



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
February 5, 2019
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilman Mitchell led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Henderson and seconded by Councilman Gilbert, the minutes of the last meeting (January 29, 2019) were approved as published.

SPECIAL PRESENTATION

***Proclamation, "Zeta Phi Beta Sorority, Inc."
By Councilwoman Demetrus Coonrod***

Councilwoman Coonrod presented the following proclamation to members of Zeta Phi Beta Sorority, Inc., who were present in the Assembly.

Whereas, Zeta Phi Beta Sorority, Incorporated, was founded on the campus of Howard University on January 16, 1920 on the ideals of scholarship, sisterhood, finer womanhood and service; and

Whereas, the Sorority was founded through encouragement of Phi Beta Sigma Fraternity, thus becoming the first official Greek letter sister and brother organizations; and

Whereas, the Sorority has chartered hundreds of chapters worldwide, has a membership of over 100,000, and has three national auxiliaries-the Amicae, Archonettes, and Amicettes-who support the sorority's goals and ideals; and

Whereas, the Sorority has national and local programs which include the endowment of its National Educational Foundation community outreach services and support of multiple affiliate organizations, to include a 40 year partnership with the March of Dimes; and

Whereas, the Sorority has the Get Engaged social action program which mobilizes the sisterhood to find new ways to solve old problems that plague the communities we serve; and

Whereas, the Gamma Iota Zeta Chapter of Zeta Phi Beta Sorority, Incorporated has served the greater Chattanooga area with programs and events that enhance the lives of residents;

Now Therefore,

I, Demetrus Coonrod, Councilwoman
for the Chattanooga City Council,
do proclaim February 5, 2019 as

Zeta Public Service Day

in the city of Chattanooga, Tennessee

ORDINANCES – FINAL READING:

2018-222
MAP Engineers, LLC
Planning Alternate Version #2
District No. 2

Agenda Item V(a):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO AMEND AND LIFT CONDITIONS ON PROPERTY LOCATED AT 706, 710, AND 716 ASHLAND TERRACE, MORE PARTICULARLY DESCRIBED HEREIN.

Councilman Mitchell believes the parties have worked out an agreement. Therefore, **Councilman Mitchell moved** to defer two (2) weeks. Chairman Smith confirmed with Councilman Mitchell that it would be deferred to February 19, 2019. He was seconded by Councilman Ledford. The motion carried.

ACTION: DEFERRED TO FEBRUARY 19, 2019

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

Agenda Item VII(a):

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A WATERFRONT EVENT MANAGEMENT AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH CHATTANOOGA PRESENTS, LLC FOR MANAGEMENT OF THE 21ST CENTURY WATERFRONT, FOR A TERM OF TWO (2) YEARS, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL TERMS OF ONE (1) YEAR EACH, FOR THE CONSIDERATION OF \$70,000.00 PER ANNUM.

Councilman Henderson asked Maura Sullivan, Chief Operating Officer, about how clean up suspicion about a committee member listed being listed as a reference for the winning bidder. Ms. Sullivan spoke on the evaluation process and the use of community members in the future. Councilman Henderson commented on community members serving without prejudice to ensure fairness in the bid process. **Councilman Henderson moved** to table, seconded by Councilwoman Coonrod. Discussion ensued, with Councilman Ledford informed the Assembly that he had made more extensive comments at the Council's 3:00 p.m. Agenda Session on this item. He made further comments on the precedence he feels will be set by the passage of this resolution. Councilwoman Berz called a *point of order* about the main motion on the table and did not think discussion could be allowed. Chairman Smith ruled to allow discussion from the Council. Councilwoman Berz asked Ms. Sullivan about how to handle the services if this is tabled. Ms. Sullivan discussed going back to the drawing board if tabled and noted some timing consideration.

The motion to table failed upon roll call vote as follows:

BERZ	Abstained	LEDFORD	Yes
BYRD	No	MITCHELL	No
COONROD	Yes	OGLESBY	No
GILBERT	No	SMITH	Yes
HENDERSON	Yes		

YES – Four (4); NO – Four (4); ABSTAIN – One (1)

Councilman Gilbert moved to approve, seconded by Councilman Mitchell. Upon roll call vote, the motion to approve failed due to a lack of majority as follows:

BERZ	Abstained	LEDFORD	No
BYRD	Yes	MITCHELL	Yes
COONROD	No	OGLESBY	Yes
GILBERT	Yes	SMITH	No
HENDERSON	No		

The motion to approve failed upon roll call vote due to a lack of a majority.

YES – Four (4); NO – Four (4); ABSTAIN – One (1)

ACTION: FAILED DUE TO A LACK OF MAJORITY VOTE

2019-05
Stephen Blake Bozarth
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

RESOLUTION #29791

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 18-STVR-00157 FOR PROPERTY LOCATED AT 1712 KIRBY AVENUE.

ACTION: ADOPTED

2019-06
Stephen Blake Bozarth
District No. 8

Agenda Item VII(c):

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 18-STVR-00158 FOR PROPERTY LOCATED AT 1930 IVY STREET.

Councilman Byrd moved to withdraw due to information he had received. He was seconded by Councilman Mitchell. The motion carried.

ACTION: WITHDRAWN

2019-07
Stephen Blake Bozarth
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

RESOLUTION #29792

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 18-STVR-00159 FOR PROPERTY LOCATED AT 1716 KIRBY AVENUE.

ACTION: ADOPTED

2019-08
Sean Perry & Christine Rhoades.
District No. 2

On motion of Councilman Mitchell and seconded by Councilman Henderson,

RESOLUTION #29793

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 18-STVR-00197 FOR PROPERTY LOCATED AT 319 TREMONT STREET.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Henderson,

RESOLUTION #29794

A RESOLUTION AUTHORIZING THE APPOINTMENT OF BRIAN CATE, AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE LAND DEVELOPMENT OFFICE, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION #29795

A RESOLUTION AUTHORIZING THE APPOINTMENT OF CALEB FISHER, AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE LAND DEVELOPMENT OFFICE, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Vice-Chairman Oglesby and seconded by Councilwoman Berz,

RESOLUTION #29796

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF JENNY PARK TO THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA) BOARD.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Mitchell,

RESOLUTION #29797

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. W-17-004-201 TO REEVES YOUNG, LLC OF SUGAR HILL, GA, FOR CHATTANOOGA WET WEATHER COMBINED SEWER STORAGE – PHASE 1, A CONSENT DECREE PROJECT, IN THE AMOUNT OF \$46,569,100.00, WITH A CONTINGENCY AMOUNT OF \$2 MILLION, FOR AN AMOUNT NOT TO EXCEED \$48,569,100.00, SUBJECT TO SRF LOAN APPROVAL.

The motion carried with Councilman Gilbert voting “Nay.”

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Ledford,

RESOLUTION #29798

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION FOR MOCCASIN BEND WASTEWATER PLANT TO PAY A CITY CLAIM FOR PROPERTY DAMAGE WHICH OCCURRED ON NOVEMBER 13, 2018, AT OR NEAR 834 MAULDETH ROAD, CHATTANOOGA, TN, TO MANCHESTER PARK CHURCH, IN THE AMOUNT OF \$33,136.62.

ACTION: ADOPTED

PURCHASES:

Bonnie Woodward, Purchasing Director, briefed the Council on the following proposed purchases:

R179469 - Public Works Department Total Estimated \$500,000.00 Annually

New Blanket Contracts - Seepex Pump Parts –
Waste Resource Division - Public Works Department
Lowest/Best Bidders:

1. Southern Sales Company 2937 Kraft Drive Nashville, TN 37204
2. Wholesale Supply Group, Inc. 2411 East 23rd Street Chattanooga, TN 37407

R180449 - Public Works Department Estimated \$250,000.00 Annually

New Blanket Contract - Heil OEM Truck Parts and Service –
Fleet Management Division - Public Works Department
Lowest/Best Bidder: Stringfellow, Inc.

2710 Locust Street
Nashville, TN 37207

PO549781 - Public Works Department

Total Increase \$200,000.00

Increase Blanket contract

Estimated Revised Total \$500,000.00 Annually

Cleanup Sewer Backup Service - Waste Resource Division –

Public Works Department

Lowest/Best Bidder: Disaster Master
4605 Shawhan Road
Chattanooga, TN 37411

R180821 - Information Technology Department

Estimated \$100,000.00 Annually

New Blanket Contract - Data Management for

TimeClock Plus Products - Information Technology Department

Lowest/Best Bidder: Data Management Inc.
1 Time Clock Drive
San Angelo, TX 76904

PO536564 - Purchasing Division

Estimated \$40,000.00 Annually

Blanket Contract Renewal - Bottled Water & Filtration

System Coolers with Accessories - City Wide - Purchasing Division

Lowest/Best Bidder: Crystal Springs Water Company
5660 New Northside Drive, Suite 500
Atlanta, GA 30328

PO542002 - Public Works Department

Estimated \$350,000.00 Annually

Blanket Contract Renewal - Bulk Quicklime –

Waste Resource Division - Public Works Department

Lowest/Best Bidder: Covia Corporation
P.O. Box 128
8035 Hwy 25
Calera, AL 35040

Councilwoman Berz moved to approve, seconded by Vice-Chairman Oglesby. The motion carried.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Statewide Women’s Policy Conference

Councilwoman Berz invited the Assembly to the Statewide Women’s Policy Conference coming to The Westin on February 7-8, 2019. She indicated that over 300 women across the state would attend. This event is sponsored by the Mayor’s Council for Women, working with the National Coalition of Black Women. She also invited the Assembly to a reception at the Westin on Thursday, February 7, where attendees will have a chance to meet the conference speakers.

COMMITTEE REPORTS:

Budget and Finance Committee
Councilwoman Berz
(No report)

Economic and Community Development Committee

Councilman Byrd reported under "Other Business" section:

- The committee will meet next week after the 3:00 p.m. Agenda Session for a presentation on the Public Art Plan.

Human Resources Committee (HR)

Councilman Gilbert

(No report)

Planning and Zoning Committee

Councilman Ledford reported:

- The committee met today to review all planning and zoning items on the agenda and heard an update on Steep Slopes and Floodplains.

Public Safety Committee

Councilman Henderson reported:

- The committee will meet here at the Council conference room at 1:00 p.m. on February 19, 2019, for a discussion with Police Chief David Roddy regarding a community review board.

Public Works and Transportation Committee

Councilman Mitchell reported:

- The committee met today and will meet again in two (2) weeks.

Youth and Family Development Committee

Councilwoman Coonrod reported:

- The committee will meet next week after the 3:00 p.m. Agenda Session.

Legislative Committee

Vice-Chairman Oglesby

(No report)

**RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(Non-Agenda Items)**

Attorney Noblett read the rules of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Smith recognized the following persons:

- **Christopher Dahl (District 9)** - He's been gone for a while, but has been following what is happening with due process regardless. He has been researching federal funding block grant and Weed-n-Seed programs and will turn over the research to the U.S. Office of Government Accountability and other federal agencies regarding misuse of federal funding.
 - Councilwoman Coonrod asked Mr. Dahl to discuss the research he had done on the misuse of federal funds. Mr. Dahl indicated that he knows about several programs, not just the two that he mentioned, where he has reports and will turn them over to the proper authorities who deal with the misuse of funds. He also spoke on the original intent of the Weed-n-Seed program.

- **Melissa Manwaring (District 9)** – She came in December for her STVR application on Kirby Avenue and it was denied. She was told that no STVR wanted in Highland Park. She thinks it is arbitrary that some applicants can have applications approved if there is no opposition.
 - Councilwoman Coonrod commented on the fact that Ms. Manwaring had not spoken to the community about her STVR, which led to her moving to deny it. Ms. Manwaring commented on her efforts since then to attend the association meetings.

ADJOURNMENT

On motion of Vice-Chairman Oglesby, Chairman Smith adjourned the meeting of the Chattanooga City Council until Tuesday, February 12, 2019 at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL