

**City Council Building  
Chattanooga, Tennessee  
February 5, 2002  
6:00 p.m.**

Chairman Hakeem called the meeting of the Chattanooga Council to order with Councilmen Benson, Littlefield, Lively, Page, Robinson and Taylor present; Councilmen Franklin and Pierce 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, Councilman Page gave invocation.

**MINUTE APPROVAL**

On motion of Councilman Lively, seconded by Councilman Littlefield, the minutes of the previous meeting were approved as published.

**CLOSE AND ABANDON**

Councilman Taylor stated Ordinances 5(a) and (b) and Resolutions 7(a), (b), (c) and (d) were discussed in today's Public Works Committee and approval is recommended.

**MR-2001-042: Timber Brook Subdivision**

On motion of Councilman Page, seconded by Councilman Taylor,

**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT  
LOCATED IN THE TIMBER BROOK SUBDIVISION NEAR TYNER ROAD, AS  
SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF  
BY REFERENCE**

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 ORDINANCE NO. 9481**

**MR-2001-126: Joseph C. Wilson, III**

On motion of Councilman Littlefield, seconded by Councilman Benson,  
**AN ORDINANCE AMENDING ORDINANCE NO. 9481, BY RESCINDING  
THE CLOSING AND ABANDONING OF THE ALLEY LOCATED BETWEEN  
LOT 6 AND LOT 11, SOUTH OF MCCALLIE AVENUE AND WEST OF  
ORCHARD KNOB AVENUE, AND REINSTATING IT AS AN ALLEYWAY,  
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE  
MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE,  
SUBJECT TO CERTAIN CONDITIONS**

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

**AMENDMENT TO CELLULAR TOWER ORDINANCE**

Chairman Hakeem stated one item on first reading was been removed and asked Councilman Littlefield to explain.

Councilman Littlefield stated that the item related to amending the Ordinance as it relates to cellular towers and other communications towers. He stated the matter was discussed extensively in today's Legal and Legislative Committee and concluded with a request of industry and representatives of the neighborhood that were present that this item should be deferred for more comprehensive planning by the Regional Planning Agency. He stated that he would like to make it a matter of record that the matter is being deferred until it comes back from Planning.

**TEMPORARY USE: ENVIRONMENTAL SYSTEMS  
CORPORATION (ESC)**

On motion of Councilman Taylor, seconded by Councilwoman Robinson,  
**A RESOLUTION AUTHORIZING ENVIRONMENTAL SYSTEMS  
CORPORATION (ESC) TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY  
AT THE INTERSECTION OF ANDERSON STREET AND DODDS AVENUE TO  
CONDUCT AN ENVIRONMENTAL ASSESSMENT, SUBJECT TO CERTAIN  
CONDITIONS**

was adopted.

**CONTRACT: MAYSE CONSTRUCTION COMPANY**

On motion of Councilman Lively, seconded by Councilman Littlefield,  
**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT 55A-3, SANITARY SEWER RELOCATION, TENNESSEE DEPARTMENT OF TRANSPORTATION PROJECT NO. 33005-2163-44, TO MAYSE CONSTRUCTION COMPANY FOR THEIR LOW BID IN THE AMOUNT OF THREE HUNDRED FIFTY-FIVE THOUSAND SIX HUNDRED THIRTY-SEVEN AND 47/100 DOLLARS (\$355,637.47)**  
was adopted.

**CONTRACT: TDOT**

On motion of Councilman Benson, seconded by Councilwoman Robinson,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE AN AMENDMENT TO CONTRACT NO. 153-98, RELATIVE TO EXPANDING THE SCOPE OF THE SHALLOWFORD ROAD PROJECT (CITY PROJECT RW-3-00), WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION**  
was adopted.

**SPECIAL POLICEMAN**

On motion of Councilman Taylor, seconded by Councilman Littlefield,  
**A RESOLUTION AUTHORIZING THE APPOINTMENT OF JACK K. LOVE AS SPECIAL POLICEMAN (UNARMED) FOR THE CITY OF CHATTANOOGA DEPARTMENT OF PUBLIC WORKS, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS**  
was adopted.

**SPECIAL POLICEMEN**

On motion of Councilman Taylor, seconded by Councilwoman Robinson,  
**A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAMES M. ALEXANDER AND ANTHONY LEMLEY AS SPECIAL POLICEMEN FOR ERLANGER HEALTH SYSTEMS, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS**  
was adopted.

**SPECIAL POLICEMAN**

On motion of Councilman Lively, seconded by Councilman Littlefield,  
**A RESOLUTION AUTHORIZING THE APPOINTMENT OF PAUL L. GOINS AS  
SPECIAL POLICEMAN FOR ERLANGER HEALTH SYSTEMS, TO DO  
SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN  
CONDITIONS**  
was adopted.

**AGREEMENT RATIFICATION**

Councilman Littlefield stated this Resolution was discussed in today's Legal and Legislative Committee meeting and approval is recommended. He stated the Resolution provides for reversion of properties from CNE to the City in the event something unknown should happen in the future that would cause CNE to cease being the enterprise it is today.

On motion of Councilman Benson, seconded by Councilman Littlefield,  
**A RESOLUTION AUTHORIZING AND RATIFYING AN AGREEMENT  
BETWEEN THE CITY OF CHATTANOOGA, TENNESSEE ("CITY") AND  
CHATTANOOGA NEIGHBORHOOD ENTERPRISE, INC. ("CNE"), A COPY  
OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF BY  
REFERENCE, PROVIDING FOR THE REVERSION OF CERTAIN ASSETS OF  
CNE ORIGINALLY FUNDED BY THE CITY IN THE EVENT THAT CNE  
SHOULD CHANGE ITS MISSION OR NO LONGER PROVIDE FIT,  
AFFORDABLE HOUSING**  
was adopted.

**OVERTIME**

Overtime for the week ending February 1, 2001 totaled \$19,070.40.

**PERSONNEL**

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

**LEMURLE ("LEE") NORRIS** – Employment, Director, Citywide Services, Pay Grade 38/Step 9, \$81,210.00 annually, effective February 4, 2002.

**SIDNEY R. POINTER** – Family Medical Leave, Sanitation Worker, Citywide Services, effective January 29 – April 16, 2002.

**PERSONNEL (CONTINUED)**

**JACK E. SPENCE** – Promotion, Plant Maintenance Lubricator, Waste Resources, Pay Grade 9/Step 1, \$23,313.00 annually, effective January 30, 2002.

Admin. McDonald introduced "Lee" Norris, the new Director of Citywide Services and stated that he has a graduate degree from Texas A & M and is a graduate of the U. S. Army Command Staff College. He stated that he retired from the Army after twenty-three, retiring with the rank of Lieutenant Colonel. He stated his previous positions have been in various public works positions. He stated that his last position was in Atlanta at Ft. McPherson as Director of Public Works and was in charge of all public works operations at the base with a civilian staff working for him. He stated Mr. Norris has public works experience at other bases in Europe and the Middle East. He concluded his comments by adding that he is happy to have Mr. Norris on staff and that he is a great addition to the Public Works Department.

Mr. Norris expressed excitement in working with the City of Chattanooga, stating that it ends a long time search to find the right community to invest his time and services. He reiterated that he is really looking forward to working for such a progressive City and it is a delight to be here.

**PURCHASES**

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

**STOWERS EQUIPMENT CO. (Best bid)**  
**R0057579/B0000638**

Articulated Truck

\$240,000.00

**POWER EQUIPMENT CO. (Lowest and best bid)**  
**R0057580/B0000637**

Excavator (Base bid in the amount of \$207,913.00 with a buy back of \$103,958.00 and a trade-in amount of \$158,000.00)

\$158,000.00

### PERSONNEL

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

**LULU GARNER** – Medical Leave of Absence, Office Assistant, Sr., effective January 24 – April 24, 2002.

**SEIYID JIHAD MATEEN** – Termination, School Patrol Officer, effective February 1, 2002.

**JILLIAN MITCHELL** – Resignation, Communications Officer effective, February 2, 2002.

### PURCHASES

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

**ACCESS TECHNOLOGIES (Single Source)**  
**R0049489/P0017206**

Infrastructure Computer Communications Equipment per TCA 6-56-304.02

\$59,230.52

**SIRCHIE FINGERPRINT LABORATORIES, INC. (Single Source)**  
**R0061008/P0017255**

Criminal Investigative Supplies per TCA 6-56-304.02

\$14,495.00

### BOARD APPOINTMENT

On motion of Councilman Littlefield, seconded by Councilman Taylor, the following Board appointment was approved:

**BEER BOARD:**

- ✍ Appointment of **TOM COBB** (to fill the unexpired term of Mike Griffin) for a term expiring August 31, 2003, representing District 2.

**PERSONNEL**

The following personnel matter was reported for the Community Services Department:

**JACKSON ELLIS** – Transfer, Community Development Specialist, Pay Grade 15/Step 5, \$36,233.00 annually, effective February 1, 2002.

**PURCHASE**

On motion of Councilman Littlefield, seconded by Councilman Lively, the following purchase was approved for use by the Department of Finance and Administration, Chattanooga-Hamilton County Regional Planning Agency Division:

**BILL HEARD CHEVROLET, INC. (State contract)**  
**R0049523/P0017157**

Sport Utility Vehicle per TCA 6-56-304.02

\$21,529.22

**REFUND**

On motion of Councilman Littlefield, seconded by Councilwoman Robinson, the Administrator of Finance was authorized to issue the following refund for Stormwater Overpayment for tax years 1999 and 2000:

**FREEMAN SMITH** – Bill Nos. 53024 and 53432, \$2,481.88

**HEARING: OFFICER MICHAEL FAVORS**

The personnel hearing for Officer Michael Favors was rescheduled for **Monday, March 18, 2002 beginning at 3 p.m.** with Councilmen Lively (Chair), Robinson and Benson as the panel.

**NORTH RIVER LAND USE PLAN**

Councilman Page announced that the first meeting of the North River Land Use Plan was held on Monday evening and that another meeting is scheduled for Thursday, February 7 at 6 p.m. at Hixson High School. He stated Thursday's meeting would be a repeat of Monday's (meeting) for persons interested in attending.

**COMMITTEES**

Councilwoman Robinson announced that the **Parks and Recreation Committee** meeting scheduled for next Tuesday, February 12 at 4 p.m. would be postponed. She stated that the next meeting of the Committee is scheduled for **Tuesday, February 26 at 4 p.m.**

Councilman Taylor scheduled a meeting of the **Budget and Finance Committee for Tuesday, February 12 at 4 p.m.** for a discussion regarding bond refinancing, as well as other debt information.

**ADJOURNMENT**

Chairman Hakeem adjourned the meeting of the Chattanooga Council until Tuesday, February 12, 2002 at 6 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**

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