



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
August 2, 2016  
6:00 PM

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

Councilman Gilbert led the Assembly in the Pledge of Allegiance. He invited Pastor Tavner Smith of Venue Church to give the invocation.

**APPROVAL OF LAST MINUTES**

**On motion of Councilman Anderson** and seconded by Councilman Gilbert, the minutes of the last meeting (July 26, 2016) were approved as published.

**SPECIAL PRESENTATIONS (NONE)**

**ORDINANCES – FINAL READING:**

On motion of Councilman Anderson and seconded by Councilwoman Berz,

**ORDINANCE #13092**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 26, SECTION 26-33, OUTDOOR FEE CHANGES TO EXISTING PROVISION CODE.**

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

On motion of Councilman Anderson and seconded by Chairman Freeman,

**ORDINANCE #13093**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, ARTICLE III, DIVISION 2, TO ADD A NEW SECTION 5-88, RELATIVE TO THE CONSUMPTION OF ALCOHOLIC BEVERAGES AND BEER IN PARKLET CAFES; OPEN CONTAINERS OF ALCOHOLIC BEVERAGES AND BEER IN PARKLET CAFES.**

**The motion carried, Councilman Henderson voting “No.”** Councilman Anderson asked for confirmation of the one (1) “No” vote on this item. Vice Chair Mitchell confirmed that Councilman Henderson was the one (1) “No” vote.

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

**RESOLUTION #28720**

**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A LIQUOR STORE LOCATED AT 3604 BRAINERD ROAD, SUITE B, CHATTANOOGA, TN.**

Councilwoman Berz reminded the Council that the Applicant was asked to be at this meeting today regarding this matter. The Applicant, JayRaj Group Corporation d/b/a RJV Liquor, addressed the Council and responded to Councilwoman Berz’s questions:

- Did the Applicant follow the Council’s instructions to speak with neighbors?
- What was the result?
- Who did they speak with?
- Approximately how many residents were contacted?

The Applicant informed the Council that they had spoken to 20-25 residents in the neighborhood, including residents in homes in the neighborhood behind the store, Chateau Royale apartments and in-store with their customers who were known to reside in the neighborhood. Upon no further questions, **Councilwoman Berz moved** to approve, seconded by Councilman Anderson.

**The motion carried upon roll call vote as follows:**

<b>Anderson</b>	<b>YES</b>	<b>Henderson</b>	<b>NO</b>
<b>Berz</b>	<b>YES</b>	<b>Smith</b>	<b>YES</b>
<b>Gilbert</b>	<b>YES</b>	<b>Freeman</b>	<b>YES</b>
<b>Grohn</b>	<b>NO</b>	<b>Mitchell</b>	<b>YES</b>
<b>Hakeem</b>	<b>YES</b>		

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Chairman Freeman,

**RESOLUTION #28721**

**A RESOLUTION AUTHORIZING TENNESSEE STILLHOUSE, LLC TO OPERATE AN INTOXICATING LIQUORS MANUFACTURING PLANT AND APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A DISTILLERY AT 601 WEST MARTIN LUTHER KING BOULEVARD.**

The motion carried, with Councilman Henderson voting “No.”

**ACTION: ADOPTED**

On motion of Councilman Hakeem and seconded by Councilman Anderson,

**RESOLUTION #28722**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO EXECUTE A RENEWAL AGREEMENT WITH CHATTANOOGA NEIGHBORHOOD ENTERPRISE, INC. FOR LOAN PORTFOLIO MANAGEMENT SERVICES BETWEEN JULY 1, 2016 THROUGH JULY 30, 2017, FOR AN AMOUNT NOT TO EXCEED \$319,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Henderson and seconded by Councilman Hakeem,

**RESOLUTION #28723**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXTEND FOR ONE (1) ADDITIONAL YEAR THE BLANKET CONTRACTS FOR PROFESSIONAL APPRAISAL SERVICES WITH BRIAN R. EADES OF BENCHMARK TRUST CORPORATION; THOMAS R. CARTER OF CARTER APPRAISAL SERVICES; WILLIAM C. HAISTEN, III OF THE HAISTEN GROUP, INC.; AND LLOYD (CHIP) MURPHY OF L.T. MURPHY & ASSOCIATES, WITH A COMBINED ANNUAL ESTIMATED AMOUNT OF \$75,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Freeman,

**RESOLUTION #28724**

**A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO AN AGREEMENT WITH DATADRIVEN FOR THE PURCHASE OF WATSON FIELD REPORTING SUITE, FOR AN AMOUNT NOT TO EXCEED \$387,960.00.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Hakeem,

**RESOLUTION #28725**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. S-09-008-201 TO WRIGHT BROTHERS CONSTRUCTION COMPANY, INC., NORTH ST. ELMO STORM DRAINAGE CONTRACT, FOR THE AMOUNT OF \$15,155,813.17, PLUS A CONTINGENCY IN THE AMOUNT OF \$1,500,000.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$16,655,813.17, SUBJECT TO AVAILABILITY OF FUNDS.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Chairman Freeman,

**RESOLUTION #28726**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. S-09-008-401 TO CIVIC ENGINEERING AND INFORMATION TECHNOLOGIES, INC., NORTH ST. ELMO STORM DRAINAGE IMPROVEMENTS PROJECT CEI SERVICES, FOR THE AMOUNT OF \$792,112.00.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Chairman Freeman,

**RESOLUTION #28727**

**A RESOLUTION AUTHORIZING RIVERCITY COMPANY % MEAGAN SHINN, PROPERTY OWNER OF CITY CENTER HOLDINGS % MATT MCGAULEY TO USE TEMPORARILY THE RIGHT-OF-WAY OF TWO OPEN ALLEYS ADJACENT TO 711 AND 720 CHERRY STREET TO INSTALL A TEMPORARY PUBLIC EXHIBIT FOR THE PASSAGEWAYS PROGRAM, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Chairman Freeman and seconded by Councilman Anderson,

**RESOLUTION #28728**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO AMEND AN AGREEMENT WITH RAGAN-SMITH ASSOCIATES, INC. PREVIOUSLY ESTABLISHED UNDER RESOLUTION NO. 27295 RELATIVE TO CONTRACT NO. E-11-011-101, FOR PROFESSIONAL SERVICES ASSOCIATED WITH CENTRAL AVENUE ROADWAY EXTENSION, TDOT PIN 117216.00, FOR AN INCREASED AMOUNT OF \$645,163.50, FOR A REVISED CONTRACT AMOUNT OF \$1,405,935.50.**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and seconded by Councilman Anderson,

**RESOLUTION #28729**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO RENEW LIABILITY AND AUTOMOBILE INSURANCE COVERAGE WITH TML RISK MANAGEMENT POOL FOR A ONE YEAR PERIOD, IN THE AMOUNT OF \$42,253.00.**

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Information Technology (I.T.)**

Donna Jeffery updated the Council on the 15 current projects of the I.T. Department. She noted that eight (8) of the 15 projects were city-wide. She discussed updates related to the following projects:

- Public Stuff
- Open Data and Performance Dashboards
- Deployment of new anti-virus software
- Service Desk updates to processes and procedure
- Employee self-service to be rolled out
- Acela hosted solution and upgrades
- Fleet applications
- RTA management system
- Police changes to In-car connectivity and E-ticketing through city courts
- Rollout of cameras at YFD centers

Ms. Jeffery also responded to Councilman Gilbert's questions about how the cameras are working out at the Youth and Family Development centers.

## Purchases

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

### **R 140217 - Public Works**

\$59,729.28

Purchase of Recycle Containers –

Public Works Department

Lowest/Best Bidder: Wastequip  
841 Meacham Road  
Statesville, NC 28677

### **PO 521934 - Public Works**

Estimated \$60,000 Annually

Blanket Contract Extension for Mowing Services –

Public Works Department

Lowest/Best Bidder: Special Touch Lawn Care  
4608 Woodmore View Circle  
Chattanooga, TN 37411

### **PO 509533 - Transportation Department**

Estimated \$35,000 Annually

Blanket Contract Extension for Sign Sheeting –

Transportation Department

Lowest/Best Bidder: 3M Company  
3M Center Building  
St. Paul, MN 55144

Regarding **R140217**, Mr. Carmody responded to Councilman Smith's questions on the status of the recycle containers inventory and whether or not there was a waiting list. Upon no further questions, **Councilman Smith moved** to approve, seconded by Councilman Anderson. The motion carried.

**ACTION: APPROVED**

## **OTHER BUSINESS:**

### **City Attorney's Report**

The following resolution was included on today's agenda:

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A SETTLEMENT AGREEMENT WITH MAYSE CONSTRUCTION COMPANY, INC. IN ORDER TO COMPROMISE AND SETTLE VARIOUS CLAIMS PENDING BETWEEN THE PARTIES IN CONNECTION WITH THE PHASE 2 ESIP SANITARY SEWER UPGRADE ("PROJECT"), IN THE AMOUNT OF \$750,000.00.**

Attorney Hinton informed the Council that there was a request to defer this item until next week. Therefore, **Councilman Henderson moved** to defer until next week, seconded by Councilman Smith. The motion carried.

**ACTION: DEFERRED UNTIL NEXT WEEK**

## **COMMITTEE REPORTS:**

### *Audit & I.T. Committee*

Councilman Grohn

(No report)

### *Budget and Finance Committee*

Councilwoman Berz

(No report)

### *Economic and Community Development Committee*

Councilman Anderson

(No report)

### *HR Committee (Human Resources)*

Vice Chair Mitchell

(No report)

### *Planning & Zoning*

Councilman Hakeem

- The Planning Commission will review Short Term Rentals on August 8.
- The Council's public hearing originally scheduled for August 9 regarding Short Term Rentals has been rescheduled to August 30, 2016.
- The first reading on Short Term Rentals will come before the Council on September 13. Between August 30 and September 13, the Planning Commission and the Council will have an opportunity to receive input from citizens before the City Attorney brings the final legislation to the Council's September 13 agenda.

### *Public Safety Committee*

Councilman Henderson

- The committee will meet on August 16 to discuss the policy on police body-worn cameras.

### *Public Works and Transportation Committee*

Councilman Smith

- The committee met today on items from tonight's agenda and items on next week's agenda.
- The next meeting will be two (2) weeks from today following the 3:00 p.m. Agenda Session.

### *Youth and Family Development Committee*

Councilman Gilbert

(No report)

## Word of Thanks

Chairman Freeman thanked everyone for their well wishes during his brief absence.

## **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 Freeman recognized the following persons:

- **Monty Bell (Chattanooga)** – He submitted his own case findings to the City Council as well as the County Commission today. He intends to submit the same case findings to the Hamilton County school board. He says he was unable to get a job at the University of Tennessee at Chattanooga because he did not have a college degree. He intends to bring individuals from UTC to the Council to address why he did not receive the job he sought. He criticized local black media hosts for not giving recognition to a group of 14 students who had graduated recently from Howard High School.
  - Councilman Anderson called a *point of order* due to Mr. Bell exceeding the three (3) minute time limit per speaker.

## **ADJOURNMENT**

**On motion of Councilman Anderson**, Vice Chair Mitchell adjourned the meeting of the Chattanooga City Council until Tuesday, August 9, 2016, at 6:00 p.m.

---

**VICE CHAIR**

---

**CLERK OF COUNCIL**