



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
January 20, 2015
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Vice Chair Dr. Berz led the assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (January 13, 2015) were approved as published.

ORDINANCES – FINAL READING:

2014-136

GreenSpaces NextGen, LLC/

Jim Wilson and Hamilton Avenue Partners

District No. 2

Planning Version

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

ORDINANCE #12893

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 677 AND 703 HAMILTON AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-7 NORTHSORE COMMERCIAL MIXED USE ZONE AND R-2 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE.

ACTION: APPROVED

2014-130
Thomas Johnson
District No. 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Grohn,

ORDINANCE #12894

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1437 AND 1439 MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2014-134
Aaron White/MC Holdings, LLC
District No. 7
Planning Version

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

ORDINANCE #12895

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 751 RIVERFRONT PARKWAY, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

On motion of Councilman Gilbert and seconded by Councilman Hakeem,

ORDINANCE #12896

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 1, SECTION 38-43 RELATING TO SPECIAL EXCEPTIONS PERMIT FOR A TWO-FAMILY DWELLING IN THE R-1 RESIDENTIAL ZONE AND ARTICLE VI, DIVISION 2, SECTION 38-524 RELATING TO SPECIAL PERMIT FOR A TWO-FAMILY DWELLING IN THE R-1 RESIDENTIAL ZONE.

ACTION: APPROVED

On motion of Councilman Hakeem and seconded by Councilman Grohn,

ORDINANCE #12897

AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHATTANOOGA, TENNESSEE, BY ANNEXING CERTAIN TERRITORY CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF SAID CITY, BEING TAX MAP NOS. 132A-A-001.04 AND 132A-A-001.08 TO THIS ORDINANCE LOCATED IN HAMILTON COUNTY, TENNESSEE, OWNED BY JOHNSTON SOUTHERN COMPANY, LLC BEING MORE FULLY DESCRIBED HEREIN.

ACTION: APPROVED

ORDINANCES – FIRST READING:

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

ORDINANCE #12898

AN ORDINANCE TO AMEND ORDINANCE NOS. 12534 AND 12846 APPROPRIATING, AUTHORIZING OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGETS FOR FISCAL YEARS ENDING JUNE 30, 2012 AND 2015 TO REAPPROPRIATE \$594,149.06 FROM PUBLIC LIBRARY EASTGATE BRANCH RELOCATION AND \$1 MILLION FROM THE BRAINERD MISSION COMMUNITY PROJECTS TO THE NEW FAMILY JUSTICE CENTER.

ACTION: PASSED ON FIRST READING

On motion of Councilman Anderson and seconded by Councilman Smith

ORDINANCE #12899

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 18, RELATIVE TO DONATION BINS.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

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

RESOLUTION #28114

A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXECUTE A CONTRACT WITH DERTHICK, HENLEY & WILKERSON ARCHITECTS FOR ARCHITECTURAL, ENGINEERING, AND INTERIOR DESIGN SERVICES FOR THE RENOVATION AND CONSTRUCTION OF THE FAMILY JUSTICE CENTER BUILDING AT 911 EASTGATE LOOP, FOR AN ESTIMATED AMOUNT NOT TO EXCEED \$356,374.00.

ACTION: ADOPTED

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

RESOLUTION #28115

A RESOLUTION AUTHORIZING THE CITY OF CHATTANOOGA TO ENTER INTO A LEASE AGREEMENT WITH LUKEN HOLDINGS, INC. TO LEASE 7,350 SQUARE FEET OF SPACE AT 5741 CORNELISON ROAD, FOR THE PURPOSE OF TEMPORARY OFFICE SPACE FOR THE FAMILY JUSTICE CENTER FOR A PERIOD OF ONE YEAR, FOR AN AMOUNT NOT TO EXCEED \$102,900.00.

ACTION: ADOPTED

On motion of Councilman Freeman and seconded by Councilman Mitchell,

RESOLUTION #28116

A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO ENTER INTO A CONTRACT WITH BLOSSMAN GAS, INC. TO PROVIDE AN ON-SITE PROPANE REFUELING STATION FOR AUTOGAS AND SMALL EQUIPMENT DISPENSING AND TO PROVIDE BULK PROPANE FUEL IN CONNECTION WITH THE OPERATION OF THE STATION, FOR AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$20,000.00.

ACTION: ADOPTED

On motion of Councilman Freeman and seconded by Councilman Gilbert,

RESOLUTION #28117

A RESOLUTION APPROVING PAYMENT TO ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. FOR RENEWAL OF PROPERTY, EQUIPMENT, AND FLEET INSURANCE FOR 2015 FOR AN ANNUAL PREMIUM OF \$327,300.45.

ACTION: ADOPTED

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

RESOLUTION #28118

A RESOLUTION TO CONFIRM THE MAYOR'S RE-APPOINTMENT OF JAMES C. HUDSON, III TO THE CARTER STREET CORPORATION FOR A TERM BEGINNING JANUARY 5, 2015 AND ENDING JANUARY 5, 2019.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Mitchell,

RESOLUTION #28119

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF JON KINSEY TO THE ELECTRIC POWER BOARD.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Mitchell,

RESOLUTION #28120

A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 10, 2015, THE DEANNEXATION OF CERTAIN PROPERTIES LOCATED AT 1206 SUNSET DRIVE, 1218 SUNSET DRIVE, AND 1220 SUNSET DRIVE, WITHIN THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Hakeem,

RESOLUTION #28121

A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 10, 2015, THE DEANNEXATION OF CERTAIN PARCELS ADJACENT TO THE CURRENT CITY LIMITS WHICH IS LOCATED AT 4440 WOODLAND DRIVE, OOLTEWAH, TENNESSEE, WITHIN THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Smith,

RESOLUTION #28122

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-14-013-201 TO DURANGO ENTERPRISES, LLC, STRINGER'S RIDGE RESTROOM FACILITY, IN THE AMOUNT OF \$92,600.05, WITH A CONTINGENCY AMOUNT OF \$9,300.00, FOR AN AMOUNT NOT TO EXCEED \$101,900.05.

ACTION: ADOPTED

On motion of Councilman Hakeem and seconded by Councilman Grohn,

RESOLUTION #28123

A RESOLUTION AUTHORIZING THE WAIVER OF THE CITY BUILDING, LAND DISTURBANCE, ELECTRICAL, PLUMBING, MECHANICAL, AND GAS PERMIT FEES UP TO A MAXIMUM OF \$1,000.00 WHICH SHALL DISCOUNT THE TOTAL AMOUNT OF PERMIT FEES BY 50%, NOT INCLUDING THE ADMINISTRATIVE AND TECHNOLOGY FEES, FOR THE CONSTRUCTION OF A HOME BY G. T. ISSA CONSTRUCTION FOR THE ST. JUDE CHILDREN'S RESEARCH HOSPITAL CHARITY TO BE LOCATED AT 8225 KNOTTING WOOD WAY, CHATTANOOGA, TENNESSEE 37421.

ACTION: ADOPTED

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

RESOLUTION #28124

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR THOMAS BROTHERS CONSTRUCTION RELATIVE TO CONTRACT NO. S-11-003-201, 4000 BLOCK OF SUNBEAM AVENUE, FOR A DECREASED AMOUNT OF \$85,586.72, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$431,839.28, AND TO RELEASE THE CONTINGENCY AMOUNT OF \$51,742.60.

ACTION: ADOPTED

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

RESOLUTION #28125

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR INNOVATIVE CONSTRUCTION AND REMODELING, LLC/JONES CONSTRUCTION RELATIVE TO CONTRACT NO. R-13-005-201, ROOF REPLACEMENT FOR THE WARNER PARK POOL HOUSE, FOR AN INCREASED AMOUNT OF \$2,408.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$65,280.00 AND TO RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$3,892.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Anderson,

RESOLUTION #28126

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 3 FOR CTI ENGINEERS RELATIVE TO THE FIVE YEAR FINANCIAL ANALYSIS/COST OF SERVICE STUDY-LOCAL LIMITS, FOR AN AMOUNT NOT TO EXCEED \$6,000.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$103,500.00.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Smith,

RESOLUTION #28127

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ACCEPT AN AGREEMENT FOR PAYMENT BY DIRT WORKS IN THE AMOUNT OF \$2,000.00 AND FOR PAYMENT BY FOREST UNITED LLC IN THE AMOUNT OF \$3,000.00 FOR DAMAGE TO HARTMAN STREET DURING THE CONSTRUCTION OF CONDOMINIUMS WITH REFERENCE TO T-14-037-801, FOR A TOTAL AMOUNT OF \$5,000.00.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Freeman,

RESOLUTION #28128

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE HAMILTON COUNTY DEPARTMENT OF EDUCATION CONCERNING THE INSTALLATION AND MAINTENANCE OF THREE (3) THIRTY (30) FOOT POLES WITH LIGHTS AS PART OF THE GOODWIN ROAD EXTENSION PROJECT.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Gilbert,

RESOLUTION #28129

A RESOLUTION AUTHORIZING OAK HILLS NEIGHBORHOOD ASSOCIATION C/O TERRY MCCULLOUGH TO USE TEMPORARILY A MURAL WALL LOCATED AT 4028 GRAND AVENUE, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28130

A RESOLUTION AUTHORIZING TENNESSEE AWNING COMPANY C/O LINCOLN H. CHRISTENSEN TO REPLACE THREE AWNINGS WITH A NEW DESIGN LOCATED AT 301 MARKET STREET, AS SHOWN ON THE MAP AND PHOTOS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28131

A RESOLUTION AUTHORIZING ST. ELMO BAPTIST CHURCH C/O STEVE PICKETT TO USE TEMPORARILY AN ALLEY WAY LOCATED BEHIND 5010 TENNESSEE AVENUE OR ACCESS TO THE LOT TO BUILD A NEW HOUSE AND A REAR LOADED GARAGE, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

David Carmody, Deputy Chief Operating Officer, briefed Council on the following purchases:

R46359 - Finance & Administration

Estimated \$240,000 Annually

Renewal of Blanket Contract No. 510246
for Collection Services
Lowest/Best Bidder: Nationwide Recovery Services

R108348 - Fire Department

\$1,155,833 (If the chassis portion
is not paid within ten (10) days upon
completion of chassis, \$11,669
will be added to the invoice)

The purchase of One (1) Custom Smeal
1500 gpm Pumper and One (1) Custom
75' Heavy Duty Aerial Quint
Lowest/Best Bidder: Smeal Fire Apparatus Co.

R86350 - General Services

Estimated \$125,000 Annually

Renewal of Blanket Contracts No. 525078 &
525079 for Chemicals for City Golf Courses
Lowest/Best Bidder: Harrell's and John Deere Landscapes

R42323 - Public Works

Estimated \$50,000 Annually

Renewal of Blanket Contract 509562 for
Chemical Analysis Services
Lowest/Best Bidder: Water Environmental Consultants

Councilman Anderson moved to approve, seconded by Councilman Gilbert. The motion carried.

ACTION: APPROVED

OTHER BUSINESS: (NONE)

COMMITTEE REPORTS:

Audit & I.T. Committee

Councilman Grohn

(No report)

Budget and Finance Committee

Councilman Mitchell

- The committee will meet on February 3 to discuss the capital budget.

Economic and Community Development Committee

Councilman Anderson

- There will be a special ECD Committee meeting on February 3 regarding nominations for the Health, Education and Housing Facility Board.

HR Committee (Human Resources)

Vice Chair Dr. Berz

(No report)

Planning & Zoning

Councilman Hakeem

(No report)

Public Safety Committee

Councilman Freeman

(No report)

Public Works and Transportation Committee

Councilman Smith

- The committee will meet next week (January 27) immediately after Agenda Session.

Youth and Family Development Committee

Councilman Gilbert

(No report)

**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:

- **Franklin Davis (Chattanooga)** – He is seeking help in dealing with an auto shop in a residential neighborhood. He says the situation has become intimidating and that gunshots have been heard.
 - Chairman Henderson asked Mr. Davis to speak with Administrator Donna Williams (Economic and Community Development) after tonight's meeting.

ADJOURNMENT

On motion of Councilman Anderson, the meeting of the Chattanooga City Council was adjourned until Tuesday, January 27, 2015, at 6:00 p.m.



CHAIRMAN



CLERK OF COUNCIL