

Municipal Building  
Chattanooga, Tennessee  
March 24, 1998

The meeting of the Chattanooga Council was called to order by Chairman Swafford with Councilmen Crockett, Eaves, Hakeem, Hurley, Lively, Pierce, Rutherford and Taylor present. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk, Carol O'Neal, were also present.

INVOCATION

J. B. Collins gave the invocation for the evening.

MINUTE APPROVAL

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

SPECIAL PRESENTATION TO FRED  
MCCLURE

Councilman Taylor stated it is indeed an honor to present Atty. Fred McClure with a plaque of appreciation from the Council; that he and Fred have known each other for a long period of time and are former classmates; that Fred went on to higher education and has made great contributions to the City. He stated the Council certainly appreciates everything Fred has done and what he continues to stand for as he moves from this community; that the community certainly hates to see him leave. He read the inscription on the plaque and expressed the Council's best wishes.

Atty. McClure thanked Councilman Taylor and members of the Council for the plaque and stated the Council has been kind to him each time he has been before them; that he even got a vote of support from Councilman Lively prior to leaving! He stated he will remember that nothing means more to him than to have the opportunity to come home from college and have his mother and father see that their hard work paid off while they were alive, which means more to him than anything else. He expressed his love for Chattanooga and all the great things that are going on and stated if he can ever help, he is only a telephone call away.

SPECIAL PRESENTATION: JOE WHITE  
AND BRIAN CRAWFORD, UTC SCHOOL OF  
ENGINEERING

Brian Crawford stated he and Joe White are senior engineering students at UTC; that they were present to inform the Council of a design project they are working on, which is the High Performance Advanced Technology Electric Vehicle (HPATEV). He stated once completed the vehicle should be able to travel at 100 miles per hour; that the competition they are entering is the Electric Vehicle Technology Competitions, Ltd. He stated they plan to go to ABB University where a formula race car is being designed; that the purpose of the project is to construct a competition vehicle and all other necessary equipment for a continuing project bridging academics, industry and government through corporate sponsorship and involvement.

Chairman Swafford inquired as to who is doing the actual design and building of the vehicle. Mr. Crawford stated presently they have built a utility vehicle that will be at the competition; that next year they will actually start work on design for the vehicle that will be in the competition.

Councilman Hakeem stated if the work the students are doing on this project is half as good as the impression the two of them have made this project will be more than successful; that the two of them (students) are very impressive.

Councilman Crockett expressed thanks to the young men for their presentation and indicated Dr. Sedwick is doing a terrific job in UTC's Engineering Department.

SPECIAL PRESENTATION: "PUBLIC  
HEALTH WEEK"

Howard Roddy was present to inform the Council of "Public Health Week" scheduled for April 6-12 and invited each to the kick-off scheduled for Monday, April 6 at 10 a.m. in the Golley Auditorium of the Health Department.

"PUBLIC HEALTH WEEK"

Councilman Pierce made the motion to move Resolution 7(a) up on the agenda; Councilman Crockett seconded the motion; the motion passed.

On motion of Councilwoman Rutherford, seconded by Councilman Crockett,

A RESOLUTION TO DECLARE APRIL 6-12, 1998 AS "PUBLIC HEALTH WEEK" IN CHATTANOOGA, TENNESSEE was adopted.

REZONING

1998-209: James D. Lee

On motion of Councilman Lively, seconded by Councilwoman Hurley, AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 1041 AND 1047 GIVENS ROAD, BEING ON THE NORTHWEST LINE OF GIVENS ROAD SOUTHWEST OF EAST BRAINERD ROAD, FROM R-1 RESIDENTIAL ZONE TO RZ-1 RESIDENTIAL TOWNHOUSE ZONE AND R-T/Z RESIDENTIAL TOWNHOUSE/ZERO LOT LINE ZONE, SUBJECT TO CERTAIN CONDITIONS

passed second reading. On motion of Councilwoman Rutherford, seconded by Councilman Pierce, the ordinance passed third and final reading and was signed in open meeting.

REZONING

1998-018: King Realty Ltd.

The applicant was present; there was no opposition.

Mr. Bennett stated the Staff has met with Mr. King and is in agreement with the conditions as originally presented by the Design Center. He stated Mr. King will maintain the conditions until such time as he has a specific use for the property in mind and might then come back before the Council to request some revisions of the conditions. He stated it is his understanding today that what Mr. King wishes to do -- should the ordinance pass first reading -- is for second and third reading to held indefinitely on the rezoning, which would allow him to be able to come back to the Council rather than go back through the entire process again.

Councilman Pierce asked if it is possible Mr. King might ask for the zoning to be changed at some point in time.

Mr. King stated he has worked extensively with Barry Bennett and Ann Coulter and has come to a solution regarding his concerns; that he wants to make sure within three months if finalized the C-3 will be agreeable with the tenant.

Councilman Pierce asked why the matter is being requested to be held on second and third reading. Mr. King stated if the tenant does not meet the conditions of the C-3, he will have to change the process and rezone under another zone.

REZONING (Cont'd.)

Councilman Pierce asked that Mr. King's statement be explained to him.

Mr. Bennett stated at this point in time Mr. King's plans are consistent with requirements under C-3 with regard to the setback and parking requirements; that what Mr. King is indicating is that he wants to be sure C-3 is what the tenant needs and if not the property will need to stay M-1.

Councilman Pierce stated it was his impression that Mr. King was to come back with some specifics of what he was going to do; that now we are still hearing he does not have any concrete plans and is still speculating. He stated he still feels a little leery about the zone. He asked if Mr. Bennett and Ms. Coulter feel comfortable with this and holding it on second and third reading.

Mr. Bennett responded that holding it for second and third reading was actually Planning's suggestion for the most reasonable way to handle it; that it would (1) meet Planning's needs because the conditions are left in tact, and (2) it met Mr. King's needs. He stated he does not think it will matter too much which zone he maintains; that Mr. King feels C-3 is ultimately what he will need. He stated the reason for deferring the final reading is if it is determined he needs M-1, he will not have to go back through the three month Planning process.

Councilwoman Hurley asked for clarification that Mr. King's request is in reference to his wanting a tenant who wants to do a project consistent with the Southside Plan.

Mr. King stated that is what he is trying to do; that if need be he would like to remove the conditions for second and third reading and go ahead and present his plan. He stated he has a tenant for upstairs but does not have a tenant for the downstairs portion. He stated he does have a plan for what he is going to do with the property which satisfies what was asked of him to do; that he has a floor plan and a construction budget. He stated he is trying to do the right thing at the right time and is willing to "live" with the conditions.

Councilwoman Hurley stated that was her original concern, which is why the Council postponed the matter. She stated she wants to make sure Mr. King does not have any plans to come back to ask for relief on the conditions. Mr. King responded, "no, I do not".

REZONING (Cont'd.)

Chairman Swafford stated if this is approved on first reading what will happen during the time it is deferred. Mr. Bennett stated the requirements of M-1 would still be in effect. Mr. King stated during that time he will be setting up the construction document and going out to bid.

Councilman Taylor stated the statement was made to hold the matter indefinitely and inquired if there is a legal time frame.

City Attorney Nelson responded "no"; that there is no real rule of reasonableness; that he would suggest not going beyond six months. He stated there is nothing that says that but if you go much longer, it is subject to changes in the neighborhood, etc.

On motion of Councilwoman Rutherford, seconded by Councilman Eaves,  
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,  
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT  
OF LAND LOCATED AT 1401 CHESTNUT STREET, BEING ON THE  
NORTHWEST LINE OF CHESTNUT STREET AT WEST 14TH STREET,  
FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS  
ZONE, SUBJECT TO CERTAIN CONDITIONS  
passed first reading; **Councilman Pierce abstained.**

**Councilwoman Rutherford and Councilman Taylor made the motion to  
table second and third reading up to six months; the motion passed;  
Councilman Pierce abstained.**

ANNEXATION: VAAP

Councilman Lively asked if this includes only property that is presently governmentally owned. Admin. Marcellis stated it is land that VAAP uses, the county's portion and the roadways.

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley,

AN ORDINANCE TO ANNEX CERTAIN PROPERTIES ADJACENT TO  
BONNY OAKS DRIVE AND HIGHWAY 58, ALSO KNOWN AS THE  
VOLUNTEER ARMY AMMUNITION PLANT (VAAP), MORE  
SPECIFICALLY DESCRIBED HEREIN, LYING CONTIGUOUS TO THE  
PRESENT CORPORATE LIMITS OF THE CITY OF CHATTANOOGA,  
TENNESSEE  
passed first reading.

ANNEXATION: PROPOSED PLAN OF SERVICES

Councilwoman Hurley made the motion to move Resolution 7(i) up on the agenda; Councilman Crockett seconded the motion; the motion passed.

On motion of Councilman Lively, seconded by Councilwoman Rutherford, A RESOLUTION TO SUBMIT A PROPOSED PLAN OF SERVICES TO THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION FOR REVIEW RELATIVE TO THE PROPOSED ANNEXATION OF CERTAIN PROPERTIES ADJACENT TO BONNY OAKS DRIVE AND HIGHWAY 58, ALSO KNOWN AS VOLUNTEER ARMY AMMUNITION PLANT (VAAP), MORE SPECIFICALLY DESCRIBED HEREIN, LYING CONTIGUOUS TO THE PRESENT CORPORATE LIMITS

was adopted.

AMEND CAPITAL BUDGET

Councilman Hakeem stated this matter was discussed in Budget and Finance Committee and comes with the Committee's recommendation for approval.

On motion of Councilman Pierce, seconded by Councilwoman Rutherford, AN ORDINANCE TO AMEND ORDINANCE NO. 10650, ENTITLED "AN ORDINANCE APPROPRIATING, AUTHORIZING, OR ALLOCATING FUNDS TO THE CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR 1997/98", SO AS TO REALLOCATE FUNDS AS SET FORTH BELOW; AND TO PROVIDE FOR THE APPROPRIATION OF ADDITIONAL FUNDS FROM VARIOUS SOURCES

passed first reading.

INSTALLATION OF FIRE HYDRANT

On motion of Councilwoman Rutherford, seconded by Councilman Pierce, A RESOLUTION AUTHORIZING THE INSTALLATION OF ONE (1) FIRE HYDRANT FOR PUBLIC FIRE PROTECTION AT A LOCATION MORE PARTICULARLY DESCRIBED HEREIN, AND AUTHORIZING PAYMENT OF THE TARIFF THEREFOR

was adopted.

1998-1999 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS ALLOCATIONS

On motion of Councilwoman Hurley, seconded by Councilwoman Rutherford,

A RESOLUTION APPROVING FISCAL YEAR 1998-1999 COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP ACT AND EMERGENCY SHELTER GRANT FUNDING AS SHOWN MORE FULLY HEREINBELOW

was adopted.

DEEDS TRANSFER

Councilwoman Hurley asked for a definition of the property in question.

Admin. Traughber stated basically these are the old school buildings of the former Chattanooga Public Schools; that there are 44-45 buildings. He stated he and others have been working on this since the merger on transferring these properties in several areas; that they are transferring titles and data and retaining certain parcels of property. He stated they are retaining certain easements for future road expansion.

Councilwoman Hurley questioned whether this does not include any property around Rivermont Park which was determined to be City property.

Admin. Traughber stated he is not sure about Rivermont; that that is one he needs to review; that there were a number of questions about that site. He stated there was property in the Orchard Knob Urban Renewal Area that was determined to be school property; that he will get back to the Council with a status report for Council members' review; that they are about a month away from doing this.

Chairman Swafford stated that was his question with regard to some properties that were used for parks and recreation and made reference to the Washington Hills area where there is a recreation center.

Admin. Traughber stated that property is already owned by the county; that in the last round of annexations there were pieces that were not transferred to the Board of Education. He stated Mountain Creek and Oak Grove were parcels they thought could be sold but are actually owned by the County presently. He stated they are working on these; that there will be some understandings and contractual arrangements made.

Councilman Hakeem stated he participated in a meeting a couple years ago with the County Executive, City Attorney and Mayor at the time; that there were people who were interested in obtaining the Elbert Long property and building apartments. He stated during the meeting he raised the question that if the property is sold for that purpose would the proceeds go to the City, County or to the general treasury of the County. He stated he believes at the time it was stated the money would go to the City.

