

**CITY COUNCIL BUILDING  
CHATTANOOGA, TENNESSEE  
APRIL 22, 2003**

**Chairman Franklin called the meeting of the Chattanooga City Council to order with Councilmen Hakeem, Lively, Page, Pierce, Robinson and Taylor present. Councilmen Benson and Littlefield were both out of the City. City Attorney Randall Nelson, Management Analyst Randy Burns, and Shirley Crowover, Assistant Clerk to the Council, were also present.**

**PLEDGE OF ALLEGIANCE/  
INVOCATION**

**The Pledge of Allegiance was led by Councilman Taylor, followed by the invocation.**

**MINUTE APPROVAL**

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

**REZONING**

**2003-032 (Waymon Oliver)**

**On motion of Councilman Pierce, seconded by Councilwoman Robinson,  
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS  
AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO  
REZONE A TRACT OF LAND LOCATED AT 104 EAST 38<sup>TH</sup>  
STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM  
R-2 RESIDENTIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT  
TO CERTAIN CONDITIONS**

**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 ORD. 4309**  
**ABANDON EASEMENTS**

**2003-061 (City of Chattanooga)**

**On motion of Councilwoman Robinson, seconded by Councilman Pierce,  
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS  
AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO  
AMEND ORDINANCE NO. 4309, SO AS TO ABANDON ALL  
UTILITY EASEMENTS STATED THEREIN, ON PROPERTY  
LOCATED AT 1349 AND 1353 FALMOUTH ROAD, BEING  
MORE PARTICULARLY DESCRIBED HEREIN, AND 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.**

**Councilwoman Robinson stated that Resolutions (a) and (b) came before  
the Parks, Recreation, Arts & Culture Committee today with a  
recommendation for approval.**

**AGREEMENT**  
**RIVERBEND FESTIVAL**

**On motion of Councilman Taylor, seconded by Councilman Page,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PARKS, RECREATION, ARTS &  
CULTURE TO EXECUTE A LEASE AGREEMENT WITH  
FRIENDS OF THE FESTIVAL FOR RIVERBEND FESTIVAL  
2003, FOR THE PERIOD OF MAY 31, 2003 THROUGH JUNE  
19, 2003**

**was adopted.**

**CONTRACT**

On motion of Councilman Lively, seconded by Councilwoman Robinson,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PARKS, RECREATION, ARTS AND  
CULTURE TO EXECUTE A CONTRACT FOR RENOVATIONS  
TO MEMORIAL AUDITORIUM TO EASTMAN CONSTRUCTION  
COMPANY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED  
THIRTY THOUSAND DOLLARS (\$130,000.00)  
was adopted.

Councilman Pierce was not able to attend the committee meeting and asked for an explanation of this. Adm. Mitchell explained that this was a five-year plan for the Auditorium and the Tivoli and included the dressing room and ceiling; also handrails, stairs, carpets and restrooms. Councilman Pierce asked about the little theatre upstairs. Adm. Mitchell indicated that this would be attended to at a later date. He also explained that this was adopted in last year's Capital Budget, and we plan \$200,000 a year for renovations for the next five years.

Councilman Hakeem noted that Resolutions © through (g) were all discussed in last week's Public Works Committee and come with a recommendation for approval.

**ENGINEERING AGREEMENT**

On motion of Councilman Taylor, seconded by Councilwoman Robinson,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE AN  
ENGINEERING AGREEMENT WITH VOLKERT &  
ASSOCIATES, INC., RELATIVE TO ENGINEERING DESIGN  
SERVICES, CONTRACT NO. 3-03-004-100, 17<sup>TH</sup> STREET  
STREETScape FROM MARKET STREET TO BALDWIN  
STREET, FOR A TOTAL FEE NOT TO EXCEED THIRTY-EIGHT  
THOUSAND, FIVE HUNDRED DOLLARS (\$38,500.00)  
was adopted.

AGREEMENT

On motion of Councilman Lively, seconded by Councilman Hakeem,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO A  
SUPPLEMENTAL AGREEMENT WITH THE TENNESSEE  
DEPARTMENT OF TRANSPORTATION, RELATIVE TO  
CONTRACT NO. 81C, SIGNAL MOUNTAIN BOULEVARD  
SEWER RELOCATION FROM SR-29(US-27) TO SR-27 SUCK  
CREEK ROAD, WHICH INCREASES THE CONTRACT  
AMOUNT BY ONE HUNDRED NINETY-FOUR THOUSAND  
EIGHT HUNDRED SIXTEEN DOLLARS (\$194,816.00), FOR A  
TOTAL CONTRACT AMOUNT NOT TO EXCEED SIX HUNDRED  
THIRTY-FIVE THOUSAND NINE HUNDRED THIRTY-FIVE  
DOLLARS (\$635,935.00)

was adopted.

CONTRACT  
WORK AUTHORIZATION

On motion of Councilman Taylor, seconded by Councilman Pierce,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE WORK  
AUTHORIZATION NO. 18, CONTRACT NO. E-03-005, CHERRY  
STREET, SEVENTH STREET, AND EIGHTH STREET TWO WAY  
TRAFFIC CONVERSION, WITH ARCADIS G&M, INC.,  
RELATIVE TO DESIGN AND RESIDENT PROJECT  
REPRESENTATIVE SERVICES (RPR) FOR A TOTAL  
CONTRACT AMOUNT NOT TO EXCEED SEVENTY-FIVE  
THOUSAND DOLLARS (\$75,000.00)

was adopted.

Councilwoman Robinson questioned if this was just a work authorization or part of the Plan. Mr. Burns explained to her that this was just design work.

**CONTRACT**

On motion of Councilman Lively, seconded by Councilman Page,  
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT  
W-03-001-200, MODIFICATION TO SUMMITT LANDFILL GAS  
EXTRACTION SYSTEM ADDITIONS, TO WASTE ENERGY  
TECHNOLOGY, LLC FOR A TOTAL AMOUNT NOT TO EXCEED  
ONE HUNDRED SIXTY-SEVEN THOUSAND TWO HUNDRED  
FORTY DOLLARS (\$167,240.00), INCLUDING CONTINGENCY  
AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00)  
was adopted.

**AGREEMENT**

On motion of Councilman Hakeem, seconded by Councilman Page,  
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF  
THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN  
AGREEMENT WITH THE CITY OF RINGGOLD, GEORGIA, A  
MUNICIPAL CORPORATION LOCATED IN CATOOSA  
COUNTY, GEORGIA, RELATIVE TO CONVEYANCE OF  
WASTEWATER TO THE CITY OF CHATTANOOGA'S  
WASTEWATER SYSTEM FOR TREATMENT AND DISPOSAL  
was adopted.

Councilman Pierce suggested tabling this because the Councilman for  
North Georgia was not present!

**OVERTIME**

Overtime for the week ending April 18<sup>th</sup> totaled \$77,639,79.

**PERSONNEL**

The following personnel matters were reported for the various departments:

**CHATTANOOGA POLICE DEPARTMENT:**

- ✍ MARCUS S. EASLEY – Military Leave of Absence, 4/9/03—4/9/04.
- ✍ KENDRA ADAMS—Return from FMLA, effective 4/21/03.
- ✍ DEBORAH J. LLOYD—Medical Leave of Absence for Communications Officer—4/17/03—6/2/03.

**CHATTANOOGA FIRE DEPARTMENT:**

- ✍ TRACY A. WILLIAMS, JON P. CAMPBELL, MOSE E. DUCKETT, LONNIE L. RICHARDS & GREGORY D. SMITH—Promotion to Senior Firefighter, F2/A, \$30,150.00 annually, effective 4/18/03.

**PURCHASE**

On motion of Councilman Lively, seconded by Councilman Taylor, the following purchase was approved for use by the Parks, Recreation, Arts & Culture Department:

**OCOEE/WASTE CONNECTION (Lowest and best bid)**  
**Requisition R0066357**

**Requirements Contract for Waste Disposal Services**

**(See minute material for pricing)**

LIQUOR STORE

Adm. Eichenthal presented Certificates of Compliances to the Council, which were duly signed for the Welcome Liquor Store located at 2001-A Market Street in the names of Kyoung Hwa Guy and Mark Anthony Guy.

COMMITTEES

Councilwoman Robinson made the Council aware of two Northside Associations that are teaming together to spruce up North Chattanooga. There will be a Spring Fling on April 26<sup>th</sup> beginning at 10:00 A.M. to Noon for cleaning and from Noon to 2:00 P.M. for a free barbecue in Coolidge Park.

Councilman Hakeem reminded Councilmembers of the Public Works Committee meeting scheduled for April 29<sup>th</sup> at 4:00 P.M.

Councilman Page reported that we were in the process of a Hearing for Sgt. Gerry Davis, which would continue following tonight's meeting. He is chairing the Hearing, along with Councilmen Pierce and Lively.

In the absence of Councilman Benson, Attorney Nelson reminded the Councilmembers of the Legal and Legislative Committee scheduled for Tuesday, April 29<sup>th</sup> at 3:00 P.M.

ADJOURNMENT

Chairman Franklin adjourned the meeting of the Chattanooga City Council until Tuesday, April 29, 2003 at 6:00 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)

