



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

CALL TO ORDER

Council Chairman Moses Freeman called the meeting to order with Vice Chair Jerry Mitchell and Council members Chris Anderson, Carol Berz, Russell Gilbert, Larry Grohn, Chip Henderson and Ken Smith all present. Deputy City Attorney Phil Noblett and Council Clerk Nicole Gwyn, CMC, were also present. Councilman Yusuf Hakeem arrived after the call to order.

PLEDGE OF ALLEGIANCE

Councilman Grohn led the Assembly in the Pledge of Allegiance. For the invocation, he read Psalms 62:5-8 and Psalms 127:1 from the Bible.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (November 29, 2016) were approved as published.

SPECIAL PRESENTATION

“Heritage Park Petition”
By Ron Littlefield, et al.

Former mayor Ron Littlefield informed the Council of a petition to rename Heritage Park in East Brainerd to “Jack Benson Heritage Park.” He informed the Council about support for the name change by UTC student Tara Springston, who won a contest in the first grade, that led to naming it “Heritage Park.” He presented a letter of support from Ms. Springston, a picture of the current signage at Heritage Park and a petition containing 13 signatures of former Council members supporting the name change. He also introduced Janet Perfetti, of the Friends of East Brainerd, who read some of Mr. Benson’s accomplishments at the park. Hamilton County Circuit Court Clerk Larry Henry, who served Hamilton County Commissioner, informed the Council of his years of friendship with Mr. Benson. Mr. Littlefield read a draft resolution regarding the proposal and asked that it be considered on the Council’s agenda in January 2017, which will mark two (2) years since Mr. Benson’s passing.

After the presentation, Council members Hakeem, Gilbert, Berz, Anderson and Chairman Freeman made comments about their knowledge of Mr. Benson and his years of public service. **Councilman Grohn moved** to add a resolution to the January 10, 2017 agenda to rename Heritage Park to “Jack Benson Heritage Park.” Councilman Hakeem seconded. The motion carried.

ORDINANCES – FINAL READING:

MR-2016-141
Jamarillo Gilberto Para
District No. 7

On motion of Councilman Anderson and seconded by Councilman Smith,

ORDINANCE #13125

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE RIGHT-OF-WAY AT THE INTERSECTION OF THE 1600 BLOCK OF ROSSVILLE AVENUE AND THE 200 BLOCK OF EAST 17TH STREET TO ALLOW FOR NEW BUILDING CONSTRUCTION, AS DETAILED ON THE ATTACHED MAP, AND SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING:

2016-149
Asa Engineering
% Allen Jones and Doug Battaglia
Planning Version
District No. 3

Agenda Item VI(a):

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 6107 HIXSON PIKE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Councilman Smith informed the Council that the Applicant had requested to withdraw this item. Therefore, **Councilman Smith moved** to withdraw, seconded by Councilman Mitchell. The motion carried. [Councilman Anderson was not present during this vote.]

ACTION: WITHDRAWN

Agenda Item VI(b):

An ordinance to amend Chattanooga city code, part ii, chapter 5 and chapter 35, by substituting “five percent (5%)” with “eight percent (8%)” to reflect the change of the definition of beer in the state of Tennessee.

Councilman Smith proposed an alternate version of the item that would allow the City to adopt the state’s resolution instead of changing code each time the state changed its definition of beer. **Councilman Smith moved** to approve the alternate version, seconded by Councilman Anderson.

ORDINANCE #13127

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5 AND CHAPTER 35 TO REFLECT THE CHANGE OF THE DEFINITION OF BEER IN THE STATE OF TENNESSEE.

The motion carried on the alternate version.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Hakeem and seconded by Councilman Gilbert,

RESOLUTION #28852

A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE STANDARD COOSA LOFT PROJECT, TO DELEGATE CERTAIN AUTHORITY TO THE HEALTH, EDUCATIONAL, AND HOUSING FACILITY BOARD, AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28853

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A GRANT FROM THE 2016 ASSISTANCE TO FIREFIGHTERS GRANT (AFG) WHICH IS FUNDED THROUGH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), IN THE AMOUNT OF \$133,046.00.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Hakeem,

RESOLUTION #28854

A RESOLUTION AUTHORIZING COLLINS AND COMPANY TO PAY AN ON-THE-JOB INJURY SETTLEMENT TO CITY EMPLOYEE, VERNON LANE, IN THE AMOUNT OF \$100,000.00 FOR A PERMANENT PARTIAL IMPAIRMENT RATING IN ACCORDANCE WITH THE CITY'S INJURY ON DUTY POLICY.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilwoman Berz,

RESOLUTION #28855

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO A CONTRACT WITH TASER INTERNATIONAL FOR BODY WORN CAMERAS AND STORAGE OVER A FIVE (5) YEAR TERM ENDING DECEMBER 15, 2021, IN THE AMOUNT OF \$2,191,544.00; AND TO ACCEPT A U.S. DEPARTMENT OF JUSTICE 2016 BODY-WORN CAMERA POLICY AND IMPLEMENTATION PROGRAM GRANT FOR THE PURCHASE OF BODY-WORN CAMERA POLICY AND PROCEDURE FOR THE CHATTANOOGA POLICE DEPARTMENT, IN THE AMOUNT OF \$299,992.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilwoman Berz,

RESOLUTION #28856

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-14-010-201 TO P & C CONSTRUCTION, INC. OF CHATTANOOGA, TN, CHARLES A. BELL PARK PROJECT, IN THE AMOUNT OF \$881,647.82, WITH A CONTINGENCY AMOUNT OF \$5,362.18, FOR AN AMOUNT NOT TO EXCEED \$887,010.00.

The motion carried, with Councilman Grohn abstaining.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilwoman Berz,

RESOLUTION #28857

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. P-16-002-201 TO RAINES BROTHERS, INC. OF CHATTANOOGA, TN, REAL TIME INVESTIGATION CENTER (RTIC) RENOVATION PROJECTS, IN THE AMOUNT OF \$132,050.00, WITH A CONTINGENCY AMOUNT OF \$13,250.00, FOR AN AMOUNT NOT TO EXCEED \$145,300.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilwoman Berz,

RESOLUTION #28858

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT A 2016 COCA-COLA/KEEP AMERICA BEAUTIFUL PUBLIC SPACE RECYCLING BIN GRANT FOR THE PURPOSE OF SUPPLYING THE CITY OF CHATTANOOGA WITH PUBLIC SPACE RECYCLING CONTAINERS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Smith,

RESOLUTION #28859

A RESOLUTION AUTHORIZING THE WAIVER OF EAST LAKE PARK EVENT FEES IN THE AMOUNT OF \$227.50 FOR A HOLIDAY, COMMUNITY-WIDE POSADA TO BE HELD ON DECEMBER 16, 2016 BETWEEN THE HOURS OF 2:30 P.M. AND 9:00 P.M. HOSTED BY THE EAST LAKE NEIGHBORHOOD ASSOCIATION.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28860

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A PARTNERSHIP AGREEMENT WITH LAWSON ELECTRIC COMPANY, INC., PROJECT NO. T-16-007-809, FOR LDP #14-40561 OFFICE SPACE RENOVATION LOCATED AT 427 CHEROKEE BOULEVARD AND TO ACCEPT A CONTRIBUTION TOWARDS THE COST OF SEVEN (7) PEDESTRIAN LIGHT POLES, CONDUITS, AND INSTALLATION, IN THE AMOUNT OF \$17,708.11.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Smith,

RESOLUTION #28861

A RESOLUTION AUTHORIZING MICHAEL E. PHILLIPS, PROPERTY OWNER, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT THE UNOPENED ALLEY EXTENDING BEYOND LANOKA STREET FOR THE PURPOSE OF IMPROVING THE UNOPENED ALLEY FOR PUBLIC USE, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Smith,

RESOLUTION #28862

A RESOLUTION AUTHORIZING GRETCHEN DAVIS, PROPERTY OWNER, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ALONG GOODWIN ROAD FOR THE PURPOSE OF INSTALLING A FENCE, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Henderson,

RESOLUTION #28863

A RESOLUTION AUTHORIZING THE SIMPSON GROUP % GAIL L. PORFILIO, ON BEHALF OF THE PROPERTY OWNER, A. BOYD SIMPSON, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ALONG 728 MARKET STREET FOR THE PURPOSE OF INSTALLING A SIDEWALK SEATING AREA FOR RESTAURANT PATRONS, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

RESOLUTION #28864

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO ACCEPT A DONATION OF A PLAYGROUND FROM KABOOM FOR THE TYNER YOUTH AND FAMILY DEVELOPMENT CENTER WITH AN ESTIMATED VALUE OF \$125,000.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

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

R129110 PO 536784 Economic and Community Development \$230,996.60

Increase to the Authorized PO Limit for Accela
Annual Subscription & Professional Services ECD
Lowest/Best Bidder: Accela Inc
4375 Solutions Center
Chicago, IL 60677-4003

R146761 - Information Technology \$48,020.59

Payment of Invoices for Timeclock Plus
Information Technology
Lowest/Best Bidder: TimeClock Plus By Data Management Inc.
1 Time Clock Drive
San Angelo, TX 76904

R146809 - Mayor's Office \$38,534.80

Payment of Invoices for Chattanooga 2016 Assessment
Dues and Regional Tourism Initiative Mayor's Office
Lowest/Best Bidder: Southeast Tennessee Development District
1000 Riverfront Parkway
Chattanooga, TN 37402

PO 530086 - Public Works Estimated \$80,000 Annually

Blanket Contract Renewal for CCTV Parts
& Repair Services Waste Resources Division
Lowest/Best Bidder: Cues Inc.
3600 Rio Vista Avenue
Orlando, FL 32805

PO 535886 - Public Works Estimated \$250,000 Annually

Blanket Contract Renewal for Joy Compressor Parts,
Repair, Recondition and Replacement Services
Waste Resources Division
Lowest/Best Bidder: Centrifugal Technologies, Inc.
330 CenTech Drive
Hickory, KY 42051

R137423 - General Services Estimated \$75,000 Annually

New Blanket Contract for Truck/Trailer Accessories
& Trailer Maintenance Fleet Management
Lowest/Best Bidder: Truck N' Trailers USA
4591 N. Access Road
Chattanooga, TN 37415

PO 525753 - General Services

Estimated \$125,000 Annually

Increase to the Authorized PO Limit for Card Access
3000 Support Services & Hardware General Services
Lowest/Best Bidder: Gallaher & Associates, Inc.
3351 Regal Drive
Alcoa, TN 37701

Chairman Freeman inquired about the increase to R129110 (Accela Inc.). Upon no further questions, **Councilman Anderson moved** to approve, seconded by Councilwoman Berz. The motion carried.

ACTION: ALL APPROVED

OTHER BUSINESS: (NONE)

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 committee met today in open meeting to discuss items on next week’s (December 13) agendas.

Public Safety Committee
Councilman Henderson

- The committee met today in open meeting for a presentation by Chief Fletcher regarding the body-worn cameras policy.

Public Works and Transportation Committee
Councilman Smith

- The committee met today in open meeting to discuss items on tonight’s and next week’s agendas.
- The next meeting will be in two weeks (December 20) following the Agenda Session.

Youth and Family Development Committee

Councilman Gilbert
(No report)

- He invited the Council to the Woodmore Festival, taking place on Saturday, December 17 from 12:00 p.m. – 4:00 p.m. at Woodmore Elementary School.

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL (Non-Agenda Items)

Attorney Noblett read the rules of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Freeman recognized the following persons:

- **Franklin McCallie (Reed Avenue)** – He expressed his excitement about a City-County letter sent to G.E. Alstrom to recover \$13,000,000 in back taxes for failure to fulfil all aspects of the PILOT agreement. He read a statement by Helen Burns-Sharp on behalf of the group, Accountability for Taxpayer Money (ATM), asking that the money recovered from the Alstrom auction go to back to the Industrial Development Board instead of ATM since, he said, the IDB is the legal owner of the equipment being auctioned. Otherwise, ATM asked that any money raised from the auction be held until the matter is resolved.

ADJOURNMENT

On motion of Councilman Anderson, Chairman Freeman adjourned the meeting of the Chattanooga City Council until Tuesday, December 13, 2016, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL