

Chattanooga City Council City of Chattanooga, Tennessee John P. Franklin, Sr. City Council Building **COUNCIL MEETING MINUTES** May 13, 2025 3:30 PM

CALL TO ORDER

Council Chairwoman Jenny Hill called the business meeting to order at 3:30 p.m. A quorum was present that also included Vice Chair Marvene Noel and Councilmembers Chip Henderson, Jenni Berz, Raquetta Dotley, Jeff Davis, Dennis Clark, Cody Harvey, and Ron Elliott.

[Editor's Note: This meeting was live streamed on YouTube in two parts. Part 1 of this meeting (prior to the recess) is available<u>here</u>. Part 2 of this meeting (after the recess) is available<u>here</u>.

OTHER PARTICIPANTS

<u>Office of City Attorney</u>: Phil Noblett, City Attorney <u>Mayor's Office</u>: Kevin Roig, Chief of Staff <u>Regional Planning</u>: Karen Rennich, Deputy Administrator <u>Community Development</u>: Nicole Heyman, Chief Housing Officer <u>Public Works</u>: Jerramy Wood, Administrator <u>Storm Water</u>: Mark Heinzer, Administrator, and Maria Price, Assistant Engineer <u>Purchasing</u>: Debbie Talley, Chief Procurement Officer <u>Council Office</u>: Kristal Becker, Administrative Assistant, and Nicole Gwyn, Clerk to Council

PLEDGE OF ALLEGIANCE

Vice Chair Noel led the Assembly in the Pledge of Allegiance and gave an invocation.

ANNOUNCEMENT

Meeting Cancellation

In observance of the Memorial Day holiday, Chairwoman Hill announced that there will not be a meeting of the City Council on May 27, 2025.

APPROVAL OF LAST MINUTES

On motion of Councilwoman Dotley and seconded by Councilman Harvey, the minutes of the last meeting (May 6, 2025) were approved as published.

PARKS & PUBLIC WORKS COMMITTEE

PROCEDURAL NOTE: Chairwoman Hill yielded control of the meeting to Councilman Davis for the Parks & Public Works Committee. [View the committee <u>here</u>.]

<u>CALL TO ORDER</u>: Councilman Davis, Committee Chair, called the Parks & Public Works Committee to order at 3:36 p.m., with a quorum of all nine councilpersons present.

<u>MINUTE APPROVAL</u>: On motion of Chairwoman Hill and seconded by Councilwoman Dotley, the minutes of the last Parks & Public Works Committee meeting (April 15, 2025) were approved as published.

PRESENTATION:

<u>Mayoral Proclamation – Public Works Week 2025</u> By Jerramy Wood [View full presentation here]

Mr. Wood read a proclamation on behalf of Mayor Kelly that designated May 19-23, 2025, as "National Public Works Week 2025: People Purpose Presence." [Read the proclamation<u>here</u>] After the reading, Councilman Davis, chair of the Parks & Public Works Committee, thanked Mr. Wood and the Parks & Public Works employees for their service.

PRESENTATION:

Rainwater Wastewater Presentation

[View here]

Ms. Price and Mr. Heinzer provided a presentation about the severe rain event that took place on May 2, 2025. They discussed the areas impacted (Hixson and Brainerd) and touched upon the following topics:

- Max 2-hour rain was 2.65"
- 10 Year/2-hr rain event
- Gauge RG3
- Most affected areas received almost 3 inches of rain in 2 hours
- Flash flood- water receded quickly
- TDOT and Public Works partnership
- Ditch lines cleared from Blockages
- CCTV Camera to look for blockages
- Forest Plaza Neighborhood in 500- and 100-year floodway
- Strawberry Lane street flooding
- How the City Mitigates Flood Risk
- Rainfall Distribution
- Rainfall Summary
- MBEC Operations- EQ Basins
- 75+ Million Gallons of water stored and treated

Chairwoman Hill thanked the presenters and inquired about the mapping. She later requested that digital copies of the presentation be sent to the Council. Councilman Elliott thanked the emergency response teams, Parks department, and the Public Works for their diligence in keeping the city safe during the crisis. Upon no further comments or questions, the issue was closed.

ADJOURNMENT: Councilman Davis adjourned the Parks & Public Works Committee at 4:09 p.m.

MEETING RECESSED

At 4:09 p.m., Councilman Davis recessed the business meeting until 5:00 p.m. with the chairwoman's permission.

MEETING RECONVENED

Chairwoman Hill reconvened the meeting at 5:00 p.m. A quorum as present that also included Vice Chair Noel and Councilpersons Henderson, Davis, Harvey, Clark, Berz, Dotley, and Elliott. Attorney Noblett and Ms. Gwyn were also present.

ORDER OF BUSINESS

ORDINANCES – FINAL READING:

On motion of Councilwoman Dotley and seconded by Vice Chair Noel,

ORDINANCE #14231

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SECTION 31-314, PRIVATE PROPERTY RESPONSIBILITY.

The motion carried.

ACTION: APPROVED

<u>PROCEDURAL NOTE</u>: With no objection from the Council, Chairwoman Hill instructed the Clerk to group and read the following two ordinances for one vote:

ORDINANCE #14232

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 21, SECTION 21-136, OVERGROWTH.

ORDINANCE #14233

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SECTION 31-37, MINIMUM SERVICE CHARGES.

The motion carried.

ACTION: ORDINANCES 14232 & 14233 APPROVED

ORDINANCES – FIRST READING:

<u>2025-0053</u> <u>Kristal Valek</u> <u>Planning Commission Version</u> District No. 2

> Agenda Item VIII(a): [View <u>here</u>]

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 920 FOREST AVENUE, FROM RN-3 RESIDENTIAL NEIGHBORHOOD ZONE TO TRN-3 TRADITIONAL RESIDENTIAL NEIGHBORHOOD ZONE.

Ms. Rennich (Regional Planning) gave a presentation on this item. She also distributed <u>handouts</u> regarding the setback. She noted that there was Opposition at the Planning Commission meeting for this item. There was no Opposition present in the Assembly, so Chairwoman Hill invited the Applicant, Kristal Valek, to address the Council [available <u>here</u>].

Chairwoman Hill informed the Council of the community's problems with this property over two decades, the need for a solid plan for the property, and concerns about the setback. [Hear the chairwoman's full comments <u>here</u>.] On Chairwoman Hill's behalf, **Councilman Henderson moved** to deny. Councilwoman Berz seconded. The motion carried.

ACTION: CASE NO. 2025-0053 DENIED

<u>2025-0067 Luke Bowling c/o Temkin Land Group District No. 5</u>

On motion of Councilman Clark and seconded by Councilwoman Dotley,

ORDINANCE #14234

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO LIFT CONDITIONS FROM ORDINANCE NO. 10358 OF PREVIOUS CASE NO. 1995-0215 ON PART OF A PROPERTY LOCATED AT 3945 CROMWELL ROAD.

The motion carried.

ACTION: PASSED ON FIRST READING

<u>2025-0063</u> <u>Robert Franklin c/o Franklin Associates, Architects, Inc.</u> <u>Planning Commission Version</u> <u>District No. 7</u>

On motion of Councilwoman Dotley and seconded by Councilman Elliott,

ORDINANCE #14235

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 3210 BROAD STREET AND 3280 WILLIAMS STREET, FROM C-MU-1 COMMERCIAL MIXED-USE ZONE TO C-MU-2 COMMERCIAL MIXED-USE ZONE.

The motion carried.

ACTION: PASSED ON FIRST READING

<u>2025-0065</u> <u>KH Property Group, Inc.</u> <u>Planning Commission Version</u> <u>District No. 7</u>

On motion of Councilwoman Dotley and seconded by Councilman Elliott,

ORDINANCE #14236

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1823 REGGIE WHITE BOULEVARD, FROM U-IX-4 URBAN INDUSTRIAL ZONE TO U-CX-6 COMMERCIAL MIXED-USE ZONE.

The motion carried.

ACTION: PASSED ON FIRST READING

<u>2025-0036</u> <u>Lee Helena</u> <u>Planning Commission Version</u> <u>District No. 9</u>

ORDINANCE #14237

[View <u>here</u>]

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 1500 EAST 14TH STREET, FROM RN-1-5 RESIDENTIAL NEIGHBORHOOD ZONE TO TRN-3 TRADITIONAL RESIDENTIAL NEIGHBORHOOD ZONE.

Councilman Elliott moved to approve with the intent to amend. Councilwoman Dotley seconded. **Councilman Elliott moved** to amend by adding four conditions:

- 1) Twenty (20') foot rear setback;
- 2) Ten (10') foot side setback;
- 3) Twenty-eight (28') foot maximum structure height; and
- 4) No detached housing.

Councilwoman Dotley seconded. The motion carried. **Councilman Elliott moved** to approve as amended. Councilman Davis seconded. The motion carried. Later in the meeting, Councilman Elliott confirmed the above-listed four conditions had been captured by the Clerk and Attorney.

ACTION: PASSED AS AMENDED ON FIRST READING

On motion of Councilwoman Dotley and seconded by Councilwoman Berz,

ORDINANCE #14238

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 38, THE CHATTANOOGA ZONING ORDINANCE AS ADOPTED BY ORDINANCE NO. 14137 ON JULY 23, 2024, BE TO CLARIFY MULTI-UNIT DEVELOPMENTS CAN EXCEED TWENTY-FIVE (25%) PERCENT OF TOTAL UNITS FOR SHORT TERM VACATION RENTALS; CORRECT RESIDENTIAL ZONES DIMENSIONAL HEIGHT LIMITATION; CLARIFY ON-SITE TREE REQUIREMENTS IN SETBACKS; ADD INSTITUTIONAL ZONE STANDARDS INSIDE THE URBAN OVERLAY; AND ADD PERMITTED USES IN THE I-H HEAVY INDUSTRIAL ZONE.

The motion carried.

ACTION: PASSED ON FIRST READING

RESOLUTIONS:

PROCEDURAL NOTE: With no objection from the Council, Chairwoman Hill instructed the Clerk to group and read the following three resolutions for one vote:

RESOLUTION #32497

A RESOLUTION CONFIRMING THE APPOINTMENT OF TOM HIRSCH TO THE HEALTH, EDUCATIONAL, AND HOUSING FACILITY BOARD FOR DISTRICT 1, WITH A TERM BEGINNING ON MAY 14, 2025, AND ENDING ON MAY 13, 2031.

RESOLUTION #32498

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF RAY ADKINS TO THE BOARD OF ZONING APPEALS FOR DISTRICT 1, WITH A TERM BEGINNING ON MARCH 16, 2025, AND ENDING ON MARCH 15, 2028.

RESOLUTION #32499

A RESOLUTION CONFIRMING THE APPOINTMENT OF COLE WEBSTER TO THE SPORTS AUTHORITY OF THE COUNTY OF HAMILTON AND THE CITY OF CHATTANOOGA, FOR A TERM BEGINNING ON MAY 14, 2025, AND ENDING ON AUGUST 9, 2026.

Councilman Henderson moved to approve all three resolutions. Councilwoman Berz seconded. The motion carried.

ACTION: RESOLUTIONS 32497- 32499 ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairwoman Hill instructed the Clerk to group and read the following four resolutions for one vote:

RESOLUTION #32500

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT TO ENTER INTO A GREENWAY FARMS PARK COMMUNITY GARDEN LEASE AND MANAGEMENT AGREEMENT WITH GREENWAY FARM GARDEN PROJECT, IN SUBSTANTIALLY THE FORM ATTACHED, FOR THE LEASE AND MANAGEMENT OF THE COMMUNITY GARDEN ON A PORTION OF GREENWAY FARMS, FURTHER IDENTIFIED AS TAX MAP NO. 110-021, FOR A TERM OF THREE (3) YEARS, WITH THE OPTION TO RENEW FOR AN ADDITIONAL TERM OF TWO (2) YEARS, WITH ANNUAL RENT OF ONE (\$1.00) DOLLAR.

RESOLUTION #32501

A RESOLUTION TO AMEND RESOLUTION NO. 32473 TO INCLUDE THE CONFIRMATION OF THE SURPLUS OF THE PARCELS IDENTIFIED AS TAX MAP NO. 136E-F-020 AT 2211 DAVENPORT STREET, TAX MAP NO. 136E-G-025 AT 2117 DAVENPORT STREET, AND TAX MAP NO. 136E-G-027 AT 2113 DAVENPORT STREET.

RESOLUTION #32502

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT TO EXECUTE QUITCLAIM DEEDS FOR THE CONVEYANCE OF THE FIFTEEN (15) PARCELS IDENTIFIED, IN SUBSTANTIALLY THE FORM ATTACHED, TO THE APPROVED HIGHEST BIDDERS ON PROPERTIES OF THE CITY OF CHATTANOOGA AND HAMILTON COUNTY AS ACQUIRED THROUGH PREVIOUS DELINQUENT TAX SALES.

RESOLUTION #32503

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF \$43,735.97 FROM THE NOVEMBER 2024 HAMILTON COUNTY SURPLUS PROPERTY SALE, WITH \$42,804.76 APPLIED AS THE CITY'S PROFIT; \$141.16 APPLIED TO THE CITY ATTORNEY FEES; \$790.05 APPLIED TO FEES OF THE CITY TREASURER; AND AUTHORIZING THE TRANSFER OF ALL NET PROCEEDS TO THE CHATTANOOGA LAND BANK AUTHORITY.

Councilwoman Dotley moved to approve all four resolutions. Councilman Henderson seconded. The motion carried.

ACTION: RESOLUTIONS 32500 – 32503 ADOPTED

On motion of Councilman Harvey and seconded by Councilman Elliott,

RESOLUTION #32504

A RESOLUTION AUTHORIZING REVISIONS TO THE EMPLOYEE INFORMATION GUIDE (EIG) POLICIES (2.0 GENERAL POLICIES, 5.0 RECRUITMENT, 9.0 COMPENSATION, 12.0 LEAVE POLICIES, 14.0 INJURY ON DUTY, 15.0 VEHICLE USE) TO COMPLY WITH RESIDENCY CHANGES TO BE EFFECTIVE UPON APPROVAL.

The motion carried.

ACTION: ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairwoman Hill instructed the Clerk to group and read the following seven ordinances for one vote:

RESOLUTION #32505

A RESOLUTION CONFIRMING MAYOR KELLY'S REAPPOINTMENT OF TOM HIRSCH TO THE COMMUNITY ADVISORY COMMITTEE: REGION 1 (LOOKOUT VALLEY), FOR A TERM BEGINNING ON FEBRUARY 22, 2025, AND ENDING ON FEBRUARY 21, 2028.

RESOLUTION #32506

A RESOLUTION CONFIRMING MAYOR KELLY'S APPOINTMENT OF ALLISON JOHNSON TO THE COMMUNITY ADVISORY COMMITTEE: REGION 1 (LOOKOUT VALLEY), FOR A TERM BEGINNING ON MAY 14, 2025, AND ENDING ON MAY 13, 2028.

RESOLUTION #32507

A RESOLUTION CONFIRMING MAYOR KELLY'S REAPPOINTMENT OF LEA ANNE WILES TO THE COMMUNITY ADVISORY COMMITTEE: REGION 3 (NORTH CHATTANOOGA), FOR A TERM BEGINNING ON JANUARY 18, 2025, AND ENDING ON JANUARY 17, 2028.

RESOLUTION #32508

A RESOLUTION CONFIRMING MAYOR KELLY'S APPOINTMENT OF SAMUAL MILITELLO TO THE COMMUNITY ADVISORY COMMITTEE: REGION 6 (BUSHTOWN-GLENWOOD), FOR A TERM BEGINNING ON MAY 14, 2025, AND ENDING ON MAY 13, 2028.

RESOLUTION #32509

A RESOLUTION CONFIRMING MAYOR KELLY'S REAPPOINTMENT OF MICHAEL VARNELL TO THE BOARD OF ELECTRICAL EXAMINERS, FOR A TERM BEGINNING ON JUNE 1, 2025, AND ENDING ON MAY 31, 2029.

RESOLUTION #32510

A RESOLUTION CONFIRMING MAYOR KELLY'S APPOINTMENT OF PAUL MCGINNIS TO THE BOARD OF GAS EXAMINERS, FOR A TERM BEGINNING ON MAY 14, 2025, AND ENDING ON MAY 13, 2027.

RESOLUTION #32511

A RESOLUTION CONFIRMING MAYOR KELLY'S REAPPOINTMENT OF BENJAMIN MOORE TO THE TREE COMMISSION, FOR A TERM BEGINNING ON FEBRUARY 10, 2025, AND ENDING ON FEBRUARY 9, 2029.

Councilman Henderson moved to approve. Vice Chair Noel seconded. The motion carried. ACTION: RESOLUTIONS 32505 – 32511 ADOPTED

On motion of Councilwoman Berz and seconded by Councilwoman Dotley,

RESOLUTION #32512

A RESOLUTION TO APPROVE THE WAIVER OF PARK FEES FOR PARK SPACE FOR THE USE OF ROSS'S LANDING FOR THE FOLLOWING THIRTEEN (13) SATURDAYS/DATES: (5/31, 6/7, 6/14, 6/28, 7/5, 7/12, 7/19, 7/26, 8/2, 8/9, 8/16, 8/23, 8/30) AND ALSO THE CHATTANOOGA GREEN FOR THE FOLLOWING DAYS/DATES: (5/31, 6/28, 7/12, 7/26, 8/30) TO FRIENDS OF THE FESTIVAL FOR THE RIVERFRONT NIGHTS MUSIC SERIES AT A VALUE OF \$18,000.00.

The motion carried.

ACTION: ADOPTED

PROCEDURAL NOTE: With no objection from the Council, Chairwoman Hill instructed the Clerk to group and read the following two resolutions for one vote:

RESOLUTION #32513

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO APPROVE CHANGE ORDER NO. 1 FOR SOUTHERN ROAD AND BRIDGE, LLC, OF TARPON SPRINGS, FL, RELATIVE TO CONTRACT NO. E-13-002-201, WALNUT STREET PEDESTRIAN BRIDGE REPAIRS, FOR MODIFICATIONS TO THE POST-TENSION STRANDS/CABLES TO FULL REPLACEMENT WITH A MORE EFFECTIVE AND BENEFICIAL APPROACH, FOR AN INCREASE IN THE AMOUNT OF \$632,250.08, WITH A CONTINGENCY IN THE AMOUNT OF \$12,678.48, FOR A REVISED TOTAL AMOUNT OF \$35,292,814.56.

RESOLUTION #32514

A RESOLUTION AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. Y-23-005-201, AVONDALE HEAD START ROOF REPLACEMENT, TO TRI-STATE ROOFING CONTRACTORS, LLC, OF CHATTANOOGA, TN, IN THE AMOUNT OF \$464,726.00, WITH A CONTINGENCY IN THE AMOUNT OF \$46,500.00, FOR A TOTAL AMOUNT OF \$511,226.00.

Councilwoman Dotley moved to approve both resolutions. Vice Chair Noel seconded. The motion carried.

ACTION: RESOLUTIONS 32513 & 32514 ADOPTED

DEPARTMENTAL REPORTS:

Recommended New Purchases

[View <u>here</u>]

Ms. Talley (Purchasing) recommended the following new purchases for Council consideration:

Verizon Wireless Ser	671 Technology Services\$1,163,000.00Wireless Services for Citywide Usage\$1,163,000.00Best Bidder:Verizon Wireless5959 Shallowford Road #19Chattanooga, TN 37421			
Four (4) Volkswagen	anagement Division, Public Works ID.4 Pro RWD National Auto Fleet Group 490 Auto Center Drive Watsonville, CA 95076	\$186,118.92		
Stone, Washed or Cr	Services Division, Public Works rushed Vulcan Materials Company 6142 Shallowford Road Suite 101 Chattanooga, TN 37421	\$980.000.00		
200753,3 Facilities Management, Public Works\$2,000,000.00Fencing Repair, Installation, and RentalsLowest/Best Bidders:1. Kings Development - 6606 Babelay Rd, Knoxville, TN 37924; and2. River City Fence - 6134 Airways Blvd, Chattanooga, TN 37421				

Councilwoman Dotley moved to approve. Vice Chair Noel seconded. The motion carried.

ACTION: ALL NEW PURCHASES APPROVED

Sole Source Purchase

Ms. Talley also reported the following sole source purchase:

DATE	DEPARTMENT	SUPPLIER	ITEM DESCRIPTION	EXPLANATION	COST	DOCUMENTS
4/28/25	Traffic Operations Center	Products inc	Pavamant	14th Street Pavement Marking Project	\$29,152.45	<u>REQ163385</u>

*No Council action was required for this report.

COMMITTEE REPORTS:

Affordable Housing Committee Councilwoman Dotley (No report)

Budget and Finance Committee Councilwoman Dotley reported:

- The committee held its first Budget Education Session today. The next session will take place next Tuesday, May 20, at 9:00 a.m.
- The FY26 Budget public hearing will take place as well next week at the 3:30 p.m. business meeting.

Economic Development Committee Councilman Elliott (No report)

Education Committee Councilwoman Harvey (No report)

Equity and Community Development Committee Councilman Clark (No report)

Legislative Committee Vice Chair Noel (No report)

Planning and Zoning Committee Councilwoman Berz (No report)

Parks and Public Works Committee

Councilman Davis reported:

• The committee met today for the presentation of the National Public Works Week proclamation and the Stormwater System Performance Report.

Public Safety Committee Councilman Henderson (No report)

RECOGNITION OF PERSONS WISHING TO ADDRESS COUNCIL

[View <u>here</u>]

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

Speaker Name	District	YouTube Links for Speaker Comments:
Monty Bell	(N/A)	View <u>here</u>
 Joshua Kapellusch 	(N/A)	View <u>here</u>
Daniel Dufour	7	View <u>here</u>
Aaron Welch	2	View <u>here</u>
Arcie Reeves	5	View here

ADJOURNMENT

On motion of Councilwoman Berz, Chairwoman Hill adjourned the meeting of the Chattanooga City Council until next Tuesday, May 20, 2025, at 3:30 p.m.

COUNCIL CHAIR

CLERK OF COUNCIL