

MINUTES

REGULAR MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

November 15, 2005

3:30 P.M. SESSION

ROLL CALL: Dedrick Brittenum, Joe Brown, Carol Chumney, Barbara Swearngen Holt, E. C. Jones, Myron Lowery, Tom Marshall, Scott McCormick, TaJuan Stout Mitchell, Rickey Peete, Brent Taylor and Chairman Edmund Ford
Jack Sammons was absent

**THE MEETING WAS CALLED TO ORDER
BY THE SERGEANT-AT-ARMS**

INVOCATION

The meeting was opened with prayer by Minister Gerald Boyd from Ridgegrove Church of Christ. Councilman Jones presented Minister Boyd with a certificate naming him Chaplain of the day.

The original of the ordinances, resolutions and documents relating to each item is filed in the office of Council Records and on microfilm in the office of Records Management, Room 2B-08. The original documents shall control in the event of any conflict between the description in these minutes and the original documents.

29. **RESOLUTION INCLUDING CHURCH PARK RENOVATIONS, LOCATED AT BEALE ST. & FOURTH, CIP PROJECT NUMBER PK07082, AS PART OF THE FISCAL YEAR 2006 CAPITAL BUDGET. RESOLUTION STATES THE ADMINISTRATION IS REQUIRED TO PRESENT A PRELIMINARY DESIGN TO THE APPROPRIATE COUNCIL COMMITTEE. RESOLUTION FURTHER REQUESTS APPROVAL FOR CONTINUATION OF PLANS AND SPECIFICATIONS FOR THE TAKING OF BIDS AT AN ESTIMATED CONSTRUCTION COST OF \$2,000,000.00.(HELD FROM 10/25; 11/1)**

DROPPED

34. **ORDINANCE AMENDING SECTION 29, SIGNS AND SECTION 30, NONCONFORMITIES, UP FOR T H I R D AND F I N A L READING. (HELD FROM 10/25; 11/1).**

Ordinance No. 5136
Case No. ZTA 05-001cc

Held until December 6, 2005

36. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTH SIDE OF DAVIES PLANTATION ROAD AT ST. PHILLIP DRIVE AND THE NORTHEAST SIDE AT DAVIES PLANTATION COVE, CONTAINING 55.05 ACRES IN THE AGRICULTURAL (AG) DISTRICT.**

Case No. PD 05-351cc

DROPPED

(Item #52 – SUP 05-207 & #53 – SUP 05-208, from October 11, 2005 Meeting, Minutes were approved with amendments stating that the Groundwater monitoring wells will be deleted in the Site Plan Conditions.)

MOTION: Peete
SECOND: Marshall

APPROVED, as amended by unanimous voice vote, with Councilman Brown voting Nay.

51. **APPOINTMENTS**

Memphis Housing Authority

APPOINTMENT

DEIDRE MALONE

REAPPOINTMENT

VATRICIA A. MCKINNEY

(Councilman Marshall made a motion that Rickey Wilkins name be held for additional consideration and it will be reviewed again by Committee in (3) weeks).

(Councilwoman Mitchell offered a friendly amendment stating that Officers will not be voted upon, until Council made decisions about all the candidates that will serve this term. This was accepted by Councilman Marshall)

MAIN MOTION: Marshall
SECOND: Peete
AYES: Brittenum, Brown, Holt, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
Chumney and Jones abstained
Sammons was absent

APPROVED

23. **ORDINANCE TO AMEND THE CITY OF MEMPHIS CODE OF ORDINANCES, BY ADDING A NEW SECTION, STORM WATER ENTERPRISE FUND, ESTABLISHING A STORM WATER ENTERPRISE FUND, PROVIDING FOR THE POWERS, DUTIES AND RESPONSIBILITIES OF THE ENTERPRISE, ESTABLISHING A STORM WATER FEE; ESTABLISHING A POLICY REGARDING EXPENDITURE OF ENTERPRISE REVENUES, UP FOR T H I R D AND F I N A L READING. (HELD FROM 10/25).**

Ordinance No. 5135

MOTION: Brittenum
SECOND: Brown
AYES: Brittenum, Brown, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
NAY: Chumney
Sammons was absent

APPROVED, as amended

24. **INITIAL RESOLUTION TO ISSUE SANITARY SEWERAGE SYSTEM REVENUE BONDS OF THE CITY OF MEMPHIS, TENNESSEE FOR THE PURPOSE OF FINANCING IMPROVEMENTS, ADDITIONS AND EXTENSIONS TO THE SANITARY SEWERAGE SYSTEM.**

MOTION: Mitchell
SECOND: Holt

AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, Mitchell, Peete,
Taylor and Chairman Ford
NAY: McCormick
Sammons was absent

APPROVED

25. **RESOLUTION AUTHORIZING THE ISSUANCE OF SANITARY SEWERAGE SYSTEM REVENUE BONDS, SERIES 2005, OF THE CITY OF MEMPHIS, TENNESSEE FOR THE PURPOSE OF FINANCING IMPROVEMENTS, ADDITIONS AND EXTENSIONS TO THE CITY'S SANITARY SEWERAGE SYSTEM.**

MOTION: Mitchell
SECOND: Holt
AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, Mitchell, Peete,
Taylor and Chairman Ford
NAY: McCormick
Sammons was absent

APPROVED

26. **RESOLUTION DESIGNATING THE HYDE PARK/HOLLYWOOD/DOUGLAS AREA AS SLUM/BLIGHT AREA. DESIGNATION WILL ENABLE THE DEMOLITION OF STRUCTURES WITH CDBG FUNDING.**

Director of Housing and Community Development recommends approval

MOTION: Holt
SECOND: Peete
AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick,
Mitchell, Peete, Taylor and Chairman Ford
Sammons was absent

APPROVED

27. **RESOLUTION AUTHORIZES THE SALE OF CITY OWNED VACANT LAND AT 431 CAMBRIDGE IN THE SOUTH MEMPHIS AREA TO LEE PARKER IN THE AMOUNT OF FIVE HUNDRED DOLLARS (\$500.00).**

Director of Housing and Community Development recommends approval

MOTION: Holt
SECOND: Brown
AYES: Brittenum, Brown, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete,
Taylor and Chairman Ford
Chumney abstained
Sammons was absent

APPROVED

28. **RESOLUTION AUTHORIZES THE SALE OF CITY OWNED VACANT LAND AT 312 WALKER IN THE SOUTH MEMPHIS AREA TO LEE PARKER IN THE AMOUNT OF \$1,000.00.**

Director of Housing and Community Development recommends approval

MOTION: Holt
SECOND: Peete
AYES: Brittenum, Brown, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete,
Taylor and Chairman Ford
Chumney abstained
Sammons was absent

APPROVED

30. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$6,564,498.00 FROM THE U.S DEPARTMENT OF HOMELAND SECURITY FOR THE MEMPHIS AREA BRIDGE SECURITY GRANT FOR COSTS RELATED TO THE IMPLEMENTATION OF THE I-55 AND I-40 BRIDGE SECURITY ENHANCEMENT PROJECT TO PROTECT CRITICAL PORT INFRASTRUCTURES FROM TERRORISM, ESPECIALLY EXPLOSIVE DEVICES AND NON-CONVENTIONAL THREATS. RESOLUTION ALSO AMENDS THE FY2006 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS.**

MOTION: Jones

SECOND: Holt

AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
Sammons was absent

APPROVED

31. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$1,205,974.70 FROM THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE GOVERNOR'S HIGHWAY SAFETY GRANT FOR THE PURPOSE OF PROVIDING ABOVE BASELINE SERVICES (OVERTIME) FOR TRAFFIC ENFORCEMENT IN MEMPHIS AND SHELBY COUNTY, TRAFFIC ENFORCEMENT EQUIPMENT AND SUPPLIES. RESOLUTION ALSO AMENDS THE FY2006 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS.**

MOTION: Jones

SECOND: Brown

AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
Sammons was absent

APPROVED

32. **RESOLUTION AMENDING THE FY2006 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING A PREVIOUS ALLOCATION OF \$123,433.00 FUNDED BY G.O. BONDS GENERAL FROM CRUMPLER-GLOBAL TO SHELBY, PROJECT NUMBER PW01126 TO GLOBAL DRIVE WEST TO HICKORY EAST TO CRUMPLER, PROJECT NUMBER PW01129. RESOLUTION ALSO APPROPRIATES \$1,600,433.00 FUNDED BY G.O. BONDS GENERAL FOR GLOBAL DRIVE WEST TO HICKORY HILL EAST TO CRUMPLER, PROJECT NUMBER PW01129 FOR A CONSTRUCTION CONTRACT WITH CHANCELOR AND SON, INC. (HELD FROM 11/1)**

(Councilman Brown made a motion for this item to be delayed)

(Special Item #1)

MOTION: Brown

SECOND: Jones

AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
Sammons was absent

APPROVED, this item is delayed until December 6, 2005

33. **RESOLUTION AMENDING THE FISCAL YEAR 2006 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING A PREVIOUS ALLOCATION OF \$112,000.00 FUNDED BY G.O. BONDS GENERAL FROM DRAINAGE, CIP PROJECT NUMBER PW03006 TO LEATH BAYOU, CIP PROJECT NUMBER PW03013. RESOLUTION ALSO APPROPRIATES \$112,000.00 FUNDED BY G.O. BONDS GENERAL IN LEATH**

BAYOU, CIP PROJECT NUMBER PW03013 FOR THE PURCHASE OF PROPERTIES AT 935 AND 955 LEATH STREET.

Director of Public Works and City Engineer recommends approval

MOTION: Holt
 SECOND: Brown
 AYES: Brittenum, Brown, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
 NAY: Chumney
 Sammons was absent

APPROVED

35. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTHEAST CORNER OF HACKS CROSS ROAD AND BILL MORRIS PARKWAY, CONTAINING 8.9 ACRES IN THE PARCEL L OF THE BUCKINGHAM FARMS P.D. +/-4 ACRES (P.D. 95-310CC) AND THE NONCONNAH CROSSING PLANNED DEVELOPMENT P.D. 02-335CC – 5.5 ACRES.(HELD FROM 9/6; 10/11)**

Case No. PD 05-313cc
 (Companion Case: PD 03-363cc)

Applicant: Auto Nation
 Homer Branan – Representative

Request: Automobile Dealership

LUCB and OPD recommendation: REJECTION

MOTION: Peete
 SECOND: Holt
 AYES: Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford
 Brittenum recused
 Sammons was absent

APPROVED, as amended

37. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED AT THE SOUTH TERMINUS OF HUDGINS ROAD; EAST OF I-55 AND SOUTH OF KILARNEY ROAD, CONTAINING 59.17 ACRES IN THE SINGLE FAMILY RESIDENTIAL (R-S8) DISTRICT.**

Case No. PD 05-361

Applicant: Ferrell Properties
 SR Consulting (Cindy Reaves) – Representative

Request: Lots 1&2 – Commercial Uses including an Automobile Dealership and a Billboard
 Lot 3 – 18 Office Showroom/Warehouse

LUCB recommendation: APPROVAL, with conditions

OPD recommendation: REJECTION

(Councilman Marshall made a motion to delete the billboards and allow (3) on-premise signs, to advertise the development. This was seconded by Councilwoman Chumney).

MAIN MOTION: Peete
 SECOND: Holt
 AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Mitchell, Peete, Taylor and Chairman Ford

Sammons was absent

APPROVED, as amended

- 38. **RESOLUTION APPROVING A SUBDIVISION REVOCATION LOCATED ON THE EAST SIDE OF OAK RIVER AT THE EASTERN TERMINUS OF RIVER FALL DRIVE, CONTAINING 0.362 ACRE IN THE SINGLE FAMILY RESIDENTIAL (RS-15) DISTRICT OVERLAID BY OAK RIVER GREEN PLANNED DEVELOPMENT (P.D. 05-306).**

Case No. SR 05-901

Applicant: Gray’s Creek Development Corp., LP
Brenda Solomito – Representative

Request: 1 Lot Plat Revocation

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Peete
 SECOND: Holt
 AYES: Brittenum, Brown, Chumney, Holt, Lowery, Marshall, McCormick, Peete, Taylor and Chairman Ford
 Jones and Mitchell did not cast a vote
 Sammons was absent

APPROVED

- 49. **RESOLUTION APPROVING RELEASE OF FUNDS TO THE NEW MEMPHIS ARENA PUBLIC BUILDING AUTHORITY OF MEMPHIS AND SHELBY COUNTY FROM SWAP PROCEEDS CUSTODIAL ACCOUNT FOR SETTLEMENT OF LEGAL CLAIMS AND PAYMENT OF ADMINISTRATIVE EXPENSES.**

MOTION: Marshall
 SECOND: Peete
 AYES: Brittenum, Brown, Lowery, Marshall, McCormick, Peete, Taylor and Chairman Ford
 NAY: Chumney
 Holt, Jones and Mitchell did not cast a vote
 Sammons was absent

APPROVED

- 50. **RESOLUTION APPROVING CONDITIONS AS ADOPTED BY THE SHELBY COUNTY BOARD OF COMMISSIONERS ON NOVEMBER 7, 2005. THIS ITEM WAS APPROVED BY THE CITY COUNCIL ON SEPTEMBER 6, 2005.**

Case No. SUP 05-205cc

MOTION: Peete
 SECOND: McCormick
 AYES: Brittenum, Brown, Chumney, Holt, Lowery, Marshall, McCormick, Peete, Taylor and Chairman Ford
 Jones and Mitchell did not cast a vote
 Sammons was absent

APPROVED

CONSENT AGENDA – Items 1 – 10 & #39 - #48 may be acted upon by one motion. SEE PAGE 1756 FOR ROLL CALL

1. **ORDINANCE TO ESTABLISH MEETING DATES FOR CITY COUNCIL MEETINGS IN 2006, UP FOR FIRST READING.**

Ordinance No. 5140

APPROVED, on First reading

2. **ORDINANCE REZONING THE NORTHWEST CORNER OF KIMBROUGH STREET AND EASTMORELAND AVENUE, CONTAINING 1.09 ACRES IN THE DUPLEX RESIDENTIAL DISTRICT, UP FOR S E C O N D READING.**

Ordinance No. 5139

Case No. Z 05-119

APPROVED, on Second reading

3. **RESOLUTION APPROVING FINAL PLAT OF WARNER SUBDIVISION.**

Case No. S 05-014

Resolution approves the final plat located on the north side of Poplar between Highland and Goodlett. Cost of the required improvements to be borne by the developer.

APPROVED

4. **RESOLUTION APPROVING FINAL PLAT OF GEMSTONE PD, PHASE 7.**

Case No. PD 99-380

Contract No. CR-4986

Resolution approves the final plat located on the south side of Holmes Road, east of Weaver Road. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

APPROVED

5. **RESOLUTION APPROVING FINAL PLAT OF FOUNTAIN BROOK PD, PHASE 1.**

Case No. PD 04-370cc

Contract No. CR-4987

Resolution approves the final plat located on the north side of Berryhill Road, opposite Berry Bush Lane. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract. This action is subject to County approval.

City Engineer recommends approval

APPROVED

6. **RESOLUTION APPROVING FINAL PLAT OF FOUNTAIN BROOK PD, PHASE 4.**

Case No. PD 04-370cc

Contract No. CR-4988

Resolution approves the final plat located on the northeast side of Berryhill Road, opposite Coral Shell Lane. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract. This action is subject to County approval.

City Engineer recommends approval

APPROVED**7. RESOLUTION APPROVING FINAL PLAT OF PEPPERMILL PLANNED DEVELOPMENT.**

Case No. PD 04-347cc
Contract No. CR-4989

Resolution approves the final plat located on the north side of Macon Road, 609 feet east of Appling Road. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract. This action is subject to County approval.

City Engineer recommends approval

APPROVED**8. RESOLUTION ACCEPTING SOUTHERN HEIGHTS SUBDIVISION, PHASES 1 & 2 AND AUTHORIZING RELEASE OF BOND.**

Case No. S 99-068
(Contract No. CR-4757)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the southwest corner of Windsor Road and Horn Lake Road. The standard improvement contract was approved on November 12, 2002. Resolution also authorizes the release of the letter of credit and Amendment No. S033176 in the amount of \$151,000.00.

City Engineer recommends approval

APPROVED**9. RESOLUTION ACCEPTING SOUTHERN HEIGHTS SUBDIVISION, PHASE 3 AND AUTHORIZING RELEASE OF BOND.**

Case No. S 99-068
(Contract No. CR-4758)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the south side of Windsor Road, west of Horn Lake Road. The standard improvement contract was approved on November 12, 2002. Resolution also authorizes the release of the letter of credit and Amendment No. S023276 in the amount of \$34,400.00.

City Engineer recommends approval

APPROVED**10. NOTATIONS FROM LAND USE CONTROL BOARD THAT THE FOLLOWING CASES WERE HEARD AND RECOMMENDATION MADE REQUESTING A DATE OF PUBLIC HEARING:**

- A. Case No. PD 05-324
- B. Case No. PD 05-353cc – Shelby Drive/Germantown PD, 2nd Amendment
- C. Case No. PD 05-360cc – Stansell Crossing PD, 5th Amendment
- D. Case No. UV 05-07

Public Hearing Set for December 6, 2005

39. RESOLUTION APPROVING FINAL PLAT OF THE ENCLAVE AT SPARKLE CREEK P.D., PHASE 1.

Case No. PD 02-302cc
Contract No. CR-4990

Resolution approves the final plat located on the west side of Pisgah Road, south of Humphrey Road. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

APPROVED

40. **RESOLUTION ACCEPTING MEMPHIS OAKS DISTRIBUTION CENTER DRAINAGE AND SEWER IMPROVEMENTS TO 3860 HOLMES ROAD.**

(Contract No. CR-4847)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the northeast corner of Getwell Road and East Holmes Road. The standard improvement contract was approved on January 6, 2004. Resolution also authorizes the release of the Bond No. 104154974 in the amount of \$240,000.00.

City Engineer recommends approval

APPROVED

41. **RESOLUTION ACCEPTING RUBY ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF BOND.**

Case No. S 99-067

(Contract No. CR-4614AM)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the east side of Weaver Road, 1,892 feet south of Holmes Road. The standard improvement contract was approved on November 26, 2002. Resolution also authorizes the release of the letter of credit and Amendment No. S043421 in the amount of \$26,000.00.

City Engineer recommends approval

APPROVED

42. **RESOLUTION ACCEPTING SOUTHERN HEIGHTS SUBDIVISION, PHASE 5 AND AUTHORIZING RELEASE OF BOND.**

Case No. S 99-068

(Contract No. CR-4772)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the south side of Windsor road, west of Horn Lake Road. The standard improvement contract was approved on January 7, 2003. Resolution also authorizes the release of the letter of credit and Amendment No. S023344 in the amount of \$18,000.00.

City Engineer recommends approval

APPROVED

43. **RESOLUTION APPROVING THE FINAL PLAT OF APPLING FARMS BUSINESS PARK PD, PHASE 2, ROAD DEDICATION.**

Case No. PD 04-385

Contract No. CR-4991

Resolution approves the final plat located north of I-40 between Appling Road and Charles Bryan Road. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

APPROVED

44. **RESOLUTION APPROVING FINAL PLAT OF NORTH HOUSTON LEVEE RETAIL CENTER CP, PHASE 1.**

Case No. Z 99-105cc

Resolution approves the final plat located on Houston Levee Road, south of Macon Road. Cost of the required improvements to be borne by the developer.

City Engineer recommends approval

APPROVED

45. **ORDINANCE REZONING THE SOUTH SIDE OF WALNUT GROVE ROAD, 480 FEET WEST OF HUMPHREYS BOULEVARD, CONTAINING 1.78 ACRES IN THE AGRICULTURAL (AG) DISTRICT, UP FOR F I R S T READING.**

Ordinance No. 5141

Case No. Z 05-123

APPROVED, on First reading

46. **ORDINANCE REZONING THE NORTHWEST CORNER OF NONCONNAH PARKWAY AND RIDGEWAY ROAD, CONTAINING 15.22 ACRES IN AREA B OF THE RIDGEWAY-NONCONNAH PARKWAY CENTER PLANNED DEVELOPMENT, UP FOR F I R S T READING.**

Ordinance No. 5142

Case No. Z 05-125

(Companion Cases: SUP 05-219 & PD 05-357)

APPROVED, on First reading

47. **RESOLUTION APPROVING TEMPORARY STRUCTURES ON THE STREET ON DECEMBER 3, 2005 FROM 6:30 A.M. TO 10:00 A.M., FOR ST. JUDE HOSPITAL MEMPHIS RUNNER TRACK CLUB GRIZZLIES HOUSE 5K RUN.**

APPROVED

48. **RESOLUTION APPROVING TEMPORARY STRUCTURES ON THE STREET ON DECEMBER 3, 2005 FROM 6:30 A.M. TO 4:00 P.M., FOR ST. JUDE CHILDREN'S RESEARCH HOSPITAL – ST. JUDE MEMPHIS MARATHON.**

APPROVED**ROLL CALL CONSENT ITEMS**

MOTION: Marshall

SECOND: Holt

AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, Marshall, McCormick, Taylor and Chairman Ford
Mitchell and Peete did not cast a vote
Sammons was absent

APPROVED

11. **RESOLUTION AWARDED CONTRACT NO. 11042, FACILITIES LOCATION SERVICES, TO HEATH CONSULTANTS, INC. IN AN ESTIMATED FUNDED AMOUNT OF \$773,550.00. (HELD FROM 11/1)**

Held until December 6, 2005

12. **RESOLUTION AWARDDING CONTRACT NO. 11062, UNDERGROUND CONSTRUCTION, TO A & L UNDERGROUND, INC. IN AN ESTIMATED FUNDED AMOUNT OF \$8,678,497.81. (HELD FROM 11/1)**

Held until December 6, 2005

13. **RESOLUTION AWARDDING CONTRACT NO. 11061, WIRELESS TELEPHONE SERVICE, TO CINGULAR WIRELESS, INC. IN AN ESTIMATED FUNDED AMOUNT OF \$168,000.00.**

Held until December 6, 2005

MLGW FISCAL CONSENT- Items #14 - #19 may be acted upon by one motion

14. **RESOLUTION AWARDDING CONTRACT NO. 11067, PARKING GARAGE VENTILATION UPGRADE, TO CS3, INC. IN THE FUNDED AMOUNT OF \$65,750.00.**

APPROVED

15. **RESOLUTION APPROVING CHANGE NO. 14 TO CONTRACT NO. 10077, GROUND WATER INSTITUTE, WITH THE UNIVERSITY OF MEMPHIS IN THE FUNDED AMOUNT OF \$250,000.00. (THIS RENEWS THE CONTRACT FOR THE TERM 1/1/06 THROUGH 12/31/06.)**

APPROVED

16. **RESOLUTION APPROVING EXPEDITED PROCUREMENT REQUEST FOR CHANGE NO. 5 TO CONTRACT NO. 10855, WIRELESS COMMUNICATION SERVICES, WITH CINGULAR WIRELESS, INC. IN AN ESTIMATED FUNDED AMOUNT OF \$50,000.00. (THIS EXTENDS THE CONTRACT BEYOND THE 10/31/05 EXPIRATION DATE TO 1/29/06.)**

APPROVED

17. **RESOLUTION EXTENDING CONTRACT FOR ELECTRIC METER PEDESTALS AND SOCKETS WITH TENNESSEE VALLEY ELECTRIC SUPPLY COMPANY IN THE AMOUNT OF \$369,713.96.**

APPROVED

18. **RESOLUTION REQUESTING RATIFICATION OF PURCHASE ORDER NO. 126039 ISSUED TO EAGLE WHOLESALE SUPPLY, INC. FOR 18 PREFABRICATED WATER METER VAULT ASSEMBLIES IN THE AMOUNT OF \$73,944.00.**

APPROVED

19. **RESOLUTION AWARDDING CONTRACT FOR SONET MULTIPLEXER EXPANSION AND SPARE PARTS TO COLEMAN TECHNOLOGIES, INC. IN THE AMOUNT OF \$79,750.00.**

APPROVED

20. **RESOLUTION AWARDDING CONTRACT FOR DEEP WELL SUBMERSIBLE VERTICAL TURBINE PUMPS TO LAYNE CHRISTENSEN COMPANY IN THE AMOUNT OF \$39,838.00.**

APPROVED

21. **RESOLUTION AWARDDING CONTRACT FOR COMPUTER NETWORK UPGRADE EQUIPMENT TO VENTURE TECHNOLOGIES IN THE AMOUNT OF \$731,989.00.**

APPROVED

22. **RESOLUTION AWARDING CONTRACT FOR DISK STORAGE HARDWARE TO CAROTEK, INC. IN THE AMOUNT OF \$106,548.90.**

APPROVED

ROLL CALL MLGW FISCAL CONSENT ITEMS

MOTION: Brown
SECOND: Holt
AYES: Brittenum, Brown, Chumney, Holt, Jones, Lowery, McCormick, Taylor and
Chairman Ford
Marshall, Mitchell and Peete did not cast a vote
Sammons was absent

APPROVED

MINUTES

Approval of the Minutes of the regular meeting of November 1, 2005 with the following motion:

MOTION: Holt
SECOND: Jones
AYES: Brittenum, Chumney, Holt, Jones, McCormick, Taylor and Chairman Ford
Brown, Lowery, Marshall, Mitchell and Peete did not cast a vote
Sammons was absent

APPROVED, as amended (Item #52 – SUP 05-207 & Item #53 – SUP 05-208 from October 11, 2005 Meeting, Site Plan Conditions were amended by removing the groundwater monitoring wells).

INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:

ADJOURNMENT

Upon statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

C H A I R M A N

Attest:

Deputy Comptroller/Council Records