



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

AGENDA

Monday August 23, 2021

*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 be held at 160 N. Main Street, First Floor, in Chambers as well as online using GoToWebinar
<https://attendee.gotowebinar.com/register/4861255783845669136>
Webinar ID 360-059-091

8/23/2021 9:11 AM

3:00 PM

COMMISSION CONVENES

OPENING OF THE COMMISSION

Deputy Sheriff

CALL TO ORDER

Chairman Eddie S. Jones, Jr.

INVOCATION

**Pastor Ricky Floyd, Senior Lead Pastor
Pursuit of God Transformation Center**

PLEDGE OF ALLEGIANCE

ROLL CALL

Update COVID-19 Pandemic in Shelby County, TN

Approval of Minutes of Previous Session

1. August 9, 2021

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

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

Resolutions of Memorial, Sympathy and Commendation

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

FORD
Chairman, Budget
and Finance
Committee

2. **Resolution approving the first year contract renewal between Shelby County Government and N. Harris Computer Corporation in an amount not to exceed \$190,573.21 for Annual Government E-Management Solutions (GEMS) Software maintenance commencing from July 1, 2021 through June 30, 2022, which requires Commission approval. This item requires the expenditure of FY2022 Information Technology Services General Fund in an amount not to exceed \$190,573.21. Sponsored by Commissioner Edmund Ford, Jr.**

FORD
Chairman, Budget
and Finance
Committee

3. **Resolution approving the expenditure of funds to the United States Postal Service in an amount not to exceed \$700,000.00 for Shelby County Government Support Services, for Fiscal Year 2022 beginning July 1, 2021 and ending June 30, 2022. This item requires expenditure of Fiscal Year 2022 General Funds in an amount not to exceed \$700,000.00. Sponsored by Commissioner Edmund Ford, Jr.**

BRADFORD
Chairman, Public
Works Committee

4. **Joint resolution of the Shelby County Board of Commissioners and Memphis City Council supporting the Honorary renaming of 981 Willoughby Street/Avenue/Road to the Reverend Donnell R. Cobbins, Jr. Street/Avenue/Road in honor of the contributions made to the City of Memphis and Shelby County, Tennessee by Rev. Donnell R. Cobbins, Jr. This item requires an allocation of Commission Contingency Funds in an amount not to exceed \$500.00. Sponsored by Commissioner Mickell Lowery, Commissioner Willie F. Brooks, Jr., Commissioner David Bradford, Commissioner Van D. Turner, Jr., Commissioner Reginald Milton, Commissioner Michael Whaley, Commissioner Mick Wright and Commissioner Edmund H. Ford, Jr.**

TURNER
Chairman, Hospitals
and Health
Committee

5. Resolution amending the FY22 Shelby County Operating Budget for the Shelby County Health Department in the amount of \$209,933.00 pursuant to the approval of a United States Environmental Protection Agency Grant for the period September 1, 2020 through August 31, 2023, and to approve a service provider contract with the University of Memphis in an amount not to exceed \$340,516.00 commencing upon execution of the sub-contract and continuing through August 31, 2023 and with the option to extend the contract term for up to two one-year periods, for the purpose of validating low-cost, miniature samplers for use in community-scale monitoring of polycyclic aromatic hydrocarbons and volatile organic compounds in the ambient air. This item requires FY22 appropriation in the amount of \$209,933.00 and total expenditure of Federal Grant Funds in the amount not to exceed \$353,516.00. Sponsored by Commissioner Van D. Turner, Jr.

TURNER
Chairman, Hospitals
and Health
Committee

6. Resolution to amend the FY 2022 General Fund Operating Budget of the Health Services Division and to amend the Position Control Budget transferring a Clinical Nurse Monitor Position (1.0 FTE) to the Health Services Division from the Division of Corrections. This item requires the appropriation and expenditure of FY 2022 General Funds in the amount of \$82,304.00 and the transfer of 1.0 FTE from the Corrections Enterprise Fund to the General Fund. Sponsored by Commissioner Van D. Turner, Jr.

TURNER
Chairman, Hospitals
and Health
Committee

7. Resolution supporting Health Directive 24 and requesting the Shelby County Health Department to reinstate a mask mandate based on the required partnerships and the ability to enforce said mandate. Sponsored by Commissioner Edmund H. Ford, Jr., Commissioner Tami Sawyer and Commissioner Van D. Turner Jr., Commissioner Mark Billingsley, Commissioner Mickell Lowery and Commissioner Michael Whaley.

MILLS
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

8. Resolution to amend the FY 2022 Operating Budget to expend grant funds from the State of Tennessee, Department of Safety and Homeland Security, Tennessee Highway Safety Office. This item requires appropriation and expenditure of Federal through State Grant Funds in the amount of \$10,000.00. Sponsored by Commissioner Amber Mills.

MILLS
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

9. Resolution to amend the FY 2022 Operating Budget in the amount of \$42,128.00 to expend funding made available from the Office of Criminal Justice Programs (OCJP), Tennessee Department of Finance and Administration to provide funding for furnishing and decorating two trauma informed conference rooms for victims of crime for the period of July 1, 2021 through September 30, 2021. This item requires the appropriation and expenditure of FY21 Federal thru State Grant Funds in the amount of \$42,128.00 which includes a twenty percent grant cash match in the amount of \$8,425.60 which will be paid using District Attorney Fraud and Economic Crime Agency Funds. Sponsored by Commissioner Amber Mills.

JONES
Chairman, General
Government
Committee

10. Resolution approving the purchase of property insurance for Shelby County Government Buildings from Dana Sloyan/Mclain Insurance through Liberty Mutual Insurance Company for one year beginning September 1, 2021 at a cost of \$736,251.00 with the option for three additional one-year renewals. This item requires expenditure of Fiscal Year 2022 (FY22) General Funds in an amount not to exceed \$736,251.00. Sponsored by Chairman Eddie S. Jones, Jr.

JONES
Chairman, General
Government
Committee

11. Resolution to approve the 2021 Redistricting Ad Hoc Committee and to waive the August 31st Sunset Provisions regarding this Chairman appointed Ad Hoc Committees as indicated in the Commission's Permanent Rules. Sponsored by Chairman Eddie S. Jones, Jr.

JONES
Chairman, General
Government
Committee

12. Resolution amending the Fiscal Year (FY) 2022 Operating Budget to transfer \$50,000 from the Commission Contingency Funds to the Legislative Operations General Fund Budget for purposes of hiring a consultant to assist the Shelby County Board of Commissioners with the 2021 Redistricting Process. This item requires a transfer from the Commission Contingency Funds to Legislative Operations General Fund Budget in the amount not to exceed \$50,000.00. Sponsored by Chairman Eddie S. Jones, Jr.

MILTON
Chairman, Delinquent
Tax Properties
Committee

13. Resolution amending Resolution No. 26, entitled “Resolution finding that twenty-one properties, scheduled for tax sale number 1801 on September 14, 2021, that pose an environmental risk, have financial liabilities, and/or are non-conforming or non-buildable so as to allow the County Commission, pursuant to Tennessee Code Annotated Sections 67-5-2501(A)(2) and 67-5-2506(A)(2), adopted on August 9, 2021, to advise the Clerk of the Chancery Court to not bid on such properties on behalf of Shelby County Government,” to reduce the number of properties in tax sale 1801 from 21 to 11. Sponsored by Commissioner Reginald Milton.

BRADFORD
Vice Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

14. Resolution approving a lease agreement between Shelby County Government, on behalf of the Shelby County General Sessions Court Clerk, and Southbrook Mall Properties, Inc. d/b/a Southbrook Town Center for 1,143 square feet of space located at 1254 East Shelby Drive, Suite 1270, Memphis, TN 38116. Said lease commences July 1, 2021 through June 30, 2025 at a monthly rate of \$1,143.00, with the option to renew on a month basis for an additional six months after expiration. This item requires the expenditure of FY 2022 General Funds in an amount not to exceed \$13,716.00. Sponsored by Commissioner Mark Billingsley and Commissioner Edmund H. Ford, Jr.

