



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
April 19, 2016
6:00 PM

CALL TO ORDER

Council Chairwoman Carol Berz called the meeting to order with Moses Freeman, Vice Chair, 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 Freeman led the Assembly in the Pledge of Allegiance.

SPECIAL RECOGNITION

Councilman Henderson pointed out that Brent Goldberg, former city employee, was attending today's meeting.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (April 12, 2016) were approved as published.

ORDINANCES – FINAL READING:

On motion of Councilman Mitchell and seconded by Councilman Freeman,

ORDINANCE #13039

AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF CHATTANOOGA, AND ALL ACTS, ORDINANCES, AND OTHER CHARTER PROVISIONS AMENDATORY THEREOF, PURSUANT TO THE PROVISIONS OF ARTICLE XI, SECTION 9, OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT) SO AS TO CHANGE THE CITY CHARTER BY AMENDING THE PROVISION RELATED TO THE MANAGEMENT ANALYST POSITION IN THE INTEREST OF THE PUBLIC POLICY AND TO GENERALLY IMPROVE THE CHARTER.

ACTION: APPROVED

2016-042
Field, LLC, Gabe Thomas,
and Jennifer Langworthy
District No. 1
Planning Version

On motion of Councilman Henderson and seconded by Councilman Mitchell,

ORDINANCE #13040

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 721, 725, AND 729 NORTH MARKET STREET; 14, 16, 18, AND 20 PEAK STREET; AND 718 SPEARS AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-037
Eric Emery/Tammy Cagle/
Greg Brock/Norma Mahaffey
District No. 5
Planning Version

On motion of Councilman Gilbert and seconded by Councilman Smith,

ORDINANCE #13041

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 5116 AND 5120 HIGHWAY 58, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE AND C-5 NEIGHBORHOOD COMMERCIAL ZONE TO C-5 NEIGHBORHOOD COMMERCIAL ZONE.

The motion carried. After which, Attorney Hinton clarified for the Assembly that the Council's vote on this matter only authorized the C-5 zoning.

ACTION: APPROVED

2016-033
Wallace Braud
District No. 6
Planning Version

On motion of Councilman Grohn and seconded by Councilman Smith,

ORDINANCE #13042

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO AMEND CONDITION NO. 2 FROM ORDINANCE NO. 12841 OF PREVIOUS CASE NO. 2014-046 REGARDING SIGNAGE REPLACEMENT AND DESIGN RESTRICTIONS OF PROPERTY LOCATED AT 1349 GUNBARREL ROAD, BEING MORE PARTICULARLY DESCRIBED HEREIN.

ACTION: APPROVED

2016-35
Miller Industries Towing Equipment, Inc./
Amon A.C. and Doris York
District No. 6
Planning Version

On motion of Councilman Henderson and seconded by Councilman Smith,

ORDINANCE #13043

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 8534 OOLTEWAH-HARRISON ROAD AND 5226 AND 5242 TRACIE LANE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO M-1 MANUFACTURING ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-031
Silverdale Baptist Church, Inc.
District No. 6
Planning Version

On motion of Councilman Henderson and seconded by Councilman Grohn,

ORDINANCE #13044

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PART OF PROPERTY LOCATED AT 2916 SILVERDALE ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE.

ACTION: APPROVED

2016-036
ALC Holdings, LLC
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Mitchell,

ORDINANCE #13045

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1605 AND 1691 WEST 39TH STREET, 109 OLD MOUNTAIN ROAD, AND 1690 SILVELS LANE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE, R-2 RESIDENTIAL ZONE, AND UGC URBAN GENERAL COMMERCIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING:

2016-024
Belle Investment Company/
Third Street Partners/
Jimmy & Molly Seal
District No. 8
Planning Version

Agenda Item #VI(a):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1028 AND 1042 EAST 3RD STREET AND 1039, 1043, AND 1047 EAST 4TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-3 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Councilman Freeman moved to defer 21 days until after the next Planning Commission meeting. He was seconded by Councilman Hakeem. The motion carried.

ACTION: DEFERRED 21 DAYS

MR-2016-032
Scenic Land Company, LLC/
Jack Lonas & Trusts

On motion of Councilman Henderson and seconded by Councilman Smith,

ORDINANCE #13046

AN ORDINANCE CLOSING AND ABANDONING THE 100 BLOCK OF DODSON ROAD AND ALL UNOPENED AND UNNAMED RIGHTS-OF-WAY WITHIN THE RECORDED, BUT UNDEVELOPED, GRUBBS SUBDIVISION, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Gilbert and seconded by Councilman Freeman,

RESOLUTION #28583

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. W-12-018-201 TO CURL CONSTRUCTION AND EXCAVATING, LLC OF WARTRACE, TENNESSEE, AGAWELA DRIVE STREAM RESTORATION PROJECT, IN THE AMOUNT OF \$899,621.00, WITH A CONTINGENCY AMOUNT OF \$90,000.00, FOR AN AMOUNT NOT TO EXCEED \$989,621.00.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Hakeem,

RESOLUTION #28584

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO EXTEND THE CONTRACT WITH SIGNAL CENTERS FOR THE BABY UNIVERSITY PROGRAM FOR A TWELVE (12) MONTH TERM WITH THE OPTION TO RENEW FOR ONE (1) ADDITIONAL TWELVE (12) MONTH PERIOD, FOR AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$250,000.

The motion carried, with Councilman Grohn abstaining.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Fire Department

Fire Chief James Adams introduced Seth Miller, Administrative Deputy Chief, who gave their department report in a visual presentation that included the following information:

- 1973 “America Burning”
- 2014 Stats
- 2010-2015 Unintentional Fire Deaths
- 2005-2010 Tennessee Ranked #6 in U.S.
- Problem at Home
- FY2015 Responses
- CFD Responses – 5 years
- Building Fires – 10 year average
- FY15 Structure Fire Loss
- Building Fire Locations (2014-present)
- CFD = The Answer
- Life Safety & Property Conservation
- Life Safety is #1
- FY15 Structure Fire Loss, Property Value & Property Saved
- Fire Response & Mitigation
- 568 QRV Responses (Quick Response Vehicles)
- What’s Next
- Station 11 Update – North Hixson
- Station 5 Update – Highland Park
- new & Replacement Apparatus
- Only One Thing Remains
- Continued Support

After the presentation, Chief Adams and Deputy Chief Miller responded to the following questions:

- What kind of calls for QVC?
- How many vehicles thus far?
- Where are QVCs located?
- Is there a plan to add more QVCs?

Councilman Grohn praised the Fire Department and shared his constituent’s respect for the department.

Emergency Purchase

Bonnie Woodward, Purchasing Director, presented the following emergency purchase.

R132743 - General Services	\$62,125
Emergency Purchase - Roof Replacement - Frances B. Wyatt YFD Center	
Vendor: JDH Company, Inc. P.O. Box 28053 Chattanooga, TN 37424	

She read that this emergency service purchase is necessary due to the failure of the existing roof, despite repair attempts. The letter of approval was signed in this open meeting by Cary Bohannon, General Services Administrator.

Proposed Purchases

Ms. Woodward also briefed the Council on the following proposed purchases:

R109354 - Public Works Estimated \$95,000 Annually

Two Blanket Contract Renewals for GIS
Applications Support

Lowest/Best Bidder:

1. NuOrigin Systems, Inc. - 841 Cranberry Lane Nolensville, TN 37135
2. KCI Technologies, Inc. - 7003 Chadwick Drive, Suite 343 Brentwood, TN 37027

R86162 - Public Works Estimated \$110,000 Annually

Blanket Contract Renewal for Vehicle Location Systems

Lowest/Best Bidder: ActSoft, Inc.

10006 N. Dale Mabry Highway, Ste. 100
Tampa, FL 33618

R131569 - Public Works Estimated \$350,000 Annually

Five (5) New Blanket Contract for Grounds
Maintenance for Parks

Lowest/Best Bidders:

1. L&M Lawn and Landscapes - 9824 Birchwood Pike, Harrison TN 37341
2. Lawn Pros of Chattanooga - P.O. Box 21892, Chattanooga, TN 37424
3. Images Landscape Service - 4132 Cromwell Road, Chattanooga, TN 37421
4. AB Property Preservation - 2288 Gunbarrel Road, Ste 154-371, Chattanooga, TN 37421
5. Special Touch Lawn Care - 4608 Woodmore View Circle, Chattanooga, TN 37411

R115263 - Public Works Estimated Total \$100,000 Annually

Blanket Contract Renewal for Cleanup Services
for Property Damaged by Sewer Backups

Lowest/Best Bidder: Disaster Master

4605 Shawhan Road
Chattanooga, TN 37411

R132735 - Public Works \$31,173.00

The Purchase of One (1) Fairbanks Morse Pump
Rotating Assembly and One (1) Impeller

Lowest/Best Bidder: Guthrie Sales & Service, Inc.

A discussion ensued about purchase order R131569 regarding how services may be performed in the event that any one of the five suppliers is not able to fulfill their commitment. Upon no further questions, **Councilman Anderson moved** to approve, seconded by Councilman Grohn. The motion carried.

ACTION: APPROVED

OTHER BUSINESS:

a) **Liquor License**

Vickie Haley, Interim City Treasurer, reported a liquor license for **Sports Wine and Spirits, 5510 Highway 153, Suite 186, Hixson, TN 37343 (District 3)**. She informed the Council that three certificates of compliance were needed for the business. Each certificate was duly signed in open meeting by five Council members.

b) **Election of Council Chair and Vice Chair Persons for 2016-2017**

Council Election of Chairperson

Councilman Hakeem moved to nominate Councilman Freeman as Chair. He was seconded by Councilman Gilbert. **Councilman Anderson moved** to close the nominations and receive the nomination by acclamation. The motion carried. **Councilman Freeman was elected as Council Chair by unanimous vote.**

Council Election of Vice Chair

Councilman Anderson moved to nominate by acclamation Councilman Mitchell as Vice Chair. He was seconded by Councilman Henderson. **Councilman Mitchell was elected as Council Vice Chair by unanimous vote.**

Presentation of Gavel

Attorney Hinton presented Councilman Freeman with the gavel of Chairperson.

COMMITTEE REPORTS:

Audit & I.T. Committee

Councilman Grohn
(No report)

Budget and Finance Committee

Vice Chair Mitchell
(No report)

Economic and Community Development Committee

Councilman Anderson
(No report)

- Councilman Anderson informed the Assembly of his press conference tomorrow in the City Council lobby at 1:30 p.m. regarding Hawkins Ridge in St. Elmo and other developments in St. Elmo.

HR Committee (Human Resources)
(No report)

Planning & Zoning Committee
Councilman Hakeem
(No report)

Public Safety Committee
Councilman Henderson
(No report)

Public Works and Transportation Committee
Councilman Smith

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

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, Chairman Freeman recognized the following persons:

- **Theresa Brown (Juandale Trail)** – She has had problem with flooding on her property, but has not been given a definitive answer from the City on whether the flooding is coming from Shallowford Road or Moccasin Bend. She asked the Council to find out where the flooding is originating.

ADJOURNMENT

On motion of Councilman Anderson, Chairman Freeman adjourned the meeting of the Chattanooga City Council until Tuesday, April 26, 2015, at 6:00 p.m.

COUNCIL CHAIR

CLERK OF COUNCIL