The Agenda Session was called to order by Chairman Rico, with Councilpersons Berz, Scott, Ladd, Gilbert, Benson and Murphy present. Councilman McGary joined the meeting later. City Attorney Michael McMahan and Shirley Crownover, Assistant Clerk to the Council, were also present.

Others present included Gary Hilbert, Richard Beeland, Tony Sammons, Dan Johnson, Missy Crutchfield, Chief Maffett, Joel Craig, Chief Rawlston, Chief Parker, Vickie Haley, Daisy Madison, Fredia Kitchen, Mark Keil, David Johnson and Barry Bennett.

**Ordinance (a) First Reading** is a rezoning for Arvin Reingold. Mr. Johnson noted that Councilman McGary was supposed to be checking into this, and he did not know the status.

**Resolution (a)** authorizes the Chief of Police to apply for an Edward Byrne Grant in a total amount of $228,752.00, of which $74,825.00 will go to Hamilton County Sheriff’s Office and $153,927.00 to the Chattanooga Police Dept., with no local matching funds required.

**Resolution (b)** authorizes Contract No. W-08-010-201, Airport Road Pump Station to Mayse Construction Co. in the amount of $1,176,837.50. This was discussed in Public Works Committee last week.

**Resolution (c)** authorizes the Fire Chief to enter into a contract with JDH to remove and replace the roof at Fire Station No. 13 for a total price not to exceed $46,456.30.

**Resolution (d)** authorizes Public Works to enter into an agreement with Volkert Inc. for professional services related to the Chattanooga ITS System Design, in an amount not to exceed $2,500,000. Mr. Johnson noted that this stands for Intelligent Transportation System. Mr. Malone asked that this be deferred for one week. Councilman Gilbert asked if this was a match and was told by Mr. Malone that this is a Grant and not a match; that they don’t have concurrence from TDOT yet. Councilwoman Scott asked if other municipalities will join in once we get the Grant part and do we know we are not alone in this? Mr. Malone responded that we would work out an agreement with other municipalities. Councilwoman Scott felt that this should be nailed down from the “get go”, or we could be left holding the bag; that we need to know how many are with us. Mr. Malone stated that this project was voted No. One at the MPO meeting, with Mr. Van Winkle adding that this was with representatives from other districts. Councilwoman Scott stated that we had been down this road before and when it is time to “ante” up, we are sitting here all by ourselves. Mr. Norris assured her that we are not buying something that we don’t know how we will pay for.
Resolution (e) authorizes the Department of Education, Arts & Culture to be allowed to move forward with the fundraising campaign to renovate the Community Theatre located on the third floor of the Memorial Auditorium. Councilwoman Berz stated that last week when we talked about this, were we authorizing to do indepth fundraising? She stated that she kept hearing private and public funds. Ms. Crutchfield apologized for any misunderstanding, stating that the only public funds were the $300,000 from Robert Kirk Walker. Councilwoman Berz wanted to know what the Plan was and where was the money coming from? Ms. Crutchfield responded that it was coming from several veterans’ groups, mentioning that a veterans’ group had raised $750,000 for a park in Colledale; that since last week, they had met with other veterans’ groups and organizations who all wanted to know what they could contribute. She mentioned a “seed campaign” that was pure profit; that this would open the door for Phase I and carpets, seats and ADA compliance; that this building exists for veterans and the way it is now, we can’t let them in; that this would open the doors and Phase II would include lighting and sound. Councilwoman Berz confirmed that this was fundraising for the Community Theater.

Councilwoman Scott stated that she had a problem with this—not a problem with raising the money to do something, but her problem was that we don’t have a Plan together to make this work well; that there is no Business Plan for the Memorial Auditorium; that there are goals and objectives, but no Business Plan; that if there was an independent person running this for a living, the Plan would have to be updated yearly; that we can fix it up and take the stand “if we build it, they will come”. She stated that there needed to be something on a regular basis.

Ms. Crutchfield responded that Councilwoman Scott sent her an e-mail; that they had been looking for something comparable to a Business Plan; that Bob Corker was a wonderful business man and did make things happen—that he brought in CHAT results; that they had things that were comparable and looked like a Business Plan as far as government goes; that they were trying to be as aggressive as possible and bring a lot of opportunities; that they were on their way back up.

Councilwoman Scott stated that the Memorial Auditorium had been declining for ten years.

David Johnson stated that he disagreed; that the figures would show highs and lows and that they were coming back up; that they had a benchmark year, and then the economy hit; that they had booked more shows and received $39,000 from the River Dance; that the figures were there if Councilwoman Scott would let him explain; that events had increased and were not continuing to decline; that they could not do anything about the economy. He stated that they had sought new partners and do have a Business Plan.
Councilwoman Scott responded that the Memorial Auditorium continues to be subsidized, and she had not seen a Business Plan, just goals.

Ms. Crutchfield stated that they wanted to renovate the Community Theatre, and they would do it at no costs to the taxpayers.

Councilman Gilbert mentioned $1 million dollars because of the organ; that overall this will be a $3 million dollar improvement; that exposure will increase and this will bring more shows into the City; that to him this was a win-win situation; that going with $3 million dollars and having a facility renovated would bring more people to the City.

Councilwoman Scott still questioned how they would justify to all these veterans that after they contributed, it could still be sold?

Councilman Gilbert retorted that we don’t want to sell it.

Councilman Benson added that we have the Auditorium, and we can’t let it go down; that this is an investment to make it a monument to Chattanooga; that they are just asking to be allowed to go out and beg from citizens and he urged the Council not to “haggle” over this.

Chairman Rico stated that it could be voted up or down tonight.

Resolution (f) authorizes the Mayor to join with the Community Foundation of Greater Chattanooga, the Hamilton County Department of Education, and other area agencies and non-profits to apply for a Promise Neighborhoods Planning Grant from the U.S. Dept. of Education in an amount not to exceed $500,000.00 and to provide $75,000 in required matching funds over a two-year period.

Mr. Pete Cooper of the Community Foundation explained that the Obama administration had put $10 million dollars into the Federal Budget for twenty matching grants to convey the “Belt of Social Services”—that this had been a highly successful program. He mentioned the Hamilton County Department of Education, the Chattanooga Housing Authority, United Way and a host of other folks that would be involved in order to cash in on in-kind for an additional $225,000 to come up with an $800,000 Planning Grant, which could lead to a Grant in subsequent years of $10 million dollars, which is pretty high leverage if we are successful. He stated that there were 900 applicants for the 20 Grants, but he thought we could get it because very many of the other cities have multiple grants; that this would be a high multiplier and everything is within the city limits of Chattanooga; that they would start working around the Hardy Elementary School and had lined up a lot of people.
Councilwoman Scott clarified that they were asking for the County’s General Fund and asking us to put in from the City perspective, as well, which would mean that our citizens will be paying two times. She asked how this was any different from all the rest?

Councilman Benson stated that we needed to find the money for this; that it would pay many more benefits. Councilwoman Scott felt that we might want to defer this; however Councilman Benson felt we should try to find it.

Councilman McGary noted that it would be $75,000 over two years, and the money would only be spent if we were awarded the grant—that it would be tied to the grant.

Mr. Cooper responded “in theory” yes, but they would like to do this anyway—even if they get the Grant or don’t; that they would still like to have the $75,000 either way.

Councilman McGary clarified that they were asking to apply for the Grant and for us to put our part in; that a separate request could be made for the $75,000 if we are not awarded the grant.

Mr. Cooper added that the Community Foundation was not getting a dime of this, with Councilman McGary noting that this is not an agency request—that this is a grant.

Councilman Benson stated that he would like to see this implemented—that this could help with what the recreation centers are asking for. Councilman Gilbert agreed that it was similar, with Mr. Cooper stating that there is a lot of “overlap”.

Councilwoman Berz confirmed that the first year would be Hardy Elementary—that it would become the PILOT; that we had talked about not allocating any agency money—that preventing this is one of the things we don’t want to do; that we need to be very careful about taking money away from Parks and Recreation, which equates into public safety—that this is an add-on and not a take-away; that it is a Planning Grant, and she urged not to be penny-wise and pound-foolish when it comes to our kids.

Councilman Murphy mentioned a 15% leverage of money, stating that this would be an enormous return on investment and a catalyst for integration of services and evaluation of services; that it would fund a lot of things going on; that he thought this was a helpful first step regardless if we get the Grant because it is in at-risks communities.

**Resolution (g)** is a Special Exceptions Permit for The Covenant to extend the Permit for one year on tracts of land located in the 1600 Block of Eucalyptus Drive. Councilman Gilbert asked that this be deferred for three weeks.
AGENDA ITEMS FOR JUNE 22, 2010

Ordinance First Reading (a) provides for certain changes in appropriations set out in Ordinance No. 12288, known as the FY2009/2010 budget Ordinance. This was explained by Daisy Madison, with Councilwoman Berz clarifying that this was not “new” money. Councilman Murphy asked Ms. Madison to explain this quickly and more simply. She explained that Solid Waste was over and above what is in the Budget and like amount of revenues. Councilwoman Scott wanted to know how much over revenues they are? Ms. Madison responded $100,000 more, with Mr. Stewart offering an explanation.

Resolution (a) authorizes temporary usage of a right-of-way for Drew Lancaster at 4529 Balcomb Street in order to subdivide for four (4) houses.

Resolution (b) corrects a contract amount from $13,933,000 to $13,933,379 for a Communications System Agreement with Motorola, Inc., which was approved in Resolution No. 25630, adopted August 26, 2008.

Resolution (c) authorizes RPA to enter into an agreement for professional services with NuStats, LLC for conducting a household travel survey in an amount not to exceed $268,000. Mr. Bennett explained that this is a Study by NuStats and that this is slightly complicated; that this is an unfunded Federal mandate that has to be done; that it previously was funded, but the Plan funding was cut this year, and we have to deal with this; that each year they have asked for funding to carry them through the Fiscal Year and last month there was a joint Budget Request for additional money; that this is not RPA Budget money but that they staff TPO, who determines how much money is spent—that RPA just oversees this; that this has to be done for us to retain eligibility; that if not, it could stop our road projects—that Federal Highways and EPA are joined at the hip because of the relation between transportation and air quality control; that 80% of our pollutants come from vehicular traffic; that they had to have a City and County allocation to get them through this Fiscal Year, which was explained at the joint hearings for this upcoming year; that the entire Study amount is the ultimate amount and time is of essence; that they needed to move forward as soon as the Budget is approved; that we don’t have much of a choice because this leverages hundreds of millions of dollars.

Councilman Benson clarified that this was unfunded this year, which puts us under pressure to come up with the first allotment; that millions and millions of dollars are involved, and we have no choice because we get the majority of the money; that he did not appreciate other smaller municipalities not chipping in.

Mr. Bennett added that because of the time situation and the Budget of other municipalities, we had to do this; that we could try to get other municipalities to chip in. Councilman Benson suggested holding back their portion.
Mr. Bennett responded that failure to comply could not only immediately stop our transportation funds, but we could fall into an Air Quality lapse; that EPA standards will change, and if the charge is significant enough, it could make it more difficult to attract businesses to this area.

Councilwoman Scott asked if this was more than a two-page contract? Mr. Bennett stated that he had not seen the contract. Councilwoman Scott stated that what she had offered no scope of services in the contract, and she would hope that we would include this. Mr. Bennett responded that every contract was very clearly outlined, with Councilwoman Scott stating “not the one she got”. Attorney McMahan explained that Exhibit One is not attached. Mr. Bennett explained that he would not sign anything until the City Attorney signs off on it.

At this point, Mr. Johnson went over the purchases for tonight. The first one was for the Fire Department and was a contract for ISG Thermal Imaging Cameras from NAFECO in the amount of approximately $79,850 annually. Councilwoman Scott asked if these were mounted cameras and was told by Chief Parker that they are “hand held”. The second purchase was also for the Fire Dept. and a contract from MSA Firehawk Assembly from G & C. Supply in an approximate amount of $383,398 annually. Councilwoman Scott asked what this was for and was told by Chief Parker that it is breathing apparatus, and is outside the Volkswagen area.

The third purchase was for General Services to ratify the purchase of vehicle parts from Lee-Smith, Inc. in the amount of $20,508.23. Councilwoman Berz pointed out that “ratify” means it has already happened and asked if this was an emergency situation. Mr. Page explained that they did not get enough bids.

The fourth purchase was for the Library and the purchase of RFID Tags and Tagging Equipment from Integrated Technology Group (ITG) in the amount of $77,619.00. Councilwoman Ladd asked what this was about. Councilman Murphy explained that it was placing a chip with a book so that the book can be scanned for inventory. Councilman Benson stated that we were doing the bookkeeping and writing their checks and asked if this responsibility was equal with the City and the County? Ms. Madison responded that we charge them direct costs. Councilman McGary asked if the Library was considered an Agency or Department? Ms. Madison responded that we treat them as an Agency. He asked that if we do their bookkeeping and write their checks, do they follow our procedures—sometimes reluctantly.
The last purchase was for Human Services to provide and install closed circuit television equipment through Action Alarms of Chattanooga, Inc. in the amount of $10,528.00. Councilwoman Ladd asked where this was being used and was told for Head Start in Soddy.

Two Board Appointments were noted—one for the Board of Appeals and one for the Industrial Development Board.

The meeting adjourned at 3:55 P.M.

Councilman Murphy discontinued his Legal and Legislative Committee meeting, stating that the Taxi Industry Reform would be on the agenda for next week for a vote, asking if anyone felt this needed more work.