

Municipal Building  
Chattanooga, Tennessee  
October 28, 1997

The meeting of the Chattanooga City Council was called to order by Chairman Swafford with Councilmen Eaves, Hurley, Lively, Pierce, Rutherford and Taylor present; Councilmen Crockett and Hakeem were out of the city on business. City Attorney Randall Nelson, Management Analyst Randy Burns, and Council Clerk Carol O'Neal were also present.

INVOCATION

City Attorney Randall Nelson gave the invocation for the evening.

MINUTE APPROVAL

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

SPECIAL PRESENTATION: RECOGNITION  
OF PARKS AND RECREATION DEPARTMENT  
- "HANGTIME"

Chairman Swafford stated it is a pleasure to recognize the Parks and Recreation Department's "Hangtime" key people, along with the collaborative efforts of the Police Department. He stated "Hangtime" was a program that came about as the result of the coming together of concerned persons in Parks and Recreation and administration to help find ways and activities to create positive activities for our youth this past summer. He stated this was a very successful effort and hopes it will continue; that many people pulled together toward the success of this project.

Chairman Swafford recognized Barbara Readnower, Jackie Moore, Kevin McGowan, Tom Boykins, Kenneth Simpson, Richard West, Gerald Cunningham, Mike Todd, Michelle Alexander and Aaron Hicks of the Recreation Department. He also recognized Chief Gloster, Captain Cooke and Sgt. Williams of the Police Department. (As each person's name was called Councilwoman Hurley presented them with a lapel pin bearing the City's Seal.)

SPECIAL PRESENTATION: RECOGNITION  
OF PARKS AND RECREATION DEPARTMENT  
- "HANGTIME" (Cont'd.)

Admin. McDonald stated this was a program that was really originated through Councilwoman Rutherford to help the youth in her district; that it was promised by the Mayor that a way would be found to solve the problem of youth not having anywhere to go to congregate. He stated these dedicated people along with fourteen other recreation staff, ten police officers, and twenty volunteers gave up five scheduled weekends to work this program; that they all did a tremendous job. He concluded his remarks by expressing appreciation to the Council for recognizing these persons.

SPECIAL PRESENTATION: INTRODUCTION  
OF RICHARD OTTAWAY OF THE BRITISH  
PARLIAMENT

Chairman Swafford stated Chattanooga's very special guest this evening is Richard Ottaway from the United Kingdom. He stated Mr. Ottaway's visit to the United States includes Washington, New York and Chattanooga; that the purpose for his visit is to look at the different forms and types of government. He stated we are extremely pleased to have Mr. Ottaway visiting with us and expressed a warm welcome to him on behalf of the Mayor and Council.

Jim Frierson of RiverValley stated Chattanooga continues to get an interesting stream of visitors who are either looking at the electric buses, affordable housing or others; that this visit is in reference to how a city of our scale functions and particularly how an elected Council and Mayor run a city. He stated Mr. Ottaway's visit to the United States will cover one-and-a-half weeks with his going to New York, Washington and Chattanooga; that his visit is part of the U.S. Information Agency's International Visitor Program. At this point he introduced Mr. Ottaway to the Council.

Richard Ottaway thanked the Council for inviting him and mentioned that this is his second visit to the United States; that he came in 1960 on the occasion of the Fourth of July and asked what everyone was celebrating! He stated the second visit was about ten years ago when the stock market "crashed"; that he must be bringing a jinx because there has been yet another stock market "crash" on this visit! He stated he is in Chattanooga to look at the City and its citizens' way of life, but in particular the way Chattanooga's affairs are run. He stated there is a new form of government in Great Britain and a new form of local government is being proposed for London and he is the opposition spokesman.

SPECIAL PRESENTATION: INTRODUCTION  
OF RICHARD OTTAWAY OF THE BRITISH  
PARLIAMENT (Cont'd.)

Mr. Ottaway stated he is here to look at the way Chattanooga runs its affairs and interacts with others; how the Council works with the Mayor. He expressed thanks to the Council for being so hospitable.

Councilman Eaves stated he sometimes watches the television channel that televises the British Parliament in session and observed that everything is brought out in the open. Mr. Ottaway stated the telecast is a very good representation; that if a person opposes the government they are asked to sit on one side and if a person supports the government they are asked to sit on the other side.

Chairman Swafford again commented that Chattanooga is honored by Mr. Ottaway's visit.

REZONING

On motion of Councilman Lively, seconded by Councilwoman Rutherford, AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 5469 HIXSON PIKE, BEING ON THE NORTHWEST LINE OF HIXSON PIKE SOUTHWEST OF OLD HIXSON PIKE, FROM R-2 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS passed second reading. On motion of Councilwoman Rutherford, seconded by Councilman Taylor, the ordinance passed third and final reading and was signed in open meeting.

AMEND BUDGET ORDINANCE

On motion of Councilman Pierce, seconded by Councilman Lively, 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 THE "CITY OF CHATTANOOGA CLASSIFICATION SYSTEM" SET OUT IN SECTION 8(d). passed second reading. On motion of Councilwoman Hurley, seconded by Councilman Lively, the ordinance passed third and final reading and was signed in open meeting; Councilman Taylor voted "no."

AMEND CITY CODE RELATIVE TO SEWER  
SERVICE CHARGES AND FEES

On motion of Councilman Lively, seconded by Councilwoman Hurley,  
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,  
CHAPTER 31, SECTIONS 31-36, 31-41 AND 31-43, RELATIVE  
TO SEWER SERVICE CHARGES AND FEES

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

AMEND BUDGET ORDINANCE

On motion of Councilwoman Hurley, seconded by Councilman Pierce,  
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  
THE PERSONNEL POSITIONS SET OUT IN SECTION 8(c); ADD  
SECTION 8(a)(7); AND TO SET FORTH THE BUDGET OF THE  
INTERCEPTOR SEWER SYSTEM.

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

CHANGE ORDER

Councilwoman Rutherford stated this item was discussed in Public  
Works Committee today but does not come with a recommendation  
because at the time this matter was discussed there were only two  
Council members present.

On motion of Councilman Lively, seconded by Councilwoman Hurley,  
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER  
NO. 1, CONTRACT NO. BL-1-97, MODIFICATIONS TO BIRCHWOOD  
LANDFILL, PHASE I AND II LINER, WITH HARDAWAY  
CONSTRUCTION COMPANY, WHICH CHANGE ORDER INCREASES THE  
CONTRACT AMOUNT BY NINETY-EIGHT THOUSAND, EIGHT HUNDRED  
THIRTY-ONE DOLLARS (\$98,831.00), FOR A REVISED CONTRACT  
AMOUNT OF TWO MILLION, FIVE HUNDRED EIGHTY-SIX  
THOUSAND, FOUR HUNDRED NINETY-ONE DOLLARS  
(\$2,586,491.00)

was adopted.

AGREEMENT: PUBLIC FINANCIAL  
MANAGEMENT, INC.

Chairman Swafford stated Councilman Hakeem, Chairman of the Budget and Finance Committee, is not present tonight; however, this matter was discussed in Committee and comes before the Council with the recommendation for approval.

On motion of Councilwoman Rutherford, seconded by Councilman Lively, A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY FINANCE OFFICER TO ENTER INTO A FINANCIAL ADVISORY SERVICES AGREEMENT WITH PUBLIC FINANCIAL MANAGEMENT, INC. TO PROVIDE FINANCIAL ADVISORY SERVICES TO THE CITY FOR A PERIOD OF ONE (1) YEAR BEGINNING NOVEMBER 1, 1997, WITH TWO (2) ONE-YEAR RENEWAL PERIODS was adopted.

TEMPORARY USE: THE SOUL MAN SHOP

Councilwoman Rutherford stated this matter was discussed in Public works and comes with a recommendation for approval.

On motion of Councilwoman Rutherford, seconded by Councilman Lively, A RESOLUTION AUTHORIZING THE SOUL MAN SHOP TO USE TEMPORARILY A PORTION OF THE CITY'S RIGHT-OF-WAY AT 704 MARKET STREET, SUBJECT TO CERTAIN CONDITIONS, FOR INSTALLING AN AWNING was adopted; Councilman Eaves abstained.

OVERTIME

Overtime for the week ending October 24, 1997 totaled \$62,836.92.

PERSONNEL

The following personnel matters were approved for the Parks and Recreation Department:

JEREMY S. DIXON -- New Hire, Laborer II, Plaza Division, Pay Grade 4/Step 1, \$15,165.00 annually, effective October 22, 1997.

TIMOTHY L. LLOYD -- Promotion, Laborer II, Plaza Division, Pay Grade 4/Step 1, \$15,165.00 annually, effective October 22, 1997.

ADRIAN M. LEFFEW -- Resignation, Laborer II, Parks Division, effective October 28, 1997.

PERSONNEL

The following personnel matters were approved for the Public Works Department:

SAMUEL STEPHENSON -- Retirement, Electrician, Waste Resources Division, effective October 17, 1997.

MILLER DILLARD, JR. -- Resignation, Truck Driver III, City-wide Services, effective October 17, 1997.

BOBBY M. WALKER -- Suspension, Laborer III, City-wide Services, effective October 17 - 21, 1997.

JEFFERY L. BREWER -- Promotion, Sanitation Worker I, City-wide Services, Pay Grade 4/Step 2, \$15,640.00 annually, effective September 24, 1997.

PURCHASES

On motion of Councilman Lively, seconded by Councilwoman Hurley, the following purchases were approved for use by the Public Works Department:

TRI-STATE SECURITY AGENCY  
Purchase Order No. P1144709

Purchase of Contract Renewal Security Guard Service (12 months)

(Price information available and filed with minute material)

VULCAN MATERIALS AND THE STONE MAN, INC.  
Requisition No. R0006608

Purchase of Twelve months Contract for Washed Stone (Will choose vendor closest to work site)

(Price information available and filed with minute material)

K & E TRUCKING, INC. AND WES BLAKEMORE TRUCKING (Lower and better bids)  
Requisition No. R0002410

Purchase of Twelve Months Contract for Rental of Tandem Dump Trucks (Will choose vendor closest to work site)

\$42.50/hour for each Company

PURCHASES (Cont'd.)

TOWER CONSTRUCTION  
Requisition No. 0005902

Purchase of Contract or Construction of Salt Bin Structure

\$82,821.00 (Negotiated Price)

SECURITY GUARD SERVICE INQUIRY

Councilwoman Rutherford inquired as to why a security guard service is needed when we have the Chattanooga Police Department. Admin. Marcellis responded that policemen will not work for \$7 per hour.

Chairman Swafford inquired as to where the guard service will take place. Admin. Marcellis stated they will be stationed at the City-wide Services area on East Eleventh Street and at the Summit Landfill.

PERSONNEL

The following personnel matters were reported for the Police Department:

KELLEY G. MILLER -- Return from Compulsory Leave (Return from Bosnia), Sergeant, effective October 27, 1997.

PATRICIA RHEA -- Resignation, Parking Enforcement Officer, effective October 23, 1997.

GARY SCHROYER -- Retirement, Master Patrolman, effective November 6, 1997.

HOTEL PERMITS

On motion of Councilman Eaves, seconded by Councilwoman Hurley, the following hotel permits were approved:

SUBURBAN LODGE -- 5730 Lee Highway, Chattanooga, TN

FINANCIAL ADVISORS

Admin. Boney introduced Messrs. Hal Canary and Andre Walker of Public Financial Management, Inc. He expressed gratitude for the Council's approval of the Resolution for the firm to perform financial advisory services for the City of Chattanooga.

CHARLES LOVE

Councilman Taylor recognized the presence of Charles Love, Board member of the Hamilton County Schools, and expressed congratulations on his recent marriage.

ORDINANCE AMENDMENT

Chairman Swafford stated he was notified about a possible change or amendment to one of our ordinances from an organization regarding a different type of business venture for the downtown area. He asked if the matter could be added to the agenda for the Legal and Legislative Committee meeting scheduled for Monday, November 10 at 5 p.m. Councilman Lively confirmed that the matter would be discussed at the meeting on November 10.

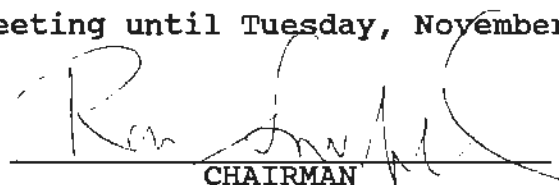
NOTE OF THANKS TO CHIEF DOTSON

Chairman Swafford expressed thanks and appreciation to Chief Dotson for continuing to be in the community and going to all the district areas. He made reference to Chief Dotson's participation in an event at Brainerd High School that he (Swafford) attended; that due to prior commitments he could not stay for the entire meeting.

Councilman Taylor also expressed personal thanks for Chief Dotson's participation in District 7 this past Saturday; that the Chief was very warmly received and the community really turned out. He stated mended relations are beginning to show between the Police Department and the residents. He stated the Chief brought the Horse Patrol with him and the children truly enjoyed them, which all added to a beautiful event.

ADJOURNMENT

Chairman Swafford adjourned the meeting until Tuesday, November 4, 1997 at 6 p.m.

  
CHAIRMAN

  
CLERK OF COUNCIL

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