



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

COUNCIL MEETING MINUTES

April 11, 2023
6:00 PM

CALL TO ORDER

Vice Chair Dotley called the meeting to order. A quorum was present that also included Chairman Darrin Ledford and Councilpersons Carol Berz, Demetrus Coonrod, Chip Henderson, Isiah Hester, Jenny Hill, Marvene Noel, and Ken Smith. *[Editor's Note: See below for the Election of the new Council Chair and Vice Chair 2023-2024.]*

Other participants present were Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube by clicking [here](#).

PLEDGE OF ALLEGIANCE

Councilman Henderson led the Assembly in the Pledge of Allegiance. He read Isaiah 58:6-7 of the Bible before giving an invocation.

SPECIAL PRESENTATIONS (3)

PROCLAMATION - "World Autism Awareness Month" By Chairman Darrin Ledford

Chairman Ledford asked Dave Buck of Chattanooga Autism Center, and Erskine Oglesby, Jr., the center's board chair, to join him at the podium. He read a proclamation *[see attached]* from the full Council recognizing April as World Autism Awareness Month. Mr. Buck expressed thanks to the Council and explained the purpose of autism awareness. He also informed the Council of the 10th Annual Autism Walk on Saturday, April 15, 2023, at Coolidge Park. He recommended registration at chattautismwalk.com.

ELECTION OF COUNCIL OFFICERS

Chair

Vice Chair Dotley yielded the chair of the meeting to Chairman Ledford. He opened the nominations. Councilman Smith nominated Raquetta Dotley for Chair. Councilwoman Berz seconded. Councilman Smith closed the nominations and moved by acclamation. **Raquetta Dotley was elected as Chair of the Council for 2023-2024.**

Councilman Ledford was given a Point of Privilege to express thanks for his time serving as chair. Councilman Ledford turned over the gavel and yielded the chair of the meeting to Chair Dotley. She expressed her thanks to Councilman Ledford and all her colleagues on the Council, and acknowledged that she was the first African-American woman elected to the Chair of the Council.

Chair Dotley recognized her pastor, sister, and mother for their attendance tonight. Councilman Smith expressed thanks to Councilman Ledford and words of encouragement to Chair Dotley.

Vice Chair

Chair Dotley opened the floor for nominations for the Vice Chair of the Council. Councilwoman Coonrod nominated Jenny Hill for Vice Chair. Councilwoman Noel seconded. Councilman Smith moved to close the nominations and move by acclamation. **Jenny Hill was elected as Vice Chair of the Council for 2023-2024.** Councilwoman Hill expressed her thanks to the Council.

Mayor Kelly addressed the Council on the historical passing of the gavel and recounted the projects accomplished by Administration and the Council under the leadership of Councilman Ledford.

ORDER OF BUSINESS FOR CITY COUNCIL

APPROVAL OF LAST MINUTES

On motion of Councilman Smith and seconded by Councilwoman Berz, the minutes of the last meeting (April 4, 2023) were approved as published.

ORDINANCES – FINAL READING: (NONE)

ORDINANCES – FIRST READING:

ORDINANCE #13967

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 25, ARTICLE III, BY ADDING SECTION 25-79, RELATIVE TO ENUMERATION OF PROHIBITED NOISES IN ALL RESIDENTIAL ZONES OUTSIDE THE DOWNTOWN AMPLIFIED MUSIC DISTRICT.

Councilwoman Berz moved to approve. Councilman Smith seconded. **Councilwoman Coonrod moved** to amend and offered the following amendments:

- Amend #2 by changing to 8:30 p.m. and 10:00 a.m.
- Amend #3 by adding the times 8:30 p.m. to 7:00 a.m. (yelling)
- Amend #5 by adding the times 8:30 p.m. to 7:00 a.m. (operating vehicles)
- Amend #9 by changing to 8:30 p.m. and 7:00 a.m.
- Amend #10 by adding "*Juneteenth*" to list of holidays (fireworks)

Councilwoman Coonrod moved to approve as amended. Vice Chair Hill seconded. The motion carried by roll call vote as follows:

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

The Council voted on the ordinance as amended. The ordinance was approved as amended.

ACTION: PASSED AS AMENDED ON FIRST READING

2023-0031
Andrew Hodgson
District No. 7

On motion of Vice Chair Hill and seconded by Councilman Ledford,

ORDINANCE #13968

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO AMEND CONDITION NO. 2 OF ORDINANCE NO. 13484 FOR THE PROPERTIES LOCATED AT 3734, 3800, 3904, AND 3914 SAINT ELMO AVENUE.

The motion carried.

ACTION: PASSED ON FIRST READING

[Councilman Ledford temporarily left the meeting.]

2023-0027
Andrew Hansinger
Planning Commission Version
District No. 8

On motion of Councilwoman Noel and seconded by Councilman Smith,

ORDINANCE #13969

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 821 EAST MAIN STREET, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

The motion carried.

ACTION: PASSED ON FIRST READING

2023-0033
Collier Construction c/o Stacey Gilbreath
Planning Commission Version
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Smith,

ORDINANCE #13970

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 2406 EAST 19TH STREET AND 1902 SOUTH WATKINS STREET, FROM R-1 RESIDENTIAL ZONE AND R-2 RESIDENTIAL ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

The motion carried.

ACTION: PASSED ON FIRST READING

[Councilman Ledford returned to the meeting at this time.]

MR-2023-0030
Angel Franky Martinez
Planning Commission Version
District No. 4

On motion of Councilman Ledford and seconded by Councilwoman Berz,

ORDINANCE #13971

AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT LOCATED IN THE 1800 BLOCK OF RIDGEWOOD DRIVE, BEGINNING AT MH#S149B002, THENCE NORTHWEST 317 FEET TO MH#S149B003, THENCE NORTHEAST 294 FEET AND ENDING AT MH#S149B004, TAX MAP NO. 149C-A-009 AS SHOWN ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

The motion carried.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

PROCEDURAL NOTE: With no objection from the Council, Chair Dotley instructed the Clerk to group and read the following five resolutions for one Council vote.

RESOLUTION #31560

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ALLOCATE \$5,000.00 FROM THE AMERICAN RESCUE PLAN ACT CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO THE MIRACLE LEAGUE OF CHATTANOOGA FOR THE PURPOSES OF PROVIDING ACCESS TO ADAPTIVE SPORTS PROGRAMMING FOR SPECIAL NEEDS INDIVIDUALS WHO EXPERIENCED NEGATIVE FINANCIAL IMPACT AS THE RESULT OF THE COVID-19 PANDEMIC.

RESOLUTION #31561

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ALLOCATE \$10,000.00 FROM THE AMERICAN RESCUE PLAN ACT CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO THE NEW UNITED MISSIONARY BAPTIST CHURCH FOR THE PURPOSES OF CONTINUING TO PROVIDE TOURS OF HISTORICAL BLACK COLLEGES AND UNIVERSITIES TO CHATTANOOGA HIGH SCHOOL STUDENTS WITH A QUALIFYING GRADE POINT AVERAGE.

RESOLUTION #31562

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ALLOCATE \$15,000.00 FROM THE AMERICAN RESCUE PLAN ACT CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO THE PATHWAY YOUNG ADULT PROGRAM, INC. FOR THE PURPOSES OF CONTINUING TO PROVIDE TRANSITIONAL WRAP-AROUND SERVICES TO YOUNG ADULTS AND TEENAGERS WHO ARE EXITING THE TENNESSEE FOSTER CARE PROGRAM.

RESOLUTION #31563

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ALLOCATE \$5,000.00 FROM THE AMERICAN RESCUE PLAN ACT CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO PARTNERSHIP FOR FAMILIES, CHILDREN, AND ADULTS, INC. FOR THE PURPOSES OF ENCOURAGING AND ASSISTING CHILDREN WHO HAVE EXPERIENCED TRAUMA DUE TO VIOLENCE BY EXPANDING ACCESS TO PARTNERSHIPS' CAMP HOPE.

RESOLUTION #31564

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ALLOCATE \$10,000.00 FROM THE AMERICAN RESCUE PLAN ACT CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO THE I AM FOUNDATION FOR THE PURPOSES OF CONTINUING TO PROVIDE WRAP-AROUND SUPPORTIVE SERVICES TO HOME LGBTQ+ YOUTH IN CHATTANOOGA.

Councilwoman Coonrod moved to approve all five resolutions. Councilwoman Berz seconded. The motion carried.

ACTION: RESOLUTIONS 31560 - 31564 ADOPTED

On motion of Councilwoman Noel and seconded by Councilman Smith,

RESOLUTION #31565

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TO CONVEY THE CITY OF CHATTANOOGA 50% INTEREST IN THE DELINQUENT TAX PARCEL AT 1806 S. HAWTHORNE STREET, FURTHER IDENTIFIED AS TAX MAP NO. 156B-N-016 TO HAMILTON COUNTY, TENNESSEE.

The motion carried.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Hester,

RESOLUTION #31566

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS IN AMENDING THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS.

The motion carried.

ACTION: ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chair Dotley instructed the Clerk to group and read the following three resolutions for one Council vote.

RESOLUTION #31567

A RESOLUTION CONFIRMING MAYOR KELLY’S REAPPOINTMENT OF MARCO SALEDA TO THE STORMWATER REGULATIONS BOARD, FOR A TERM BEGINNING ON APRIL 12, 2023, AND ENDING ON APRIL 11, 2026.

RESOLUTION #31568

A RESOLUTION CONFIRMING MAYOR KELLY’S REAPPOINTMENT OF MARK MILLER TO THE STORMWATER REGULATIONS BOARD, FOR A TERM BEGINNING ON APRIL 12, 2023, AND ENDING ON APRIL 11, 2026.

RESOLUTION #31569

A RESOLUTION CONFIRMING MAYOR KELLY’S APPOINTMENT OF ROSS PITCAIRN AS THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS.

Councilman Hester moved to approve the three resolutions. Councilwoman Berz seconded. The motion carried.

ACTION: RESOLUTIONS 31567 – 31569 ADOPTED

[Editor’s Note: The C-PACER public hearing was listed as item 7(k) on today’s agenda.]

PUBLIC HEARING
Commercial Property Assessed Clean Energy and Resiliency (C-PACER) Program Ordinance

Chair Dotley asked Joda Thongnopnua, Chief of Staff, to discuss the C-PACER program. He gave a presentation (available to view [here](#)). After the presentation, Chair Dotley opened the public hearing (available to view [here](#)) and asked Attorney Noblett to read the Rules of Procedure for the hearing. After which, Chair Dotley recognized the following:

Speaker Name	District	Primary Topics:
• Nick Wilkerson	7	Support for C-PACER program/Impact on Tivoli Foundation and “Jewel of the South”

• Aaron Berry	3	Against C-PACER program on grounds of unconstitutionality/Infrastructure needs outweigh need for C-PACER
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Seeing no others wishing to address the Council, Chair Dotley closed the hearing at 6:39 p.m.

On motion of Vice Chair Hill and seconded by Councilwoman Berz,

RESOLUTION #31570

A RESOLUTION DEMONSTRATING THE CITY OF CHATTANOOGA’S INTENT TO ADOPT C-PACER ENABLING LEGISLATION FOLLOWING A PUBLIC HEARING.

The motion carried.

ACTION: ADOPTED

[Editor’s Note: The following ordinance was listed on the agenda to be read after the C-PACER hearing and Resolution #31570.]

On motion of Councilman Henderson and seconded by Vice Chair Hill,

ORDINANCE #13972

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 10, BUILDINGS, BY ADDING ARTICLE IV, ENTITLED, “COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY AND RESILIENCY (C-PACER) PROGRAM”, WITHIN THE CITY OF CHATTANOOGA.

The motion carried.

ACTION: ORDINANCE PASSED ON FIRST READING

On motion of Councilwoman Coonrod and seconded by Vice Chair Hill,

RESOLUTION #31571

A RESOLUTION AUTHORIZING THE WAIVER OF PARK RENTAL FEES IN THE AMOUNT OF \$1,600.00 FOR PEOPLE STAFF, INC. IN SUPPORT OF THE WALK RUN PEDAL JAMZ FESTIVAL TAKING PLACE IN COOLIDGE PARK AND WALKER PAVILION FOR THE DATE OF SATURDAY, MAY 13, 2023, AND THE APPLICANT WILL BE RESPONSIBLE FOR THE DEPOSIT IN THE AMOUNT OF \$1,100.00.

The motion carried.

ACTION: ADOPTED

On motion of Councilwoman Coonrod and seconded by Councilman Ledford,

RESOLUTION #31572

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. F-18-001-201, NEW FIRE STATION #15, TO ROBERT ROBERTS, LLC, OF CHATTANOOGA, TN, IN THE AMOUNT OF \$4,257,208.50.

The motion carried.

ACTION: ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chair Dotley instructed the Clerk to group and read the following five resolutions for one Council vote.

RESOLUTION #31573

A RESOLUTION AUTHORIZING THE APPOINTMENT OF PHILLIP HARWOOD, AS SPECIAL POLICE OFFICER (UNARMED) FOR THE DEPARTMENT OF PUBLIC WORKS-TRANSPORTATION DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN AS TRANSPORTATION INSPECTOR, SUBJECT TO CERTAIN CONDITIONS.

RESOLUTION #31574

A RESOLUTION AUTHORIZING THE APPOINTMENT OF ELSY INTERIANO, AS SPECIAL POLICE OFFICER (UNARMED) FOR THE DEPARTMENT OF PUBLIC WORKS-TRANSPORTATION DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN AS TRANSPORTATION REVIEW SPECIALIST, SUBJECT TO CERTAIN CONDITIONS.

RESOLUTION #31575

A RESOLUTION AUTHORIZING THE APPOINTMENT OF THOMAS DUNN, AS SPECIAL POLICE OFFICER (UNARMED) FOR THE DEPARTMENT OF PUBLIC WORKS-TRANSPORTATION DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN AS CONSTRUCTION INSPECTOR 2, SUBJECT TO CERTAIN CONDITIONS.

RESOLUTION #31576

A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAMES SARTORI, AS SPECIAL POLICE OFFICER (UNARMED) FOR THE DEPARTMENT OF PUBLIC WORKS-TRANSPORTATION DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN AS CONSTRUCTION INSPECTOR 1, SUBJECT TO CERTAIN CONDITIONS.

RESOLUTION #31577

A RESOLUTION AUTHORIZING THE APPOINTMENT OF CALEB FISHER, AS SPECIAL POLICE OFFICER (UNARMED) FOR THE DEPARTMENT OF PUBLIC WORKS-TRANSPORTATION DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN AS TRANSPORTATION REVIEW SPECIALIST, SUBJECT TO CERTAIN CONDITIONS.

Councilman Hester moved to approve. Councilwoman Berz seconded. The motion carried.

ACTION: RESOLUTIONS 31573 – 31577 ADOPTED

On motion of Councilman Smith and seconded by Councilman Ledford,

RESOLUTION #31578

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF WASTEWATER TO INCREASE BLANKET CONTRACT NO. PA100364 WITH TALLEY CONSTRUCTION COMPANY FOR ON-CALL SANITARY SEWER INSTALLATION AND REPAIR, CONTRACT NO. W-22-006-201, IN THE AMOUNT OF \$1.5 MILLION IN YEAR ONE, FOR A REVISED ANNUAL AMOUNT OF \$3.5 MILLION.

The motion carried.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchase

Julia Bursch, Deputy Chief Operating Officer, briefed the Council on the following proposed purchase:

RFP 200453,3 HR-Safety, Compl & Risk Mgt	Year 1 - \$145,000
Risk Management Information System (RMIS)	Year 2 - \$67,050
Lowest/Best Bidder: Origami Risk LLC	Year 3 - \$67,050
222 N. LaSalle St., Ste. 2100	Year 4 - \$67,050
Chicago, IL 60601	

Councilwoman Berz moved to approve. Vice Chair Hill seconded. The motion carried.

ACTION: PURCHASE APPROVED

RFP Format Recommendation

Ms. Bursch also recommended following RFP for approval as a Competitive Sealed Proposal instead of a Competitive Sealed Bid in compliance with City Code 2-554:

DEPARTMENT	SUMMARY	DOCUMENTATION LINK
Economic Development	This Request for Proposals (RFP) intends to identify qualified partners capable of leveraging and deploying City funds to create loan products that expand access to capital, increase the capacity of local housing developers, maximize the number of affordable homes created, the depth and term of their affordability, and advance the City's commitment to equitable growth. Following the receipt and evaluation of responses to this RFP, the City intends to enter negotiations with one or more respondents with the goal of structuring an agreement for the investment of City funds into one or more loan funds or loan product lines that will be made available to qualified developers pursuing affordable housing projects in Chattanooga.	RFP Format Form for Economic Development

Vice Chair Hill moved to approve. Councilwoman Berz seconded. The motion carried.

ACTION: APPROVED TO ISSUE THE RFP

COMMITTEE REPORTS:

Affordable Housing Committee

Vice Chair Hill (No report)

Budget and Finance Committee

Councilwoman Berz (No report)

Economic Development Committee

Councilwoman Coonrod (No report)

- She announced that April is Second Chance Month. A criminal justice panel featuring Robert Sherrill, recipient of a 2021 Presidential Pardon by President Donald Trump, has been scheduled for Thursday, April 13, 2023, at 6:00 p.m. at Rise, 2901 Taylor Street.
- Also, for Second Chance Month, she announced the Justice Debt Dilemma symposium regarding criminal fees and fines, taking place on Saturday, April 22, 2023, at UTC from 9:30 a.m. – 1:30 p.m. It will be presented by the Sycamore Institute. Registration can be made at justicedebt.eventbrite.com.

Education and Innovation Committee

Councilwoman Noel (No report)

Equity and Community Development Committee

Chair Dotley (No report)

Legislative Committee
Councilman Smith (No report)

Planning and Zoning Committee
Vice Chair Hill (No report)

Parks and Public Works
Councilman Hester (No report)

Public Safety Committee
Councilman Henderson (No report)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(Listen and view on YouTube [here](#))

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

Speaker Name	District	Primary Topics:
• Rachel Campbell	3	Expressing thanks for the Climate Action Plan
• Monty Bell	(N/A)	Representing Chattanooga in Nashville
• Sean Nix	3	Expressing thanks for I AM Foundation ARP funding
• Aaron Berry	(N/A)	Named websites that encourage free, fair elections and legitimate information

ADJOURNMENT

On motion of Vice Chair Hill, Chair Dotley adjourned the meeting of the Chattanooga City Council until Tuesday, April 18, 2023, at 6:00 p.m.

COUNCIL CHAIR

CLERK OF COUNCIL

Attachment:
Proclamation – World Autism Awareness Month



Chattanooga City Council Proclamation

- WHEREAS,** World Autism Day is an internationally recognized day on April 2nd every year happening since 2008 and is a way to celebrate the autism community; and
- WHEREAS,** the CDC estimates that rate of autism diagnosis is now 1 in 36 people (2.8%); and
- WHEREAS,** the Chattanooga Autism Center now estimates that there are 15,000 autistic individuals in the Greater Metro Chattanooga Area; and
- WHEREAS,** Autistic individuals should be given access to care, supports and services, included into the community, and the opportunity to live happy and meaningful lives; and
- WHEREAS,** The Chattanooga Autism Celebration Walk is an event where citizens work together to share, commitment, encourage inclusion, and build a stronger community; and
- WHEREAS,** It is fitting and proper to declare April World Autism Awareness month in the City of Chattanooga.

Now Therefore,

on this 11th day of April 2023, the Chattanooga City Council hereby proclaims April 2023,

World Autism Awareness Month

in the City of Chattanooga, and encourage all citizens to join together to create acceptance, inclusion, and understanding of autistic people in our community and around the world.

Darrin Ledford
Council Chair, District 4

Raquetta Dotley
Council Vice Chair, District 7

Councilpersons:

Chip Henderson, District 1
Jenny Hill, District 2
Ken Smith, District 3
Isiah Hester, District 5
Carol Berz, District 6
Marvene Noel, District 8

