

**City Council Building
Chattanooga, Tennessee
November 22, 2005
6:00 P.M.**

Chairman Robinson called the meeting of the Chattanooga City Council to order with Councilmen Benson, Franklin, Hakeem, Page, Pierce, Rico and Rutherford present. Councilwoman Bennett was absent due to prior personal commitment. City Attorney Randall Nelson; Management Analyst Randy Burns; and Shirley Crownover, Assistant Clerk to the Council, were also present.

**PLEDGE OF ALLEGIANCE/
INVOCATION**

Councilman Jack Benson led the Pledge of Allegiance, followed by invocation given by Reverend Ben Nelson of St. Paul's Episcopal Church.

MINUTE APPROVAL

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

**SPECIAL PRESENTATION:
WALNUT STREET BRIDGE**

Mayor Ron Littlefield joined Chairman Robinson at the podium to receive a commendation from the American Society of Civil Engineers. **Mr. Don Warrington**, with the American Society of Civil Engineers and **Ms. Karen Headlee**, President of the American Society of Civil Engineers, presented to the City the award by the nominating committee of the state section of the American Society of Civil Engineers, designating the Walnut Street Bridge as a Tennessee Historical Landmark. The purpose of this award is to note the historic achievement of this profession. The Bridge was constructed in 1891 and is the oldest crossing of the Tennessee River. It is one mile long and an engineering marvel. Mr. Warrington explained that it is a living monument, due to the efforts of Mayor Littlefield, who had it restored and redeveloped in 1993. He noted that it is the centerpiece of our downtown re-development. He thanked Mayor Littlefield and apologized to Councilman Benson for "disturbing his sleep" in getting all of the paperwork done. He stated that it was their pleasure to designate the Walnut Street Bridge as a Tennessee Historical Engineering Landmark.

WALNUT STREET BRIDGE
(CONT'D)

Chairman Robinson accepted this great honor on behalf of the City. She noted that many walk the Walnut Street Bridge again and again and say this is their favorite walking area. She added that she had been privileged to work with the committee to save the Bridge, and it was wonderful to see what it had become.

Mayor Littlefield added his thanks, too, stating that he would have to find an appropriate place to display this honor in the newly renovated City Hall; that it is remarkable that this is the oldest river span. He mentioned that he had a black and white picture on his wall in the Mayor's Office that is a large panoramic view of the City taken in 1906, and the Walnut Street Bridge was the only bridge; that 99 years later things are quite different, and it is a prominent downtown structure. He thanked Mr. Warrington and Ms. Headlee for the great recognition, noting that it would be a great addition to our treasury.

Councilman Benson also thanked Mr. Warrington for doing this work, explaining that the reference to disturbing his sleep was because he had already gone to bed when Mr. Warrington, who his is neighbor, had called him. He stated that Mr. Warrington had done his work and this was a long overdue recognition of a great asset to Chattanooga; that Ms. Headlee had helped him, and he appreciated all the work.

Chairman Robinson added that this was the longest pedestrian span in the world, and she also thanked them very much.

LEONARD WELLINGTON

Chairman Robinson called on Adm. Beverly Johnson, who stated that Mr. Wellington had resigned as a member of the Human Rights-Human Relations Commission and was no stranger to anyone; that he was a well-known and well-respected community volunteer and was leaving after many years of service. She stated that Councilman Rico would make the presentation to Mr. Wellington.

Councilman Rico stated that it gave him pride to present this plaque to Mr. Wellington; that he, himself, had been a past chairman of the Human Rights-Human Relations Commission and at this point he read the wording on the plaque that emphasized how Mr. Wellington had worked for the betterment of human relations in Chattanooga.

Mr. Wellington thanked Mayor Littlefield and the Council for the plaque, asking God's blessings on all. He noted that he saw so much history here and commented on the nice City Council assembly room.

LEONARD WELLINGTON
(CONT'D)

Mayor Littlefield stated that Mr. Wellington was getting on in years and wanted to take it easier; that we would keep him around, like the Walnut Street Bridge; that he had been his friend for a long time and met with the “Saturday Luncheon Club” at Wally’s and was always a “settling” influence.

AMEND CITY CODE
OFFICE OF MULTICULTURAL
AFFAIRS

On motion of Councilman Benson, seconded by Councilman Franklin,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 2, BY REPEALING ARTICLE X11 AND
SUBSTITUTING A NEW ARTICLE XII IN LIEU THEREOF
CREATING AN OFFICE OF MULTICULTURAL AFFAIRS**
passed second and final reading and was signed in open meeting.

REZONING

2005-168 (Institute of Healing & Health—Wildwood Lifestyle Center)

It was noted that more time is needed on this issue.

On motion of Councilman Hakeem, seconded by Councilman Rico,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS
AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO
REZONE A PORTION OF A TRACT OF LAND LOCATED AT
4580 CHAMBERS ROAD, MORE PARTICULARLY DESCRIBED
HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-3
RESIDENTIAL ZONE, SUBJECT TO A CONDITION**
was deferred until January 10, 2006.

AMEND CITY CODE
SCHOOL ZONE
SPEED LIMITS

Councilman Hakeem stated that this was discussed at length in the Public Works Committee meeting, and it was requested that additional research be done and no timeline was set.

Councilwoman Rutherford suggested four weeks.

On motion of Councilman Hakeem, seconded by Councilwoman Rutherford,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 24, ARTICLE VIII, SECTION 24-242(1),
RELATIVE TO SPEED LIMITS IN SCHOOL ZONES**
was deferred until January 10, 2006.

AMEND CITY CODE
REL. TO BOARDS AND
COMMISSIONS

Councilman Benson explained that the Legal and Legislative Committee recommended approval of this Ordinance but since that time it was decided that some fine tuning is needed, and it is not ready for approval.

On motion of Councilman Benson, seconded by Councilman Rico,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 2, BY ADDING A NEW ARTICLE X111
RELATIVE TO BOARDS AND COMMISSIONS**
was deferred for one week.

CLOSE & ABANDON

2005-185 (Trust for Public Land c/o Rick R. Wood)

Councilman Hakeem stated that this was discussed in the Public Works Committee and comes with a recommendation for approval. At this point he expressed appreciation to the Trust for Public Land and Mr. Davenport, noting that this has been in the works for at least two years and is finally coming to fruition. Chairman Robinson also agreed that Mr. Davenport works timelessly on such issues.

CLOSE & ABANDON (CONT'D)

On motion of Councilman Hakeem, seconded by Councilman Franklin,
**AN ORDINANCE CLOSING AND ABANDONING A PORTION OF
THE UNOPENED 3500 BLOCK OF NORTH CHAMBERLAIN
AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND
AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A
PART HEREOF BY REFERENCE**

passed first reading.

COMP. PLAN 2030

Chairman Robinson stated that this was discussed in the Agenda Meeting this morning and needs to be deferred a little longer for some fine tuning. She suggested the first meeting in January. Councilman Benson indicated that he thought they needed more time than that and Councilwoman Rutherford suggested February 7, 2006.

On motion of Councilwoman Rutherford, seconded by Councilman Benson,
**A RESOLUTION AUTHORIZING THE ADOPTION OF THE
COMPREHENSIVE PLAN 2030**
was deferred until February 7, 2006.

AGREEMENT

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY
FINANCE OFFICER TO ENTER INTO AND EXECUTE AN
AGREEMENT AND ALL NECESSARY DOCUMENTS WITH
NATIONWIDE RETIREMENT SOLUTIONS, INC. TO PROVIDE
A DEFERRED COMPENSATION PLAN FOR OFFICIALS AND
EMPLOYEES OF THE CITY OF CHATTANOOGA**

was adopted.

AMENDMENT
COUNCIL ETHICS CODE

Councilman Benson explained that this was only a five word change; that after this Resolution was adopted we found that we needed to add a phrase and that this had been discussed at length in the Legal and Legislative Committee and comes with a recommendation.

On motion of Councilman Benson, seconded by Councilman Hakeem,

A RESOLUTION AMENDING SECTION F, NO. 4, OF RESOLUTION NO. 24557 ENCAPTIONED, "A RESOLUTION AMENDING SECTION F OF RESOLUTION 24117 ENCAPTIONED "A RESOLUTION REPEALING RESOLUTION NOS. 18697, 18710, 19757, 20026, AND 20480, AND ESTABLISHING NEW RULES OF PROCEDURE FOR THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE", TO ESTABLISH A CONFLICT OF INTEREST AND ETHICS CODE FOR MEMBERS OF THE CHATTANOOGA CITY COUNCIL

was adopted.

OVERTIME

Overtime for the week ending November 18, 2005 totaled \$15,329.70.

PERSONNEL

The following personnel matters were reported for the various departments:

PUBLIC WORKS DEPARTMENT:

- ✓ **TONY SPENCER**—Suspension, 4 days without pay for Equipment Operator, 11/15/05 – 11/18/05.
- ✓ **DWIGHT A. MANGHANE**—Suspension, 3 days without pay for Equipment Operator, 10/28-31/05-11/01/05.
- ✓ **RODERICK G. JOHNSON**—Leave of Absence for Crew Worker, Sr., 11/01/05-12/01/05.
- ✓ **LEE YEARBY**—Suspension, 4 days without pay for Sr. Equipment Operator, 11/15/05-11/18/05.

PERSONNEL (CONT'D)

- ✓ **LEROY FITCH**—Suspension 7 days without pay for Equipment Operator, 11/21/05-12/01-05.

CHATTANOOGA POLICE DEPARTMENT:

- ✓ **LISA MARTIN**—Promotion to Police Records Clerk, Sr., Pay Grade 5/3, effective 11/24/05.
- ✓ **RICK MATHEWS**—Resignation of Officer, effective 11/15/05.
- ✓ **CARLOS WOODRUFF**—Compulsory Leave of Officer, effective 11/01/05.
- ✓ **TIMOTHY SCHAUER**—Resignation of Officer, effective 11/18/05.
- ✓ **AUDRA WILSON**—Resignation of School Patrol Officer, effective 11/11/05.

FINANCE DEPARTMENT:

- ✓ **LEE BROUNER**—Hire as Deputy Finance Officer, Pay Grade 45/10, \$99,592.00 annually, effective 11/30/05.
- ✓ **BARBARA WYATT**—Promotion to Accounts Payable Supervisor, Pay Grade 15/3, \$34,244.00 annually, effective 11/11/05.
- ✓ **STEVE ELLIOT**—Promotion to Programmer Analyst, Pay Grade 25/2, \$45,254.00 annually, effective 11/11/05.

CHATTANOOGA FIRE DEPARTMENT:

- ✓ **WILLIAM MELHORN**—Return from FMLA of Captain, effective 11/11/05.

PURCHASE

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

TENNESSEE HOTEL SUPPLY (Only bidder meeting specs.)
Requisition R0085602/B0002653

Dry Foods & Staples

\$63,750.00

PURCHASES

Councilman Hakeem noted that the purchase items for Public Works and for the Finance Dept. had been discussed in the Public Works Committee and come with a recommendation for approval.

On motion of Councilman Hakeem, seconded by Councilman Franklin, the following items were approved for use by the Public Works Department:

DIAMOND Z MANUFACTURING (Sole Source Purchase)
Requisition R0086229/B0002695

Tub Grinder Parts

\$28,587.73

DICKSON/PEARSON ASSOCIATES (Sole Source Purchase)
Requisition R0086229/B0002695

Flight Parts

\$22,375.00

CHATTANOOGA BUSINESS MACHINES (Best bid meeting specs)
Requisition R0081943/B0002317

Lease of Digital Copiers

\$15,912.00

PURCHASES (CONT'D)

CORNERSTONE AUTOMATION (Best bid meeting specs)
Requisition R0085877/B0002650

Two (2) ABB Drives

\$14,685.00

HUDSON MATERIALS COMPANY (Only bid received)
Requisition R0085049/B0002623

Contract for Emulsion

\$15,000.00

At this point Chairman Robinson recognized the presence of **James Ward Corn**, who is the son of Adm. Missy Crutchfield.

PURCHASE

On motion of Councilman Pierce, seconded by Councilman Rico, the following purchase was approved for use by the Chattanooga Fire Dept.:

G & C SUPPLY (Best bid meeting specs)
Requisition R0086007

Contract for Firefighter's Gloves

\$7,612.50

HOTEL PERMITS

On motion of Councilman Pierce, seconded by Councilman Hakeem, the following Hotel Permits were approved:

BEST VALUE INN & SUITES –103 Patten Chapel Road.

BEST WESTERN ROYAL INN – 3644 Cummings Highway.

EXTENDED STAY AMERICA #125—6240 Air Park Drive.

HAMILTON INN – 6860 Lee Highway.

HOLIDAY INN EXPRESS HOTEL & SUITES—3710 Modern Industries Parkway.

RED ROOF INN #7162—7014 Shallowford Road.

At this point Councilman Benson thanked Chief Rowe for his comprehensive report concerning vehicles serving the City as it relates to the Tiftonia zoning. He stated that he hoped all the Council members would take into account the E-Mail that Chief Rowe has sent us concerning questions on liability. He stated that it all meshed together, and he appreciated the well-written information. Chairman Robinson added that she had made copies for everyone.

PURCHASES

On motion of Councilman Rico, seconded by Councilwoman Rutherford, the following purchases were approved for use by the Finance Dept.:

ADVANCE PAPER CO. & AMERICAN PAPER & TWINE (Best bids meeting specs)
Requisition R0085206/B0002591

Paper Goods for Purchasing Dept.

\$37,785.46 (Advance Paper Co.)

\$35,169.96 (American Paper & Twine)

PURCHASES (CONT'D)

AIRGAS SOUTH (Lowest and best bid meeting specs)
Requisition R0085653/B0002641

Requirements Contract for Welding Gases for Fleet Maintenance Division II

\$17,227.39

BEST ONE TIRE OF CHATTANOOGA (Lowest and best bid meeting specs)
RequisitionR0085540/B0002644

Tires & Tire Liners for Fleet Maintenance Division

\$139,416.00

BOARD APPOINTMENT

On motion of Councilwoman Rutherford, seconded by Councilman Benson, the following Board appointment was approved:

CHATTAN00GA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION:

- ✓ Appointment of **JOE RAMSEY** to replace J. T. McDaniel, term expiring **May 31, 2008**.

Councilman Hakeem asked if this was a district appointment. Ms. Madison indicated that no district was given. Mr. Burns added that the Planning Commission does not require district representation.

HOLIDAY SCHEDULE

Attorney Nelson stated that he had been asked to have the Council set a Holiday Schedule for meetings this year, noting that Christmas comes on Sunday. **On motion of Councilman Rico, seconded by Councilman Pierce, there will be no City Council meetings on December 27th nor January 3rd, 2006.** Councilman Benson questioned taking off on Tuesday, January 3rd when New Year's Day is on Sunday. It was explained to him that the City would observe Monday as a holiday and Tuesday would be the first day back.

COMMITTEES

Chairman Benson stated that the **Legal and Legislative Committee would meet on Tuesday, November 29th at 3:00 p.m.** He also mentioned his **District Meeting, which will take place on December 1st at 7:00 p.m. at Erlanger East.**

Councilman Hakeem scheduled a **Public Works Committee meeting on Tuesday, December 3rd at 4:00 p.m.**

At this point Councilwoman Rutherford stated that she was glad that Chairman Robinson had recognized the presence of James Ward (Missy Crutchfield's son); that he would be playing the part of Tiny Tim in a Christmas play at the Encore Theater and that everyone was real excited about this, and she urged everyone to come, stating that the Play would be great.

ADJOURNMENT

Chairman Robinson adjourned the meeting of the Chattanooga City Council until Tuesday, November 29, 2005 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)**

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PURCHASES (CONT'D)

CHATTANOOGA BUSINESS MACHINES