



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

COUNCIL MEETING MINUTES

July 6, 2021
6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order. A quorum was present that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Raquetta Dotley, Isiah Hester, Jenny Hill, and Darrin Ledford. Others present were Emily O'Donnell, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube [here](#).

PLEDGE OF ALLEGIANCE

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

APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and seconded by Councilman Ledford, the minutes of the last meeting (June 29, 2021) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

SPECIAL PRESENTATION:

Hearing on Special Exceptions Permit Revocation – Skyzoo

(Video of hearing is available [here](#))

Discussion ensued about Skyzoo voluntarily surrendering its special exceptions permit. Since Attorney O'Donnell had not heard of such an offer, she asked for time to speak with Skyzoo's attorney.

MEETING RECESS: Chairman Henderson recessed the meeting at 6:05 p.m. so that Attorney O'Donnell could speak with the Skyzoo's attorney prior to the hearing.

MEETING RECONVENED: Chairman Henderson reconvened the meeting at 6:10 p.m.

The hearing began with Attorney O'Donnell making opening statements. She called witnesses on behalf of the City:

- Brent Goldberg, Chief of Staff
- David Roddy, Chief of Police
- Chris Anderson, Director of Innovation & Delivery

Chairman Henderson allowed Doug Cox, attorney for Skyzoo, to cross-examine all three of the city's witnesses. Attorney O'Donnell performed recross examinations.

Attorney Cox made opening remarks and called a witness on behalf of Skyzoo:

- Leo Dacoregio (proprietor)

Councilpersons questioned the witnesses and attorneys throughout the hearing. Upon no further questions from the Council, both attorneys made closing remarks. After which, Chairman Henderson closed the hearing at 7:27 p.m.

Chairman Henderson opened the floor for a motion from the Council. **Councilman Hester moved** to revoke Skyzoo's special permit. Councilwoman Berz seconded. Discussion ensued, with councilpersons making comments on the matter and seeking clarification from Attorney O'Donnell on the issue that is at hand tonight. Upon no further comments, the motion carried unanimously (9-0) upon roll call vote.

ORDINANCES – FINAL READING:

On motion of Councilman Ledford and seconded by Councilwoman Berz,

ORDINANCE #13687

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 14, ARTICLE II, DIVISION 3, SECTION 14-75, APPLICATION FOR EXAMINATION REQUIRED; CONTENTS; AND QUALIFICATIONS, AND SECTION 14-81, LICENSES AND CERTIFICATES REQUIRED, AND CHAPTER 24, ARTICLE I, SECTION 24-1, IN GENERAL, DEFINITIONS, INTELLIGENT TRANSPORTATION SYSTEMS.

The motion carried unanimously (9-0) upon roll call vote.

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilwoman Dotley and seconded by Councilman Byrd,

RESOLUTION #30824

A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE PUREGRAPHITE LLC PROJECT, TO DELEGATE CERTAIN AUTHORITY TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA, AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES.

The motion carried unanimously (9-0) 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 three resolutions for one Council vote.

RESOLUTION #30825

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A SIXTH AMENDMENT TO LEASE AGREEMENT WITH EAST NOOGA, LLC, IN SUBSTANTIALLY THE FORM ATTACHED, FOR SENIOR ACTIVITY MEETING SPACE IN A PORTION OF EASTGATE TOWN CENTER LOCATED AT 5600 BRAINERD ROAD FOR AN ADDITIONAL TERM OF ONE (1) YEAR, FOR THE AMOUNT OF \$7,259.74 PER MONTH, FOR A TOTAL AMOUNT OF \$87,116.88 PER YEAR.

RESOLUTION #30826

A RESOLUTION DECLARING SURPLUS OF THE PROPERTY LOCATED AT 332 E. MARTIN LUTHER KING BOULEVARD AND FURTHER IDENTIFIED AS TAX PARCEL NO. 145E-D-009.

RESOLUTION #30827

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A CONSERVATION SERVICES AGREEMENT FOR 2021-2022 WITH THE TRUST FOR PUBLIC LAND, IN SUBSTANTIALLY THE FORM ATTACHED, FOR A TERM OF ONE (1) YEAR, FROM JULY 1, 2021, THROUGH JUNE 30, 2022, FOR AN AMOUNT NOT TO EXCEED \$100,000.00 TO BE PAID IN FOUR (4) QUARTERLY INSTALLMENTS OF \$25,000.00.

Councilwoman Berz moved to approve. Councilwoman Coonrod seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30825 - 30827 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 #30828

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE THE CHANGE ORDER NO. 1 (FINAL) FOR FACTORY TO YOU FENCE OF KNOX, INC., OF KNOXVILLE, TN, FOR CONTRACT NO. R-20-017-208, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020-FENCING REPLACEMENT, FOR A DECREASED AMOUNT OF \$17,670.00, TO RELEASE THE CONTINGENCY AMOUNT OF \$12,000.00, FOR A REVISED CONTRACT AMOUNT OF \$95,230.00.

R209627 Chattanooga Police Department

\$161,074.00

Develop analytical support to improve police response to gunshots fired utilizing applicable databases. Conduct various gun crime analyses in support of CPD's objective in reducing crime. Assist in providing all required BJA reports.
Lowest/Best Bidder: University of Tennessee at Chattanooga
615 McCallie Ave., Dept. 4905
Chattanooga, TN 37403

Vice-Chairman Smith moved to approve. Councilman Hester seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Board Appointments

Youth and Family Development Board:

- Councilman Hester appointed LeAnn Jones to YFD Board for District 5.

Police Advisory and Review Committee:

- **Councilman Hester moved** to reappoint Christy Rasheed for District 5. Councilwoman Berz seconded. The motion carried unanimously (9-0) upon roll call vote.
- **Councilwoman Coonrod moved** to reappoint Kanika Wellington-Jones for District 9. Councilman Ledford seconded. The motion carried unanimously (9-0) upon roll call vote.

Health, Educational, and Housing Facility Board:

- **Councilwoman Coonrod moved** to appoint Johnika Everhart Geter. Councilman Byrd seconded. The motion carried unanimously (9-0) upon roll call vote.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz
(No report)

Economic Development Committee

Councilwoman Coonrod
(No report)

Education and Innovation Committee

Councilwoman Hill reported:

- The committee is planning to convene in August.

Equity and Community Development Committee

Councilwoman Dotley
(No report)

Legislative Committee
 Vice-Chairman Smith
 (No report)

Planning and Zoning Committee
 Councilman Ledford reported:

- The committee met today in open meeting to review all planning and zoning agenda items. The committee also heard about a proposed C-3 flexible zone.

Parks and Public Works
 Councilman Hester confirmed:

- The committee will meet next week following the 3:30 p.m. Agenda Session.

Public Safety Committee
 Councilman Byrd
 (No report)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
 (Listen and view on YouTube [here](#))

Attorney O'Donnell 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:
• Sylvester Harris	8	Senior activity center <ul style="list-style-type: none"> ○ Chairman Henderson and Mr. Goldberg confirmed the center's lease extension for one year. ○
• Dan Creed	N/A	Senior activity center <ul style="list-style-type: none"> ○ Councilwoman Berz addressed misinformation about the fate of the center. Mr. Goldberg affirmed Administration trying to meet the needs of seniors. ○
• Irene Eubanks	N/A	Senior activity center
• Liz Henderson	N/A	Senior activity center
• Joshua Capella	N/A	Homeless community needs
• Joshua Wright	N/A	His opinion as an employee at Skyzoo
• Orlando Jackson	6	Seeking to meet this week with Councilwoman Berz

ADJOURNMENT

On motion of Councilman Byrd, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, July 13, 2021, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL