



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
April 25, 2017
6:00 PM

CALL TO ORDER

Council Chairman Jerry Mitchell called the meeting to order with Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Chip Henderson, Darrin Ledford and Erskine Oglesby. Phil Noblett, Deputy City Attorney, and Nicole Gwyn, Council Clerk, CMC, were also present.

PLEDGE OF ALLEGIANCE

Councilman Ledford led the Assembly in the Pledge of Allegiance and gave the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilman Henderson, the minutes of the last meeting (April 18, 2017) were approved as published.

ORDINANCES – FINAL READING:

2017-037
Virginia Terrell
Planning Version
District No. 3

On motion of Councilman Smith and seconded by Councilman Gilbert,

ORDINANCE #13173

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 2112 AND 2122 HAMILL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO O-1 OFFICE ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2017-042
Ant Group
Planning Version
District No. 4

On motion of Councilman Ledford and seconded by Councilman Henderson,

ORDINANCE #13174

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1821 GUNBARREL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2017-039
Bobby Fairbanks
Alternate Version
District No. 4

On motion of Councilman Ledford and seconded by Councilman Smith,

ORDINANCE #13175

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT AND AMEND CONDITIONS OF ORDINANCE NO. 11313 OF PREVIOUS CASE NO. 2002-113 ON TEN (10) PROPERTIES LOCATED IN THE 7300 BLOCK OF APPLGATE LANE, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

ACTION: APPROVED

2017-041
Matthew G. Lyle
Planning Version
District 8

On motion of Councilman Byrd and seconded by Councilman Ledford,

ORDINANCE #13176

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 1001 AND 1005 BEECH 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 Henderson and seconded by Councilman Gilbert,

ORDINANCE #13177

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ARTICLE IV, SECTION 38-32, LOT SIZE, LOT FRONTAGE, SETBACK NOT TO BE REDUCED; EXCEPTION.

ACTION: APPROVED

On motion of Councilman Henderson and seconded by Councilman Ledford,

ORDINANCE #13178

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ARTICLE VIII, SECTION 38-568, RELATIVE TO USES IN THE FORM-BASED CODE THAT REQUIRE SPECIAL PERMITS FROM THE BOARD'S POWER.

ACTION: APPROVED

On motion of Councilman Henderson and seconded by Councilman Ledford,

ORDINANCE #13179

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ARTICLE XVI, DOWNTOWN-BASED CODE, RELATIVE TO RECOMMENDED IMPROVEMENTS BASED ON A SIX-MONTH REVIEW.

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilwoman Coonrod and seconded by Councilman Henderson,

RESOLUTION #29003

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO APPROVE THE TRANSFER OF PROPERTY FROM HOPE FOR THE INNER CITY, INC. LOCATED AT 2524 MCCALLIE AVENUE DEVELOPED WITH HOME INVESTMENT PARTNERSHIP FUNDS TO AMERICAN LOTUS, LLC AND TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE USE AND OPERATION OF THE PROPERTY.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Oglesby,

RESOLUTION #29004

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO ENTER INTO AN AGREEMENT WITH BLUECROSS BLUESHIELD OF TENNESSEE TO PROVIDE HEALTH PLAN ADMINISTRATIVE SERVICES TO ACTIVE AND RETIRED EMPLOYEES TO INCLUDE A 24 HOUR NURSE LINE, A HIGH TECH IMAGING PROGRAM, A MATERNITY PROGRAM, A VOLUNTARY VISION PLAN AND A WELLNESS INCENTIVE PROGRAM FOR ACTIVE EMPLOYEES ONLY AT THE RATE OF \$26.12 PER ACTIVE MEMBER PER MONTH AND AT THE RATE OF \$25.60 PER RETIRED MEMBER PER MONTH BEGINNING JULY 1, 2017, FOR A THREE (3) YEAR TERM WITH THE OPTION OF TWO (2) ONE (1) YEAR RENEWAL TERMS.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilman Gilbert,

RESOLUTION #29005

A RESOLUTION AUTHORIZING THE DIRECTOR OF HUMAN RESOURCES TO ENTER INTO AN AGREEMENT WITH CIGNA TO PROVIDE CITY EMPLOYEES AND RETIREES WITH A VOLUNTARY DENTAL PPO INSURANCE PLAN AND A VOLUNTARY DENTAL HMO INSURANCE PLAN BEGINNING JULY 1, 2017 FOR A THREE (3) YEAR TERM WITH THE OPTION OF TWO (2) ONE (1) YEAR RENEWAL TERMS.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilwoman Berz,

RESOLUTION #29006

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO ENTER INTO A CONTRACT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH IRON MOUNTAIN INFORMATION MANAGEMENT, LLC FOR RECORDS WAREHOUSING, FOR AN AMOUNT NOT TO EXCEED \$50,000.00 FOR YEAR ONE (1); \$45,000.00 FOR YEAR TWO (2); \$40,500.00 FOR YEAR THREE (3); \$40,000.00 FOR THE FIRST RENEWAL OPTION; AND \$38,500.00 FOR SECOND RENEWAL OPTION WITH A TOTAL AMOUNT NOT TO EXCEED \$214,000.00.

The Clerk read the amended version of this ordinance. Councilman Henderson asked Councilwoman Berz if the amended version was satisfactory, based upon her request earlier today in the Agenda Session. She indicated that this language was adequate, but asked Maura Sullivan, Chief Operating Officer, to explain the language *“not to exceed”* language in the resolution. Councilwoman Berz also requested a breakdown of each year from Administration. Ms. Sullivan agreed to provide the yearly breakdown.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Oglesby,

RESOLUTION #29007

A RESOLUTION AUTHORIZING THE MAYOR TO CONFIRM THE APPOINTMENTS OF JAMES BRYANT, RACHEL SHANNON, AND WILLIAM LEWIN TO THE HISTORIC ZONING COMMISSION.

Councilwoman Coonrod voiced concerns about the diversity on this board and commented on complaints she has received about the board's diversity. She encouraged people to get involved with this and other city boards.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Henderson,

RESOLUTION #29008

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR VOLKERT, INC. RELATIVE TO CONTRACT NO. E-13-002-102, WALNUT STREET BRIDGE REHABILITATION - PHASE 1, FOR AN INCREASED AMOUNT OF \$50,200.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$286,200.00.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #29009

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. W-12-029-201 TO LAYNE INLINER, LLC OF TUCKER, GA, FRIARS BRANCH INTERCEPTOR AND BASIN IMPROVEMENTS, A CONSENT DECREE PROJECT, IN THE AMOUNT OF \$7,879,759.50, WITH A CONTINGENCY AMOUNT OF \$390,000.00, FOR AN AMOUNT NOT TO EXCEED \$8,269,759.50, SUBJECT TO SRF LOAN APPROVAL.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

RESOLUTION #29010

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO A FIVE (5) YEAR CONTRACT NO. S-16-017-201 WITH INVASIVE PLANT CONTROL, INC. FOR THE MANAGEMENT OF INVASIVE PLANT SPECIES RELATIVE TO THE AGAWELA DRIVE STREAM RESTORATION PROJECT (CONSENT DECREE), FOR AN AMOUNT NOT TO EXCEED \$35,719.20.

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilwoman Berz,

RESOLUTION #29011

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR BARGE WAGGONER SUMNER & CANNON, INC. FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. R-14-010-101, "THE BELL SITE", FOR AN INCREASED AMOUNT OF \$19,662.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$132,652.00.

ACTION: ADOPTED

On motion of Councilman Byrd and seconded by Councilwoman Berz,

RESOLUTION #29012

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH RAGAN SMITH ASSOCIATES, INC. FOR PROFESSIONAL SERVICES OF DESIGN AND CONSTRUCTION SERVICES RELATIVE TO CONTRACT NO. S-15-007-102, CENTRAL AVENUE STORM DRAIN SEPARATION PROJECT – DESIGN PHASE, FOR AN AMOUNT NOT TO EXCEED \$375,700.00.

Councilman Byrd commented about what this project means to the community and commented about ensuring that Lincoln Park is respected during the project.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #29013

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH JACOBS ENGINEERING GROUP, INC. FOR PROFESSIONAL SERVICES RELATIVE TO CONTRACT NO. W-17-006-101, PROJECT MANAGEMENT FOR THE CONSENT DECREE IMPLEMENTATION, FOR AN AMOUNT NOT TO EXCEED \$1,998,423.00, FOR YEAR ONE (1) OF A FIVE (5) YEAR CONTRACT TO BE RENEWED ANNUALLY.

ACTION: ADOPTED

DEPARTMENTAL REPORTS: (NONE)

Purchases

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

R148564 - Public Works

Estimated \$36,500 Annually

New Blanket Contract for Tree Planting

Lowest/Best Bidder: Mountain City Landscape, Inc
4319 N Creek Rd.
Chattanooga, TN 37406

R152371 - Public Works

\$102,812.35

Purchase of Asphalt Paver

Lowest/Best Bidder: Stowers Machinery Corp
PO Box 14802
Knoxville, TN 37914-1802

PO527100 - Public Works

Estimated \$120,000 Annually

Blanket Contract Renewal for Lumber Products

Lowest/Best Bidder: Evans Lumber Company
2700 8th Avenue
Chattanooga, TN 37407

PO527432 - Public Works

New Total Estimated \$100,000 Annually

Increase of Authorized Expenditure on Blanket Contract
for Painting Services Waste Resources Division

Lowest/Best Bidder: Fimco Services LLC
945 Manufacturers Road
Dayton, TN 37321

R533080 - Public Works

Estimated \$50,000 Annually

Blanket Contract Renewal for Cleanup Services
for Property Damaged by Sewer Backups Waste Resources Division

Lowest/Best Bidder: Disaster Master
4605 Shawhan Road
Chattanooga, TN 37411

R148378 - General Services

Total Estimated \$200,000 Annually

Two (2) New Blanket Contracts for Paper Goods
– City Wide

Lowest/Best Bidders:

1. American Paper & Twine Company, P.O. Box 5245, Chattanooga, TN 37406
2. AVM Enterprises, Inc, 8925 Transport Lane, Ooltewah, TN 37363

R148784 - General Services

Total Estimated \$700,000 Annually

Two (2) New Blanket Contracts for Plumbing Services
– City Wide

Lowest/Best Bidders:

1. Keefe Plumbing & Heating Co. Inc, 1820 East 23rd St., Chattanooga, TN 37404
2. Chase Service, LLC, 6123 Airways Blvd., Chattanooga, TN 37421

PO532032 & 532033 - General Services

Total Estimated \$200,000 Annually

Blanket Contract Renewals for Fencing Materials, Repair & Installation-City Wide

Lowest/Best Bidders:

1. All Fences Company, 628 Marlboro Avenue, Chattanooga, TN 37412
2. River City Fence, Inc, 23 Desai Lane Ringgold, GA 30736

PO537995 & 537996 - General Services

Total Estimated \$500,000 Annually

Blanket Contract Renewals for Emergency Vehicle

Lighting & Equipment Fleet Management

Lowest/Best Bidders:

1. On-Duty Depot Inc, 10741 Lexington Drive Knoxville, TN 37932
2. Lee-Smith, 2600 8th Avenue, Chattanooga, TN 37407

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

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS: (NONE)

COMMITTEE REPORTS:

Budget and Finance Committee

Councilman Henderson

(No report)

Economic and Community Development Committee

Councilman Oglesby

(No report)

HR Committee (Human Resources)

Councilman Gilbert

(No report)

Planning & Zoning

Councilman Ledford

(No report)

Public Safety Committee

Councilman Byrd

(No report)

Public Works and Transportation Committee

Councilwoman Berz

- She noted that today was her first day chairing this committee meeting. During the open meeting, the committee was able to pose questions to Public Works Administrator Justin Holland.

Youth and Family Development Committee
Councilwoman Coonrod
(No report)

Information Technology Committee
Vice-Chairman Smith
(No report)

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

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

- **Cynthia Stanley Cash (President, North Brainerd Neighborhood Association)** – She is one of the founding members of the Hamilton County Coalition of Homeowners, created, in part, to the issue of Short-Term Vacation Rentals.
 - She commended Councilwoman Coonrod for her questions on the lawn maintenance contract purchased last week and learned about the need for additional employees for landscaping.
 - She asked about Public Works helping the community of Eastdale with landscaping, especially work on the trees across from Pin Oak. She hopes that there will be more Public Works employees hired to enable the department to do more landscaping in the area.
 - She inquired about how to apply for boards and how to learn about openings. She informed the Council that she is interested in being on the Form-Based Code Board.
 - She requested that Public Works utilize invasive plant species, like with the Agawela Drive project, to help with the flooding down Germantown and Pin Oak, especially after the last round of recent storms.
 - She informed the Council that the water is corroded and smells like “toilet water” in the Indian Hills area.
 - Chairman Mitchell asked Ms. Sullivan to get information to Ms. Stanley-Cash about applying for a board. Ms. Sullivan informed the Assembly that the board information is on the city’s website. She also agreed to meet with Ms. Stanley-Cash about board information.
- **Tiffany Rankin (President, Lincoln Park Neighborhood Association)** –
 - She requested that the Historic Zoning Commission add at least one Native American and more than one African American to its membership.
 - She informed the Council that Lincoln Park had not been notified about the design for construction of the storm drain on Central Avenue and asked why they were not informed. Lincoln Park saw the conceptual drawing, but did not see where the storm drain is located and its outcome.
 - Councilman Byrd informed Ms. Rankin (1) that the project had began prior to him coming to the Council; (2) that he reached out to Ms. Rankin and her mother prior about coming to the meeting tonight; (3) that he will ensure that the lines of communication are open with the community.

- Councilman Byrd requested that Mr. Holland give Ms. Rankin the same information that he had presented to the Council. Mr. Holland agreed to get information to Ms. Rankin, Councilman Byrd and the community about where the pipe is going.
- Ms. Rankin noted that she had not spoken to Councilman Byrd about the design and asked why she was receiving information after the vote for the construction.

ADJOURNMENT

On motion of Councilman Henderson, Chairman Mitchell adjourned the meeting of the Chattanooga City Council until Tuesday, May 2, 2017, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL