



# BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

## AGENDA

Monday September 27, 2021

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

*Commissioner Amber Mills*  
*Commissioner Reginald Milton*  
*Commissioner Brandon G. Morrison*  
*Commissioner Tami Sawyer*  
*Commissioner Van D. Turner, Jr.*  
*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/2507282753410656270> Webinar ID 973-983-643*

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**3:00 PM**

**COMMISSION CONVENES**

9/27/2021 8:50 AM

**OPENING OF THE COMMISSION**

**Deputy Sheriff**

**CALL TO ORDER**

**Chairman Willie F. Brooks, Jr.**

**INVOCATION**

**Bishop Linwood Dillard  
Citadel of Deliverance  
Church of God in Christ  
Prelate, Tennessee Metropolitan  
Ecclesiastical Jurisdiction**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Update COVID-19 Pandemic in Shelby County, TN**

**Approval of Minutes of Previous Session**

1. **September 13, 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**  
Acting Chairman,  
Budget and Finance  
Committee

2. **Resolution receiving and filing the June 2021 Monthly Comprehensive Financial update reports entitled “Shelby County Government monthly Commission Division Report for the year ending June 30, 2021”. Sponsored by Commissioner Edmund H. Ford, Jr.**

**FORD**  
Acting Chairman,  
Budget and Finance  
Committee

3. **Resolution receiving and filing the July 2021 Monthly Comprehensive Financial update reports entitled “Shelby County Government Monthly Commission Division Report for the year ending June 30, 2022”. Sponsored by Commissioner Edmund H. Ford, Jr.**

**FORD**  
Acting Chairman,  
Budget and Finance  
Committee

4. **Resolution to amend the Fiscal Year (FY) 2021 General Fund Operating Budget in order to transfer funds from the General Fund to the Corrections Center Enterprise Fund, the Tort Liability Internal Service Fund, and the Fleet Services Internal Service Fund. This item requires the transfer of FY 2021 General Fund Fund Balance in the amount of \$7,340,158 to the Corrections Center Enterprise Fund, \$2,450,000 to the Tort Liability Internal Service Fund, and \$243,780 to the Fleet Services Internal Service Fund and the appropriation of such funds. Sponsored by Commissioner Michael Whaley.**

**BRADFORD**  
Acting Chairman,  
Public Works  
Committee

5. Resolution Authorizing the Shelby County Division of Public Works To Apply For A Roadside Litter Grant For The Period July 1, 2021 To June, 30, 2022. Sponsored By Commissioner David Bradford, Commissioner Michael Whaley, Commissioner Van D. Turner, Jr., Commissioner Amber Mills, Commissioner Reginald Milton, Commissioner Eddie S. Jones, Jr., and Chairman Willie F. Brooks, Jr.

**BRADFORD**  
Acting Chairman,  
Public Works  
Committee

6. Resolution appropriating Federal through State Grant Funds in the amount of \$800,000.00 and local matching funds in the amount of \$200,000.00 for Right-of-Way acquisition and associated costs for widening of Hacks Cross Road from Stateline Road to Shelby Drive. This item requires an expenditure and appropriation of FY 2022 Federal through State Grant Funds in the amount of \$800,000.00 and Roads and Bridges Special Revenue Funds in the amount of \$200,000.00, for a total expenditure of \$1,000,000.00, from CIP Project No. 301089, Hacks Cross Road. Sponsored by Commissioner David C. Bradford, Jr, and Commissioner Van D. Turner, Jr.

**MILLS**  
Acting Chairman,  
Law Enforcement,  
Corrections, and  
Courts Committee

7. Resolution approving the expenditure of Shelby County Sheriff's Office Grant Funds in an amount not to exceed \$176,309.65.00 for the purchase of night vision binoculars to enhance resiliency and security at the Port of Memphis. This item requires the expenditure of Shelby County Sheriff's Office Grant Funds in the amount not to exceed \$176,309.65. Sponsored by Commissioner Amber Mills.

**MILLS**  
Acting Chairman,  
Law Enforcement,  
Corrections, and  
Courts Committee

8. Resolution approving the expenditure of Shelby County Sheriff's Office Grant Funds in an amount not to exceed \$398,914.00 for the purchase of a Command Center Vehicle to enhance resiliency and security at the Port of Memphis. This item requires the expenditure of Shelby County Sheriff's Office Grant Funds in the amount not to exceed \$398,914.00 and total purchase amount of \$423,291.00. Sponsored by Commissioner Amber Mills.

- MORRISON**  
Acting Chairman,  
Community Services  
Committee
9. Resolution amending the FY2022 Grants Fund Operating Budget for the Division of Community Services Office of Justice Initiatives to expend unused grant funds from prior contract year in the amount of \$6,650.00 for the period of July 1, 2021 through June 30, 2022 from the United States Department of Justice for the purpose of mentoring at-risk youth through the Building Blocks program. This item requires the appropriation and expenditure of FY2022 Federal Grant Funds in the amount of \$6,650.00. Sponsored by Commissioner Brandon Morrison.
- JONES**  
Acting Chairman,  
General Government  
Committee
10. Resolution approving the Election of Notaries Public for appointment and/or reappointment for Shelby County, Tennessee. Sponsored by Commissioner Mark Billingsley.
- FORD**  
Acting Chairman,  
Audit Committee
11. Resolution receiving and filing the Fourth Quarter Report of the Shelby County Government for the year ending June 30, 2021. Sponsored by Commissioner Edmund H. Ford, Jr.
- MILTON**  
Acting Chairman,  
Delinquent Tax  
Properties Committee
12. Resolution approving a multi-parcel reuse and development agreement for the conveyance of land from the Shelby County Land Bank to the Southeast Regional Development Corporation, a nonprofit corporation, and authorizing the County Mayor to execute a quit claim deed to effect the transfer of the same. Sponsored by Commissioner Mickell Lowery.
- MILTON**  
Acting Chairman,  
Delinquent Tax  
Properties Committee
13. Resolution approving a multi-parcel reuse and redevelopment agreement for the conveyance of land from the Shelby County Land Bank to the Works, Inc., a nonprofit organization and authorizing the County Mayor to execute a quit claim deed to effect the transfer of the same. Sponsored by Commissioner Mickell Lowery and Commissioner Reginald Milton.
- MILTON**  
Acting Chairman,  
Delinquent Tax  
Properties Committee
14. Resolution approving the sale of sixty-four Delinquent Tax Parcels, acquired by Shelby County from various Shelby County tax sales, to identified purchasers at various prices collectively totaling \$208,307.00, pursuant to Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute quit claim deeds. Sponsored by Commissioner Reginald Milton.

**MILTON**  
Acting Chairman,  
Delinquent Tax  
Properties Committee

15. Resolution approving the sale of one Delinquent Tax Parcel, acquired by Shelby County from Shelby County tax sale 1604, to identified purchaser for \$10,200.00, pursuant to Tennessee Code Annotated, Section 67-5-2507, and authorizing the Shelby County Mayor to execute quit claim deeds. Sponsored by Commissioner Reginald Milton.

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

16. Resolution approving a contract between Shelby County Government and Kone Inc., in an amount not to exceed \$67,560.00, to provide elevator and escalator repair and maintenance services in The Walter L. Bailey Criminal Justice Center at 201 Poplar Avenue. Said contract commences July 1, 2021 through June 30, 2022 with an option to renew for four (4) additional one-year periods upon the same terms and conditions. This item requires expenditure of Fiscal Year 2022 General Funds in an amount not to exceed \$67,560.00. Sponsored by Commissioner Mark Billingsley.

Approval of the Consent Agenda

**REGULAR AGENDA**

Elections, Appointments, and Confirmations

**JONES**  
Acting Chairman,  
General Government  
Committee

17. Resolution appointing \_\_\_\_\_ to serve as Judicial Commissioner for a one-year term. Sponsored by Chairman Willie F. Brooks, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

Ordinances

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

18. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Building Code so as to adopt the 2021 Edition of the ICC International Building Code and local amendments, including certain appendices in the ICC Building Code to replace an outdated building code, and setting applicable fees for permits and inspections. Sponsored by Chairman Willie Brooks.

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

19. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Building Code so as to adopt the 2021 Edition of the ICC International Energy Conservation Code and local amendments. Sponsored by Chairman Willie Brooks.

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

20. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Residential Code so as to adopt the 2021 Edition of the ICC International Residential Code and local amendments. Sponsored by Chairman Willie Brooks.

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

21. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Plumbing Code so as to adopt the 2021 Edition of the ICC International Plumbing Code and local amendments to replace an outdated plumbing code and setting applicable fees for permits and inspections. Sponsored by Chairman Willie Brooks.

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

22. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County existing building code so as to adopt the 2021 Edition of the ICC International Existing Building Code and local amendments. Sponsored by Chairman Willie Brooks.

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

23. ORDINANCE - FIRST READING - A joint ordinance amending the Joint Electrical Code of Memphis and Shelby County so as to adopt the 2020 Edition of the National Electrical Code with local amendments and setting applicable fees for permits and inspections. Sponsored by Chairman Willie Brooks.

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

24. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Mechanical Code so as to adopt the 2021 Edition of the ICC International Mechanical Code and local amendments to replace an outdated mechanical code and setting applicable fees for permits and inspections. Sponsored by Chairman Willie Brooks.

**BROOKS**

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

25. ORDINANCE - FIRST READING - A joint ordinance amending the Memphis and Shelby County Fuel Gas Code so as to adopt the 2021 Edition of the ICC International Fuel Gas Code and local amendments to replace an outdated fuel gas code and setting applicable fees for permits and inspections. Sponsored by Chairman Willie Brooks.

**BROOKS**

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

26. ORDINANCE - FIRST READING - An ordinance amending the Shelby County Fire Prevention Code and adopting the 2021 Edition of the International Code Council International Fire Code including certain appendices in that code, and other local amendments, and amending Chapter 22, Article II, of the Shelby County Code of Ordinances. Sponsored by Chairman Willie Brooks.

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

**FORD**

Acting Chairman,  
Budget and Finance  
Committee

27. Resolution amending the Fiscal Year (FY) 2022 General Fund Operating Budget in order to allocate and appropriate up to \$4,000,000.00 to Baptist Memorial Health Care (Baptist) and up to \$4,000,000.00 to Methodist Le Bonheur Healthcare (Methodist) for purposes of addressing the local hospitals' trauma capacity challenges caused by COVID-19. This item requires a total General Fund Budget amendment and appropriation of \$8,000,000.00 from the County General Fund, with half to be expended in Calendar Year 2021 and the other half in Calendar Year 2022, with the intention to reimburse such expenses with Federal or State Funds as possible. Sponsored by Commissioner Eddie S. Jones, Jr., Commissioner Van D. Turner, Jr., Commissioner Edmund H. Ford, Jr., Commissioner Mark Billingsley, Commissioner Mickell Lowery, Commissioner Reginald Milton and Commissioner Tami Sawyer. (SUBSTITUTED AND AMENDED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**FORD**

Acting Chairman,  
Budget and Finance  
Committee

28. Resolution to recognize revenue loss in the amount of \$88,877,418 under the Federal American Rescue Plan Act according to the Federal Interim Final Rule and to amend the Fiscal Year 2022 (“FY22”) Operating Budget to transfer \$65,561,643 of Federal State and Local Fiscal Recovery Funds to the County General Fund to continue to provide Government Services for Health and Public Safety. This item requires the recognition, transfer, and appropriation of FY22 Federal American Rescue Plan Act Funding in an amount not to exceed \$88,877,418. Sponsored by Chairman Willie F. Brooks, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**MORRISON**

Acting Chairman,  
Community Services  
Committee

29. Resolution amending the FY2022 Grant Fund Operating Budget and authorizing the appropriation and expending of said funds for the purpose of administering the Emergency Rental Assistance Program in an amount not to exceed \$30,126,972.00 for a grant that covers a period beginning date of March 1, 2021 through December 31, 2022 from the Federal Coronavirus Response and Relief Supplemental Appropriations Act from the City of Memphis and an amount not to exceed \$10,206,765.00 for a grant that covers a period beginning September 1, 2021 through August 31, 2022 from the State of Tennessee for the same purpose and to amend the FY 2022 Position Control Budget to increase the durational positions by 38 FTE'S for the administration of the program. This item requires the appropriation and expenditure of FY2022 U.S. Treasury Coronavirus Response and Relief Supplemental Funds in the amount of \$40,333,737.00. Sponsored by Commissioner Brandon Morrison. (SUBSTITUTED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**MILLS**

Acting Chairman,  
Law Enforcement,  
Corrections, and  
Courts Committee

30. Resolution receiving and filing the annual report of the Shelby County Juvenile Justice Consortium (CJJC) and urging the United States Department of Justice (DOJ) to re-evaluate the Memphis Shelby County Juvenile Court Operations as it relates to protecting the Constitutional Rights of the Children of Shelby County, Tennessee. Sponsored by Commissioner Eddie S. Jones, Jr., Commissioner Reginald Milton, Commissioner Tami Sawyer and Commissioner Van D. Turner, Jr.



