

CITY COUNCIL BUILDING
CHATTANOOGA, TENNESSEE
September 6, 2005

Vice Chairman Pierce called the meeting of the Chattanooga City Council to order with Councilmen Benson, Bennett, Franklin, Hakeem, Rico, and Rutherford present. Chairman Robinson and Councilman Page were out of the city. City Attorney Randall Nelson; Management Analyst Randy Burns; and Shirley Crowover, Assistant Clerk to the Council, were also present.

PLEDGE OF ALLEGIANCE/
INVOCATION

The Pledge of Allegiance was led by Councilwoman Rutherford, followed by invocation given by Attorney Nelson.

MINUTE APPROVAL

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

SPECIAL PRESENTATION/
HAL BAKER—HUMAN RIGHTS
HUMAN RELATIONS COMM.

Adm. Beverly Johnson and Hal Baker were present. Ms. Johnson stated that the Council had before them representatives of the Human Rights—Human Relations Commission; that some are new appointments and some are re-appointments; that **Alvin Richelson** is the newly elected Commission Chair and is a mayoral appointee. She turned the presentation over to **Mr. Hal Baker, District 8, former Commission Chair.**

Mr. Baker stated that he was honored to serve on this Commission for six years as an appointee of Councilman Pierce; that he had served with wonderful people, mentioning James Etta Hudson, who was ill at this time and could not be present and Attorney Travis McDonald, who was out of town on depositions.

SPECIAL PRESENTATION
(CONT'D)

He stated that as he left, he had a couple of thoughts; that he was following some great leaders, mentioning Rabbi Ken Kantor and Carol Berz. He stated that they had taken a pro-active role and moved the Commission forward; that the Commission was showing great gains and making Chattanooga a better place to live than it was five years ago and that with tolerance and understanding it would be even a better place in the next five years. He mentioned that we still had great gaps to work on and that we wanted to encourage our Commission to concentrate not only on African-Americans, but also Asians, Hispanics and those with disabilities.

Mr. Baker stated that he was leaving a Commission that he was very, very proud of; that he was leaving it in good stead and when it comes to inequities we could say “not in Chattanooga”! He again thanked the Council for the opportunity to serve and related to Councilman Pierce that he hoped he had “done him well”.

Vice Chairman Pierce expressed his appreciation to Mr. Baker for serving District 8, stating that he thought the Commission had been served well and on behalf of the City, he could say that Mr. Baker would be missed.

Mr. Alvin Richelson, newly elected Commission Chair spoke next, recognizing Mr. Baker and thanking him for all his support. He stated that he would be “standing on Mr. Baker’s shoulders” and before us there was none broader to stand on. He wished Mr. Baker good luck!

Mr. Richelson went on to recognize the new Commission members—**Tanya Gipson**, appointee from District 2; **Janet Perfetti**, appointee from District 4; **Kenneth Simpson**, appointee from District 7; and **Sabrina Palmer**, appointee from District 8. He noted that he, himself, was a mayoral appointee; that **David Turner** was a reappointment from District 1 and **Cynthia Stanley-Cash** was a reappointment from District 5. **Carmen Davis**, **Charles Fields**, **Wade Hinton**, **Hallie McFadden**, and **Michael McReynolds** are all mayoral appointees. **Khalid Hashmi** is the District 9 appointee; **Lark Walters** is the District 3 appointee; and **Leonard Wellington** is the District 6 appointee.

SPECIAL PRESENTATION
(CONT'D.)

Mr. Richelson stated that he looked forward to a prosperous and pro-active year and solicited the support of the Council.

Vice Chairman Pierce expressed his appreciation to Mr. Richelson for taking on the job as Chairman, stating that we hoped it would be a “new day” tomorrow.

At this point Vice Chairman Pierce noted that he thought there would be someone from the Mayor’s Office to talk about our relief efforts with the victims of the hurricane; no one being present he moved on with the agenda.

AMEND CITY CODE
STREET CONST. STANDARDS

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 32, ARTICLE XII, SECTION 32-273(d),
RELATIVE TO STREET CONSTRUCTION STANDARDS**
passed second reading and was signed in open meeting.

CLOSE AND ABANDON

MR-2005-056 (Harry Hulsey)

On motion of Councilman Rico, seconded by Councilwoman Rutherford,
**AN ORDINANCE CLOSING AND ABANDONING A PORTION
OF AN UNNAMED ALLEY RUNNING ALONG THE REAR LINE
OF AND PARALLEL TO PROPERTIES LOCATED ON THE
WEST LINE OF THE 6000 BLOCK OF OOLTEWAH-
GEORGETOWN ROAD, MORE PARTICULARLY DESCRIBED
HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO
CERTAIN CONDITIONS**
passed second reading and was signed in open meeting.

CLOSE AND ABANDON

MR-2005-113 (Vijay Chaudhari)

On motion of Councilman Franklin, seconded by Councilman Hakeem,
AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY LOCATED PERPENDICULAR TO THE SOUTH LINE OF THE 3300 BLOCK OF WILCOX BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

passed second reading and was signed in open meeting.

CLOSE AND ABANDON

MR-2005-108 (Robmer Partners)

On motion of Councilman Hakeem, seconded by Councilman Franklin,
AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY LOCATED BETWEEN THE 500 BLOCKS OF WEST 20TH AND WEST 21ST STREETS, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

CLOSE AND ABANDON

MR-2005-127 (NL Ventures V Mercer, LP)

On motion of Councilman Franklin, seconded by Councilman Rico,
AN ORDINANCE CLOSING AND ABANDONING APPROXIMATELY SIX FEET (6') OF CITY RIGHT-OF-WAY ALONG DIXIE CIRCLE, ADJACENT TO MERCER STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

CLOSE AND ABANDON

MR-2005-129 (McCallie School)

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

AN ORDINANCE CLOSING AND ABANDONING PUBLIC SANITARY SEWER LINE MF #563 LOCATED IN THE ABANDONED 2900 BLOCK OF KIRBY STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

passed first reading.

LEASE AGREEMENT
MOCC.BEND GOLF COURSE

Councilman Franklin noted that this issue came before the Parks and Recreation Committee today and comes with a recommendation and the permission of two Councilpersons to have this placed on tonight's agenda.

On motion of Councilman Franklin, seconded by Councilman Benson,

A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF THE CITY OF CHATTANOOGA TO ACCEPT A PROPOSAL AND TO NEGOTIATE AND ENTER INTO A LEASE AGREEMENT FOR THE OPERATION OF THE MOCCASIN BEND GOLF COURSE LOCATED ON MOCCASIN BEND ROAD

was adopted.

PUD SPECIAL EX.PERMIT

On motion of Councilman Benson, seconded by Councilman Franklin,

A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A PLANNED UNIT DEVELOPMENT KNOWN AS THE REUNION PLANNED UNIT DEVELOPMENT, PHASE 2, ON A TRACT OF LAND LOCATED AT 00000 MORRIS LANE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE FINAL PLANNED UNIT DEVELOPMENT PLAN ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

was adopted.

SEWER EASEMENT PURS.

On motion of Councilman Franklin, seconded by Councilman Rico,
A RESOLUTION AUTHORIZING THE PURCHASE OF PERMANENT SEWER EASEMENT AT 6966 LEE HIGHWAY, TAX MAP NO. 148D-H-001, TRACT NO. 66, FROM REALTY INCOME CORPORATION TN 1 LLC, RELATIVE TO THE SHALLOWFORD ROAD SEWER RELOCATION PROJECT, CONTRACT NO. W-03-004, FOR AN AMOUNT NOT TO EXCEED EIGHT THOUSAND ONE HUNDRED DOLLARS (\$8,100.00)

was adopted

CONTRACT

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO EASTMAN CONSTRUCTION COMPANY FOR THEIR LOW BID IN THE AMOUNT OF ONE HUNDRED SIXTY-EIGHT THOUSAND ONE HUNDRED EIGHTY DOLLARS (\$168,180.00) RELATIVE TO REMODELING OF THE SECOND FLOOR OFFICE AT THE POLICE ANNEX

was adopted.

R-O-W PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,

A RESOLUTION AUTHORIZING THE PURCHASE OF A RIGHT-OF-WAY AT 2121 HAMILL ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM MARK YOUNG, RELATIVE TO THE HAMILL ROAD WIDENING AT HIGHWAY 153 PROJECT, FOR AN AMOUNT NOT TO EXCEED FOURTEEN THOUSAND NINE HUNDRED SIXTY-EIGHT DOLLARS (\$14,968.00)

was adopted.

OVERTIME

Overtime for the week ending September 2, 2005, totaled \$83,863.53.

PERSONNEL

The following personnel matters were reported for the various departments:

PUBLIC WORKS DEPARTMENT:

- ❖ **EDUARDO PALACIOS, JR.** -Three-day Suspension without pay, effective 9/1,2, 5/05.
- ❖ **REGINALD L. COTTON**—Hire as crew worker, Pay Grade 3/1, \$18,850.00 annually, effective 8/30/05.

PARKS AND RECREATION DEPARTMENT:

- ❖ **TRINETTE BALLARD**—Resigned as Communications Manager, effective 9/01/05.
- ❖ **DEON BROWN**—Resigned as Recreation Specialist, effective 8/18/05.
- ❖ **TALLEY CALDWELL**—Resigned as Recreation Specialist, effective 8/26/05.
- ❖ **KEVIN MCGOWAN**—Resigned as Recreation Facility Manager, effective 9/09/05.
- ❖ **ROBIN CAMPBELL**—Position eliminated of Accounting Technician, effective 9/05/05.

MAYOR'S OFFICE—INTERNAL AUDIT:

- ❖ **LATOYA JONES**—Hire as Internal Auditor, Pay Grade 17/6, \$41,828.00 annually, effective 8/30/05.

PERSONNEL (CONT'D)

CHATTANOOGA POLICE DEPT.:

- ❖ **REBECCA MORGAN**—Resignation as Animal Services Officer, effective 9/07/05.

HOTEL PERMITS

On motion of Councilwoman Rutherford, seconded by Councilman Franklin, the following Hotel Permits were approved:

HAMPTON INN—2420 Williams Street, Chattanooga, TN.

KNIGHTS INN—6914 Shallowford Road, Chattanooga, TN.

STONEFORT INN—120 E. 10th Street, Chattanooga, TN.

PURCHASE

On motion of Councilman Franklin, seconded by Councilwoman Rutherford, the following purchase was approved for use by the Chattanooga Police Dept.:

PEN LINK, LTD. (Single Source Purchase)
Requisition #R0084581

Wiretap Computer Hardware & Software System Upgrade

\$148,195.00

MULTI-CULTURAL FESTIVAL

Vice Chairman Pierce asked Chief Vaughn to give a quick overview of the Multi-Cultural Festival that was held last weekend.

Chief Vaughn reported that it went exceptionally well; that everyone had a really good time and that he wished every event was that pleasant—that it was a great blend of culture, and they were pleased with it all.

COMMITTEES

Councilman Hakeem reminded everyone of the **Public Works Committee meeting scheduled for Tuesday, September 13th at 4:00 P.M.**

Councilman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, September 20th at 3:00 P.M.** He noted that he would have three items to cover, and it would be a very busy meeting, and he urged all to be present.

ADJOURNMENT

Vice Chairman Pierce adjourned the meeting of the Chattanooga City Council until Tuesday, September 13th at 6:00 P.M.

CHAIRMAN

CLERK OF COUNCIL

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

