



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
September 19, 2017
6:00 PM

CALL TO ORDER

Council Chairman Jerry Mitchell called the meeting to order with Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Chip Henderson, Darrin Ledford and Erskine Oglesby. Wade Hinton, City Attorney, and Nicole Gwyn, Council Clerk, were also present.

PLEDGE OF ALLEGIANCE

Councilwoman Berz led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Oglesby and seconded by Councilman Gilbert, the minutes of the last meeting (September 12, 2017) were approved as published.

ORDINANCES – FINAL READING:

2017-107
Wise Properties c/o Chris Blevins
District No. 2

On motion of Councilman Henderson and seconded by Vice-Chairman Smith,

ORDINANCE #13215

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 530 NORTH MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO E-CX-3 URBAN EDGE COMMERCIAL MIXED USE ZONE WITH A CAP OF THREE (3) STORIES OR FORTY (40') FEET, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2017-100
Dan Bernard Page
Planning Version
District No. 3

On motion of Vice-Chairman Smith and seconded by Councilman Henderson,

ORDINANCE #13216

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3000 HAMILL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2017-097
Kanta Chaudhari
District No. 4

On motion of Councilman Ledford and seconded by Vice-Chairman Smith,

ORDINANCE #13217

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 7418 IGOU GAP ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-5 NEIGHBORHOOD COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

John Bridger, Executive Director of the Regional Planning Agency, read the conditions of the ordinance. He confirmed for Councilman Ledford that the language regarding business hours had been changed to "8:00 p.m." as the closing time. Upon no further questions, the motion carried.

ACTION: APPROVED

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

ORDINANCE #13218

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 8, AVIATION, KNOWN AS THE AIRPORT ZONING ORDINANCE FOR THE CITY OF CHATTANOOGA.

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE #13219

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE III, DIVISION 5, AVIATION OVERLAY DISTRICT AND CROSS-REFERENCE PROVISION AND REGULATIONS.

ACTION: APPROVED

On motion of Councilman Oglesby and seconded by Vice-Chairman Smith,

ORDINANCE #13220

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 24, ARTICLE X, SECTION 24-388(E), (F), AND (G), RELATING TO VALET PARKING.

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod

ORDINANCE #13221

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 4, WHICH CHAPTER IS KNOWN AS “THE CHATTANOOGA AIR POLLUTION CONTROL ORDINANCE” BY PROVIDING FOR REVISED RULES FOR NEW SOURCE REVIEW; INCREASED PERMIT FEES; REVISED AMBIENT AIR QUALITY STANDARDS; AND CERTAIN HOUSEKEEPING PROVISIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING:

2017-101
Hawkins Commercial Properties, LLC
c/o Mark Hawkins
Planning Version
District No. 4

ORDINANCE #13222

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 3401 JENKINS ROAD, 7703 AND 7721 STANDIFER GAP ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE AND M-2 LIGHT INDUSTRIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Regarding Ordinance #13222 on previous page:

Chairman Mitchell confirmed that there was no Opposition present in the Assembly today. Councilman Ledford informed the Council that there was a community meeting regarding the engineering plans. Mr. Bridger informed the Council of the two key ideas that resulted from the meeting: a roundabout on Standifer Gap Road and a monument-scale sign on Jenkins Road. Mr. Bridger recommended that the Council strike condition #5 if they approve the roundabout. Councilman Ledford moved to strike condition #5, seconded by Councilwoman Berz. Councilman Ledford moved to accept the new engineering plan resulting in a roundabout and new signage. He was seconded by Councilwoman Berz. Chairman Mitchell opened the floor to the Applicant, Tim Kyrkendahl, who discussed the conceptual design and the maximum feet height of the sign. Attorney Hinton confirmed the changes to the conditions: (1) Strike condition #5; (2) Ensure maximum height 16-feet on Jenkins Road, and (3) Attaching engineering plan as submitted. Councilman Ledford moved to approve as amended, seconded by Gilbert. The motion carried.

ACTION: PASSED ON FIRST READING AS AMENDED

Agenda Item VI(b):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, ZONING REGULATIONS, DIVISION 28, A-1 URBAN AGRICULTURAL ZONE TO REDUCE THE REQUIRED MINIMUM LOT SIZE AND TO ESTABLISH SITE PLAN REQUIREMENTS.

ACTION: DEFERRED UNTIL SEPTEMBER 26, 2017

MR-2017-109

**Greenlife Properties, James Welborn,
Joe Jumper, and Norman Skinner
District No. 2**

On motion of Councilman Henderson and seconded by Councilman Gilbert,

ORDINANCE #13223

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE 1300 BLOCK OF DORCHESTER ROAD, AS DETAILED ON THE ATTACHED MAP, AND SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

MR-2017-102

**Berry Engineering/Sue Stewart
District No. 4**

Agenda Item VI(d):

AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED FORTY (40') FOOT RIGHT-OF-WAY OFF THE 2100 BLOCK OF JENKINS ROAD, AS DETAILED ON THE ATTACHED MAP.

Councilman Ledford moved to deny, seconded by Councilman Henderson.

ACTION: DENIED

MR-2017-111
CCW of Chattanooga/B & B Construction
District No. 8

Agenda Item VI(e):

AN ORDINANCE CLOSING AND ABANDONING THE 2600 BLOCK OF OHIO STREET, AS DETAILED ON THE ATTACHED MAP.

Councilman Byrd moved to defer one week (1) until September 26, 2017, seconded by Vice-Chairman Smith. The motion carried.

ACTION: DEFERRED UNTIL SEPTEMBER 26, 2017

MR-2017-094
Samuel W. Clemons/John W. Cotton
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

ORDINANCE #13224

AN ORDINANCE CLOSING AND ABANDONING TWO (2) UNOPENED ALLEYS OFF 2501 EAST MAIN STREET, AS DETAILED ON THE ATTACHED MAP, AND SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION #29173

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DEED OF CONSERVATION EASEMENT WITH FRANK DOUGLAS STEIN, TRUSTEE, IN SUBSTANTIALLY THE FORM ATTACHED, FOR APPROXIMATELY A .33 ACRE PORTION OF 3650 FAITH ROAD, TAX PARCEL NO. 128N-C-003, WITH THIS CONVEYANCE BEING A SECTION OF THE GREENWAY TRAIL ALONG SOUTH CHICKAMAUGA CREEK, AND FURTHER AUTHORIZING THE EXECUTION OF ALL DOCUMENTS RELATED TO THE TRANSACTION WITH CLOSING FEES, FOR AN AMOUNT NOT TO EXCEED \$2,000.00.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilwoman Coonrod,

RESOLUTION #29174

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO AWARD HOME PROGRAM FUNDS FOR THE PURPOSE OF CREATING AFFORDABLE HOUSING UNITS TO HABITAT FOR HUMANITY OF GREATER CHATTANOOGA AND TO ENTER INTO AN AGREEMENT FOR USE OF SAID FUNDS, IN THE AMOUNT OF \$160,000.00.

ACTION: ADOPTED

AGENDA ITEM VI(C):

A RESOLUTION AUTHORIZING THE APPOINTMENTS OF KEITH MARTIN, MICHAEL GLENN, MATTHEW SCOTT, ELIZABETH SPAULDING, LEBRON DURHAM, KENNETH FAIRCHILD, AUSTIN HOLLAND, DALLAS LONGWITH, AND EDWARD ROBINSON AS SPECIAL POLICE OFFICERS (ARMED) FOR THE HAMILTON COUNTY PARKS AND RECREATION TO DO SPECIAL DUTIES AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

Councilman Gilbert moved to defer two (2) weeks until October 3, 2017. He was seconded by Councilman Ledford. The motion carried.

ACTION: DEFERRED UNTIL OCTOBER 3, 2017

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

RESOLUTION #29175

A RESOLUTION REQUESTING THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY TO CONDUCT A REZONING STUDY FOR THE REMOVAL OF THE HIGHLAND PARK-TENNESSEE TEMPLE INSTITUTIONAL PLANNED UNIT DEVELOPMENT.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilwoman Coonrod,

RESOLUTION #29176

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH THE ARMY CORPS OF ENGINEERS FOR SCOPE OF WORK RELATIVE TO A STUDY FOR STREAMBANK EROSION REPAIR AT RENAISSANCE PARK ALONG THE TENNESSEE RIVER, RM464, CONTRACT NO. R-16-001, RENAISSANCE PARK RIVERBANK STABILIZATION STUDY, AUTHORIZING A FIFTY (50%) PERCENT MATCH, FOR A MAXIMUM AMOUNT NOT TO EXCEED \$100,000.00.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION #29177

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH BARGE, WAGGONER, SUMNER AND CANNON, INC. FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. W-16-023-101, BRAINERD GOLF COURSE PUMP STATION IMPROVEMENTS, A CONSENT DECREE SUPPORTED PROJECT, FOR AN AMOUNT NOT TO EXCEED \$280,700.00.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilwoman Coonrod,

RESOLUTION #29178

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR TRI-STATE ROOFING CONTRACTORS, LLC RELATIVE TO CONTRACT NO. Y-16-003-201, WEST 12TH STREET YFD ROOF REPAIR, FOR AN INCREASED AMOUNT OF \$15,524.54, TO RELEASE THE REMAINING CONTINGENCY IN THE AMOUNT OF \$575.46, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$176,762.54.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilman Byrd,

RESOLUTION #29179

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR P & C CONSTRUCTION, INC. RELATIVE TO CONTRACT NO. R-14-010-201, CHARLES A. BELL PARK PROJECT, FOR AN INCREASED AMOUNT OF \$50,629.80, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$932,277.62.

ACTION: ADOPTED

On motion of Councilman Byrd and seconded by Councilwoman Berz,

RESOLUTION #29180

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 3 FOR BURNS AND MCDONNELL ENGINEERING COMPANY, INC. FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. W-12-016-102, CITICO CSTOF AND CITICO PUMP STATION IMPROVEMENTS, FOR AN INCREASED AMOUNT OF \$72,980.90, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$519,980.70.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Oglesby,

RESOLUTION #29181

A RESOLUTION TO ACCEPT THE QUALIFICATIONS FOR THE ON-CALL BLANKET CONTRACT(S) FOR PROFESSIONAL SURVEYING SERVICES, CONTRACT NO. E-17-002-901 FROM (1) ARCADIS, US, INC.; (2) ASA ENGINEERS & CONSULTANTS, INC.; (3) CIVIC ENGINEERING AND INFORMATION TECHNOLOGIES, INC.; (4) EARTHWORX, LLC; (5) THE RLS GROUP, LLC; (6) S&ME, INC.; AND (7) VAUGHN & MELTON CONSULTING ENGINEERS, INC. BASED ON THE SURVEYING CATEGORIES THAT EACH CONSULTANT SUBMITTED AND QUALIFIED FOR, TO ENTER INTO SEVEN (7), ONE (1) YEAR BLANKET CONTRACTS WITH THESE PROFESSIONAL FIRMS WITH THREE (3) ONE (1) YEAR RENEWAL OPTIONS FOR PROFESSIONAL SERVICES ESTIMATED AT \$300,000.00 TOTAL ANNUALLY FOR ALL SEVEN (7) PROFESSIONAL FIRMS FOR USE BY ALL DEPARTMENTS.

Councilman Ledford had questions about how multiple vendors are chosen for blanket on-call contracts. Stacy Richardson, Chief of Staff, explained how vendors are rotated when their services are needed by departments.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Byrd,

RESOLUTION #29182

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH ADS ENVIRONMENTAL SERVICES, A DIVISION OF ADS, LLC, FOR PROVISION OF FLOW AND RAIN GAUGE MONITORING SERVICES FOR A TERM OF TWO (2) YEARS WITH THE OPTION TO EXTEND THE AGREEMENT FOR AN ADDITIONAL (1) YEAR PERIOD, FOR AN AMOUNT NOT TO EXCEED \$900,000.00 ANNUALLY.

ACTION: ADOPTED

On motion of Councilman Ledford and seconded by Vice-Chairman Smith,

RESOLUTION #29183

A RESOLUTION AUTHORIZING THE WAIVER OF THE FEE FOR THE 11TH ANNUAL "BARK IN THE PARK" EVENT HELD AT JACK BENSON HERITAGE PARK ON SATURDAY, OCTOBER 14, 2017, FOR THE TOTAL AMOUNT OF \$1,000.00

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Henderson,

RESOLUTION #29184

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH ALFRED BENESCH & COMPANY RELATIVE TO CONTRACT NO. T-15-024-101 FOR PROFESSIONAL SERVICES ASSOCIATED WITH SHALLOWFORD ROAD (AIRPORT ROAD TO JERSEY PIKE), IN THE AMOUNT OF \$584,430.00, WITH A CONTINGENCY AMOUNT OF \$58,443.00, FOR A TOTAL AMOUNT OF \$642,873.00.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #29185

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO RENEW FOR THE SECOND YEAR CONTRACT NO. T-16-003-201 FOR CONSTRUCTION SERVICES ASSOCIATED WITH CITYWIDE RIGHT-OF-WAY CONCRETE REQUIREMENTS WITH YERBEY CONCRETE CONSTRUCTION FOR TWELVE (12) MONTHS, FOR AN APPROXIMATE AMOUNT OF \$1,468,211.25.

ACTION: ADOPTED

On motion of Councilwoman Coonrod and seconded by Councilwoman Berz,

RESOLUTION #29186

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO ENTER INTO AGREEMENTS WITH CHAMBLISS CENTER FOR CHILDREN, MAURICE KIRBY, NEWTON CENTERS AND CHILD CARE NETWORK OF BONNY OAKS, AND SIGNAL CENTERS, AND FIRST STEP CHRISTIAN DAY CARE FOR EARLY HEAD START/CHILD CARE PARTNERSHIP SERVICES FOR ONE HUNDRED FIFTY (150) INFANTS AND TODDLERS DURING THE SCHOOL YEAR TERM OF 2017-2018, FOR A TOTAL AMOUNT OF \$1,514,430.00, AS SET FORTH MORE FULLY HEREIN, WHEREIN ALL AGREEMENTS SHALL BE FUNDED BY GRANT FUNDS FOR EARLY HEAD START AND HEAD START SERVICES FROM THE UNITED STATES GOVERNMENT.

ACTION: ADOPTED

PURCHASES:

Anthony Sammons, Deputy Chief Operating Officer, briefed the Council on the following proposed purchases:

PO531099 - Information Technology Estimated \$300,000 Annually
Blanket Contract Renewal for Oracle Software and Support
Lowest/Best Bidder: Mythics Inc.
1439 N. Great Neck Rd., Ste. 201
Virginia Beach, VA 23454

R158608 - Public Works Estimated \$27,000 Annually
New Blanket Contract for Redi-Rock Concrete Blocks
Lowest/Best Bidder: Bradley Tank & Pipe, LLC
P.O. Box 3146
Cleveland, TN 37320

PO528980 - Information Technology Estimated \$4,400,000 Annually
Blanket Contract Renewal for Computer Technology,
Equipment and Supplies
Lowest/Best Bidder: CDW Government, Inc.
230 N Milwaukee Ave.
Vernon Hills, IL 60061

R158902 - Information Technology Estimated \$200,000
New Three Month Blanket Contract for Moccasin Bend
Wastewater Treatment Plant IT Network Refresh Project
Lowest/Best Bidder: Pomeroy IT Solutions
1020 Petersburg Road
Hebron, KY 41048

R153572 - Public Works Estimated \$100,000 Annually
New Blanket Contract for Security Guard Services
Lowest/Best Bidder: SEI, Inc.
6400 Lee Highway, Suite 108
Chattanooga, TN 37421

PO542339 & PO542340 Facilities Management New Total Estimated \$105,000 Annually
Public Works
Increase of Authorized Expenditure on Blanket Contract
for Lock & Key Services
Lowest/Best Bidder: Ace Lock & Key Service
4412 Dodds Avenue
Chattanooga, TN 37407

R158540 - Finance & Administration Estimated 85,000 Annually including
postage reimbursement \$75,000
New Blanket Contract for Tax Bill Printing
Lowest/Best Bidder: Allison Payment Systems LLC.
2200 Production Drive
Indianapolis, Indiana 46241

Discussion ensued about three of the proposed purchases. Vice-Chairman Smith inquired about **PO528980 (Information Technology)** and why it was listed as a General Fund purchase. Ms.

Richardson explained about the purchase being related to the technology fund that all department contribute within the General Fund. Councilman also inquired about whether the winning bidder for **R158540 (Finance & Administration)** was the same company that does sewer billing. Mr. Sammons confirmed that this was not the same company that does sewer billing.

Councilman Gilbert inquired about the number of guards for the security guard contract (**R153572 - Public Works**), whether this was an old or new contract, and whether the guards would be armed. Donald Stone, Deputy Administrator of Public Works, informed the Council about the new contract and the four locations for the security guard services. He also informed the Council about that some of the guards would be armed.

Upon no further questions from the Council, **Councilman Oglesby moved** to approve, seconded by Councilman Henderson. The motion carried.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Community Inspiration

Councilwoman Coonrod read a quote from Donna Williams, Administrator for the Department of Economic and Community Development: "I hope we realize that the best time to plant an oak tree is 25 years ago, but the second best time is now." She then expounded upon the symbolism of the oak tree in the quote as representing wisdom, strength, and survival. She hoped the quote from Ms. Williams would inspire listeners because it comes from "an exceptional woman."

Event Announcement

Councilman Gilbert announced the Annual Go!Fest event at the Chattanooga Zoo on this Saturday, September 23, 2017 from 10:00 a.m. to 3:00 p.m.

General Government

Per the Council, Attorney Hinton confirmed the addition of a resolution to next week's (September 26) agenda regarding the appointment of Walter Williams as Administrative Hearing Officer.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilman Henderson
(No report)

Economic and Community Development Committee

Councilman Oglesby
(No report)

HR Committee (Human Resources)

Councilman Gilbert
(No report)

Planning and Zoning Committee
Councilman Ledford
(No report)

Public Safety Committee
Councilman Byrd
(No report)

Public Works and Transportation Committee
Councilwoman Berz reported:
The committee will meet

Youth and Family Development Committee
Councilwoman Coonrod
(No report)

Innovation Technology Committee
Vice-Chairman Smith
(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 Mitchell recognized the following persons:

- **Patrick Kellogg (East Chattanooga)** – He wanted to express his thanks for the gang presentation today by the police department. He does not believe that the color of clothing is a reliable way of categorizing gang members. He gave examples of how colors may be culturally-based and represents cultures within neighborhood and organizations, such as his fraternity, Phi Beta Sigma Fraternity, Inc. He also commented on the jail being moved to Silverdale and the “business” of incarceration. He also agrees with the property tax increase and commented on Chattanooga bringing in more tax revenue than rural areas.
- **Steve Payne** – He wanted to address the issue of removing local Confederate statues. He told the Council about his grandfather dying in the cavalry. He also spoke on the Thurmond family and the statue donated by the Thurmond family. He asked the City to take a stand for statues and recited a quote attributed to Robert E. Lee: “I wish that I owned every slave in the South, for I would free them all to avoid this war.”
- **Helen Burns Sharp (Walnut Street)** – She spoke on behalf of herself and the organization, Accountability for Taxpayer Money (ATM), in support of the Bayberry PILOT that was discussed in Council committee. [See attached comments distributed to the Council.] She also wanted to update on ATM’s work on the Jobs PILOT guidelines with Councilman Ledford and Charles Wood of the Chamber. She informed the Council about sitting on a panel in Nashville regarding PILOTS. They have also been working on a listing of PILOTS and subsidies in Chattanooga.
- **Joel Willis (Chattanooga)** – He wanted to address Confederate monuments in the city and did not like a previous speaker’s comment about people who “stir the pot.” He wanted to remind the Assembly of the positive progress in America due to people “stirring the pot.” He also informed the Council about working at a “Tail Light Clinic” to help people get their tail lights replaced. He discussed the ultimate goal of the clinic is to help prevent traffic

stops over tail lights, especially people of color and undocumented people. The next clinic will take place on September 24 from 2:00 p.m. – 4:00 p.m. at the O'Reilly's on 23rd Street. He asked the Council to tell Councilman Byrd about the clinic since it was in his district and since he had exited the meeting at this time.

ADJOURNMENT

On motion of Councilman Oglesby, Chairman Mitchell adjourned the meeting of the Chattanooga City Council until Tuesday, September 26, 2017, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL

[ATTACHMENT: Comments from Ms. Sharp]

Helen Burns Sharp, 129 Walnut St., Accountability for Taxpayer Money (ATM)

BAYBERRY PILOT REQUEST IN AVONDALE

- presentation last week at ECD committee
- ATM here tonight to speak in support
- reaches people truly in need of affordable housing
- no tenant income can exceed 60 percent of median income in area
- rehabilitates units that need a major makeover
- a shot in the arm for the neighborhood

- Different from many housing PILOTS--most involve new construction
- Different from many PILOTS that were paying very little or no property taxes when project began (gravel parking lots, tax exempt Jaycee Towers). This apartment complex has been paying property taxes for years. Still worth a PILOT because of improvements to units, neighborhood, and people's living conditions.

- Council housing PILOT policies adopted last year say "an applicant must apply for a PILOT Freeze before commencement of construction or rehabilitation of a project."
- Bayberry complies--they applied for a PILOT in September of 2016. They later withdrew that application. They began rehab work in 2017.
- This timing fact needs to be noted in the PILOT resolution to show they comply and are not requesting a variance.

SUGGESTION ON HOW THIS PILOT CAN BE EVEN BETTER

- Bayberry is an excellent candidate for a Community Benefits Agreement (CBA)
- A CBA is a project-specific agreement between a developer and the local government that details the project's contributions to the neighborhood and helps with community support.
- CBA provisions can be added as a section in the PILOT agreement.

Here are a couple of ideas to think about asking these good developers to do.

- provide on-site space for a child care center as part of the apartment complex
- contribute \$ to project/program at the neighborhood Recreation (YFD) Center
- contribute \$ to project/program at a nearby school
- improve existing sidewalks or construct new ones

PILOT agreements are negotiated and legally binding agreements between parties.

- The "City" is one of the parties.
- It is current practice to allow the companies to draft the agreements.
- It is important that city officials review carefully to make sure that the agreement addresses the PUBLIC INTEREST. The addition of CBA provisions are a way of doing that.