



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
August 4, 2015  
6:00 PM

### **CALL TO ORDER**

Council Chairwoman Carol Berz called the meeting to order with Vice Chair Moses Freeman and Council members Chris Anderson, Russell Gilbert, Larry Grohn, Chip Henderson, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present. Councilman Hakeem was not present.

### **PLEDGE OF ALLEGIANCE**

Councilman Anderson led the Assembly in the Pledge of Allegiance and invited Pastor Mike Fulbright of The Well Church to lead the invocation.

### **APPROVAL OF LAST MINUTES**

On motion of Councilman Anderson and seconded by Councilman Gilbert, the minutes of the last meeting (July 28, 2015) were approved as published.

### **SPECIAL PRESENTATION**

***Akron, OH Res. 233-2015***  
***By Chairwoman Berz***

Chairwoman Berz read the following resolution passed by the City Council of the Akron, OH:

**RESOLUTION NO. 233-2015** expressing the sincere sympathy and heartfelt condolences of the City of Akron to the families of the servicemen killed in the attack on a recruitment center and the Navy Operational Support Center in Chattanooga; condemning the senseless act of violence that took the lives of three war veterans, a young Naval Officer, and a young Marine; and declaring an emergency.

**WHEREAS**, on the afternoon of July 16, 2015, an armed gunman opened fire on a military recruitment center in Chattanooga, Tennessee, then drove six miles to the Navy Operational Support Center where he killed four marines, gravely wounded another, who later died, and injured two others; and

**WHEREAS**, the fatally wounded victims of these attacks were all servicemen, beloved husbands, fathers, sons and brothers, whose lives were stolen from them and their families too soon; and

**WHEREAS**, these men answered the call to serve their country and heroically accepted the risk of losing their lives in protecting and defending the freedom of others, but could not have predicted that they would have been killed in such a way-at home, on American soil, in an act of senseless hate and violence; and

**WHEREAS**, others were injured in the attacks, including a police officer and military recruiter; and

**WHEREAS**, the federal government has initiated a domestic terrorism investigation based on the particular facts and circumstances surrounding the event and the behavior of the suspect, who was himself killed in the course of the violence; and

**WHEREAS**, the brave first responders and law enforcement officers in Chattanooga who responded to the attacks acted quickly to save additional lives and prevent further violence by the gunman; and

**WHEREAS**, the City wishes to express its deepest sympathy to the families of the victims and the community of Chattanooga, to extend heartfelt wishes for healing, peace, and understanding in the face of this terrible tragedy, and to express its most sincere gratitude for the victims' service to their country.

**NOW , THEREFORE, BE IT RESOLVED** by the Council of the City of Akron:

**Section 1.** That the Council hereby expresses the sincere sympathy and heartfelt condolences of the City of Akron to the families of the servicemen killed in the attack on a recruitment center and the Navy Operational Support Center in Chattanooga, and condemns the senseless act of violence that took the lives of three war veterans, a young Naval Officer, and a young Marine.

**Section 2.** That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare for the reason that it is necessary and appropriate for Council to express its sympathy to the families of the victims of this attack, and provided this resolution receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

**Passed July 20, 2015:**

**Bob Keith**  
**Clerk of Council**  
**Akron, OH**

**Mike Freeman**  
**President of Council**  
**Akron, OH**

**Jeff Fusco**  
**Mayor**  
**Akron, OH**

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Councilman Anderson noted for the record that DJ (David) Luciano assisted in the passage of this resolution.

**ORDINANCES – FINAL READING: (NONE)**

**ORDINANCES – FIRST READING: (NONE)**

**RESOLUTIONS:**

**Agenda Item 7(a)**

**A resolution authorizing the Chief of the Chattanooga Fire Department to apply for and, if awarded, accept grants under \$10,000.00 only if the grants do not require matching city funds, and the Fire Department will apply for these grants without Council approval and those awarded will be reported to Council.**

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

During the same meeting, **Vice Chair Freeman moved** to reconsider agenda item 7(a) [Resolution #28348] so that the Council might deliberate on extending the resolution to all city government. Councilman Anderson seconded. The motion carried.

**Vice Chair Freeman moved** to delete and substitute item 7(a) with the following language:

**RESOLUTION #28348**

**A RESOLUTION AUTHORIZING THE ADMINISTRATORS AND DIRECTORS OF THE CITY OF CHATTANOOGA TO APPLY FOR AND, IF AWARDED, ACCEPT GRANTS UNDER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) ONLY IF THEY DO NOT REQUIRE MATCHING FUNDS AND DO NOT PLACE OPERATIONAL OBLIGATIONS ON THE CITY, AND THOSE GRANTS AWARDED WILL BE REPORTED TO THE CITY COUNCIL NOT LESS THAN ON A QUARTERLY BASIS.**

Councilman Anderson seconded. A discussion ensued with Brent Goldberg, Chief Operating Officer, regarding the change in the amount from \$10,000 to \$25,000. Upon no further discussion, Councilman Anderson called the *question*. The motion carried.

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Grohn,

**RESOLUTION #28349**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PARKING LEASE AGREEMENT WITH THE HOUSE OF RUTH, INC. FOR PARCELS LOCATED AT TAX MAP NOS. 167C-B-015, 167C-B-016, AND 167C-B-017, WITH ASSIGNED ADDRESSES OF 4327 OAKLAND AVENUE, 4333 OAKLAND AVENUE, AND 511 W. 45TH STREET, AT THE RATE OF \$1.00 PER YEAR, WITH THE PARKING TO BE USED BY MEMBERS OF THE GREATER ST. JOHN MISSIONARY BAPTIST CHURCH AND FOR CHARITABLE PURPOSES AS AUTHORIZED BY THE LESSEE'S BOARD OF DIRECTORS.**

**ACTION: ADOPTED**

On motion of Councilman Grohn and seconded by Councilman Henderson,

**RESOLUTION #28350**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXTEND FOR ONE (1) ADDITIONAL YEAR THE BLANKET CONTRACTS FOR PROFESSIONAL APPRAISAL SERVICES WITH BRIAN R. EADES OF BENCHMARK TRUST CORPORATION; THOMAS R. CARTER OF CARTER APPRAISAL SERVICES; WILLIAM C. HAISTEN, III OF THE HAISTEN GROUP, INC.; AND LLOYD (CHIP) MURPHY OF L.T. MURPHY & ASSOCIATES, WITH A COMBINED ANNUAL ESTIMATED AMOUNT OF \$75,000.00.**

**ACTION: ADOPTED**

On motion of Councilman Smith and seconded by Councilman Grohn,

**RESOLUTION #28351**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF THOMAS HAYES AS SPECIAL POLICE OFFICER (UNARMED) FOR THE CITY OF CHATTANOOGA DEPARTMENT OF PUBLIC WORKS, TO DO SPECIAL DUTIES AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

On motion of Vice Chair Freeman and seconded by Councilman Gilbert,

**RESOLUTION #28352**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF THE OFFICE OF MULTICULTURAL AFFAIRS TO ENTER INTO A CONTRACT WITH CHATTANOOGA STATE COMMUNITY COLLEGE FOR THE EXECUTION OF THE "BRIDGES TO SUCCESS" PROGRAM REPRESENTING THE UNSPENT FUNDS OF \$13,506.42 FROM CONTRACT APPROVED VIA RESOLUTION NO. 28112, AND AN ADDITIONAL ALLOCATION OF \$42,672.00, FOR A TOTAL AMOUNT OF \$56,178.42.**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilman Smith,

**RESOLUTION #28353**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 3 (FINAL) FOR YERBEY CONCRETE CONSTRUCTION, INC. RELATIVE TO CONTRACT NO. R-13-003-201, TENNESSEE AQUARIUM PLAZA – PAVERS AND TREE REPLACEMENT, FOR AN INCREASED AMOUNT OF \$6,250.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$286,169.30.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilman Gilbert,

**RESOLUTION #28354**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES WITH CDM SMITH RELATIVE TO CITY CONTRACT NO. T-14-039, FOR EVALUATION OF AND DESIGN SERVICES FOR THE REHABILITATION OR REPLACEMENT OF THE STANDIFER GAP ROAD BRIDGE, FOR AN AMOUNT NOT TO EXCEED \$273,195.00.**

**ACTION: ADOPTED**

On motion of Councilman Grohn and seconded by Councilman Smith,

**RESOLUTION #28355**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A PUBLIC IMPROVEMENT CONTRIBUTION AGREEMENT WITH HAMILTON PLACE MALL GENERAL PARTNERSHIP (CBL) RELATIVE TO IMPROVEMENTS TO THE HAMILTON PLACE BOULEVARD INTERCHANGE AT INTERSTATE 75, IN THE AMOUNT OF \$40 MILLION.**

**ACTION: ADOPTED**

## **DEPARTMENTAL REPORTS:**

### **Finance**

Daisy Madison reported that the City of Chattanooga had been recognized by the Government Finance Officers Association (GFOA) of the United States and Canada with the following three (3) awards:

- Distinguished Budget Presentation Award
- Certificate of Achievement for Excellence in Financial Reporting
- Outstanding Achievement in Popular Annual Financial Reporting

### **Public Works**

Lee Norris, Public Works Administrator, made a departmental presentation that included information about the following:

- Administration & Engineering
- Water Quality
- City Wide Services
- Division of Parks
- Division of Waste Resources

Mike Patrick, Director of Waste Resources, made a presentation on the Wastewater Division that included the following:

- Customers Served
- Current Assets
- Operations Capacity – MBWWT
- Accomplishments
- Consent Decree
- FY15/16 rates
- Summary – Moccasin Bend plays important role in the environment

### **Purchases**

David Carmody, Deputy Chief Operating Officer, reported the following emergency purchase:

<b>R118898 - Public Works</b>	<b>\$226,000</b>
Emergency Rental of Automated Side-Loader Trucks	
Supplier: Big Truck Rental, LLC	

The purchasing letter was signed in open meeting by Mr. Norris. Mr. Carmody also briefed the Council on the following proposed purchases:

<b>R117509 - Information Technology</b>	<b>\$68,867.90</b>
The Purchase of Implementation and Support for Wireless Data Network	
Lowest/Best Bidder: Layer 3 Communications	

**R60223 - Public Works**

Estimated \$50,000 Annually

Blanket Contract Extension for Concrete Manhole Components  
Lowest/Best Bidder: Sherman- Dixie Concrete Industries

**R58353 - Public Works**

Estimated \$150,000 Annually

Blanket Contract Extension for Concrete Pipe  
Lowest/Best Bidder: Sherman-Dixie Concrete Industries

**R117317 - Public Works**

\$28,333

The Purchase of one (1) Heyward Gordon Pump  
Lowest/Best Bidder: Tekwell Services

**Councilman Anderson moved** to approve, seconded by Councilman Grohn. The motion carried.

**ACTION: APPROVED**

**OTHER BUSINESS: (NONE)**

**COMMITTEE REPORTS:**

*Audit & I.T. Committee*

Councilman Grohn  
(No report)

*Budget and Finance Committee*

Councilman Mitchell  
(No report)

*Economic and Community Development Committee*

Councilman Anderson  
(No report)

*HR Committee (Human Resources)*

Vice Chair Freeman

- The committee met today for its final work session to review the Employee Information Guide (EIG). The committee spent 16 hours reviewing the document, excluding hours councilpersons spent individually reviewing the document.
- There will be a public educational session on the EIG next week (August 11) immediately after the Public Works and Transportation Committee meeting for the committee. The EIG will be on the August 18 agenda.

*Planning & Zoning*

(Councilman Hakeem not present)

*Public Safety Committee*

Councilman Henderson  
(No report)

*Public Works and Transportation Committee*  
Councilman Smith

- The committee will meet next week (August 11) immediately following the 3pm Agenda Session.

*Youth and Family Development Committee*  
Councilman Gilbert  
(No report)

**NEXT WEEK'S AGENDA:           (No questions or comments)**

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

Chairwoman Berz asked the Assembly if there were persons wishing to address the Council on non-agenda items. Seeing none, this portion of the agenda was closed.

**ADJOURNMENT**

**On motion of Councilman Anderson**, the meeting of the Chattanooga City Council was adjourned until Tuesday, August 11, 2015, at 6:00 p.m.

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**CHAIRWOMAN**

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**CLERK OF COUNCIL**