



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
June 30, 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, Yusuf Hakeem, Chip Henderson, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present. Councilman Grohn was not present.

PLEDGE OF ALLEGIANCE

Councilman Smith led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Mitchell and seconded by Vice Chair Freeman, the minutes of the last meeting (June 23, 2015) were approved as published.

ORDINANCES – FINAL READING:

On motion of Councilman Mitchell and seconded by Councilman Smith,

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.

ACTION: APPROVED

On motion of Councilman Smith and seconded by Councilman Gilbert,

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: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

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

RESOLUTION #28298

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF CHATTANOOGA AND BELL SOUTH TELECOMMUNICATIONS, LLC TO GRANT PERMISSION FOR THE CITY TO PLACE PUBLIC ARTWORK BY MURALIST MEG SALIGMAN AS PART OF THE M.L. KING MURAL PROJECT ON THE BELL SOUTH TELECOMMUNICATIONS BUILDING LOCATED AT 300 M.L. KING BOULEVARD.

ACTION: ADOPTED

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

RESOLUTION #28299

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE AN OFFER TO PURCHASE REAL PROPERTY AT ENTERPRISE SOUTH INDUSTRIAL PARK "WEST CAMPUS" WITH GESTAMP CHATTANOOGA, LLC ("GESTAMP") AND AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS FOR THE PURPOSE OF CONVEYING SUCH REAL PROPERTY TO THE GESTAMP, SUBJECT TO THE PLANNING COMMISSION DECLARING SUCH REAL PROPERTY TO BE SURPLUS.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Hakeem,

RESOLUTION #28300

A RESOLUTION DECLARING SURPLUS OF 14,286 ACRES (MORE OR LESS SUBJECT TO SURVEY) KNOWN AS TRACT 19-B AND 19-C, AND THE PORTION OF DISCOVERY DRIVE LOCATED BETWEEN TRACT 19-B AND 19-C IN THE ENTERPRISE SOUTH INDUSTRIAL PARK, TO GESTAMP CHATTANOOGA, LLC, SUBJECT TO APPROVAL OF THE PLANNING COMMISSION DECLARING THIS SURPLUS.

ACTION: ADOPTED

On motion of Councilman Hakeem and seconded by Councilman Anderson,

RESOLUTION #28301

A RESOLUTION (I) TO MAKE CERTAIN FINDINGS RELATING TO THE EXPANSION OF A MANUFACTURING FACILITY PROJECT TO BE CONSTRUCTED, EQUIPPED AND OPERATED BY GESTAMP CHATTANOOGA, LLC (“GESTAMP”) IN THE ENTERPRISE SOUTH INDUSTRIAL PARK (THE “PROJECT”), AND (II) TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF HAMILTON, TENNESSEE (THE “BOARD”), GESTAMP, AND HAMILTON COUNTY, TENNESSEE WITH RESPECT TO THE PROJECT (THE “PILOT AGREEMENT”).

Charles Wood of the Chattanooga Area Chamber of Commerce responded to a question from Councilman Anderson on this agenda item. Upon no further questions, the motion carried.

ACTION: ADOPTED

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

RESOLUTION #28302

A RESOLUTION (I) TO MAKE CERTAIN FINDINGS RELATING TO THE NEW MANUFACTURING FACILITY PROJECT TO BE CONSTRUCTED, EQUIPPED AND OPERATED BY A TO-BE-FORMED SUBSIDIARY OF GESTAMP NORTH AMERICA, INC. (“GESTAMP SUBSIDIARY”) IN THE ENTERPRISE SOUTH INDUSTRIAL PARK (THE “PROJECT”), (II) TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA (THE “BOARD”), THE GESTAMP SUBSIDIARY, AND HAMILTON COUNTY, TENNESSEE WITH RESPECT TO THE PROJECT (THE “PILOT AGREEMENT”), AND (III) TO DELEGATE CERTAIN AUTHORITY TO THE BOARD RELATING TO THE PILOT AGREEMENT.

ACTION: ADOPTED

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

RESOLUTION #28303

A RESOLUTION ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2016-2020 FOR THE CITY OF CHATTANOOGA, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Gilbert,

RESOLUTION #28304

A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF CHATTANOOGA TO ISSUE BONDS IN THE AGGREGATE AMOUNT NOT TO EXCEED \$15 MILLION OF THE CITY OF CHATTANOOGA, TENNESSEE FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS OF THE FOLLOWING: FIRE APPARATUS, CARTA CAPITAL MATCH, LIBRARY HVAC SYSTEM, MEMORIAL AND TIVOLI CAPITAL, TIVOLI HVAC, NETWORK UPGRADES (NOOGANET), TELECOMMUNICATION UPGRADES, FAMILY JUSTICE CENTER, MOBILE CAD & GPS AVL, AUTOMATED SALT BRINE MAKER, CURBSIDE RECYCLING, KNUCKLEBOOM & MULTI-USE CHASSIS REPLACEMENT, STREET SWEEPER, PARK RESTROOMS, INTERSECTION MODERNIZATION, ITS DEVELOPMENT, TRAFFIC ENGINEERING CAPITAL EQUIPMENT, SIDEWALKS, GOODWIN ROAD (GUNBARREL-HAMILTON PLACE BLVD), HWY 27 ROSSVILLE BLVD MULTIMODAL, HWY 58 PEDESTRIAN & BIKE IMPROVEMENT, MLK BLVD CORRIDOR IMPROVEMENTS, PROTECTED BICYCLE LANES, SHEPHERD ROAD IMPROVEMENTS, WILCOX TUNNEL REHABILITATION, YOUTH & FAMILY DEVELOPMENT (YFD) BUILDING ROOFS, YFD BUILDING SAFETY & SECURITY IMPROVEMENTS, YFD CENTER HVAC REPLACEMENT, YFD CENTER IMPROVEMENTS, YFD MAINTENANCE EQUIPMENT, AND YFD TENNIS COURT REHABILITATION.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Smith,

RESOLUTION #28305

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF \$376,496.00 FROM HAMILTON COUNTY AS THE CITY'S PORTION FROM THE 2015 REAL PROPERTY BACK TAX SALE; WITH \$367,605.26 BEING APPLIED AS THE CITY'S PORTION; WITH \$6,381.31 BEING APPLIED TO THE CITY ATTORNEY'S FEES; AND WITH \$2,510.24 BEING APPLIED TO THE CITY TREASURER'S COSTS.

ACTION: ADOPTED

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

RESOLUTION #28306

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO ENTER INTO AN AGREEMENT WITH BLUECROSS BLUESHIELD OF TENNESSEE (BLUERE) TO PROVIDE THE CITY OF CHATTANOOGA WITH A STOP LOSS POLICY ON LARGE HEALTH INSURANCE CLAIMS FOR A PERIOD OF ONE (1) YEAR BEGINNING JULY 1, 2015, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL YEARS, FOR AN AMOUNT OF \$13.86 PER EMPLOYEE PER MONTH, FOR AN ESTIMATED ANNUAL PREMIUM OF \$489,646.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Mitchell,

RESOLUTION #28307

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF BOBBY STONE AND REAPPOINTMENTS OF BRYAN PATTEN AND MIKE DAVIS TO THE STADIUM CORPORATION BOARD.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Mitchell,

RESOLUTION #28308

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF JAMES CHRISTOPHER ADAMS AS FIRE CHIEF.

Brent Goldberg, Chief Operating Officer, spoke on behalf of the Mayor and introduced Chief Adams to the Assembly. The Council recognized Chief Adams and his family. Upon no questions, the motion carried.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28309

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, AND ACCEPT, A BUREAU OF JUSTICE ASSISTANCE GRANT FOR THE DEVELOPMENT OF A BODY-WORN CAMERA INITIATIVE, POLICY AND PROCEDURE DEVELOPMENT, AS WELL AS THE PURCHASE OF 121 TASER AXON FLEX CAMERA SYSTEMS FOR THE CHATTANOOGA POLICE DEPARTMENT, WITH THE CITY'S PORTION IN THE AMOUNT OF \$98,202.00, FOR A TOTAL COST IN THE AMOUNT OF \$196,404.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Hakeem,

RESOLUTION #28310

A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF AN AGREEMENT WITH THE ELECTRIC POWER BOARD OF CHATTANOOGA (EPB) AND THE CITY OF CHATTANOOGA MOCCASIN BEND WASTEWATER TREATMENT PLANT RELATIVE TO AN AGREEMENT FOR POWER DISTRIBUTION SYSTEM UPGRADE DESIGN AND CONSTRUCTION, FOR A TOTAL PROJECT COST NOT TO EXCEED \$500,000.00, WITH \$250,000.00 TO BE PAID UPON EPB'S RECEIPT OF THREE (3) SWITCHGEARS.

ACTION: ADOPTED

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

RESOLUTION #28311

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH THOMAS BROTHERS CONSTRUCTION RELATIVE TO CITY CONTRACT NO. T-14-040 FOR CONSTRUCTION SERVICES ASSOCIATED WITH INSTALLING PROTECTED BICYCLE LANES ALONG BROAD STREET, FOR AN AMOUNT NOT TO EXCEED \$255,000.00.

ACTION: ADOPTED

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

RESOLUTION #28312

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ACCEPT A GRANT FROM THE BENWOOD FOUNDATION FOR IMPLEMENTATION OF STREET IMPROVEMENTS ON M.L. KING BOULEVARD TO SUPPORT DISTRICT REVITALIZATION, IN THE AMOUNT OF \$200,000.00.

ACTION: ADOPTED

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

RESOLUTION #28313

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ACCEPT FUNDS FROM THE FRIENDS OF OUTDOOR CHATTANOOGA, INC. AS SUPPORTED BY THE BLUECROSS BLUESHIELD FOUNDATION TO PROMOTE THE CITY OF CHATTANOOGA BIKE CHATTANOOGA BICYCLE TRANSIT SYSTEM, FOR AN AMOUNT NOT TO EXCEED \$225,000.00 BETWEEN 2015 AND 2017.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Hakeem,

RESOLUTION #28314

A RESOLUTION SUPPORTING THE EPA'S CLEAN POWER PLAN AND PROMOTION OF CLEAN ENERGY.

ACTION: ADOPTED

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

RESOLUTION #28315

A RESOLUTION AUTHORIZING THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA TO ENTER INTO LEASE AGREEMENTS AND TO LEASE CERTAIN REAL AND PERSONAL PROPERTY TO GESTAMP II CHATTANOOGA, LLC FOR THE CONSTRUCTION AND/OR EXPANSION OF A MANUFACTURING FACILITY.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Economic and Community Development

Administrator Donna Williams made a presentation on the City of Chattanooga's Neighborhood Leadership. Her visual presentation included information on the following:

- Registered Associations
- Safety and Engagement
- Leadership Roundtable and Neighborhood University
- 91 Leaders (graduates of Neighborhood University)
- Debbie F. Johnson Leadership Award
- Art in the Neighborhood Award

The following persons addressed the Council about ECD's Neighborhood Leadership programs:

- **Alan Richelson** (Belvoir Neighborhood Association)
- **Christy Wilkinson** (Highland Park Neighborhood Association)
- **Brian Barrow** (Glenwood Neighborhood Association)
- **Tedra Ramey** (Hamilton Mill Homeowners Association)

Purchases

Mr. Goldberg briefed the Council on the following purchases:

R47383 - Human Resources

Estimated \$1,300,000 Annually

Increase of Authorized Expenditure for Temporary Employment Services
Lowest/Best Bidder: Outsource Staffing

R101773 - Purchasing Department
New Blanket Contract Natural Gas
Lowest/Best Bidder: Chattanooga Gas, an AGL
Resources Company

Estimated \$2,000,000 Annually

R114517 - Public Works
The Purchase of ITT Pump Parts
Lowest/Best Bidder: Nedrow & Associates

\$74,465.64

Councilman Anderson moved to approve, seconded by Councilman Gilbert. Mr. Goldberg responded to a question from Councilman Hakeem regarding the increase to R47383. Upon no further questions, the motion carried.

ACTION: APPROVED

OTHER BUSINESS:

City Attorney's Report

Attorney Hinton informed the Council that the draft of the non-discrimination ordinance that was presented in today's Strategic Planning meeting had been amended. He stated that all references to domestic partners have been removed. He noted that the amended ordinance would be placed on the next agenda under committee reports.

COMMITTEE REPORTS:

Audit & I.T. Committee
(Councilman Grohn not present)

Budget and Finance Committee
Councilman Mitchell
(No report)

Economic and Community Development Committee
Councilman Anderson

- The committee met today and had presentations on the Clean Power Plan. Attorney Hinton and Nick Wilkinson, Deputy Administrator of Community Development, will bring language soon on the TIF policy and procedure.
- The panel hearing on affordable housing will either take place on July 21 or July 28.

HR Committee (Human Resources)

Vice Chair Freeman

- The committee will meet on July 14 regarding the Non-Discrimination Ordinance.
- The introduction to the Employee Handbook process will take place on July 7 at 1:30 p.m. in the Council conference room. HR Administrator Todd Dockery will facilitate the introduction to the handbook.
- On July 14, there will be an HR Work Session from 10:00 a.m. – 1:30 p.m. in the Council conference room.
- On July 21, there will be a second HR Work Session from 10:00 a.m. – 1:30 p.m. in the Council conference room.

Planning and Zoning Committee

Councilman Hakeem

- The committee will meet next week immediately following the Agenda Session.

Public Safety Committee

Councilman Henderson

(No report)

Public Works and Transportation Committee

Councilman Smith

- The committee met today to discuss items that will be on this and next week's agendas.
- The committee will meet again on July 14.

Youth and Family Development Committee

Councilman Gilbert

- The committee will meet next week for the YFD department update.
- Madison Hayes, the daughter of Recreation Director Greta Hayes, will be competing again this year in the national Pitch, Hit and Run championship.

NEXT WEEK'S AGENDA: (No questions or comments from the Council)

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:

- **Marcus Ellsworth (St. Elmo)** – He represents Tennessee Equality Project for Hamilton and Bradley counties. He thanked the Council for stepping forward on the non-discrimination ordinance and offered his assistance in educating the public on non-discrimination in the workplace.

- **Charles Wysong (Robin Drive)** – He asked the Council to be “measured” and deliberate in its decision on the non-discrimination ordinance.
- **Megan Turner (Hamilton Drive)** – She almost lost a job due to discrimination because of her sexual orientation. She asked the Council to consider the importance of the non-discrimination ordinance.

ADJOURNMENT

Chairwoman Berz adjourned the meeting of the Chattanooga City Council until Tuesday, July 7, 2015, 6:00 p.m.

CHAIRWOMAN

CLERK OF COUNCIL