

Municipal Building
Chattanooga, Tennessee
February 3, 1998

The meeting of the Chattanooga Council was called to order by Vice Chairman Crockett with Councilmen Hakeem, Hurley, Lively, Pierce, Rutherford and Taylor present; Chairman Swafford was absent due to death in the family; Councilman Eaves was absent due to personal commitment. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, were also present.

INVOCATION

J. B. Collins gave the invocation for the evening.

MINUTE APPROVAL

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

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT

Judge Walter Williams presented the quarterly report of City Court at this time. The complete report has been spread upon the minutes; attachments with the report are filed with minute material of this date and available for viewing.

QUARTERLY REPORT OF THE CITY COURT
TO THE CITY COUNCIL
February 3, 1998

It is my pleasure to give this quarterly report to the City Council of the operations of Chattanooga City Court. As the City Judge, it is my responsibility to ensure that all cases filed in court are properly adjudicated as expeditiously as possible. I want the Council to know that I am equally concerned that those persons who appear in Court understand the charges, the ruling of the Court, and ways to avoid future court matters. Therefore, I sometimes take a little extra time in explaining what is happening so everyone will have a greater understanding and appreciation of the judicial system.

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

Since my last report, the number of cases continues to climb. In order to handle the large numbers, I have ordered that a cap be placed on the number of cases the computer will accept for any court docket. After consultation with the police department, court clerk's office, and city attorney, I have set a limit of 150 cases per docket. In doing so I hope to reduce the overload of cases on any given day. This will not affect the overall number of cases but will hopefully keep the morning docket from running into the afternoon docket or extending the afternoon docket beyond 5 p.m. which impacts the closing of other offices that are required to remain open while court is in session. The Clerk's staff and sheriff's deputies who monitor the hall must remain on duty until Court is adjourned for the day. Therefore, we must take appropriate steps to adjourn as close to 5 p.m. as possible. I will continue to monitor this situation over the next several months and report my findings to the Legal and Legislative Committee.

(At this point Judge Taylor indicated that the City has to pay hourly overtime when they go over a certain period of time pursuant to the agreement with the City and County when they moved into the new building; that the County closes at 4 p.m. and the City at 4:30 p.m.; that for several weeks they worked until 8 p.m.)

While we have had some unusually heavy dockets, I do want to report to the Council that the City Court docket is current at this time.

I. Cases

A. Traffic and City Ordinances

For the period September 1, 1997 through December 31, 1997, the Court heard or acted upon 7,398 cases. This total represents an increase of 68 cases per month from the last quarterly report. These cases are not only speeding cases but may involve vehicle accidents and other types of city ordinance violations. I again call upon drivers in Chattanooga to take greater care in driving to avoid this steady increase in cases. (As a footnote to my report I wish to advise the Council it has been reported that there are more accidents in Chattanooga than any other city in Tennessee.) All of us must drive more defensively if we hope to reduce our local insurance rates.

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

The total number of citations paid before court was 2,022. Approximately 20% of these cases required some type of judicial action on my part but were not actually heard in open court. Essentially, I receive a large amount of correspondence from people out of town who request a waiver of court appearance. While I think people should appear as set forth in the General Order of the Court, I do make certain exceptions to avoid costly expenses to people traveling back to Chattanooga. (While I will waive some court appearances, I will not do so if it would cause any inconvenience to another involved party.)

Also, I want the Council to be aware that the Court has had to be forceful in several instances where persons have returned to court for violating the same law. Driver's licenses have been suspended with notification sent to the State Department of Safety to curtail further violations. The Court has ordered radios, amplifiers and the like removed from cars where operators violate the noise ordinance more than once. The Court will continue to do whatever is necessary, within the law, to reduce violations of City ordinances. I have a job to do and I will do my job without fear or reservation.

Finally, during this reporting period the Court has found the following areas to be "hot" spots for speeding: Hickory Valley Road; Bailey Avenue; McCallie Avenue; Veteran's Bridge; Cherokee Boulevard; South Broad Street; Hixson Pike; Highway 58; Lee Highway; North Moore Road; I-24; and I-75.

B. Parking

Parking cases continue to be heard on Friday mornings at 9 a.m. The total number of cases docketed and/or heard during the period was 2,682 cases. The total number of parking citations issued was 23,115. While a large number of parking citations are paid before court, I personally handled out of Court approximately 30% of these parking citations. Essentially, people write letters complaining or requesting consideration in paying parking fines. This requires my review of each request to determine the validity of the complaint or whether some adjustment is warranted. I have

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

established procedures in the Clerk's Office to have the parking supervisor review and assemble most of these "problem" cases and they are sent to me every Wednesday. I then review the requests, and the supervisor's recommendation, if any, and make a decision, which is communicated to the person in writing or by telephone. I am reviewing these procedures to see if we can reduce the amount of correspondence that I must act upon. During the month of December I received over 250 letters or requests.

The Court continues to see an increase in handicapped parking citations. During the months of November and December, more than 300 parking citations were written for persons who parked in "van accessible" spaces (parked on striped lines) which were brought to me for consideration. This number does not include those cases that came to court. Where persons had valid handicapped placards, I reduce the citations to "illegal parking" and assessed fines of \$10.00 to \$25.50 rather than \$100.00 for illegally parking in a handicapped space. However, if this continues to occur, I will insist that the full amount be paid. I hope the media will help get the word out that no one can park on striped lines and to do so will subject the driver to a citation bearing a stiff penalty.

The Court is also seeing a number of people illegally parking in the downtown area by crossing the street and parking facing traffic. Notwithstanding the same being illegal, it is very dangerous when the driver leaves the parking space and travels across oncoming traffic. Greater care and attention is needed in this area to avoid potential accidents.

During the last period the Court has seen a small decline in abusive actions towards parking enforcement officers but the Court still thinks an amendment to the City Code would help to send a message that such actions will not be tolerated. Also, I have instructed the Clerk's Office to return any checks or refuse payment from anyone who uses obscene or vulgar language in their remittance or correspondence and direct the person to Court. The Clerk and his deputies will show and give courtesy to all who interact with them and nothing less is expected from the public.

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

C. Environmental

While the number of environmental cases has increased, the Court recognizes that many defendants are complying before the court hearing. Also, with the addition of inspectors in Better Housing and other departments, an increase in cases is to be expected. I am pleased to report that through the efforts of the Court and others we now boast an increase in the compliance rate to 87%. This is a significant achievement but we should not be satisfied until we reach 100%. The Court continues to receive calls from other courts around the country to see what we have done to bring about more compliance in the environmental area. While my time is limited we have met with several visiting judges and officials on how to establish and operate an environmental docket or court.

During this period the Court heard 336 cases. The Court conducted approximately 12 on-site hearings. There were several serious cases brought to Court this period and I am pleased to report that all serious cases have been resolved properly in the interest of the City and property owners.

The Court is concerned that there seems to be an increase in the number of illegal dumpsites in our city. I again call upon the Legal and Legislative Committee of the Council to meet and develop or amend the City Code to address this problem. There is no reason to spend thousands of dollars upgrading communities and allow persons to dump illegally in areas around the City. I applaud the local media for the coverage it has given regarding this problem and I look forward to stronger language in the City Code to aid enforcement.

II. Revenues

As of December 31, 1997, the Court has collected revenues of \$933,489 while the annual budget projected total revenues of \$1,551,700. Also, the total excess revenue over expenditures was projected to be \$491,884 for the fiscal year and the Court is presently reporting excess revenues of \$476,724. If the revenue stream continues over the next six months, the excess revenues will exceed \$1 million. While I continue to point out

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

that it is not the mandate or purpose of the Court to necessarily be a revenue stream for the City, if we do our jobs properly and collect fines and costs assessed by the Court, there undoubtedly will be excess revenues over expenditures for general government operations. I do believe that those who use the court system should pay for the same.

As further information to the Council I would like to advise you that overall excess revenues over the last several years have increased significantly. The following is a breakdown for your information:

Year	Excess Revenues
1994	\$421,380
1995	\$749,424
1996	\$962,417

I only point this out to you to show that prior actions by the Court has proven to be in the best interest of the City of Chattanooga and I appreciate the cooperative relationship I have developed with other City employees and departments.

I thought the Council would like to know that I continue to support drivers going to Defensive Driving School in an effort to keep fines and state points from being placed against a person's driving record. For the period, 249 persons have completed the course, which is more than the number of graduates from all courts in the county combined. I hope this experience will benefit these drivers.

(Judge Williams stated those referred to Defensive Driving School are not assessed a fine at all; that all they do is assess Court costs and sometimes not even that as he is trying to help the people. He stated the State has mandated if a fine is assessed it goes on the person's driving record; that he is trying to help people keep points off their records. He stated if twelve points are received the person loses their license for a year.)

I do hope the members of the Council saw the newspaper article in the Chattanooga Free Press regarding the new web site for City Court. I am convinced that much will be gained by moving forward technologically. When first approached about this matter, I gave full support and I am pleased with the format. We must continue to make court user friendly as we move toward the new millennium.

SPECIAL PRESENTATION: JUDGE
WALTER WILLIAMS' QUARTERLY COURT
REPORT (Cont'd.)

Many thanks to all who help to make my job and operations in City Court more efficient and convenient to the public.

Respectfully submitted,
/s/
Walter F. Williams
City Court Judge

Vice Chairman Crockett congratulated Judge Williams on a very good report and expressed appreciation for his taking the time to share it with the Council and public.

REZONING

1997-233: William E. McCallie

Vice Chairman stated this matter has been requested to be tabled until February 17; that all parties involved have been notified that it would not be discussed tonight.

At this point Councilmen Hurley and Lively made the motion and second to table the matter until February 17.

Councilwoman Rutherford stated persons in opposition are present and (she) would like to see a show of hands of those present (in opposition). She expressed hope that they would come back when the matter is discussed on the seventeenth; approximately nine persons raised their hands as being present in opposition.

Councilman Pierce asked if those in opposition could be heard since they were present. Vice Chairman Crockett stated a motion to table has been made which cuts off discussion; that those involved were notified that it would not be on the agenda this evening and would be requested to be tabled until February 17.

On motion of Councilwoman Hurley, 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 6808 CONNER LANE BEING ON THE
SOUTHWEST LINE OF CONNER LANE SOUTHEAST OF LEE HIGHWAY,
FROM R-2 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL
ZONE, SUBJECT TO A CERTAIN CONDITION
was tabled until February 17.

CLOSE AND ABANDON

1997-1996: Howard Henderson

On motion of Councilman Lively, seconded by Councilman Hakeem, AN ORDINANCE CLOSING AND ABANDONING HOLMES ROAD LOCATED SOUTHEAST FROM LEE HIGHWAY, NORTHEAST OF ROBERSON ROAD, MORE PARTICULARLY DESCRIBED HEREIN SUBJECT TO A CONDITION AS SET FORTH HEREIN 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.

ABANDONMENT OF SANITARY SEWER EASEMENT

On motion of Councilwoman Rutherford, seconded by Councilman Hakeem, AN ORDINANCE ABANDONING CITY OF CHATTANOOGA SANITARY SEWER EASEMENT LOCATED ON LOTS 1, 2, AND 3 OF ROYAL COVE SUBDIVISION, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE passed first reading. On motion of Councilwoman Rutherford, seconded by Councilman Taylor, the ordinance passed third and final reading and was signed in open meeting.

AMEND ZONING ORDINANCE

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford, AN ORDINANCE TO AMEND CHATTANOOGA ZONING ORDINANCE 6958, AS AMENDED, AND TO CHANGE CERTAIN PROVISIONS WITHIN ARTICLE V, SECTION 1402(2), REGARDING PERMITTED USES WITHIN DOWNTOWN RESIDENTIAL/MIXED USE DISTRICT passed first reading.

ABANDONMENT OF SANITARY SEWER EASEMENTS

On motion of Councilman Lively, seconded by Councilman Hakeem, AN ORDINANCE ABANDONING SANITARY SEWER EASEMENTS LOCATED ON PROPERTIES OF WILL CUMMINGS HOME FOR THE AGED, INC., MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE passed first reading.

TEMPORARY USE: CHARLES B. FELTS,
III

Councilmen Hakeem and Rutherford made the initial motion and second to approve this request.

Councilman Pierce stated on last week he objected to the sign being placed on the sidewalk and still has thoughts about it and wants to support Public Works' recommendation. He stated he is going to vote to support the request tonight and inquired of the City Attorney if there is any language that can be included in the resolution so this will not set a precedent.

City Attorney Nelson stated the situation speaks for itself; that in this case the City has created the problem and believes there is no other case that would fall into this category that he knows of.

Councilman Pierce asked if something could be put in writing as part of the conditions so that if someone else comes along they will be able to see why we did it.

Councilwoman Hurley stated she shares Councilman Pierce's feelings, and Dr. Felts knows she does as she strongly supports the City's Sign Ordinance. She stated this is a very special circumstance; that the tree is there and all kinds of reasons this is not obstructing the right-of-way. She stated she plans to vote for it, also, but wants it to be designed in a very special way.

At this point City Attorney Nelson amended the end of the first paragraph in the body of the Resolution to reflect, ". . . inasmuch as the City has caused a parking problem on his property." **Councilmen Hurley and Pierce made the motion to accept the amended version of the Resolution.**

On behalf of the Council and citizens Councilwoman Rutherford expressed thanks to Dr. Felts for allowing citizens to use his lot after hours and on weekends.

On motion of Councilwoman Hurley, seconded by Councilman Pierce,
A RESOLUTION AUTHORIZING CHARLES B. FELTS, III TO USE
TEMPORARILY A PORTION OF THE CITY'S RIGHT-OF-WAY AT 102
WALNUT STREET, SUBJECT TO CERTAIN CONDITIONS, FOR
INSTALLATION OF AN ENTRANCE SIGN ON THE SIDEWALK IN
FRONT OF THE BUILDING AT SAID LOCATION
was adopted in amended form.

CONTRACT: EAST TENNESSEE GRADING,
INC.

Father Richard Coleman of the Christ Church of Hope expressed thanks to the Council and Jack Marcellis on behalf of the community, Church and the other nine residents in the area for responding to their needs; that this is the initial first step in responding and being sensitive enough to help resolve their problem. He stated they know there are other things that will have to be done but wanted to thank the Council for this first step; that he can now sleep a little better.

On motion of Councilman Lively, seconded by Councilman Hakeem, A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. SWM-6-97, HICKORY VALLEY ROAD CULVERT REPLACEMENT, TO EAST TENNESSEE GRADING, INC., FOR THEIR LOW BID IN THE AMOUNT OF TWO HUNDRED TWENTY-ONE THOUSAND DOLLARS (\$221,000.00) was adopted.

CHANGE ORDER

On motion of Councilman Lively, seconded by Councilwoman Hurley, A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 2 (FINAL), CONTRACT NO. 73b-2, BIG RIDGE COLLECTION SYSTEM IV, WITH MAYSE CONSTRUCTION COMPANY, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY FIFTY-TWO THOUSAND, NINE HUNDRED SIXTY-SIX AND 23/100 DOLLARS (\$52,966.23) FOR A REVISED CONTRACT AMOUNT OF TWO MILLION, FOUR HUNDRED SEVENTY-NINE THOUSAND, SIX HUNDRED TWENTY-SEVEN DOLLARS (\$2,479,627.00) was adopted.

BONDS

Councilman Pierce inquired as to whether "M.L. King Boulevard" can be used instead of "Ninth Street" in project CSO 6A and 6B, 14th Street, 6th Street and Ninth Street, since the name was changed several years ago.

Admin. Marcellis stated the Ninth Street designation goes back before the renaming of M.L. King Boulevard on the EPA documents.

Councilman Pierce stated the EPA documents need to be changed; that he would like for it to be related to as "M.L. King Boulevard" rather than Ninth Street.

BONDS (Cont'd.)

City Attorney Nelson included "M.L. King Boulevard" in parenthesis immediately following the Ninth Street designation in the caption and body of the Resolution.

Councilman Pierce stated he will accept this notation as it is a start.

On motion of Councilman Hakeem, seconded by Councilwoman Hurley,
A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF BONDS
IN THE AGGREGATE AMOUNT NOT TO EXCEED SEVENTY MILLION
DOLLARS (\$70,000,000.00) OF THE CITY OF CHATTANOOGA,
TENNESSEE FOR THE PURPOSE OF PAYING ALL OR A PORTION OF
THE COSTS OF: COMPUTER HYDRAULIC MODEL; MOCCASIN BEND
WASTEWATER TREATMENT PLANT (LIQUID FACILITIES)
EXPANSION AND IMPROVEMENT; MOCCASIN BEND WWTP INFLUENT
RELIEF PUMP STATION AND FORCE MAIN; MOCCASIN BEND WWTP
OUTFALL DIFFUSER, MOCCASIN BEND WWTP
PRETREATMENT/INFLOW AND INFILTRATION/SEWER MAINTENANCE
BUILDINGS AND LAB RENOVATION; REGIONAL METERING
STATION; OVERFLOW MONITORING/ALARM SYSTEM; COMBINED
SEWER OVERFLOW FACILITY PLAN AMENDMENTS; RAIN AND RIVER
GAUGES; CONTRACT CSO NO. 2 CENTRAL AVENUE CONTROL
FACILITY; CONTRACT CSO NO. 3 WILLIAMS STREET CONTROL
FACILITY; CONTRACT CSO NO. 3A 19TH STREET PUMP STATION
UPGRADE; CONTRACT CSO NO. 4A CARTER STREET CONTROL
FACILITIES; CONTRACT CSO NO. 4B 19TH STREET CONTROL
FACILITIES; CONTRACT SR-3-95 23RD STREET CURED IN PLACE
REHABILITATION; CONTRACT SR-2-96 BAILEY CURED IN PLACE
REHABILITATION; CONTRACT CSO NO. 5 CITICO CREEK CONTROL
FACILITY; NORTHWEST GEORGIA REGIONAL INTERCEPTOR
SYSTEM; CONTRACT CSO NO. 6A & 6B 14TH STREET, 9TH
STREET, & 6TH STREET CONTROL FACILITY; CONTRACT CSO NO.
7 TREMONT CONTROL FACILITY; CONTRACT CSO NO. 8 SEWER
SEPARATIONS; COLLEGEDALE INTERCEPTOR AND PUMP STATION
PURCHASE AND IMPROVEMENTS; CONTRACT 45A,
HARRISON/CONNECTOR; CONTRACT 73D, LAKESHORE AREA SEWER;
CONTRACT 99C, EMERGENCY SEWER REPAIRS; RIVERBANK
PROTECTION OF SEWERS; CONTRACT 28F EP1 & EP2 PUMPS &
SCREENS FOR INFLUENT RELIEF PUMP STATION & FORCE MAIN;
CONTRACT 28G EP1 INFLUENT PUMPS, MOTORS AND SHAFTS;
CONTRACT 28G EP2 FINE SCREENS; CONTRACT 28G EP3 SIPHON
SLUDGE COLLECTION EQUIPMENT; CONTRACT 28G EP4 TEST
MIXERS; PHASE IB CLOSURE, SUMMITT; RUN-ON DIVERSION

BONDS

(Cont'd.)

PIPELINE, SUMMITT; HEAVY EQUIPMENT; FENCING, SUMMITT; PHASE II CLOSURE, SUMMITT; AREA IIB LINER, BIRCHWOOD; GARBAGE TRANSFER STATION; SUPPORT FACILITIES, ADMINISTRATION, MAINTENANCE AND SCALE BUILDINGS, TRUCK WASH, SCALES, BIRCHWOOD; MONITORING WELLS; PERSONNEL FACILITIES, NORTH HAWTHORNE; LEACHATE COLLECTION SYSTEM BIRCHWOOD; AND DRAINAGE PROJECTS, CITY-WIDE.

was adopted.

AGREEMENT: M.L. KING DEVELOPMENT CORPORATION (BESSIE SMITH HALL AND MUSEUM TRANSFER)

Councilman Hakeem stated this matter was discussed in today's Budget and Finance Committee and comes with the Committee's recommendation for approval.

On motion of Councilwoman Hurley, seconded by Councilman Pierce, A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE M. L. KING DEVELOPMENT CORPORATION TO EXCHANGE THE CITY'S INTEREST IN THE SOLAR TRAINING INSTITUTE FOR THE CORPORATION'S INTEREST IN THE BESSIE SMITH HALL AND MUSEUM PROPERTY was adopted.

OVERTIME

Overtime for the week ending January 30, 1998 totaled \$95,223.43.

PERSONNEL

The following personnel matters were reported for the Human Services Department:

Admin. Turner clarified that the personnel matters for Human Services should reflect "resignations" as opposed to "terminations" erroneously reported on the information Council members have in their notebooks.

Councilman Hakeem inquired as to whether the positions will be refilled. Admin. Turner's response was "yes."

NANCY OWENS -- Resignation, Teacher Assistant, Head Start, effective January 16, 1998.

PERSONNEL (Cont'd.)

WANDA COTHRAN -- Resignation, Dietary Supervisor, Head Start, effective January 23, 1998.

SCARLETT WALKER -- Resignation, Family Service Assistant, Head Start, effective January 22, 1998.

PRISCILLA THORNTON -- Resignation/Medical Disability, Social Services Coordinator, effective January 20, 1998.

PURCHASE

On motion of Councilwoman Hurley, seconded by Councilman Pierce, the following purchase was approved for use by the Human Services Department:

COTHAM CONSTRUCTION COMPANY (Lower and better bid)
Requisition No. R0030252

Purchase of Contract for Renovations at Avondale Center

\$144,800.00

PURCHASE

On motion of Councilman Hakeem, seconded by Councilman Lively, the following purchase was approved for use by the General Services:

JAT OIL (Overall low bid with 56% of 49 items bid)
Requisition No. R0032261

Purchase of Six Month Requirements Contract for Oil, Transmission Fluid, Lubricants, etc.

(Price information available and filed with minute material)

PERSONNEL

The following personnel matter was reported for the Public Works Department:

CLARENCE WILLINGHAM -- Laborer III, Retirement (after 41 years of service), effective January 30, 1998.

PURCHASE

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

ENVIREX/DICKSON PEARSON (Sole Distributor for the State of Tennessee)
Requisition No. R0031524

Purchase of Plastic Chain, Sprockets and Flights per TCA 6-56-301
\$103,030.00

R&R ENVIRONMENTAL (Best bid for the City of Chattanooga)
Requisition No. R0031456

Purchase of Contract to Supply Cleaning and Water Blasting
(Price information available and filed with minute material)

BOC GASES (Only bid received)
Requisition No. R0031457

Purchase of Twelve Month Requirements Contract to Supply Lime Slurry (Carbide)
\$32.00/ton

MECHANICAL ASSOCIATES (ALTERNATE #2 BID) (Lower and better bid)
Requisition No. R0031040

Purchase of HVAC System
\$32,873.00

PERSONNEL

The following personnel matters were reported for the Fire Department:

EARL E. ATCHLEY, JR. -- Retirement, Lieutenant, effective February 2, 1998.

PURCHASE

On motion of Councilman Lively, seconded by Councilwoman Rutherford, the following purchase was approved for use by the Fire Department:

MOTOROLA, INC. (Per State Contract SWC420)
Requisition No. R0027489

Purchase of Portable and Mobile Radios and Accessories

\$107,715.18

PERSONNEL

The following personnel matters were reported for the Police Department:

PAUL E. MANSELL, JR. -- Rehire, Patrolman, Pay Grade 10/Step 1, \$21,747.00 annually, effective January 30, 1998.

PHILLIP T. MOSER -- Transfer/Promotion, Police Cadet, Pay Grade 10/Step 1, \$21,747.00 annually, effective January 30, 1998.

CRAIG W. JOEL -- Transfer, Police Cadet, Pay Grade 10/Step 2, \$22,563.00 annually, effective January 30, 1998.

KEITH HUDGINS -- Hire, Police Cadet, Pay Grade 10/Step 2, \$21,747.00 annually, effective February 2, 1998.

SCOTT A. BALES, RAYMOND C. BRANTIS, KENNETH BURNETT, JR., WILLIAM E. EPLING, DONNA M. HOFFPAUIR, KENNETH HOGANS, JR., CHRISTOPHER INDICO, CHAD A. JESTER, KARL E. LEWIS, DENNIS PEDIGO, JR., BRIAN S. RUSSELL, RODNEY C. THOMPSON, DENNIS WILLOUGHBY -- Hire, Police Cadet, Pay Grade 10/Step 1, \$21,747.00 annually, effective January 30, 1998.

ANTHONY W. CHATMAN, PHILLIP B. DARWIN, SCOTT F. FULGHAM, ELECIA L. JENKINS, STUART K. MABRY, TRACY L. MCGHEE, CHRISTOPHER MCLEOD, CLARENCE RANDOLPH, JR., MATTHEW L. ROGERS -- Hire, Police Cadet, Pay Grade 10/Step 2, \$22,563.00 annually, effective January 30, 1998.

PURCHASE

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

AMERICAN PAPER & TWINE CO. (Contract renewal)
Contract No. P1146386

Purchase of extension of Contract for Paper Goods

(Price information filed with original Contract)

REFUNDS

On motion of Councilman Pierce, seconded by Councilman Hakeem, the Administrator of Finance was authorized to issue the following refunds:

CHATTEM CHEMICALS, INC. -- Bill No. 65548, Amended 1996 report for second time to correct costs, \$4,116.80

AIM CENTER, INC. -- Bill No. 16, Taxes exempt for 1996, \$1,495.80

CHATTANOOGA HOUSING AUTHORITY -- Bill No. 9610, Non-taxable for 1996 per Admin. Judge, \$22,484.30

FOOD LION, INC. -- Bill Nos. 66593, 66596, 66597, 66592, 66595, 66598, 66594, E & R, \$2,734.89

BOARD APPOINTMENTS

On motion of Councilman Hakeem, seconded by Councilwoman Hurley, the following Board re-appointments/appointments were approved:

CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY BOARD:

--The re-appointment of Isabel Langley, Rick Hitchcock, Randolph Martin, Sr., Jill Hindman, and Joe Hutcherson for terms to expire February 3, 2003; and the appointment of STEVE JETT, WANZA LEE, EDNA VARNER AND KIM KINSEY for terms to expire February 3, 2003.

COMMITTEES

Councilman Pierce reminded Council members of the meeting of the **Safety Committee** scheduled for **Tuesday, February 10 at 4:30 p.m.**

Councilman Lively asked Judge Williams if he would put in writing his concerns for discussion for the Legal and Legislative Committee so that Council members can peruse it and see what it is he (Judge) has in mind. Judge Williams indicated that he will try to put the information in writing, but it will not be this month; that it will be in March. He indicated he just cannot get to a Committee meeting on Tuesdays (due to the Court's docket). Councilman Lively stated once the written information is received and the information read, a meeting can be set on another day other than Tuesday.

COMMITTEES (Cont'd.)

Councilman Hakeem stated a Budget and Finance Committee meeting was held earlier to day and the Council has acted on the issue discussed in Committee.

REZONING CASE 1998-019: JOHN WISE

Councilman Taylor stated it has been requested that the rezoning request on next week's agenda, Ordinance 6(j) - John Wise (1998-019), be deferred one week from its first reading so that the applicant can meet with representatives of the Design Studio and CNE in an effort to clarify conditions.

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the rezoning request was tabled until February 17.

EASTGATE MEETINGS

Councilwoman Rutherford expressed appreciation to everyone for their attendance at last week's public meetings regarding Eastgate. She expressed appreciation to Vice Chairman Crockett for his attendance at the sessions. She indicated there was average of over 200 people at each of the public meetings; that she looks forward to some good things (at Eastgate) in the very near future.

Vice Chairman Crockett stated there was a good meeting in Eastgate and a good opportunity to hear what people are thinking and saying about it as to how they want their community and roads designed.

ORCHARD KNOB AND GLENWOOD
COMMUNITY MEETINGS

Councilman Hakeem stated last Monday there was a community meeting in Orchard Knob and on last Thursday, there was a a community meeting in Glenwood; that there was not 200 people but hard working groups of people who will be asking the City to assist them in a better community.

FORMER COMMISSIONER JOHN P.
FRANKLIN

Councilman Taylor recognized the presence of former Commissioner of Education, John P. Franklin and congratulated him on the renaming of Alton Park Middle School to "John P. Franklin Middle School".

RAINOW BYRD-BALDWIN

Councilman Taylor recognized the presence of Rainow Byrd-Baldwin, a Consultant from Gilbert, Arizona who is visiting the area.

ADJOURNMENT

Vice Chairman Crockett adjourned the meeting until Tuesday, February 10, 1998 at 6 p.m.


CHAIRMAN


CLERK OF COUNCIL

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