

Municipal Building  
Chattanooga, Tennessee  
August 26, 1997

The meeting of the Chattanooga City Council was called to order by Chairman Swafford with Councilmen Crockett, Hakeem, Hurley, Lively, Rutherford, Pierce and Taylor present. Councilman Eaves was absent due to personal commitment. City Attorney Randall Nelson, Management Analyst Randy Burns, and Assistant Council Clerk Shirley Crownover were also present.

INVOCATION

The invocation was given by Reverend Stanley Williams.

MINUTE APPROVAL

On motion of Councilman Lively, seconded by Councilwoman Rutherford, the minutes of the previous meeting were approved as published and signed in open meeting.

REZONING

#1997-159 (PARKS PROPERTIES, LLC)

On motion of Councilwoman Hurley, seconded by Councilman Crockett, AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 601 EAST 16TH STREET, BEING ON THE NORTHEAST LINE OF EAST 16TH STREET AT JEFFERSON STREET AND MADISON STREET, FROM M-3 WAREHOUSE AND WHOLESALE ZONE TO M-2 LIGHT INDUSTRIAL ZONE, SUBJECT TO CERTAIN CONDITIONS

**was withdrawn (per written request of the applicant).**

REZONING

#1997-162 (HARESH D. & SUMITRA A. PATEL)

On motion of Councilwoman Rutherford, seconded by Councilman Lively, AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 6923 TYNER ROAD, BEING ON THE NORTHEAST LINE OF TYNER ROAD NORTHWEST OF TY-HI DRIVE, FROM R-1 RESIDENTIAL ZONE TO R-T/Z RESIDENTIAL TOWNHOUSE ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS

passed second reading. On motion of Councilwoman Hurley, seconded by Councilman Crockett, the ordinance passed third and final reading and was signed in open meeting.

AMEND BUDGET ORDINANCE  
(CHANGES IN PERSONNEL)

On motion of Councilman Hakeem, seconded by Councilwoman Hurley,

AN ORDINANCE TO AMEND ORDINANCE NO. 10589, ENTITLED "AN ORDINANCE TO PROVIDE REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1997, AND ENDING JUNE 30, 1998, AND APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; AND PROVIDE FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES." SO AS TO PROVIDE FOR CERTAIN CHANGES IN SECTION 5; TO PROVIDE FOR CERTAIN CHANGES IN BUDGETS FOR SPECIAL FUNDS SET OUT IN SECTION 7; AND TO PROVIDE FOR CERTAIN CHANGES IN PERSONNEL SET OUT IN SECTION 8(c)

passed second reading. On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the ordinance passed third and final reading and was signed in open meeting.

AMEND BUDGET ORDINANCE  
(NEW TAX RATE)

Councilman Hakeem asked Adm. Boney to address this matter. Adm. Boney noted that since last Tuesday night there had been a number added that they had omitted and also a few minor corrections.

On motion of Councilman Hakeem, seconded by Councilwoman Hurley,

AN ORDINANCE TO AMEND ORDINANCE NO. 10589, AS AMENDED, ENTITLED "AN ORDINANCE TO PROVIDE REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1997, AND ENDING JUNE 30, 1998, AND APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; AND PROVIDE FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES.", SO AS TO PROVIDE FOR CERTAIN CHANGES IN SECTION 1; SO AS TO PROVIDE FOR CERTAIN CHANGES IN ESTIMATED REVENUES AND APPROPRIATIONS SET OUT IN SECTION 5; TO PROVIDE FOR CERTAIN CHANGES IN BUDGETS FOR SPECIAL FUNDS SET OUT IN SECTION 7

was amended. On motion of Councilman Hakeem, seconded by Councilman Pierce, the ordinance passed second reading. On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford, the ordinance passed third and final reading and was signed in open meeting.

SPECIAL POLICEMAN APPOINTMENT

On motion of Councilman Crockett, seconded by Councilwoman Rutherford, A RESOLUTION AUTHORIZING THE APPOINTMENT OF JOHN C. SCHULTZ AS A SPECIAL POLICEMAN FOR THE AIR POLLUTION CONTROL BUREAU, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS was adopted.

CONTRACT CHANGE ORDER

On motion Councilwoman Rutherford, seconded by Councilman Lively, A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 2, SUMMIT LANDFILL GAS IMPROVEMENTS, WITH SIGNAL ENVIRONMENTAL SERVICES, INC., WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY ONE HUNDRED EIGHTY THOUSAND, SIX HUNDRED EIGHTY-SIX AND 63/100 DOLLARS (\$180,686.63), FOR A REVISED CONTRACT AMOUNT OF ONE MILLION, ONE HUNDRED NINETY-THREE THOUSAND, FOUR HUNDRED SIXTY-SIX AND 33/100 DOLLARS (\$1,193,466.33) was adopted.

EASEMENT PURCHASE

On motion of Councilman Crockett, seconded by Councilman Pierce, A RESOLUTION AUTHORIZING THE PURCHASE OF A GENERAL SLOPE EASEMENT FROM KATHLEEN THURMAN AND SHIRLEY B. EDWARDS, RELATIVE TO CONTRACT NO. RW-1-97, WIDENING OF JULIAN ROAD - DAVIDSON ROAD TO RAILROAD, TRACT NO. 2, FOR A CONSIDERATION OF TWO HUNDRED FIFTY-FIVE DOLLARS (\$255.00) was adopted.

CHIEF OF POLICE APPOINTMENT

On motion of Councilwoman Rutherford, seconded by Councilman Crockett, A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF JIMMIE DOTSON AS CHIEF OF POLICE AND AUTHORIZING THE MAYOR TO EXECUTE AN APPROPRIATE CONTRACT WITH HIM was adopted with Councilman Lively abstaining.

CHIEF OF POLICE (CONT'D.)

Chairman Swafford welcomed Chief Dotson on behalf of the Council and called on Mayor Kinsey to say a few words.

Mayor Kinsey thanked the City Council for the time and energy put into the selection of the Chief and expressed that he felt City government would be well-served by our choice, as well as the entire community. He stated we were fortunate to have Chief Dotson and that he was looking forward to his coming back to Chattanooga in four weeks.

Chief Dotson addressed the Council, thanking God for creating this opportunity for him to become the Chief of Police for the City of Chattanooga. He thanked everyone for this opportunity and their support and thanked the citizens of Chattanooga for extending such a warm welcome to his wife and himself. He stated that he was humbled to be selected to be a part of Chattanooga's government and would strive to make Chattanooga a model city for the United States and would not settle for anything less; that he would like when Chattanooga citizens go off on vacations to other parts of the country that they invite those they meet to come and visit the City of Chattanooga. Chief Dotson ended by saying he would never, never do anything to disgrace the office of the Chief of Police.

Chairman Swafford thanked Chief Dotson for his remarks and asked Mrs. Dotson if she would like to say a few words.

Mrs. Dotson thanked the Council, Mayor Kinsey, and the people of Chattanooga for opening their arms to them and making them feel welcome and stated she would join her husband here as soon as she was able to sell their home. She stated that her husband would be here October 1st. She thanked everyone for their support and stated she looked forward to a long relationship with everyone in Chattanooga.

Chairman Swafford next called on former Commissioner and Vice-Mayor John Franklin to say a few words.

Commissioner Franklin thanked Chairman Swafford, stating he did not count on this opportunity and that it was certainly a privilege to welcome the new Chief and his wife. He stated Chattanooga was a good city, and he expressed his hope that Chief Dotson and his wife would like it as much as we do, noting that Chief Dotson had shown warmth and expressed to Chief Dotson his willingness to do anything that would enhance his efforts. He ended by saying "welcome to Chattanooga".

OVERTIME

Overtime for the week ending August 22, 1997 totaled \$29,485.62.

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the following purchase was approved for use by the General Services Dept.:

DEVAN BROWN CONSTRUCTION INC. (Change Order to Contract #P00000096):  
Requisition No. 139701

Addition of work to the kitchen, day care and rear lobby areas and the removal of carpeting for the interior of the Central City Complex:

\$83,600.00 (Original Contract)  
12,135.00 (Change Order #1)  
\$95,735.00 (Total Contract Price)

PERSONNEL

The following personnel matters were reported for the Public Works Dept.:

JULIUS ELLIS--Promotion to Information Technician, Pay Grade 8/1, \$19,510.00 annually, effective 8/1/97.

ROY L. ALLISON--Promotion to Carpenter Foreman in Sewer Construction and Maintenance, Pay Grade 11/3, \$25,104.00 annually, effective 3/1/97.

RONALD E. THOMPSON, JR.--Resignation as Laborer II, effective 8/13/97.

RONNIE JOHNSON--Employment as Laborer III in the Sewer Construction and Maintenance Section, Pay Grade 5/1, \$16,151.00 annually, effective 8/20/97.

AUGUSTUS M. BRYAN--Resignation of Electrical Inspector, effective 8/22/97.

BOARD APPOINTMENTS

On motion of Councilman Lively, seconded by Councilman Pierce, the following Board appointments were approved:

**HUMAN SERVICES BOARD:**

ANN COULTER -- 1 Year Term  
ERNEST HARRIS -- 2 Year Term  
HAROLD CRISTAL -- 2 Year Term  
DICIREE WHEELER -- 1 Year Term  
ANITA TAYLOR -- Tenure of Mayor  
GLORIA WITCHER -- Tenure of Mayor  
SHARON BELL -- Tenure of Mayor

CITY ATTORNEY

Attorney Randy Nelson announced that in conjunction with the Data Processing Dept. that you could now find the City Agenda on the Internet Web Page. Councilwoman Hurley asked if this would be an enhancement or a detraction. Attorney Nelson stated he hope an enhancement; that it was another service for the public.

HEARING: HAROLD HARMON

Councilman Hakeem stated that the Harold Harmon Personnel Hearing needed to be rescheduled again; that it was implied that there was mis-communication about the September 8th date. **The Council rescheduled Mr. Harmon's hearing for Monday, September 22, 1997 beginning at 6:00 P.M.**

COMMITTEES

Councilwoman Crockett scheduled a meeting of the **Economic Development Committee** along with the Public Works Committee for **Tuesday, September 2, 1997 at 4:00 P.M.** for a discussion on a tract of land and infrastructure.

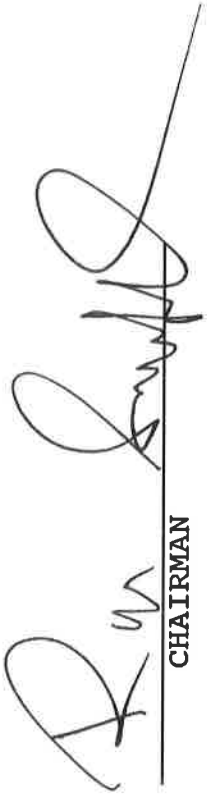
SISTER BEY

Sister Bey stated she needed no introduction; that she was on the Board of Education Supervisory Committee for Orchard Knob Elementary School. She mentioned the poor transportation and stated she had been talking to Rev. Baker about this; that the City had messed the schools up, and she wanted to know what the City was going to do about the transportation problem. She stated she would be meeting with the General Assembly the next day to make her report; that the Council was talking about Chattanooga being a beautiful city, and they needed to either "shape up or ship out".

ADJOURNMENT

Chairman Swafford adjourned the meeting until Tuesday, September 2, 1997 at 6:00 P.M.

  
CLERK OF COUNCIL

  
CHAIRMAN

(A LIST OF NAMES OF PERSONS IN ATTENDANCE IS  
FILED WITH MINUTE MATERIAL OF THIS DATE)