



Chattanooga City Council  
Chattanooga, Tennessee  
John P. Franklin, Sr. City Council Building

## **COUNCIL MEETING MINUTES**

September 26, 2023

6:00 PM

### **CALL TO ORDER**

Chair Raquetta Dotley called the meeting to order. A quorum was present that also included Vice Chair Jenny Hill and Councilpersons Carol Berz, Demetrus Coonrod, Chip Henderson, Isiah Hester, Darrin Ledford, Marvene Noel, and Ken Smith. Other participants were Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of this meeting is available on YouTube [view [here](#)].

### **PLEDGE OF ALLEGIANCE**

Councilman Ledford led the Assembly in the Pledge of Allegiance.

### **SPECIAL PRESENTATION**

#### ***Proclamation Honoring Allen Burney, Jr. By Councilwoman Demetrus Coonrod***

Councilwoman Demetrus Coonrod informed the Assembly about the heroism of Allen Burney, Jr., that saved the life of a city employee in a fiery vehicle; that employee happened to be her sister.

**WHEREAS,** Heroes emerge in times of crisis, demonstrating courage and selflessness that inspire us all; and

**WHEREAS,** The safety and the well-being of our community is upheld by those who act swiftly and decisively to protect the lives of others; and

**WHEREAS,** We gather today to honor an individual whose extraordinary actions have made a lasting impact; and

**WHEREAS,** It is a privilege and an honor to recognize those who demonstrate exceptional heroism, such as Mr. Allen Burney Jr; and

**WHEREAS,** Mr. Burney's swift action to extinguish a fire on one of the garbage trucks undoubtedly prevented a potentially catastrophic situation and saved the life of an employee. His ability to remain composed and act swiftly in the face of danger exemplifies the qualities that make him an outstanding individual.

**WHEREAS,** We commend Mr. Burney for his kind and compassionate nature, which shines through even in the face of adversity. His selflessness and dedication to the well-being of others reflect the spirit of unity that we hold dear in our community.

**WHEREAS,** We express our deepest gratitude to Mr. Allen Burney Jr. for his heroic actions and his commitment to ensuring the safety and welfare of those

around him. His bravery serves as an inspiration to us all, reminding us of the power of swift action and a compassionate heart.

**Now Therefore,**

be it proclaimed, that we, the Chattanooga City Council,  
do hereby recognize, honor, and commend

**Mr. Allen Burney, Jr.**

for his exceptional heroism and unwavering commitment  
to the safety and security of our community. May his actions inspire us all to be  
vigilant, courageous, and selfless in adversity.

**Presented by:**

**Demetrus Coonrod, District 9 Councilwoman**

Mr. Burney accepted the proclamation while expressing his thanks.

**APPROVAL OF LAST MINUTES**

**On motion of Councilman Smith** and seconded by Councilman Ledford, the minutes of the last meeting (September 19, 2023) were approved as published.

**ORDINANCES – FINAL READING:**

On motion of Councilman Ledford and seconded by Councilman Smith,

**ORDINANCE #14041**

**AN ORDINANCE GRANTING A FRANCHISE TO UNITI FIBER LLC, FOR THE PURPOSE OF ALLOWING IT TO CONSTRUCT, INSTALL, AND OPERATE CERTAIN TELECOMMUNICATIONS WIRES AND CABLING WITHIN THE PUBLIC RIGHTS-OF-WAY IN ORDER TO PROVIDE TELECOMMUNICATIONS SERVICES WITHIN THE CITY; SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE FRANCHISE; PROVIDING FOR REGULATION AND USE OF THE SYSTEM AND THE PUBLIC RIGHTS-OF-WAY IN CONJUNCTION WITH THE CITY’S RIGHT-OF-WAY ORDINANCE; AND PRESCRIBING PENALTIES FOR THE VIOLATIONS OF THE PROVISIONS HEREIN.**

Councilman Smith asked Attorney Noblett to clarify the “wires and cabling” within right-of-ways. Mr. Noblett advised the wiring and cabling for existing poles only. The motion carried.

**ACTION: APPROVED**

**PROCEDURAL NOTE:** With no objection from the Council, Chair Dotley instructed the Clerk to group and read the following three ordinances for one Council vote.

MR-2023-0120  
N&R Properties c/o Rostis Timoshchuk  
Planning Version #2  
District No. 4

**ORDINANCE #14035**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED RIGHT-OF-WAY IN THE 7500 BLOCK OF OVERCUP OAK TRAIL, AS DETAILED ON THE ATTACHED MAPS, SUBJECT TO CERTAIN CONDITIONS.**

MR-2023-0070  
Berry Engineers, LLC c/o Jake Simco  
District No. 7

**ORDINANCE #14036**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED PUBLIC RIGHT-OF-WAY LOCATED IN THE 3400 BLOCK OF OHLS AVENUE, AS DETAILED ON THE ATTACHED MAPS.**

MR-2023-0071  
Berry Engineers, LLC c/o Jake Simco  
District No. 7

**ORDINANCE #14037**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED RIGHT-OF-WAY LOCATED IN THE 400 BLOCK OF WEST 35<sup>TH</sup> STREET, AS DETAILED ON THE ATTACHED MAPS.**

**Councilman Ledford moved** to approve all three ordinances, noting no objection from Chair Dotley regarding the two District 7 items. Vice Chair Hill seconded. The motion carried.

**ACTION: ORDINANCES 14035 – 14037 APPROVED**

**ORDINANCES – FIRST READING:**

On motion of Councilwoman Berz and seconded by Vice Chair Hill,

**ORDINANCE #14028**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 26, RELATIVE TO THE CREATION OF THE CITY OF CHATTANOOGA PARKS AND OUTDOORS ADVISORY COMMITTEE.**

The motion carried.

**ACTION: PASSED ON FIRST READING**

2023-0112  
Nathan Brown  
District No. 8  
Planning Commission Version

On motion of Councilwoman Noel and seconded by Councilwoman Berz,

**ORDINANCE #14029**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1115 AND 1117 EAST 14<sup>TH</sup> STREET AND AN UNADDRESSED PROPERTY IN THE 1100 BLOCK OF EAST 14<sup>TH</sup> STREET, FROM R-3 RESIDENTIAL ZONE AND R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE WITH CONDITIONS TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.**

The applicant, Nathan Brown, affirmed that there would be no STVRs. The motion carried.

**ACTION: PASSED ON FIRST READING**

On motion of Councilwoman Berz and seconded by Vice Chair Hill,

**ORDINANCE #14038**

**AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 21, SECTION 21-62, MUNICIPAL LIEN FOR COSTS; COLLECTION OF LIENS.**

The motion carried. Councilwoman Coonrod requested to have a presentation on City Court by Court Clerk Anthony Byrd.

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

On motion of Vice Chair Hill and seconded by Councilwoman Berz,

**RESOLUTION #31792**

**A RESOLUTION TO AMEND RESOLUTION NO. 31664, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A BENEFICIARY AGREEMENT WITH FIRST BAPTIST CARES TO SERVE AS THE FIDUCIARY AGENT FOR THE LIGHTHOUSE COLLECTIVE, FOR AN AMOUNT NOT TO EXCEED \$10,000.00.**

The motion carried.

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Ledford,

**RESOLUTION #31793**

**A RESOLUTION APPROVING AN AMENDMENT TO THE ECONOMIC IMPACT PLAN FOR THE DEVELOPMENT OF THE NORTH RIVER COMMERCE CENTER INDUSTRIAL PARK AND THE REDEVELOPMENT OF NORTH ACCESS ROAD.**

The motion carried.

**ACTION: ADOPTED**

**PROCEDURAL NOTE:** With no objection from the Council, Chair Dotley instructed the Clerk to group and read the following two resolutions for one Council vote.

**RESOLUTION #31794**

**A RESOLUTION AUTHORIZING A NEW THREE-YEAR BLANKET PURCHASE AGREEMENT WITH INSIGHT PUBLIC SECTOR USING THE OMNIA PARTNERS CONTRACT NO. 23-6692-03 FOR SOFTWARE PURCHASES, SOFTWARE RENEWALS, HOSTED SOLUTIONS, MAINTENANCE, AND SUPPORT SERVICES, FOR AN AMOUNT NOT TO EXCEED \$300,000.00 PER YEAR.**

**RESOLUTION #31795**

**A RESOLUTION AUTHORIZING A NEW THREE-YEAR BLANKET PURCHASE AGREEMENT WITH OPENGOV (REPLACING BLANKET 559045) FOR SOFTWARE APPLICATION, HOSTED SOLUTIONS, MAINTENANCE, AND SUPPORT SERVICES FOR PERMITTING APPLICATION USED BY THE LAND DEVELOPMENT OFFICE, NOT TO EXCEED A THREE-YEAR TOTAL OF \$554,144.66, AS OUTLINED IN THE REFERENCED RESOLUTION.**

**Councilman Ledford moved to approve both resolutions. Councilman Smith seconded. The motion carried.**

**ACTION: RESOLUTIONS 31794 & 31795 ADOPTED**

On motion of Councilwoman Berz and seconded by Councilman Hester,

**RESOLUTION #31796**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. Y-23-003-201, BROWN ACRES GOLF CART PATH PAVING TO KANE INDUSTRIES, LLC, OF CHATTANOOGA, TN, IN THE AMOUNT OF \$94,087.58, WITH A CONTINGENCY IN THE AMOUNT OF \$4,061.30, FOR A TOTAL AMOUNT OF \$98,148.08.**

The motion carried.

**ACTION: ADOPTED**

On motion of Councilman Hester and seconded by Councilman Ledford,

**RESOLUTION #31797**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE WASTEWATER DEPARTMENT TO AUTHORIZE CHANGE ORDER NO. 2 FOR PROFESSIONAL SERVICES PROVIDED BY JACOBS ENGINEERING, INC. FOR THE MBWWTP EQUALIZATION BASIN AND BLOWER REPLACEMENT IMPROVEMENTS PROJECT, CONTRACT NO. W-16-022-101, IN THE AMOUNT OF \$815,106.50.**

The motion carried.

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Purchase Request Withdrawn**

Julia Bursch, Deputy Chief Operating Officer, requested to withdraw one item, the first item on the new purchases list:

200563 Street Maintenance, Forestry Division, Public Works \$175,000.00

Tree Removal, Storm Cleanup & Trimming Services

Lowest/Best Bidders:

1. Lumberjacks Tree Service 4123 Cromwell Road Chattanooga, TN 37421
2. TreeWorx LLC 1008 East 8th Street Chattanooga, TN 37403

**Councilman Smith moved** to withdraw Purchase 200563 from Council consideration tonight. Councilman Ledford seconded. The motion carried.

**ACTION: PURCHASE 200563 WITHDRAWN**

**Recommended New Purchases**

Ms. Bursch proceeded with recommending approval for the following new purchases:

**200534,2 Purchasing Department/  
Facilities Division, Public Works \$80,000.00**

Paper Goods

Lowest/Best Bidders:

1. American Paper & Twine Company 2134 Amnicola Highway Chattanooga, TN 37406
2. Jacobs Paper Company 1300 Chestnut Street Chattanooga, TN 37402

**REQ139393 DTS Laptops & Accessories \$417,379.77**

Lowest/Best Bidder: Dell Financial Services  
One Dell Way  
Round Rock, TX 78682

**REQ139280 DTS** \$95,000.00  
ERP Integration Manager  
Lowest/Best Bidder: Robert Half  
537 Market Street  
Ste 200  
Chattanooga, TN 37402

**REQ139579 Chattanooga Fire Department** \$126,985.00  
Firefighting Equipment and Rescue Tools  
Lowest/Best Bidder: Municipal Emergency Services  
6701-C Northpark Blvd.  
Charlotte, NC 28216

**Councilwoman Berz moved** to approve the new purchases. Councilman Hester seconded. The motion carried.

**ACTION: PURCHASES APPROVED**

**COMMITTEE REPORTS:**

*Affordable Housing Committee*

Vice Chair Hill reported:

- The Council will meet next week, October 3, for the Affordable Housing Work Session at 2:00 p.m. in the Council’s conference room. The Council has already received three documents in preparation for the work session.

*Budget and Finance Committee*

Councilwoman Berz (No report)

*Economic Development Committee*

Councilwoman Coonrod reported:

- The committee met today in open meeting for an update on the One Westside TIF.

*Education and Innovation Committee*

Councilwoman Noel (No report)

*Equity and Community Development Committee*

Councilwoman Coonrod (No report)

*Legislative Committee*

Councilman Smith (No report)

*Planning and Zoning Committee*

Councilman Ledford reported:

- The committee will meet next week after the 3:30 p.m. Agenda Session.

Councilman Ledford also recognized student Jack Dooley for his attendance tonight.

*Parks and Public Works*

Councilman Hester (No report)

*Public Safety Committee*

Councilman Henderson reported:

- The committee will meet on October 10 to discuss the Police Advisory and Review Committee (PARC) ordinance. The committee will follow the Council's Agenda Session, which will take place at 1:00 p.m. on October 10.

**RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL**

(Listen and view on YouTube [here](#))

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

Speaker Name	District	Primary Topics:
• <a href="#">Monty Bell</a>	(N/A)	Judge shopping / judicial conflict
• <a href="#">Benjamin Bell</a>	7	Excessive noise / requested a 40 second moment of silence to increase peace
• <a href="#">Wanda</a> (introduced by Benjamin Bell)	7	Concerned that One Westside does not include residents of The Overlook

**ADJOURNMENT**

**On motion of Councilman Ledford**, Chair Dotley adjourned the meeting of the Chattanooga City Council until next Tuesday, October 3, 2023, at 6:00 p.m.

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**COUNCIL CHAIR**

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**CLERK OF COUNCIL**