



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
November 7, 2017
6:00 PM

CALL TO ORDER

Council Chairman Jerry Mitchell called the meeting to order with Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Russell Gilbert, Chip Henderson, Darrin Ledford and Erskine Oglesby. Wade Hinton, City Attorney, and Nicole Gwyn, Council Clerk, were also present. Councilwoman Demetrus Coonrod joined the meeting later.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilman Byrd, the minutes of the last meeting (October 31, 2017) were approved as published.

ORDINANCES – FINAL READING: (NONE)

ORDINANCES – FIRST READING:

On motion of Councilman Oglesby and seconded by Councilman Byrd,

ORDINANCE #13238

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 21, ARTICLE VIII, OFFICE OF THE ADMINISTRATIVE HEARING OFFICER, SECTION 21-150, CREATION BY ORDINANCE, CONTENTS OF ORDINANCE, INTERLOCAL AGREEMENTS, EXISTING MUNICIPAL POWER OR AUTHORITY.

ACTION: PASSED ON FIRST READING

On motion of Councilman Henderson and seconded by Councilman Smith,

ORDINANCE #13239

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, RELATIVE TO THE FIRE AND POLICE PENSION FUND AND LIMITATIONS AND ROLLOVERS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Byrd and seconded by Councilman Oglesby,

ORDINANCE #13240

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, CHAPTER 5, SECTION 5-87, CONSUMPTION OF ALCOHOLIC BEVERAGES AND BEER PROHIBITED IN CERTAIN PLACES; OPEN CONTAINERS OF ALCOHOLIC BEVERAGES AND BEER PROHIBITED IN CERTAIN PLACES.

ACTION: PASSED ON FIRST READING

On motion of Councilman Smith and seconded by Councilman Byrd,

ORDINANCE #13241

AN ORDINANCE GRANTING A FRANCHISE TO CROWN CASTLE NG CENTRAL 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.

ACTION: PASSED ON FIRST READING

[Councilwoman Coonrod joined the meeting at this point of the agenda.]

RESOLUTIONS:

On motion of Councilman Gilbert and seconded by Councilman Henderson,

RESOLUTION #29233

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

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Byrd,

RESOLUTION #29234

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. W-17-002-201 TO TRI-STATE ROOFING CONTRACTORS, INC. OF CHATTANOOGA, TN, REPLACEMENT OF ROOFING SYSTEM FOR MAINTENANCE BUILDING AT MBWWTP, IN THE AMOUNT OF \$113,426.92, WITH A CONTINGENCY AMOUNT OF \$11,300.00, FOR AN AMOUNT NOT TO EXCEED \$124,726.92.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilwoman Coonrod,

RESOLUTION #29235

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. R-17-002-201 TO RAINES BROTHERS, INC. OF CHATTANOOGA, TN, MIDDLE STREET OFFICE RENOVATION PROJECT, IN THE AMOUNT OF \$183,160.00, WITH A CONTINGENCY AMOUNT OF \$18,300.00, FOR AN AMOUNT NOT TO EXCEED \$201,460.00.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilman Byrd,

RESOLUTION #29236

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 TO CDM SMITH FOR PROFESSIONAL SERVICES RELATED TO PHASE TWO OF CONTRACT NO. S-15-016, EAST LAKE WATER QUALITY RESTORATION, FOR AN INCREASED AMOUNT OF \$24,600.00, FOR DESIGN SERVICES TO INCLUDE ADDITIONAL COMPONENTS FOR OVERALL IMPROVEMENTS OF THE PARK, WITH THE TOTAL REVISED CONTRACT AMOUNT NOT TO EXCEED \$373,000.00.

ACTION: ADOPTED

Agenda Item VII(e):

A RESOLUTION TO RENAME THE 700 TO 799 BLOCK OF UNIVERSITY STREET TO THE 700 TO 799 BLOCK OF JAMES R. MAPP STREET, AS REFERENCED IN CASE NUMBER 2017-PW-04.

Councilman Oglesby explained that the need to work further on the logistical items related to this resolution. Therefore, **Councilman Oglesby moved** to withdraw, seconded by Vice-Chairman Smith. The motion carried.

ACTION: WITHDRAWN

On motion of Councilwoman Berz and seconded by Councilman Byrd,

RESOLUTION #29237

A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO EXECUTE LOAN AGREEMENT NO. CW6 2018-405, AND ALL NECESSARY DOCUMENTS, WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION FOR FINANCING OF CAPITAL CONSTRUCTION PROJECTS REQUIRED BY THE CONSENT DECREE FOR THE INTERCEPTOR SEWER SYSTEM (ISS).

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #29238

A RESOLUTION TO AMEND RESOLUTION NO. 29170 TO INCLUDE THE RENEWABLE TERMS OF THE CONTRACT WITH MATERIAL MATTERS, INC. TO BE RENEWABLE FOR FOUR (4) ADDITIONAL ONE (1) YEAR TERMS UPON MUTUAL AGREEMENT, AND IN ADDITION THE CONTRACT SHALL BE RETROACTIVE TO JULY 1, 2017, TO MAINTAIN COMPETITIVE PRICING, FOR A TOTAL AMOUNT OF \$44,925.00.

ACTION: ADOPTED

PURCHASES:

Bonnie Woodward, Purchasing Director, briefed the Council on the following proposed purchases:

R160766 Public Works Total Estimated \$250,000 Annually

New Blanket Contract for Painting Services –
Waste Resources Division

Lowest/Best Bidder: DACA Specialty Services
6550 McDonough Dr.
Norcross, GA 30093

R160091 Public Works \$75,400

Purchase of two KSB Submersible Pumps with Accessories
- Waste Resources Division

Lowest/Best Bidder: Water & Waste Equipment, Inc.
2335 Shady Lane
Cleveland, TN 37312

PO523764 Public Works Total Estimated \$165,000 Annually

Blanket Contract Renewal for Heil OEM Truck Parts
& Service-Fleet Management Division

Lowest/Best Bidder: Stringfellow, Inc.
2710 Locust Street
Nashville, TN 37207

PO540875 Public Works

Total Estimated \$300,000 Annually

Blanket Contract Renewal for Refuse & Recyclables

Transport - City Wide Services

Lowest/Best Bidder: Tennessee Waste Haulers, LLC

PO Box 16155

Chattanooga, TN 37416

PO542270 Transportation Dept.

New Total Estimated \$88,000 Annually

Increase of Authorized Expenditure on Traffic Signal Heads

Lowest/Best Bidder: General Traffic Equipment Corp

259 Broadway

Newburgh, NY 12550

R160462 Youth & Family Development

Total Estimated \$30,000 Annually

New Blanket Contract for Kitchen Equipment Repair Services

Lowest/Best Bidders:

Lowest/Best Bidder: Mountain City Service, LLC

PO Box 300

Signal Mountain, TN 37377

At the request of Councilman Ledford, Ms. Woodward briefed the Council on **R160766 (Public Works)**. She also responded to Councilman Gilbert about the name of the second lowest bidder for **R160462 (YFD)**. Upon no further questions or comments, **Councilman Oglesby moved** to approve, seconded by Councilman Henderson. The motion carried.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Smoke Alarms in District 1

Councilman Henderson thanked the Chattanooga Fire Department and the American Red Cross for canvassing District 1 this weekend to install smoke alarms. They replaced 56 alarms and changed 20 batteries.

Thanks from Councilwoman Coonrod

She expressed thanks for the city during the loss of her aunt and while her mother is fighting Stage 4 cancer.

Special Recognition

Chairman Mitchell recognized four individuals from Leadership Chattanooga who were present in the Assembly today.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilman Henderson

(No report)

Economic and Community Development Committee

Councilman Oglesby reported:

- The committee met today for two presentations: (1) the M&M Industries PILOT request and (2) Tax Increment Financing (TIF).

Human Resources Committee (HR)

Councilman Gilbert

(No report)

Planning and Zoning Committee

Councilman Ledford reported:

- The committee met today for an update on Form-Based Code by Karen Hundt of the Regional Planning Agency.
- Due to time constraints today, the committee will meet again next week (November 14) after the 3:00 p.m. Agenda Session to review planning and zoning agenda items having hearings later that night.

Public Safety Committee

Councilman Byrd

(No report)

Public Works and Transportation Committee

Councilwoman Berz reported:

- The committee met today to review agenda items on this and next week's agendas.
- The committee also held a public hearing on the proposed changes to the Stormwater Ordinance.

Youth and Family Development Committee

Councilwoman Coonrod

(No report)

Innovation Technology Committee

Vice-Chairman Smith

(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, Chairman Mitchell recognized the following persons:

- **Shelley Litchfield (District 7)** - She wanted to address two issues: (1) People-oriented policing and (2) Stormwater ordinance. She feels the changes proposed to the Stormwater

Ordinance do not sound “for” people. She cares about people and the way we treat the environment.

- **Juanita “Dr. J” Loundman-Clay (District 9)** – She expressed how much the district appreciates what the Council does. She commended Councilwoman Coonrod for the public safety event she facilitated last night in District 9. She thanked Councilman Byrd and Vice-Chairman Smith for supporting the event. She informed the Council that Councilwoman Coonrod is the only one who has contacted her regarding her challenge a few weeks ago regarding domestic violence. She challenged other councilpersons to engage churches in their districts regarding domestic violence.
- **Monty Bell (Chattanooga)** – He has been gone a while, trying to gain due process of law. He wanted to bring two news articles to the attention of the Council: (1) Regarding the number of poor people who are incarcerated and cannot pay to get out of jail and (2) Regarding the selling of identities of poor people to insurance companies. He asked the City to vacate the decisions against him over the past 21 years. He demanded that the 65 people named in his court case pay him for the 25 years lost in his broadcast journalism career. He expressed regret that this legislative body has not recognized his 40 years of broadcasting with a certificate.
- **Jeff Maldove (District 7)** – He wanted to reiterate what had been previously discussed about the proposed changes to the Stormwater Ordinance. He does not want to reduce protection of the South Chickamauga watershed. He reminded the Council that a report called “Bridging The Gap” was published a year ago last week. He disagrees with the idea that stormwater regulations hinder affordable housing, as some argued earlier today in the public hearing. He asked the Council to keep the watersheds healthy.
- **(District 7 Resident)** – She voiced concerns about African-American homeownership and the impact of a houses by Green Tech on Old Mountain Road and Church Street. She is considering moving out of her neighborhood due to the new housing. She asked the Council to come look at the housing development for themselves.
- **Gary Satin (Chattanooga)** – Regarding changes proposed for the Stormwater Ordinance, he opposes changing the Stay-on volume to 1.6 inches. He believes this will affect his property by increasing flooding. He encouraged the Council to watch for his story on Channels 9 and 12 regarding the flooding on his property.

ADJOURNMENT

On motion of Councilman Henderson, Chairman Mitchell adjourned the meeting of the Chattanooga City Council until Tuesday, November 2017, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL