



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

AGENDA

March 17, 2008

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

4/25/2008 2:46 PM

1:30 P.M.

COMMISSION CONVENES

CALL TO ORDER

Chairman David Lillard

OPENING OF THE COMMISSION

Deputy Sheriff Sammy Jones, Jr.

INVOCATION

Reverend Cynthia Friddle
St. Timothy United Methodist Church

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Session

C O N S E N T A G E N D A

Resolutions of Memorial, Sympathy and Commendation

Ordinances

FORD
APPROVED

1. ORDINANCE - SECOND READING – An ordinance to adopt Supplement No. 33 to the Code of Shelby County, Tennessee.

Sponsored by Commissioner Joe Ford.

FORD
APPROVED

2. ORDINANCE - FIRST READING – A Ordinance to promote Open Government by requiring that all Boards, Commissions and Authorities established in whole or in part with Shelby County Government use the SIRE

Document Management System with the result that all agendas, resolutions, minutes and other records of meetings be available to the citizens of Shelby County in real time on the internet. This Ordinance does not require any expenditure of funds in excess of those funds previously required to purchase the system for use by the County Commission.

Sponsored by Chairman David Lillard.

Zoning and Subdivisions

RITZ
ADOPTED
(A)

3. Resolution approving various subdivision items, plats, extensions, etc. as recommended by the County Engineer.
 - A. Resolution to approve the plat for Duncan Williams Quito Subdivision (S 07-050 CO) and authorize the recording of the plat.

Reports and/or Resolutions for Standing Committees

MALONE
ADOPTED

4. Resolution calling the Shelby County Board of Equalization into its sessions for Tax Year 2008.

Sponsored by Commissioner Deidre Malone.

AVERY
ADOPTED

5. Resolution approving a renewal of lease agreement in the amount of \$195,750.00 with Millington Partners, L. P., and Buffalo Properties, LTD., as tenants in common with Millington Partners, L. P., for five years, commencing on December 1, 2007 through November 30, 2012, for office and clinic space at Millington Shopping Center, 8225 Highway 51 North, Millington, TN 38035 for the operation of a public health immunization clinic, and this item requires the expenditure of County General Funds in the amount of \$195,750.00.

Sponsored by Commissioner Joyce Avery.

AVERY
ADOPTED

6. Resolution approving an amendment to the FY 2007/2008 Operating Budget in the amount of \$6,006.00 for the Commodity Supplemental Food Program (CSFP) carried forward from FY 2006/2007 Operating Budget and this item requires the expenditure of Federal through State Grant Funds under the CSFP Grant in the amount of \$6,006.00.

Sponsored by Commissioner Joyce Avery.

AVERY
ADOPTED

7. Resolution requesting approval to amend the FY 2007/2008 Operating Budget of the Immunizations Grant Program in the amount of \$4,050.00 carried forward from FY 2006/2007 Operating Budget, and this item requires the expenditure of Federal Through State Grant Funds

under the Immunizations Grant in the amount of \$4,050.00.

Sponsored by Commissioner Joyce Avery.

**AVERY
ADOPTED**

8. Resolution requesting approval to amend the FY 2007/2008 Operating Budget of the WIC Immunizations Grant Program in the amount of \$2,850.00 carried forward from FY 2006/2007 Operating Budget, and this item requires the expenditure of Federal Through State Grant Funds under the WIC Immunizations Grant in the amount of \$2,850.00.

Sponsored by Commissioner Joyce Avery.

**CHISM
ADOPTED**

9. Resolution approving the expenditure of funds by the Office of Preparedness FY 2007/2008 Operating Budget in the amount of \$420,000.00 to Global Security Systems, LLC. (GSS), for Alert FM, a regional FM-based emergency communications system, for the Memphis and Shelby County Urban Area Security Grant Initiative (UASI) and this item requires the expenditure of pass through grant funds under the U.S. Department of Homeland Security Grant Programs in the amount of \$420,000.00.

Sponsored by Commissioner Sidney Chism.

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

10. Resolution amending the FY 2008 Operating Budget for a grant from the U.S. Department of Justice in the amount of \$2,195,507.00 for the Targeting Violent Crime Initiative – Safeways Project; approving two sub-award agreements pursuant thereto with the City of Memphis Police Department and the University of Memphis; and this item requires expenditure of U.S. Department of Justice grant funds in the amount of \$2,195,507.00.

Sponsored by Commissioner Sidney Chism.

**HARVEY
ADOPTED**

11. Resolution ratifying prior CCRFC actions to modify its Pilot leases and approving funds for the use of the Peabody Place Project, authorize the use of the funds for the Gayoso Project, and requiring county and city approval for any future projects.

Sponsored by Commissioner Mike Ritz.

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

12. Resolution approving an expenditure of funds in the amount of \$175,000.00 for the County's share of a contract between Shelby County, the Chickasaw Basin Authority and the Army Corps of Engineers for the Wolf River Environmental Restoration project and this phase of the project costs \$350,000.00 and this item requires expenditures of County CIP funds in the amount of \$164,000.00 and County General Funds in the amount of \$11,000.00 for a total amount of \$175,000.00.

Sponsored by Commissioner Mike Carpenter.

**BROOKS
(REMOVED
TO REGULAR
AGENDA)
(REFERRED
TO COMMITTEE)**

13. Resolution approving the transfer of title of four parcels of Homestead Program property pursuant to Tennessee Code Annotated, Sections 7-66-101 to 7-66-111 and Resolution No. 24, adopted by the Shelby County Board of Commissioners on October 7, 1985, authorizing the implementation of the Shelby County Homestead Program.

Sponsored by Commissioner Henri Brooks.

**BROOKS
(REMOVED
TO REGULAR
AGENDA)
(DEFERRED
TO COMMITTEE)**

14. Resolution approving the transfer of title of one parcel of Homestead Program property pursuant to Tennessee Code Annotated, Sections 7-66-101 to 7-66-111 and Resolution No. 24 adopted by the Shelby County Board of Commissioners October 7, 1985, authorizing the implementation of the Shelby County Homestead Program.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

15. Resolution approving the sale of two delinquent tax parcels totaling \$127,000.00 from tax sale 89.2 pursuant to the provisions of Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

16. Resolution approving the sale of ten delinquent tax parcels totaling \$126,100.00 from tax sale(s) 102, 105, 203, 205, 206, and 301 pursuant to the provisions of Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

17. Resolution approving the sale of ten delinquent tax parcels totaling \$24,400.00 from tax sale(s) 36, 97.2, 201, 204, 205, and 206 pursuant to the provisions of Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

18. Resolution approving the sale of ten delinquent tax parcels totaling \$50,000.00 from tax sale(s) 82.1, 98.2, 107, 204, 205, and 302 pursuant to the provisions of Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

19. Resolution approving the sale of seventeen delinquent tax parcels totaling \$250,400.00 from tax sale(s) 82.2, 85.1, 97.4, 102, 107, 202, 203, 204, and 205 pursuant to the provisions of the Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

20. Resolution approving the sale of eighteen delinquent tax parcels totaling \$68,400.00 from tax sale(s) 5, 102, 201, 203, 204, 205, and 206 pursuant to the provisions of the Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**GIBSON
ADOPTED**

21. Resolution approving the sale of sixteen delinquent tax parcels totaling \$70,800.00 from tax sale(s) 5, 103, 104, 105, 107, 201, 203, 204, 205, 206, and 302 pursuant to the provisions of the Tennessee Code Annotated, Section 67-5-2507.

Sponsored by Commissioner Henri Brooks.

**FLINN
ADOPTED**

CONSENT AGENDA

REGULAR AGENDA

Elections, Appointments, and Confirmations

**FORD
ADOPTED**

22. Resolution approving the County Mayor's nomination of Jennifer Shorb Hagerman and Edward Stanton, III for reappointment to the Memphis and Shelby County Center City Commission.

Sponsored by Commissioner Joe Ford.

FORD

23. Resolution approving the County Mayor's nomination of Samuel S. King for reappointment and Dr. Bianca J. Sweeten and Clifton Dates for appointment to the Shelby County Emergency Communications District 9-1-1 Board.

Sponsored by Commissioner Joe Ford.

**FORD
ADOPTED**

24. Resolution receiving and filing notice from the House of Representatives of the State of Tennessee of the vacancy existing in House District 87 and setting Monday, March 31, 2008, as the date for the election of a successor to House District 87 and requesting the appropriate notices to be given.

Sponsored by Commissioner Steve Mulroy.

Ordinances

Zoning and Subdivisions

RITZ
ADOPTED

25. CASE NO. Z 07-120 CC
APPLICANT: Carolyn Gowan and Keith and Jacqueline Carter
- LOCATION: North side of State Line Road; +/-125 feet east of Bridge Mill Lane
- REQUEST: By taking the following property out of the Agricultural (AG) Use District and including it in the Single Family Residential (R-S10) Use District
- RECOMMENDATIONS:
- Memphis and Shelby County Office of Planning and Development:
APPROVAL
- Memphis and Shelby County Land Use Control Board:
APPROVAL
- (Notice of public hearing published in the Daily News on Friday, March 7, 2008).

Reports and/or Resolutions for Standing Committees

MALONE
ADOPTED

26. Resolution authorizing the Memphis/Shelby County Airport Authority to issue a series of Airport Revenue Refinancing Bonds in the principal amount of not to exceed \$110,000,000.00 to refund certain outstanding bonds of the authority.

Sponsored by Commissioner Deidre Malone.

MALONE
ADOPTED

27. Resolution establishing the Other Post Employment Benefits Trust.

Sponsored by Commissioner Deidre Malone.

AVERY
ADOPTED

28. Resolution approving a subcontract in the amount of \$140,000.00 with the University of Memphis to provide Community Prevention Initiative services, and this item requires the expenditure of \$140,000.00 of State Grant Funds.

Sponsored by Commissioner Joyce Avery.

FORD
(DEFERRED
TO 03/31/08)

29. Resolution approving contract in the amount of \$14,000,000.00 with Medco Health Solutions, Inc., for prescription drug services for active employees and pre-65 retirees and this item requires expenditure of group health insurance funds in the amount of \$11,000,000.00 and Other Post Employment Benefits (OPEB) Trust Funds in the amount of \$3,000,000.00.

Sponsored by Commissioner Joe Ford.

**HARVEY
(DEFERRED
TO 03/31/08)**

- 30. Resolution authorizing the sale to the City of Memphis of the County's interest in the Pyramid, Mid South Coliseum and land under the Liberty Bowl for \$4,300,000.00 and authorizing the Mayor to enter into a contract for this purpose with the City of Memphis.**

Sponsored by Commissioner Sidney Chism.

**MULROY
ADOPTED**

- 31. Resolution of the Shelby County Board of Commissioners requesting the members of the Tennessee General Assembly to consider future efforts to equalize education funding for Shelby County.**

Sponsored by Commissioner Mike Ritz.

Announcements/Statements

- 32. Notification from county mayor of various appointments/reappointments to Boards, Commissions, and offices of Shelby County Government.**

a) Resolution approving the County Mayor's nomination of Linda Lee White for reappointment and Richard H. Lee, Tom Webb, and Oretha Anderson for appointment to the Shelby County Work Release Board.

b) Resolution approving the County Mayor's nomination of Carol A. Farris and Ulysses Truitt for reappointment and Richard C. Swiggart for appointment to the Shelby County Retirement Board.

Sponsored by Commissioner Joe Ford.

Adjournment

**BUNKER
ADOPTED**

- 33. Resolution of Adjournment to Monday, March 31, 2008, at 1:30 p.m.**

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