

**City Council Building  
Chattanooga, Tennessee  
January 4, 2000**

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

**RECOGNITION OF GUESTS**

Chairman Lively thanked everyone for being present for the Council's first meeting in the new Assembly Room. He recognized the presence of special guests who were in attendance, which included former Councilman Ron Littlefield, (former) City Commissioner John Franklin, County Commissioner Joanne Favors and Board of Education Chairman Charles Love.

**INVOCATION**

Invocation was given by J. B. Collins.

**NOTE OF THANKS!**

Chairman Lively expressed thanks to Jerry Mitchell for the efforts his department put forth in providing preliminary landscaping to the front of the (new) Council Building. He expressed thanks to representatives of Franklin Architects who designed the building and stated so far he has not heard anyone who did not think the building was outstanding! He expressed special thanks to Randy Burns for the assistance he provided, and everyone else who played a part in readying the building.

**MINUTE APPROVAL**

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford, the minutes of the previous meeting were approved as published and signed in open meeting.

**SPECIAL PRESENTATION BY MAYOR  
KINSEY**

Mayor Kinsey stated everyone should be proud of this facility; that the new Council building is a facility that the City of Chattanooga deserves. He stated there have been so many times when the Council had issues and many were not able to get in to see the proceedings, and this new Assembly Room will change all that. He stated all should be commended to have had the foresight to do this; that this is an absolutely wonderful reuse of a building that is 63 years old. He expressed appreciation to the Council for their efforts and stated that he is pleased to serve with everyone on the Council.

Mayor Kinsey stated that the announcement he will make is one he hoped would have come about two weeks ago. He stated he received notice from Tran-State Airlines, which is the carrier currently for United Express, that our regional service from Chattanooga to Chicago would be terminated; that at that time United Airlines indicated they would substitute another carrier that could start but would be bringing in turbo props at that time. He stated he, Hugh Davis (President of the Airport Authority) and Lloyd Stanley (Vice Chairman of the Airport Authority Board) got together and said they could do better. He stated two years ago when the U. S. Department of Transportation made slots available for us, we lobbied hard to get American at that time for two reasons: American Eagle is the country's largest regional air carrier and they have all regional jets, and in addition, they told us they would institute service to Dallas shortly thereafter. He stated they were unsuccessful in getting the U. S. Department of Transportation to grant service to American Eagle. He stated one of the fears they had at the time was that it was a small carrier and would not be able to handle the service; that their fears have been proven correct and they are pulling out of Chicago.

Mayor Kinsey continued by stating the community pulled together, along with businesses from the Chamber of Commerce, all members of the Airport Authority, the City Council, the heads of the Dalton and Cleveland Chambers of Commerce, the Mayors of Cleveland and Dalton and everyone in between sent letters to the U.S. Department of Transportation to grant new slots to American Eagle. He announced that he was pleased to say within the last couple hours the U. S. Department of Transportation granted slots to American Eagle and they have accepted. He stated over the next couple weeks the scheduled will be analyzed; that there will be some lag time as Tran-State will be leaving on February 8 and there will be some several weeks delay with no service to Chicago. He stated the long term prospects are so much better; that he was on the telephone with the Senior Vice President of American Eagle a couple days ago and there was a discussion about starting service to Dallas and (he) will continue to work on that. He stated American Eagle will have all jets and that will be a great improvement. He stated without the efforts of everyone on the Council this would not be happening; that it is now official and everyone can look forward to that. He stated this is a great way to start the year and that he looks forward to many more great sessions in the new building.

**(At this point Chairman Lively passed the gavel to Vice Chairman Hakeem and excused himself from the meeting due to a prior commitment.)**

Prior to continuing the meeting, Vice Chairman Hakeem stated the cooperation between the Council and administration has been great in making this new facility a reality; that it shows again truth to the phrase, "working together works".

**CLOSE AND ABANDON**

**1999-195: Highland Group**

On motion of Councilman Pierce, seconded by Councilwoman Hurley,

**AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED ALLEY SOUTHEAST OF FILLMORE STREET (UNOPENED) AND FILLMORE STREET SOUTHWEST OF EAST 16<sup>TH</sup> STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE**

passed second reading. On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the Ordinance passed third and final reading and was signed in open meeting.

**CLOSE AND ABANDON**

Councilman Franklin stated Ordinances (a), (d), (e), (f), (g) and (h) were discussed in the Public Works Committee meeting earlier today and are all recommended for approval.

**1998-174: American Materials Technologies, LLC**

There was no opposition present.

Mr. Pace stated this request is in the area south of Jersey Pike and east of Highway 153. He stated the recommendation from the Planning Commission is for approval.

On motion of Councilman Eaves, seconded by Councilman Franklin,

**AN ORDINANCE CLOSING AND ABANDONING STREETS AND ALLEYS LOCATED SOUTHEAST OF JERSEY PIKE, NORTHEAST OF HIGHWAY 153, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**

passed first reading.

**REZONING**

**1999-213: John Pauley, Nilesh Mehta, Dheraaj Desai and Naven Patel**

Councilman Crockett stated that the attorney for the applicant called the Council Office this morning and asked that this matter be deferred two weeks; that they were unable to get the information they needed due to the holidays.

On motion of Councilman Crockett, seconded by Councilwoman Hurley,

**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 4112 HIGHWAY 153, MORE PARTICULARLY DESCRIBED HEREIN, FROM C-2 CONVENIENCE COMMERCIAL ZONE TO C-1 HIGHWAY COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS**

was tabled two weeks (January 18, 2000).

**AMEND CITY CODE**

On motion of Councilwoman Hurley, seconded by Councilman Franklin,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 3, SECTION 3-55, RELATIVE TO THE PROHIBITION OF OFF-PREMISE SIGNS ALONG SCENIC CORRIDORS**

passed first reading.

**AMEND CITY CODE**

On motion of Councilwoman Hurley, seconded by Councilman Franklin,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 3, SECTION 3-102(h), RELATIVE TO THE JURISDICTION OF THE BOARD OF SIGN APPEALS**

passed first reading.

**FRANCHISE: ITC^DELTACOM  
COMMUNICATIONS, INC.**

On motion of Councilwoman Rutherford, seconded by Councilman Crockett,  
**AN ORDINANCE GRANTING UNTO ITC^DELTACOM  
COMMUNICATIONS, INC. A FRANCHISE TO INSTALL AND  
MAINTAIN FIBER OPTIC TELECOMMUNICATIONS CABLES IN  
CERTAIN RIGHTS-OF-WAY IN THE CITY OF CHATTANOOGA TO  
PROVIDE TELECOMMUNICATION SERVICES, SUBJECT TO  
CERTAIN CONDITIONS**

passed first reading.

**CLOSE AND ABANDON**

**1999-201: Clyde and Elizabeth Fuller**

**AN ORDINANCE CLOSING AND ABANDONING THE 2900 BLOCK OF  
BALDWIN STREET, NORTHEAST OF ALTON PARK BOULEVARD,  
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON  
PLAT ATTACHED HERETO AND MADE A PART HEREOF BY  
REFERENCE**

passed first reading.

**CLOSE AND ABANDON**

**1999-203: City of Chattanooga - General Services/Real Property**

There was no opposition in attendance.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,  
**AN ORDINANCE CLOSING AND ABANDONING THE 1100 BLOCK OF  
NORTH WILLOW STREET, NORTHEAST OF COOLEY STREET,  
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON  
PLAT ATTACHED HERETO AND MADE A PART HEREOF BY  
REFERENCE, SUBJECT TO CERTAIN CONDITIONS**

passed first reading.

**CLOSE AND ABANDON**

**1999-214: S. Reginald Ruff, III**

There was no opposition in attendance.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

**AN ORDINANCE CLOSING AND ABANDONING THE 2600 BLOCK OF MITCHELL STREET, SOUTHWEST OF WEST 26<sup>TH</sup> STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON PLAT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE**

passed first reading.

**AMEND 1999/2000 BUDGET ORDINANCE NO. 10872**

Councilwoman Rutherford stated this matter was discussed in Committee this afternoon and is recommended for approval.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

**AN ORDINANCE TO AMEND ORDINANCE NO. 10872, ENTITLED "AN ORDINANCE TO PROVIDE REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1999, AND ENDING JUNE 30, 2000, AND APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; AND PROVIDE FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES." SO AS TO PROVIDE FOR CERTAIN CHANGES IN APPROPRIATIONS SET OUT IN SECTION 5**

passed first reading.

**CHANGE ORDER**

Councilman Franklin stated Resolutions 7(a), (b), (c), (d), (g) and (h) were discussed in Public Works Committee and are recommended for approval.

**CHANGE ORDER (Continued)**

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1, CONTRACT NO. 28G, MOCCASIN BEND WASTEWATER TREATMENT PLANT, PLANT EXPANSION AND WET WEATHER TREATMENT, WITH 3D ENTERPRISES CONTRACTING CORPORATION, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY TWO HUNDRED SIXTY-TWO THOUSAND, ONE HUNDRED TEN DOLLARS (\$262,110.00), FOR A REVISED CONTRACT TOTAL OF EIGHTEEN MILLION, SEVEN HUNDRED TWELVE THOUSAND, ONE HUNDRED TEN DOLLARS (\$18,712,110.00), AND WHICH CHANGE ORDER INCREASES THE CONTRACT TIME BY TEN (10) CALENDAR DAYS FOR A REVISED COMPLETION DATE OF AUGUST 6, 2000**

was adopted.

**TEMPORARY USE: BRIDGEVIEW GALLERY**

On motion of Councilman Crockett, seconded by Councilwoman Rutherford,

**A RESOLUTION AUTHORIZING BRIDGEVIEW GALLERY TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT 340 FRAZIER AVENUE FOR INSTALLING AN AWNING, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS**

was adopted.

**TEMPORARY USE: FIRST FREEWILL BAPTIST CHURCH**

On motion of Councilwoman Hurley, seconded by Councilman Crockett,

**A RESOLUTION AUTHORIZING FIRST FREEWILL BAPTIST CHURCH TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT THE INTERSECTION OF ASHLAND TERRACE AND ELY ROAD FOR REPLACEMENT OF A MISSING DIRECTIONAL SIGN, SUBJECT TO CERTAIN CONDITIONS**

was adopted.

**TEMPORARY USE: PRISCILLA GUZMAN**

On motion of Councilman Crockett, seconded by Councilman Franklin,

**A RESOLUTION AUTHORIZING PRISCILLA GUZMAN TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT AN ALLEY LOCATED BETWEEN 13<sup>TH</sup> AND 14<sup>TH</sup> STREETS FOR LANDSCAPING AND INSTALLING A WOODEN SECURITY FENCE, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS**

was adopted.

**PROPERTY PURCHASE**

Councilwoman Rutherford stated this matter was discussed in Committee this afternoon and is recommended for approval. (Councilman Eaves "wholeheartedly" seconded the motion!)

On motion of Councilwoman Rutherford, seconded by Councilman Eaves,

**A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY LOCATED IN EAST BRAINERD AND MORE PARTICULARLY DESCRIBED HEREIN FROM GEORGE K. HENSHALL AND FAITH B. HENSHALL FOR USE AS A PARK**

was adopted.

**GRANT**

On motion of Councilman Pierce, seconded by Councilman Crockett,

**A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO SERVE AS FISCAL AGENT FOR A GRANT OF THIRTY-TWO THOUSAND, SIX HUNDRED DOLLARS (\$32,600.00) RECEIVED FROM THE MARY REYNOLDS BABCOCK FOUNDATION FOR THE JEFFERSON HEIGHTS NEIGHBORHOOD COALITION TO PARTICIPATE IN THE FOUNDATION'S COMMUNITY PROBLEM SOLVING PROGRAM**

was adopted.

**CHANGE ORDER**

Councilman Crockett inquired as to this property. Admin. Marcellis stated that it is the old Eureka Foundry building; that this will be the site for the 19<sup>th</sup> Street CSO. He stated the building is down, now, and it is a leveled lot; that the design is being completed.



