

Minutes of Item 20, 21, 22, 25, and 27 of the
Regular Meeting of the City Council
City of Memphis

April 5, 2016

After the meeting was opened for the transaction of business and a quorum was declared present the Council considered the items on the agenda, including Items 20, 21, 22, 25, and 27 to wit:

20. RESOLUTION allowing the City of Memphis through the Division of Police Services to accept grant funds in the amount of \$19,500.00 from the Tennessee Department of Finance and Administration, Office of Criminal Justice Programs. This resolution is sponsored by Police Services.

MOTION: Morgan

SECOND: Boyd

AYES: Boyd, Colvett, Conrad, Fullilove, Spinosa, Hedgepeth, Boyd, Morrison, Ford, Morgan, Robinson, Swearngen, Colvett

ABSTAIN:

NAYS:

Recuse:

APPROVED

21. RESOLUTION accepting and appropriating \$2,500.00 in grant funds from the TN Department of Agriculture Forestry Division Community Tree Planting Program to plant 29 trees along the border of Galloway public golf course. Resolution also amends the FY2016 Operating Budget. A 50% local match requirement of \$2,500.00 provided by PK07092 G.O. Park Rehab and Maintenance. This resolution is sponsored by Park Services..

MOTION: Swearngen

SECOND: Spinosa

AYES: Boyd, Colvett, Conrad, Ford, Fullilove, Hedgepeth, Morgan, Morrison, Robinson, Spinosa

ABSTAIN:

NAYS:

Recuse:

APPROVED

22. RESOLUTION accepting and appropriating \$40,000.00 in grant funds from the TN Department of Agriculture Forestry Division to fund the hiring of a City Forester to assist in the establishment of an Urban Forestry Program beginning July 1, 2016. Resolution also amends the FY2016 Operating Budget. This resolution is sponsored by Park Services.

MOTION: Swearngen

SECOND: Boyd

AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Morgan, Morrison, Robinson,
Spinosa

ABSTAIN:

NAYS:

Recuse:

APPROVED

25. RESOLUTION accepting funding in the amount of \$127,500.00 from the Tennessee Department of Environment and Conservation grant for 14 months operation of the Household Hazardous Waste facility. This resolution is sponsored by Public Works.

MOTION: Hedgepeth

SECOND: Morgan

AYES: Boyd, Colvett, Conrad, Ford, Fullilove, Jones, Morgan, Morrison, Robinson,
Spinosa, Swearengen

ABSTAIN:

NAYS:

Recuse:

APPROVED

27. RESOLUTION consenting to an extension of the negotiations deadline between the city labor associations and the City of Memphis. This resolution is sponsored by Human Resources.

MOTION: Ford

SECOND: Boyd

AYES: Boyd, Colvett, Conrad, Ford, Fullilove, Jones, Morgan, Morrison, Robinson,
Spinosa, Swearengen

ABSTAIN:

NAYS:

Recuse:

APPROVED

Whereupon Fullilove moved that the minutes for the foregoing item be approved on the date the matter was approved. Jones seconded the motion. The motion was called for a vote as follows:

AYES: Boyd, Colvett, Conrad, Ford, Fullilove, Jones, Morgan, Morrison, Robinson, Spinosa, Swearingen

RECUSED:

ABSTAIN:

NAYS:

APPROVED

Chairman: 

Date: 5 Apr. 12 2016

Attest:



Deputy Comptroller/Council Records

MINUTES

REGULAR MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

April 5, 2016

3:30 P.M. SCHEDULED SESSION

3:30 P.M. MEETING COMMENCED

ROLL CALL: Berlin Boyd, Joe Brown, Frank Colvett, Jr., Edmund Ford, Jr., Janis Fullilove, Reid Hedgepeth, Martavius Jones, Worth Morgan, Bill Morrison, Patrice Robinson, Philip Spinoso, Jr., Jamita Swearengen and Chairman Kemp Conrad.

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

INVOCATION

The meeting was opened with prayer by Rev. Chris Giratta from Calvary Episcopal Church. Councilman Colvett presented Rev. Giratta with a certificate naming him Chaplain of the day.

These minutes record the agenda items and the action taken by the Council on such items. The full text of the original of the ordinances, resolutions and supporting documents, including an audio recording of Council’s deliberations are filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.

