

**City Council Building
Chattanooga, Tennessee
February 29, 2000**

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

INVOCATION

Invocation was given by City Attorney Nelson.

MINUTE APPROVAL

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

AMEND CITY CODE

On motion of Councilman Taylor, seconded by Councilman Pierce,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 18, SECTION 18-164, RELATIVE TO POSTING A NOTICE
FOR A NUISANCE CONDITION**

passed second reading. On motion of Councilman Franklin, seconded by Councilman Taylor, the Ordinance passed third and final reading and was signed in open meeting.

AMEND BUDGET ORDINANCE NO. 10872

Councilman Taylor made the motion to substitute the amendments to this Ordinance; Councilman Franklin seconded the motion; the motion passed.

AMEND BUDGET ORDINANCE NO. 10872
(Continued)

Councilwoman Rutherford inquired as to substitutions for this Ordinance. Admin. Boney stated the name "Bessie Smith Hall" had been changed to reflect Chattanooga African American Museum and that the wrong amount had been entered. He stated \$35,000.00 has been added for a total of \$70,000. He stated the amount should have read \$70,000 rather than \$105,000, making up for last year's debt service.

On motion of Councilman Pierce, 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; AND TO PROVIDE FOR CERTAIN CHANGES IN SPECIAL REVENUE FUNDS SET OUT IN SECTION 6; AND TO PROVIDE FOR CERTAIN CHANGES IN PERSONNEL SET OUT IN SECTION 7B

the Ordinance passed second reading; **Councilwoman Rutherford voted "no"**. On motion of Councilman Pierce, seconded by Councilman Pierce, the Ordinance passed third and final reading and was signed in open meeting; **Councilmen Rutherford and Lively voted "no"**.

AMEND CITY CODE

Councilwoman Rutherford stated this matter was discussed in this afternoon's Parks and Recreation Committee meeting and is recommended for approval.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 11, SECTION 11-377, TO INCLUDE A NEW SUBSECTION (9), WHICH PROHIBITS SIDEWALK VENDING ON THE CITY BLOCK FROM THE EASTERN EDGE OF THE RIGHT-OF-WAY OF POWER ALLEY WESTWARDLY TO THE RIGHT-OF-WAY OF I-124

passed first reading.

ACQUISITION OF PROPERTY

On motion of Councilman Hakeem, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY LOCATED AT 3709 AND 3713 FREDERICK STREET FROM TOMMY AND CHERYL BAKER FOR A CONSIDERATION OF TWENTY-TWO THOUSAND DOLLARS (\$22,000.00), PLUS REASONABLE TRANSACTION EXPENSES

was adopted.

ACQUISITION OF PROPERTY

On motion of Councilman Taylor, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY LOCATED AT 3712 FREDERICK STREET FROM ALPHONSO AND GWEN CHARLES FOR A CONSIDERATIAON OF TEN THOUSAND DOLLARS (\$10,000.00), PLUS REASONABLE TRANSACTION EXPENSES

was adopted.

LEASE AGREEMENT: NORTH RIVER YMCA

Councilwoman Rutherford stated Resolutions 7(c), (d) and (e) were discussed in today's Parks and Recreation Committee and are recommended for approval.

Councilman Crockett stated this is a terrific addition to the Coolidge Park area; that the Grill is open.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS, RECREATION, ARTS & CULTURE TO ENTER INTO A LEASE AGREEMENT AND AN OPERATION-MANAGEMENT AGREEMENT WITH THE NORTH RIVER YMCA REGARDING THE AQUATIC CENTER

was adopted.

PAYMENT AUHORIZATION

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE PAYMENT OF THIRTY THOUSAND DOLLARS (\$30,000.00) TO THE CHATTANOOGA JUNIOR GOLFER'S DEVELOPMENT PROGRAM, A TENNESSEE NOT-FOR-PROFIT CORPORATION, FOR THE PURPOSE OF OPERATING A CHATTANOOGA CHAPTER OF THE FIRST TEE PROGRAM

was adopted.

ASSIGNMENT OF BERTHING AGREEMENT

On motion of Councilwoman Hurley, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF THE BERTHING AGREEMENT FOR COOLIDGE PARK FROM TENNESSEE RIVERBOAT COMPANY TO RIVERBOAT BARGE AND GRILL, L. L. C.

was adopted.

AGREEMENT: CONSOLIDATED TECHNOLOGIES, INC.

Councilman Franklin stated Resolutions 7(f) – (h) were discussed in last week's Public Works Committee and are recommended for approval.

On motion of Councilman Franklin, seconded by Councilwoman Rutherford,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE PUBLIC WORKS DEPARTMENT TO ENTER INTO AN AGREEMENT FOR ENGINEERING SERVICES WITH CONSOLIDATED TECHNOLOGIES, INC., RELATIVE TO CONTRACT NO. SS-1-00, 5TH STREET STREETScape PROJECT (LINDSAY TO HOUSTON), FOR AN AMOUNT NOT TO EXCEED FOURTEEN THOUSAND DOLLARS (\$14,000.00)

was adopted.

AGREEMENT: CSX TRANSPORTATION, INC.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE PUBLIC WORKS DEPARTMENT TO ENTER INTO A PURCHASE SALE AGREEMENT WITH CSX TRANSPORTATION, INC. FOR THE PURCHASE OF A TRACT OF LAND RUNNING FROM 13TH STREET TO MAIN STREET, MORE PARTICULARLY DESCRIBED HEREIN, FOR A SUM NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00), PLUS RELATED EXPENSES FOR ENVIRONMENTAL INVESTIGATION AND OTHER TRANSACTION COSTS

was adopted.

AGREEMENT: CINCINNATI, NEW ORLEANS AND TEXAS PACIFIC RAILWAY COMPANY

On motion of Councilman Taylor, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE PUBLIC WORKS DEPARTMENT TO EXECUTE AN AGREEMENT WITH THE CINCINNATI, NEW ORLEANS AND TEXAS PACIFIC RAILWAY COMPANY, RELATIVE TO THE INSTALLATION, MAINTENANCE, OPERATION, AND REMOVAL OF A SEWAGE PIPELINE, MORE PARTICULARLY DESCRIBED HEREIN, ON CONTRACT NO. CSO-6-99, M. L. KING CSO CONTROL FACILITY, FOR AN AMOUNT NOT TO EXCEED THIRTY-EIGHT THOUSAND, THREE HUNDRED FIFTY DOLLARS (\$38,350.00)

was adopted.

OVERTIME

Overtime for the week ending February 25, 2000 totaled \$94,151.05.

PERSONNEL

The following personnel matter was reported for the Parks and Recreation Department:

TRINETTE D. BALLARD – New Hire, Public Information Specialist, Administration, Public Information, Pay Grade 13/Step 4, \$30,333.00 annually, effective February 25, 2000.

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin, the following purchase was approved for use by the Parks and Recreation Department:

GEORGIA TURF AND TRACTOR (Low and best bid)
Requisition No. R0043800

Twelve Months Requirements Contract to lease Mowing Equipment With Option to Renew for Three Additional Years

\$76,305.96/year for three years
\$57,390.19/year for fourth year

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin, the following purchase was approved for use by the General Services Department:

TECHNICAL INDUSTRIES
Purchase Order No. P0013790

Change Order #1 for Construction Services for the City Council Building

\$52,903.38 – Original contract
4,486.00 – Change Order #1
\$57,389.38 – Total Contract Cost

PERSONNEL

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

MELVIN G. SPURLOCK, JR., CHRIS D. HUDGINS, EDDIE JOE KEITH, CALVIN L. SMITH, ANTONIO L. COLLIER – Employment, crew Worker, City-wide Services, Pay Grade 3/Step 1, \$15,230.00 annually, effective February 16, 2000.

FREDDIE L. SMITH – Lateral Transfer, Crew Worker, City-wide Services, Pay Grade 3/Step 10, \$22,694.00 annually, effective February 23, 2000.

SHAWN M. WADE – Employment, Crew Worker, City-wide Services, Pay Grade 3/Step 1, \$15,230.00 annually, effective March 1, 2000.

BEVERLY R. HARRINGTON – Lateral Transfer, Administrative Secretary, City-wide Services, Pay Grade 9/Step 9, \$31,342.00 annually, effective February 25, 2000.

PURCHASES

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

BILL HEARD CHEVROLET OF ANTIOCH, TN (Single Source)
Requisition No. R0042391

Fifteen (15) Passenger Van per TCA 6-56-301, SWC-236, State Contract 4022299

\$21,231.60

PREBUL JEEP (Single Source)
Requisition No. R0042390

Two (2) Sports Utility Vehicles per TCA 6-56-301, SWC-223, State Contract 4022615

\$40,782.00

BILL PAYNE

Admin. Marcellis stated an article in last week's newspaper indicated that Bill Payne received an award from the Chattanooga Engineers Club as "Young Engineer of the Year". He expressed how proud the Department is of him as he (Payne) begins his career in storm water with the City.

ODELL LEINERT

Odell Leinert stated his sole purpose for being present this evening is to express appreciation to all the Council members, Administrators, Jack Marcellis, Phillip Lynn and the two Mayors he served under as Pavement Engineer for the past nine years. He stated that Council members' district constituents are able to drive from one side to the other on new road, which was one of his goals. He stated another goal, which worked with the help of the Council, is that politics was taken out of paving; that the paving is done on need and not on greed and he is glad to have been a part of that. He stated that he enjoyed working as part of the City and now plans to try to do other things.

PUBLIC WORKS INQUIRY

Councilman Pierce stated that he had received a call today from a person in the Red Bank area of Dayton Boulevard concerning some tile that was being installed. He stated the caller indicated that he had spoken with someone in storm water who had okayed the installation of the tile and was referred to Traffic Engineering. He inquired as to why the person was referred to Traffic Engineering for a storm water matter.

Admin. Marcellis stated that he could not place Traffic Engineering as being involved unless the installation is too close to the pavement. He stated he would get the name and telephone number of the person that called and pursue the matter on Wednesday morning.

PERSONNEL

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

ARTHUR HARRIS, DAVID THOMPSON, JR. – Promotion, Senior Firefighter, Pay Grade F2/Step 4, \$28,621.20 annually, effective February 25, 2000.

JAMES HENEGAR – Promotion, Senior Firefighter, Pay Grade 2/Step 11, Pay Grade F2/Step 11, \$37,332.00 annually, effective February 25, 2000.

MARK NORMAN – Promotion, Senior Firefighter, Pay Grade 2/Step 8, \$33,598.60 annually, effective February 25, 2000.

DARWIN SANDERS – Promotion, Senior Firefighter, Pay Grade 2/ Step 5, \$29,856.60 annually, effective February 25, 2000.

PERSONNEL

The following personnel matter was reported for the Chattanooga Police Department:

CURTIS GREENE – Suspension (28 days without pay), Police Officer, effective March 2-28, 2000.

POSSIBLE CHARTER AMENDMENTS

City Attorney Nelson stated a meeting of the Legal and Legislative Committee needs to be held as soon as possible as there are a number of items to discuss. He stated the first involves Charter amendments if there are to be any on the ballot for the August election. He stated an ordinance must be adopted on first reading not later than May 9 and there are only two months left; that he needs some guidance as one or two changes are anticipated. He stated if Council members think of any Charter changes to notify him so that he can get started on them.

POSSIBLE CHARTER AMENDMENTS
(Continued)

City Attorney Nelson stated that he placed in each Council member's mailbox the decision from the Tennessee Court of Appeals on the Telecommunications Franchise Ordinance; that there is a need to go back and start over again on that. He stated he has asked Admin. Marcellis and Phillip Lynn to begin work on coming up with some factors that can be put into a new Ordinance that will do better than the last one. He continued by stating the City has a number of new citizens on the northern boundary of the City, which is close to Soddy-Daisy; that the area needs redistricting to put them into one district, either District 1 or 3, and there is a need to discuss that matter a little bit.

COMMITTEES

Councilman Franklin reminded Council members of the **Public Works Committee scheduled for Tuesday, March 7 at 4 p.m.**

Councilwoman Hurley reminded Council members of the meeting of the **Health, Education, Human Services and Housing Opportunities Committee meeting scheduled for Tuesday, March 14 immediately following the Parks and Recreation Committee** to discuss the CDBG funding.

Councilwoman Rutherford stated a meeting of the Parks and Recreation Committee was held earlier today with most items on tonight's agenda being approved. She stated the Committee received a report on both attendance and finances of Coolidge Park through January; that she cannot recall the figures but figures (attendance and finance) are fantastic.

City Attorney Nelson stated one other item covered in the Parks and Recreation Committee involved the submission of the Charter to the State of Tennessee for the Sports Authority. He stated the Council has been asked to form an eleven person governing body for the Sports Authority with a representative from each of the Council members and two from the Mayor. He stated the appointments are needed by two weeks from today (March 14) when the Parks and Recreation Committee meets to get the body started and do the necessary things prior to the Lookouts opening on April 1.

Councilwoman Rutherford asked City Attorney Nelson to write up the responsibilities persons being appointment would have to meet in order to make good appointments.

DEDICATION OF COLLINS CONFERENCE ROOM

Chairman Lively reminded Council members of the dedication of the Collins Conference Room and unveiling of the J. B. Collins portrait on Tuesday, March 7 at 3:45 p.m. He stated Mr. Collins has had a heart attack, yet, is planning to be present.

PLANNING COMMISSION'S EXECUTIVE COMMITTEE

Chairman Lively stated the Executive Committee of the Planning Commission has been assigned the task to replace the head of the Planning Agency staff. He stated the Executive Committee is made up of the Mayor, County Executive and the Chair of the Planning Commission; that they also appointed the Council Chairman and County Commission Chairman to be part of the selection committee. He stated he pointed out to them that two days after the scheduled date for interviewing and hiring the Council will change Chairmanships, yet they still voted to allow the Commission Chairman and Council Chair to appoint an individual to the Committee. He stated the County Commission Chairman has appointed himself, and with the Council's permission he will appoint himself.

Councilman Pierce stated that he has concerns about how we serve on "what" committees. He stated he understands and talked with the Mayor about this about five minutes prior to coming into the meeting; that he understands the Executive Committee has the right and they extended the courtesy to both the Council and County Commission Chairmen to have a representative on the selection committee. He stated his question and point is that he does not think the Chairman of the Council or County Commission should take the liberty to appoint themselves to the various bodies; that it should be left up to the Council for a selection the Council agrees on. He **made the motion to have this matter delayed one week** for those who might be interested in the position or serving on the Committee the opportunity to express their desire; **Councilman Taylor seconded the motion.**

Councilman Crockett stated that the Chairman typically appoints a Committee; that that has been the practice and not the administration and not members of the Council. He stated that he read in the newspaper that the Mayor polled the Council about this matter and indicated that he was not polled; that it would be preferable for Councilman Lively to serve and thinks it is well within the purview of the Chairman to appoint either someone on the Council or himself since the Chairman of the Council serves on the Planning Commission, the Chairman or his designee. He stated that it is his feeling the Council will be getting into an issue of responsibility and assignment within the Council, but also issues between administrative and legislative bodies.

**PLANNING COMMISSION'S EXECUTIVE
COMMITTEE (Continued)**

Councilman Franklin also indicated that he, like Councilman Crockett, was not polled, and asked if there really was a poll. Councilman Crockett responded that the newspaper indicated there was a poll taken. Others on the Council indicated they were not polled, to which Councilman Franklin stated that the Council had been misrepresented in the newspaper.

Councilman Pierce again stated that his position is that he does not want to see the Council become as political as the County Commission; that Council members take all the positions that should be appointed by the Mayor and the County Executive; that he does not approve or support the Chairman serving on every Board. He reiterated his displeasure that the Chairman appointed himself; that if the Council desires to elect him to serve on the Board he has no problem with that, but to self-appoint is a matter that should be approved by the Council. He expressed his feeling that the Council is becoming too political with appointments; that the County Commission is a partisan body and the Council is not. He stated if the Council is going to become political from now on the Council should become partisan rather than non-partisan.

Councilwoman Rutherford stated that she must be missing something; that she does not see how this is a political appointment any more than if the Mayor made an appointment. She expressed understanding that the vote was for the Chairman to choose someone to represent the City Council; that the Chairman chose himself as he was given the responsibility to choose a representative. She stated no vote is needed to do anything and (she) does not understand why this discussion is taking place. She indicated that the Chairman should serve, do his job and move on!

Councilman Eaves stated in all fairness if the Chairman was given the right to make an appointment, then he has that right; that it is left up to his discretion as to whom he wants to appoint and that is just the way it has to be.

Councilman Pierce reiterated that he spoke with the Mayor five minutes prior to the beginning of the meeting and was not given the indication that the decision was left up to the Chairman to appoint whom he wanted; that it was his understanding that the Council would have an appointee on the Board. He stated if the Chairman takes the liberty of appointing himself, let it be that way; that he does not approve and believes it is politically motivated and will not accept it under those terms. He stated he would like for the Mayor to be present to defend how the appointment is to be made, as he does not want to misrepresent him.

