



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
January 17, 2017
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, Yusuf Hakeem, Chip Henderson and Ken Smith all present. City Attorney Wade Hinton and Council Clerk Nicole Gwyn, CMC, were also present.

PLEDGE OF ALLEGIANCE

Councilman Hakeem led the Pledge of Allegiance and also gave an invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilman Anderson, the minutes of the last meeting (January 10, 2017) were approved as published.

ORDINANCES – FINAL READING:

2016-193
Field, LLC c/o Gabe Thomas/
John and Jennifer Langworthy
Planning Version
District No. 1

On motion of Councilman Henderson and seconded by Councilman Hakeem,

ORDINANCE #13141

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 721 NORTH MARKET STREET; 14, 16, 18, AND 20 PEAK STREET; AND 718 SPEARS AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM UGC URBAN GENERAL COMMERCIAL ZONE AND E-CX-3 COMMERCIAL MIXED USE ZONE TO E-RA-3 RESIDENTIAL ATTACHED ZONE AND TO AMEND ORDINANCE NO. 13071, INCORPORATING 18 AND 20 PEAK STREET, AND A PORTION OF 718 SPEARS AVENUE TO THE FORM BASED CODE AREA.

ACTION: APPROVED

2016-173
Frank Goodwin
and Headrick Construction
Planning Version
District No. 2

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

ORDINANCE #13142

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1400 AND 1420 HAMILTON AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-183
Mike and Cindy Cound
Planning Version
District No. 2

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

ORDINANCE #13143

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 404 COLVILLE STREET AND 628 FOREST AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-189
James E. Pratt, Jr. and
Jon Jeffery Coppinger and
Carol Anne B. Coppinger
Planning Version
District No. 3

On motion of Councilman Smith and seconded by Councilman Grohn,

ORDINANCE #13144

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 5424 CASSANDRA SMITH ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-5 RESIDENTIAL ZONE TO R-1 RESIDENTIAL ZONE.

ACTION: APPROVED

2016-182
Tim Dwyer with Leesman Engineering
and Associates/Concord Creek, LLC
Planning Version
District 4

On motion of Councilman Grohn and seconded by Councilman Smith,

ORDINANCE #13145

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1503 GUNBARREL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-195
Kristen and Kevin Harvey/
Margie Joe Howard
Planning Version
District No. 6

On motion of Councilwoman Berz and seconded by Councilman Smith,

ORDINANCE #13146

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 2700 AND 2708 WALKER ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Councilwoman Berz confirmed that the Applicants, who were present in the Assembly, understood the conditions to this rezoning. Upon no further questions, the motion carried.

ACTION: APPROVED

2016-200
William Wise
Planning Version
District No. 7

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

ORDINANCE #13147

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 120 MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM D-RM-4 ZONE TO R-RV-4 ZONE – FORM BASED CODE AREA, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-191
Alan Haniszewski and
Scenic City Investments, LLC
Planning Version
District No. 8

On motion of Councilwoman Berz and seconded by Councilman Grohn,

ORDINANCE #13148

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1500 ANDERSON AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2016-192
Alan Haniszewski and
Scenic City Investments, LLC
Planning Version
District No. 8

On motion of Councilman Anderson and seconded by Councilman Henderson,

ORDINANCE #13149

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1805, 1807, 1809, AND 1811 EAST 13TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

On motion of Councilman Anderson and seconded by Councilman Henderson,

ORDINANCE #13150

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, BY AMENDING ARTICLE XVI SECTIONS 38-728 AND 38-729 TO REDUCE LOT AREA AND WIDTH REQUIREMENTS IN THE RA (RESIDENTIAL ATTACHED) ZONE.

ACTION: APPROVED

MR-2016-185
Branch Waterside Associates, LP
% Jack Haylett, agent for
Sunland Corporate Center, LLC
Byron P. Defoor
Planning Version
District No. 4

On motion of Councilman Grohn and seconded by Councilwoman Berz,

ORDINANCE #13151

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE 2300 BLOCK OF NAPIER DRIVE TO ALLOW FOR CONSTRUCTION OF A MIXED USE DEVELOPMENT, AS DETAILED ON THE ATTACHED MAP, AND SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilman Henderson and seconded by Councilman Grohn,

RESOLUTION #28901

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO ENTER INTO AN AGREEMENT WITH I/O SOLUTIONS FOR THE ADMINISTRATION OF PROMOTIONAL ASSESSMENT CENTERS FOR THE POSITIONS OF FIRE LIEUTENANT AND FIRE CAPTAIN, AND ASSESSMENT OF TRAVEL EXPENSES, FOR AN AMOUNT NOT TO EXCEED \$75,000.00.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Smith,

RESOLUTION #28902

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONSENT DECREE CONTRACT NO. W-14-006-201 TO 3D ENTERPRISES CONTRACTING CORPORATION OF LEXINGTON, KENTUCKY, MOCCASIN BEND WWTP SECONDARY CLARIFIER UPGRADES, IN THE AMOUNT OF \$14,227,000.00, WITH A CONTINGENCY AMOUNT OF \$300,000.00, FOR AN AMOUNT NOT TO EXCEED \$14,527,000.00.

