



Electronic-Conducted (Virtual) Minutes  
Chattanooga, Tennessee

## **COUNCIL MEETING MINUTES**

September 15, 2020  
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; Lydia Christoph, Administrative Support; and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

### **PLEDGE OF ALLEGIANCE**

Chairman Henderson led the Assembly in the Pledge of Allegiance. He read a passage from Proverbs 15 of the Bible, then gave the invocation.

### **SPECIAL PRESENTATION**

#### **Public Hearing on FY21 Operations & Capital Budget Amendments**

Chairman Henderson turned the chair of the meeting to Councilwoman Berz, Chair of the Budget and Finance Committee. Councilwoman Berz asked Attorney Noblett to read the rules of the hearing and the four budget amendments under consideration during this hearing. After which, Councilwoman Berz recognized the following persons:

<b>Speaker Name</b>	<b>District</b>	<b>Primary Topics:</b>
• <a href="#">Marie Mott</a>	8	Invest in infrastructure for internet and tablets for students
• <a href="#">Sunny Burden</a>	2	City support of HCS EdConnect
• <a href="#">Elizabeth Boone Prieto</a>	n/a	City support of HCS EdConnect
• <a href="#">Danielle Jones</a>	9	City support of HCS EdConnect

Once all registered speakers had been heard, Councilwoman Coonrod corrected a comment made by one speaker. Upon no further comments or questions, Councilwoman Berz closed the public hearing at 6:16 p.m. She yielded the chair of the meeting back to Chairman Henderson.

### **APPROVAL OF LAST MINUTES**

**On motion of Councilman Byrd** and seconded by Councilwoman Berz, the minutes of the last meeting (September 8, 2020) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

**ORDINANCES – FINAL READING:**

**PROCEDURAL NOTE:** Chairman Henderson yielded the chair of the meeting to Vice-Chairman Smith prior to the reading of Case #2020-0090.

2020-0090  
Morgan Lane  
Planning Version  
District No. 1

**Ordinance #13597**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 251, 263, 269, AND 275 RIVERSIDE AVENUE, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.**

Chairman Henderson informed the Council about a compromise made with Mr. Lane, the Applicant, that would limit the number of dwelling units to sixteen (16), with a maximum of eight (8) curb cuts. Therefore, **Chairman Henderson moved** to approve with the intent to amend. Councilman Ledford seconded. **Chairman Henderson moved** to amend by adding the condition: *“Limited to no more than sixteen dwelling units and a maximum of eight curb cuts.”* Councilman Ledford seconded. The motion to amend carried unanimously (9-0) upon roll call vote. **Chairman Henderson moved** to approve as amended. Councilman Ledford seconded. The motion carried unanimously (9-0) upon roll call vote.

**ACTION: AMENDED; SENT BACK TO FIRST READING AND PASSED AS AMENDED; SECOND AND FINAL READING NEXT WEEK.**

**PROCEDURAL NOTE:** Vice-Chairman Smith yielded the chair of the meeting to Chairman Henderson prior to the reading of Case #2020-0088.

2020-0088  
William Hillner  
District No. 4

On motion of Councilman Ledford and seconded by Councilwoman Berz,

**ORDINANCE #13593**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 7302 JARNIGAN ROAD, FROM R-4 SPECIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

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

**ACTION: APPROVED**

2020-0091  
City of Chattanooga Real Property Office c/o Gail Hart  
District No. 8

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

**ORDINANCE #13594**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1815 EAST MAIN STREET, FROM M-2 LIGHT INDUSTRIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

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

**ACTION: APPROVED**

2020-0092  
Jerri Price  
District No. 8

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

**ORDINANCE #13595**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1006 EAST 14<sup>TH</sup> STREET, FROM R-3 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

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

**ACTION: APPROVED**

2020-0093  
Blake Garrison  
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Oglesby,

**ORDINANCE #13596**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE UNADDRESSED PROPERTY IN THE 3500 BLOCK OF EAST 51<sup>ST</sup> STREET, FROM R-1 RESIDENTIAL ZONE AND R-3 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE AND A-1 URBAN AGRICULTURAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

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

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

2020-0089 4413  
Jersey Pike Partners  
Planning Version #2  
District No. 5

**ORDINANCE #13598**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PARTS OF TWO PROPERTIES LOCATED AT 4409 ELWOOD LANE AND 4409 JERSEY PIKE, FROM O-1 OFFICE ZONE TO M-2 LIGHT INDUSTRIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

Councilman Gilbert asked John Bridger, Executive Director of Regional Planning, to read the conditions since last week.

- 1) *A fifty-eight (58') foot buffer of existing vegetation shall be left along the R-1 zone and northern property line. This includes the eight (8') foot existing utility easement;*
- 2) *A six (6') foot high chain link security fence shall be constructed to the inside of the buffer for the full length of the M-2 zone;*
- 3) *The height of the building, equipment, and any accessory structure shall be limited to thirty-five (35') feet. This height shall be measured from the finished floor elevation of slab;*
- 4) *No telecommunication towers shall be permitted;*
- 5) *No microwave towers shall be permitted;*
- 6) *No rug cleaning operations shall be permitted;*
- 7) *The retention pond, which is shown on Parcel No. 129I-L-014, shall remain in its current location; and*
- 8) *Active textile dying on the site shall be prohibited.*

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

**ACTION: PASSED ON FIRST READING**

**PROCEDURAL NOTE:** With no objection, Chairman Henderson instructed the Clerk to group and read the next three ordinances for one Council vote.

MR-2020-0042  
MAP Engineers  
District No. 3

**ORDINANCE #13599**

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT LOCATED AT 2700-2800 NORTHPOINT BOULEVARD, TAX MAP NOS. 110J-A-007, 110J-A-007.03, AND 110J-A-007.04, AS DETAILED ON THE ATTACHED MAP.**

MR-2020-0050  
Clayton, Inc. c/o Tim Meyle  
District No. 6

**ORDINANCE #13600**

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT LOCATED AT THE 8000 BLOCK OF VOLKSWAGEN DRIVE, TAX MAP NO. 130-001.18, AS DETAILED ON THE ATTACHED MAP NO. 130-001.18, AS DETAILED ON THE ATTACHED MAP.**

MR-2020-0067  
Kevin Boehm  
District No. 8

**ORDINANCE #13601**

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT LOCATED AT THE 1000 BLOCK OF MAIN STREET AND FILLMORE STREET, TAX MAP NO. 148P-K-002, AS DETAILED ON THE ATTACHED MAP.**

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

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

**PROCEDURAL NOTE:** With no objection, Chairman Henderson instructed the Clerk to group and read the next three agenda items for one Council vote.

**RESOLUTION #30479**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT, IN CONJUNCTION WITH THE CITY TREASURY DEPARTMENT, TO RENEW AN AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH OPENGOV.INC. (FORMERLY VIEWPOINT GOVERNMENT SOLUTIONS) FOR OPERATING SOFTWARE FOR THE LAND DEVELOPMENT OFFICE FOR THE SECOND YEAR OF A THREE (3) YEAR TERM, WITH AN OPTION TO RENEW FOR AN ADDITIONAL ONE (1) YEAR TERM, FOR A TOTAL OF THREE (3) YEARS, IN THE AMOUNT OF \$152,320.80.**

**RESOLUTION #30480**

**A RESOLUTION AUTHORIZING THE INTERIM TREASURER TO RENEW THE CONTRACT WITH FIRST HORIZON BANK FOR COMMERCIAL AND GENERAL BANKING SERVICES, INCLUDING LOCKBOX SERVICES, PAYROLL CARDS, SAFEKEEPING AND CUSTODIAL ACCOUNTS AND FOR THE COLLECTION OF SEWER PAYMENTS, PROPERTY TAXES, AND WATER QUALITY FEES LOCATIONS FOR THE THIRD AND FINAL ONE (1) YEAR RENEWAL PERIOD ENDING NOVEMBER 7, 2021, FOR AN ESTIMATED AMOUNT OF \$47,000.00.**

**RESOLUTION #30481**

**A RESOLUTION AUTHORIZING THE PAYMENT OF THE TENNESSEE MUNICIPAL LEAGUE (TML) MEMBERSHIP DUES FOR 2020-2021 BASED UPON THE CITY'S POPULATION AS REPORTED WITH THE TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT (DECD), LOCAL PLANNING ASSISTANCE OFFICE, CERTIFIED BY THE 2020 CENSUS, AND UPDATED BY THE DECD ANNUALLY, IN THE AMOUNT OF \$40,800.00.**

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

**ACTION: ADOPTED**

**PROCEDURAL NOTE:** With no objection, Chairman Henderson instructed the clerk to group and read the next three agenda items for one Council vote.

**RESOLUTION #30482**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 FOR HAZEN AND SAWYER RELATIVE TO CONTRACT NO. W-17-004-101, WET WEATHER COMBINED SEWER STORAGE PHASE 1, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$310,577.89, FOR A REVISED CONTRACT AMOUNT OF \$2,362,974.14.**

**RESOLUTION #30483**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 FOR HAREN CONSTRUCTION COMPANY OF ETOWAH, TN, RELATIVE TO CONTRACT NO. W-15-009-201, MBWWTP CONTROL ROOM UPGRADES, FOR AN INCREASED AMOUNT OF \$97,437.31, TO RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$2,562.69, FOR A REVISED CONTRACT AMOUNT OF \$1,877,683.06.**

**RESOLUTION #30484**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR KLEENCO CONSTRUCTION OF TENNESSEE, INC. RELATIVE TO CONTRACT NO. S-18-012-201, APPLING STREET DRAINAGE IMPROVEMENTS, FOR A DECREASED AMOUNT OF \$195,034.99, TO RELEASE THE CONTINGENCY AMOUNT OF \$100,000.00, FOR A REVISED CONTRACT AMOUNT OF \$873,049.01.**

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

**ACTION: ADOPTED**

## DEPARTMENTAL REPORTS:

### Proposed Purchases

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

**202692 Chattanooga Police Department** \$110,940.00

Stalker Moving Radar Units

Lowest/Best Bidder: Applied Concepts Inc.  
855 East Collins Blvd  
Richardson, TX 75081

**202693 Chattanooga Police Department** \$28,208.00

LIDAR Units for Speed Enforcement

Lowest/Best Bidder: Applied Concepts Inc.  
855 East Collins Blvd  
Richardson, TX 75081

**202969 Economic and Community Development** \$30,080.00

OPENGOV software support and related professional services

Lowest/Best Bidder: OpenGov Inc.  
955 Charter Street  
Redwood City, CA 94063

Regarding 202692 (CPD), Councilwoman Berz asked Eric Tucker, Deputy Chief of Police, to join the panel to discuss the Stalker Moving Radar Units. Upon no further questions or comments, **Vice-Chairman Smith moved** to approve, seconded by Councilman Byrd. The motion carried unanimously (9-0) upon roll call vote.

**ACTION: ALL PURCHASES APPROVED**

### Emergency Purchase

Mr. Sammons also informed the Council of one emergency purchase made under the Mayor's Emergency Declaration.

Date	Dept	Description	Supplier	Explanation	Event Type
9/7/20	Mayor's Office	Homeless Housing Covid-19	Salvation Army	Provide managed care through housing for homeless Chattanooga residents who have tested positive and prevent the spread of the disease. PO# 558917 \$36,000.00.	COVID

## **OTHER BUSINESS:**

### **YFD Center Reopenings**

Councilman Byrd asked for an update on the reopening of the remaining YFD centers. Councilwoman Coonrod responded about the “super sites” and guidelines for the sites during the current COVID state of emergency. She also spoke on resources still available.

### **TORNADO ASSISTANCE**

Councilman Ledford informed the Council about a joint press conference that took place with Hamilton County Commissioner Sabrena Smedley and the United Way about ongoing tornado relief services. He spoke on the ongoing need for assistance after the tornados five months ago. He reminded residents to call 211 to connect with services still available for those impacted by the tornado.

## **COMMITTEE REPORTS:**

### *Budget and Finance Committee*

Councilwoman Berz reported:

- There was a public hearing tonight in relation to budget amendments coming to the Council's agenda.

### *Economic and Community Development Committee*

Councilman Oglesby reported:

- The committee met today in open meeting to hear a presentation by Charles Wood of the Chamber and Charita Allen, Deputy Administrator of Economic Development, about a land sale and option at Enterprise South.

### *Human Resources Committee*

Councilman Gilbert

(No report)

### *Planning and Zoning Committee*

Councilman Ledford

(No report)

### *Public Safety Committee*

Councilman Byrd

(No report)

### *Public Works and Transportation Committee*

Councilman Mitchell reported:

- The committee met today in open meeting and will meet again in two (2) weeks.

### *Youth and Family Development Committee*

Councilwoman Coonrod

(No report)



Legislative Committee  
Vice-Chairman Smith  
(No report)

**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:
• <a href="#">Steve Hunt</a>	7	Downtown Chattanooga Alliance
• <a href="#">Steve Brookes</a>	7	Downtown Chattanooga Alliance
• <a href="#">Eryan Wheatley</a>	7	Divest police and invest in black/brown communities
• <a href="#">Geoffrey Meldahl</a>	7	Re-examining resources for the community
• <a href="#">Casey Crook</a>	3	Spending public funds for the public good
• <a href="#">John Beder</a>	8	Divesting from police funds for social services
• <a href="#">Jamarrow Tillison</a>	9	Downtown Chattanooga Alliance
• <a href="#">Noel Weichbrodt</a>	7	Divesting from police and invest in social service workers
• <a href="#">Donald O'Connor</a>	7	Downtown Chattanooga Alliance

**ADJOURNMENT**

**On motion of Councilman Oglesby**, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, September 22, 2020, 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](http://council.chattanooga.gov).]

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**CHAIRMAN**

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**CLERK OF COUNCIL**