

**City Council Building
Chattanooga, Tennessee
February 27, 2001**

Chairman Hakeem called the meeting of the Chattanooga Council to order with Councilmen Eaves, Franklin, Lively, Pierce and Taylor present; Councilman Crockett was absent due to personal commitment; Councilwoman Hurley was out of the city; Councilwoman Rutherford was absent due to illness. 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 by Dante Taylor (Boy Scout Troop 920), invocation was given by Vernard Baker (Boy Scout Troop 920).

MINUTE APPROVAL

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

SPECIAL PRESENTATION: RECOGNITION OF BOY SCOUT TROOP 920

Councilman Taylor called upon members of Troop 920 and Pastor Amos Baker to join him at the podium. He stated he has been able to witness this Troop in action and expressed how proud he is of them. He expressed appreciation for their standing up and getting involved and recognized them as future leaders and community workers. He expressed appreciation to Pastor Amos Baker and all that work along with him; that Pastor Baker reaches out and "down" to those who are really trying. He commended Pastor Baker and his wife for working diligently through the years in bringing hope to young people. At this point he presented Pastor Baker with a "Certificate of Appreciation" on behalf of the Mayor and members of the Council.

SPECIAL PRESENTATION: RECOGNITION OF BOY SCOUT TROOP 920 (Continued)

Mr. Ellis, District Representative of Boy Scouts of America, stated that Rev. Baker chartered three of the Scout troops and works with inner-city children. He presented Rev. Baker with a Boy Scouts of America Charter for his outstanding work in the Chattanooga community.

At this point, Wanda Baker, wife of Rev. Baker, and Troop members identified themselves.

Rev. Amos Baker expressed thanks to the Council and singled out Councilman Taylor for special thanks. He expressed thanks to members of the PWAC organization, stating that he could not have received this honor without their help. He stated the organization has been together five years and will be incorporated soon. He again expressed thanks for the honor and stated that the children are learning and doing what needs to be done.

RECOGNITION OF FORMER CITY COMMISSIONER AND CHAIRMAN OF THE COUNTY SCHOOL SYSTEM

Chairman Hakeem recognized the presence of former City Commissioner, John P. Franklin, Sr., and the former Chairman of the County school system, Everett Fairchild.

SPECIAL PRESENTATION: JOHN ENLOE, SIGNAL ONE

Admin. Mitchell introduced John Enloe, who was present regarding the presentation of gifts for the newly renovated computer rooms at Carver and Avondale Centers.

John Enloe stated that it is a pleasure to be able to give the City something. He stated that he is in the communications business and had an opportunity to donate ten (10) state-of-the-art desktop computer systems, fully independent for use and Internet-ready. He stated he originally contacted Mayor Kinsey and told him he wanted to donate the desktops where they would get the most "bang for the buck". Mayor Kinsey referred him to Jerry Mitchell of the Parks and Recreation Department.

SPECIAL PRESENTATION: JOHN ENLOE, SIGNAL ONE (Continued)

Mr. Enloe stated he is greatly pleased to donate ten full systems to the City to be used in the recreation centers; that they are being donated with full monitors and full capabilities. He stated they are not "old pieces of crap" and are good machines. He introduced Chris Height, the Chief Financial Officer for Signal One, again stating that it is a pleasure to make this donation; that being in the tower business created at different times different feelings among the community. He stated that they want to be a good neighbor.

As the district representative for both Carver and Avondale Centers, Councilman Pierce expressed his personal thanks and appreciation to Mr. Enloe and Signal One on behalf of the community.

Mr. Enloe stated as the computers are being installed Signal One's Information Systems expert is available to help get them on-line and working; that their expert is willing to volunteer his time to get them "up and going" as they want them to be an asset to the community.

Councilman Franklin also expressed thanks to Mr. Enloe as Chairman of the Council's Parks, Recreation, Arts and Culture Committee. He stated that he was a member of the Variance Board when the (cellular tower) moratorium was lifted.

Mr. Enloe stated if there is anything else they can do and is within his company's capabilities, they will certainly do it. He stated that they want Chattanooga to do well and the citizens to be comfortable with what they are doing. He stated that he wished they had 50 computers to donate, yet, hoped the donation of the ten would get things "kick started". He challenged other companies to do the same.

CLOSE AND ABANDON

2000-237: Commercial Management Corporation

On motion of Councilman Lively, seconded by Councilman Pierce,

AN ORDINANCE CLOSING AND ABANDONING A TRACT OF LAND LOCATED AT 1290 PREMIER DRIVE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CONSTRUCTION OF A PERMANENT CUL-DE-SAC

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.

"SPAY DAY USA 2001"

On motion of Councilman Taylor, seconded by Councilman Franklin,

A RESOLUTION DESIGNATION FEBRUARY 27, 2001 AS "SPAY DAY USA

was adopted.

ISSUANCE AND SALE OF BONDS

On motion of Councilman Lively, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED FIFTY-TWO MILLION DOLLARS (\$52,000,000.00) PRINCIPAL AMOUNT OF THE CITY OF CHATTANOOGA, GENERAL OBLIGATION BONDS, SERIES 2001

was adopted.

AGREEMENT: CARTER STREET CORPORATION

On motion of Councilman Franklin, seconded by Councilman Pierce,

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CARTER STREET CORPORATION, HAMILTON COUNTY, TENNESSEE, AND SOUTHSIDE REDEVELOPMENT CORPORATION RELATIVE TO THE TRADE CENTER EXPANSION PROJECT

was adopted.

**SPECIAL POLICEMEN: ROY D. PENNEY AND
WILLIAM S. HOLLOWAY**

On motion of Councilman Taylor, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING THE APPOINTMENT OF ROY D. PENNEY
AND WILLIAM S. HOLLOWAY AS SPECIAL POLICEMEN FOR ERLANGER
HEALTH SYSTEMS, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN,
SUBJECT TO CERTAIN CONDITIONS**
was adopted.

PAYMENT AUTHORIZATION

On motion of Councilman Taylor, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING PAYMENT FROM THE CONTINGENCY
FUND TO CARL LEVI, CITY TREASURER, FOR THE PAYMENT OF TAXES
FOR THE BENEFIT OF THE SPORTS AUTHORITY OF THE CITY OF
CHATTANOOGA CERTAIN SUMS, MORE PARTICULARLY DESCRIBED
HEREIN**
was adopted.

**AGREEMENT: HAMILTON COUNTY, TN AND
ROSSVILLE CHROMATEX**

On motion of Councilman Franklin, seconded by Councilman Lively,
**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
AGREEMENT WITH HAMILTON COUNTY, TENNESSEE AND ROSSVILLE
CHROMATEX, RELATIVE TO CONSTRUCTION OF A PRETREATMENT
FACILITY TO BE FUNDED BY THE TENNESSEE INDUSTRIAL
INFRASTRUCTURE PROGRAM (TIIP) THROUGH THE STATE OF TENNESSEE
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT**
was adopted.

CHANGE ORDER

On motion of Councilman Franklin, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1, CONTRACT NO. RW-4-00, WIDENING AND IMPROVEMENTS TO SHALLOWFORD ROAD, WITH JONES BROTHERS, INC., WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY FIFTY-NINE THOUSAND, TWO HUNDRED SIXTY-TWO AND 27/100 DOLLARS (\$59,262.27) FOR A REVISED CONTRACT AMOUNT OF ONE MILLION, FIVE HUNDRED SIXTY-EIGHT THOUSAND, EIGHT HUNDRED FORTY-SIX AND 28/100 DOLLARS (\$1,568,846.28)
was adopted.

AGREEMENT AMENDMENT: ARCADIS, GERAGHTY & MILLER

On motion of Councilman Franklin, seconded by Councilman Lively,
A RESOLUTION AUTHORIZING THE DEPUTY ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS AND THE CITY FINANCE OFFICER TO EXECUTE AND ATTEST, RESPECTIVELY, AMENDMENT NO. 1 (FINAL) TO THE AGREEMENT FOR ENGINEERING SERVICES WITH ARCADIS GERAGHTY & MILLER, RELATIVE TO THE HOUSEHOLD HAZARDOUS WASTE FACILITY, WHICH AMENDMENT DECREASES THE CONTRACT AMOUNT BY TEN THOUSAND, EIGHTEEN DOLLARS (\$10,018.00) FOR A FINAL CONTRACT AMOUNT OF TWENTY-ONE THOUSAND, SEVEN HUNDRED EIGHTY-TWO DOLLARS (\$21,782.00)
was adopted.

AGREEMENT: RAINBRO, INC. (D/B/A/ WINDSTONE SEWER)

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE MAYOR AND CITY FINANCE OFFICER TO EXECUTE AND ATTEST, RESPECTIVELY, AN AGREEMENT WITH RAINBRO, INC. (D/B/A/ WINDSTONE SEWER) RELATIVE TO PROVIDING SEWER SERVICE TO THE WINDSTONE SUBDIVISION FOR A TEN (10) YEAR PERIOD ENDING DECEMBER 31, 2010
was adopted.

(Councilman Eaves excused himself from the meeting at this point.)

EASEMENT: ELECTRIC POWER BOARD OF CHATTANOOGA

On motion of Councilman Franklin, seconded by Councilman Lively,
A RESOLUTION AUTHORIZING EXECUTION OF AN EASEMENT FOR THE ELECTRIC POWER BOARD OF CHATTANOOGA FOR FIBER OPTIC LINE INSTALLATION AT A LOCATION NEAR THE C.B. ROBINSON BRIDGE
was adopted.

CONTRACT: WISE CONSTRUCTION COMPANY

On motion of Councilman Lively, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING THE AWARD OF THE CONTRACT FOR THE CONSTRUCTION OF MOUNTAIN CREEK PARK TO WISE CONSTRUCTION COMPANY FOR THEIR LOW BID IN THE AMOUNT OF TWO HUNDRED SEVENTY-TWO THOUSAND DOLLARS (\$272,000.00)
was adopted.

PROPERTY ACCEPTANCE FROM HAMILTON COUNTY, TN

On motion of Councilman Taylor, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING THE ACCEPTANCE OF CERTAIN PROPERTY, MORE PARTICULARLY DESCRIBED HEREIN, FROM HAMILTON COUNTY, TENNESSEE, FOR FUTURE USE AS A PARK FACILITY
was adopted.

CONTRACT: TWH ARCHITECTS, INC.

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS, RECREATION, ARTS AND CULTURE TO ENTER INTO A CONTRACT WITH TWH ARCHITECTS, INC., RELATIVE TO DEVELOPING A MASTER PLAN FOR THE SOCCER FIELDS AT DUPONT PARK, FOR AN AMOUNT NOT TO EXCEED TWENTY THOUSAND DOLLARS (\$20,000.00)
was adopted.

PAYMENT AUTHORIZATION

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) TO THE HIXSON KIWANIS CLUB TO ASSIST IN THE FINANCING OF AN ADA ACCESSIBLE PLAYGROUND SECTION TO THE VANDERGRIFF PARK
was adopted.

PAYMENT AUTHORIZATION

On motion of Councilman Lively, seconded by Councilman Taylor,
A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) TO THE SISKIN FOUNDATION TO ASSIST IN THE FINANCING OF AN ADA ACCESSIBLE PLAYGROUND AT THE NEW SISKIN FACILITY ON CARTER STREET
was adopted.

CONTRACT: PARRIS ROOFING & SHEET METAL CO., INC.

On motion of Councilman Franklin, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS, RECREATION, ARTS AND CULTURE TO ENTER INTO A CONTRACT WITH PARRIS ROOFING & SHEET METAL CO., INC., RELATIVE TO ROOF REPLACEMENT AT THE BRAINERD GOLF COURSE, FOR AN AMOUNT NOT TO EXCEED SIXTEEN THOUSAND DOLLARS (\$16,000.00)
was adopted.

CONTRACT: KRAUSS MAFFEI CORP.-FLOTTWEG DIVISION

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. 28K(EP1), MBWWTP CENTRIFUGE PROCUREMENT, TO KRAUSS MAFFEI CORP.-FLOTTWEG DIVISION, FOR THEIR LOW BID IN THE AMOUNT OF EIGHT HUNDRED EIGHTY-SEVEN THOUSAND AND 00/100 DOLLARS (\$887,000.00) AND A DELAYED DELIVERY STORAGE CHARGE OF FIVE HUNDRED AND 00/100 DOLLARS (\$500.00)
was adopted.

PROPERTY ACQUISITION

On motion of Councilman Pierce, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY LOCATED AT 38TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM THE ST. ELMO MISSIONARY BAPTIST CHURCH, FOR A CONSIDERATION OF SIX THOUSAND AND 00/100 DOLLARS (\$6,000.00), PLUS REASONABLE TRANSFER FEES, FOR THE FREDERICK STREET REDEVELOPMENT PROJECT

was adopted.

DECLARE SURPLUS

On motion of Councilman Franklin, seconded by Councilman Pierce,

A RESOLUTION REFERRING PROPERTY LOCATED AT 25 W. 20TH STREET, TAX MAP NO. 145M-A-015, TO THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION FOR CONSIDERATION AS BEING DECLARED SURPLUS PROPERTY AND AUTHORIZING THE MAYOR TO NEGOTIATE A CONTRACT ON SAID PROPERTY FOR AT LEAST ITS APPRAISAL VALUE SHOULD THE CITY COUNCIL DECLARE SAID PROPERTY SURPLUS

was adopted.

OVERTIME

Overtime for the week ending February 23, 2001 totaled \$94,314.94.

PERSONNEL

The following personnel matters were reported for the Chattanooga Human Services Department:

DOROTHY JEAN HARPER – Hire, Teacher Assistant, Head Start, \$9,937.20 annually, effective January 17, 2001.

JAMI KING – Hire, Clerk III, Head Start, \$20,904.00 annually, effective February 23, 2001.

CHANDRA SUTHERLAND – Hire, Lead Teacher, Head Start, \$20,150.05 annually, effective January 26, 2001.

PERSONNEL (Continued)

KAREN TOWNSEND – Resignation, Payment Technician, Broker Services, effective February 16, 2001.

PURCHASE

On motion of Councilman Franklin, seconded by Councilman Pierce, the following purchase was approved for use by the Chattanooga Human Services Department:

THOMAS BUILT BUSES (Lower and better bid)
Requisition R0047408/B0000557

30 Passenger School Bus

\$36,465.00

PERSONNEL

The following personnel matters were reported from the Parks and Recreation Department:

PHILIP GRYMES – New Hire, Recreation Specialist, Recreation/Outventure Division, Pay Grade 9/Step 1, \$22,356.00 annually, effective February 9, 2001.

JOHN ORR – New Hire, Equipment Mechanic II, Golf Division, Pay Grade 11/Step 1, \$24,630.00 annually, effective February 28, 2001.

JAMES B. MOULDER – New Hire, Crew Worker, Parks/Landscape, Pay Grade 3/Step 1, \$15,535.00 annually, effective February 13, 2001.

JONATHAN M. WOOTEN – Promotion, Crew Leader Sr., TN Riverpark/Downtown, Pay Grade 8/Step 1, \$21,219.00 annually, effective February 21, 2001.

RONALD J. DOWDY – Resignation, Crew Worker, TN Riverpark/Downtown, effective February 14, 2001.

PERSONNEL (Continued)

NATHAN A. CULLOM, JESSE D. CLIETT – New Hire, Ranger Supervisor, Riverpark Security, Pay Grade 9/Step 1, \$22,356.00 annually, effective February 21, 2001

EDWARD AMMONS – Resignation, Recreation Specialist, Recreation/Sports, effective February 27, 2001.

EULENE WILLIAMS – Disability, Concession Attendant, Golf Division, effective February 12, 2001.

EDWARD J. LAWS – Termination (out-of-state residency), Equipment Operator, Sr., Golf Division, effective February 22, 2001.

SYLVESTER FREEMAN – Termination, Crew Worker, TN Riverpark/Downtown, effective February 22, 2001.

PURCHASE

On motion of Councilman Franklin, seconded by Councilman Taylor, the following purchase was approved for use by the General Services Department:

U.S. OFFICE PRODUCTS (Lowest and best bid)
Requisition R0050421/P0015677

Office Supplies (City Wide) Requirements Contract

(Price information available and filed with minute material)

PERSONNEL

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

FRANKLIN LOLLIS, III, MARCUS STAMPS – Employment, Sanitation Worker, Citywide Services, Pay Grade 3/Step 1, \$15,535.00 annually, effective February 21, 2001.

PERSONNEL (Continued)

STANLEY DILLARD, WILLIAM DEVILLE, ROBERT A. HARPER, MYRON BURTON, ZACHRY S. ADAMS, MICHAEL D. BLACKWELL, JOE POLSEY – Employment, Crew Worker, Citywide Services, Pay Grade 3/Step 1, \$15,535.00 annually, effective February 21, 2001.

PERSONNEL

The following personnel matter was reported for the Chattanooga Police Department:

REITHA F. KELLOGG – Voluntary Demotion, Police Records Clerk, Pay Grade 3/Step 11, \$24,079.00 annually, effective February 23, 2001.

REFUND

On motion of Councilman Pierce, seconded by Councilman Franklin, the Administrator of Finance was authorized to issue the following refund:

HELEN P. AUSTIN -- Map No. 100K-C-005, \$3,595.98

BOARD APPOINTMENT

On motion of Councilman Lively, seconded by Councilman Franklin, the following Board Appointment was approved:

CARTA BOARD OF COMMISSIONERS:

- ❖ Appointment of **ERNIE HEDGECORTH**, completing the unexpired term of Rick Hitchcock, with said term ending October 1, 2001.

COMMITTEES

Councilman Taylor scheduled a meeting of the **Budget and Finance Committee** for **Tuesday, March 13** immediately following the meeting of the **Public Works Committee**.

REV. MARK SANDILANDS

Rev. Mark Sandilands greeted the Council and expressed concern about the issues surrounding the City's block grants and the way they have been "let". He asked the Council to give him some type of overview as to what the stipulations are and the procedure. He also expressed concern about the way things have been done over time and wanted to know how persons in the community are benefiting from the process. He stated his concern is just to raise the question of how funds come into the City and how they are "let" (distributed) annually to each organization. He asked that the Council take into consideration reviewing the process to show that everyone is being treated fairly.

Councilman Hakeem asked the City Attorney and Admin. Traughber if there would be a response in writing regarding Rev. Sandiland's request?

Admin. Traughber stated that he could respond in writing and explained that the process is open; that a citizens' committee selected by the Council and the Mayor reviews applications and submits their recommendations to the Mayor's office, who in turn reviews the recommendations for presentation to the Council. He stated he is prepared to defend the recommendations at this point; that the Committee looks at a number of considerations, including the capacity of the organization to perform the services that are requested. He stated in this case Rev. Sandiland's corporation is receiving and will be the beneficiaries of a grant that is coordinated with CNE as it is thought the capacity level is there. He expressed that they can work through the differences; that the capacity of the organization and financial responsibility are key ingredients. He reiterated that the issue could be resolved at this point.

Chairman Hakeem clarified that Admin. Traughber would be talking and working with Rev. Sandilands in an effort to work through the differences.

Admin. Traughber responded that Chairman Hakeem is correct. He stated appropriate action for the recommendations would take place at the March 13 Council meeting.

City Attorney Nelson asked Rev. Sandilands if his comments are limited to the community block grant program or other concerns?

REV. MARK SANDILANDS (Continued)

Rev. Sandilands stated that his concerns are limited to that (community block grant program) based upon this particular year; that they have been looking at last year and prior years over time. He stated he is going to try to show that all of the people represented have the same opportunity to participate in whatever funds that may be in the City of Chattanooga.

City Attorney Nelson then indicated that Admin. Traugher's response was appropriate.

SPECIAL MEETING OF THE COUNCIL, MARCH 13

Councilman Taylor reminded Council members of the special meeting of the Council scheduled for March 13. He stated the bids would be opened in the Council Chambers beginning at 10 a.m. for the bond sale for the Council's special meeting at noon.

City Attorney Nelson stated there will be an electronic presentation of the bids at 10 a.m., and at noon the Council will convene to award the bonds to the low bidder.

Admin. Boney inquired as to whether tonight's meeting would be adjourned or recessed (until Tuesday, March 13 at noon)? City Attorney Nelson responded that the Clerk of the Council has advertised the special meeting for March 13; thus, it will be a separate meeting.

ADJOURNMENT

Chairman Hakeem adjourned the meeting until Tuesday, March 13, 2001 at 12 noon.

CHAIRMAN

CLERK OF COUNCIL

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