



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

AGENDA

Monday October 12, 2020

*Commissioner Eddie S. Jones, Jr., Chairman
Commissioner Brandon G. Morrison, Chairman Pro Tempore
Commissioner Mark Billingsley
Commissioner David C. Bradford
Commissioner Willie F. Brooks, Jr.
Commissioner Edmund Ford, Jr.
Commissioner Mickell Lowery*

*Commissioner Amber Mills
Commissioner Reginald Milton
Commissioner Tami Sawyer
Commissioner Van D. Turner, Jr.
Commissioner Michael Whaley
Commissioner Mick Wright*

*The meeting will also be held at 160 N. Main Street, First Floor, in Chambers as well as online using GoToWebinar <https://attendee.gotowebinar.com/register/7404386589506067214>
Webinar ID: 862-330-643*

10/9/2020 1:51 PM

3:00 PM

COMMISSION CONVENES

OPENING OF THE COMMISSION

Deputy Sheriff

CALL TO ORDER

Chairman Eddie S. Jones, Jr.

INVOCATION

**Apostle Cedric Taylor
Koinonia Christian Center**

PLEDGE OF ALLEGIANCE

ROLL CALL

Update COVID-19 Pandemic in Shelby County, TN

- 1. Presenter: Dr. Alisa Haushalter, Director Shelby County Health Department (15 minutes)**

Approval of Minutes of Previous Session

- 2. September 28, 2020**

Announcement for Appearance Cards for Public Speaking/Public Comment Pursuant to Rule # 14(b)

CONSENT AGENDA

Resolutions of Memorial, Sympathy and Commendation

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

FORD
Chairman, Budget
and Finance
Committee

3. **Resolution receiving and filing the report on Debt Obligation of Shelby County Government for the Issuance of General Obligation Public Improvement and School Bonds, 2020 Series B, as authorized by the County Commission on September 14, 2020, Item No. 46. Sponsored by Commissioner Edmund Ford, Jr.**

FORD
Chairman, Budget
and Finance
Committee

4. **Resolution to amend the Fiscal Year (FY) 2021 General Fund Operating Budget of Shelby County Health Department (SCHD) in the amount of \$749,403.00 and to amend the FY 2021 Position Control Budget to add 7.0 FTE positions to the Shelby County Health Department (SCHD) FY 2021 Position Control Budget and to approve necessary exceptions to the Hiring Freeze adopted on July 13, 2020. This item requires appropriation and expenditure of FY 2021 General Fund Balance in an amount not to exceed \$749,403.00 (for Annual Salary of \$548,227.00 and Fringe Benefits of \$201,176.00). Sponsored by Chairman Eddie Jones and Commissioner Van D. Turner, Jr.**

BRADFORD
Chairman, Public
Works Committee

5. **Resolution approving the purchase of an emergency response apparatus vehicle, in the amount of \$93,500.00 for the Shelby County Fire Department from Brindlee Mountain Fire Apparatus. This item requires the expenditure of FY 2021 Fire Enterprise Funds in an amount not to exceed \$93,500.00. Sponsored by Commissioner David Bradford.**

BRADFORD
Chairman, Public
Works Committee

6. Resolution approving a contract between Shelby County Government and the University of Memphis, in an amount not to exceed \$447,917.00, for Visual Stream Assessments for various impaired streams within Unincorporated Shelby County in conformance with permitting requirements. This item requires the expenditure of FY 2021 Stormwater Special Revenue Funds in the amount of \$447,917.00. Sponsored by Commissioner David Bradford.

MORRISON
Chairman,
Community Services
Committee

7. Resolution to approve a service provider contract with Metropolitan Inter-Faith Association (MIFA) in the amount of \$327,600.00, beginning August 1, 2020 through September 30, 2021 for the purpose of providing home delivered meal services during the Coronavirus-19 pandemic as authorized to eligible consumers in Shelby County. This item requires the expenditure of FY2021 CARES Act Funds in an amount not to exceed \$327,600.00. Sponsored by Commissioner Tami Sawyer, Commissioner Mark Billingsley, Commissioner Willie F. Brooks, Jr., and Commissioner Mickell Lowery.

MORRISON
Chairman,
Community Services
Committee

8. Resolution to amending the FY2021 Grant Fund Operating Budget in the amount of \$3,404,126.00 for the period of August 1, 2020 through July 30, 2021 to accept and expend grant funds from the State of Tennessee Housing Development Agency for the provision of the Shelby County Community Services Agency Low-Income Home Energy Assistance Program in response to the COVID-19 pandemic. This item requires the appropriation and expenditure of FY2021 Federal through State Grant Funds in the amount of \$3,404,126.00. Sponsored by Commissioner Tami Sawyer.

MORRISON
Chairman,
Community Services
Committee

9. Resolution amending the FY2021 Grant Fund Operating Budget in the amount of \$3,823,222.00 for the period of August 1, 2020 through July 30, 2021 to accept and expend grant funds from the State of Tennessee Housing Development Agency for the provision of the Shelby County Community Services Agency Low-Income Home Energy Assistance Program in response to the COVID-19 pandemic. This item requires the appropriation and expenditure of FY2021 Federal thru state grant funds in the amount of \$3,823,222.00. Sponsored by Commissioner Tami Sawyer.

MORRISON
Acting Chairman,
General Government
Committee

10. Resolution amending the Employee Leave Personnel Policy in order to allow employees paid time off to vote on or before Election Day. Sponsored by Commissioner Willie F. Brooks, Jr., Commissioner Edmund H. Ford, Jr., Commissioner Mickell Lowery and Commissioner Tami Sawyer.

BILLINGSLEY
Chairman, Facilities,
Real Property, and
Capital Improvements
Committee

11. Resolution approving a contract between Shelby County Government and Curtis Construction, Cleaning and Concrete Staining, in an amount not to exceed \$687,127.70, to provide construction services for Assessor's office renovations at 1075 Mullins Station Road. This item requires the appropriation and expenditure of FY 2021 Capital Improvement Program Funds in the amount of \$687,127.70. Sponsored by Commissioner Mark Billingsley.

LOWERY
Chairman,
Community
Enhancement Grants
Committee

12. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$50,000.00 To Wolf River Conservancy, A Charitable Organization. Sponsored By Commissioner Brandon Morrison.

LOWERY
Chairman,
Community
Enhancement Grants
Committee

13. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$10,000.00 To A Way Out Ministries Formerly Citizens For Community Values, Inc. Sponsored By Commissioner Brandon Morrison.

LOWERY
Chairman,
Community
Enhancement Grants
Committee

14. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$15,000.00 To Youth Engineered Success, A Charitable Organization. Sponsored by Chairman Eddie S. Jones, Jr.

Approval of the Consent Agenda

REGULAR AGENDA

Elections, Appointments, and Confirmations

Ordinances

MILLS

Chairman, Law
Enforcement,
Corrections, and
Courts Committee

15. ORDINANCE - THIRD READING - Ordinance to: 1) amend Personnel Policy No. 402 in order to disqualify applicants from Public Safety positions if prior work history depicts termination for excessive use of force; 2) request that the Shelby County Sheriff's Office seeks revocation of Peace Officer Standards and Training (POST) Certification for deputies terminated or disciplined for excessive use of force in violation of the POST Commission's Rules and Regulations; and 3) establish a tracking system of Public Safety Officers terminated or disciplined for use of excessive force. Sponsored by Commissioner Tami Sawyer, Commissioner Mickell Lowery and Commissioner Van D. Turner, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)

MILLS

Chairman, Law
Enforcement,
Corrections, and
Courts Committee

16. ORDINANCE - THIRD READING - An ordinance to amend the Shelby County Code of Ordinances by amending Chapter 34-Public Safety to: (1) create a new article and (2) create special authorization and use limitation for Military Equipment and Weaponry for Shelby County Law Enforcement Agencies. Sponsored by Commissioner Van D. Turner, Jr., Commissioner Reginald Milton, Commissioner Mickell Lowery, and Commissioner Tami Sawyer. (SUBSTITUTED AND SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)

MILLS

Chairman, Law
Enforcement,
Corrections, and
Courts Committee

17. ORDINANCE - THIRD READING - Ordinance amending Personnel Policy No. 703, in order to prohibit Public Safety Officers, including without limitation, Deputy Sheriffs, Deputy Jailers, Corrections Officers, from: using excessive force in the use of chemical agents, like tear gas, in the scope of their employment with Shelby County Government. Sponsored by Commissioner Tami Sawyer. (SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

FORD

Chairman, Budget
and Finance
Committee

18. **Resolution approving the purchase of voting equipment and related software and services from Elections System and Software, LLC for the Shelby County Election Commission in an amount not to exceed \$5,815,405.00, and to amend the Pay-As-You-Go Capital Improvement Program in the amount of \$2,410,000.00 to accept and utilize expected reimbursement funds from the State of Tennessee, Office of Elections. This item requires the appropriation and expenditure of FY 2021 Pay-As-You-Go Capital Improvement Program (CIP) Funds in an amount not to exceed \$5,815,405.00. Sponsored by Commissioner Van Turner. (AMENDED AND DEFERRED IN SEPTEMBER 28, 2020 COMMISSION MEETING)**

FORD

Chairman, Budget
and Finance
Committee

19. **Resolution to ratify an emergency contract with Redrover Company Memphis, LLC and other subcontractors in the amount of \$1,000,000.00 upon execution through December 30, 2020 for the purpose of amplifying the Public Health and Education message to Shelby County residents regarding the Coronavirus (COVID-19) Pandemic. This item requires the expenditure of FY2021 CARES Act Funds in an amount not to exceed \$1,000,000.00. Sponsored by Commissioner Van D. Turner, Jr. (SUBSTITUTED IN OCTOBER 7, 2020 COMMITTEE MEETING)**

MORRISON

Acting Chairman,
General Government
Committee

20. **Resolution approving the Election of Notaries Public for appointment and/or reappointment for Shelby County, Tennessee. Sponsored by Commissioner Mark Billingsley. (SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)**

MORRISON

Acting Chairman,
General Government
Committee

21. **Resolution outlining the procedure of Shelby County Government governing the indemnification and defense of Shelby County Employees in Civil Litigation. Sponsored by Commissioner Van D. Turner, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)**

- MILTON**
Chairman, Delinquent
Tax Properties
Committee
22. Resolution finding that twenty-five properties, scheduled for Tax Sale Number 1701 on November 17, 2020, that pose an environmental risk, have financial liabilities, or are non-conforming or non-buildable so as to allow the County Commission to advise the Clerk of the Chancery Court to not bid on such properties on behalf of Shelby County Government. Sponsored by Commissioner Reginald Milton. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)
- MILTON**
Chairman, Delinquent
Tax Properties
Committee
23. Resolution establishing an one-year Moratorium on the sales of County-owned Delinquent Tax Properties located in the South Memphis Area. Sponsored by Commissioner Reginald Milton. (ADD-ON AND AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)
- LOWERY**
Chairman,
Community
Enhancement Grants
Committee
24. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$5,000.00 to Bevo Boys Fitness Academy, A Charitable Organization. Sponsored By Chairman Eddie S. Jones, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN OCTOBER 7, 2020 COMMITTEE MEETING)
- LOWERY**
Chairman,
Community
Enhancement Grants
Committee
25. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$15,000.00 To Feed The Needy, A Charitable Organization. Sponsored By Chairman Eddie S. Jones, Jr. And Commissioner Mickell Lowery. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)
- LOWERY**
Chairman,
Community
Enhancement Grants
Committee
26. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$22,500.00 To Making A Difference Ministries, A Charitable Organization. Sponsored By Commissioner Eddie S. Jones, Jr., Commissioner Van Turner, Jr., And Commissioner Mickell Lowery. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)
- LOWERY**
Chairman,
Community
Enhancement Grants
Committee
27. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$10,000.00 To Libertas School of Memphis, A Charitable Organization. Sponsored By Commissioner Brandon Morrison and Commissioner Mickell Lowery. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)

LOWERY
Chairman,
Community
Enhancement Grants
Committee

28. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$25,000.00 To Greater Memphis Media, Inc., A Charitable Organization. Sponsored By Commissioner Tami Sawyer, Commissioner Van Turner, Jr. and Commissioner Mickell Lowery. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)

LOWERY
Chairman,
Community
Enhancement Grants
Committee

29. Resolution awarding County Funds From The FY2021 Operating Budget In The Amount Of \$50,000.00 To Memphis Symphony Orchestra, A Charitable Organization. Sponsored By Commissioner Michael Whaley and Commissioner Brandon Morrison. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)

LOWERY
Chairman,
Community
Enhancement Grants
Committee

30. Resolution awarding County Funds from the FY 2021 Operating Budget in the amount of \$10,000.00 to Pure Youth Athletics Alliance, a Charitable Organization. Sponsored by Commissioner Brandon Morrison and Commissioner Van Turner, Jr. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)

LOWERY
Chairman,
Community
Enhancement Grants
Committee

31. Resolution awarding County Funds from the FY 2021 Operating Budget in the amount of \$40,000.00 to Memphis Child's Advocacy Center, a Charitable Organization. Sponsored by Commissioner Brandon Morrison, Chairman Eddie S. Jones, Jr., Commissioner Van Turner, Jr., Commissioner Michael Whaley, and Commissioner Mickell Lowery. (AMENDED IN OCTOBER 7, 2020 COMMITTEE MEETING)

Announcements/Statements

Adjournment

32. Adjournment to Monday, October 26, 2020; at 3:00 p.m.