

Item # 25

Moved by: MILTON

Prepared by: Chris McLean

Seconded by: LOWERY

Reviewed by: Marlinee Iverson

RESOLUTION APPROVING THE SHELBY COUNTY PROPOSED CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2020 IN THE AMOUNT OF \$84,850,000.00 AND THE CORRESPONDING PROPOSED FIVE YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2020-2024 AND APPROPRIATING FUNDS FOR APPROVED CAPITAL PROJECTS FOR SHELBY COUNTY SCHOOLS IN THE AMOUNT OF \$38,403,000.00. SPONSORED BY COMMISSIONER EDDIE S. JONES, JR. AND CHAIRMAN VAN D. TURNER, JR.

WHEREAS, A Proposed Five Year Capital Improvement Plan for Shelby County for Fiscal Years 2020-2024 has been prepared by the Shelby County Administration which is deemed to be a working five year plan for Shelby County to project and plan for future capital and debt service needs; and

WHEREAS, The Commission's Committee No. 1, Budget and Finance, has reviewed the Proposed Five Year Capital Improvement Plan (CIP) and the related Proposed Fiscal Year 2020 Capital Improvement Budget and recommends approval and adoption of the Plan and related Budget; and

WHEREAS, The Fiscal Year 2020 Proposed CIP Budget includes an allocation of \$38,403,000 for all schools in the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the Proposed Five Year Capital Improvement Plan for Fiscal Years 2020-2024, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved.

BE IT FURTHER RESOLVED, That the first year of the plan, as set forth in Exhibit A, is hereby adopted as the Proposed Capital Improvement Budget for Shelby County and the following amounts are hereby allocated for Fiscal Year 2020:

Roads and Bridges	\$ 1,350,000.00
Information Technology	20,106,000.00
Buildings and Property	11,045,000.00
Community Projects and Contingency	13,946,000.00
Schools	<u>38,403,000.00</u>
Total	\$ <u>84,850,000.00</u>

BE IT FURTHER RESOLVED, That the allocations for the Fiscal Year 2020 Proposed Capital Improvement Budget shall be funded as follows:

County Funding Sources	\$ 75,000,000.00
Federal and Other Government Funding	5,850,000.00
State Funding	<u>4,000,000.00</u>
Total	\$ <u>84,850,000.00</u>

BE IT FURTHER RESOLVED, That the FY 2020 Proposed CIP Budget includes an allocation for all school districts within Shelby County in the total amount of \$38,403,000.00 to be distributed on the basis of the prior year Weighted Full-Time Equivalency Average Daily Attendance (ADA).

BE IT FURTHER RESOLVED, That all capital expenditures by the various school districts must meet the criteria for funding from bond proceeds.

BE IT FURTHER RESOLVED, That in order to maintain fiscal stability, each County Agency to which Capital Improvement allocations have been made is authorized to prepare plans and specifications and to take bids for the projects identified in the Proposed Capital Improvement Program subject to additional authorization by the Mayor and the Board of Commissioners of Shelby County, Tennessee, in order that sufficient

funds will be available to pay said obligations on scheduled due dates.

BE IT FURTHER RESOLVED, That any allocations included in the Fiscal Year 2020 Proposed CIP Budget for county projects must be appropriated by Resolution of the County Commission.

BE IT FURTHER RESOLVED, That any project balances from current or prior appropriations that have not been obligated by contract or resolution by June 30, 2020, shall be cancelled and deemed unavailable for further appropriation with the exception of Shelby County Schools which will follow the process outlined below:

- Remaining funds on completed capital projects will revert back to Shelby County for future appropriation and lower future bond debt issuances.
- Upon approval by the Board of Shelby County Commissioners, SCS can reallocate appropriated capital funds to new or other projects within the Fiscal 2020 budget year. After the first year, the reallocation of capital funds for that particular year will not be approved, emergency circumstances being excepted.
- Capital project balances from current or prior appropriations that have been fully or partially obligated by contract shall remain available in future fiscal years, as capital projects occur in interdependent phases, starting with design, with most of the schools' construction occurring during the summer when school is not in session.

BE IT FURTHER RESOLVED, That the accounting and budget records of the Proposed Capital Improvement Plan Fund shall be maintained according to the policies established by Resolution No.8, adopted by this Commission on June 3, 2013.

BE IT FURTHER RESOLVED, That the Administration is directed to write-off all appropriated allocations which remain following final payment, including any contract retainage and after review and consideration, any appropriated allocations from prior fiscal years that remain and no payment has been made against the original

appropriation, as approved in the applicable Resolution.

BE IT FURTHER RESOLVED, That the Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants for all amounts appropriated herein, and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That this Resolution shall become effective in accordance with the Shelby County Charter, Article II, 2.06(B).



Lee Harris
County Mayor

Date: _____

ATTEST:

Pauline Nichols
Clerk of County Commission

AS AMENDED
ADOPTED: June 24, 2019

*As to the University
of Memphis Natatorium,
a/c.*

*7/8/2019
[Signature]*

CERTIFIED COPY

Pauline Nichols
CLERK OF COUNTY COMMISSION

DATE 8/15/19



Shelby County Government

LEE HARRIS
MAYOR

July 7, 2019

Chairman Van Turner & Members of the Shelby County Commission
Shelby County Board of Commissioners
160 N. Main Street, 6th Floor
Memphis, TN 38103

VIA ELECTRONIC MAIL AND HAND DELIVERY

Dear Chairman Turner and Commissioners:

I sincerely respect the great work that went into forging this budget and the multitude of items contained therein, with a single exception: the \$1 million allocation inserted to help the University of Memphis build and renovate a swimming pool to, in part, accommodate swimming and diving competitions.

As you know, several groups, including the Mid-South Peace and Justice Center, the Memphis Interfaith Coalition for Action and Hope (MICAHA), and a host of unions have contacted me regarding the decision to allocate \$1 million in the FY2020 budget for the University of Memphis' swimming pool project. These groups have been urging the University of Memphis, a public institution, to raise the pay of its lowest-paid workers to a livable standard. They believe that, prior to any distribution, the University of Memphis should first present a timeline or plan to bring its lowest-paid workers up to a living wage. They believe Shelby County Government should delay this allocation until the issue of low pay for these workers is resolved. I am grateful to these groups because they have brought to light an important issue.

According to recent media reports, the living wage in Shelby County is \$11.07 for a single adult with no children. The living wage for an adult with one child is \$22.09. These 330+ employees at the University of Memphis are expected to make \$11.11 per hour, far below a living wage for individuals with children and far below the \$15 per hour that Shelby County government has repeatedly recommended for public institutions.

I believe issues of poverty that continue to persist in our community are interconnected to decisions like this one. Most of the University of Memphis employees in question are women and most are African-American. Many of these workers, no doubt, have

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Shelby County Government

LEE HARRIS
MAYOR

children and families who rely on their work. These are full-time employees, and many of them have been working for the University of Memphis for years and some working for nearly two decades. That is to say, for years they have not earned a living wage. For years they have been working and *still* living in poverty. These employees include custodians and the very people who will likely have to clean the facility and swimming pool in question, once it is built.

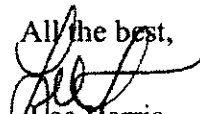
In my view, these full-time University of Memphis employees cannot live off a wage of \$11.11 per hour. These University of Memphis employees deserve the dignity of work. They deserve to be valued. They deserve respect. They deserve a living wage.

Stakeholder groups have been fighting for a living wage for these employees for more than 7 years. The good news is that, after all those years, I believe we might have a path forward. The distribution of the \$1 million for the swimming pool project will still require several additional steps by Shelby County government before the funds are ultimately distributed, if at all. In fact, I am encouraged by my conversations with Commissioners, particularly with Chairman Turner, that we can reach a solution prior to the distribution.

I believe we should ask the University of Memphis to come up with a plan to resolve this important issue. All signs suggest they want to have a plan. The President of the University of Memphis has voiced support for living wages, as has the faculty and staff of the University. In fact, the University of Memphis has taken some steps to increase the wages of its lowest-paid workers already. Now is the time to build on this momentum. If we all work together, with level heads and open minds, I trust we can identify a plan and timeline to solve this issue.

However, until then, I cannot endorse this budget allocation to the University of Memphis. I realize that my stance here may create some consternation, which is not my intent. I take this stance after deliberation, and I am trying as best I can to follow my conscience. I know that Commissioners will, as always, do the same.

In accordance with Section 2.07 of the Shelby County Charter, I am vetoing budget action by the Shelby County Board of Commissioners to grant \$1 million dollars to the University of Memphis to build and/or expand its swimming pool.

All the best,

Lee Harris

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Item #: 1

Moved by: BROOKS

Prepared by: Chris McLean

Seconded by: WHALEY

Reviewed by: Megan J. Smith

RESOLUTION TO AMEND THE FY 2020-2024 CAPITAL IMPROVEMENT PROJECT BUDGET IN THE AMOUNT OF \$3,087,404.00 TO INCREASE THE FY 2020 CAPITAL ALLCOATION DESIGNATED FOR SCHOOLS. SPONSORED BY COMMISSIONER EDDIE S. JONES, JR., CHAIRMAN VAN D. TURNER, JR. AND COMMISSIONER EDMUND FORD, JR.

WHEREAS, On June 27, 2019, the Board of County Commissioners approved by Resolution the Shelby County Capital Improvement Budget for Fiscal Year 2020 in the amount of \$90,355,333.00 and the corresponding five year Capital Impvement Plan for fiscal years 2020-2024; and

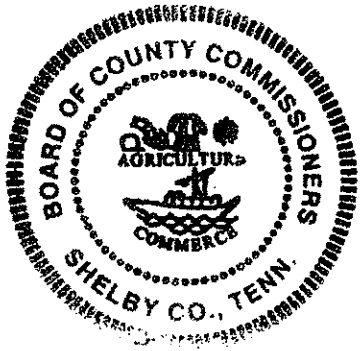
WHEREAS, The Board of Commissioners seeks to amend the appropriation to Shelby County Schools by \$3,087,404.00 for a total amount of \$51,887,404.00 in order to fully fund approved Capital Projects for all schools.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That this Resolution amending the Five Year Capital Improvement Plan for Fiscal Years 2020-2024 to increase the total allocation for capital projects for all schools to \$51,887,404.00, is hereby approved.

BE IT FURTHER RESOLVED, That the Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants for all amounts appropriated herein, and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That this Resolution shall become effective in

accordance with the Shelby County Charter, Article II, 2.06(B).



Lee Harris
County Mayor

Date: 7/5/2018

ATTEST:

Clerk of County Commission

ADOPTED: June 27, 2019

CERTIFIED COPY

CLERK OF COUNTY COMMISSION

DATE

8/15/19

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