City Attorney Nelson stated he remembers the subject coming up but does not recall the discussion.

DEEDS TRANSFER (Cont'd.)

Councilman Hakeem inquired as to who would control those funds if the property were sold for that purpose.

City Attorney Nelson stated if the property was used for school purposes the money from it should go to the kids the school is serving.

Councilman Hakeem stated it is assumed it will go to the treasury of the schools, but is that the legal case. (Councilman Eaves responded "we do not know that.") City Attorney Nelson stated that is the case, now.

Councilman Hakeem stated when conveying property to the county, does it go to the school system or county government.

City Attorney Nelson stated it goes for the benefit of the kids; that the schools are in trust for the children who attend them and becomes the legal owner of the title to the school.

Councilman Taylor asked for a point of clarification and used the Charles A. Bell property as an example.

Admin. Traugher stated Charles A. Bell is not included; that that property was declared surplus before the merger and stays with the City.

City Attorney Nelson stated when Missionary Ridge was sold several years ago, at the time the Chancellor awarded property to the City and said we could sell it; that proceeds from the school would go to the Board.

Councilwoman Hurley asked if Kirkman was done in the same way. Admin. Traugher responded "yes".

Admin. Traugher again indicated he would provide the Council with a list and that this will not take place for another month.

On motion of Councilwoman Rutherford, seconded by Councilman Eaves,  
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE DEEDS TO  
TRANSFER SCHOOL PROPERTIES TO THE HAMILTON COUNTY  
DEPARTMENT OF EDUCATION  
was adopted.

RENAME ELINOR LANE TO JADIE LANE

Councilman Eaves stated this matter was discussed in Public Works Committee and comes with a recommendation for approval.

On motion of Councilwoman Hurley, seconded by Councilman Crockett,  
A RESOLUTION REFERRING TO THE CHATTANOOGA-HAMILTON  
COUNTY REGIONAL PLANNING COMMISSION A PETITION TO  
RENAME ELINOR LANE TO JADIE LANE, AND TO WAIVE THE  
PLANNING COMMISSION'S FEE OF ONE HUNDRED TWENTY-FIVE  
DOLLARS (\$125.00)

was adopted.

CONTRACT: T. U. PARKS  
CONSTRUCTION CO.

On motion of Councilman Lively, seconded by Councilman Crockett,  
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO.  
CP-1-98, CONSTRUCTION OF COOLIDGE PARK, TO T. U. PARKS  
CONSTRUCTION COMPANY, THE LOW BIDDER, FOR THE  
NEGOTIATED AMOUNT OF THREE MILLION, FIVE HUNDRED  
SEVENTY-FOUR THOUSAND, SIXTY-NINE DOLLARS  
(\$3,574,069.00)

was adopted.

CONTRACT: MORRIS PUMP COMPANY

On motion of Councilwoman Rutherford, seconded by Councilman Pierce,  
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. 28G  
(EP1), MOCCASIN BEND WASTEWATER TREATMENT PLANT -  
PROCUREMENT OF WASTEWATER TREATMENT PLANT INFLUENT  
PUMPS, TO MORRIS PUMP COMPANY FOR THEIR LOW AND  
RESPONSIVE BID IN THE AMOUNT OF SEVEN HUNDRED  
SEVENTY-EIGHT THOUSAND, SEVEN HUNDRED FIFTY DOLLARS  
(\$778,750.00)

was adopted.

AMEND RESOLUTION 21685: ISSUANCE  
AND SALE OF BONDS

On motion of Councilman Hakeem, seconded by Councilman Taylor,  
A RESOLUTION AMENDING RESOLUTION NO. 21685 ENCAPTIONED  
"A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF AN  
AMOUNT NOT TO EXCEED \$50,000,000 PRINCIPAL AMOUNT OF  
THE CITY OF CHATTANOOGA, GENERAL OBLIGATION REFUNDING  
BONDS, SERIES 1998."

was adopted.

ACCEPTANCE OF ACREAGE FOR GREENWAY  
PROJECT

Councilwoman Hurley stated this request comes with the approval of the Parks and Recreation Committee.

On motion of Councilwoman Hurley, seconded by Councilman Crockett,  
A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THIRTY-TWO  
PLUS/MINUS (32+) ACRES ALONG SOUTH CHICKAMAUGA CREEK  
BEING DONATED BY EQUITABLE CORP., INTERNATIONAL FOR THE  
GREENWAY PROJECT  
was adopted.

ACKNOWLEDGMENT: FIRST CENTRUM,  
LLC. AND CENTRUM-CHATTANOOGA  
LIMITED PARTNERSHIP

Councilman Hakeem stated Resolutions 7(k) - (p) were discussed in Committee and come with recommendations for approval.

Councilman Crockett stated these items were discussed in Committee and wants it clarified that the Council is acknowledging that affordable housing will be provided; that this is not an endorsement.

Councilman Pierce indicated his abstention on Resolutions 7(k) - (p).

On motion of Councilman Hakeem, seconded by Councilman Crockett,  
A RESOLUTION ACKNOWLEDGING THAT THE ELDERLY HOUSING  
DEVELOPMENT PROPOSED BY FIRST CENTRUM, L. L. C.,  
DEVELOPER, AND CENTRUM-CHATTANOOGA LIMITED PARTNERSHIP,  
APPLICANT FOR LOW INCOME HOUSING TAX CREDITS FROM THE  
TENNESSEE HOUSING DEVELOPMENT AGENCY, WILL PROVIDE  
AFFORDABLE HOUSING FOR CHATTANOOGA'S SENIOR CITIZENS  
was adopted; **Councilman Pierce abstained.**

CONTRACT FOR PURCHASE AND SALE:  
FIRST CENTRUM CORPORATION

Admin. Traughber stated this Resolution is associated with the previous one; that this property is landlocked and there is a need to have access to a road. He stated this is really a county decision because we are transferring the property to the county; that there was a meeting with county officers and persons on his staff, and it was agreed to provide the property for access.

CONTRACT FOR PURCHASE AND SALE:  
FIRST CENTRUM CORPORATION  
(Cont'd.)

On motion of Councilman Taylor, seconded by Councilwoman Rutherford,  
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
CONTRACT OF PURCHASE AND SALE WITH FIRST CENTRUM  
CORPORATION FOR TWO PLUS/MINUS (2+) ACRES OF LAND AT  
THE ADMINISTRATION SCHOOL OFFICE SITE ON WEST 40TH  
STREET FOR THE PURPOSE OF CONSTRUCTING A ROADWAY TO AN  
ADJACENT PARCEL  
was adopted; **Councilman Pierce abstained.**

ACKNOWLEDGMENT: MARLOW COMPANY  
AND NORTH CHATTANOOGA HOUSING  
PARTNERS I, L.P.

On motion of Councilman Crockett, seconded by Councilwoman Hurley,  
A RESOLUTION ACKNOWLEDGING THAT THE MULTI-FAMILY  
HOUSING DEVELOPMENT TO BE KNOWN AS STRINGERS' RIDGE  
APARTMENTS PROPOSED BY THE MARLOW COMPANY, DEVELOPER,  
AND NORTH CHATTANOOGA HOUSING PARTNERS I, L.P.,  
APPLICANT FOR LOW INCOME HOUSING TAX CREDITS FROM THE  
TENNESSEE HOUSING DEVELOPMENT AGENCY, WILL PROVIDE  
AFFORDABLE HOUSING  
was adopted; **Councilman Pierce abstained.**

ACKNOWLEDGMENT: NORSOUTH  
CORPORATION AND SIGNALWOOD PARK,  
L.P.

On motion of Councilman Hakeem, seconded by Councilman Crockett,  
A RESOLUTION ACKNOWLEDGING THAT THE HOUSING DEVELOPMENT  
PROPOSED BY THE NORSOUTH CORPORATION, DEVELOPER, AND  
SIGNALWOOD PARK, L.P., APPLICANT FOR LOW INCOME  
HOUSING TAX CREDITS FROM THE TENNESSEE HOUSING  
DEVELOPMENT AGENCY, WILL PROVIDE AFFORDABLE HOUSING FOR  
CHATTANOOGA'S CITIZENS  
was adopted; **Councilman Pierce abstained.**

ACKNOWLEDGMENT: LAWLER-WOOD, LLC  
AND DODSON AVENUE PARTNERS, L.P.

On motion of Councilman Hakeem, seconded by Councilwoman Hurley,  
A RESOLUTION ACKNOWLEDGING THAT THE HOUSING DEVELOPMENT  
PROPOSED BY LAWLER-WOOD, LLC, DEVELOPER, AND DODSON  
AVENUE PARTNERS, L.P., APPLICANT FOR LOW INCOME HOUSING  
TAX CREDITS FROM THE TENNESSEE HOUSING DEVELOPMENT  
AGENCY, WILL PROVIDE AFFORDABLE HOUSING FOR  
CHATTANOOGA'S CITIZENS

was adopted; **Councilman Pierce abstained.**

ACKNOWLEDGMENT: HERITAGE RURAL  
HOUSING, INC. AND GRANITE HEIGHTS  
L.P.

Councilman Hakeem asked Admin. Traughber to briefly discuss the  
Resolutions of Acknowledgment for the benefit of those in the  
audience.

Admin. Traughber stated the tax credit program is a program to  
provide an opportunity for low-to-moderate income housing by using  
tax credit write-offs for those who need to as a way of channeling  
private funding into that. He stated the State Housing agency has  
the authority to allocate those credits. He stated the best  
example is CNE's development at the Grand Hotel; that these  
Resolutions are not endorsements but acknowledgments; that THDA will  
do a detailed proposal.

On motion of Councilman Hakeem, seconded by Councilwoman Hurley,  
A RESOLUTION ACKNOWLEDGING THAT THE HOUSING DEVELOPMENT  
PROPOSED BY HERITAGE RURAL HOUSING INC., DEVELOPER, AN  
GRANITE HEIGHTS, L.P., APPLICANT FOR LOW INCOME HOUSING  
TAX CREDITS FROM THE TENNESSEE HOUSING DEVELOPMENT  
AGENCY, WILL PROVIDE AFFORDABLE HOUSING TO  
CHATTANOOGA'S CITIZENS

was adopted; **Councilman Pierce abstained.**

OVERTIME

Overtime for the week ending March 20, 1998 totaled \$16,737.58.

EMERGENCY PURCHASE

On motion of Councilman Pierce, seconded by Councilman Hakeem, the following purchase was approved for use by the Human Services Department:

ADUDELLE ROOFING  
Requisition No. R0031397

Purchase of Roof Replacement at Cedar Hill Center (Ratification of Emergency Purchase P0006364)

\$138,000.00

PERSONNEL

The following personnel matters were reported for the Parks and Recreation Department:

JESSE HARVEY, JR. -- New Hire, Custodian, Recreation Maintenance, Pay Grade 1/Step 1, \$12,733.00 annually, effective March 25, 1998.

RILEY E. WALKER -- New Hire, Laborer II, Parks Division, Pay Grade 4/Step 1, \$16,165.00 annually, effective March 25, 1998.

AARON DEWAYNE HICKS -- Resignation, Recreation Specialist P.T., effective March 20, 1998.

ANTHONY J. BURKE -- Lateral Transfer, Truck Driver II, Parks Division, Pay Grade 5/Step 5, \$18,169.00 annually, effective March 18, 1998.

TIMOTHY L. LLOYD -- Resignation, Laborer II, Plaza Division, effective March 16, 1998.

MICHAEL J. MURPHY -- Resignation, Laborer II, Plaza Division, effective March 18, 1998.

MICHAEL L. MILLER -- Resignation, Electrician Helper, Parks Division, effective March 23, 1998.

PURCHASE

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

A-AFFORDABLE FENCE COMPANY

Purchase of Fencing at Lookout Valley Ballfields  
(NOTE: Joint project between city and county; private donations are being obtained to cover this. County Purchasing took bids and gave job to low bidder; We are paying Hamilton County the \$10,620 to pay for the job. Amount comes from Department's Capital Projects account.)

\$10,620.00

PURCHASE

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

THOMPSON CONSTRUCTION COMPANY (Lower and better bid)  
Requisition No. R0030957

Purchase of Renovation of the East Lake Park Pavilion (\$75.00 cost per cubic yard for removal and disposal of rock)

\$25,945.70

PERSONNEL

The following personnel matter were reported for the Public Works Department:

DEBORAH DAVIS -- Promotion, Purchasing Technician, Waste Resources, Pay Grade 10/Step 6, \$25,825.00 annually, effective March 13, 1998.

PURCHASES

On motion of Councilwoman Rutherford, seconded by Councilman Lively, the following purchases were approved for use by the Public Works Department:

CIMTEC AUTOMATION (Sole Source)  
Requisition No. R0033607

Purchase of Filter Press Control

\$63,711.30

PURCHASES (Cont'd.)

GASTONIA'S FIRE AND SAFETY (Overall Lower and better bid)  
Requisition No. R0031402

Purchase of Fire Protection Equipment

**(Price information available and filed with minute material)**

PVS TECHNOLOGIES (Best bid meeting City of Chattanooga specifications)  
Requisition No. R0033589

Purchase of Ferric Chloride Liquid

\$223.00 (dry ton)

REFUNDS

On motion of Councilman Pierce, seconded by Councilwoman Rutherford, the Administrator of Finance was authorized to issue the following refunds:

TURNBULL CONE BAKING COMPANY -- Industrial User Surcharge, Overpayment, \$1,276.30

ADM MILLING CO. -- Industrial User Surcharge, Overpayment, \$4,176.70

CHATTANOOGA BAKERY -- Industrial User Surcharge, Overpayment, \$2,083.28

PURCHASE

On motion of Councilman Hakeem, seconded by Councilman Lively, the following purchase was approved for use by the Finance Department (Information Systems)

DIGITAL CREATIONS (Overall lower and better bid)  
Requisition No. R0029137

Purchase of Twelve Months Requirements contract for Computer Equipment Disk and Tape Storage Equipment

**(Price information available and filed with minute material)**

HEARING: PAUL HILL

City Attorney Nelson stated he has been in communication with Paul Hill's attorney and the dates of April 13 or 27 are available for him (Hill's attorney). The Council rescheduled Mr. Hill's hearing for Monday, April 13 beginning at 6 p.m. with Councilmen Taylor (Chairman), Lively and Hurley serving as the panel hearing the request.

COMMITTEES

Councilman Crockett stated the Council adopted the Resolution for an ISTEPA grant for a feasibility study for a rail link from here to Atlanta; that the Mayor, County Executive and others will visit in Washington next Tuesday to discuss the subject. He stated the viewing area for our Council meetings goes down to North Georgia; that Congressman Nathan Deal has done a great deal of work on the rail link project.

Councilman Hakeem stated the Council acted on the items on tonight's agenda that were discussed in Budget and Finance Committee.

Councilwoman Hurley stated a Parks and Recreation Citizens Task Force is being formed; that the whole planning process will be very neighborhood sensitive. She stated each Council member is requested to appoint someone to serve; that the appointees should be persons who are active in their respective districts and have an interest in parks and recreation.

Councilman Pierce scheduled a **Safety Committee meeting for Tuesday, March 31 at 5 p.m.** to discuss a proposed mandatory seat belt law that is being requested per a conversation with Captain Hicks. He inquired as to whether police administration is a part of this.

City Attorney Nelson stated information for the proposed ordinance came from Captain Hicks and he (Nelson) is not sure from whom Captain Hicks got it.

Councilman Pierce stated he is leery about this request as he is not sure it has gone through the proper process.

Deputy Chief Gloster stated this subject has been discussed in staff meeting and police administration is very familiar with this ordinance. He stated they support it and he, Chief Pearson and Capt. Hicks will be present for the Committee meeting.

RIDGEDALE CHARETTE

Councilwoman Rutherford invited all Council members to the Ridgedale Charette scheduled for Saturday, March 28 at the Ridgedale Church of Christ, located next to Turner Funeral Home. She stated everyone is invited.

ADJOURNMENT

Chairman Swafford adjourned the meeting until Tuesday, March 31, 1998 at 6 p.m.

  
CHAIRMAN

  
CLERK OF COUNCIL

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