

Electronic-Conducted (Virtual) Minutes Chattanooga, Tennessee

COUNCIL MEETING MINUTES

January 12, 2021 6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order by electronic means. A quorum was present via electronic means that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Darrin Ledford, Jerry Mitchell and Erskine Oglesby, Jr. Other panelists present via electronic means: Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube here.

PLEDGE OF ALLEGIANCE

Councilman Byrd led the Assembly in the Pledge of Allegiance and gave an invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Ledford and seconded by Councilman Oglesby, the minutes of the last meeting (January 5-6, 2021) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

ORDINANCES - FINAL READING:

On motion of Councilman Ledford and seconded by Councilwoman Berz,

ORDINANCE #13639

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 21, DIVISION 4, SECTIONS 21-136 AND 21-137 RELATED TO OVERGROWTH AND ABATEMENT.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: APPROVED

2020-0127 Craig Design Group Alternate Version #2 District No. 1

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

ORDINANCE #13640

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE TWO (2) PROPERTIES LOCATED IN THE 100 BLOCK OF BUSH STREET, FROM R-1 RESIDENTIAL ZONE TO E-RA-2 URBAN EDGE RESIDENTIAL ATTACHED 2 STORIES, SUBJECT TO CERTAIN CONDITIONS.

With no objection from Chairman Henderson on this District 1 item, the motion carried unanimously (9-0) upon roll call vote.

ACTION: APPROVED

ORDINANCES – FIRST READING:

2020-0169 Nicholas Hughes District No. 1

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

ORDINANCE #13641

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS FROM ORDINANCE NO. 13337 OF PREVIOUS CASE NO. 2018-106 FROM THE PROPERTY LOCATED AT 612 SNOW STREET, MORE PARTICULARLY DESCRIBED HEREIN.

With no objection from Chairman Henderson on this District 1 item, the motion carried unanimously (9-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

2020-0172 Irat Roger Radpour Planning Version District No. 3

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

ORDINANCE #13642

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 6700 BLOCK OF HIXSON PIKE, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

2020-0027
Paces Ferry Builders
Planning Version
District No. 4

Agenda Item VI(c):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED IN THE 7000 BLOCK OF SHALLOWFORD ROAD AND 2301 RIVENDELL LANE, FOR R-1 RESIDENTIAL ZONE AND R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE FOR THE ENTIRE SITE.

There were two attendees in Opposition today. **Councilman Ledford moved** to defer to the March 8, 2021, Planning [Commission] meeting to continue working on some complicated issues. Vice-Chairman Smith seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: DEFERRED TO MARCH 8, 2021

2020-0180 Chris Anderson Planning Version District No. 5

Agenda Item VI(d):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 4150, 4200, AND 4216 RANDOLPH CIRCLE, FROM R-1 RESIDENTIAL ZONE AND R-2 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE.

Councilman Gilbert moved to defer to January 19, 2021. Councilman Ledford seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: DEFERRED TO JANUARY 19, 2021

2020-0179

<u>B & H Estate Holdings, LLC</u>

<u>Planning Version</u>

<u>District No. 6</u>

Agenda Item VI(e):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 6626 SHALLOWFORD ROAD, FROM R-1 RESIDENTIAL ZONE TO O-1 OFFICE ZONE, SUBJECT TO CERTAIN CONDITIONS.

Councilwoman Berz moved to defer to January 19, 2021. Councilman Gilbert seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: DEFERRED TO JANUARY 19, 2021

2020-0173

Michael McGowan c/o River Street Architecture, LLC

Planning Version

District No. 7

On motion of Councilman Oglesby and seconded by Councilman Ledford,

ORDINANCE #13643

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1639 ROSSVILLE AVENUE, FROM U-IN-3 URBAN INDUSTRIAL THREE STORIES ZONE TO U-CX-3 URBAN COMMERCIAL MIXED USE THREE STORIES ZONE.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

2020-0181 March Adams & Associates Planning Version District No. 7

On motion of Councilman Oglesby and seconded by Councilman Byrd,

ORDINANCE #13644

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 505 RIVERFRONT PARKWAY, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

John Bridger, Executive Director of Regional Planning, read the final condition of the Planning Version that had been approved by the Applicant: "All dumpsters and mechanical equipment shall be screened from all public rights-of-way." The motion carried unanimously (9-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

2020-0170 Cleophus Heard Planning Version District No. 8

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

ORDINANCE #13645

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3104 NORTH HICKORY STREET, FROM M-1 MANUFACTURING ZONE TO O-1 OFFICE ZONE.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

<u>PROCEDURAL NOTE:</u> With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next five resolutions for one Council vote.

RESOLUTION #30597

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A FIRST AGREEMENT TO EXERCISE OPTION TO RENEW WITH CROMWELL DEVELOPMENT I, LLC, IN SUBSTANTIALLY THE FORM ATTACHED, FOR AN ADDITIONAL TERM OF ONE YEAR, FOR THE USE OF THE GYMNASIUM AT CROMWELL HILLS APARTMENTS TO OPERATE PROGRAMS FOR YOUTH, YOUNG ADULTS, AND FAMILIES ON THE PROPERTY LOCATED AT 3940 CAMELLIA DRIVE.

RESOLUTION #30598

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A MULTI-YEAR LICENSE AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH FIFTY PLUS RACING FOUNDATION, INC., FOR THE CHATTANOOGA MOTORCAR FESTIVAL, BEGINNING OCTOBER 1, 2021, WITH OPTIONS TO RENEW EACH YEAR FOR UP TO TWO ADDITIONAL ONE YEAR TERMS, ENDING OCTOBER 31, 2023.

RESOLUTION #30599

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A NON-PROFIT LEASE STANDARD FORM AGREEMENT WITH EAST LAKE NEIGHBORHOOD ASSOCIATION, INC., IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE OCCUPANCY AND OPERATION OF A CONCESSION STAND FOR THE BENEFIT OF THE COMMUNITY, WITH AN ADDRESS OF 3000 E. 34TH STREET ON A PORTION OF TAX PARCEL NUMBER 168B-U-018 FOR A TERM OF FOUR (4) YEARS AT \$1.00 PER YEAR.

RESOLUTION #30600

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A NON-PROFIT LEASE STANDARD FORM AGREEMENT, WITH EAST LAKE NEIGHBORHOOD ASSOCIATION INC., IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE OCCUPANCY OF THE COMMUNITY BUILDING ON A PORTION OF TAX PARCEL NO. 168B-U-018, WITH AN ADDRESS OF 3000 E. 34TH STREET, AND TO AUTHORIZE THE WAIVER OF THE EAST LAKE PARK AT THE LAKE EVENT FEES, IN THE AMOUNT OF \$227.50 PER EVENT, FOR A TOTAL AMOUNT OF \$910.00 FOR THE FOUR (4) ANNUAL EVENTS HELD BY THE EAST LAKE NEIGHBORHOOD ASSOCIATION FOR THE BENEFIT OF THE EAST LAKE COMMUNITY FOR A TERM OF FOUR (4) YEARS AT \$1.00 PER YEAR.

RESOLUTION #30601

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A FIRST AGREEMENT TO EXERCISE OPTION TO RENEW WITH THE CHATTANOOGA HOUSING AUTHORITY, IN SUBSTANTIALLY THE FORM ATTACHED, FOR AN ADDITIONAL TERM OF ONE YEAR, FOR THE USE OF THE SHEILA JENNINGS WELLNESS CENTER TO OPERATE PROGRAMS FOR YOUTH, YOUNG ADULTS, AND FAMILIES ON THE PROPERTY LOCATED AT 1201 POPLAR STREET.

Councilman Gilbert moved to approve. Councilman Oglesby seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30597 - 30601 ADOPTED

<u>PROCEDURAL NOTE:</u> With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next three resolutions for one Council vote.

RESOLUTION #30602

A RESOLUTION TO AMEND RESOLUTION NO. 30567 SO AS TO MAKE PAYMENT TO GOVERNMENTJOBS.COM D/B/A NEOGOV FOR A SERVICE AND LICENSING AGREEMENT TO PROVIDE HUMAN RESOURCES SOFTWARE SERVICES FOR ONBOARD AND PERFORMANCE MANAGEMENT SERVICES AS WELL AS THE CURRENT RECRUITMENT AND APPLICANT TRACKING SERVICES, FOR A RENEWAL TERM OF TWELVE (12) MONTHS WITH A CORRECTED AMOUNT OF \$74,392.65.

RESOLUTION #30609

A RESOLUTION AUTHORIZING THE APPOINTMENT OF KYLE DICKERSON, AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE LAND DEVELOPMENT OFFICE OF THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

RESOLUTION #30603

A RESOLUTION AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO INCREASE FUNDS FOR BLANKET CONTRACT 536370 WITH ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. FOR 2021 PERSONAL AND PROPERTY INSURANCE COVERAGE (TOTAL INSURED VALUE OF \$600,706,369.00) FOR AN AMOUNT NOT TO EXCEED \$661,656.00.

Councilman Gilbert moved to approve. Councilman Byrd seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30602, 30603 & 30609 ADOPTED

<u>Nimat Kaddoura/BFMZ, LLC</u> District No. 8

On motion of Councilman Byrd and seconded by Councilman Gilbert,

RESOLUTION #30610

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR AN EXISTING LIQUOR STORE, CHANGE IN OWNERSHIP, LOCATED AT 911 DODSON AVENUE.

The motion carried upon roll call vote as follows:

Berz	YES	Mitchell	YES
Byrd	YES	Oglesby	YES
Coonrod	YES	Smith	YES
Gilbert	YES	Henderson	ABSTAIN
Ledford	YES		

YES - Eight (8); No - Zero (0); ABSTAIN - One (1)

ACTION: RESOLUTION 30610 ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next five resolutions for one Council vote.

RESOLUTION #30604

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-210, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - SHADE STRUCTURES REPLACEMENT, TO LANIER PLANS, INC. D/B/A KORKAT, OF CARROLLTON, GA, IN THE AMOUNT OF \$48,887.92, WITH A CONTINGENCY AMOUNT OF \$4,900.00, FOR A NOT TO EXCEED AMOUNT OF \$53,787.92.

RESOLUTION #30605

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-208, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - FENCING REPLACEMENT, TO FACTORY TO YOU FENCE OF KNOX, INC., OF KNOXVILLE, TN, IN THE AMOUNT OF \$112,900.00, WITH A CONTINGENCY AMOUNT OF \$12,000.00, FOR A NOT TO EXCEED AMOUNT OF \$124,900.00.

RESOLUTION #30606

A RESOLUTION AUTHORIZING THE RENEWAL OF CONTRACT NO. E-18-007-101, ON-CALL BLANKET CONTRACT(S) FOR ARCHITECTURAL SERVICES (RESOLUTION # 29703) WITH (1) ALLEN AND HOSHALL, INC.; (2) ARTECH DESIGN GROUP, INC.; (3) DERTHICK HENLEY AND WILKERSON ARCHITECTS, PLLC; (4) FRANKLIN ARCHITECTS; (5) RARDIN AND CARROLL ARCHITECTS, INC.; AND (6) MBI COMPANIES, INC. (FORMERLY TWH ARCHITECTS, INC.), FOR YEAR THREE (3) OF A FOUR (4) YEAR TERM, WITH THESE SIX (6) PROFESSIONAL FIRMS ESTIMATED AT \$1,500,000.00 TOTAL ANNUALLY, FOR USE BY ALL DEPARTMENTS.

RESOLUTION #30607

A RESOLUTION AUTHORIZING THE RENEWAL OF CONTRACT NO. E-18-008-101, ON-CALL BLANKET CONTRACT(S) FOR STRUCTURAL ENGINEERING SERVICES (RESOLUTION # 29704) WITH (1) ALLEN AND HOSHALL, INC.; (2) ALFRED BENESCH AND COMPANY; (3) CTI ENGINEERS, INC.; (4) ESTES RUSSELL ENGINEERING, INC.; (5) INTEGRATED STRUCTURAL SERVICES, INC.; (6) MARCH ADAMS AND ASSOCIATES, INC.; AND (7) VOLKERT, INC., FOR YEAR THREE (3) OF A FOUR (4) YEAR TERM, WITH THESE SEVEN (7) PROFESSIONAL FIRMS ESTIMATED AT \$300,000.00 TOTAL ANNUALLY, FOR USE BY ALL DEPARTMENTS.

RESOLUTION #30608

A RESOLUTION AUTHORIZING THE RENEWAL OF CONTRACT NO. E-18-009-101, ON-CALL BLANKET CONTRACT(S) FOR MECHANICAL, ELECTRICAL, AND PLUMBING ENGINEERING SERVICES (RESOLUTION # 29702) WITH (1) CAMPBELL AND ASSOCIATES, INC.; AND (2) MARCH ADAMS AND ASSOCIATES, INC., FOR YEAR THREE (3) OF A FOUR (4) YEAR TERM, WITH THESE TWO (2) PROFESSIONAL FIRMS ESTIMATED AT \$300,000.00 TOTAL ANNUALLY, FOR USE BY ALL DEPARTMENTS.

Councilman Ledford moved to approve. Councilman Gilbert seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30604 - 30608 ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

Anthony Sammons, Deputy Chief Operating Officer, briefed the Council on the following proposed purchases:

R205132 ECD \$300,000 for combined Req. 205132 Non-Congregate Winter Shelter Part A Bid #306036 parts A (hotel) and

Non-Congregate Winter Shelter Part A (increase in grant funding from \$143,000

to \$300,000, already awarded to JDH Developers) and Part B - Security Services recommendation

for award

Lowest/Best Bidder: Security Engineers, Inc.

6400 Lee Hwy, Ste 108 Chattanooga, TN 37421

545249 Fleet Division, Public Works \$30,000.00

Service Repairs For Medium & Heavy Duty Vehicles Lowest/Best Bidder: Chattanooga Truck Center

1716 Church Rd

Chattanooga, TN 37421

545253 Fleet Division, Public Works \$120,000.00

Service Repairs For Medium & Heavy Duty Vehicles

Lowest/Best Bidder: Lee-Smith Inc.

2600 8th Ave

Chattanooga, TN 37407

534257 Fleet Division, Public Works \$2,600,000.00

Automotive Parts & Accessories
Lowest/Best Bidder: Lee-Smith Inc.

2600 8th Ave

Chattanooga, TN 37407

Councilwoman Berz moved to approve, seconded by Councilman Oglesby. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ALL PURCHASES APPROVED

B (security)

Emergency Purchase

Mr. Sammons also informed the Council about the following emergency purchase:

Date	Dept.	Description	Supplier	Explanation	Event Type
1////1	Public Works/Fleet	Truck Service Repairs		PO# 560062 \$150,000 for Emergency Service Repairs & Outside Parts on All Medium & Heavy Duty Trucks. This will allow for the Fleet Division to manage staffing shortages caused by Covid-19.	COVID

OTHER BUSINESS:

Certificate of Compliance

Attorney Noblett asked the Council to approve the following: BFMZ, LLC - Certificate of Compliance (District 8). He informed the Council that at least five signatures would be required. Chairman Henderson instructed the Clerk to secure electronic signatures of councilpersons for the certificate.

Board Appointments

Board of Sign Appeals

Vice-Chairman Smith reappointed Derek Markey for District 3. Councilwoman Berz reappointed Barry Snyder for District 6.

Board of Zoning Appeals

Vice-Chairman Smith reappointed Joe Manuel for District 3. Councilwoman Berz reappointed Alan Richelson for District 6. Councilwoman Coonrod reappointed Jackie Thomas for District 9.

Youth and Family Development Board

Councilman Oglesby reappointed Dr. Juanita ("Dr. J") Loundmonclay for District 7.

Police and Advisory Review Committee

Councilwoman Coonrod moved to appoint Kanika Wellington-Jones to the Police Advisory and Review Committee for District 9. Councilman Byrd seconded. The motion carried unanimously (9-0) upon roll call vote.

CPD Donation

Attorney Noblett reported a donation to the Chattanooga Police Department of \$10,000.00 from Jeffrey D. Visser and Dee A. Visser.

COMMITTEE REPORTS:

Budget and Finance Committee Councilwoman Berz reported:

- The committee met in open meeting today for the Public Input report relative to the FY22 budget.
- There will be a special Strategic Planning meeting on January 26 from 1:00 3:30 p.m. regarding Council input on the budget.

Economic and Community Development Committee Councilman Oglesby reported:

 The committee met in open meeting today and heard from Vencino and the AIM Center on the residential project in District 8. He thanked Councilman Byrd for his work on this project.

Human Resources Committee Councilman Gilbert (No report)

Planning and Zoning Committee Councilman Ledford (No report)

Public Safety Committee Councilman Byrd reported:

 The committee will meet on January 26 for a PARC (Police Advisory and Review Committee) report.

Public Works and Transportation Committee

Councilman Mitchell reported:

• The committee met in open meeting today and will meet again in two weeks (January 26). At the next meeting, the Committee will hear a Consent Decree report.

Youth and Family Development Committee

Councilwoman Coonrod

- The committee will meet on January 26 for an update on COVID spending for rent and utilities.
- For information on rent and utility assistance, call YFD at (423) 643-6434.

Legislative Committee

Vice-Chairman Smith reported:

 The committee will meet next week, January 19, to review the city's Panhandling Ordinance and Disparity Study legislation sponsored by Councilman Gilbert and Councilwoman Coonrod.

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL (Listen by clicking here)

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

Speaker Name	District	Primary Topics:
• Kanika Wellington-Jones	9	Thanked the Council for her board appointment
		tonight.

ADJOURNMENT

On motion of Councilman Byrd, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, January 19, 2021, at 6:00 p.m.

[Editor's Note: Any person may join the electronic-conducted meetings of the Chattanooga City Council at the scheduled time by visiting online at council.chattanooga.gov.]

_	CHAIRMAN
CLERK OF COUNCIL	