



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
May 7, 2019  
6:00 PM

**CALL TO ORDER**

Council Chairman Erskine Oglesby called the meeting to order with Vice-Chairman Chip Henderson and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Darrin Ledford and Jerry Mitchell. Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk, were also present. Councilman Ken Smith was not present this meeting.

**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 Mitchell, the minutes of the last meeting (April 30, 2019) were approved as published.

**ORDINANCES – FINAL READING:**

On motion of Councilman Ledford and seconded by Councilman Byrd,

**ORDINANCE #13457**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, CHAPTER 26, ARTICLE I, SECTION 26-22, BY DELETING THE CAPTION “RESERVED” AND ADDING A NEW HEADING ENTITLED, “NON-MOTORIZED WATERCRAFT PUBLIC LAUNCH ACCESS”.**

**ACTION: APPROVED**

**ORDINANCE #13458**

**AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 26, SECTION 26-3 RELATING TO OPERATION OF VEHICLES IN PARKS; CHAPTER 26, SECTION 26-4 RELATING TO RECKLESS SPEEDS; CHAPTER 24, SECTION 24-33 RELATING TO OVERTAKING AND PASSING OF VEHICLES PROCEEDING IN THE SAME DIRECTION; AND CHAPTER 24, SECTIONS 24-511 THROUGH 24-523, TO ESTABLISH RULES AND REGULATIONS RELATING TO THE OPERATION OF THE REGULATION OF DOCKLESS SMALL VEHICLE SHARING PROGRAMS.**

Councilwoman Berz inquired about an opinion from Keith Reisman, Assistant City Attorney regarding a waiver and the assumption of risk. Neither Attorney Noblett nor Blythe Bailey, Transportation Administrator, had seen an opinion today from Mr. Reisman. Councilwoman Berz discussed wanting to amend the ordinance by adding the wording “...in accordance with T.C.A. 70-7-102...” to section 24-513(e) of this ordinance. Therefore, **Councilwoman Berz moved** to approve with the intent to amend, seconded by Councilman Mitchell. The motion carried. **Councilwoman**

**Berz moved** to amend by adding the language "...in accordance with T.C.A. 70-7-102..." to Section 24-513(e). She was seconded by Councilman Mitchell. The motion carried, with Councilman Ledford voting "No" and Councilman Henderson abstaining.

**Councilwoman Berz moved** to approve as amended, seconded by Councilman Mitchell. The motion carried, with Councilmen Ledford and Henderson both voting "No." Attorney Noblett confirmed that this would send the ordinance back to second and final reading next week.

**ACTION: AMENDED; GOES TO SECOND READING NEXT WEEK**

**ORDINANCES – FIRST READING:**

On motion of Councilman Gilbert and seconded by Councilwoman Coonrod,

**ORDINANCE #13459**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 16, SECTIONS 16-59 - 16-66, TO CREATE THE POLICE ADVISORY AND REVIEW COMMITTEE.**

The motion carried, with Councilman Ledford abstaining.

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS:**

On motion of Councilman Henderson and seconded by Councilwoman Berz,

**RESOLUTION #29909**

**A RESOLUTION AUTHORIZING THE WAIVER OF FEES FOR THE "CHA LEARNING DAYS", AN EARLY CHILDHOOD RESOURCE EVENT, SPONSORED BY WTCI AT MILLER PARK ON MAY 14, 2019, IN THE AMOUNT OF \$200.00.**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and Councilwoman Berz,

**RESOLUTION #29910**

**A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO ENTER INTO AN AGREEMENT WITH GALLAGHER BENEFITS SERVICES, INC. TO CONDUCT A COMPENSATION STUDY AND IMPLEMENTATION SUPPORT FOR THE CITY OF CHATTANOOGA, FOR AN AMOUNT NOT TO EXCEED \$150,000.00.**

**ACTION: ADOPTED**

On motion of Councilwoman Berz and seconded by Councilman Byrd,

**RESOLUTION #29911**

**A RESOLUTION AUTHORIZING PAYMENT TO THE SOUTHEAST TENNESSEE DEVELOPMENT DISTRICT FOR 2019 ASSESSMENT DUES, IN THE AMOUNT OF \$35,211.54 AND THE REGIONAL TOURISM INITIATIVE, IN THE AMOUNT OF \$5,000.00, FOR AN AMOUNT NOT TO EXCEED \$40,211.54.**

The motion carried, with Chairman Oglesby abstaining.

**ACTION: ADOPTED**

On motion of Councilwoman Berz and seconded by Councilman Byrd,

**RESOLUTION #29912**

**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. R-15-021-201 TO KLEENCO CONSTRUCTION OF TENNESSEE, INC. OF CHATTANOOGA, TN, PARKS ADA IMPROVEMENTS, FOR THE CONTRACT AMOUNT OF \$562,319.54, WITH A CONTINGENCY AMOUNT OF \$56,232.00, FOR AN AMOUNT NOT TO EXCEED \$618,551.54, SUBJECT TO AVAILABILITY OF FUNDS.**

**ACTION: ADOPTED**

On motion of Councilman Ledford and seconded by Councilman Mitchell,

**RESOLUTION #29913**

**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. Y-19-002-201 TO JDH COMPANY, INC. OF CHATTANOOGA, TN, REPLACEMENT ROOFING SYSTEM FOR HIXSON YFD CENTER, IN THE AMOUNT OF \$244,513.00, WITH A CONTINGENCY AMOUNT OF \$24,000.00, FOR AN AMOUNT NOT TO EXCEED \$268,513.00.**

Councilman Ledford noted that this item was in Councilman Smith's district since Councilman Smith was not present this meeting. The motion carried.

**ACTION: ADOPTED**

On motion of Councilman Henderson and seconded by Councilman Ledford,

**RESOLUTION #29914**

**A RESOLUTION AUTHORIZING THE CHATTANOOGA DEPARTMENT OF TRANSPORTATION TO ERECT COMMEMORATIVE SECONDARY STREET NAME SIGNS ON HAMILL ROAD FROM NORTH CRESCENT CLUB DRIVE TO CASSANDRA SMITH ROAD DESIGNATING SAID PORTIONS OF HAMILL ROAD AS "OFFICER NICHOLAS GALINGER ROAD".**

Councilman Henderson and Councilman both made comments in honor of Office Galinger prior to making the motion on this resolution. The motion carried.

**ACTION: ADOPTED**

## DEPARTMENTAL REPORTS:

### Proposed Purchases

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

**R183754 - Chattanooga Fire Department** Estimated \$125,000.00 Annually  
New Blanket Contract - Firefighter's Leather Boots –  
Chattanooga Fire Department  
Lowest/Best Bidder: North America Fire Equipment Company  
1515 West Moulton Street  
Decatur, AL 35601

**PO548650 PO548651 - Youth & Family Development** Estimated \$40,000.00 Annually  
Two (2) Blanket Contract Renewals - Janitorial Services  
for North River Civic Center & Eastgate Senior Activity Center –  
Youth & Family Development  
Lowest/Best Bidder: Certified Maintenance Services, Inc.  
1504 Merrill Street  
Chattanooga, TN 37412

**R183357 - Public Works Department** Estimated \$250,000.00 Annually  
New Blanket Contract - Emulsified Asphalt –  
City Wide Services - Public Works Department  
Lowest/Best Bidder: Hudson Materials Company, Inc.  
1615 Sholar Avenue  
Chattanooga, TN 37406

**PO550065 - Public Works Department** Increase \$10,000.00 ~~~~~  
Increase to Authorized Expenditures – Revised Total Estimated \$60,000.00  
Sewer Treating Chemicals – Waste Resources Division –  
Public Works Department  
Lowest/Best Bidder: Chemsearch  
2727 Chemsearch Blvd.  
Irving, TX 75062

**R183377 - Public Works Department** Estimated \$55,000.00 Annually  
New Blanket Contract - Annual Safety Tests & Inspections –  
Fleet Management Division - Public Works Department  
Lowest/Best Bidder: American Test Center  
2773 Prarie Drive  
P.O. Box 408  
River Falls, WI 54022

**PO548590 - Public Works Department** Estimated \$665,000.00 Annually  
Blanket Contract Renewal - Bucket Trucks –  
Fleet Management Division - Public Works Department  
Lowest/Best Bidder: Lee-Smith, Inc.  
2600 8th Avenue  
Chattanooga, TN 37407

**PO542338 - Public Works Department**

Estimated \$34,000.00 Annually

Blanket Contract Renewal - Erosion Control Materials –  
City Wide Services - Public Works Department  
Lowest/Best Bidder: Jen-Hill Construction Materials  
P.O. Box 1192  
145 Old Shackle Island Road  
Hendersonville, TN 37075

**PO548445 - Public Works Department**

Estimated \$50,000.00 Annually

Blanket Contract Renewal - Fire Alarm Monitoring & Wet Sprinkler  
System Service - City Wide - Facilities Management Division - Public Works Department  
Lowest/Best Bidder: Johnson Control Fire Protection LP  
3200 North Hawthorne Street  
Chattanooga, TN 37406

**PO548667 - Public Works Department**

Estimated \$400,000.00 Annually

Blanket Contract Renewal - Garbage & Recycling Containers –  
City Wide Services - Public Works Department  
Lowest/Best Bidder: Wastequip, LLC  
395 South Main Street  
Eagleville, TN 37060

**On motion of Councilman Henderson** and seconded by Councilwoman Berz, all above purchases (9 total) were approved.

**ACTION: ALL ABOVE PURCHASES APPROVED**

**On motion of Councilman Mitchell** and seconded by Councilman Henderson, the following purchase was considered apart from all other purchases:

**PO549194 PO549195 PO549196 - City Attorney's Office**

Total Estimated \$90,000.00 Annually  
Three (3) Blanket Contract Renewals - Sign Language  
Interpretation Services - Compliance Division - City Attorney's Office  
Lowest/Best Bidders:

1. Partnership for Families, Children & Adults 1800 McCallie Avenue Chattanooga, TN 37404
2. Chattanooga Interpreting, LLC 302 Northgate Mall Dr. Suite 406 Hixson, TN 37343
3. LTC Language Solutions 5750 Castle Creek Parkway, Suite 150 Indianapolis, IN 46250

Councilwoman Berz asked Ms. Woodward about LTC Language Solutions having interpreters locally who could appear in person to perform services. Mr. Noblett agreed to find out that information and did not have a problem deferring a vote on this purchase to find that information. Ms. Sullivan offered to check on which company provided interpretive services for their recent event. She also agreed to get all the details on the sign language contracts by next week. The Council came to a consensus to consider this item next week.

**ACTION: PO549194, PO549195, PO549196 (City Attorney's Office)  
– DEFERRED UNTIL MAY 14, 2019**

## **OTHER BUSINESS:**

### **District 6 LIHEAP Outreach**

Councilwoman Berz informed the Council about YFD's LIHEAP Outreach Initiative that began at Pneuma Christian Center on this past Saturday. She described the event and encouraged other councilpersons to participate in the LIHEAP outreaches scheduled for their districts. Lurone "Coach" Jennings, YFD Administrator, informed the Council that approximately 400 people attended this first event and expressed his thanks to Councilwoman Berz. Councilwoman Coonrod also gave kudos to YFD employee Yolanda Johnson, who coordinated the LIHEAP outreach events.

## **COMMITTEE REPORTS:**

### *Budget and Finance Committee*

Councilwoman Berz reported:

- The budgeting process started today with the Council's Pre-Budget Educational Session where the Council learned how public engagement impacts budget priorities.
- The FY20 Budget will be presented to the Council and the public next week (May 14) during the 3:00 p.m. Agenda Session and online. The Council will then have one week to study the budget prior to beginning its weekly educational sessions.

### *Economic and Community Development Committee*

Councilman Byrd

(No report)

### *HR Committee (Human Resources)*

Councilman Gilbert

(No report)

### *Planning and Zoning*

Councilman Ledford reported:

- The committee met today in open meeting to review rezoning matters and to hear updates on area plans and steep slopes and floodplains.

### *Public Safety Committee*

(Councilman Smith not present)

### *Public Works and Transportation Committee*

Councilman Mitchell reported:

- The committee will meet next week (May 14) after the 3:00 p.m. Agenda Session.

### *Youth and Family Development Committee*

Councilwoman Coonrod reported:

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

### *Legislative Committee*

Vice-Chairman Henderson

(No report)

## **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 Oglesby recognized the following persons:

- **Francis Forrester** – She attended the Beer & Wrecker Board meeting last week and had two problems. She does not believe the body is complete. She has noticed that two board members have not shown up. People were getting slapped with violations, but the board could not rule on these violations due to a lack of quorum. She understands that board members are appointed by the Council to represent districts. She asked the Council to ensure that there is more consistency in board actions and board member attendance.
- **Terri Gresham (Valley Brook)** – She understands that there is a rezoning case coming that will enable a 3-unit complex at Shelby Circle and Middle Valley Road. She indicated that the homeowners were not aware of this rezoning. She gathered a petition against the complex. They have a traffic problem already, especially with the cut-through traffic. This unit will put possibly 36 more cars at that complex. She is worried about property values going down due to the complex and the fact that there is no vegetative buffer. She asked that if the complex is approved by the Council, then also please approve sidewalks. She will be here next week for the hearing on this rezoning matter.
- **Nathan King (Kirby Avenue)** – He came on behalf of Citizens Concerned for Justice (CCJ) to read a statement regarding the Police Advisory & Review Committee going through approval by the Council.
  - Since this was an agenda item, Chairman Oglesby would not allow Mr. King to speak on the matter, per Council rules.
- **Jim Johnson (N. Chattanooga)** – He has been in Chattanooga for 20 years and it has changed his life. In celebrating his time here, he wanted to share information about an upcoming event, “Bluegrass in the Park,” taking place on May 18 from 5:00 p.m. – 9:00 p.m. He distributed copies of the event poster to the Council and mentioned that one of the musical guests will be Fletcher Bright’s band, Dismembered Tennesseans. He also became a triathlon participant in Chattanooga, so he thought this concert would be a good lead-in to the upcoming Ironman competition.

## **ADJOURNMENT**

**On motion of Councilman Byrd**, Chairman Oglesby adjourned the meeting of the Chattanooga City Council until Tuesday, May 14, 2019, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**