

**RECESSED MEETING  
HAMILTON COUNTY BOARD OF COMMISSIONERS  
DECEMBER 14, 2016**

**STATE OF TENNESSEE            )**            Recessed Meeting  
**COUNTY OF HAMILTON        )**            December 14, 2016

**BE IT REMEMBERED**, that on this 14<sup>th</sup> day of December, 2016, a Recessed 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:--

0:12           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 Fairbanks, Commissioner Fields, Commissioner Graham, Commissioner Mackey, Commissioner Martin, Commissioner Smedley, and Chairman Bankston. Commissioner Boyd was absent. Total present – 8. Total absent – 1.

Chairman Bankston reported that Commissioner Boyd would be absent for today's Recessed Meeting and Agenda Session.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, Assistant County Attorney Neill Southerland, and County Auditor Jenneth Randall.

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0:36 Commissioner Smedley introduced Pastor Sonny D. Wilkes, Dividing Ridge Church of God, who gave the invocation. Commissioner Smedley led in the pledge to the flag.

2:54 **RESOLUTION NO. 1216-24A A RESOLUTION GRANTING A SPECIAL EXCEPTIONS PERMIT TO LIFT & AMEND CONDITIONS OF RESOLUTION 1114-25C OF PREVIOUS CASE NO. 2014-119 FROM PROPERTIES LOCATED AT 1650 & 1724 OOLTEWAH-RINGGOLD ROAD & 9716 EAST BRAINERD ROAD.**

**RESOLUTION NO. 1216-24B A RESOLUTION GRANTING A SPECIAL EXCEPTIONS PERMIT TO LIFT & AMEND CONDITIONS OF RESOLUTION 1114-25C OF PREVIOUS CASE NO. 2014-119 FROM PROPERTIES LOCATED AT 1650 & 1724 OOLTEWAH-RINGGOLD ROAD & 9716 EAST BRAINERD ROAD (PREVIOUSLY RES. NO. 1216-11B, POSTPONED ON 12-07-16).**

**RESOLUTION NO. 1216-25A A RESOLUTION GRANTING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 1650 OOLTEWAH-RINGGOLD ROAD (PREVIOUSLY RES. NO. 1216-12A, POSTPONED ON 12-07-16).**

**RESOLUTION NO. 1216-25B A RESOLUTION GRANTING A SPECIAL EXCEPTIONS PERMIT FOR A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR**

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**PROPERTY LOCATED AT 1650 OOLTEWAH-RINGGOLD ROAD (PREVIOUSLY  
RES. NO. 1216-12B, POSTPONED ON 12-07-16).**

4:07            Commissioner Smedley, Chairman of the Zoning Committee, provided details regarding Resolution Nos. 1216-24A, 1216-24B, 1216-25A, and 1216-25B, and stated that the Zoning Committee reviewed and recommended approval of Resolution Nos. 1216-24B and 1216-25B, which included certain conditions recommended by the Regional Planning Agency. She reported that these Resolutions have been delayed in the past in order to give the developer and the community an opportunity to reach an agreement.

4:39            At this time Regional Planning Agency Executive Director John Bridger handed out a list of conditions for the record associated with Resolution Nos. 1216-24B and 1216-25B.

**ON MOTION** of Commissioner Smedley, seconded by Commissioner Graham, to adopt Resolution Nos. 1216-24B and 1216-25B with the revised conditions attached.

In response to Commissioner Fields' question, Commissioner Smedley reported that the Motion on the table is to approve Resolution Nos. 1216-24B and 1216-25B with the revised conditions attached.

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At the request of Commissioner Fields, Mr. Bridger read the entire list of conditions into the record and clarified that the date listed in the first condition was wrong and should be changed to December 13, 2016.

Commissioner Smedley asked if anyone in the audience wished to speak. There was no one.

The foregoing Resolutions, 1216-24B as amended and 1216-25B were adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey, "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

11:15 Commissioner Graham thanked Commissioner Smedley for her hard work and diligence in working on this project.

Being no further business Chairman Bankston declared the recessed meeting adjourned.

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After the Recessed Meeting was adjourned, Commissioner Beck stated that there was another matter to be addressed.

Chairman Bankston stated that there was nothing else on the agenda and he had already ruled that the recessed meeting was adjourned.

In response to Chairman Bankston's question, Assistant County Attorney Neill Southerland stated the meeting can't be reopened after it's been adjourned.

Chairman Bankston recommended the matter be addressed at next week's regular meeting.

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Beck, to reconvene the Recessed Meeting. The Motion was approved on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Mackey, "Aye", Commissioner Martin, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Commissioner Boyd was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

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Commissioner Beck reminded the Commission when an election was held on September 7, 2016 to name 2016-2017 Commission officers, the Vice Chairman's vote ended in a 4-4 tie. As a result of the tie Commissioner Fairbanks has continued to serve as Vice Chairman. Commissioner Beck asked the Commission to take action officially filling the Vice Chairman position.

Chairman Bankston noted that Commissioner Boyd was absent and asked Commissioner Beck to wait until next week's regular meeting when the full Commission was present. Commissioner Beck stated that there is a quorum and the matter should not be delayed further.

**ELECTION OF CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY BOARD  
OF COMMISSIONERS**

Chairman Bankston asked the Clerk to call the roll on the two names that were on the floor at the September meeting.

Commissioner Beck stated that he wished to withdraw his name from consideration for Vice Chairman.

In response to Commissioner Martin's question regarding procedure, Assistant County Attorney Neill Southerland clarified that nominations for Vice Chairman have

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ceased, and the Commission must vote on the two names, Commissioner Fairbanks and Commissioner Beck, that were on the table.

In response to Attorney Southerland's clarification, Commissioner Beck stated that he did not wish to withdraw his name. He called for the vote at this time.

County Clerk Bill Knowles called the roll on the nomination of Randy Fairbanks and Greg Beck to serve as Commission Chairman Pro Tempore. Commissioners voted as follows: Commissioner Beck, "Beck", Commissioner Fairbanks, "Fairbanks"; Commissioner Fields, "Beck"; Commissioner Graham, "Beck"; Commissioner Mackey, "Beck"; Commissioner Martin, "Beck"; Commissioner Smedley, "Fairbanks", and Chairman Bankston, "Fairbanks". Total present – 8. Total absent – 1. Total votes for Fairbanks– 3. Total votes for Beck – 5.

Clerk Knowles noted Commissioner Beck was successfully elected as Chairman Pro Tempore.

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**OATH OF OFFICE FOR CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY  
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Clerk Knowles administered the Oath of Office to Commissioner Greg Beck who was elected Chairman Pro Tempore to serve for the remaining period of the term.

Being no further business Chairman Bankston declared the reconvened meeting adjourned.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

01-04-17  
Date

W.F.K.  
Clerk's Initials