CITY OF MEMPHIS

COUNCIL AGENDA
April 3, 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 (March 20, 2012)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS

1. RESOLUTION in honor of Dr. Martin Luther King, Jr. and the City of Memphis Sanitation Workers.

Fullilove

ACTION REQUESTED: Adopt the resolution

2. RESOLUTION congratulating the East High School Boys' Basketball Team on their State Championship Title.

Strickland

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARINGS (None)

DIVISION OF PLANNING & DEVELOPMENT

3. RESOLUTION authorizing the Mayor of the City of Memphis to execute any and all documents necessary to make application with the Tennessee Department of Economic and Community Development for $2,000,000.00, in Fast Track Infrastructure Development Program Grant Funds in behalf of K.T.G. (USA) Inc. This grant requires no City of Memphis matching funds.

Halbert

ACTION REQUESTED: Adopt the resolution

ZONING ORDINANCE – THIRD AND FINAL READING

4. **ORDINANCE** rezoning the south side of Highway 64 +/-1,500 feet west of Highway 385, containing 11.05 acres in the Conservation Agricultural (CA) District, up for T H I R D and F I N A L reading. (Held from 3/20).

Ford

Case No. Z 11-110
Ordinance No. 5443

Applicant: India Cultural Center & Temple, Inc. (Dr. Prasad Duggirala)
John M. Leake, Jr. – Representative

Request: Campus Master Plan – 2 (CMP-2) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

27 NOTICES WERE MAILED ON MARCH 9, 2012

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CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING (None)

GENERAL ORDINANCES- SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

5. RESOLUTION approving final plat of WINCHESTER-RIVERDALE PD.
Case No. PD 11-307

Resolution approves the final plat, on the south side of Winchester Road, 300 ft. east of Malco Way. Cost of the required improvements to be borne by the Developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

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 11-322

Located on the north side of Knight Road; +/-841.04 feet west of Getwell Road, containing 54 acres in the Employment (EMP) and Employment Floodplain Districts

Applicant: MTL Environmental, LLC (Michael Potts)
Homer Branan – Representative

Request: Wood chipping and processing operation

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: **Set a date of public hearing**

SUGGESTED DATE: **April 17, 2012**

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MLGW FISCAL CONSENT

7. RESOLUTION awarding contracts for light-duty vehicles to Dobbs Ford, Inc. in the amount of $618,161.00 and Country Ford in the amount of $234,132.40, for a total of $852,293.40.

8. RESOLUTION awarding contract to Dobbs Ford for light-duty CNG vehicles in the amount of $595,094.00.

9. RESOLUTION awarding contract to Amquip Crane Rental for the rental of a crane in the amount of $53,600.00 for a six-month period.

10. RESOLUTION awarding contract to Memphis Ready Mix for concrete in the amount of $2,201,388.10 for a 36-month period.

11. RESOLUTION awarding 12-month blanket contract for fluorosilicic acid to Pencco, Inc., in the amount of $609,000.00, with an option to renew for two additional 12-month periods.

12. RESOLUTION approving Change No. 6 to Contract No. 10793, Professional Portfolio Software, with Advent Software, Inc., in the funded amount of $28,444.77, for a new contract value of $320,453.23. (This change renews the contract term covering the period May 11, 2012 through May 10, 2013, with no increase from the previous year).

13. RESOLUTION awarding 12-month blanket contract to Stuart C. Irby for conductor cable in the amount of $427,248.00.

14. RESOLUTION ratifying the approval of Purchase Order No. 144604 issued after the fact to Stuart C. Irby for 477 (Pelican) wire in an amount not to exceed $140,000.00 based on metals escalation at the time of shipment, to ensure MLGW remains fully operational while there is an industry shortage of raw material needed to manufacture said wire.

15. RESOLUTION amending Purchase Order No. 141095 for decorative concrete standards with StressCrete, Inc., to increase the contract value in the amount of $62,004.40 to replenish inventory to cover the Division's needs from August 2012 to the end of the contract term on January 4, 2013.

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REGULAR AGENDA

16. **APPOINTMENTS**
Collins

MEMPHIS AND SHELBY COUNTY MUSIC COMMISSION

Appointment

Julien Salley, Jr.

MEMPHIS TRANSPORTION COMMISSION

Appointment

Lisa Gleaves

PREVAILING WAGE COMMISSION

Appointment

James Stephens

Reappointment

Michael E. Scoggins

GENERAL ORDINANCES -THIRD AND FINAL READING

17. **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 T H I R D and F I N A L reading.
Hedgepeth Ordinance No. 5445

Director of Public Works recommends approval

ACTION REQUESTED: Take whatever action Council deems advisable

18. **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 T H I R D and F I N A L reading.
Hedgepeth Ordinance No. 5446

Director of Public Works recommends approval

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION

EXECUTIVE DIVISION

19. RESOLUTION accepting grant funds in the amount of Four Hundred Twenty Five Thousand Dollars, ($425,000.00) from the State of Tennessee Department of Labor and Workforce Development Division for Disability Employment Initiative Grant. Resolution also amends the FY2012 Operating Budget to establish and appropriate grant funds.

Halbert

ACTION REQUESTED: Adopt the resolution

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

20. RESOLUTION authorizing the sale of City owned property located at O Reno St. (02201800014) in the North Memphis Area to North Memphis CDC in the amount of ONE DOLLAR $1.00.

Brown

ACTION REQUESTED: Adopt the resolution

21. RESOLUTION authorizing the sale of City owned property located at 711 Marianna St. (02908800016) in the Orange Mound Area to N.H.O. Management Inc. in the amount of ONE DOLLAR $1.00.

Brown

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

PARK SERVICES

22. RESOLUTION amending the FY 2012 Budget to allocate and appropriate funding for Liberty Bowl Stadium upgrades.(Held from 3/20)

Boyd

ACTION REQUESTED: Adopt the resolution

DIVISION OF POLICE SERVICES

23. RESOLUTION accepting and appropriating grant funds in the amount of $103,702.00 from the Shelby County Sheriff's Office.

Conrad

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC SERVICES

24. 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. (Held from 3/6)

Halbert Contract No. CR-5178

ACTION REQUESTED: Adopt the resolution

25. RESOLUTION seeks approval for Public Services & Neighborhoods/Animal Shelter to donate eighty (80) Kuranda beds to other qualified animal rescue organizations.

Lowery

ACTION REQUESTED: Adopt the resolution

26. RESOLUTION to accept and appropriate $3,000.00 from the American Library Association for the Memphis Public Library "Read With Me, Sign with Me" project.

Lowery

The Division of Public Services and Neighborhoods recommends approval

ACTION REQUESTED: Adopt the resolution

27. RESOLUTION to accept and appropriate $4,614.00 from the State of Tennessee for the Memphis Public Library (Tennessee State Library and Archives) to fund the LSTA Technology Grant with funding provided by the State of Tennessee.

Lowery

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC WORKS

28. RESOLUTION accepting grant funds form the State of Tennessee Department of Environment and Conservation for the operation and maintenance of the Memphis/Shelby County Household Waste Collection facility. Resolution appropriating grant funds in the amount of $170,000.00.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

29. RESOLUTION requesting the Memphis Metropolitan Planning Organization (MPO) to present each plan of the Long Range Transportation Plan (LRTP), the Transportation Improvement Program (TIP), and the Unified Planning Work Program (UPWP) in multiple stages to the City Council prior to the Transportation Planning Board's final approval.

Hedgepeth

ACTION REQUESTED: Adopt the resolution

GENERAL ITEMS (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT