



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
December 16, 2014
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilman Grohn led the assembly in the Pledge of Allegiance and reminded everyone of the reason for the season. He then read Isaiah 9:6 of the Bible before leading the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Smith, the minutes of the last meeting (December 9, 2014) were approved as published.

SPECIAL PRESENTATION

***Proclamation honoring TPC Printing
& Packaging 90th Year in Business
By Nick Wilkinson, Deputy Administrator
Economic and Community Development***

In honor of TPC Printing & Packaging's 90th Year in Business, Mr. Wilkinson proclaimed the following:

Whereas: The City of Chattanooga takes great pleasure in paying recognition to Chattanooga-based companies that have a long history in the city and are making progressive strides in their industry; and

Whereas: In April of 1924, Joseph A. Schmisszauter, Sr. founded the Textile Printing Company. It was located at Central and Cemetery Avenues in Chattanooga; and

Whereas: His company flourished and has grown to over 150 employees and \$25,000,000 in revenues in 90 years; and

Whereas: The company is now recognized as TPC Printing & Packaging; and

Whereas: TPC Printing & Packaging provides high-end, value-added packaging to global brands in the distilled spirits, cosmetic & fragrance, OTC pharmaceutical and health & beauty industries.

Whereas: This company is worthy of support and cooperation as TPC Printing & Packaging celebrates its accomplishments that have started and grown in the Chattanooga area for the past 90 years.

Now Therefore,

I, Andy Berke, Mayor of the City of Chattanooga, do hereby
proclaim recognition of

TPC Printing & Packaging

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City
of Chattanooga to be affixed this the 16th day of December, 2014.

Andy Berke, Mayor

ORDINANCES – FINAL READING:

2014-118
John A. Tucker/
International Board of Jewish Missions
District No. 3
Planning Version

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE #12884

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY
LOCATED AT 5106 GENESIS LANE, MORE PARTICULARLY DESCRIBED
HEREIN, FROM M-1 MANUFACTURING ZONE TO C-2 CONVENIENCE
COMMERCIAL ZONE.**

ACTION: APPROVED

2014-121
Allen Jones/University Investors, LLC
District No. 4
Planning Version

On motion of Councilman Grohn and seconded by Councilman Smith,

ORDINANCE #12885

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 7407 IGOU GAP ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2014-124
Charles Adamson/
Mount Summit of Peace Church
District No. 4
Planning Version

On motion of Councilman Grohn and seconded by Councilman Hakeem,

ORDINANCE #12886

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PART OF PROPERTIES LOCATED AT 8062 AND 8074 OLD LEE HIGHWAY, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE AND R-2 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE.

ACTION: APPROVED

2014-123
Chattanooga Engineering Group/
Michael Oswald
District No. 6
Planning Version

On motion of Vice Chair Dr. Berz and by Councilman Anderson,

ORDINANCE #12887

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS FROM ORDINANCE NO. 12667 OF PREVIOUS CASE NO. 2012-131 ON PROPERTIES LOCATED AT 6803, 6807, AND 6811 MCCUTCHEON ROAD, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

The motion carried with Councilman Grohn voting "No."

ACTION: APPROVED

ORDINANCES – FIRST READING:

On motion of Councilman Anderson and seconded by Councilman Gilbert,

ORDINANCE #12888

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 14, SECTIONS 14-77, 14-78, 14-79, 14-82, AND 14-84, RELATIVE TO THE BOARD OF ELECTRICAL EXAMINERS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Gilbert and seconded by Vice Chair Dr. Berz,

ORDINANCE #12889

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 26, ARTICLE I, SECTIONS 26-24 AND 26-91 RELATING TO GOLF FEES AND ARTICLE IV, SECTIONS 26-91, 26-92, AND 26-93 RELATING TO THE BOARD OF DIRECTORS OF BRAINERD GOLF COURSE.

The motion carried with Councilman Mitchell voting “No.”

ACTION: PASSED ON FIRST READING

MR-2014-122

Waters-Holland/

Chattanooga Engineering Group

On motion of Councilman Grohn and seconded by Councilman Anderson,

ORDINANCE #12890

AN ORDINANCE CLOSING AND ABANDONING OF A SANITARY SEWER EASEMENT LOCATED AT 2409 JENKINS ROAD, SUBJECT TO CERTAIN CONDITIONS.

ACTION: PASSED ON FIRST READING

On motion of Councilman Smith and seconded by Councilman Anderson,

ORDINANCE #12891

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 35, RELATIVE TO PASSENGER VEHICLES FOR HIRE AND TRANSPORTATION NETWORK COMPANIES.

A discussion ensued. During which, **Councilman Freeman** moved to amend that all drivers of PVH be required to have the ‘F’ license, all vehicles must display a city sticker and all drivers must

have Air Pollution Control documentation. Councilman Hakeem seconded. City Attorney Wade Hinton and Assistant City Attorney Ken Fritz responded to questions about the 'F' License.

The motion failed on roll call vote as follows:

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

YES – Two (2); NO – Six (6); ABSTAIN – One (1)

Councilman Mitchell moved to amend that there would be an equalization of application fees, background checks would have audit capabilities and vehicle inspections would be the same as TNC. The motion failed to garner a seconder.

Per request of Council, Chairman Henderson asked Councilman Mitchell to restate his amendments separately. **Councilman Mitchell moved** to amend the equalization of application fees. He was seconded by Vice Chair Dr. Berz. Councilman Hakeem called a *point of clarity* to ask about the application fees. Councilman Mitchell responded. The motion failed upon roll call vote as follows:

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

YES – One (1); NO – Seven (7); ABSTAIN – One (1)

Councilman Mitchell moved that background checks would have audit ability. The motion failed to garner a second. **Councilman Mitchell moved** that vehicle inspections would be handled the same as for TNC. The motion failed to garner a second. **Councilman Mitchell moved** to amend that TNC pays the same as taxi industry on applications. The motion failed to garner a second.

Upon roll call vote, Councilman Smith's motion to approve as written carried as follows:

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

YES – Six (6); NO – Two (2); ABSTAIN – One (1)

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

On motion of Vice Chair Dr. Berz and seconded by Councilman Anderson,

RESOLUTION #28097

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A 2014 ASSISTANCE TO FIREFIGHTERS GRANT ISSUED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), IN THE AMOUNT OF \$77,000.00, WITH THE CITY'S MATCH IN THE AMOUNT OF \$7,700.00.

ACTION: ADOPTED

On motion of Vice Chair Dr. Berz and seconded by Councilman Gilbert,

RESOLUTION #28098

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A WAL-MART FOUNDATION GRANT THROUGH THE LOCAL FACILITY GIVING PROGRAM, IN THE AMOUNT OF \$1,000.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Gilbert,

RESOLUTION #28099

A RESOLUTION ACCEPTING THE DONATION OF A PAINTING FROM BRENT SANDERS WITH A VALUE OF \$1,500.00 TO THE CHATTANOOGA FIRE DEPARTMENT.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Freeman,

RESOLUTION #28100

A RESOLUTION TO AMEND RESOLUTION NO. 28073 AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON JANUARY 13, 2015, THE ANNEXATION OF AN AREA REFERRED TO AS CAMBRIDGE SQUARE, TAX MAP PARCEL NOS. 132A-A-001.04 AND 132A-A-001.08, IN HAMILTON COUNTY, TENNESSEE, AS DESCRIBED HEREIN BELOW AND AS SHOWN ON THE ATTACHED MAP, CONTIGUOUS TO THE CITY LIMITS OF CHATTANOOGA.

A discussion ensued with John Bridger, Executive Director at Regional Planning, who informed Council about the Applicant's request for annexation. The motion carried.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Anderson,

RESOLUTION #28101

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH VOLKERT, INC. FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. E-13-002-101, 2014 WALNUT STREET BRIDGE INSPECTION AND REHABILITATION PROJECT PHASE 1, FOR AN AMOUNT NOT TO EXCEED \$121,900.00.

ACTION: ADOPTED

On motion of Councilman Grohn and seconded by Councilman Smith,

RESOLUTION #28102

A RESOLUTION TO AMEND RESOLUTION NO. 27458, AS ADOPTED ON APRIL 2, 2013, RELATIVE TO THE ENGINEERING DESIGN AGREEMENT BETWEEN VOLKERT, INC. AND THE CHATTANOOGA DEPARTMENT OF TRANSPORTATION DUE TO AN INCREASED PROJECT SCOPE AND ADDITIONAL SERVICES TO BE PROVIDED, FOR A TOTAL PROJECT COST IN THE AMOUNT OF \$262,200.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

(Introduced by Brent Goldberg, Chief Operating Officer)

Youth and Family Development

Lurone Jennings, Administrator, informed Council about his department receiving a \$2.1 Million expansion grant for their early headstart program. The grant will result in serving 150 more students.

Purchases

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

R69145 - Human Resources	Estimated \$33,135 Annually
Blanket Contract Renewal of Employee Assistance Program	
Lowest/Best Bidder: Life Services EAP	
R105500 - Information Technology	\$191,000
Purchase of PremierOne CSR Software Upgrade and Implementation Services	
Lowest/Best Bidder: Motorola Solutions	

Economic and Community Development Committee

Councilman Anderson

- At the request of Administration, the committee meeting scheduled for today regarding charity donation bins was postponed until the first Tuesday in January (January 6, 2015).

HR Committee (Human Resources)

Vice Chair Dr. Berz

(No additional report)

Planning & Zoning

Councilman Hakeem

- The committee will meet on the first Tuesday in January (Jan. 6) to discuss regular agenda items.

Public Safety Committee

Councilman Freeman

(No report)

Public Works and Transportation Committee

Councilman Smith

- The committee met today for a discussion on regular agenda items and had a presentation on the ordinance regarding Passenger Vehicles For Hire/Transportation Network Companies.

Youth and Family Development Committee

Councilman Gilbert

(None)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL

(Non-Agenda Items)

Chairman Henderson asked for a show of hands of members of the public wishing to address Council on non-agenda items. Seeing none, this portion of the agenda was closed.

ADJOURNMENT

On motion of Councilman Freeman, the meeting of the Chattanooga City Council was adjourned until Tuesday, January 6, 2015, at 6:00 p.m.



CHAIRMAN



CLERK OF COUNCIL