



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
for
June 11, 2013
6:00 PM

CALL TO ORDER

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Chip Henderson, Councilwoman Carol Berz and Councilmen Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn and Jerry Mitchell and Ken Smith all present.

Also present: Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn.

PLEDGE OF ALLEGIANCE

Vice Chairman Henderson led the assembly in the Pledge of Allegiance. He invited Rev. Dwight Harrison, Executive Director of Breaking The Cycle, to lead the assembly in prayer.

PROCEDURAL ADVISEMENT

Chairman Hakeem requested that all cell phones and electronic devices be placed on vibrate so as not to disturb the meeting. He advised that the main doors at the front of the assembly room would be locked at 6:00 p.m., allowing attendees to exit, but not re-enter through those doors.

APPROVAL OF MINUTES

On motion of Councilman Freeman and seconded by Vice Chairman Henderson, the minutes of the previous meeting (June 4, 2013) were approved as published.

ORDINANCES – FINAL READING

On motion of Councilman Freeman and seconded by Councilwoman Berz,

ORDINANCE # 12728

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, SECTION 5-82, RELATIVE TO THE BEER BOARD OF CHATTANOOGA AND GROUNDS FOR REVOCATION OR SUSPENSION OF PERMIT.

ACTION: APPROVED

On motion of Councilman Mitchell and seconded by Vice Chairman Henderson,

ORDINANCE # 12729

AN ORDINANCE CLOSING AND ABANDONING OF AN ALLEY LOCATED ALONG THE 1000 BLOCK OF NORMAL AVENUE.

ACTION: APPROVED

ORDINANCES – FIRST READING

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

ORDINANCE # 12730

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO CHANGE CONDITIONS OF SECTION 2, ORDINANCE NO. 9789, FROM CASE NO. 1992-157 ON PROPERTIES LOCATED AT 4976 AND 4980 HIGHWAY 58, BEING MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

ORDINANCE # 12731

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 4976 AND 4980 HIGHWAY 58, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Smith and seconded by Councilman Mitchell,

ORDINANCE # 12732

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS 1-3 OF ORDINANCE NO. 10201 FROM CASE NO. 1995-059, ON PROPERTY LOCATED AT 5681

HIGHWAY 153, BEING MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE # 12733

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 5681 HIGHWAY 153, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE.

ACTION: PASSED ON FIRST READING

RESOLUTIONS

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION NO. 27533

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT, TO APPLY FOR AND, IF GRANTED, ACCEPT A GRANT FROM THE SOUTHEAST TENNESSEE AREA AGENCY ON AGING AND DISABILITY FOR THE EASTGATE SENIOR ACTIVITY CENTER PROGRAMMING, IN THE AMOUNT OF FORTY-FOUR THOUSAND NINE HUNDRED FIFTY-TWO DOLLARS (\$44,952.00).

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Gilbert,

RESOLUTION NO. 27534

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF TODD DOCKERY AS CITY HUMAN RESOURCES DIRECTOR (CURRENTLY KNOWN AS PERSONNEL DIRECTOR) PURSUANT TO SECTION 8.33 OF THE CHARTER.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Anderson,

RESOLUTION NO. 27535

A RESOLUTION AUTHORIZING THE DIRECTOR OF THE PARKS AND FACILITIES MANAGEMENT DIVISION OF PUBLIC WORKS TO AWARD ALTON PARK PLAYGROUND CONTRACT TO FIRST PLACE FINISH, CONTRACT NO. R-13-001, IN THE AMOUNT OF TWO HUNDRED TWENTY-SIX THOUSAND SIX HUNDRED FORTY DOLLARS (\$226,640.00), PLUS A CONTINGENCY OF TWENTY-TWO THOUSAND SIX HUNDRED SIXTY DOLLARS (\$22,660.00), FOR A TOTAL AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-NINE THOUSAND THREE HUNDRED DOLLARS (\$249,300.00).

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Gilbert,

RESOLUTION NO. 27536

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF GAYLE KEOWN AS CITY TREASURER PURSUANT TO SECTION 8.33 OF THE CHARTER.

ACTION: ADOPTED

On motion of Councilman Freeman and seconded by Councilman Gilbert,

RESOLUTION NO. 27537

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF LAMAR FLINT AS FIRE CHIEF PURSUANT TO SECTION 8.33 OF THE CHARTER.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilwoman Berz,

RESOLUTION NO. 27538

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO ENTER INTO A CONTRACT WITH B & W CONTRACTORS D/B/A CHEROKEE CONSTRUCTION COMPANY TO CONSTRUCT FIRE STATION NO. 9 IN EAST LAKE, FOR A BASE BID OF ONE MILLION THREE HUNDRED FIFTY-ONE THOUSAND TWO HUNDRED THIRTY-FOUR DOLLARS (\$1,351,234.00), AND THE FIRE DEPARTMENT WOULD LIKE TO ALSO ACCEPT ALTERNATE NO. 3 WHICH IS TO ADD A FLOOR GRAPHIC WATER JET CUT INTO THE LVT-1 IN THE STATION'S FOYER AT A COST OF ONE THOUSAND SEVEN HUNDRED EIGHTY-FIVE DOLLARS (\$1,785.00), PLUS A TEN PERCENT (10%) CONTINGENCY OF ONE HUNDRED THIRTY-FIVE THOUSAND THREE HUNDRED TWO DOLLARS (\$135,302.00), FOR A TOTAL COST OF ONE

MILLION FOUR HUNDRED EIGHTY-EIGHT THOUSAND THREE HUNDRED TWENTY-ONE DOLLARS (\$1,488,321.00).

ACTION: DEFERRED ONE WEEK

DEPARTMENTAL REPORTS:

PERSONNEL

- Kenneth Elwood – ECD - Promotion – Effective 5/31/2013
- Thaddeus Oliver - EAC – Termination – Effective 6/6/2013
- Scott Brinkman – Police - Military Leave *- Effective 6/8-9/28/2013
- Rene Hernandez - Police - Resignation - Effective 6/3/2013
- Alice Cannella - MBWWTP - Promotion – Effective 5/17/2013
- Margaret Grier - MBWWTP - Retirement – Effective 5/31/2013
- William Newell – MBWWTP - Promotion – Effective 5/17/2013

* Approximate leave end date

ACTION: APPROVED

PURCHASES

On motion of Councilwoman Berz and seconded by Councilman Grohn, the following purchases were approved:

(R77510) - Public Works (Purchase of Accela software license)	\$ 24,198.00
R77429 – Public Works (Purchase of Accela Permitting System Maintenance)	\$ 65,754.59
R76704 – Public Works Purchase of Four (4) Variable Frequency Drives	\$122,265.52
R76705 – Public Works Purchase of a Cathodic Protection System	\$ 36,000.00
R73940 – Public Works Purchase of one (1) After-Cooler Tube Bundle	\$ 39,628.00
PO 505728 – Youth & Family Development Name Change for Lawn Maintenance	(N/A)

R77264 – Information Services

Purchase of NetMotion Premium Technical Support

\$ 25,209.03

ACTION: APPROVED;
VICE CHAIRMAN HENDERSON ABSTAINED

REFUNDS

On motion of Councilwoman Berz and seconded by Councilman Gilbert, the following refund was approved:

- **Map No. PER-0020701**
BlueCross BlueShield of TN, Inc. \$ 13,435.93

ACTION: APPROVED

COMMITTEE REPORTS

Economic and Community Development Committee

Councilman Anderson

(No report at this time)

Budget and Finance Committee

Councilwoman Berz

(No report at this time)

Public Safety Committee

Councilman Freeman

- The Committee met recently, with a discussion on the Beer and Wrecker Board.
- There are no meetings scheduled at this time.

RPA (Planning Commission)

Vice Chairman Henderson

(No report at this time)

Youth and Family Development Committee

Councilman Gilbert

(No report at this time)

Audit Committee

Councilman Grohn

(No report at this time)

Personnel Committee
Councilman Mitchell

- A committee meeting will take place soon.

Public Works and Transportation Committee
Councilman Smith

- The Committee's next meeting will take place in two weeks. *[This meeting was subsequently rescheduled for June 18, 2013.]*

**RECOGNITION OF PERSONS
WISHING TO ADDRESS COUNCIL
(Non-Agenda Items)**

Chairman Hakeem advised of the procedural rules for addressing the Council and recognized the following persons wishing to address the Council:

- **Karl Epperson** of 1201 Boynton Drive – Regarding the proposed “Inclusionary Zoning” Ordinance; he will get a copy of the proposed ordinance to every councilperson.

ADJOURNMENT

On motion of Vice Chairman Henderson and seconded by Councilman Gilbert, the meeting of the Chattanooga City Council was adjourned until Tuesday, June 18, 2013, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL

**(A full digital audio of this Council meeting, June 11, 2013,
has been filed in the Clerk of the Council's office)**