



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
January 26, 2016
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, Yusuf Hakeem, Chip Henderson, Jerry Mitchell and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present.

PLEDGE OF ALLEGIANCE

Councilman Gilbert led the Assembly in the Pledge of Allegiance. He invited Administrator Lurone "Coach" Jennings to give the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Anderson and seconded by Councilman Henderson, the minutes of the last meeting (January 19, 2016) were approved as published.

ORDINANCES - FINAL READING:

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

ORDINANCE #13023

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, RELATIVE TO THE GENERAL PENSION PLAN.

ACTION: APPROVED

On motion of Councilman Mitchell and seconded by Councilman Henderson,

ORDINANCE #13024

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

ACTION: APPROVED

ORDINANCES - FIRST READING: (NONE)

RESOLUTIONS:

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

RESOLUTION #28504

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO RENEW BLANKET CONTRACT NUMBER 51976 WITH LIFESERVICES EAP FOR THE EMPLOYEE ASSISTANCE PROGRAM FOR ONE (1) YEAR AT THE RATE OF \$1.20 PER EMPLOYEE PER MONTH FOR AN ANNUAL COST OF APPROXIMATELY \$33,500.00.

ACTION: ADOPTED

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

RESOLUTION #28505

A RESOLUTION AUTHORIZING THE APPOINTMENT OF AARON BERTERA AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE MCKAMEY ANIMAL CENTER TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

MR-2016-002
City of Chattanooga

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

RESOLUTION #28506

A RESOLUTION DECLARING SURPLUS OF PROPERTY LOCATED AT 1815 E. MAIN STREET AND FURTHER IDENTIFIED AS TAX MAP NO. 156B-D-009.

ACTION: ADOPTED

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

RESOLUTION #28507

A RESOLUTION DECLARING SURPLUS OF PROPERTY LOCATED AT 1600 CENTRAL AVENUE, FURTHER IDENTIFIED AS TAX MAP NO. 146P-J-001, AND AUTHORIZING THE MAYOR TO ENTER INTO A DONATION AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, AND ANY RELATED DOCUMENTS, BETWEEN THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF METROPOLITAN CHATTANOOGA AND THE CITY OF CHATTANOOGA FOR THE DONATION OF THE PROPERTY.

ACTION: ADOPTED

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

RESOLUTION #28508

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT TO EXERCISE OPTION TO RENEW BETWEEN THE CITY OF CHATTANOOGA AND THE UNIVERSITY OF TENNESSEE, ON BEHALF OF ITS CHATTANOOGA CAMPUS, FOR THE BUILDING KNOWN AS "WARNER PARK FIELDHOUSE" LOCATED AT 301 N. HOLTZCLAW AVENUE, FOR AN ADDITIONAL FIVE (5) YEAR TERM, WITH NO REMAINING OPTIONS TO RENEW.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Grohn,

RESOLUTION #28509

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR THOMAS BROTHERS CONSTRUCTION COMPANY RELATIVE TO CONTRACT NO. S-14-001-201, CONCORD STREET STORM DRAINAGE IMPROVEMENTS, FOR A DECREASED AMOUNT OF \$34,629.71, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$816,995.85, AND RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$16,177.44.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28510

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR DILLARD CONSTRUCTION, INC. RELATIVE TO CONTRACT NO. S-10-008-201, BRAINERD LEVEE CERTIFICATION CONSTRUCTION, FOR A DECREASED AMOUNT OF \$4,676.10, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$321,171.90, AND TO RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$32,600.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilman Grohn,

RESOLUTION #28511

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. S-12-003-201 TO THOMAS BROTHERS CONSTRUCTION COMPANY, INC., MCCUTCHEON ROAD – DRAINAGE IMPROVEMENTS, IN THE AMOUNT OF \$1,575,061.73, WITH A CONTINGENCY AMOUNT OF \$155,000.00, FOR AN AMOUNT NOT TO EXCEED \$1,730,061.73.

ACTION: ADOPTED

On motion of Councilman Hakeem and seconded by Councilman Grohn,

RESOLUTION #28512

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A SOFTWARE SUBLICENSE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) TO ACCEPT A NON-EXCLUSIVE, NON-TRANSFERABLE, ROYALTY FREE SOFTWARE SUBLICENSE FOR THE USE OF SOFTWARE PROGRAMS FOR ACTIVE INTELLIGENT TRANSPORTATION SYSTEM MANAGEMENT.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Anderson,

RESOLUTION #28513

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO AMEND AN AGREEMENT WITH CANNON AND CANNON, INC. RELATIVE TO CONTRACT NO. E-12-022-101 ORIGINALLY ESTABLISHED UNDER RESOLUTION NO. 27588 FOR PROFESSIONAL SERVICES ASSOCIATED WITH CITY ROUNDABOUT DESIGN, FOR A DECREASED AMOUNT OF \$68,215.47, FOR A REVISED CONTRACT AMOUNT OF \$13,784.53.

ACTION: ADOPTED

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

RESOLUTION #28514

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR AND, IF AWARDED, ACCEPT THE FIRST PHASE OF A SMART CITY CHALLENGE GRANT FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT), FOR PLANNING AND DEVELOPMENT OF A SMART CITY CHALLENGE APPLICATION THAT WILL DEMONSTRATE CHATTANOOGA'S UNIQUE ABILITY TO USE INTERACTIVE TECHNOLOGY AND DATA-DRIVEN SOLUTIONS TO CONNECT TRANSPORTATION ASSETS AND INFRASTRUCTURE TO MAKE TRANSPORTATION SAFER, EASIER, AND MORE RELIABLE, FOR AN AMOUNT OF \$100,000.00.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Purchases

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

- | | |
|--|-----------------------------|
| R128150 - Public Works | \$63,742 |
| The Purchase of one (1) Motor and Impeller
for a Fairbanks Morse 16" Pump
Lowest/Best Bidder: Guthrie Sales and Service Inc. | |
| R68909 - Public Works | Estimated \$29,000 Annually |
| Blanket Contract Extension for Masonry Materials
Lowest/Best Bidder: TT Wilson Company | |
| R119254 – Purchasing | Estimated \$40,000 Annually |
| A new blanket contract for bottled water and filtration system
coolers with accessories
Lowest/Best Bidder: DS Services of America, Inc.
d/b/a/ Crystal Springs Water Company | |

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

ACTION: APPROVED

OTHER BUSINESS:

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28515

A RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF DEFENSE AND UNITED STATES NAVY TO CONSIDER NAMING THE NEXT ELIGIBLE UNITED STATES NAVY SHIP THE USS CHATTANOOGA, IN HONOR OF THE FIVE (5) MILITARY SERVICE MEMBERS WHO LOST THEIR LIVES FROM THE TERRORIST ATTACK ON JULY 16, 2015.

Councilman Henderson introduced this legislation. Vice Chair Freeman asked if there were any need to address the Council's rules of procedure on adding this agenda item. Chairwoman Berz stated that the rules had already been addressed today regarding this item. Therefore, Vice Chair Freeman moved *the question*. The motion carried.

ACTION: ADOPTED

Board Appointment

Councilman Gilbert appointed Ernest Edwards to Youth and Family Development's Human Services Board. He indicated that there was a problem with reaching Mr. Edwards when he was appointed previously.

COMMITTEE REPORTS:

Audit & I.T. Committee

Councilman Grohn
(No report)

Budget and Finance Committee

Councilman Mitchell

- The committee will meet on February 9 regarding the Fire & Police Pension Fund report.

Economic and Community Development Committee

Councilman Anderson
(No report)

HR Committee (Human Resources)

Vice Chair Freeman
(No report)

Planning & Zoning
Councilman Hakeem

- The committee will meet next week immediately following the Agenda Session.

Public Safety Committee
Councilman Henderson
(No report)

Public Works and Transportation Committee
Councilman Smith

- The committee will meet next week immediately following the Agenda Session.

Youth and Family Development Committee
Councilman Gilbert
(No report)

Other Announcements:

Chairwoman Berz announced the following:

February 2, 2016 – 11:00 a.m. to 2:00 p.m.
City Council Work Session to review its strategic plan
Location: Council's conference room

February 4, 2016 – “Take a Gamble on midtown” - 5:30 p.m. to 8:30 p.m.
Sponsored by Grassroots midTown
Location: Wilson Air Center (Tickets available online)

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, Chairwoman Berz recognized the following persons:

- **Pam Durham (Chattanooga)** – She apologized to the Council for offending anyone during past interactions. She informed the Council of the Chattanooga Police Department's assistance in helping locate her son, who had been missing for five days.
- **Landon Howard (Chestnut Lane)** – He spoke on behalf of the organization, Concerned Citizens for Justice. He stated that he had filed an open records request for CCJ, seeking the release of information on the Javario Eagle shooting. He gave the Clerk of the Council a copy of CCJ's request for information made on January 10, 2016 to the Chattanooga Police Department.
 - Chairwoman Berz instructed Mr. Howard to give a copy of his records request to the Clerk of the Council.
 - Attorney Hinton stated that he would check with the city's Open Records specialist on the status of Mr. Howard's request.

ADJOURNMENT

Chairwoman Berz adjourned the meeting of the Chattanooga City Council until Tuesday, February 2, 2016, at 6:00 p.m.

CHAIRWOMAN

CLERK OF COUNCIL