



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
September 8, 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 Gilbert led the Assembly in the Pledge of Allegiance. He invited Pastor Tavner Smith of Venue Church to give the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (September 1, 2015) were approved as published.

ORDINANCES – FINAL READING:

2015-085
Valor
District No. 4
Planning Version #2

On motion of Councilman Grohn and seconded by Councilman Smith,

ORDINANCE #12975

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 7627, 7641, 7671, 7683, AND 7691 SHALLOWFORD ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM O-1 OFFICE ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE #12986

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 24, DIVISION 9, SECTIONS 24-388, 24-389, 24-390, AND 24-390.1, RELATIVE TO PERMITS FOR VALET PARKING IN METERED SPACES FOR BUSINESSES CITYWIDE.

ACTION: APPROVED

ORDINANCES – FIRST READING:

**2015-099
City of Chattanooga/
Regional Planning Agency
Annexation – Cornerstone Auto Brokers
District No. 3
Planning Version**

On motion of Councilman Smith and seconded by Councilman Henderson,

ORDINANCE #12988

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 8603 AND 8699 NORTH HICKORY VALLEY ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM TEMPORARY C-2 CONVENIENCE COMMERCIAL ZONE TO PERMANENT C-2 CONVENIENCE COMMERCIAL ZONE FOR ANNEXED AREA BY ORDINANCE NO. 12959.

ACTION: PASSED ON FIRST READING

**2015-094
Tom Kale, Jr./
Henry Franklin
District No. 7
Planning Version**

On motion of Councilman Anderson and seconded by Councilman Mitchell,

ORDINANCE #12989

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 2100 BROAD STREET, 310 WEST 21ST STREET, AND AN UNADDRESSED PROPERTY IN THE 300 BLOCK OF WEST 21ST STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

RESOLUTION #28385

A RESOLUTION ADOPTING STANDARD BYLAWS FOR THE CITY OF CHATTANOOGA BOARDS AND COMMISSIONS, UNLESS SAID BOARD HAS ENACTED BYLAWS SPECIFIC TO THAT BOARD PRIOR TO THIS DATE OR IS A SEPARATE AUTHORITY CREATED BY STATE LAW OR CITY CHARTER.

Councilman Henderson distributed proposed changes to the bill:

p.1 – Sec. 3.02 – Regarding Term Length, strike “*Members may be appointed for not more than two consecutive terms...*”

p.3 – Sec. 4.04 – Regarding Manner of Voting, add “*quorum...majority...*”

p.4 – Sec. 4.05 – Regarding Quorum, strike “*When a quorum is present, a majority of those present in person shall decide any question before the meeting.*”

Councilman Henderson moved to substitute the resolution, seconded by Councilman Anderson.

Councilman Anderson moved to approve the resolution, seconded by Councilman Henderson.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Hakeem,

RESOLUTION #28386

A RESOLUTION AUTHORIZING THE CHIEF INFORMATION OFFICER (ON BEHALF OF 311) TO PURCHASE FROM ACCELA, PUBLIC STUFF SOFTWARE PACKAGE (CITIZEN REQUEST MANAGEMENT SOFTWARE), TECHNICAL SERVICES, AND MAINTENANCE FOR A CONTRACT TERM OF ONE (1) YEAR, FOR A TOTAL AMOUNT NOT TO EXCEED \$42,000.00.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28387

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR GEOSTABILIZATION INTERNATIONAL RELATIVE TO CONTRACT NO. T-14-013-201, ELDER MOUNTAIN ROAD SLOPE REPAIR CONTRACT, FOR A DECREASED AMOUNT OF \$16,959.00, FOR A REVISED CONTRACT AMOUNT OF \$123,538.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28388

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH THOMAS BROTHERS CONSTRUCTION RELATIVE TO CONTRACT NO. T-14-041-201 FOR CONSTRUCTION SERVICES ASSOCIATED WITH INSTALLATION OF THE VIRGINIA AVENUE NEIGHBORHOOD GREENWAY, IN THE AMOUNT OF \$228,695.00, WITH A CONTINGENCY AMOUNT OF \$22,869.50, FOR A TOTAL AMOUNT OF \$251,564.50.

ACTION: ADOPTED

On motion of Councilman Hakeem and seconded by Councilman Gilbert,

RESOLUTION #28389

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH HARTMAN WALSH INDUSTRIAL SERVICES RELATIVE TO CONTRACT NO. E-03-007-201, FOR THE CONSTRUCTION SERVICES ASSOCIATED WITH THE REHABILITATION OF THE WILCOX TUNNEL, IN THE AMOUNT OF \$1,238,316.00, WITH A CONTINGENCY AMOUNT OF \$123,832.00, FOR A TOTAL AMOUNT OF \$1,362,148.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

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

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|---|--------------------------------|
| R117377 - General Services | Estimated \$2,100,000 Annually |
| New Blanket Contract for Knuckleboom Crane Brush Trucks | |
| Lowest/Best Bidder: Lee-Smith Inc. | |
| R80963 - Police Department | Estimated \$40,000 Annually |
| Blanket Contract Renewal for Police Leather Goods | |
| Lowest/Best Bidder: GT Distributors | |
| R84300 - Police Department | Estimated \$130,000 Annually |
| Blanket Contract Renewal for Ballistic Body Armor | |
| Lowest/Best Bidder: GT Distributors | |
| R120102 - Public Works | \$35,557 |
| The Purchase of one (1) Vaughn Chopper Pump | |
| Lowest/Best Bidder: Vaughan Company | |

R119469 - Public Works

\$46,740

The Purchase of Replacement Tube Bundle Assembly
Lowest/Best Bidder: Pinnacle Air Pollution Inc.

R120244 - Transportation

Estimated \$50,000 Annually

New Blanket Contract for LED Traffic Signal Inserts
Lowest/Best Bidder: General Traffic Equipment Corporation

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

ACTION: APPROVED

OTHER BUSINESS:

Board Appointment

Councilman Gilbert reappointed Alexia Phinizey to the Board of Sign Appeals for District 5.

City Attorney's Report

Attorney Hinton sought Council approval to enter into a settlement in the case of Jamica Woods Person in the amount of \$35,000.00.

On motion of Councilman Anderson and seconded by Councilman Henderson,

RESOLUTION #28390

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO SETTLE A LAWSUIT CONCERNING A CLAIM ON JULY 26, 2011, WITH JAMICA WOODS PERSON AND ATTORNEY, ROBERT MEEKS, SUBJECT TO THE EXECUTION OF A RELEASE OF ALL CLAIMS, IN THE AMOUNT OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000.00).

ACTION: ADOPTED

Remembrance

Councilman Mitchell paid homage to the late Mai Bell Hurley, who was a Council member for 11 years, saying that "District 2 was and always will be Mai Bell Hurley."

COMMITTEE REPORTS:

Audit & I.T. Committee
Councilman Grohn
(No report)

Budget and Finance Committee

Councilman Mitchell

- The committee heard a presentation in open meeting today by Daisy Madison, Chief Financial Officer, regarding the State Debt Report.
- He distributed an additional report to be included in the discussion next week for Finance item 7(c).

Economic and Community Development Committee

Councilman Anderson

- The committee will meet on September 22. He will have the agenda finalized by next week.

HR Committee (Human Resources)

Vice Chair Freeman

(No report)

Planning & Zoning

Councilman Hakeem

(No report)

Public Safety Committee

Councilman Henderson

- The committee met today in open meeting and heard a Fire Department report by Chief Adams regarding safety. They also heard a presentation by the City Attorney's Office on off-premise beer sales.
- The Fire Department will host a pancake breakfast on October 24 at Fire Station #1 at 7:00 a.m.

Public Works and Transportation Committee

Councilman Smith

- The committee met today in open meeting to review agenda items on tonight's and next week's agendas.
- The committee will meet again in two (2) weeks (September 22).

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 person:

- **Monty Bell (Chattanooga)** – He discussed “enmity” and the lack of “due process” that he has experienced as a black male.

ADJOURNMENT

Chairwoman Berz adjourned the meeting of the Chattanooga City Council until Tuesday, September 15, 2015, at 6:00 p.m.

CHAIRWOMAN

CLERK OF COUNCIL