

AGENDA SESSION
June 26, 2012
3:00 p.m.

Chairman Ladd called the meeting of the Chattanooga Council to order with Councilmen Benson, Berz, Gilbert, McGary, Murphy, Rico, Robinson and Scott present. City Attorney Michael McMahan and Council Clerk Carol O'Neal were also present.

Others present included Dan Johnson, Beverly Johnson, Tony Sammons, Missy Crutchfield, Steve Leach, Richard Beeland, Lee Norris, Donna Kelley, Bill Payne, Larry Stewart, Ronald Swafford, Larry Zehnder, Mark Keil, Jana Lowery, Dennis Malone, and Chief Parker.

Dan Johnson reviewed Ordinances on final reading for tonight and stated **(a) is an appropriation and write-off of \$128,000.00** and the appropriation of \$300,000.00 from State Street Aid is for our weatherization program as previously explained by Daisy Madison; that **(b) the International Fire Code Adoption** was discussed in Legal and Legislation two weeks ago; **(c) Tree Ordinance** was covered in Public Works last week. He stated Ordinances **(d) Amend City Code relative to hotels and rooming houses** and **(e) Amend City Code excluding certain properties from the Rossville Avenue fire district boundary** were previously discussed in Legal and Legislative and **(f) is the operating budget for 2012-13.**

Mr. Johnson stated Ordinances on first reading include **(a) repeal of the Section on weights and measures in the City's Code; (b) the capital budget for 2012-13** which was discussed in Budget Committee; and **(c) an amendment to the 2011-12 budget ordinance changing the amount of dues to SETDD** for another \$2,496.80.

Councilwoman Scott stated in 2000 there were 166,000 and in 2006 we did an appeal of the population to the census and it was adjusted to 168,000 and the 2010 census was 167,000 inquiring as to how it goes up.

Mr. Johnson stated the previous calculation was on the 2000 census and it went up from 2000; that in 2010 the census was roughly 167,000 and that is about 13,000 more.

Councilwoman Scott stated they did not recalculate on the last; that they calculated everyone in the county and every other city is paying based on the 2000 figure.

Mr. Johnson stated it is a population change and all of them used the same census.

Richard Beeland stated it is based on the 2000 census; that it is not based on the reassessment.

Councilwoman Scott clarified that it was never recalculated on the 2006 adjustment.

Mr. Johnson stated that was because other cities did not have theirs adjusted.

Mr. Johnson stated **Resolution (a) is a Change Order** regarding the Summit Landfill which was discussed last week; **(b) and (c) are parks and recreation items** that were discussed last week; **(d) is for a special unarmed police officer** for Neighborhood Services; **(e) authorizes intervention in the rate increase by TAWC** which has been discussed; **(f) is for roof repair** for Neighborhood Services for \$44,000.00; and **(g) is a release of the guaranty from CNE** contingent upon transfer of Dogwood Manor and if the transaction does not consummate the guaranty will still be in force.

Mr. Johnson continued by stating **Resolutions (h) an Interlocal agreement** with the Airport Authority and **(i) a contract to Arcadis, Inc.** were discussed in last week's public works meeting; and **(j) authorizes the Mayor and city attorney to sign the consent decree** which was discussed last week.

Councilwoman Scott inquired as to when the results of this will be available for the public to read.

City Attorney McMahan responded that the proposed consent decree will be filed with the court as soon as it is signed by all the parties, no later than July 17 which the judge set as the deadline and does not think it will be beyond that date. He stated once it is filed with the court it will be available for public consumption as there is a 30 day public comment period for the public to comment on the proposed consent decree.

Councilwoman Scott stated that would put it in August. City Attorney McMahan responded "yes"; the earliest after being signed by the Judge.

Mr. Johnson continued by stating **Resolution (k) is the five year plan for capital improvements.**

Councilwoman Berz stated that first reading Ordinance (b) and Resolution (k) are to be deferred one week as the Council is not ready to vote on the capital budget or the five year plan this week.

AGENDA: July 3, 2012

Mr. Johnson stated **Ordinances on first reading include (a) parking agreement with CARTA.**

Councilwoman Scott stated we had a presentation on this several months ago and since then she really has not gotten a sense we have truly examined all the reasons to do this; that she understands and recalls from the last meeting it was going to be more of a public relations kind of thing. She stated she has some concerns about creating a new board and essentially removing and handing over the ability of this board to acquire land, build structures, issue bonds and do all of that without the Council's input on that. She stated it is her thought sometimes we can get boards that wind up doing a whole lot of things that not a lot of people are aware of and may hear about only after the fact; that when it goes to another board those meetings are not as well attended by the public and do not get as much attention from the public and she has concerns about that. She stated she has not heard enough reason to do this; that the parking meter issue is one thing but the other financial part is something that she has not heard enough of a reason to overcome this status quo on what we are doing and then move this out to them. She encouraged everyone to read back through the section of the financials and ask themselves if the Council should or should not have say so in those matters as opposed to delegating authority and the ability to incur debt. She stated if CARTA were functioning on their own that would be one thing but CARTA is substantially funded not only in our operational budget but out of our capital, so when an entity is given the ability to go and incur debt for whatever purpose, good or bad, the "chickens all come back to roost with us" and if we are responsible for allocating those budgets and we do not have the say so over that, that is a place she feels uncomfortable going.

Chairman Ladd suggested the matter be placed into a committee for next week.

Councilman Murphy thanked Councilwoman Scott for her excellent questions and suggestions for discussion as all those things do need to be discussed before the Council acts; that working out the "nitty gritty" in the details has also taken some time in this matter and it might be ready next week, but if not it will have to be held over until July 17, which is fine. He stated it is more important we get it right if we do it than if we do it quickly; that we may have the full discussion next week in a specially called Legal and Legislative Committee meeting or may have to hold it over until July 17. He stated we do intend to have both the philosophical discussion, as well as a delineation of details.

Mr. Johnson stated **Ordinances (b) and (c) are closure and abandonments** that will be covered next week in Public Works Committee.

Under Resolutions, Mr. Johnson stated Resolutions **(a) renewal of a license agreement with River City Ducks, LLC** for use of the Ross' Landing ramp for \$300 per month **and (b) the annual agreement with Trust for Public Lands** are parks and recreation matters.

Councilwoman Robinson inquired as to whether the location of the dock is a little bit south of Ross' Landing. Admin. Zehnder clarified that it is a ramp and not a dock.

Councilwoman Robinson expressed wonderment as to what happens when the hotel, condominiums and marina are built. Admin. Zehnder stated it is off to the side and on the marina side of the development; that it exists where people can cross and is not in the way at all. He stated it has not had any negative impact on the development.

Councilwoman Robinson asked if the Ducks are the only user. Mr. Zehnder stated it was originally designed six-to-seven years ago to accommodate canoes and kayaks, but there is not a lot of space for them to drop off; that it has been confined to the Ducks operation.

Mr. Johnson **stated Resolution (c) authorizes CHA to pay a bill for Dogwood Manor** which comes out of their operating fund for cleanup of a fire instance; **and (d) authorizes a contract for the Altamont Pump Station Renovation** which will be discussed in Public Works Committee next week.

PURCHASES

Mr. Johnson stated the following purchases are requested for approval at tonight's Council meeting:

Public Works:

- Greenleaf 3d, LLC for AutoCAD Civil 3D Software Training in the amount of \$40,925.00
- ERMC II, LP for Purchase of a Security Camera System in the amount of \$10,997.32
- eMap International for purchase of Satellite Imagery for \$59,683.40.

Fire Department:

- Motorola Solutions, Inc. for purchase of six (b) Motorola Radios and Accessories for \$17,904.36

Parks and Recreation:

- Textron Inc. for a single source purchase of four (4) Electric 2 Seat 4 Volt ATV's in the amount of \$22,800.00

Police Department:

- Knowledge Computing Corp. for a single source purchase of Software Maintenance and Support in the amount of \$31,875.00

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

The meeting was adjourned at 3:21 p.m.