



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
October 1, 2013  
4:00 PM

## **CALL TO ORDER**

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Henderson and council members Carol Berz, Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Jerry Mitchell and Ken Smith all present. Assistant City Attorney Phil Noblett, Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn were also present.

Chairman Hakeem noted that this meeting had been rescheduled from 6:00 to 4:00 p.m. today to enable council members to attend National Night Out events taking place throughout their districts, which begin at 5:00. He also noted that the first notice of tonight's time change was published on September 18, 2013.

## **PLEDGE OF ALLEGIANCE**

Councilman Freeman led the assembly in the Pledge of Allegiance.

## **APPROVAL OF LAST MINUTES**

On motion of Vice Chairman Henderson and seconded by Councilman Mitchell, the minutes of the last meeting (September 24, 2013) were approved as published.

## **ORDINANCES – FINAL READING:**

**MR-2013-070**  
**Tony Brock**

Move to approve by Vice Chairman Henderson and seconded by Councilman Anderson,

### **ORDINANCE #12771**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY BEGINNING AT ITS INTERSECTION WITH THE NORTH LINE OF THE 1000 BLOCK OF BAILEY AVENUE.**

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

MR-2013-056  
Jibewe, Inc.

Move to approve by Councilwoman Berz and seconded by Councilman Mitchell,

**ORDINANCE #12772**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY BEGINNING AT ITS INTERSECTION WITH THE NORTH LINE OF THE 2600 BLOCK OF EAST 24<sup>TH</sup> STREET NORTHEAST SOME SIXTY-FIVE (65') FEET TO THE NORTHEAST CORNER OF TAX MAP NO. 156K-B-001, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: PASSED ON FIRST READING**

MR-2013-067  
James Hibbs

Move to approve by Vice Chairman Henderson and seconded by Councilman Grohn,

**ORDINANCE #12773**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY LOCATED IN THE 300 BLOCK OF PINE RIDGE ROAD.**

**ACTION: PASSED ON FIRST READING**

MR-2013-069  
Don Carlisle

Move to approve by Vice Chairman Henderson and seconded by Councilman Grohn,

**ORDINANCE #12774**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY LOCATED IN THE 600 BLOCK OF SPEARS AVENUE.**

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

Move to approve by Councilman Mitchell and seconded by Councilman Anderson,

**RESOLUTION #27663**

**A RESOLUTION AUTHORIZING STEPHEN R. DILLARD TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 1404 RIVERVIEW ROAD FOR THE INSTALLATION OF A LOW, STONE RETAINING WALL ALONG A PORTION OF SAID RIGHT-OF-WAY, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

Move to approve by Vice Chairman Henderson and seconded by Councilman Smith,

**RESOLUTION #27664**

**A RESOLUTION AUTHORIZING THE FIRE CHIEF TO ENTER INTO AN AGREEMENT WITH TENNESSEE AMERICAN WATER COMPANY TO PAY FOR THE INSTALLATION OF HYDRANTS AT THE DIRECTION OF THE FIRE CHIEF WHICH WILL BE OWNED, INSTALLED, AND MAINTAINED BY TENNESSEE AMERICAN WATER COMPANY AT A COST NOT TO EXCEED \$200,000.00.**

**ACTION: ADOPTED**

Move to approve by Councilman Anderson and seconded by Councilwoman Berz,

**RESOLUTION #27666**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT TO SUBMIT A REQUEST FOR PROPOSAL OF 100 PROJECT-BASED VOUCHERS OFFERED BY THE CHATTANOOGA HOUSING AUTHORITY IN SUPPORT OF THE AFFORDABLE HOUSING INITIATIVE.**

**ACTION: ADOPTED**

Move to approve by Councilman Freeman and seconded by Councilman Gilbert,

**RESOLUTION #27665**

**A RESOLUTION COMMENDING AND SUPPORTING THE ACTION OF THE MAYOR IN HIS DECISION TO APPEAL THE SEAN EMMER/ADAM COOLEY ADMINISTRATIVE DECISION TO THE COURT SYSTEM AS AUTHORIZED BY RESOLUTION NO. 26612 WHEN THE INITIAL ORDER ENTERED SEPTEMBER 24, 2013 BECOMES A FINAL ORDER.**

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**Purchases**

Brent Goldberg, Deputy Chief Operating Officer, briefed the Council on the following purchases:

<b>PO512393 - General Services</b> Blanket Contract Renewal for Nuts & Bolts Lowest/Best Bidder: Atlas Bolt & Supply	Estimated \$65,000.00 Annually
<b>R82560 - General Services</b> Blanket Contract for Tractor & Mower Parts & Service Lowest/Best Bidder; Chattanooga Tractor & Equipment Inc.	Estimated \$16,000.00 Annually
<b>R79721 - General Services</b> Blanket Contract for Annual Safety Inspection of Fire Apparatus Equipment Lowest/Best Bidder: American Test Center	Estimated \$25,000.00 Annually
<b>R78552 - Public Works</b> Repair of Landfill Gas Flare Lowest/Best Bidder: Norris and Son, Inc.	\$24,886.00

**R80889 - Public Works**

\$15,573.48

Citiworks Server Upgrade Implementation  
Lowest/Best Bidder: EA Engineering, Science  
and Technology, Inc.

**PO511824 - General Services**

Estimated \$10,000.00 Annually

Blanket Contract Renewal for Generator  
Maintenance & Repair  
Lowest/Best Bidder: Energy Systems Southeast LLC

**PO511935 - General Services**

Estimated \$30,000.00 Annually

Blanket Contract Renewal for Fueling Station  
Repair Services  
Lowest/Best Bidder: Southern Pump & Tank

**PO513217 - General Services**

Estimated \$90,000.00 Annually

Increase Limit of Citywide Major Plumbing  
Lowest/Best Bidder: Keefe Plumbing & Heating

**Councilwoman Berz** moved to approve, seconded by Councilman Anderson. After discussion, the motion carried.

**ACTION: APPROVED**

**OTHER BUSINESS:**

Mr. Goldberg briefed the Council on the following emergency purchase:

**Emergency - Public Works**

Emergency Purchase to repair Lake Resort Drive  
Lowest/Best Bidder: Thomas Brothers

\$316,595.25

**Councilman Smith** moved to approve, seconded by Vice-Chairman Henderson. The motion carried.

**ACTION: APPROVED**

## COMMITTEE REPORTS:

*Economic and Community Development Committee*  
Councilman Anderson

- The committee will meet in two weeks (October 15) after Agenda Session to discuss changes at Moccasin Bend National Park

*Budget and Finance Committee*  
Councilwoman Berz  
(No report)

*Public Safety Committee*  
Councilman Freeman  
(No report)

*Youth and Family Development Committee*  
Councilman Gilbert

- He thanked Councilman Mitchell for helping to canvass the neighborhood last Saturday to secure signatures regarding the tunnel.

*Audit Committee*  
Councilman Grohn  
(No report)

*RPA (Planning Committee)*  
Vice Chairman Henderson  
(No report)

*HR Committee (Human Resources)*  
Councilman Mitchell

- The committee will meet in two weeks (October 15) immediately following Agenda Session and prior to Economic and Community Development Committee meeting.

*Public Works and Transportation Committee*  
Councilman Smith

- The committee will meet next week (October 8) immediately following Agenda Session

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

Chairman Hakeem restated the reason for today's meeting taking place at 4:00 p.m. instead of 6:00 p.m. For those who were not present earlier in the meeting, he also recapped that the Council had approved a resolution supporting the actions of the Mayor regarding the Emmer-Cooley appeal.

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

- **Chuck Hill (District 6)** - He brought attention to the red shirt he was wearing, which contained a print of his legal marriage license on it. He voiced his support of same-sex partner benefits. He also asked the Council to attend Pride Week activities in Chattanooga and read about several activities.
- **Marcus Ellsworth (District 7)** - He thanked Councilman Anderson for his efforts in extending same-sex partner benefits to city employees and hopes the Council will approve those benefits once those measures come forward. He also reiterated the invitation to Pride Week.
- **Lannin Howard (Hamilton Avenue)** - He wanted to know if Officers Emmer and Cooley would be "on the job" during the appeals process.
  - Chairman Hakeem stated that this matter was an agenda item and would not be discussed at this time. He advised Mr. Howard to speak with Attorney Hinton after tonight's meeting with his question.
- **Derek Story (Concerned Citizens for Justice)** - He wanted to speak about the Emmer-Cooley appeal.
  - Chairman Hakeem informed Mr. Story that the Emmer/Cooley appeal was an agenda item and would not be discussed at this time.
- **Ash-Lee Henderson (Concerned Citizens for Justice)** - She cited data from April 7, 1999 through August 15, 2013 regarding internal affairs investigations involving city police officers.
  - Upon Ms. Henderson commenting on the Emmer-Cooley case, Chairman Hakeem reiterated that the Emmer-Cooley appeal was an agenda item and would not be discussed at this time. He noted that she could address this matter with a council member after the meeting.

**ADJOURNMENT**

On motion of Councilman Mitchell, the meeting of the Chattanooga City Council was adjourned until Tuesday, October 8, 2013, at 6:00 p.m.

  
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**CHAIRMAN**

  
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**CLERK OF COUNCIL**

**(A full digital audio of this Council meeting has been  
filed in the Clerk of the Council's office)**