MINUTES

REGULAR MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

March 6, 2012

3:30 P.M. SCHEDULED SESSION

3:31 P.M. MEETING COMMENCED

ROLL CALL: William Boyd, Joe Brown, Harold Collins, Kemp Conrad, Shea Flinn, Edmund Ford, Jr., Janis Fullilove, Wanda Halbert, Lee Harris, Reid Hedgepeth, Myron Lowery, Jim Strickland and Chairman Bill Morrison.

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

INVOCATION

The meeting was opened with prayer by Pastor Frederick Flagg from Cathedral of Praise. Councilman Brown presented Pastor Flagg with a certificate naming him Chaplain of the day.

(Boy Scout Troop 33 led the Pledge of Allegiance)

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.

MINUTES

Approval of the Minutes of the regular meeting of February 20, 2012 with the following motion:

MOTION: Ford
SECOND: Fullilove
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Strickland and Chairman Morrison
Harris did not cast a vote

APPROVED, as amended (Councilman Conrad recused on item #7)

4. **RESOLUTION APPROVING A HOTEL WAIVER FOR FRENCH QUARTER SUITES, LOCATED AT 2144 MADISON AVENUE. (HELD FROM 2/21)**
Case No. HMW 12-01

DROPPED

7. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE WEST SIDE OF BOSTON STREET, 175 FEET NORTH OF MIDLAND AVENUE, CONTAINING 0.17 ACRE IN THE RESIDENTIAL URBAN (RU-1) DISTRICT.**
Case No. SUP 11-224

Held until March 20, 2012

29. **ORDINANCE TO AMEND TITLE 6-BUSINESS LICENSES AND REGULATIONS CHAPTER 6-88-WRECKERS AND TOWING OPERATORS, SECTION 6-88-15 PRIVATE PROPERTY TOW AUTHORIZATION FORMERLY CHAPTER 41-WRECKERS OR TOWING OPERATOR, OF THE CODE OF ORDINANCES, UP FOR T H I R D AND F I N A L READING. (HELD FROM 1/3; 1/17; 2/7)**
Ordinance No. 5431

Held until March 20, 2012

1. **RESOLUTION CONGRATULATING THE CHRISTIAN BROTHERS HIGH SCHOOL WRESTLING TEAM ON WINNING THE TSSAA STATE DUAL CHAMPIONSHIPS.**

MOTION: Strickland
SECOND: Hedgepeth

APPROVED, unanimous voice vote

2. **RESOLUTION CONGRATULATING WLOK ON ITS 35TH ANNIVERSARY.**

MOTION: Strickland
SECOND: Ford

APPROVED, unanimous voice vote

3. **RESOLUTION RECOGNIZING WHITEHAVEN FOOTBALL TEAM AND BAND ON A SUCCESSFUL SEASON.**

MOTION: Collins
SECOND: Ford

APPROVED, unanimous voice vote

(Councilwoman Fullilove recognized Pastor Jeremy Flowers, who was in the audience)

5. **RESOLUTION APPROVING A HOTEL WAIVER FOR GOVERNORS INNS AND SUITES LOCATED AT 2490 MT. MORIAH ROAD. (THIS ITEM WAS APPROVED ON FEBRUARY 15, 2011 AND HAD TO COME BACK BEFORE FULL COUNCIL IN 1 YEAR). (HELD FROM 2/21)**

Case No. HMW 11-07

MOTION: Ford
SECOND: Fullilove
AYES: Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Boyd did not cast a vote

APPROVED

6. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE SOUTH SIDE OF EGYPT-CENTRAL ROAD; +/-185 FEET WEST OF RALEIGH-MILLINGTON ROAD, CONTAINING 1.11 ACRES IN THE COMMERCIAL MIXED USE (CMU-1) DISTRICT.**

Case No. SUP 11-223

Applicants: Tower Ventures V & TV6-W, LLC
Tower Ventures V & TV6-W, LLC – Representatives

Request: Special Use Permit to allow a cellular communications tower one-hundred thirty-five (135) feet in height with capacity to accommodate a minimum of three (3) antennae

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Ford
SECOND: Hedgepeth
AYES: Boyd, Brown, Collins, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Morrison
Flinn recused
Conrad did not cast a vote

APPROVED

CONSENT AGENDA – Items 8 - 12 may be acted upon by one motion: SEE PAGE 2180 FOR ROLL CALL

8. **ORDINANCE TO AMEND CHAPTER 33, ARTICLE III, OF THE CITY OF MEMPHIS CODE OF ORDINANCES, TO CREATE THE MEMPHIS WASTEWATER HEARING AUTHORITY AND TO CLARIFY THE ADMINISTRATION AND ENFORCEMENT PROVISIONS, UP FOR F I R S T READING.**

Ordinance No. 5445

Director of Public Works recommends approval

APPROVED, on First reading

9. **ORDINANCE TO AMEND CHAPTER 33, ARTICLE IV, OF THE CITY OF MEMPHIS CODE OF ORDINANCES, TO CREATE THE MEMPHIS STORMWATER BOARD\ AND MODIFY PROVISIONS RELATED TO CIVIL PENALTIES, UP FOR F I R S T READING.**

Ordinance No. 5446

Director of Public Works recommends approval

APPROVED, on First reading

10. **ORDINANCE FIXING SPECIAL SCHOOL TAX RATE AND ASSESSMENT BY THE CITY OF MEMPHIS FOR THE BENEFIT OF THE BOARD OF EDUCATION OF THE MEMPHIS CITY SCHOOLS FOR ITS FISCAL YEAR 2012, UP FOR S E C O N D READING.**

Ordinance No. 5444

APPROVED, on Second reading

11. **ORDINANCE REZONING THE SOUTH SIDE OF HWY 64 +/-1,500 FEET WEST OF HIGHWAY 385,CONTAINING 11.05 ACRES IN THE CONSERVATION AGRICULTURAL (CA) DISTRICT, UP FOR S E C O N D READING.**

Case No. Z 11-110
Ordinance No. 5443

APPROVED, on Second reading

12. **RESOLUTION CANCELING THE STANDARD IMPROVEMENT CONTRACT FOR RIGGINS HILLS P.D., 2ND AMENDMENT, PHASE 3 AND AUTHORIZING RELEASE OF BOND.**

Case No. PD 00-303
(Contract No. CR-5145)

Resolution cancels the improvements and the dedication of public streets and easements as shown on the final plat located on the south side of U.S. Highway 64, 567 feet west of Houston Levee. The standard improvement contract was approved on September 1, 2009. Resolution also authorizes the release of the performance bond (No. 41182275) in the amount of $45,200.00.

City Engineer recommends approval

APPROVED

(Councilman Conrad made a motion to remove Item#10 from the Consent Agenda and vote on it separately)

(Councilman Flinn made a motion to Suspend the Rules to consider pulling Item#10 from the Consent Agenda)

(Special Item#1 – Flinn's Motion)

MOTION:	Flinn
SECOND:	Morrison
AYES:	Collins, Flinn, Fullilove, Hedgepeth, Lowery, Strickland and Chairman Morrison
NAY:	Boyd, Conrad, Halbert and Harris
	Ford recused
	Brown did not cast a vote

APPROVED

(Special Item #2 – Conrad's Motion to remove Item#10 from the Consent Agenda)

MOTION:	Conrad
SECOND:	Halbert
AYES:	Conrad, Fullilove, Halbert and Harris
NAYS:	Boyd, Collins, Flinn, Hedgepeth, Lowery, Strickland and Chairman Morrison
	Ford recused
	Brown did not cast a vote

FAILED, item #10 was not removed from the Consent Agenda

ROLL CALL CONSENT ITEMS

MOTION:	Ford
SECOND:	Strickland
AYES:	Boyd, Brown, Collins, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Strickland and Chairman Morrison
NAYS:	Conrad, Halbert and Harris

APPROVED

MLGW FISCAL CONSENT – Items 13 - 27 may be acted upon by one motion:

13. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11443, TIRE AND TIRE REPAIR SERVICE, WITH SOUTHERN TIRE MART, IN THE FUNDED AMOUNT OF $61,889.16. (THIS CHANGE INCREASES THE CURRENT CONTRACT VALUE TO PROCESS INVOICES FOR WORK PERFORMED THROUGH THE COMPLETION OF THE TERM WHICH ENDED DECEMBER 31, 2011, DUE TO MORE TIRES BEING PURCHASED AND SERVICES PERFORMED THAN ESTIMATED IN 2011).**

APPROVED

14. **RESOLUTION APPROVING CONTRACT NO. 11540 BETWEEN MLGW AND TRUNKLINE GAS COMPANY, LLC, IN THE AMOUNT OF $1,810,000.00 APPROXIMATELY. THE CONTRACT TERM IS FOR FIVE WINTER SEASONS, EFFECTIVE NOVEMBER 1, 2012 AND ENDING MARCH 31, 2017.**

APPROVED

15. **RESOLUTION APPROVING CONTRACT NO. 11541 BETWEEN MLGW AND TEXAS GAS TRANSMISSION, LLC, IN THE AMOUNT OF $12,500,000.00 APPROXIMATELY. THE CONTRACT TERM IS FOR FIVE YEARS, EFFECTIVE APRIL 1, 2012 AND ENDING MARCH 31, 2017.**

APPROVED

16. **RESOLUTION APPROVING CONTRACT NO. 11542 BETWEEN MLGW AND ANR PIPELINE IN THE AMOUNT OF $5,100,000.00 APPROXIMATELY. THE CONTRACT TERM IS FOR THREE WINTER SEASONS, EFFECTIVE NOVEMBER 1, 2012 AND ENDING MARCH 31, 2015.**

APPROVED

17. **RESOLUTION APPROVING CHANGE NO. 6 TO CONTRACT NO. 10863, BLUE PUMPKIN SOFTWARE LICENSE SUPPORT SERVICES, WITH VERINT, INC., IN THE AMOUNT OF $428,530.46. (THIS CHANGE RENEWS ANNUAL SOFTWARE MAINTENANCE, LICENSE AND SUPPORT. THE TERM OF THE ANNUAL MAINTENANCE COVERS THE PERIOD AUGUST 1, 2012 TO JULY 31, 2017. THIS CHANGE ALSO REFLECTS POSSIBLE ANNUAL INCREASES BEGINNING IN 2014 THAT WILL BE NEGOTIATED ON AN ANNUAL BASIS AND SUCH INCREASES WILL NOT EXCEED 5% PER YEAR).**

APPROVED

18. **RESOLUTION AWARDING CONTRACT FOR STATIONARY BATTERY SYSTEM TO SAFT AMERICAN, INC., C/O HV SALES COMPANY, INC. IN THE AMOUNT OF $58,241.00.**

APPROVED

19. **RESOLUTION AWARDING A STRATEGIC ALLIANCE CONTRACT FOR POWER CIRCUIT BREAKERS TO MITSUBISHI ELECTRIC POWER PRODUCTS, INC. IN AN AMOUNT NOT TO EXCEED $8,000,000.00, FOR A 60-MONTH PERIOD.**

APPROVED

20. **RESOLUTION APPROVING PAYMENT OF INVOICE FROM THE TENNESSEE REGULATORY AUTHORITY FOR THE ANNUAL PIPELINE SAFETY INSPECTION FEE IN THE AMOUNT OF $78,000.00.**

APPROVED

21. **RESOLUTION AWARDING 12-MONTH BLANKET CONTRACT TO GRIFFIN PIPE PRODUCTS COMPANY FOR DUCTILE IRON PIPE IN THE AMOUNT OF $728,676.00.**

APPROVED

22. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 11333, GROUP TERM VOLUNTARY LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT, WITH UNUM GROUP, IN THE FUNDED AMOUNT OF $4,067,844.00. (THIS CHANGE RENEWS THE CURRENT CONTRACT FOR AN ADDITIONAL TERM, APRIL 1, 2013 TO MARCH 31, 2014).**

APPROVED

23. **RESOLUTION APPROVING CHANGE NO. 3 TO CONTRACT NO. 10070, REMOTE PRINTER CONTROL PRODUCT, WITH MACRO 4, IN THE FUNDED AMOUNT OF $13,946.00, FOR A NEW CONTRACT VALUE OF $255,057.18. (THIS CHANGE RENEWS ANNUAL SOFTWARE MAINTENANCE, LICENSES AND SUPPORT FEES FOR THE PERIOD MARCH 31, 2012 TO MARCH 30, 2013, AND INCLUDES A 5% INCREASE IN PRICE FROM 2011 TO 2012).**

APPROVED

24. **RESOLUTION APPROVING CHANGE NO. 13 TO CONTRACT NO. 10705, ORACLE SOFTWARE LICENSE AND SERVICE AGREEMENT, WITH ORACLE, IN THE FUNDED AMOUNT OF $87,033.19. (THIS CHANGE IS FOR THE PURCHASE OF 140 ADDITIONAL LICENSES FOR ORACLE SOURCING AND ORACLE ISUPPLIER PER THE LICENSING AGREEMENT AS A RESULT OF AN INCREASE IN MLGW'S OPERATING REVENUE. THIS CHANGE IS ALSO FOR A ONE-YEAR TERM, MAY**

8, 2012 TO MAY 7, 2013, FOR SUPPORT FEES OF THE ADDITIONAL LICENSES, BRINGING THE LICENSE TOTAL TO 491).

APPROVED

25. **RESOLUTION AWARDING A 60-MONTH BLANKET CONTRACT TO MITCHELL TECHNOLOGY GROUP, LLC, FOR PRINTER MAINTENANCE AND REPAIRS AS NEEDED, NOT TO EXCEED THE AMOUNT OF $310,000.00.**

APPROVED

26. **RESOLUTION AUTHORIZING EXERCISE OF OPTION TO EXTEND PURCHASE ORDER NO. 138754 FOR THE THIRD AND FINAL 12-MONTH PERIOD WITH TECH PLUS, INC., FOR THE RENTAL OF WIDE FORMAT COPIER/PLOTTER/SCANNER DEVICES IN THE AMOUNT OF $118,993.00.**

APPROVED

27. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11186, ENVIRONMENTAL ABATEMENT SERVICES, WITH GENERAL CONSTRUCTION SERVICES, IN THE FUNDED AMOUNT OF $8,630,000.00. (THIS CHANGE IS NEEDED TO COMPLETE APPROVED 2012 PROJECTS IN COMPLIANCE WITH ENVIRONMENTAL REGULATIONS).**

APPROVED

MLGW ROLL CALL CONSENT ITEMS

MOTION: Fullilove
SECOND: Boyd
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery and Chairman Morrison
Strickland did not cast a vote

APPROVED

28. **APPOINTMENTS**

HEALTHCARE OVERSIGHT COMMITTEE

APPOINTMENT

MICHAEL LEE, SR.

METRO ALARM REVIEW BOARD

REAPPOINTMENT

CLYDE R. VENSON

MEMPHIS AND SHELBY COUNTY BOARD OF EQUALIZATION

APPOINTMENT

C. HOWARD DAVIS

MEMPHIS AND SHELBY COUNTY COMMUNITY REDEVELOPMENT AGENCY

REAPPOINTMENT

DEBORAH L. DANIELS

MOTION: Collins
SECOND: Fullilove
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery and Chairman Morrison
Brown and Strickland did not cast a vote

APPROVED

31. **RESOLUTION OF THE COUNCIL OF THE CITY OF MEMPHIS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED ONE HUNDRED EIGHTY MILLION DOLLARS, ($180,000,000.00) PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT BONDS FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING GENERAL IMPROVEMENT BONDS OF THE CITY AND FINANCING VARIOUS PUBLIC WORKS PROJECTS OF THE CITY.**

(Councilwoman Fullilove made a motion to amend this resolution, by adding covenants recommended by the City's Lead Financial Advisor and approval by the City's Bond Council, which will improve the marketability of the bonds).

MOTION: Strickland
SECOND: Ford
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison

APPROVED, as amended

46. **RESOLUTION AUGMENTING COVENANTS IN EXISTING GENERAL OBLIGATION BOND RESOLUTIONS TOENHANCE THE MARKETABILITY OF SAID BONDS.**

MOTION: Fullilove
SECOND: Collins
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison

APPROVED

30. **RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED SEVENTY-FIVE MILLION FOUR HUNDRED THOUSAND DOLLARS ($75,400,000.00) PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, BOND ANTICIPATION NOTES FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BOND ANTICIPATION NOTES OF THE CITY.**

MOTION: Strickland
SECOND: Ford
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown did not cast a vote

APPROVED

32. **RESOLUTION TO AMEND THE FY 2012 BUDGET TO APPROVE ADDITIONAL FUNDING FROM RESERVES AS A RESULT OF UNANTICIPATED CIRCUMSTANCES.**

MOTION: Strickland
SECOND: Fullilove
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown and Collins did not cast a vote

APPROVED, as amended

34. **RESOLUTION ACCEPTING FEDERAL GRANT FUNDS IN THE AMOUNT OF $475,000.00 FOR THE CONSTRUCTION OF BEALE STREET LANDING, PROJECT NUMBER GA01002. RESOLUTION ALSO AMENDS THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY ALLOCATING FEDERAL GRANT FUNDS IN THE AMOUNT OF $475,000.00 IN CONTRACT CONSTRUCTION IN BEALE STREET LANDING, PROJECT NUMBER GA01002. RESOLUTION ALSO APPROPRIATES $475,000.00 FUNDED BY FEDERAL GRANT FUNDS IN CONTRACT**

CONSTRUCTION IN BEALE STREET LANDING, PROJECT NUMBER GA01002 FOR THE CONSTRUCTION OF BEALE STREET LANDING.

MOTION: Boyd
SECOND: Strickland
AYES: Brown, Collins, Flinn, Fullilove, Halbert, Harris, Lowery, Strickland and Chairman Morrison
Conrad recused
Boyd, Ford and Hedgepeth did not cast a vote

APPROVED

35. **RESOLUTION SEEKS APPROVAL OF BEST BID FOR MAY PARK BALLFIELD IMPROVEMENTS, CIP PROJECT NUMBER PK05001. BIDS WERE RECEIVED ON DECEMBER 16, 2011, WITH THE BEST BID OF $845,000.00, PLUS CONTINGENCY OF $67,600.00 FOR A TOTAL OF $912,600.00. RESOLUTION ALSO SEEKS APPROPRIATION OF $101,621.00 IN CONTRACT CONSTRUCTION IN ADDITION TO THE $810,979.00 ALREADY APPROPRIATED FOR A TOTAL OF $912,600.00 IN PK05001.**

MOTION: Boyd
SECOND: Ford
AYES: Boyd, Collins, Conrad, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown and Flinn did not cast a vote

APPROVED

36. **RESOLUTION APPROPRIATING $265,000.00 IN CONSTRUCTION FUNDS, FUNDED BY G.O. BONDS GENERAL. THE CITY OF MEMPHIS HAS ENTERED INTO AN AGREEMENT WITH THE BROOKS MUSEUM OF ART WHICH PROVIDES FOR THE USE AND PAYMENT OF THE CURRENT AND FUTURE CAPITAL APPROPRIATION. COUNCIL DID INCLUDE BROOKS MUSEUM MAJOR MAINTENANCE, CIP PROJECT NUMBER PK08026 AS PART OF THE FY2012 CAPITAL IMPROVEMENT PROGRAM.**

MOTION: Boyd
SECOND: Strickland
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown did not cast a vote

APPROVED

33. **RESOLUTION APPROPRIATING $340,000.00 FOR CIP PROJECT NUMBER IS01070, WEBSITE/ INTRANET UPGRADE, WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2012 CIP BUDGET.**

Held until March 20, 2012

37. **RESOLUTION APPROPRIATING $250,000.00 IN CONSTRUCTION FUNDS, FUNDED BY G.O. BONDS GENERAL. THE CITY OF MEMPHIS HAS ENTERED INTO AN AGREEMENT WITH THE MEMPHIS ZOOLOGICAL SOCIETY WHICH PROVIDES FOR THE USE AND PAYMENT OF THE CURRENT AND FUTURE CAPITAL APPROPRIATION. COUNCIL DID INCLUDE ZOO MAJOR MAINTENANCE, CIP PROJECT NUMBER PK09002 AS PART OF THE FY2012 CAPITAL IMPROVEMENT PROGRAM.**

MOTION: Boyd
SECOND: Strickland
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Strickland and Chairman Morrison
Brown and Lowery did not cast a vote

APPROVED

38. **RESOLUTION APPROPRIATING $203,565.00 IN CONSTRUCTION FUNDS TO EXECUTE A CONTRACT WITH SOLE SOURCE VENDOR FOR THE REPAIR OF NINE DAMAGED PLAYGROUNDS WITH PARTS FROM A SOLE SOURCE VENDOR. COUNCIL DID INCLUDE CITY PARK REHAB, CIP PROJECT NUMBER PK07092 AS PART OF THE FY2012 CAPITAL IMPROVEMENT PROGRAM.**

MOTION: Boyd
SECOND: Fullilove
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Strickland and Chairman Morrison
Brown and Lowery did not cast a vote

APPROVED

39. **RESOLUTION APPROVING AN OPTION AGREEMENT WITH ILLINOIS CENTRAL RAILROAD COMPANY AS APPROVED BY THE BOARD OF COMMISSIONERS OF THE MEMPHIS AND SHELBY COUNTY PORT COMMISSION ON JANUARY 12, 2012.**

Contract No. CR-5178

Sent Back to Committee on March 20, 2012

40. **RESOLUTION AMENDING THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF $2,296,514.00 FUNDED BY SEWER REVENUE BONDS FROM COVERED ANAEROBIC LAGOON, PROJECT NUMBER SW02011 TO STILES PLANT MODIFICATION, PROJECT NUMBER SW04009 TO REPLACE BELT FILTER PRESSES AT THE STILES WASTE WATER TREATMENT PLANT. RESOLUTION ALSO APPROPRIATES $2,296,514.00 FUNDED BY SEWER REVENUE BONDS FOR STILES PLANT MODIFICATION, PROJECT NUMBER SW04009 FOR A CONSTRUCTION CONTRACT WITH CHRIS-HILL CONSTRUCTION COMPANY, LLC.**

MOTION: Hedgepeth
SECOND: Boyd
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown did not cast a vote

APPROVED

41. **RESOLUTION AMENDING THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF $191,947.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) FROM DRAINAGE-ST, PROJECT NUMBER ST03006 TO SOPHIA BAYOU BOX CULVERT, PROJECT NUMBER ST03145. RESOLUTION ALSO APPROPRIATES $191,947.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) IN SOPHIA BAYOU BOX CULVERT, PROJECT NUMBER ST03145 FOR A DRAINAGE IMPROVEMENT CONTRACT WITH ENSCOR, INC.**

MOTION: Hedgepeth
SECOND: Strickland
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery, Strickland and Chairman Morrison
Brown did not cast a vote

APPROVED

42. **RESOLUTION AMENDING THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF $34,816.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) FROM DRAINAGE-ST, PROJECT NUMBER ST03006 TO 4605/4615 EDGEMONT AVENUE, PROJECT NUMBER ST03124. RESOLUTION ALSO APPROPRIATES $34,816.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) IN 4605/4615 EDGEMONT AVENUE, PROJECT NUMBER ST03124 FOR A DRAINAGE IMPROVEMENT CONTRACT WITH ENSCOR, INC.**

MOTION: Hedgepeth
SECOND: Boyd
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth,

Lowery and Chairman Morrison
Brown and Strickland did not cast a vote

APPROVED

43. **RESOLUTION AMENDING THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF $2,115,025.00 FUNDED BY SEWER REVENUE BONDS FROM REHAB EXISTING SEWERS, PROJECT NUMBER SW02001 TO CIPP 36-48 REHAB PROJECT, PROJECT NUMBER SW02097 TO REPAIR AND REHAB EXISTING DAMAGED SANITATION SEWER PIPE. RESOLUTION ALSO APPROPRIATES $2,115,025.00 FUNDED BY SEWER REVENUE BONDS FOR CIPP 36-48 REHAB PROJECT, PROJECT NUMBER SW02097 FOR A CONSTRUCTION CONTRACT WITH SAK CONSTRUCTION, LLC.**

MOTION: Hedgepeth
SECOND: Ford
AYES: Boyd, Collins, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery and Chairman Morrison
Brown, Conrad and Strickland did not cast a vote

APPROVED

44. **RESOLUTION AMENDING THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY TRANSFERRING AN ALLOCATION OF $115,560.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) FROM BRIDGE REPAIR STORM WATER, PROJECT NUMBER ST03083 TO POPLAR BRIDGE WEST PAULINE, PROJECT NUMBER ST03138. RESOLUTION ALSO APPROPRIATES $115,560.00 FUNDED BY G.O. BONDS GENERAL (STORM WATER) IN POPLAR WEST PAULINE, PROJECT NUMBER ST03138 FOR A BRIDGE REPAIR CONTRACT WITH ENSCOR, LLC.**

MOTION: Hedgepeth
SECOND: Ford
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery and Chairman Morrison
Brown, Collins and Strickland did not cast a vote

APPROVED

45. **RESOLUTION APPROPRIATING FEDERAL GRANT FUNDS IN THE AMOUNT OF $205,875.68 FUNDED BY THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION SURFACE TRANSPORTATION PROGRAM. RESOLUTION ALSO AMENDS THE FISCAL YEAR 2012 CAPITAL IMPROVEMENT BUDGET BY INCREASING A CONSTRUCTION ALLOCATION IN THE AMOUNT OF $205,876.00 FUNDED BY FEDERAL GRANT FUNDS FOR ELVIS PRESLEY/SHELBY WINCHESTER, PROJECT NUMBER PW01064.**

MOTION: Hedgepeth
SECOND: Ford
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Harris, Hedgepeth, Lowery and Chairman Morrison
Brown and Strickland did not cast a vote

APPROVED

(Councilwoman Fullilove made a motion to approve Same Night Minutes on items #31 & #46 from tonight's meeting)

(Special Item #3)

MOTION: Fullilove
SECOND: Strickland
AYES: Boyd, Collins, Flinn, Ford, Fullilove, Halbert, Lowery, Strickland and Chairman Morrison
Brown, Conrad, Harris and Hedgepeth did not cast a vote

APPROVED

INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:

Chairman Morrison recognized the following person who spoke from the audience:

Walter Broady, 4256 Ledbetter Cove, Memphis, TN 38109

ADJOURNED MEETING AT 5:15 P.M.

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

Bill Morrison
CHAIRMAN

Attest:

Valerie C. Snipes
Deputy Comptroller/Council Records