

**City Council Building  
Chattanooga, Tennessee  
April 9, 2013  
6:00 p.m.**

Chairman Ladd called the meeting of the Chattanooga Council to order with Councilmen Berz, Gilbert, McGary, Murphy, Rico, Robinson and Scott present; Councilman Benson was absent due to the runoff election for his District. City Attorney Michael McMahan, Management Analyst/Auditor Randy Burns and Council Clerk Carol O'Neal were also present.

#### **PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilwoman Scott gave the invocation for the evening.

#### **RECOGNITION OF ROBINSON FAMILY MEMBERS**

Councilwoman Robinson bade the Council and staff a loving farewell noting it has been a great team. She stated on next Tuesday, for the first time in 12 years, she will be with her family. Her husband, Sam, other family members and grandbabies were in attendance and indicated her gratitude for their support and the flowers received earlier. She expressed how much she has enjoyed serving on the Council.

#### **MINUTE APPROVAL**

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

#### **PROCLAMATION: "TELECOMMUNICATORS WEEK"**

Chief Parker asked Chief Dunn, Admin. Madison, Mr. Stuermer and the 911 group to join him at the podium. He stated there used to be a dispatch center where Council members park their cars where he worked many years ago at 120 East Tenth Street. He expressed appreciation for the job the dispatchers do and how proud he is of them. At this point he read the Proclamation which has been spread upon the minutes.

PROCLAMATION: "TELECOMMUNICATORS WEEK"  
(Continued)

## Proclamation

**W**hereas: Public Safety Telecommunicators include call-taker and dispatcher professionals, who work tirelessly, often behind the scenes, to answer 9-1-1 calls and dispatch emergency service responders; and

**W**hereas: This professional and distinguished group of emergency service professionals provide the foundation for our local emergency response system which supports life-saving services that are essential to the safety and well-being of our citizens and countless visitors, which enhances the overall quality of life for the entire community; and,

**W**hereas: It is appropriate to recognize the vital contributions and dedication of this group of professional emergency Public Safety Telecommunicators

### Now Therefore,

I, Ron Littlefield, Mayor of the City of Chattanooga, do hereby proclaim April 14-20, 2013 as

## Public Safety Telecommunicator Week

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City of Chattanooga to be affixed this the 14<sup>th</sup> day of April, 2013.

***Ron Littlefield, Mayor***

Mr. Stuermer, Executive Director of 911, stated he formerly spent 27 years as a police officer prior to stepping into this position. He stated he knew how important Telecommunicators were but had no real clear understanding of the difficulty, stress and things they have to go through until he actually worked with them. He stated we have a great group of people working for the City of Chattanooga, other agencies and Hamilton County; that they are dedicated to ensure not only all the calls are answered and the information passed on, but the First Responders are watched over and taken care of, as well.

**PROCLAMATION: "TELECOMMUNICATORS WEEK"**  
**(CONTINUED)**

Mr. Stuermer stated they do a great job. He expressed appreciation on behalf of all the Telecommunicators and the 911 districts and looks forward to continuing to serve.

Chairman Ladd expressed appreciation for what they do as they are the voice of calm when people call in a panic; that they are hope when people need a quick answer and are afraid when their family or property is involved. She stated they do so much during our worst times and knows the professionalism that goes into the job. Congratulations!

**LEASE AGREEMENT**

On motion of Councilwoman Robinson, seconded by Councilman Rico,  
**A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO ENTER INTO A LEASE AGREEMENT, IN SUBSTANTIALLY THE FORM ATTACHED, WITH ACCESS 2 REHAB, INC., TO LEASE ONE HUNDRED SEVENTY-THREE (173) SQUARE FEET AT THE WELL ADVANTAGE CENTER WITH THE USE TO BE FOR MEDICAL SERVICES THAT INCLUDE REHABILITATION THERAPY, SUBJECT TO THE RECOMMENDATION BY THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION**

was adopted.

**CONTRACT**

On motion of Councilman Rico, seconded by Councilwoman Robinson,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. E-12-025-201, INFRARED REPAIRS REQUIREMENTS CONTRACT TO JARRETT BUILDERS, INC., FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00)**

was adopted.

**SALE OF PROPERTY**

On motion of Councilman Rico, seconded by Councilwoman Scott,  
**A RESOLUTION AUTHORIZING THE SALE OF PROPERTY LOCATED AT  
1818 DODDS AVENUE, TAX MAP NO. 156F-G-029, IN THE AMOUNT OF  
FIFTEEN THOUSAND DOLLARS (\$15,000.00)**  
was adopted.

