



City Council Building  
Chattanooga, Tennessee  
**COUNCIL MEETING MINUTES**  
for  
June 4, 2013  
6:00 PM

## **CALL TO ORDER**

Chairman Yusuf Hakeem called the meeting to order with Vice Chairman Chip Henderson, Councilwoman Carol Berz and Councilmen Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn and Jerry Mitchell all present. Councilman Ken Smith was not present.

Also present: Management Analyst Randy Burns and Deputy Clerk Nicole Gwyn.

## **PLEDGE OF ALLEGIANCE**

Chairman Hakeem led the assembly in the Pledge of Allegiance and invited Minister Frank Jones, of Second Missionary Baptist Church, to lead the assembly in prayer.

## **PROCEDURAL ADVISEMENT**

Chairman Hakeem requested that all cell phones and electronic devices be placed on vibrate so as not to disturb the meeting. He advised that the main doors at the front of the assembly room would be locked at 6:00 p.m., allowing attendees to exit, but not re-enter through those doors.

## **APPROVAL OF MINUTES**

On motion of Councilman Henderson and seconded by Councilman Gilbert, the minutes of the previous meeting (May 28, 2013) were approved as published.

## **SPECIAL PRESENTATIONS**

### Presentation #1

Rebecca Smith of the Together We Can Program and Pete Cooper of the Community Foundation presented the Together We Can's graduating class of 2013. Each graduate stood and stated their name, high schools and college intentions. Councilman Gilbert and Chairman Hakeem gave words of encouragement to the new graduates.

### Presentation #2

Mr. Travis McDonough of the Mayor's Office presented an update on the city's efforts in providing emergency shelter and resources for residents displaced from the recent Patten Towers fire. Councilman Gilbert and Councilman Anderson commended the Mayor's Office for their humanitarian efforts in assisting the residents.

**ORDINANCES – FINAL READING**

On motion of Councilman Freeman and seconded by Councilman Gilbert,

**ORDINANCE # 12727**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 18, ARTICLE VI, SECTIONS 18-101, 18-102, 18-103, 18-104 AND 18-105, AND ARTICLE VII, RELATIVE TO GARBAGE AND REFUSE.**

Councilman Grohn opposed the motion to approve because he had a several concerns about the ordinance. Mr. McDonough responded to questions about the change in the structure of the landfill ordinance. After further discussion, Councilman Freeman moved to call “the question,” with a second by Councilman Anderson, prompting Chairman Hakeem to explain to the assembly that “calling the question” would end the discussion immediately upon the motion.

**ACTION: APPROVED**

**ORDINANCES – FIRST READING**

On motion of Councilman Freeman and seconded by Councilman Mitchell,

**ORDINANCE # 12728**

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, SECTION 5-82, RELATIVE TO THE BEER BOARD OF CHATTANOOGA AND GROUNDS FOR REVOCATION OR SUSPENSION OF PERMIT.**

**ACTION: PASSED ON FIRST READING**

**ORDINANCES – FIRST READING**

**MR-2013-029**  
**Will Morrison/Jonathan and Kristen Bragdon**

On motion of Councilman Smith and seconded by Councilman Anderson,

**ORDINANCE # 12729**

**AN ORDINANCE CLOSING AND ABANDONING OF AN ALLEY LOCATED ALONG THE 1000 BLOCK OF NORMAL AVENUE.**

**ACTION: PASSED ON FIRST READING**

**RESOLUTIONS**

On motion of Councilman Gilbert and seconded by Councilman Grohn,

**RESOLUTION NO. 27528**

**A RESOLUTION AUTHORIZING THE DEPARTMENT OF GENERAL SERVICES TO ENTER INTO AN AGREEMENT WITH JDH COMPANY, INC. FOR THE REMOVAL AND REPLACEMENT OF THE FRONT PORCH, TWO MAIN HALL ROOFS, AND TWO REAR STAIRWELL ROOFS AT THE SOLDIERS AND SAILORS MEMORIAL AUDITORIUM, IN THE AMOUNT OF THREE HUNDRED FIFTY-TWO THOUSAND NINE HUNDRED NINETY-TWO DOLLARS (\$352,992.00), WITH A CONTINGENCY AMOUNT OF SEVENTEEN THOUSAND SIX HUNDRED FORTY-SEVEN DOLLARS (\$17,647.00), FOR A TOTAL AMOUNT NOT TO EXCEED THREE HUNDRED SEVENTY THOUSAND SIX HUNDRED THIRTY-NINE DOLLARS (\$370,639.00).**

**ACTION: ADOPTED**

On motion of Councilman Gilbert and seconded by Councilman Mitchell,

**RESOLUTION NO. 27529**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF THE PARKS AND FACILITIES MANAGEMENT DIVISION OF PUBLIC WORKS TO ENTER INTO A PARTNERSHIP AGREEMENT WITH FIRST THINGS FIRST FOR THE PERIOD OF JUNE 1, 2013 TO JUNE 1, 2014 DURING WHICH TIME FIRST THINGS FIRST WILL HOST FOUR (4) MOVIES IN THE PARK AT COOLIDGE PARK WITH AN ESTIMATED VALUE OF SIXTY-NINE THOUSAND DOLLARS (\$69,000.00) AND THE CITY WILL PROVIDE TWO (2) PARK RANGERS AND TWO (2) CREW WORKERS WITH AN ESTIMATED VALUE OF THREE HUNDRED SEVENTY DOLLARS (\$370.00), FOR A TOTAL PARTNERSHIP VALUE OF SIXTY NINE THOUSAND THREE HUNDRED SEVENTY DOLLARS (\$69,370.00).**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilwoman Berz,

**RESOLUTION NO. 27530**

**A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 FOR PATES HAULING AND DEMOLITION, LLC RELATIVE TO PURCHASE ORDER**

**#519119, DEMOLITION OF THE ALTON PARK RECREATION CENTER, IN THE AMOUNT OF EIGHTEEN THOUSAND NINE HUNDRED SEVENTY-NINE AND 20/100 DOLLARS (\$18,979.20), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED FIFTY-SIX THOUSAND FOUR TWENTY-NINE AND 20/100 DOLLARS (\$56,429.20).**

**ACTION: ADOPTED**

On motion of Councilman Anderson and seconded by Councilwoman Berz,

**RESOLUTION NO. 27531**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH TENNESSEE AMERICAN WATER COMPANY (TAWC) FOR A UTILITY FORCE ACCOUNT CONTRACT RELATIVE TO PIN # 112011.00, SR-27, ROSSVILLE BOULEVARD PEDESTRIAN AND BIKE FACILITY IMPROVEMENTS, CONTRACT NO. E-09-019-801, FOR AN AMOUNT OF THIRTY-ONE THOUSAND FIVE HUNDRED FIFTY-FOUR DOLLARS (\$31,554.00).**

**ACTION: ADOPTED**

On motion of Councilman Grohn and seconded by Councilman Henderson,

**RESOLUTION NO. 37532**

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION, FOR A UTILITY RELOCATION CONTRACT, RELATIVE TO PIN #101431.00, SR-320, FROM THREE HUNDRED TWENTY-FIVE (325) FEET EAST OF GRAYSVILLE ROAD TO NINE HUNDRED (900) FEET EAST OF BELL-AIR ROAD FOR SANITARY SEWER RELOCATIONS, CONTRACT NO. W-10-011-801, FOR AN AMOUNT OF SIX HUNDRED TWELVE THOUSAND EIGHT HUNDRED TWELVE AND 02/100 DOLLARS (\$612,812.02).**

**ACTION: ADOPTED**

**DEPARTMENTAL REPORTS:**

**PERSONNEL**

Sheila Williams – City Attorney’s Office – Hire – Effective 5/24/2013  
Harry Horton – Police – Military Leave\* - Effective 6/1/2013-7/5/2014  
Shakir Ghazi – Police – Military Leave – Effective 6/5-12/20/2013  
Gabriel Thrash – Fire – Military Leave – Effective 5/29-9/25/2013  
Randy Brady – CWS – Termination – Effective 5/22/2013

Charles Fults – CWS – Suspension\*\* - Effective 5/29-30/2013  
Nancy Powell – CWS – Resignation – Effective 5/22/2013  
Thomas Slaten – CWS – Suspension\*\*\* - Effective 05/29/2013

\*Approximate leave end date  
\*\*2 days without pay  
\*\*\*1 day without pay

**ACTION: APPROVED**

**PURCHASES**

On motion of Councilwoman Berz and seconded by Councilman Anderson, the following purchase was approved:

- **(R73187) Public Works**  
Shoring Equipment Freight Cost Increase \$950.00

**ACTION: APPROVED**

**COMMITTEE REPORTS**

*Economic and Community Development Committee*  
Councilman Anderson  
(No report at this time)

*Budget and Finance Committee*  
Councilwoman Berz  
(No report at this time)

*Public Safety*  
Councilman Freeman

- There would be a meeting of the Public Safety Committee next week (June 11, 2013) immediately following Agenda Session to discuss the Beer Board ordinance and the Wine Shop Market.

*RPA (Planning Commission)*  
Councilman Henderson

- The ad hoc committee formed to examine the change in date for Chattanooga elections has been in discussion and will present a report once their work is complete.

*Youth and Family Development*  
Councilman Gilbert  
(No report at this time)

*Audit Committee*  
Councilman Grohn  
(No report at this time)

*Personnel Committee*  
Councilman Mitchell  
(No report at this time)

*Public Works and Transportation Committee*  
Chairman Hakeem noted:

- The Public Works Committee would meet next week (June 11, 2013) immediately following Agenda Session.

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

Chairman Hakeem advised of the procedural rules for addressing the Council and recognized the following persons wishing to address the Council:

- **Frank DePinto** of Chattanooga – Voiced opposition to the extension of Central Avenue, which would affect the Lincoln Park neighborhood.
- **Gary Ball** of 2520 E. 14<sup>th</sup> Street – Voiced concerns about escalating crime in the Ridgedale area, where he lives and operates a business.
- **Mark Reich** of 1501 Kirby Avenue – Commended the City of Chattanooga for sponsoring the Pro Cycling timed trials and for garnering national coverage on NBC Sports.

## **ADJOURNMENT**

On motion of Councilman Anderson and seconded by Councilman Gilbert, the meeting of the Chattanooga City Council was adjourned until Tuesday, June 11, 2013, at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**

**(A full digital audio of this Council meeting, June 4, 2013,  
has been filed in the Clerk of the Council's office)**