Approval of the Consent Agenda

REGULAR AGENDA

Elections, Appointments, and Confirmations

Ordinances

BROOKS
Chairman, Land Use,
Planning,
Transportation, and
Code Enforcement
Committee

15. ORDINANCE - THIRD READING - Joint ordinance amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis on August 10, 2010, and by Shelby County on August 9, 2010, to revise and enhance the joint zoning and subdivision regulations by adding provisions that address oil pipelines; being Case NO. ZTA 21-1. Sponsored by Commissioner Willie F. Brooks, Jr., Commissioner Van D. Turner, Jr., Commissioner Tami Sawyer, Commissioner Michael Whaley, Commissioner Reginald Milton, and Commissioner Mickell M. Lowery. (AMENDED IN AUGUST 18, 2021 COMMITTEE MEETING)

JONES
Chairman, General
Government
Committee

16. ORDINANCE - SECOND READING - An Ordinance, by the Board of Commissioners of Shelby County, Tennessee, to define the terms and conditions of Special Counsel as contemplated by Article II, Section 2.02 of the Shelby County Charter (CHARTER). Sponsored by Commissioner Edmund H. Ford, Jr.

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

FORD
Chairman, Budget
and Finance
Committee

17. Resolution to amend the Fiscal Year (FY) 2022 General Fund Operating Budget in order to reallocate up to \$1,500,000.00 from General Fund Fund Balance to the Office of Emergency Management and Homeland Security (EMHS) for purposes of purchasing facial mask coverings needed to support the Public Schools in Shelby County, Tennessee in their efforts to reduce the spread of COVID-19. This item requires the appropriation of up to \$1,500,000.00 from the General Fund to EMHS. Sponsored by Commissioner Tami Sawyer. (AMENDED IN AUGUST 18, 2021 COMMITTEE MEETING)

FORD
Chairman, Budget
and Finance
Committee

18. Resolution accepting State of Tennessee grant funding in the amount of \$4,538,556 and amending the Operating Budget for Fiscal Year (FY) 2022 to fund one-time County grants totaling \$2,070,000 so that the released funds can be utilized to provide a general salary increase of 1.5% effective January 1, 2022 and amending the FY22 Capital Improvement Budget to include \$2,468,556 for the Youth Justice and Education Center. This item incorporates revenue of \$4,538,556 and requires an expenditure of equal amount. Sponsored by Commissioner Michael Whaley and Commissioner Van D. Turner, Jr. (AMENDED IN AUGUST 18, 2021 COMMITTEE MEETING)

TURNER
Chairman, Hospitals
and Health
Committee

19. Resolution of the Shelby County Commission opposing Governor Bill Lee's Executive Order No. 84 regarding Mask Requirements in Public Schools. Sponsored by Commissioner Tami Sawyer. (ADD-ON AND AMENDED IN AUGUST 18, 2021 COMMITTEE MEETING)

LOWERY
Chairman, Economic
Development and
Tourism Committee

20. Resolution approving an Economic Impact Plan for the Centennial Park Project Economic Development area. Sponsored by Commissioners Willie F. Brooks, Jr., Amber Mills, Mark Billingsley, Mick Wright, Edmund Ford, Jr., David Bradford and Chairman Eddie S. Jones, Jr.

LOWERY
Chairman, Economic
Development and
Tourism Committee

21. Resolution approving an amendment to the Millington Farms Project Tax Increment Financing District and Economic Impact Plan approved by resolution adopted and passed on March 23, 2020 (Agenda Item No.34), for the Millington Farms Project Tax Increment Financing District and Economic Impact Plan. Sponsored by Commissioners Willie F. Brooks, Jr., Amber Mills, Chairman Eddie S. Jones, Jr. and Commissioner Edmund H. Ford, Jr. (SUBSTITUTED IN AUGUST 18, 2021 COMMITTEE MEETING)

WHALEY
Chairman, Core City,
Neighborhoods, and
Housing Committee

22. Resolution amending the Fiscal Year 2022 (FY22) Operating Budget and the FY22 Position Control Budget by adding 1.5 Full Time Equivalent (FTE) employees to the Shelby County Department of Housing in the Economic Development Fund to expand the Housing Rehabilitation Program to eligible households within Shelby County. This resolution requires the appropriation and expenditure of FY22 Economic Development Enterprise Funds in an amount not to exceed \$1,200,000.00 and the transfer and appropriation of General Fund Fund Balance in an amount not to exceed \$230,988.00. Sponsored by Chairman Eddie S. Jones, Jr and Commissioner Reginald Milton. (SENT DOWN WITHOUT RECOMMENDATION IN AUGUST 18, 2021 COMMITTEE MEETING)

BRADFORD
Vice Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

23. Resolution approving the First Amendment to a Lease Agreement between the Memphis and Shelby County Port Commission, and the City of Memphis and the County of Shelby and Wepfer Marine, Inc. as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on April 21, 2021. Sponsored by Commissioner Mark Billingsley.

