



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
May 13, 2014  
6:00 PM

**CALL TO ORDER**

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 all present. Deputy City Attorney Phil Noblett, Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn were also present.

**PLEDGE OF ALLEGIANCE**

Councilman Hakeem led the assembly in the Pledge of Allegiance and the invocation.

**APPROVAL OF LAST MINUTES**

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (May 6, 2014) were approved as published.

**ORDINANCES – FINAL READING: (NONE)**

**ORDINANCES – FIRST READING:**

**2014-026**  
**Dan Dykstra**  
**District No. 2**

A discussion ensued about the following:

**ORDINANCE #12829**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 332 SYLVAN STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE, TO BE APPROVED AS A SINGLE FAMILY, SHORT TERM VACATION RENTAL ONLY.**

Greg Haynes of Planning made a presentation on behalf of Staff. Chairman Henderson afforded nine (9) minutes for the Applicant, Dan Dykstra, to address the Council. No Opposition was present.

**Councilman Freeman moved to approve, seconded by Councilman Mitchell. The motion carried.**

**ACTION: PASSED ON FIRST READING**

2014-025  
City of Chattanooga/RPA  
District No. 3

ORDINANCE #12830

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 8607, 8613, AND 8619 NORTH HICKORY VALLEY ROAD AND 520 HIGHWAY 58, MORE PARTICULARLY DESCRIBED HEREIN, FROM TEMPORARY R-3 RESIDENTIAL ZONE TO PERMANENT R-3 RESIDENTIAL ZONE PER CITY CODE ARTICLE XII, SECTION 38-653, PLANNING COMMISSION ZONING PLAN TO ESTABLISH PERMANENT ZONE FOR AREA ANNEXED BY ORDINANCE NO. 12803.

Mr. Haynes (Planning) made a presentation on behalf of Staff. Neither the Applicant nor Opposition was present. **Councilman Smith moved to approve, seconded by Councilman Gilbert. The motion carried.**

ACTION: PASSED ON FIRST READING

2014-029 Passpointe Engineering/Jan Pass/  
Woodland Park Baptist Church  
District No. 6

A discussion ensued about the following:

ORDINANCE #12831

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED ON THE 6700 BLOCK OF STANDIFER GAP ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE AND R-2 RESIDENTIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

This rezoning was related to Tennessee Temple University moving to the Woodland Park Baptist Church campus. Mr. Haynes (Planning) made a presentation on behalf of Staff. Chairman Henderson afforded nine (9) minutes for the following Applicants to address the Council:

- Jan Pass, PE (Passpointe Engineering)
- Pastor Steve McCrary (Woodland Park)
- Steve Carroll (Tennessee Temple)

No Opposition was present.

Blythe Bailey joined the discussion and responded to questions about the Traffic Impact Study in the related zoning area. Councilman Grohn also noted for the record that he was a member of Woodland Park Baptist Church.

Upon no further discussion, **Vice Chair Dr. Berz moved to approve**, seconded by Councilman Hakeem. **The motion carried.**

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

On motion of Councilman Hakeem and seconded by Councilman Grohn,

**RESOLUTION #27862**

**A RESOLUTION AUTHORIZING THE APPROVAL OF A CHANGE ORDER WITH PUBLIC FINANCIAL MANAGEMENT, INC. (PFM) RELATIVE TO THE CONTRACT FOR FINANCIAL ADVISORY SERVICES, FOR AN INCREASED AMOUNT OF \$13,957.33, FOR A REVISED CONTRACT AMOUNT OF \$104,457.33.**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and seconded by Councilman Freeman,

**RESOLUTION #27863**

**A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF FRED FLETCHER AS POLICE CHIEF, AND UPON EXECUTION OF AN EMPLOYMENT CONTRACT.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Smith,

**RESOLUTION #27864**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXECUTE A CONTRACT WITH BROWN BROS., INC. FOR SOIL CAP RESTORATION ON THE BROWNFIELD SITE OF THE CLOSED 36<sup>TH</sup> STREET LANDFILL, IN THE AMOUNT OF \$64,700.00.**

**ACTION: ADOPTED**

2014-028  
The Southern Land Company/  
Obar Investments  
District No. 1

A discussion ensued about the following:

**RESOLUTION #27865**

**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT ON PART OF PROPERTY LOCATED AT 3886 CUMMINGS ROAD.**

Mr. Haynes (Planning) made a presentation on behalf of Staff, which recommended approval, subject to two (2) conditions. Although there was no opposition present, the Applicant, Trevor Cross (Southern Land), was present and addressed the Council on a modification to one of the conditions related to sidewalks.

Mr. Bailey (Transportation) indicated that his department was satisfied with the Applicant's compromise on the sidewalks. John Bridger of the Regional Planning Agency requested to consult with the City Attorney to ensure the correct language for the resolution.

**Councilman Anderson moved to push this resolution to the end of tonight's agenda.** He was seconded by Councilman Freeman. **The motion carried** and the resolution was moved for debate at the end of the agenda.

Later, upon revisiting this agenda item, Mr. Bridger read the amended wording agreed upon for the condition #1: "Sidewalks 5-foot wide on one side of the new streets containing front-loaded homes with a minimum 3-foot green verge between the curb and side walk."

**Councilman Freeman moved to accept the amendment to the condition as read by staff.** He was seconded by Councilman Hakeem. **The motion carried.**

**Councilman Anderson moved to approve the amended resolution,** seconded by Councilman Smith. **The motion carried.**

**ACTION: ADOPTED**

2014-031  
Lee Hodges/Housing Trust Group/  
ERB, LLC  
District 4

On motion of Councilman Grohn and seconded by Councilman Freeman,

**RESOLUTION #27866**

**A RESOLUTION APPROVING SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR PROPERTIES LOCATED AT 1351 RESERVE WAY AND 7650 EAST BRAINERD ROAD, SUBJECT TO CERTAIN CONDITIONS.**

Mr. Haynes made a presentation on behalf of staff. Attorney John Anderson (Grant, Konvalinka & Harrison) was present on behalf of the Applicant. There was no Opposition present. **The motion carried.**

**ACTION: ADOPTED**

**2014-030**  
**Passpointe Engineering/Jan Pass/**  
**Woodland Park Baptist Church**  
**District No. 6**

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

**RESOLUTION #27867**

**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR AN INSTITUTIONAL PLANNED UNIT DEVELOPMENT ON PROPERTIES LOCATED ON THE 6700 BLOCK OF STANDIFER GAP ROAD.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Grohn,

**RESOLUTION #27868**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF TRANSPORTATION TO AWARD CONTRACT NO. T-14-004-201, 2014 RESURFACING CONTRACT TO WRIGHT BROTHERS CONSTRUCTION COMPANY, INC., FOR A TOTAL AMOUNT OF \$2,038,193.26.**

**ACTION: ADOPTED**

On motion of Councilman Smith and second accepted from both Councilman Smith and Councilman Anderson,

**RESOLUTION #27869**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT, TO APPLY FOR AND, IF GRANTED, ACCEPT A GRANT FROM ARTS BUILD COMMUNITY CULTURAL CONNECTIONS FOR THE NORTH RIVER CIVIC CENTER "INTRODUCTION TO OIL PAINTING FOR SENIORS" PROJECT, IN THE AMOUNT OF \$1,425.00, WITH AN IN-KIND SERVICES VALUE OF \$815.00 TO BE PROVIDED BY THE CITY OF CHATTANOOGA DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT NORTH RIVER CIVIC CENTER.**

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Transportation**

Blythe Bailey, Transportation Administrator, invited the Council to the hoisting of the flags from the Veterans Bridge Flag Initiative on this Thursday, May 15, at 10:30 AM.

**Purchases**

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

- |  |                                |
|--|--------------------------------|
| <b>R93420 - Economic and Community Development</b><br>Purchase Contract for Furnishing and Installing<br>Temporary Fencing - Harriett Tubman Site<br>Lowest/Best Bidder: Quality Fence | Not to Exceed \$39,000         |
| <b>R58986 - General Services</b><br>Blanket Contract Renewal for Sedans<br>and Light Trucks<br>Lowest/Best Bidder: Brooker Ford  | Estimated \$1,000,000 Annually |
| <b>R58993 - Information Technology</b><br>Blanket Contract Renewal for NetMotion Premium<br>Technical Support and Maintenance<br>Lowest/Best Bidder: Insight Public Sector             | Estimated \$30,000 Annually    |
| <b>R42936 - Public Works</b><br>Blanket Contract Renewal for Vibration Analysis<br>& Thermography Services<br>Lowest/Best Bidder: Current Technologies, Inc.                           | Estimated \$35,000 Annually    |
| <b>R94181 - Public Works</b><br>Purchase of Portable Radios<br>Lowest/Best Bidder: Motorola Solutions, Inc.  | \$40,953 plus Shipping         |

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

**ACTION: APPROVED**

**OTHER BUSINESS: (NONE)**

**COMMITTEE REPORTS:**

*Economic and Community Development Committee*  
Councilman Anderson  
(No report)

*Budget and Finance Committee*  
Councilman Mitchell  
(No report)

*Public Safety Committee*  
Councilman Freeman

- The committee met earlier today for a conversation with new Police Chief Fred Fletcher.

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

*Audit & I.T. Committee*  
Councilman Grohn

- There will be a presentation of the Telecom audit next week after Agenda Session.

*Planning & Zoning*  
Councilman Hakeem

- The committee will meet within two (2) weeks after Agenda Session to discuss zoning priorities.

*HR Committee (Human Resources)*  
Vice Chair Dr. Berz  
(No report)

*Public Works and Transportation Committee*  
Councilman Smith  
(No report)

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

Attorney Noblett read the rules of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Henderson recognized the following persons:

- **Don Lepard (Founder, Global Green Lighting)** - He would like an explanation if the city does not intend to move forward with the current contract.
- **Brock Herron (Titanium Drive)** - He was the first person hired by GGL and would like a response as to why the City should not move forward with the current contract with GGL.
- **Doug Zukowski (Signal Mountain)** - His company utilizes the GGL technology around the world and encourages the City to continue its current contract with GGL.

**ADJOURNMENT**

**On motion of Councilman Anderson,** the meeting of the Chattanooga City Council was adjourned until Tuesday, May 20, 2014, at 6:00 p.m.

  
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**CHAIRMAN**

  
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**CLERK OF COUNCIL**

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