CITY OF MEMPHIS

COUNCIL AGENDA
January 17, 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

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (January 3, 2012)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION approving an honorary street name change for Lewis Donelson. (Held from 1/3)

Conrad

ACTION REQUESTED: Adopt the resolution

2. RESOLUTION approving an honorary street name change for Mr. & Mrs. Arnold Perl.

Conrad

ACTION REQUESTED: Adopt the resolution

3. PRESENTATION recognizing rapper and movie star Lil' P-Nut. (Held from 12/20)

Collins

PUBLIC HEARING

4. RESOLUTION approving a special use permit located on the west side of Thomas Street; +/-260 feet north of Royal Avenue, containing 68.561 acres in the Heavy Industrial (I-H) District. (Held from 1/3)

Ford Case No. SUP 11-219

Applicant: Worley Brothers Scrap Iron and Metals
SR Consulting, LLC (Cindy Reaves) – Representative

Request: Scrap metal and processor and wrecking, junk or salvage yard

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

35 NOTICES MAILED ON DECEMBER 22, 2011

DIVISION OF PLANNING & DEVELOPMENT

5. RESOLUTION approving a planned development located on the South side of Appling Center Drive, opposite of Appling Way, containing 1.23 acres in an area currently governed by the Appling Way Planned Development.

Ford Case No. PD 11-319

Applicant: AT&T Wireless
Tony Stewart – Representative

Request: Cellular Tower

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

6. RESOLUTION approving a special use permit located on the west side of Berryhill Road; +/-1,275 feet north of Chimneyrock Boulevard, containing 7.31 acres in the Conservation Agriculture (CA) District.

Ford Case No. SUP 11-218

Applicant: AT&T Wireless
Telecom Site Management, Inc. – Representative

Request: Special Use Permit to allow a cellular communications tower one-hundred fifty-four (154) feet in height with capacity to accommodate a minimum of four (4) antennae

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

ZONING ORDINANCE – THIRD AND FINAL READING (None)

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CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING

7. **ORDINANCE** to amend the City Charter so as to require the Mayor and Council to adopt a Five Year Strategic Business Plan and a Six Year Consolidated Budget that includes both the Operating and Capital Budgets for the City and to submit the proposed Ordinance to the qualified voters of the City of Memphis at the First General State Election to be held November 8, 2012, up for S E C O N D reading.

Flinn — Ordinance No. 5437

ACTION REQUESTED: Adopt the ordinance on Second reading

8. **ORDINANCE** to amend Article VI, Chapter 36 of the City of Memphis, Code of Ordinances, to increase the existing Hotel/Motel Occupancy Tax to 2.7%, up for S E C O N D reading.

Conrad — Ordinance No. 5439

ACTION REQUESTED: Adopt the ordinance on Second reading

9. **ORDINANCE** to consolidate the Divisions of Public Services and Community Enhancement with the Division of Park Services, up for S E C O N D reading.

Collins — Ordinance No. 5440

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING

10. **ORDINANCE** rezoning the South side of Raines Road, 295 feet east of Marlin Road, containing 0.34 acre in the Residential Single Family-10 (R-10) District, up for S E C O N D reading.

Ford — Case No. Z 11-111
Ordinance No. 5438

Applicant: Anthony Carr
James Kincaide – Representative

Request: Rezone to General Office (O-G) District

LUCB recommendation: APPROVE request for General Office (O-G) District

OPD recommendation: REJECT request for Commercial Mixed Use-1
APPROVE request for General Office (O-G) District

ACTION REQUESTED: Adopt the ordinance on Second reading

ENGINEERING

11. RESOLUTION approving final plat of SOUTHEAST ELEMENTARY SCHOOL.
Contract No. 5176

Resolution approves the final plat located on the northeast corner of Ridgeway Road and Belle Forest Drive. Cost of the required improvements to be borne by the Agency and the Contractor. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

NOTATION FROM OPD (None)

GENERAL ITEMS (None)

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REGULAR AGENDA

12. Collins

APPOINTMENTS

Alcohol Commission

Appointment

Jared Thomas Johnson

Memphis and Shelby County Board of Adjustment

Appointment

Jimmy Burditt

Reappointments

Olliette Murry-Drobot
Andre D. Jones
Timothy D. Rainey

Memphis and Shelby County Music Commission

Appointment

Mary Beard

Reappointment

Pat Kerr Tigrett

GENERAL ORDINANCE -THIRD AND FINAL READING

13. **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)

Boyd

Ordinance No. 5431

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES

14. RESOLUTION regarding the annual suggested pension contribution. (Held from 11/15; 12/06; 12/20; 1/3)

Collins

ACTION REQUESTED: Adopt the resolution

15. RESOLUTION appointing City of Memphis Division Directors.

Collins

ACTION REQUESTED: Adopt the resolution

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

PARK SERVICES

16. RESOLUTION approving a five year initial contract term between City of Memphis Park Services Division and Memphis City Schools (MCS) for management and operations of Halle Football Stadium. The Agreement has two 10 year renewal options for a total of 25 years and requires MCS to cover all operations costs related to the football stadium. MCS has operated the facility since the early 1970's without a formalized written agreement. (Held from 1/3)

Boyd

ACTION REQUESTED: Adopt the resolution

DIVISION OF POLICE SERVICES

17. RESOLUTION appropriating $675,000.00 for Furniture, Fixtures, Equipment and Information Technology for Crump Station, CIP Project Number PD04013, part of the FY 2012 Capital Improvement Budget funded by G.O. Bonds General.

Conrad

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEMS (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Held until February 7, 2012
2. Approved
3. Dropped
4. Through 12 – Approved
13. & 14 – Held until February 7, 2012
15. Approved
16. Held until July 17, 2012
17. Approved

ACTION TAKEN ON THE MINUTES OF JANUARY 3, 2012 MEETING

Approved as amended, item #29- City of Memphis Contract Agreement with Tri-State Youth Academy, Inc., was pulled and will back on the Agenda on February 7, 2012.