CITY OF MEMPHIS

COUNCIL AGENDA
October 2, 2012
Public Session Tuesday, 3:30 p.m.
Council Chambers, First Floor, City Hall
125 North Main Street
Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (September 18, 2012)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARING (None)

DIVISION OF PLANNING & DEVELOPMENT

1. RESOLUTION approving a special use permit located on the northeast corner of E. Holmes Road and Hornsby (St. Paul Baptist Church), containing 10.1 acres in the Residential Single Family-8 (R-8) District.

Ford — Case No. SUP 12-218

Applicant: TV6W, LLC (Tower Ventures)
Lou Katzerman – Representative

Request: Proposal to construct a one hundred thirty eight foot (138') Monopole CMCS Tower

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Adopt the resolution

No Opposition at LUCB; No Public Hearing Required

ZONING ORDINANCES – THIRD AND FINAL READING (None)

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CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING

2. **ORDINANCE** to amend Chapter 9-60 (Litter Control) of the City of Memphis Code of Ordinances to add Vehicle Impoundment for Illegal Dumping, up for F I R S T reading.

Hedgepeth — Ordinance No. 5474

ACTION REQUESTED: Adopt the ordinance on First reading

3. **ORDINANCE** to amend Chapter 9-58 (Tire Business and Tire Hauler Registration) of the City of Memphis Code of Ordinances to add Vehicle Impoundment for Illegal Dumping, up for F I R S T reading.

Hedgepeth — Ordinance No. 5475

ACTION REQUESTED: Adopt the ordinance on First reading

GENERAL ORDINANCES - SECOND READING

4. **ORDINANCE** to amend Title 7 – Alcoholic Beverages, Chapter 7-8 – Beer and Light Alcoholic Beverages, Article 2 – License to Store, Sell, Distribute or Manufacture, of the Code of Ordinances, City of Memphis, so as to allow Off-Premise License Holders to conduct beer tastings for sales, promotional and educational purposes, up for S E C O N D reading.

Conrad — Ordinance No. 5472

ACTION REQUESTED: Adopt the ordinance on Second reading

5. **ORDINANCE** to amend Cable Franchise Ordinance No. 5331 to be consistent with Council's authority and intent, up for S E C O N D reading.

Fullilove — Ordinance No. 5473

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCES - FIRST READING (None)

ZONING ORDINANCES - SECOND READING (None)

ENGINEERING (None)

NOTATION FROM OPD

6. **NOTATION** from Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

A. Case No. PD 12-314 – ANNESDALE EVENTS PLANNED DEVELOPMENT

Located at 1325 Lamar Avenue; South side of Lamar Avenue at the intersection of Lamar Avenue and Snowden Circle, containing 7.22 acres in the Residential Urban (RU-4) District.

Applicant: Ken Robison
Solomito Land Planning (Brenda Solomito) – Representative

Request: The ability to hold special events on the grounds and smaller events in the existing home within the Residential Urban (RU-4) District

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE: October 16, 2012

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MLGW FISCAL CONSENT

7. RESOLUTION awarding contract to Dobbs Ford for a one-ton bucket truck in the amount of $81,450.00.

8. RESOLUTION approving Change No. 2 to Contract No. 11307, Voice System Network PBX Maintenance, with Black Box Network Services, in the funded amount of $282,805.07. (This change renews the current contract for the second and final renewal term, January 14, 2013 to January 13, 2014, with no increase in rates from the previous year).

9. RESOLUTION awarding Contract No. 11549, 2013 External Corrosion Direct Assessment (ECDA) Inspection/Survey of Natural Gas Pipeline, to Southern Cross Pipeline Integrity Services, LLC d/b/a JW's Pipeline Integrity Services, in the funded amount of $179,000.00.

10. RESOLUTION awarding contract to Universal Scaffolding and Equipment, LLC for 3-1/C #2 AWG cable in the amount of $75,251.00.

11. RESOLUTION awarding 12-month blanket contract to Industrial Sales Company for #4 solid wire in the amount of $134,700.00.

12. RESOLUTION awarding 36-month blanket contract to Martin Marietta Materials for crushed limestone in an estimated amount of $2,720,350.00.

13. RESOLUTION approving Change No. 4 to Contract No. 10640, Legacy Extension Technology, with DataDirect Technologies in the funded amount of $6,059.03, for a new contract value of $517,706.92. (This change reflects a corporation name change from DataDirect Technologies to Progress Software. This change is also to renew annual software maintenance, license, and support. The term of the annual maintenance covers the period November 18, 2012 to November 17, 2013, which represents a 3.52% increase from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by DataDirect Technologies).

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REGULAR AGENDA

GENERAL ORDINANCES – THIRD AND FINAL READING (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION

14. RESOLUTION accepting grant funds in the amount of $181,908.00 from the State of Tennessee Department of Labor and Workforce Development Division of WIA Title I Grant Adult Program.

Halbert

ACTION REQUESTED: Adopt the resolution

15. RESOLUTION accepting grant funds in the amount of $406,181.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Title I Grant for the Dislocated Worker.

Halbert

ACTION REQUESTED: Adopt the resolution

FINANCE & ADMINISTRATION

16. RESOLUTION amending the FY2013 Solid Waste Fund Budget to add $50,000.00 for the Tire Redemption Program.

Strickland

ACTION REQUESTED: Adopt the resolution

17. RESOLUTION amending the FY2013 Operating Budget by transferring funds previously budgeted and appropriated for lobbying activities from the Law Division to the Executive Division in the amount of $350,000.00 to the Executive Division's Intergovernmental Affairs Legal Level from the Law Division.

Strickland

ACTION REQUESTED: Adopt the resolution

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

18. RESOLUTION authorizing the sale of City owned property located at 0 Starling Street (04302200003) in the Bungalow Park Subdivision Area, to Wilbert Henderson in the amount of $100.00.

Brown

ACTION REQUESTED: Adopt the resolution

19. RESOLUTION appropriating $2,250,000.00 funded by GO Bonds-General chargeable to the FY2013 Capital Improvement Budget and the initiation of officially changing the name of the Cleaborn/Triangle Noir project to the Cleaborn Pointe at Heritage Landing/Heritage Trails project.

Brown

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARK SERVICES (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT