



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
April 10, 2018  
6:00 PM

## **CALL TO ORDER**

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

## **PLEDGE OF ALLEGIANCE**

Councilman Gilbert led the pledge of allegiance and invited Danielle Smith of Venue Church to give the invocation.

## **APPROVAL OF LAST MINUTES**

**On motion of Councilman Gilbert and seconded by Councilman Ledford**, the minutes of the last meeting (April 3, 2018) were approved as published.

## **ELECTION OF OFFICERS**

Chairman Mitchell gave words of appreciation to his colleagues for their support and work for the past year. Councilmen Henderson and Ledford commended Chairman Mitchell for his leadership and thanked him for his service.

### **Chairman**

Attorney Hinton opened the floor for nominations for the office of Chairman of the Council.

**Councilman Henderson moved** to nominate Councilman Smith as Chairman. He was seconded by Councilman Ledford. **Councilman Henderson moved** to close the nomination and vote by acclamation Councilman Ken Smith as Chairman of the Council. The motion carried, with Councilman Smith and Councilman Gilbert abstaining.

### **Vice-Chairman**

Attorney Hinton opened the floor for nominations for the office of Vice-Chairman. **Councilman Ledford moved** to nominate Councilman Oglesby for Vice-Chairman. He was seconded by Councilwoman Coonrod. No additional nominations. **Councilman Ledford moved** to close the nomination and vote by acclamation Councilman Erskine Oglesby as Vice-Chairman of the Council. Councilman Henderson seconded. The motion carried with Councilman Oglesby and Councilman Gilbert abstaining.

Councilman Mitchell yielded to Chairman Smith, who chaired the remainder of the meeting. Chairman Smith commended Councilman Mitchell for his leadership over the past year. He also welcomed his wife, Cinnamon, who was present in the Assembly today.

**ORDINANCES – FINAL READING:**

On motion of Councilwoman Berz and seconded by Councilman Henderson,

**ORDINANCE #13295**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 25, ARTICLE I, SECTION 25-39, PANHANDLING.**

The motion carried, with Councilman Mitchell and Councilwoman Coonrod voting “NO.”

**ACTION: APPROVED**

2018-032

Matthew McClanahan and John Sweet

District No. 9

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

**ORDINANCE #13296**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1700 DODDS AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: APPROVED**

**ORDINANCES – FIRST READING:**

**ORDINANCE #13297**

**AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 11, BY THE ADDITION OF A NEW ARTICLE XVII ENTITLED “SMALL BUSINESS CONSTRUCTION MITIGATION GRANT PROGRAM” AND TO AMEND ORDINANCE KNOWN AS “THE FY2018 BUDGET ORDINANCE” SO AS TO REAPPROPRIATE \$19,000.00 FROM THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR USE IN THE SMALL BUSINESS CONSTRUCTION MITIGATION GRANT PROGRAM TO THE INDUSTRIAL DEVELOPMENT BOARD.**

Chairman Smith informed the Council that the version read by the Clerk indicated \$19,000.00, but per the publically-advertised item, the ordinance should read “\$119,000.00.” Therefore, he ruled

that the Council would be voting on the \$119,000.00 amount. **Vice-Chairman Oglesby moved** to approve the \$119,000.00. He was seconded by Councilman Henderson. The motion carried. **Vice-Chairman Oglesby moved** to amend the \$119,000.00 as advertised to \$19,000.00. He was seconded by Councilman Byrd. The motion carried. **Vice-Chairman Byrd moved** to approve as amended, seconded by Councilman Gilbert. The motion carried.

**ACTION: PASSED ON FIRST READING AS AMENDED**

**Agenda Item VI(b):**

2018-035 Ronnie Rothwell (R-1 Residential Zone to E-RA-2 Residential Attached Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 500 block of May Street, more particularly described herein, from R-1 Residential Zone to E-RA-2 Residential Attached Zone. **(District 1) (Recommended for approval of E-RA-2 and recommended for denial of E-RA-3 by Planning and Staff)**

2018-035 Ronnie Rothwell (R-1 Residential Zone to E-RD-2 Residential Detached Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 500 block of May Street, more particularly described herein, from R-1 Residential Zone to E-RD-2 Residential Detached Zone, upon Staff recommendations. **(Staff Version)**

2018-035 Ronnie Rothwell (R-1 Residential Zone to E-RA-2 Residential Attached Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 500 block of May Street, more particularly described herein, from R-1 Residential Zone to E-RA-3 Urban Edge Residential Attached Zone 3 Stories. **(Applicant Version)**

The Applicant, Ronnie Rothwell, was present, but no Opposition was present. Councilman Henderson asked John Bridger of Regional Planning about the difference between the Staff Version that recommended E-RD-2. Mr. Bridger noted that the Applicant requested E-RA-3 and recommended that the Council hear from the Applicant.

Chairman Smith opened the floor to Mr. Rothwell, granting him seven minutes to address the Council. Councilman Henderson indicated that he had met with Mr. Rothwell. He also indicated that Mr. Rothwell had presented the E-RD-2 because that is the map that had been presented to the Hill City Neighborhood Association meeting. Mr. Bridger discussed smaller lot sizes and frontages with E-RD-2 and the loss of one parking space. Mr. Rothwell discussed his concern for the lot size being his reduced with E-RD-2.

Councilman Henderson told Mr. Rothwell that his options tonight could either to defer this item one (1) week to April 17, 2018 to be clear on what Mr. Rothwell was presenting or to move for E-RD-2 version, which had been presented to him in the plan. Mr. Rothwell was more amenable to deferring the item a week for further discussion. Therefore, **Councilman Henderson moved** to defer one (1) week, seconded by Councilman Ledford. The motion carried.

**ACTION: DEFERRED ONE (1) WEEK TO APRIL 17, 2018**

2018-004  
ALC Holdings, LLC  
Planning Version  
District No. 2

**Agenda Item VI(c):**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTIES LOCATED IN THE 700-800 BLOCKS OF FRANKLIN STREET AND TWO UNOPENED STREETS, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE.**

The Applicant nor Opposition was not present. **Councilman Mitchell** moved to deny, seconded by Councilman Henderson. The motion carried.

**ACTION: DENIED**

2018-039  
Todd Lansden  
Planning Version  
District No. 5

On motion of Councilman Gilbert and seconded by Councilman Ledford,

**ORDINANCE #13298**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3407 PLUMWOOD ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-2 RESIDENTIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.**

The Applicant was present, but no Opposition was present. Mr. Bridger read the one condition recommended: *parking being in the rear of the property*. The Applicant agreed. The motion carried.

**ACTION: PASSED ON FIRST READING**

2018-038  
Nancy S. Hayes  
Planning Version  
District 7

**Agenda Item VI(e):**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3807 17<sup>TH</sup> AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-2 RESIDENTIAL ZONE.**

**Vice-Chairman Oglesby** moved to defer one (1) week to April 17, 2018, to allow for a presentation on this matter next week. Councilman Ledford seconded. The motion carried.

**ACTION: DEFERRED ONE (1) WEEK TO APRIL 17, 2018**

2018-040  
Joseph Ingram  
Planning and Staff Version  
District No. 7

**ORDINANCE #13299**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1820 MADISON STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO U-RA-3 URBAN RESIDENTIAL ATTACHED ZONE 3 STORIES.**

Vice-Chairman Oglesby thanked the Jefferson Heights Neighborhood Association for their participation with this rezoning request. **Vice-Chairman Oglesby moved** to approve the Planning and Staff Version for U-RA-3. He was seconded by Councilman Henderson. The motion carried.

**ACTION: PASSED ON FIRST READING**

2018-041  
Joseph Ingram  
Planning and Staff Version  
District No. 7

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

**ORDINANCE #13300**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1942 MADISON STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO U-RA-3 URBAN RESIDENTIAL ATTACHED ZONE 3 STORIES.**

**ACTION: PASSED ON FIRST READING**

2018-042  
Jason Geraci  
Planning Version  
District No. 8

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

**ORDINANCE #13301**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 906 AND 912 EAST 14<sup>TH</sup> STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE.**

Councilman Byrd informed the Council that he has heard no opposition to this item.

**ACTION: PASSED ON FIRST READING**

On motion of Councilman Ledford and seconded by Councilman Byrd,

**ORDINANCE #13302**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 3, SECTION 38-64, HEIGHT AND AREA EXCEPTIONS AND DIVISION 5, SECTION 38-84, HEIGHT, AREA, AND BUILDING REGULATIONS, (1) FOR AREAS OUTSIDE THE URBAN OVERLAY ZONE.**

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

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

**RESOLUTION #29396**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO EXERCISE OPTION TO RENEW WITH RIVER CITY DUCKS, LLC, IN SUBSTANTIALLY THE FORM ATTACHED, FOR A ONE (1) YEAR RENEWAL OF THE LICENSE AGREEMENT FOR THE NON-EXCLUSIVE USE OF THE ROSS' LANDING RAMP.**

**ACTION: ADOPTED**

On motion of Councilman Byrd and seconded by Councilwoman Coonrod,

**RESOLUTION #29397**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ACCEPT, IF AWARDED, A TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT GRANT FOR THE FORMER HARRIET TUBMAN HOMES SITE, IN THE AMOUNT OF \$100,000.00, WITH THE CITY'S MATCHING FUNDS, IN THE AMOUNT OF \$100,000.00, FOR A TOTAL AMOUNT OF \$200,000.00.**

**ACTION: ADOPTED**

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

**RESOLUTION #29398**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO AWARD HOME PROGRAM FUNDING TO CHATTANOOGA COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CCHDO) FOR THE DEVELOPMENT OF AFFORDABLE HOMEOWNERSHIP OPPORTUNITIES, FOR AN AMOUNT UP TO \$155,000.00, AND TO TOWER CONSTRUCTION COMPANY TO DEVELOP FOUR (4) AFFORDABLE RENTAL HOUSES, FOR AN AMOUNT UP TO \$160,000.00, FOR A TOTAL AMOUNT UP TO \$315,000.00, AND TO AUTHORIZE THE REALLOCATION OF \$320,000.00 IN HOME FUNDING FROM A PREVIOUSLY AUTHORIZED CHATTANOOGA NEIGHBORHOOD ENTERPRISE (CNE) PROJECT, AS REFERENCED IN RESOLUTION NO. 28934, TO A NEW BUILDING LOCATED AT 2104 UNION AVENUE, FOR EIGHT (8) AFFORDABLE RENTAL UNITS.**

**ACTION: ADOPTED**

On motion of Councilman Ledford and seconded by Councilman Gilbert,

**RESOLUTION #29399**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF PRINCE MUHAMMAD, AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE MCKAMEY ANIMAL CENTER, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

**2018-036**  
**Windward Cove Homeowners Association**  
**District No. 3**

On motion of Councilman Ledford and seconded by Councilman Byrd,

**RESOLUTION #29400**

**A RESOLUTION ABANDONING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR PROPERTIES LOCATED IN THE 4400 BLOCK OF WEBB ROAD AND THE 4200 THROUGH 4500 BLOCKS OF SAILMAKER CIRCLE.**

The Applicant was present, but no Opposition was present. Since this was in Chairman Smith's district, **Councilman Ledford moved** to approve, seconded by Councilman Byrd. The motion carried.

**ACTION: ADOPTED**

**RESOLUTION #29401**

**A RESOLUTION AUTHORIZING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR PROPERTIES LOCATED IN THE 4400 BLOCK OF WEBB ROAD AND THE 4200 THROUGH 4500 BLOCKS OF SAILMAKER CIRCLE.**

The Applicant was present, but no Opposition was present. Chairman Smith asked JB the difference between the two versions. Mr. Bridger read: “*subject to Lot 45 will remain as green space....clubhouse facility.*” Chairman Smith granted Mr. Hawkins up to seven minutes to address the Council.

**On Behalf of the Applicant:**

- Brent Hawkins, Vice-President of the board at Windward Cove, discussed the multi-year effort bringing forth this application. He discussed the board’s desire to bring this property into the PUD as a greenspace through a declaration that was voted on unanimously at a special meeting in July 2016. He brought copies of the declaration if needed by the Council. He expressed the board’s view that the recommended condition will place an unfair burden on them since it does not allow development of any common area. He argued that the association will need to expend additional fees if they want to install a sidewalk, gazebo, playground, parking pad or pool, and perhaps even plant trees. If the condition is added as is, he would request a more streamlined way of making improvements without having to apply for planning approval each time.

Chairman Smith noted how well he knows these properties and the application process that went into this rezoning request. He inquired of Mr. Bridger about whether the language of the condition would allow the association to build a clubhouse, pool or a sidewalk, which are public spaces. Mr. Bridger confirmed with Mr. Hawkins that the intent of their declaration is to ensure that the property is not open for development for private use or additional dwellings and is solely for the enjoyment of the community. Therefore, Mr. Bridger recommended to work on rewording the condition to ensure park-related improvements by adding such wording as “*...a clubhouse or recreational park-related improvements.*”

Chairman Smith informed Mr. Hawkins that he has never approved a PUD without a site plan. He also indicated that if Mr. Bridger finds the current language acceptable, then he would accept an amendment to the alternate version.

Mr. Hawkins offered the following additional wording for the condition: “*...a clubhouse facility, including a pool and parking, gazebo, kids’ playground and any other improvements or repairs necessary to maintain the common property greenspace as permitted by the declaration and bylaws.*” Chairman Smith indicated the ending of Mr. Hawkin’s condition indicated something that was not under the control of the Council. Therefore, Chairman Smith agreed to amending the

condition if the Applicant's proposed ending was removed. Mr. Bridger recommended the following language: "...exception a clubhouse facility, including a pool and parking, gazebo and kids playground." Mr. Hawkins asked that sidewalks be added to the condition as well. Chairman Smith and Mr. Bridger agreed. Chairman Smith then confirmed with Mr. Hinton that he had noted the amended language as agreed.

**Councilman Ledford moved** to approve the alternate version, seconded by Councilman Byrd. The motion carried. **Councilman Ledford moved** to amend the alternate version, seconded by Councilwoman Berz. The motion carried. **Councilman Ledford moved** to approve the amended alternate version, seconded by Councilman Byrd. The motion carried. Chairman Smith also confirmed that Lot 22 would not be affected by the amendment.

**ACTION: ALTERNATE VERSION ADOPTED AS AMENDED**

**RESOLUTION #29402**

**A RESOLUTION ADOPTING A LAND USE PLAN FOR THE SOUTH BROAD DISTRICT STUDY, A VISION FOR REVITALIZATION, IN AN EFFORT TO ESTABLISH A PUBLIC VISION FOR THE FUTURE OF SOUTH BROAD STREET, THE WHELAND FOUNDRY/US PIPE SITE, AND SOUTHSIDE GARDENS NEIGHBORHOOD.**

Vice-Chairman Oglesby asked Mr. Bridger for a quick overview on this item. Mr. Bridger spoke on the adoption of the district plan with Chattanooga Design Studio over a course of six months to reframe a vision for South Broad. He noted efforts to incorporate Howard School in this plan, reworking of the interchange at 1-24 and U.S. 27 to create new redevelopment and a plan for a better use of the Wheland Foundry site. He indicated that the vision will serve as a policy guide in future zoning requests and capital plans.

Vice-Chairman Oglesby thanked Eric Meyer with the Chattanooga Design Studio and the countless number of citizens, over 200, and organizations that participated in the design process. **Vice-Chairman Oglesby moved** to approve, seconded by Councilman Ledford. Councilman Ledford recognized Rev. Ann Weeks for her work on the plan. Chairman Smith recognized Mike Mallen for his work on the plan. He also expressed his thanks to Rev. Weeks. The motion carried.

**ACTION: ADOPTED**

On motion of Councilman Henderson and seconded by Councilwoman Berz,

**RESOLUTION #29403**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR HAZEN AND SAWYER FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO CONTRACT NO. W-14-006-101, MOCCASIN BEND WWTP SECONDARY CLARIFIER UPGRADES, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$98,566.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$1,939,366.00.**

Councilman Ledford asked Justin Holland, Public Works Administrator, to give a brief description of the Consent Decree. Mr. Holland introduced the program manager, Mike Mareno, a consultant

with Jacobs Engineering, who could give a concise review of the consent decree. Mr. Mareno discussed what this ordinance will allow regarding consent decree projects. There were no questions from the Council on this item. The motion carried.

**ACTION: ADOPTED**

On motion of Councilwoman Berz and seconded by Councilman Byrd,

**RESOLUTION #29404**

**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. P-16-005-201 TO ADVANCED TRAINING SYSTEMS, INC. OF ST. PAUL, IN, HCSO-CPD TARGET SYSTEM, IN THE AMOUNT OF \$88,130.00, WITH A CONTINGENCY IN THE AMOUNT OF \$4,400.00, FOR AN AMOUNT NOT TO EXCEED \$92,530.00.**

**ACTION: ADOPTED**

On motion of Councilwoman Berz and seconded by Councilman Byrd,

**RESOLUTION #29405**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR LAYNE INLINER, LLC OF TUCKER, GA, RELATIVE TO CONTRACT NO. W-12-029-201, FRIARS BRANCH INTERCEPTOR AND BASIN IMPROVEMENTS, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$1,657,632.00, TO REDUCE THE CONTINGENCY IN THE AMOUNT OF \$200,000.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$9,537,391.50, FOR A TOTAL AMOUNT OF \$9,737,391.50.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilwoman Berz,

**RESOLUTION #29406**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR CDM SMITH, INC. FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATIVE TO CONTRACT NO. W-12-026-102, DUPONT PUMP STATION AND BASIN IMPROVEMENTS – PHASE 2, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$985,284.08, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$2,580,884.08.**

**ACTION: ADOPTED**

On motion of Councilman Mitchell and seconded by Councilwoman Berz,

**RESOLUTION #29407**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR CHASE PLUMBING AND MECHANICAL, INC. OF CHATTANOOGA, TN, RELATIVE TO CONTRACT NO. W-12-026-201, DUPONT PUMP STATION AND BASIN IMPROVEMENTS – PHASE 1, A CONSENT DECREE PROJECT, FOR A DECREASED AMOUNT OF \$335,508.81, TO RELEASE THE CONTINGENCY IN THE AMOUNT OF \$272,440.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$5,113,293.19.**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and seconded by Councilwoman Berz,

**RESOLUTION #29408**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR CH2M HILL ENGINEERS FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATIVE TO CONTRACT NO. W-15-002-101, FRIARS BRANCH SOUTH CHICKAMAUGA CREEK 5 INTERCEPTOR REHABILITATION, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$104,130.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$925,080.00.**

**ACTION: ADOPTED**

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

**RESOLUTION #29409**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 (FINAL) FOR ARCADIS U.S., INC. FOR PROFESSIONAL CONSTRUCTION PHASE SERVICES RELATIVE TO CONTRACT NO. S-12-009-103, CARTER STREET STORM DRAINAGE PIPE REPAIR PROJECT, A CONSENT DECREE PROJECT, FOR A DECREASED AMOUNT OF \$350.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$97,360.00.**

**ACTION: ADOPTED**

On motion of Councilman Byrd and seconded by Councilman Gilbert,

**RESOLUTION #29410**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR ARCADIS U.S., INC. FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO CONTRACT NO. W-09-011-101, ORCHARD KNOB PUMP STATION IMPROVEMENTS, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$25,228.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$677,745.00.**

**ACTION: ADOPTED**

On motion of Councilman Byrd and seconded by Councilman Gilbert,

**RESOLUTION #29411**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 4 FOR BURNS & MCDONNELL ENGINEERING COMPANY FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO CONTRACT NO. W-12-016-012, CITICO CSOTF AND PUMP STATION IMPROVEMENTS, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$6,739.92, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$526,720.62.**

**ACTION: ADOPTED**

On motion of Councilman Byrd and seconded by Councilwoman Berz,

**RESOLUTION #29412**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 FOR BURNS & MCDONNELL ENGINEERING COMPANY FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATIVE TO CONTRACT NO. W-16-013-101, CITICO PUMP STATION RELIABILITY IMPROVEMENT, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$56,300.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$1,181,150.00.**

**ACTION: ADOPTED**

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

**RESOLUTION #29413**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO BLANKET CONTRACTS FOR PROFESSIONAL SERVICES FOR THE SUPPORT OF WASTEWATER CAPITAL IMPROVEMENTS PROGRAM, CONTRACT NO. W-18-001, FOR THE NINETEEN (19) CONSULTANT FIRMS THAT SUBMITTED QUALIFICATIONS IN THE SIX (6) DIFFERENT CATEGORIES PER THEIR QUALIFICATION PACKAGE, FOR YEAR ONE (1) OF A TERM UP TO FIVE (5) YEARS WITH THIS YEAR'S AMOUNT TO BE NO MORE THAN \$7.5 MILLION.**

**ACTION: ADOPTED**

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

**RESOLUTION #29414**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A PARTNERSHIP AGREEMENT WITH CAMERON HARBOR SOUTH, LOT 1, GP, FOR PARKWAY POURHOUSE, LOCATED AT 801 RIVERFRONT PARKWAY, PROJECT NO. T-18-001-804, AND TO ACCEPT A CONTRIBUTION OF \$15,178.38 TOWARDS THE COST OF SIX (6) PEDESTRIAN LIGHT POLES, LUMINAIRES, CONDUITS, AND INSTALLATION.**

**ACTION: ADOPTED**

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

**RESOLUTION #29415**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH KLEENCO CONSTRUCTION RELATIVE TO CONTRACT NO. T-17-006-201, FOR CONSTRUCTION SERVICES ON DODDS AVENUE ASSOCIATED WITH COMMUNITY DEVELOPMENT BLOCK GRANT SIDEWALK INSTALL/REPAIR, IN THE AMOUNT OF \$321,421.75, WITH A CONTINGENCY AMOUNT OF \$32,142.18, FOR A TOTAL AMOUNT OF \$353,563.93.**

**ACTION: ADOPTED**

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

**RESOLUTION #29416**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH GEOSTABILIZATION INTERNATIONAL FOR CONSTRUCTION SERVICES RELATIVE TO CONTRACT NO. T-16-004-201 ASSOCIATED WITH CONSTRUCTION SERVICES FOR SLOPE STABILIZATION ALONG GRANADA DRIVE, ORIGINALLY ESTABLISHED BY CITY COUNCIL ACTION ON MAY 30, 2017, TO INCREASE THE CONTRACT AMOUNT BY \$92,500.00, FOR A FINAL REVISED CONTRACT AMOUNT OF \$350,340.00, IN ACCORDANCE WITH SPECIFICATIONS AS SHOWN ON STATE WIDE CONTRACT SWC 191.**

**ACTION: ADOPTED**

On motion of Councilman Henderson and seconded by Councilman Byrd,

**RESOLUTION #29417**

**A RESOLUTION AUTHORIZING THE APPOINTMENTS OF COREY JACK WARD AND ANDREW MATHESON AS SPECIAL POLICE OFFICERS (UNARMED) FOR THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA), TO DO SPECIAL DUTIES AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

**ACTION: ADOPTED**

**PURCHASES:**

Bonnie Woodward, Purchasing Director, informed the Council of the following emergency purchase:

**R168482 - ECD** \$12,000.00  
Emergency Homeless Shelter  
Supplier: Chattanooga Regional Homeless Coalition  
801 N Holtzclaw Avenue  
Chattanooga, TN 37404

The purchasing letter was signed in open meeting by Donna Williams, Administrator for the Department of Economic and Community Development.

Ms. Woodward then briefed the Council on the following proposed purchases:

**PO537834 - Public Works** Estimated \$1,000,000 Annually  
Blanket Contract Renewal for Mechanical Services -  
Waste Resources Division  
Lowest/Best Bidder: H&H Brown, Inc.  
1803 Polk Street  
Chattanooga, TN 37408

**R166779 - Public Works** Estimated \$200,000 Annually  
New Blanket Contract for Window Tinting and  
Replacement Services-Waste Resources Division  
Lowest/Best Bidder: Ross Glass & Aluminum, LLC  
PO Box 2399  
Chattanooga, TN 37409

**R166778 - Public Works** \$95,055.00  
Purchase of One (1) MCC / Switchboard -  
Waste Resources Division  
Lowest/Best Bidder: Gexpro  
2800 Amnicola Highway  
Chattanooga, TN 37406

**PO543811 - Public Works**

Blanket Contract Name Change for Concrete Pipe - City Wide Services

Supplier: Foley Products Company (New Name)  
3950 Cromwell Road  
Chattanooga, TN 37421

**R164902 - Public Works**

Estimated \$300,000 Annually

New Blanket Contract for Uniform & Textile Rental/  
Laundry Service-City Wide-Facilities Management Division  
Lowest/Best Bidder: UniFirst Uniform Services  
103 West Lake Avenue  
Rossville, GA 30741

**R164904 - Public Works**

Estimated \$40,000 Annually

New Blanket Contract for Pest Control Service -  
City Wide - Facilities Management Division  
Lowest/Best Bidder: Kirkland's Pest Control  
4159 Ringgold Road, Suite 107  
Chattanooga, TN 37412

**R165739 - Public Works**

Total Estimated \$480,000 Annually

New Blanket Contracts for Grounds Maintenance For  
City Parks-Parks Division  
Lowest/Best Bidders:

1. R&A Property Maintenance 865 Old Street Hwy 28 Dunlap, TN 37327
2. City Green Services PO Box 4250 Chattanooga, TN 37405
3. Images Landscape Service, Inc. 6025 Airways Blvd. Chattanooga, TN 37421
4. ERMCC, LLC 6020 Shallowford Road, Suite 108 Chattanooga, TN 37421

Regarding R164904 (Public Works), a discussion ensued with Ms. Woodward and Mr. Holland about the vendor's contractual ability to retreat persistent pest problems and the number of contracts this vendor has had with the City. Councilman Henderson inquired about beavers being covered under this contract. Councilmen Ledford inquired about coyotes. Upon no further questions, **Vice-Chairman Oglesby moved** to approve, seconded by Councilman Henderson. The motion carried.

**ACTION: ALL PURCHASES APPROVED**

**OTHER BUSINESS:**

**Mental Health Event**

Councilman Gilbert announced the "Embracing Hope for Mental Health" event on May 1, 2018, at The Camp House, 149 East Martin Luther King Boulevard. [Editor's Note: There will be a "Mix and Mingle" at 5:30 p.m. and program will start at 6:00 p.m.]

**District 7 Events**

Vice-Chairman Oglesby reported on the Burnin' Bridges "Mural Jam," co-sponsored by Jazzanooga, that took place over the weekend in District 7. Twenty-six artists painted a mural at the 4300 block of Oakland. He further announced the following District 7 events:

- East Lake Festival - April 14, 2018 from 1:00 - 5:00 p.m. at the East Lake Park and Duck Pond, located at 3000 East 34th Street.
- Alton Park Festival - April 21, 2018 with the cleanup from 11:00 a.m. - 1:00 p.m. on Workman Road, Fagan Street and E. 38<sup>th</sup> Street. The festival will take place 1:00 - 4:00 p.m. at the Southside Community Park, located at 3501 Central Avenue.

Councilwoman Coonrod requested that CPD Officer Michael Amphthor attend the festival to do the “stanky leg” dance. Assistant Chief Dana Vaughn said she could that out with Officer Amphthor.

### **Board Appointment**

Councilman Mitchell appointed Richard Beeland for District 2 to the Economic and Community Development’s Citizens Advisory Board.

### **District 8 Job Opportunities**

Councilman Byrd announced that M&M Industries in District 8 is taking applications at [www.ultimatepail.com](http://www.ultimatepail.com). He also announced a block party to be held at the M&M site on April 27, 2018, from 4:00 - 7:00 p.m. There will be music, games and a bounce house.

### **Short-Term Vacation Rental**

Mr. Hinton informed the Council that all of Rosemont Drive was supposed to be included in the map for the recently-revised Short-Term Vacation Rental ordinance; however, only one side of the street was included. He informed the Council that the map for the Short-Term Vacation Rental overlay would now include all of Rosemont Drive. He confirmed for Councilman Henderson, sponsor of the legislation, that the map does not need to come before the Council in order to correct the map and add all of Rosemont Drive.

### **HR Director Appointee**

Anthony Sammons, Deputy Chief Operating Officer, introduced Beverly Moultrie to the Council as the Mayor’s appointee for Human Resources Director of Human Resources. Ms. Moultrie spoke to the Council about her HR background.

Councilman Gilbert thanked Vickie Haley for her work as Interim HR Director. Chairman Smith commented on her years of employment in various capacities with the City. Councilman Mitchell noted for the Council that since this is a Mayoral appointment, it would come before the Council for approval next week.

## **COMMITTEE REPORTS:**

### *Budget and Finance Committee*

Councilman Henderson  
(No report)

### *Economic and Community Development Committee*

Vice-Chairman Oglesby  
(No report)

*Human Resources Committee (HR)*  
Councilman Gilbert  
(No report)

*Planning and Zoning Committee*  
Councilman Ledford reported:

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

Chairman Smith asked Councilman Ledford if he would serve a second year as Chair of the Planning and Zoning Committee. Councilman Ledford agreed.

*Public Safety Committee*  
Councilman Byrd  
(No report)

*Public Works and Transportation Committee*  
Councilwoman Berz reported:

- The Council heard a presentation in open meeting today regarding Water Quality. She also expressed her thanks to Mr. Holland.
- The committee will meet next week after the 3:00 p.m. Agenda Session.

Chairman Smith asked Councilwoman Berz if she would serve another term as Chair of the Budget and Finance Committee. Councilwoman Berz agreed.

*Youth and Family Development Committee*  
Councilwoman Coonrod

- The committee met today for a presentation on the Baby U. She noted that the program is targeting zip codes 37404, 37407 and 37410. It also works with the homeless and fathers.

*Innovation Technology Committee*  
(No report)

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

Attorney Hinton read the rules of procedure for persons wishing to address the Council on non-agenda items. After which, Chairman Smith recognized the following persons:

- **Rick Carpenter (District 4)** - He questioned why the City did not clean up the brownsfield behind the Wellness Center that caused the Tent City to be moved. He wondered aloud if this was a targeted selection by the City against the homeless community. He argued that if the ground behind the Wellness Center is contaminated, so the center would be subject to runoff.
  - He attempted to speak on the panhandling ordinance, but Chairman Smith asked Mr. Carpenter to show respect to the Council and adhere to rules of speaking only on non-agenda matters. He, therefore, commented about the City meeting consent decree benchmarks.

- **Jim Johnson (N. Chattanooga)** - He represents a new organization called Chattanoogaans for Responsible Development. He informed the Council of having nearly 300 followers on Facebook. His organization is seeking solutions to help the city partners and the Council. He has worked with several City officials, including Donna Williams, Justin Holland and John Bridger on past projects. They would like to see best practices applied to a tree policy and commend citizens for rescuing Stringer’s Ridge from development.
- **Lyn Bartiletti** - She wanted to inform the Council that she supports Mr. Johnson and his organization on the protection of trees.
- **Andrew Adams** - He stated his support of Mr. Jonson’s group. He also had concerns about an alleyway between Roswell and Taft. He informed the Council that tire storage is a problem there. a tire company behind his property that he thought had been “grandfathered” at the time legislation was put in place regarding tire storage. Mosquitos are a problem with the alley due to improper tire storage. He asked if the alleyway could cleaned.
  - Chairman Smith noted that he sponsored the legislation regarding tires and that there was no “grandfathered” property in the legislation. He asked Mr. Adams to give his property addresses to the Clerk for follow-up.

**ADJOURNMENT**

**On motion of Councilman Henderson,** Chairman Smith adjourned the meeting of the Chattanooga City Council until Tuesday, April 17, 2018, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**