



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
July 3, 2018
5:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilman Byrd led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Gilbert and seconded by Councilwoman Coonrod, the minutes of the last meeting (June 26, 2018) were approved as published.

ORDINANCES – FINAL READING:

On motion of Vice-Chairman Oglesby and seconded by Councilman Ledford,

ORDINANCE #13333

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE VI, SECTIONS 2-581 THROUGH 2-586, RELATING TO THE MEMORIAL AUDITORIUM.

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE #13334

AN ORDINANCE HEREINAFTER ALSO KNOWN AS “THE FISCAL YEAR 2018-2019 OPERATIONS BUDGET”, PROVIDING REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019; APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; PROVIDING FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES; AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 2, SECTION 2-267, RELATIVE TO PAID LEAVE FOR ACTIVE-DUTY TRAINING AND TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SECTIONS 31-36, 31-37, 31-41, AND 31-43, SECTIONS 31-322 AND 31-354.

Councilman Gilbert asked Stacy Richardson, Chief of Staff, to repeat what she had explained last week about the waiver of the water quality fee increase for those in the Senior Citizen Tax Freeze program. Ms. Richardson also discussed for Councilman Mitchell how the waiver is being paid. She also clarified for Chairman Smith that the waiver would apply to those who qualified under the Senior Tax Relief Program as well as the tax freeze program. Upon no further questions or comments, the motion carried upon roll call vote as follows:

Berz	YES	Ledford	YES
Byrd	YES	Mitchell	YES
Coonrod	YES	Oglesby	YES
Gilbert	YES	Smith	NO
Henderson	NO		

Yes – Seven (7); No – Two (2)

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE #13335

AN ORDINANCE APPROPRIATING, AUTHORIZING OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR 2018-2019.

The motion carried upon roll call vote as follows:

Berz	YES	Ledford	YES
Byrd	YES	Mitchell	YES
Coonrod	YES	Oglesby	YES
Gilbert	YES	Smith	NO
Henderson	NO		

Yes – Seven (7); No – Two (2)

ACTION: APPROVED

MR-2018-059
Churchview Properties, LLC
District 4

On motion of Councilman Ledford and seconded by Councilman Byrd,

ORDINANCE #13336

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT
LOCATED AT 8615 PETTY ROAD, AS DETAILED ON THE ATTACHED MAP,
SUBJECT TO CERTAIN CONDITIONS.**

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

2018-07
Robert Kenz
No. 18-STVR-00030
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

RESOLUTION #29514

**A RESOLUTION APPROVING SHORT TERM VACATION RENTAL
APPLICATION NO. 18-STVR-00030 FOR PROPERTY LOCATED AT 563 S.
CREST ROAD.**

ACTION: ADOPTED

On motion of Vice-Chairman Oglesby and seconded by Councilman Byrd,

RESOLUTION #29515

**A RESOLUTION AUTHORIZING THE USE OF GRASS BUSTER LAWN
MAINTENANCE AS PRIMARY VENDOR FOR ABATEMENT SERVICES AND
AB PROPERTY PRESERVATION AS SECONDARY VENDOR FOR
ABATEMENT SERVICES.**

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #29516

A RESOLUTION APPROVING THE ACCEPTANCE OF \$298,536.53 FROM HAMILTON COUNTY AS PROCEEDS FROM THE 2018 REAL PROPERTY BACK TAX SALE, WITH \$291,204.30 BEING APPLIED AS THE CITY'S PORTION; \$3,142.12 BEING APPLIED TO CITY ATTORNEY FEES; AND \$4,190.11 BEING APPLIED TO CITY TREASURER COSTS.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Coonrod,

RESOLUTION #29517

A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF CHATTANOOGA TO ISSUE BONDS IN THE AGGREGATE AMOUNT NOT TO EXCEED \$8.5 MILLION OF THE CITY OF CHATTANOOGA, TENNESSEE FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS OF THE FOLLOWING: GREENWAY FARM CONFERENCE CENTER REPLACEMENT, 3RD/4TH STREET, ALLEY PROGRAM, CAINE LANE GREENWAY CONNECTOR - NORTH, CAINE LANE GREENWAY CONNECTOR - SOUTH, COMPLETE STREETS ON 26TH MARKET TO WHELAND, GOODWIN ROAD SEGMENT 4, PATTEN PARKWAY, SHEPHERD ROAD ENHANCEMENT - HWY. 153 TO AIRPORT, AND SIDEWALKS.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #29518

A RESOLUTION ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2019-2023, SUBJECT TO FUTURE REVISION; A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

ACTION: ADOPTED

Agenda Item VII(f):

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO MGT CONSULTING GROUP TO CONDUCT A LEGAL ANALYSIS AND DISPARITY STUDY, AND AUTHORIZING THE CITY ATTORNEY TO EXECUTE SAID CONTRACT, FOR AN AMOUNT NOT TO EXCEED \$175,000.00.

Councilman Gilbert moved to strike MGT Consulting Group and add Griffin & Strong PC. He was seconded by Councilwoman Coonrod. Attorney Hinton advised to put the original resolution on the floor prior to amending. Councilman Gilbert rescinded his motion. He also explained that

Griffin & Strong PC were the original vendors, but due to an error, the wrong vendor was named. Therefore, **Councilman Gilbert moved** to approve the original motion, seconded by Councilman Byrd. The motion carried. **Councilman Gilbert moved** to defer as amended for two (2) weeks, seconded by Councilman Byrd. The motion carried.

ACTION: AMENDED AND DEFERRED TWO (2) WEEKS

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #29520

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 4 FOR JACOB ENGINEERING GROUP, INC. RELATIVE TO CONTRACT NO. W-10-004-101, EAST BRAINERD SEWER BASIN COLLECTION SYSTEM AND PUMP STATION EVALUATION UPGRADES, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$32,344.00, FOR THE REVISED CONTRACT AMOUNT OF \$2,674,918.17.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilman Byrd,

RESOLUTION #29521

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR LITTLEJOHN ENGINEERING (AN S&ME COMPANY), RELATIVE TO CONTRACT NO. W-12-022-101, FOCUSED SSES AND REHABILITATION OF SOUTH CHICKAMAUGA CREEK SUB-BASIN 1, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$81,438.75, FOR THE REVISED CONTRACT AMOUNT OF \$945,188.75.

ACTION: ADOPTED

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

RESOLUTION #29522

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR J. CUMBY CONSTRUCTION, INC. OF COOKEVILLE, TN, RELATIVE TO CONTRACT NO. W-16-013-201, CITICO PUMP RELIABILITY IMPROVEMENTS, A CONSENT DECREE SUPPORTED PROJECT, FOR AN INCREASED AMOUNT OF \$703,797.00, TO MAINTAIN THE CONTINGENCY AMOUNT OF \$400,000.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$8,078,797.00.

ACTION: ADOPTED

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

RESOLUTION #29519

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH BROWN BROTHERS, INC. RELATIVE TO CONTRACT NO. T-17-010-201 FOR CONSTRUCTION SERVICES ASSOCIATED WITH PASSENGER STREET RECONSTRUCTION, IN THE AMOUNT OF \$278,748.32, WITH A CONTINGENCY AMOUNT OF \$27,874.83, FOR A TOTAL AMOUNT OF \$306,623.15.

ACTION: ADOPTED

PURCHASES:

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

PO538803 - Public Works Estimated \$150,000 Annually
Blanket Contract Renewal for Moyno Pump Parts – Waste Resources Division
Lowest/Best Bidder: Carl Eric Johnson, Inc.
1725 Q MacLeod Drive
Lawrenceville, GA 30043

PO548078 - Public Works New Total Estimated \$206,000 Annually
Increase of Blanket Contract for Boiler & Heat
Exchanger Services - Waste Resources Division
Lowest/Best Bidder: Industrial Boiler & Mechanical Company
3325 N. Hawthorne Street
Chattanooga, TN 37406

R167767 & R305094 - Public Works Total Estimated \$1,500,000 Annually
New Blanket Contract for HVAC Service, Repairs,
Equipment & Installation - Facilities Management Division
Lowest/Best Bidders:
1. Mountain City Service, Inc. 2408 Taft Highway Signal Mountain, TN 37377
2. Metro Services Inc. 4470 Pinnacle Lane Chattanooga, TN 37415

R171332 - Public Works \$120,000.00
Purchase of Temporary Summer Employment for
2018 Recreational Programs
Lowest/Best Bidder: Outsource Staffing, LLC
701 Cherokee Blvd., Suite 101
Chattanooga, TN 37405

A discussion ensued about R171332 (Public Works). Ms. Woodward responded to Councilwoman Berz about utilizing a temporary agency to fill the summer jobs of umpire, swim instructor and life guards. Maura Sullivan, Chief Operations Officer, discussed difficulties of filling the life guard positions in the past. Councilwoman Berz recommended training courses for youth to fill such positions. Councilman Gilbert recommended that councilpersons submit information to the temporary agency for people qualified for such positions. Upon no further questions or comments, **Councilman Ledford moved** to approve, seconded by Vice-Chairman Oglesby. The motion carried.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Renewal Certification

Attorney Hinton asked the Council to approve the renewal certification for the following grocery store wishing to sell wine: **Kanku's Express #1, 7640 East Brainerd Road (District 4)**. The certification was signed in the open meeting by five (5) councilpersons.

Budget Thanks

Councilwoman Coonrod thanked Administration for answering questions from the Council during the recent budget sessions. She thanked her colleagues for working together for three areas of improvements included in the budget that was approved today: (1) Re-entry program, (2) Lights on Walnut Street Bridge and (3) Sewer.

District 5 Event

Councilman Gilbert reminded the Assembly of the annual "Rock The Block" Back-to-School Bash on August 4, 2018, at the Brainerd YFD Center. The event will supply book bags and school supplies to students.

DIT News

Ms. Sullivan introduced Brent Messer, Chief Information Officer, who informed the Council that Google offered to comp the trip to its campus for Information Technology employee, Brian Silvenis.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz
(No report)

Economic and Community Development Committee

Councilman Byrd
(No report)

Human Resources Committee (HR)

Councilman Gilbert
(No report)

Planning and Zoning Committee

Councilman Ledford reported:

- The committee met in open meeting earlier today to review planning and zoning items on next week's agenda.

Public Safety Committee

Councilman Henderson
(No report)

Public Works and Transportation Committee

Councilman Mitchell reported:

- The committee will meet next week (July 10) after the 3:00 p.m. Agenda Session.

Youth and Family Development Committee

Councilwoman Coonrod

(No report)

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

Chairman Smith informed the Assembly that this was the time in the agenda to hear from persons wishing to speak on non-agenda matters. Attorney Hinton indicated that there were only two individuals (Chris Dahl and Rick Carpenter) on their list of individuals who had already spoken twice in the past 30 days. Seeing no other speakers, this section of the agenda was closed.

ADJOURNMENT

On motion of Councilman Ledford, Chairman Smith adjourned the meeting of the Chattanooga City Council until Tuesday, July 10, 2018, at its regularly-scheduled time of 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL