



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
for
May 21, 2013
6:00 PM

CALL TO ORDER

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Chip Henderson, Councilwoman Carol Berz and Councilmen Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Jerry Mitchell and Ken Smith all present.

Also present: Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn

PLEDGE OF ALLEGIANCE

Councilman Anderson led the assembly in the Pledge of Allegiance and invited the Rev. Ann Weeks to lead the assembly in prayer.

APPROVAL OF MINUTES

On motion of Councilman Gilbert and seconded by Councilman Henderson, the minutes of the previous meeting (May 14, 2013) were approved as published.

ORDINANCES – FINAL READING

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE # 12721

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 31, ARTICLE VIII, DIVISION 1, GENERALLY, SECTIONS 31-302 AND 31-303; AND DIVISION 3, LAND DISTURBING ACTIVITY AND EROSION AND SEDIMENTATION CONTROL, SECTIONS 31-320, 31-321, 31-322, 31-323 AND 31-324 RELATIVE TO STORMWATER MANAGEMENT.

ACTION: APPROVED

2013-04 Habitat for Humanity Greater
Chattanooga Area/Linda Sneary
District No. 8

On motion of Councilman Freeman and seconded by Councilman Gilbert,

ORDINANCE # 12723

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1129 EAST 14TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO R-3 RESIDENTIAL ZONE.

ACTION: APPROVED

2013-045 John Wise/June Jones
District No. 1

On motion of Councilman Henderson and seconded by Councilman Freeman,

ORDINANCE # 12722

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 530 CHEROKEE BOULEVARD AND 335 STRINGER STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE, O-1 OFFICE ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE TO C-7 NORTHSHORE COMMERCIAL MIXED USE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2013-049 Alan Haniszewski/PVS MAC II LLC
District No. 7

On motion of Councilman Anderson and seconded by Councilwoman Berz,

ORDINANCE # 12724

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1944 ROSSVILLE AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE AND M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE # 12725

AN ORDINANCE PROVIDING FOR AN INTERIM BUDGET AND APPROPRIATING FUNDS FOR THE USUAL AND ORDINARY EXPENSES OF THE CITY GOVERNMENT FOR THE MONTHS OF JULY, AUGUST, AND SEPTEMBER, 2013, PENDING THE ADOPTION OF THE 2013-2014 ANNUAL BUDGET.

ACTION: PASSED

MR-2012-116

MAP Engineering/Mike Price

On motion of Councilman Grohn and seconded by Councilman Henderson,

ORDINANCE # 12726

AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT LOCATED ON 1047 GIVENS ROAD AND 1016 GRAYS DRIVE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED

RESOLUTIONS

On motion of Councilman Freeman and seconded by Councilman Smith,

RESOLUTION NO. 27513

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HAMILTON COUNTY FOR THE HAMILTON COUNTY COURTS COMMUNITY SERVICE PROGRAM TO PICK UP LITTER ALONG CITY RIGHTS-OF-WAY USING FIRST-TIME, NON-VIOLENT OFFENDERS, IN THE AMOUNT OF \$60,000.00.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Anderson,

RESOLUTION NO. 27514

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR YERBEY CONCRETE CONSTRUCTION RELATIVE TO CONTRACT NO. E-11-008-201, SIDEWALK REQUIREMENTS CONTRACT, FOR AN INCREASED AMOUNT OF \$74,189.67, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$434,189.67.

ACTION: ADOPTED

In "Other Business," on motion of Councilwoman Berz and seconded by Councilman Anderson,

RESOLUTION NO. 27515

A RESOLUTION TO APPOINT RAY RYAN AS THE CITY COUNCIL'S REPRESENTATIVE TO THE FIRE AND POLICE PENSION FUND FOR A TERM CONTEMPORANEOUS WITH THE COUNCIL'S TERM OF OFFICE.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Public Works

Councilman Smith joined Mr. Lee Norris, Public Works Administrator, in recognizing "Public Works Week 2013," taking place May 20-25, 2013. The public is invited to the celebration on Wednesday, May 22, from 11:00 a.m. to 2:00 p.m. at Miller Plaza. In addition, Public Works employees vote each year for two special recognitions: Manager of the Year and Employee of the Year. Mr. Norris and Councilman Smith presented plaques to this year's winners:

Rick Cooper (Recycle Division) - "Manager of the Year"
Leroy Gaunt (Recycle Division) - "Employee of the Year"

Mr. Norris also announced that the Tennessee Chapter of America Public Works has awarded the Murphy Snoderly Award to Mr. Gaunt for exemplary dedication and service to the public. Mr. Norris noted that this was the third time Chattanooga has won the Snoderly Award.

Purchases

There were no purchases to discuss this meeting.

Personnel

- L. Bryan Shults – Regional Planning Agency – Promotion – Effective 5/3/2013
- Mario Gurrola - General Services – Promotion – Effective 4/12/2013
- Brian Conry – City-wide Services - Suspension; 10 days without pay – Effective 5/10/2013
- Moesheay Gustus – City-wide Services - Suspension; 1 day without pay – Effective 5/14/2013
- Trevor Childress - Youth & Family Development – Resignation – Effective 5/13/2013
- Tiffany Herron - Youth & Family Development - Promotion – Effective 4/19/2013
- Marcus Thomas - Youth & Family Development – Promotion - 4/19/2013

COMMITTEE REPORTS

Economic and Community Development Committee

Councilman Anderson:

- The Committee hosted Roger Jenkins, CEO of Excalibur Integrated Systems, during the ECD's May 14th meeting and posed a list of questions to Excalibur for follow-up. Excalibur estimated that it would take one (1) week to follow-up. Mr. Jenkins will be invited to the ECD committee meeting next week after Agenda Session in order to respond to Council's request for information.

Budget and Finance Committee

Councilwoman Berz

(No further report)

Public Safety

Councilman Freeman

- The Committee will meet next week after the Agenda Session to discuss the following: (1) The Mayor's Public Safety Plan and (2) Internal issues.

RPA (Planning Commission)

Councilman Henderson:

- The Council will form an ad hoc committee to examine changing city elections to coincide in August with county and state elections.
- Councilman Smith and Councilman Grohn will participate on this committee.
- Chairman Hakeem reiterated that there would be parameters set for what the ad hoc committee will review.

Youth and Family Development

Councilman Gilbert

(No report at this time)

Audit Committee

Councilman Grohn

(No report at this time)

Personnel Committee

Councilman Mitchell

(No report at this time)

Public Works and Transportation Committee
Councilman Smith

- The Committee will meet next week after Agenda Session to discuss various agenda items.

Upon the conclusion of committee reports, Chairman Hakeem announced the following schedule for next week's committee meetings:

- Public Works and Transportation Committee – May 28, 2013
(immediately following Agenda Session at 3:00 p.m.)
- Budget and Finance Committee – May 28, 2013
(immediately following Public Works and Transportation Committee)
- Public Safety Committee – May 28, 2013
(immediately following Budget and Finance Committee)

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

Chairman Hakeem recognized the following persons wishing to address the Council:

- Jennifer Wilkerson of 107 Alden Ave. – Voiced concerns about the closure of the North Chattanooga Early Head Start Program
- Karl Epperson of 1201 Boynton Dr. – Commended CARTA for establishing a bus stop at the Cricket Wireless center on Lee Highway to increase accessibility and safety for seniors
- Ron Hill of 1713 Mitchell Ave. – Sought assistance to continue a summer lunch program in the Westside community

ADJOURNMENT

On motion of Councilman Anderson and seconded by Councilman Henderson, the meeting of the Chattanooga City Council was adjourned until Tuesday, May 28, 2013, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL

**(A full digital audio of this Council meeting, May 21, 2013,
has been filed in the Clerk of the Council's office)**