



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
September 17, 2013
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

Councilwoman Berz led the assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Vice Chairman Henderson and seconded by Councilman Freeman, the minutes of the last meeting (September 10, 2013) were approved as published.

ORDINANCES – FINAL READING:

Councilman Mitchell moved to approve, seconded by Councilman Smith,

ORDINANCE #12765

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 35, ARTICLE VII, DIVISION 2, SECTION 35-247, RELATIVE TO REQUIREMENT EQUIPMENT OF PEDAL CARRIAGE OR PEDICABS AND SECTION 35-252 RELATIVE TO THE RESTRICTIONS ON THE OPERATION OF PEDAL CARRIAGE OR PEDICABS.

ACTION: APPROVED

Councilman Grohn moved to approve, seconded by Vice Chairman Henderson,

ORDINANCE #12766

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 2, ARTICLE III, DIVISION 7, SECTION 2-174(T), DISCIPLINE, DISMISSAL, SUSPENSION OR DEMOTION – AUTHORITY OF THE MAYOR AND DEPARTMENT HEADS; APPEALS.

ACTION: APPROVED

2013-083

Joseph Ingram/

Glen Meadows/Brett Sexton

District No. 4

Planning Version

Councilman Grohn moved to approve, seconded by Councilman Smith,

ORDINANCE #12770

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 8599, 8601, 8603, 8605, AND 8607 PETTY ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-5 RESIDENTIAL ZONE TO R-3MD MODERATE DENSITY ZONE.

ACTION: APPROVED

2013-101

Towson and Dede Engsberg

District No. 7

Planning Version

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

ORDINANCE #12767

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 501 EAST 16TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2013-105
Henrietta Morris/Johnella Morris
District No. 8
Planning Version

Councilman Freeman moved to approve, seconded by Councilwoman Berz,

ORDINANCE #12768

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 515 SPRUCE STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2013-107
Alan Haniszewski
District No. 7
Planning Version

Councilman Smith moved to approve, seconded by Councilman Mitchell,

ORDINANCE #12769

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 630 EAST 19TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES - FIRST READING: (NONE THIS MEETING)

RESOLUTIONS:

Councilman Smith moved to approve, seconded by Vice Chairman Henderson,

RESOLUTION #27645

A RESOLUTION AUTHORIZING THE APPOINTMENTS OF JASON EASTERLING AND JOEL BEAVER AS SPECIAL POLICE OFFICERS (UNARMED) FOR THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA) AND THE CITY OF CHATTANOOGA, DEPARTMENT OF TRANSPORTATION, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

Councilman Grohn moved to approve, seconded by Councilwoman Berz,

RESOLUTION #27646

A RESOLUTION AUTHORIZING PAYMENT TO MICAH L. AUBERT AND JESSICA A. AUBERT FOR A RIGHT-OF-WAY EASEMENT RELATIVE TO CONTRACT NO. E-03-027, GOODWIN ROAD EXTENSION – GUNBARREL ROAD TO JENKINS ROAD, FOR TRACT NO. 19, PROPERTY LOCATED AT TAX MAP NO. 159B-C-002, FOR AN AMOUNT NOT TO EXCEED \$2,000.00.

ACTION: ADOPTED

Councilman Grohn moved to approve, seconded by Councilman Freeman,

RESOLUTION #27647

A RESOLUTION AUTHORIZING PAYMENT TO CONNECTICUT GENERAL LIFE INSURANCE COMPANY FOR A RIGHT-OF-WAY EASEMENT RELATIVE TO CONTRACT NO. E-03-027, GOODWIN ROAD EXTENSION – GUNBARREL ROAD TO JENKINS ROAD, FOR TRACT NO. 5, PROPERTY LOCATED AT TAX MAP NO. 149I-B-001.18, FOR AN AMOUNT NOT TO EXCEED \$96,046.00.

ACTION: ADOPTED

Councilman Grohn moved to approve, seconded by Vice Chairman Henderson,

RESOLUTION #27648

A RESOLUTION AUTHORIZING PAYMENT TO CONNECTICUT GENERAL LIFE INSURANCE COMPANY FOR A PERMANENT DRAINAGE EASEMENT RELATIVE TO CONTRACT NO. E-03-027, GOODWIN ROAD EXTENSION – GUNBARREL ROAD TO JENKINS ROAD, FOR TRACT NO. 7, PROPERTY LOCATED AT TAX MAP NO. 149I-B-001, FOR AN AMOUNT NOT TO EXCEED \$23,716.50.

ACTION: ADOPTED

Councilwoman Berz moved to approve, seconded by Councilman Anderson,

RESOLUTION #27650

A RESOLUTION AMENDING THE OTHER POST EMPLOYMENT BENEFIT (OPEB) TRUST AGREEMENT AS REQUIRED BY CHAPTER 140 OF THE PUBLIC ACTS OF 2013 APPROVED BY THE GENERAL ASSEMBLY IN MARCH 2013.

ACTION: ADOPTED

Vice Chairman Henderson moved to approve, seconded by Councilman Gilbert,

RESOLUTION #27649

A RESOLUTION AUTHORIZING THE DIRECTOR OF YOUTH AND FAMILY DEVELOPMENT TO ENTER INTO A LEASE AGREEMENT WITH DAVID CHAMBERS TO LEASE SPACE AT THE JOHN A. PATTEN YOUTH AND FAMILY DEVELOPMENT CENTER, FOR USE OF TWO ROOMS DESIGNATED AS THE POTTERY STUDIO, FOR THE TERM BEGINNING SEPTEMBER 1, 2013, THROUGH AUGUST 31, 2014, WITH AN INITIAL DEPOSIT OF \$250.00, PLUS \$100.00 PER MONTH, FOR A TOTAL AMOUNT OF \$1,450.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Finance

Andrew Kean announced that Fitch Ratings had affirmed the City of Chattanooga's AA+ rating for general obligation bonds.

OTHER BUSINESS:

Board Appointment

Councilman Anderson has appointed Falice Haire to the *Office of Multicultural Affairs Advisory Board* for District 7.

Special Exceptions Permit

Councilman Gilbert moved to "bring back" the following Special Exceptions Permit resolution for Council consideration on next week's agenda:

**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT
FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT ON
PROPERTIES LOCATED IN THE 8600 BLOCK OF PETTY ROAD.**

It was seconded by Vice Chairman Henderson. The motion carried 7-1-1, with Councilman Freeman voting "NO" and Councilwoman Berz abstaining.

ACTION: APPROVED 7-1-1

COMMITTEE REPORTS:

Economic and Community Development Committee

Councilman Anderson
(No report at this time)

Budget and Finance Committee

Councilwoman Berz
(No report at this time)

Public Safety Committee

Councilman Freeman
(No report at this time)

Youth and Family Development Committee

Councilman Gilbert
(No report at this time)

Audit Committee

Councilman Grohn
(No report at this time)

RPA (Planning Committee)
Vice Chairman Henderson
(No report at this time)

HR Committee (Human Resources)
Councilman Mitchell
(No report at this time)

Public Works and Transportation Committee
Councilman Smith

- The committee will meet next week immediately after the Agenda Session.

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

Attorney Hinton read the rule of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Hakeem recognized the following person:

- **Charles Wysong (of Chattanooga)** - He voiced his opposition to same-sex partner benefits for city employess.
- **Perrin Lance (of Mississippi Ave.)** - He voiced his support of same-sex partner benefits for city employees.

Councilwoman Berz moved to adjourn, seconded by Councilman Anderson. However, upon notice of another individual coming forward to address the Council, Councilwoman Berz withdrew the motion. Chairman Hakeem recognized the following person:

- **Gill Shropshire (President, Alton Park/Piney Woods Neighborhood Association)** - He would like to know what Councilman Anderson has planned for the neighborhoods in which he represents.
 - Chairman Hakeem asked Mr. Shropshire to speak with Councilman Anderson after the meeting to set up an appointment with him.

ADJOURNMENT

On motion of Councilwoman Berz, the meeting of the Chattanooga City Council was adjourned until Tuesday, September 24, 2013, at 6:00 p.m.


CLERK OF COUNCIL


CHAIRMAN

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