- 3. RESOLUTION APPROVING A STREET/ALLEY CLOSURE LOCATED ON COUGHLIN DRIVE BETWEEN BROOKS ROAD AND STONEBROOK AVENUE, CONTAINING 2.058 ACRES IN THE EMPLOYMENT (EMP) DISTRICT. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT. (HELD FRO4/15;5/20;10/7;10/21;11/18;12/16;1/20;3/17;4/21;7;21; 10/6)**

Case No. SAC 13-605

Held until May 3, 2016

MINUTES

Approval of the Minutes of the regular meeting of March 15, 2016 with the following motion:

Brown did not cast a vote

APPROVED

- 5. **RESOLUTION APPROVING A HOTEL/MOTEL WAIVER FOR WINGATE BY WYNDHAM HOTEL, LOCATED AT 2270 N. GERMANTOWN PARKWAY. THIS RESOLUTION IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT.**

Case No. HMW 16-02

MOTION: Colvett
 SECOND: Boyd
 AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearngen and Chairman Conrad
 Brown did not cast a vote

APPROVED

CONSENT AGENDA – Items 6 – 8 & #26 may be acted upon by one motion: SEE PAGE 3684 FOR ROLL CALL

- 6. **ORDINANCE AMENDING ORDINANCE NO. 5595, TITLE V, CHAPTERS 20 AND 40, OF THE MEMPHIS MUNICIPAL CODE TO REVISE THE DEFINITIONS OF “HOTEL” AND “TRANSIENT” AND SECTION 5-40-5 FUNDING, UP FOR S E C O N D READING. ORDINANCE NO. 5614 IS SPONSORED BY FINANCE DIVISION.**

APPROVED, on Second reading

- 7. **ORDINANCE REZONING THE EAST SIDE OF PRESCOTT RD., 733’ NORTH OF RAINES ROAD, CONTAINING 5.0 ACRES IN THE R-8 DISTRICT, UP FOR S E C O N D READING. THIS ORDINANCE IS SPONSORED BY THE OFFICE OF PLANNING & DEVELOPMENT.**

Case No. Z 16-01
Ordinance No. 5613

APPROVED, on Second reading

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

- A. Case No. SUP 16-05
- B. CASE NO. PD 15-327 – PARKSIDE AT SHELBY FARMS PLANNED DEVELOPMENT

Public Hearing Set for April 19, 2016

13. **RESOLUTION APPROVING CHANGE NO. 10 TO CONTRACT NO. 10793, PROFESSIONAL PORTFOLIO SOFTWARE, WITH ADVENT SOFTWARE, INCORPORATED, IN THE FUNDED AMOUNT OF \$31,964.64. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR AN ADDITIONAL TERM FOR THE PERIOD COVERING MAY 11, 2016 THROUGH MAY 10, 2017. THIS RENEWAL REFLECTS A 2.96% INCREASE FROM THE PREVIOUS YEAR DUE TO CONTINUED DEVELOPMENT AND ENHANCEMENT OF THE PRODUCTS, AS WELL AS THE COSTS TO SUPPORT THE PRODUCTS. MLGW IS REQUESTING APPROVAL OF CONTINUOUS MAINTENANCE SUPPORT OF THE ACQUIRED SYSTEM, WHICH CAN ONLY BE PERFORMED BY ADVENT SOFTWARE, INCORPORATED.)**

APPROVED

14. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 11642, ENVIRONMENTAL CONSULTING SERVICES, WITH BH&M ENVIRONMENTAL CONSULTANTS, LLC, IN THE FUNDED AMOUNT OF \$5,000,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE SECOND OF FOUR ANNUAL RENEWAL TERMS COVERING THE PERIOD APRIL 14, 2016 THROUGH APRIL 13, 2017, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

APPROVED

ROLL CALL MLGW FISCAL CONSENT ITEMS

MOTION: Robinson
 SECOND: Boyd
 AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad
 Brown did not cast a vote

APPROVED

15. **ORDINANCE AMENDING CHAPTER 25 OF THE CITY OF MEMPHIS CODE OF ORDINANCES, GOVERNING THE CITY PENSION SYSTEM, UP FOR T H I R D AND F I N A L READING. ORDINANCE NO. 5611 IS SPONSORED BY HUMAN RESOURCES.**

MOTION: Spinosa
 SECOND: Ford
 AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad
 Brown did not cast a vote

APPROVED

AGREE TO OR AUTHORIZE THE TRANSFER AND ALSO HAS NO NEED FOR THE PROPERTY. THIS RESOLUTION IS SPONSORED BY GENERAL SERVICES.

MOTION: Hedgepeth
SECOND: Ford
AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Jones, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad
Brown did not cast a vote

APPROVED

20. **RESOLUTION ALLOWING THE CITY OF MEMPHIS THROUGH THE DIVISION OF POLICE SERVICES TO ACCEPT GRANT FUNDS IN THE AMOUNT OF \$19,500.00 FROM THE TENNESSEE DEPARTMENT OF FINANCE AND ADMINISTRATION, OFFICE OF CRIMINAL JUSTICE PROGRAMS. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

MOTION; Morgan
SECOND: Boyd
AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad
Brown and Jones did not cast a vote

APPROVED

21. **RESOLUTION ACCEPTING AND APPROPRIATING \$2,500.00 IN GRANT FUNDS FROM THE TN DEPARTMENT OF AGRICULTURE FORESTRY DIVISION COMMUNITY TREE PLANTING PROGRAM TO PLANT 29 TREES ALONG THE BORDER OF GALLOWAY PUBLIC GOLF COURSE. RESOLUTION ALSO AMENDS THE FY2016 OPERATING BUDGET. A 50% LOCAL MATCH REQUIREMENT OF \$2,500.00 PROVIDED BY PK07092 G.O. PARK REHAB AND MAINTENANCE. THIS RESOLUTION IS SPONSORED BY PARK SERVICES.**

MOTION: Swearengen
SECOND: Spinosa
AYES: Boyd, Colvett, Ford, Fullilove, Hedgepeth, Morgan, Morrison, Robinson, Spinosa, Swearengen and Chairman Conrad
Brown and Jones did not cast a vote

APPROVED

22. **RESOLUTION ACCEPTING AND APPROPRIATING \$40,000.00 IN GRANT FUNDS FROM THE TN DEPARTMENT OF AGRICULTURE FORESTRY DIVISION TO FUND THE HIRING OF A CITY FORESTER TO ASSIST IN THE ESTABLISHMENT OF AN URBAN FORESTRY PROGRAM BEGINNING JULY 1, 2016. RESOLUTION**

27. **RESOLUTION CONSENTING TO AN EXTENSION OF THE NEGOTIATIONS DEADLINE BETWEEN THE CITY LABOR ASSOCIATIONS AND THE CITY OF MEMPHIS. THIS RESOLUTION IS SPONSORED BY HUMAN RESOURCES.**

MOTION: Ford
SECOND: Boyd
AYES: Boyd, Colvett, Ford, Fullilove, Jones, Morgan, Morrison, Robinson, Spinosa, Swearngen and Chairman Conrad
Brown and Hedgepeth did not cast a vote

APPROVED

(Special Item #1 – Councilwoman Fullilove made a motion to approve Same Night Minutes for Items #20, #21, #22, #25 & #27 from tonight’s meeting)

MOTION: Fullilove
SECOND: Jones
AYES: Boyd, Colvett, Ford, Fullilove, Jones, Morgan, Morrison, Robinson, Spinosa, Swearngen and Chairman Conrad
Brown and Hedgepeth did not cast a vote

APPROVED

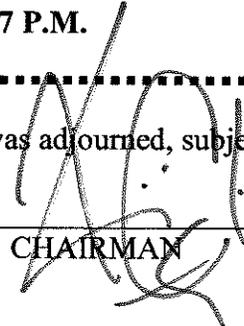
INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:

Chairman Conrad recognized the following people who spoke from the audience:

- Dennis Lynch, 347 N. McLean, Memphis, Tennessee, 38112
- Aaron James, 2029 Felix Avenue, Memphis, Tennessee, 38104
- Donna Bohannon, 5343 Sea Isle Road, Memphis, Tennessee, 38119
- Minister Suhkara Yahweh, 870 E. McLemore Avenue, Memphis, Tennessee, 38106
- Lee Cochran, 179 Richbriar Street, Memphis, Tennessee, 38120
- A. J. Daneman, 2934 Capri. Memphis, Tennessee, 38118
- Walter Broady, 4256 Ledbetter Cove, Memphis, Tennessee, 38109

ADJOURNED MEETING AT 4:37 P.M.

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



CHAIRMAN

Attest:

Valerie C. Sripes
Deputy Comptroller/Council Records