



Electronic-Conducted (Virtual) Minutes
Chattanooga, Tennessee

COUNCIL MEETING MINUTES

May 5, 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. Phil Noblett, City Attorney, and Nicole Gwyn, Council Clerk, were also present via electronic means. Video of the full meeting is available [here](#).

PLEDGE OF ALLEGIANCE

Councilwoman Coonrod led the Assembly in the Pledge of Allegiance.

APPROVAL OF LAST MINUTES

On motion of Vice-Chairman Smith and seconded by Councilman Gilbert, the minutes of the last meeting (April 28, 2020) were approved as published. The motion carried unanimously (9-0) upon roll call vote.

ORDINANCES – FINAL READING:

On motion of Councilman Gilbert and seconded by Councilman Oglesby,

ORDINANCE #13554

AN ORDINANCE AMENDING ORDINANCE NO. 13473, KNOWN AS “THE FISCAL YEAR 2019-2020 OPERATIONS BUDGET ORDINANCE” SO AS TO APPROPRIATE \$22,000.00 FROM THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO THE CHATTANOOGA AREA CHAMBER OF COMMERCE FOR PROCESSING SMALL BUSINESS COVID-19 CORONAVIRUS BRIDGE-GRANTS.

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

ACTION: APPROVED

ORDINANCES – FIRST READING:

Agenda Item VI(a):

AN ORDINANCE DEANNEXING A CERTAIN PARCEL ADJACENT TO THE CURRENT CITY LIMITS WHICH IS LOCATED AT 2815 MILITARY ROAD, WITHIN THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE.

Councilman Oglesby informed the Council that the Petitioners were willing to withdraw their request for de-annexion, so he asked to hear from the Petitioners to verify that withdrawal. The Petitioners, Billy and Jane Pritchard, were present and asked the Council to defer this matter for a week so that they could review information sent today from the City Attorney. Therefore, **Councilman Oglesby moved** to defer to May 12, 2020. Councilman Byrd seconded. The motion carried unanimously (9-0) upon roll call vote.

ACTION: DEFERRED TO MAY 12, 2020

RESOLUTIONS:

PROCEDURAL NOTE: With no objection from the Council, Chairman Henderson instructed the Clerk to read the next two agenda items for one Council vote.

Agenda Item VII(a):

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO A SECOND AGREEMENT TO EXERCISE OPTION TO RENEW, IN SUBSTANTIALLY THE FORM ATTACHED, WITH RIVERMONT YOUTH ATHLETIC ASSOCIATION, INC. FOR THE USE OF PROPERTY LOCATED ON A PORTION OF TAX MAP NO. 118K-A-009 AT 1096 LUPTON DRIVE, FOR AN ADDITIONAL TERM OF ONE (1) YEAR.

Agenda Item VII(b):

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO A SECOND AGREEMENT TO EXERCISE OPTION TO RENEW, IN SUBSTANTIALLY THE FORM ATTACHED, WITH LAKESIDE YOUTH ASSOCIATION, INC. FOR THE USE OF PROPERTY LOCATED AT TAX MAP NO. 129C-A-018 FOR AN ADDITIONAL TERM OF ONE (1) YEAR.

Councilman Mitchell asked if he could hear from James Bergdoll, Parks Director, for an explanation of these agreements. Discussion ensued with Mr. Bergdoll on the plans for the season in light of COVID-19. Maura Sullivan, Chief Operating Officer, joined the discussion regarding the associations following applicable laws. Attorney Noblett noted that a statement regarding COVID-19 protocols could be added to these agreements, if the Council so desired. Therefore, **Councilman Mitchell moved** to defer. He was seconded by Councilman Gilbert. Chairman Henderson asked for the deferral date. Councilman Mitchell agreed with deferring to May 19, 2020. The motion carried unanimously (9-0) upon roll call vote.

ACTION: BOTH RESOLUTIONS DEFERRED TO MAY 19, 2020

Agenda Item VII(c):

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TO ENTER INTO AN INDEPENDENT CONTRACTOR SERVICES STANDARD FORM AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH CBRE, INC., FOR SPECIFIED REAL ESTATE SERVICES, FOR A TERM OF ONE (1) YEAR, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL TERMS OF ONE (1) YEAR EACH.

Councilwoman Coonrod voiced concerns about the need for an independent contract for these services. Therefore, **Councilwoman Coonrod moved** to deny. There was no second. Chairman Henderson called for another action of the Council. There was no motion. Chairman Henderson ruled that the item failed for lack of a motion.

ACTION: FAILED DUE TO NO ACTION FROM THE COUNCIL

On motion of Councilman Oglesby and seconded by Councilman Gilbert,

RESOLUTION #30331

A RESOLUTION AUTHORIZING THE ADMINISTRATORS FOR THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT AND PUBLIC WORKS TO ENTER INTO A JOINT PARTNERSHIP AGREEMENT WITH THE COMMUNITY FOUNDATION OF GREATER CHATTANOOGA FOR PROJECT MANAGEMENT SERVICES PROVIDED BY THE PUBLIC WORKS DEPARTMENT AND THE PUBLIC ART DIVISION AND THE RECEIPT OF DONATIONS TO SUPPORT THE SITE WORK FOR THE ED JOHNSON MEMORIAL PORTION OF THE WALNUT PLAZA PROJECT.

Councilwoman Coonrod commented on the importance of this project and the relevance to what is happening in society today. The motion carried unanimously (9-0) upon roll call vote.

ACTION: ADOPTED

On motion of Councilwoman Berz and seconded by Councilman Mitchell,

RESOLUTION #30332

A RESOLUTION TO CONFIRM THE MAYOR'S APPOINTMENT OF KATE FARMER AS CITY TREASURER.

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

ACTION: ADOPTED

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

RESOLUTION #30333

A RESOLUTION AUTHORIZING THE CHATTANOOGA POLICE DEPARTMENT TO APPLY FOR, AND IF AWARDED, TO ACCEPT THE FISCAL YEAR 2020 LOCAL LAW ENFORCEMENT CRIME GUN INTELLIGENCE CENTER INTEGRATION INITIATIVE COMPETITIVE GRANT FOR 36 MONTHS BEGINNING OCTOBER, 2020 THROUGH OCTOBER, 2023, IN THE AMOUNT OF \$700,000.00.

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

ACTION: ADOPTED

On motion of Councilman Oglesby and seconded by Councilman Ledford,

RESOLUTION #30334

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. R-19-007-201 TO THOMAS BROTHERS CONSTRUCTION COMPANY OF HIXSON, TN, WALNUT STREET PLAZA, IN THE AMOUNT OF \$2,200,652.50, PLUS A CONTINGENCY AMOUNT OF \$160,000.00, FOR A CONTRACT AMOUNT OF \$2,360,652.50.

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 read the next two agenda items for one Council vote.

RESOLUTION #30335

A RESOLUTION TO AMEND RESOLUTION NO. 30145 TO CORRECT THE BUSINESS NAME FROM WATERWAYS (FORMERLY CARIBBEAN SEAS, INC. CARIBBEAN STUDENT ENVIRONMENTAL ALLIANCE) TO WATERWAYS D/B/A CARIBBEAN SEA.

RESOLUTION #30336

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A CONSENT TO ASSIGNMENT OF ALL PURCHASE ORDERS FOR VENDOR NO. 862397, DACA SPECIALTY SERVICES TO MANSFIELD INDUSTRIAL RELATIVE TO PURCHASE ORDER NO. 546382 FOR PAINTING SERVICES.

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

ACTION: RESOLUTIONS 30335 AND 30336 ADOPTED

DEPARTMENTAL REPORTS:

Proposed Purchases

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

R196521 Fleet Management Division, Public Works	\$377,502.00
Single-Axle Dump Trucks	
Lowest/Best Bidder: Lee-Smith, Inc 2600 8th Avenue Chattanooga, TN 37407	
R196869 Fleet Management Division, Public Works	\$106,726.00
Ford F-550 Crew Cab 4x4 with Flatbed Body	
Lowest/Best Bidder: Ford of Murfreesboro 1550 NW Broad Street Murfreesboro, TN 37129	
PO 549376 Waste Resources Division, Public Works	\$200,000.00
Ladder Climbing Safety Equipment	
Lowest/Best Bidder: Airgas, LLC 700 Manufacturers Rd. Chattanooga, TN 37421	
PO 555031 Waste Resources Division, Public Works	Increase of \$20,000 for a total estimated annual spend of \$46,500
Road Plating Services	
Lowest/Best Bidder: TNT Concrete 996 County Road 20 Calhoun, TN 37309	
PO 548590 Fleet Management Division, Public Works	\$415,000.00
Bucket Trucks	
Lowest/Best Bidder: Lee-Smith, Inc 2600 8th Avenue Chattanooga, TN 37407	
PO 553923 Fleet Management Division, Public Works	\$325,000.00
Police Vehicle Lighting & Equipment Installation	
Lowest/Best Bidder: On-Duty Depot, Inc 10610 Dutchtown Road Knoxville, TN 37932	

R196430 Waste Resources Division, Public Works \$182,000.00
 36" Dezurik Knife Gate Valves
 Lowest/Best Bidder: Piping Supply Company
 3008 N Hickory Street
 Chattanooga, TN 37406

Regarding PO553923, Councilman Gilbert wanted to follow-up on information on this. Mr. Sammons indicated that he had gotten a note from the Department Administrator that the information was sent to Councilman Gilbert. Upon no further discussion, **Councilwoman Berz moved** to approve, seconded by Councilman Ledford. The motion carried unanimously (9-0) upon roll call vote.

During the presentation of the emergency purchases, Councilman Gilbert went back to PO553923, noting that he received information on South Chickamauga Creek situation, but still needed information on the fleet. He asked if he could get this information by next week. Mr. Sammons agreed.

ACTION: ALL PURCHASES APPROVED

Emergency Purchases

Mr. Sammons informed the Council of two emergency purchases related to the recent tornado events.

<u>Date</u>	<u>Dept.</u>	<u>Description</u>	<u>Supplier</u>	<u>Explanation</u>
4/22/20	Public Works/Engineering	Emergency Debris Removal	Crowder Gulf	Obtained 3 quotes for emergency contract until sealed bids are complete. PO# 557626 - \$6,000,000.00
4/22/20	Public Works/Engineering	Emergency Debris Removal Monitoring	Tetra Tech	Obtained 3 quotes for emergency contract until sealed bids are complete. PO# 557629 - \$600,000.00

Councilwoman Coonrod asked Mr. Sammons about the source of the emergency funds for emergency debris cleanup and monitoring. Mr. Sammons discussed the emergency purchases to initiate the work and the time period required by FEMA guidelines to put an RFP out for those services for reimbursement.

OTHER BUSINESS:

COVID-19 Testing

Councilwoman Coonrod asked Administration for an update on COVID-19 testing now that restrictions are being loosened for businesses. Kerry Hayes, Chief of Staff, informed the Council about the joint task force sub-committee working on community testing and how they are reaching out to marginalized communities for testing. He noted that specifics would come later. After which, Councilwoman Coonrod made comments on making the message more inclusive in order to reach all communities for testing.

Small Business Grants

Mr. Hayes thanked the Council for their support of the recent COVID-19 small business grants. He discussed Administration hosting a series of webinars for businesses that are interested in reopening.

COMMITTEE REPORTS:

Budget and Finance Committee

Councilwoman Berz

(No report)

Economic and Community Development Committee

Councilman Oglesby reported:

- The committee will meet next week after the 3:30 p.m. Agenda Session to discuss CDBG funding.
- A meeting on May 19 has tentatively been set to discuss changes on the Short-Term Vacation Rental ordinance, but he must ensure that the departments are ready for that date.

Human Resources Committee

Councilman Gilbert

(No report)

Planning and Zoning Committee

Councilman Ledford

(No report)

Public Safety Committee

Councilman Byrd reported:

- He is awaiting a date when the committee will meet.

Public Works and Transportation Committee

Councilman Mitchell reported:

- The committee will meet next week (May 12) after the 3:30 p.m. Agenda Session.

Youth and Family Development Committee

Councilwoman Coonrod

(No report)

Legislative Committee

Vice-Chairman Smith

(No report)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL
(View video of this portion of the meeting [here.](#))

Attorney Noblett read the rules of procedure for persons wishing to address the Council. After which, Chairman Henderson recognized the following persons:

Name (Street, City, District):	Primary Topic:
• David Tulis (Chattanooga)	His notice to the City regarding warrantless arrests

ADJOURNMENT

On motion of Councilman Oglesby, Chairman Henderson adjourned the meeting of the Chattanooga City Council until Tuesday, May 12, 2020, at 6:00 p.m.

CHAIRMAN

CLERK OF COUNCIL