



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
February 11, 2014
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 and Deputy Clerk Nicole Gwyn were also present.

PLEDGE OF ALLEGIANCE

Councilman Gilbert led the assembly in the Pledge of Allegiance. He invited Pastor Tabner Smith of Venue Church to bring the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Freeman and seconded by Councilman Anderson, the minutes of the last meeting (February 4, 2014) were approved as published.

ORDINANCES – FINAL READING:

2014-004
E. 10th Street RSD, LLC/
Jake Toner
Planning Version

Move to approve by Councilman Freeman, seconded by Councilman Grohn,

ORDINANCE #12801

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO AMEND CONDITION NO. 3 OF ORDINANCE NO. 11363 OF PREVIOUS CASE NO. 2002-132, BEING PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING:

Move to approve by Councilman Mitchell and seconded by Councilman Smith,

ORDINANCE #12802

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE III, DIVISION 16, SECTIONS 2-271 THROUGH 2-289, ENTITLED “OCCUPATIONAL SAFETY AND HEALTH PROGRAM”, TO ESTABLISH AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A SAFETY DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM PLAN.

ACTION: PASSED ON FIRST READING

Move to approve by Councilman Smith and seconded by Councilman Gilbert,

ORDINANCE #12803

AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHATTANOOGA, TENNESSEE, BY ANNEXING CERTAIN TERRITORY CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF SAID CITY, OWNED BY THE IRREVOCABLE FAMILY TRUST DATED AUGUST 4, 2004, UNDER WILL OF FRANCES C. CANNON AND THE ESTATE OF ALVIN F. CANNON, BEING MORE FULLY DESCRIBED HEREIN.

ACTION: PASSED ON FIRST READING

2013-156
Yuriy Liashevskiy
District No. 4
Planning Version

A discussion ensued regarding the following:

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 7700 BLOCK OF SHALLOWFORD ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO RT-1 RESIDENTIAL TOWNHOUSE ZONE, SUBJECT TO CERTAIN CONDITIONS.

Move to deny by Councilman Grohn, seconded by Councilman Smith. The Applicant was not present; however, Opposition was present. Greg Haynes (Planning) made a presentation on behalf of staff and explained the conditions of the zoning request.

The following community representative spoke in opposition:

- **Joe Schultz (Village of Ashwoode)**

During various times of the discussion, Chairman Hakeem gave the Applicant three (3) opportunities to address the Council, but each time, the Applicant was not present. Upon further discussion, the motion carried.

ACTION: NOT PASSED

2014-002
City of Chattanooga/
Regional Planning Agency
District No. 3
Planning Version

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

ORDINANCE #12805

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES GENERALLY LOCATED IN THE 6400 BLOCK OF FAIRVIEW ROAD AND THE 6700 BLOCK OF BIG RIDGE ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM TEMPORARY R-1 RESIDENTIAL ZONE TO ZONING PLAN FOR PERMANENT R-1 RESIDENTIAL ZONE FOR ANNEXED "AREA 4C" IN ORDINANCE NOS. 12293 AND 12597.

ACTION: PASSED ON FIRST READING

2014-003
City of Chattanooga/
Regional Planning Agency
Planning Version

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE #12806

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES GENERALLY LOCATED ON THIRTY-NINE (39) STREETS BETWEEN THE 6600 TO 7000 BLOCKS OF MIDDLE VALLEY ROAD AND THE 6500 TO 7000 BLOCKS OF HIXSON PIKE, MORE PARTICULARLY DESCRIBED HEREIN, FROM TEMPORARY R-1 RESIDENTIAL ZONE, RT-1 RESIDENTIAL TOWNHOUSE ZONE, R-2 RESIDENTIAL ZONE, R-5 RESIDENTIAL ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE TO ZONING PLAN FOR PERMANENT ZONES R-1 RESIDENTIAL ZONE, RT-1 RESIDENTIAL TOWNHOUSE ZONE, R-2 RESIDENTIAL ZONE, R-5 RESIDENTIAL ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE FOR ANNEXED "AREA 4A" IN ORDINANCE NOS. 12292 AND 12596.

ACTION: PASSED ON FIRST READING

2014-006
Alan Haniszewski/
RTB Holdings
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Smith,

ORDINANCE #12807

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1814 MADISON STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

2014-007
Alan Haniszewski/
ALC Holdings
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Smith,

ORDINANCE #12808

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 2000 BLOCK OF ROSSVILLE AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

2014-008
Scenic Land Company, LLC/
Jack Lonas
District No. 1
Applicant Version

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

ORDINANCE #12809

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 6300 BLOCK OF HIGHWAY 153 AND THE 100 BLOCK OF DODSON ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE, R-4 SPECIAL ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

2014-009
Andrew Stone
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Mitchell,

ORDINANCE #12810

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 2701 SOUTH BROAD STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE.

Mike Mallen addressed the Council on behalf of the Applicant, Perimeter Properties. There was no Opposition present.

ACTION: PASSED ON FIRST READING

On motion of Councilwoman Berz and seconded by Councilman Freeman,

ORDINANCE #12804

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE XIII, BY DELETING SECTIONS 2-750 THROUGH 2-774 IN THEIR ENTIRETY AND SUBSTITUTING NEW SECTIONS IN LIEU THEREOF TO THE CODE OF ETHICS ORDINANCE FOR CITY OF CHATTANOOGA PERSONNEL.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Anderson and seconded by Councilwoman Berz,

RESOLUTION #27791

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS FOR THE CITY OF CHATTANOOGA TO ACCEPT THE AMOUNT OF \$92,450.00 FOR CONSIDERATION OF THE TEMPORARY CONSTRUCTION EASEMENT ENTERED INTO WITH THE STATE OF TENNESSEE, DEPARTMENT OF TRANSPORTATION, AS RELATED TO THE OLGATI BRIDGE PROJECT.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Anderson,

RESOLUTION #27792

A RESOLUTION TO AWARD A CONTRACT TO JDH COMPANY, INC. FOR THE RE-ROOFING OF THE AVONDALE HEAD START CENTER, IN THE AMOUNT OF \$64,120.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

Brent Goldberg, Deputy Chief Operating Officer, briefed the Council on the following purchase:

R510814 - Public Works Blanket Contract Renewal for Filter Press Service Maintenance Agreement Evoqua Water Technologies	Estimated \$60,000.00 Annually
R508185 - Public Works Blanket Contract Renewal for Mechanical Services H&H Brown	Estimated \$1,000,000.00 Annually
R80963 - Police Department Blanket Contract Limit Increase for Leather Goods GT Distributors	Estimated \$50,000.00 Annually
R70403 - Police Department Blanket Contract Renewal for Evidence Grade Data Storage Discount Media Products	Estimated \$40,000.00 Annually

R81018 - General Services
Blanket Contract for Aerohive
Wireless Network Products and Services
Insight Public Sector

Estimated \$500,000.00 Annually

R506890 - General Services
Blanket Contract Renewal for Bottled Water
Crystal Springs Water Company

Estimated \$40,000.00 Annually

R513761 - General Services
Blanket Contract Extension for Paper Goods
Jacobs Wholesale

Estimated \$150,000.00 Annually

R86883 - General Services
Blanket Contract for Emergency
Services/Disaster Recovery
Belfor USA Group

Estimated \$200,000.00 Annually

R86350 - General Services
Blanket Contract for Golf Course Chemicals
John Deere Landscapes, Harrell's

Estimated \$83,000.00 Annually

On motion of Councilwoman Berz, the above-listed purchases were approved.

ACTION: APPROVED

OTHER BUSINESS:

Street Lighting

Councilman Freeman asked Mr. Cannon about when the Council could expect a report from the Street Lighting Division. Mr. Cannon responded that all evaluations would be complete on May 10, so information should be available by May 11.

Recognitions:

The Council recognized students from UTC's America Public Policy class as well as the 2014 Leadership Chattanooga class.

COMMITTEE REPORTS:

Economic and Community Development Committee
Councilman Anderson

- The committee will meet next week regarding two agenda items: (1) World Changers Presentation by Economic & Community Development and (2) Center City Plan update by the River City Company.

Budget and Finance Committee
Councilwoman Berz
(No report)

Public Safety Committee
Councilman Freeman
(No report)

Youth and Family Development Committee
Councilman Gilbert

- The committee met today for a presentation by YFD Administrator Lurone Jennings.

Audit Committee
Councilman Grohn
(No report)

RPA (Planning Committee)
Vice Chairman Henderson
(No report)

HR Committee (Human Resources)
Councilman Mitchell
(No report)

Public Works and Transportation Committee
Councilman Smith

- The committee met earlier today, wherein Blythe Bailey made a presentation on the "Complete Streets Initiative."

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

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

- **Steve Porter (37343)** - He introduced Jamani Greer and her father, Michael Greer, who wished to voice concerns about the relocation of YFD employees Butch Leftwich and Shneka Whaley from the Washington Hills center to other YFD centers.
- **Jamani Greer (Chattanooga)** - She spoke about how Mr. Leftwich had impacted her life during his years at Washington Hills.
- **Michael Greer (Chattanooga)** - He echoed his daughter's concerns about Mr. Leftwich being relocated.

ADJOURNMENT

On motion of Councilman Mitchell, the meeting of the Chattanooga City Council was adjourned until Tuesday, February 18, 2014, at 6:00 p.m.



CHAIRMAN



CLERK OF COUNCIL

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

