



John P. Franklin, Sr. City Council Building
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

October 22, 2019

6:00 PM

CALL TO ORDER

Council Chairman Erskine Oglesby, Jr. called the meeting to order with a quorum present, including Vice-Chairman Chip Henderson and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Darrin Ledford, and Ken Smith. Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk, were also present. Councilman Jerry Mitchell was not present at this meeting.

PLEDGE OF ALLEGIANCE

Councilman Smith led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Smith and seconded by Councilman Ledford, the minutes of the last meeting (October 15, 2019) were approved as published.

SPECIAL PRESENTATIONS (2)

National Domestic Violence Awareness Month Proclamation

Councilwoman Berz presented a proclamation for National Domestic Violence Awareness Month to Dr. Valerie Radu of the Family Justice Center (FJC). Dr. Radu also informed the Council about the two new grants received by the FJC. She offered to come back before the Council in January or February to share more information about these new grants. (See attached for wording from this proclamation.)

World Ballet Day Proclamation

Vice-Chairman Henderson presented a proclamation for World Ballet Day to John Farrimond and Brian McSween of the Chattanooga Ballet. After which, Mr. Farrimond informed the Council about the mission of the Chattanooga Ballet and the worldwide celebration of World Ballet Day. (See attached for wording from this proclamation.)

ORDINANCES – FINAL READING:

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

ORDINANCE #13506

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 19, SECTION 19-86(B)(1), RELATING TO QUALIFICATIONS OF JOURNEYMAN GAS FITTERS.

ACTION: APPROVED

On motion of Vice-Chairman Henderson and seconded by Councilwoman Coonrod,

ORDINANCE #13507

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 27, SECTION 27-57(B), RELATING TO MASTER PLUMBER'S CERTIFICATES OF COMPETENCY.

ACTION: APPROVED

ORDINANCES – FIRST READING:

MR-2019-0132

Chris Anderson, Agent for the Owner of the Adjacent Property,
Georgia-Cumberland Conference of Seventh Day Adventists
District No. 5

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

ORDINANCE #13508

AN ORDINANCE CLOSING AND ABANDONING THE UNOPENED 4100 BLOCK OF BELLVIEW AVENUE, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

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

RESOLUTION #30110

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO EXECUTE A SOFTWARE UPGRADE AGREEMENT (SUA) WITH MOTOROLA FOR HARDWARE AND SOFTWARE, IN THE AMOUNT OF \$266,879.00; AND A MAINTENANCE PURCHASING AGREEMENT, IN THE AMOUNT OF \$296,542.50, FOR SUPPORT OF THE FIRE STATION ALERT SYSTEM, FOR A TOTAL AMOUNT OF \$563,421.50.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION #30111

A RESOLUTION AUTHORIZING THE APPOINTMENTS OF KIMBERLY NICOLE LACEY AND BEVERLY NICHOLS, AS SPECIAL POLICE OFFICERS (UNARMED) FOR THE MCKAMEY ANIMAL CENTER, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #30112

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ACCEPT A GRANT FROM THE TENNESSEE COMMISSION ON CHILDREN AND YOUTH TO FUND PROJECT A.I.D. (ADOLESCENT INTERVENTION AND DEVELOPMENT) MANAGED THROUGH THE FAMILY JUSTICE CENTER, FOR AN AMOUNT NOT TO EXCEED \$34,416.00.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #30113

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ACCEPT A GRANT FROM THE DEPARTMENT OF JUSTICE OFFICE OF VICTIMS OF CRIME (OVC) TO FUND THE CREATING A NEW PATHWAYS OF HOPE AND HEALING PROJECT MANAGED THROUGH THE FAMILY JUSTICE CENTER, FOR AN AMOUNT NOT TO EXCEED \$688,160.00.

ACTION: ADOPTED

On motion of Councilman Ledford and seconded by Councilman Smith,

RESOLUTION #30114

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR RTD CONSTRUCTION COMPANY, INC. OF ZEPHYRHILLS, FL, RELATIVE TO CONTRACT NO. W-10-004-201, EAST BRAINERD PUMP STATION UPGRADES, FOR THE INCREASED AMOUNT OF \$210,573.04, TO RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$327,426.96, FOR A REVISED CONTRACT AMOUNT OF \$5,592,664.04.

ACTION: ADOPTED

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

RESOLUTION #30115

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. Y-19-010-201 TO TRI-STATE ROOFING CONTRACTORS, LLC OF CHATTANOOGA, TN, REPLACEMENT ROOFING SYSTEM FOR EAST LAKE SENIOR CENTER, IN THE AMOUNT OF \$34,191.00, PLUS A CONTINGENCY AMOUNT OF \$5,000.00, FOR A TOTAL AMOUNT OF \$39,191.00.

Vice-Chairman Henderson noted that this was in Chairman Oglesby's district.

ACTION: ADOPTED

On motion of Councilman Ledford and seconded by Councilman Byrd,

RESOLUTION #30116

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A GRANT FROM THE BLUE CROSS BLUE SHIELD OF TENNESSEE FOUNDATION FOR THE BIKE CHATTANOOGA NEIGHBORHOOD STATION EXPANSION, FOR AN AMOUNT NOT TO EXCEED \$225,000.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchase

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

R190676 - Public Works Department Estimated \$100,000.00 Annually
New Blanket Contract - Haworth Open Office
Landscape Furniture - City Wide - Facilities Management Division –
Public Works Department
Lowest/Best Bidder: Nashville Office Interior (NOI)
611 3rd Avenue South
Nashville, TN 37210

Councilman Ledford had asked Justin Holland, Public Works Administrator, to look into the amount of the furniture contracts, which Mr. Holland had done since last meeting. Mr. Holland discussed the amended amount of R190676 today. Upon no further discussion, **Councilman Ledford moved** to approve all purchases. He was seconded by Councilman Smith. The motion carried.

ACTION: R190676 APPROVED

OTHER BUSINESS:

Sports Authority Board

Councilwoman Berz appointed Richard A. Johnson to represent District 6 on the Sports Authority Board.

TIF Review Committee

Councilman Byrd moved the nomination of Pastor Randy Jacks and JaMichael Jordan to the TIF Review Committee. He was seconded by Vice-Chairman Henderson. The motion carried.

Councilman Smith asked for a point of clarification on the number of spots to be filled: one or two. Councilman Byrd explained that there were two positions to be filled, and that he had spoken to the community about the two individual that he nominated tonight. He was aware that there were two other individuals whose names had been recommended, but knew Pastor Jacks and Mr. Jordan to be “pillars of the community.”

Councilwoman Berz reminded Chairman Oglesby that nominations were supposed to be presented one at a time. Chairman Oglesby agreed. Councilwoman Berz also reminded the Chairman that they had put forth the name of one individual during an earlier open meeting of the Council. Chairman Oglesby agreed and asked Councilman Byrd to clarify his nomination since the Council was looking for one nomination.

Councilman Byrd moved to reconsider his motion and **moved** to nominate Pastor Jacks, seconded by Councilman Gilbert. The motion carried.

Councilwoman Berz moved the nomination of Deb Flagg. She was seconded by Councilman Ledford. The motion failed upon roll call vote as follows:

| | | | |
|----------------|------------|------------------|------------|
| BERZ | Yes | HENDERSON | No |
| BYRD | No | LEDFORD | Yes |
| COONROD | No | SMITH | No |
| GILBERT | No | OGLESBY | Yes |

YES – Three (3); NO - FIVE

Councilman Byrd moved the nomination of JaMichael Jordan to the TIF Review Committee. He was seconded by Councilman Smith. The motion carried unanimously upon roll call vote as follows:

| | | | |
|----------------|------------|------------------|------------|
| BERZ | Yes | HENDERSON | Yes |
| BYRD | Yes | LEDFORD | Yes |
| COONROD | Yes | SMITH | Yes |
| GILBERT | Yes | OGLESBY | Yes |

YES – Eight (8); unanimous

Report on Debt Obligation – Motorola Software Upgrade Agreement II (SUA II)

Daisy Madison, Chief Finance Officer, informed the Council that they should have received a form CTO 253, which is a report on debt obligation incurred by the City of Chattanooga. This is a required reporting to be made to the Council and filed with the state comptroller's office. The form relates to \$266,879 in debt incurred on behalf of the Chattanooga Fire Department.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz

(No report)

Economic and Community Development Committee

Councilman Byrd

(No report)

Human Resources Committee

Councilman Gilbert

(No report)

Planning and Zoning Committee

Councilman Ledford

(No report)

Public Safety Committee

Councilman Smith

(No report)

Public Works and Transportation Committee

(Councilman Mitchell was not present)

Youth and Family Development Committee

Councilwoman Coonrod

(No report)

Legislative Committee

Vice-Chairman Henderson reported:

- There will be another STVR Ad Hoc Committee meeting on October 29, 2019 at 4:00 p.m. in the Council building conference room.

QUESTION OF PRIVILEGE

Vice-Chairman Henderson raised a question of privilege by asking Chairman Oglesby if he could instruct a member of the Media to remove their microphone cord from dangling on the side of the Council podium. He indicated that this could be a trip hazard. Chairman Oglesby agreed and ruled that the member of Media should move their cord from the podium due to safety concerns. The member of Media followed the Chairman's instruction.

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(Non-Agenda Items) – URL: <https://youtu.be/WFtuzvzfl10?t=1539>

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

| Name (Street, District, City or Entity) | Primary Topic: |
|-------------------------------------------------------|---------------------------------------------------|
| • Monty Bell (Chattanooga) | \$48 Billion owed to him for harassment |
| • Vaneesa & Tristan Brewer (Chattanooga) | Hunter Memorial Mural project |
| • Donna Christian Lowe (Chattanooga) | Victoria W. Carr Foundation |
| • Michelle K. Lawrence (Representing Watergen) | Needed the email for Administrator Justin Holland |

ADJOURNMENT

On motion of Councilman Ledford, Chairman Oglesby adjourned the meeting of the Chattanooga City Council until Tuesday, October 29, 2019, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL

Attachments:
Wording – Domestic Violence Awareness Proclamation
Wording - World Ballet Day Proclamation

Proclamation

The family is the foundation of a safe and healthy community and it is a goal of this mayoral administration for our communities to be safe, and,

Whereas: domestic violence impacts women, men and children of every age, background and belief. Nearly 1 in 4 women and 1 in 7 men in the U.S. have suffered severe physical violence by an intimate partner. Victims are deprived of their autonomy, liberty, and security, and face tremendous threats to their health and safety; and,

Whereas: while physical marks may often be the most obvious signs of harm caused by domestic violence, the true extent of the pain goes much deeper. Victims not only face abuse, but often find themselves left with significant financial insecurity. And children who witness domestic violence often experience lifelong trauma; and,

Whereas: everyone has the right live without harm and without the fear of harm; and,

Whereas: the Hamilton County Chattanooga Family Justice Center and their co-located partner organizations: Chattanooga Police Department/Special Victims Unit, the Children's Advocacy Center of Hamilton County, Street Grace, Legal Aid of East Tennessee, Southern Adventist University School of Social Work, the Partnership for Families, Children & Adults, Helen Ross McNabb Center, TN Department of Child Safety, Prevent Child Abuse Tennessee, Mental Health Court, and McKamey Animal Center seek opportunities to educate the public on the seriousness of interpersonal violence and the prevalence of this epidemic in our lives; and,

Whereas: ending domestic violence requires a collaborative effort involving every part of our society and requires our law enforcement and justice system to work together to hold offenders accountable and to protect victims and their children; the Lethality Assessment Project is a coordinated community effort between law enforcement and victim advocates to reduce the risk of domestic violence earlier; and,

Whereas: during National Domestic Violence Awareness Month, we reaffirm our dedication to forging a community where no one suffers the hurt and hardship that domestic violence causes -- and we recommit to doing everything in our power to uphold the basic human right to be free from violence and abuse.

NOW, THEREFORE,

We, Andy Berke, Mayor of the City of Chattanooga, Tennessee, and Jim Coppingger, Mayor of Hamilton County, Tennessee, do hereby proclaim the month of October 2019, as

"Domestic Violence Awareness Month"

In the City of Chattanooga and Hamilton County, and urge all citizens to join us in this recognition.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the Seals of Chattanooga and Hamilton County to be affixed this the 1st day of October, 2019.

Chattanooga City Council

Proclamation

Whereas, Chattanooga Ballet, founded in 1973, is Chattanooga's oldest ballet organization and

Whereas, Chattanooga Ballet has the city's only professional ballet company, operates the largest ballet school in the region, and contributes to the cultural vibrancy of the community and

Whereas, the mission of Chattanooga Ballet is "Inspiring creativity and innovation through excellence in dance education, performance and community engagement" and

Whereas, ballet is a highly technical form of dance founded in the 15th century and

Whereas, the study of ballet provides young people with a sense of discipline, better coordination and balance, experience in following instructions, and ever-increasing self-confidence and

Whereas, ballet training for adolescents and adults creates strength, endurance, coordination, flexibility, improved energy, and cognitive development and

Whereas, Chattanooga Ballet provides educational and entertainment opportunities for many thousands of Chattanooga residents and visitors and creates employment and economic benefits and

Whereas, Wednesday, October 23, 2019 is World Ballet Day,

Now Therefore,

I, Chip Henderson, Vice-Chairman of the Chattanooga City Council,
do hereby recognize and honor
the artistic work and legacy of the

CHATTANOOGA BALLET

in the City of Chattanooga, Tennessee.

CHIP HENDERSON
Council Vice-Chairman, District 1