



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
October 31, 2017

**CALL TO ORDER**

Council Chairman Jerry Mitchell called the meeting to order at 4:08 p.m. with Vice-Chairman Ken Smith and Councilpersons Carol Berz, Demetrus Coonrod, Russell Gilbert, Chip Henderson, Darrin Ledford and Erskine Oglesby all present. Wade Hinton, City Attorney, and Nicole Gwyn, Council Clerk, were also present. Councilman Anthony Byrd joined the meeting shortly after the call to order.

**PLEDGE OF ALLEGIANCE**

Vice-Chairman Smith led the Assembly in the Pledge of Allegiance.

**APPROVAL OF LAST MINUTES**

On motion of Vice-Chairman Smith and seconded by Councilman Ledford, the minutes of the last meeting (October 24, 2017) were approved as published.

**ORDINANCES – FINAL READING:**

**2017-126**  
**Henry Apartments, LLC**  
**District No. 1**

On motion of Councilman Henderson and seconded by Vice-Chairman Smith,

**ORDINANCE #13237**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY OFF THE 500 BLOCK OF CHEROKEE BOULEVARD, TO ALLOW FOR CONSTRUCTION OF A NEW APARTMENT BUILDING, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

**Agenda Item VI(a):**

**AN ORDINANCE CONSIDERING THE REQUESTED DEANNEXATION OF ONE (1) TRACT OF PROPERTY LOCATED ADJACENT TO WAUHATCHIE PIKE AND EMMAUS ROAD WHICH IS REFERENCED AS TAX MAP PARCEL NO. 165-008 CONTAINING APPROXIMATELY THREE HUNDRED NINETY (390) ACRES WHICH IS CURRENTLY IN THE CITY OF CHATTANOOGA.**

**Councilman Ledford moved** to defer two (2) weeks to November 14, 2017 to give all parties time to seek solutions and revisit questions asked during today's Agenda Session. He was seconded by Councilman Gilbert. The motion carried.

**ACTION: DEFERRED TWO (2) WEEKS TO NOVEMBER 14, 2017**

**RESOLUTIONS:**

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

**RESOLUTION #29227**

**A RESOLUTION TO APPROVE THE CONTINUANCE OF THE SUPPLEMENTAL FIRE SERVICES AGREEMENT WITH THE TRI-COMMUNITY VOLUNTEER FIRE DEPARTMENT FOR PROTECTION OF THE OOLTEWAH ANNEXATION AREA WITHIN THE CITY OF CHATTANOOGA, TN, SUBJECT TO AN ANNUAL INCREASE OF FIVE (5%) PERCENT DURING EACH SUBSEQUENT YEAR OF THE CONTRACT AND ANY RENEWALS, FOR THE INITIAL TERM TO EXTEND FOR A PERIOD OF THREE (3) YEARS, FOR AN AMOUNT NOT TO EXCEED \$28,225.00 QUARTERLY BEGINNING JULY 1, 2016, FOR A TOTAL AMOUNT OF \$355,917.25.**

**ACTION: ADOPTED**

**Agenda Item VII(b):**

**A RESOLUTION AUTHORIZING THE APPOINTMENTS OF KEITH MARTIN, MICHAEL GLENN, MATTHEW SCOTT, ELIZABETH SPAULDING, LEBRON DURHAM, KENNETH FAIRCHILD, AUSTIN HOLLAND, DALLAS LONGWITH, AND EDWARD ROBINSON AS SPECIAL POLICE OFFICERS (ARMED) FOR THE HAMILTON COUNTY PARKS AND RECREATION TO DO SPECIAL DUTIES AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**Councilman Gilbert moved** to defer two (2) weeks to November 14, 2017. He was seconded by Councilman Ledford. The motion carried.

**ACTION: DEFERRED TWO (2) WEEK TO NOVEMBER 14, 2017**

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

**RESOLUTION #29228**

**A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF THOMAS PALMER TO THE REGIONAL PLANNING COMMISSION.**

**ACTION: ADOPTED**

On motion of Councilman Henderson and seconded by Councilwoman Coonrod,

**RESOLUTION #29229**

**A RESOLUTION APPROVING A CHANGE ORDER CONCERNING PURCHASE ORDER NO. 542785 WITH INTERNATIONAL BUSINESS MACHINES (IBM) TO REFLECT THE PROJECT CHANGE ORDER SUBMITTED PER IBM TO COMPLETE INTEGRATION OF COPLINK NODE UPGRADE ACTIVITIES FOR THE EXISTING STATEMENT OF WORK FOR THE RTC BUSINESS INTELLIGENCE SOLUTION, IN THE AMOUNT OF \$325,420.00.**

**ACTION: ADOPTED**

On motion of Councilwoman Berz and seconded by Vice-Chairman Smith,

**RESOLUTION #29230**

**A RESOLUTION AUTHORIZING JUAN BUSTAMANTE, PROPERTY OWNER, TO USE TEMPORARILY AN UNOPENED RIGHT-OF-WAY LOCATED EAST OF 414 BECK AVENUE FOR THE PURPOSE OF CONSTRUCTION ACCESS TO THE PROPERTY TO BUILD A PARKING AREA, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Councilman Oglesby and seconded by Councilman Byrd,

**RESOLUTION #29231**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A PARTNERSHIP AGREEMENT WITH EXCHANGE AT CAMERON HARBOR, PROJECT NO. T-17-002-807, LOCATED AT 804 RIVERFRONT PARKWAY AND TO ACCEPT A CONTRIBUTION OF \$22,767.57 TOWARDS THE COST OF NINE (9) PEDESTRIAN LIGHT POLES, LUMINAIRES, CONDUITS, AND INSTALLATION.**

**ACTION: ADOPTED**

On motion of Councilman Oglesby and seconded by Councilwoman Coonrod,

**RESOLUTION #29232**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A PARTNERSHIP AGREEMENT WITH TRIAD CORPORATION ELECTRICAL CONTRACTORS FOR THE MILLER PARK DISTRICT, PHASE 1, PROJECT NO. T-17-002-809, LOCATED AT EAST M.L. KING BOULEVARD AND TO ACCEPT A CONTRIBUTION OF \$36,467.03 TOWARDS THE COST OF ELEVEN (11) PEDESTRIAN LIGHT POLES AND LUMINAIRES AND FOR THE INSTALLATION OF TWENTY (20) PEDESTRIAN LIGHT POLES.**

**ACTION: ADOPTED**

**PURCHASES:**

Bonnie Woodward, Purchasing Director, briefed the Council on the following emergency purchase:

**R160905 - Public Works** \$1,865.00  
Emergency Purchase of Landfill Disposal-Waste Resources Division  
Supplier: Aqua Treat, Inc.  
115 Parmenas Lane, Chattanooga, TN 37405

The emergency purchase was signed in open meeting by Donald Stone, Public Works Deputy Administrator. Vice-Chairman Smith inquired about why Mr. Stone would need to sign the emergency purchase in this meeting. Phil Noblett, Deputy City Attorney, referenced Section 2-543 of City Code, Section 4 of the purchasing rules and Tennessee law requiring that the emergency purchase be reported to the Council.

Ms. Woodward also briefed the Council on the following proposed purchases:

**R161663 - Public Works** \$63,628.00  
Purchase of two Dewatering Containers and Associated  
Filter Screens-Waste Resources Division  
Lowest/Best Bidder: Spectrum Water Technology  
6135 Industrial Drive, Geismar, LA 70734

**R161543 - Public Works** \$60,124.00  
Purchase of a New Holland Tractor Public Works – City Wide Services  
Lowest/Best Bidder: Chattanooga Tractor & Equipment  
2034 Polymer Drive, Chattanooga, TN 37421

**PO540974 & PO540975 - Public Works** Total Estimated \$50,000 Annually  
Blanket Contract Renewal for Fasteners (Nuts & Bolts)  
-City Wide-Fleet Management Division  
Lowest/Best Bidders:  
1. Atlas Bolt & Supply Company - 3217 Rossville Blvd., Chattanooga, TN 37408  
2. Hayward Bolt & Specialty Company, Inc. - 2805 S. Orchard Knob Ave., Chattanooga, TN 37407

**Councilman Henderson moved** to approve, seconded by Councilman Oglesby. The motion carried.

**ACTION: ALL PURCHASES APPROVED**

## **OTHER BUSINESS:**

### **Liquor Licenses**

Keith Reisman, Assistant City Attorney, presented Certificates of Compliance for two businesses undergoing a change in ownership.

- a. Jennifer L. Coradini d/b/a Vintage Wine and Spirits - Certificate of Compliance (District 1)**
- b. Nana826 LLC d/b/a Harrison Wine and Spirits - Certificate of Compliance (District 6)**

He informed the Council that these certificates had come before the Council before. However, the Tennessee Alcoholic Beverage Commission had determined that the advertising for the certificates had not been done properly. Therefore, these certificates would need to be re-issued. He confirmed that the publication requirement had been met for the certificates being presented today. He then requested at least five (5) signatures on all certificates, with one certificate for the owner of Vintage Wine (change in ownership) and Spirits and four certificates for the owners of Harrison Wine and Spirits (business sold). Five (5) certificates were signed in this meeting by at least five (5) members of Council. Attorney Reisman also confirmed for Vice-Chairman Smith that the owners of the two businesses were on the tax roll, were appropriately zoned and had adequate background checks.

## **COMMITTEE REPORTS:**

### *Budget and Finance Committee*

Councilman Henderson  
(No report)

### *Economic and Community Development Committee*

Councilman Oglesby reported:

- The committee will meet next week (Nov. 7) regarding a PILOT proposal by M&M Industries.

### *Human Resources Committee (HR)*

Councilman Gilbert  
(No report)

### *Planning and Zoning Committee*

Councilman Ledford reported:

- The committee will meet next week (Nov. 7) after the 3:00 p.m. Agenda Session.

### *Public Safety Committee*

Councilman Byrd  
(No report)

### *Public Works and Transportation Committee*

Councilwoman Berz reported:

- The committee will meet next week to discuss regular agenda items.
- There will be a public hearing next week (Nov. 7) after the 3:00 p.m. Agenda Session regarding the Stormwater Ordinance. During the public hearing, each speaker will be allotted 5 minutes to speak, with the goal of a 1-hour hearing. She suggested that individuals representing the same organization or company could designate one individual to present their group concerns.

*Youth and Family Development Committee*  
Councilwoman Coonrod  
(No report)

*Innovation Technology Committee*  
Vice-Chairman Smith  
(No report)

### **Committee Schedule Next Week**

Chairman Mitchell gained a consensus about the Public Works and Transportation Committee taking place after the 3:00 p.m. Agenda Session next week, followed by the public hearing on the Stormwater Ordinance, then all other committees (Economic and Community Development; Planning and Zoning).

### **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 Mitchell recognized the following persons:

- **Ron Ray (Pan Gap Road)** – He voiced concerns about case number 2017-0087 [coming before the Council next month] regarding a rezone of R-1 Residential to A-1 Urban Agricultural zone. He informed the Council of livestock wandering into another resident's yard, which was tantamount to a denial of rights for residents. He also requested that the Council include a clear definition of "secure fencing" in the ordinance to help discourage future litigation.

### **ADJOURNMENT**

**On motion of Councilman Henderson**, Chairman Mitchell adjourned the meeting of the Chattanooga City Council until Tuesday, November 7, 2017, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**