



BOARD OF COUNTY COMMISSIONERS SHELBY COUNTY, TENNESSEE

AGENDA

Monday March 20, 2023

*Commissioner Mickell Lowery, Chairman
Commissioner Miska Clay Bibbs, Chairman Pro Tempore
Commissioner Shante K. Avant
Commissioner David C. Bradford, Jr.
Commissioner Henri E. Brooks
Commissioner Charlie Caswell, Jr.
Commissioner Edmund Ford, Jr.*

*Commissioner Amber Mills
Commissioner Brandon G. Morrison
Commissioner Erika Sugarmon
Commissioner Britney Thornton
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/866114326342439003>
Webinar ID 251-362-299*

3/20/2023 11:54 AM

3:00 PM

COMMISSION CONVENES

OPENING OF THE COMMISSION

Deputy Sheriff

CALL TO ORDER

Chairman Mickell Lowery

INVOCATION

**Apostle Ricky Floyd, Senior Pastor
The 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. February 22, 2023 - Special Called

2. February 22, 2023
3. March 3, 2023 - Special Called

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

CONSENT AGENDA

Resolutions of Memorial, Sympathy and Commendation

4. **Special resolution honoring Mr. Art Gilliam. Sponsored by Commissioner Henri E. Brooks. (DEFERRED IN FEBRUARY 22, 2023 COMMISSION MEETING)**
5. **Resolution honoring New Hope Christian Academy. Sponsored by Commissioner Charlie Caswell, Jr.**
6. **Resolution recognizing Coach Wes Shappley and the Bartlett High School Lady Panthers basketball team for their outstanding 2022-23 season and for their representation of Bartlett and Shelby County in the Class 4A State Championship tournament. Sponsored by Commissioner Mick Wright.**
7. **Resolution honoring Stax Music Academy student Harzee. Sponsored by Chairman Mickell Lowery.**
8. **Resolution honoring Extraordinary Women who are making a difference in Shelby County. Sponsored By Commissioner Miska Clay Bibbs**

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

BRADFORD
Chairman, Public
Works Committee

9. **Resolution approving the purchase of a 2023 Chevrolet SUV Emergency Response Vehicle for the Shelby County Fire Department from Freeland Chevrolet, LLC in the amount of \$57,712.00. This item requires the expenditure of FY 2023 Fire Enterprise Funds in an amount not to exceed \$57,712.00. Sponsored by Commissioner David C. Bradford, Jr.**

BRADFORD
Chairman, Public
Works Committee

10. Resolution approving the purchase of four (4) 2023 Chevrolet SUV Emergency Response Vehicles for the Shelby County Fire Department from Freeland Chevrolet, LLC in the amount of \$204,864.00. This item requires the expenditure of FY 2023 Fire Enterprise Funds in an amount not to exceed \$204,864.00. Sponsored by Commissioner David C. Bradford, Jr.

BRADFORD
Chairman, Public
Works Committee

11. Resolution approving the purchase of a 2023 Chevrolet Emergency Response Brush Truck for the Shelby County Fire Department from Freeland Chevrolet, LLC in the amount of \$52,091.00. This item requires the expenditure of FY 2023 Fire Enterprise Funds in an amount not to exceed \$52,091.00. Sponsored by Commissioner David C. Bradford, Jr.

BRADFORD
Chairman, Public
Works Committee

12. Resolution approving a contract between Shelby County Government and Morris & McDaniel, Inc. for the development of promotional examinations for the Shelby County Fire Department, commencing upon execution through June 30, 2023 with the option to renew for one (1) additional one-year period from July 1, 2023 through June 30, 2024. This item requires the expenditure of FY 2023 Fire Enterprise Funds in an amount not to exceed \$69,201.00. Sponsored by Commissioner David C. Bradford, Jr.

BRADFORD
Chairman, Public
Works Committee

13. Resolution approving the issuance of a purchase order to TT of Columbia dba Chrysler, Dodge, and Jeep, Ram of Columbia (All Regions), in an amount not to exceed \$864,702.00, for the purpose of procuring eighteen (18) 2023 Dodge Ram 2500 Tradesman 4X4 Crew Cab Trucks, Model No. DJ7L91 for use by the Department of Roads, Bridges & Engineering. This item requires the expenditure of FY2023 Roads and Bridges Special Revenue Funds in an amount not to exceed \$864,702.00. Sponsored by Commissioner David C. Bradford, Jr.

BROOKS
Chairman, Hospitals
and Health
Committee

14. Resolution to approve a contract with Pickering Firm, Inc., and Shelby County Government, on behalf of the Shelby County Health Department, to provide Architectural and Engineering Services for the Health Department 814 Jefferson location and three (3) Health Department Satellite Clinics throughout Shelby County for an amount not to exceed \$1,890,000.00 upon execution of the contract through June 30, 2024. This item requires the expenditure of FY 2023 General Funds in an amount not to exceed \$1,890,000.00. Sponsored by Commissioner Henri E. Brooks.

SUGARMON
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

15. Joint resolution by the Board of County Commissioners of Shelby County, Tennessee and the Memphis City Council imploring local law enforcement agencies to adopt the Tyre Nichols Transparency In Policing Policy when conducting investigations of Officers' Use of Force resulting in serious bodily harm/injury or death. Sponsored by Commissioner Miska Clay Bibbs.

CLAY BIBBS
Chairman, Education
Committee

16. Resolution of the Board of County Commissioners to amend the FY2023 Education Fund in an amount not to exceed \$140,000.00. This amount shall be allocated to the schools consistent with percentages established by average daily attendance for schools in Shelby County, Tennessee and with the intent to direct such funding to be used to secure higher wages for school bus monitors. This item requires the appropriation and expenditure of FY2023 Education Fund Operating Fund Balance in an amount not to exceed \$140,000.00. Sponsored by Chairman Mickell M. Lowery, Commissioner Miska Clay Bibbs and Commissioner Shante K. Avant.

BROOKS
Acting Chairman,
Economic
Development and
Tourism Committee

17. Resolution receiving and filing the Second Quarter Report of the Economic Development Growth Engine for the year ending June 30, 2023. Sponsored by Chairman Mickell Lowery.

BROOKS
Vice Chairman,
General Government
Committee

18. Resolution approving the Election of Notaries Public for appointment and / or reappointment for Shelby County, Tennessee. Sponsored by Commissioner Britney Thornton.

BROOKS
Vice Chairman,
General Government
Committee

19. Resolution approving the joint nomination of Ann Langston for reappointment to the Community Redevelopment Agency. Sponsored by Commissioner Shante Avant.

- BROOKS**
Vice Chairman,
General Government
Committee
20. Resolution approving the Mayor's nomination of Roderick Motley for appointment to the EDGE Board. Sponsored by Commissioner Shante Avant.
- BROOKS**
Vice Chairman,
General Government
Committee
21. Resolution requesting the County Mayor's Administration to (1) prohibit Shelby County Employees from downloading or using the TikTok application on any County-issued device; (2) prohibit persons or entities contracting with the County from downloading or using the TikTok application on any County-owned or County-leased devices; (3) develop a procedure for the timely removal of TikTok from all County-owned and County-leased devices; and (4) develop a Policy and Procedure providing for public safety and Cybersecurity exemptions related to TikTok usage. Sponsored by Commissioner Mick Wright.
- BROOKS**
Vice Chairman,
General Government
Committee
22. Resolution to amend the FY2023 General Fund Operations Budget to fund activities and programming for the Shelby County Board of Commissioners' Black Caucus. This item requires a transfer from the Commission's General Fund Contingency Budget in the amount of \$100,000.00 to the Legislative Operations General Fund Operations Budget and approves the appropriation and expenditure from the FY23 General Fund Legislative Operations Budget. Sponsored by Commissioner Dr. Edmund Ford, Jr.
- WHALEY**
Chairman, Audit
Committee
23. Resolution to receive and file the Actuary Reports of the Shelby County Retirement System and the Shelby County Other Post Employment Benefits (OPEB) Trust for the year ending June 30, 2021. Sponsored by Commissioner Michael Whaley.
- WHALEY**
Chairman, Audit
Committee
24. Resolution receiving and filing Shelby County Government Annual Comprehensive Financial Report for the Fiscal Year ending June 30, 2022. Sponsored by Commissioner Michael Whaley.
- CASWELL**
Chairman, Milton
Community
Enhancement Grants
25. Resolution awarding County Funds from the FY2023 Operating Budget in the amount of \$5,000.00 to STS Enterprise Corporation, a Charitable Organization. Sponsored By Commissioner David C. Bradford, Jr.
- CASWELL**
Chairman, Milton
Community
Enhancement Grants
26. Resolution awarding County Funds from the FY2023 Operating Budget in the amount of \$7,500.00 to Collierville Arts Council, Inc., a Charitable Organization. Sponsored by Commissioner David C. Bradford, Jr.

CASWELL
Chairman, Milton
Community
Enhancement Grants

27. Resolution awarding County Funds from the FY2023 Operating Budget in the amount of \$2,000.00 to Young Actors Guild, a Charitable Organization. Sponsored By Commissioner Dr. Edmund Ford, Jr.

CASWELL
Chairman, Milton
Community
Enhancement Grants

28. Resolution awarding County Funds from the FY2023 Operating Budget in the amount of \$2,500.00 to Junior Auxiliary of Collierville, a Charitable Organization. Sponsored By Commissioner David C. Bradford, Jr.

CASWELL
Chairman, Milton
Community
Enhancement Grants

29. Resolution awarding County Funds from the FY2023 Operating Budget in the amount of \$20,000.00 to Collierville Citizens Police Association, a Charitable Organization. Sponsored By Commissioner David C. Bradford, Jr.

Approval of the Consent Agenda

REGULAR AGENDA

Elections, Appointments, and Confirmations

BROOKS
Vice Chairman,
General Government
Committee

30. Resolution ratifying the City of Memphis Mayor's nomination of Roderick Holmes for appointment to the EDGE Board. Sponsored by Commissioner Shante Avant. (AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

BROOKS
Vice Chairman,
General Government
Committee

31. Resolution to appoint _____ as Special Counsel for the Board of Commissioners, Shelby County Tennessee. Sponsored by Chairman Mickell Lowery. (SENT DOWN WITHOUT RECOMMENDATION IN MARCH 8, 2023 COMMITTEE MEETING)

Ordinances

SUGARMON
Vice Chairman,
Budget and Finance
Committee

32. ORDINANCE - THIRD READING - An ordinance to: (1) amend the Shelby County Code of Ordinances by amending Article IV—Executive Branch—Division 3—Purchasing Policies and Procedures; (2) create a new Section, 2-250; and (3) establish the “Shelby County Green Fleet Ordinance.” Sponsored by Commissioner Michael Whaley, Commissioner David C. Bradford, Jr., Commissioner Shante K. Avant, Chairman Mickell Lowery, Commissioner Mick Wright, Commissioner Erika Sugarmon, Commissioner Charlie Caswell and Commissioner Britney Thornton.

SUGARMON
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

33. ORDINANCE - FIRST READING - An ordinance to amend the Shelby County Code of Ordinances by amending Chapter 34-Public Safety, Article 1 to request that the Shelby County Sheriff's Office disbands and discontinues future use of all Sheriff's Office specialized units and task forces and ends participation in multi-jurisdictional and multi-agency task forces. Sponsored by Commissioner Britney Thornton and Commissioner Erika Sugarmon. (SUBSTITUTED, AMENDED AND SENT DOWN WITH AN UNFAVORABLE RECOMMENDATION IN MARCH 8, 2023 COMMITTEE MEETING)

SUGARMON
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

34. ORDINANCE - FIRST READING - An ordinance to amend the Shelby County Code of Ordinances by amending Chapter 34-Public Safety, Article 1 requesting the Shelby County Sheriff to: 1) ban biased traffic stops and the use of pretextual traffic stops for low-level violations; 2) limit searches, questioning, and the use of unmarked vehicles; and 3) bar surveillance as an alternative to pretextual traffic stops. Sponsored by Commissioner Britney Thornton. (SUBSTITUTED IN MARCH 8, 2023 COMMITTEE MEETING)