BRADFORD
Vice Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

24. Resolution approving the First Amendment to Lease Agreement between the Memphis and Shelby County Port Commission and Ensley Bottoms Farm, LLC. as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on April 21, 2021. Sponsored by Commissioner Mark Billingsley.

BRADFORD
Vice Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

25. Resolution approving the First Amendment to Lease Agreement between the Memphis and Shelby County Port Commission and the City of Memphis and the County of Shelby and Maxim Crane Works, LP. as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on April 21, 2021. Sponsored by Commissioner Mark Billingsley.

BRADFORD
Vice Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

26. Resolution approving a contract between Shelby County Government and Zellner Construction Services, LLC. in an amount not to exceed \$14,773,490.00, for Design Build renovations at 3420 Old Getwell Rd. This item requires the appropriation of FY 2022 Capital Improvement Plan Funds in the amount not to exceed \$10,000,000.00 and expenditure of FY 2022 Capital Improvement Plan Funds in the amount not to exceed \$14,773,490.00. Sponsored by Commissioner Mark Billingsley.
27. Resolution approving an agreement with CIGNA Healthcare, Inc for Medical Administrative Services for employees and PRE-65 Retirees with a reduced fee of \$2,427,146.00 annually and renewal of Stop Loss Insurance with an annual premium of \$994,476.00. This item requires the annual expenditure of Employee Group Health Insurance Funds in the amount of \$2,908,379.00 and other Post Employment Benefits (OPEB) Trust Funds in the amount of \$513,243.00. Sponsored by Chairman Eddie S. Jones, Jr. (ADD-ON FOR CONSIDERATION IN AUGUST 23, 2021 COMMISSION MEETING)
28. Resolution amending Item No. 26 entitled "Resolution to: (1) create and establish a Blue Ribbon Ad Hoc Committee to evaluate Mayoral appointments to the Shelby County Ethics Commission and amendments to the Ethics Ordinance; and (2) amend Rule 6 of the Board of Commissioners' Permanent Rules Of Order to establish a procedural process for same," adopted on July 26, 2021, to: (1) cite the authority for Temporary Advisory Boards; (2) amend the duties and terms of the panel members; and (3) include a sunset provision. Sponsored by Commissioner Willie F. Brooks, Jr., Commissioner Mick Wright and Commissioner Brandon Morrison. (ADD-ON FOR CONSIDERATION IN AUGUST 23, 2021 COMMISSION MEETING)

29. Resolution amending the Fiscal Year (FY) 2022 Operating Budget in order to appropriate \$11,600,000.00 to Regional One Health Medical Center (Regional One) for purposes of addressing Regional One's trauma capacity challenges. This item requires an expenditure of up to \$11,600,000.00 from the General Fund Fund Balance with the intention to reimburse such expenses with Federal Funds as possible. Sponsored by Commissioner Van D. Turner, Jr. (ADD-ON FOR CONSIDERATION IN AUGUST 23, 2021 COMMISSION MEETING)

30. Resolution amending Resolution No. 23 entitled, "Resolution amending the Operating Budget for Fiscal Year (FY) 2022 to authorize a stipend to be paid to eligible employees. This item requires an expenditure of up to \$26,000,000.00.", adopted on July 26, 2021, to set September 15, 2021 as the stipend payment date for eligible employees. Sponsored by Chairman Eddie S. Jones, Jr. and Commissioner Edmund H. Ford, Jr. (ADD-ON FOR CONSIDERATION IN AUGUST 23, 2021 COMMISSION MEETING)

Announcements/Statements

Adjournment

31. Adjournment to Monday, September 13, 2021; at 3:00 p.m.