



City Council Building
Chattanooga, Tennessee
COUNCIL MEETING MINUTES
February 26, 2019
6:00 PM

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Councilman Gilbert led the Assembly in the Pledge of Allegiance and requested a moment of silence in honor of the two police officers who passed away this weekend. After which, he invited Pastor Mark Pangel of Venue Church to give the invocation.

APPROVAL OF LAST MINUTES

On motion of Councilman Ledford and seconded by Vice-Chairman Oglesby, the minutes of the last meeting (February 19, 2019) were approved as published.

ORDINANCES – FINAL READING:

On motion of Councilwoman Berz and seconded by Councilman Ledford,

ORDINANCE #13438

AN ORDINANCE AMENDING ORDINANCE NO. 13334, KNOWN AS “THE FISCAL YEAR 2018-2019 BUDGET ORDINANCE” SO AS TO REAPPROPRIATE \$25,000.00 FROM THE GENERAL FUND, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT HOMELESS OUTREACH PROJECT (G00106) TO FAMILY PROMISE TO MEET THE EMERGENCY HOUSING NEEDS OF DISPLACED INDIVIDUALS EXPERIENCING HOMELESSNESS AND SHELTER NEEDS FOR VETERANS IN ITS PROGRAM.

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

ORDINANCE #13439

AN ORDINANCE TO AMEND ORDINANCE NO. 13335, KNOWN AS “THE FISCAL YEAR 2018-2019 CAPITAL IMPROVEMENT BUDGET ORDINANCE,” SO AS TO REAPPROPRIATE \$30,000.00 FROM THE DEPARTMENT OF TRANSPORTATION CAPITAL FUND TO CHATTANOOGA AREA REGIONAL TRANSIT AUTHORITY (CARTA) FOR A TRANSIT NETWORK REDESIGN STUDY AND \$60,000.00 FROM THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT CAPITAL FUND TO RIVERCITY COMPANY FOR THE 3RD/4TH STREET MASTER PLAN AND APPROPRIATE \$500,000.00 FROM THE CHATTANOOGA PUBLIC LIBRARY OPERATING FUND TO LIBRARY HVAC LIGHTING AND ASBESTOS REMOVAL CAPITAL PROJECT.

ACTION: APPROVED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

ORDINANCE #13440

AN ORDINANCE TO AMEND ORDINANCE NO. 13214, KNOWN AS “THE FISCAL YEAR 2017-2018 CAPITAL IMPROVEMENT BUDGET ORDINANCE,” SO AS TO APPROPRIATE \$500,000.00 FROM THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT CAPITAL FUND TO THE SOUTHEAST TENNESSEE DEVELOPMENT DISTRICT (SETDD) FOR THE SMALL BUSINESS LOAN PROGRAM.

The motion carried, with Vice-Chairman Oglesby abstaining.

ACTION: APPROVED

2018-222
MAP Engineers, LLC
Planning Alternate Version #3
District No. 2

On motion of Councilman Mitchell and seconded by Councilman Ledford,

ORDINANCE #13441

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO AMEND AND LIFT CONDITIONS ON PROPERTY LOCATED AT 706, 710, AND 716 ASHLAND TERRACE, MORE PARTICULARLY DESCRIBED HEREIN.

ACTION: APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilman Henderson and seconded by Councilman Mitchell,

RESOLUTION #29828

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A THIRD AGREEMENT TO EXERCISE OPTION TO RENEW FOR AN ADDITIONAL TERM OF ONE (1) YEAR WITH NORTH CHICKAMAUGA CREEK CONSERVANCY, IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE LEASE AND MANAGEMENT OF A COMMUNITY GARDEN AT GREENWAY FARMS PARK, WITH AN ADDRESS OF 5051 GANN STORE ROAD.

Councilman Henderson confirmed that this resolution was for District 3, and noted Chairman Smith's approval in this open meeting. After which, the motion carried.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilwoman Coonrod,

RESOLUTION #29819

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LICENSE AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH FRIENDS OF THE FESTIVAL, INC. FOR RIVERBEND FESTIVAL 2019, FOR THE PERIOD OF MAY 24, 2019 THROUGH JUNE 4, 2019.

The motion carried, with Vice-Chairman Oglesby abstaining.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Coonrod,

RESOLUTION #29820

A RESOLUTION TO CONFIRM THE MAYOR'S RE-APPOINTMENT OF JIM HALL TO THE AIRPORT AUTHORITY BOARD.

ACTION: ADOPTED

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

RESOLUTION #29821

A RESOLUTION TO CONFIRM THE MAYOR'S RE-APPOINTMENT OF EDNA VARNER TO THE CHATTANOOGA HOUSING AUTHORITY BOARD.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Gilbert,

RESOLUTION #29822

A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 (FINAL) FOR TRI-STATE ROOFING CONTRACTORS OF CHATTANOOGA, TN, RELATIVE TO CONTRACT NO. Y-17-019-201, REPLACEMENT ROOFING SYSTEM FOR SHEPHERD YFD CENTER BUILDING, FOR AN INCREASED AMOUNT OF \$18,546.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$173,615.00.

ACTION: ADOPTED

On motion of Councilman Mitchell and seconded by Councilman Byrd,

RESOLUTION #29823

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPLY FOR, AND ACCEPT, IF AWARDED, REIMBURSABLE FUNDS FOR THE HOUSEHOLD HAZARDOUS WASTE GRANT FROM THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) TO OPERATE THE HOUSEHOLD HAZARDOUS WASTE FACILITY, FOR AN AMOUNT NOT TO EXCEED \$95,000.00.

ACTION: ADOPTED

On motion of Councilman Henderson and seconded by Councilman Byrd,

RESOLUTION #29824

A RESOLUTION AUTHORIZING M STREET CHATT, LLC % REGGIE WALLS TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 405 N. MARKET STREET FOR THE PURPOSE OF INSTALLING A PROJECTING SIGN, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

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

RESOLUTION #29825

A RESOLUTION AUTHORIZING BUDDY RATLEY SIGNS % BUDDY RATLEY, ON BEHALF OF PROPERTY OWNER, R. STEVE HUNT, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 631 BROAD STREET FOR THE PURPOSE OF INSTALLING PROJECTING SIGNS, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

ACTION: ADOPTED

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

RESOLUTION #29826

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AN AGREEMENT WITH THE CORRADINO GROUP RELATIVE TO CONTRACT NO. T-15-027-201 FOR PROFESSIONAL SERVICES ASSOCIATED WITH CHATTANOOGA REGIONAL ITS PHASE 1A: CCTV CAMERAS IN THE CBD CONSTRUCTION ENGINEERING AND INSPECTION, IN THE AMOUNT OF \$94,850.00.

ACTION: ADOPTED

On motion of Councilwoman Coonrod and seconded by Councilman Byrd,

RESOLUTION #29827

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF YOUTH AND FAMILY DEVELOPMENT TO ENTER INTO A CONTRACT WITH DUKE UNIVERSITY FAMILY CONNECTS INTERNATIONAL TO PROVIDE A FEASIBILITY STUDY FOR CHATTANOOGA'S ADOPTION OF FAMILY CONNECTS, FOR A ONE TIME AMOUNT NOT TO EXCEED \$50,000.00.

ACTION: ADOPTED

PURCHASES:

Bonnie Woodward, Purchasing Director, briefed the Council on the following proposed purchases:

R178078 - Public Works Department Estimated \$50,000.00 Annually
New Blanket Contract - Corrugated Metal Pipe –
City Wide Services - Public Works Department
Lowest/Best Bidder: Hagan & Stone Wholesale, Inc.
1387 North Main Street
Tompkinsville, KY 42167

PO 547753 - Public Works Department Estimated \$150,000.00 Annually
Blanket Contract Renewal - Raising and
Lowering Manhole Services- Public Works Department
Lowest/Best Bidder: Mayse Construction Company
P.O. Box 23027
Chattanooga, TN 37422

PO 550061 - Public Works Department Increase \$5,001.00 ~
Estimated Revised Total \$30,000.00
Increase Blanket Contract - Bags of Ice -
City Wide Services - Public Works Department
Lowest/Best Bidder: Tennessee Valley Ice Company
4116 South Creek Road
Chattanooga, TN 37406

PO536972 & PO536973 - Public Works Department Total Estimated \$2,000,000.00 Annually
Blanket Contract Renewals - Electrical Supplies –
Facilities Management Division - Public Works Department
1. Gexpro - 2800 Amnicola Highway Chattanooga, TN 37406
2. Mayer Electric Supply Company, Inc. - 799 East 11th Street Chattanooga, TN 37403

PO542339 and PO542340 - Public Works Department Total Estimated \$110,000.00 Annually
Blanket Contract Renewals - Lock & Key Service –
Facilities Management Division - Public Works Department
1. Ace Lock & Key, Inc. 4412 Dodds Avenue Chattanooga, TN 37407
2. A-1 Lock & Security 209 West Emery Street Dalton, GA 30720

Councilman Henderson moved to approve, seconded by Vice-Chairman Oglesby. The motion carried.

ACTION: ALL PURCHASES APPROVED

OTHER BUSINESS:

Travel Donation

Maura Sullivan, Chief Operating Officer, reported a travel donation to the Chattanooga Police Department totaling \$2,275.00 to pay for a bus to take officers to the funeral of Officer Galinger. She also spoke words of thanks for the donation. Councilman Henderson inquired about the transportation arrangements. She informed the Council of the four escorts to Cincinnati and the Honor Guard. She offered to send further information as it is finalized. Chairman Smith asked about other donations. Ms. Sullivan informed the Council that donations may be made to the Police Memorial fund or the American Cancer Society.

Avondale Housing Program

Councilman Byrd announced that he took part in a neighborhood program this week on Main Street about an owner-occupied duplex program. He asked only Donna Williams, Administrator for Economic and Community Development, to discuss the pilot program. Ms. Williams informed the Council that the city and county used to own three properties. The county gave the properties to the city; however, they were blighted. She informed the Council that this pilot program is only for the Avondale Neighborhood Association. She noted that this is not a city-wide program and only covers these three properties.

COMMITTEE REPORTS:

Budget and Finance Committee
Councilwoman Berz
(No report)

Economic and Community Development Committee
Councilman Byrd
(No report)

Human Resources Committee (HR)

Councilman Gilbert reported:

- The committee met today in open meeting for a presentation on GARE. This program will help the city come together and learn from one another.

Planning and Zoning Committee

Councilman Ledford reported:

- The committee will meet next week (March 5) after the 3:00 p.m. Agenda Session.

Public Safety Committee

Councilman Henderson

(No report)

Public Works and Transportation Committee

Councilman Mitchell reported:

- The committee met today regarding the Street Paving audit.
- The committee will meet again next week after the 3:00 p.m. Agenda Session.

Youth and Family Development Committee

Councilwoman Coonrod

(No report)

Legislative Committee

Vice-Chairman Oglesby

(No report)

[Councilman Ledford exited the meeting at this time.]

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

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

- **Edward Green (Gayle Dr.)** – He came to the Council about his driveway located on a dead-end street. He came before to address the Council back when Lee Norris was Public Works Administrator. He indicated that Councilman Gilbert and Councilwoman Berz were on the Council when he came the first time. He informed the Council that city garbage trucks have used his driveway to turn around every Monday for the past 15 years. His driveway is now showing damage because of overgrowth. He informed the Council that Public Works cleaned the overgrowth coming over his fence. He requested that Public Works come out to see his driveway to see the damage to his driveway. He completed a claim form today for damages, but did not receive a service claim number.
 - Chairman Smith asked Mr. Green to stay after the meeting so that he could assist him.
- **Christopher Dahl (Chattanooga)** – He had a grievance with the Council for negligence and informed the Council that he pulled onto Hamill Road this weekend around 10:55 p.m. in an attempt to remove up a metal road sign that had fallen from the barricade at a sewer breach. He could not move the sign due to the heavy traffic and due to the He pulled off and left the scene at 11:02 p.m. He saw a CPD car pull into the driveway across from the

breach. He was upset with because in March 2016, the Council approved funds for the Dupont pump station and basin improvement funds to alleviate sewer overflows in that area. He did not observe proper signage at the barricade on Hamill Road per the manual on uniform traffic control devices. If one looks at the manual, he indicated that the signage placement before a barrier is based on scenario. He informed the Council that he pulled off right before the accident on Hamill Road occurred and expressed condolences to the officer that passed away and the Chattanooga Police Department.

- Assistant Chief McCullough informed the Council that CPD will put out a news release with details about the officer funeral.
- **Kristin (Missionary Ridge)** – She distributed pictures to the Council. She came to inform the city about the drainage in her grandmother’s yard. The city installed a drainage that has become life-threatening to her replaced a sinkhole years ago in the 1970’s. The city took responsible for that sinkhole and repaired it. In the 1980’s, the city dumped rocks at the drain. Another sinkhole took place in 2005. The city determined then that they were not responsible for the erosion. Her grandparents used their own money to fix the second sinkhole appeared in their yard again. In 2017, her grandparents’ neighbor was sitting and a tree sitting on the city’s drain fell over the neighbor’s Suburu about eight minutes after getting out of it. The city dumped rocks on her grandparent’s private property again and, she believes, could’ve claimed both grandparents’ lives. On June 6, 2018, a hole fell out beside her grandmother’s feet. She believes her grandmother could have died. Her family came in July 2018 to address the Council. The city promised to come out during that Council meeting. When they did, the city only cleaned the drain 100 feet away from the actual hole. Public Works has been notified over 25 times about this situation. There is now a new 6’x6’ hole open above the drain now. All water from South Crest is running into their property from two different properties. The area of their patio is about to collapse. The city will not move the inlet of the water because it is on private property. She believes the city is responsible for continued damage on their property.

ADJOURNMENT

On motion of Vice-Chairman Oglesby, Chairman Smith adjourned the meeting of the Chattanooga City Council until Tuesday, March 5, 2019 at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL