

**City Council Building
Chattanooga, Tennessee
January 16, 2001**

Chairman Hakeem called the meeting of the Chattanooga Council to order with Councilmen Crockett, Eaves, Franklin, Hurley, Pierce and Taylor present; Councilmen Lively and Rutherford were absent due to personal commitment. City Attorney Randall Nelson, Management Analyst Randy Burns, and Council Clerk Carol O'Neal, CMC, were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Chairman Hakeem gave invocation.

MINUTE APPROVAL

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

RAE YOUNG BOND AND NATHAN RIDLEY

Chairman Hakeem recognized the presence of Rae Young Bond, the newly appointed Executive Director of the Tennessee Municipal League (TML) and Nathan Ridley of Nashville.

Mrs. Bond stated District meetings were held today and there was good discussion regarding issues currently facing TML. She encouraged Council members to communicate with her, expressed thanks for the Council's hospitality and indicated her happiness in having the opportunity to work with the Council in a new effort.

Nathan Ridley stated that he is from Nashville and works for TML on the cities' behalf before the General Assembly; that he is currently attending the District meetings and will continue with others (District meetings) across the State. He urged Council members to communicate with him if there are issues he can assist with, as he is only a call or "e-mail" away.

RAE YOUNG BOND AND NATHAN RIDLEY

Chairman Hakeem stated that Chattanooga is proud of Mrs. Bond in the capacity she is now serving; that she will do as good or better as she has done in Chattanooga and has a first-class staff to work with her, as symbolized in Mr. Ridley. He stated Councilman Franklin, Admin. Boney and he serve on the Board of Directors and that it is important that Chattanooga be involved with TML as it makes a difference when it comes to legislation that may impact Chattanooga, particularly financially.

AMEND ORDINANCE NO. 11094

2000-198: Chattanooga Neighborhood Enterprise

On motion of Councilman Pierce, seconded by Councilwoman Hurley,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, BY AMENDING THE PROPERTY DESCRIPTION IN ORDINANCE NO. 11094 SO AS TO REZONE A TRACT OF LAND LOCATED IN THE 1800 BLOCK OF COWART AND WILLIAMS STREETS, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS

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

AMEND ZONING ORDINANCE

On motion of Councilwoman Hurley, seconded by Councilman Pierce,
AN ORDINANCE TO AMEND ZONING ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, BY CORRECTING ARTICLE NUMBERS REFERENCED IN ORDINANCE NO. 10908, AND EXPANDING THE TYPES OF BUILDINGS AND/OR STRUCTURES PERMITTED ON STREETS OR PERMANENT RECORDED EASEMENTS

passed second reading. On motion of Councilman Franklin, seconded by Councilman Taylor, the Ordinance passed third and final reading and was signed in open meeting.

AGREEMENT: DUCKETT VANDEVERE AND ASSOCIATES, INC.

City Attorney Nelson stated this matter was discussed in today's Public Works Committee and the request is to table it one week.

Chairman Hakeem stated all other Public Works matters were discussed in Committee and approval is recommended.

On motion of Councilwoman Hurley, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING THE DEPUTY ADMINISTRATOR FOR THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE AN ENGINEERING AGREEMENT WITH DUCKETT VANDEVERE AND ASSOCIATES, INC., RELATIVE TO ARCHITECTURAL, ENGINEERING, AND CONSTRUCTION SERVICES FOR THE RENOVATION OF THE POLICE TRAINING CENTER LOCATED AT 701 EAST M. L. KING BOULEVARD, FOR A TOTAL FEE NOT TO EXCEED TWO HUNDRED SIXTEEN THOUSAND ONE HUNDRED THIRTY-SIX DOLLARS (\$216,136.00)
was tabled one week.

SEWER EASEMENT

On motion of Councilwoman Hurley, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE PURCHASE OF A SEWER EASEMENT FROM JOHN W. GRAHAM, RELATIVE TO CONTRACT NO. 69C, HIXSON PIKE SANITARY SEWER RELOCATION, TRACT NO. 17.1, FOR A TOTAL CONSIDERATION OF EIGHT THOUSAND DOLLARS (\$8,000.00)
was adopted.

CONTRACT: MAYSE CONSTRUCTION COMPANY

On motion of Councilman Taylor, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. SWM-3-99, STORM WATER IMPROVEMENT PROJECT, TO MAYSE CONSTRUCTION COMPANY, FOR THEIR LOW BID IN THE AMOUNT OF ONE MILLION, EIGHTY THOUSAND, EIGHT HUNDRED SEVENTY-SIX AND 78/100 DOLLARS (\$1,080,876.78)
was adopted.

TEMPORARY USE: MOUNTAIN CREEK CHURCH OF GOD

On motion of Councilman Taylor, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING MOUNTAIN CREEK CHURCH OF GOD TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY TO LOCATE TWO (2) DIRECTIONAL SIGNS, ONE (1) AT THE INTERSECTION OF SIGNAL MOUNTAIN ROAD AND RUNYAN DRIVE AND THE OTHER AT THE INTERSECTION OF RUNYAN DRIVE AND MOUNTAIN CREEK ROAD, SUBJECT TO CERTAIN CONDITIONS
was adopted.

DECLARE SURPLUS CERTAIN PROPERTIES ON CITICO AVENUE

On motion of Councilwoman Hurley, seconded by Councilman Franklin,
A RESOLUTION DECLARING CERTAIN PROPERTIES LOCATED ON CITICO AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, AS SURPLUS AND AUTHORIZING THE CONVEYANCE OF SAID PROPERTIES TO HABITAT FOR HUMANITY OF GREATER CHATTANOOGA, INC. FOR THE DEVELOPMENT OF AFFORDABLE HOMES TO BE KNOWN AS "CITICO PLACE."
was adopted.

DECLARE SURPLUS CERTAIN PROPERTY AT 2318 EAST FIFTH STREET

Admin. Traughber stated H.A. Realty is the exclusive agency for Parkridge Hospital's expansion project; that the plan has been presented to the neighborhood and everyone is comfortable at this point in time.

On motion of Councilwoman Hurley, seconded by Councilman Franklin,
A RESOLUTION DECLARING CERTAIN PROPERTY LOCATED AT 2318 EAST 5TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, AS SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY TO H. A. REALTY, INC. FOR A CONSIDERATION OF THREE THOUSAND DOLLARS (\$3,000.00)
was adopted.

**CONVEYANCE OF PROPERTIES TO INNER CITY
DEVELOPMENT CORPORATION**

Admin. Traughber stated this property was purchased for ICDC using the City's Community Development funds with the understanding that the property would be held until it was ready for development. He stated there was two-year time limit involved and this Resolution fulfills the agreement for development.

On motion of Councilman Taylor, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING THE CONVEYANCE OF CERTAIN
PROPERTIES LOCATED AT 840 EAST 8TH STREET AND 1048 FLYNN STREET
TO INNER CITY DEVELOPMENT CORPORATION FOR THE DEVELOPMENT
OF AFFORDABLE HOUSING**

was adopted.

RESCIND RESOLUTION 22264

Admin. Traughber stated that this Resolution should be "pulled"; that this property, along with several others that are owned by the City, is part of a discussion in regard to the location of a new school in the M.L. King area that will be located on East Eighth Street. He stated until such time as an agreement with the entities involved is settled, Administration is not going to make a determination. He stated the Council adopted a Resolution in 1999 regarding this property for donation to ICDC, yet, two months ago the County Commission passed a document to donate the property to the U C Foundation for Phase II housing. He stated since that time, discussion has been held regarding the location of a school and housing and there needs to be a "meeting of the minds" with entities. He stated it is hoped this can be done within the next two weeks or thirty days.

Councilman Pierce asked if this property is part of the bond request? Admin. Traughber stated that the same question was asked in a meeting he did not attend; that the bond issue is not one that is "on the table" at this time. He stated the plan is to try to resolve the matter within two weeks and, if not, someone will have to be a referee regarding the decision.

RESCIND RESOLUTION 22264 (Continued)

On motion of Councilwoman Hurley, seconded by Councilman Taylor,
**A RESOLUTION RESCINDING RESOLUTION NO. 22264, ADOPTED
SEPTEMBER 21, 1999, AND ENCAPTIONED "A RESOLUTION
AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED JOINTLY WITH
HAMILTON COUNTY CONVEYING CERTAIN PROPERTY, MORE
PARTICULARLY DESCRIBED HEREIN, TO INNER CITY DEVELOPMENT
CORPORATION (ICDC) TO DEVELOP HOME OWNERSHIP
OPPORTUNITIES FOR LOW TO MODERATE INCOME FAMILIES."**
was withdrawn.

GRANT ACCEPTANCE

On motion of Councilman Taylor, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING THE ACTING ADMINSTRATOR OF THE
DEPARTMENT OF PUBLIC WORKS TO ACCEPT A GRANT FROM THE
STATE OF TENNESSEE, DEPARTMENT OF ENVIRONMENT AND
CONSERVATION, RELATIVE TO THE HOUSEHOLD HAZARDOUS WASTE
PROGRAM, IN THE AMOUNT OF FIVE HUNDRED EIGHTY-FIVE
THOUSAND DOLLARS (\$585,000.00)**
was adopted.

**AGREEMENT: CHATTANOOGA HOUSING
AUTHORITY (HOPE VI)**

City Attorney Nelson stated this matter was discussed in today's Health, Education, Human Services and Housing Opportunities Committee and was recommended for inclusion on tonight's agenda for approval.

Councilwoman Hurley stated this Resolution subst antially creates the Task Force described by the Mayor at today's Committee meeting.

**AGREEMENT: CHATTANOOGA HOUSING
AUTHORITY (HOPE VI) (Continued)**

On motion of Councilwoman Hurley, seconded by Councilman Taylor,
**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A HOPE VI
AGREEMENT WITH THE CHATTANOOGA HOUSING AUTHORITY IN
SUBSTANTIALLY THE FORM ATTACHED HERETO AND MADE A PART
HEREOF BY REFERENCE**
was adopted.

OVERTIME

Overtime for the week ending January 12, 2001 totaled \$103,576.92.

PERSONNEL

The following personnel matter was reported for the Parks and Recreation Department:

SHERNARD STEWART – Terminated, Crew Worker, TN Riverpark Downtown, effective January 11, 2001.

PURCHASE

On motion of Councilwoman Hurley, seconded by Councilman Pierce, the following purchase was approved for use by the Parks and Recreation Department:

SHERWIN WILLIAMS COMPANY (Lowest and best bid)
Requisition R0053782

(Price information available and filed with minute material)

PERSONNEL

The following personnel matters were reported for the General Services Department:

BRUCE BONCUTTER – New Hire, Assistant Purchasing Agent, Pay Grade 17/Step 7, \$41,201.00 annually, effective January 12, 2001.

RON FARRIS – Retirement, Electronics Supervisor, Radio Shop, effective December 31, 2000.

Admin. Traugher reported Ron Farris' services would be greatly missed. He stated Mr. Farris is credited for developing the 800-megahertz radio system the City currently enjoys.

PERSONNEL

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

JIMMY L. JOHNSON – Retirement (27 years of dedicated service), Equipment Operator Senior, Citywide Services, effective December 29, 2000.

EDDIE W. MARION – Return from Compulsory Medical Leave, Equipment Operator Senior, Citywide Services, effective January 8, 2001.

ALAN GOINS – Family Medical Leave, Crew Worker, Citywide Services, effective December 27, 2000 – February 7, 2001.

EUSI V. HAMILTON – Suspension (4 days without pay), Crew Worker, Citywide Services, effective January 8 – 11, 2001.

EVERETT J. ALLEN – Termination, Crew Worker, Citywide Services, effective January 3, 2001.

JOHN T. SIMPSON – Resignation, Sanitation Worker, Citywide Services, effective December 15, 2000.

EUGENE B. JACKSON – Return from Family Medical Leave, Crew Worker Senior, Traffic Management, effective January 3, 2001.

PERSONNEL

The following personnel matters were reported for the Chattanooga Police Department:

ANGELA BOOTH, JAMES OTIS, GRAHAM RUSK – Hire, Police Service Technician, \$9.48 per hour, effective January 12, 2001.

JASON CHAUNCY – Voluntary Demotion, Animal Services Officer, Pay Grade 9/Step 1, \$22,356.00 annually, effective January 12, 2001.

PERSONNEL

The following personnel matters were reported for the Department of Finance and Administration:

EUNICE WILSON – Resignation, Court Operation Supervisor, City Court Division, effective January 11, 2001.

GRANT E. FARRIS – Retirement, Manager, IS Programming, Information Services Division, effective December 29, 2000.

REFUNDS

On motion of Councilman Pierce, seconded by Councilwoman Hurley, the Administrator of Finance was authorized to issue the following refunds:

GEORGIA E. BASSO – Map No. 100C-A-020, \$1,435.86

RICHARD THOMPSON – Map No. 108D-A-001.02, \$1,411.61

LISA DAVENPORT – Map No. 110M-D-013, \$1,650.11

JACK THOMAS KINSER – Map No. 120J-A-043, \$2,021.25

WINWARD POINTE – Map No. 120J-A-053, \$2,021.25

VALLERIE H. GREER – Map No. 136H-J-033, \$1,520.75

REFUNDS (Continued)

GREGORY HULLENDER – Map No. 146M-F-003, \$1,077.81

STRUCTURAL DEV. – Map No. 159C-C-003, \$1,057.02

STEVE GRAVITT – Map No. 168C-D-008, \$1,377.53

DRSAI H. OH – Map No. 170L-B-013, \$1,643.76

DAVID ULIN – Map No. 170M-D-002.01, \$1,811.24

HENRY G. NICHOL – Map No. 1010-C-016, \$1,058.18

HEARING: SHAWN HICKEY

City Attorney Nelson reminded Council members of the hearing for Officer Shawn Hickey scheduled for Monday, January 22 beginning at 4 p.m. with Councilmen Hurley (Chair), Lively and Franklin as the panel hearing the request.

COMMITTEES

Councilman Taylor stated a meeting of the Budget and Finance Committee was held earlier in the afternoon for a briefing on the Capital Budget.

Councilman Franklin reminded Council members of the meeting of the **Parks and Recreation Committee scheduled for Tuesday, January 23 at 4 p.m.**

Councilman Crockett scheduled a meeting of the **Legal and Legislative Committee for Tuesday, January 23 immediately following the Parks and Recreation Committee meeting** to discuss a Resolution for legislation regarding home invasions.

MISTY MURRAY

Misty Murray, General Manager of the Residence Inn in downtown Chattanooga, spoke on behalf of the management association that owns the Inn and the Courtyard by Marriott that is under construction (in the downtown area). She expressed concern regarding the lack of visibility of police in the Aquarium district and near the new hotel that is under construction with regard to the number of panhandlers on the street and the gangs of kids that has become alarming and numerous. She inquired as to where the Bicycle Police Patrol is and the Policemen that were on horseback; that three years ago she saw policeman all the time in the downtown area and each year it has become worse in regard to the non-visibility of officers. She stated that it was her thought that when the new downtown precinct opened she would see uniformed officers on the street, however, that has not happened. She stated that she has to pause before sending families, especially mothers with children and single women, out for sightseeing in the downtown area, as she does not want them approached by these people. She stated some have become aggressive and follow guests back to the hotel for handouts, which is not the image that needs to be presented for Chattanooga. She stated persons visiting the City help the City grow and she is concerned about their safety. She again inquired as to where the policemen are in the downtown Aquarium district?

Chairman Hakeem inquired as to whether the guests of Ms. Murray's hotel have experienced an incident of harm? Ms. Murray responded "no"; that it is just the matter of being approached and persons being scared. She stated during the summer months children run through the lobby, grab things and run out the front door.

Chairman Hakeem stated City government has been very active in trying to find positive things for people to do; that the Parks and Recreation Department has gone far beyond what has taken place in a number of cities to ensure that visitors will have much to do in our City. He stated though there is a problem and it is something that needs to be looked into, he is thankful that there has not been any harm to anyone, which says something about our City, also.

Chief Dotson stated that this is his first knowledge of the matter and indicated that the Downtown Precinct is very active and aggressive in working with merchants. He stated Lt. Freeman Cooper is very community-minded and any time any of the merchants have a concern he is there to deal with it and get it resolved.

MISTY MURRAY (Continued)

Chief Dotson reiterated that this is his first knowledge of the matter and would bring it to the attention of Lt. Cooper; that there are more police visible in the downtown area per square mile because there is not as much mileage (downtown) as in other neighborhoods.

Chairman Hakeem inquired as to whether it is possible for Lt. Cooper to communicate with Ms. Murray? Ms. Murray indicated that she placed a call to Lt. Cooper and has not received a return call.

Councilman Crockett stated that the homeless persons do bother people, particularly single females; that there is a group that regularly moves from one end of downtown to another.

Chairman Hakeem stated that Chattanooga is a progressive City where people want to come visit; that he does not know of a major city where there is not concern about people who are on the streets. He stated while the City affords locations for people to receive food, clothing and shelter, he does not know if we have any more of a problem than anyone else, reiterating that he is thankful there has been no harm toward anyone.

Chief Dotson stated court officers have made arrests and sometimes the Court turns these people back on the street; that he knows there is a concern regarding this issue, yet there is a concern when it comes to profiling of different racial and ethnic groups, which is something that all should be aware of and sensitive to. He stated merchants have been talked to with regard to the same persons coming back into their stores; that the Courts have turn them back on the streets and it is like a "revolving door".

Councilman Crockett asked if Chief Dotson is referring to City Court? Chief Dotson responded, "some are in Sessions Court".

SISTER BEY

Sister Bey stated Council members claim so much is being done in neighborhoods and made reference to a neighbor's house that is being sold for back tax property due to CNE's non-purchase. She expressed concern about the Citico Project and "orders" from HUD to "fix them up"; that people are getting tired and does not want the City "messing in their neighborhoods".

ADJOURNMENT

Chairman Hakeem adjourned the meeting until Tuesday, January 2, 2001 at 6 p.m.

CHAIRMAN

CLERK OF COUNCIL

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