



In-Person & Electronic-Conducted Meeting
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

May 11, 2021
6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order. A quorum was present that included Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Raquetta Dotley, Isiah Hester, Jenny Hill, and Darrin Ledford. Vice-Chairman Ken Smith was not present at this meeting. Others present included Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

PLEDGE OF ALLEGIANCE

Councilwoman Berz led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Councilman Ledford and seconded by Councilman Byrd, the minutes of the last meeting (May 4, 2021) were approved as published. The motion carried unanimously (8-0) upon roll call vote.

ORDINANCES – FINAL READING: (NONE)

ORDINANCES – FIRST READING:

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

ORDINANCE #13671

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, SECTION 2-3, RELATING TO SPECIFICALLY HOLIDAYS, TO ADD JUNE 19 OF EACH YEAR AS A PAID HOLIDAY OF COMMEMORATION WHICH IS KNOWN AS “JUNETEENTH INDEPENDENCE DAY”.

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

ACTION: PASSED ON FIRST READING

2021-0030
Benjamin Phillips
Planning Version
District No. 5

On motion of Councilman Hester and seconded by Councilwoman Berz,

ORDINANCE #13672

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3698 AND 3710 FAITH ROAD, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

John Bridger, Executive Director of Regional Planning, read the conditions of this rezoning.

- 1) *Provide a minimum of seven (7) acres of undisturbed open space;*
- 2) *A maximum density of five (5) dwelling units per acres;*
- 3) *Single-family residential uses only; and*
- 4) *Provide internal pathways throughout the development to connect to the South Chickamauga Greenway, subject to City of Chattanooga approval.*

Upon no questions, the motion carried unanimously (8-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

2021-0052
Alan W. Jones c/o ASA Engineering
Planning Version
District No. 6

On motion of Councilwoman Berz and seconded by Councilwoman Hill,

ORDINANCE #13673

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED AT 6027, 6029, AND 6033 OOLTEWAH GEORGETOWN ROAD, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

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

ACTION: PASSED ON FIRST READING

2021-0051 BKY Enterprises c/o Bryan Youngblood
Planning Version
District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Ledford,

ORDINANCE #13674

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED IN THE 800 BLOCK OF SOUTH GREENWOOD AVENUE, FROM R-1 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Mr. Bridger read the conditions of this rezoning:

- 1) *Townhouse use only;*
- 2) *Height limited to thirty-five (35) feet;*
- 3) *Parking to be located to the side or the rear of the property;*
- 4) *Limited to one (1) curb cut onto South Greenwood Avenue; and*
- 5) *For the unit fronting South Greenwood Avenue, entrances and facade to be oriented towards South Greenwood Avenue for street connectivity.*

Upon no questions, the motion carried unanimously (8-0) upon roll call vote.

ACTION: PASSED ON FIRST READING

On motion of Councilman Hester and seconded by Councilman Byrd,

ORDINANCE #13675

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SEWERS, MAINS AND DRAINS, ARTICLE VIII, STORMWATER 2021MANAGEMENT, DIVISION 7, FEES, SECTION 31-356.1.1(2), ADJUSTMENTS IN QUALITY FEE, RELATED TO WATER QUALITY FEE REDUCTIONS.

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 following four resolutions for one Council vote.

RESOLUTION #30745

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO AN AGREEMENT WITH CECILIA LUEZA, IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE MLK UNDERPASS ARTWORK ACTIVATION PROJECT AT THE 600-800 BLOCK OF MARTIN LUTHER KING JR. BLVD, IN AN AMOUNT NOT TO EXCEED \$90,000.00.

RESOLUTION #30747

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ACCEPT, IF AWARDED, ENVIRONMENTAL PROTECTION AGENCY (EPA) BROWNFIELDS REVOLVING LOAN FUND (RLF) SUPPLEMENTAL FUNDING, FOR AN AMOUNT UP TO \$500,000.00 REQUIRING A TWENTY (20%) PERCENT MATCH FROM THE CITY.

RESOLUTION #30748

A RESOLUTION AUTHORIZING THE ACTIVATION OF THE OPEN SPACES PARTNERSHIP IN ANIMATION AND COMMUNITY ENHANCEMENT PROGRAM ("OS-SPACE") TO BE AVAILABLE FOR USE IN ALL CITY OF CHATTANOOGA PARKS AND OPEN SPACES FOR THE COST OF PARK RENTALS FOR ORGANIZATIONS AND INDIVIDUALS THAT MEET THE CRITERIA SET FORTH BY OPEN SPACES, FOR AN AMOUNT NOT TO EXCEED \$50,000.00.

RESOLUTION #30749

A RESOLUTION AUTHORIZING THE INTERIM CITY TREASURER TO AMEND BY EXTENDING PURCHASE ORDER NO. 526211 TO HARRIS COMPUTER SYSTEMS FOR A FOUR (4) MONTH RENEWAL PERIOD OF JULY 1, 2021, THROUGH OCTOBER 31, 2021, FOR THE PURPOSE OF BILLING AND COLLECTIONS OF PROPERTY TAX, FOR AN AMOUNT NOT TO EXCEED \$58,501.00.

Councilwoman Berz moved to approve. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: RESOLUTIONS 30745 & 30747 – 30749 ADOPTED

The Clerk read the following agenda item VII(b):

A resolution approving the acceptance and distribution of Fiscal Year 2021 - 2022 Community Development Block Grant (CDBG) and Home Investment Partnership Act Funds (HOME) from the U.S. Department of Housing and Urban Development (HUD) and program income, all totaling approximately \$3,255,472.00, as shown more fully hereinbelow.

Councilwoman Berz moved to *divide the question* so as to separately consider the acceptance and the disbursement. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

On motion of Councilwoman Berz and seconded by Councilman Ledford,

RESOLUTION #30746

A RESOLUTION APPROVING THE ACCEPTANCE OF FISCAL YEAR 2021 - 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP ACT FUNDS (HOME) FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AND PROGRAM INCOME, ALL TOTALING APPROXIMATELY THREE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND FOUR HUNDRED SEVENTY-TWO DOLLARS (\$3,255,472.00), AS SHOWN MORE FULLY HEREINBELOW.

Councilwoman Berz moved to defer disbursement to May 25, 2021. Councilman Byrd seconded. The motion carried unanimously (8-0) upon roll call vote.

Later in the meeting: Councilwoman Berz informed the Council about a text message regarding the Council's action to defer. Discussion ensued with Anthony Sammons, Interim Administrator of Economic and Community Development, and Mr. Goldberg about the impact of deferring the disbursement to May 25, 2021.

Councilwoman Coonrod moved to rescind the May 25, 2021 disbursement deferral. Councilman Byrd seconded. The motion carried unanimously (8-0) upon roll call vote.

Councilman Ledford moved to defer disbursement to May 18, 2021. Councilman Byrd seconded. The motion carried unanimously (8-0) upon roll call vote.

Councilwoman Berz offered to convene a committee meeting next week so that councilpersons could get answers to their questions regarding the recipient funding.

ACTION: RESOLUTION 30746 ADOPTED FOR ACCEPTANCE & DISBURSEMENT ACTION DEFERRED UNTIL MAY 18, 2021

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

RESOLUTION #30750
(Alternate Version)

A RESOLUTION AUTHORIZING A REVISION TO THE EMPLOYEE INFORMATION GUIDE (EIG) TO PROVIDE ADDITIONAL LANGUAGE FOR REINSTATEMENT OF ALL EMPLOYEES WITHIN ELEVEN (11) MONTHS AND TWENTY-NINE (29) DAYS FROM THE DATE OF SEPARATION. THIS REVISION SHALL BE APPLICABLE TO ALL EMPLOYEES OF THE CITY WITHIN THE GENERAL PENSION PLAN AND THE FIRE AND POLICE PENSION PLAN.

RESOLUTION #30751

A RESOLUTION AUTHORIZING A NEW TWELVE (12) MONTH BLANKET CONTRACT WITH A ONE (1) TWELVE (12) MONTH OPTIONAL RENEWAL WITH APPLICATIONS SOFTWARE TECHNOLOGIES, LLC (AST) FOR CONTINUITY OF CURRENT PLATFORM DURING IMPLEMENTATION OF CLOUD BASED SAAS, FOR AN ANNUAL AMOUNT NOT TO EXCEED \$525,000.00.

Councilman Ledford moved to approve, specifying the Alternate Version for Resolution 30750. Councilwoman Berz seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: RESOLUTIONS 30750 & 30751 ADOPTED

2021-0054
Rocky Chambers
District No. 4

On motion of Councilman Ledford and seconded by Councilwoman Berz,

RESOLUTION #30752

A RESOLUTION AUTHORIZING AN ABANDONMENT OF A RESIDENTIAL PLANNED UNIT DEVELOPMENT LOCATED ALONG THE SOUTH LINE OF THE 8100 BLOCK OF HITCHCOCK ROAD, AS DETAILED ON THE ATTACHED MAP.

ACTION: ADOPTED

2021-0055
Rocky Chambers
District No. 4

On motion of Councilman Ledford and seconded by Councilwoman Berz,

RESOLUTION #30753

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR PROPERTIES LOCATED AT 1516 (PART) AND 1526 JENKINS ROAD, 8090 HITCHCOCK ROAD, AND THE SOUTH LINE OF THE 8100 BLOCK OF HITCHCOCK ROAD.

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

ACTION: ADOPTED

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

Agenda Item VII(j):

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO APPLY FOR, AND IF AWARDED, ACCEPT THE FEMA FISCAL YEAR 2021 PORT SECURITY GRANT PROGRAM FUNDS TO BE USED BY CPD EOD UNIT TO PURCHASE TWO (2) X-RAY MACHINES; TWO (2) FLAT PANEL IMAGERY; TWO (2) COMPUTER KITS WITH TABLETS; TWO (2) TRIPODS; AND TWO (2) ROBOTIC X-RAY FRAMES, WITH A TWENTY-FIVE (25%) PERCENT CITY MATCH FROM THE EOD NRC FUND, IN THE AMOUNT OF \$34,356.83, FOR AN AMOUNT NOT TO EXCEED \$137,427.35.

Agenda Item VII(k):

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO ENTER INTO AN AGREEMENT WITH THE U.S. NUCLEAR REGULATORY COMMISSION (“NRC”) FOR USE OF THE CHATTANOOGA POLICE DEPARTMENT FACILITIES TO PROVIDE TRAINING COURSES FOR THE NRC PERSONNEL AND CONTRACTORS, FOR A ONE (1) YEAR PERIOD AND FOUR (4) TWELVE (12) MONTH OPTIONAL PERIODS, FOR THE LIFE OF THE FIVE (5) YEAR CONTRACT, FOR AN AMOUNT PAYABLE FOR YEAR ONE (1) OF \$55,000.00 AND THE NEXT FOUR (4) YEARS OF \$50,000.00 TO THE CITY OF CHATTANOOGA, FOR CONTRACT PERIOD BEGINNING APRIL 1, 2021, THROUGH MARCH 31, 2026, FOR A TOTAL ESTIMATED AMOUNT NOT TO EXCEED \$255,000.00.

Councilwoman Berz moved to defer to May 18, 2021. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: BOTH RESOLUTIONS DEFERRED TO MAY 18, 2021

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

RESOLUTION #30754

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE CHANGE ORDER NO. 3 (FINAL), FOR HAZEN AND SAWYER RELATIVE TO CONTRACT NO. W-14-006-101, MOCCASIN BEND WWTP SECONDARY CLARIFIER UPGRADES, A CONSENT DECREE PROJECT, FOR A DECREASED AMOUNT OF \$9,340.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$2,024,513.50.

RESOLUTION #30755

A RESOLUTION TO RESCIND RESOLUTION NO. 30604 FOR THE AWARD OF CONTRACT NO. R-20-017-210, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - SHADE STRUCTURES REPLACEMENT, TO LANIER PLANS, INC. D/B/A KORKAT OF CARROLTON, GA, AND REBID SAID PROJECT.

RESOLUTION #30756

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE CHANGE ORDER NO. 1 (FINAL), WITH NABCO ELECTRIC COMPANY, INC., FOR CONTRACT NO. W-20- 004-201, STORM STATION 1 REPLACEMENT OF MOTOR CONTROL CENTER (MCC), FOR AN INCREASED AMOUNT OF \$11,712.95, AND TO RELEASE THE REMAINING CONTINGENCY AMOUNT OF \$41,937.05, FOR A REVISED CONTRACT AMOUNT OF \$548,122.95.

RESOLUTION #30757

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-216, ROOFING REPAIRS FOR SUMMIT OF SOFTBALL BALLFIELDS REBID, TO TRI-STATE ROOFING CONTRACTORS, LLC, OF CHATTANOOGA, TN, FOR A CONTRACT AMOUNT OF \$83,360.00, PLUS A CONTINGENCY AMOUNT OF \$8,500.00, FOR AN AMOUNT NOT TO EXCEED \$91,860.00.

RESOLUTION #30758

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. E-19-011-202, BLANKET CONTRACT FOR ROOF INSPECTIONS, REPAIRS, AND MAINTENANCE, TO BOTH VENDORS: (L) POTTER ROOFING CONTRACTORS, INC., OF CHATTANOOGA, TN; AND (2) TRI-STATE ROOFING CONTRACTORS, LLC, OF CHATTANOOGA, TN, FOR YEAR ONE (1) OF A THREE (3) YEAR TERM, IN THE AMOUNT OF \$150,000.00 ANNUALLY, FOR USE BY ALL DEPARTMENTS.

RESOLUTION #30759

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO CONTRACT #CMA 2035 WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE MAINTENANCE OF STATE HIGHWAYS WITHIN THE CITY LIMITS OF CHATTANOOGA FOR REIMBURSEMENT TO THE CITY, FOR AN AMOUNT NOT TO EXCEED \$424,275.30.

Councilman Ledford moved to approve all six resolutions. Councilman Byrd seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: RESOLUTIONS 30754 – 30759 ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

Brent Goldberg, Chief of Staff, briefed the Council on the following proposed purchases:

R210702 City Wide Services Division, Public Works \$34,775.20
 Bobcat MT100 Mini Track Loader
 Lowest/Best Bidder: Bobcat of Chattanooga
 4288 Bony Oaks Drive
 Chattanooga, TN 37406

PO#553923 Fleet Management Division, Public Works \$560,000.00
 Police Vehicle Lighting & Equipment Installation
 Lowest/Best Bidder: On-Duty Depot, Inc
 2090 Reliable Parkway
 Chicago, IL 60686

R210886 Chattanooga Police Department \$30,270.00
 Investigations Vehicle
 Lowest/Best Bidder: Alan Jay Automotive Management, Inc.
 5330 US Highway 27 S
 Sebring, FL 33870-5661

PO#550443 City Wide Services Division, Public Works \$95,000.00
 Grounds Maintenance for City Right-of-Ways
 Lowest/Best Bidder: Special Touch Lawn Service
 4608 Woodmere View Circle
 Chattanooga, TN 37411

Councilwoman Byrd moved to approve. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

ACTION: ALL PURCHASES APPROVED

Emergency Purchase

Mr. Goldberg also informed the Council of the following emergency purchase under the Mayor’s emergency declaration.

Date	Dept	Description	Cost	Supplier	Explanation	Event Type
4/30/21	Mayor's Office	Emergency housing for non-congregate shelter for vulnerable homeless with underlying medical conditions.	\$36,712.00	Chatt Inn LLC and The Lodge Chattanooga LLC	The total amount will be \$36,712 for four weeks. After that period of time we will have contracted with the new bid awardee and be able to move folks to that property. The amounts will be \$19,200 to Chatt Inn LLC and \$17,512 to The Lodge Chattanooga LLC.	COVID under the Mayor's emergency declaration

OTHER BUSINESS:

Case No. 2021-2038

Councilwoman Dotley moved to rescind the decision on previous case #2021-0038. Councilman Ledford seconded. The motion carried unanimously (8-0) upon roll call vote.

Councilwoman Dotley moved to defer the Alternate Version of case #2021-0038 to May 25, 2021. Councilman Byrd seconded. The motion carried unanimously (8-0) upon roll call vote.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz reported:

- The committee will meet next week, May 18, [after the 3:30 p.m. Agenda Session].

Planning and Zoning Committee

Councilman Ledford

(No report)

Legislative Committee

(Vice-Chairman Smith - not present)

Hybrid Council Meetings

Chairman Henderson informed the Assembly that the Council's hybrid in-person and Zoom meetings would end at the last Council meeting of this month (May 25). Starting on June 1, 2021, the public will need to address the Council in the Assembly Room.

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:

Speaker Name	District	Primary Topics:
• Sam Kovosovic	3	Employee Pay & Pay Plan Study
• Stephen West	3	Hazard pay for public works employees

ADJOURNMENT

On motion of Councilman Ledford, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, May 18, 2021, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL

[Editor's Note: Any person may join the electronic-conducted meetings of the Chattanooga City Council at the scheduled time by visiting online at council.chattanooga.gov.]