



**BOARD OF COUNTY COMMISSIONERS
SHELBY COUNTY, TENNESSEE
AGENDA**

Monday, August 5, 2013

Commissioner Mike Ritz, Chairman
Commissioner Justin J. Ford
Commissioner Melvin Burgess, Chairman Pro Tempore
Commissioner James Harvey
Commissioner Walter L. Bailey, Jr.
Commissioner Steve Mulroy
Commissioner Steve Basar
Commissioner Terry A. Roland
Commissioner Henri E. Brooks
Commissioner Heidi Shafer
Commissioner Wyatt Bunker
Commissioner Chris Thomas
Commissioner Sidney Chism

WQOX – 88.5 FM http://www.mcsk12.net/flash/memphisip_8080.mov
Live streaming <http://www.shelbycountyttn.gov/index.aspx?NID=1218>

8/2/2013 3:42 PM

1:30 PM

COMMISSION CONVENES

CALL TO ORDER

Chairman Mike Ritz

OPENING OF THE COMMISSION

Deputy Sheriff

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Session

July 22, 2013

Announcement for Appearance Cards for Public Speaking

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

Resolutions of Memorial, Sympathy and Commendation

1. Elijah Oliver National Champion High School Wrestling. Sponsored by Commissioner Chris Thomas.

Ordinances

ROLAND

Chairman, Land Use, Planning, Transportation & Codes Committee 2. ORDINANCE - FIRST READING - A Joint Ordinance amending chapter 34 of the 2012 Joint Building Code for Memphis and Shelby County previously adopted by the Shelby County Board of Commissioners and the Memphis City Council, by modifying applicability requirements for the retrofitting of existing commercial buildings undergoing alterations or changes in occupancy which would mandate compliance with chapter 34 requirements related to seismic protection and setting a new effective date for all of the structural provisions of that code. Sponsored by Commissioner Mike Ritz.

ROLAND

Chairman, Land Use, Planning, Transportation & Codes Committee 3. ORDINANCE - FIRST READING - A joint ordinance amending the 2012 joint existing building code for Memphis and Shelby County by modifying requirements for the retrofitting of certain existing commercial buildings undergoing alterations or changes in occupancy which would mandate compliance with seismic protection requirements and setting a new effective date for all of the structural provisions of that code. Sponsored by Commissioner Mike Ritz.

FORD

Chairman, General Government Committee 4. ORDINANCE - SECOND READING - An ordinance to adopt Supplement No. 1 to the 2011 Code of Ordinances of Shelby County, Tennessee, the 2011 Code having replaced the 1992 Code of Ordinances of Shelby County on January 1, 2011. Sponsored by Commissioner Steve Mulroy.

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

BURGESS

Chairman, Budget and Finance Committee 5. Resolution approving the amendment to the contract with Tyler Technologies, Inc./CLT Division for the provision of software maintenance and support services for County Assessor's mass appraisal computer system to add future renewal periods. Sponsored by Commissioner Melvin Burgess.

BURGESS

Chairman, Budget and Finance Committee 6. Resolution approving the purchase of perishable food items from various vendors on behalf of Shelby County Government. This item requires expenditure of County General Funds in the amount of \$30,569.96 and Corrections Funds in the amount of \$882,637.00. Sponsored by Chairman Mike Ritz.

BURGESS

Chairman, Budget and Finance Committee 7. Resolution receiving and filing the May 2013 Financial Report for Shelby County Government. Sponsored by Commissioner Melvin Burgess.

BURGESS

Chairman, Budget and Finance Committee 8. Resolution to receive and file the Trustee's Annual Financial Report for the year ended June 30, 2013 in accordance with T.C.A. Section 67-5-1902. Sponsored by Commissioner James Harvey.

BURGESS

Chairman, Budget and Finance Committee 9. Resolution to receive and file the Trustee's Annual Report of Delinquent and Insolvent Taxpayers for the year ended June 30, 2013 in accordance with T.C.A. Section 67-5-1903 and to authorize credit be given to the Trustee. Sponsored by Commissioner James Harvey.

THOMAS

Acting Chairman, Public Works Committee 10. Resolution approving an option and land lease agreement for the construction and operation of a cell tower facility with Tower Venture as approved by the Board of Commissioners of The Memphis and Shelby County Port Commission on June 19, 2013. Sponsored by Commissioner Wyatt Bunker.

CHISM

Chairman, Law Enforcement, Fire, Corrections & Courts Committee 11. Resolution amending the FY2014 Operating Budget in the amount of \$23,744.00 to carry over and appropriate unexpended Federal Grant Funds for implementation of the Operation Safe Community Grant Project. This item requires the appropriation and expenditure of pass through Federal Grant Funds in the amount of \$23,744.00. Sponsored by Commissioner Sidney Chism.

SHAFER

Vice Chairman, Community Services Committee 12. Resolution to amend the FY 2014 Operating Budget to accept grant funds from the State of Tennessee Department of Mental Health and Substance Abuse Services in the amount \$150,000.00 for a criminal justice case management program. This resolution requires the appropriation of state grant funds in the amount of \$150,000. Sponsored by Commissioner Henri E. Brooks.

FORD

Chairman, General Government Committee 13. Resolution approving the Election of Notaries Public for Appointment and/or Reappointment for Shelby County, Tennessee. Sponsored by Commissioner Melvin Burgess.

THOMAS

Chairman, Delinquent Tax Property Committee 14. Resolution approving the sale of thirty-five County owned delinquent tax parcels, acquired from various Shelby County Trustee tax sales to identified purchasers at various prices collectively totaling \$216,950.00, pursuant to the sale provisions of Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute quit claim deeds. Sponsored by Commissioner Chris Thomas.

THOMAS

Chairman, Delinquent Tax Property Committee 15. A resolution approving the conveyance of one improved parcel and one unimproved parcel of County owned delinquent tax property to Straight and Narrow Path Ministries, a Tennessee Not-For-Profit Corporation, for nominal consideration; and to authorize the Mayor to execute quit claim deeds. Sponsored by Commissioner Chris Thomas.

Approval of the Consent Agenda

REGULAR AGENDA

Elections, Appointments, and Confirmations

Ordinances

Zoning and Subdivisions

ROLAND

Chairman, Land Use, Planning, Transportation & Codes Committee 16. Resolution to approve the agreement to secure the improvements to Stone Creek PD, Phase 1A and 1B (PD 06-345 CC) and authorize the recording of the Plat. This item does not require expenditure of County General Funds. Sponsored by Commissioner Terry Roland.

ROLAND

Chairman, Land Use, Planning, Transportation & Codes Committee 17. CASE NO. Z 13-105 CO

APPLICANT: First Citizens National Bank

LOCATION: N.W. intersection of Austin Peay Hwy. and Millington-Arlington Road

REQUEST: To rezone existing land use from CA and R-10 to CMU-1

RECOMMENDATIONS:

Memphis and Shelby County Office of Planning and Development:

APPROVAL

Memphis and Shelby County Land Use Control Board:

APPROVAL

(No notice of public hearing in newspaper of general circulation required pursuant to Unified Development Code 9.3.4.)

Applicant: First Citizens National Bank

P. O. Box N / 1426 Munford Avenue

Munford, TN 38058

PH: (901) 837-0117

Auth. Agent:

Real Estate Appraisers & Land Surveyors

6671 Highway 14, Suite 101

Brighton, TN 38011

PH: (901) 606-4707

Opposition/Interested Property Owners

None

(RECOMMENDED BACK TO THE LAND USE CONTROL BOARD IN JULY 31, 2013
COMMITTEE MEETING)

Reports and/or Resolutions for Standing Committees

Announcements/Statements

Adjournment

18. Adjournment to Monday, August 19, 2013, at 1:30 p.m.