**JONES**  
Acting Chairman,  
General Government  
Committee

31. 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. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

32. Resolution to request that the Chairman establish the 2022 Metropolitan Government Study Ad Hoc Committee to explore the feasibility of consolidation for the City of Memphis and Shelby County Government. Sponsored by Commissioner Reginald Milton. (AMENDED AND SENT DOWN WITH AN UNFAVORABLE RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**BILLINGSLEY**  
Acting Chairman,  
General Government  
Committee

33. Resolution approving the Chairman’s 2021-2022 Meeting Schedule for the Shelby County Board of Commissioners. Sponsored by Chairman Willie F. Brooks, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

34. Resolution amending Resolution No. 17 entitled “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”, adopted on August 23, 2021, in order to mark an emergency purchase of facial masks coverings from Henry Mask. This item requires the re-allocation and re-appropriation of \$1,500,000.00 from EMHS to Legislative Operations. Sponsored by Commissioner Tami Sawyer and Commissioner Mickell Lowery. (SUBSTITUTED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

35. Resolution approving the appointments by the Chairman of the Shelby County Board of Commissioners to various Boards and Commissions for the 2021-2022 term. Sponsored by Chairman Willie F. Brooks, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

36. Resolution approving the Chairman's appointments of Officers and Members of the Standing Committees of the Shelby County Board of Commissioners for the 2021-2022 term. Sponsored by Chairman Willie F. Brooks, Jr. (SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

37. Resolution requesting Seeding Success via The Place Matters Initiative to provide a financial and economic analysis that provides guidance on creating a sustainable funding source for recent investments made using General Fund Fund Balance Dollars and Federal American Rescue Plan Funds. Sponsored by Commissioner Michael Whaley. (AMENDED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

38. Resolution amending the Fiscal Year (FY) 2022 Operating Budget to transfer \$50,000.00 from the Commission Contingency Funds to the Legislative Operations General Fund Budget for purposes of adding funding to existing temporary staff positions to assist the Shelby County Board of Commissioners with the 2022 Redistricting Plan Process for both the County Commission and County School Board. 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 Commissioner Van D. Turner, Jr.

**JONES**  
Acting Chairman,  
General Government  
Committee

39. Resolution awarding County Funds from the FY 2022 Operating Budget in the amount of \$40,000.00 to Academy for Youth Empowerment, a Charitable Organization. Sponsored by Commissioner Eddie S. Jones, Jr., Commissioner Reginald Milton, Commissioner Van D. Turner, Jr. and Commissioner Mickell Lowery. (ADD-ON AND AMENDED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

40. Resolution awarding County Funds from the FY 2022 Operating Budget in the amount of \$35,000.00 to Power Center Community Development Corporation, a Charitable Organization. Sponsored by Commissioner Eddie S. Jones, Jr. (ADD-ON AND SENT DOWN WITHOUT RECOMMENDATION IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

**JONES**  
Acting Chairman,  
General Government  
Committee

41. Resolution awarding County Funds from the FY 2022 Operating Budget in the amount of \$32,500.00 to Making A Difference Ministries, Inc., a Charitable Organization. Sponsored by Commissioner Eddie S. Jones, Jr., Commissioner Reginald Milton, Commissioner Tami Sawyer, Commissioner Van D. Turner, Jr. and Commissioner Mickell Lowery (ADD-ON AND AMENDED IN SEPTEMBER 22, 2021 COMMITTEE MEETING)

42. Resolution amending the Fiscal Year (FY) 2022 Operating Budget in order to appropriate \$4,000,000.00 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 \$4,000,000.00 from the General Fund Fund Balance with the intention to reimburse such expenses with State and Federal Funds as possible. Sponsored by Commissioner Van D. Turner, Jr. (SUBSTITUTE FOR CONSIDERATION IN SEPTEMBER 27, 2021 COMMISSION MEETING)

Announcements/Statements

Adjournment

43. Adjournment to Monday, October 18, 2021; at 3:00 p.m.