



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

COUNCIL MEETING MINUTES

January 21, 2020
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilman Ledford led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilman Ledford, the minutes of the last meeting (January 14, 2020) were approved as published.

SPECIAL PRESENTATION

***Recognition and Gratefully Acknowledging
Alfred Williams for his Heroism and Bravery
By Councilwoman Berz***

Councilwoman Berz invited the family of shooting victim Alfred Williams to the podium for presentation of the following resolution from the full City Council:

WHEREAS, Mr. Alfred Williams was a committed husband and father with a very passionate spirit; and

WHEREAS, on New Year's Eve, 2019, Mr. Williams demonstrated extreme courage and selflessness shielding and saving several lives at the Brainerd Road Walmart; and

WHEREAS, Mr. Williams will not only be remembered for his fearlessness, but also for his love of his community, family and friends - as well as his love for life,

NOW THEREFORE, BE IT RESOLVED THAT THE CHATTANOOGA CITY COUNCIL hereby recognizes and gratefully acknowledges Alfred Williams for his heroism and bravery.

After which, Mr. Williams' nephew, Isaiah Moore, thanked the city, expressed his thoughts about losing loved ones to crime, and asked the Council to work with the community in dealing with crime in the city.

ORDINANCES – FINAL READING:

2019-0168
Kristy Summers
Planning Version
District No. 1

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

ORDINANCE #13524

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED IN THE 6200 BLOCK OF DAYTON BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE TO A-1 URBAN AGRICULTURAL ZONE AND R-3 RESIDENTIAL ZONE.

ACTION: APPROVED

2019-0175
Ken DeFoor Properties
Planning Version
District No. 3

On motion of Councilman Smith and seconded by Councilman Ledford,

ORDINANCE #13525

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 2767 NORTHPOINT BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-3 WAREHOUSE AND WHOLESALE ZONE TO R-3 RESIDENTIAL ZONE.

ACTION: APPROVED

2019-0149
Ideis Architecture
Planning Version
District No. 7

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

ORDINANCE #13526

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3505 DIVINE AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO O-1 OFFICE ZONE.

Vice-Chairman Henderson noted no object from Chairman Oglesby on this District 7 matter.
The motion carried.

ACTION: APPROVED

2019-0165
Wayne Williams
Planning Version
District No. 8

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

ORDINANCE #13527

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS FROM ORDINANCE NO. 12197 OF PREVIOUS CASE NO. 2008-0161 FROM PART OF THE PROPERTY LOCATED AT 1605 EAST 12TH STREET, MORE PARTICULARLY DESCRIBED HEREIN.

ACTION: APPROVED

2019-0172
David Hudson
Planning Version
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

ORDINANCE #13528

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1806 BAILEY AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

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

ORDINANCE #13529

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, ZONING REGULATIONS, DIVISION 6, R-2 RESIDENTIAL ZONE, SECTION 38-94, HEIGHT AND AREA REGULATIONS, (4) MINIMUM BUILDING SETBACK TO CLARIFY SIDE YARD SETBACK REQUIREMENTS FOR TOWNHOUSE DEVELOPMENTS.

Councilman Ledford asked Bryan Shults, RPA's Director of Development Services, to give the side yard setback requirement for townhomes. Mr. Shults informed the Council that there is no side setback in the R-2 zone for townhomes, so RPA is adding language for enforcement purposes that says: "...when the townhome exists, there is no side yard setback between that common wall."

ACTION: APPROVED

ORDINANCES – FIRST READING:

On motion of Councilwoman Berz and seconded by Councilman Smith,

ORDINANCE #13530

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, SECTION 2-409, SECTION 2-410(E)(3) AND SECTION 2-418, RELATIVE TO THE FIRE AND POLICE PENSION FUND.

ACTION: PASSED ON FIRST READING

On motion of Councilman Byrd and seconded by Councilwoman Berz,

ORDINANCE #13531

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, ARTICLE III, DIVISION 2, SECTION 5-71, RELATIVE TO TEMPORARY BEER PERMITS; SECTION 5-75, RELATIVE TO DISTANCE REQUIREMENTS; AND SECTION 5-87, RELATIVE TO STATION STREET, AND TO ADD CHATTANOOGA CITY CODE, PART II, CHAPTER 5, ARTICLE III, DIVISION 2, SECTION 5-89, RELATIVE TO TRAINING.

ACTION: PASSED ON FIRST READING

PROCEDURAL NOTE: Due to the upcoming resolutions in District 7, Chairman Oglesby yielded the chair of the meeting to Vice-Chairman Henderson prior to the reading of the resolutions.

RESOLUTIONS:

2020-01
Mint House Tennessee, LLC/
Heritage Land & Development
District No. 7

Agenda Item VII(a):

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 19-STVR-00128 FOR PROPERTY LOCATED AT 721 BROAD STREET, UNIT #1204.

Attorney Noblett explained that the Applicant has requested to withdraw this STVR application and the next one (case no. 2020-02). Therefore, **Chairman Oglesby moved** to deny, seconded by Councilman Ledford. The motion carried.

ACTION: DENIED

2020-02
Mint House Tennessee, LLC/
Heritage Land & Development
District No. 7

Agenda Item VII(b):

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 19-STVR-00129 FOR PROPERTY LOCATED AT 721 BROAD STREET, UNIT #212.

Based upon the same information given previously by the City Attorney, **Chairman Oglesby moved** to deny, seconded by Councilman Ledford. The motion carried.

ACTION: DENIED

2020-03
Megan Stevens/James Stevens
District No. 7

Agenda Item VII(c):

A RESOLUTION APPROVING SHORT TERM VACATION RENTAL APPLICATION NO. 19-STVR-00168 FOR PROPERTY LOCATED AT 3201 E. 36TH STREET.

A hearing ensued on this case. Charles Young, Assistant Director of Development Services at Economic and Community Development, made the presentation that included information on the following:

- Surrounding STVR applications
- Aerial View
- Street View
- Application History

Vice-Chairman Henderson opened the floor to the Applicant and the Opposition.

Applicant:

- **Megan Stevens** – She came to represent the owner, Jim Stevens. She discussed the reason for the Applicant holding off on further repairs and not scheduling the final inspection. She discussed the Applicant's use of Auto Host Guest Screening to vet applicants.

Opposition:

- **Jerry Menard** – He is a 5-year resident of East Lake. He gave three reasons for opposing this STVR: (1) supply and demand, (2) transient occupants not being invested in the neighborhood, and (3) this neighborhood having a STVR problem like St. Elmo.

Chairman Oglesby questioned Ms. Stevens about the Applicant having not completed the inspections. Upon no further questions or comments, **Chairman Oglesby moved** to deny, seconded by Byrd. The motion carried.

ACTION: DENIED

On motion of Chairman Oglesby and seconded by Councilman Ledford,

RESOLUTION #30199

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-18-004-201 TO P&C CONSTRUCTION, INC. OF CHATTANOOGA, TN, THE SCRAMBLE INTERACTIVE STREETScape ON 1ST STREET, IN THE AMOUNT OF \$833,106.55, PLUS A CONTINGENCY AMOUNT OF \$83,500.00, FOR A TOTAL PROJECT COST IN THE AMOUNT OF \$916,606.55.

ACTION: ADOPTED

PROCEDURAL NOTE: Vice-Chairman Henderson yielded the chair of the meeting back to Council Chairman Oglesby prior to the departmental reports.

DEPARTMENTAL REPORTS:

Proposed Purchases

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

R189626 - Mayor's Office Total Estimate \$40,000.00 Annually
New Blanket Contract - Bottled Water and Filtration System Coolers
with Accessories - City Wide - Purchasing Division - Mayor's Office
Lowest/Best Bidder: DS Services of America, Inc. dba Crystal Springs Water Company
2300 Windy Ridge Pkwy, Ste 500N
Atlanta, GA 30339

PO541634 - Department of Youth and Family Development Total Estimate \$5,000.00 Annually
Extended Blanket Contract - Enterprise Rent-A-Car –
Department of Youth and Family Development
Lowest/Best Bidder: Enterprise Rent-A-Car
209 Seaboard Lane
Franklin, TN 37067

R193201 - Public Works Department Total Estimate \$4,250,000.00 Annually
New Blanket Contract - Liquid Sodium Hypochlorite –
Waste Resources Division - Public Works Department
Lowest/Best Bidder: Olin Chlor Alkali Products and Vinyls
490 Stuart Rd. NE
Cleveland, TN 37312

R193211 - Public Works Department Total Estimate \$600,000.00 Annually
New Blanket Contract - Sewer Line Cleaning Services –
Waste Resources Division - Public Works Department
Lowest/Best Bidder: Sweeping Corporation of America
713 Melpark Dr.
Nashville, TN 37204

R193969 - Public Works Department Total Cost \$26,430.00
Purchase - Refurbish Compactor at the Influent Pump Station –
Waste Resources - Public Works Department
Lowest/Best Bidder: Guthrie Sales & Service,
7003 Chadwick Drive, Ste 300
Brentwood, TN 37027

PO547953 – Public Works Department Total Estimate \$250,000.00 Annually
Blanket Contract Renewal - Air/Vacuum Relief Valve Maintenance
& Support – Waste Resources Division – Public Works Department
Lowest/Best Bidder: H & H Brown, Inc.
1803 Polk Street
Chattanooga, TN 37408

PO547954 - Public Works Department Total Estimate \$200,000.00 Annually
Blanket Contract Renewal - Valve Actuator Services –
Waste Resource Division - Public Works Department
Lowest/Best Bidder: Industrial Valve Sales & Service, Inc.
P.O. Box 1456
Cleveland, TN 37364

PO547753 - Public Works Department Total Estimate \$150,000.00 Annually
Blanket Contract Renewal - Raising/Lowering Manhole Services –
Waste Resource Division - Public Works Department
Lowest/Best Bidder: Mayse Construction & Engineering Co.
PO Box 23027
Chattanooga, TN 37422

On motion of Councilwoman Berz and seconded by Councilman Ledford, all purchases were approved.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Powerhouse Update

Councilman Byrd addressed untrue rumors about the Powerhouse closing. He informed the Assembly that the city has been working with the Chattanooga Zoo on a four-part expansion plan for their new Africa exhibit. Phase one will include giraffes and each phase will bring an exciting new animal for the Africa exhibit. Part of this phase means relocating, not shutting down the Powerhouse and UTC softball hitting facility. The zoo has explained to city staff that the phase would not begin until at least 2025, so there is no immediate danger of closing either facility. City staff continues to look for opportunities in the surrounding areas to best provide these needed services for Chattanooga.

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 reported:

- The committee met today to review agenda items and to hear updates on the CARTA redesign and city-owned golf courses.
- The committee will meet again in two weeks (February 4).

Youth and Family Development Committee
Councilwoman Coonrod
(No report)

Legislative Committee
Vice-Chairman Henderson reported:

- The committee met today at their 1:30 meeting. They will meet again next week at the top of the Strategic Planning agenda.

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(Non-Agenda Items) – URL: <https://youtu.be/KHDrA-ppC50?t=654>

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, City, District, Org.):	Primary Topic:
• Earl Freudenberg (Stardust Trail)	Fate of group home in Northwood subdivision
• Steven Russell (City employee/SEIU)	Campaign for \$15 minimum wage
• Chandler Caldwell (Chattanooga)	Moratorium on dockless scooter
• Marie Mott (Oak Grove)	Purchasing contracts and fair wages
• Michael Morrisson (Meadowlake Rd.)	Moratorium on dockless scooters
• Eric Atkins (Bozentown & Unity Group)	MLK March and advancing MLK's dream
• Zoe Grimes (Commons Blvd.)	Moratorium on dockless scooters
• Brenda Benn (Chattanooga)	Habakkukh Community Project

ADJOURNMENT

On motion of Vice-Chairman Henderson, Chairman Oglesby adjourned the meeting of the Chattanooga City Council until Tuesday, January 28, 2020, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL