

City Council Building
Chattanooga, Tennessee
January 17, 2006
6:00 p.m.

Chairman Robinson called the meeting of the Chattanooga Council to order with Councilmen Bennett, Benson, Franklin, