

**City Council Building  
Chattanooga, Tennessee  
November 1, 2005  
6:00 p.m.**

Chairman Robinson called the meeting of the Chattanooga Council to order with Councilmen Bennett, Benson, Hakeem, Page, Pierce, Rico and Rutherford present; Councilman Franklin was out of the city on business. 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 by Councilwoman Rutherford, City Attorney Nelson gave invocation.

**MINUTE APPROVAL**

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

**SPECIAL PRESENTATION TO MARSHA BRYANT-  
STANLEY: "TED R. BRYANT, SR. PARK"**

Mayor Littlefield stated that he had been before the Council for a number of issues and he is before them this evening with a somewhat sad, in context, but happy occasion. He stated there was an individual in this community for many years that brightened his life from time-to-time who was an interesting person who always loved life and let you know it! He stated that person was Ted Bryant. He stated that he has a certificate of appreciation that was penned from information received by his daughter that recognizes Theodore Roosevelt Bryant, Sr. At this point he read the certificate of appreciation which has been spread upon the minutes.

SPECIAL PRESENTATION TO MARSHA BRYANT-STANLEY: "TED R. BRYANT, SR. PARK" (Continued)

## **In Appreciation**

**Theodore Roosevelt Bryant, Sr.**

**1913 - 2004**

Most of us knew him as Ted Bryant and associated him with the printing business he owned and operated for more than 50 years. Ted was also known for being the first African American radio personality in the southeast, and likely in the entire country, at a non-black formatted station. Soon, the family plans to place some of Mr. Bryant's history with the African American Museum. Part of that history will be Ted's work as an entertainment industry promoter back when booking Rhythm and Blues shows at the Memorial Auditorium was difficult for African Americans.

Ted Bryant, Sr. is being awarded this honor today because of his life-long commitment to the M. L. King historic community. When neighborhood associations began to pull together throughout the city, Ted Bryant was part of the "glue" that held together the association where he lived. It was Ted who coined the phrase, "Big Nine", before East Ninth Street became Martin Luther King Blvd. For many years, Ted was the Ward Chairman for what used to be called the City Hall Precinct.

Along with many constituents and friends, Ted was a strong force during early days of the Civil Rights Movement and remained so as long as the struggle continued, as it continues today. He was a lifetime member of First Baptist Church on East Eighth Street and a long-time lover of the Elks.

Ted and his wife, Elleen Patterson Bryant, raised three children: Terry Jean, Theo, Jr., and Marsha. Marsha is present this evening.

There is much to say about Ted Bryant, but most of you already know him. Today Mayor Littlefield and the Chattanooga City Council join the Martin Luther King Neighborhood Association and the City of Chattanooga in formally renaming the Tenth Street Park after Mr. Bryant. From this day forward, the park at the corner of East Tenth Street and Fairview shall be proclaimed as the

## ***"Ted R. Bryant, Sr. Park"***

**Dated this 1<sup>st</sup> day of November 2005**

*Mayor Littlefield stated that the certificate was signed by himself, Chairman Robinson and Councilman Pierce. At this point he asked Marsha Bryant-Stanley and Councilman Pierce to join him at the lectern. As they came forward signs were displayed that would go inside and outside of the Park.*

Councilman Pierce acknowledged the support of the Parks and Recreation department in providing the sign for placement inside the Park.

**SPECIAL PRESENTATION TO MARSHA BRYANT-STANLEY: "TED R. BRYANT, SR. PARK" (Continued)**

Marsha Bryant-Stanley thanked Mayor Littlefield, Councilman Pierce and the Council on behalf of her family and extended family. She stated that she really thanks everyone on behalf of her father and mother, Elleen Bryant, who was there with him every step of the way in everything her father did that she knows about in her lifetime! She stated that her father transcended this earth on November 17 of last year and what she and other family members believe is that today he is somewhere drifting around in this room, dancing and having a good time and just making a joyful noise as that was the kind of man he was. He stated there are a lot of other things she could say however the Mayor has already read the information contained within the certificate of appreciation. She stated that she personally and humbly thanks the City Council and all of the city of Chattanooga, noting that she and her family are very proud of this.

Admin. Healy stated that he did not know Mr. Bryant personally but was certain from what he had heard and from the contributions he made to this city this is a very deserving honor. He stated that he looks forward to the people in the community enjoying the Ted R. Bryant, Sr. Park.

Councilman Pierce stated that he has been with the Council for the past fifteen years and this was something requested of him from the day he took office to rename the park as the Ted Bryant Park. He stated he had resisted over the years but now thinks the proper time has come and we need to do this. At this point he recognized the presence of his wife, Sue Pierce, who was a very dear friend to Mr. Bryant. He stated his wife conversed almost on a daily basis with Mr. Bryant and when she could not reach him she would call her sister! He stated that he feels honored to be present at this time and be a part of this. He wished Mrs. Bryant-Stanley many happy yeas ahead.

Mayor Littlefield stated that this is just as Ted Bryant would have wished it.

Councilman Pierce noted that the signs would be displayed on the property as of tomorrow. Mrs. Bryant-Stanley stated that she would start planning the party!

**SPECIAL PRESENTATION: UPDATE ON THE CHATTANOOGA CREEK CLEANUP**

Mike Cohen expressed appreciation for the opportunity to update the Council on the cleanup of the Creek.

**SPECIAL PRESENTATION: UPDATE ON THE  
CHATTANOOGA CREEK CLEANUP (Continued)**

Mr. Cohen stated that he has several persons present with him and introduced Stephen Moser, Chairman of the Chattanooga Creek Cleanup Committee (4C) who is also with MeadWestvaco, one of the companies along with the federal government that is paying for this cleanup as no city funds are involved; Sandra Watson, Secretary of 4C and with Southern Wood Piedmont; Doye Cox of Barge Waggoner Sumner and Cannon in Chattanooga; Larry Johnston, Project Manager of the cleanup work from Environcon, the company hired to perform the work; and Troy Keith of the Tennessee Department of Environment and Conservation. He stated work is underway moving the contaminated soil and disposing of it properly and any impact to the neighborhood and surrounding area has been minimized. He stated they are one-third into the process and there are people working in jobs on the project from the community created by the cleanup. He reiterated that things are going well so far and they are pleased to be started.

Doye Cox stated that the project is straight forward and the intent is to remove the contaminated material from the Creek to a visual standard as the material is easily visually identified because it is black; that when it is removed the clean service is quite evident. He stated the portion of the Creek being remediated stretches from 1400 feet north of the 38<sup>th</sup> Street Bridge to the intersection of Dobbs Branch before the Branch turns to the west before it goes under and passes toward Howard High School. He stated the material will be excavated from the Creek, moved generally to a drying bed created on the project site. He stated the drying bed is lined and the run off water is collected; that the drying bed will be allowed to dry and amended with a drying agent so that it will be appropriately loaded in the trucks after it has been tested to be sure it meets landfill standards.

Mr. Cox stated the trucks will pass out of the gates of the Southern Wood Piedmont facility when they will have access to 33<sup>rd</sup> Street during school hours, go over to Broad Street and up the road "hit" the interstate. He stated they have tried to accommodate The Villages and other local residents by minimizing trucking so that they do not truck material through residential areas as they will be operating largely during the day time; that the only night operation will be to remove material from the Creek that would be divided into five sections. He stated they would pump the Creek around the sections, dry them out and excavate the material.

**SPECIAL PRESENTATION: UPDATE ON THE  
CHATTANOOGA CREEK CLEANUP (Continued)**

Mr. Cox stated they are conducting air monitoring during the first phase and many remember the first section of the Creek was cleared several years ago and air monitoring did not identify any problems associated with removal, but they are doing air monitoring as a safe guard and some water quality monitoring, as well. He stated they are treating water coming out of the active work zone and the water pumped around the Creek is water that is not contaminated and not touching anything. He stated anything they remove from the active work zone is being treated and discharged back into the Creek after being tested.

Mr. Cohen stated that Stephen Moser of MeadWestvaco would speak next. As Mr. Moser came forward an informational handout was distributed regarding the cleanup operation.

Stephen Moser stated that he serves as Chairman of the Chattanooga Creek Cleanup Committee (4C) and they are very pleased to report that they are actually in the Creek and have this final phase of cleanup underway. He stated Chattanooga has a great history of attacking difficult problems and turning them into positives and this is another example of that. He stated they are dealing with a difficult situation and turning it into a real improvement for the community; that they are very glad to be able to contribute to the revitalization of the Alton Park area and this certainly is a key element to that whole effort and one of which to be proud. He stated this project is a good example of government, industry and community working together. He stated that he knows this is not happening as quickly as everyone would have like, yet they have come together and working cooperatively and they are very pleased with the progress the neighborhood has made so far. He stated everyone wants the Creek cleaned up and everyone is working toward the goal to get it done as quickly as they can.

Mr. Moser stated he will make sure people know what is going on and will be back, hopefully, within a year or so to report that it is all completed and that is their goal. He stated if the members of the Council or constituents have questions throughout the course of the project or want to understand what is happening, they have done a couple things to make sure people understand what is going on. He stated the first thing is in reference to the informational sheet distributed and the other is that the major step was to set up a hotline at 443-2818, which is available 24 hours a day. He expressed appreciation for the support of the City Council and administration and noted that the Tennessee Department of Environment and Conservation and other government officials look forward to coming back sometime next year and reporting all is done.

**SPECIAL PRESENTATION: UPDATE ON THE  
CHATTANOOGA CREEK CLEANUP (Continued)**

Chairman Robinson expressed thanks to Messrs. Moser and Cohen and others, noting that their report was very informative.

Councilman Hakeem expressed appreciation to Mr. Cohen and others for what they have done and the way they have done it. He stated something that was significant to him is that they heard from the community that the people who live there need to be involved in the process and they have been sensitive to that and responded to it. He stated that he has a tendency to express his displeasure when companies or departments do not to that, again expressing his appreciation for their follow through.

**2005-2006 CAPITAL IMPROVEMENTS BUDGET AND  
AMEND BUDGET ORDINANCE**

Councilman Page stated this matter was discussed in today's Budget and Finance Committee meeting at which time it was noted that a small change had been made.

Councilmen Page and Rico made the motion to substitute the amendment to this Ordinance; the motion carried.

On motion of Councilman Page, seconded by Councilman Pierce,  
**AN ORDINANCE APPROPRIATING, AUTHORIZING OR ALLOCATING  
FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR  
2005-2006 AND TO AMEND THE FISCAL YEAR 2005-2006 BUDGET  
ORDINANCE NO. 11728**

passed second and final reading and was signed in open meeting.

**AGREEMENT**

On motion of Councilman Hakeem, seconded by Councilman Pierce,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE  
DEPARTMENT OF PUBLIC WORKS TO EXECUTE AN ENGINEERING  
AGREEMENT WITH CONSOLIDATED TECHNOLOGIES, INC. FOR PHASE 1  
LINER IN AREA 3 AT THE CITY LANDFILL IN AN AMOUNT NOT TO  
EXCEED THREE HUNDRED THIRTY-NINE THOUSAND SIX HUNDRED FIFTY-  
FOUR DOLLARS (\$339,654.00)**

was adopted.

### RENAMING OF PARK

On motion of Councilman Pierce, seconded by Councilwoman Rutherford,  
**A RESOLUTION RENAMING THE TENTH STREET PARK TO THE "TED R. BRYANT, SR. PARK"**  
was adopted.

### TEMPORARY USE

On motion of Councilwoman Rutherford, seconded by Councilman Rico,  
**A RESOLUTION AUTHORIZING EMJ CORPORATION TO USE TEMPORARILY THE OPEN RIGHT-OF-WAY OF THE PARKING AREA ON THE SOUTH SIDE OF RIVERFRONT PARKWAY FROM 2<sup>ND</sup> STREET TO CHEROKEE PASSAGE RELATIVE TO CONSTRUCTION OF THE WINDSOR AUGHTRY/MUSEUM BLUFF VILLAGE CONDOMINIUMS, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**  
was adopted.

### OVERTIME

Overtime for the week ending October 28, 2005 totaled \$76,496.74.

### PERSONNEL

The following personnel matters were reported for the various departments:

#### PUBLIC WORKS DEPARTMENT:

- **JOHNNY V. REESE** – Family Medical Leave, Crew Worker, City Wide Services, effective October 24, 2005 – January 16, 2006.
- **ALONZO TRAMMELL** – Termination, Crew Worker, City Wide Services, effective October 26, 2005.
- **MICHAEL THORNTON** – Promotion, Light Equipment Operator, City Wide Services, Pay Grade 5/Step 10, \$28,400.00 annually, effective October 26, 2005.

**PERSONNEL (Continued)**

CHATTANOOGA POLICE DEPARTMENT:

- **J. RYKE MERRILL** – Termination, Police Officer, effective October 26, 2005.
- **REBECCA A. ROYVAL** – Rehire, Communications Officer, Pay Grade 11/Step 6, \$32,871.00 annually, effective October 28, 2005.

CHATTANOOGA FIRE DEPARTMENT:

1. **JACK THOMPSON** – Return from Military Duty, Senior Firefighter, effective October 14, 2005.
2. **JIM COPPINGER** – Retirement, Fire Chief, effective October 28, 2005.

**PURCHASES**

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

**TENNESSEE SLING CENTER (Only bid received)**  
**R0084398/B0002565**

Guardrail Cable  
\$36,000.00

**SHERMAN DIXIE CONCRETE, INC. (Only bid received)**  
**R0084358/B0002562**

Concrete Manhole Risers  
\$25,000.00

**PURCHASES**

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



**PURCHASES (Continued)**

**NEC SOLUTION (AMERICAN), INC. (Single source)**  
**R0085538**

Fingerprint Identification System, Maintenance Agreement per TCA 6-56-304.2

\$64,602.12 (\$5,383.51 per month)

**BOARD APPOINTMENT**

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

**BOARD OF ZONING APPEALS:**

- Appointment of **STACY R. SHARPLEY** for a term expiring July 12, 2008 representing District 8.

**HEARING: JACQUELINE MCCAIN**

City Attorney Nelson reminded Council members of the hearing scheduled for Jacqueline McCain on Monday, November 7 beginning at 1 p.m. with Councilmen Benson, Hakeem and Robinson serving as the panel and Councilman Pierce as alternate.

**COMMITTEES**

Councilwoman Rutherford scheduled a **Safety Committee meeting for Tuesday, November 8 at 3 p.m.**

Councilman Rico scheduled a meeting of the **Health, Education, Human Services and Housing Opportunities Committee for Tuesday, November 8 at 3:30 p.m.**

Councilman Hakeem reminded Council members of the meeting of the **Public Works Committee scheduled for Tuesday, November 8 at 4 p.m.**

**COMMITTEES (Continued)**

Councilman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, November 15 at 3 p.m.** He stated discussion would continue regarding the code of ethics and conflict of interest policy the Committee is working on in reference to appointees to the various commissions and boards.

**DISTRICT 9 MEETING**

Councilman Hakeem stated that the District 9 meeting is scheduled for November 14 at 5:30 p.m. at the Carver Recreation Center with Mayor Littlefield as the speaker. He expressed thanks to the news media for getting this information out to the public.

**ADJOURNMENT**

Chairman Robinson adjourned the meeting of the Chattanooga Council until Tuesday, November 8, 2005 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)**