Councilman Crockett expressed agreement with the thought processes put forth; that the Chairman serves, or his designee, on the Planning Commission and that is how it has been set up; that there is nothing political about it. He stated the same is true about RiverValley, that the Chairman or his designee serves. He expressed agreement with Councilwoman Rutherford's comments; that he does not remember any political appointments on this Council.

**PLANNING COMMISSION'S EXECUTIVE
COMMITTEE (Continued)**

Councilman Franklin asked City Attorney Nelson for a legal interpretation of the matter. City Attorney Nelson stated under State law the Planning Commission, itself, has the right to name the Executive Director or Executive Secretary of the Board, which he felt is technically the makeup of the position to be filled. He stated it is his understanding in the past that Planning has designated the Executive Committee of the Planning Commission to make those decisions for it; that that is a matter of Planning and not a matter for us one way or the other.

Councilman Taylor asked for clarification on the matter; that he was under the impression that the Chairman had expressed that he did not want to serve. Chairman Lively responded "no"; that he knew it was going to go over into the next Chair's election on the Council. He stated that he had expressed that either he or the new Chairman would serve; that it was suggested that he should take it "all the way" and not "change the horse in the middle of the stream".

Councilman Taylor asked if the Chairman's recommendation was to pass it on to Councilman Hakeem. Chairman Lively stated there was no recommendation; that it was just indicated either one or the other would serve. He stated it was when the Executive Committee said the Chairman would appoint an individual – himself or someone else.

Councilman Taylor stated if we go with the Chairperson who will serve the remaining term, whoever becomes Chairman would take Chairman Lively's spot on the Commission.

Chairman Lively responded that the new Chairman will automatically serve on the Planning Board; that the Board will vote on the individual two days after we change Chairpersons and that was the problem. He stated his year as Chair will end on April 7 and whoever the Chairman is takes over; that the Selection Committee will decide on April 8 or 9, which barely slips over into the next Chair's term.

At this point Councilman Pierce withdrew his motion to table the matter. He stated that he sees a consensus of the Council to vote for the Chairman appointing himself and there is no point to delay the matter for selfish reasons. He stated that he has stated his position and will stand by it.

JUDY SKIBA

Judy Skiba addressed the Council and inquired as to the money being given to the African American Chamber of Commerce. She stated she is confused about it and asked if government money is going to a private organization and whether it would make it a governmental entity or agency?

JUDY SKIBA (Continued)

City Attorney Nelson responded “no”; that State Statute authorizes governments, cities and counties to make contributions to nonprofit civic organizations and charitable organizations. He stated the City cannot give to a private for-profit business, but can to a nonprofit agency.

Ms. Skiba stated that she does not understand why the money is not going to the other Chamber of Commerce. City Attorney Nelson stated there is no a legal question.

Ms. Skiba asked the Council why the money is not going to the Greater Area Chamber of Commercial. Councilman Taylor responded, “Because it is going to the African American

Councilman Pierce asked Ms. Skiba if she recognizes the Greater Chamber of Commerce. Ms. Skiba responded “yes”.

Councilman Pierce then asked what objections Ms. Skiba has of having a black chamber. Ms. Skiba responded that she has “no objection”; that it is a private organization and should be funded by private funds.

Councilman Pierce clarified that it is not a private organization, but a public organization.

SISTER BEY

Sister Bey expressed that African Americans pay taxes just as everyone else and that African American have been slaves and “yes men” long enough. She stated Caucasians come into black neighborhoods and do whatever they want as if blacks have no rights. She expressed that she is glad Councilwoman Rutherford does not have any control over Islam.

BERTHA SEALS

Bertha Seals stated that she is the newly elected Chair of the African American Chamber and openly thanked the Council for their initial support of the African American Chamber and expressed thanks for their continued support. She stated that she realizes that the African American Chamber is a public institution and that taxpayer’s dollars are involved and assured Council members that they are mindful and respectful of that. She expressed belief that what the African American Chamber can bring will benefit not just African Americans and minorities, but the entire community.

AFRICAN AMERICAN CHAMBER

Councilman Crockett stated as Chairman of the Council's Economic Development Committee, the radio show and commentary going around this issue is probably above and beyond what it needs to be. He stated for the last ten years every member of this Council has supported funding and for the last five years funding at the rate of \$150,000 per year. He stated for the last five years that has been for a separate economic development organization; that we did not call it a chamber, but it was a minority organization and supported by every member of this Council. He stated the purpose was for trying to do minority economic development or small business development; that the Council tried to do that in the Chamber in the Partners for Economic Progress program; that the Council tried to do it in RiverValley; that a separate organization was set up called the Construction Industry Corporation with the idea of building jobs. He stated we give \$150,000 per year and in addition we make economic development investments; that the key term is investment; that the Council is not making a contribution to the Chattanooga Chamber of Commerce just to be doing it. He stated business organizations ought to take the responsibility for providing for their own operation; that the Council does that as an investment. He stated the only thing different about this \$150,000 is that we are contributing to minority business development and calling it a Chamber rather than a minority business network; that there was largely not a minority business presence in the Chamber. He stated the African American Chamber got \$50,000 raised and 200 members and are trying to create jobs; that it is about investments and jobs. He stated every member of this Council voted for \$150,000 each year since being on this Council for a separate organization to do minority business development, which had marginal results, and the only difference now is a name and the fact it is working.

Councilwoman Rutherford stated she had not planned to speak on this subject but feels from Councilman Crockett's remarks and the previous speaker that she must explain her position. She stated of everyone's district on the City Council hers has the most integrated neighborhoods of any area of Chattanooga; that if anything grieves her the most it is that Chattanooga is one of the most segregated Cities; that the schools are still segregated. She stated she does not believe that it is in the best interest of the City of Chattanooga to have a segregated business community. She stated she has always voted for economic development in the minority community and served for several years on RiverValley's committee for economic development in the minority community. She stated she really believes with all her heart that the best thing for this City would have been for the Chattanooga Chamber to develop office space for minority economic development; that this is something she feels deeply about. She stated she has been called a racist this very week on the radio; that she is anything but a racist and in private if there are those who wish to discuss this with her she would be glad to give very concrete examples of how she is not a racist. She stated there are things she does in her private life that she does not wish to air all over the television and radio and greatly resents anyone -- particularly anyone who knows her -- who would in any way put her name in the same sentence with the word racist. She stated that she believes deeply in a united community, which means an integrated community.

erful. She asked what the “African American Chamber” means and asked if Chinese, Mexicans and other races are a part of this or if it is just exclusively for African Americans?

Councilman Taylor stated one of the things he would like to say is that the Chamber is a very mixed Chamber; that there are Hispanics, whites, and blacks who are all part of this Chamber because that is one of the things they are trying to address. He stated as a member of the Chattanooga Chamber for many years he realized minority needs were not being addressed; that the African American Chamber is trying to address these issues and foster business and entrepreneurship. He invited Ms. Holmes to become a member and participate in making sure her concerns are addressed.

Councilman Crockett stated the last speaker made a good point; that some cities have eight-to-twenty chambers for every specific purpose, industry or geographic listing; that it is in our best interest to have one economic development unit under one umbrella and we have worked long and hard to do that. He stated in this short term this might make it impossible; that it was tried with PEP and RiverValley and results were not produced; that it is a long-term wish that it will come together. He stated he does not believe separate organizations over a long term are a good answer; that we are “beating that to death” in the wrong way, now, and has the effect of separating us as a community, and whether it is the intent or not it is having that effect.

BARKING DOG SITUATION

Councilman Eaves stated he would like to address a concern that some might think is facetious, but that is not the case. He stated the matter concerns dogs; that he is hesitant to move on this and will be glad for someone else to do it. He stated he has a situation now that is going to City Court about a dog that is barking three-and-a-half football fields away. He stated he does not fully understand exactly where the Council needs to head with this; that it is his thinking that there are enough ordinances “on the book” now and feels the matter should be turned over to a particular department to take care of this instead of getting to the point where people go to court on it. He stated he wanted to have the Council give thought as to whether it should be opened back up again.

MEETING RECESSED

Chairman Lively recessed the meeting until Friday, March 3, 2000 at 9 a.m. for the joint meeting of the Council and County Commission at the Trade Center.

CHAIRMAN

CLERK OF COUNCIL

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