

**City Council Building
Chattanooga, Tennessee
April 18, 2000**

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

INVOCATION

Invocation was given by Councilman Franklin.

MINUTE APPROVAL

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

REZONING

2000-039: Dan Rardin

On motion of Councilman Lively, seconded by Councilman Pierce,

AN ORDINANCE TO AMEND ORDINANCE NO. 058, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 2510 AND 2516 DODDS AVENUE, BEING ON THE SOUTHEAST LINE OF DODDS AVENUE FROM WOODSIDE STREET TO EAST 26TH STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO M-1 MANUFACTURING ZONE, SUBJECT TO CERTAIN CONDITIONS

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

REZONING

2000-044: Austin Properties

On motion of Councilman Taylor, 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 2113 CHESTNUT STREET, BEING ON THE NORTHWEST LINE OF CHESTNUT STREET SOUTHWEST OF WEST 21ST STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-3 RESIDENTIAL ZONE TO M-1 MANUFACTURING ZONE

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

REZONING

2000-046: James Herrod

Councilman Eaves stated he looked at this property after receiving a call from Mr. Herrod. He stated he had not visited the site prior to the public hearing last week, and in all fairness cannot see any reason for not rezoning the whole parcel. He stated that he knows there was a recommendation to hold some off in the back and after walking through the site, he made the motion to rezone the whole parcel.

Jerry Pace of the Planning Agency stated as discussed last week the property goes back to La Brea Drive; that the Planning Commission recommended that it be zoned back 400 feet to line up with the R-3 to the north of the parcel. He stated the whole area beyond Mr. Herrod's house is all wooded back to La Brea Drive, which is an unopened right-of-way.

City Attorney Nelson stated the recommendation for Mr. Herrod's rezoning request came with two proposals; that one was to add a depth of 400 feet and another was to zone the whole parcel.

Councilmen Taylor and Franklin made the motion to substitute the zoning request for the entire parcel; the motion passed.

REZONING (Continued)

On motion of Councilman Lively, 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 1444 VANCE ROAD, BEING ON THE
NORTHEAST LINE OF VANCE ROAD NORTHWEST OF HUNT
AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1
RESIDENTIAL ZONE TO R-4 SPECIAL ZONE**

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.

REZONING

2000-048: Dorothy Lund and Lorraine Fox

On motion of Councilwoman Rutherford, seconded by Councilman Lively,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT
OF LAND LOCATED AT 7730 LEE HIGHWAY, BEING ON THE
SOUTHEAST LINE OF LEE HIGHWAY NORTHEAST OF OLD LEE
HIGHWAY, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1
MANUFACTURING ZONE TO C-1 HIGHWAY COMMERCIAL ZONE**

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

REZONING

2000-053: Dr. Donald W. Vanarsdale

On motion of Councilman Franklin, seconded by Councilman Taylor,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT
OF LAND LOCATED AT 1950 GUNBARREL ROAD, BEING ON THE
SOUTHEAST LINE OF GUNBARREL ROAD AT GOODWIN ROAD,
MORE PARTICULARLY DESCRIBED HEREIN, FROM O-1 OFFICE
ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO
CERTAIN CONDITIONS**

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

REZONING

2000-04: Tommye Montgomery

On motion of Councilwoman Rutherford, 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 2312 OCOEE STREET, BEING ON THE SOUTHWEST LINE OF OCOEE STREET AT ARLINGTON AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-2 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS

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.

REZONING

2000-056: Paul H. Williams

On motion of Councilwoman Rutherford, 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 6026, 6032 AND 6040 DAYTON BOULEVARD, BEING ON THE SOUTHEAST LINE OF DAYTON BOULEVARD SOUTHWEST OF DOWLEN ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO M-2 LIGHT INDUSTRIAL ZONE

passed second reading. On motion of Council, the Ordinance passed third and final reading and was signed in open meeting.

AMEND ZONING ORDINANCE

On motion of Councilwoman Hurley, seconded by Councilman Taylor,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, BY AMENDING ARTICLE V, SECTION 401 AND ARTICLE VIII, SECTION 107, TO INCORPORATE NEW SUBSECTIONS RELATIVE TO LAND USES OF THE R-4 SPECIAL ZONE

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

AMEND ZONING ORDINANCE

On motion of Councilman Taylor, seconded by Councilman Franklin,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, BY AMENDING ARTICLE VI,
SECTION 111, BY DELETING SUBSECTIONS (A) AND (C) AND
INSERTING NEW SUBSECTIONS (A) AND (C) TO INCORPORATE
NEW SIZE AND BUFFER REQUIREMENTS FOR CEMETERIES**
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.

**CREATION OF SECOND DIVISION OF CITY
COURT**

On motion of Councilwoman Rutherford, seconded by Councilman Lively,
AN ORDINANCE TO CREATE A SECOND DIVISION OF CITY COURT
passed second reading. On motion of Councilman Lively, seconded by Councilman Taylor, the
Ordinance passed third and final reading and was signed in open
meeting.

AMEND CITY CODE

On motion of Councilman Lively, seconded by Councilman Taylor,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
SECTION 3-102(g), RELATIVE TO SPECIAL PERMITS FOR ON-
PREMISE SIGNS AND/OR BANNERS LOCATED UPON
COMMERCIAL, PREDOMINANTLY RETAIL, DEVELOPMENTS**
passed second reading. On motion of Councilman Lively, seconded by Councilman Taylor, the
Ordinance passed third and final reading and was signed in open
meeting.

MAGLEV ENDORSEMENT

Councilman Lively asked for clarification that in approving this Resolution the Council is not
committing to any funds. Councilman Franklin responded "right".

City Attorney Nelson stated it commits us to the concept to fund as scarce funds as are available;
that there was an amendment that came before the Economic Development Committee to add
terminals as one of the things we would support, which was not in the version Council members
received last week.

MAGLEV ENDORSEMENT (Continued)

Councilman Crockett stated that was the amendment, that our terminals would be at the Airport, and as pointed out in Committee those funds, with the exception of land, would be available from a number of sources. Councilman Crockett stated at this phase of the proposal we are not being asked to make specific financial contributions; that at the southern end where the rail is starting they are trying to do that. He stated the proposal will be as competitive as possible; that there are six other regions competing and at some point we will want to make as many commitments as we can to be competitive. He reiterated that at this point we are not being asked to make specific financial commitments.

On motion of Councilman Crockett, seconded by Councilwoman Hurley,

A RESOLUTION ACKNOWLEDGING THE BENEFITS TO THE CITY OF CHATTANOOGA OF THE PROPOSED HIGH-SPEED MAGNETIC LEVITATION TRAIN LINK BETWEEN ATLANTA AND CHATTANOOGA, ENDORSING THE PROPOSED ALIGNMENT, AND COMMITTING THE CITY'S RESOURCES TO ASSIST IN THE IDENTIFICATION, AUTHORIZATION, DEDICATION OF SUPPORT, AND COLLATERAL ECONOMIC DEVELOPMENT FOR SYSTEM IMPLEMENTATION

was adopted.

AD VALOREM TAXES: NORDIC

On motion of Councilman Lively, seconded by Councilwoman Hurley,

A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE NORDIC REFRIGERATED SERVICES-TENNESSEE, INC. PROJECT, TO DELEGATE CERTAIN AUTHORITY TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF HAMILTON, TENNESSEE, AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES

was adopted.

TRI-PARTY AGREEMENT: NORDIC

On motion of Councilman lively, seconded by Councilwoman Hurley,

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A TRI-PARTY AGREEMENT WITH NORDIC REFRIGERATED SERVICES AND HAMILTON COUNTY, TENNESSEE, RELATIVE TO PROVIDING TWENTY THOUSAND, TWO HUNDRED FIFTY DOLLARS (\$20,250.00) AS A PORTION OF THE TIIP GRANT TO BE OBTAINED BY THE COUNTY FOR ECONOMIC DEVELOPMENT PURPOSES

was adopted.

CONTRACT: BRIAN-CLEMENTS-ARCHITECT

Admin. Traugber stated the City has been purchasing property on Frederick as a result of some errors in the design of the Safe Walk. He stated the Safe Walk was not scheduled to go to that street and somewhere there was a serious breakdown in communication with the design architectural team. He stated there are four vacant houses and vacant land and there is an opportunity to have a model neighborhood. He stated the property thus far has been purchased cheaply; that there are two more to purchase. He stated there is a design planned for the entire street in cooperation with CNE and the UT School of Architecture, who has submitted a design application. He indicated a partnership also with the Howard School of Academics and Technology is planned to provide additional construction skills.

On motion of Councilman Taylor, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE DEPARTMENT OF GENERAL SERVICES ADMINISTRATOR TO ENTER INTO A CONTRACT WITH BRIAN CLEMENTS-ARCHITECT, RELATIVE TO THE REDEVELOPMENT OF PROPERTY LOCATED ON FREDERICK STREET IN ALTON PARK FOR AN AMOUNT NOT TO EXCEED TWENTY-SIX THOUSAND FOUR HUNDRED DOLLARS (\$26,400.00)

was adopted.

CONTRACT: M.L. JOHNSON AND COMPANY, INC.

Councilman Franklin stated Resolutions 7(e), (f), (g) and (j) came before Public Works Committee and are recommended for approval.

On motion of Councilman Franklin, seconded by Councilman Taylor,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE PUBLIC WORKS DEPARTMENT TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH M. L. JOHNSON AND COMPANY, INC., TO PROVIDE RESIDENT PROJECT REPRESENTATIVE (RPR) FUNCTIONS FOR CONTRACT NO. DRC-1-00, DEVELOPMENT RESOURCE CENTER; THE FIRE STATION BUILDING AT ROSSVILLE AVENUE; AND THE POLICE TRAINING CENTER, FOR A TOTAL AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND DOLLARS (\$226,000.00)

was adopted.

CONTRACT: EAST TENNESSEE GRADING, INC.

On motion of Councilman Franklin, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. CSO-5d-99, BATTERY PLACE PARALLEL SEWER, GEORGIA AVENUE TO MABEL STREET, TO EAST TENNESSEE GRADING, INC., FOR THEIR LOW BID IN THE AMOUNT OF THREE HUNDRED EIGHTY-NINE THOUSAND, EIGHT HUNDRED EIGHTY-SIX AND 10/100 DOLLARS (\$389,886.10)

was adopted.

CONTRACT: TOWER CONSTRUCTION COMPANY INC.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. SS-1-00, 12TH STREET STREETScape, TO TOWER CONSTRUCTION COMPANY, INC., FOR THEIR LOW BID IN THE AMOUNT OF THREE HUNDRED TWENTY-SIX THOUSAND, NINE HUNDRED TWENTY-NINE AND 64/100 DOLLARS (\$326,929.64)

was adopted.

AGREEMENT: SIGNAL ONE

Councilwoman Hurley stated this matter came before the Parks and Recreation Committee, which she chaired, and approval is recommended.

Chairman Hakeem stated he received a call in regard to the location of this tower and asked if this is on the City's property at Warner Park?

Admin. Mitchell stated it is on the other side of McCallie on the City's property that was formerly the Go-Go Club.

Chairman Hakeem asked that consideration be given to camouflage the tower if it is doable.

Mr. Mitchell indicated that a representative from Signal One was present; that there is a plan for landscaping around the tower, which will be below the majority of the Bridge level and will be hard for anyone to see.

AGREEMENT: SIGNAL ONE

On motion of councilwoman Hurley, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PARKS, RECREATION, ARTS & CULTURE TO ENTER INTO AN OPTION AND LICENSE AGREEMENT WITH SIGNAL ONE, RELATIVE TO THE CONSTRUCTION OF A WIRELESS COMMUNICATIONS TOWER ON CITY PROPERTY AT 1077 DUNCAN AVENUE

was adopted.

GRANT APPLICATION

Councilwoman Hurley stated this matter also comes with the recommendation for approval from the Parks and Recreation Committee.

On motion of Councilwoman Hurley, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT A GRANT APPLICATION TO THE TENNESSEE DIVISION OF FORESTRY AND, IF SELECTED FOR APPROVAL, ACCEPT A GRANT IN THE AMOUNT OF NINETEEN THOUSAND, NINE HUNDRED SEVENTY-FOUR DOLLARS (\$19,974.00) RELATIVE TO THE URBAN AND COMMUNITY FORESTRY GRANT ASSISTANCE PROGRAM

was adopted.

TEMPORARY USE: DILLARD CONSTRUCTION, INC.

On motion of Councilman Lively, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING DILLARD CONSTRUCTION, INC. TO USE TEMPORARILY A PORTION OF THE CITY'S RIGHT-OF-WAY AT 14TH AND WILLIAMS STREETS FOR EXCAVATING AND REPLACING THE SOIL WITH CONTROLLED FILL OVER A WIDTH OF FIVE FEET (5') AND A DEPTH OF FIVE FEET (5') AROUND A PROPOSED NEW BUILDING AT SAID LOCATION, SUBJECT TO CERTAIN CONDITIONS

was adopted.

OVERTIME

Overtime for the week ending April 14, 2000 totaled \$17,919.67.

(Councilwoman Rutherford excused herself from the meeting at this point.)

PERSONNEL

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

CHARLES R. AUSTIN – Resignation, Asst. Superintendent, Parks Division, effective April 14, 2000.

PURCHASE

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

DIVERSIFIED SUPPLY, INC. (Lowest and best bid)
Requisition R0047210/B0000435

Architectural Bollard Lights

\$14,208.00

PURCHASES

On motion of Councilman Pierce, seconded by Councilman Franklin, the following purchases were approved for use by the Public Works Department:

PVS TECHNOLOGIES (Lowest and best bid)
Requisition No. R0048528/P0014292

Ferric Chloride Liquid

\$207.47 per dry ton

ROTATING MACHINERY TECHNOLOGY, INC. (Single Source)
Requisition R0048641

Rebuilding of Rotoflow Expander per TCA-56-301

\$15,586.90

PURCHASES (Continued)

BOC GASES (Lowest and best bid)
Requisition R0045249/P0014026

Supplying of Lime Slurry (Carbide) (12 months requirements contract)

\$34.00 per dry ton

WASTE TRANSPORTATION (Best bid)
Requisition R0048558/P0014253

Intermittent Hauling of Dewatered Wastewater

\$7.50 per ton

CERTIFIED MAINTENANCE (Best bid)
Requisition R0045270/00014094

Custodial Services

\$44,716.80

PERSONNEL

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

PATRICK L. MURDOCK – Disability Retirement, Building Maintenance, effective April 6, 2000.

KELLY D. BURNETTE – Resignation, Cadet, effective April 17, 2000.

PERRY MCALLISTER – Family Medical Leave, Building Maintenance Mech. Sr., effective April 26 – July 20, 2000.

PURCHASES

On motion of Councilman Lively, seconded by Councilman Taylor, the following purchase was approved for use by the Chattanooga Police Department:

G T DISTRIBUTORS (Lowest and best bid)

Requisition R0045463

Prisoner Partitions

\$21,107.20

LEE SMITH, INC. (Lowest and best bid using the Allison MD-3060P 5-speed transmission)

Requisition R0047064

Cab & Chassis for SWAT Van

\$47,900.00

XPDEX (Lowest and best bid)

Requisition R0047069

Copy Paper

\$20,500.00

SURVIVALINK CORP. (Accept base bid and add four optional accessories at an additional amount of \$8,222.00)

Requisition R0047990

Defibrillators

\$99,374.00

PURCHASES (Continued)

G T DISTRIBUTORS (Lower and best bid)
Requisition R0045462

Lightbars

\$138,844.00

G T DISTRIBUTORS (Per Section 2-342-Paragraph V of Chattanooga City Code)
Contract P0012858

Police Uniform Duty Equipment (Renewal, Term Contract)

(Price information available and filed with minute material)

EMERGENCY PURCHASE

The emergency purchase of vehicles for the Special Investigations Unit for the Chattanooga Police Department, Requisition Nos. R0047952 and R0047954 (Bid No. B0000453), assigned to Prebul Jeep (\$228,628.00) and Cleveland Chrysler Plymouth Jeep (\$17,985.00) for a total amount of \$246,613.00 was duly reported and signed in open meeting.

PERSONNEL

The following personnel matter was reported for the Department of Finance, Information Services Division:

JANA LOWERY – Promotion, Programmer Analyst, Pay Grade 26/Step 6, \$49,689.00 annually, effective April 21, 2000.

PURCHASES

On motion of Councilman Crockett, seconded by Councilman Taylor, the following purchases were approved for use for the Finance Department, Bicentennial Library Division:

GATEWAY COMPUTER (Single source)
Requisition R0038776

Workstations, Equipment, Computer Software, per TCA 6-56-301

\$13,398.00

PURCHASES (Continued)

GATEWAY COMPUTER (Single source)
Requisition R0038778

Workstations, Equipment, Computer Software, per TCA 6-6-301

\$13,398.00

PURCHASE

On motion of Councilman Crockett, seconded by Councilman Taylor, the following purchases were approved for use for the Finance Department:

CROWN GRAPHICS (Lower and better bid)
Purchase Order P0014363

Services to Print and Design CAFR and CABR

\$18,940.00

PURCHASE

On motion of Councilman Crockett, seconded by Councilman Taylor, the following purchases were approved for use for the Finance Department, Information Services Division:

SNAPS (Best Bid)
Requisition R0041666

Document Management System

\$29,650.00

COMMITTEES

Councilman Taylor scheduled a meeting of the **Safety Committee for Tuesday, May 2 immediately following the Health, Education and Housing Opportunities Committee** to discuss an amendment to Chapter 7 of the City Code regarding animal services.

COMMITTEES (Continued)

Councilman Eaves scheduled a meeting of the **Legal and Legislative Committee for Tuesday, April 25 immediately following the Parks and Recreation Committee** to discuss matters relating to the Second Division of City Court.

JOINT CITY/COUNTY MEETING

Councilman Lively made reference to the previous joint meeting of the County Commission and Council regarding the Urban Growth Plan and indicated that a follow-up meeting has been requested for April 28.

Chairman Hakeem stated the meeting is in regard to the tax equity issue and other items previously held at the Trade Center; that the request of Councilman Lively was to poll the Council to ascertain their availability for the twenty-eighth. He indicated that the twenty-eighth would not be a convenient meeting date for him and would ask Commissioner Coker if he would contact him (Hakeem) to determine another date, as a number of things are scheduled for that week. He stated if Councilpersons have thoughts regarding an independent accounting firm, the information should be shared with him prior to the meeting. He stated he will communicate with Council members once a date has been scheduled.

Councilman Taylor inquired as to whether the subcommittee has met.

City Attorney Nelson stated Councilman Taylor's question is in reference to the Committee comprised of the Mayor, County Executive and Chairs of the City Council and County Commission in their effort to come together for recommendations.

Chairman Hakeem stated the present Chair has not had any discussions with them.

Councilman Lively indicated there were no discussions during the past administration.

Chairman Hakeem stated he will see if there is any interest to move forward on this and see if he is contacted.

MEETING RECESSED

Chairman Hakeem recessed the meeting until 6:45 p.m. for the Better Housing Appeal of Mr. Sheikh.

ADJOURNMENT

Following the conclusion of the Better Housing Appeal, Chairman Hakeem adjourned the meeting until Tuesday, April 25, 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)**

