



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
April 21, 2015
6:00 PM

CALL TO ORDER

Council Chairwoman Carol Berz called the meeting to order with Vice Chair Moses Freeman and Council members Chris Anderson, Russell Gilbert, Larry Grohn, Yusuf Hakeem, Chip Henderson, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present.

PLEDGE OF ALLEGIANCE

Councilman Mitchell led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Vice Chair Freeman, the minutes of the last meeting (April 14, 2015) were approved as published.

ORDINANCES – FINAL READING:

2015-034
Julie Gardenhire and Betty Silvers
District No. 6
Planning Version
(Version 3)

On motion of Councilman Gilbert and seconded by Vice Chair Freeman,

ORDINANCE #12934

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 7104 BONNY OAKS DRIVE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO O-1 OFFICE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2015-039
City of Chattanooga/RPA and
Johnston Southern Company, LLC
District No. 6
Planning Version

On motion of Councilman Grohn and seconded by Councilman Gilbert,

ORDINANCE #12935

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 9337 AND 9339 BRADMORE LANE, MORE PARTICULARLY DESCRIBED HEREIN, FROM TEMPORARY C-2 CONVENIENCE COMMERCIAL ZONE TO PERMANENT ZONE PER CITY CODE, ARTICLE XII, SECTION 38-653 PLANNING COMMISSION ZONING PLAN TO ESTABLISH PERMANENT ZONES FOR AREA ANNEXED AS IDENTIFIED IN ORDINANCE NO. 12897 AND KNOWN AS CAMBRIDGE SQUARE ADOPTED JANUARY 20, 2015, BY CITY COUNCIL.

ACTION: APPROVED

2015-033
Passpointe Engineering/Jan Pass
& JJMP GP/Jasmin Patel
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Smith,

ORDINANCE #12937

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 216 MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS

ACTION: APPROVED

2015-035
Skip Pond and Alfred Jayne
District No. 8
Planning Version

On motion of Vice Chair Freeman and seconded by Councilman Anderson,

ORDINANCE #12938

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 941 MCCALLIE AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

On motion of Vice Chair Freeman and seconded by Councilman Anderson,

ORDINANCE #12939

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 15, C-3 CENTRAL BUSINESS ZONE TO REMOVE THE TEN (10) FEET BUILDING SEPARATION REQUIREMENT.

ACTION: APPROVED

On motion of Councilman Hakeem and seconded by Vice Chair Freeman,

ORDINANCE #12940

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 9, R-4 SPECIAL ZONE AND DIVISION 12, O-1 OFFICE ZONE RELATIVE TO REMOVAL OF SIGN AREA REQUIREMENTS.

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28209

A RESOLUTION AUTHORIZING THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO EXECUTE A CONTRACT WITH FIS/LINK2GOV TO SUPPLY FINANCIAL CHARGE CARD SERVICES FOR THE CITY OF CHATTANOOGA FOR ONE (1) YEAR BEGINNING MAY 1, 2014, PLUS FOUR (4) ONE YEAR EXTENSIONS, FOR AN ESTIMATED ANNUAL AMOUNT OF \$100,000.00.

ACTION: ADOPTED

On motion of Vice Chair Freeman and seconded by Councilman Henderson,

RESOLUTION #28210

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

ACTION: ADOPTED

On motion of Vice Chair Freeman and seconded by Councilman Henderson,

RESOLUTION #28211

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO AN AGREEMENT WITH CHATTANOOGA STATE COMMUNITY COLLEGE TO CONDUCT CLASSES FOR CHATTANOOGA POLICE ACADEMY TRAINING DURING THE PERIOD OF APRIL 17, 2015 TO SEPTEMBER 18, 2015, FOR AN AMOUNT NOT TO EXCEED \$1,000.00.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Grohn,

RESOLUTION #28212

A RESOLUTION TO ALLOW OFFICER NATHAN ROGERS TO RETAIN AND KEEP HIS CPD ISSUED SERVICE WEAPON FOLLOWING HIS MEDICAL RETIREMENT AS A CHATTANOOGA POLICE OFFICER WHICH BECAME EFFECTIVE ON MARCH 1, 2015.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Gilbert,

RESOLUTION #28213

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH TALLEY CONSTRUCTION, INC. RELATIVE TO CONTRACT NO. T-14-017-201 FOR THE CONSTRUCTION SERVICES ASSOCIATED WITH THE W. SHEPHERD ROAD IMPROVEMENTS, FOR A TOTAL AMOUNT OF \$767,707.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28214

A RESOLUTION AUTHORIZING CHATTANOOGA COFFEE COMPANY C/O EILEEN MASON, WITH CONSENT FROM THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA), OWNER OF THE SUBJECT PROPERTY, TO USE TEMPORARILY THE SIDEWALK RIGHT-OF-WAY IN FRONT OF THE BUILDING LOCATED AT 225 BROAD STREET TO INSTALL OUTDOOR SEATING ASSOCIATED WITH CHATZ (CHATTANOOGA COFFEE COMPANY), AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Vice Chair Freeman and seconded by Councilman Anderson,