**CHANGE ORDER (Continued)**

On motion of Councilman Franklin, seconded by Councilwoman Hurley,

**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1, CONTRACT NO. DM-1-99, OLD EUREKA FOUNDRY DEMOLITION, WITH STEIN CONSTRUCTION COMPANY, WHICH CHANGE ORDER DECREASES THE CONTRACT AMOUNT BY ONE THOUSAND, ONE HUNDRED DOLLARS (\$1,100.00) FOR A REVISED CONTRACT TOTAL OF SIXTY-ONE THOUSAND, EIGHT HUNDRED SEVENTY-EIGHT DOLLARS (\$61,878.00)**

was adopted.

**CHANGE ORDER**

On motion of Councilman Franklin, seconded by Councilman Crockett,

**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 3, CONTRACT NO. CSO-2-98, CENTRAL AVENUE CSO CONTROL FACILITY, SCHEDULE II (CONTROL FACILITY), WITH CROWDER CONSTRUCTION COMPANY, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY SIXTY-NINE THOUSAND, FOUR HUNDRED TWO AND 39/100 DOLLARS (\$69,402.39), FOR A REVISED CONTRACT AMOUNT OF TEN MILLION, FIVE HUNDRED NINETY-THREE THOUSAND, NINE HUNDRED SIX AND 47/100 DOLLARS (\$10,593,906.47)**

was adopted.

**OVERTIME**

Overtime for the weeks ending December 24, 1999 (\$33,630.73) and December 31, 1999 (\$99,806.20) totaled \$133,436.93.

**PURCHASE**

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

**BOILER AND HEAT EXCHANGE (Change Order #1)**  
**PP13523**

Installation of new boiler at Avondale Center

\$32,7400.00 (Original Contract: 10/27/99)  
1,600.00 (Change Order #1)  
\$34,340.50 (Total Contract Amount)

**PERSONNEL**

The following personnel matters were reported for the Parks and Recreation Department:

**CYNTHIA SMITH-PERKINS** -- New Hire, Program Management Coord., Pay Grade 12/Step 1, \$15,262.00 annually, effective December 27, 1999.

**DONALD R. JACKSON** -- Resignation, Zookeeper, effective January 4, 2000.

**CHRIS M. DOWNEY** -- New Hire, Zookeeper, Pay Grade 6/Step 1, \$18,574.00 annually, effective January 5, 2000.

**HARRY J. RAWLINGS** -- Terminated, Crew Worker, TN Riverpark Downtown, effective December 28, 1999.

**PERSONNEL**

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

**GARY M. FRANKS** -- New Hire, Shop Supervisor, Fleet Maintenance 12<sup>th</sup> Street Garage, Pay Grade 18/Step 1, \$31,950.00 annually, effective January 14, 2000.

**BRIAN KIESCHE** -- Promotion, Director, Fleet Services, Pay Grade 25/Step 7, \$52,074.00 annually, effective December 31, 1999.

**PERSONNEL (Continued)**

**JEFFERY MULLINS, REGINALD TAYLOR, ROBERT HARALSON, ARNOLD BOWMAN** -- New Hire, Mechanic I, Fleet Maintenance 12<sup>th</sup> Street Garage, Pay Grade 9/Step 1, \$21,918.00 annually, effective December 31, 1999.

**STEVE BRUMLOW, JOHN WATKINS** -- New Hire, Mechanic I, Fleet Maintenance Amnicola, Pay Grade 9, Step 3, \$24,110.00 annually, effective December 31, 1999.

**DAVID DENNIS** -- New Hire, Mechanic I, Fleet Maintenance Amnicola, Pay Grade 9/Step 1, \$21,918.00 annually, effective December 31, 1999.

**ERNEST PORTER** -- Promotion, Vehicle Servicer, Fleet Maintenance 12<sup>th</sup> Street Garage, Pay Grade 6/Step 3, \$20,432.00 annually, effective December 22, 1999.

**PERSONNEL**

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

**WALTER PATTERSON** -- Promotion, Plant Maintenance Lubricator, Waste Resources, Pay Grade 6/Step 1, \$18,574.00 annually, effective December 15, 1999.

**QUINTAS E. THOMAS** -- Termination, Heavy Equipment Operator, Waste Resources, effective December 9, 1999.

**JACKIE WALDEN** --- Voluntary Demotion, Crew Worker, Waste Resources, Pay Grade 3/Step 7, \$19,952.00 annually, effective December 27, 1999.

**EUGENE HICKS** -- Retirement, Heavy Equipment Operator, Waste Resources, effective December 31, 1999.

**JOHN LESLIE** -- Retirement, Plant Operator Senior, Waste Resources, effective December 31, 1999.

**JACKIE MCCRARY** -- Resignation, Heavy Equipment Operator, Waste Resources, effective December 21, 1999.

**WESLEY B. WILSON** -- Voluntary Demotion, Custodian, City-wide Services, Pay Grade 2/Step 3, \$15,527.00 annually, effective December 29, 1999.

**MARTIN G. SANDERS** -- Lateral Transfer, Crew Worker, City-wide Services, Pay Grade 3/Step 11, \$23,607.00 annually, effective December 29, 1999

**PERSONNEL (Continued)**

**BEATRICE J. STARR** -- Promotion, Office Assistant, City-wide Services, Pay Grade 3/Step 9, \$21,780.00 annually, effective December 20, 1999.

**TELLY E. GRANT** -- Promotion, Equipment Operator, City-wide Services, Pay Grade 6/Step 1, \$18,574.00 annually, effective December 15, 1999.

**MORRIS L. FITTEN** -- Family medical Leave, Sanitation Worker, City-wide Services, effective December 16, 1999- January 5, 2000.

**JOHN D. WILBANKS** -- Reinstatement, Electrical Sign Inspector, Codes & Inspection, Pay Grade 10/Step 2, \$24,185.00 annually, effective January 7, 2000.

**EMERGENCY PURCHASE**

On motion of Councilwoman Hurley, seconded by Councilman Pierce, the emergency purchase of a contract for construction of a staircase at Second Street, west of Power Alley, leading to the Public Plaza at Bell South Stadium for the Public Works Department, in the amount of \$72,860.00 issued to Chattanooga Baseball, LLC was approved and duly signed in open meeting.

**PERSONNEL**

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

**HERMAN A. WILLIAMS, JR.** -- Retirement (after 25 years service), Relief Driver, effective December 31, 1999.

**JAMES M. MOORE** -- Suspension (2 days without pay), Captain, effective January 13-14, 2000.

Councilman Pierce inquired as to when the next Academy will start. Chief Coppinger stated that the next Academy will begin around the middle of February. Councilman Pierce inquired as to whether the recruits have already been selected. Chief Coppinger responded "no".

**PERSONNEL**

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

**TODD COLEMAN** -- Suspension (7 days without pay), Police Officer, effective January 7-13, 2000.

**ALBERT TALLANT** -- Suspension (10 days without pay), Police Officer, effective January 16-25, 2000.

**MARGARET H. CHASTAIN** -- Transfer, Office Assistant, Pay Grade 5/Step 10, \$26,012.00 annually, effective December 30, 1999.

**CHARLENE HOLLOWAY** -- Resignation, effective December 30, 1999.

**MICHAEL H. TWITTY** -- Retirement (26 years of service), Sergeant, effective December 30, 1999.

**PERSONNEL**

The following personnel matter was reported for the Finance Department:

**DONALD A. BAIN** -- Retirement (35 years of service), Assistant Finance Officer, effective December 30, 1999.

**REFUND**

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford, the Administrator of Finance was authorized to issue the following refund:

**AMERICAN HOME PATIENT CENTERS, INC.** -- Per. No. 0087446, \$1,938.59

**BOARD APPOINTMENTS**

On motion of Councilwoman Rutherford, seconded by Councilman Eaves, the following Board appointments were approved:

**CHATTANOOGA COMMUNITY DEVELOPMENT ADVISORY BOARD:**

- The appointment of **JONATHAN BELL, MARTI BROWN AND RUTH RUTLAND** for terms ending January 31, 2000.

**HEARING**

City Attorney Nelson stated Officer Stephen Coleman has requested a hearing to appeal an internal investigation. Ofcr. Coleman's hearing was scheduled for **Monday, January 24 beginning at 6 p.m.** with Councilmen Franklin (Chairman), Rutherford and Hurley serving as the panel hearing the appeal.

**COMMITTEES**

Councilman Crockett scheduled a meeting of the **Economic Development Committee for Tuesday, January 11 immediately following the Public Works Committee meeting.** He stated the purpose of the meeting is to revisit the issues discussed regarding the expansion of the south campus at UTC.

Councilwoman Rutherford stated the Parks and Recreation Committee met today and was presented the Millennium Plan, which is a five mile addition to the Riverwalk. She stated the Plan sounds very exciting and that all are looking forward to it; that plans are for work to begin next fall with an 18 months completion time.

A meeting of the **Legal and Legislative Committee was scheduled for Tuesday, January 11 immediately following the Economic Development Committee meeting** to discuss the M. C. Properties rezoning request.

Vice Chairman Hakeem scheduled a meeting of the **Budget and Finance Committee for Tuesday, January 18.**

**CITY/COUNTY ISSUES**

Councilman Pierce asked Councilman Eaves to give an update on the article that appeared in the weekend's newspaper.

Councilman Eaves stated there has been a lot of controversy surrounding city and county issues; that some people have made very bad statements concerning their having problems with the City. He stated that he has suggested that perhaps if being the "big brother" the City seems to be, it might be a very good idea to just have the City "go its own way". He stated that the City can take care of our own problems and everyone else can take care of theirs, which is the way the City of Memphis and the surrounding Shelby County operates; that there was input from representatives in North Carolina and the state of Virginia who have adopted these types of plans. He stated he keeps hearing talk of tax unfairness and does not see how anything could be more fair than an area, geographical location, city, county or whatever it has to be, paying for their services and not paying for those they do not receive and vice versa.

CITY/COUNTY ISSUES (Continued)

Councilman Eaves stated he made the suggestion that perhaps we might want to rethink our division between City and county and somewhere along the line it would seem that the city tax payer needs to be considered in this equation; that as it is now the tax payer pays 70% of taxes and gets a very little bit of the service! He stated that perhaps this city tax payer that he feels is "beat upon" deserves some consideration and that was the basis on which he brought this forward; that maybe in a discussion of this we may come to some conclusion that might be beneficial to us all.

Councilman Crockett stated he thinks the suggestion of looking at tax separation is one that would be a useful discussion for us to have; that this was discussed two-or-three years ago in the Virginia Plan where the county pays for their services and the city pays for theirs, and any services they might receive from the county which is fair and equitable. He stated the discussion arose out of a lot of discussion about the things citizens would vote on; that none on the Council have a particular problem with that as far as the growth plan is concerned as there is a three year period that will allow that to happen before any annexation. He stated if it is appropriate to vote for those outside the ten municipalities it is certainly appropriate for the people within the municipalities to have the right to choose their governance structure. He stated the thing he found different about Councilman Eaves' suggestion and the previous discussion of the Virginia Plan is that it went further and perhaps this is not the forum tonight to do it, but if there is the possibility of approaching that not as a separate tax entity as the Virginia Plan does, but of looking at the lines we have drawn on a map some years ago and considering whether the county boundaries are ones that reflect accurately a cohesive unit. He asked Councilman Eaves if he was suggesting that the difference between this and the Virginia Plan was that a separate county be considered.

Vice Chairman Hakeem asked if the Council would allow him to advise the Chairman of this discussion and inform him of what he believes to be is the will of this body to discuss it further in the form of a committee.

Councilman Pierce asked if there is an opportunity to put the matter into Committee tonight; that he would like to see the process moved on and not delayed.

Vice Chairman Hakeem asked Councilman Eaves as Chairman of the Legal and Legislative committee if he would like to have the discussion in his Committee.

Councilman Eaves stated he would like to have committee discussion regarding this as committee discussion requires formal action. He stated he would think at least fourteen days or two weeks would need to pass before all the subject matter is compiled to have a discussion; that there will have to be several discussions on this in committee before a final resolution. He scheduled a meeting of the **Legal and Legislative Committee for Tuesday, January 18.**

**DISTRICT 9 ATTENDEES**

Vice Chairman Hakeem recognized the presence of persons from District 9.

**ADJOURNMENT**

Councilman Lively adjourned the meeting until Tuesday, January 11, 2000 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)**