



John P. Franklin, Sr. City Council Building
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

December 3, 2019

6:00 PM

CALL TO ORDER

Council Chairman Erskine Oglesby, Jr. called the meeting to order with a quorum present, including Vice-Chairman Chip Henderson and Councilpersons Carol Berz, Demetrus Coonrod, Russell Gilbert, Darrin Ledford and Ken Smith. Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk, were also present. Councilpersons Anthony Byrd and Jerry Mitchell were not present at this meeting.

PLEDGE OF ALLEGIANCE

Councilman Gilbert led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Smith and seconded by Councilwoman Coonrod, the minutes of the last meeting (November 19, 2019) were approved as published. *[Editor's Note: The Council did not meet on November 26, 2019.]*

ORDINANCES – FINAL READING:

MR-2019-139
Hixson Investors, LLC
District Nos. 1 & 3

On motion of Councilman Smith and seconded by Vice-Chairman Henderson,

ORDINANCE #13510

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT
LOCATED IN THE 5800 BLOCK OF HIGHWAY 153, AS DETAILED ON THE
ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.**

ACTION: APPROVED

MR-2019-0103
Map Engineers % Mike Price
District No. 2

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

ORDINANCE #13511

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT
LOCATED AT 713 HAMILTON AVENUE, AS DETAILED ON THE ATTACHED
MAP, SUBJECT TO CERTAIN CONDITIONS.**

Vice-Chairman Henderson noted that he was making the motion for District 2 in the absence of Councilman Mitchell.

ACTION: APPROVED

MR-2019-0013
ASA Engineering & Consulting, Inc.
% Micah Duffey
District No. 8

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

ORDINANCE #13512

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT
LOCATED IN THE 1200 BLOCK OF EAST 13TH STREET, AS DETAILED ON
THE ATTACHED MAP.**

ACTION: APPROVED

MR-2019-0130
ASA Engineering & Consulting, Inc.
% Micah Duffey
District No. 8

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE #13513

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT
LOCATED IN THE 2200 BLOCK OF FAGAN STREET, AS DETAILED ON THE
ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.**

ACTION: APPROVED

ORDINANCES – FIRST READING:

Agenda Item VI(a):

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 11, ARTICLE XX, SHORT TERM VACATION RENTAL CERTIFICATE IN CONNECTION WITH AN ANNUAL REVIEW.

Vice-Chairman Henderson informed the Assembly that after the Council’s discussion earlier today in open meeting, there was still more work to be done on this ordinance. Therefore, **Vice-Chairman Henderson moved** to defer to December 10, 2019. He was seconded by Councilman Smith. The motion carried.

ACTION: DEFERRED TO DECEMBER 10, 2019

2019-0137
John Wise
District No. 2
Alternate Version

ORDINANCE #13514

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITION “WALKWAY” AND REPLACE WITH “APPLICANT WILL WORK WITH THE CITY OF CHATTANOOGA DEPARTMENT OF TRANSPORTATION TO HELP DEVELOP A PEDESTRIAN TRANSPORTATION ROUTE BETWEEN EAST MANNING AND OLIVER STREET ON TUCKER STREET” OF ORDINANCE NUMBER 13367 OF PREVIOUS CASE NUMBER 2018-150, MORE PARTICULARLY DESCRIBED HEREIN.

Vice-Chairman Henderson moved to approve the Alternate Version. He was seconded by Councilwoman Berz. The motion carried.

ACTION: ALTERNATE VERSION PASSED ON FIRST READING

RESOLUTIONS:

On motion of Councilman Ledford and seconded by Councilman Smith,

RESOLUTION #30146

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TO DAVID S. ADAMS FOR THE CONVEYANCE OF ROAD RIGHTS-OF-WAY PREVIOUSLY ABANDONED BY ORDINANCE NO. 9220 ON AUGUST 22, 1989, AND REQUIRED TO RESOLVE TITLE ISSUES DUE TO THE INADVERTENT OMISSION OF THE FORMER RIGHTS-OF-WAY IN THE DEED’S LEGAL DESCRIPTION.

Councilman Ledford noted no objections from Chairman Oglesby on this District 7 item.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #30147

A RESOLUTION APPROVING AN ECONOMIC IMPACT PLAN FOR THE EAST CHATTANOOGA RISING TAX INCREMENT FINANCING DEVELOPMENT AREA.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #30148

A RESOLUTION AUTHORIZING THE EXEMPTION OF THE CITY OF CHATTANOOGA FROM CERTAIN PROCEDURES OF THE APPLICATION PROCESS FOR TAX INCREMENT FINANCING WHEN THE CITY OF CHATTANOOGA INITIATES A TIF APPLICATION, BECAUSE THE CITY OF CHATTANOOGA IS THE APPLICANT FOR TAX INCREMENT FINANCING RELATED TO THE REDEVELOPMENT OF THE FORMER HARRIET TUBMAN SITE ALSO KNOWN AS THE EAST CHATTANOOGA RISING TIF APPLICATION.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Ledford,

RESOLUTION #30149

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT FOR THE PRIVATE SALE AND TRANSFER OF FIFTEEN (15) PROPERTIES OFFERED THROUGH THE CITY OF CHATTANOOGA AFFORDABLE HOUSING INITIATIVE (AHI) FOR THE PRODUCTION AND PRESERVATION OF AFFORDABLE HOUSING UNITS FOR A COMBINED BID AMOUNT OF \$13,455.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Ledford,

RESOLUTION #30150

A RESOLUTION AUTHORIZING A SPEND LIMIT INCREASE FOR THE EXISTING CONTRACT WITH CARAHSOFT TECHNOLOGY CORPORATION TO PROVIDE ACCELA SOFTWARE, LICENSING, AND SUPPORT, FOR A TOTAL INCREASE OF \$20,281.32 FOR EACH CONTRACT YEAR BEGINNING MAY 24, 2019 THROUGH MAY 23, 2020, FOR A TOTAL CONTRACT AMOUNT OF \$225,000.00.

ACTION: ADOPTED

On motion of Councilman Smith and seconded by Councilman Ledford,

RESOLUTION #30151

A RESOLUTION AUTHORIZING THE CHIEF INFORMATION OFFICER TO AMEND THE CITY'S EXISTING BLANKET AGREEMENT WITH CENTRALSQUARE TECHNOLOGIES ALLOWING FOR CONSOLIDATION OF MULTIPLE ITEMS UNDER A SINGLE AGREEMENT, MIRRORING THE ACQUISITION AND CONSOLIDATION OF MULTIPLE FIRMS BY CENTRALSQUARE, INCREASING THE ANNUAL SPEND LIMIT FROM \$80,000.00 TO \$250,000.00, WITH EXPENDITURES NOT TO EXCEED \$750,000.00.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #30152

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA POLICE DEPARTMENT TO ENTER INTO AN AGREEMENT WITH FOSTER AND FREEMAN USA, INC. TO PROVIDE A RECOVER (LFT) LATENT FINGERPRINT TECHNOLOGY BASIC LABORATORY SYSTEM FOR EQUIPMENT SITE INSTALLATION AND TRAINING COST INCLUSIVE OF TRAVEL AND SHIPPING, FOR A TOTAL AMOUNT NOT TO EXCEED \$66,600.00.

ACTION: ADOPTED

On motion of Vice-Chairman Henderson and seconded by Councilwoman Berz,

RESOLUTION #30153

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 FOR INTEGRATED PROPERTIES, LLC OF CHATTANOOGA, TN, RELATIVE TO CONTRACT NO. R-19-006-201, MULTIPLE BALLFIELD AND FACILITY IMPROVEMENTS, FOR AN INCREASED AMOUNT OF \$30,143.00, TO PROVIDE A CONTINGENCY AMOUNT OF \$20,000.00, FOR A REVISED CONTRACT AMOUNT OF \$191,048.04.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

RESOLUTION #30154

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH ARTECH DESIGN GROUP, INC. FOR PROFESSIONAL DESIGN SERVICES FOR CONTRACT NO. C-17-017-101, WOOD RECYCLING CENTER FACILITY, FOR THE CONTRACT AMOUNT OF \$84,715.00.

Councilman Gilbert asked Attorney Noblett to ensure the agenda reflected "District 8" in the notation.

ACTION: ADOPTED

On motion of Vice-Chairman Henderson and seconded by Councilwoman Coonrod,

RESOLUTION #30155

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 FOR KLEENCO CONSTRUCTION OF TENNESSEE, INC. RELATIVE TO CONTRACT NO. S-15-016-201, EAST LAKE PARK WATER QUALITY IMPROVEMENT PROJECT, FOR AN INCREASED AMOUNT OF \$307,620.98, PLUS A NEW CONTINGENCY AMOUNT OF \$110,594.34, FOR A REVISED CONTRACT AMOUNT OF \$2,329,774.18.

Vice-Chairman Henderson noted no objections from Chairman Oglesby on this District 7 item.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Coonrod,

RESOLUTION #30156

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 FOR WILLIAMS RESTORATION AND WATERPROOFING, INC. OF LAVERGNE, TN, RELATING TO CONTRACT NO. E-18-017-201, CITY HALL AND CITY COUNCIL BUILDINGS EXTERIOR REFURBISHMENTS, FOR AN INCREASED AMOUNT OF \$53,950.00, PLUS A CONTINGENCY AMOUNT OF \$5,000.00, FOR A REVISED CONTRACT AMOUNT OF \$354,700.00.

ACTION: ADOPTED

On motion of Vice-Chairman Henderson and seconded by Councilman Smith,

RESOLUTION #30157

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 FOR CD TECHNICAL SERVICES RELATIVE TO CONTRACT NO. R-15-021-101, VARIOUS PARKS ADA COMPLIANCE, FOR ADDITIONAL PROFESSIONAL SERVICES, IN THE AMOUNT OF \$24,400.00, FOR A REVISED CONTRACT AMOUNT OF \$181,400.00.

ACTION: ADOPTED

On motion of Vice-Chairman Henderson and seconded by Councilman Smith,

RESOLUTION #30158

A RESOLUTION AUTHORIZING THE THIRD OF FIVE PAYMENTS TO HAMILTON COUNTY GIS RELATIVE TO GIS ADDRESSING FOR FISCAL YEAR 2020 WITH FUTURE COMPENSATION TO BE NEGOTIATED ON AN ANNUAL BASIS AS NOTED IN THE CITY/COUNTY ADDRESSING MOU DATED MAY 19, 2006, FOR AN AMOUNT NOT TO EXCEED \$68,100.00.

ACTION: ADOPTED

On motion of Councilman Gilbert and seconded by Councilwoman Coonrod,

RESOLUTION #30159

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH WILSON CONSTRUCTION GROUP, LLC RELATIVE TO CONTRACT NO. T-17-011-201 FOR CONSTRUCTION SERVICES ASSOCIATED WITH SHALLOWFORD BONNIE WAY SIDEWALK, IN THE AMOUNT OF \$705,222.70, WITH A CONTINGENCY AMOUNT OF \$70,522.27, FOR A TOTAL AMOUNT OF \$775,744.97.

ACTION: ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

Anthony Sammons, Deputy Chief Operating Officer, briefed the Council on the following proposed purchases:

R191839 Public Works Department

Total Cost \$68,200.00

Purchase - Generator Replacement –
Waste Resource Division - Department of Public Works
Lowest/Best Bidder: Nabco Electric Company, Inc.
2800 2nd Avenue
Chattanooga, TN 37407

R191883 Traffic Operations Department

Total Estimate \$82, 000.00 Annually

New Blanket Contract-Gridsmart Product Repair –
Traffic Operations - Department of Transportation
Lowest/Best Bidder: Gridsmart Technologies
10545 Hardin Valley Road
Knoxville, N 37932

R189947 Public Works Department

Total Estimate \$50,000.00 Annually

New Blanket Contract - Custodial Services
at WellAdvantage Health & Wellness Center –
Facilities Management Division - Public Works Department
Lowest/Best Bidder: Cleaning Solutions, LLC
5600 Brainerd Road, Ste W-6
Eastgate Town Center
Chattanooga, TN 37411

R186727 Public Works Department

Total Estimate \$30, 000.00 Annually

Two New Blanket Contracts - Swimming Pool Chemicals –
Facilities Management Division - Public Works Department

Lowest/Best Bidders:

1. The Dycho Company - 412 Meridan Street, P.O. Box 513, Niota, TN 37826
2. C&C Oxygen Company - 3615 Rossville Blvd., Chattanooga, TN 37407

PO546737 Public Works Department

Total Estimate \$360,000.00 Annually

Blanket Contract Renewal - Grinding of

Wood/Brush/Leaf Material Services –

City Wide Services - Public Works Department

Lowest/Best Bidder: Ooltewah Cleaning & Grinding

5200 Bell Ridge Road

Apison, TN 37302

PO552150 PO552151 Public Works Department

Total Estimate \$75,000.00 Annually

Two Blanket Contract Renewal - Bulk Mulch –

Parks Division - Public Works Department

Lowest/Best Bidders:

1. Shepard's Mulch - 117 Round Knob Road, Rocky Face, GA 30740
2. Extreme Green Lawn & Landscaping - 9424 Edenshire Drive, Knoxville, TN 37922

Councilman Gilbert moved to pull R189947 (Public Works) from consideration tonight. He was seconded by Councilwoman Coonrod. Discussion ensued with Maura Sullivan, Chief Operating Officer, who joined Mr. Sammons regarding the next steps if the item is pulled and the timeline for bringing it back for consideration. Councilman Gilbert requested that the specifications in the blanket contract be modified for positing a position a “Custodian” instead of a “Crew Worker 1.” Discussion ensued about the process of hiring an employee to fulfill the services. Ms. Sullivan informed the Council that HR could re-spec the services in 5-10 days and report back in late January or early February. Councilman Gilbert asked for a report in the first part of February. **The motion carried, with Vice-Chairman Henderson voting “No”;** R189947 was pulled from consideration.

Councilman Gilbert moved to separate PO546737 from consideration with the other purchases. He was seconded by Councilwoman Coonrod. **The motion carried.**

Councilwoman Berz moved to approve all remaining purchases. She was seconded by Vice-Chairman Henderson. The motion carried.

Councilman Gilbert moved to deny PO546737. He was seconded by Councilwoman Coonrod. Upon roll call vote, the motion failed due to lack of a majority. The roll call vote is as follows:

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

Yes – Two (2); No – Five (5)

Councilwoman Berz moved to approve PO546737. She was seconded by Councilman Ledford. Discussion ensued with Attorney Noblett, who confirmed for Chairman Oglesby that a motion was needed at this time on this item that had been separated from consideration along with the other purchases. After all discussion, the motion carried upon roll call vote as follows:

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

Yes – Five (5); No – Two (2)

ACTIONS: R189947 PULLED FROM CONSIDERATION; ALL OTHER PURCHASES APPROVED

OTHER BUSINESS:

Office of City Attorney

Attorney Noblett informed the Council of a settlement with UTC for \$531,096.16 regarding stormwater fees.

District 7 Event

Chairman Oglesby announced the MainX24 events taking place in District 7 on this Saturday, December 7, 2019, for 24 hours.

District 9 Event

Councilwoman Coonrod announced the District 9 Resource Fair on December 5, 2019, from 10:00 a.m. – 12:00 p.m. at Parkridge Diagnostic Center, 2205 McCallie Avenue. She informed the Assembly that she partnered with Hamilton County Commissioner Katherlyn Geter. She also announced that attendees who donate 10 or more canned goods would be entered in a drawing to win \$50.00.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz
(No report)

Economic and Community Development Committee

(Councilman Byrd was not present)

Human Resources Committee

Councilman Gilbert
(No report)

Planning and Zoning Committee

Councilman Ledford reported:

- The committee met today in open meeting to review all items on the agenda.

Public Safety Committee

Councilman Smith

(No report)

Public Works and Transportation Committee

(Councilman Mitchell was not present)

Youth and Family Development Committee

Councilwoman Coonrod reported:

- The committee will meet next week following the 3:00 p.m. Agenda Session.
- YFD has advisory board vacancies for District 2, 5 & 8. Residents interested in applying to the board should contact the Councilpersons for those districts.

Legislative Committee

Vice-Chairman Henderson

(No report)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL

(Non-Agenda Items) – URL: <https://youtu.be/1Pwve25D3SE?t=2307>

Chairman Oglesby reminded the Assembly that tonight, December 3, is the effective date for the Council’s new rules of procedure. He then instructed Attorney Noblett read the new rules of procedure for persons wishing to address the Council. After which, Chairman Oglesby recognized the following persons:

Name (Location):	Primary Topic:
• Marie Mott (Oak Grove)	Investigation into murder of Clay Mason
• Stacy Smith (Chattanooga)	Improper employee training in Public Works
• Mother of Charles Toney (Chattanooga)	Assistance after beating of her son, Mr. Toney

SPECIAL RECOGNITION

Councilwoman Coonrod recognized and commended Reginald Clack, Jr., who was present in the Assembly, for returning to Chattanooga after graduating from Alabama A&M University and for working within the community.

ADJOURNMENT

Chairman Oglesby adjourned the meeting of the Chattanooga City Council until Tuesday, December 10, 2019, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL