

**CITY COUNCIL BUILDING
CHATTANOOGA, TENNESSEE
JULY 31, 2012**

Chairman Ladd called the meeting of the Chattanooga City Council to order with Councilmen Benson, Berz, Gilbert, McGary, Murphy, Rico, and Scott present. Councilwoman Robinson was absent. City Attorney Michael McMahan, Management Analyst Randy Burns, and Shirley Crownover, Assistant Clerk to the Council, were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

The Pledge of Allegiance was led by Councilman Gilbert, followed by invocation.

MINUTE APPROVAL

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

CLOSE AND ABANDON

2012-034 (Jay Heavilon)

On motion of Councilman McGary, seconded by Councilman Rico,

AN ORDINANCE CLOSING AND ABANDONING THE 1600 BLOCK OF READ AVENUE FOR AN ALLEY WAY BEGINNING AT READ AVENUE GOING NORTHWESTWARDLY TO ANOTHER UNOPENED ALLEY, MORE PARTICULARLY DESCRIBED HEREIN

passed first reading.

Councilman Murphy asked if this was for a temporary use or if we were closing it down? Adm. Leach responded that their preference was to close it and let it go back on the tax rolls.

AMEND BUDGET ORDINANCE

Councilwoman Scott stated that she would not be supporting this; that she liked the concept of the History Center and hoped that they did well; however this is building infrastructure, and she had difficulty prioritizing this.

AMEND BUDGET ORD. (CONT'D):

Councilman Murphy pointed out that this is a devoted fund for economic development and is not available for other uses.

Councilman McGary added that these are capital dollars. He also wanted to make mention of the fine work that is being done by Darrell Black of the Chattanooga History Center, stating that this is a great resource.

Councilman Benson echoed the remarks of Councilmen Murphy and McGary, agreeing that this money could not be spent for anything else and would make this a more attractive project.

Councilwoman Scott felt that we could use it to pay off some of our debt, with Councilman McGary agreeing. She also wanted to know if we were collecting taxes on this property? The answer was "no".

Councilman Rico "called for the question", prompting Councilman Gilbert to call for a "point of order" in regards to Roberts Rules of Order, and the need for a motion to call for a question. **He made this motion, and it was seconded by Councilman Benson.**

On motion of Councilman McGary, seconded by Councilman Murphy,
AN ORDINANCE TO AMEND ORDINANCE 12622 KNOWN AS "THE FISCAL YEAR 2012-2013 BUDGET ORDINANCE" TO APPROPRIATE TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00) TO THE CHATTANOOGA HISTORY CENTER FROM THE ECONOMIC DEVELOPMENT FUND

passed first reading with **Councilwoman Scott** voting "no".

AMEND CITY CODE (LIBRARIES)

On motion of Councilwoman Robinson, seconded by Councilman Benson,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 22, LIBRARIES, RELATIVE TO THE BOARD OF DIRECTORS

passed first reading.

LEASE AGREEMENT

On motion of Councilwoman Berz, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO A LEASE AGREEMENT WITH LT. BRIAN COTTER FOR A HOUSE LOCATED AT 406 BROWN ROAD IN CONSIDERATION OF ONE HUNDRED DOLLARS (\$100.00) PER MONTH IN RENT AND LT. COTTER'S SECURITY SERVICES AT BROWN ACRES GOLF COURSE AND BRAINERD GOLF COURSE

was adopted.

AGREEMENT

On motion of Councilman McGary, seconded by Councilman Gilbert,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO AN AGREEMENT WITH THE ATLANTA ROWING CLUB AND CHATTANOOGA ROWING CLUB TO STAGE THE HEAD OF THE HOOCH ROWING REGATTA FOR A PERIOD OF FOUR (4) YEARS

was adopted.

TML DUES

On motion of Councilman Rico, seconded by Councilman Murphy,

A RESOLUTION AUTHORIZING THE PAYMENT OF THE 2012-2013 MEMBERSHIP DUES FOR THE TN MUNICIPAL LEAGUE IN THE AMOUNT OF THIRTY THOUSAND THREE HUNDRED FIFTY DOLLARS (\$30,350.00)

was adopted.

TALENT DIVIDEND

Councilman McGary questioned the language “and similar programs”. He wanted to know what “similar programs” would be? Councilman Rico jokingly said “sort of like”.

Attorney McMahan explained that this language was proposed by the County Attorney in an effort not to limit the Talent Dividend.

Councilman McGary felt that this was a slippery slope, stating that the Council needed to know what they were voting on. **He made the motion to strike “and similar programs”. This was seconded by Councilwoman Scott.**

Councilman Benson felt that this language was put in so that it would not pertain to a Liberal Arts Degree “only”; that it could be technical and vocational. He stated that he thought the County felt the same way about this—that this would be “closing down Chattanooga State”.

Councilman McGary felt it would be best to have any other “similar program” to make this same request. He read from the body of the Resolution, noting that that there was “nothing similar” in this language.

TALENT DIVIDEND (CONT'D):

On motion of Councilman McGary, seconded by Councilman Murphy,
**A RESOLUTION SUPPORTING THE CHATTANOOGA REGION TALENT DIVIDEND
FACILITATING COLLEGE LEVEL LEARNING**
was adopted on Roll Call vote as follows, striking the language “and similar programs”:

COUNCILMAN RICO	“NO”
COUNCILMAN MCGARY	“YES”
COUNCILMAN MURPHY	“YES”
COUNCILWOMAN SCOTT	“YES”
COUNCILMAN BENSON	“YES”
COUNCILMAN GILBERT	“YES”
COUNCILWOMAN BERZ	“YES”
CHAIRMAN LADD	“YES”

OVERTIME

Overtime for the week ending July 26, 2012, totaled \$61,458.42.

PERSONNEL

The following personnel matters were reported for the various departments:

INFORMATION SERVICES:

❖ **DAN JUSTIS**—Resignation of Telecommunications Coordinator, effective 7/20/12.

PERSONNEL (CONT'D):

CHATTANOOGA POLICE DEPT.:

- ❖ **ERIC JONES**—Resignation of Police Officer 2, effective 7/27/12.
- ❖ **EMMA MAGRUDER**—Retirement of Fingerprint Tech., effective 7/31/12

HEAD START:

- ❖ **CONNIE JOHNSON**—Retirement of Family Ser. Ass't., effective 7/1/12.

CHATTANOOGA FIRE DEPT.:

- ❖ **TERRENCE TURNER & CHARLES WALKER**—Promotion to Firefighter Senior, Range F2A, \$36, 004.00 annually, effective 7/13/12.
- ❖ **JOSHUA BURCHARD**—Suspension, 28 days without pay of Firefighter Senior, effective 6/14, 6/19-30, 8/5-29/2012.
- ❖ **CHARLES WALKER**—Military Leave for Firefighter Senior, effective 7/15-8/4/2012.

PUBLIC WORKS DEPARTMENT:

- ❖ **SALEM TEMPLIN**—3 Days Suspension without pay for Crew Supervisor 2, effective 7/12-16/2012.
- ❖ **RANDY BLEVINS**—1 Day Suspension without pay for Equipment Operator 4, effective 7/11/12.
- ❖ **JAMES L. MORGAN**—3 Days Suspension without pay for Crew Worker 1, effective 7/23-25/2012.
- ❖ **EARTHA JOHNSON**—Termination of Crew Worker 1, effective 7/23/12.

PERSONNEL (CONT'D):

- ❖ **BRIAN CATE**—Demotion of Electrician 2, Range 14, \$44,000, effective 6/29/12.
- ❖ **JOSEPH RIDGE**—Termination of Equipment Operator 5, effective 7/11/12.
- ❖ **STEVEN O'SHIELDS, SR.**—Hire Plant Maintenance Mechanic, Range 11, \$29,544.00 annually, effective 7/20/12.
- ❖ **DEWAYNE WALKER & DRAKE BOSCAINO**—Promotion to Plant Maintenance Mechanic, Range 11, \$29,544.00 annually, effective 7/20/12.

PURCHASE

On motion of Councilman Rico, seconded by Councilman Murphy, the following purchase was approved for Information Services:

LEADTHEM CONSULTING (Lowest and best bid meeting specs.)
Requisition R55897

Exchange 2010 Installation & Implementation Services

\$40,200.00

EDUCATION, ARTS & CULTURE

Adm. Crutchfield announced that this evening, at the Tivoli, there was a Reception going on for **Marilyn Harrison**; that since this meeting was very brief tonight, it would give Councilmembers the opportunity to go by and tell Marilyn “thank you”. She stated that the Reception area was set up beautifully, and she would like everyone to tell Marilyn how appreciated she is. She thanked the Council and requested that they tell Marilyn “thank you, too”.

CHIEF PARKER (DONATION)

Chief Parker reported that Bi-L0 on Signal Mountain Rd. had donated two pallets of water to the Fire Dept., valued at \$750.00.

BOARD RE-APPOINTMENTS

On motion of Councilman Gilbert, seconded by Councilman Rico, the following Board Re-Appointments were approved for the **BOARD OF GAS EXAMINERS:**

- ❖ **MARK STOLPMANN** for a Four Year Term to expire **September 9, 2016.**
- ❖ **JOHN A SMITH** for a Four Year Term to expire **September 9, 2016.**
- ❖ **RONNIE WARNOCK** for a Four Year Term to expire **October 6, 2016.**
- ❖ **JANA HALL PAPA** for a Four Year Term to expire **September 9, 2016.**
- ❖ **DOUG DAILEY** for a Four Year Term to expire **September 9, 2016.**

COMMITTEES

Councilman Murphy scheduled a **Legal, Legislative and Safety Committee** to immediately follow the Agenda Session on **Tuesday, August 7th.**

Councilman Gilbert announced a **Parks and Recreation Committee to immediately follow the Legal and Legislative Committee on Tuesday, August 7th** to discuss the Waterfront Rehabilitation Process; the addition to HDR Existing Contract; and Festival and Events Management Agreement. He also scheduled a **Parks and Recreation Committee meeting to immediately follow the Public Works Committee on Tuesday, August 14th** to discuss Moccasin Bend-Stringer's Ridge Gateway Plan and other departmental matters.

NEXT WEEK'S AGENDA: AUGUST 7, 2012

Chairman Ladd asked if there were any questions regarding next week's agenda; there being none, the meeting continued.

ADJOURNMENT

Chairman Ladd adjourned the meeting of the Chattanooga City Council until Tuesday, August 7, 2012, at 6:00 P.M.

CHAIRMAN

CLERK OF COUNCIL

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