MINUTES

REGULAR MEETING OF THE CITY COUNCIL

CITY OF MEMPHIS

September 18, 2012

3:30 P.M. SCHEDULED SESSION

3:30 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 Rev. Glenn Hawley from Holmes Road Church. Councilman Collins presented Rev. Hawley 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.

MINUTES

Approval of the Minutes of the regular meeting of September 4, 2012 with the following motion:

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

APPROVED

1. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTHEAST SIDE OF SOUTH THIRD STREET (U.S. HIGHWAY 61) AND LUCERNE PLACE, CONTAINING 3.32 ACRES IN THE RESIDENTIAL URBAN (RU-3) AND COMMERCIAL MIXED USE (CMU-1) DISTRICTS.**

Case No. PD 12-311

Applicant: Calvary Rescue Mission
SR Consulting, LLC – Representative

Request: Planned development to allow a philanthropic institution for homeless men, including 108 beds, education and training center, dining hall and supportive services

LUCB and OPD recommendation: APPROVAL, with conditions

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

APPROVED, as amended

2. **RESOLUTION APPROVING A SPECIAL USE PERMIT LOCATED ON THE NORTHWEST CORNER OF WHITNEY AVENUE AND RANGE LINE ROAD, CONTAINING 4.58 ACRES IN THE RESIDENTIAL SINGLE FAMILY (R-10) DISTRICT. (HELD FROM 9/4)**

Case No. SUP 12-216

Chairman Morrison recognized the following person who spoke from the audience:
Belinda Bodie, 1811 Auburn Avenue, Monroe, LA., 71201

Applicant: Telepak, Inc. (d/b/a CSpire)
Faulk and Foster (Belinda Bodie) – Representative

Request: Special use permit to allow a communications tower one-hundred fifty (150) feet in height of concealed canister design with capacity to accommodate a minimum of four (4) antennae

LUCB and OPD recommendation: APPROVAL, with conditions

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

APPROVED

3. **RESOLUTION ADJUSTING THE FEE SCHEDULES OF THE MEMPHIS AND SHELBY COUNTY LAND USE CONTROL BOARD AND MEMPHIS AND SHELBY COUNTY BOARD OF ADJUSTMENT. THIS RESOLUTION AFFECTS ALL PROPERTY WITHIN THE CITY OF MEMPHIS AND UNINCORPORATED SHELBY COUNTY.**

Companion Case #1 to ZTA 12-001

Applicant: Memphis & Shelby County Office of Planning & Development
Josh Whitehead, AICP, Planning Director – Representative

Request: Adopt new fee schedules for the Land Use Control Board and Board of Adjustment

LUCB and OPD recommendation: APPROVAL

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

APPROVED

4. **RESOLUTION ADJUSTING THE FEE SCHEDULES OF THE MEMPHIS LANDMARKS COMMISSION. THIS RESOLUTION AFFECTS PROPERTY WITHIN THE CITY OF MEMPHIS.**

Companion Case #2 to ZTA 12-001

Applicant: Memphis & Shelby County Office of Planning & Development
Josh Whitehead, AICP, Planning Director – Representative

Request: Adopt new fee schedules for the Memphis Landmarks Commission

OPD recommendation: APPROVAL

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

APPROVED

CONSENT AGENDA – Items 5 & 37 may be acted upon by one motion: SEE PAGE 2357 FOR ROLL CALL

5. **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 F I R S T READING.**

Ordinance No. 5472

APPROVED, on First reading

37. **ORDINANCE TO AMEND CABLE FRANCHISE ORDINANCE NO. 5331 TO BE CONSISTENT WITH COUNCIL'S AUTHORITY AND INTENT, UP FOR FI R S T READING.**

Ordinance No. 5473

APPROVED, on First reading

ROLL CALL CONSENT ITEMS

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

APPROVED

MLGW FISCAL CONSENT – Items 6 - 15 may be acted upon by one motion:

6. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11510, ROOF REPLACEMENT AT THE MLGW SHEAHAN PUMPING STATION, WITH B FOUR PLIED INC., IN THE FUNDED AMOUNT OF $441,335.09. (THE CHANGE IS TO REINFORCE THE ROOF OF UNIDENTIFIED DECK PANEL WHICH IS NEEDED DUE TO UNFORESEEN DAMAGED DECK PANELS AT THE MLGW FILTER AND PUMP BUILDINGS. THE FILTER BUILDING WILL REQUIRE A COMPLETE REPLACEMENT OF MATERIAL FROM CONCRETE DECK PANELS TO STAINLESS STEEL DECKING TO REINFORCE THE ROOF. THE PUMP BUILDING REPLACEMENT DECK PANELS WILL BE INCREASED BY A COUNT OF 196 FROM THE ORIGINAL 146 PROPOSED BY MLGW. THE AMOUNT OF THE CHANGE IS $481,335.09; HOWEVER, MLGW REQUESTED THE APPROVAL OF CONTINGENCY FUNDS IN THE AMOUNT OF $40,000.00 WHICH WAS APPROVED AT THE JANUARY 16, 2012 BOARD MEETING AND WILL BE ABSORBED IN THIS CHANGE**

ORDER. THE CURRENT CONTRACT TERM WILL REMAIN FROM THE DATE OF NOTICE TO PROCEED TO DECEMBER 31, 2012).

APPROVED

7. **RESOLUTION AWARDING CONTRACT NO. 11512, AUTOMATED FUEL MANAGEMENT SYSTEM, TO E. J. WARD, INC. IN A FUNDED AMOUNT NOT TO EXCEED $800,000.00.**

APPROVED

8. **RESOLUTION AWARDING CONTRACT NO. 11535, PEST CONTROL, TO NU ERA PEST CONTROL, IN THE FUNDED AMOUNT OF $66,677.00.**

APPROVED

9. **RESOLUTION AWARDING CONTRACT NO. 11539, MOBILE DOCUMENT SHREDDING SERVICES, TO VITAL RECORDS CONTROL, INC. IN THE FUNDED AMOUNT OF $28,176.00.**

APPROVED

10. **RESOLUTION AWARDING 36-MONTH CONTRACT TO IHS GLOBAL, INC. FOR ANNUAL WEB-BASED SUBSCRIPTION SERVICE IN THE AMOUNT OF $101,351.36.**

APPROVED

11. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11507, ONLINE LEGAL RESEARCH, WITH LEXIS NEXIS IN THE FUNDED AMOUNT OF $205,188.00. (THIS CHANGE IS TO CORRECT THE AWARD AMOUNT AND TERM APPROVED BY THE BOARD AT ITS MEETING SEPTEMBER 1, 2011. THE RESOLUTION INCORRECTLY RECOMMENDED AN AWARD IN THE AMOUNT OF $47,616.00. HOWEVER, THE EXECUTED CONTRACT IS FOR A 60-MONTH TERM IN THE AMOUNT OF $252,804.00. THEREFORE, THE MANAGER OF PROCUREMENT AND CONTRACTS IS REQUESTING APPROVAL OF THIS CHANGE TO INCREASE THE AWARD IN THE AMOUNT OF $205,188.00 AND TO EXTEND THE END DATE TO SEPTEMBER 30, 2016).**

APPROVED

12. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11500, TEMPORARY SERVICE FOR CLERICAL SUPPORT, WITH KELLY SERVICES, INC. IN THE FUNDED AMOUNT OF $46,132.80, FOR A NEW CONTRACT VALUE OF $337,338.80. (THIS CHANGE IS NEEDED DUE TO AN INCREASE IN AREA REQUESTS FOR TEMPORARY EMPLOYEES DUE TO UNBUDGETED EMERGENCIES AND WILL ENSURE THAT THERE ARE FUNDS AVAILABLE TO COMPLETE THE RENEWAL TERM WHICH ENDS DECEMBER 31, 2012).**

APPROVED

13. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 11378, RISK MANAGEMENT BROKER, WITH MARSH, IN THE FUNDED AMOUNT OF $270,277.00. (THIS CHANGE IS TO EXTEND THE CURRENT CONTRACT IN THE AMOUNT OF $13,244.00 FOR THE PERIOD COVERING SEPTEMBER 1, 2012 TO SEPTEMBER 30, 2012. IN ADDITION, THIS CHANGE IS TO RENEW THE CONTRACT FOR THE SECOND OF FOUR RENEWAL TERMS IN THE AMOUNT OF $257,033.00 FOR THE PERIOD COVERING OCTOBER 1, 2012 TO SEPTEMBER 30, 2013).**

APPROVED

14. **RESOLUTION AWARDING CONTRACT NO. 11552. INFLUENZA VACCINE, TO WELLNESS FIRST, INC. IN THE FUNDED AMOUNT OF $36,000.00.**

APPROVED

15. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11179, BUSINESS OBJECTS SOFTWARE LICENSE AND RELATED SERVICE AGREEMENT, WITH SAP PUBLIC SERVICES, INC., IN THE FUNDED AMOUNT OF $64,220.21. (THIS CHANGE IS TO RENEW ANNUAL SOFTWARE MAINTENANCE AND SUPPORT SERVICES AND LICENSE FEES FOR THE FOLLOWING SERVICES: 1) SERVICE ORDER NUMBER 10893417 ($31,813.21) COVERING THE PERIOD NOVEMBER 4, 2012 TO NOVEMBER 3, 2013; 2) SERVICE ORDER NUMBER 10893464 ($24,026.00) COVERING THE PERIOD OCTOBER 6, 2012 TO OCTOBER 5, 2013; 3) SERVICE ORDER NUMBER 10893464 ($7,167.00) COVERING THE PERIOD OCTOBER 6, 2012 TO OCTOBER 5, 2013; AND 4) SERVICE ORDER NUMBER 10899439 ($1,214.00) COVERING THE PERIOD DECEMBER 22, 2012 TO DECEMBER 21, 2013).**

APPROVED

MLGW ROLL CALL CONSENT ITEMS

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

APPROVED

39. **RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS NECESSARY TO EFFECT THE CONSENT, ASSIGNMENT AND ASSUMPTION OF ALL OF HOOPS LP'S RIGHTS, OBLIGATIONS AND INTEREST UNDER EXISTING AGREEMENTS WITH THE CITY TO THE NEW ENTITY, JP GROUP, SEEKING TO ACQUIRE THE MEMPHIS GRIZZLIES AND USE THE FEDEX FORUM ARENA.**

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

APPROVED

16. **ORDINANCE TO AMEND SECTION 2-73 OF THE CITY CODE OF ORDINANCES TO ESTABLISH THE CITY ATTORNEY'S OFFICE AS THE CITY'S CENTRALIZED REVENUE OFFICE FOR THE COLLECTION OF DELINQUENT CITY RECEIVABLES, JUDGMENTS, AND RELATED COURT COSTS, FEES, FINES AND AUTHORIZED CIVIL PENALTIES ON BEHALF OF THE CITY OF MEMPHIS, UP FOR T H I R D AND F I N A L READING. (HELD FROM 9/4)**

Ordinance No. 5466

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

APPROVED

17. **ORDINANCE TO AMEND CHAPTER 9 OF THE CITY OF MEMPHIS CODE OF ORDINANCES TO INCLUDE NONDISCRIMINATION BASED UPON NATIONAL ORIGIN, ETHNICITY, AGE, AND DISABILITY, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5470

Chairman Morrison recognized the following people who spoke from the audience:
Steve Gaines, 128 Beaver Valley Cove, Cordova, Tennessee, 38018
Josue Rodriguez, 128 Angelus Street, Memphis, Tennessee, 38104
Jacob Flowers, 1051 Philadelphia, Memphis, Tennessee, 38104
Paul Garner, 1577 Court Avenue, Memphis, Tennessee, 38104
Gordon Ginsberg, 600 Isabelle, Memphis, Tennessee, 38122
Davin D. Clemons, 603 Denmark Drive, #201, Memphis, Tennessee, 38103
Chad Johnson, 485 Beale Street, Memphis, Tennessee, 38103
Jonathan Cole, 1889 Nelson Avenue, Memphis, Tennessee, 38114
Ed Stephens, 3240 James Bond, Memphis, Tennessee, 38128
Novella Smith Arnold, 102 North Second, Memphis, Tennessee, 38103

(Councilman Harris made a motion to amend this Ordinance and add Sexual Orientation into the language). Special Item #1

MOTION: Harris
SECOND: Flinn

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

(Special Item #1 – APPROVED)

(Councilman Flinn made a motion to hold this Ordinance for 30 days). Special Item #2

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

(Special Item #2 –APPROVED)

MAIN MOTION: Collins
SECOND: Fullilove

(This Ordinance was AMENDED and Held for 30 days)

(The meeting recessed from 5:33 p.m. to 5:39 p.m.)

18. **RESOLUTION AUTHORIZING THE TRANSFER OF REMAINING FY 2012 CIP CAPITAL ACQUISITION FUNDS.**

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

APPROVED

19. **RESOLUTION SUPPORTING NEW ZION MISSIONARY BAPTIST CHURCH'S OPPORTUNITY TO PURCHASE AN APPROXIMATE 0.13 ACRE CITY OWNED PARCEL LOCATED AT 0 WEAVER ROAD ON THE SOUTH SIDE OF THE INTERSECTION OF WEAVER ROAD AND W. PEEBLES DRIVE.**

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

APPROVED, as amended

20. **RESOLUTION INTRODUCING THE PROPOSAL OF AN INTER-LOCAL AGREEMENT FOR SHELBY COUNTY TO PROVIDE CERTAIN REAL ESTATE SERVICES FOR THE CITY THROUGH ITS SHELBY COUNTY LAND BANK ON A FEE BASIS.**

MOTION: Hedgepeth
SECOND: Ford

APPROVED, unanimous voice vote

21. **RESOLUTION IN SUPPORT OF AN EXCHANGE OF REAL PROPERTY BETWEEN DIANE DOHENY AND THE CITY OF MEMPHIS. BOTH PARTIES AGREE WITH THE PROPOSED EXCHANGE. THE CITY OF MEMPHIS WILL TRANSFER A PARCEL OF LAND CONTAINING .905 ACRES MORE OR LESS ON LEVEE ROAD, BEING A PORTION OF PARCEL 040001 00088 AND RECORDED AS INSTRUMENT #11049786 TO DIANE DOHENY IN EXCHANGE FOR 13.968 ACRES MORE OR LESS ON THE ADJACENT PARCEL.**

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

APPROVED, as amended

22. **RESOLUTION AUTHORIZING THE DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT TO AWARD $365,597.00 IN FUNDING TO DESIGNATED 501 (C) 3 ORGANIZATIONS FOR THE PURPOSE OF COMMUNITY DEVELOPMENT, COMMUNITY INITIATIVES AND BUSINESS/ECONOMIC DEVELOPMENT ACTIVITIES.**

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

APPROVED

23. **RESOLUTION TO AMEND THE FY 2013 OPERATING BUDGET BY ALLOCATING AND APPROPRIATING THE SECOND ALLOCATION OF THE FY 2012**

EMERGENCY SHELTER GRANT (ESG) FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO THE FY 2013 OPERATING BUDGET FOR HOUSING AND COMMUNITY DEVELOPMENT.

MOTION: Brown
SECOND: Fullilove

APPROVED, unanimous voice vote

24. **RESOLUTION APPROPRIATING $19,900.00 IN CONSTRUCTION FUNDED BY G.O. BONDS GENERAL FOR THE CONSTRUCTION OF THE MALLORY-NEELY HOUSE ROOF REPLACEMENT PROJECT, CIP PROJECT NUMBER PK08027. THIS IS CHANGE ORDER #1.**

MOTION: Boyd
SECOND: Fullilove

APPROVED, unanimous voice vote

25. **RESOLUTION APPROPRIATING $48,000.00 IN ARCHITECT/ENGINEERING AND $400,000.00 IN CONTRACT CONSTRUCTION FUNDED BY G.O. BONDS GENERAL FOR BROOKS MUSEUM MAJOR MAINTENANCE, CIP PROJECT NUMBER PK08026.**

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 FY 2013 Capital Improvement Program.

MOTION: Boyd
SECOND: Ford

APPROVED, unanimous voice vote

26. **RESOLUTION APPROPRIATING $129,000.00 IN CONTRACT CONSTRUCTION FUNDED BY G.O. BONDS GENERAL FOR OVERTON PARK IMPROVEMENTS, CIP PROJECT NUMBER PK07111.**

The City of Memphis has entered into an agreement with the Overton Park Conservancy which provides for the use and payment of the current and future Capital Appropriation. Council did include Overton Park Improvements, CIP Project Number PK07111 as part of the FY 2013 Capital Improvement Program.

MOTION: Boyd
SECOND: Fullilove

APPROVED, unanimous voice vote

27. **RESOLUTION APPROPRIATING $500,000.00 IN CONSTRUCTION FUNDS, FUNDED BY G.O. BONDS GENERAL FOR ZOO MAJOR MAINTENANCE, CIP PROJECT NUMBER PK09002.**

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 FY 2013 Capital Improvement Program.

(Councilman Harris made a motion to delay this item for 30 days. This was seconded by Councilman Collins. After further discussion of this item, Councilman Harris withdrew his motion). (Special Item #3)

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

APPROVED

28. **RESOLUTION ACCEPTING DONATED FUNDS IN THE AMOUNT OF $100.00 FROM NU ERA ENTERPRISES, INC., D/B/A NU ERA PEST CONTROL FOR THE 2013 G.R.E.A.T SUMMER CAMP PROGRAM. RESOLUTION ALSO AMENDS THE FY 2013 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE DONATED FUNDS.**

MOTION: Conrad
SECOND: Ford

APPROVED, unanimous voice vote

29. **RESOLUTION ACCEPTING DONATED FUNDS IN THE AMOUNT OF $100.00 FROM WOLFCHASE.**

MOTION: Conrad
SECOND: Ford

APPROVED, unanimous voice vote

30. **RESOLUTION ACCEPTING DONATED FUNDS IN THE AMOUNT OF $200.00 FROM BRINSON TAX SERVICE, LLC FOR THE 2013 G.R.E.A.T SUMMER CAMP PROGRAM. RESOLUTION ALSO AMENDS THE FY 2013 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE DONATED FUNDS.**

MOTION: Conrad
SECOND: Ford
APPROVED, unanimous voice vote

31. **RESOLUTION ACCEPTING DONATED FUNDS IN THE AMOUNT OF $500.00 FROM TRIUMPH BANK FOR THE 2013 G.R.E.A.T SUMMER CAMP PROGRAM. RESOLUTION ALSO AMENDS THE FY 2013 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE DONATED FUNDS.**

MOTION: Conrad
SECOND: Ford

APPROVED, unanimous voice vote

32. **RESOLUTION ACCEPTING DONATED FUNDS IN THE AMOUNT OF $1,500.00 FROM WALMART FOR THE 2013 G.R.E.A.T SUMMER CAMP PROGRAM. RESOLUTION ALSO AMENDS THE FY 2013 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE DONATED FUNDS.**

MOTION: Conrad
SECOND: Ford

APPROVED, unanimous voice vote

33. **RESOLUTION ACCEPTING AND APPROPRIATING $52,530.00 FROM THE FOUNDATION FOR THE MEMPHIS AND SHELBY COUNTY LIBRARY (MEMPHIS LIBRARY FOUNDATION) TO FUND THE LINC/2-1-1 DATABASE MANAGER WITH FUNDING PROVIDED BY THE UNITED WAY.**

MOTION: Boyd
SECOND: Fullilove

APPROVED, unanimous voice vote

34. **RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDING IN THE AMOUNT OF $2,500.00 FROM THE NATIONAL ENDOWMENT FOR THE HUMANITIES FOR AMERICA'S MUSIC PROGRAM AT MEMPHIS PUBLIC LIBRARY.**

MOTION: Boyd
SECOND: Fullilove

APPROVED, unanimous voice vote

35. **RESOLUTION APPROPRIATING $4,116,659.00 FUNDED BY SEWER FUND CASH (USE OF FUND BALANCE) IN SEWER ASSESSMENT AND REHAB, PROJECT**

NUMBER SW05001 FOR A CONSTRUCTION CONTRACT WITH INSITUFORM TECHNOLOGIES, LLC.

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

APPROVED

36. **RESOLUTION CREATING THE FEE AND REVENUE EVALUATION COMMITTEE.**

MOTION: Strickland
SECOND: Ford

APPROVED, unanimous voice vote

38. **RESOLUTION ADOPTING POLICY REGARDING OPENING INVOCATIONS BEFORE MEETINGS OF THE MEMPHIS CITY COUNCIL.**

MOTION: Strickland
SECOND: Ford

APPROVED, unanimous voice vote

(Councilwoman Fullilove made a motion to approve Same Night Minutes on item#39 from tonight's meeting) – Special Item #4

MOTION: Fullilove
SECOND: Ford

APPROVED, unanimous voice vote

INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:

Chairman Morrison recognized the following person who spoke from the audience:
Kelly Johnson, 1590 Johnson, Memphis, Tennessee, 38104
Walter Broady, III, 4256 Ledbetter Cove, Memphis, Tennessee, 38109

ADJOURNED MEETING AT 6:45 P.M.

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

CHAIRMAN

Attest:

Deputy Comptroller/Council Records