**AGREEMENT**

On motion of Councilman Rico, seconded by Councilman Gilbert,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE  
DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO AN  
AGREEMENT WITH GAMETIME FOR THE CONSTRUCTION OF A  
PLAYGROUND AT ALTON PARK, IN THE AMOUNT OF ONE HUNDRED  
THIRTY-FIVE THOUSAND EIGHT HUNDRED SEVENTY-FIVE DOLLARS  
(\$135,875.00), WITH A FIVE PERCENT (5%) CONTINGENCY IN THE  
AMOUNT OF SIX THOUSAND SEVEN HUNDRED NINETY-THREE AND  
75/100 DOLLARS (\$6,793.75), FOR A TOTAL AMOUNT OF ONE  
HUNDRED FORTY-TWO THOUSAND SIX HUNDRED SIXTY-EIGHT AND  
75/100 DOLLARS (\$142,668.75)**  
was deferred one week.

**APPOINTMENT**

On motion of Councilwoman Robinson, seconded by Councilman Rico,  
**A RESOLUTION TO CONFIRM THE APPOINTMENT OF DAN THORNTON  
AS INTERIM PURCHASING AGENT FOR THE CITY OF CHATTANOOGA,  
TENNESSEE, EFFECTIVE APRIL 16, 2013**  
was adopted.

**ACCEPT ACREAGE**

On motion of Councilwoman Scott, seconded by Councilman Rico,  
**A RESOLUTION AUTHORIZING THE ACCEPTANCE OF 34.80 ACRES  
FROM THE TENNESSEE RIVER GORGE TRUST, INC. FOR THE  
CONSERVATION AREA AT THE STRINGERS RIDGE PARK**  
was adopted.

## OVERTIME

Overtime for the week ending April 4, 2013 totaled \$30,530.52.

## PERSONNEL

The following personnel matters were reported for the various departments:

### PUBLIC WORKS:

- **JENNIFER HAKEEM** – Return to Duty from Family Medical Leave, Permit Clerk, Land Development, effective April 1, 2013.
- **PAUL JONES** – Hire, Survey Instrument Technician, Engineering, Range 9, \$33,280.00 annually, effective April 1, 2013.
- **LEON CLARK** – Suspension (1 day without pay), Equipment Operator 3, City Wide Services, effective April 1, 2013.

### CHATTANOOGA POLICE DEPARTMENT:

- **JAMES DAVES** – Resignation, Police Officer 3, effective April 12, 2013.

## DONATIONS

Admin. Zehnder duly reported the donation of a box of golf balls for the CHIPS Golf Program from the United States Golf Association valued at \$250.00 and a contribution from CARTA that will help promote the department while assisting with a bus wrap for a total production cost of \$6,397.39.

## FIRE STATION IN EAST LAKE AREA

Chief Parker displayed by PowerPoint the photo of the fire station that will be built in the East Lake area, Station 9 located on 3250 Eighth Avenue, which replaces the East Lake station built 86 years ago; that it will be going out for bid this weekend or next weekend after it goes through the Purchasing process. He stated it will be designed after Station 3 in the Tiftonia area.

**REFUNDS**

On motion of Councilman Rico, seconded by Councilman Murphy, the Administrator of Finance was authorized to issue the following refunds of property taxes:

**VISION TIFTONIA LLC** \$5,440.93

**BRAINERD VILLAGE SHOPPING CENTER, LLC** \$9,049.43

After presenting the refunds, Admin, Madison acknowledged "it has been a pleasure".

Councilman Scott complimented Admin. Madison by stating she is an "excellent CFO".

**PURCHASES**

On motion of Councilman Rico, seconded by Councilwoman Robinson, the following purchases were approved for the various departments:

PUBLIC WORKS DEPARTMENT:

**ENERGY LOGIC (Lowest and best bid)**

**R72783**

Purchase of Used Oil Collection Equipment

\$16,933.00

**CLEAR EDGE FILTRATION (Lowest bid meeting city specifications)**

**R72908**

Blanket Contract for Filter Press Filter Cloths

\$65,000.00 – Annual estimation

**PURCHASES (Continued)**

**WORLDWIDE EQUIPMENT (Lowest bid)**

**R71857**

Knuckleboom Trash Loader

\$126,445.00

INFORMATION SERVICES:

**VERIZON WIRELESS (Lowest bid)**

**R74988**

Blanket Contract for Cellular Voice & Data Device w/Wireless High Speed

\$1,000,000.00 – Annual estimation

GENERAL SERVICES:

**HAYNES & HAYNES LLC**

Payment approval for After Hours and Heavy Tire Repair (*Payment of invoices will cause the FY2013 payments to Haynes & Haynes LLC to exceed \$10,000.00*)

\$3,074.55

**APPOINTMENT OF INTERIM CITY COUNCIL CLERK**

City Attorney McMahan stated the matter of the appointment of an Interim City Council Clerk was discussed earlier in today's Committee meeting.

On motion of Councilman McGary, seconded by Councilwoman Scott,  
**A RESOLUTION TO CONFIRM THE APPOINTMENT OF SANDRA FREEMAN  
AS THE INTERIM CITY COUNCIL CLERK**  
was adopted.

### **APPROVE SETTLEMENT**

City Attorney McMahan stated memos were forwarded regarding two recommended settlements: The Pure Holiness Church of God noting there was a sewer backup with repair fees of \$16,452.00. He stated the other was an accident at a park where a park employee driving a mule (off road vehicle) accidentally hurt a person using the sidewalk and a settlement of \$25,000.00 is recommended.

**On motion of Councilman Murphy, seconded by Councilwoman Robinson the City Attorney was duly authorized to settle the two as recommended.**

### **PRESENTATION OF GIFTS**

City Attorney McMahan expressed thanks on behalf of the staff, especially those who have worked closely with the Council and stated that the audience may not know this particular Council has a reputation of being the hardest working Council the city government has ever had since 1990 when we started the Council form of Government. (A rousing hand of applause was given at this time for their service!)

At this point he presented Council members Scott, Robinson, McGary, Murphy and Rico with engraved Rosewood clocks noting their years of service on the Council – “the gift of time in appreciation for theirs”. He then presented Chairman Ladd with an engraved gavel noting her years of service on the Council indicating her years as Chair and Vice Chairman.

### **CHRIS WINTER**

Chairman Ladd recognized Chris Winter who is working on his Eagle Scout requirements of the Communications Badge with Troop 223 at St. Peter's Episcopal, noting he is present with his mother. She expressed thanks to him for the work he is doing and the time spent with the Council tonight.

### APPRECIATION TO STAFF/OUTGOING COUNCIL

Councilwoman Robinson expressed appreciation to Council staff Carol O'Neal, Randy Burns, Shirley Crownover and Carolyn Moore noting they are a most superb staff!

Councilman Gilbert stated he will miss everyone on the Council and to him all are family whom he sees every week; that like family we fuss sometime but come together as a whole. He expressed appreciation to Carol O'Neal, Randy Burns, Shirley Crownover and Carolyn Moore for the outstanding work they do; that people do not understand how much they do keeping Council members "on track". He stated they are a wonderful team and again expressed thanks to the Council indicating he would miss them as family. He expressed hope in seeing them again!

### JOHN CAUDELL

Councilman Rico recognized the presence of John Caudell, a big supporter who worked in his campaigns, noting that he is the Offensive Coordinator for Tennessee Crush, his son's (Rico) semi-pro football team who are ranked number one in the country in their division and number two overall. He stated John has played for Oklahoma University, is a great guy and is his personal bodyguard!

### NEXT WEEK'S AGENDA: APRIL 9, 2013

Chairman Ladd inquired as to whether there were questions regarding next week's agenda; being none the meeting continued.

### PATRICK KELLOGG

**Patrick Kellogg** of 539 North Hawthorne Street expressed thanks to the Council for their courage and wherewithal in representing the community and even those who could have been "rubbed" differently on a personality basis. He stated he did not campaign for any candidate and expressed that he wanted to apologize to one of the Council members personally noting that he knows how hard it is to be a public servant. He stated there is one piece of outstanding business and expressed hope that a meeting could be held regarding his open records complaint as nothing has been filed to move it forward. He referenced the Legal and Legislative Committee minutes of January 3, 2012 and asked for a private session with the City Attorney and Mayor regarding new information and for the Council at its last meeting to

**PATRICK KELLOGG (Continued)**

decide whether or not this issue can be resolved prior to their departure or moved to the Mayor-elect's administration. He thanked the Council for their time and energy.

**ADJOURNMENT**

Chairman Ladd adjourned the meeting of the Chattanooga Council until Tuesday, April 16, 2013 at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**

**(A full digital audio of the Council meeting of  
this date is filed in the Clerk of Council's Office)**

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