



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
October 11, 2016
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilwoman Berz led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilman Anderson, the minutes of the last meeting (October 4, 2016) were approved as published.

SPECIAL PRESENTATION

Community Thanks & Recognition
By Dr. Elenora Woods

Dr. Elenora Woods, Executive Director of the Alton Park Development Corp., made a presentation to the Chattanooga Police Department and the Department of Public Works on behalf of the APDC and the Alton Park community. She thanked both departments for their work on the Chattanooga Civic Center @ Mountainside Community Park. She presented Community Service certificates to Justin Holland, PW Administrator, and Chief Fred Fletcher (CPD) for their contribution to the Alton Park and Piney Woods community for restoration of the park. She presented certificates to the following CPD cadets for their work at the park:

David Bressler
Stephen Burton
Harold Cole
Brandon Crow
Keith Cooper
Benjamin Desalini
Trevor Durham
Joseph Fagan

Brendon Foss
David Jerady
Cory Holloway
Dakota Lane
Tiffany Lynch
Jose Meneses
Jonah Odenthal
Anthony Peer

Matthew Robinson
Sarah Rogers
Zachary Smith
Veronica Thomas
Garrett Woody
Kayla Wyatt Panganiban
Jeremy Shad Yates

She also presented certificates to the following PW employees for their work in the restoration:

Andre Davis
Robert Eppinger
Napoleon Jackson

Travis Marcel
Alvin Moore
Floyd Sorensen

Eric Penn
Courtney Washington
Shawn Wooden

Dr. Woods thanked Councilman Anderson for all he has done for Alton Park. Councilman Anderson expressed his thanks to the Alton Park Development Corporation and all who worked on the civic center and community park. Gil Shropshire, President of the Alton Park-Piney Woods Neighborhood Association, thanked Councilman Anderson for coming to their neighborhood association last night. Chairman Freeman also expressed thanks to the APDC.

ORDINANCES – FINAL READING: (NONE)

ORDINANCES – FIRST READING:

2016-122
Larry D. Cooley
District 2
Planning Version

On motion of Vice Chair Mitchell and seconded by Councilman Henderson,

ORDINANCE #13111

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 104 BAKER STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM E-RA-2 RESIDENTIAL ATTACHED (FBC) TO E-RD-2 RESIDENTIAL DETACHED (FBC).

ACTION: PASSED ON FIRST READING

2016-129
Roy Williams
District 8
Planning Version

On motion of Councilman Grohn and seconded by Councilman Anderson,

ORDINANCE #13112

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1905 SOUTH GREENWOOD AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO M-2 LIGHT INDUSTRIAL ZONE.

ACTION: PASSED ON FIRST READING

2016-130
NR Properties % Ross Timoschuck,
Linda Van Meter, and David Park
District 4
Planning Version

On motion of Councilman Grohn and seconded by Councilman Anderson,

ORDINANCE #13113

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1710, 1712, 1714, 1716, AND 1720 (PART) JOINER ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

2016-125
Miller Industries
District 6
Planning Version

On motion of Councilwoman Berz and seconded by Councilman Anderson,

ORDINANCE #13114

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 5218 AND 5226 TRACIE LANE, 8534 OOLTEWAH HARRISON ROAD, AND THE 8600 BLOCK OF HILLTOP DRIVE, FROM R-1 RESIDENTIAL ZONE TO M-1 MANUFACTURING ZONE.

ACTION: PASSED ON FIRST READING

2016-127
Berry Engineers, LLC and
Lebanon Investment Corporation
District 7
Planning Version

On motion of Councilman Anderson and seconded by Councilman Hakeem,

ORDINANCE #13115

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PART OF PROPERTY LOCATED AT 2431 WILLIAMS STREET AND PART OF AN UNADDRESSED PROPERTY IN THE 2400 BLOCK OF COWART STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE AND UGC URBAN GENERAL COMMERCIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

Councilwoman Berz informed the Assembly that an agenda item regarding Anand Global (case no. 2016-126) had been removed from the agenda after the Council's 3:00 p.m. Agenda Session. She thanked the District 6 residents who had come out tonight to hear that item.

