

**City Council Building
Chattanooga, Tennessee
May 7, 2002
6:00 p.m.**

Chairman Littlefield called the meeting of the Chattanooga Council to order with Councilman Benson, Franklin, Hakeem, Lively, Page, Pierce, Robinson and Taylor present. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Councilman Hakeem asked for a moment of silence for the family of slain Police Officer Julie Jacks. The moment of silence was followed by the invocation.

MINUTE APPROVAL

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

AMEND CITY CODE

On motion of Councilman Page, seconded by Councilman Taylor,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE ARTICLE III,
SECTIONS 25-67 THROUGH 25-72, RELATIVE TO UNLAWFUL NOISES**
passed second reading. On motion of Councilwoman Robinson, seconded by Councilman Taylor, the Ordinance passed third and final reading and was signed in open meeting.

INTERIM BUDGET

City Attorney Nelson stated that this is normally done each year for the reason if the budget is not adopted by the first of July and there is no ordinance in place and effective, City employees could not be paid, nor could payments for outstanding bonds or other obligations of the City (be paid). He stated this Ordinance is passed realizing that we sometimes have to wait on the County or State governments to see how much funds we will have, which is sometimes beyond the City's control; that we have to have business in place by October 1.

INTERIM BUDGET (Continued)

On motion of Councilman Hakeem, seconded by Councilman Page,

AN ORDINANCE PROVIDING FOR AN INTERIM BUDGET AND APPROPRIATING FUNDS FOR THE USUAL AND ORDINARY EXPENSES OF THE CITY GOVERNMENT FOR THE MONTHS OF JULY, AUGUST AND SEPTEMBER 2002, PENDING THE ADOPTION OF THE 2002-2003 ANNUAL BUDGET

passed first reading.

STUDY FOR SOUTH BROAD STREET AREA

Chairman Littlefield stated Councilman Taylor was instrumental in this request. Councilman Taylor introduced Ann Weeks and asked that she make comments regarding the proposed redevelopment of the Broad Street area.

Ann Weeks, owner of Signal Design Group located at 25th and Broad Streets, stated that she and others have been working on a plan for the Broad Street area encompassing the area from I-24 to the foot of Lookout Mountain, which comprises the residential component and then closer to the foot of the Mountain, which is more of a corridor that does not have a lot of residents in that particular area. She stated that they are looking at a long-range plan to revitalize the area and produce a design Charrette that will help determine what they want to do and what they want to be. She stated they have gathered with a lot of business owners in the area who are interested in moving forward; that the Regional Planning and Urban Design Center have been instrumental in getting to this point. At this point, she introduced others present in support of this request.

Councilman Taylor stated that the group has worked untiringly and put in long hours to bring forth a workable plan and have truly "stepped up to the plate" to make something happen. He expressed thanks to the various department heads and Jerry Pace of the Regional Planning Agency for their outstanding work and leadership.

On motion of Councilman Taylor, seconded by Councilman Franklin,

A RESOLUTION REQUESTING THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY TO DETERMINE A SCOPE OF STUDY FOR THE AREA KNOWN AS SOUTH BROAD STREET

was adopted.

PAYMENT AUTHORIZATION

Chairman Littlefield stated this is the same amount as last year's request for the same event.

On motion of Councilman Taylor, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF THIRTY-THREE THOUSAND SEVEN HUNDRED TWENTY-EIGHT DOLLARS (\$33,728.00) TO THE CHATTANOOGA CONVENTION AND TRADE CENTER FOR FACILITIES AND FOOD SERVICES AT THE ANNUAL CONFERENCE ON NEIGHBORHOODS
was adopted.

CONTRACT: MAYSE CONSTRUCTION COMPANY

Councilman Franklin stated Resolutions 7(c) – (f) were discussed in last week's Public Works Committee meeting and approval is recommended.

On motion of Councilman Hakeem, seconded by Councilman Benson,
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT 55F, 3RD STREET SEWER RELOCATION, TO MAYSE CONSTRUCTION COMPANY FOR THEIR LOW BID IN THE AMOUNT OF ONE HUNDRED TWENTY-EIGHT THOUSAND NINE HUNDRED SIXTEEN AND 89/100 DOLLARS (\$128,916.89)
was adopted.

CONTRACT AMENDMENT: ARCADIS G&M, INC.

On motion of Councilman Benson, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE AMENDMENT NOS. 1 AND 2 TO WORK AUTHORIZATION NO. 6, CONTRACT NO. RW-1-01, RELATIVE TO THE 4TH STREET ROADWAY IMPROVEMENT, WITH ARCADIS G&M, INC., FOR ADDITIONAL ENGINEERING SERVICES IN THE AMOUNT OF TWENTY THOUSAND DOLLARS (\$20,000.00), FOR A TOTAL REVISED FEE NOT TO EXCEED TWO HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$258,000.00)
was adopted.

