

**City Council Building
Chattanooga, Tennessee
June 6, 2006
6:00 p.m.**

Chairman Pierce called the meeting of the Chattanooga Council to order with Councilmen Bennett, Benson, Franklin, Page, Rico, Robinson and Rutherford present; Councilwoman Gaines was absent due to the illness of her mother. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Councilman Page gave invocation.

MINUTE APPROVAL

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

SPECIAL PRESENTATION TO COACH ROBERT HIGH

Councilman Franklin stated once in a lifetime there are individuals who dedicate their whole life to education and there are so few role models who participate in this community at all different levels. He noted one such person is in the Council's midst this evening. He stated Robert High has been one of his mentors all his life and on last Tuesday was honored with a special retirement celebration during the time Council meeting was in session. He stated after 35 years of service in education Coach High has gone above and beyond the call to duty, which began in the former Chattanooga school system and ended in the Hamilton County school system.

SPECIAL PRESENTATION TO COACH ROBERT HIGH
(Continued)

As Coach High was asked to approach the podium, Councilman Franklin stated that Coach High was his high school track coach and members of his family and one classmate are present with him tonight. He stated Coach High has "labored in the vineyard" a long time and deserves some type of rest!

At this time Councilman Franklin read a proclamation signed by Mayor Littlefield proclaiming Tuesday, June 6, 2006 as "**ROBERT HIGH DAY**". The proclamation has been spread upon the minutes.

- Whereas:** Robert High was born to Florence and John High, Sr.; and
- Whereas:** Robert High graduated from Howard High School in 1961. He received his B.S. Degree and Masters Degree at Tennessee State University; and
- Whereas:** Robert High taught in the Chattanooga Public School system and the Hamilton County School system for a total of 35 years; and
- Whereas:** Robert High was named Athletic Director at Brainerd High School in 1987; and
- Whereas:** Robert High has won several state and district championships in Basketball and one in Cross Country; and
- Whereas:** Robert High has been recognized as Coach of the Year by the Chattanooga Times and News Free Press, the Tennessee Athletic Coaches Association and Scrappy Moore; and
- Whereas:** Robert High was inducted in the Tennessee Secondary Schools Athletic Hall of Fame and the Chattanooga Old Times Hall of Fame; and
- Whereas:** Robert High's greatest influence in his life is his mother, Mrs. Florence High.

Now, Therefore, I, Mayor Ron Littlefield, Mayor of the City of Chattanooga, do hereby proclaim June 6, 2006 as

Robert High Day

In Witness Whereof, I have set my hand and caused the Seal of the City of Chattanooga to be affixed this the 6th day of June 2006.

Ron Littlefield, Mayor

SPECIAL PRESENTATION TO COACH ROBERT HIGH
(Continued)

In accepting the recognition, Coach High thanked the Council and stated that he has been around a pretty long time and has seen quite a few people come through who have left him there (Brainerd) from students to teachers! He stated John Franklin, Sr. was one of the people who influenced him to go into education as he was the roving physical education teacher in elementary school at the time, got him involved in a lot of activities and from that time on he became interested. He stated that he enjoyed his 35 years and stayed five years longer than planned, however he enjoyed what he had been doing and just enjoyed his job. He stated that his sister retired last year and has told him how much she has enjoyed her retirement and a brother retired two years ago, so he decided before it is too late he wanted to enjoy some of that, too!

Coach High stated if he had to do it over he would take the same path as he has enjoyed it; that he has enjoyed the kids and does not think he could have asked for a greater school to work in. He stated that he was assigned to Brainerd by mistake as he was supposed to go to Chattanooga High School but the job was filled the day before he received the Brainerd assignment. He stated "Chubby" James asked him to go out and observe Brainerd a couple days and one of his (High's) best friends worked there. He stated that he accepted the job at Brainerd and it was one of the best things that ever happened to him as far as his career was concerned, reiterating that he enjoyed it and would not change anything! Again, he expressed thanks to the Council on behalf of himself, his family and his family at Brainerd High School.

BOY SCOUT TROOP NO. 172

Lynn McCurdy of Boy Scout Troop 172 from St. Jude expressed thanks to the Council for having them. He introduced the Scouts with him: Gordon Cecil, Andrew Davis, David Sopala, Brandon Sopala and Christopher Buzzing.

Chairman Pierce thanked Mr. McCurdy for bringing the Scouts to the meeting and noted that it is good for them to experience what goes on in city government.

CLOSE AND ABANDON

MR-2006-018: Paul E. Huffman

On motion of Councilman Page, seconded by Councilman Rico,
**AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED ALLEY
LOCATED SOUTH OF 1309 CHESTNUT LANE, 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.

AD VALOREM TAXES

Chairman Pierce explained to those in attendance that it might appear that the Council goes through the items on the agenda quickly and clarified that all items have been discussed in committee prior to coming to the Council for adoption. He stated that he did not want anyone to think the Council was "rubber stamping" the items.

On motion of Councilwoman Bennett, seconded by Councilman Franklin,
**A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE
MODERN INDUSTRIES, LLC PROJECT, TO DELEGATE CERTAIN
AUTHORITY TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF
CHATTANOOGA AND TO AUTHORIZE THE MAYOR TO ENTER INTO AND
EXECUTE AN AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM
TAXES**
was adopted.

AD VALOREM TAXES

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
**A RESOLUTION TO MAKE CERTAIN FINDINGS RELATING TO THE ASTEC
INDUSTRIES, INC. PROJECT, TO DELEGATE CERTAIN AUTHORITY TO THE
INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF CHATTANOOGA
AND TO AUTHORIE THE MAYOR TO ENTER INTO AND EXECUTE AN
AGREEMENT FOR PAYMENTS IN LIEU OF AD VALOREM TAXES**
was adopted.

TRANSFER OF FUNDS

On motion of Councilman Franklin, seconded by Councilman Rico,
A RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE FIRE AND POLICE MEDAL FUND IN THE AMOUNT OF FIFTY-FOUR THOUSAND DOLLARS (\$54,000.00) TO THE HAMILTON COUNTY DEPARTMENT OF EDUCATION TO CONTINUE TO PROVIDE SCHOOL MEDALS AND THE BALANCE OF THE FUND IN THE APPROXIMATE AMOUNT OF THIRTEEN THOUSAND DOLLARS (\$13,000.00) TO THE CHATTANOOGA POLICE DEPARTMENT TO BE USED FOR THE LAW ENFORCEMENT OFFICERS' MEMORIAL

was adopted.

EXPENDITURE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE CHATTANOOGA ZOO TO EXPEND ONE THOUSAND DOLLARS (\$1,000.00) OF ITS OPERATING BUDGET TOWARD THE ANDEAN CONDOR CONSERVATION PROGRAM, WHICH WILL FULFILL A REQUIREMENT OF THE ASSOCIATION OF ZOOS AND AQUARIUMS OF PARTICIPATION IN CONSERVATION PROJECTS AT THE LOCAL, NATIONAL AND GLOBAL LEVEL

was adopted.

AGREEMENT

Councilman Rico stated Resolutions (e), (f) and (g) were discussed in Public Works Committee. He stated Resolutions (e) and (g) are recommended for approval, however Resolution (f) was recommended for deferral one week.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) RELATIVE TO FEDERAL PROJECT NO. BR-STP-2(70) AND STATE PROJECT NO. 33008-2217-94, SR-2 (US-11) BRIDGE AND APPROACHES OVER LOOKOUT CREEK AT LM 3.64

was adopted.

AGREEMENT

On motion of Councilwoman Robinson, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH JORDAN, JONES & GOULDING FOR ENGINEERING SERVICES RELATIVE TO A CAPACITY ASSURANCE, MANAGEMENT, OPERATION AND MAINTENANCE (CMOM) AUDIT AND ACTION PLAN FOR THE CHATTANOOGA SANITARY SEWER SYSTEM IN AN AMOUNT NOT TO EXCEED SEVENTY THOUSAND DOLLARS (\$70,000.00)
was deferred one week.

TEMPORARY USE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING PASTOR R. J. MCCOWAN OF THE PNEUMA CHRISTIAN CENTER TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT THE NORTHWEST CORNER OF SILVERDALE ROAD AND BONNY OAKS DRIVE TO INSTALL A SIGN, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS
was adopted.

CONTRACT

Councilwoman Rutherford asked that this Resolution be deferred one week. She stated a business person is communicating with her and the Mayor about this.

On motion of Councilwoman Rutherford, seconded by Councilman Benson,
A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO INTEGRATED NETWORKING TECHNOLOGIES, LLC FOR ITS BEST BID IN THE AMOUNT OF TWO HUNDRED SIXTY-FIVE THOUSAND ONE HUNDRED THIRTY-TWO AND 32/100 DOLLARS (\$265,132.32) FOR A SURVEILLANCE SYSTEM FOR CHATTANOOGA'S 21ST CENTURY WATERFRONT, ONE-HALF OF WHICH WILL BE PAID BY HAMILTON COUNTY
was deferred one week.

GRANT

Councilman Benson stated Resolutions (i) and (j) were discussed in last week's Legal and Legislative Committee and approval is recommended.

GRANT (Continued)

Chairman Pierce stated that a question might arise about matching funds and asked if it has been addressed.

City Attorney Nelson stated there are no matching funds.

Councilman Benson stated if we get it, we get it and expressed hope he was correct.

Admin. Madison clarified that Councilman Benson was correct.

On motion of Councilman Franklin, seconded by Councilwoman Rutherford,
**A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO APPLY FOR
AND, IF GRANTED, ACCEPT A BYRNE JUSTICE ASSISTANCE GRANT
FROM THE BUREAU OF JUSTICE ADMINISTRATION IN WASHINGTON,
D.C., IN A TOTAL AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY-
SIX THOUSAND NINETY-ONE DOLLARS (\$126,091.00)**

was adopted.

ACCEPTANCE OF BEST BID

Councilman Benson stated it is his belief this Resolution has been written incorrectly.

City Attorney Nelson clarified that the Resolution is correct, now.

On motion of Councilman Benson, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING ACCEPTANCE OF THE BEST BID BY
STRAUSS COMPANY FOR CONSTRUCTION MANAGEMENT SERVICES
RELATED TO THE MCKAMEY ANIMAL CARE AND ADOPTION CENTER
PROJECT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-
SEVEN THOUSAND FOUR HUNDRED FIFTY-THREE DOLLARS
(\$247,453.00), PLUS A SIX PERCENT (6%) OVERHEAD AND PROFIT FEE
ON THE COST OF WORK**

was adopted.

OVERTIME

Overtime for the week ending June 2, 2006 totaled \$18,400.84.

PERSONNEL

The following personnel matters were reported for the various departments:

PUBLIC WORKS DEPARTMENT:

- **WILLIAM E. BROWN** – Suspension (4 days without pay [*May 24, 25, 30, 31, 2006*] and a demotion), Crew Worker, Sr., City Wide Services, Pay Grade 5/Step 7, \$25,034.00 annually, effective June 7, 2006.
- **ROBERT C. HARALSON, JR.** – Death, Equipment Operator, Sr., City Wide Services, effective May 25, 2006.
- **CARRIE SCHAEFER** – Resignation, Associate Engineering Designer, Engineering, effective June 2, 2006.

CHATTANOOGA HUMAN SERVICES:

- **LINDA MORRISON** – Retirement, Family Services Assistant, effective May 24, 2006.

PARKS AND RECREATION DEPARTMENT:

- **GREGORY PARKER, CLIFFORD SANFORD, LEROY HUGHES** – Promotion (full time), Crew Worker, Pay Grade 3/Step 1, \$19350.00 annually, effective May 26, 2006.
- **KADI COLE** – Resignation, Admin. Coordinator, effective June 1, 2006.

CHATTANOOGA POLICE DEPARTMENT:

- **ANGEL D. GEOGHAGAN** – Resignation, Police Officer, effective May 25, 2006.
- **RACHEL E. SMITHERS** – Resignation, Communications Officer, effective June 8, 2006.
- **CATHERINE PINKARD** – Return to Duty from Family Medical Leave, Police Officer, effective May 1, 2006.

PERSONNEL (Continued)

- **JOHNNY SMITH** -- Resignation, Police Officer, effective June 7, 2006.

PURCHASE

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

ATD (Lowest and best bid)

R0088641/B0003123

Tables and Chairs
\$21,182.05

STEIN CONSTRUCTION (Lowest and best bid)

R0088509/B0003082

Court Resurfacing
\$16,256.00

PURCHASE

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

WINGFIELD SCALE CO. (Lower and better bid)

R0089835/B0003187

Weigh Scales Maintenance and Service
\$20,000.00

REFUNDS

On motion of Councilman Franklin, seconded by Councilman Rico, the Administrator of Finance was authorized to issue the following refunds due to change to single family dwelling and property tax assessment change, respectively:

REFUNDS (Continued)

JAMES D. KENNEDY, III	\$1,207.57
RIDGE MOUNTAIN, LLC	3,150.88

COMMITTEES

Councilwoman Bennett scheduled a meeting of the **Budget and Finance Committee for Tuesday, June 13 at 2:30 p.m.**

Councilman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, June 13 at 3 p.m.** He stated discussion would involve a new trend in zoning that some cities are using. He stated another issue has to do with what Councilwoman Rutherford asked to be discussed. He stated vendors have been calling regarding the Friends of the Festival agreement and he indicated to them it would be discussed at next week's meeting.

Councilwoman Robinson stated that the **Health, Education, Human Services and Housing Opportunities Committee** met this afternoon and heard from the Executive Director of Community Impact, BettyLynn Smith, as well as John Bridger, Jack Murrah and Peggy Kilpatrick, representing one of the neighborhood associations. She stated that a report was given that covered the Ridge to the River downtown, as well as neighborhood projects and plans to extend the program to two additional neighborhoods through the year 2011. She commended them for the work they are doing. She noted that a meeting of the Committee **is scheduled for Tuesday, June 13 at 4:30 p.m. to hear from the Office of Multicultural Affairs.**

Councilwoman Rutherford stated a meeting of the **Arts, Education and Culture Committee is scheduled for 4 p.m. on Tuesday, June 13** and noted that there is the possibility the meeting would be cancelled; that she would speak with Admin. Crutchfield about it on Wednesday.

JULY FOURTH COUNCIL MEETING CANCELLED

City Attorney Nelson stated that he noticed that July 4 falls on a Tuesday this year and assumed there would be no meeting of the Council that night. He stated that he wanted to call this to the Council's attention if there is going to be a special meeting that week it would need to be advertised.

JULY FOURTH COUNCIL MEETING CANCELLED
(Continued)

Councilwoman Robinson made the motion that the Council not meet on July 4; Councilwoman Rutherford seconded the motion; the motion carried.

EXPRESSION OF THANKS

Councilwoman Rutherford expressed thanks to the Fire Department for the presentation made at a meeting of all Brainerd neighborhoods last week. She stated the Department presented the program the Council saw a couple months ago on Home Land Security. She thanked Deputy Chief Flint and noted that she had received six-to-eight telephone calls saying how interesting it was and the professional way in which it was presented.

Deputy Chief Flint acknowledged Councilwoman Rutherford's comments.

COUNCIL AGENDA FOR JUNE 13, 2006

Chairman Pierce asked Council members to take note of **Ordinance (j)** on next week's agenda. He asked that serious consideration be given to this as there may be problems with it.

Councilwoman Rutherford asked if Chairman Pierce was referencing 4803 Brainerd Road.

Chairman Pierce responded "yes" and asked the Council to look at what they are doing and understand.

ADJOURNMENT

Chairman Pierce adjourned the meeting of the Chattanooga Council until Tuesday, June 13, 2006 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)**