



In-Person & Electronic Meeting  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
April 6, 2021  
6:00 PM

## **CALL TO ORDER**

Council Chairman Chip Henderson called the meeting to order by electronic means. A quorum was present via electronic means that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Russell Gilbert, Darrin Ledford, Jerry Mitchell and Erskine Oglesby, Jr. Councilwoman Demetrus Coonrod was not present at this meeting. Other panelists present via electronic means: Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

## **PLEDGE OF ALLEGIANCE**

Chairman Henderson led the Assembly in the Pledge of Allegiance and read Matthew 6:9 of the Bible (“The Lord’s Prayer”) for the invocation.

## **SPECIAL RECOGNITION**

Chairman Henderson informed the Assembly that today would be the last Council meeting attended by Councilman Mitchell, whose term of office ends on April 19<sup>th</sup>. The Chairman then opened the floor for councilpersons Smith and Gilbert, who expressed their good-byes to their colleague, Councilman Mitchell.

## **SPECIAL PRESENTATION**

***Proclamation – “Second Chance Month”  
By Chairman Henderson  
on behalf of Councilwoman Coonrod***

Chairman Henderson proclaimed the following:

**Whereas**, Every person is endowed with human dignity and value. Redemption and second chances are American values;

**Whereas**, An estimated 70 million Americans have a criminal record. Individuals returning from prison and those who have paid their debt after committing a crime face significant barriers, also known as collateral consequences;

**Whereas**, Individuals with a criminal history often struggle to find housing, employment or education, regain voting rights, volunteer in their community, and pay for significant debt that arises as a result of their conviction and incarceration. The stigma and legal barriers associated with a criminal record result in lost human capital and lost economic output for the City of Chattanooga;

**Whereas**, Youth face more than one thousand collateral consequences affecting their high school and higher education. These barriers can contribute to recidivism, which increases victimization and decreases public safety.

**Whereas**, April 21, 2012, is the anniversary of the death of Charles “Chuck” Colson, who used his “second chance” following his incarceration for a Watergate-related crime to found Prison Fellowship, the nation’s largest outreach to prisoners and their families;

**Whereas**, A robust coalition of businesses, congregations, and other organizations across the country has celebrated Second Chance Month since April 2017 through prayer walks, Second Chance Sunday services, briefings, social media campaigns, advocacy, press, Second Chance 5ks, and other events and activities;

**Whereas**, The designation of April as Second Chance Month would contribute to increased public awareness about the need for closure for those who have paid their debt, and opportunities for individuals, employers, congregations, and communities to extend second chances.

**Whereas**, Senate Resolution 129 — 115th Congress designates April 2017 and every year after as Second Chance Month to honor the work of communities, governmental entities, nonprofit organizations, congregations, employers, and individuals to remove unnecessary legal and societal barriers that prevent an individual with a criminal record from becoming a productive member of society.

It calls on the people of the United States to observe Second Chance Month through actions and programs that promote awareness of collateral consequences and provide closure for individuals who have paid their debts.

**Now Therefore**, I, Demetrus Coonrod, Councilwoman, do hereby proclaim April 2021 and ongoing as

# Second Chance Month

in the City of Chattanooga.

Proclaimed this 6<sup>th</sup> day of April 2021  
CHATTANOOGA CITY COUNCIL

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## APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and second by Councilman Byrd, the minutes of the last meeting (March 30, 2021) were approved as published. The motion carried unanimously (8-0) upon roll call vote.

## ORDINANCES – FINAL READING:

2020-0027  
Paces Ferry Builders  
Alternate Version #2  
District No. 4

### ORDINANCE #13659

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED IN THE 7000 BLOCK OF SHALLOWFORD ROAD AND 2301 RIVENDELL LANE, FOR R-1 RESIDENTIAL ZONE AND R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE FOR A PORTION AND O-1 OFFICE ZONE FOR A PORTION OF THIS SITE AS SHOWN ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

Councilman Ledford moved to substitute Alternate Version #4 and move to first reading. Vice-Chairman Smith seconded. Councilman Ledford discussed the removal of parcels no longer in the case and clearing up any clerical language. Attorney Noblett read the revised wording for the parcels. The motion carried unanimously (8-0) upon roll call vote.

ACTION: ALTERNATE VERSION #4 SUBSTITUTED  
AND PASSED ON FIRST READING

### Alternate Version #4

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

### ORDINANCE #13660

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, BY ADDING A NEW SECTION 31-324.3, VEGETATIVE PLANTING REQUIREMENTS WHEN STEEP SLOPES ARE DISTURBED, A NEW SECTION 31-324.4, STEEP SLOPE VEGETATION POLICY AND PLANTING REQUIREMENTS, AND A NEW SECTION 31-324.5, INCENTIVES FOR PRESERVATION OF EXISTING TREES.

The motion carried unanimously (8-0) upon roll call vote.

ACTION: APPROVED

On motion of Councilman Mitchell and seconded by Councilman Gilbert,

**ORDINANCE #13661**

**AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, ARTICLE VIII, DIVISION 8, SECTION 31-365, HEARING PROCEDURE; JUDICIAL REVIEW, TO PROVIDE THE AUTHORITY FOR THE STORMWATER REGULATIONS BOARD TO PROHIBIT THE ISSUANCE OF ADDITIONAL LAND DISTURBANCE PERMITS AFTER NOTICE AND HEARING BY THE STORMWATER REGULATIONS BOARD WHEN CIVIL PENALTIES ARE NOT PAID TO THE CITY OF CHATTANOOGA.**

The motion carried unanimously (8-0) upon roll call vote.

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

MR-2021-0025  
Darian Paris  
District No. 2

**Agenda Item VI(a):**

**AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE ALLEY IN THE 1300 BLOCK OF SPEARS AVENUE, AS DETAILED ON THE ATTACHED MAP.**

**Councilman Mitchell moved** to deny. Vice-Chairman Smith seconded. The motion carried unanimously (8-0) upon roll call vote.

**ACTION: DENIED**

MR-2021-0038  
South Broad, LLC  
District No. 7

**Agenda Item VI(b):**

**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY IN THE 200 BLOCK OF WEST 25TH STREET, AS DETAILED ON THE ATTACHED MAP.**

**Councilman Oglesby moved** to defer for 30 days to May 4, 2021. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

**ACTION: DEFERRED TO MAY 4, 2021**

MR-2021-0047  
Southern Spears Properties/  
Agent for Acme Brick Company  
District No. 7

On motion of Councilman Oglesby and seconded by Councilman Byrd,

**ORDINANCE #13662**

**AN ORDINANCE CLOSING AND ABANDONING MULTIPLE RIGHTS-OF-WAY, THE 4700-4800 BLOCK OF AN UNNAMED ALLEY, 200 BLOCK OF CHESTNUT STREET, AND 4700-4800 BLOCKS OF HIGHLAND AVENUE, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.**

The motion carried unanimously (8-0) upon roll call vote.

**ACTION: PASSED ON FIRST READING**

On motion of Councilman Ledford and seconded by Councilwoman Berz,

**ORDINANCE #13663**

**AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 2, SECTION 2-554, COMPETITIVE SEALED PROPOSALS.**

Councilman Ledford commented for the record on how this ordinance allows the City to come into alignment with competitiveness, creates transparency in the bid process, and brings the city into compliance with state law. The motion carried unanimously (8-0) upon roll call vote.

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

**PROCEDURAL NOTE:** With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next five resolutions for one Council vote.

**RESOLUTION #30717**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO RENEW THE INDEPENDENT CONTRACTOR SERVICES STANDARD FORM AGREEMENT WITH CBRE, INC. FOR REAL ESTATE SERVICES FOR ONE (1) YEAR, WITH THE OPTION TO RENEW FOR ONE (1) ADDITIONAL ONE (1) YEAR TERM.**

**RESOLUTION #30718**

**A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO RENEW AN AGREEMENT WITH BLUECROSS BLUESHIELD OF TENNESSEE TO PROVIDE HEALTH PLAN ADMINISTRATION SERVICES TO ACTIVE AND RETIRED EMPLOYEES AT THE APPROXIMATE COST OF \$1,270,000.00 PER YEAR FOR THE FINAL RENEWAL OPTION BEGINNING JULY 1, 2021.**

**RESOLUTION #30719**

**A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO AMEND BLANKET PURCHASE ORDER NO. 545788 SO AS TO EXTEND CONTRACT WITH OUTSOURCE STAFFING, LLC, FOR TEMPORARY EMPLOYMENT SERVICES FOR EIGHT (8) MONTHS FROM OCTOBER 1, 2020 THROUGH MAY 31, 2021.**

**RESOLUTION #30720**

**A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO ENTER INTO AN AGREEMENT WITH RUSS BLAKELY AND ASSOCIATES, LLC, FOR BENEFIT ADVISORY AND OPEN ENROLLMENT SERVICES, AND TO SERVE AS THE AGENT OF RECORD FOR ALL BENEFIT OPTIONS AT NO COST FOR A THREE (3) YEAR TERM, WITH TWO (2) ONE (1) YEAR RENEWAL OPTIONS BEGINNING JULY 1, 2021.**

**RESOLUTION #30721**

**A RESOLUTION AUTHORIZING A SPEND LIMIT INCREASE FOR THE EXISTING BLANKET CONTRACT WITH AST FOR OMCS HOSTING AND MANAGED SERVICES (PURCHASE ORDER NO. 537480) TO COVER SERVICES FOR THE REMAINDER OF CURRENT FISCAL YEAR JUNE 30, 2021, FOR CONTRACT AMOUNT OF \$3,344,509.62, FOR AN INCREASE OF \$85,000.00, FOR A TOTAL CONTRACT AMOUNT OF \$3,429,509.62.**

**Councilman Gilbert moved** to approve all five resolutions. Councilwoman Berz seconded. The motion carried unanimously (8-0) upon roll call vote.

**ACTION: RESOLUTIONS 30717 – 30721 ADOPTED**

**PROCEDURAL NOTE:** With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next three resolutions for one Council vote.

**RESOLUTION #30722**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. W-18-014-201, LUPTON DRIVE CHRONIC OVERFLOW ELIMINATION PROJECT, TO TALLEY CONSTRUCTION INC., OF ROSSVILLE, GA, FOR A CONTRACT AMOUNT OF \$1,482,559.80, WITH A CONTINGENCY AMOUNT OF \$150,000.00, FOR AN AMOUNT NOT TO EXCEED \$1,632,559.80.**

**RESOLUTION #30723**

**A RESOLUTION AUTHORIZING THE RECOMMENDATION OF THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS FOR THE STREET NAME CHANGE OF THE UNOPENED 700 BLOCK OF CHESTNUT LANE TO THE 700 BLOCK OF MIDDLETON LANE IN THE NORTHSORE HEIGHTS SUBDIVISION.**

**RESOLUTION #30724**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE ALL NECESSARY DOCUMENTS UNDER THE U.S. DEPARTMENT OF AGRICULTURE, NATURAL RESOURCE CONSERVATION SERVICE (NRCS) EMERGENCY WATERSHED PROTECTION PROGRAM RELATIVE TO STORM DAMAGE FROM THE FEBRUARY 6, 2019, STORMS AT OR NEAR ARBOR CREEK WAY, AUTHORIZING AN INCREASE OF THE CITY'S TWENTY-FIVE (25%) PERCENT SHARE FROM AN AMOUNT OF \$300,000.00 TO \$352,000.00.**

**Councilman Mitchell moved** to approve all three resolutions. Councilman Ledford seconded. The motion carried unanimously upon roll call vote.

**ACTION: RESOLUTIONS 30722 – 30724 ADOPTED**

**DEPARTMENTAL REPORTS:**

**Proposed Purchases**

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

**R209206 Public Works- Administration** \$937,012.08

Compactor for Birchwood Landfill  
Lowest/Best Bidder: Stowers Cat Chattanooga  
4066 South Access Road  
Chattanooga, TN 37406

**R209519 Chattanooga Police Department** \$28,950.00

Investigation Vehicle  
Lowest/Best Bidder: MB of Murfreesboro Nissan LLC  
PO Box 10968  
Murfreesboro, TN 37129

**R208239 Waste Resources Division, Public Works** \$200,000.00

Air/Vacuum Relief Valve Services  
Lowest/Best Bidder: Keefe Plumbing & Heating Co., Inc.  
1820 E. 23rd. Street  
Chattanooga, TN 37404

**R209611 Chattanooga Department of Transportation** \$78,768

Traffic Cabinet Replacement  
Lowest/Best Bidder: Temple, Inc.  
P. O. Box 2066  
Decatur, AL 35602

**Councilman Oglesby moved** to approve, seconded by Councilman Ledford. The motion carried unanimously (8-0) upon roll call vote.

**ACTION: ALL PURCHASES APPROVED**

**OTHER BUSINESS: (NONE)**

**COMMITTEE REPORTS:**

*Budget and Finance Committee*  
Councilwoman Berz  
(No report)

*Economic and Community Development Committee*  
Councilman Oglesby reported:

- The committee will meet next week, April 13, after the 1:30 p.m. Agenda Session to discuss CDBG and ESG funding recommendations.

*Human Resources Committee*  
Councilman Gilbert  
(No report)

*Planning and Zoning Committee*  
Councilman Ledford reported:

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

*Public Safety Committee*  
Councilman Byrd reported:

- The committee will meet next week after the Agenda Session [scheduled for 1:30 p.m. on April 13] to review pending legislation.
- The committee will meet again on May 4 after the 3:30 p.m. Agenda for the quarterly Police Advisory and Review Committee report.

*Public Works and Transportation Committee*  
Councilman Mitchell reported:

- The committee met today in open meeting.

*Youth and Family Development Committee*  
(Councilwoman Coonrod not present)

*Legislative Committee*  
Vice-Chairman Smith  
(No report)

**RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL**

(Listen by clicking [here](#))

Attorney Noblett read the rules of procedure for persons wishing to address the Council. After which, Chairman Henderson recognized the following persons present in the Assembly:

Speaker Name	District	Primary Topics:
• <a href="#">Jim Johnson</a>	2	Expressed appreciation for the work of the District 2 Council representative



Chairman Henderson asked anyone attending via Zoom to raise their (electronic) hand if they had registered to address the Council. Seeing none, this portion of the agenda was closed.

## **ADJOURNMENT**

**On motion of Councilman Byrd**, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, April 13, 2021, at **4:00 p.m.**

[Editor's Note: Any person may join the Chattanooga City Council meeting via Zoom at the scheduled meeting time by visiting online at [council.chattanooga.gov](http://council.chattanooga.gov).]

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**CHAIRMAN**

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**CLERK OF COUNCIL**

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### **EDITOR'S NOTE:**

Due to the upcoming municipal run-off election on April 13, 2021, the Chattanooga City Council has amended its meeting schedule on Tuesday, April 13, 2021, to the following:

1:30 p.m. – Agenda Session and committees  
4:00 p.m. – Council meeting