



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
November 25, 2014
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Chairman Henderson led the assembly in the Pledge of Allegiance and invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Smith, the minutes of the last meeting (November 18, 2014) were approved as published.

SPECIAL PRESENTATION

***Proclamation - Madison Hayes, Age 12
East Hamilton Middle High School Student
MLB Pitch, Hit and Run National Champion
By Councilman Russell Gilbert***

Councilman Gilbert presented a video montage in honor of 12-year-old athlete Madison Hayes. After the video, he proclaimed the following:

Whereas Madison Hayes is a 12-year-old honor roll student in the 7th grader at East Hamilton Middle-High School. Although she will celebrate her 13th birthday tomorrow, November 26, she has accomplished more in her lifetime than many adults.

Whereas She resides in Ooltewah, Tennessee with her parents, Adrian and Greta Hayes, both employees of the Youth and Family Development Department. She cherishes her younger sister, younger brother and four loving grandparents.

Whereas Madison has a 3.4 grade point average and has made the honor roll each time, while being an all-around athlete: playing middle school softball, basketball, volleyball and running track. She is a Varsity team member for each sport.

Whereas As a 6th grader, she was chosen for the Varsity basketball team at her school, playing alongside her 8th grade counterparts. Her team was undefeated this year.

Whereas In June of this year, she competed in Major League Baseball's Pitch, Hit and Run competition at Turner Field, and won first place in the Girls 11/12 year-old semi-finals and advanced to the finals.

Whereas In July, she won first place in the Girls 11/12 year-old division Pitch, Hit and Run national finals at Target Field in Minneapolis.

Be It Resolved,

on behalf of the City of Chattanooga, we congratulate

Madison Hayes

for being a champion in the classroom and in the major league,
and for exemplifying what's right with our schools and our communities.

Signed this 25th day of November 2014,

Russell Gilbert, Councilman

Andy Berke, Mayor

After presentation of the proclamation, the Department of Youth and Family Development presented framed posters/pictures of Ms. Hayes to her family.

ORDINANCES – FINAL READING:

2014-108

Alan Haniszewski/HP Partners

District 8

Council Version

On motion of Councilman Freeman and seconded by Councilman Anderson,

ORDINANCE #12878

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1200 SOUTH WATKINS STREET AND 2308 EAST 12TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE AND R-2 RESIDENTIAL ZONE TO M-2 LIGHT INDUSTRIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

On motion of Vice Chair Dr. Berz and seconded by Councilman Anderson,

ORDINANCE #12881

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 31, ARTICLE VIII, SECTIONS 31-301 THROUGH 31-356 RELATIVE TO STORMWATER MANAGEMENT.

Councilman Grohn requested to make a statement about this ordinance since he was out of town during its first reading. Chairman Henderson allowed him to make a statement. After a few minutes, Councilman Freeman called a *Point of Order*, objecting to the length of Councilman Grohn’s statement. Councilman Grohn argued that, according to Robert’s Rules, he was allowed to make a statement for up to 10 minutes. Chairman Henderson ruled in favor of Councilman Grohn, allowing him to continue his statement.

Upon no further discussion, the motion carried upon roll call vote as follows:

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

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilman Grohn and seconded by Councilman Freeman,

RESOLUTION #28057

A RESOLUTION TO AMEND THE MASS MUTUAL RETIREMENT PLAN DOCUMENT TO COMPLY WITH RECENT REGULATORY GUIDANCE FROM THE IRS PURSUANT TO REVENUE RULING 2013-17 AND NOTICE 2014-19.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28066

A RESOLUTION AUTHORIZING THE APPOINTMENT OF TAMARA MOORE 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 Anderson and seconded by Councilman Grohn,

RESOLUTION #28067

A RESOLUTION AUTHORIZING AN INCREASE IN PURCHASE ORDER NUMBER 524975 TO CHIPREWARDS, INC. TO PAY THE REMAINING 2014 INVOICES FOR THE ANNUAL COST OF SERVICES, IN THE AMOUNT OF \$60,000.00, FOR A TOTAL AMOUNT OF \$205,000.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28068

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO ENTER INTO AN AGREEMENT WITH BLUECROSS BLUESHIELD OF TENNESSEE TO PROVIDE AN EMPLOYEE WELLNESS INCENTIVE PROGRAM TO ELIGIBLE EMPLOYEES AT THE COST OF \$0.29 PER EMPLOYEE PER MONTH, PLUS THE COST OF THE INCENTIVES WITH AN EFFECTIVE DATE OF JANUARY 1, 2015, WITH A DURATION OF THREE (3) YEARS, FOR AN ANNUAL COST OF APPROXIMATELY \$145,000.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28069

A RESOLUTION AUTHORIZING THE APPOINTMENT OF JORDAN LANDIS AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE CITY OF CHATTANOOGA DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Freeman and seconded by Vice Chair Dr. Berz,

RESOLUTION #28070

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, AND ACCEPT, A GOVERNOR'S HIGHWAY SAFETY OFFICE (GHSO) GRANT FOR THE POLICE DEPARTMENT FOR THE PURCHASE OF TRAFFIC ENFORCEMENT EQUIPMENT USED FOR THE ENFORCEMENT OF DUI AND PROSECUTION OF TRAFFIC FATALITIES, IN THE AMOUNT OF \$98,089.90.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

David Carmody, Deputy Chief Operating Officer, reported the following emergency purchase:

Emergency Purchases of Bulk Salt \$409,600
as required by Public Works
Lowest/Best Bidder: IBG Magic of Kentuckiana

The emergency purchase was signed in open meeting by Lee Norris, Public Works Administrator. Mr. Carmody also presented the following proposed purchases for Council approval:

R086158 - General Services Estimated \$600,000 Annually
Contract Renewal of Blanket Contract
No. 524729 for Electrical Services
Lowest/Best Bidder: Triad Electric

R36422 - General Services Estimated \$89,890 Annually
Contract Renewal of Blanket Contract
No. 506905 for Communications System Insurance
Lowest/Best Bidder: J Mark Bowery Insurance

R36180 - General Services Estimated \$150,000 Annually
Contract Renewal for Blanket Contract
No. 507140 for Oil and lubricants
Lowest/Best Bidder: Parman Lubricants

R68909 - Public Works \$29,000
Extension of Blanket Contract 519083
for Masonry Materials
Lowest/Best Bidder: TT Wilson Company

R101465 - Public Works \$60,330
The purchase of Compressor Rebuild Services
for the 70% capacity compressor on the cryogenic
air separation plant
Lowest/Best Bidder: Centrifugal Technologies

Vice Chair Dr. Berz moved to approve, seconded by Councilman Anderson. The motion carried.

ACTION: APPROVED

OTHER BUSINESS:

Council Office Restructuring

Vice Chair Dr. Berz reported that the Human Resources Committee met in open meeting today to hear staffing recommendations made by the Council Selection Committee. She proposed the following resolution:

RESOLUTION #28071

A RESOLUTION TO RESCIND RESOLUTION NO. 27505 AND HEREBY AUTHORIZING THE EMPLOYMENT OF NICOLE GWYN AS CLERK OF THE CHATTANOOGA CITY COUNCIL, PURSUANT TO SECTION 8.13 OF THE CITY CHARTER; THE EMPLOYMENT OF KEREN CAMPBELL AS COUNCIL SUPPORT SPECIALIST; AND THE EMPLOYMENT OF KRISTEN BOOKER AS ADMINISTRATIVE SUPPORT SPECIALIST 2; AND ALSO AUTHORIZING THE EMPLOYMENT OF THOMAS TANSIL AS LEGISLATIVE MANAGEMENT ANALYST, PURSUANT TO SECTION 8.15 OF THE CITY CHARTER.

Councilman Freeman made a statement in objection to the restructuring process. **Councilman Anderson moved** to approve, seconded by Councilman Mitchell. The motion carried upon roll call vote as follows:

Smith	YES	Freeman	ABSTAIN
Mitchell	YES	Berz	YES
Hakeem	YES	Anderson	ABSTAIN
Grohn	YES	Henderson	YES
Gilbert	YES		

ACTION: ADOPTED

COMMITTEE REPORTS:

Audit & I.T. Committee

Councilman Grohn
(No report)

Budget and Finance Committee

Councilman Mitchell
(No report)

Economic and Community Development Committee

Councilman Anderson

- The Committee met earlier today in open meeting to discuss the Southern Champion Tray PILOT and the environmental impact of the Tubman demolition.

HR Committee (Human Resources)

Vice Chair Dr. Berz
(No further report)

Planning & Zoning

Councilman Hakeem

- The committee met today in open meeting to discuss a proposed amendment to the C-3 Zoning ("Liquor Ordinance"). The amendment will appear on next week's agenda.
- The committee will meet again next Tuesday (December 2) in open meeting to discuss items for the next two (2) weeks and to hear about short-term vacation rentals.

Public Safety Committee
Councilman Freeman
(No report)

Public Works and Transportation Committee
Councilman Smith

- The committee will meet next Tuesday (December 2) in open meeting to discuss upcoming agenda items. There will be also be a presentation on Passenger Vehicles For Hire and a review of upcoming ordinance changes.

Youth and Family Development Committee
Councilman Gilbert

- In light of the presentation today to 12-year-old Madison Hayes, he exhorted media outlets to report more on the positive things about Chattanooga youth are accomplishing.

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 Henderson recognized the following persons:

- **Janelle Jackson (Concerned Citizens for Justice)** – She discussed violence in our communities and voiced concerns about the following: lack of affordable housing, racial profiling, CHA's trespass list, disproportionate arrest rates of blacks in Chattanooga, rent control, civilian police board and good living wage jobs.
- **C-Grimey (New Movement)** – He asked Council to explain how the Violence Reduction Initiative (VRI) funding has affected the community. He would like answers to the complaints about officer harassment.
- **Bro. Kevin Muhammed (Nation of Islam)** – He stated that he could not support VRI walks in the community and challenged the Mayor to call the heads of local banks to walk the streets in disadvantaged communities. He also stated a challenge to policy-makers to speak with those in disadvantaged communities.
- **Basil Marceaux (Chattanooga)** – He informed Council of statistics regarding local police shootings. He voiced concerns about law enforcement's guns and arrest policies in light of certain higher court rulings.
- **Tamara Woodward** – She stated that she had walked alongside council members in the fight for civil rights and that some of the same problems then exist now. She asked Council to care and fight for all youth, and defend children that are hurt and disrespected.
- **Jacob Case (Chattanooga)** – He is a veteran who returned home in 2013 and voiced concerns about the violence in the city. He stated that citizens must hold policy-makers responsible for stopping the violence and emphasized the need for jobs and housing.
- **Tursala Harris (Chattanooga)** – She informed Council about kids being attacked in the streets for no reason. She stated that city codes enforced in the black communities are not being enforced the same as codes in other communities.
- **Ashlee Henderson (Concerned Citizens for Justice)** – She thanked three (3) council members for supporting CCFJ's right to peacefully assemble against injustice. She stated that Council should stop meeting with people who do not represent the people assembled.

ADJOURNMENT

On motion of Councilman Freeman, the meeting of the Chattanooga City Council was adjourned until Tuesday, December 2, 2014, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL