



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
July 15, 2014  
6:00 PM

## **CALL TO ORDER**

Vice Chair Dr. Carol Berz called the meeting to order. Present were Councilpersons Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Yusuf Hakeem, Jerry Mitchell and Ken Smith. City Attorney Wade Hinton, Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn, CMC, were also present.

Council Chairman Chip Henderson was not present.

## **PLEDGE OF ALLEGIANCE**

Councilman Hakeem led the assembly in the Pledge of Allegiance. He invited Franklin McCallie to bring the invocation.

## **APPROVAL OF LAST MINUTES**

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (July 8, 2014) were approved as published.

## **ORDINANCES – FINAL READING:**

On motion of Councilman Mitchell and seconded by Councilman Freeman,

### **ORDINANCE #12838**

**AN ORDINANCE APPROPRIATING, AUTHORIZING, OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2015 AND TO AMEND THE FISCAL YEAR 2015 OPERATIONS BUDGET ORDINANCE NO. 12835 AND AMEND FISCAL YEAR 2014 CAPITAL IMPROVEMENT ORDINANCE NO. 12761.**

**ACTION: APPROVED**

**2014-054**  
**Hixson Investors, LLC/**  
**Wells Fargo Bank and**  
**Raymond L. Hassler**  
**District No. 3**  
**Planning Version**

Motion to defer by Councilman Smith and seconded by Councilman Hakeem,

**ORDINANCE #12839**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 6308, 6338, 6348, AND 6352 GRUBB ROAD AND 5851 HIGHWAY 153, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

The Applicant, Donna Shepherd, requested a deferral until July 29, 2014 on Ordinance #12839. No Opposition was present.

**ACTION: DEFERRED UNTIL JULY 29, 2014**

**2014-055**  
**Hixson Investors, LLC/**  
**Wells Fargo Bank and**  
**Raymond L. Hassler**  
**District No. 3**

Motion to defer by Councilman Smith and seconded by Councilman Hakeem,

**ORDINANCE #12840**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS FROM ORDINANCE NO. 11827 OF PREVIOUS CASE NO. 2006-028 AND TO LIFT CONDITIONS FROM ORDINANCE NO. 11946 OF PREVIOUS CASE NO. 2007-022, OFF PROPERTIES LOCATED AT 6308 GRUBB ROAD AND 5851, 5861, AND 5857 HIGHWAY 153, BEING MORE PARTICULARLY DESCRIBED HEREIN.**

The Applicant, Donna Shepherd, requested a deferral until July 29, 2014 on Ordinance #12840. No Opposition was present.

**ACTION: DEFERRED UNTIL JULY 29, 2014**

**2014-046**  
**Wallace and Nancy Braud**  
**District No. 6**  
**Planning Version**

On motion of Councilman Hakeem and seconded by Councilpersons Grohn and Freeman,

**ORDINANCE #12841**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1329 AND 1349 GUNBARREL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

John Bridger, Regional Planning Executive Director, briefed the Council on this matter. A discussion ensued about whether or not there was Opposition present. Attorney Hinton verified that no Opposition was present on this zoning matter. Councilman Freeman called the question. Vice Chair Dr. Berz proceeded with the vote.

**ACTION: APPROVED**

**2014-050**  
**Patrick Johnson**  
**District No. 7**  
**Planning Version**

On motion of Councilman Anderson and seconded by Councilman Hakeem,

**ORDINANCE #12842**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 5209 ST. ELMO AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: APPROVED**

2014-051  
RTB Holdings, LLC/  
Parks Properties, LLC  
District No. 8  
Planning Version

On motion of Councilman Freeman and seconded by Councilman Grohn,

**ORDINANCE #12843**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 614 EAST MAIN STREET (AT REAR OF PARCEL), MORE PARTICULARLY DESCRIBED HEREIN, FROM M-3 WAREHOUSE AND WHOLESALE ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: APPROVED**

On motion of Councilman Smith and seconded by Councilman Anderson,

**ORDINANCE #12844**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE IV, GENERAL REGULATIONS, SECTION 38-25 TO ESTABLISH EXCEPTIONS FOR ANNEXED LOTS NOT FRONTING PUBLIC STREETS.**

**ACTION: APPROVED**

On motion of Councilman Gilbert and seconded by Councilman Hakeem,

**ORDINANCE #12845**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE III, ZONING AND BOUNDARIES, RELATIVE TO NEW DIVISION 4, BR-SO BRAINERD ROAD STREETScape OVERLAY ZONE.**

**ACTION: APPROVED**

**ORDINANCES – FIRST READING: (NONE)**

**RESOLUTIONS:**

On motion of Councilman Mitchell and seconded by Councilman Smith,

**RESOLUTION #27943**

**A RESOLUTION ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2015-2019, SUBJECT TO FUTURE REVISION; A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.**

**ACTION: ADOPTED**

On motion of Councilman Freeman and seconded by Councilman Hakeem,

**RESOLUTION #27944**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAMIE MCALOON LAMPMAN AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE MCKAMEY ANIMAL CENTER TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Freeman and seconded by Councilman Anderson,

**RESOLUTION #27945**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF LAURIE JOHNSON AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE MCKAMEY ANIMAL CENTER TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Freeman and seconded by Councilman Hakeem,

**RESOLUTION #27946**

**A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO A CONTRACT WITH HOPE FOR THE INNER CITY FOR CASE MANAGEMENT AND SUPPORT SERVICES RELATED TO THE CHATTANOOGA VIOLENCE REDUCTION INITIATIVE, FOR AN AMOUNT NOT TO EXCEED \$290,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilman Smith,

**RESOLUTION #27947**

**A RESOLUTION AUTHORIZING ADRIAN L. SMITH TO USE TEMPORARILY AN UNDEVELOPED PORTION OF MIXON STREET FOR ACCESS TO A FUTURE GARAGE TO BE LOCATED AT THE REAR OF PROPERTY AT 819 SPEARS AVENUE, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilman Smith,

**RESOLUTION #27948**

**A RESOLUTION AUTHORIZING JULIE VON GREMP TO USE TEMPORARILY AN UNOPENED ALLEY WAY LOCATED AT 701 BOYLSTON STREET, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**

**ACTION: ADOPTED**

On motion of Councilman Freeman and seconded by Councilman Anderson,

**RESOLUTION #27949**

**A RESOLUTION AUTHORIZING JOHN BOUDREAUX TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 3386 BELL ARBOR AVENUE FOR APPROXIMATELY 3,373± SQUARE FEET CONCERNING A FORCE MAIN TO CONNECT TO PUBLIC SANITARY SEWER, AS SHOWN ON EXHIBIT "A" AND PHOTOS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Gilbert,

**RESOLUTION #27950**

**A RESOLUTION AUTHORIZING THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO RECEIVE FUNDING ASSISTANCE TO COVER APPROVED COSTS OF HOSTING THE RBI (REVIVING BASEBALL IN INNER CITIES) SOUTHEAST REGIONAL TOURNAMENT IN CHATTANOOGA, TENNESSEE, ON JULY 24<sup>TH</sup> THROUGH JULY 28<sup>TH</sup>, 2014, FOR A BASE TOTAL AMOUNT NOT TO EXCEED \$4,250.00.**

A discussion ensued, in which Councilman Grohn encouraged the public to support the RBI Program by donating equipment and footwear. Councilman Freeman called the Question, but withdrew upon Vice Chair Dr. Berz indicating that one more councilperson wished to speak on this matter. After further discussion, Councilman Anderson called the Question. Vice Chair Dr. Berz proceeded with the vote.

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Fire Department**

Chief Lamar Flint announced that the Fire Academy recruits will gain hands-on live training experience by burning a house on this Friday, July 18, around 9:00 a.m. The burn will take place at 4014 Fagan Street. The public is invited.

**Purchases**

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

**R96265 - Waste Resource Division** Estimated \$150,000 Annually  
Blanket Contract for Painting Services.  
Lowest/Best Bidder: Fimco Services LLC

**R47383 - Human Resources Department** Estimated \$800,000 Annually  
Renewal of Blanket Contract Temporary Employment Services  
Lowest/Best Bidder: Outsource Staffing

**On motion of Councilman Anderson,** the above-listed purchases were approved.

**ACTION: APPROVED**

## **OTHER BUSINESS:**

### **Board Appointment**

Councilman Grohn nominated Georgianna Yurjevic as District 4 representative on the *Beer & Wrecker Board*.

### **Accolades (2)**

Councilman Grohn noted that he had received several communications from citizens commending Blythe Bailey for his leadership of the Transportation Department.

Councilman Hakeem recognized outgoing Chief Operating Officer, Jeff Cannon, for his compassionate service to the city.

### **District Meeting**

Councilman Gilbert announced the 5<sup>th</sup> *District Summit* on this Thursday, July 17, at 5:30 p.m. at Venue Church, 5959 Shallowford Road, #225.

## **COMMITTEE REPORTS:**

### *Audit & I.T. Committee*

Councilman Grohn

- City Auditor Stan Sewell will give a briefing on July 22 regarding the EPB report.

### *Budget and Finance Committee*

Councilman Mitchell

(No report)

### *Economic and Community Development Committee*

Councilman Anderson

- The committee will meet on next Tuesday (July 22) for an update by ECD Administrator Donna Williams.
- The committee will meet on July 29 at 4:00 p.m. regarding the noise ordinance.

### *HR Committee (Human Resources)*

Vice Chair Dr. Berz

- The committee will meet on July 29 for an update on Human Resources and the pay plan status.
- The committee will meet again on August 19 for a Wellness Report by Marathon Health.

### *Planning & Zoning*

Councilman Hakeem

- The committee will meet on August 5 for an update on vacation rentals.



*Public Safety Committee*

Councilman Freeman

- The committee's will meet on next Tuesday regarding the city's contract with McKamey Animal Shelter and Adoption Center.

*Public Works and Transportation Committee*

Councilman Smith

- The committee met today to discuss agenda items and will meet again on July 29.

*Youth and Family Development Committee*

Councilman Gilbert

(No report)

**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, Vice Chair Dr. Berz recognized the following persons:

- **Connie Griggs (McBrien Road)** - Opposes moving the Senior Activities Center from Eastgate Town Center; asks the city to keep a facility specifically for senior activities.
  - Mr. Goldberg responded to questions from Council on this matter.
- **Donald Stewart (Signal Mountain)** - Opposes moving the Senior Activities Center from Eastgate Town Center; asks city to consider signing a 6-month lease with Eastgate in order to locate a new seniors activity center.
  - Mr. Goldberg responded to questions from Council on this matter.
- **Joseph Gibson (Maryanne Lane)** - Voiced concerns about moving the Senior Activities Center; does not believe the city has done enough to keep the lease with Eastgate Town Center.
  - Mr. Goldberg responded to further questions from Council on this matter. He also indicated that Administration could have a report by next week on the Seniors Activity Center negotiations.
- **Eleanor Cooper (Lindmere Drive)** - Opposes Tax Increments Financing (TIF) and asks the city to respect the court's decision regarding the Black Creek Mountain development; asks Council to establish criteria for TIFs and PILOTs (Payment In Lieu of Taxes).
- **Garnet Chapin (Chambliss Street)** - Expressed support of TIFs; also expressed appreciation for two (2) days of ECD training on how to become a more active resident.
- **Jeff Perlacky (West Hills Drive)** - Voiced concerns about off-duty police officers on Aetna Mountain Road at Black Creek; hopes that laws are being enforced for all, not just employees of Black Creek Mountain subdivision.

- **Jefferson Hodge (McCallie Avenue)** - Opposes TIFs because of what he considers a “lack of democratic accessibility;” asks the city to support the court’s recent decision on the Black Creek Mountain TIF.
- **Gloria Griffith (District 7)** - Voiced concerns about errors in residential sewer billing; unable to reach anyone at the 1-800 customer service number to discuss billing discrepancies.
  - Councilman Anderson asked Ms. Griffith to meet with her and Molly Cooper (Mayor’s Office) after tonight’s meeting.

**ADJOURNMENT**

**On motion of Councilman Anderson**, the meeting of the Chattanooga City Council was adjourned until Tuesday, July 22, 2014, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**

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