



# BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

## AGENDA

December 3, 2007

*Commissioner David Lillard, Chairman*  
*Commissioner Deidre Malone, Chairman Pro Tempore*  
*Commissioner Joyce Avery*  
*Commissioner Henri E. Brooks*  
*Commissioner Wyatt Bunker*  
*Commissioner Mike Carpenter*  
*Commissioner Sidney Chism*

*Commissioner George Flinn*  
*Commissioner Joe Ford*  
*Commissioner J.W. Gibson II*  
*Commissioner James Harvey*  
*Commissioner Steve Mulroy*  
*Commissioner Mike Ritz*

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4/25/2008 2:38 PM

1:30 P.M.

COMMISSION CONVENES

CALL TO ORDER

Chairman David Lillard, Jr.

OPENING OF THE COMMISSION

Deputy Sheriff Kimsey Lee Lovell, Jr.

INVOCATION

Bishop Edward H. Stephens, Jr.  
Golden Gate Full Gospel Baptist Church

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Session

FORD  
ADOPTED

November 5, 2007

## C O N S E N T   A G E N D A

Resolutions of Memorial, Sympathy and Commendation

Ordinances

**RITZ  
(REMOVED  
TO REGULAR  
AGENDA)  
APPROVED**

1. **ORDINANCE – FIRST READING** – A joint ordinance (STA 07-001 CC) amending the Memphis and Shelby County Subdivision regulations, adopted by the Shelby County Board of Commissioners and the Council of the City of Memphis on December 19, 1983, being ordinance and resolution No. 3352, so as to make certain changes therein by revising the requirements by providing high intensity soil maps prior to approval of preliminary plans for lots where public sewer is not available.

Sponsored by Commissioner Mike Ritz.

**Zoning and Subdivisions**

**RITZ  
(DEFERRED  
TO 12/17/07)**

2. Resolution approving various subdivision items, plats, extensions, etc. as recommended by the County Engineer.

- a. Resolution to release the bond that secured the improvements to LaGrange Commons P.D. (P.D. 05-311 CC)

**Reports and/or Resolutions for Standing Committees**

**MALONE  
ADOPTED**

3. Resolution approving an amendment to the existing contract with AT&T Global services, Inc., in the amount of \$52,677.42 increasing the initial contract sum from \$1,360,906.92 to \$1,413,584.34. This is for additional telecommunications equipment and installation costs incurred by relocation of Juvenile Court staff and the County Register, and this expenditure is in the amount of \$52,677.42.

Sponsored by Commissioner Malone.

**MALONE  
ADOPTED**

4. Resolution receiving and filing a resolution adopted by the Shelby County Public Records Commission entitled "Resolution amending a resolution entitled 'Resolution for Public Records Commission adopted by the Public Records Commission on June 13, 1995, establishing a standardized copy fee'".

Sponsored by Commissioner Joe Ford.

**MALONE  
ADOPTED**

5. Resolution approving an amendment to the Fiscal Year 2007/2008 Operating Budget and Position Control Budget of the Shelby County Assessor for receipt and disbursement of a state grant in the amount of \$125.00 for an additional supplement to the salary of a state approved deputy assessor who maintains a professional assessment designation. This item requires expenditure of state grant funds in the amount of \$125.00.

Sponsored by Commissioner Joe Ford.

**MALONE  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED**

- 6. Resolution authorizing the Purchasing Department of Shelby County Government to conduct a request for proposal process for the sale of Shelby County property tax receivables and tax liens.**

**Sponsored by Commissioner Gibson.**

**MALONE  
(REMOVED  
TO REGULAR  
AGENDA)  
(DEFERRED  
TO 12/17/07)**

- 7. Resolution amending the FY 2008 Operating Budget and personnel compliment for the Shelby County Election Commission.**

**Sponsored by Commissioner Deidre Malone.**

**MALONE  
ADOPTED**

- 8. Resolution approving expenditure on the amount of \$604,000.00 for the relocation of all existing tenants of the Shelby County Office Building, located at 157 Poplar, including construction or renovation; and this item requires expenditure of County CIP funds in the amount of \$604,000.00 from the FY 2007/2008 budget for CIP Project No. 101739, parking garage.**

**Sponsored by Commissioner Deidre Malone.**

**AVERY  
(REMOVED  
TO REGULAR  
AGENDA)  
(DEFERRED  
TO 12/17/07)**

- 9. Resolution approving a \$195,000.00 grant agreement between Shelby County Government and the State of Tennessee, Department of Finance and Administration, Governor's Office of Children's Care Coordination for the provision of an infant mortality coordinator for the term October 1, 2007 through September 30, 2010, and amending the FY 2008 Operating Budget and this item requires expenditure of state grant funds in the amount of \$195,000.00.**

**Sponsored by Commissioner Joyce Avery.**

**CHISM  
ADOPTED**

- 10. Resolution to authorize the Office of the District General to accept \$148,523.00 awarded in the FY 2007 Project Safe Neighborhoods program from the Bureau of Justice Assistance, Office of Justice Programs, and to amend the FY 2007/2008 Shelby County Operating Budget. This item requires expenditure of federal grant funds in the amount of \$148,523.00.**

**Sponsored by Commissioner Sidney Chism.**

**CHISM  
ADOPTED**

- 11. Resolution amending the FY 2007/2008 Operating Budget to allow the expenditure of grant funds awarded FY 2007 by Memphis Area Legal Services for the encourage to arrest policies and enforcement of protection orders program in the amount of \$31,815.00. This item requires the expenditure of grant funds not to exceed \$177,106.00.**

**Sponsored by Commissioner Sidney Chism.**

**RITZ  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED**

12. Resolution approving a contract in the amount of \$137,382.00 by and between Memphis and Shelby County Government and Ensafe, Incorporated, located at 5727 Summer Trees Drive, Memphis, Tennessee 38134 for the purpose of providing professional services to enhance the Division of Planning and Development's website. This item requires the expenditure of \$137,382.00 in enterprise and grant funds.

Sponsored by Commissioner Mike Ritz.

**FLINN  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPEP**

13. Resolution amending the FY 2007/2008 Shelby County Operating Budget in the amount of \$216,900.00 to allow expenditure of proceeds of the Child and Adult Care Food Program Grant in the amount of \$1,343,100.00 for the year ending September 30, 2008.

Sponsored by Commissioner George Flinn.

**FLINN  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED**

14. Resolution approving a contract in the amount of \$125,700.00 with the Tennessee Department of Agriculture for distribution of commodity supplemental food at a variety of sites throughout Memphis and Shelby County and this item requires expenditures of Tennessee Department of Agriculture funds in the amount of \$125,700.00.

Sponsored by Commissioner George Flinn.

**CARPENTER  
ADOPTED**

15. Resolution approving expenditure of funds in the amount of \$200,000.00 for Shelby County Government's share of the cost for a Master Plan for development of Shelby Farms Park and this item requires expenditure of County CIP funds in the amount of \$200,000.00.

Sponsored by Commissioner Mike Carpenter.

**FORD  
ADOPTED**

16. Resolution to amend a resolution entitled "RESOLUTION AMENDING PREVIOUSLY ADOPTED RESOLUTIONS RE-ESTABLISHING THE UNIFIED PERSONNEL POLICY COMMITTEE BY ADDING TWO ADDITIONAL MEMBERS."

Sponsored by Commissioner Joe Ford.

**FORD  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED**

17. Resolution approving a contract with Corvel Corporation in the amount of \$160,000.00 to save money for Shelby County Government through management of pharmaceutical purchases for employees who have sustained on the job injuries, and this item requires expenditure of On-The-Job Injury Funds in the amount of \$160,000.00.

Sponsored by Commissioner Joe Ford.

FORD  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED

18. Resolution approving a contract in the amount of \$200,000.00 which is a percentage of estimated savings to Shelby County, with Corvel Corporation for the review of medical bills for on-the job injuries to determine whether costs are appropriate and whether savings for the County can be realized, and this item requires expenditure of On-The-Job Injury Funds in the amount of \$200,000.00.

Sponsored by Commissioner Joe Ford.

BROOKS  
(REMOVED  
TO REGULAR  
AGENDA)  
ADOPTED

19. Resolution approving a service agreement with the University of Memphis to conduct an evaluation of the Shelby County Lead Hazard Control Program for a fee of twenty eight thousand four hundred eighty two dollars (\$28,482.00) as part of the Lead Hazard Control Grant funded by the United States Department of Housing and Urban Development.

Sponsored by Commissioner Brooks.

FORD  
ADOPTED

CONSENT AGENDA

## ***REGULAR AGENDA***

### **Elections, Appointments, and Confirmations**

FORD  
ADOPTED

20. Resolution approving the county mayor's nomination for appointment of Michelle Sanders and re-appointment of Katy Spurlock, Dorothy Johnson, Susan Ratner, Jose Leon and Bennie Walker as community representatives to the Head Start Policy Council Community Advisory Board.

Sponsored by Commissioner Joe Ford.

### **Ordinances**

RITZ  
ADOPTED

21. **ORDINANCE – THIRD READING (AMENDED)** – A joint ordinance and resolution (ZTA 07-001 CC) amending Section 26 (overlay district regulations FP Flood Plain district) of the Joint Memphis and Shelby County Zoning Ordinance – Regulations adopted by the Shelby County Board of Commissioners on October 6, 1980, and the Council of the City of Memphis on October 7, 1980, being Resolution and Zoning Ordinance No. 3064, as amended to adopt provisions of Model Flood Plan Management Ordinance.

Sponsored by Commissioner Wyatt Bunker.

RITZ  
ADOPTED

22. **ORDINANCE – THIRD READING** – A Joint Ordinance of the Board of County Commissioners of Shelby County, Tennessee, and Council of the City of Memphis enacted pursuant to the Community Redevelopment Act of 1998; providing for the creation of a Redevelopment Trust Fund pursuant to Section 21 of the Act.

Ordinance sponsored by Commissioner Deidre Malone.

CHISM  
ADOPTED

23. **ORDINANCE – THIRD READING** - An ordinance to amend ordinance No. 342 entitled “an ordinance to amend the Shelby County Code of Ordinances, Chapter 20, Article III, Section 20-37 relative to compliance with Tennessee’s Financial Responsibility Law of 1977.”

Sponsored by Commissioner Wyatt Bunker.

**Zoning and Subdivisions**

RITZ  
ADOPTED

24. **CASE NO. SNC 07-802 CC**  
**APPLICANT:** Harrah’s Operating Company Memphis  
**LOCATION:** Beginning at the south side of Goodlett Farms Parkway extending eastwardly to the terminus of the request street name location  
**REQUEST:** Street name change from Seven Star Way to Cherry Farms Road

**RECOMMENDATIONS:**

Memphis and Shelby County Office of Planning and Development:

**APPROVAL**

Memphis and Shelby County Land Use Control Board:  
**APPROVAL WITH CONDITIONS**

(No notice of public hearing or notice letters to interested property owners required since there was no opposition at the Land Use Control Board.)

RITZ  
FAILED

25. **CASE NO. U.V. 07-07 CC**  
**APPLICANT:** Richard Moser (d.b.a. Jacksonhouse Plumbing)  
**LOCATION:** South side of Highway 70; opposite the intersection of Doe Hollow Drive  
**REQUEST:** Use variation for office/ workshop for a plumbing contractor

**RECOMMENDATIONS:**

Memphis and Shelby County Office of Planning and Development:

**REJECTION**

**Memphis and Shelby County Land Use Control Board:  
APPROVAL**

(Notice of public hearing published in the Daily News on Friday, November 30, 2007.)

**Reports and/or Resolutions for Standing Committees**

**MALONE  
(DEFERRED`  
TO 12/17/07)**

26. Resolution transferring and appropriating Commissioner Contingency funds in the amount of \$50,000.00 to New Chicago CDC for the Matthews Davis Civic Center.

**BUNKER  
FAILED**

27. Resolution approving a contract in the amount of \$274,422.00 with Salton Companies, LLC, for the provision of window replacement Phase 2 at Peggy Edmiston Administration Building, and this item requires expenditure of county Capital Improvement Funds in the amount of \$274,422.00 from the FY 2007/2008 budget for CIP Project No. 101710, Office Buildings.

Sponsored by Commissioner J.W. Gibson.

**RITZ  
FAILED**

28. Resolution imposing a temporary moratorium on the acceptance of applications or the processing of any existing applications under the provisions of private acts for Shelby County Chapter 987 relative to community redevelopment plans and funding options contained therein.

Sponsored by Commissioner Mike Ritz.

**FLINN  
WITHDRAWN**

29. Resolution requesting the Shelby County Administration and the Shelby County Attorney to prepare and present reports to the Shelby County Board of Commissioners relative to the Shelby County Administration's plans regarding Head Start.

Sponsored by Commissioner Mike Ritz.

**FORD  
ADOPTED**

30. Resolution amending Resolution No. 26 on November 20, 2000, and approving an amendment to Volume II, Shelby County Government Personnel Management System Policy No. 318 concerning electronic media communications.

Sponsored by Commissioner Joe Ford.

**FORD  
ADOPTED**

31. Resolution approving the Shelby County Compensation Policy for FY 2007/2008.

Sponsored by Commissioner Henri Brooks.

**MULROY  
ADOPTED**

- 32. Resolution by the Board of County Commissioners of Shelby County, Tennessee, requesting the members of the Tennessee General Assembly to support legislation amending Tennessee Code Annotated, Title 64, Chapter 1, relative to River Basin Development Authorities.**

Sponsored by Commissioner Steve Mulroy.

**MULROY  
(DEFERRED  
TO 12/17/07)**

- 33. Resolution by the Board of County Commissioners of Shelby County, Tennessee, requesting the members of the Tennessee General Assembly to support legislation amending Tennessee Code Annotated, Title 39, Chapter 14; Title 40, Chapter 35; and Title 62, Chapter 9, relative to scrap metal, scrap metal dealers, theft, and criminal trespass.**

Sponsored by Commissioner Steve Mulroy.

**MULROY  
(DEFERRED  
TO 01/07/08)**

- 34. Resolution urging the Shelby County Legislative Delegation to oppose the passage of legislation allowing the establishment of Special School Districts in Shelby County.**

Sponsored by Commissioner Mike Carpenter.

**Announcements/Statements**

**Adjournment**

**FORD  
ADOPTED**

- 35. Resolution of Adjournment to Monday, December 17, 2007, at 1:30 p.m.**

[If you have any questions about this agenda, please call Steve Summerall, Chief Administrator, at 545-4301]