



City Council Building  
 Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
 December 2, 2014  
 6:00 PM

**CALL TO ORDER**

Council Chairman Chip Henderson called the meeting to order with Vice Chair Dr. Carol Berz and Councilpersons Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Yusuf Hakeem, Jerry Mitchell and Ken Smith present. Also present were City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC.

**PLEDGE OF ALLEGIANCE**

Councilman Mitchell led the assembly in the Pledge of Allegiance.

**APPROVAL OF LAST MINUTES**

On motion of Councilman Smith and seconded by Councilman Anderson, the minutes of the last meeting (November 25, 2014) were approved as published.

**ORDINANCES – FINAL READING (NONE)**

**ORDINANCES – FIRST READING**

On motion of Councilman Mitchell and seconded by Councilman Anderson,

**ORDINANCE #12883**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, ARTICLE IV, SECTION 5-108, RELATIVE TO LOCATIONS AND SIGNS FOR LIQUOR STORES.**

A discussion ensued about the C-3 zone applying to downtown only. Further discussion ensued with Attorney Hinton on whether the reference to “signs” could be removed from the caption.

The motion to approve carried upon roll call vote as follows:

<b>Anderson</b>	<b>YES</b>	<b>Hakeem</b>	<b>NO</b>
<b>Berz</b>	<b>YES</b>	<b>Mitchell</b>	<b>YES</b>
<b>Freeman</b>	<b>YES</b>	<b>Smith</b>	<b>YES</b>
<b>Gilbert</b>	<b>ABSTAIN</b>	<b>Henderson</b>	<b>NO</b>
<b>Grohn</b>	<b>NO</b>		

YES - Five (5); NO - Three (3); ABSTAIN - One (1)

**ACTION: PASSED ON FIRST READING**

## RESOLUTIONS

On motion of Councilman Anderson and seconded by Councilman Freeman,

### RESOLUTION #28072

**A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE SOUTHERN CHAMPION TRAY, L.P. AND SOUTHLAND PARTNERS PROJECT, TO DELEGATE CERTAIN AUTHORITY TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA, AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES.**

**ACTION: ADOPTED**

On motion of Councilman Grohn and seconded by Councilman Freeman,

### RESOLUTION #28073

**A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON DECEMBER 16, 2014, THE ANNEXATION OF AN AREA REFERRED TO AS CAMBRIDGE SQUARE, TAX MAP PARCEL NOS. 132A-A-001.04 AND 132A-A-001.08, IN HAMILTON COUNTY, TENNESSEE, AS DESCRIBED HEREIN BELOW AND AS SHOWN ON THE ATTACHED MAP, CONTIGUOUS TO THE CITY LIMITS OF CHATTANOOGA.**

John Bridger, Regional Planning's Executive Director, gave an overview for Council and responded to questions. After which, the motion carried.

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilman Smith,

### RESOLUTION #28074

**A RESOLUTION TO AUTHORIZE THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY TO ACCEPT \$22,500.00 FROM THE BENWOOD FOUNDATION AND \$45,000.00 FROM THE LYNDHURST FOUNDATION FOR PUBLIC OUTREACH AND EDUCATION ACTIVITIES RELATED TO THE FORM-BASED CODE.**

**ACTION: ADOPTED**

On motion of Vice Chair Dr. Berz and seconded by Councilman Anderson,

**RESOLUTION #28075**

**A RESOLUTION TO AUTHORIZE THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY TO ENTER INTO A CONTRACT WITH CODE STUDIO, INC. FOR PROFESSIONAL SERVICES TO DEVELOP A FORM-BASED CODE, IN THE AMOUNT OF \$199,974.00.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Vice Chair Dr. Berz,

**RESOLUTION #28076**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. W-14-007-201 TO HELTON CONSTRUCTION COMPANY, INC., MOCCASIN BEND WASTE WATER TREATMENT PLANT LAB RENOVATIONS, FOR A CONTRACT AMOUNT OF \$478,522.00, WITH A CONTINGENCY AMOUNT OF \$48,000.00, FOR AN AMOUNT NOT TO EXCEED \$526,522.00.**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and seconded by Councilman Hakeem,

**RESOLUTION #28077**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. W-14-004-202 TO PORTER ROOFING CONTRACTORS, INC., ROOF REPLACEMENT FOR GREENWAY FARMHOUSE, FOR A CONTRACT AMOUNT OF \$24,675.50, WITH A CONTINGENCY AMOUNT OF \$2,500.00, FOR AN AMOUNT NOT TO EXCEED \$27,175.50.**

**ACTION: ADOPTED**

On motion of Vice Chair Dr. Berz and seconded by Councilman Anderson,

**RESOLUTION #28078**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR COMPETITION ATHLETIC CONSTRUCTION, LLC RELATIVE TO CONTRACT NO. R-14-002-201, SHEPHERD YFD CENTER PLAYGROUND IMPROVEMENTS, FOR A DECREASED AMOUNT OF \$2,920.62, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$268,320.58, AND TO RELEASE THE CONTINGENCY AMOUNT OF \$27,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Anderson,

**RESOLUTION #28079**

**A RESOLUTION AUTHORIZING THE MAYOR TO AMEND THE AGREEMENT WITH THE U.S. ARMY CORPS OF ENGINEERS (“USACE”) RELATIVE TO THE FLOOD PLAIN MANAGEMENT SERVICES PROGRAM, CONTRACT NO. S-13-004, CITICO AND MOUNTAIN CREEK WATERSHEDS AND OTHER MINOR UNNAMED TRIBUTARIES, FOR USACE TO PERFORM MODELING ON 32 ADDITIONAL TRIBUTARY MILES IN CHATTANOOGA, AND AUTHORIZING AN ADDITIONAL 50% MATCHING FUNDS, IN THE AMOUNT OF \$52,000.00, FOR REVISED TOTAL MATCHING FUNDS OF \$157,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Hakeem and seconded by Councilman Anderson,

**RESOLUTION #28080**

**A RESOLUTION AUTHORIZING PAYMENT TO THE ENVIRONMENTAL PROTECTION AGENCY (EPA), IN ACCORDANCE WITH SECTION X.48A. OF THE CONSENT DECREE FOR SANITARY SEWER OVERFLOWS INCURRED DURING THE PERIOD OF APRIL 24, 2013 THROUGH JUNE 30, 2014, IN THE AMOUNT OF \$42,350.00.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Mitchell,

**RESOLUTION #28081**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAMES PALMER AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE CITY OF CHATTANOOGA DEPARTMENT OF PUBLIC WORKS, PARKS DIVISION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Smith,

**RESOLUTION #28082**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF TRANSPORTATION TO ACCEPT A CONTRIBUTION FROM TRIAD CORPORATION, INC. TOWARDS THE COST OF FOUR (4) PEDESTRIAN LIGHT POLES, LIGHT FIXTURES AT 450 CHEROKEE BOULEVARD ESTABLISHED BY CONTRACT NO. T-14-027-803, IN THE AMOUNT OF \$5,907.04.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilman Grohn,

**RESOLUTION #28083**

**A RESOLUTION AUTHORIZING GAYLE NEWMAN HILL TO USE TEMPORARILY AN ALLEY LOCATED AT THE REAR OF 915 OVERMAN STREET DUE TO THE STEEPNESS OF THE ALLEYWAY TOWARD WORTHINGTON STREET, TO BE USED AS A DRIVEWAY FOR ACCESS TO THE PROPERTY, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Anderson,

**RESOLUTION #28084**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH RAGAN-SMITH RELATIVE TO CONTRACT NO. T-14-038-401, HIGHWAY 58 AND ROSSVILLE BOULEVARD (HIGHWAY 27), FOR PROFESSIONAL SERVICES TO PERFORM CONSTRUCTION ENGINEERING AND INSPECTION (CEI) SERVICES, FOR AN AMOUNT NOT TO EXCEED \$393,193.04.**

**ACTION: ADOPTED**

On motion of Councilman Grohn and seconded by Councilman Smith,

**RESOLUTION #28085**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF TRANSPORTATION TO ACCEPT A GIFT (TRAFFIC CAMERA) FROM ALDIS, INC., VALUED AT APPROXIMATELY \$14,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Smith,

**RESOLUTION #28086**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF TRANSPORTATION TO ACCEPT A CONTRIBUTION FROM 139 PARTNERS AND EVERGREEN CONSTRUCTION SERVICES TOWARDS THE COST OF 21 PEDESTRIAN LIGHT POLES, LIGHT FIXTURES LOCATED AT MOLLY LANE ESTABLISHED BY CONTRACT NO. T-14-027-801, IN THE AMOUNT OF \$31,011.96.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Freeman,

**RESOLUTION #28087**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF TRANSPORTATION TO ACCEPT A CONTRIBUTION FROM TRIAD CORPORATION, INC. TOWARDS THE COST OF THREE (3) PEDESTRIAN LIGHT POLES, LIGHT FIXTURES AT 324 VINE STREET ESTABLISHED BY CONTRACT NO. T-14-019, IN THE AMOUNT OF \$4,430.28.**

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Police**

Chief Fred Fletcher gave his department's 6-Month Progress Report, in which he detailed some of the steps taken after a major crime incident occurs (e.g., Incident Review Meeting, Watch Commander Coverage and extra district cars). He also displayed and commended a Facebook photo that showed one of his officers having positive interaction with a young community member.

**Purchases**

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

**R51982 - General Services** Estimated \$100,000 Annually  
Blanket Contract No. 513135 Renewal  
for Elgin Sweeper Parts  
Lowest/Best Bidder: Lee-Smith, Inc.

**R51018 - General Services** Estimated \$30,000 Annually  
Blanket Contract No. 513009 Renewal  
for Industrial Gas and Welding Supplies  
Lowest/Best Bidder: Industrial Welding Supply Company

**R98554 - General Services** Estimated \$80,000 Annually  
Budget Increase on Blanket Contract No. 527768  
for uniforms and textile Rental  
Lowest/Best Bidder: Cintas

**R70145 - Police Department** Estimated \$37,000 Annually  
Blanket Contract Renewal of CopLink Annual  
Subscription and Support  
Lowest/Best Bidder: IBM

**R52885 - Public Works** Estimated \$30,000 Annually  
Extension for Blanket Contract No. 513388  
for Erosion Control Materials  
Lowest/Best Bidder: Jen-Hill Construction Materials

**R36059 - Purchasing**

Estimated \$40,000 Annually

Blanket Contract No. 506890 Renewal  
for Bottle Water

Lowest/Best Bidder: Crystal Springs Water Company

**Vice Chair Dr. Berz moved** to approve, seconded by Councilman Anderson. The motion carried.

**ACTION: APPROVED**

**OTHER BUSINESS: (NONE)**

**COMMITTEE REPORTS:**

*Audit & I.T. Committee*

Councilman Grohn

(No report)

*Budget and Finance Committee*

Councilman Mitchell

(No report)

*Economic and Community Development Committee*

Councilman Anderson

(No report)

- He reminded everyone of an event taking place this weekend: MainX24 Festival/24-hour festival on Main Street/Southside.

*HR Committee (Human Resources)*

Vice Chair Dr. Berz

(No report)

*Planning & Zoning*

Councilman Hakeem

- The committee met earlier today in open meeting to discuss agenda items for this week and next week.

*Public Safety Committee*

Councilman Freeman

(No report)

*Public Works and Transportation Committee*

Councilman Smith

- The committee met earlier today in open meeting to discuss items on this week's and next week's agendas. There was also a public hearing regarding two (2) proposed transportation ordinances. The hearing featured presentations by the City Attorney's Office on the ordinances and public input.

- A second hearing on the same two (2) ordinances will take place next week, immediately following Agenda Session. Presentations will be made and the public will be allowed to make comments.

*Youth and Family Development Committee*  
 Councilman Gilbert  
 (No report)

Public Hearing Next Week

Chairman Henderson assigned Councilman Smith to chair the second public hearing on transportation next week. Councilman Anderson asked for follow-up on whether people who spoke at today's hearing would be allowed to speak at the hearing next week.

**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. After which, Chairman Henderson recognized the following persons:

- **Jason Wright (Chattanooga)** - He went to court because of a traffic cam ticket, but the judge told him that this was a civil matter. He needs to know how to fight a ticket when the court won't hear his case. He also suggested that police officers carrying their own liability insurance, which would be a deterrent for police brutality.
  - Attorney Hinton asked to speak with Mr. Wright after today's meeting regarding his traffic issue.
- **Monty Bell (Chattanooga)** - He stated that news media does not reflect the black community. He does not support work on the Wilcox Tunnel because he believes it will lead to the displacement of the black community from the area.
- **Rebecca Little (S. Chattanooga Council)** - She distributed flyers and invited Council to an Economic Development Forum at Finley Stadium on December 11 at 5:00 PM.
- **Gary Ball (Ridgedale Community)** - He has great concerns about major crimes in the Ridgedale community. He would like the Violence Reduction Initiative (VRI) to include what he called "victims" who are afraid to come out of their homes in their own neighborhoods.
- **Jose Marciano (Ridgedale Community)** - He and his daughters heard gunshots on his street, which he termed as a "wakeup call." He says his neighborhood is not a place to raise children because of the violence.
- **Louise Hammonds (Oak Grove)** - She has lived in her neighborhood for 50 years and has witnessed men in her community training gang members. She asked for help for her community from violence.
- **C-Grimey (Chattanooga)** - He is concerned about the efforts of the VRI and wants accountability for how funds have been used to create and maintain the VRI. He stated that some officers have been harassing citizens in his community.

## **ADJOURNMENT**

**On motion of Councilman Anderson,** the meeting of the Chattanooga City Council was adjourned until Tuesday, December 9, 2014, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**