



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
September 24, 2013
6:00 PM

CALL TO ORDER

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Henderson and Councilpersons Carol Berz, Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton, Management Analyst Randy Burns, Deputy Clerk Nicole Gwyn and Council Support Cindy Patrick were also present.

PLEDGE OF ALLEGIANCE

Councilman Anderson led the assembly in the Pledge of Allegiance. Dr. David Brown (Pastor Dave) offered a prayer for the assembly.

APPROVAL OF LAST MINUTES

On motion of Vice Chairman Henderson and seconded by Councilman Gilbert, the minutes of the last meeting (September 17, 2013) were approved as published.

SPECIAL PRESENTATION

Mr. Travis McDonough with the Mayor's office offered condolences for the loss of two 11 year old boys due to a drowning accident recently and praised the emergency responders (Fire, Police, and EMT) for their dedication and professionalism during the rescue and recovery operation earlier in the week. Chairman Hakeem also offered condolences and praise from the Council as well.

Mr. Andrew Kean formally recognized Fire Chief Lamar Flint to offer the special presentation. Chief Flint asked Councilman Freeman as Chair of the Safety Committee to join him at the podium.

Chief Flint summarized the events of April 2, 2013, and the subsequent actions of several Fire departments during this fire and rescue. He recognized Engine 4, Engine 10, Ladder 4 and Ladder 5 for their professionalism, courageous work and bravery during this event. He offered specific commendation to Captain Dean Rogers and Senior Firefighter Cal Duggan for their work during this event and bravery during the subsequent rescue of two young children from the burning structure.

Chairman Hakeem also offered the praise and commendation from the Council as well and a standing ovation for the two firefighters was given by the assembly.

CONTINUANCE OF AGENDA

Chairman Hakeem moved to begin the evening's agenda.

ORDINANCES – FINAL READING:

Chairman Hakeem noted that there were no Ordinances – FINAL READING for this agenda.

ORDINANCES – FIRST READING:

Councilman Gilbert moved to approve, seconded by Vice Chairman Henderson,

MR-2013-070 Tony Brock (Abandonment)

ORDINANCE #12771

AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY BEGINNING AT ITS INTERSECTION WITH THE NORTH LINE OF THE 1000 BLOCK OF BAILEY AVENUE.

ACTION: APPROVED

RESOLUTIONS:

Councilman Grohn moved to approve, seconded by Councilman Smith,

RESOLUTION #27651

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A GROUND LEASE AGREEMENT WITH REBOUND, LLC FOR THE MAINTENANCE OF "INSPIRATION PARK" A .7691 ACRE PUBLIC PARK LOCATED AT 2408 DUNCAN AVENUE, TAX MAP NO. 146N-E-001, THAT WAS CONSTRUCTED BY HEALTHSOUTH AND LEASED TO THE CITY OF CHATTANOOGA FOR PUBLIC USE.

ACTION: ADOPTED

Councilwoman Berz moved to approve, seconded by Vice Chairman Henderson,

RESOLUTION #27652

A RESOLUTION AMENDING RESOLUTION NO. 27358 AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED LEASE AGREEMENT WITH CROWN CASTLE GT COMPANY, LLC FOR A CELLULAR TOWER LOCATED AT CORNELISON ROAD, TAX MAP NO. 157M-A-009.03, FOR A TERM OF TWENTY (20) YEARS AND TO ELIMINATE THE ACQUISITION OF 815 AUBREY DRIVE AS PART OF THE LEASE AGREEMENT.

ACTION: ADOPTED

Councilman Freeman moved to approve, seconded by Councilman Anderson,

RESOLUTION #27653

A RESOLUTION AUTHORIZING EAST LAKE NEIGHBORHOOD ASSOCIATION C/O LINDA G. RICHARDS TO USE TEMPORARILY THE PORTIONS OF SAID RIGHT-OF-WAY FOR THE INSTALLATION OF UP TO FOURTEEN (14) SIGNS AT THIRTEEN (13) LOCATIONS, AS SHOWN ON THE DRAWINGS AND PHOTOS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Councilman Anderson moved to approve, seconded by Councilwoman Berz,

RESOLUTION #27654

A RESOLUTION AUTHORIZING J. STROUD WATSON TO USE TEMPORARILY A PORTION OF THE SIDEWALK AT 1431 MARKET STREET FOR THE INSTALLATION OF OUTDOOR SEATING, PLANTERS, AND A CANOPY AT THE ENTRANCE TO A STUDIO SPACE ALONG A PORTION OF SAID SIDEWALK, AS SHOWN ON THE MAPS, PHOTOS, AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Vice Chairman Henderson moved to approve, seconded by Councilman Grohn,

RESOLUTION #27655

A RESOLUTION AUTHORIZING CLIFF MCCORMICK TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 314 KEITH STREET FOR THE

INSTALLATION OF A DRIVEWAY TO GAIN ACCESS TO THE PROPERTY AT 318 KEITH STREET, AS SHOWN ON THE MAP AND DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

ACTION: ADOPTED

Councilman Anderson moved to approve, seconded by Councilman Smith,

RESOLUTION #27656

A RESOLUTION AUTHORIZING ALTON PARK/PINEY WOODS NEIGHBORHOOD ASSOCIATION C/O GILL SHROPSHIRE OR MILTON JACKSON TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED IN THE 3300 BLOCK OF ALTON PARK BOULEVARD TO ERECT A COMMUNITY SIGN AND TO BEAUTIFY THE AREA, AS SHOWN ON THE MAP AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Councilman Gilbert moved to approve, seconded by Councilman Smith,

RESOLUTION #27657

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT A GRANT FROM THE LYNDHURST FOUNDATION RELATIVE TO THE DESIGN COMPETITION FOR LOW IMPACT DESIGN AND GREEN INFRASTRUCTURE, IN THE AMOUNT OF EIGHTY-FIVE THOUSAND FIVE HUNDRED DOLLARS (\$85,500.00).

ACTION: ADOPTED

Councilman Smith moved to approve, seconded by Vice Chairman Henderson,

RESOLUTION #27658

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT A GRANT FROM THE LYNDHURST FOUNDATION RELATIVE TO THE SUPPORT OF EDUCATIONAL SIGNAGE FOR THE BRAINERD COMMUNITY AIRPORT GREEN INFRASTRUCTURE PROJECT, IN THE AMOUNT OF SEVEN THOUSAND DOLLARS (\$7,000.00).

ACTION: ADOPTED

Councilman Mitchell moved to approve, seconded by Councilman Anderson,

RESOLUTION #27659

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 WITH LAMAR DUNN AND ASSOCIATES (LDA, ENGINEERING) FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. W-10-007-101, ALTAMONT PUMP STATION AND SEWER BASIN PROJECT, FOR AN INCREASED AMOUNT OF FORTY-SEVEN THOUSAND SEVEN HUNDRED NINETY-ONE AND 25/100 DOLLARS (\$47,791.25), FOR A REVISED AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY-NINE THOUSAND TWO HUNDRED THIRTY-ONE AND 25/100 DOLLARS (\$259,231.25).

ACTION: ADOPTED

Councilman Freeman moved to approve, seconded by Councilman Smith,

RESOLUTION #27660

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE AMENDMENT NO. 2 TO THE AGREEMENT WITH THE HAMILTON COUNTY WATER AND WASTEWATER TREATMENT AUTHORITY (HCWWTA) AND THE CITY OF ROSSVILLE, GEORGIA, RELATIVE TO THE UTILITY PLANNING NETWORK FOR ADDITIONAL CONSULTANT SERVICES RELATED TO THE BILLING AND COLLECTION OF SEWER CHARGES, AND AUTHORIZING THE CITY'S SHARE OF THIS COST EQUAL TO SEVENTY POINT NINETY-TWO (70.92%) PERCENT OR SIXTY-SEVEN THOUSAND FIFTY-FOUR AND 66/100 DOLLARS (\$67,054.66), FOR A REVISED TOTAL AMOUNT NOT TO EXCEED TWO HUNDRED EIGHTY-NINE THOUSAND SEVEN HUNDRED FORTY-THREE AND 66/100 DOLLARS (\$289,743.66)

ACTION: ADOPTED

Councilwoman Berz moved to approve, seconded by Councilman Anderson,

RESOLUTION #27661

A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF CHATTANOOGA TO ISSUE BONDS IN THE AGGREGATE AMOUNT NOT TO EXCEED FORTY MILLION DOLLARS (\$40,000,000.00) OF THE CITY OF CHATTANOOGA, TENNESSEE FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS RELATING TO: CITY HALL CAMPUS; END OF LIFE NETWORK INFRASTRUCTURE UPGRADE; MAINTAIN SOFTWARE CURRENCY (ERP ONLY); TORA, UPGRADE EOL HARDWARE, LINUX (311 SOFTWARE ONLY); HR PERFORMANCE MGT, SELF-SERVICE, HR SERVICE ENHANCEMENT; EBUSINESS-SUB LEDGER ACCOUNTING & FIXED ASSETS; POLICE FIRING RANGE; ESIP CONNECTOR ROAD EXTENSION (VOLUNTEER ORDINANCE CONNECTOR); HAMILTON COUNTY RAIL AUTHORITY RAIL REHABILITATION; GUNBARREL ROAD WIDENING PROJECT; FAIRMONT AVENUE; GUNBARREL ROAD-SHALLOWFORD TO STANDIFER GAP; ROAD IMPROVEMENTS-GOODWIN DRIVE; ROUNDABOUT-IGOU GAP ROAD AND JENKINS ROAD;

SHALLOWFORD ROAD-AIRPORT ROAD TO JERSEY PIKE; 3RD/4TH STREET WIDENING PROJECT; HIXSON RECREATION CENTER; ROOF REPLACEMENTS; HVAC SYSTEMS; JOHN A. PATTEN PARK-RESTROOMS; ROSS' LANDING-HARDEGE; MEMORIAL AUDITORIUM & TIVOLI REPAIR & MAINTENANCE; ECONOMIC/ COMMUNITY DEVELOPMENT SITE: TUBMAN SITE; HEAVY EQUIPMENT; WPA SYSTEM; 3500 BLOCK BROAD STREET; BRIARWOOD CIRCLE; MCCUTCHEON ROAD; LEVEE CERTIFICATION & REPAIRS; LID RETROFIT; FLOODPLAIN MODELING; LED AND INDUCTION LUMINARIES FOR STREET LIGHTING AND MAKING CERTAIN DETERMINATIONS RELATED THERETO

ACTION: ADOPTED

RESOLUTION #27662

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT ON PROPERTIES LOCATED IN THE 8600 BLOCK OF PETTY ROAD

- Mr. John Bridger with the Regional Planning Agency provided a brief summary of the application and Mr. Glen Meadows (the applicant) was given the opportunity to speak.
- Mr. Meadows provided an overview of the application and project proposal.
- Mr. Joe Berry offered a rebuttal from the residents in the area.
- Mr. Michael Pearson also offered a rebuttal from residents in the area.
- Mr. Meadows was given the opportunity to address the resident's concerns regarding traffic, density and property values in the area. Mr. Meadows also noted the current zoning in the area which was clarified by Mr. Bridger.

Councilman Freeman made the motion to deny, seconded by Councilman Anderson

The motion was denied on Roll Call Vote: 4-5

Anderson	YES	Henderson	NO
Berz	YES	Mitchell	YES
Freeman	YES	Smith	NO
Gilbert	NO	Hakeem	NO
Grohn	NO		

MOTION TO DENY RESOLUTION: FAILED

Councilman Grohn moved to approve, seconded by Vice Chairman Henderson

RESOLUTION #27662

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT ON PROPERTIES LOCATED IN THE 8600 BLOCK OF PETTY ROAD

The motion was approved on Roll Call Vote: 5-4

Smith	YES	Freeman	NO
Mitchell	NO	Berz	NO
Henderson	YES	Anderson	NO
Grohn	YES	Hakeem	YES
Gilbert	YES		

ACTION: APPROVED 5 - 4

DEPARTMENTAL REPORTS:

Purchases

David Carmody, Purchasing Agent, briefed the Council on the following purchases:

PO517836 - Information Services Estimated \$120,000.00 Annually
Blanket Contract Renewal for Surveillance Camera Equipment
Lowest/Best Bidder: ERMC II, L.P.

PO511699 – General Services Estimated \$20,000.00 Annually
Blanket Contract Renewal for Towing Services
Lowest/Best Bidder: Mostellers Towing

PO503467 – General Services Estimated \$90,000.00 Annually
Blanket Contract for Medium and Heavy Truck Tires
Lowest/Best Bidder: Best One Tire

R82209 – Public Works Cost: \$56,005.40
Purchase of Twenty-Two (22) Motorola Portable Radios
Lowest/Best Bidder: Single Source TCA 6-56-304.6

R80587 – Public Works Cost: \$1,297.80 per month
Purchase of Street & Parking Lot Cleaning Services
Lowest/Best Bidder: Clean Sweep, Inc.

PO518144 – Public Works Estimated \$15,000.00 Annually
Blanket Contract Renewal for Liquid Chlorine
Lowest/Best Bidder: Brenntag Mid-South, Inc.

PO512682 – Public Works Estimated \$15,000.00 Annually
Blanket Contract Renewal for Various Air Filters
Lowest/Best Bidder: Air Filtration Service

R80776 - Library Estimated \$11,843.90 Annually
Blanket Contract for Periodical Subscription Services
Lowest/Best Bidder: EBSCO Information Services

R80769 – Police Department Cost: \$11,562.50
Purchase of Five (5) Stalker Radar Units
Lowest/Best Bidder: Applied Concepts

R81582 – Youth and Family Development Estimated \$10,220.00 Annually
Blanket Contract for Lawn Maintenance Services
Lowest/Best Bidder: Grass Buster Lawn Maintenance

PO512392 – Youth and Family Development Estimated \$15,000.00 Annually
Blanket Contract for Athletic Field Supplies
Lowest/Best Bidder: Southern Athletic Fields

PO512297 – Youth and Family Development Estimated \$20,000.00 Annually
Blanket Contract Renewal for Infield Dirt Mix for Ball fields
Lowest/Best Bidder: Southern Athletic Fields

PO512400 – General Services Estimated \$50,000.00 Annually
Blanket Contract Renewal City Wide Cleaning Supplies
Lowest/Best Bidder: American Paper and Twine

R80588 – Public Works Estimated \$700,000.00 Annually
Blanket Contract for Liquid Sodium Bisulfite
Lowest/Best Bidder: PVS Chemical Solutions, Inc.

On motion of Councilwoman Berz and seconded by Councilman Grohn, the above-listed purchases were approved.

ACTION: APPROVED

OTHER BUSINESS:

Board Appointment

Councilman Anderson has appointed Joda Thongnopnua to the *Board of Zoning Appeals* for District 7.

COMMITTEE REPORTS:

Public Works and Transportation Committee

Councilman Smith

- All current and upcoming agenda items were covered during earlier Committee meeting.

HR Committee (Human Resources)

Councilman Mitchell

(No report at this time)

RPA (Planning Committee)

Vice Chairman Henderson

(No report at this time)

Audit Committee

Councilman Grohn

(No report at this time)

Youth and Family Development Committee

Councilman Gilbert

(No report at this time)

Public Safety Committee

Councilman Freeman

(No report at this time)

Budget and Finance Committee

Councilwoman Berz

(No report at this time)

Economic and Community Development Committee

Councilman Anderson

(No report at this time)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL

(Non-Agenda Items)

Attorney Hinton read the rule of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Hakeem recognized the following person:

- **Donald O'Connor (of Chattanooga Tea Party)** - He voiced his opposition to same-sex partner benefits for City employees.
- **Patrick Kellogg (of Chattanooga)** – Inquired as to the individual items in Resolution #27661 and Ms. Daisy Madison, Treasurer, advised that all items were clearly outlined. Mr. Kellogg also inquired as to the current list of disadvantaged businesses provide recently by the Industrial Development Board. Chairman Hakeem noted that this would be addressed by the Council at a later time.
- **Monte Bell (of Chattanooga)** – He voiced his concerns over being restricted from City properties and inquired as to the guidelines for this restriction.

- **Kirkland Robbins (of 116 Arlington Terrace)** – He thanked the Council for their willingness to work with the communities in Chattanooga. He also inquired about meeting with someone within the City to specifically discuss recycling and pallets.
- **George Clay (of Church of Chattanooga, Alton Park)** – He voiced his opposition to same sex partner benefits for City employees.
- **Mark West (of Chattanooga)** – He voiced his opposition to the same sex partner benefits for City employees.
- **Cynthia Stanley Cash (of Chattanooga)** – She inquired again of City Attorney Wade Hinton a clarification of specific language contained within the City Council members Oath of Office. Mr. Hinton noted that he would address with her one on one.
- **Gwen Blackmon (of 53 Georgia Drive)** – She wanted to note for the Council the recent opening of two event halls in her area on Wilcox Boulevard that could be operating outside of the recently adopted Special Event Hall Permitting.
- **Steven West (of Chattanooga)** – He voiced his concerns over wasteful spending by the City of Chattanooga for services provided by contractors outside of the City and noted that many contractors for the same services were available within the City of Chattanooga and Hamilton County.

ADJOURNMENT

On motion of Councilman Freeman, seconded by Vice Chairman Henderson, the meeting of the Chattanooga City Council was adjourned until Tuesday, October 1, 2013, at 6:00 p.m.


 CLERK OF COUNCIL


 CHAIRMAN

(A full digital audio of this Council meeting has been filed in the Council Clerk's office.)