

**HAMILTON COUNTY COMMISSION
REGULAR MEETING
DECEMBER 16, 2015**

STATE OF TENNESSEE)
COUNTY OF HAMILTON)

Regular Meeting
December 16, 2015

BE IT REMEMBERED, that on this 16th day of December, 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:--

0:17

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 Haynes, Commissioner Mackey, 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 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 Fields introduced Pastor Mike Steele, Crossroads Baptist Church, who gave the invocation. Commissioner Fields led in the pledge to the flag.

2:32 **PRESENTATION – CERTIFICATE OF CONGRATULATIONS -LOFTIS MIDDLE
SCHOOL BETA CLUB MEMBERS**

Commissioner Haynes presented a certificate of congratulations to eleven Loftis Middle School Beta Club members who won at the State Beta Club competition in Nashville, Tennessee. Jackson Key, John Key, Lake Patterson, Sanoe Patterson, Austin Rawlings, Eli Wells, Laney Shipley, and Dylan Yother won 1st place in the Tower of Power team competition. Ethan Everett won 2nd place in the social studies competition, Rizwaan Abdul Kadir won 4th place in the math competition and Anja Sick won 4th place in the speech competition.

Ms. Ashley Reagan, co-sponsor of the Beta Club and 8th grade science teacher at Loftis Middle School spoke about the competition and the great strides each student took to win. The National Beta Club is an organization for 4th through 12th grade students in the United States; its purpose is to promote the ideals of academic achievement, character, leadership and service among elementary and secondary school students. Many of the students advanced to the National Junior Competition in New Orleans June 2016.

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The Mayor and several members of the Commission congratulated each student on their academic achievements. Commissioner Mackey noted the need for qualified workers to fulfill the demand of new jobs in Hamilton County. Mr. Brentley Eller, Principal of Loftis School Middle, Ms. Reagan, and the students shook hands with the Mayor, Commissioners, and the County Attorney.

17:53

PRESENTATION –CORRECTIONAL FACILITIES PROJECT

Tom Morsch, Managing Director for Public Financial Management, Inc (PFM) gave an update on the county's review of current and future correctional operations and assets (Resolution No. 815-22). The review began mid August 2015, the current contract with Corrections Corporation of America (CCA) expires September 2016, and the goal is to have a plan in place before CCA's contract expires. He spoke in detail about the project's timeline, progress, working group process, the recommended alternative, the guiding principles for the RFQ/RFP process, and a preliminary indicative procurement schedule.

The working group includes senior representative from various Hamilton County criminal justice entities, including the Sheriff's Department, Corrections, General Sessions Court, Criminal Court, and Finance and Administration. The group developed a number of alternatives and settled on a recommended option to improve current conditions and meet future requirements for inmate housing, processing and managing

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the criminal justice system. The project work also included meetings with important stakeholders, tours of the Jail and Silverdale facilities. Data on population, charging, sentences, length of stays were reviewed and detailed budget analyses were received and produced.

The recommended alternative was broken down into three categories and described. It was recommended that the Processing Center have a new jail facility downtown with approximately 150 beds for inmate housing. The County Jail should redevelop existing facilities and allocate inmate housing to Silverdale or to a temporary holding facility in the new processing center. Silverdale needs to improve existing facilities where needed and expand to accommodate 1600 beds with capacity for expansion.

Commissioner Mackey stated that the needs of schools should come before the needs of jails.

In response Mayor Coppinger reminded the commission that state mandated corrections regulations have to be met. The goal of this project is to have a private third party company pay for all improvements, not taxpayer's dollars. The procurement process will have guiding principles from the beginning to ensure a successful transaction can be achieved that meets the requirements specific to Hamilton County and its various constituents. This is a four phase project; phase one and two are

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complete and phase 3 is beginning. It was noted that the RFQ and RFP process will be competitive and CCA won't be the only interested party.

Commissioner Boyd asked for a copy of the Proforma Model mentioned in the handout.

In response to Commissioner Boyd's question, Mr. Morsch clarified that it was undecided if current county corrections employees would remain in county general government or if they would be offered a position with the third party company.

A copy of the presentation was distributed to members of the Commission and the Clerk's office.

46:34

APPROVAL OF MINUTES

ON MOTION of Commissioner Fields, seconded by Commissioner Haynes, that the minutes of the Recessed Meeting of November 25, 2015, the Agenda Preparation Session of November 25, 2015, and the Regular Meeting of December 2, 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields,

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

47:10

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 14, 2015.

ORDER OF APPOINTMENT AND REAPPOINTMENT

County Mayor Coppinger submitted for the record an Order appointing John J. Cain to the Northwest Utility District Board of Commissioners to serve the remainder of Glenn Brumlow’s term. Mr. Brumlow has tendered his resignation. Mr. Cain’s term will expire December 31, 2016. Bill McGriff and Fred L. Morgan were reappointed to serve on said Board for a four-year term expiring December 31, 2019.

JUVENILE COURT CLERK REPORTS

The Juvenile Court Clerk reports for November and December 2014 were submitted and made a matter of record.

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**RESOLUTION NO. 1215-19 A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARY PUBLIC POSITIONS, AND THE BONDS AND
OATHS OF NOTARIES PREVIOUSLY ELECTED.**

ON MOTION of Commissioner Graham, seconded by Commissioner Fields, to adopt Resolution No. 1215-19. 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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Bankston reported that Resolution Nos. 1215-25 through 1215-36 were heard by a Committee of the Whole.

**RESOLUTION NO. 1215-25 A RESOLUTION APPROVING THE EXPENDITURE OF
UP TO THREE THOUSAND ONE HUNDRED NINETY FIVE DOLLARS (\$3,195.00)
FROM DISCRETIONARY BOND FUNDS (AS ALLOTTED TO DISTRICT THREE) TO
PURCHASE A SECURITY SYSTEM FOR HIXSON MIDDLE SCHOOL.**

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ON MOTION of Commissioner Haynes, seconded by Commissioner Mackey, to adopt Resolution No. 1215-25. 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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

RESOLUTION NO. 1215-26 A RESOLUTION MAKING AN APPROPRIATION TO AEGIS LAW ENFORCEMENT OF GREATER CHATTANOOGA, INC., IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT TWO.

ON MOTION of Commissioner Fields, seconded by Commissioner Smedley, to adopt Resolution No. 1215-26.

49:03

Commissioner Graham asked Mr. Tom Edd Wilson, Executive Director for AEGIS Law Enforcement Foundation of Greater Chattanooga to approach the podium. In response to Commissioner Graham questions, Mr. Wilson estimated that the

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organization had around \$125,000 on hand to date. He estimated that AEGIS received around \$48,000 in donations at the October fundraising luncheon.

The foregoing Resolution was 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 Haynes, "Aye", Commissioner Mackey, "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 he was present.

50:47

RESOLUTION NO. 1215-27 A RESOLUTION MAKING AN APPROPRIATION TO AEGIS LAW ENFORCEMENT OF GREATER CHATTANOOGA, INC., IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT ONE.

ON MOTION of Commissioner Fairbanks, seconded by Commissioner Smedley, to adopt Resolution No. 1215-27. The foregoing Resolution was 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 Haynes, "Aye",

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Commissioner Mackey, "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 he was present.

51:28

RESOLUTION NO. 1215-28 A RESOLUTION MAKING AN APPROPRIATION TO AEGIS LAW ENFORCEMENT OF GREATER CHATTANOOGA, INC., IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT NINE.

ON MOTION of Commissioner Fields, seconded by Commissioner Boyd, to adopt Resolution No. 1215-28. The foregoing Resolution was-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 Haynes, "Aye", Commissioner Mackey, "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 he was present.

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52:06

RESOLUTION NO. 1215-29 A RESOLUTION MAKING AN APPROPRIATION TO AEGIS LAW ENFORCEMENT OF GREATER CHATTANOOGA, INC., IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT SEVEN.

ON MOTION of Commissioner Smedley, seconded by Commissioner Fairbanks, to adopt Resolution No. 1215-29. The foregoing Resolution was 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 Haynes, "Aye", Commissioner Mackey, "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 he was present.

52:45

RESOLUTION NO. 1215-30 A RESOLUTION MAKING AN APPROPRIATION TO AEGIS LAW ENFORCEMENT OF GREATER CHATTANOOGA, INC., IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

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ON MOTION of Commissioner Mackey, seconded by Commissioner Fields, to adopt Resolution No. 1215-30 as amended by increasing the amount appropriated from two thousand dollars to five thousand dollars. The foregoing Resolution was 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 Haynes, "Aye", Commissioner Mackey, "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 he was present.

Attorney Taylor stated he would provide the clerk's office with an updated resolution.

RESOLUTION NO. 1215-31 A RESOLUTION MAKING AN APPROPRIATION TO BOY SCOUTS OF AMERICA CHEROKEE AREA COUNCIL, INC., IN THE AMOUNT OF TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

ON MOTION of Commissioner Mackey, seconded by Commissioner Fairbanks, to adopt Resolution No. 1215-31. This resolution was voted on in conjunction with Resolutions Nos. 1215-32 through 1215-34.

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At the request of Commissioner Beck, Chairman Bankston asked that Resolution No. 1215-31 through 1215-34 be considered together.

RESOLUTION NO. 1215-32 A RESOLUTION MAKING AN APPROPRIATION TO CHURCHVILLE NEIGHBORHOOD ASSOCIATION, INC., IN THE AMOUNT OF ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

RESOLUTION NO. 1215-33 A RESOLUTION MAKING AN APPROPRIATION TO A BETTER TOMORROW, INC., IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

RESOLUTION NO. 1215-34 A RESOLUTION MAKING AN APPROPRIATION TO OLIVET BAPTIST CHURCH OF CHATTANOOGA, INC., IN THE AMOUNT OF TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

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ON MOTION of Commissioner Mackey, seconded by Commissioner Beck, to adopt Resolution No. 1215-31 through 1215-34.

The foregoing Resolutions 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 Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Haynes, "Aye", Commissioner Mackey, "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 he was present.

RESOLUTION NO. 1215-35 A RESOLUTION AUTHORIZING THE COUNTY MAYOR AND COUNTY CLERK TO ENTER INTO AN AGREEMENT WITH BUSINESS INFORMATION SYSTEMS (BIS) TO PROVIDE PAYMENT CARD PROCESSING FOR THE COUNTY CLERK'S MOTOR VEHICLE TITLING AND REGISTRATION SYSTEM AND AUTHORIZING THE PURCHASE AND INSTALLATION OF TWENTY-SEVEN (27) EMV DEVICES WITH STANDS IN THE AMOUNT OF \$24,894.00 AND TO AMEND THE COUNTY CLERK'S GENERAL FUND OPERATING BUDGET FROM PREVIOUSLY UNBUDGETED FUNDS IN THE AMOUNT OF \$24,894.00 AND AUTHORIZING THE COUNTY MAYOR AND COUNTY CLERK TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

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ON MOTION of Commissioner Graham, seconded by Commissioner Fields, to adopt Resolution No. 1215-35. 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 Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0. Total absent – 1. Commissioner Beck was not present for the Roll Call.

RESOLUTION NO. 1215-36 A RESOLUTION TO DECLARE THE MAYFIELD ANNEX PROPERTY LOCATED AT 123 EAST 7TH STREET, OWNED BY HAMILTON COUNTY, AS SURPLUS, TO ACCEPT A PROPOSAL FROM LAMP POST PROPERTIES, AND TO AUTHORIZE THE COUNTY MAYOR TO NEGOTIATE, ENTER INTO AND EXECUTE A REAL ESTATE PURCHASE AGREEMENT FOR THE SALE PRICE OF \$200,000 (NET PROCEEDS TO HAMILTON COUNTY) AND TO SIGN ALL CLOSING DOCUMENTS NECESSARY TO CONVEY SAID PROPERTY.

ON MOTION of Commissioner Fields, seconded by Commissioner Graham, to adopt Resolution No. 1215-36. 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",

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

58:09

In response to Commissioner Haynes question, Todd Leamon, Administrator of Public Works and County Engineer stated he estimated the closing to take place within the first few months of 2016. In response to Commissioner Grahams question, he stated the property would be on the tax rolls as soon as Lamp Post Properties takes possession at closing.

Chairman Bankston asked that Resolution Nos. 1215-20, 1215-21, 1215-22B, 1215-23, 1215-24, 1215-38 and 1215-39 be considered at this time. It was noted that no action would be taken on Resolution No. 1215-22A.

59:40

RESOLUTION NO. 1215-20 A RESOLUTION GRANTING THE APPROVAL OF A SPECIAL PERMIT FOR A SINGLE-WIDE MANUFACTURED HOME ON A TRACT OF LAND LOCATED AT 4603 CLONTS ROAD.

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**RESOLUTION NO. 1215-21 A RESOLUTION GRANTING APPROVAL OF A
MANDATORY REFERRAL, PURSUANT TO T.C.A. 13-4-104, FOR THE
ABANDONMENT OF THE 11000 BLOCK OF BAUXITE ROAD.**

**RESOLUTION NO. 1215-22A A RESOLUTION TO REZONE FROM A-1
AGRICULTURAL DISTRICT TO R-2 RESIDENTIAL DISTRICT, PROPERTY
LOCATED AT 2618 OOLTEWAH-RINGGOLD ROAD.**

NO ACTION WAS TAKEN ON 1215-22A.

**RESOLUTION NO. 1215-22B A RESOLUTION TO REZONE FROM A-1
AGRICULTURAL DISTRICT TO R-1 SINGLE FAMILY RESIDENTIAL DISTRICT,
PROPERTY LOCATED AT 2618 OOLTEWAH-RINGGOLD ROAD.**

**RESOLUTION NO. 1215-23 A RESOLUTION TO AMEND THE HAMILTON COUNTY
ZONING REGULATIONS WITHIN ARTICLE IV, FLOOD HAZARD DISTRICT TO
INCLUDE THE ADOPTED AND UPDATED NATIONAL FLOOD INSURANCE
PROGRAM (NFIP) AND FLOOD INSURANCE RATE MAP REFERENCE NUMBERS.**

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RESOLUTION NO. 1215-24 A RESOLUTION TO AMEND THE HAMILTON COUNTY ZONING REGULATIONS, ARTICLE VII, SECTION 300(I)(1)(A) IN REFERENCE TO FEES FOR THE BOARD OF ZONING APPEALS PUBLIC HEARING.

RESOLUTION NO. 1215-38 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: BOULDER CREEK TRAIL.

RESOLUTION NO. 1215-39 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: HOLLYHOCK LANE, AND AN EXTENSION OF TROUT LILY DRIVE.

Commissioner Haynes, Chairman of the Zoning Committee stated the Zoning Committee reviewed and recommended approval of Resolution Nos. 1215-21, 1215-22B, 1215-23, and 1215-24 and did not recommend approval of Resolution No. 1215-20.

ON MOTION of Commissioner Haynes, seconded by Commissioner Graham, to deny Resolution No. 1215-20.

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It was noted the applicant, Billy Holland, was not present at the Regional Planning Commission (RPC) meeting, last week's Zoning Committee meeting, nor was Mr. Hollard present at today's commission meeting.

Commissioner Smedley did state for the record that she drove by the property and the surrounding homes are predominantly manufactured homes.

Commissioner Haynes noted that RPC unanimously recommended denial and several individuals were opposed at the RPC meeting.

John Bridgers, Executive Director of the Regional Planning Agency indicated the staff had recommended approval of this request at there was mobile home zoning across the road. He stated the applicant was properly notified that his attendance was required at the RPC and zoning committee meetings. It was unknown why the applicant did not show up at any of the required meetings.

The foregoing Motion to reject the resolutions 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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner

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Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0.

Total "Aye" votes – 9. Total "Nay" votes – 0.

ON MOTION of Commissioner Smedley, seconded by Commissioner Haynes, to adopt Resolution No. 1215-21. 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 Beck, "Aye", Commissioner Boyd, "Aye", Commissioner Fairbanks, "Aye", Commissioner Fields, "Aye", Commissioner Graham, "Aye", Commissioner Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

ON MOTION of Commissioner Haynes, seconded by Commissioner Graham, to adopt Resolution No. 1215-22B.

It was noted that the applicant, Gregory R. Dortch, was present at today's commission meeting.

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Chairman Bankston asked if there were any members of the audience that wished to speak about this Resolution.

1:08:52

Rick Harris residing at 2631 Ooltewah Ringgold Road Chattanooga, TN 37363 spoke in opposition to Resolution No. 1215-22B. He stated that he was concerned about the proposed entrance for the subdivision and asked for a copy of the proposed site plan. In response Mr. Bridger noted that this Resolution only rezones the property to R-1 Single Family Residential district. It does not approve the site plan. That will be the next step in the process.

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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

ON MOTION of Commissioner Haynes, seconded by Commissioner Fields, to adopt Resolution No. 1215-23. The foregoing Resolution was unanimously adopted on

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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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

ON MOTION of Commissioner Haynes, seconded by Commissioner Graham, to adopt Resolution No. 1215-24. 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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

ON MOTION of Commissioner Haynes, seconded by Commissioner Graham, to adopt Resolution No. 1215-38 and 1215-39. 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",

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

RESOLUTION NO. 1215-37 A RESOLUTION FOR CHATTANOOGA-HAMILTON COUNTY RESCUE SERVICE TO SELL A 1999 GMC SUBURBAN WHICH IS CO-TITLED WITH HAMILTON COUNTY GOVERNMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

Commissioner Boyd, Chairman of the Finance Committee provided details regarding Resolution No. 1215-37 and stated the Finance Committee reviewed and recommended approval.

ON MOTION of Commissioner Boyd, seconded by Commissioner Mackey, to adopt Resolution No. 1215-37. 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 Haynes, "Aye", Commissioner Mackey, "Aye", Commissioner

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Smedley, "Aye", and Chairman Bankston, "Aye". Total present – 9. Total absent – 0.

Total "Aye" votes – 9. Total "Nay" votes – 0.

LATE ITEM

RESOLUTION NO. 1215-40 A RESOLUTION REQUESTING THAT THE HAMILTON COUNTY LEGISLATIVE DELEGATION TO THE TENNESSEE GENERAL ASSEMBLY PROPOSE TO SAID GENERAL ASSEMBLY THE REPEALING OF SUBSECTION (B) (2) TO TENNESSEE CODE ANNOTATED SECTION 5-5-107 RELATIVE TO THE COUPLING OF ANY PAY INCREASE RECEIVED BY THE HAMILTON COUNTY MAYOR TO THAT RECEIVED BY THE HAMILTON COUNTY COMMISSIONERS.

ON MOTION of Commissioner Beck, seconded by Commissioner Boyd, to adopt Resolution No. 1215-40.

1:15:57

Commissioner Smedley noted that she spoke with state representatives and they indicated that they wanted the commission to vote publicly on any issues sent to them.

Clerk Knowles noted the Clerk's office received a copy of the letter and would attach it to Resolution No. 1215-40.

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1:16:37

Commissioner Graham stated that previous commissioners told him they voted to tie their pay to county employees in 1999 (Resolution No. 599-50A) as a way of being transparent and fair. He was told the decision was wise because it prevents commissioners from having to vote on their own salaries. He stated there was no need for a change because the current budget process is transparent. When county general receives an across the board raise, the commission receives the same. Therefore the public knows when raises are being given.

1:19:57

Commissioner Fields stated his disapproval for adding the item on as a late item and stated he would not be supporting Resolution No. 1215-40.

1:20:30

Commissioner Fairbanks disagreed and stated that commission salary increases should be discussed in public instead of hiding behind the raises county employees receive.

1:23:52

Commissioner Beck called for the vote on the main motion made by Commissioner Beck and Commissioner Boyd to adopt Resolution No. 1215-40.

The foregoing Resolution was 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, "Nay", Commissioner Graham, "Nay", Commissioner

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Mackey, "Aye", Commissioner Smedley, "Aye", and Chairman Bankston, "Aye".

Commissioner Haynes abstained from voting. Total present – 9. Total absent – 0. Total "Aye" votes – 6. Total "Nay" votes – 2. Total Abstentions – 1.

ANNOUNCEMENTS

Chairman Bankston asked for announcements from members of the Commission.

Members of the Commission, Attorney Taylor, and Mayor Coppinger wished everyone a safe and Merry Christmas.

1:25:04

Commissioner Mackey thanked Commissioner Fairbanks for being humble and publicly giving credit to former district one Commissioner Fred Skillern at Tuesday's groundbreaking ceremony for the Fred Rees Skillern Annex being added to Sale Creek Middle / High School.

1:26:18

Commissioner Graham also thanked Commissioner Fairbanks and spoke about Resolution No. 1215-40 and the transparency of the budget process.

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1:29:25 Commissioner Boyd announced the two winners of the TechTown Camp Scholarships, Noah Keef, 9th grade student at East Ridge High School and Annabelle Laudeman, 8th grade student at Chattanooga School for Liberal Arts.

1:30:59 Commissioner Fairbanks reiterated his previous comments about Resolution No. 1215-40 and thanked his fellow commissioners for making the long trip to Sale Creek to participate in the groundbreaking ceremony.

1:33:05 Commissioner Smedley noted that she also had three nominees for the TechTown Camp Scholarship and only two vouchers. She and her school board member personally sponsored the third student. She challenged Commissioner Boyd to do the same.

1:34:03 Commissioner Beck approached the podium to address the commission about the school board's priorities. Legislative Coordinator Patricia Moore distributed a handout to each Commissioner and the Clerk's office. Commissioner Mackey and Commissioner Smedley joined Commissioner Beck at the podium.

Commissioner Beck's comments were centered around a recent article published in the Chattanooga Times Free Press on December 10, 2015. The article was about the Hamilton County Board of Education's discussion on whether or not to support the use of discretionary funds to replace portable toilets with restrooms at East Hamilton Middle-

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High School and their decision to condemn the bleachers at Tyner Academy and The Howard School. He noted that the school board has known for several years that the bleachers at Tyner and Howard were unsafe and in need of repair. He said the school board has an insufficient level of situational awareness and criticized the school system for not maintaining the stadiums.

The article stated that Commissioner Beck wouldn't have discretionary bond money to help Tyner with the stadium because of a swap of discretionary monies he made with Commissioner Smedley (Resolution No. 1115-35). He reminded everyone that his discretionary funds are for him to use at his discretion, not the school board's discretion.

He stated he had several pressing questions from his constituents for School Board Chairman Jonathan Welch to answer. 1. Why won't the school system merge together the three schools operating on Highway 58 (Hillcrest, Harrison, and Lakesite), for years these schools have been below capacity. 2. Why did the school board stop the plans to build a new stadium at Howard? 3. Why has demolition started at East Ridge High School stadium and by-passed the needs at Tyner and Howard? 4. Why have you spent over \$390 million dollars in other districts and only \$4 million dollars in district five? 5. Why do you refuse to give the county a five year spending plan? 6. Why does the school board hold millions in their rainy day fund and complain about not having any

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money. In closing he asked the Commission to join him in his efforts to get fairness for the schools in his district.

1:49:05

Commissioner Smedley said if the school board does not accept the money for the restrooms at East Hamilton Middle-High School they will stay in district 7. She stated that if this happens she will go out of her way to see if there is any other way to get the project completed. She encouraged the school board and the commission to work together.

Chairman Bankston noted that Mayor Coppinger had left the meeting early to attend a meeting.

1:52:29

Commissioner Graham noted that discretionary bond monies can only be used on projects that have a 15 year life expectancy, demolishing a stadium would not qualify.

1:53:41

DELEGATIONS

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

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

Respectfully submitted:



William F. (Bill) Knowles, County Clerk

Approved:

01-06-16
Date

WJK
Clerk's Initials