

Time Code

Position

**HAMILTON COUNTY COMMISSION  
REGULAR MEETING  
OCTOBER 15, 2014**

**STATE OF TENNESSEE**            )           Regular Meeting

**COUNTY OF HAMILTON**        )           October 15, 2014

**BE IT REMEMBERED**, that on this 15<sup>th</sup> day of October, 2014, 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:--

0:11           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 Fairbanks, Commissioner Graham, Commissioner Haynes, Commissioner Mackey, Commissioner Turner-Smedley, and Chairman Fields. Commissioner Boyd was absent. Total present - 8. Total absent – 1.

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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0:32

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

1:55

**APPROVAL OF MINUTES**

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, that the minutes of the Recessed Meeting of September 24, 2014, the Agenda Preparation Session of September 24, 2014, the Regular Meeting of October 1, 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

2:30

**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 of October 13, 2014.

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**ORDER OF APPOINTMENT**

County Mayor Coppinger submitted for the record an Order appointing Samuel C. Petty to the Union Fork-Bakewell Utility District Board of Commissioners to serve a four-year term expiring May 6, 2018.

2:48

**RESOLUTION NO. 1014-16 A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS, THE OATH OF DEPUTY COUNTY CLERKS, THE OATH OF DEPUTY SHERIFFS, THE OATH OF DEPUTY COUNTY TRUSTEES, AND THE BONDS OF APPOINTED OFFICIALS.**

**ON MOTION** of Commissioner Graham, seconded by Commissioner Haynes, to adopt Resolution No. 1014-16. 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

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3:27

**RESOLUTION NO. 1014-17 A RESOLUTION TO REZONE FROM R-1 SINGLE FAMILY RESIDENTIAL DISTRICT AND R-5 SINGLE WIDE MANUFACTURED HOME DISTRICT TO A-1 AGRICULTURAL DISTRICT, PROPERTIES LOCATED AT 8150 & 8154 STANDIFER GAP ROAD.**

Commissioner Haynes reported that after the Zoning Committee meeting last week, certain restrictions had been added to Resolution No. 1014-17. He noted that Resolution No. 1014-17A and 1014-17B had been distributed to the Commission and Clerk's office. He added that it was the Committee's recommendation that Resolution No. 1014-17B be approved.

**RESOLUTION NO. 1014-17A A RESOLUTION TO REZONE FROM R-1 SINGLE FAMILY RESIDENTIAL DISTRICT AND R-5 SINGLE WIDE MANUFACTURED HOME DISTRICT TO A-1 AGRICULTURAL DISTRICT, PROPERTIES LOCATED AT 8150 & 8154 STANDIFER GAP ROAD.**

**RESOLUTION NO. 1014-17B A RESOLUTION TO REZONE FROM R-1 SINGLE FAMILY RESIDENTIAL DISTRICT AND R-5 SINGLE WIDE MANUFACTURED HOME DISTRICT TO A-1 AGRICULTURAL DISTRICT, PROPERTIES LOCATED AT 8150 & 8154 STANDIFER GAP ROAD.**

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**ON MOTION** of Commissioner Haynes, seconded by Commissioner Bankston, to adopt Resolution No. 1014-17B.

Upon request by the applicant Jimmy Hydás, the conditions were read into the record at this time. These included 1) Residential and storage building/barn uses only. Outdoor storage only permitted per condition #3; 2) No livestock permitted; and 3) No outdoor storage permitted within 350 feet of Standifer Gap Road. Mr. Hydás indicated it had been his understanding that the third condition had been that no outdoor storage permitted within 300 or 325 feet of Standifer Gap Road and not 350 feet.

Greg Haynes, with the Regional Planning Agency (RPA), reported that the 350 foot distance had been calculated after measuring from the frontage of Standifer Gap Road to where the storage building would be built. He indicated this distance could be adjusted if it was the desire of the Commission.

**ON MOTION** of Commissioner Haynes, seconded by Commissioner Bankston, to amend Resolution No. 1014-17B with a condition that no outdoor storage would be permitted within 325 feet of Standifer Gap Road.

Commissioner Haynes asked whether there was any opposition present to today's request. There was none.

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The foregoing motion to amend Resolution No. 1014-17B 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

Chairman Fields asked that the roll be called for the main motion at this time.

The foregoing motion to adopt Resolution No. 1014-17B as amended 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

Clerk Knowles requested that his office be provided with an amended copy of the Resolution. Mr. Haynes indicated he would do so.

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**RESOLUTION NO. 1014-18 A RESOLUTION GRANTING THE ABANDONMENT OF  
AN UNOPENED ALLEY PARALLEL TO THE 5700 BLOCK OF HIGH STREET.**

Commissioner Haynes provided details regarding Resolutions No. 1014-18. He reported that it had been recommended for approval by Regional Planning Agency staff and the Planning Commission. He stated that hearing this matter last week, the Zoning Committee reviewed and initially recommended approval. Since that time, he reported that there had been significant opposition from the public. He stated that based on this input, it was his recommendation to deny the request. He asked whether there was any opposition or support present regarding this case. There was none.

**ON MOTION** of Commissioner Haynes, seconded by Commissioner Bankston, to reject Resolution No. 1014-18. The foregoing Motion to reject the 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

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**RESOLUTION NO. 1014-19 A RESOLUTION TO REZONE FROM R-1 SINGLE FAMILY RESIDENTIAL DISTRICT TO C-1 TOURIST COURT AND MOTEL DISTRICT, PROPERTY LOCATED AT 3523 BANKS ROAD.**

Commissioner Haynes provided details regarding Resolutions No. 1014-19. He reported that it had been denied by Regional Planning Agency staff and the Planning Commission. He stated the Zoning Committee reviewed and recommended to deny Resolution No. 1014-19.

**ON MOTION** of Commissioner Haynes, seconded by Commissioner Bankston, to reject Resolution No. 1014-19.

Commissioner Turner-Smedley added that she had been contacted by the developer, who indicated it was not his intent to move forward with this project.

Commissioner Haynes asked whether there was any opposition present regarding this matter. There was none.

The foregoing Motion to reject the 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes,



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“Aye”; Commissioner Mackey, “Aye”; Commissioner Turner-Smedley, “Aye”; and Chairman Fields, “Aye”. Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total “Aye” votes – 8. Total “Nay” votes – 0.

Chairman Fields asked that Resolutions No. 1014-20, 1014-21, and 1014-23 through 1014-31 be considered at this time.

12:45

**RESOLUTION NO. 1014-20 A RESOLUTION ACCEPTING A STATE OF TENNESSEE, GOVERNOR’S HIGHWAY SAFETY OFFICE GRANT FOR THE “SAFE JOURNEY” PROJECT WITH A TERM ENDING SEPTEMBER 30, 2015 AND AMENDING THE SHERIFF’S OFFICE OPERATING BUDGET BY ADDING \$108,769.15 TO REVENUES AND EXPENDITURES.**

**RESOLUTION NO. 1014-21 A RESOLUTION ACCEPTING A STATE OF TENNESSEE, GOVERNOR’S HIGHWAY SAFETY OFFICE GRANT FOR THE “REMOVE INTOXICATED AND IMPAIRED DRIVERS” PROJECT WITH A TERM ENDING SEPTEMBER 30, 2015 AND AMENDING THE SHERIFF’S OFFICE OPERATING BUDGET BY ADDING \$148,245 TO REVENUES AND EXPENDITURES.**

**RESOLUTION NO. 1014-23 A RESOLUTION FOR THE DALLAS BAY VOLUNTEER FIRE DEPARTMENT TO SCRAP AND SELL A WRECKED 2012 FORD F350 VIN #**

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**1FD8W3H60CEA16441 WHICH IS CO-TITLED WITH HAMILTON COUNTY GOVERNMENT. VEHICLE WAS TOTALED BY PHILADELPHIA INDEMNITY INSURANCE COMPANY. DALLAS BAY VOLUNTEER FIRE DEPARTMENT WILL USE THE PROCEEDS OF SALE FOR THE PURCHASE OF SEARCH AND RESCUE EQUIPMENT AND FIREFIGHTING EQUIPMENT.**

**RESOLUTION NO. 1014-24 A RESOLUTION APPROVING THE RENEWAL OF THE CONTRACT WITH INTERNATIONAL EQUIPMENT COMPANY, INC. FOR INSPECTING AND TESTING AUTOMATIC FIRE PROTECTION AND ALARM SYSTEMS IN COUNTY BUILDINGS FOR TWO (2) ADDITIONAL ONE (1) YEAR RENEWALS, AMOUNTING TO \$21,952.77 ANNUALLY, FOR THE DEPARTMENT OF FINANCIAL MANAGEMENT AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 1014-25 A RESOLUTION RATIFYING THE PURCHASE OF GASOLINE AND DIESEL FUEL FOR THE PERIOD OF SEPTEMBER 1, 2014, THROUGH SEPTEMBER 30, 2014, AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 1014-26 A RESOLUTION AUTHORIZING THE COUNTY MAYOR ON BEHALF OF HAMILTON COUNTY, TENNESSEE, THE HEALTH SERVICES DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH**

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**DEPARTMENT TO ENTER INTO AND EXECUTE A CONTINUATION  
SUBCONTRACT IN THE AMOUNT OF \$156,000.00 WITH SOUTHSIDE/DODSON  
AVENUE COMMUNITY HEALTH CENTERS FOR THE PROVISION OF WOMEN,  
INFANTS AND CHILDREN (WIC) SERVICES FOR A 24 MONTH PERIOD TO  
INCLUDE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2015.**

**RESOLUTION NO. 1014-27 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 SIGN A CONTRACT WITH THE TENNESSEE DEPARTMENT OF  
HEALTH IN THE AMOUNT OF \$416,700.00 TO PROVIDE SEXUALLY  
TRANSMITTED DISEASE AND HIV EDUCATION, PREVENTION AND CONTROL  
SERVICES IN HAMILTON COUNTY, FOR A TIME PERIOD OF JANUARY 1, 2015  
THROUGH DECEMBER 31, 2015 AND DECREASE THE EXPENSE AND REVENUE  
BUDGETS BY \$45,900.00.**

**RESOLUTION NO. 1014-28 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 A GRANT IN THE AMOUNT OF \$206,104.00 FROM  
THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURPOSE OF  
CONTINUING AND EXPANDING EXISTING SERVICES AT THE HOMELESS**

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**HEALTH CARE CENTER AND TO AMEND THE REVENUE AND EXPENSE BUDGET  
BY \$206,104.00.**

**RESOLUTION NO. 1014-29 A RESOLUTION ACCEPTING THE BID OF MOUNTAIN  
VIEW FORD FOR ONE (1) 4X2 UTILITY VEHICLE AMOUNTING TO \$22,023.00 FOR  
THE BUILDING INSPECTION DEPARTMENT AND AUTHORIZING THE COUNTY  
MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS  
RESOLUTION.**

**RESOLUTION NO. 1014-30 A RESOLUTION ACCEPTING THE BID OF TRIAD  
CORPORATION FOR CHESTER FROST PARK ELECTRICAL AND WATER  
UPGRADES AMOUNTING TO \$1,129,576.00 AND AUTHORIZING THE COUNTY  
MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS  
RESOLUTION.**

**RESOLUTION NO. 1014-31 A RESOLUTION APPROVING THE PURCHASE OF  
BULK DE-ICING SALT FROM MORTON SALT, INC. AMOUNTING TO \$83.64 PER  
TON FROM THE STATE CONTRACT FOR THE HIGHWAY DEPARTMENT AND  
AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY  
TO IMPLEMENT THIS RESOLUTION.**

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Commissioner Graham provided details regarding Resolutions No. 1014-20, 1014-21, and 1014-23 through 1014-31 and stated that the Finance Committee reviewed and recommended approval.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolutions No. 1014-20, 1014-21, and 1014-23 through 1014-31. 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

24:13 **RESOLUTION NO. 1014-22 A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO AWARD FIVE (5) DAYS OF PAID LEAVE FOR THE PURPOSE OF ENCOURAGING ALL HAMILTON COUNTY EMPLOYEES TO PARTICIPATE IN THE UNITED WAY CAMPAIGN THROUGH PAYROLL DEDUCTION.**

Chairman Fields reported that Resolution No. 1014-22 had been heard by a Committee of the Whole.

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**ON MOTION** of Commissioner Bankston, seconded by Commissioner Graham, to adopt Resolution No. 1014-22. 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 Fairbanks, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Turner-Smedley, "Aye"; and Chairman Fields, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

24:53

**RESOLUTION NO. 1014-32 A RESOLUTION TO AMEND THE DISTANCE REQUIREMENT TO BE ENFORCED IN THE GRANTING OF THE RIGHT TO SELL BEER BY THE PACKAGE WITHIN HAMILTON COUNTY, TENNESSEE, FROM ITS PRESENT 750 FEET OF A CHURCH, SCHOOL, OR OTHER PLACE OF PUBLIC GATHERING TO 200 FEET.**

Chairman Fields reported that Resolution No. 1014-32 had been heard by a Committee of the Whole.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Haynes, to adopt Resolution No. 1014-32. 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";

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Commissioner Fairbanks, “Aye”; Commissioner Graham, “Aye”; Commissioner Haynes, “Aye”; Commissioner Mackey, “Aye”; Commissioner Turner-Smedley, “Aye”; and Chairman Fields, “Aye”. Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total “Aye” votes – 8. Total “Nay” votes – 0.

25:35

**RESOLUTION NO. 1014-33 A RESOLUTION CLARIFYING THE HEALTH  
INSURANCE BENEFITS AVAILABLE TO HAMILTON COUNTY EMPLOYEES UPON  
THEIR RETIREMENT AS PREVIOUSLY PROMULGATED BY RESOLUTION NO.  
392-15, AS AMENDED.**

Chairman Fields reported that Resolution No. 1014-33 had been heard by a Committee of the Whole.

**ON MOTION** of Commissioner Fairbanks, seconded by Commissioner Graham, to adopt Resolution No. 1014-33. 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 Fairbanks, “Aye”; Commissioner Graham, “Aye”; Commissioner Haynes, “Aye”; Commissioner Mackey, “Aye”; Commissioner Turner-Smedley, “Aye”; and Chairman Fields, “Aye”. Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total “Aye” votes – 8. Total “Nay” votes – 0.

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Commissioner Graham emphasized that this Resolution did not make any changes to employee health insurance benefits and would simply provide further clarification on what was already offered.

27:03 **ANNOUNCEMENTS**

Chairman Fields asked for announcements from members of the Commission.

27:05 Commissioner Haynes announced that a college bass fishing tournament would be held at Chester Frost Park this weekend. He stated that 45 different college teams would be competing. He invited anyone interested to attend.

28:04 Commissioner Mackey requested that information be presented to the Commission reflecting the precautions the County had taken to help prevent the spread of diseases such as Ebola. He stated this may be beneficial to the community.

Mayor Coppinger responded that there was already an outstanding coordinated effort between local hospitals and health care workers throughout the region and the state. He reported that he had recently been a part of a conference call with President Obama, his Chief of Staff Valerie Jarrett, as well as other local officials on the efforts that were being taken.



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30:57 Health Services Administrator Becky Barnes provided additional information regarding this matter. She reported that there still were no reported cases of Ebola in Tennessee. She stated that local hospital and Health Department staff was in daily contact with State and Center for Disease Control (CDC) officials to receive constantly updated communication.

Ms. Barnes responded to further questioning by Commissioner Mackey regarding what measures were being taken.

38:40 Commissioner Graham made comments regarding the eighth annual auto show fundraiser hosted by the Lookout Valley Lions Club at the John A. Patten Recreation Center. Due to recent inclement weather, the event had been rescheduled to be held on Saturday, November 8. He noted that all funds raised were spent providing holiday food packages and Christmas gifts for needy Lookout Valley families.

39:22 Commissioner Graham reported that at a recent community meeting the Sheriff's Department, Magistrates and other municipal police departments received praise from citizens for their assistance in identifying suspects in recent burglaries and taking quick action in securing warrants and making arrests against those persons responsible. Sheriff Hammond was present and expressed appreciation for the kind words.

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42:14            Commissioner Fairbanks reported that a fall festival would be held at North Hamilton County Elementary on Saturday, October 18 at 10:00 AM. He noted that he would be participating in the dunk-tank activity to help raise funds for the school and encouraged everyone to attend.

42:59            Attorney Taylor asked that members of the Commission meet with him for a brief legal meeting in the Mayor's conference room immediately following adjournment of today's meeting.

43:09            Mayor Coppinger announced that early voting for the November 4 Election began today.

                  Chairman Fields recognized School Board member Donna Horn, who was in attendance for today's meeting.

45:00            Chairman Fields informed the Commission that a Resolution would be submitted at the Recessed Meeting on Wednesday, October 22 regarding the Hamilton County Drug Court program. He indicated this was a time-sensitive issue. He reported that the responses to the bids for the Drug Court had been received on Monday, October 13 and were in the process of being reviewed.

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**DELEGATIONS**

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

It was noted the Commission would have the regularly scheduled recessed meeting and agenda session next Wednesday, October 22, at 9:30 am. There would not be a meeting on the following Wednesday, October 29<sup>th</sup> due to the Tennessee County Services Association conference. The next regular meeting would be held on Wednesday, November 5, 2014.

There being no further business, Chairman Fields declared the meeting in recess until Wednesday, October 22, 2014 at 9:30 AM.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

11-05-14  
Date

WJK  
Clerk's Initials