

**City Council Building
Chattanooga, Tennessee
January 11, 2000**

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

INVOCATION

Invocation was given by Councilman Taylor.

MINUTE APPROVAL

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

FRANCHISE

On motion of Councilman Pierce, seconded by Councilwoman Rutherford,

AN ORDINANCE GRANTING UNTO ITC^DELTACOM COMMUNICATIONS, INC. A FRANCHISE TO INSTALL AND MAINTAIN FIBER OPTIC TELECOMMUNICATIONS CABLES IN CERTAIN RIGHTS-OF-WAY IN THE CITY OF CHATTANOOGA TO PROVIDE TELECOMMUNICATION SERVICES, SUBJECT TO CERTAIN CONDITIONS

passed second reading.

CLOSE AND ABANDON

1999-174: American Material Technologies, LLC

On motion of Councilwoman Hurley, seconded by Councilman Crockett,

AN ORDINANCE CLOSING AND ABANDONING STREETS AND ALLEYS LOCATED SOUTHEAST OF JERSEY PIKE, NORTHEAST OF HIGHWAY 153, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

was tabled one week.

AMEND CITY CODE

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 3, SECTION 3-55 RELATIVE TO THE PROHIBITION OF
OFF-PREMISE SIGNS ALONG SCENIC CORRIDORS**

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

AMEND CITY CODE

On motion of Councilman Pierce, seconded by Councilwoman Rutherford,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 3 SECTION 3-102(h), RELATIVE TO THE JURISDICTION
OF THE BOARD OF SIGN APPEALS**

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

CLOSE AND ABANDON

1999-201: Clyde and Elizabeth Fuller

On motion of Councilman Pierce, seconded by Councilwoman Hurley,

**AN ORDINANCE CLOSING AND ABANDONING THE 2900 BLOCK OF
BALDWIN STREET, NORTHEAST OF ALTON PARK BOULEVARD,
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON
PLAT ATTACHED HERETO AND MADE A PART HEREOF BY
REFERENCE**

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

CLOSE AND ABANDON

1999-203: City of Chattanooga - General Services/Real Property

On motion of Councilwoman Rutherford, seconded by Councilman Pierce,

AN ORDINANCE CLOSING AND ABANDONING THE 1100 BLOCK OF NORTH WILLOW STREET, NORTHEAST OF COOLEY STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

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

CLOSE AND ABANDON

1999-214: S. Reginald Ruff, III

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

AN ORDINANCE CLOSING AND ABANDONING THE 2600 BLOCK OF MITCHELL STREET, SOUTHWEST OF WEST 26TH STREET, MORE PARTICULARLY 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 Franklin, the Ordinance passed third and final reading and was signed in open meeting.

AMEND BUDGET ORDINANCE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

AN ORDINANCE TO AMEND ORDINANCE NO. 10872, ENTITLED "AN 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 PROVIDE FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES." SO AS TO PROVIDE FOR CERTAIN CHANGES IN APPROPRIATIONS SET OUT IN SECTION 5

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.

AMEND CONDITIONS

Councilwoman Hurley made the motion to move this request up on the agenda; Councilman Franklin seconded the motion; the motion passed.

1999-227: Rainbow Creek Apartments, LP

Pursuant to notice of public hearing, the request of Rainbow Creek Apartments, LP, to amend conditions imposed in Ordinance No. 10893 came on to be heard.

The applicant was present; there was no opposition in attendance.

Jerry Pace of the Planning Agency explained that the property for this request is located on Standifer Gap Road across from the workhouse; that the property goes back in the Twinbrook subdivision. He stated that the applicant is asking that the conditions be lifted to incorporate garages for storage. He stated the recommendation from the Planning Commission and Staff is for approval.

Mike Hedges of Pulaski, Tennessee stated this is the third time this plan has been before the Council; that it has been zoned multi-family for some years. He stated the first time the matter came before the Council was early last year and that request changed the site plan to incorporate 176 units and 38 garages, which was approved. He stated after that was approved they started working with the "water people" and it turned out that there was a need to leave more green belt around the creek; that they came back months later with a site plan reducing it to 150 units and that was approved. He stated they left the garage off the second time and are now back to amend the garages from 30 to 38, and because of the way the request was approved, it is necessary to go through the process again.

Councilman Eaves stated the Council has had this before and put this development through a "fine screen". He stated they are now doing less than what they asked for and made the motion for approval.

On motion of Councilwoman Eaves, seconded by Councilman Franklin,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO AMEND CERTAIN CONDITIONS IMPOSED IN ORDINANCE NO. 10893, ON THE RAINBOW CREEK APARTMENTS, LP PROPERTY LOCATED AT 7604 STANDIFER GAP ROAD, BEING ON THE SOUTHWEST LINE OF STANDIFER GAP ROAD SOUTHEAST OF WALKER ROAD, BEING MORE PARTICULARLY DESCRIBED HEREIN

passed first reading.

AMEND ORDINANCE NO. 10590:
(COLLEGEDALE, TENNESSEE
ANNEXATION SETTLEMENT)

City Attorney Nelson indicated that this matter was discussed in Committee this afternoon.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
**AN ORDINANCE TO AMEND ORDINANCE NO. 10590, AND TO
APPROVE SETTLEMENT OF ANNEXATION LITIGATION WITH THE
CITY OF COLLEGEDALE, TENNESSEE**
passed first reading.

REZONING

1999-157: MC Properties, Inc.

Pursuant to notice of public hearing, the request of MC Properties, Inc. to rezone a tract of land located at 7301 and 7315 Shallowford Road, 2310, 2317, 2313, 2314, 2319, 2318 and 2315 Napier Drive came on to be heard.

The applicant was present; considerable opposition was in attendance.

Councilman Hakeem stated he would abide by whatever decision the Council made on this; that from what he heard in the Committee meeting today we have at least 30 days to get adequate information that has not been provided thus far. He stated he has questions that were not addressed this afternoon and **made the motion table the matter 30 days**, unless the Council wants to hear the whole presentation.

City Attorney Nelson stated if the matter is to be tabled, it should be done in multiples of seven days to come up on a Tuesday; that it should be tabled 28 or 35 days.

Councilman Hakeem amended his motion to table the matter "35" days. He reiterated that he has questions; that there are some parts of government that have not been involved at this point, such as Parks and Recreation or the Traffic division. He made reference to land being purchased for a park and questioned the precedence would the Council be setting in regard to the other property regarding Phoenix.

Councilwoman Rutherford stated she has been led to believe that a number of persons are not aware of this new concept; that she would like in the five weeks for there to be at least one and maybe several neighborhood meetings; that she thinks the residents need to understand this latest concept.

REZONING (Continued)

Councilman Crockett stated that because of some of the unique legal questions raised in Committee today, the new concept is one that is not widely known about by the neighborhood. He stated a great number of residents from the area are present and suggested that someone from the neighborhood be recognized.

Councilman Taylor stated his question basically deals with the number of things that were discussed; that the Planning Agency needs to be included to make sure the recommendations for a proper buffer zone comes forth; that right now Planning is recommending denial. He stated we need to at least look at the property's zoning and make sure we hear what all have to say for the long-range plan of that area.

Jack Benson, President of the Ashwood Neighborhood Association, stated he was aware of one proposal but did not know about the Committee meeting; that the Association wants to work something out that would be acceptable to everyone without harming the value and lifestyle of the community they are privileged to have. He stated the Association met with Mr. Clark and if anything different has been proposed from the time they met is new information; that he talked with them about the park and talked about the City joining with him on the half million.

Councilman Lively stated it turned out to be more like \$5 million on the City's part, which is the Council's concern.

Mr. Benson stated the Association was in opposition when it was \$500,000; that he told Mr. Clark they would remain in opposition to that, even to what he (Clark) proposed today without the Association's knowledge.

At this point Chairman Lively recognized the large delegation present in opposition.

Atty. Sam Elliott of Gearhiser, Peters, Lockaby and Tallent congratulated the Council on the great new facility and stated he was present to represent the North Hamilton Neighborhood Association. He stated his Association is not aware of what the new proposal is and would like to be involved in the process; that they are opposed to the proposal before the Council tonight.

At this point Councilman Eaves "called for the question".

Mr. Pace clarified that the Planning Agency met with the attorney and does not think they are coming out with a proposal; that ideas were "thrown out". He stated this matter has been going on since 1996.

REZONING (Continued)

Mr. Pace stated they were trying to get discussion going to try to get new ideas that might help resolve the problem; that the matter will keep coming back, and back, and back until someone, someday will win or lose. He stated it is not the Planning Agency's recommendation that the park be developed; that it was only an idea that was discussed.

On motion of Councilman Hakeem, seconded by Councilman Eaves,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 7301 AND 7315 SHALLOWFORD ROAD, 2310, 2317, 2313, 2314, 2319, 2318 AND 2315 NAPIER DRIVE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO O-1 OFFICE ZONE, SUBJECT TO CERTAIN CONDITION

was tabled 35 days (February 15, 2000).

REZONING

1999-216: Reginald Delynn Rains

Pursuant to notice of public hearing, the request of Reginald Delynn Rains to rezone a tract of land located in the 5800 block of Highway 153 came on to be heard.

The applicant was present; there was no opposition.

Mr. Pace stated this parcel is located on Highway 153 and presently to the north is a commercial C-2 zone, with R-1 and R-4 to the south and west. He stated the recommendation from Staff is for denial and the recommendation from the Planning Commission is for approval subject to landscaping regulations.

Reginald Rains of Bledsoe County, Tennessee stated he has worked in Chattanooga seventeen years; that he thinks the denial was due to the screening and the recommendation is for trees as far as the conditions are concerned. He stated as far as the business, there is a small piece of C-2 next to the property and there are bulldozers and backhoes that are rented; that he wants to put a small, quiet little office building on the property and is accustomed to the kind of noise that is generated by bulldozers, backhoes and the like. He stated he will be selling equipment parts, which is what he has been doing for the past seventeen years.

Councilwoman Rutherford stated this is the first time she has seen this policy recommendation; that from what she is reading according to the Horizon 2010 Plan and the North Suburban Plan, we should not be looking at any more commercial zoning up that way.

REZONING (Continued)

Mr. Pace stated that issue did come out in the 153 Corridor Study completed a few years ago; that the Plan recommends there be a mixed-use corridor and not strip commercial. He stated he knows there have been several cases on 153 and some commercial has been put in the area since the Corridor Study came out. He stated the Planning Agency would much rather see mixed-use, office, office commercial or institutional development rather than stripping out the corridor from Northgate to U.S. 27.

Councilwoman Rutherford stated when she looks at the map, she sees the area being discussed and asked if the area immediately adjacent to it is R-4 or R-1. Mr. Pace indicated that it is R-4.

At this point, Councilwoman Hurley made the motion for denial for the reasons Councilwoman Rutherford brought forth; Councilwoman Rutherford seconded the motion.

Councilman Crockett stated if the corridor keeps creeping farther out it will have an effect on the existing business district and the road will not be able to carry the traffic. He stated the WalMart is moving one mile north and the K-Mart moved farther out, as well. He stated that kind of hopscotch is just going to keep going on. He expressed concurrence with the motion to deny.

Councilman Eaves stated if there is no objection the applicant has a small business there and we went through all this scenario at one time in Hurricane Creek and it worked out well. He stated he did not see any reason to deny the applicant a small business; that he is a businessman and has a right to exist.

On motion of Councilwoman Hurley, 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 IN THE 5800 BLOCK OF HIGHWAY 153, BEING ON THE NORTHWEST LINE OF HIGHWAY 153, NORTHESAT OF GRUBB ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-4 SPECIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS

was denied; on roll call vote:

Crockett	"Yes"
Eaves	"No"
Franklin	"No"
Hakeem	"Yes"
Hurley	"Yes"
Pierce	"Yes"
Rutherford	"Yes"
Taylor	"No"
Lively	"Yes"

REZONING

1999-217: Barry Ligon

Pursuant to notice of public hearing, the request of Barry Ligon to rezone a tract of land located at 8488 East Brainerd Road came on to be heard.

The applicant was present; there was no opposition present.

Mr. Pace stated this property is located on East Brainerd Road just to the west of the intersection of Morris Hill Road and on the south side of East Brainerd Road. He stated there is a tract of land just to the west that is C-2 that is also owned by Mr. Ligon; that the remainder of the property surrounding the C-2 is R-1, with a small R-5 tract to the east of the proposed site, and the large C-2 in the area is the Winn-Dixie complex. He stated the Staff and Planning Commission recommend approval.

On motion of Councilman Pierce, seconded by Councilman Franklin,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 8488 EAST BRAINERD ROAD, BEING ON THE SOUTHWEST LINE OF EAST BRAINERD ROAD SOUTHEAST OF GIVENS ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

REZONING

1999-222: Bruce Patton

Pursuant to notice of public hearing, the request of Bruce Patton to rezone a tract of land located at 602 Midland Pike came on to be heard.

The applicant was present; there was no opposition in attendance.

Mr. Pace stated this property is located at the intersection of Gillespie and Biltmore; that at one time there was a neighborhood grocery store on the premises. He stated the property is presently zoned C-5, which is the neighborhood commercial zone; that the surrounding property is R-1 single family residential. He stated the recommendation from Planning and Staff is for approval.

REZONING (Continued)

Councilman Franklin stated Mr. Patton has also operated this building as a barbershop at one time and now wants to operate a duplex scenario. He stated he has had an opportunity to talk with key residents in that general vicinity and they do not oppose the request.

On motion of Councilman Franklin, seconded by Councilwoman Hurley,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 602 MIDLAND PIKE, BEING ON THE SOUTHEAST LINE OF MIDLAND PIKE AT PARK STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-5 NEIGHBORHOOD COMMERCIAL ZONE TO R-2 RESIDENTIAL ZONE

passed first reading.

REZONING

1999-224: Trinity Baptist Church

Pursuant to notice of public hearing, the request of Trinity Baptist Church to rezone a tract of land located at 1608, 1612, 1614 and 1616 Market Street came on to be heard.

Representatives for the applicant were present; there was no opposition.

Councilman Pierce stated this Church is located on Market Street and their request for rezoning is for expansion; that the request is recommended for approval by the Staff and Planning Commission. At this point he recognized members of the Church who were present.

On motion of Councilman Pierce, seconded by Councilman Franklin,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 1608, 1612, 1614 AND 1616 MARKET STREET, BEING ON THE SOUTHEAST LINE OF MARKET STREET SOUTHWEST OF 16TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

REZONING

1999-225: Traci Kozloski

Pursuant to notice of public hearing, the request of Traci Kozloski to rezone a tract of land located in the 1400 block of Williams Street came on to be heard.

The applicant was present; there was no opposition.

Mr. Pace stated this request is recommended for approval from both the Staff and Planning Commission subject to conditions of which the applicant is aware of; that the property is located in the southside just off Market Street, at the intersection of Williams and 14th Streets.

On motion of Councilman Taylor, 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 IN THE 1400 BLOCK OF WILLIAMS STREET, BEING ON THE SOUTHEAST LINE OF WILLIAMS STREET AT WEST 14TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

REZONING

1999-226: Q. T. Morphis

Pursuant to notice of public hearing, the request of Q. T. Morphis to rezone tracts of land located at 2001, 2003, 2005, 2007, 2009, and 2013 Rossville Avenue came on to be heard.

The applicant was present; there was no opposition in attendance.

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 2001, 2003, 2005, 2007, 2009, AND 2013 ROSSVILLE AVENUE, BEING ON THE SOUTHWEST LINE OF ROSSVILLE AVENUE AT MADISON STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO M-1 MANUFACTURING ZONE

passed first reading.

REZONING

1999-236: R. L. Williams

Pursuant to notice of public hearing the request of R. L. Williams to rezone a tract of land located at 1605 West 39th Street came on to be heard.

The applicant was present; there was no opposition in attendance.

Mr. Pace stated this request is located in St. Elmo off the downtown commercial district near the Incline; that it is located in a residential neighborhood and the surrounding property is R-2 with C-2 abutting the zoning to the east facing St. Elmo Avenue. He stated the recommendation from the Staff and Planning Commission is for denial because it is felt this would encroach too far into the residential neighborhood and would prompt more requests for commercial in the area.

James Patten, owner of a business at the corner of Old Mountain Road and St. Elmo Avenue, stated the block contains four properties owned by Mr. Williams which were razed to make a parking lot for a proposed day care center. He stated the property is virtually within the business district, and as far as future businesses, this property would be well suited for little boutiques or art galleries. He stated as a business owner this would add to the business district in St. Elmo.

On motion of Councilman Taylor, seconded by Councilman Eaves,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 1605 WEST 39TH STREET, BEING ON THE NORTHEAST LINE OF WEST 39TH STREET AT OLD MOUNTAIN ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE

was tabled one week.

DECLARE SURPLUS

On motion of Councilman Franklin, seconded by Councilman Pierce,

A RESOLUTION THAT CERTAIN PROPERTY LOCATED AT 2107 JACKSON STREET, MORE PARTICULARLY DESCRIBED HEREIN, BE DECLARED SURPLUS

was adopted.

RETIREMENT INCENTIVE AGREEMENTS

Councilman Hakeem stated the question was raised in Committee that there were conditions that needed to be installed. He asked if the Resolution has been amended to reflect the conditions.

City Attorney Nelson stated originally the Resolution noted that the Mayor would be authorized to " . . . **enter into Retirement Incentive Agreements, substantially in the forms attached hereto . . .**" He stated the language ". . . *substantially in the forms attached hereto . . .* " has been taken out so we can insert later tomorrow or the next day language into the agreement along the lines the Council was asking about tonight. He stated the change to the agreement has not been made, yet, but will be made.

Councilman Hakeem asked if it is legal if it is done tomorrow. City Attorney Nelson responded "yes".

Councilman Rutherford stated since there are police officers present who are retiring, she asked if they should be informed of what we are talking about.

City Attorney Nelson stated there was a concern on the part of the Council that some of the people might come back to work for the City in another position; that the Council did not feel it would be proper to rehire someone while drawing a City pension. He stated the agreement would be fashioned in such a way that the retirees would not reapply to the City for work. He stated the second part of the Council's concern was that in the event it becomes necessary after the public "speaks" this fall on a proposed Charter amendment to have people come back to work for maybe two weeks to be able to retire at the higher rate and draw the higher pension. He stated the Council wanted this to be incorporated so that that everybody would come for that two-week period and then retire and there would not be anybody getting both benefits at once.

Councilman Hakeem asked if we are saying to the Chief that these people would be in the same capacity they were in when they left; that if he brought them back for two weeks, they will serve in the same capacity they were in previously or where the Chief feels they should be.

City Attorney Nelson stated the agreement was they would serve in the same capacity and would have to draw the enhanced salary.

On motion of Councilwoman Hurley, seconded by Councilman Hakeem,

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RETIREMENT INCENTIVE AGREEMENTS, WITH ONE (1) DEPUTY CHIEF, THIRTEEN (13) CAPTAINS AND/OR LIEUTENANTS AND ONE (1) CIVILIAN EMPLOYEE IN THE POLICE DEPARTMENT, PROVIDING FOR RETIREMENT INCENTIVE PAYMENTS FOR POSITIONS TO BE ELIMINATED IN THE POLICE DEPARTMENT

was adopted.

OVERTIME

Overtime for the week ending January 7, 2000 totaled \$40,058.23.

PERSONNEL

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

SHARON CRIPPS -- Promotion, Secretary, City-wide Services, Pay Grade 6/step 10, \$27,677.00 annually, effective December 24, 1999.

FRANK H. FARMER, III -- Resignation, Crew Worker, Waste Resources, effective January 7, 2000.

STEPHEN M. LONG -- Resignation, Engineering Designer, Engineering, effective January 20, 2000.

PURCHASES

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

ACHESON FOUNDRY & MACHINE WORKS (Lowest and best bid)
Requisition No. 0039129

Manhole Catch Basin (Requirements Contract)

(Price information available and filed with minute material of this date)

SHERMAN DIXIE (Lowest and best bid)
Requisition No. R003917

Concrete Sewer Pipe (Requirements Contract)

(Price information available and filed with minute material of this date)

PURCHASES (Continued)

F. M. RUSSELL (Only bid)
P0013752/R0039173

Guardrail and Fittings (Requirements contract)

(Price information available and filed with minute material of this date)

KEY BRICK (Per Section 2-342, Paragraph V, Chattanooga City Code)
P0010856

Extension of Contract for Common Brick

(Price information available and filed with minute material of this date)

PERSONNEL

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

MICKEY COLLINS -- Resignation, Police Officer, effective January 13, 2000.

PURCHASE

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford, the following purchase was approved for use by the Chattanooga Police Department:

G. T. DISTRIBUTORS (Only bidder)
R0046947/B0000384

Ballistic Vests

\$15,874.00

REFUNDS

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

CHARLES FRAZIER -- Map No. 156A-D-009, \$2,240.93

STEVEN TAYLOR -- Map No. 100C-A-033, \$1,197.93

JAMES WOODS -- Map No. 135M-H-012, \$1,461.98

JEAN DEMOS -- Map No. 136H-J-038 C101, \$1,039.50

CHRISTOPHER DUX -- Map. No. 146L-L-001.01, \$1,532.30

VIRGINIA FORD -- Map No. 149G-D-025, \$1,090.52

PAUL RATHBUN -- Map. No. 159J-E-025.17, \$1,330.76

KAREN HUTTON -- Map No. 168C-D-011, \$1,073.19

BOARD APPOINTMENT

On motion of Councilwoman Hurley, seconded by Councilman Pierce, the following Board appointment was approved:

BOARD OF VARIANCES AND SPECIAL PERMITS:

- Appointment of **EDWARD W. THOMAS**, representing District 1, for a term ending January 31, 2003.

PERSONNEL

The following personnel matters were approved for the Neighborhood Services Department:

LAMONT CHAPMAN, DANIEL HENDY -- New Hire, Code Enforcement Inspector, Code and Com. Services, Pay Grade 11/Step 1, \$24,147.00 annually, effective December 31, 1999.

COMMITTEES

Councilman Taylor reminded Council members of the **Safety Committee scheduled for Tuesday, January 18 at 4 p.m.** to continue discussion regarding the Teen Social Club and Teen Curfew Ordinances. He also scheduled a meeting of the Committee for **Tuesday, February 1 immediately following the Parks and Recreation Committee**, to hear a year-end report of the Police Department and discuss the proposed cost for the Department's technical package.

Councilwoman Rutherford **cancelled the meeting of the Parks and Recreation Committee scheduled for Tuesday, January 18.**

Councilman Hakeem reminded Council members of the **Budget and Finance Committee scheduled for Tuesday, January 18 immediately following the Legal and Legislative Committee** meeting.

Councilman Franklin scheduled a meeting of the **Public Works Committee for Tuesday, January 25 at 4 p.m.**

Councilman Crockett reported that the Economic Development Committee met earlier in the afternoon to discuss the proposed UTC expansion plan. He stated the purpose of the meeting was to find out who was to address what issues and to get those back from administration and the campus in a way for them to be perused. He indicated neighborhood people were present to express their views and raise issues; that it was a productive meeting.

SISTER BEY

Sister Bey addressed the issue of the proposed use of the Salvation Army building for the Room In The Inn program. She stated the residents in the area indicated their non-support in August when the matter first arose and are still against the request, now. She stated it is said that the persons participating in the Room In The Inn program are homeless; that there are vacant buildings on Citico Avenue that the Housing Authority has boarded up that could be used. She stated those in the area do not want the program in their neighborhood; that it is a nice, quiet neighborhood and the residents do not want "everybody and his brother", dope fiends or deceiving promises coming into the neighborhood. She commented that she has the Afro-Asian world behind her and does not see anything of the money that is appropriated; that she will have someone investigate the government's "deceptive mess". She concluded her remarks by stating that the Room In The Inn program will not help the neighborhood whatsoever.

ADJOURNMENT

Chairman Lively adjourned the meeting until Tuesday, January 18, 2000 at 6 p.m.

CHAIRMAN

CLERK OF COUNCIL

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