

Electronic-Conducted (Virtual) Minutes Chattanooga, Tennessee

COUNCIL MEETING MINUTES

December 15, 2020 6:00 PM

CALL TO ORDER

Council Chairman Chip Henderson called the meeting to order by electronic means. A quorum was present via electronic means that included Vice-Chairman Ken Smith and Councilpersons Carol Berz, Anthony Byrd, Demetrus Coonrod, Russell Gilbert, Darrin Ledford, Jerry Mitchell and Erskine Oglesby, Jr. Other panelists present via electronic means: Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk. Video of the meeting is available on YouTube here.

PLEDGE OF ALLEGIANCE

Councilman Gilbert led the Assembly in the Pledge of Allegiance. He then invited Pastor Tavner Smith of Venue Church to give an invocation.

SPECIAL PRESENTATION

<u>Proclamation Honoring Retiree Sharon Morris</u> By Councilwoman Carol Berz

Whereas, Sharon Morris recently retired from the City of Chattanooga after 30 years, where she had served most recently as Interim Treasurer in 2018 and again in 2020.

Whereas, Sharon began working at the City of Chattanooga in 1989 and became a Business Tax Inspector in 1994. She continued advancing her career as a Tax Supervisor in 2005.

Thereas, Sharon's hard work continued to be recognized as she was promoted to Assistant City Treasurer in 2011.

Thereas, Sharon has been instrumental in the advancement of office efficiencies, including enhanced automation of billings and collections systems. She also was responsible for the expansion of collections programs from the traditional property taxes and business taxes to the inclusion of water quality fees.

Whereas, Sharon worked for the expansion of the Senior Tax assistance programs, such as the State Tax Relief, implementing the City's Senior Tax Freeze Program, and the United Way Water Quality Assistance Program; and

Thereas, Sharon has been a valuable asset to the department and her colleagues. She has been a shining example of public service, and we thank her for her time, effort, and dedication over the past 30 years.

Now Therefore,

Be it resolved that I, Councilwoman Carol Berz, on behalf of the Chattanooga City Council, do hereby congratulate **Ms. Morris** on a well-deserved retirement and wish her the best in all her future endeavors.

In Witness Whereof, I have hereunto set my hand this 15th day of December 2020.

CAROL BERZ

Councilwoman, District 6

After the proclamation, Ms. Morris joined the panel to express her thanks to the Council.

APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and seconded by Councilwoman Berz, the minutes of the last meeting (December 8, 2020) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

ORDINANCES – FINAL READING:

Alternate Version 2A

On motion of Councilwoman Berz and seconded by Councilman Ledford,

ORDINANCE #13628

AN ORDINANCE TO AMEND THE OPERATIONS BUDGET ORDINANCE NO. 13558, KNOWN AS "THE FISCAL YEAR 2020-2021 OPERATIONS BUDGET ORDINANCE", SO AS TO APPROPRIATE \$1.7 MILLION FOR ADDITIONAL EMPLOYEE COMPENSATION.

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

ACTION: APPROVED

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

2020-0155 Riverton, LLC Planning Version District No. 2

ORDINANCE #13629

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PART OF A PROPERTY LOCATED AT 1100 LUPTON DRIVE, FROM R-1 RESIDENTIAL ZONE, UGC URBAN GENERAL COMMERCIAL ZONE, AND R-4 SPECIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE AND R-1 SINGLE FAMILY RESIDENTIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

2020-0154 Exit 9 Mountain Development, LLC Planning Version District No. 4

ORDINANCE #13630

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PARTS OF PROPERTIES LOCATED AT 7924, 8000, 8004, AND 8016 OLD LEE HIGHWAY, FROM R-2 RESIDENTIAL ZONE, R-3 RESIDENTIAL ZONE, AND R-5 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE.

2020-0162 Kyler & Danielle Hawley Planning Version District No. 4

ORDINANCE #13631

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 7722 STANDIFER GAP ROAD, FROM RZ-1 ZERO LOT LINE RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS.

2020-0163 Wayne Rock Alternate Version District No. 5

ORDINANCE #13632

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 4261 SHALLOWFORD ROAD, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO M-2 LIGHT INDUSTRIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

2020-0153 CFB Properties, LLC Planning Version

ORDINANCE #13633

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 2608 EAST MAIN STREET, FROM R-2 RESIDENTIAL ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

2020-0165 Phillip R. Allgood Planning Version District No. 9

ORDINANCE #13634

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 2407 FAIRLEIGH STREET, FROM M-1 MANUFACTURING ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE.

Councilman Ledford moved to approve the six ordinances. Councilwoman Coonrod seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ORDINANCES 13629 - 13634 APPROVED

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to group and read the next three ordinances for one Council vote.

MR-2020-0148
Robyn Carlton on behalf of
Lookout Mountain Conservancy
District No. 7

ORDINANCE #13635

AN ORDINANCE CLOSING AND ABANDONING SEVERAL UNOPENED, UNIMPROVED RIGHTS-OF-WAY WITHIN THE SOUTHERN PORTION OF THE ST. ELMO NEIGHBORHOOD, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

MR-2020-0167
Jody Shea on behalf of Shea Properties II, LLC
District No. 8

ORDINANCE #13636

AN ORDINANCE CLOSING AND ABANDONING THE REMAINING SEGMENT OF AN UNOPENED ALLEY IN THE 2700 BLOCK OF ROSSVILLE BOULEVARD, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

MR-2020-0158
Bryant Black on behalf of Collier Construction
District No. 9

ORDINANCE #13637

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE WESTERN RIGHT-OF-WAY ALONG THE 1700 BLOCK OF SOUTH WATKINS, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

Councilman Oglesby moved to approve the three ordinances. Councilwoman Coonrod seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ORDINANCES 13635 - 13637 APPROVED

ORDINANCES – FIRST READING: (NONE)

RESOLUTIONS:

On motion of Councilman Ledford and seconded by Vice-Chairman Smith,

RESOLUTION #30576

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A LEASE AND OPERATING AGREEMENT WITH CREEKS BEND GOLF CLUB, INC., IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE LEASE AND OPERATION OF MOCCASIN BEND GOLF COURSE AT 381 MOCCASIN BEND ROAD, IDENTIFIED AS TAX PARCEL NO. 145-001, WITH A MINIMUM MONTHLY PAYMENT OF \$12,500.00, AND THE IMPLEMENTATION OF A CAPITAL IMPROVEMENT PLAN, FOR A TERM OF TEN (10) YEARS, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL TERMS OF FIVE (5) YEARS EACH.

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

ACTION: ADOPTED

On motion of Councilwoman Coonrod and seconded by Councilman Ledford,

RESOLUTION #30577

A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO APP BATTERY PARTNERS, L.L.L.P., TO DELEGATE CERTAIN AUTHORITY TO THE HEALTH, EDUCATIONAL, AND HOUSING FACILITY BOARD, AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES FOR PROPERTY LOCATED AT 3401 CAMPBELL STREET, CHATTANOOGA, TENNESSEE.

The motion carried (8-1) upon roll call vote as follows:

Berz	YES	Mitchell	NO
Byrd	YES	Oglesby	YES
Coonrod	YES	Smith	YES
Gilbert	YES	Henderson	YES
Ledford	YES		

YES - Eight (8); NO - One (1)

ACTION: RESOLUTION 30577 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 #30578

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A CONTRACT FOR SALE AND PURCHASE, IN SUBSTANTIALLY THE FORM ATTACHED, WITH JAMES LINDSAY GRISARD, III AND EVAN PAUL GREEN FOR THE PURCHASE OF 906 SHALLOWFORD ROAD, IDENTIFIED AS TAX PARCEL NO. 147G-L-002, AND PROPERTY ON GILLESPIE ROAD, IDENTIFIED AS TAX PARCEL NO. 147G-L-016, FOR THE AMOUNT OF \$47,000.00, WITH EARNEST MONEY IN THE AMOUNT OF \$2,500.00 DEPOSITED WITH JONES TITLE AGENCY INC., AND AFTER A SUCCESSFUL QUIET TITLE ACTION TO EXECUTE ALL DOCUMENTS RELATED TO THE TRANSACTION, WITH CLOSING FEES FOR AN AMOUNT NOT TO EXCEED \$1,300.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$48,300.00.

RESOLUTION #30579

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A CONTRACT FOR SALE AND PURCHASE, IN SUBSTANTIALLY THE FORM ATTACHED, WITH RISE CHATTANOOGA, FORMERLY KNOWN AS JAZZANOOGA, FOR THE PURCHASE OF 842 GILLESPIE ROAD, IDENTIFIED AS TAX PARCEL NO. 147G-L-001, FOR THE AMOUNT OF \$37,500.00, WITH EARNEST MONEY IN THE AMOUNT OF \$1,500.00 DEPOSITED WITH JONES TITLE AGENCY, INC., AND TO EXECUTE ALL DOCUMENTS RELATED TO THE TRANSACTION, WITH CLOSING FEES FOR AN AMOUNT NOT TO EXCEED \$1,300.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$38,800.00.

RESOLUTION #30580

A RESOLUTION TO AMEND RESOLUTION NO. 30502 SO AS TO ACCEPT AN ADDITIONAL \$62,500.00 IN EMERGENCY SOLUTION FOR COVID (ESG-COVID) FUNDS FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA), FOR A TOTAL AMOUNT OF \$437,500.00.

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

ACTION: RESOLUTIONS 30578 - 30580 ADOPTED

RESOLUTION #30581

A RESOLUTION AUTHORIZING THE CHIEF HUMAN RESOURCES OFFICER TO AMEND THE CONTRACT WITH COLLINS AND COMPANY, INC., THIRD PARTY ADMINISTRATOR FOR THE CITY'S JOB INJURY PROGRAM FOR A CONTRACT TERM EXTENSION FOR THREE (3) MONTHS, AT THE RATE OF \$6,800.00 PER MONTH; INCLUDING PAYMENT OF THE CITY'S JOB INJURY CLAIMS, FOR A TOTAL AMOUNT NOT TO EXCEED \$750,000.00.

ACTION: ADOPTED

Coradini Properties, LLC/ MCP Beverage, LLC District No. 1

On motion of Councilman Gilbert and seconded by Councilman Byrd,

RESOLUTION #30582

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR AN EXISTING LIQUOR STORE, CHANGE IN OWNERSHIP, LOCATED AT 800 MOUNTAIN CREEK ROAD.

The motion carried upon roll call vote as follows:

Oglesby	YES	Byrd	YES
Mitchell	YES	Berz	YES
Ledford	YES	Smith	YES
Gilbert	YES	Henderson	ABSTAIN
Coonrod	YES		

YES - Eight (8); NO - Zero (0); ABSTAIN - One (1)

ACTION: ADOPTED

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

RESOLUTION #30583

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE CHANGE ORDER NO. 2 (FINAL), TO 3D ENTERPRISES CONTRACTING CORP., OF LEXINGTON, KY, RELATIVE TO CONTRACT NO. W-14-006-201, MOCCASIN BEND WWTP SECONDARY CLARIFIER UPGRADES, A CONSENT DECREE PROJECT, FOR AN INCREASED AMOUNT OF \$400,000.00, FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED \$14,927,000.00.

RESOLUTION #30584

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. E-16-006-203, LUPTON CITY MILL SANITARY AND STORM DRAINAGE PROJECT, TO JOHN T. HALL CONSTRUCTION, INC. OF SPARTA, TN, IN THE AMOUNT OF \$598,589.00, WITH A CONTINGENCY AMOUNT OF \$60,000.00, FOR AN AMOUNT NOT TO EXCEED \$658,589.00.

RESOLUTION #30585

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-201, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - DEMOLITION AND REMOVAL, TO FIRST PLACE FINISH, INC., OF OAK RIDGE, TN, IN THE AMOUNT OF \$29,827.60, PLUS A CONTINGENCY AMOUNT OF \$3,000.00, FOR AN AMOUNT NOT TO EXCEED \$32.827.60.

RESOLUTION #30586

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-211, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - FIELD TARP REPLACEMENT, TO BSN SPORTS, LLC, OF DALLAS, TX, IN THE AMOUNT OF \$32,620.00.

RESOLUTION #30587

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-212, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - BRICK DUST AND INFIELD MATERIAL REPLACEMENT, TO RIVER CITY ATHLETIC FIELDS, OF SODDY DAISY, TN, IN THE AMOUNT OF \$44,666.40, WITH A CONTINGENCY AMOUNT OF \$4,500.00, FOR AN AMOUNT NOT TO EXCEED \$49,166.40.

RESOLUTION #30588

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-209, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - FOUL POLES REPLACEMENT, TO RIVER CITY ATHLETIC FIELDS, OF SODDY DAISY, TN, IN THE AMOUNT OF \$54,400.00, WITH A CONTINGENCY AMOUNT OF \$5,000.00, FOR AN AMOUNT NOT TO EXCEED \$59,400.00.

RESOLUTION #30589

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-20-017-202, SUMMIT OF SOFTBALL COMPLEX IMPROVEMENTS FROM THE EASTER TORNADO 2020 - DUGOUT AND SCORESTANDS REPLACEMENTS, TO ROBERT ROBERTS LLC, OF CHATTANOOGA, TN, IN THE AMOUNT OF \$228,950.03, WITH A CONTINGENCY AMOUNT OF \$30,000.00, FOR AN AMOUNT NOT TO EXCEED \$258,950.03.

RESOLUTION #30590

A RESOLUTION TO AMEND RESOLUTION NO. 30524, FOR CONTRACT NO. E-20-011-401, ON-CALL BLANKET CONTRACTS FOR RESIDENT PROJECT REPRESENTATIVE SERVICES (RPR), SO AS TO CORRECT THE CONTRACT NAME OF CONSULTANT 5) D. MARTIN & PARTNERS, LLC AND OUTPOST GROUP, LLC TO THE CONTRACTING NAME OF D. MARTIN & PARTNERS, LLC.

Councilman Ledford moved to approve the eight resolutions. Councilman Mitchell seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: RESOLUTIONS 30583 - 30590 ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

Anthony Sammons, Deputy Chief Operating Officer, briefed the Council on the following proposed purchases:

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R205876 - City Wide Services Division, Public Works

\$116,379.32

Caterpillar 308 Mini Excavator

Lowest/Best Bidder: Stowers Machinery Corporation

4066 S. Access Road Chattanooga, TN 37406

R204979 - Facilities, Public Works

\$500,000

Electrical Supplies (City Wide)

Sewer Wall Mount Grinder

Lowest/Best Bidders:

- 1. Mayer Electric Supply 799 E 11th Street, Chattanooga, TN 37403
- 2. Gexpro 2800 Amnicola Hwy., Chattanooga, TN 37406

PO 558184 - Waste Resources Division, Public Works

Increase of \$3,555 for a total amount of \$63,355

Lowest/Best Bidder: Bar Environmental

51 Century Blvd. Suite 307

Nashville, TN 37214

12/15/20

R204549 - Head Start Division, Youth and Family Development

Janitorial Services for Center Locations

Lowest/Best Bidder: OutSource Staffing, LLC

620 Cherokee Blvd Suite 201 Chattanooga, TN 37405

R204808 - Recreation and Office of Family Empowerment Divisions - \$115,000.00

Youth and Family Development Snack Items for Center Locations

Lowest/Best Bidder: IWC Food Service

535 Dry Valley Road Cookeville, TN 38506

R205132 - ECD \$143,465.00

Modify December 8, 2020: Winter Non-Congregate Shelter Rooms to add Budgetel Inn and Suites

Lowest/Best Bidder: JDH Developers

- 1. Chattanooga Hotel LLC The Chatt Inn, 2000 East 23rd Street, Chattanooga, TN 37404
- 2. The Lodge of Chattanooga LLC Budgetel Inn and Suites, 1410 N Mack Smith Rd,

Chattanooga, TN 37412

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

ACTION: ALL PURCHASES APPROVED

\$48,750.00

OTHER BUSINESS:

Certificate of Compliance

Attorney Noblett presented the Certificate of Compliance MCP Beverage, LLC d/b/a Vintage Wine & Spirits (District 1) after completion of a successful background check. He informed the Council that the certificate had been submitted earlier to the Clerk for securing the electronic signatures of at least five councilpersons. Chairman Henderson instructed the Clerk to secure permission for the electronic signatures.

Board Appointment

Councilwoman Coonrod informed the Council that councilpersons for Districts 7, 8, and 9 had found a candidate to fill a vacancy on the Industrial Development Board. Therefore, **Councilwoman Coonrod moved** to nominate Lance Truett (District 9) to the IDB. Councilman Oglesby seconded. The motion carried unanimously (9-0) upon roll call vote.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz reported:

 The committee will meet on January 5, 2021, following the 3:30 p.m. Agenda Session to further discuss the Budget Amendment B and any other pertinent issue.

Economic and Community Development Committee Councilman Oglesby reported:

- The committee met today in open meeting to discuss citywide natural disaster relief legislation sponsored by Councilman Ledford.
 - o Councilman Ledford made comments on the impact of this legislation.
- The committee will meet again on January 12, 2021, following the 3:30 p.m. Agenda Session to hear about the Vecino AIM Center project.

Human Resources Committee Councilman Gilbert (No report)

Planning and Zoning Committee Councilman Ledford reported:

 The committee will meet next time on January 5, 2021, following the 3:30 p.m. Agenda Session.

Public Safety Committee Councilman Byrd (No report)

Public Works and Transportation Committee Councilman Mitchell (No report)

Youth and Family Development Committee Councilwoman Coonrod (No report)

Legislative Committee Vice-Chairman Smith (No report)

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:
• Christopher Dahl	8	Macro and microeconomics in City gov't; RFP process
Marie Mott	8	Expiration of moratorium from evictions and impact on communities of color

ADJOURNMENT

On motion of Councilman Og	lesby, Chairman H	lenderson adjour	ned the meeting of the
Chattanooga City Council until	Tuesday, January	5, 2021 , at 6:00	p.m.

[Editor's Note: All public meetings of the Chattanooga City Council on December 22 and December 29, 2020, have been cancelled due to the Council's annual holiday recess.]

	CHAIRMAN
CLERK OF COUNCIL	