RESOLUTION #28215

A RESOLUTION AUTHORIZING SSR & ASSOCIATES C/O REGINALD RUFF, AGENT FOR THE PROPERTY OWNER, SOHO, LLC C/O ROBERT HENDERSON, TO USE TEMPORARILY THE RIGHT-OF-WAY OF THE OPEN ALLEY IN THE REAR OF THE BUILDING LOCATED AT 45 EAST MAIN STREET TO INSTALL FOUR (4) METAL CANOPIES ABOVE THE SIDEWALK IN THE REAR OF THE BUILDING, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28216

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION, ON BEHALF OF THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA), TO APPLY FOR AND, IF AWARDED, ACCEPT A SECTION 5310 ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES GRANT FROM THE FEDERAL TRANSIT ADMINISTRATION TO INSTALL FARE SMARTCARD READERS ON CARE-A-VAN VEHICLES, WITH THE CITY'S PORTION IN THE AMOUNT OF \$6,800.00, FOR A TOTAL AMOUNT OF \$68,000.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Henderson,

RESOLUTION #28217

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION, ON BEHALF OF THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA), TO APPLY FOR AND, IF AWARDED, ACCEPT A SECTION 5310 ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES GRANT FROM THE FEDERAL TRANSIT ADMINISTRATION TO REPLACE SIX (6) CARTA CARE-A-VAN PARATRANSIT VEHICLES, WITH THE CITY PORTION IN THE AMOUNT OF \$43,800.00, AT A COST OF \$73,000.00 PER VEHICLE, FOR A TOTAL AMOUNT OF \$438,000.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Gilbert,

RESOLUTION #28218

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A SECTION 5310 ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES GRANT FROM THE FEDERAL TRANSIT ADMINISTRATION TO REPAIR AND INSTALL SIDEWALKS WITHIN A HALF MILE OF CARTA TRANSIT STOPS THROUGHOUT THE CITY TO INCREASE PEDESTRIAN CONNECTIVITY AND EXPAND ACCESS TO TRANSIT FOR OLDER ADULTS AND INDIVIDUALS WITH DISABILITIES, WITH THE CITY'S PORTION IN THE AMOUNT OF \$45,000.00, FOR AN AMOUNT NOT TO EXCEED \$450,000.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Fire Department

Operations Chief Chris Adams reported on \$13,270 raised by the department’s Pancake Breakfast Benefit for Tristin Greer, son of Senior Firefighter Jason Greer, who is battling cancer.

Purchases

David Carmody, Deputy Chief Operating Officer, briefed the Council on the following purchases:

R11154 - Public Works Estimated \$50,000 Annually
New Blanket Contract for Custodial Services
at Moccasin Bend Wastewater Treatment Plant
Lowest/Best Bidder: Certified Maintenance Service Inc.

R111024 - Public Works \$87,950
The Purchase of one (1) Replacement Cooling Tower
Lowest/Best Bidder: Ferguson Equipment Company

R82214 - Purchasing Estimated \$450,000 Annually
New Blanket Contract for Office Supplies and Toner
Lowest/Best Bidder: Staples Advantage

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

ACTION: APPROVED

OTHER BUSINESS:

Towing Amendment

Councilman Hakeem inquired about revisions to Councilman Anderson’s bill regarding towing that had been discussed earlier today in open meeting. Attorney Hinton confirmed that he would work with Councilman Anderson in making those revisions to the bill.

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 will meet next Tuesday (April 28) for presentations only on two (2) downtown housing PILOTs.

HR Committee (Human Resources)

Vice Chair Freeman
(No report)

Planning & Zoning

Councilman Hakeem
(No report)

Public Safety Committee

Councilman Henderson

- He thanked Chairwoman Berz for appointing him as Chair of this committee.

Public Works and Transportation Committee

Councilman Smith

- The committee met today to cover agenda items on this and next week's agendas. The committee also heard proposed ordinance changes proposed by Councilman Anderson.
- The committee will meet again in two weeks (May 5).

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, Chairwoman Berz recognized the following persons:

- **Gary Ball (2520 East 14th Street)** – He voiced concerns about problems with the stormwater ordinance and due process with the stormwater board. He distributed information about his stormwater problems to Vice Chair Freeman and Councilman Hakeem. He also voiced concerns about the meeting place for his neighborhood association.

ADJOURNMENT

On motion of Councilman Anderson, the meeting of the Chattanooga City Council was adjourned until Tuesday, April 28, 2015, at 6:00 p.m.

CHAIRWOMAN

CLERK OF COUNCIL