ACTION: ADOPTED

On motion of Councilman Anderson and seconded by Councilwoman Berz,

RESOLUTION #28900

A RESOLUTION AUTHORIZING THE PURCHASING AGENT FOR THE CITY OF CHATTANOOGA TO JOIN THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE COMPANY (NATIONAL IPA) THROUGH A MEMBERSHIP AGREEMENT WITH THE COOPERATIVE PURCHASING NETWORK WHICH WILL ALLOW THE FLEXIBILITY TO PURCHASE SOME ITEMS THAT HAVE ALREADY BEEN NEGOTIATED OR PURCHASED BY THIS COOPERATIVE.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Public Works

Justin Holland, Administrator, gave the following update on some of the successes of the Department of Public Works in 2016:

Strategic Plan:	Focus on improving safety of employees and training
Safety compliance:	24% reduction in injuries (16% fewer than the previous year)
Lost days:	75% reduction (848 fewer lost days)
Consent Decree:	100% compliance in deliverables; operational audit showed no major issues
Drought-related challenges:	Permit violations prevented through innovative processes and monitoring; 21 billion gallons of wastewater safely distributed into Tennessee River
Tree Initiatives:	“Notable Trees” and “If Trees Could Sing” initiatives
Park Projects:	13 additional playgrounds and parks; constructed and maintained 5 miles of park trails; 10 new playgrounds, structures and pavilions; formal volunteer programs for maintaining parks; 93% of population rate parks as well-maintained
Curbside Recycling:	Increased 37%
Missed recycle complaints:	11% reduction
Missed garbage complaints:	2% reduction
Brush pickup:	Collected over 12,000 tons of brush from over 55,000 requests
Tree removal:	40% increase in response time
Potholes:	9,000 filled
Waste:	23,000 tons from landfill, including biosolids
Illicit discharge incidents:	175 investigations processed; 84 resulted in enforcement actions
Other work orders:	900 flooding and erosion; 667 work orders
143 Construction projects:	143 projects
On-time Delivery:	Increase from 64% to 77%

Contracts closed: 13 contracts closed out; 22.5 Million in authorized funds; \$3.5 Million returned; 13% of authorized funds returned from all total projects, resulting in \$6 Million in savings

Accreditation: First and only accredited Public Works in State of Tennessee; 342 practices, plans and procedures; recognized by American Public Works Association for 6 model practices that will be used to help others in the accreditation program

Councilmen Anderson made comments and expressed thanks to Mr. Holland and the department. Councilman Hakeem asked about the mandatory safety training and the training for supervisors in recognizing hazards for employees. Councilman Grohn made comments and expressed thanks to Mr. Holland for his leadership. Chairman Freeman commended Mr. Holland's report and recommended that citizens of Chattanooga should be made aware of these accomplishments.

Purchases

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

R145330 - Public Works \$49,645.00
Purchase of Bicycle Pedestrian Counters Transportation
Lowest/Best Bidder: Eco-Counter 604-3981
St. Laurent Montreal, QC H2W1Y5

PO531389 - Public Works Estimated \$300,000 Annually
Blanket Contract Renewal for Valve Actuator
Services - Waste Resources Division
Lowest/Best Bidder: Industrial Valve Sales & Service
P.O. Box 1456
Cleveland, TN 37364-1456

PO533428 - Public Works Estimated \$80,000 Annually
Blanket Contract Renewal for Remote Monitoring
Services - Waste Resources Division
Lowest/Best Bidder: Mohawk Cryo LLC
1337 101st Street
Niagra Falls, NY 14304

PO532188 - General Services Estimated \$4,000,000 Annually
Blanket Contract Renewal for Radio Equipment
& Maintenance Radio Shop
Lowest/Best Bidder: Motorola Solutions, Inc.
P.O. Box 12210
Knoxville, TN 37912

Ms. Woodward informed the Council that R145330 should have been listed under the Transportation Department, not Public Works. **Councilman Henderson moved** to vote separately on R145330, seconded by Councilman Grohn.

Councilman Smith moved to approve the remaining three purchases: PO531389, PO533428 and PO532188. He was seconded by Councilwoman Berz. The motion carried.

Councilman Gilbert moved to approve R145330, seconded by Councilman Anderson. A discussion ensued in which Blythe Bailey, Transportation Administrator, responded to questions from the Council on the pedestrian bike counters. Maura Sullivan, Chief Operating Officer, and Cary Bohannon, General Services Administrator, later joined the discussion. Councilman Gilbert requested that the pedestrian bike counter be utilized between Lee Highway and Airport Road area. Mr. Bailey agreed that the counter could be used in this area. Upon further discussion, the motion carried via roll call vote as follows:

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

YES – Five (5); NO – Four (4)

ACTION: ALL PURCHASES (4) APPROVED

OTHER BUSINESS: (NONE)

COMMITTEE REPORTS:

Audit & I.T. Committee

Councilman Grohn
(No report)

Budget and Finance Committee

Councilwoman Berz

- The Council had a work session today, where it drafted a plan of work for 2017. The draft will be reviewed next week during the 1:30 p.m. Strategic Planning meeting.

Economic and Community Development Committee

Councilman Anderson

- The committee met today in open meeting for a discussion on the grant application for the Tubman sewer relocation.
- The committee will meet again next (January 24) following the 3:00 p.m. Agenda Session for an educational session related to fiber optics regulations.

HR Committee (Human Resources)

Vice Chair Mitchell
(No report)

Planning & Zoning

Councilman Hakeem

- The committee met today in open meeting for an update on Form-Based Code.

Public Safety Committee

Councilman Henderson
(No report)

Public Works and Transportation Committee
Councilman Smith

- The committee met today to review items on this week's and next week's agenda.

Youth and Family Development Committee
Councilman Gilbert
(No report)

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

After which, Chairman Freeman inquired if there were persons wishing to address the Council on non-agenda matters. Seeing none, this portion of the meeting was closed.

ADJOURNMENT

On motion of Councilman Anderson, Chairman Freeman adjourned the meeting of the Chattanooga City Council until Tuesday, January 24, 2017 at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL