



In-Person & Electronic-Conducted Meeting
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

May 18, 2021
6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order. A quorum was present that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Raquetta Dotley, Isiah Hester, Jenny Hill, and Darrin Ledford. Others present were Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

PLEDGE OF ALLEGIANCE

Councilwoman Dotley led the Assembly in the Pledge of Allegiance and gave the invocation.

MAYOR KELLY ADDRESSES COUNCIL

Mayor Tim Kelly expressed condolences in the passing of State Rep. Mike Carter. He also addressed the Council on the following:

- Emily O'Donnell as the New City Attorney
- Phil Noblett as Deputy City Attorney
- Fire and Police Pay Plan
- Pending new organizational structure
- YFD Reopening plan next week
- Budget continuance for future consideration

SPECIAL PRESENTATION

National Public Works Week Proclamation By Councilman Isiah Hester

Councilman Hester proclaimed the following:

Whereas: Public works services provided in our community are an integral part of our citizens' everyday lives; and

Whereas: The support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water quality, sewers, streets and highways, public buildings, and solid waste collection; and

Whereas: The health, safety and comfort of this community greatly depends on these facilities and services; and

Whereas: The quality and effectiveness of these facilities, as well as their planning, design and construction, is vitally dependent upon the efforts and skill of public works officials; and

Whereas: The efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform.

Now Therefore,

I, Tim Kelly, Mayor of the City of Chattanooga, do hereby
proclaim May 16st through May 22nd of 2021 as

National Public Works Week

in The City of Chattanooga, Tennessee, and I call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life.

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City of Chattanooga to be affixed this the 17th day of May, 2021.

Tim Kelly, Mayor

Bill Payne, Interim Administrator of Public Works and City Engineer, accepted the proclamation and expressed thanks.

TRIBUTE TO STATE REP. CARTER

Councilman Ledford read a statement in the passing of State Rep. Mike Carter and paid condolences to the Carter family.

APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and seconded by Councilman Byrd, the minutes of the last meeting (May 11, 2021) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

ORDINANCES – FINAL READING:

On motion of Councilman Coonrod and seconded by Councilman Byrd,

ORDINANCE #13671

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, SECTION 2-3, RELATING TO SPECIFICALLY HOLIDAYS, TO ADD JUNE 19 OF EACH YEAR AS A PAID HOLIDAY OF COMMEMORATION WHICH IS KNOWN AS “JUNETEENTH INDEPENDENCE DAY”.

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

ACTION: APPROVED

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

2021-0030
Benjamin Phillips
Planning Version
District No. 5

ORDINANCE #13672

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3698 AND 3710 FAITH ROAD, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

2021-0052
Alan W. Jones c/o ASA Engineering
Planning Version
District No. 6

ORDINANCE #13673

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 6027, 6029, AND 6033 OOLTEWAH GEORGETOWN ROAD, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

2021-0051
BKY Enterprises c/o Bryan Youngblood
Planning Version
District No. 9

ORDINANCE #13674

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 800 BLOCK OF SOUTH GREENWOOD AVENUE, FROM R-1 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

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

ACTION: APPROVED

On motion of Councilman Ledford and seconded by Councilwoman Dotley,

ORDINANCE #13675

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SEWERS, MAINS AND DRAINS, ARTICLE VIII, STORMWATER MANAGEMENT, DIVISION 7, FEES, SECTION 31-356.1.1(2), ADJUSTMENTS IN QUALITY FEE, RELATED TO WATER QUALITY FEE REDUCTIONS.

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

ACTION: APPROVED

ORDINANCES – FIRST READING:

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

ORDINANCE #13676

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE IV, SECTION 2-526 RELATING TO THE APPROPRIATION AND DISBURSEMENT OF MUNICIPAL FUNDS TO NON-PROFIT CHARITABLE AND CIVIC ORGANIZATIONS AND RELATING TO THE APPROVAL FOR PURCHASING REQUISITIONS IN SECTION 2-547.

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

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

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.

RESOLUTION #30760

A RESOLUTION WAIVING THE FEES FOR USE OF THE MILLER PARK PAVILION, IN THE AMOUNT OF \$1,200.00 AND THE MILLER PARK LAWN, IN THE AMOUNT OF \$800.00, FOR THE CEREMONY OF THE 100TH ANNIVERSARY OF THE BLACK WALL STREET MASSACRE SPONSORED BY THE CHATTANOOGA NEIGHBORHOODS ARTS PARTNERSHIPS TO BE HELD ON MONDAY, MAY 31, 2021, FROM 4:00 P.M. TO 11:00 P.M., FOR THE TOTAL AMOUNT OF \$2,000.00.

RESOLUTION #30761

A RESOLUTION TO AMEND RESOLUTION NO. 30648 AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A FIRST AGREEMENT TO EXERCISE OPTION TO RENEW WITH CHATTANOOGA HOCKEY, INC., IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE USE OF A PORTION OF 1785 REGGIE WHITE BOULEVARD, IDENTIFIED AS TAX PARCEL NO. 145K-E-001.01, FOR AN ADDITIONAL TERM OF ONE (1) YEAR BEGINNING ON APRIL 1, 2021, AND ENDING ON MARCH 31, 2022.

RESOLUTION #30762

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A RIGHT OF ENTRY PERMIT AND LICENSE AGREEMENT FOR PLAYGROUND DEVELOPMENT OF SOUTHSIDE COMMUNITY PARK WITH THE TRUST FOR PUBLIC LAND, IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE DEVELOPMENT OF A PLAYGROUND AT THE SOUTHSIDE COMMUNITY PARK, IDENTIFIED AS TAX PARCEL NO. 155M-A-001, AND TO ACCEPT THE EQUIPMENT AND THE INSTALLATION AT AN APPROXIMATE VALUE OF \$66,889.00.

Councilwoman Coonrod moved to approve the three resolutions. Councilwoman Dotley seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ADOPTED

Alternate Version

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #30763

A RESOLUTION APPROVING THE ACCEPTANCE AND DISTRIBUTION OF FISCAL YEAR 2021 - 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP ACT FUNDS (HOME) FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AND PROGRAM INCOME, ALL TOTALING APPROXIMATELY \$3,278,077.00, AS SHOWN MORE FULLY HEREINBELOW.

ACTION: ADOPTED

Agenda Item VII(e):

A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO ENTER INTO AN AGREEMENT WITH SYMETRA TO PROVIDE LONG-TERM DISABILITY INSURANCE, GROUP LIFE INSURANCE, ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE, FMLA LEAVE MANAGEMENT SYSTEM, VOLUNTARY SUPPLEMENTAL LIFE, AND VOLUNTARY SHORT-TERM DISABILITY INSURANCE, FOR A THREE (3) YEAR TERM EFFECTIVE JULY 1, 2021, WITH AN OPTION TO RENEW FOR A FINAL TWO (2) YEAR TERM, WITH THE CITY'S PORTION IN THE AMOUNT OF \$230,000.00, FOR AN ESTIMATED ANNUAL COST OF \$1,169,000.00.

Councilman Ledford moved to defer thirty days to June 15, 2021. Vice-Chairman Smith seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: DEFERRED TO JUNE 15, 2021

On motion of Councilwoman Coonrod and seconded by Councilwoman Berz,

RESOLUTION #30764

A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO ENTER INTO AN AGREEMENT WITH COMPSYCH CORPORATION TO PROVIDE EMPLOYEE ASSISTANCE PROGRAM (EAP) SERVICES TO ELIGIBLE CITY EMPLOYEES, FOR A THREE (3) YEAR TERM EFFECTIVE JULY 1, 2021, WITH AN OPTION TO RENEW FOR A FINAL TWO (2) YEAR TERM, FOR AN ESTIMATED ANNUAL COST OF \$42,500.00.

ACTION: ADOPTED

On motion of Councilwoman Hill and seconded by Councilwoman Berz,

RESOLUTION #30765

A RESOLUTION TO JOINTLY APPOINT EMILY O'DONNELL AS CITY ATTORNEY BY THE MAYOR AND CITY COUNCIL.

Attorney O'Donnell was honored with a standing ovation as the first female appointed to City Attorney. She expressed thanks and spoke on her remembrance of Rep. Carter. Councilpersons Henderson, Berz, Ledford, and Coonrod made congratulatory comments to Ms. O'Donnell and thanked Attorney Noblett for his service. Attorney Noblett spoke about the female attorneys on staff.

ACTION: ADOPTED

On motion of Councilman Hester and seconded by Councilman Ledford,

RESOLUTION #30766

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO APPLY FOR, AND IF AWARDED, ACCEPT THE FEMA FISCAL YEAR 2021 PORT SECURITY GRANT PROGRAM FUNDS TO BE USED BY CPD EOD UNIT TO PURCHASE TWO (2) X-RAY MACHINES; TWO (2) FLAT PANEL IMAGERY; TWO (2) COMPUTER KITS WITH TABLETS; TWO (2) TRIPODS; AND TWO (2) ROBOTIC X-RAY FRAMES, WITH A TWENTY-FIVE (25%) PERCENT CITY MATCH FROM THE EOD NRC FUND, IN THE AMOUNT OF \$34,356.83, FOR AN AMOUNT NOT TO EXCEED \$137,427.35.

ACTION: ADOPTED

Alternate Version: Chairman Henderson ask Attorney Noblett to read the alternate version of the following resolution into the record.

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

RESOLUTION #30767

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO ENTER INTO AN AGREEMENT WITH THE U.S. NUCLEAR REGULATORY COMMISSION (“NRC”) FOR USE OF THE CHATTANOOGA POLICE DEPARTMENT FACILITIES TO PROVIDE TRAINING COURSES FOR THE NRC PERSONNEL AND CONTRACTORS, FOR A ONE (1) YEAR PERIOD AND FOUR (4) TWELVE (12) MONTH OPTIONAL PERIODS, FOR THE LIFE OF THE FIVE (5) YEAR CONTRACT, FOR AN AMOUNT PAYABLE FOR YEAR ONE (1) OF \$55,000.00 AND THE NEXT FOUR (4) YEARS OF \$50,000.00 TO THE CITY OF CHATTANOOGA, FOR CONTRACT PERIOD BEGINNING APRIL 1, 2021, THROUGH MARCH 31, 2026, FOR A TOTAL ESTIMATED AMOUNT NOT TO EXCEED \$255,000.00, SUBJECT TO ANY PARTICIPANTS SIGNING LIABILITY WAIVER AND ASSUMPTION OF RISK AGREEMENT PRIOR TO PARTICIPATION IN SUCH TRAINING ON CITY PROPERTY.

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

Coonrod	NO	Ledford	YES
Byrd	YES	Hill	YES
Dotley	YES	Smith	YES
Berz	YES	Henderson	YES
Hester	YES		

YES – Eight; NO – One (1)

ACTION: ADOPTED

On motion of Councilman Ledford and seconded by Councilwoman Berz,

RESOLUTION #30768

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO ENTER INTO A ONE (1) YEAR BLANKET AGREEMENT WITH LEICA GEOSYSTEMS, INC. TO PROVIDE SERVICE REPAIRS, UPDATES, AND WARRANTY SERVICE FOR POLICE SCANSTATION EQUIPMENT, FOR YEAR THREE (3) BEGINNING MAY 25, 2021, THROUGH MAY 24, 2022, AND AN ANNUAL SPEND LIMIT NOT TO EXCEED \$40,000.00.

ACTION: 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.

RESOLUTION #30769

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE CHANGE ORDER NO. 2 (FINAL) FOR BARGE WAGGONER SUMNER & CANNON, INC. D/B/A BARGE DESIGN SOLUTIONS, INC. RELATIVE TO CONTRACT NO. W-09-006-102, SOUTH CHICKAMAUGA CREEK PUMP STATION RELIABILITY IMPROVEMENTS PHASE 2 AND SPRING CREEK PUMP STATION IMPROVEMENTS, A CONSENT DECREE PROJECT, FOR THE DECREASED AMOUNT OF \$33.16, FOR A REVISED CONTRACT AMOUNT OF \$613,005.34.

RESOLUTION #30770

A RESOLUTION TO AMEND RESOLUTION NO. 30355 ENTITLED, "A RESOLUTION AUTHORIZING PAYMENT TO SANTEK ENVIRONMENTAL, INC. (SANTEK) FOR THREE (3) YEARS FOR BRADLEY COUNTY OR RHEA COUNTY LANDFILL DISPOSAL OF BIOSOLID SLUDGE AND OTHER SPECIAL WASTE, FOR A TOTAL AMOUNT NOT TO EXCEED \$90,000.00", AND TO REPLACE WITH, "A RESOLUTION AUTHORIZING PAYMENT TO SANTEK ENVIRONMENTAL, INC. (SANTEK) FOR BRADLEY COUNTY OR RHEA COUNTY LANDFILL DISPOSAL OF BIOSOLID SLUDGE AND OTHER SPECIAL WASTE, TO RENEW FOR THE SECOND YEAR, WITH ONE (1) YEAR RENEWAL REMAINING, FOR A TOTAL AMOUNT NOT TO EXCEED \$90,000.00 PER YEAR."

RESOLUTION #30771

A RESOLUTION AUTHORIZING THE CITY PURCHASING AGENT TO PARTICIPATE IN AN INTERLOCAL AGREEMENT WITH SOURCEWELL RECOGNIZING THE NAME CHANGE FROM THE NATIONAL JOINT POWERS ALLIANCE (NJPA) TO SOURCEWELL ON JUNE 8, 2018, AS PREVIOUSLY APPROVED IN RESOLUTION NO. 28027 TO ALLOW THE PURCHASE OF GOODS AND SERVICES FROM THE COOPERATIVE.

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

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

Brent Goldberg, Chief of Staff, briefed the Council on the following proposed purchases:

R209548 City Wide Services Division, Public Works \$410,000.00
Traffic Safety Materials, Flashers & Barricades for Rent and/or Purchase
Lowest/Best Bidder: A-1 Barricades
P.O. Box 5579
Chattanooga, TN 37406

R209214 City Wide Services Division, Public Works \$500,000.00
Garbage & Recycling Containers
Lowest/Best Bidder: Wastequip, LLC
395 South Main Street
Eagleville, TN 37060

PO# 548899 – 548900 City Wide Services Division, Public Works \$60,000.00
Equipment Maintenance and Repairs
Lowest/Best Bidders:
1. PO# 548899 - Chattanooga Tractor & Equipment, Inc 2034 E. Polymer Drive Chattanooga, TN 37421
2. PO# 548900 - Power Equipment Company 4295 Bonny Oaks Drive Chattanooga, TN 37406

PO# 557322 – 557323 Fleet Management Division, Public Works \$50,000.00
Automotive Filters
Lowest/Best Bidders:
1. PO# 557322 - Lee-Smith, Inc 2600 8th Avenue Chattanooga, TN 37407
2. PO# 557323 - O'Reilly Auto Parts, Inc 2306 South Hickory St. Chattanooga, TN 37407

R210176 Youth and Family Development-Recreation Division \$92,500.00
Repair and Resurface Twenty one (21)
Tennis Courts at Champions Club per Specifications
Lowest/Best Bidder: Competition Athletic Surfaces Inc.
3205 N. Hawthorne Street
Chattanooga, TN 37406

R211063 Chattanooga Police Department \$57,780.88
Ammunition
Lowest/Best Bidder: Precision Delta Corporation
P. O. Box 128
Ruleville, MS 38771

R211085 Chattanooga Fire Department \$145,154.12
Utility Vehicles
Lowest/Best Bidder: Polaris Sales, Inc.
2100 Hwy 55
Medina, MN 55340

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

ACTION: ALL PURCHASES APPROVED

Emergency Purchase

Mr. Goldberg informed the Council of the following emergency purchase:

Date	Dept	Description	Cost	Supplier	Explanation	Event Type
5/11/21	ECD	EXTENDED Emergency Purchase of Food for displaced residents at Patten Towers	Not to exceed \$29,000.00	Cracker Barrel Old Country Store, Inc.	A fire on March 28, 2021, at Patten Towers resulted in a condemnation of the building and the displacement of all residents. The City of Chattanooga Department of Economic and Community Development is requesting permission for an extension of the emergency purchase of food for one meal per day for the displaced residents for an additional 17 days commencing on May 15, 2021 and ending on May 31, 2021. This emergency purchase request is for a total amount not to exceed \$29,000.00. (Food Approximately 170 individuals; 1 meal per day; Average cost per meal \$10.00)	COVID

OTHER BUSINESS:

Board Reappointment

Councilwoman Coonrod reappointed Vivian White to represent District 9 on the Youth and Family Development Board.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz reported:

- The committee met today in open meeting to discuss Finance items on the agenda.

Legislative Committee

Vice-Chairman Smith reported:

- The committee met today in open meeting to discuss the UTC contract for professional services for the City 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:
• Jackie Daniel Simpson	9	Reopening of YFD sites
• Adrienne Cooper	7	Police accountability / CPD responses before and after reporting that a man pulled a gun on her with his finger on the trigger
• Marie Mott	8	Reopening of YFD sites/in support of Ms. Cooper
• David Crutcher	1	Reopening of YFD sites
• Corey Evatt	5	Police posting victim info on Facebook/ civilian oversight of police
• Ginger Moss	2	In support of Ms. Cooper
• Josh Holritz	9	Chattanooga Sports Bar - Vista Drive homeowners <ul style="list-style-type: none"> ○ Councilwoman Coonrod updated him on the future of the business and asked to speak with him after the meeting.
• Casandra Robinson	7	Reopening of YFD sites
• Paul Morley	9	In support of Ms. Cooper
• Veronica Glasco	9	Reopening of YFD sites
• Elin Bunch	2	Reopening of YFD sites
• Jaime Smiley	7	In support of Ms. Cooper
• Luke Varnell	6	In support of Ms. Cooper
• Darryl Wheeler	5	Reopening of YFD sites
• Derek Hogans	4	In support for Ms. Cooper

ADJOURNMENT

On motion of Councilman Byrd, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, May 25, 2021, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL