide Drain Rehab

WHEREAS, the Council of the City of Memphis approved Drainage-ST, project number ST03006, as part of the Public Works Fiscal Year 2014 Capital Improvement Budget; and

WHEREAS, bids were taken on March 7, 2014 for city wide drainage repairs at City Wide Drain Rehab with the lowest complying bid being \$39,640.00 submitted by Ferrell Paving; and

WHEREAS, it is necessary to transfer a construction allocation of \$42,811.00 funded by G O Bonds – General (Storm Water) from Drainage-ST, project number ST03006, to City Wide Drain Rehab, project number ST03168, for city wide drainage repairs; and

WHEREAS, it is necessary to appropriate \$42,811.00 funded by G O Bonds – General (Storm Water) in City Wide Drain Rehab, project number ST03168 as follows:

| | |
|------------------------------|------------------------|
| Contract Amount | \$39,640.00 |
| Project Contingencies | <u>3,171.00</u> |
| Total Amount | \$42,811.00 |

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2014 Capital Improvement Budget be and is hereby amended by transferring an allocation of \$42,811.00 funded by G O Bonds – General (Storm Water) from Drainage-ST, project number ST03006, to City Wide Drain Rehab, project number ST03168, for city wide drainage repairs.

BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$42,811.00 funded by G O Bonds – General (Storm Water) chargeable to the FY 2014 Capital Improvement Budget and credited as follows:

| | |
|-----------------------|------------------------------|
| Project Title | City Wide Drain Rehab |
| Project Number | ST03168 |
| Total Amount | \$42,811.00 |



**Memphis City Council
Summary Sheet
Gray's Creek Interceptor Contract 3**

1. This is a construction project to replace the existing Gray's Creek Forcemain with a gravity interceptor line extending approximately 6,500 feet. This will be a portion of a new 60 inch diameter interceptor sewer.
2. This item is being submitted by Public Works (Environmental Engineering)
3. This item does not change an existing ordinance or resolution.
4. This item does require a new contract.
5. This item requires an expenditure of funds.
6. The MWBE Goal for this project was 9%.

This is a resolution appropriating Construction Funds for SW04004 Wolf River Interceptor

WHEREAS, the Council of the City of Memphis approved Wolf River Interceptor, project number SW04004, as part of the Public Works Fiscal Year 2014 Capital Improvement Budget; and

WHEREAS, bids were taken on February 28, 2014 to install approximately 6,500 feet of 60" sewer with the lowest complying bid of eight bids being \$5,630,616.15 submitted by Argo Construction Corporation; and

WHEREAS, it is necessary to reduce Sewer Revenue Bonds in Wolf River Interceptor, project number SW04004 and establish an allocation funded by Capital Pay Go-Sewer in Wolf River Interceptor, project number SW04004 in the amount of \$6,193,678.00; and

WHEREAS, it is necessary to appropriate \$6,193,678.00 in construction funded by Capital Pay Go-Sewer in Wolf River Interceptor, project number SW04004 as follows:

| | |
|------------------------------|--------------------------|
| Contract Amount | \$5,630,616.00 |
| Project Contingencies | <u>563,062.00</u> |
| Total Amount | \$6,193,678.00 |

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2014 Capital Improvement Budget be and is hereby amended by reducing Sewer Revenue Bonds in Wolf River Interceptor, project number SW04004 and establishing an allocation funded by Capital Pay Go-Sewer in Wolf River Interceptor, project number SW04004 in the amount of \$6,193,678.00 to install approximately 6,500 feet of 60" sewer.

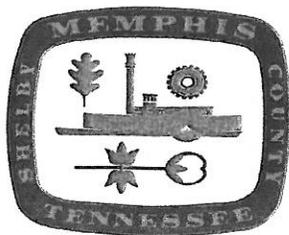
BE IT FURTHER RESOLVED, that there be and is hereby appropriated the sum of \$6,193,678.00 funded by Capital Pay Go-Sewer chargeable to the FY 2014 Capital Improvement Budget and credited as follows:

| | |
|-----------------------|-------------------------------|
| Project Title | Wolf River Interceptor |
| Project Number | SW04004 |
| Total Amount | \$6,193,678.00 |



Memphis City Council Summary Sheet

- 1. This Resolution seeks approval to appropriate FY14 funding in accordance with the Construction Agreement contract between the City of Memphis and Tennis Memphis, Inc.**
- 2. The initiating party is the Division of Parks and Neighborhoods.**
- 3. This Resolution does not change any existing Ordinance or Resolution.**
- 4. This Resolution does not require a new contract.**
- 5. This Resolution does require an expenditure of funds in the amount of \$39,000.00.**



project.

Resolution appropriates funds for the Tennis Improvements

WHEREAS, the Council of the City of Memphis did include Tennis Improvements, CIP Project Number PK03001 as part of the Fiscal Year 2014 Capital Improvement Program; and

WHEREAS, the City of Memphis has a Construction Agreement with Tennis Memphis Inc. with said agreement providing for the procedures for the use and payment of the current and future Capital Appropriation; and

WHEREAS it is necessary to appropriate \$39,000.00, in Construction funds for Tennis Improvements, CIP Project Number PK03001 funded by G.O. Bonds General.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby appropriated the sum of \$39,000.00, in Construction funds, funded by G. O. Bonds General, chargeable to the Fiscal Year 2014 Capital Improvement Budget; with said appropriations being credited as follows:

| | |
|------------------------|----------------------------|
| Project Title: | Tennis Improvements |
| Project Number: | PK03001 |
| Amount: | \$39,000.00 |

RESOLUTION

WHEREAS, the City of Memphis owns and operates public tennis center facilities through its Division of Park Services, for the purpose of providing positive environments for citizens to participate in a variety of tennis play and tournament programs and services, and

WHEREAS, the City, has an existing Agreement with Tennis Memphis, Inc., (TMI), to manage seven of its tennis centers (4-indoor/outdoor and 3-outdoor), which provides for a final five (5) year renewal option, and

WHEREAS, TMI has provided positive tennis services to the Memphis community and the City of Memphis through its tennis programming since 2002, and

WHEREAS, the Memphis Division of Park Services desires to execute the renewal option of the 'Agreement' with TMI for the seven (below named) tennis centers, for operational purposes consistent with the terms and conditions as outlined in the Agreement, to provide services and programs in the areas of tennis (play and tournament) programming which will meet and serve the needs of the community; and

WHEREAS, TMI is a Non-profit 501.C.3, organization, and the City and TMI both agree that TMI will manager and operate the specified City Tennis Centers for the periods stated in the Agreement, for the final renewal period of five (5) years, ending in June 2016, as mutually agreed upon written approval by both parties; and

WHEREAS, City of Memphis Ordinance No. 4763, Article 1, Section 23-1(d) requires the approval of the Council of the City of Memphis to enter into this agreement.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Tennis Management Agreement between the City of Memphis, Division of Park Services and Tennis Memphis, Inc., for the management and operations of seven tennis center facilities (Leftwich, Whitehaven, Wolbrecht, Bellevue, Frayser, Raleigh, and Wooddale), is hereby approved in accordance with the terms and conditions set forth therein.

I hereby certify that the foregoing is a true copy
and document was adopted, approved by the
Council of the City of Memphis in regular
session on

Date MAY 03 2011

Valerie C. Sipes

Deputy Comptroller-Council Records

AKS/mo.
28



DR. WILLIE W. HERENTON - Mayor
KEITH L. MCGEE - Chief Administrative Officer

DIVISION OF FINANCE
ROLAND McELRATH - Director
Purchasing Agent
Jerome Smith

June 15, 2009

City Contract #25558

*Tennis Memphis, Inc.
4145 Southern Avenue
Memphis, TN 38117*

Gentlemen:

We are enclosing, herewith, an executed copy of a Negotiated Contract for: Operation and Management of City of Memphis Tennis Facilities for the Division of Park Services.

This copy is for your files.

Sincerely,

Jerome Smith
Purchasing Agent

cc: City Comptroller
Park Services / Administration

TENNIS MEMPHIS INC. MAJOR MAINTENANCE AGREEMENT

This Agreement is entered into as of this 15th day of June, 2008, by and between the City of Memphis, Division of Park Services, hereinafter referred to as "DPS" and Tennis Memphis, Inc., a Tennessee non-profit corporation, hereinafter referred to as "TMI".

WITNESSETH:

WHEREAS, DPS and TMI entered into a Tennis Management Agreement dated May 1, 2002, and renewed the agreement for an additional 5-year term July 10, 2006, with respect to the operations and management of the City of Memphis Tennis Facilities, and

WHEREAS, TMI has operated and managed the City of Memphis Tennis Facilities pursuant to the Management Agreement from May 1, 2002, and

WHEREAS, TMI has proposed to perform major maintenance (the "Work") at the City of Memphis Tennis Facilities, and

WHEREAS, the City Council allocated as part of its FY 2009 Capital Improvement Budget, \$10,000 for Design and \$280,000 for construction as maintenance funds for outdoor courts, with similar funding amounts planned for maintenance of outdoor courts for out-years 2010 through 2013, in C.I.P. Project PK03001 for use in the Work, and

WHEREAS, the City and TMI wish to provide procedures for the use and payment of the FY 2009 capital allocation, and for future capital allocations that may be approved by the City Council, and agreed to by the City Administration and the Division of Park Services during the term of this agreement, dedicated for major maintenance;

NOW, THEREFORE, in consideration of mutual covenants, conditions, and promises herein contained, the receipt and sufficiency of which is hereby expressly acknowledged, the parties agree as follows:

1. Time of Agreement.

This agreement will remain in effect from date of execution to the end of the current 5-year Tennis Management Agreement between DPS and TMI, June 30, 2011. At that time, with the approval of both parties, this agreement may be extended to run concurrently with a renewal term of the Tennis Management Agreement, should that agreement be renewed.

2. Funding.

Funding for this Major Maintenance Agreement is subject to approval by the City of Memphis City Council, with such approval given on a year by year basis through the Capital Improvement Budget process.

TENNIS MEMPHIS INC. MAJOR MAINTENANCE AGREEMENT

3. Approval of Plans.

The City hereby agrees that TMI may cause the work to be completed. TMI shall cause the CONSULTANTS selected by TMI, and approved by the City of Memphis, to complete construction documents for the Work (the "Plans"), which Plans shall be subject to the approval of the City. Once the Plans are completed and approved by both the City and TMI, TMI agrees that the work shall be built substantially in accordance with the Plans and there will be no material deviation from the Plans without prior approval of the City. TMI may enter into contracts with engineers, architects, contractors, and other firms as needed for the design and construction of the Work at City Tennis Facilities.

4. Appointment of the City Representative.

The City Engineer will appoint a project manager from the City's Building Design and Construction office (the "City Representative"), whose duties will be to monitor the Work on behalf of the City, to approve payments of the Capital Appropriation in accordance with the procedures described below, and to generally assist and cooperate with TMI in the timely completion of design and construction of each Project in the Work. If the person serving as City Representative should resign or otherwise cease to so serve, the City Engineer will promptly appoint a replacement City Representative. TMI shall also have the right to request that the City Engineer appoint a different person as City Representative if the circumstances warrant such a request. At any time no person is serving as the City Representative, the City Representative shall be the Administrator, Building Design and Construction, until another person is appointed.

5. Capital Appropriation.

It is the intent of the City and TMI that the City will appropriate all allocated funds for FY 2009 in PK03001 with the execution of this agreement. In future years within the term of this contract, DPS will request appropriation of allocated funds from the City Council, on a year by year basis.

6. Payment Process.

TMI shall submit to the City Representative copies of invoices for the work performed in the design or construction of the Work with a request for payment in the total of said invoices (a "Draw Request").

The City will pay TMI, out of the Capital Appropriations, the amount of each Draw Request as soon as practical after receipt of the Draw Request, but in no event later than thirty (30) days after the Draw Request.

7. Compliance with City Standards.

TMI agrees that it will comply with all City standards and procedures regarding open bidding, minority participation, and all other conditions in the construction of the Work. The City Representative will advise and assist TMI in compliance with all such standards and procedures.

TENNIS MEMPHIS INC. MAJOR MAINTENANCE AGREEMENT

8. Termination

Either party may terminate this agreement with written notice executed by an authorized representative. Termination will be in effect at thirty (30) calendar days from receipt of such notice. Notwithstanding any such termination, the City will pay TMI any pending Draw Request outstanding at the date of termination of this Agreement.

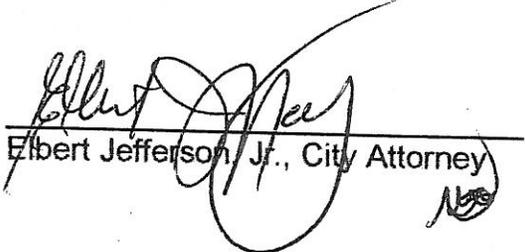
9. Miscellaneous.

All of the terms and conditions of the Management Agreement which are not in conflict with this Agreement are hereby incorporated into this agreement by reference, as fully as if copied herein verbatim, except that the provisions of the Management Agreement regarding termination of the Management Agreement are not applicable to or incorporated into this Agreement.

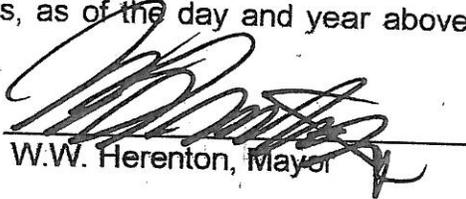
Whenever the consent or approval of a party is required under this Agreement, such consent or approval shall not be unreasonably withheld, delayed, or conditioned.

IN WITNESS THEREOF, the parties hereto have executed and delivered this Agreement, by their duly authorized officers, as of the day and year above written.

Approved as to form:


Elbert Jefferson, Jr., City Attorney

By:

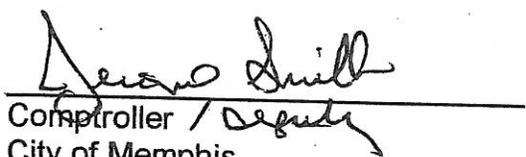

W.W. Herenton, Mayor

Date: _____

By:

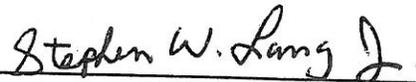

Director, Park Services

Attested:


Comptroller / Deputy
City of Memphis

Tennis Memphis, Inc.

By:



Date:

2/27/09



Memphis City Council Summary Sheet

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

This item is a resolution to accept grant funds from the State of Tennessee Department of Labor and Workforce Development in the amount of \$6,923.00. These funds will be used for the WIA Title One Incentive Program.

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 will require an amendment to the FY2014 operating budget to appropriate the funds.



A Resolution to accept WIA Title One Incentive funds for 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 of Six Thousand, Nine Hundred Twenty Three Dollars, (\$6,923.00) 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 Title One Incentive Program; and

WHEREAS, it is necessary to accept the grant funding and amend the Fiscal Year 2014 Operating Budget to establish funds for the WIA Title One Incentive Program; and

WHEREAS, it is necessary to appropriate the grant funds in the amount of Six Thousand, Nine Hundred Twenty Three Dollars, (\$6,923.00) for WIA Title One Incentive Program;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the WIA Title One Incentive Program in the amount of Six Thousand Nine, Hundred Twenty Three Dollars (\$6,923.00) be accepted by the City of Memphis

BE IT FURTHER RESOLVED, that the Fiscal Year 2014 Operating Budget be and is hereby amended by appropriation the Expenditures and Revenues for the WIA Title One Incentive Program in the amount of Six Thousand, Nine Hundred Twenty Three Dollars, (\$6,923.00).