

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
JULY 1, 2015**

STATE OF TENNESSEE) Regular Meeting
COUNTY OF HAMILTON) July 1, 2015

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

0:10

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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Commissioner Boyd introduced Pastor Joey Harris, Harmony Baptist Church, who gave the invocation. Commissioner Boyd led in the pledge to the flag.

1:47

APPROVAL OF MINUTES

ON MOTION of Commissioner Bankston, seconded by Commissioner Graham, that the minutes of the Recessed Meeting of June 10, 2015, the Agenda Preparation Session of June 10, 2015, and the Regular Meeting of June 17, 2015, 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.

2:23

TRUSTEE REPORTS

The Trustee's excess fee and monthly reports for May 2015 were submitted and made a matter of record.

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JUVENILE COURT CLERK'S REPORTS

The Juvenile Court Clerk's reports for March and April 2015 were submitted and made a matter of record.

2:37

RESOLUTION NO. 715-1 A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS, THE BONDS AND OATHS OF NOTARIES PREVIOUSLY ELECTED, THE BOND OF THE SUPERINTENDENT OF SCHOOLS, AND THE BOND OF DEPUTY SHERIFF.

ON MOTION of Commissioner Graham, seconded by Commissioner Haynes, to adopt Resolution No. 715-1.

Chairman Fields asked if there was any discussion. There was none.

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.

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Chairman Fields reported that Resolution Nos. 715-2 through 715-4 and 715-15 through 715-17 were heard by a Committee of the Whole.

3:17

RESOLUTION NO. 715-2 A RESOLUTION TO CONFIRM THE APPOINTMENT BY THE COUNTY MAYOR OF ONE MEMBER TO THE HAMILTON COUNTY WATER & WASTEWATER TREATMENT AUTHORITY BOARD OF COMMISSIONERS FOR TERM ENDING JUNE 2, 2020.

This resolution appoints Peter Avisto to the Hamilton County Water and Wastewater Treatment Authority (WWTA) Board of Commissioners for a term ending June 2, 2020.

ON MOTION of Commissioner Fairbanks, seconded by Commissioner Boyd, to adopt Resolution No. 715-2.

Chairman Fields asked if there was any discussion. There was none.

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,

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“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.

3:58

**RESOLUTION NO. 715-3 A RESOLUTION TO APPOINT FOUR (4) MEMBERS TO
THE HAMILTON COUNTY HEALTH & SAFETY BOARD AS DESIGNATED HEREIN
AND FOR TERMS AS INDICATED.**

This resolution appoints Ken Foster with a term ending July 3, 2016, George Maffett with a term ending January 19, 2019, Gordon Anderson with a term ending April 18, 2016, and Andrew Mullins with a term ending January 4, 2016 to the Hamilton County Health & Safety Board.

ON MOTION of Commissioner Beck, seconded by Commissioner Haynes to adopt Resolution No. 715-3.

Chairman Fields asked if there was any discussion. There was none.

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,

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“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.

4:41

**RESOLUTION NO. 715-4 A RESOLUTION TO RE-APPOINT FOUR (4) MEMBERS
TO THE HAMILTON COUNTY BOARD OF ZONING APPEALS AS DESIGNATED
HEREIN AND FOR TERMS AS INDICATED.**

This resolution reappoints Ryan K. King with a term ending October 6, 2019, Matthew Hullander with a term ending June 21, 2020, Ethan E. Collier with a term ending August 4, 2020, and Wayne Henry with a term ending October 6, 2019 to the Hamilton Bountty Board of Zoning Appeals.

ON MOTION of Commissioner Haynes, seconded by Commissioner Mackey, to adopt Resolution No. 715-4.

Chairman Fields asked if there was any discussion. There was none.

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,

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“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.

5:24

**RESOLUTION NO. 715-15 A RESOLUTION TO MAKE CERTAIN FINDINGS
RELATING TO THE 1400 CHESTNUT, LLC PROJECT, TO DELEGATE CERTAIN
AUTHORITY TO THE HEALTH, EDUCATIONAL, AND HOUSING FACILITY BOARD
OF THE CITY OF CHATTANOOGA, TENNESSEE, AND TO AUTHORIZE THE
COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR
PAYMENTS IN LIEU OF AD VALORUM TAXES.**

ON MOTION of Commissioner Beck, seconded by Commissioner Mackey, to adopt Resolution No. 715-15.

Chairman Fields asked if there was any discussion.

Commissioner Boyd spoke regarding this item and stated that he received the geotechnical exploration report and financial statements he requested at last week’s meeting. A copy of the geotechnical report was provided the Clerk’s office for filing. The geotechnical report reiterated the complexity of the site and the financial statements showed a significant buy in for the developers. In closing he gave his support for 1400 Chestnut, LLC PILOT project.

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Commissioner Graham clarified for the record that he is a sitting member on the River City Board of Directors.

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.

RESOLUTION NO. 715-16 A RESOLUTION (I) TO MAKE CERTAIN FINDINGS RELATING TO THE EXPANSION OF A MANUFACTURING FACILITY PROJECT TO BE CONSTRUCTED, EQUIPPED AND OPERATED BY GESTAMP CHATTANOOGA, LLC ("GESTAMP") IN THE ENTERPRISE SOUTH INDUSTRIAL PARK (THE "PROJECT"). (II) TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF HAMILTON, TENNESSEE (THE "BOARD") AND GESTAMP AND THE CITY OF CHATTANOOGA WITH RESPECT TO THE PROJECT (THE "PILOT" AGREEMENT), AND AN

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**AMENDMENT TO THE EXISTING PILOT AGREEMENT WITH GESTAMP, AND (III)
TO DELEGATE CERTAIN AUTHORITY TO THE BOARD RELATING TO THE PILOT
AGREEMENT AND AMENDMENT.**

ON MOTION of Commissioner Beck, seconded by Commissioner Mackey, to
adopt Resolution No. 715-16.

Chairman Fields asked if there was any discussion. There was none.

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.

11:29

**RESOLUTION NO. 715-17 A RESOLUTION (I) TO MAKE CERTAIN FINDINGS
RELATING TO THE NEW MANUFACTURING FACILITY PROJECT TO BE
CONSTRUCTED, EQUIPPED AND OPERATED BY A TO-BE-FORMED SUBSIDIARY
OF GESTAMP NORTH AMERICA, INC. (“GESTAMP SUBSIDIARY”) IN THE
ENTERPRISE SOUTH INDUSTRIAL PARK (THE “PROJECT”), AND (II) TO**

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AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA (THE “BOARD”), THE GESTAMP SUBSIDIARY, AND THE CITY OF CHATTANOOGA, TENNESSEE WITH RESPECT TO THE PROJECT (THE “PILOT AGREEMENT”).

ON MOTION of Commissioner Beck, seconded by Commissioner Graham, to adopt Resolution No. 715-17.

Chairman Fields asked if there was any discussion. There was none.

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 Nos. 715-5 and 715-7 through 715-14 be considered together at this time.

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12:57

RESOLUTION NO. 715-5 A RESOLUTION ACCEPTING THE BIDS OF SAM TELL & SON, INC., PASCO BROKERAGE, INC., THOMPSON & LITTLE, INC. AND CALICO INDUSTRIES, INC. FOR UNIT PRICING FOR SMALL KITCHEN ITEMS AND EQUIPMENT FOR THE EAST BRAINERD ELEMENTARY SCHOOL FOR THE DEPARTMENT OF EDUCATION AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION

RESOLUTION NO. 715-6 WAS NOT USED.

RESOLUTION NO. 715-7 A RESOLUTION ACCEPTING THE UNIT PRICE BID OF ABC PROMOS & GIFTS FOR PRIMEX WIRELESS CLOCKS FOR THE PERIOD BEGINNING JULY 3, 2015 THROUGH JULY 2, 2016, WITH THE OPTION TO RENEW FOR ONE (1) ADDITIONAL ONE YEAR TERM, FOR THE TELECOMMUNICATIONS DEPARTMENT AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

RESOLUTION NO. 715-8 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO SIGN A LEASE AGREEMENT IN THE AMOUNT OF \$9,445.00 ANNUALLY WITH CHATTANOOGA CHURCH MINISTRIES, INC. D.B.A., CHATTANOOGA COMMUNITY KITCHEN FOR SPACE FOR USE BY HAMILTON COUNTY, TENNESSEE, THE HEALTH SERVICES DIVISION, OPERATING AS THE

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**CHATTANOOGA-HAMILTON COUNTY HEALTH DEPARTMENT'S HOMELESS
HEALTH CARE CENTER, FOR THE PERIOD OF JANUARY 1, 2015 THROUGH
DECEMBER 31, 2015.**

**RESOLUTION NO. 715-9 A RESOLUTION AUTHORIZING THE COUNTY MAYOR
ON BEHALF OF HAMILTON COUNTY TENNESSEE, THE HEALTH SERVICES
DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH
DEPARTMENT TO CONTINUE AN AGREEMENT BEGINNING JULY 1, 2015 AND
ENDING JUNE 30, 2016, BETWEEN HAMILTON COUNTY AND THE TENNESSEE
DEPARTMENT OF HUMAN SERVICES TO PROVIDE ADULT DAYCARE AND
HOMEMAKER SERVICES FOR ELIGIBLE INDIVIDUALS AND FAMILIES
AMOUNTING TO \$338,037.00.**

**RESOLUTION NO. 715-10 A RESOLUTION AUTHORIZING THE COUNTY MAYOR
ON BEHALF OF HAMILTON COUNTY TENNESSEE, THE HEALTH SERVICES
DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH
DEPARTMENT TO ACCEPT AN AGREEMENT BEGINNING JULY 1, 2015 AND
ENDING ON JUNE 30, 2016, BETWEEN HAMILTON COUNTY AND THE CITY OF
CHATTANOOGA IN THE AMOUNT OF \$30,000.00 TO PROVIDE FINANCIAL
ASSISTANCE TO FAMILIES AND INDIVIDUALS TO PREVENT THOSE FAMILIES
AND INDIVIDUALS FROM BECOMING HOMELESS.**

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RESOLUTION NO. 715-11 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH S&ME FOR GEOENVIRONMENTAL SERVICES FOR INSPECTION AND TESTING NECESSARY FOR CONSTRUCTION OF THE DALLAS BAY FIRE HALL FOR AN AMOUNT NOT TO EXCEED \$25,000.00.

RESOLUTION NO. 715-12 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH S&ME FOR GEOENVIRONMENTAL SERVICES FOR INSPECTION AND TESTING NECESSARY FOR CONSTRUCTION OF THE TRI-COMMUNITY FIRE HALL FOR AN AMOUNT NOT TO EXCEED \$25,522.00.

RESOLUTION NO. 715-13 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT WITH MORELAND ALTOBELLI ASSOCIATES, INC. FOR CONSTRUCTION ENGINEERING INSPECTION NECESSARY FOR THE CONSTRUCTION OF THE SIGNALIZATION AT HIXSON PIKE (SR-319) AND THRASHER PIKE FOR AN AMOUNT NOT TO EXCEED \$13,415.00.

RESOLUTION NO. 715-14 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO ENTER INTO AND EXECUTE AN "OFFER TO PURCHASE" RELATIVE TO TRACTS 19-C (REVISED) AND 19-D OF THE ENTERPRISE SOUTH INDUSTRIAL

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**PARK, AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE ANCILLARY
EASEMENTS, A DEED, AND OTHER NECESSARY CLOSING DOCUMENTS
CONVEYING SAID PROPERTY TO GESTAMP CHATTANOOGA, LLC, OR
ASSIGNS.**

In response to Commissioner Graham’s request, Resolution No. 715-14 was pulled from the finance group of resolutions and voted on separately. He noted that the Finance Committee reviewed and recommended approval.

ON MOTION of Commissioner Graham seconded by Commissioner Mackey, to adopt Resolution No. 715-14.

Chairman Fields asked if there was any discussion. There was none.

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.

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17:55

Commissioner Graham provided details regarding Resolution Nos. 715-5 and 715-7 through 715-13 and stated that the Finance Committee reviewed and recommended approval.

ON MOTION of Commissioner Graham, seconded by Commissioner Beck, to adopt Resolution Nos. 715-5 and 715-7 through 715-13.

Chairman Fields asked if there was any discussion. 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.

21:00

ANNOUNCEMENTS

Chairman Fields asked for announcements from members of the Commission.

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21:07

Commissioner Haynes reported that a group of El Paso County Colorado elected officials visited Hamilton County this past Thursday. They were interested in observing how Hamilton County conducts governmental business and to learn more about how the county positions itself financially. Mayor Coppinger was unable to attend and he thanked Commissioner Haynes for stepping in and representing Hamilton County.

22:13

Mayor Coppinger spoke in detail about Commissioner Boyd's comments during last week's Agenda Session. He clarified that he does not have \$4.4 million in discretionary funds to spend as he chooses. The \$4.4 million is used to fund such items as forest fire prevention, soil conservation and agricultural programs, the City/County Regional Planning Agency, air pollution control, Humane Educational Society (HES), Chamber of Commerce, Erlanger Hospital, Tech Goes Home program, Chattanooga Area Regional Transportation Agency (CARTA), Urban League, the African American Museum Building and Maintenance, and the Armed Force Parade. In closing he stated all these public service orientated allocations are worthy and many of them originated from the Commission.

Mayor Coppinger pointed out that appropriate funds were not available for Commission's \$900,000 discretionary budget amendment. He spoke about the Waste and Wastewater Treatment Authority (WWTA) comments that were made at last week's Agenda Session. He voiced his support for WWTA and noted the strenuous regulations they must abide by.

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Mayor Coppinger once again added that WWTA board members are appointed by the County Mayor and confirmed by the County Commission. Five members are appointed, one in each of the following fields: engineering, general, law, finance, and industry/commerce. He noted that Cleveland Grimes, WWTA Executive Director and his staff are held accountable by the WWTA Board of Commissioners. The WWTA Board is not required to report back to the County Board of Commissioners.

In response to Mayor Coppinger's request regarding WWTA salary increases, Alecia Poe, Human Resource Administrator reported that the adjustments were well over due and made to put WWTA on a scale with other county employees.

32:37

Attorney Taylor requested that commissioners and the Mayor meet with him in the adjacent conference following today's regular meeting for a brief legal meeting.

32:49

Commissioner Beck asked if anyone was present in today's audience to represent the school system. There was no one.

33:13

Commissioner Smedley and Commissioner Fairbanks wished everyone a safe and happy Fourth of July.

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33:30 Commissioner Bankston invited everyone to attend an Independence Day celebration at Veterans Park in Collegedale, TN, Thursday July 3rd at 6:30 pm.

33:47 Commissioner Boyd thanked the Mayor for his explanation and proceeded to read a letter into the record addressing comments and actions that took place at last week's agenda session. The letter referenced comments made after the meeting in the Commission Chambers by the Mayor's Chief of Staff Mike Compton as inexcusable. He requested a public apology from both the Mayor and his Chief of Staff. There was no public apology made. A copy of Commissioner Boyd's letter and two news articles from Chattanooga.com reporting the dispute were submitted to the Clerk's office.

38:15 Commissioner Graham spoke about Fourth of July celebrations, his support of the Armed Forces Day parade and the WWTA, and he spoke highly of James Mapp's influence on the community and the testimony from those whose lives he had touched at the funeral service.

42:43 Commissioner Mackey wished everyone a happy Fourth of July. He spoke about the Orange Grove Center and the public benefit the organization provides.

Mayor Coppinger responded to Commissioner Boyd's comments and noted that the allocations he previously mentioned were service orientated and benefited the

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public as a whole. He disagreed with Commissioner Boyd’s attempt to label them as discretionary spending.

45:23

Chairman Fields announced the Signal Mountain Lions Club will be hosting their yearly Fourth of July barbeque Saturday, July 5th.

45:37

DELEGATIONS

Chairman Fields asked for delegations on matters other than zoning.

45:49

Rick Carpenter, a resident at 711 Signal Mountain Road #232, expressed his support for discretionary spending and again addressed the Commission regarding his conflict with the WWTa. He asked questions pertaining to the Commission’s authority over the WWTa. He requested an itemized billing statement from the attorney representing the WWTa for all his work over the past year.

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There being no further business, Chairman Fields declared the meeting in recess until Wednesday, July 8th 2015 at 9:30 AM.

Respectfully submitted:



William F. (Bill) Knowles, County Clerk

Approved:

07-15-15
Date

WJK
Clerk's Initials