



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
January 7, 2014
6:00 PM

CALL TO ORDER

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Henderson and Councilpersons Carol Berz, Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton, Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn were also present.

PLEDGE OF ALLEGIANCE

Vice Chairman Henderson led the assembly in the Pledge of Allegiance and invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson, the minutes of the last meeting (December 17, 2013) were approved as published.

DOMESTIC PARTNER ORDINANCE

Attorney Hinton gave an update on the Domestic Partner Ordinance (No. 12781) that had recently been passed.

- The Hamilton County Election Commission has reviewed and certified 7,755 signatures to bring the ordinance to a referendum vote on the August 2014 ballot. The City Attorney's Office has reviewed the process and petition sheets submitted to the Commission. No defects were found that would prohibit the petitions from being accepted.
- There are two possible actions now that the Council must decide: (1) Repeal the ordinance, which would mean no further action taken by the Election Commission, or (2) "No action," meaning it will be on the August ballot.

Chairman Hakeem asked for a motion to reconsider the ordinance. Hearing no motion, Chairman Hakeem acknowledged no action taken by the Council.

ORDINANCES – FINAL READING:

Move to approve by Councilman Gilbert, seconded by Councilman Grohn,

ORDINANCE #12788

AN ORDINANCE TO AMEND ORDINANCE NO. 12757, KNOWN AS 'THE FY2013/2014 BUDGET ORDINANCE', SO AS TO PROVIDE FOR CERTAIN CHANGES IN REVENUES AND APPROPRIATIONS SET OUT IN SECTION 5 AND SECTION 6 RELATING TO THE MUNICIPAL GOLF COURSES.

ACTION: APPROVED

Move to approve by Councilwoman Berz, seconded by Councilman Freeman,

ORDINANCE #12794

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, ARTICLE V, SECTIONS 2-549 AND 2-551, RELATIVE TO PURCHASES, CONTRACTS, AND PROPERTY DISPOSITION, RELATIVE TO BIDS.

A discussion ensued regarding the differences between the two ordinances relative to bids. After some time, Councilman Freeman called to move the question. Chairman Hakeem noted that a "Yes" vote would increase the Council approval threshold from \$10,000.00 to \$25,000.00. **The motion carried upon roll call vote as follows:**

Anderson	YES	Henderson	NO
Berz	NO	Mitchell	YES
Freeman	YES	Smith	NO
Gilbert	YES	Hakeem	YES
Grohn	NO		

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

ACTION: APPROVED

Move to approve by Councilman Freeman, seconded by Councilman Anderson,

ORDINANCE #12795

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, ARTICLE V, SECTION 2-552, 2-553, AND 2-560, PURCHASES, CONTRACTS, AND PROPERTY DISPOSITION, RELATIVE TO BIDS.

ACTION: APPROVED

ORDINANCES – FIRST READING:

MR-2013-124

Jody Shea

Move to deny by Councilman Freeman, seconded by Councilman Anderson,

**AN ORDINANCE CLOSING AND ABANDONING OF A PORTION
OF 2500 SOUTH HAWTHORNE STREET.**

The Applicant was present and was aware of the motion to deny. Councilman Freeman noted that this zoning matter would come up again during the resolutions. A discussion ensued about the correlating resolution on tonight's agenda. Upon no further questions or comments, **the motion carried.**

ACTION: NOT PASSED

MR-2013-131

Marcus Jones

Move to approve by Councilman Mitchell, seconded by Vice Chairman Henderson,

ORDINANCE #12796

**AN ORDINANCE CLOSING AND ABANDONING THE UNOPENED 1300 BLOCK
OF AUBIN AVENUE BEGINNING AT THE SOUTHWEST CORNER OF LOT 1.**

ACTION: PASSED ON FIRST READING

MR-2013-150

John McDonald

Move to deny by Councilman Mitchell, seconded by Councilman Anderson,

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED STREET
LOCATED AT THE INTERSECTION OF DRUID LANE AND SCHOOL COURT.**

ACTION: NOT PASSED

Move to approve by Councilwoman Berz, seconded by Councilman Mitchell,

ORDINANCE #12797

**AN ORDINANCE TO AMEND ORDINANCE NO. 12757 KNOWN AS "THE FISCAL
YEAR 2013-2014 BUDGET ORDINANCE" SO AS TO APPROPRIATE \$50,000.00
FROM THE GENERAL FUND CONTINGENCY TO THE CHATTANOOGA
REGIONAL HOMELESS COALITION TO BE USED TO PROVIDE EMERGENCY
NIGHT SHELTER FOR INDIVIDUALS AND FAMILIES DURING THE PERIOD
JANUARY 1, 2014 THROUGH MARCH 31, 2014.**

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

Move to approve by Councilman Anderson, seconded by Councilman Smith,

RESOLUTION #27764

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF BREEGE FARRELL, SUBJECT TO THE APPROVAL OF THE CITY COUNCIL, TO THE INDUSTRIAL DEVELOPMENT BOARD FOR THE CITY OF CHATTANOOGA, TENNESSEE.

ACTION: ADOPTED

Move to approve by Councilman Anderson, seconded by Councilwoman Berz,

RESOLUTION #27765

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT TO REALLOCATE HOME PROGRAM FUND IN THE AMOUNT OF \$349,812.76 FROM THE 28TH DISTRICT CDC TO BE MADE AVAILABLE FOR FUTURE AFFORDABLE HOUSING DEVELOPMENT PROJECTS AND INITIATIVES.

ACTION: ADOPTED

Move to approve by Councilman Anderson, seconded by Vice Chairman Henderson,

RESOLUTION #27766

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DEED OF CONSERVATION EASEMENT TO HAMILTON COUNTY ON TAX MAP NO. 145J-A-005 AS PART OF THE PLANNED RIVERWALK EXTENSION AND AS APPROVED BY THE PLANNING COMMISSION ON DECEMBER 9, 2013, BY RESOLUTION MR-2013-159.

ACTION: ADOPTED

Move to approve by Councilman Freeman, seconded by Vice Chairman Henderson,

RESOLUTION #27767

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT FUNDS FROM GLASS HOUSE COLLECTIVE, FOR STREET TREES, RELATIVE TO THE GLASS STREET STREETSCAPES PROJECT, PARTNERSHIP AGREEMENT NO. E-12-002-801, IN THE AMOUNT OF \$1,120.00.

He recognized the representatives from the Glass House Collective who were present.

ACTION: ADOPTED

Move to approve by Councilman Smith, seconded by Councilman Mitchell,

RESOLUTION #27768

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A "SAFE ROUTES TO SCHOOL" GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) TO PROVIDE A PEDESTRIAN LINK BETWEEN BIG RIDGE ELEMENTARY SCHOOL AND THE SIDEWALKS OF AREA SUBDIVISIONS AND TO THE NORTH CHICKAMAUGA CREEK GREENWAY TRAIL, IN THE AMOUNT OF \$250,000.00.

Vice Chairman Henderson requested that the Council be informed about the outcomes from the three grant applications on tonight's agenda. Blythe Bailey, Transportation Administrator, indicated that his department would report back on the outcomes.

ACTION: ADOPTED

Move to approve by Councilman Gilbert, seconded by Councilman Grohn,

RESOLUTION #27769

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A "SAFE ROUTES TO SCHOOL" GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) TO BUILD SIDEWALKS THAT LINK LAKESIDE ACADEMY SCHOOL TO RESIDENTIAL AND COMMERCIAL AREAS, EXTEND BIKE LANES TO THE SCHOOL, AND PROVIDE STUDENTS EDUCATION ABOUT HOW TO SAFELY WALK AND BIKE TO SCHOOL, IN THE AMOUNT OF \$250,000.00.

ACTION: ADOPTED

Move to approve by Councilwoman Berz, seconded by Councilman Gilbert,

RESOLUTION #27770

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT A "SAFE ROUTES TO SCHOOL" GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR PEDESTRIAN AND BICYCLE FACILITIES LINKING WOODMORE ELEMENTARY SCHOOL WITH STUDENTS OF THE SURROUNDING NEIGHBORHOOD, IN THE AMOUNT OF \$250,000.00.

Vice Chairman Henderson asked Mr. Bailey to report back to the Council on the outcome of the three grant awards.

ACTION: ADOPTED

Move to approve by Councilman Freeman, and seconded by Councilwoman Berz,

RESOLUTION #27771

A RESOLUTION AUTHORIZING MARY J. MCSEARS TO USE TEMPORARILY THE UNOPENED RIGHT-OF-WAY LOCATED ON PEARL STREET AND NEAR 2528 OLIVE STREET FOR USE OF A DRIVEWAY, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Move to approve by Councilman Mitchell, seconded by Councilman Smith,

RESOLUTION #27773

A RESOLUTION TO AMEND RESOLUTION NO. 27710 AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO EXECUTE AN AGREEMENT WITH ONSITE RX, INC. TO PROVIDE ONSITE PHARMACY SERVICES FOR CITY EMPLOYEES, RETIREES, AND DEPENDENTS COVERED UNDER THE CITY'S HEALTH PLAN AND FOR ON THE JOB INJURIES AT THE RATE OF \$19.35 PER EMPLOYEE PER MONTH (PEPM) FOR A CONTRACT PERIOD OF THREE (3) YEARS WITH ADDITIONAL TWO (2) ONE (1) YEAR RENEWAL TERM OPTIONS, IN ADDITION TO PURCHASING PRESCRIPTION AND OVER THE COUNTER PRODUCTS THROUGH ONSITE RX, INC. AT THE COST OF APPROXIMATELY \$5 MILLION PER YEAR AND PAY APPLICABLE SALES TAXES AT THE APPROXIMATE RATE OF \$11,000.00 PER YEAR.

ACTION: ADOPTED

Move to approve by Councilman Gilbert, seconded by Councilman Smith,

RESOLUTION #27774

A RESOLUTION AUTHORIZING THE DIRECTOR OF THE YOUTH AND FAMILY DEVELOPMENT TO PURCHASE FOR THE RECREATION CENTERS THIRTY-FIVE (35) DELL INSPIRON MINITOWERS; THIRTY (30) IPAD 2; THREE (3) BRETTFORD POWERSYNC TRAYS FOR IPAD 2; THIRTY (30) APPLE CARE+ FOR IPAD; FIVE (5) LEXIA READING CORE5 TRAINING; AND SIXTEEN (16) LEXIA READING CORE5, FOR A TOTAL PURCHASE PRICE IN THE AMOUNT OF \$165,289.85.

ACTION: ADOPTED

Move to approve by Councilman Freeman, seconded by Councilman Anderson,

RESOLUTION #27775

A RESOLUTION AUTHORIZING JODY SHEA TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED BETWEEN 25TH AND 26TH STREET AND SOUTH HAWTHORNE STREET TO COMPLY WITH LANDSCAPE BUFFER REQUIREMENT TO BEAUTIFY THE NEIGHBORHOOD, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Move to approve by Councilman Grohn, seconded by Councilman Smith,

RESOLUTION #27772

A RESOLUTION APPROVING PAYMENT TO ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. FOR RENEWAL OF PROPERTY, EQUIPMENT, AND FLEET INSURANCE FOR 2014 FOR AN ANNUAL PREMIUM OF \$326,533.75.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

Brent Goldberg, Deputy Chief Operating Officer, briefed the Council on the following blanket purchases:

- | | |
|--|---------------------------------|
| R38533 - Public Works
Blanket Contract Extension for
Rental Equipment
Stowers Rental & Supply Company | Estimated \$12,000.00 Annually |
| R52230 - Public Works
Blanket Contract Extension for
Sodium Hypochlorite
Lowest/Best Bidder: Brenntag Mid-South Inc. | Estimated \$300,000.00 Annually |
| R49710 - Public Works
Blanket Contract Extension for
Sewer Repair Services
Lowest/Best Bidder: Mayse Const. Company | Estimated \$800,000.00 Annually |
| R21027 - Public Works
Blanket Contract Spending Limit Increase
for Boiler Maintenance & Repair
Alpha Boiler Systems | Estimated \$40,000.00 Annually |

R52227 - Public Works Blanket Contract Extension for Cooling Tower & Hot Water System Chemicals & Technical Services Lowest/Best Bidder: Culligan Water Systems	Estimated \$30,000.00 Annually
R85741 - Public Works Purchase of Ammonium & Nitrate Sensor Lowest/Best Bidder: Hach Company	\$11,443.70
R86164 - Public Works Blanket Contract for Seepex Pump Parts Lowest/Best Bidder: Southern Sales Company	Estimated \$75,000.00 Annually
R49556 - Public Works Blanket Contract Extension for Bricks Lowest/Best Bidder: Key James Brick	Estimated \$29,000.00 Annually
R52885 - Public Works Blanket Contract Extension for Erosion Control Materials Lowest/Best Bidder: Jen-Hill Const. Materials	Estimated \$35,000.00 Annually
R68909 - Public Works Blanket Contract Extension for Masonry Materials Lowest/Best Bidder: TT Wilson Company	Estimated \$29,000.00 Annually
R46514 - Public Works Blanket Contract Extension for Tree Planting Services Lowest/Best Bidder: WD Scott Company	Estimated \$20,000.00 Annually
R125520 - Public Works Blanket Contract Spending Limit Increase for Safety Shoes Lowest/Best Bidder: Sears Shoe Store	Estimated \$55,000.00 Annually
R68922 - Public Works Blanket Contract Extension for Wood Chip Hauling Services Lowest/Best Bidder: TAG Grinding Services, Inc.	Estimated \$12,000.00 Annually
R51018 - General Services Blanket Contract Extension for Welding Supplies & Gases Lowest/Best Bidder: Industrial Welding Supply Company	Estimated \$30,000.00 Annually
R53954 - General Services Blanket Contract Extension for Tire Recapping Lowest/Best Bidder: Best One Tire	Estimated \$100,000.00 Annually

On motion of Councilman Anderson, the above-listed blanket contract purchases were approved.

On motion of Councilman Freeman, the following emergency purchase was signed in open meeting by Madeline Green, Director of Insurance & Risk Management, on behalf of Human Resources Administrator Todd Dockery:

R86944 - Human Resources	\$242,832.72
Emergency Purchase for Medication & Supply Items	
Lowest/Best Bidder: On-Site RX	

On motion of Councilman Freeman, the following emergency purchase was signed in open meeting by Fire Chief Lamar Flint:

R87825 - Fire Department	\$17,090.64
Emergency Purchase Mold Remediation	
Lowest/Best Bidder: Rainbow International Restoration	

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Board Appointment

On motion of Councilman Mitchell, Less Lee was nominated as Council representative on the *Fire & Police Pension Board*. A discussion ensued, wherein Travis McDonough, Chief of Staff, briefly discussed the function of the Council's appointee on this board and the charter-specified criteria for the Council's appointee.

COMMITTEE REPORTS:

Economic and Community Development Committee
Councilman Anderson
(No report)

Budget and Finance Committee
Councilwoman Berz

- There are several Budgeting for Outcomes Training sessions for staff and agencies this week: two trainings on Wednesday, Jan. 8, and one on Thursday, Jan. 9.

Public Safety Committee
Councilman Freeman
(No report)

Youth and Family Development Committee
Councilman Gilbert
(No report)

Audit Committee
Councilman Grohn
(No report)

RPA (Planning Committee)
Vice Chairman Henderson

- Planning will meet next week on January 13. Council members are asked to submit any planning-related items for discussion to Vice Chairman Henderson prior to that meeting.

HR Committee (Human Resources)
Councilman Mitchell

- The committee will meet next week immediately following Public Works and Transportation committee.

Public Works and Transportation Committee
Councilman Smith

- The committee will meet at its regularly-scheduled time next week, immediately following Agenda Session.

**RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(Non-Agenda Items)**

Attorney Hinton read the rules of procedure for persons wishing to address the Council on non-agenda items. Chairman Hakeem opened the floor to speakers on non-agenda items. Seeing none, this portion of the agenda was closed.

ADJOURNMENT

On motion of Councilman Anderson, the meeting of the Chattanooga City Council was adjourned until Tuesday, January 14, 2014, at 6:00 p.m.



CHAIRMAN



CLERK OF COUNCIL

(A full digital audio of this Council meeting has been filed in the Clerk of the Council's office)