2016-114
SEI Ventures of TN, LLC
% Dorothy D. Engsberg
District 7
Planning Version

On motion of Councilman Anderson and seconded by Vice Chair Mitchell,

ORDINANCE #13116

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED IN THE 1900 BLOCK OF MYRTLE STREET, 1929 CENTRAL AVENUE, AND 2100 ROSSVILLE AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO URBAN GENERAL COMMERCIAL ZONE.

ACTION: PASSED ON FIRST READING

On motion of Councilman Anderson and seconded by Councilman Gilbert,

ORDINANCE #13117

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 30, URBAN INFILL LOT COMPATIBILITY OPTION, SECTION 38-480, MINIMUM YARD REQUIREMENTS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Grohn and seconded by Councilman Anderson,

ORDINANCE #13118

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, ARTICLE III, TO AMEND SECTIONS 5-47, 5-48, AND 5-78 RELATIVE TO BEER IN MOTION PICTURE THEATERS.

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

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Hakeem and seconded by Councilman Anderson,

RESOLUTION #28811

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH HAMILTON COUNTY TO PROVIDE JOINT FUNDING OF THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION FOR THE NEXT FIVE (5) YEARS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Henderson,

RESOLUTION #28812

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO A CONTRACT WITH HOPE FOR THE INNER CITY FOR CONTINUATION OF SERVICES RELATED TO THE CHATTANOOGA VIOLENCE REDUCTION INITIATIVE FOR THE PERIOD OF SEPTEMBER 1, 2016 TO OCTOBER 31, 2016, FOR AN AMOUNT OF \$24,166.00, PER MONTH, FOR AN AMOUNT NOT TO EXCEED \$48,332.00.

A discussion ensued that included the following:

- Councilman Gilbert stated that he wanted to deny this item and explained that there are other groups that have shown progress for impacting youth. Councilman Smith asked Councilman Henderson to clarify the item that he had seconded. Councilman Anderson called a *point of order*, stating that there is only one valid motion on the floor. Councilman Smith concurred.
- Vice Chair Mitchell requested a roll call vote.
- Councilman Anderson informed the Council of the dates of service and the city's balance being due at the end of the month.
- Councilman Grohn informed the Council that he had not received the financial documents that he had requested regarding this contract.
- Councilwoman Berz requested an itemized statement, to which David Carmody, Deputy Chief Operating Officer, stated that he would check. Councilwoman Berz asked the Council if the item should be deferred until the financial document could be produced.
- Councilman Anderson confirmed with Mr. Carmody that the City owes money to the vendor for continuation of services until the end of this month.
- Councilman Smith questioned Mr. Carmody about why the contract did not come back before the Council for financial approval until now.

The motion carried upon roll call vote as follows:

Anderson	YES	Henderson	YES
Berz	ABSTAIN	Mitchell	YES
Gilbert	NO	Smith	NO
Grohn	NO	Freeman	YES
Hakeem	YES		

YES – Five (5); NO – Three (3); Abstain – One (1)

ACTION: ADOPTED

On motion of Councilman Hakeem and seconded by Councilman Gilbert,

RESOLUTION #28813

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO A CONTRACT WITH FATHER TO THE FATHERLESS FOR CASE MANAGEMENT AND SUPPORT SERVICES RELATED TO THE CHATTANOOGA VIOLENCE REDUCTION INITIATIVE FOR A PERIOD OF ONE (1) YEAR, FOR AN AMOUNT NOT TO EXCEED \$229,787.00.

A discussion ensued that included the following:

- Councilman Hakeem commented on the track record of Father to the Fatherless (F2F). Councilman Hakeem also commented on judging the success of F2F.

