



Electronic-Conducted (Virtual) Minutes
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

September 29, 2020
6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order by electronic means. A quorum was present via electronic means that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Darrin Ledford, Jerry Mitchell and Erskine Oglesby, Jr. Other panelists present via electronic means: Phil Noblett, City Attorney; Lydia Christoph, Administrative Support; and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

PLEDGE OF ALLEGIANCE

Vice-Chairman Smith led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and seconded by Councilman Gilbert, the minutes of the last meeting (September 22, 2020) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

ORDINANCES – FINAL READING:

On motion of Councilwoman Berz and seconded by Councilman Oglesby,

ORDINANCE #13602

AN ORDINANCE TO AMEND THE OPERATIONS BUDGET ORDINANCE NO. 13558, KNOWN AS “THE FISCAL YEAR 2020-2021 OPERATIONS BUDGET ORDINANCE,” SO AS TO APPROPRIATE \$1.5 MILLION FROM THE GENERAL FUND RESERVES TO THE ELECTRIC POWER BOARD OF CHATTANOOGA FOR THE HAMILTON COUNTY SCHOOLS EDUCATION CONNECT INITIATIVE WHICH HAS BEEN COVERED BY FAVORABLE OPERATIONS DURING FY20.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: APPROVED

Retroactive Version

On motion of Councilwoman Berz and seconded by Councilman Ledford,

ORDINANCE #13603

AN ORDINANCE TO AMEND THE OPERATIONS BUDGET ORDINANCE NO. 13558, KNOWN AS “THE FISCAL YEAR 2020-2021 OPERATIONS BUDGET ORDINANCE,” SO AS TO REPLACE PAGE 69 OF THE GENERAL PAY PLAN TO BE CONSISTENT WITH APPROVED OPERATIONS FUNDING AND ONLY PROVIDE FOR INCREASES TO EMPLOYEES WHO ARE NOT PAID IN THE AMOUNT OF THE FEDERAL POVERTY GUIDELINES.

The motion carried (8-1) upon roll call vote as follows:

Oglesby	YES	Byrd	YES
Mitchell	YES	Berz	YES
Ledford	YES	Smith	YES
Gilbert	NO	Henderson	YES
Coonrod	YES		

YES - Eight (8); NO - One (1)

ACTION: APPROVED

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next two ordinances for one Council vote.

ORDINANCE #13604

AN ORDINANCE TO AMEND CAPITAL IMPROVEMENTS BUDGET ORDINANCE NO. 13559, KNOWN AS “THE FISCAL YEAR 2020-2021 CAPITAL BUDGET ORDINANCE,” SO AS TO APPROPRIATE \$150,000.00 FROM THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT CAPITAL PROJECT PUBLIC ART IN NEW CAPITAL CONSTRUCTION, TO THE SOUTHEAST TENNESSEE DEVELOPMENT DISTRICT FOR THE ARTISTS WORK PROGRAM.

ORDINANCE #13605

AN ORDINANCE TO AMEND CAPITAL IMPROVEMENTS BUDGET ORDINANCE NO. 13559, KNOWN AS “THE FISCAL YEAR 2020-2021 CAPITAL BUDGET ORDINANCE,” SO AS TO APPROPRIATE \$531,036.00 ADDITIONAL TRANSPORTATION IMPROVEMENT PROGRAM FUNDS TO TRANSPORTATION CAPITAL PROJECT PAVEMENT MANAGEMENT #2 (CHATT1) FOR THE BAILEY AVENUE AND CHESTNUT STREET TIP PAVING PROJECTS.

Councilwoman Berz moved to approve both ordinances. Councilman Oglesby seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ORDINANCES 13604 & 13605 APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next seven resolutions for one Council vote.

RESOLUTION #30497

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A SECOND AGREEMENT TO EXERCISE OPTION TO RENEW WITH BRIAN M. COTTER, IN SUBSTANTIALLY THE FORM ATTACHED, FOR LEASE OF A HOUSE LOCATED AT 324 BASS ROAD ON TAX MAP NO. 158I-C-021.01, AND FURTHER IDENTIFIED AS THE BROWN ACRES RENTAL HOUSE, IN CONSIDERATION OF \$800.00 PER MONTH, AND PROVIDING SECURITY SERVICES AT BROWN ACRES AND BRAINERD GOLF COURSES, FOR AN ADDITIONAL TERM OF ONE (1) YEAR.

RESOLUTION #30498

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A THIRD AGREEMENT TO EXERCISE OPTION TO RENEW WITH CHATTANOOGA GOODWILL INDUSTRIES, INC., IN SUBSTANTIALLY THE FORM ATTACHED, FOR A PORTION OF THE PROPERTY LOCATED AT 1815 E. MAIN STREET, TAX MAP NO. 156B-D-009, FOR AN ADDITIONAL TERM BEGINNING OCTOBER 10, 2020, AND ENDING ON APRIL 30, 2021, FOR THE CONTINUED OPERATION OF PROGRAMS THROUGH THE CHATTANOOGA FURNITURE BANK.

RESOLUTION #30499

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE EIGHTH AMENDMENT TO THE INDEPENDENT CONTRACTOR AGREEMENT FOR PROFESSIONAL SERVICES WITH BRIGHTBRIDGE, INC. RELATED TO THE ENVIRONMENTAL PROTECTION AGENCY (EPA) REVOLVING LOAN FUND GRANT FOR AN ADDITIONAL SIX (6) MONTH TERM, FOR ADMINISTRATIVE SERVICES, AND TO AUTHORIZE THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS RELATED TO THE EPA REVOLVING LOAN FUND.

RESOLUTION #30500

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AMENDMENT ONE, IN SUBSTANTIALLY THE FORM ATTACHED, TO THE AGREEMENT FOR ANIMAL CONTROL SERVICES BETWEEN THE CITY OF CHATTANOOGA AND THE ANIMAL CARE TRUST (MCKAMEY ANIMAL CENTER) EXTENDING THE CURRENT TERM THROUGH JUNE 30, 2022.

RESOLUTION #30501

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO A COLLABORATION AGREEMENT AND TRANSFER FUNDS FROM THE PUBLIC ART CAPITAL FUND TO THE SOUTHEAST TN DEVELOPMENT DISTRICT (SETDD) FOR THE ARTISTS' WORK (COVID-19 RELIEF) PROGRAM FOR ARTISTS AND/OR ARTS NONPROFITS TO PRODUCE ARTWORKS FOR PUBLIC SPACES WITHIN THE CITY OF CHATTANOOGA, IN THE AMOUNT OF \$150,000.00.

RESOLUTION #30502

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO APPLY FOR, AND IF AWARDED, ACCEPT AN EMERGENCY SOLUTION GRANT FOR COVID (ESG-COVID) FUNDS FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA), FOR APPROXIMATELY \$375,000.00.

RESOLUTION #30503

A RESOLUTION AUTHORIZING BRIGHTBRIDGE, INC. TO ISSUE AN ENVIRONMENTAL PROTECTION AGENCY (EPA) REVOLVING LOAN FUND (RLF), ON BEHALF OF THE CITY OF CHATTANOOGA, TO SSP LUCEY, LLC FOR THE REDEVELOPMENT OF THE OLD LUCEY BOILER SITE LOCATED ON SOUTH HOLTZCLAW AVENUE, IN THE AMOUNT OF \$480,000.00.

Councilwoman Coonrod moved to approve. Councilman Byrd seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30497 - 30503 ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next three resolutions for one Council vote. Councilman Byrd had temporarily disengaged the panel, therefore, leaving a quorum of eight councilpersons.

RESOLUTION #30504

A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY RELATED TO A LOAN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) (SRF 2020-440) FOR FINANCING AND CAPITAL CONSTRUCTION PROJECTS REQUIRED BY THE CONSENT DECREE FOR THE INTERCEPTOR SEWER SYSTEM (ISS), IN THE AMOUNT OF \$15 MILLION.

RESOLUTION #30505

A RESOLUTION AUTHORIZING THE INTERIM TREASURER TO RENEW THE CONTRACT WITH SUNTRUST, NOW DOING BUSINESS AS, TRUIST BANK FOR COMMERCIAL AND GENERAL BANK SERVICES, INCLUDING PURCHASING CARDS AND SAFEKEEPING AND CUSTODIAL ACCOUNTS,

FOR THE THIRD AND FINAL ONE (1) YEAR RENEWAL PERIOD ENDING JUNE 30, 2021, FOR AN ESTIMATED AMOUNT OF \$15,000.00.

RESOLUTION #30506

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE ELECTRIC POWER BOARD WHEREBY THE CITY AGREES TO CONTRIBUTE \$1.5 MILLION IN SUPPORT OF THE HAMILTON COUNTY EDCONNECT INITIATIVE.

Councilman Gilbert moved to approve all three resolutions. Councilwoman Berz seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: RESOLUTIONS 30504 - 30506 ADOPTED

PROCEDURAL NOTE: Councilman Byrd rejoined the quorum at this time. With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next two resolutions for one Council vote.

RESOLUTION #30507

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 FOR ARCADIS U.S. RELATIVE TO CONTRACT NO. W-12-027-101, FRIARS BRANCH PUMP STATION IMPROVEMENTS, FOR AN INCREASED AMOUNT OF \$334,476.45, FOR A REVISED CONTRACT AMOUNT OF \$1,791,529.20.

RESOLUTION #30508

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. P-20-003-201 TO INTEGRATED PROPERTIES, LLC OF CHATTANOOGA, TN, CHATTANOOGA POLICE DEPARTMENT, CRIME SCENE UNIT FACILITY IMPROVEMENTS, IN THE AMOUNT OF \$414,000.00, PLUS A CONTINGENCY AMOUNT OF \$40,000.00, FOR AN AMOUNT NOT TO EXCEED \$454,000.00.

Councilman Oglesby moved to approve both resolutions. Councilwoman Coonrod seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30507 & 30508 ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next two resolutions for one Council vote.

RESOLUTION #30509

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A TRANSPORTATION ALTERNATIVES PROGRAM (TAP) GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) TO CONSTRUCT THE MIDTOWN PATHWAY, WITH THE CITY'S PORTION NOT TO EXCEED \$440,000.00, FOR AN AMOUNT NOT TO EXCEED \$2.2 MILLION.

RESOLUTION #30510

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH INTEGRATED PROPERTIES, LLC RELATIVE TO CONTRACT NO. T-20-006-201 FOR CONSTRUCTION SERVICES ASSOCIATED WITH FY20 SIDEWALKS, IN THE AMOUNT OF \$1,080,627.55, WITH A CONTINGENCY AMOUNT OF \$108,062.76, FOR A TOTAL AMOUNT OF \$1,188,690.31.

Councilwoman Berz moved to approve both resolutions. Councilman Gilbert seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30509 & 30510 ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

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

R203090 - Parks Division, Public Works	\$36,347.40
Kubota 5 Series SSV65P Skid Steer, 68" Heavy Duty Low Profile Long Floor Bucket with Cutting Edge, and LandPride Lowest/Best Bidder: Kubota of Chattanooga 2628 Rossville Blvd Chattanooga, TN 37404	
R198375 - Parks Division, Public Works	\$600,000.00
Security Guard Services Lowest/Best Bidder: Security Engineers, Inc (SEI, Inc) 6400 Lee Hwy., Suite 108 Chattanooga, TN 37421	
PO# 555700 - City Wide Services Division, Public Works	\$100,000.00
Tire Disposal & Recycling Services Lowest/Best Bidder: Liberty Tire Recycling, LLC 1941 Cement Plant Road Nashville, TN 37208	
PO# 558902 - City Wide Services Division, Public Works	Increase of \$60,000 for a total estimated annual spend of \$120,000
Storm Cleanup Tree Removal & Trimming Services Lowest/Best Bidder: Big Woody's Tree Service, LLC 4018 Alabama Road Apison, TN 37302	

R195993 - Purchasing Department, Mayor's Office

\$200,000.00

Paper Goods

Lowest/Best Bidders:

1. American Paper & Twine Company - 2134 Amnicola Hwy Chattanooga, TN 37408
2. Jacobs Paper Company - 1300 Chestnut Street Chattanooga, TN 37402
3. COS Business Products & Interiors - 1548 Riverside Drive PO Box 5188 Chattanooga, TN 37406

R202598 - Head Start Division, Youth and Family Development

\$150,000.00

Food Items and Cleaning Supplies

Lowest/Best Bidder: IWC Food Service
 PO Box 458
 Cookeville, TN 38506

Councilman Gilbert questioned the security guard contract (R198375). Mr. Sammons deferred to someone from Facilities who might be able to answer the councilman's questions. Bill Payne, City Engineer, joined the panel. Discussion ensued about whether or not this contract replaces city employee jobs. After which, **Councilman Gilbert moved** to defer R198375 until next week. Councilwoman Berz seconded. The motion failed (4-5) upon roll call vote as follows:

Oglesby	YES	Byrd	NO
Mitchell	NO	Berz	YES
Ledford	YES	Smith	NO
Gilbert	YES	Henderson	NO
Coonrod	NO		

YES - Four (4); NO - Five (5)

Councilman Ledford asked Mr. Payne about the Big Willy contract (PO#558902). Upon no further questions or comments, **Councilman Ledford moved** to approve all purchases. Vice-Chairman Smith seconded. The motion carried (8-1) upon roll call vote as follows:

Berz	YES	Mitchell	YES
Byrd	YES	Oglesby	YES
Coonrod	YES	Smith	YES
Gilbert	NO	Henderson	YES
Ledford	YES		

YES - Eight (8); NO - One (1)

ACTION: ALL PURCHASES APPROVED

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz
 (No report)

Economic and Community Development Committee

Councilman Oglesby reported:

- The committee met today in open meeting to discuss proposed changes to the Short-Term Vacation Rental legislation.

Human Resources Committee
Councilman Gilbert
(No report)

Planning and Zoning Committee
Councilman Ledford reported:

- The committee will meet next week after the 3:30 p.m. Agenda Session.

Public Safety Committee
Councilman Byrd
(No report)

Public Works and Transportation Committee
Councilman Mitchell reported:

- The committee met today in open meeting and will meet again in two weeks (October 13).

Youth and Family Development Committee
Councilwoman Coonrod reported:

- The Office of Family Empowerment will be accepting applications for energy assistance on October 1st. For information, contact Yolanda Johnson at chattanooga.gov.

Legislative Committee
Vice-Chairman Smith
(No report)

CERTIFICATE OF COMPLIANCE

Attorney Noblett presented the following Certificate of Compliance for the Council's approval: **Bleu Fox Specialties LLC d/b/a Bleu Fox Cheese Shop - Certificate of Compliance (District 7)**. He advised that the certificate would need the approval of five councilpersons. With no objection from the Council, Chairman Henderson instructed the Clerk to secure the necessary signatures of the Council.

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL (Listen by clicking [here](#))

Attorney Noblett read the rules of procedure for persons wishing to address the Council. After which, Chairman Henderson recognized the following persons:

Speaker Name	District	Primary Topics:
• Andrea Hassler	7	CPD accountability in Desmond Logan case/questions a cover-up
• Marie Mott	8	6/16/18 statement of Chief Roddy; allegations in Logan case
• Collier Brown	7	Actions of CPD against its citizens and lack of accountability
• Ben Campbell	2	Divest in police and loss of trust in City Council
• Josh Smith	2	Divest in police and invest in community
• Alicia Gladman	9	Holding CPD accountable/responsibility of police

Councilwoman Coonrod asked to bring Chief Roddy into the panel to discuss known drug houses and prostitution in District 9. Chairman Henderson asked Councilwoman Coonrod to speak offline with Chief Roddy on these district concerns.

Councilman Byrd also wished to speak to Chief Roddy about the allegations mentioned by members of the public. Attorney Noblett advised against that because there is ongoing litigation in federal court. He also recommended that the Council could hold an attorney-client privileged meeting if needed.

ADJOURNMENT

On motion of Councilman Oglesby, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, October 6, 2020, at 6:00 p.m.

[Editor's Note: Any person may join the electronic-conducted meetings of the Chattanooga City Council at the scheduled time by visiting online at council.chattanooga.gov.]

CHAIRMAN

CLERK OF COUNCIL