CONTRACT: J & J CONTRACTORS, INC.

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT SS-2-01, SOUTHSIDE STREETScape PROJECT, TO J&J CONTRACTORS, INC. FOR THEIR LOW BID IN THE AMOUNT OF FIVE HUNDRED TWENTY-TWO THOUSAND ONE HUNDRED SEVENTY-THREE AND 40/100 DOLLARS (\$522,173.40)
 was adopted.

TEMPORARY USE: EFREN ORMAZA, TERRA NOSTRA TAPAS & WINE, LLC.

On motion of Councilwoman Robinson, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING EFREN ORMAZA, TERRA NOSTRA TAPAS & WINE, LLC, TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT 105 FRAZIER AVENUE TO INSTALL TWO SIGNS OVER THE SIDEWALK, SUBJECT TO CERTAIN CONDITIONS
 was adopted.

TRANSFER OF DEPARTMENTAL CREDITS

Chairman Littlefield stated this Resolution is a companion to the Ordinance passed on first reading earlier to enable the government to continue operating in the event no official budget is adopted.

City Attorney Nelson stated that this is a Resolution that is prepared each year; that some departments and divisions spend more and others less. He stated this Resolution authorizes the Finance Officer to transfer credits.

On motion of Councilman Lively, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE TRANSFER OF CREDITS FROM ONE ACCOUNT TO ANOTHER ACCOUNT WITHIN THE VARIOUS DEPARTMENTS, AGENCIES, AND DIVISIONS OF THE GOVERNMENT
 was adopted.

LEASE AGREEMENT: BOYS' CLUB AND GIRLS' CLUB

On motion of Councilman Taylor, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS, RECREATION, ARTS AND CULTURE TO EXECUTE A LEASE AGREEMENT WITH THE BOYS' CLUB AND GIRLS' CLUB FOR THE USE OF THE ALTON PARK RECREATION CENTER LOCATED AT 205 WEST 45TH STREET FOR A TERM ENDING SEPTEMBER 1, 2002
 was adopted.

OVERTIME

Overtime for the week ending May 3, 2002 totaled \$88,809.82.

PERSONNEL

The following personnel matters were reported for the various departments:

PARKS, RECREATION, ARTS AND CULTURE DEPARTMENT:

- ✍ **MATEO QUINONEZ** – Re-instatement, Crew Worker, Pay Grade 3/Step 1, \$17,680.00 annually, effective April 23, 2002.
- ✍ **KENETRA PARHAM** – Voluntary Demotion, Custodian, Pay Grade 2/Step 4, \$17,680.00 annually, effective April 24, 2002.
- ✍ **SHARRON PRYOR** – Voluntary Demotion, Custodian, Pay Grade 2/Step 8, \$20,630.00 annually, effective April 24, 2002.
- ✍ **PAMELA CHATFIELD** – Re-instatement, Accounting Technician, Pay Grade 8/Step 6, \$27,564.00 annually, effective May 3, 2002.

PUBLIC WORKS DEPARTMENT:

- ✍ **ERIC WILLIAMS** – Family Medical Leave, Crew Worker, Sr., Citywide Services, effective April 29 – July 22, 2002.
- ✍ **RAY E. FORTNER** – Promotion, Refuse Collection Inspector, Citywide Services, Pay Grade 9/Step 3, \$25,594.00 annually, effective April 12, 2002.

CHATTANOOGA FIRE DEPARTMENT:

- ✍ **JAMES C. ADAMS** – Promotion, Training Chief, Pay Grade F5/Step 4, \$46,501.00 annually, effective May 3, 2002.

FINANCE DEPARTMENT:

- ✍ **JULIE J. COFFMAN** – Resignation, Tax Clerk, effective May 22, 2002.
- ✍ **MICHAEL ROSE** – Promotion, P. C. Services Specialist, Pay Grade 17/Step 1, \$32,590.00 annually, effective May 3, 2002.

PERSONNEL (Continued)

CHATTANOOGA POLICE DEPARTMENT:

- ✍ **KAREN J. FLETCHER** – Hire, School Patrol Officer, \$25.01 per day, effective May 1, 2002.

- ✍ **CECIL L. BROWN** – Resignation, School Patrol Officer, effective April 19, 2002.

- ✍ **JULIE JACKS** – Death, Police Officer, effective May 6, 2002.

ARRANGEMENTS FOR OFFICER JULIE JACKS

Chief Dotson expressed thanks to the Council members who were able to come to the hospital on yesterday. He stated Officer Jacks was a three-year veteran of the Police force who lost her life in the line of duty. He stated that he was prepared to answer questions or concerns the Council might have in regard to the incident. He stated the men and women of the Department and family send their appreciation to those who were able to come to the hospital and those who came to the Service Center on yesterday. He stated a debriefing was held with the officers involved; that it was a tragic incident and they know they have certainly lost a very valuable officer.

Chief Dotson stated that he does not know what the situation is regarding Mr. Jones, who has been arrested, as the investigation is still going on; that they do not know if Mr. Jones could end up being a victim, as well. He stated that he certainly knows the Jacks family is suffering because of this situation.

The Chief extended an invitation to the Council to attend the funeral scheduled for Friday, May 10 at 11 a.m. at Highland Park Baptist Church on Bailey Avenue. He asked that Council members contact his office so that seating can be arranged. He indicated that condolences have been received from all over the world; that one from Australia was received prior to his coming to Council meeting. He stated several departments from the county will be sending representatives and again personally thanked the Council on behalf of the Jacks family.

Chairman Littlefield expressed appreciation to Chief Dotson for his presence, indicating that the past twenty-four hours had to be very trying for him (Chief). He stated everyone in the Police Department performed very well and the circumstances are just unbelievably sad. He indicated to the Chief that Councilman Hakeem observed a moment of silence for Officer Jacks at the beginning of the meeting; that all wish there was more we could do.

ARRANGEMENTS FOR OFFICER JULIE JACKS
(Continued)

Councilman Benson expressed agreement with Chairman Littlefield's comments and asked where do we go from here? He asked if there are counseling services available for Officer Jacks' colleagues and fellow police officers?

Chief Dotson responded, "yes"; that a year-and-a-half-or-more-ago the Department invested in having twenty employees go through crisis intervention counseling. He stated they were immediately put on every scene connected with the investigation, as well as counseling those who were very close to Officer Jacks. He stated they were put through the initial debriefing counseling yesterday and will have ongoing sessions throughout until all employees are debriefed; that it is mandatory for everyone throughout the department.

Councilman Benson stated "that is great". He commended Chief Dotson for the way the situation was handled on yesterday.

Chief Dotson expressed his thanks to Councilman Benson, and again thanked the Council on behalf of the men and women of the Department; that it meant a lot to them to see Council members and the Mayor present, and acknowledged Councilman Hakeem for being on the scene of the tragic incident. He invited Council members and the public to an 8:30 p.m. candlelight vigil tonight at the monument site in the 600 block of Market Street next to the Courthouse that will be designated within the next year as a memorial to honor all slain police officers in this area. He explained that their names would be placed on the memorial. He indicated Officer Jacks' family members are supposed to be present for the candlelight service and the Mayor has indicated he would try to make it, as well.

Councilman Hakeem stated in light of all that has been said, it is hoped the Council's thoughts are expressed through their actions and words.

Councilman Page inquired as to the visitation times for Officer Jacks? Chief Dotson stated **visitation is scheduled for Wednesday, May 8 from 4 p.m. –8 p.m. and Thursday, May 9 from 1 p.m. – 4 p.m. and 6 p.m. – 9 p.m.** He indicated visitation would take place **at the Heritage Funeral Home on East Brainerd Road.**

Councilman Pierce stated everyone expressed sympathy, appreciation and condolences; that he had heard – and is not sure if it is a rumor -- that the gun used was identified by a young child as to its whereabouts.

ARRANGEMENTS FOR OFFICER JULIE JACKS
(Continued)

Chief Dotson stated that there was an eyewitness who saw most of the confrontation; that the witness was not able to see the initial contact when Officer Jacks approached Mr. Jones, but was able to witness the physical contact and the actual firing of the weapon and where the weapon was hidden, which is how they were able to retrieve the weapon and recover it.

Councilman Pierce stated that he really wanted to ask if there would be any type of counseling offered this person? Chief Dotson responded, "yes"; that the Department plans to get with Crime Stoppers to see if there is some assistance they could offer the young person, as well. He stated they could not be as far along in the investigation with the facts they currently have without that eyewitness and his coming forward; that they appreciate him, as well.

At this point, Councilman Lively asked for a show of hands from the Council of those planning to attend the funeral.

Chief Dotson stated that a reserved section would be held for officials; that they want to make sure enough space is reserved. He stated elected officials from Cleveland and surrounding counties and cities are expected to attend; that Officer Jacks' mentor was a Cleveland police officer, which is how she got involved in law enforcement. He stated that he wants to take care of his "family" and have accommodations for the Council and their guest(s).

Chairman Littlefield stated that it is safe to say the number of Council members present this evening would be in attendance, along with their spouses. He again thanked the Chief for attending tonight's meeting.

PURCHASE

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

INTEC (Lowest and best bid)
R0057852/B0000678

Telecommunications Equipment and Cabling

\$18,605.00

PURCHASE

On motion of Councilman Lively, seconded by Councilwoman Robinson, the following purchase was approved for use by the Public Works Department:

D & W ENVIRONMENTAL (Lowest and best bid)
R0060886/B0000639

Hydraulic Knuckle Boom

\$79,311.00

HOTEL PERMIT

On motion of Councilman Lively, seconded by Councilman Taylor, the following hotel permit was approved:

LOOKOUT LAKE B & B – 3408 Elder Mountain Road, Chattanooga, TN

PURCHASE

On motion of Councilman Hakeem, seconded by Councilman Franklin, the following purchase was approved for use by the Chattanooga Fire Department:

EAST RIDGE UNIFORMS
R0058393/P0017522

Firefighters Station and Dress Uniforms (Twelve Month Contract)

(Price information available and filed with minute material of this date)

REFUND

On motion of Councilman Page, seconded by Councilman Franklin, the Administrator of Finance was authorized to issue the following refund of 2001 property taxes.

WHITEHALL APTS. LP – Map No. 126N-C-003, Error & Release, Adjusted Value, \$2,999.07

THE ASHFORD LLC – Map No. 127I-A-001, Error & Release, Adjusted Value, \$1,217.75

REFUND

On motion of Councilman Franklin, seconded by Councilman Lively, the Administrator of Finance was authorized to issue the following refund of Stormwater overpayment:

GEORGIA INDUSTRIAL REALTY COMPANY – Map No. 1360-A-012, Change in land use from commercial to utility and public service, \$4,655.70

AGENDA FOR TUESDAY, MAY 14, 2002

Chairman Littlefield stated several rezonings are scheduled for next week and were discussed in today's Legal and Legislative Committee meeting. He stated if Council members have questions or concerns regarding any of the rezonings for next week, they should speak with Jerry Pace or others on the Planning Staff for briefing.

ROBERT EDWARDS

Robert Edwards of the Sister City Association of Chattanooga stated that he wanted to make note of a commendation a member of our City received. He stated Jean Troy received a commendation in light of the Thirtieth Anniversary of the Shanghai Communiqué when Nixon went to China and it was soon thereafter Jean Troy became active in the Association. He stated twenty years ago a sister city relation was signed with Wuxi, China, a date Jean, Mayor Pat Rose and others made a trip to Wuxi; that Chattanooga is the only city in Tennessee with a Chinese sister city. He stated that October 12 stands as the significant date that the City might perhaps commemorate that signing by taking up the invitation received from the government of Wuxi; that there is a Trade Fair following the six days after October 12 which might allow Chattanooga companies interested in buying or selling in the China market to be involved in this.

Chairman Littlefield expressed appreciation to Mr. Edwards for bringing the matter to the Council's attention; that he received photo albums that were memories of the original Wuxi visit from Mayor Rose and others on subsequent visits. He stated that it is his presumption that Mr. Edwards would want the album returned and if not it could be kept at City Hall and placed on display in the Mayor's office with other Wuxi items. He stated that he distinctly remembers Mayor Rose's visit to Wuxi and the photo of him eating a type of fish he had never eaten before.

ROBERT EDWARDS (Continued)

Councilwoman Robinson commended Mr. Edwards for the work the Association does in the Sister Cities program; that she had an opportunity to work with Ms. Troy many years ago and thinks she should be hailed as one of Chattanooga's citizens promoting international understanding, detente trade and cultural and intellectual exchange. He stated the Association has done a great job in raising our awareness of our international community.

Councilman Hakeem clarified that he, too, had been involved in one of the delegations to China, as well as other Councilpersons.

Councilman Franklin indicated that he could recall as a twelve year old when the Wuxi partnership was signed; that it is his thought his father was also a part of the delegation. He stated that his father also took a trip to Germany, as well, and was heavily involved in the Program from its inception.

Chairman Littlefield stated that he went with one of the delegations to Germany; that he and his wife lived with a German family for about a week and neither spoke the other's language! He stated that he remembers with great fondness members of the Commission and government participating in the trip to Wuxi. He again expressed thanks to Mr. Edwards for his presence, stating that the City looks forward to continuing to work with the Sister City Association; that nothing really helps us to understand one another culturally than going and immersing ourselves.

ADJOURNMENT

Chairman Littlefield adjourned the meeting of the Chattanooga Council until Tuesday, May 14, 2002 at 6 p.m.

CHAIRMAN

CLERK OF COUNCIL

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