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

BROOKS
Chairman, Hospitals
and Health
Committee

35. Resolution by the Shelby County Board of Commissioners (1) receiving the recommendations of the Regional One Health Committee and (2) approving the next steps in the plan for a Regional One campus rebuild, including the pursuit of sources of local revenue up to \$350 million and long-term organization re-structuring. Sponsored by Chairman Mickell M. Lowery and Commissioner Henri E. Brooks. (SENT DOWN WITHOUT RECOMMENDATION IN MARCH 8, 2023 COMMITTEE MEETING)

BROOKS
Chairman, Hospitals
and Health
Committee

36. Resolution in support of efforts to reduce Ethylene Oxide Emissions in the City of Memphis, Tennessee and Shelby County, Tennessee. Sponsored by Commissioner Dr. Edmund Ford, Jr., Commissioner Miska Clay Bibbs, Commissioner Britney Thornton, Commissioner Erika Sugarmon and Chairman Mickell Lowery. (AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

SUGARMON
Chairman, Law
Enforcement,
Corrections, and
Courts Committee

37. Resolution amending Resolution Item No. 34 entitled “Resolution allocating and appropriating funds in the amount not to exceed \$2,700,000.00 for the purpose of providing inpatient mental health and substance abuse services to Veterans, Mental Health, and Drug Court Referrals. This item requires the expenditure of FY 2023 General Funds in amount not to exceed \$2,700,000.00[,]” adopted on August 29, 2022, to delete all references to Tennessee Voices For Children, Inc. Sponsored by Commissioner Erika Sugarmon, Commissioner Charlie Caswell, Commissioner Britney Thornton and Commissioner Miska Clay Bibbs. (ADD-ON AND AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

CLAY BIBBS
Chairman, Education
Committee

38. A resolution by the Board of Commissioners of Shelby County, Tennessee and the Shelby County Juvenile Court jointly requesting that the Public Schools, including the Achievement School District, implements Black History classes and literary opportunities for all students in Grades K-12 as District and School Leaders, Teachers, Parents, and Students have rights and local control over school programs that reflect local needs and encourage innovation and healthy competition for Educational Excellence. Sponsored by Commissioner Erika Sugarmon, Commissioner Henri E. Brooks, Commissioner Dr. Edmund Ford, Jr., and Commissioner Britney Thornton. (AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

LOWERY
Acting Chairman,
Facilities, Real
Property, and Capital
Improvements
Committee

39. Resolution approving a contract, in an amount not to exceed \$3,500,000.00 between Don and Ron Corp. and Shelby County Government for the purchase of real property located at 410 E.H. Crump Boulevard (Tax Parcel No. 013037 00004), Memphis, Tennessee. This item requires the expenditure of funds for acquisition and closing costs of the property. Sponsored by Chairman Mickell M. Lowery. (SENT DOWN WITHOUT RECOMMENDATION IN MARCH 8, 2023 COMMITTEE MEETING)

CASWELL
Chairman, Milton
Community
Enhancement Grants

40. Resolution awarding County Funds from the FY 2023 Operating Budget in the amount of \$20,500.00 to the Afrikan Heritage & Cultural Village of Memphis, a Charitable Organization. Sponsored by Commissioner Henri E. Brooks, Commissioner Erika Sugarmon, Commissioner Miska Clay Bibbs, and Commissioner Dr. Edmund Ford, Jr. (AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

CASWELL
Chairman, Milton
Community
Enhancement Grants

41. Resolution awarding County Funds from the FY 2023 Operating Budget in the amount of \$12,500.00 to Willow (Women In Leadership Learning on Wisdom), a Charitable Organization. Sponsored by Commissioner Amber Mills and Commissioner Erika Sugarmon. (AMENDED IN MARCH 8, 2023 COMMITTEE MEETING)

Announcements/Statements

Adjournment

42. Adjournment to Monday, April 3, 2023; at 3:00 p.m.