

**Municipal Building
Chattanooga, Tennessee
June 22, 1999**

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

INVOCATION

Invocation was given by J. B. Collins.

MINUTE APPROVAL

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

SPECIAL PRESENTATION:
JIM FRIERSON

Mr. Jim Frierson, President of the World Trade Center, was present along with five visitors from France who were interested in Economic Development. He noted that Chattanooga serves as an example and not a model; that we are a laboratory to learn from. Mr. Frierson stated that this was a particularly hardworking group, noting that we love visitors like this. He stated that he wanted the Council to hear from one member of this group. He noted that they had attended the Kiwanis Club meeting earlier today and also had visited Eastgate and the visitors had met Councilwoman Rutherford. He introduced to the Council to Ms. Frederique Joumier, Special Advisor.

SPECIAL PRESENTATION
(CONTINUED)

Ms. Jourmet wished the Council a good evening and thanked everyone very much for welcoming them and the good time they had spent here. She explained that they had been invited by the United States government and had arrived two weeks ago; that they had arrived in Washington and had gone to Pittsburgh and then Seattle and then on to Chattanooga. She stated that they would leave tomorrow for New York. She presented those in the group, who included Francois Chereque, General Secretary of the French Democratic Workers Union; Ms. Elisabeth Franco-Millet, Deputy Director for Labor; Mr. Pierre Paquet, Economic Researcher; and Ms. Sylvie Vacheret-Heurtault, Program Assistant.

Ms. Jourmet stated that when they arrived they knew nothing about this town but now they really felt at home here—that Chattanooga is a human-size city and more like European cities, noting that they had visited some big cities. She stated that they could “feel” this town. She mentioned the plans we have for this City and downtown, stating she was sure the citizens “felt” this. Ms. Jourmet again thanked the City for everything they had done for them, stating that they would take back good remembrances.

Councilwoman Rutherford asked Mr. Frierson to introduce his new intern. Mr. Frierson introduced Dustin Scholtz, who is from St. John’s College in Minnesota, noting that Mr. Scholtz asked to come to Chattanooga and had spent his Spring in Costa Rica.

SPECIAL PRESENTATION:
VICE-CHAIRMAN HAKEEM

Vice Chairman Hakeem stated that “First Things First” is very concerned about families and the role fathers play and an effort is being put forth to admonish fathers to be more active with their families. He stated that Mayor Kinsey and the City Council had come together for a joint proclamation, and the County had also passed this proclamation in the form of a Resolution. This was in honor of Fathers’ Day which was June 20th.

SPECIAL PRESENTATION:
(CONTINUED)

The Proclamation was as follows:

- WHEREAS:** men who father children must accept one of the greatest sets of Responsibilities ever known to mankind, namely “Fatherhood”, and
- WHEREAS:** the relationship between father and child is undoubtedly one of the most precious and special relationships that a child will ever experience; and
- WHEREAS:** there are many fathers who set excellent examples with regard to character, leadership, honesty, humility, commitment and faithfulness; and
- WHEREAS:** all fathers are encouraged to demonstrate openly and even more actively, their love for their children, their genuine support for the mother and home of their child, and their commitment to their faith; and
- WHEREAS:** all fathers are challenged to constantly seek perfection in carrying out the responsibilities of “Fatherhood” by reaching from within to become the very best father possible.
- THEREFORE:** it is acknowledged that both the Hamilton County Board of Commissioners and the City Council of Chattanooga, Tennessee, jointly celebrate the observance of Father’s Day as recognized on June 20, 1999, in Chattanooga and Hamilton County, Tennessee, as a testimony to, and acknowledgement of, the very important role that fathers play in the lives of their children and in their home.

Vice Chairman Hakeem stated that this was not an attempt to demean or lessen the role of the mother but fathers need to be more active with their children whether they are in the home or not.

FY 1999/2000 BUDGET

On motion of Councilman Hakeem, seconded by Councilman Eaves,
**AN ORDINANCE, HEREINAFTER ALSO KNOWN AS “THE
FY 1999/2000 BUDGET ORDINANCE”, TO PROVIDE REVENUE
FOR THE FISCAL YEAR BEGINNING JULY 1, 1999, AND ENDING
JUNE 30, 2000, 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 PROVIDING FOR INTEREST AND PENALTY ON DELINQUENT
TAXES AND PRIVILEGES**

was substituted. On motion of Councilman Hakeem, seconded by Councilwoman Hurley, the ordinance passed second reading. Councilwoman Rutherford voted “no” for reasons that she gave at last week’s meeting.

CLOSE AND ABANDON

On motion of Councilman Eaves, seconded by Councilman Hakeem,
**AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED
ALLEYWAY LOCATED NORTHWEST FROM WILLIAMS STREET
AND SOUTHWEST FROM WEST 17TH STREET, MORE PARTICU-
LARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED
HERETO AND MADE A PART HEREOF BY REFERENCE**

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

**AMEND CITY CODE
C-7 ZONE**

On motion of Councilwoman Rutherford, seconded by Councilman Hakeem,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY
CODE, PART II, SECTION 5-75(B), REGARDING DIS-
TANCE RESTRICTIONS FOR THE SALE OF BEER OR
OTHER BEVERAGES OF LIKE ALCOHOLIC CONTENT
WITHIN THE C-7 NORTH SHORE COMMERCIAL ZONE**

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

**AMEND CAPITAL IMPROV.
BUDGET**

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford,

AN ORDINANCE TO AMEND ORDINANCE NO. 10816 ENTITLED "AN ORDINANCE APPROPRIATING, AUTHORIZING OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR 1998/99 "SO AS TO REALLOCATE FUNDS AS SET FORTH BELOW; AND TO PROVIDE FOR THE APPROPRIATION OF ADDITIONAL FUNDS FROM VARIOUS SOURCES

passed first reading.

LAND LEASE AGREEMENT

On motion of Councilwoman Hurley, seconded by Vice Chairman Hakeem,

A RESOLUTION AMENDING RESOLUTION NO. 21642, ENCAPTIONED "A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO ENTER INTO A LAND LEASE AGREEMENT WITH SIGNAL ONE CORPORATION WHEREBY THE CITY OF CHATTANOOGA WILL LEASE CERTAIN PROPERTY, MORE PARTICULARLY DESCRIBED HEREIN, TO SIGNAL ONE CORPORATION FOR A CONSIDERATION OF ONE HUNDRED DOLLARS (\$100.00) PER MONTH, "SO AS TO ADD AN ACCESS AGREEMENT AMOUNT TO ONE HUNDRED TWENTY-EIGHT DOLLARS (\$128.00) PER MONTH

was adopted.

AGREEMENT AMENDMENT

Vice Chairman Hakeem noted that Resolutions (b) thru (e) came before the Public Works Committee last week and all but (e) were recommended for approval.

AGREEMENT AMENDMENT
(CONTINUED)

On motion of Vice Chairman Hakeem, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO THE AGREEMENT WITH ARCADIS, GERAGHTY & MILLER, INC., RELATIVE TO CONTRACT NO. 73C, BIG RIDGE COLLECTION SYSTEM V, WHICH AMENDMENT INCREASES THE AMOUNT FOR CONSTRUCTION PHASE SERVICES FROM TWENTY THOUSAND, FIVE HUNDRED DOLLARS (\$20,500.00) TO TWENTY-SEVEN THOUSAND, FIVE HUNDRED DOLLARS (\$27,500.00) FOR A TOTAL AGREEMENT COST OF EIGHTY-EIGHT THOUSAND, THREE HUNDRED DOLLARS (\$88,300.00)

was adopted.

CONTRACT CHANGE ORDER

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 3, CONTRACT NO. CP-1-98, COOLIDGE PARK, WITH T. U. PARKS CONSTRUCTION COMPANY, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY FOUR HUNDRED THIRTY-TWO THOUSAND DOLLARS (\$432,000.00), FOR A TOTAL CONTRACT PRICE OF FIVE MILLION, ONE HUNDRED EIGHTY THOUSAND, FOUR HUNDRED DOLLARS (\$5,180,400.00), WITH A COMPLETION DATE FOR SCOPE OF WORK UNDER SAID CHANGE ORDER TO BE NOVEMBER 1, 1999

was adopted.

TEMP. R-O-W USAGE

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley,

A RESOLUTION AUTHORIZING CHATTANOOGA COCA-COLA BOTTLING COMPANY TO USE TEMPORARILY THE RIGHT-OF-WAY AT 4000 AMNICOLA HIGHWAY FOR THE INSTALLATION OF THREE (3) WATER QUALITY MONITORING WELLS ON THE SHOULDERS OF AMNICOLA HIGHWAY AT SAID LOCATION, SUBJECT TO CERTAIN CONDITIONS

was adopted.

TEMP. R-O-W USAGE

On motion of Councilwoman Rutherford, seconded by Councilman Pierce,

A RESOLUTION AUTHORIZING FOUNTAIN DRUGS TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT 710 MARKET STREET FOR THE INSTALLATION OF AN EXHAUST SYSTEM PROJECTING THIRTY-TWO INCHES (32") INTO THE SIDEWALK BEYOND THE FRONT WALL OF THE BUILDING AT SAID LOCATION, SUBJECT TO CERTAIN CONDITIONS

was denied.

OVERTIME

Overtime for the week ending June 18, 1999 totaled \$97,135.88

PERSONNEL

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

MATTHEW D. MANNING—Resignation of Teacher Assistant, effective 5/26/99.

PATRICIA STOUDMIRE—Resignation of Teacher Assistant, effective 5/26/99.

JOYCE SLAUGHTER—Resignation of Child Care Broker, effective 6/4/99.

PURCHASES

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the following purchases were approved for use by the Chattanooga Human Services Dept.:

FLAV-O-RICH (Lowest and best bid)
Requisition No. R0040731

Twelve (12) Months Requirements Contract for Milk and Milk Products for Head Start and Day Care

(See Minute Material for prices)

FLOWERS BAKING COMPANY (Lowest and best bid)
Requisition No. R0040732

Twelve (12) Months Requirements Contract for Bread

(See Minute Material for prices)

KASTLE TRANSPORTATION (Lowest and best bid)
Requisition No. R0040726

Twelve (12) Months Requirements Contract for Transportation Services for 2-5 Year Old Children in the Child Care Program with City's Option to Renew

\$2.00 per child per day

UNIGUARD SECURITY AGENCY, INC. (Lowest and best bid)
Requisition No. R0040694

Twelve (12) Months Requirements Contract for Guard Services

\$7.87 per hour

PERSONNEL

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

JERRY DON COLEMAN—Promotion from Temporary Worker to Crew Worker, Pay Grade 3/1, \$15,230.00 annually, effective 6/30/99.

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the following purchase was approved for use by the Parks and Recreation Dept.:

ELEVATOR MAINTENANCE & REPAIR CO. (Lowest and best bid)
Requisition No. R0036859

Replace Handrails on six (6) Escalators at Memorial Auditorium

\$20,000.00

PERSONNEL

The following personnel matter was reported for the General Services Dept.

CASEY N. WOODS—Termination of Custodian, effective 6/14/99.

PURCHASES

On motion of Councilwoman Rutherford, seconded by Councilman Pierce, the following purchases were approved for use by the General Services Dept.:

JAT OIL & SUPPLY, INC. (Lowest and best bid)
Requisition No. 0039940

Fuel Bulk Loading

\$.509 Diesel Fuel

\$.606 Unleaded Fuel

PURCHASES (CONT'D.)

NEWTON CHEVROLET (Best bid for the City)
Requisition No. R0043173

Dual Fuel CNG Pick-Up Truck

\$31,950.00 Used
\$33,450.00 New

EUREKA FOUNDRY (Single-Source)
Requisition No. 0042253

Street Lighting Pole Assembly

\$86,495.00 (including a \$4,500 casting charge)

Councilman Pierce asked Adm. Traugher if he was familiar with a Neighborhood Services Emergency Purchase. Adm. Traugher stated he was familiar with it, and it would come up next week.

PERSONNEL

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

GREGORY SMITH—Resignation of Sanitation Worker Sr., effective 6/1/99.

JAMES H. FRANCIS, JR.—Employment of Crew Worker, Pay Grade 3/1, \$15,230.00 annually, effective 6/23/99.

WALTER D. YOUNG—Employment of Crew Worker, Pay Grade 3/1, \$15,230.00 annually, effective 6/16/99.

JEFFERY A. HORNE—Employment of Crew Worker, Pay Grade 3/1, \$15,230.00 annually, effective 6/16/99.

DORIS SATTERWHITE—Extension of Compulsory Medical Leave to October 19, 1999,

PURCHASES

On motion of Councilwoman Hurley, seconded by Vice Chairma Hakeem, the following purchases were approved for use by the Public Works Dept.:

POWER EQUIPMENT CO. (Lowest and best bid)
Requisition No. R0040975

Motor Grader

\$72,628.00

VULCAN MATERIALS COMPANY (Lowest and best bid)
Requisition No. R0041118

Twelve (12) Months Requirements Contract for River Sand with Option to renew

\$12.50 per ton

VULCAN MATERIALS COMPANY (Lowest and best bid)
Requisition No. R0041117

Twelve (12) Months Requirements Contract for Bituminous Plant Mix with the City's Option to renew

(See Minute Material for prices)

MID-SOUTH EQUIPMENT (Best bid for City)
Requisition No. R0040983

Mini Track Excavator

\$54,788.00

PURCHASED (CONT'D.)

NEWTON CHEVROLET-GEO (Lowest and best bid)
Requisition No. R0040979

Crew Cab Truck

\$28,475.00

GUTHRIE SALES & SERVICE (Lowest and best bid)
Requisition No. R0043515

Fairbanks Morse Pump—Moccasin Bend Sewage Treatment Plant

\$11,708.00

ALL SEASONS LAWN CARE AND RIVER CITY LAWN AND LANDSCAPING
(Next Lowest Bidder)
Requisition No. R0041870

Grounds Maintenance Service

(See Minute Material for Prices)

3M COMPANY (Best Bid for the City)
Requisition No. R0038183

Twelve (12) Months Requirements Contract for Sheeting, Sign Faces, Film and Tape

\$27,341.80

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Eaves, the following purchase was approved for use by the Chattanooga Fire Dept.:

JAKE MARSHALL CO. (Lowest and best bid)
Requisition No. R0042902

Condensing Units for Firehall Nos. 21 & 13

\$18,058.00

PERSONNEL

The following personnel matters were reported for the Chattanooga Police Dept.:

LINDA J. GERM—Resignation of Accounting Technician, effective 7/01/99.

JOE S. BUTLER—Resignation of Cadet Officer, effective 6/11/99.

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Pierce, the following purchase was approved for use by the Chattanooga Police Dept.:

EASTERN COMPUTER (Lowest and best bid)
Requisition No. 0038316

Laptop Computers

\$15,494.32

BOARD APPOINTMENTS

LIBRARY BOARD—Curtis Drake, for a term of three years ending **July 1, 2002**.

GENERAL PENSION BOARD—B. Franklin Davis and Harry Tate, for terms of five years , ending **July 1, 2004**.

HEARING:
JENNIFER DUGGAN

City Attorney Nelson stated that Jennifer Duggan had requested a hearing before the City Council to appeal her three-day suspension from the Chattanooga Police Department. A hearing was set for **Monday, August 2, 1999, at 6:00 P.M.** Councilman Lively appointed **Councilman Taylor as Chairman of the Committee, along with Councilmen Crockett and Franklin.**

Councilwoman Hurley stated that because of a conflict next Monday, that Councilman Eaves will take her place.

COMMITTEES

Councilwoman Rutherford reminded the Council of the **Parks and Recreation Committee** scheduled for **Tuesday, July 6th at 4:00 P.M.**

Councilman Pierce suggested changing the name of the Council.

Vice Chairman Hakeem reminded Council members of the **Budget and Finance Committee** scheduled for **4:30 P.M. on Tuesday, June 29th.**

Vice Chairman Hakeem also stated that the first **Public Hearing for the Urban Growth Plan will be held Thursday at 5:00 P.M. in the Council Chambers.** This meeting will afford citizens the opportunity to give their perspective. Councilwoman Rutherford asked what the format would be and whether the Planning Staff was not basically doing this. Vice Chairman Hakeem responded that the Council would conduct the hearing and the Chairman would preside and set the timeframe. Chairman Lively asked Vice Chairman Hakeem to please chair this meeting as he was committed to go to the School Board Meeting at this time. Councilwoman Rutherford asked how long the meeting would be, and Vice Chairman Hakeem responded that if there were enough people it could go from one to two hours. City Attorney Nelson added that the maximum time should be 1 ½ hours. Councilwoman Hurley stated she would be out of town that day but would try to make the meeting.

SISTER BEY

Sister Bey stated that she was opposed to the flowers and to the “Room at the Inn” and did not want it; that she was going before the Senator to block this but thought she would come to the Council first. She stated that Brenda Turner had said it was “okay”, but she does not represent the 28th District—that Tommie Brown does. She stated that they voted “No”; that they don’t want it. She stated that she also did not like the way the Carver Center was being run; that the people have no say-so, and they are sick of this mess, and they want representation for their people. She reiterated that Brenda Turner does not represent the 28th District.

T.W. STANDIFER

Mr. Standifer stated that he lived at 214 Marshal Ave.; that they had been doing a lot of work on the water run-off at Kimbro Ave. He stated that the water ran down the back part of his property; that there was a retainer wall, but there was no way it would handle this. Chairman Lively asked Adm. Marcellis to get with Mr. Standifer on a personal basis.

B.G. WOOTEN

Mr. Wooten stated that he lived in Lookout Valley and wished to speak on behalf of the Water Company; that the City should not be in the private enterprise business; that he thought the Water Company had did an excellent job, and he had lived in this City almost all his life. He reiterated that the City should not be in this business and that he was against this. He stated that the people should have a vote on whether we want it or not.

JAMES E. DELASHMITT

Mr. Delashmitt stated that they had opened up a big ditch on Kimbro Street, and he could not park there anymore. Chairman Lively asked Adm. Marcellis to also get with Mr. Delashmitt.

RECESS MEETING

Chairman Lively recessed the meeting until **Thursday, June 24th at 5:00 P.M.**

