

**SHELBY COUNTY BOARD OF COMMISSIONERS
MINUTE BOOK NO. 166**

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REGULAR ADJOURNED SESSION FROM AUGUST 29, 2016 TO SEPTEMBER 12, 2016

The Board of County Commissioners met pursuant to adjournment at 3:00 p.m., September 12, 2016, in the Shelby County Commission's Chamber, 160 North Main Street, Memphis, Tennessee, with Chairman Melvin Burgess present and presiding; also present the following Associate County Commissioners, to wit: Heidi Shafer, Mark Billingsley, David Reaves, George B. Chism, Sr., Terry Roland, Willie F. Brooks, Jr., Van D. Turner, Jr., Walter L. Bailey, Jr., Reginald Milton, Eddie S. Jones, Jr., Justin J. Ford and Steve Basar (ABSENT AT ROLL CALL). Present, thirteen; Absent, none.

Mrs. Rosalind Nichols, Clerk of the County Commission, was also present.

Mr. Jack Turner, Assistant County Attorney and Parliamentarian, was also present.

Deputy Sheriff Sammie Jones opened the meeting in due form of law when the following proceedings were had, to wit:

Chairman Burgess recognized Bishop Charles Edward Blake, Sr., Pastor of West Angeles Church of God in Christ, Presiding Bishop of the Church of God in Christ, who gave the opening prayer, followed by the Pledge of Allegiance.

APPROVAL OF MINUTES OF PREVIOUS SESSION

Mr. Turner, Assistant County Attorney, announced Approval of Minutes of Previous Session: August 29, 2016.

Minutes of the Previous Session of August 29, 2016 had been transcribed by the Clerk, clearly paraphrased, and correctly reflected the action which took place.

Chairman Burgess stated that, without objection, the Minutes of Previous Session of August 29, 2016, was adopted.

CONSENT A G E N D A

Resolutions of Memorial, Sympathy and Commendation

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ITEM 1SPECIAL RESOLUTION HONORING THE BISHOP
CHARLES HARRISON MASON FOUNDER'S
CELEBRATION OF THE CHURCH OF GOD IN CHRIST,
INC. (COGIC). SPONSORED BY COMMISSIONER
WILLIE F. BROOKS, JR.

“WHEREAS, Bishop Charles Harrison Mason, the founder and first senior bishop of the Church of God in Christ, Incorporated (COGIC), was born September 8, 1864, in Shelby County, Tennessee, the son of former slaves, Jerry and Eliza Mason. As a child, Mason was greatly influenced by the religion of his parents, paving the way for his matriculation into the ministry of the Gospel where he first received his license to preach from the Mount Gale Missionary Baptist Church in Preston, Arkansas and in November 1893, Mason enrolled at the Arkansas Baptist College and later graduated from the Minister's Institute at the College; and

WHEREAS, Bishop Mason's ministry has been ranked among a cadre of Pentecostal pioneers who built an African American majority denomination that is multi-racial in its membership and international in its mission focus. Bishop Mason made history by breaking down racial barriers in the Christian church during the height of legalized, racial segregation in the United States. During his tenure as senior bishop, the Church of God in Christ sponsored missions into countries that included Jamaica, Haiti, the Bahamas, Mexico, Cuba, Liberia, Ethiopia, Great Britain, India and Thailand. His charismatic prayer life became a model still admired and embrace today; and

WHEREAS, Bishop Mason's legacy is honored and remembered because of the historical breadth of his phenomenal ministry which is recognized by people of all races and classes. He was a leading pioneer within the global Pentecostalism, being an alumnus of Azusa Street Revival, the founding event of the Pentecostal movement. The 152nd anniversary of Bishop Mason's birth is an occasion in which we honor him in life, and we remember him with reverence as the founder of a great denomination, which presently is the largest Pentecostal Church in the United States with over six million members, an evangelist of high stature, a supporter of world missions, a friend of education and an advocate of civil rights and;

WHEREAS, Presiding Bishop Charles E. Blake along with the leadership of the Church of God in Christ, honors Bishop Charles H. Mason's incomparable legacy during the

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2016 Founder's Celebration reflecting the core values, commitment and mission of COGIC by volunteering time, resources and an array of services to the wonderful Memphis community including the ground breaking of the Mason Village Project, a new 77-unit townhome community addressing homelessness and providing much needed affordable housing surrounding the Church of God in Christ World Headquarters.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, At the request of Commissioner Willie Brooks, that we do hereby join the faith-based community, family, friends and the citizens of Shelby County, to commemorate the C. H. Mason 2016 Founder's Celebration."

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 2 (ADOPTED)

RESOLUTION HONORING THE DEDICATED SERVICE OF CHAIRMAN TERRY ROLAND AS HE SERVED THE COUNTY COMMISSION AS CHAIRMAN. SPONSORED BY: COMMISSIONER HEIDI SHAFER.

"WHEREAS, Terry Roland was first elected as a Shelby County Commissioner, District 4, Position 3 and took the oath of office on September 1, 2010 and was re-elected and has faithfully served as the Shelby County Commissioner for District 1 which represents to the Northern section of Shelby County since September 1, 2014; and

WHEREAS, During his tenure as a County Commissioner he has served as the Chairman of the Legislative Affairs Committee, the Chairman of the Land Use, Planning, Transportation and Codes Committee, the Vice Chairman of the General Government Committee, and as a member of the Budget Committee and the Law Enforcement, Fire, Corrections and Courts Committee and Chairman of the County Commission on August 10, 2015; and

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WHEREAS, During his tenure as Chairman he proved his outstanding leadership skills by establishing bipartisan consensus to a body that was previously divided mostly among party lines; and

WHEREAS, Chairman Roland championed several notable issues, such as establishing a Tax Incremental Financing (TIF) for the Shops at Millington, naming the DeArmy Bailey Courthouse; establishing procedures to protect employees and retirees; enhancing the Board's ability to thoroughly analyze all county contracts above fifty thousand dollars (\$50,000.00); established the Board's ability to retain its own separate legal counsel, the Disparity Study, awarding an Eighty Thousand dollar (\$80,000.00) grant to the Veteran Home in Arlington, Tennessee and serving as a delegate at the 2016 Republican National Convention; and

WHEREAS, Chairman Roland received the distinguished Leadership Award from the National Organization for Black County Officials and he utilized his role as Chairman to address critical issues facing Shelby County such as addressing other post-employment benefits debt (OPEB) for schools, the ability for communities to de-annex from a municipality and increase state funding for education.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE That we do hereby congratulate Terry Roland for his exceptional leadership as he served as the Chairman for all of Shelby County, Tennessee."

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 3 (ADOPTED)

RESOLUTION HONORING LEON GRAY FOR HIS
DEDICATED SERVICE TO THE SHELBY COUNTY
BOARD OF COMMISSIONERS. SPONSORED BY

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COMMISSIONER MARK BILLINGSLEY AND
COMMISSIONER WILLIE F. BROOKS, JR.

“WHEREAS, This Resolution serves to honor and recognize the service of Mr. Leon Gray, Legislative Specialist, for his seven years with the Shelby County Board of Commissioners; and

WHEREAS, Leon Gray has become one of the most distinguished employees of this legislative government by combining his office, IT, audio and video expertise with his more than pleasant personality and compassion for the constituents we serve; and

WHEREAS, Leon Gray has effectively supported the Commissioners in this office as well as its staff with his tireless energy and smiling face and will certainly be sorely missed; and

WHEREAS, Leon Gray was hired in December of 2009 from the Mayor’s office where he was a Special Projects Coordinator for Mayor Joe Ford; he has most recently been the Assistant to Commissioners Willie Brooks and Mark Billingsley; and

WHEREAS, Leon Gray has the honor of being married to wife Sherry, and being the father of four sons, Leon III, Brian, Josh and Jordan, all of whom are the dearest to his heart; and

WHEREAS, Leon has a special place in his heart for his family, his New Sardis Baptist Church family, and is a huge supporter of music, football and golf.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That this Resolution hereby serves to encourage Leon in his future endeavors and to remind him of the Commission’s deepest gratitude to his service to Shelby County, and that he will always have a place in our hearts.”

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

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Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

ITEM 4 (ADOPTED)

RESOLUTION APPROVING A CONTRACT WITH SHELBY ELECTRIC COMPANY, INC. FOR UPGRADES OF TRAFFIC SIGNAL SYSTEMS FOR THE CONGESTION MANAGEMENT AIR QUALITY PROGRAM THROUGH THE TENNESSEE DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$1,765,931.00, AND AN EXTRA WORK ALLOWANCE IN THE AMOUNT OF \$132,444.00, FOR A TOTAL AMOUNT OF \$1,898,375.00. THIS ITEM REQUIRES AN EXPENDITURE OF FEDERAL THROUGH STATE GRANT FUNDS IN THE AMOUNT OF \$1,898,375.00, FROM THE FY 2017 OPERATING BUDGET. NO COUNTY FUNDS REQUIRED. SPONSORED BY COMMISSIONER GEORGE B. CHISM, SR.

“WHEREAS, The Congestion Management and Air Quality (CMAQ) Improvement Program is a one hundred percent (100%) federally funded initiative to reduce vehicle emissions associated with traffic congestion; and

WHEREAS, Intersections selected for improvements under the CMAQ Program must meet federal vehicle emissions reduction requirements to be eligible for inclusion in this program; and

WHEREAS, Federal funds in the amount of \$21,128,996.00, have been awarded for intersection improvements throughout the City of Memphis, the suburban municipalities and the unincorporated areas of Shelby County; and

WHEREAS, Sealed bids were requested and received for this project on February 11, 2016, under SBI I-000364 with the lowest bid being submitted by Shelby Electric Company, Inc. in the amount of \$1,765,931.00, and an extra work allowance in the amount of \$132,444.00, totaling \$1,898,375.00; and

WHEREAS, Funds are available in the FY 2017 Operating Budget from Account Number 698-301007-7023 for said project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the contract with Shelby Electric Company, Inc. in the amount of \$1,765,931.00, and an extra work allowance in the amount

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of \$132,444.00, totaling \$1,898,375.00, attached hereto as *Exhibit A and incorporated
herein by reference is hereby approved.

BE IT FURTHER RESOLVED, That the Mayor is hereby authorized to execute the
aforementioned contract and any and all documents necessary to effectuate this Resolution
on behalf of Shelby County Government, an executed copy of which is to be placed on file in
the Contract Administration Section of the Office of the County Attorney.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of
Administration and Finance are authorized to issue their warrant or warrants in an amount
not to exceed \$1,898,375.00, for the purposes contained in this Resolution, 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, Section 2.06(B).”

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 5 (ADOPTED)

RESOLUTION TO APPROVE A CONTRACT BETWEEN
SHELBY COUNTY GOVERNMENT AND UNION AUTO
PARTS TO MANAGE AND SUPPLY AUTO PARTS AT
THE ON-SITE AUTO PARTS OF FLEET SERVICES FOR
THE FISCAL YEAR 2016/2017. THIS ITEM REQUIRES
THE EXPENDITURE OF FLEET SERVICES FUNDS IN
AN AMOUNT OF NOT TO EXCEED \$500,000.00.
SPONSORED BY COMMISSIONER GEORGE B. CHISM,
SR.

“WHEREAS, Shelby County Government (hereinafter “County”) desires to
continue the on-site auto parts operation located at the County Fleet Services; and

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WHEREAS, The County issued Request for Proposals (RFP) No. 16-004-68, On-Site Automotive Parts Warehouse, Shelby County Government, Fleet Services on April 26, 2016, and three responses were received on May 17, 2016, with the lowest and best proposal meeting specifications being submitted by Union Auto Parts in the total estimated annual not to exceed amount of \$500,000.00; and

WHEREAS, The County awarded the RFP to Union Auto Parts on June 28, 2016, for the on-site auto parts operation services which Award Letter and Revised Award Memo and 1st Award Memo are attached hereto as cumulative Attachment A and are incorporated herein by reference as if stated verbatim; and

WHEREAS, Union Auto Parts has agreed to all terms and conditions of the County's Contract and RFP and has the knowledge and expertise to provide the requested services; and

WHEREAS, The Contract between Shelby County Government and Union Auto Parts which is attached hereto as Attachment B, the RFP and response to the RFP which are attached hereto as cumulative Contract *Exhibit A and are incorporated herein by reference as if stated verbatim; and

WHEREAS, The term of the award is for the period commencing upon full execution of the contract through June 30, 2017, with the option to renew for two additional one-year periods commencing on July 1st through June 30th of each renewal term, upon mutual consent of both parties, with same terms and conditions; and

WHEREAS, Funds for the initial term of the on-site auto parts services are available from FY 2016/2017 Fleet Services Funds Account No. 960-301903-6056.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the contract with Union Auto Parts in the not to exceed amount of \$500,000.00, for FY 2016/2017 for the on-site parts services is hereby approved.

BE IT FURTHER RESOLVED, That the Purchasing Department is authorized to issue purchase orders pursuant to said contract for Union Auto Parts from FY 2016/2017 Fleet Services Funds Account No. 960-301903-6056, subject to the availability of funds at the time the purchase order is issued.

BE IT FURTHER RESOLVED, That the additional optional renewals for the on-site auto parts services to Union Auto Parts are hereby approved subject to the annual

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appropriation of funds for each renewal term's corresponding fiscal year by Shelby County Government; in the event sufficient funds for said renewals are not appropriated by the Board of Commissioners for the fiscal periods relating to any new renewal term, then the renewals will be terminated.

BE IT FURTHER RESOLVED, That the Mayor is hereby authorized to execute any and all documents on behalf of Shelby County Government in order to effectuate the intent of this Resolution, an executed copy of which is to be placed on file in Contracts Administration.

BE IT FURTHER RESOLVED, That the Mayor and the Director of Administration and Finance are authorized to issue their warrants in amounts not to exceed \$500,000.00, for the purposes contained in this Resolution to Union Auto Parts and to take proper credit in their accounting therefor.

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

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Commissioner Chism stated that Committee recommended aforesaid Items 4 and 5 for adoption.

ITEM 6 (ADOPTED)

RESOLUTION APPROVING A CONTRACT WITH MOBILE HEALTH SCREENING, INC. FOR RANDOM DRUG SCREENINGS OF SHELBY COUNTY SHERIFF'S OFFICE EMPLOYEES. THIS ITEM REQUIRES EXPENDITURE OF COUNTY GENERAL FUNDS IN THE AMOUNT OF \$79,200.00. SPONSORED BY COMMISSIONER MARK BILLINGSLEY.

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“WHEREAS, The Shelby County Sheriff’s Office has the need for professionals to conduct random drug screenings of employees of the Shelby County Sheriff’s Office; and

WHEREAS, The Shelby County Purchasing Department issued a Request for Proposals, RFP No.16-003-54, Random Drug Screening on behalf of the Sheriff’s Office on March 28, 2016, and received (6) proposals; and

WHEREAS, Mobile Health Screening, Inc. responded to said RFP on April 18, 2016, submitting the most responsive and cost efficient proposal, with the knowledge, skill and expertise necessary to provide the desired services for the Sheriff’s Office and

WHEREAS, The Sheriff’s Office deems it prudent to enter into a contract, *‘‘Exhibit A’’ with Mobile Health Screenings, Inc. for the above-stated services in the total amount not to exceed \$79,200.00; and

WHEREAS, The term of the contract will began July 1, 2016 through June 30, 2017, with an option to renew for two additional one-year terms upon mutual agreement of the parties; and

WHEREAS, Funds in the amount of \$79,200.00, have been allocated in the FY 2017 Operating Budget, Account Number 031-610901-6443, Laboratory and Testing Services.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY TENNESSEE, That the contract with Mobile Health Screening, Inc. in the amount of \$79,200.00, be hereby approved.

BE IT FURTHER RESOLVED, That the annual options to renew are hereby approved subject to the annual appropriation of funds for each renewal term, through the adoption of each fiscal year’s Operating Budget by the Board of County Commissioners.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in an amount not exceed \$79,200.00, to Mobile Health Screening, Inc. for the purposes contained in this Resolution, 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, Section 2.06(B).’’

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*NOTE: EXHIBIT "A" REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 7 (ADOPTED)

RESOLUTION APPROVING A CONTRACT WITH UNIVERSITY OF MEMPHIS IN THE AMOUNT OF \$62,250.00, FOR THE PROVISION OF INDIVIDUAL PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS AND POST-TRAUMATIC STRESS DISORDER SUPPORT SERVICES TO BE ADMINISTERED TO VETERANS. THIS ITEM REQUIRES EXPENDITURE OF FEDERAL GRANT FUNDS FROM THE DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$62,250.00. THE CONTRACT WILL COMMENCE UPON EXECUTION AND CONTINUE THROUGH JUNE 30, 2018. SPONSORED BY COMMISSIONER MARK BILLINGSLEY.

"WHEREAS, Shelby County Government established a Veterans' Court to help address the root causes of why some veterans commit crimes. The court offers mental health treatment programs for veterans in lieu of jail time; and

WHEREAS, The U.S. Department of Justice awarded Shelby County Government and the City of Memphis the Local Edward Byrne Justice Assistance Grant ("JAG") in the amount of \$759,476.00, for the purpose of implementing crime prevention programs, designating Shelby County government as the lead agency for the purpose of administering the JAG program; and

WHEREAS, Of that amount, the Veteran's Court was allocated \$121,725.84; and

WHEREAS, Shelby County Veteran's Court has identified the need for individual evaluations and assessments to be administered to veterans and for Post-Traumatic Stress Disorder support services to be provided to veterans; and

WHEREAS, The JAG Grant identified the University of Memphis as a source for the provisions of the above-referenced services; and

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WHEREAS, The initial contract term commences upon execution and shall continue through June 30, 2018, with two (2) additional one (1) year options by mutual agreement; and

WHEREAS, The \$62,250.00, for this contract is available in the FY 2017 Fund 195-704124, Veteran’s Court. Any remaining funds to be spent will be carried forward to FY 2018 subject to the approval of the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the contract with the University of Memphis in an amount not to exceed \$62,250.00, attached hereto as *Exhibit A and incorporated herein by reference, is hereby approved.

BE IT FURTHER RESOLVED, That the Purchasing Department is hereby authorized to issue purchase orders pursuant to said contract, subject to the availability of funds at the time the purchase orders are issued.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute any and all other documents necessary in order to effectuate the intent of this Resolution.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in amounts not to exceed \$62,250.00, 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, Section 2.06(B).”

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

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Commissioner Billingsley stated that Committee recommended aforesaid Items 6 and 7 for adoption.

ITEM 8 (ADOPTED)

**RESOLUTION URGING THE STATE OF TENNESSEE
TO AWARD THE LEAP 2.0 GRANT AND THE DRIVE TO
55 CAPACITY GRANT TO THE GREATER MEMPHIS
MEDICAL DEVICE COUNCIL. SPONSORED BY
COMMISSIONER DAVID REAVES.**

“WHEREAS, The Greater Memphis Medical Device Council represents over forty medical device companies in the Greater Memphis Area, responsible for 7,000 jobs and 10,000 indirect jobs with an economic impact of \$2.6 Billion annually and generating over \$45 million in taxes; and

WHEREAS, The Memphis medical device industry’s employment has grown 50% since 1999, more than four times the national average; and

WHEREAS, Shelby County is the second largest county in the United States for orthopedic device manufacturing; and

WHEREAS, The Memphis area currently boasts more than forty life science companies and is one of the State of Tennessee’s most dynamic industries and largest exporting sector; and

WHEREAS, The Greater Memphis Medical Device Council (GMMDC) along with its partners have applied for the LEAP 2.0 Grant and the Drive to 55 Capacity Grant.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That we do hereby urge and encourage the State of Tennessee to award the Greater Memphis Medical Device Council the LEAP 2.0 Grant and the Drive to 55 Capacity Grant.”

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

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Commissioner Brooks stated that Committee recommended Item 8 for adoption.

ITEM 9 (REMOVED TO REGULAR AGENDA)

Mr. Jack Turner, Assistant County Attorney, announced Item 9, Resolution approving an amendment to the prime contract with LeBonheur Community Health and Well-Being for the provision of medical case management and additional outreach services for the Ryan White Program, in an amount not to exceed \$175,000.00. This item requires the expenditure of FY 2017 Federal Grant Funds in an amount not to exceed \$175,000.00. This item does not require the expenditure of General Funds. Sponsored by Commissioner Walter L. Bailey, Jr.

At the request of Commissioner Billingsley, Chairman Burgess stated that without objection, Item 9 would be removed to Regular Agenda.

ITEM 10 (ADOPTED)

RESOLUTION AWARDED COUNTY FUNDS FROM THE
FY 2017 OPERATING BUDGET IN THE AMOUNT OF
\$10,000.00, TO BOBBY LANIER FARM PARK , INC., A
CHARITABLE ORGANIZATION. SPONSORED BY
COMMISSIONER MARK BILLINGSLEY AND
COMMISSIONER GEORGE B. CHISM, SR.

“WHEREAS, Pursuant to the Community Enhancement Program Resolution (Agenda Item No. 24) passed on August 1, 2016 (the “CEP Resolution”), the Shelby County Board of Commissioners created a Community Enhancement Program and established policies and guidelines for the appropriation and disbursement of County funds to governmental entities and non-profit civic and charitable organizations meeting certain criteria, as set forth therein; and

WHEREAS, Said CEP Resolution provides that all grant appropriations pursuant to the Community Enhancement Program shall promote the general welfare of the residents of Shelby County and shall only be available to support public safety activities, cultural activities, community development activities, as well as County and municipal infrastructure improvements within Shelby County; and

WHEREAS, Said Resolution provides that community enhancement grant proceeds must be used for one (1) or more of the following purposes: programs, services,

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operating costs, equipment, construction, renovation and maintenance projects within Shelby
County; and

WHEREAS, Said Resolution provides that such grants shall be approved to
specific entities by Resolution of the County Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMIS-
SIONERS OF SHELBY COUNTY, TENNESSEE, That funds from the FY 2017 Operating
Budget are hereby allocated and awarded to Bobby Lanier Farm Park, Inc. in the amount of
\$10,000.00, as a grant listed in Exhibit A hereto for the projects detailed in the attached plan
of services for the grant.

BE IT FURTHER RESOLVED, That said grant proceeds must promote the general
welfare of the residents of Shelby County and support public safety activities, cultural
activities, community development activities, as well as County and municipal infrastructure
improvements, and must be used for one (1) or more of the following purposes: programs,
services, operating costs, equipment, construction, renovation and maintenance projects
within Shelby County.

BE IT FURTHER RESOLVED, That the Office of the Chief Administrative Officer
shall prepare and execute a grant contract with the specific entities designated herein within
thirty (30) days of the grantee's compliance with the grant awarding conditions set forth in the
CEP Resolution.

BE IT FURTHER RESOLVED, That payment of grant funds shall be made as
provided by the CEP Resolution and the grant contract.

BE IT FURTHER RESOLVED, That the Mayor and the Director of Administration
and Finance are hereby 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, Section 2.06(B)."

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

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ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 11 (ADOPTED)

RESOLUTION AWARDING COUNTY FUNDS FROM THE
FY 2017 OPERATING BUDGET IN THE AMOUNT OF
\$2,500.00, TO GREATER LIFE NETWORK, INC., A
CHARITABLE ORGANIZATION. SPONSORED BY
COMMISSIONER MELVIN BURGESS.

“WHEREAS, Pursuant to the Community Enhancement Program Resolution (Agenda Item No. 24) passed on August 1, 2016 (the “CEP Resolution”), the Shelby County Board of Commissioners created a Community Enhancement Program and established policies and guidelines for the appropriation and disbursement of County funds to governmental entities and non-profit civic and charitable organizations meeting certain criteria, as set forth therein; and

WHEREAS, Said CEP Resolution provides that all grant appropriations pursuant to the Community Enhancement Program shall promote the general welfare of the residents of Shelby County and shall only be available to support public safety activities, cultural activities, community development activities, as well as County and municipal infrastructure improvements within Shelby County; and

WHEREAS, Said Resolution provides that community enhancement grant proceeds must be used for one (1) or more of the following purposes: programs, services, operating costs, equipment, construction, renovation and maintenance projects within Shelby County; and

WHEREAS, Said Resolution provides that such grants shall be approved to specific entities by Resolution of the County Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That funds from the FY 2017 Operating Budget are hereby allocated and awarded to Greater Life Network, Inc. in the amount of \$2,500.00, as a grant listed in *Exhibit A hereto for the projects detailed in the attached plan of services for the grant.

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BE IT FURTHER RESOLVED, That said grant proceeds must promote the general welfare of the residents of Shelby County and support public safety activities, cultural activities, community development activities, as well as County and municipal infrastructure improvements, and must be used for one (1) or more of the following purposes: programs, services, operating costs, equipment, construction, renovation and maintenance projects within Shelby County.

BE IT FURTHER RESOLVED, That the Office of the Chief Administrative Officer shall prepare and execute a grant contract with the specific entities designated herein within thirty (30) days of the grantee's compliance with the grant awarding conditions set forth in the CEP Resolution.

BE IT FURTHER RESOLVED, That payment of grant funds shall be made as provided by the CEP Resolution and the grant contract.

BE IT FURTHER RESOLVED, That the Mayor and the Director of Administration and Finance are hereby 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, Section 2.06(B)."

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

ITEM 12 (ADOPTED)

RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO FORMALLY DESIGNATE STATE ELECTION SYSTEMS AS PART OF THE NATION'S CRITICAL INFRASTRUCTURE TO PROTECT STATE AND LOCAL VOTING SYSTEMS, AND URGING ELECTION

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OFFICIALS IN SHELBY COUNTY AND THE STATE OF TENNESSEE TO TAKE ADDITIONAL MEASURES WITHOUT DELAY TO ENHANCE THE SECURITY OF THEIR COMPUTER SYSTEMS TO SAFEGUARD THE INTEGRITY OF THE VOTING APPARATUS IN SHELBY COUNTY AND THROUGHOUT THE STATE OF TENNESSEE. SPONSORED BY COMMISSIONER VAN D. TURNER, JR. AND COMMISSIONER STEVE BASAR.

“WHEREAS, The FBI’s Cyber Division recently issued a warning and “flash” alert that foreign hackers have penetrated one or more state election databases; and

WHEREAS, The Secretary of the United States Department of Homeland Security recently convened a conference call with state election officials to address this issue; and

WHEREAS, Federal officials have warned state and local election officials nationwide to take additional steps to enhance the security of their computer systems; and

WHEREAS, The FBI Cyber Division issued a warning titled “Targeting Activity Against State Board of Election Systems,” a copy of which is available at: https://s.yimg.com/dh/ap/politics/images/boe_flash_aug_2016_final.pdf; and

WHEREAS, Federal officials have warned state and local election officials to be on the alert for cyber intrusions against election websites, malicious software being introduced into voter registration systems, and the “exfiltration,” or theft, of voter registration data; and

WHEREAS, This Commission deems it necessary for the United States Department of Homeland Security to formally designate state and local election systems as part of the nation’s “critical infrastructure” requiring federal protection.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That this Commission does hereby formally request and urge the United States Department of Homeland Security to designate state and local election systems as part of the nation’s “critical infrastructure”.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Secretary of the United States Department of Homeland Security.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Chairman of the federal Election Assistance Commission.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Shelby County delegation in Congress and the Senators representing the great state of Tennessee in the United States Senate.

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BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Tennessee Secretary of State, and the Shelby County Elections Commission.

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

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Commissioner Billingsley stated that Committee recommended aforesaid Items 10, 11 and 12 for adoption.

Whereupon, passage of aforesaid items, was moved by Commissioner Reaves duly seconded by Commissioner Turner.

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Reaves, Brooks, Billingsley, Milton, Roland, Ford, Basar, Chism, Turner, Shafer and Burgess.

NAYS: None

ABSENT: None

AYES, twelve; NAYS, none; ABSENT, none (Jones absent during roll call).

Chairman Burgess declared the MOTION CARRIED.

REGULAR AGENDA

NOTE: CHAIRMAN BURGESS STATED THAT, WITHOUT OBJECTION ITEM 9 WHICH WAS REMOVED FROM THE CONSENT AGENDA TO THE REGULAR AGENDA, WOULD BE TAKEN UP AT THIS TIME.

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REPORTS AND/OR RESOLUTIONS FOR STANDING COMMITTEES

ITEM 9 (ADOPTED)

Mr. Turner, Assistant County Attorney, announced Item 9, which is as follows:

RESOLUTION APPROVING AN AMENDMENT TO THE PRIME CONTRACT WITH LEBONHEUR COMMUNITY HEALTH AND WELL-BEING FOR THE PROVISION OF MEDICAL CASE MANAGEMENT AND ADDITIONAL OUTREACH SERVICES FOR THE RYAN WHITE PROGRAM, IN AN AMOUNT NOT TO EXCEED \$175,000.00. THIS ITEM REQUIRES THE EXPENDITURE OF FY 2017 FEDERAL GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$175,000.00. THIS ITEM DOES NOT REQUIRE THE EXPENDITURE OF GENERAL FUNDS. SPONSORED BY COMMISSIONER WALTER L. BAILEY, JR.

“WHEREAS, The parties previously entered into an agreement (the “Agreement”) dated November 14, 2014, to compensate Le Bonheur Community Health and Well-Being in the amount of \$25,000.00, to provide Outreach services in the first; and

WHEREAS, Said agreement allows for options to renew for three (3) additional one-year periods beginning March 1st of each year, upon mutual written consent of the parties with the same terms and conditions; and

WHEREAS, Said agreement needs to be amended to reflect the need for Le Bonheur Community Health and Well-Being to provide additional Outreach services for an additional amount of \$25,000.00, increasing the total Outreach service compensation to the amount of \$50,000.00; and

WHEREAS, The COUNTY also issued a Request for Proposals ("RFP") Number 16-001-39, Ryan White Part A and Minority AIDS Initiative (MAI), on February 1, 2016, and Le Bonheur Community Health and Well-Being on July 8, 2016, was awarded to provide Medical Case Management services in an amount not to exceed \$125,000.00; and

WHEREAS, This amendment would bring the total compensation of said Agreement to an amount not to exceed \$175,000.00, (\$50,000.00 for Outreach services and up to \$125,000.00, for Medical Case Management services); and

WHEREAS, Funds are available in the approved FY 2017 Operating Budget in the account 450-480595-6686 in an amount not to exceed \$175,000.00, for both Outreach and Medical Case Management services; and

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WHEREAS, Funding for future years is subject to and contingent upon adoption of the related years' budget by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the amendment to the Agreement, attached hereto as *Exhibit "A" and incorporated herein by reference, is hereby approved with respect to the period beginning July 1, 2016 through February 28, 2017, in the amount not to exceed \$175,000.00.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in an amount not to exceed \$175,000.00, to Le Bonheur Community Health and Well-Being for the purposes contained in this Resolution and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That 1 renewal remains under the contract. Said renewals are hereby approved, subject to the adoption of each fiscal year's Operating Budget by the Board of County Commissioners.

BE IT FURTHER RESOLVED, That the Purchasing Department is authorized to issue purchase orders pursuant to said contract subject to the availability of funds in the account at the time the purchase order is issued.

BE IT FURTHER RESOLVED, This Resolution shall become effective in accordance with the Shelby County Charter, Article 2, Section 2.06 (B)."

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Whereupon, passage of the Resolution was moved by Commissioner Reaves; duly seconded by Commissioner Brooks.

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Chairman Burgess recognized Commissioner Billingsley, who stated: “Mr. Chairman, I’m – just to disclose I’m an employee of Methodist LeBonheur Healthcare and I’ll be recusing myself on this vote.”

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Reaves, Brooks, Milton, Roland, Ford, Basar, Chism, Turner, Shafer and Burgess.

NAYS: None

RECUSAL: Billingsley

ABSENT: None

AYES, eleven; NAYS, none; RECUSAL, one; ABSENT, none (Jones absent during roll call).

Chairman Burgess declared the MOTION CARRIED.

ITEM 13 (ADOPTED)

Mr. Turner, Assistant County Attorney, announced Item 13, which is as follows:

RESOLUTION APPOINTING DANIELLE MITCHELL-SIMS
TO SERVE AS FULL-TIME JUDICIAL COMMISSIONER
AND SETTING THE TERM OF APPOINTMENT AND
COMPENSATION. SPONSORED BY COMMISSIONER
JUSTIN J. FORD.

“WHEREAS, The Shelby County Board of Commissioners is granted the authority to appoint Judicial Commissioners pursuant to Tennessee Code Annotated, Section 40- 1-111; and

WHEREAS, Shelby County Government desires to provide effective and efficient judicial service in the General Sessions Courts for all citizens of Shelby County to avoid unnecessary inconvenience to persons involved in the legal system and delays in the disposition of cases; and

WHEREAS, By Resolution adopted as Item No. 21 on August 15, 2016, the Shelby County Board of Commissioners set Monday, September 12, 2016, as the date for appointing a Judicial Commissioner to the vacant position; and

WHEREAS, Danielle Mitchell Sims is a qualified attorney in good standing with the Tennessee Supreme Court; and

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WHEREAS, It is the intent of the Shelby County Board of Commissioners to appoint Danielle Mitchell-Sims as a Judicial Commissioner for a four-year term and set the compensation at this time; and

WHEREAS, After the initial appointment by the Commission, any subsequent term of office set for Danielle Mitchell-Sims must be determined by the general sessions judges and said term shall not exceed four years pursuant to Tennessee Code Annotated, Section 40-1-111(a)(1)(B)(ii).

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That pursuant to the aforementioned legal authority, Danielle Mitchell Sims be and the same is hereby appointed as a Judicial Commissioner to Position No. 170010.

BE IT FURTHER RESOLVED, That the four year term for the Judicial Commissioner appointed herein shall commence on September 12, 2016, and expire on September 12, 2020, and the annual salary of Danielle Mitchell Sims is set at \$93,227.00, and shall be appropriated from the personnel portion of the appropriate fiscal year Operating Budget of the General Sessions Criminal Court Judges and the County General Fund.

BE IT FURTHER RESOLVED, That the Mayor and Director of the Division of Administration and Finance are hereby authorized to issue their warrant or warrants for the purposes contained in this Resolution and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That this Resolution shall take effect in accordance with the Shelby County Charter, Article II, Section 206(B), the public welfare requiring the same.”

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Whereupon, passage of the Resolution was moved by Commissioner Reaves; duly seconded by Commissioner Brooks.

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Chairman Burgess recognized Commissioner Billingsley, who stated: "This isn't the first time this body has had to make this decision, but I just have to say after reviewing the resumes and listening to the candidates, this is one of the tougher decisions that I've had to make. We have a number of very qualified candidates – I see Judge Gerald Skahan in the audience – Judge – all of these candidates really presented very, very well. then after reviewing their resumes and their experiences, it really is an outstanding group of candidates, but I would just make the comment – I think you would echo this Chairman, that if you are not selected today, I would hope that you would continue to pursue this if this is truly your passion. There are a number of candidates, this is not their first rodeo, they've tried many times, so you know nothing I've ever done came easy and sometimes I've won and sometimes I've loss, but I stuck with it. So I just encourage those of you who are not selected today to stick with it if your passion is this, so thank you, Mr. Chairman.

Chairman Burgess recognized Commissioner Roland, who Made a Motion to Amend to set the term to four years; duly seconded by Commissioner Shafer.

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Reaves, Brooks, Billingsley, Milton, Roland, Ford, Basar, Chism, Turner, Shafer and Burgess.

NAYS: None

ABSENT: None

AYES, twelve; NAYS, none; ABSENT, none (Jones absent during roll call).

Chairman Burgess declared the MOTION TO AMEND CARRIED.

The Clerk called the roll for nominations for the full-time Judicial Commissioner, with the following results:

Commissioner Brooks	- nominated David Pool
Commissioner Bailey	- nominated Jennifer Johnson-Mitchell
Commissioner Ford	- nominated Danielle Sims
Commissioner Milton	- no nomination
Commissioner Jones	- no nomination
Commissioner Turner	- nominated Myra Hamilton
Commissioner Basar	- nominated David Pool
Commissioner Roland	- nominated Timothy Beacham
Commissioner Chism	- no nomination
Commissioner Reaves	- no nomination
Commissioner Billingsley	- no nomination
Commissioner Shafer	- no nomination
Chairman Burgess	- nominated Shelia Renfroe

Chairman Burgess stated the nominees would be Mr. Timothy Beacham, Ms. Myra Hamilton, Ms. Jennifer Johnson-Mitchell, Mr. David Pool, Ms. Sheila Renfroe and Ms.

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Danielle Sims.

Chairman Burgess recognized Commissioner Shafer, who moved to close nominations.

The nominees were each given an opportunity to introduce themselves and make two minute speeches.

Chairman Burgess recognized Commissioner Turner, who Made a Motion to Rescind the Motion to close nominations and open the process to the floor to nominate from the floor; duly seconded by Commissioner Roland.

Chairman Burgess stated that the motion passed; without objection.

Chairman Burgess recognized Commissioner Ford, who stated: "Mr. Chairman, also can we have County Attorney Marcy Ingram explain to the full-time nominees that pertaining to being able to work a second job and things of that nature?"

Chairman Burgess recognized Ms. Marcy Ingram, Interim County Attorney, who stated: "It's my understanding that the Administrative Judge who is the supervising judge is not going to approve any secondary employment for the full-time Judicial Commissioner, so that means they would not be able to work as a Rule 31 mediator or practice over in federal court."

Chairman Burgess stated: "Are there any nominations from the floor at this time?"

Chairman Burgess recognized Commissioner Reaves, who Made a Motion to Close the Floor for nominations; duly seconded by Commissioner Ford.

The Clerk called the roll for nominations for the election of a new full-time Judicial Commissioner, with the following results:

Commissioner Brooks	- nominated David Pool
Commissioner Bailey	- nominated Jennifer Johnson-Mitchell
Commissioner Ford	- nominated Jennifer Johnson-Mitchell
Commissioner Milton	- no nomination
Commissioner Jones	- nominated Danielle Sims
Commissioner Turner	- nominated Myra Hamilton
Commissioner Basar	- nominated David Pool
Commissioner Roland	- nominated Timothy Beacham
Commissioner Chism	- nominated David Pool
Commissioner Reaves	- nominated Timothy Beacham
Commissioner Billingsley	- nominated David Pool
Commissioner Shafer	- nominated Timothy Beacham
Chairman Burgess	- nominated Danielle Sims

The Clerk announced four votes for Mr. David Pool, three votes for Mr. Timothy Alan Beacham, two votes for Ms. Jennifer Johnson-Mitchell, two votes for Ms. Danielle Sims

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and one vote for Ms. Myra Hamilton.

Chairman Burgess stated that nominees with two or more votes would continue to the next round.

The Clerk called the roll for nominations for the election of a new full-time Judicial Commissioner, with the following results:

- | | |
|--------------------------|-----------------------------|
| Commissioner Brooks | - nominated Danielle Sims |
| Commissioner Bailey | - nominated Danielle Sims |
| Commissioner Ford | - nominated Danielle Sims |
| Commissioner Milton | - nominated Danielle Sims |
| Commissioner Jones | - nominated Danielle Sims |
| Commissioner Turner | - nominated Danielle Sims |
| Commissioner Basar | - nominated David Pool |
| Commissioner Roland | - nominated Timothy Beacham |
| Commissioner Chism | - nominated David Pool |
| Commissioner Reaves | - nominated Timothy Beacham |
| Commissioner Billingsley | - nominated David Pool |
| Commissioner Shafer | - nominated Timothy Beacham |
| Chairman Burgess | - nominated Danielle Sims |

The Clerk announced three votes for Mr. Timothy Beacham, two votes for Mr. David Pool and seven votes for Ms. Danielle Sims.

Ms. Danielle Sims was elected as the new full-time Shelby County Judicial Commissioner.

Chairman Burgess recognized Ms. Danielle Sims who made brief remarks and thanks for the election.

ITEM 14 (ADOPTED)

Mr. Turner, Assistant County Attorney, announced Item 14, which is as follows:

RESOLUTION APPOINTING DAVID L. POOL TO SERVE AS PART-TIME JUDICIAL COMMISSIONER AND SETTING THE TERM OF APPOINTMENT AND COMPENSATION. SPONSORED BY COMMISSIONER JUSTIN J. FORD.

“WHEREAS, The Shelby County Board of Commissioners is granted the authority to appoint Judicial Commissioners pursuant to Tennessee Code Annotated, Section 40- 1- 111; and

WHEREAS, Shelby County Government desires to provide effective and efficient judicial service in the General Sessions Courts for all citizens of Shelby County to avoid unnecessary inconvenience to persons involved in the legal system and delays in the disposition of cases; and

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WHEREAS, By Resolution adopted as Item No. 21 on August 15, 2016, the Shelby County Board of Commissioners set Monday, September 12, 2016, as the date for appointing a Judicial Commissioner to the vacant position; and

WHEREAS, David L. Pool is a qualified attorney in good standing with the Tennessee Supreme Court; and

WHEREAS, It is the intent of the Shelby County Board of Commissioners to appoint David L. Pool as a Judicial Commissioner for a four-year term and set the compensation at this time; and

WHEREAS, After the initial appointment by the Commission, any subsequent term of office set for David L. Pool must be determined by the general sessions judges and said term shall not exceed four years pursuant to Tennessee Code Annotated, Section 40-1-111(a)(1)(B)(ii).

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That pursuant to the aforementioned legal authority, David L. Pool be and the same is hereby appointed as a part-time Judicial Commissioner to Position No. 170011.

BE IT FURTHER RESOLVED, That the four year term for the Judicial Commissioner appointed herein shall commence on September 12, 2016 and expire on September 12, 2020, and the annual salary of David L. Pool is set at \$46,612.50, and shall be appropriated from the personnel portion of the appropriate fiscal year Operating Budget of the General Sessions Criminal Court Judges and the County General Fund.

BE IT FURTHER RESOLVED, That the Mayor and Director of the Division of Administration and Finance are hereby authorized to issue their warrant or warrants for the purposes contained in this Resolution and to take proper credit in their accounting therefor.

BE IT FURTHER RESOLVED, That this Resolution shall take effect in accordance with the Shelby County Charter, Article II, Section 206(B), the public welfare requiring the same.”

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

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/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Whereupon, passage of the Resolution was moved by Commissioner Jones; duly seconded by Commissioner Turner.

Chairman Burgess recognized Commissioner Roland, who Made a Motion to Amend to set the term to four years; duly seconded by Commissioner Brooks.

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Brooks, Billingsley, Milton, Roland, Ford, Basar, Jones, Turner, Shafer and Burgess.

NAYS: None

ABSENT: None

AYES, eleven; NAYS, none; ABSENT, none (Reaves and Chism absent during roll call).

Chairman Burgess declared the MOTION TO AMEND CARRIED.

The Clerk called the roll for nominations for the part-time Judicial Commissioner, with the following results:

- | | |
|--------------------------|---------------------------------------|
| Commissioner Bailey | - nominated Joyce Broffitt |
| Commissioner Ford | - nominated Jennifer Johnson-Mitchell |
| Commissioner Milton | - nominated David Pool |
| Commissioner Jones | - nominated Joyce Broffitt |
| Commissioner Turner | - nominated Stephen Sauer |
| Commissioner Basar | - no nomination |
| Commissioner Roland | - no nomination |
| Commissioner Chism | - no nomination |
| Commissioner Reaves | - absent during nominations |
| Commissioner Billingsley | - no nomination |
| Commissioner Shafer | - no nomination |
| Commissioner Brooks | - no nomination |
| Chairman Burgess | - nominated David Pool |

Chairman Burgess stated the nominees would be Ms. Joyce Broffitt, Ms. Jennifer Johnson-Mitchell, Mr. David Pool and Mr. Stephen Sauer.

The nominees were each given an opportunity to introduce themselves and make two minute speeches.

The Clerk called the roll for nominations for the election of a new part-time Judicial Commissioner, with the following results:

- | | |
|---------------------|---------------------------------------|
| Commissioner Bailey | - nominated Joyce Broffitt |
| Commissioner Ford | - nominated Jennifer Johnson-Mitchell |

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Commissioner Milton	- nominated David Pool
Commissioner Jones	- nominated Joyce Broffitt
Commissioner Turner	- nominated Stephen Sauer
Commissioner Basar	- nominated David Pool
Commissioner Roland	- nominated Stephen Sauer
Commissioner Chism	- nominated David Pool
Commissioner Reaves	- absent during nominations
Commissioner Billingsley	- nominated David Pool
Commissioner Shafer	- nominated Jennifer Johnson-Mitchell
Commissioner Brooks	- nominated David Pool
Chairman Burgess	- nominated David Pool

The Clerk announced two votes for Ms. Joyce Broffitt, two votes for Ms. Jennifer Johnson-Mitchell, two votes for Mr. Stephen Sauer and six votes for Mr. David Pool.

Chairman Burgess stated that all of the nominees would continue to the next round.

The Clerk called the roll for nominations for the election of a new part-time Judicial Commissioner, with the following results:

Commissioner Bailey	- nominated David Pool
Commissioner Ford	- nominated David Pool
Commissioner Milton	- nominated David Pool
Commissioner Jones	- nominated Jennifer Johnson-Mitchell
Commissioner Turner	- nominated David Pool
Commissioner Basar	- nominated David Pool
Commissioner Roland	- nominated Stephen Sauer
Commissioner Chism	- nominated David Pool
Commissioner Reaves	- absent during nominations
Commissioner Billingsley	- nominated David Pool
Commissioner Shafer	- nominated David Pool
Commissioner Brooks	- absent during nominations
Chairman Burgess	- nominated David Pool

Chairman Burgess recognized Commissioner Roland who changed his vote to Mr. David Pool.

The Clerk announced ten votes for Mr. David Pool and one vote for Ms. Jennifer Johnson-Mitchell.

Mr. David Pool was elected as the new part-time Shelby County Judicial Commissioner.

Chairman Burgess recognized Mr. David Pool who made brief remarks and thanks for the election.

ITEM 15 (FIRST READING) (APPROVED)

Mr. Turner, Assistant County Attorney, announced Item No. 15, Ordinance – First Reading: Ordinance setting the salary of the Chairman and members of the Shelby County Board of Education. Sponsored by Commissioner Walter L. Bailey, Jr. and Co-Sponsored by

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Commissioner Heidi Shafer.

ORDINANCE SETTING THE SALARY OF THE CHAIRMAN AND MEMBERS OF THE SHELBY COUNTY BOARD OF EDUCATION. SPONSORED BY COMMISSIONER WALTER L. BAILEY, JR. AND CO-SPONSORED BY COMMISSIONER HEIDI SHAFER.

NOTE: Pursuant to the Shelby County Charter, only the caption of an Ordinance is read on First and Second Reading. See Minutes of Third Reading for full text of Ordinance.

Commissioner Jones moved approval of the Ordinance on First Reading; duly seconded by Commissioner Shafer.

Chairman Burgess recognized Ms. Teresa Jones, Chairperson Shelby County School Board, who stated: "I want to thank you today for the opportunity to allow me to speak on the support of this salary Resolution for Shelby County School Board Members. I felt compelled to come today to express, regardless of the eventual vote, to express on behalf of all of the board members appreciation for this Commission even considering this discussion. I can only imagine that there have been probably phone calls and avocation for or against this, but I just want to say that in terms of our budget, I don't anticipate it will open up any additional budget requests. I've talked to the Superintendent – there are contracts in terms of the transportation that ...*** benefits. There are grants that come in through the year and we amend the budget where this money could be found. Of course our enrollment is up this year, so that might account for these funds. Under no circumstances will I support any money being taken from the classroom – we fought too hard for that in the budget season. So just to give you an idea -- but having said that I want to also address that this school board has been challenged like none other. We put in hours like none other, we have committee meetings, community meetings, constituent requests, school requests and the level of material – I'm a lawyer – the level of material that we're asked to really digest to be able to make an informed decision that's high level, data driven and intellectually challenging at times and so I'd ask you to do this judges on the standard of our performance. Are we doing the work? Are we putting in the hours? Have we given the results or started at least started that and that should be the standard I would challenge you to consider that in making your decision. Regardless of that decision, our commitment – the nine Commissioners' commitment remains the same. We'll still do the work, we'll still put in the hours, but I do speak in support of this Resolution. Thank you."

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NOTE: CHAIRMAN PRO TEMPORE SHAFER ASSUMED
THE CHAIR AT THIS TIME.

Chairman Pro Tempore Shafer recognized Commissioner Turner, who stated: “Thank you, Madam Chairlady. I appreciate Chairwoman Jones coming down and one of our biggest concerns was addressed and that was that the money will not leave the classroom in any form or fashion to support this initiative and I’m satisfied that’s it’s not. And I also understand that there may be some other increases for other folks – some other personnel within the Administration that I’m not at liberty to discuss that in length at this point. And so I appreciate Chairwoman coming down here and my biggest hold up was I didn’t want monies that we had allocated for the classroom to go towards anything other than the classroom and I’m satisfied that it’s not. I may offer a friendly amendment to the Ordinance on the Second Reading just to solidify that and I don’t think that should be a problem, because as Chairwoman Jones indicated it’s not coming out of the classroom and I think that would just give us some added protection. Furthermore to those citizens who are listening and plan to speak on this issue that would also send a clear message to them that we’re not taking money from the kids to do anything else other than educate our kids. Thank you, Madam Chairlady.”

Chairman Pro Tempore Shafer recognized Commissioner Chism, who stated: “Thank you. You know back in Committee I made my thoughts known, I still feel that way. I think this is very poor timing. I don’t doubt the hours that the school board puts in. I know with the hours of my father when he put in with a school board of 23 and I know what he got paid was considerably less, but he did it for service and right now you’re looking at some things that are coming up like the life insurance policies of the retirees and what they were promised. You’re looking at cuts to the teachers in the classroom, cuts to the Administrators that are in the schools – they aren’t just there from you know 8 o’clock in the morning til 3 o’clock in the afternoon. They’re there for thespian events, band events, sporting events and everything else. And my thoughts to you are this, if we’ve got any extra dollars, let’s put those back in the classroom. We heard all during budget season how we need to put the money to the classroom, money to the classroom and I agree with you. So if we’ve got two cents, I think it needs to go back into the classroom. I think this is very poor timing of when this has come up and I just can’t support it.”

Chairman Pro Tempore Shafer recognized Commissioner Brooks, who stated:

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“Thank you, Madam Chairman. Let me first of all say I really have served on the school board and valued the time and effort that the school board members dedicate to providing direction for the school districts. I do have some concerns as to their increase being proposed, yet staff has not received increases in the last three years and I would like for the school board chairperson to address that particular issue in relationship to what are we doing to address and increase the morale of the employees that work for Shelby County Schools.”

Chairman Pro Tempore Shafer recognized Ms. Jones, who stated: “Thank you. As I stated before and I guess I will go out that I’m not anything that’s embargo, but a couple of months ago the Superintendent and I discuss the very issue that staff – uncertificated staff – teachers have received and will receive an increase, but central office have not for four maybe going on five years. I understand how that is. I’ve worked for city government and that’s been the tale of our salary increase. So we hope to have additional funds from sources and decisions we’ve made to go into a little bit of detail. We hired a consultant. We’ve restructured how we provide transportation and we anticipate savings from that that will allow us to address that need. also as I stated before, our enrollment is up and once we saw that at the beginning of the year, we started conversations about how we might be able to use that extra money. We intended to roll this out in January because the numbers will then be sured up in terms of enrollment and we would know what those dollars are, so there are – regardless of this vote, separate from this the Superintendent and I had discussed trying to give the other staff members an increase. We hope to be able to do that. I can’t commit to that because those are the numbers that we have to get once we do the enrollment. We look at the savings from the transportation and we had applied for some grants and when those grants come in we submit a budget Resolution to amend to the budget. Of course some employees can move from different positions to those grant positions, which could free up funds. So the tentative nature of it, we thought January would give us a definite on what could be done for those employees. That was before this even – this Resolution was even put on the agenda and of course our BEP funding is adjusted throughout the year. We – after school starts, we have more indication of where that’s going to be the definite – there’s always an estimate. So those are some of the ways that Superintendent and I had discussed to give other employees a raise and hopefully those would be the same monies that this would be ...***. He would make that decision, but that’s where we are with that.”

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Discussion ensued amongst Commissioner Brooks and Ms. Jones.

NOTE: CHAIRMAN BURGESS RESUMED THE CHAIR
AT THIS TIME.

Chairman Burgess recognized Commissioner Brooks, who stated: "I guess I yield to my senior Commissioners who may have voted to increase the salary from \$5,000.00 to \$15,000.00. Am I correct? Okay, so was there -- there was a study done, correct? Was a study done to benchmark their pay?"

Chairman Burgess stated: "From my recollection -- I think we chose the model from Nashville. I think that's how we did it. we kind of looked at Nashville, because at that time the districts were kind of almost comparable. I think that's -- Commissioner Roland?"

Chairman Burgess recognized Commissioner Roland, who stated: "We got a copy of all of the school boards in the State of Tennessee and that's kind of what we went off of, but there wasn't a performance based -- I think we went from \$5,000.00 to \$15,000.00."

Chairman Burgess recognized Commissioner Brooks, who stated: "

Chairman Burgess recognized Ms. Jones, who stated: "Forty-two to fifteen but close enough."

Chairman Burgess recognized Commissioner Brooks, who stated: "Can I get that study and if so if we need to continue doing the benchmark and to determine where we go with the increases with the school board members."

Chairman Burgess recognized Commissioner Jones, who stated: "I guess when I look at this -- so what are we talking about \$90,000.00, just 90? Pretty much this past budget season we've already set maintenance of effort and I think it is comparable district -- in other districts that are the size of this district. I don't see anything wrong with bringing it up to parity with districts of the same magnitude. It's only 90,000. It's not any additional money that we will be putting up. It's something that that body would in turn figure out how -- if we pass this how they would find the dollars for it, but like Commissioner Turner, one thing that I don't want it to do is come out of the classroom."

Chairman Burgess recognized Ms. Jones, who stated: "And certainly I would not support that."

Chairman Burgess recognized Commissioner Jones, who stated: "If -- just based on that and parity across the board, I think you know we just did a compensation study, we're probably going to find some disparities in county government when that comes back and I

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certainly don't want to say that's bad timing when that comes back, because you've got people that are being underpaid and just one paycheck away from not being able to make it when it comes to timing for those who need it – timing is everything for them. I guess we can sit here and play with it and push it and kick it down the – kick the can down the road, but if there's a disparity in there and bringing parity to that, I'm going to support this. Thank you, Mr. Chairman.”

Chairman Burgess recognized Commissioner Bailey, who stated: “Thank you, Mr. Chairman. You know I – talking about doing studies and research regarding parity seems to me as totally inequitable to whether it's really a political decision. This is a political decision, we're a political body. And we render political decisions based on what we perceive to be what's equitable and fair and if you – you know I mean it's a smoke screen to try to suggest that we ought to have other measures to guide us in terms of setting the salary of the school board, I mean if you're not for it just say you're not for it and it seems to me that these – that the school board members are justly deserving, they're hard working, they're committed, they do it with passion, they do it with a great deal of integrity. I would compare this school board at seven to none in this country in terms of commitment that they give to this community. They've got innumerable difficult tasks and challenges, they've got poverty ridden communities in which they have to serve. They've got phone calls all times of the afternoon and at night sometimes. They have to go out to all sort of different meetings – things that I wouldn't do to be quite frankly. So I think – it seems to me that – and you take Madam Chairperson who has – who's a tremendous Chairperson, I think, of the school board, providing great leadership and to – you know and I would – I don't think words could express the commitment that they have discharged regarding making this the fine – one of the finest educational institutions in this county and you know I mean words – I could go on and on and on and not say enough. So I think we – I'm asking you to provide support for people who are deserving of your support, if they weren't deserving of your support then I wouldn't be making this passionate plea for you to support the Resolution. Thank you.”

Chairman Burgess recognized Commissioner Shafer, who stated: “Thank you very much. And I believe that I'm supposed to be a Co-Sponsor on this and so I'd appreciate it if we could – we amended it in Committee. So if we could make sure that that gets changed. And it's important to me that I be listed as a Co-Sponsor because I have been a very tough critic of – and I set a very high bar for the schools and I've been the one who as

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they were coming and asking for this that and the other, I've been like well show me the results, show me the results, it's too early, show me the results. How come we're not making the turn around and we're – where I make my decision, I totally understand everybody else's – you know I understand everybody's viewpoint, I think you all – I agree with you guys, right. And I think that when I was a first term Commissioner I had – you know I was looking at it as well I haven't seen enough of a change and I think perhaps this is a function of my being a second term Commissioner now, I've watched the morph as they went from MCS and Shelby County Schools into one big unified school district and then breaking apart and then not dragging down, but if you looked at that report that they just talked about in Nashville, the iZone schools are leading, leading in the way for reform and progress and actually making a difference and that's what I was looking for. I was looking for that kind of turn around. And I have to say that the school board members – this is personal. The school board members that I've had to call and ask for consideration for students or ask them to consider this or consider that and when we're talking at budget and I was saying, "I just can't do it, we don't have the money", they've been very good to work with. They've kept their word and so for me this is my fulfillment of my commitment to you that when you hit a certain bar, in my mind, about success that I would back you on this. So that's why when Commissioner Bailey asked me to Co-Sponsor it I was honored to, because I had been such a shark – well you know I'm a hawk, right, you know I watch every penny and so if I'm saying that I'm behind it, it's because I truly, truly value the achievements that I have been able to see, doesn't mean we're done, right. It doesn't mean that – you know that everything is going to be rubber stamped, but because I've been here and I've seen the whole turn around, for me you've met that bar. But I totally respect every other Commissioner's viewpoint and you know it's our job to keep everybody on the straight and narrow. So I will be supporting this and I think that you know if we need extra studies or time, I don't mind doing that, we've got three readings on this, I think that we should give Commissioner Brooks all the information that he needs and then he can make a full determination. So I don't see any reason not to give him the information that he wants I think we should go out of our way to make sure that he sees, because what I – if my memory is right, we're still really lowly paid compared to everywhere else. So I think it will come back a certain way, but in any case, if staff could make sure that – research and get whatever Commissioner Brooks wants and I'll try to dig through my memory and my emails and let's find everything that we can to answer his questions so that

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he can make a vote that he's comfortable with in some of these – you know finally on the Third Reading this thing should come to fruition one way or another. Thank you.”

Chairman Burgess recognized Commissioner Brooks, who stated: “Thank you, I just wanted to go on record and be clear that all I'm asking for is an objective study to be done to determine pay equity, that's all I'm asking for. If the data comes back that supports it then I'm for it. I think that's only fair. Now I want to be clear about this, when I came on this Commission, I came to bring my skills, my expertise and my knowledge. It wasn't about politics, it was about making the right decisions as you do when you're sitting at the school board meetings, you're objectively reviewing what's being presented with an amount of information being presented to you. I want that same thing applied here when it comes to me evaluating and making decisions regarding pay and I think you should support that. that's where I am, it's nothing personal, has nothing to do with the performance of the school board. I believe all 13 of you are committed to supporting education. So with that being said – I just want to go on the record because you know my colleague was talking about politics, I'm talking about doing the right thing, okay. And I wanted to be clear and on record with that. Thank you very much.”

Chairman Burgess recognized Commissioner Roland, who stated: “Thank you, Mr. Chairman. I wasn't here Wednesday, so what is the amount? Twenty-five, okay, alright. Well I'm going to tell you, Ms. Jones, you know how much I care about you and you know how tight we've been working together here lately and I – other than Commissioner Shafer, I was your biggest critic, but I can tell you that I have seen things happen in this last year on the school board that I didn't think was possible that made me have a change of heart and become an advocate and like I told you and the rest of the school board that I was going to do everything I can to help make you all successful and I'm going to support this, because I think it's not throwing good money after bad. I think you made end roads. I continue to look to work with you – you know I told you that if it's anything that I can do, if it's just as little as come and read to a class, then I want to be part of it, and I'm going to support this. Thank you all.”

Chairman Burgess recognized Commissioner Turner, who stated: “Chairman Burgess. I want to just say that I think Commissioner Brooks' request is fair and I think that it's something that should be done and it's something that he should ask for – his expertise is HR and I think that that's something that's doable and very reasonable and I think

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Chairwoman Jones can easily get the information to Commissioner Brooks to satisfy his inquiry and I think we can all move on. We have two more readings, so it's not like this is the final reading of it. So I don't see where there's any type of conflict in what has transpired between Commissioner Brooks and Chairwoman Jones. I think that that the information is out there. I recall it being out there. I recall Commissioner Mulroy saying, "Hey we put this in front of the folks and this is a step in the right direction". I always thought that it was a step and it wouldn't be the full amount that could be allotted, it was just a step towards getting it to where it should be. And again as long as it's not coming out of the classroom, I'm good and we're satisfied with that and with that said, Chairman I call the question."

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Milton, Roland, Ford, Basar, Jones, Turner, Shafer and Burgess.

NAYS: Billingsley

ABSTENTION: Brooks

ABSENT: None

AYES, nine; NAYS, one; ABSTENTION, one; ABSENT, none (Reaves and Chism absent during roll call).

Chairman Burgess declared the MOTION ON FIRST READING APPROVED.

Chairman Burgess recognized Ms. Jones, who stated: "Mr. Chairman, may I – for clarity. I want to invite Commissioner Brooks if there is specific information or areas that you want from the school board – I understand the additional information came from your research, but if there's anything that you need in addition from us, please don't hesitate to let us know and we'll make every effort to try to get you that data."

ITEM 16 (ADOPTED)

Mr. Turner, Assistant County Attorney, announced Item 16, which is as follows:

RESOLUTION TO APPROVE THE CONTRACT WITH ABSONI, LLC TO PROVIDE PROFESSIONAL TECHNICAL SERVICES TO SUPPORT THE DATA MIGRATION AND CONVERSION ASSOCIATED WITH THE NEW PROPERTY TAX SOFTWARE FOR THE TRUSTEE'S OFFICE AND THE EXPENDITURE OF COUNTY OPERATING FUNDS IN AN AMOUNT NOT TO EXCEED \$130,000.00 ANNUALLY. SPONSORED BY COMMISSIONER DAVID REAVES.

**SHELBY COUNTY BOARD OF COMMISSIONERS
MINUTE BOOK NO. 166**

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“WHEREAS, The Shelby County Trustee’s Office has need of professional technical consulting services related to computer programming to support customized proprietary software applications for legacy tax systems along with the skills necessary to implement new tax software; and

WHEREAS, Request for Proposal, No. 16-004-64 was issued on April 12, 2016, and Absoni, LLC (“Absoni”) was selected to provide professional technical consulting services to the Trustee by submitting the most responsive proposal on May 2, 2016; and

WHEREAS, The Shelby County Trustee’s Office desires to enter into a contract with Absoni, LLC in an amount not to exceed \$130,000.00, annually, a copy of which is attached hereto as Appendix A; and

WHEREAS, The term of the contract with respect to the Services shall commence upon execution and continue through June 30, 2017; and

WHEREAS, It is necessary to expend funds in the amount of \$130,000.00, available in account #042-800801-6620.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the contract and the corresponding Appendix A with Absoni, LLC in an amount not to exceed \$ 130,000.00, annually is hereby approved and incorporated herein by reference.

BE IT FURTHER RESOLVED, That three (3) annual options to renew are hereby approved subject to the annual appropriation of fiscal year operating funds by Shelby County Government.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute this document to comply with the intent of this Resolution, an executed copy of which is to be placed on file in the Contract Administration Section of the County Attorney’s Office.

BE IF FURTHER RESOLVED, That the Mayor and the Director of Administration and Finance are hereby authorized to issue their warrant or warrants in amounts not to exceed \$130,000.00, for the purposes contained in the Resolution, 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 11, Section 2.06(B).”

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/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Whereupon, passage of the Resolution was moved by Commissioner Billingsley; duly seconded by Commissioner Turner.

Chairman Burgess recognized Commissioner Roland, who stated: "Thank you, Mr. Chairman. Mr. Kennedy, has this been vetted through the IT Steering Committee?"

Chairman Burgess recognized Mr. Harvey Kennedy, Chief Administrative Officer, who stated: "It has ...***. Mr. Chairman, ...*** through the IT Steering Committee and got its approval."

The Clerk called the roll for casting of the vote with the following results:

AYES: Bailey, Brooks, Billingsley, Roland, Ford, Basar, Turner and Burgess.

NAYS: None

ABSENT: none

AYES, eight; NAYS, none; ABSENT, none (Reaves, Milton, Jones, Chism and Shafer absent during roll call).

Chairman Burgess declared the MOTION CARRIED.

ITEM 17 (ADOPTED)

Mr. Turner, Assistant County Attorney, announced Item 17, which is as follows:

RESOLUTION APPROVING THE ELECTION OF
NOTARIES PUBLIC FOR APPOINTMENT AND/OR
REAPPOINTMENT FOR SHELBY COUNTY,
TENNESSEE. SPONSORED BY CHAIRMAN MELVIN
BURGESS.

"WHEREAS, The Shelby County Board of Commissioners is required to elect as many notaries public as they deem necessary pursuant to Tennessee Code Annotated, Section 8-16-101(a); and

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WHEREAS, The Shelby County Clerk’s Office has reviewed the applications for appointment and/or reappointment of the notaries public listed in Exhibit “A,” which is attached hereto and incorporated herein by reference, and has verified that each applicant has signed the application certifying that they are in compliance with Tennessee Code Annotated, Section 8-16-101(c), they are not disqualified by Tennessee Code Annotated, Section 8-18-101, and they meet the age and residency requirements of Tennessee Code Annotated ,Section 8-16-101(a); and

WHEREAS, Committee No. 10 - General Government recommends these notaries public for appointment and/or reappointment be elected by the Shelby County Board of Commissioners at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the individuals applying for appointment and/or reappointment listed in *Exhibit “A,” which is attached hereto and incorporated herein by reference, be and are hereby elected notaries public for Shelby County, Tennessee.

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

*NOTE: EXHIBIT A REFERRED TO HEREIN
FILED WITH RECORD IN OFFICE OF
CLERK OF COUNTY COMMISSION

/s/ Mark H. Luttrell, Jr.
County Mayor

Date: September 19, 2016

ATTEST:

/s/ Rosalind Nichols
Clerk of County Commission

ADOPTED: September 12, 2016

Whereupon, passage of the Resolution was moved by Commissioner Turner; duly seconded by Commissioner Billingsley.

Chairman Burgess recognized Commissioner Turner, who stated: “Commissioner Jones and I disclose. We’re not on this list.”

The Clerk called the roll for casting of the vote with the following results:

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AYES: Bailey, Brooks, Billingsley, Roland, Ford, Basar, Turner, Shafer and Burgess.

NAYS: None

ABSENT: None

AYES, nine; NAYS, none; ABSENT, none (Reaves, Milton, Jones and Chism absent during roll call).

Chairman Burgess declared the MOTION CARRIED.

ANNOUNCEMENTS AND STATEMENTS

Chairman Burgess stated: "I've got one announcement. The staff will be attending Bridge Builders on the 28th of September. So if any of you Commissioners that might need something done or – you know just giving you the heads up they are going to be out of the office on the 28th over at Bridge Builders and you are – please welcome to go by and maybe sit in on some of the Bridge Builder classes – we urge you to attend and that's all I have."

Chairman Burgess recognized Commissioner Turner, who stated: "I just wanted to say great first meeting, Chairman Burgess."

ADJOURNMENT

ITEM 18

Mr. Turner, Assistant County Attorney, announced Item 18, Adjournment to Monday, September 26, 2016.

Chairman Roland stated that, without objection, the Commission meeting of Monday, September 12, 2016, was adjourned until Monday, September 26, 2016.

(COMPLETE DIGITAL RECORDING ON FILE IN OFFICE OF CLERK OF COUNTY
COMMISSION)

COMPILED AND EDITED:

ROSALIND NICHOLS
CLERK OF COUNTY COMMISSION