

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

STATE OF TENNESSEE)
COUNTY OF HAMILTON)

Regular Meeting
February 1, 2017

BE IT REMEMBERED, that on this 1st day of February, 2017, 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:--

0:13

Present and presiding was the Honorable Chester Bankston, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Beck, Commissioner Boyd, Commissioner Fairbanks, Commissioner Fields, Commissioner Graham, Commissioner Mackey, Commissioner Martin, Commissioner Smedley, and Chairman Bankston. 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 Jenneth Randall.

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.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

Commissioner Beck introduced Pastor Bruce Sloan, Ridgeview Baptist Church, who gave the invocation. Commissioner Beck led in the pledge to the flag.

LATE ITEM

RESOLUTION NO. 217-14 A RESOLUTION AUTHORIZING THE AMENDING OF THE HAMILTON COUNTY 2016-2017 GENERAL FUND EXPENSE BUDGET BY \$72,341 TO PROVIDE FOR PAYMENT TO ATTORNEYS, AT THE RATE OF SEVENTY DOLLARS (\$70.00) PER HOUR, WHILE SITTING FOR HAMILTON COUNTY GENERAL SESSIONS COURT JUDGES DAVID BALES AND LILA STATOM FOR A PERIOD NOT TO EXCEED THREE (3) MONTHS.

ON MOTION of Commissioner Fields, seconded by Commissioner Graham, to adopt Resolution No. 217-14.

4:37 In response to Commissioner Fields question, Division III General Session Court Judge Clarence E. Shattuck, Jr stated that Division II General Session Court Judge David Bales was diagnosed with a very serious condition and has been off the bench since October. He also stated that Division IV General Session Court Judge Lila Statom recently suffered an injury that will require surgery and several weeks of recovery and rehabilitation. Judge Shattuck reported that the local judiciary has exhausted all means of local, retired, and municipal judges to preside over General Sessions Court cases, and TCA 16-15-209(c) provides that the Commission can approve funding of special

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

judges selected from local attorneys to sit for judges in their absence. It was noted that those filling in have been doing so on a volunteer basis.

7:13 In response to Commissioner Fields' question, Administrator of Finance Albert Kiser stated that the expense would come from the fund balance.

Commissioner Graham thanked Judge Shattuck for his many years of service to Hamilton County. He spoke about a field trip his son took to Judge Shattuck's courtroom when he was a student at Lookout Valley Elementary School and thanked him for the valuable time he spent with the students.

9:12 In response to Commissioner Martin's question, Judge Shattuck stated that the absence of two judges has created a more critical situation.

11:57 Mayor Coppinger noted that the statute states local attorneys will sit for judges on a rotating basis.

Attorney Taylor clarified that multiple attorneys will be included in the rotation. Judge Shattuck added that there is a list of at least 30 attorneys for the civil and criminal dockets.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

15:20 Commissioner Smedley thanked Judge Shattuck for attending today's meeting. She stated that she would be praying for Judge Bales and his recovery. It was noted that Commissioner Smedley was sworn into office by Judge Bales when she was elected to the Commission.

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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

APPROVAL OF MINUTES

ON MOTION of Commissioner Fields, seconded by Commissioner Graham, that the minutes of the Recessed Meeting of January 11, 2017, the Agenda Preparation Session of January 11, 2017, and the Regular Meeting of January 18, 2017, 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields,

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

“Aye”, Commissioner Graham, “Aye”, Commissioner Mackey “Aye”, Commissioner Martin, “Aye”, Commissioner Smedley, “Aye”, and Chairman Bankston, “Aye”. Total present – 9. Total absent – 0. Total “Aye” votes – 9. Total “Nay” votes – 0.

TRUSTEE REPORTS

The Trustee's Monthly and Excess Fee reports for December 2016 were submitted and made a matter of record.

QUARTERLY INVESTMENT REPORT

The quarterly investment report of Hamilton County, for the quarter ending December 31, 2016 was submitted as a matter of record.

**RESOLUTION NO. 217-1 A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARY PUBLIC POSITIONS, AND THE BONDS AND
OATHS OF NOTARIES PREVIOUSLY ELECTED.**

ON MOTION of Commissioner Fields, seconded by Commissioner Graham, to adopt Resolution No. 217-1. 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 Beck, “Aye”, Commissioner Boyd, “Aye”,

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

Commissioner Fairbanks, “Aye”, Commissioner Fields, “Aye”, Commissioner Graham, “Aye”, Commissioner Mackey “Aye”, Commissioner Martin, “Aye”, Commissioner Smedley, “Aye”, and Chairman Bankston, “Aye”. Total present – 9. Total absent – 0. Total “Aye” votes – 9. Total “Nay” votes – 0.

RESOLUTION NO. 217-2 A RESOLUTION MAKING AN APPROPRIATION TO FRIENDS OF HARRISON BAY STATE PARK, INC., IN THE AMOUNT OF FIVE HUNDRED DOLLARS (\$500.00) FROM GENERAL FUND TRAVEL DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT NINE.

ON MOTION of Commissioner Beck, seconded by Commissioner Smedley, to adopt Resolution No. 217-2. 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 Beck, “Aye”, Commissioner Boyd, “Aye”, Commissioner Fairbanks, “Aye”, Commissioner Fields, “Aye”, Commissioner Graham, “Aye”, Commissioner Mackey “Aye”, Commissioner Martin, “Aye”, Commissioner Smedley, “Aye”, and Chairman Bankston, “Aye”. Total present – 9. Total absent – 0. Total “Aye” votes – 9. Total “Nay” votes – 0.

RESOLUTION NO.-217-3 A RESOLUTION MAKING AN APPROPRIATION TO MARY WALKER HISTORICAL AND EDUCATIONAL FOUNDATION, INC., IN THE AMOUNT

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

**OF SIX THOUSAND DOLLARS (\$6,000.00) FROM GENERAL FUND
DISCRETIONARY MONIES AS ALLOTTED TO DISTRICT FIVE.**

ON MOTION of Commissioner Mackey, seconded by Commissioner Smedley, to adopt Resolution No. 217-3. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 8. Total "Nay" votes – 0. Commissioner Graham announced that he was present.

RESOLUTION NO. 217-4 A RESOLUTION TO AMEND THE SCHOOLS FEDERAL PROJECTS FUND BUDGET BY ADDING \$3,393,315 TO THE FY 2016-2017 BUDGET; TO AMEND THE SELF-FUNDED PROJECTS FUND BUDGET BY APPROPRIATING FUND BALANCE OF \$497,919 AND ADDITIONAL REVENUE OF \$388,647 TO THE FY 2016-2017 BUDGET; TO AMEND THE GENERAL PURPOSE FUND BUDGET BY APPROPRIATING FUND BALANCE OF \$494,105 AND ADDITIONAL REVENUE OF \$648,000 TO THE FY 2016-2017 BUDGET.

ON MOTION of Commissioner Graham, seconded by Commissioner Fields, to adopt Resolution No. 217-4. The foregoing Resolution was unanimously adopted on a

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

RESOLUTION NO. 217-5 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO APPLY FOR A TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT-COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR AN AMOUNT OF \$525,000, FOR I&I IMPROVEMENTS, IN AREA 10 OF THE WWTA SEWER SYSTEM (EAST RIDGE).

ON MOTION of Commissioner Boyd, seconded by Commissioner Fields, to adopt Resolution No. 217-5. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

RESOLUTION NO. 217-6 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN EASEMENT AGREEMENT AND TEMPORARY CONSTRUCTION LICENSE AGREEMENT WITH 300 CHEROKEE, LLC, FOR THE PURPOSE OF DEVELOPING A PEDESTRIAN CONNECTION AND IMPROVING STORM WATER RUNOFF ON A PORTION OF HAMILTON COUNTY-OWNED PROPERTY.

ON MOTION of Commissioner Fields, seconded by Commissioner Smedley, to adopt Resolution No. 217-6. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

RESOLUTION NO. 217-7 A RESOLUTION TO APPROVE THE FIRM OF DERTHICK, HENLEY & WILKERSON ARCHITECTS, PLLC FOR DESIGN OF A NEW WALDEN'S RIDGE FIREHALL.

ON MOTION of Commissioner Fields, seconded by Commissioner Graham, to adopt Resolution No. 217-7. The foregoing Resolution was unanimously adopted on a

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

21:50

RESOLUTION NO. 217-8 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO RENEW THE AGREEMENT WITH THE STATE OF TENNESSEE ON BEHALF OF THE TENNESSEE BUREAU OF INVESTIGATION FOR HAMILTON COUNTY INFORMATION TECHNOLOGY AND HAMILTON COUNTY GEOGRAPHIC INFORMATION SYSTEMS TO PROVIDE PROFESSIONAL SERVICES THROUGHOUT CALENDAR YEAR 2017 IN SUPPORT AND DEVELOPMENT OF SOFTWARE FOR THE TENNESSEE BUREAU OF INVESTIGATION NOT TO EXCEED \$275,000, AND TO AMEND THE GENERAL FUND REVENUE AND EXPENDITURE BUDGETS BY \$275,000.

ON MOTION of Commissioner Beck, seconded by Commissioner Graham, to adopt Resolution No. 217-8. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham,

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

“Aye”, Commissioner Mackey “Aye”, Commissioner Martin, “Aye”, Commissioner Smedley, “Aye”, and Chairman Bankston, “Aye”. Total present – 9. Total absent – 0. Total “Aye” votes – 9. Total “Nay” votes – 0.

22:46

RESOLUTION NO. 217-13 A RESOLUTION AUTHORIZING ENTERING INTO AGREEMENTS BETWEEN HAMILTON COUNTY, TENNESSEE, AND THE VARIOUS MUNICIPALITIES THEREIN FOR WAIVING THE SHARED COST FOR THE 2017 REAL PROPERTY REAPPRAISALS AS SHALL BE CONDUCTED BY THE HAMILTON COUNTY ASSESSOR.

ON MOTION of Commissioner Boyd, seconded by Commissioner Fields, to adopt Resolution No. 217-13. 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 Beck, “Aye”, Commissioner Boyd, “Aye”, Commissioner Fairbanks, “Aye”, Commissioner Fields, “Aye”, Commissioner Graham, “Aye”, Commissioner Mackey “Aye”, Commissioner Martin, “Aye”, Commissioner Smedley, “Aye”, and Chairman Bankston, “Aye”. Total present – 9. Total absent – 0. Total “Aye” votes – 9. Total “Nay” votes – 0.

23:32

Chairman Bankston asked that Resolution Nos. 217-9 through 217-12 be considered together at this time.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

RESOLUTION NO. 217-9 A RESOLUTION ACCEPTING THE BID OF ON DUTY DEPOT FOR ONE (1) YEAR CONTRACT UNIT PRICING, BEGINNING APRIL 6, 2017 THROUGH APRIL 5, 2018, FOR VEHICLE UPFITTING EQUIPMENT FOR THE SHERIFF'S VEHICLES AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 217-10 A RESOLUTION RATIFYING THE PURCHASE OF GASOLINE AND DIESEL FUEL FOR THE PERIOD OF DECEMBER 1, 2016, THROUGH DECEMBER 31, 2016, AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 217-11 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO EXECUTE A CONTINUATION CONTRACT BETWEEN HAMILTON COUNTY, TENNESSEE, HEALTH SERVICES DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH DEPARTMENT AND THE HAMILTON COUNTY COALITION FOR SERVICES TO PREVENT THE INITIATION OF TOBACCO PRODUCT USE AND ELECTRONIC NICOTINE DELIVERY SYSTEM (ENDS) USE AMONG YOUTH USING ALREADY BUDGETED FUNDS FROM THE STATE DEPARTMENT OF HEALTH'S TOBACCO SETTLEMENT GRANT IN AN AMOUNT NOT TO EXCEED \$20,000.00 FOR THE PERIOD ENDING JUNE 30, 2017.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

RESOLUTION NO. 217-12 A RESOLUTION TO ACCEPT THE BID OF ACME INDUSTRIAL PIPING INC., FOR \$651,054.00, FOR THE HAMILTON COUNTY COURTHOUSE HVAC CHILLER MODIFICATIONS FOR THE HAMILTON COUNTY ENGINEERING DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

Commissioner Boyd, Chairman of the Finance Committee, provided details regarding Resolution Nos. 217-9 through 217-12, and stated that the Finance Committee reviewed and recommended approval. It was also stated that funding for Resolution No. 217-12 would come from a special account of fees generated by the Court system.

ON MOTION of Commissioner Boyd, seconded by Commissioner Smedley, to adopt Resolution Nos. 217-9 through 217-12. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

ANNOUNCEMENTS

29:34 Commissioner Graham invited everyone to attend a City Mayor and City Council forum hosted by the Lookout Valley Neighborhood Association at the John A. Patten center Thursday at 7:00 pm. Commissioner Graham reiterated that long term Interlocal agreements regarding shareable local reappraisal costs and stormwater fees the City of Chattanooga charges to the school system needed to be negotiated. He added that the City's portion of the reappraisal costs and the stormwater fees charged to schools could potentially wash, and possibly relieve the schools of the burden of those fees.

31:58 Commissioner Martin thanked Assessor Haynes for attending today's meeting. He agreed with Commissioner Graham's comments that a long term agreement is needed. He thanked Assessor Haynes for acknowledging the county was not in compliance with state law. He questioned if there was a mechanism for County government employees to report laws that are not being followed without fear of retaliation.

33:55 Commissioner Mackey stated his concerns for setting precedence in waiving fees for municipalities.

34:25 Commissioner Boyd thanked Commissioner Graham for his comments regarding stormwater fees and voiced his disapproval of schools being responsible for those fees.

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

He encouraged any discussion regarding waiving shareable local reappraisal costs to consider those stormwater fees as well.

36:01 Commissioner Beck asked about the status of the school project priority list that was requested last week. He suggested that these types of questions and issues be delegated to committees, which then report back to the Commission within a certain time frame.

In response to Commissioner Beck's comments, Chairman Bankston stated he sent a letter to the school board requesting a current school projects list and would follow up with Steve Highlander, Chairman of the School Board. Commissioner Smedley, Chairman of the Education Committee, suggested the school board be given a timeline for furnishing the list.

38:58 Attorney Taylor called for a brief legal meeting following today's meeting.

Mayor Coppinger recognized Chief Jimmy Hillis, Walden's Ridge Fire Department, Teddy Rogers, Collegedale City Manager, and Randall Smith, Red Bank City Manager in the audience at today's meeting.

39:07 Mayor Coppinger invited members of the Commission and audience to join officials from the U.S. Soccer Team and the Maclellan Foundation for a groundbreaking

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

ceremony at the second soccer field at Highland Park Commons Wednesday at 4:30 pm. He thanked the officials from the Maclellan Foundation, Benwood Foundation, and Lyndhurst Foundation for their dedication to the community.

Chairman Bankston thanked all the representatives from other municipalities for attending today's meeting.

41:40

Chairman Bankston assigned the Commission's revised 1978 Rules of Procedures submitted during last week's meeting to the Legal and Legislative Committee, chaired by Commissioner Fields. Commissioner Fields stated a meeting to go over the revisions will take place at his office Friday, February 3rd at 2 pm.

DELEGATIONS

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

Time Code
Position

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
FEBRUARY 1, 2017**

There being no further business, Chairman Bankston declared the meeting in recess until Wednesday, February 8, 2017 at 9:30 AM.

Respectfully submitted:



William F. (Bill) Knowles, County Clerk

Approved:

02-15-17
Date

WJK
Clerk's Initials