

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
JANUARY 7, 2015**

STATE OF TENNESSEE)	Regular Meeting
COUNTY OF HAMILTON)	January 7, 2015

BE IT REMEMBERED, that on this 7th day of January, 2015, a Regular Meeting of the Hamilton County Board of Commissioners was begun and held at the Courthouse, in the City of Chattanooga, in the County Commission Room, when the following proceedings were held, to wit:--

0:08 Present and presiding was the Honorable Jim Fields, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Bankston, Commissioner Beck, Commissioner Boyd, Commissioner Fairbanks, Commissioner Graham, Commissioner Haynes, Commissioner Mackey, Commissioner Smedley, and Chairman Fields. Total present - 9. Total absent – 0.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, County Attorney Rheubin Taylor, and County Auditor Bill McGriff.

Attached hereto is a copy of the Public Notice of this meeting, which was published in a local newspaper and made a matter of record of this meeting.

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0:34 Commissioner Mackey introduced Pastor Fletcher Farris, Community Missionary Baptist Church, who gave the invocation. Commissioner Mackey led in the pledge to the flag

3:18

APPROVAL OF MINUTES

ON MOTION of Commissioner Boyd, seconded by Commissioner Haynes, that the minutes of the Recessed Meeting of November 26, 2014, the Agenda Preparation Session of November 26, 2014, the Regular Meeting of December 3, 2014, the Recessed Meeting of December 10, 2014, the Recessed Meeting of December 17, 2014, the Recessed Meeting of December 24, 2014, be approved, treat same as read, made a matter of record and filed. The foregoing Motion was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

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2:50

TRUSTEE'S EXCESS FEE REPORT

The Trustee's excess fee report for November 2014 was submitted and made a matter of record.

TRUSTEE'S MONTHLY REPORT

The Trustee's monthly report for November 2014 was submitted and made a matter of record.

ORDER OF APPOINTMENT

County Mayor Coppinger submitted for the record an Order appointing Floyd D. Ferrell to the Savannah Valley Utility District Board of Commissioners to serve a four-year term expiring December 15, 2018.

CRIMINAL COURT CLERK REPORT

The Criminal Court Clerk Report the months of September 2014 and October 2014 were submitted and made a matter of record.

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ORDER OF DESIGNATION

An order was submitted for the record designating Todd Leamon to sit as the County Mayor's representative on the Planning Commission for the meeting December 8, 2014.

3:22

**RESOLUTION NO. 115-1 A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARY PUBLIC POSITIONS.**

ON MOTION of Commissioner Fairbanks, seconded by Commissioner Haynes, to adopt Resolution No. 115-1. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Fields asked that Resolution No. 115-21 be heard at this time.

4:11

**RESOLUTION NO. 115-21 A RESOLUTION APPROVING THE EXPENDITURE OF
FIFTY THOUSAND DOLLARS (\$50,000.00) IN DISCRETIONARY FUNDS (AS**

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**ALLOTTED TO DISTRICT TWO) TOWARD THE PURCHASE OF A FIRE ENGINE
FOR WALDEN RIDGE EMERGENCY SERVICES.**

Chairman Fields reported that this Resolution had been heard by a Committee of the Whole.

ON MOTION of Commissioner Graham, seconded by Commissioner Beck, to adopt Resolution No. 115-21. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Fields asked that Resolutions No. 115-2 and 115-3 be considered together at this time.

4:45

**RESOLUTION NO. 115-2 A RESOLUTION TO REZONE FROM A-1
AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL APARTMENT DISTRICT, PART
OF PROPERTIES LOCATED AT 4821 PATTENTOWN ROAD AND 4906 BOBBY
JEFFERY DRIVE.**

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**RESOLUTION NO. 115-3 A RESOLUTION TO AMEND THE HAMILTON COUNTY
ZONING REGULATIONS BY ADDING SECTION 107 TO ARTICLE III IN ORDER TO
DEFINE VESTED RIGHTS IN THE CONTEXT OF DEVELOPMENT PLANS.**

Commissioner Haynes provided details regarding Resolutions No. 115-2 and 115-3 and stated that the Zoning Committee reviewed and recommended approval. He noted that although the Regional Planning Agency (RPA) staff originally recommended denial, the Planning Commission had approved the request.

Upon request by Commissioner Haynes, RPA Executive Director John Bridger provided additional details regarding the request.

Attorney Taylor indicated he had reviewed and approved of the vested property rights outlined in Resolution No. 115-3.

ON MOTION of Commissioner Haynes, seconded by Commissioner Beck, to adopt Resolution No. 115-2 and 115-3.

9:18 Commissioner Mackey asked Mr. Bridger whether he believed it was becoming easier or more difficult for developers to develop large properties in Hamilton County.

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Mr. Bridger responded that it depended on the specific project and location under consideration. He noted that with fewer large properties available, it may make accessible locations more limited for developers to choose from. He also stated that RPA staff meets with applicants in advance of the Commission taking action.

Commissioner Bankston asked if there was any opposition present to these items. There was none.

The foregoing Resolutions were unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Fields asked that Resolutions No. 115-4 through 115-11 and 115-15 through 115-20 be considered together at this time.

14:23 **RESOLUTION NO. 115-4 A RESOLUTION ACCEPTING THE BID OF CHRYSLER DODGE JEEP RAM OF COLUMBIA FOR TWO (2) CREW CAB PICKUP TRUCKS AMOUNTING TO \$48,624.00 FOR THE SHERIFF'S DEPARTMENT AND**

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AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-5 A RESOLUTION ACCEPTING THE BID OF MOUNTAIN VIEW FORD FOR ONE (1) PRISONER TRANSPORT/CARGO VAN AMOUNTING TO \$26,520.00 FOR THE SHERIFF'S DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-6 A RESOLUTION ACCEPTING THE BID OF MOUNTAIN VIEW CHEVROLET FOR MODEL YEAR CONTRACT UNIT PRICING FOR MARKED POLICE PURSUIT SEDANS FOR HAMILTON COUNTY AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-7 A RESOLUTION ACCEPTING THE BID OF MOUNTAIN VIEW FORD FOR MODEL YEAR CONTRACT UNIT PRICING FOR FLEET POLICE PURSUIT UTILITY VEHICLES FOR HAMILTON COUNTY AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

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RESOLUTION NO. 115-8 A RESOLUTION ACCEPTING THE BID OF MOUNTAIN VIEW FORD FOR ONE (1) 4X2 UTILITY VEHICLE FOR THE HAMILTON COUNTY TRUSTEE'S OFFICE AMOUNTING TO \$19,116.00 AND TO AMEND THE GENERAL FUND CAPITAL OUTLAY BUDGET FROM PREVIOUSLY UNBUDGETED FUNDS AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-9 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO A CONTRACT BETWEEN THE STATE OF TENNESSEE, DEPARTMENT OF MILITARY, TENNESSEE EMERGENCY MANAGEMENT AGENCY AND HAMILTON COUNTY IN THE AMOUNT OF \$150,050 (ONE HUNDRED FIFTY THOUSAND AND FIFTY DOLLARS).

RESOLUTION NO. 115-10 A RESOLUTION ACCEPTING THE BID OF LAWSON ELECTRIC COMPANY, INC. FOR INSTALLATION, TERMINATION, TESTING, PROGRAMMING AND CERTIFICATION OF A BOGEN QUANTUM INTERCOM SYSTEM AT EAST BRAINERD ELEMENTARY SCHOOL AMOUNTING TO \$29,700.00 FOR THE TELECOMMUNICATIONS DEPARTMENT AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

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RESOLUTION NO. 115-11 A RESOLUTION ACCEPTING THE BID OF CLEARLINE NETWORKS, LLC FOR INSTALLATION, TERMINATION, TESTING, PROGRAMMING AND CERTIFICATION OF THE COMMUNICATIONS CABLING FOR EAST BRAINERD ELEMENTARY SCHOOL AMOUNTING TO \$79,000.00 FOR THE TELECOMMUNICATIONS DEPARTMENT AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-15 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH BARGE, WAGGONER, SUMNER & CANNON, INC. FOR ENGINEERING DESIGN SERVICES FOR DEMOLITION AND SITE CLEARING ON A PORTION OF THE ENTERPRISE SOUTH INDUSTRIAL PARK SUPPLIER PARK FOR AN AMOUNT NOT TO EXCEED \$58,600.00.

RESOLUTION NO. 115-16 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH BARGE, WAGGONER, SUMNER & CANNON, INC. FOR MASTER PLANNING SERVICES FOR THE ENTERPRISE SOUTH INDUSTRIAL PARK SUPPLIER PARK FOR AN AMOUNT NOT TO EXCEED \$25,000.00.

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RESOLUTION NO. 115-17 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH S & ME INC. FOR ENVIRONMENTAL PERMITTING SERVICES FOR THE ENTERPRISE SOUTH INDUSTRIAL PARK SUPPLIER PARK FOR AN AMOUNT NOT TO EXCEED \$18,580.00.

RESOLUTION NO. 115-18 A RESOLUTION RATIFYING THE PURCHASE OF GASOLINE AND DIESEL FUEL FOR THE PERIOD OF NOVEMBER 1, 2014, THROUGH NOVEMBER 30, 2014, AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-19 A RESOLUTION ACCEPTING THE BID OF DON LEDFORD AUTO PARK FOR MODEL YEAR CONTRACT UNIT PRICING FOR FLEET STAFF SEDANS FOR HAMILTON COUNTY AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 115-20 A RESOLUTION APPROVING THE PURCHASE OF TWO (2) MID-SIZE SEDANS FROM THE CONTRACT UNIT PRICING FOR FLEET STAFF SEDANS FROM DON LEDFORD AUTO PARK FOR THE HAMILTON COUNTY DISTRICT ATTORNEY'S OFFICE AMOUNTING TO \$37,950.00 AND TO AMEND THE DISTRICT ATTORNEY'S GENERAL FUND CAPITAL OUTLAY BUDGET FROM

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**PREVIOUSLY UNBUDGETED FUNDS AND TO AUTHORIZE THE COUNTY MAYOR
TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Graham provided details regarding Resolutions No. 115-4 through 115-11 and 115-15 through 115-20 and stated that the Finance Committee reviewed and recommended approval.

27:16 Commissioner Mackey noted that although quite a few of these resolutions dealt with the purchase of new vehicles, he was glad that the automobiles would be distributed fairly amongst the departments purchasing them rather than going only to the top staff. He indicated his intent to support these resolutions.

ON MOTION of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolution No. 115-4 through 115-11 and 115-15 through 115-20. The foregoing Resolutions were unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

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Chairman Fields asked that Resolutions No. 115-12 through 115-14 be considered together at this time.

29:23

RESOLUTION NO. 115-12 A RESOLUTION TO AMEND THE “MASTER LIST OF ROADS AND SPEED LIMITS” SO AS TO ACCEPT THE FOLLOWING DISTRICT ROADS AND TO ESTABLISH SPEED LIMITS THEREFORE: OWENS GATE PASS AND SCARLET RIDGE.

RESOLUTION NO. 115-13 A RESOLUTION TO AMEND THE "MASTER LIST OF ROADS AND SPEED LIMITS" SO AS TO ACCEPT THE FOLLOWING DISTRICT ROAD AND TO ESTABLISH A SPEED LIMIT THEREFORE: SEDGEFIELD DRIVE AS EXTENDED.

RESOLUTION NO. 115-14 A RESOLUTION TO AMEND THE “MASTER LIST OF ROADS AND SPEED LIMITS” SO AS TO ACCEPT THE FOLLOWING DISTRICT ROADS AND TO ESTABLISH SPEED LIMITS THEREFORE: TUCKAHOE PASS AND CHIMNEY ROCK TRAIL.

Commissioner Haynes provided details regarding Resolutions No. 115-12 through 115-14 and stated that the Roads Committee reviewed and recommended approval.

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ON MOTION of Commissioner Haynes, seconded by Commissioner Bankston, to adopt Resolution No. 115-12 through 115-14. The foregoing Resolutions were unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

30:52

DISCUSSION RE: RESOLUTION NO. 1114-9A

Commissioner Haynes indicated a desire to remove from the table Resolution No. 1114-9A, which was placed on the table at the November 19, 2014 meeting and pertained to office furnishings for the Criminal Courts.

ON MOTION of Commissioner Haynes, seconded by Commissioner Smedley, to remove Resolution No. 1114-9A from the table. On Roll Call the foregoing Motion failed to receive the necessary 2/3 vote with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Abstain"; Commissioner Beck, "Aye"; Commissioner Boyd, "Nay"; Commissioner Fairbanks, "Aye"; Commissioner Graham, "Nay"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Nay"; Commissioner Smedley, "Aye"; and Chairman Fields, "Nay." Total

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“Aye” votes – 4. Total “Nay” votes – 4. Total Abstentions – 1. Total present – 9. Total absent – 0.

ANNOUNCEMENTS

Chairman Fields asked for announcements from members of the Commission.

Commissioner Haynes announced that a public meeting would be held on Friday, January 9th at 5:00 PM at the Middle Valley Church of God. The purpose of the meeting would be to discuss a proposed development at the corner of Middle Valley Road and Thrasher Pike.

Commissioners Graham, Smedley, and Beck wished Commissioner Mackey a happy birthday.

36:27

Commissioner Boyd spoke regarding a report that according to Walmart’s statistics, Chattanooga had the highest number of recent Tamiflu prescriptions. He asked what precautions the County was taking to prevent further spread of the flu.

Health Services Administrator Becky Barnes responded that although this year’s vaccine was not an exact match, but being vaccinated was still the best prevention for

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flu spread. She also encouraged anyone with flu symptoms to stay home from work or school to help prevent further infection.

Commissioner Smedley expressed her appreciation to Sheriff Jim Hammond and his staff for all their efforts to keep the community safe. She reported that a neighborhood watch meeting would be held this Thursday in her district.

40:12

County Clerk Knowles announced that Deputy Clerk Michael Clark had accepted a position in the private sector and would serve his last day with his office on Friday. He reported that Deputy Clerk Brooke Weaver had been appointed to succeed Michael in the Clerk's Commission Records Division. He thanked Mr. Clark for his ten years of service to the office and wished him the best in his future endeavors.

Chairman Fields and Commissioner Graham also expressed their appreciation to Mr. Clark for his service.

DELEGATIONS

Chairman Fields asked for delegations on matters other than zoning. There were none.

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There being no further business, Chairman Fields declared the meeting in recess until Wednesday, January 14, 2015 at 9:30 AM.

Respectfully submitted:



William F. (Bill) Knowles, County Clerk

Approved:

01-21-15

Date



Clerk's Initials