- Councilman Grohn commented on accountability for the organization. He also commented on open requests regarding the Violence Reduction Initiative that were unfulfilled, to which Chief Fletcher responded.
- Councilman Henderson questioned Mr. Carmody about how the funds will be allocated. Mr. Carmody agreed to provide the allocations to Councilman Henderson.
- Councilman Henderson also questioned April Boozer and Ace Stafford of F2F about the type of training that mentors will receive. He also asked Ms. Boozer to look into developing a code of ethics agreement for program mentors. She agreed to look into doing that.
- Councilman Gilbert commented on the good that organizations like F2F will make upon individual lives and inquired of Chief Fletcher about the impact of when one “OG” is reformed.
- Councilwoman Berz inquired of Ms. Boozer about the plans for youth at risk of gang activity. She also asked Ms. Boozer if the Mayor’s Council for Women (Justice Committee) could discuss policy with F2F; Ms. Boozer agreed.
- Chairman Freeman asked for a *point of personal privilege* and recognized Richard Bennett of the organization, A Better Tomorrow, which continues to work with at-risk youth.

The motion carried upon roll call vote as follows:

Smith	ABSTAIN	Gilbert	YES
Mitchell	YES	Berz	YES
Henderson	YES	Anderson	YES
Hakeem	YES	Freeman	YES
Grohn	NO		

Yes – Seven (7); No – One (1); Abstain – One (1)

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Anderson,

RESOLUTION #28814

A RESOLUTION AUTHORIZING THE APPOINTMENT OF JENNIFER HEINZEL AS A SPECIAL POLICE OFFICER (UNARMED) FOR MCKAMEY ANIMAL CENTER, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Economic and Community Development

Donna Williams, Administrator, gave a report from District 9 and updated the Council on one of the priorities that resulted from the District 9 Annual Summit: bringing a grocery store to the district. She informed the Council of the following:

- Market study done to bring a grocery store to the district
- Outreach to potential owners and operators

- The former Sunnyside – Property condemned two (2) years ago
- Community members sending letters to Sunnyside owners
- Sunnyside property put up for sale
- Collaboration with Councilman Hakeem, Glass Farms Neighborhood Association, the Glass House Collective and various city departments/divisions: CFD, CPD, LDO, CDOT and Codes
- Efforts leading to a new grocery store coming to the Sunnyside site

Reggie Ruff, architect of the new store, discussed the site plans for the new Save-A-Lot store coming to the district. He indicated that construction will begin in December 2016. The store will open in March 2017. *[Vice Chair Mitchell took over as chairman at this point in the meeting. Chairman Freeman stepped out momentarily.]*

Councilman Hakeem thanked the neighborhood, Council, Administration and Ms. Williams for working together on this endeavor. Councilmen Gilbert, Smith and Grohn expressed thanks to Councilman Hakeem and congratulations to those involved.

Purchases

Mr. Carmody briefed the Council on the following purchases:

R 143271 - General Services

Not to Exceed \$92,160.00

Purchase of Sixty (60) Police Interceptor SUV
Option Packages - Fleet Management
Lowest/Best Bidder: Brooker Ford
925 Shugart Rd.
Dalton, GA 30722

PO 53704 & 531706 - General Services

Estimated \$65,000 Annually

Blanket Contract Renewal for Titleist & FootJoy
Golf Equipment City Golf Courses
Lowest/Best Bidder: Acushnet Company
P.O. Box 532402
Charlotte, NC 28290-2402

PO 523647 - General Services

Estimated \$85,000 Annually

Blanket Contract Renewal for Fire Extinguishers/
Fire Suppression Systems & Services-City Wide
General Services
Lowest/Best Bidder: Chattanooga Fire Protection Inc.
1818 Broad St.
Chattanooga, TN 37408

PO 535195 - Human Resources

Estimated \$1,750,000 Annually

Blanket Contract Renewal for Temporary Employment
Services - Human Resources
Lowest/Best Bidder: Outsource Staffing, LLC
701 Cherokee Blvd., Ste. 101
Chattanooga, TN 37405

R 142178 - Public Works

Estimated \$65,000 Annually

New Blanket Contract for Motorola Moscad Telemetry
Service & Support Waste Resources Division
Lowest/Best Bidder: Diversified Integration Inc.
2113 Fries Rd.
Galax, VA 24333

PO 518529 - Public Works

Estimated \$225,000 Annually

Blanket Contract Renewal for Equipment Maintenance
& Repair - Waste Resources Division
Lowest/Best Bidder: Power Equipment Company
4295 Bonny Oaks Dr.
Chattanooga, TN 37406

Councilwoman Berz moved to approve, seconded by Councilman Henderson. The motion carried.

ACTION: APPROVED

OTHER BUSINESS:

Community Foundation Grant

Councilman Hakeem informed the Council about an article in the newspaper about increasing the minority participation on the police force. He stated that the Community Foundation gave a grant to help with diversity at CPD. He asked the Council to consider a letter of appreciation or certificate for the Community Foundation for reaching beyond their normal boundaries to impact the city with the grant. Chief McIntyre spoke about CPD’s efforts in increasing minorities and discussed the “Each One, Reach One” concept applied to recruiting at the department.

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

- The committee met today for discussions on the city’s fiber optics and a housing PILOT.
- The committee will meet next week (Oct. 18) following the Agenda Session to discuss an affordable housing PILOT.

HR Committee (Human Resources)
Vice Chair Mitchell
(No report)

Planning & Zoning

Councilman Hakeem

- The committee will meet again next week following the Agenda Session to discuss short-term vacation rentals and to decide how to proceed with the STVR ordinance.

Public Safety Committee

Councilman Henderson

(No report)

Public Works and Transportation Committee

Councilman Smith

- The committee met today and discussed Transportation items with Blythe Bailey, Transportation Administrator. He noted that Mr. Holland was not at the meeting to discuss Public Works items. However, he informed Mr. Holland were no questions from the Council on the PW items.

Youth and Family Development Committee

Councilman Gilbert

(No report)

**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, Vice Chair Mitchell recognized the following persons:

- **Richard Bennett (A Better Tomorrow)** – He has worked over 20 years in Chattanooga with at-risk individuals and has provided modules to help deter violence. He hopes that the City will fund a consortium among groups already working against violence. He believes there is a disaster among children and that the City needs to find funds for heading off the disaster.
 - Councilman Hakeem recognized Monty Bruell of the Glass House Collective, who has been instrumental in his district.
 - Councilman Gilbert agreed with Mr. Bennett recommended looking at organizations that are working against violence.
- **Jerry Martin (McBrien Road)** – He was a Public Works employee who was laid off due to failing a physical test that required him to lift 100 pounds.
 - **Alonzo Strickland (SEIU Union Steward)** – He joined Mr. Martin at the podium to elaborate on the union’s questions regarding the physical tests. He stated that the job description does not say that an individual must lift 100 pounds, and argues that there anything 100 pounds would require more than one person to lift.
 - Todd Dockery, Human Resources Administrator, responded to Councilman Gilbert’s questions about consistency in the job descriptions. Chairman Freeman asked Mr. Dockery to report back to the Council on this.

- Mr. Strickland responded to Chairman Freeman's questions on reaching out to Public Works administrators or managers on behalf of Mr. Martin.
- Mr. Dockery also responded to Chairman Freeman's questions about what happens to an individual's pension once they are no longer employed with the City.
- Councilman Gilbert asked Mr. Dockery to look at weight factors being specific to certain jobs.
- Councilman Grohn recommended that the city's new risk assessment person should look into this matter.
- Mr. Dockery offered to meet with Mr. Martin after tonight's meeting to discuss this matter.

ADJOURNMENT

Vice Chair Mitchell adjourned this meeting of the Chattanooga City Council until October 18, 2016 at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL