



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES

June 23, 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, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present. Councilman Chip Henderson was not 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 Councilman Gilbert, the minutes of the last meeting (June 16, 2015) were approved as published.

ORDINANCES – FINAL READING: (NONE)

ORDINANCES – FIRST READING:

On motion of Councilman Mitchell and seconded by Councilman Anderson,

ORDINANCE #12965

AN ORDINANCE APPROPRIATING, AUTHORIZING OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR 2015/2016 AND TO AMEND THE FISCAL YEAR 2015/2016 OPERATIONS BUDGET ORDINANCE NO. 12953 AND TO AMEND FISCAL YEAR 2012/2013 CAPITAL BUDGET ORDINANCE NO. 12625.

The motion carried upon roll call vote as follows:

| | | | |
|----------|-----|----------|-----|
| Anderson | YES | Hakeem | YES |
| Freeman | YES | Mitchell | YES |
| Gilbert | YES | Smith | YES |
| Grohn | NO | Berz | YES |

Yes – SEVEN (7); NO – ONE (1)

ACTION: PASSED ON FIRST READING

On motion of Councilman Anderson and seconded by Councilman Grohn,

ORDINANCE #12966

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE CHAPTER 2, SECTION 2-621; CHAPTER 3, SECTIONS 3-126 AND 3-132; CHAPTER 10, SECTIONS 10-31 AND 10-32; CHAPTER 24, SECTIONS 24-271 AND 24-273; CHAPTER 32, SECTIONS 32-33, 32-166 THROUGH 32-178; AND CHAPTER 38, ZONING ORDINANCE REGARDING DEPARTMENT NAME CHANGES.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

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

RESOLUTION #28284

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A LEAD BASED PAINT HAZARD CONTROL (LBPHC) GRANT IN THE AMOUNT OF \$3 MILLION AND THE HEALTHY HOMES SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$325,000.00 FOR RESIDENTIAL LEAD BASED PAINT REMEDIATION WORK TO BENEFIT LOW TO MODERATE INCOME FAMILIES, FOR A TOTAL AMOUNT OF \$3,325,000.00.

ACTION: ADOPTED

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

RESOLUTION #28285

A RESOLUTION TO AMEND RESOLUTION NO. 28243 ENTITLED, "A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO AWARD HOME PROGRAM FUNDS FOR THE PURPOSE OF CREATING AFFORDABLE RENTAL HOUSING UNITS TO ANAND-MARTIN, FOR AN AMOUNT UP TO \$50,000.00; TOWER CONSTRUCTION COMPANY, FOR AN AMOUNT UP TO \$160,000.00; CNE, FOR AN AMOUNT UP TO \$443,500.00; OTIS RUMPH, SR., FOR AN AMOUNT UP TO \$49,500.00; AND MARK SCOTT, FOR AN AMOUNT UP TO \$16,500.00, FOR AN AMOUNT NOT TO EXCEED \$719,500.00," AND TO ENTER INTO PROJECT AGREEMENTS WITH THE AFOREMENTIONED GRANTEEES OF HOME PROGRAM FUNDS.

ACTION: ADOPTED

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

RESOLUTION #28287

A RESOLUTION AUTHORIZING THE CHATTANOOGA FIRE DEPARTMENT TO ENTER INTO A CONTRACT WITH THE TENNESSEE VALLEY AUTHORITY (TVA) FOR FIRE PROTECTION, TECHNICAL RESCUE, AND HAZARDOUS MATERIAL RESPONSE SERVICES AT THE RACCOON MOUNTAIN PUMP STORAGE PLANT.

ACTION: ADOPTED

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

RESOLUTION #28288

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A LEASE AND OPERATIONS AGREEMENT, SUBJECT TO A MANDATORY REFERRAL, WITH THE TIVOLI THEATRE FOUNDATION, INC. IN SUBSTANTIALLY THE FORM ATTACHED HERETO LEASING THE TIVOLI THEATRE, THE SOLDIERS AND SAILORS MEMORIAL AUDITORIUM, AND THE COMMUNITY THEATRE (“VENUES”) TO FOUNDATION AND PAYMENT TO THE FOUNDATION FOR MANAGING THE VENUES FOR THE AMOUNTS DESCRIBED IN THE AGREEMENT WITH \$175,000.00 ALLOCATED FOR CAPITAL AND \$750,000.00 FOR OPERATIONS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28289

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, AND ACCEPT, A 2015 JUSTICE ASSISTANCE GRANT FOR THE PURCHASE OF SPECIAL ORGANIZED RESPONSE TEAM EQUIPMENT AND TRAINING FOR THE CHATTANOOGA POLICE DEPARTMENT, WITH THE CITY’S PORTION IN THE AMOUNT OF \$84,951.00, FOR A TOTAL AMOUNT OF \$124,000.00.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Smith,

RESOLUTION #28290

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH NORTH CHICKAMAUGA CREEK CONSERVANCY TO LEASE A ROOM FOR OFFICE SPACE WITHIN A BUILDING AT THE GREENWAY FARM, FOR AN AMOUNT OF \$1.00 PER YEAR, PLUS A FLAT FEE OF \$250.00 PER YEAR TO COVER UTILITY COSTS AND LESSEE’S PRO RATA PORTION OF WATER QUALITY FEES, FOR THE PURPOSE OF THE LESSEE TO ASSIST THE CITY WITH THE DEVELOPMENT OF THE NORTH CHICKAMAUGA CREEK GREENWAY THROUGH ITS ADVOCACY, PROMOTION, AND CITIZEN ACTIONS.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Mitchell,

RESOLUTION #28291

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 FOR CONSTRUCTION CONSULTANTS, INC. RELATIVE TO CONTRACT NO. R-14-001-201, HIXSON YFD CENTER, FOR AN INCREASED AMOUNT OF \$174,597.00, FOR A REVISED CONTRACT AMOUNT OF \$1,390,241.00, AND A NEW CONTINGENCY OF \$10,000.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$1,400,241.00.

ACTION: ADOPTED

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

RESOLUTION #28286

A RESOLUTION TO ADOPT THE AMENDED HAMILTON COUNTY REGIONAL ADDRESSING POLICY BY THE HAMILTON COUNTY COMMISSIONERS, RESOLUTION NO. 1213-7 ON DECEMBER 4, 2013.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Smith,

RESOLUTION #28293

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE MAINTENANCE OF STATE HIGHWAYS WITHIN THE CITY LIMITS FOR REIMBURSEMENT TO THE CITY, FOR AN AMOUNT NOT TO EXCEED \$378,909.00.

ACTION: ADOPTED

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

RESOLUTION #28294

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT THE QUALIFICATIONS FOR ON-CALL MODELING AND FLOODPLAIN ANALYSIS SERVICES FROM URS CORPORATION; AMEC ENVIRONMENTAL AND INFRASTRUCTURE, INC.; HDR ENGINEERING, INC.; CDM SMITH; AND LAMAR DUNN ASSOCIATES, INC. AND TO ENTER INTO FIVE (5), ONE (1) YEAR BLANKET CONTRACTS WITH THESE PROFESSIONAL FIRMS SUBJECT TO ONE (1) YEAR RENEWAL OPTIONS, FOR PROFESSIONAL SERVICES ESTIMATED AT \$650,000.00 TOTAL ANNUALLY FOR ALL FIVE (5) PROFESSIONAL FIRMS FOR USE BY ALL DEPARTMENTS.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Gilbert,

RESOLUTION #28292

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO IMPLEMENT THE STORM WATER ENHANCEMENT AND EDUCATION PILOT (SWEEP) PROGRAM FOR PRIVATE RESIDENTIAL WATER QUALITY BEST MANAGEMENT PRACTICES (BMPS).

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28295

A RESOLUTION AUTHORIZING THE WAIVER OF THE PARK RESERVATION FEE FOR THE PURPOSE OF “EVERYONE EAST LAKE – MUSIC IN THE PARK” TO BE HELD ON AUGUST 29, 2015, BETWEEN 2:00 P.M. AND 9:30 P.M., AT THE EAST LAKE PARK.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28296

A RESOLUTION AUTHORIZING THE WAIVER OF THE PARK RESERVATION FEE FOR THE PURPOSE OF “NATIONAL NIGHT OUT” TO BE HELD ON OCTOBER 6, 2015, BETWEEN 4:00 P.M. AND 8:30 P.M., AT THE EAST LAKE PARK.

A discussion ensued, with Councilman Anderson informing the public that he was working with Attorney Hinton on legislation so that registered neighborhood associations could use public spaces.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

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

R98554 - General Services Estimated \$200,000 Annually
Renewal of Blanket Contract for Uniform and Textile
Lowest/Best Bidder: Rental Cintas Corporation

R100262 - General Services Estimated \$2,100,000 Annually
Increase of Authorized Expenditure for Sanitation Trucks
Lowest/Best Bidder: Stringfellow, Inc.

R76921 - General Services Estimated \$3,638,390 Annually
Renewal of Blanket Contract for Police Interceptor
Vehicles; Sedans and SUV's
Lowest/Best Bidder: Brooker Ford, Inc.

R92425 - General Services Estimated \$131,000 Annually
Renewal of Blanket Contract for Printing Services
Lowest/Best Bidder: Diversified Companies LLC and
Envelopes and Printed Products

R56837 - Information Technology Estimated \$30,000 Annually
Renewal of Blanket Contract for Oracle Financial
Reporting Tool
Lowest/Best Bidder: EIS Technologies, Inc.

R81018 - Information Technology Estimated \$500,000 Annually
Renewal of Blanket Contract for Aerohive Wireless
Network Products and Services
Lowest/Best Bidder: Insight Public Sector

R114512 - Public Works \$194,637
The Purchase of Fairbanks Morse 20" Pump Parts
Lowest/Best Bidder: Guthrie Sales and Service Inc.

R114956 - Public Works \$26,461
The Purchase of Fairbanks Morse 4" Pump Parts
Lowest/Best Bidder: Guthrie Sales and Service Inc.

R96263 - Public Works Estimated \$900,000 Annually
Blanket Contract Renewal for Liquid Calcium Nitrate
Lowest/Best Bidder: Evoqua Water Technologies, LLC

R115263 - Public Works Estimated \$100,000 Annually
New Blanket Contract for Clean Up Services
for Property Damaged by Sewer Backups
Lowest/Best Bidder: Disaster Master

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

ACTION: APPROVED

OTHER BUSINESS:

City Attorney's Report

Attorney Hinton informed the Council of a settlement reached in the case of *Waldon v. City of Chattanooga* (involving injury) in the amount of \$100,000.00 as well as court costs and costs of mediation. He asked the Council to approve entering into the agreement. **Councilman Mitchell moved** to approve, seconded by Councilman Gilbert.

ACTION: APPROVED

Community Clean-Up

Councilman Anderson expressed thanks to the Department of Economic and Community Development (Donna Williams, Karen Clay and Vanessa Jackson) for organizing the Alton Park Clean-up on Saturday, June 20, which had over 50 participants. He also thanked Youth and Family Development's Chattanooga Ambassadors (Gary Rudolph and student ambassadors) and three neighborhood associations: Alton Park-Piney Woods Neighborhood Association (Gil Shropshire), Southside Advisory Council (Rose Mary Porter) and Oak Hill Neighborhood Association (Terry McCullough).

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 today for a presentation on the Gestamp PILOT.
- The committee will meet again next Tuesday (June 30) regarding the Clean Power Plan resolution and potentially discussing the TIF framework going forward.

HR Committee (Human Resources)

Vice Chair Freeman

- The committee will begin the process of reviewing the Employee Handbook on July 7 at 1:30 p.m. in the Council conference room. There will be subsequent work sessions scheduled during the review process.

Planning & Zoning Committee

Councilman Hakeem
(No report)

Public Safety Committee

(Councilman Henderson was not present)

Public Works and Transportation Committee

Councilman Smith

- The committee met today to cover agenda items for tonight and next week.
- The committee will meet again next week to get the committee back on its regular schedule.

Youth and Family Development Committee

Councilman Gilbert

- The committee will meet on July 7 following Agenda Session for a department update.

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:

- **Tiffany Rankin (Lincoln Park Neighborhood Association)** – Lincoln Park Neighborhood Association is opposed to the Central Avenue extension project. She informed the Council of a Title VI complaint filed by the association with the Tennessee Human Rights Commission about the project and read THRC's findings. She also distributed a copy of the letter to the Council and Council Clerk.
 - Councilman Smith agreed to look into this matter in Public Works and Transportation Committee.

- **Vannie Hughley (Lincoln Park Neighborhood Association)** – She voiced opposition to the Central Avenue extension. She asked the Council to reconsider its vote back in 2012 on this project.

- **Helen Burns Sharp (Walnut Street)** – She was encouraged by the Tax Increment Financing presentation last week during committee. She requested feedback on the following:
 - Would the Council consider to “relax” their time table for the new TIF framework and present the TIF framework in committee?
 - Could the City put a link on the website so that the public could access the TIF document?
 - Why not develop the process and procedure for PILOTs as well as TIFs?
 - Councilman Anderson informed the public of the various ways in which they may use media (email, social media, website streaming) to get information on Council meetings and to be heard by their council representatives.

ADJOURNMENT

Chairwoman Berz adjourned the meeting of the Chattanooga City Council was adjourned until Tuesday, June 30, 2015 at 6:00 p.m.

CHAIRWOMAN

CLERK OF COUNCIL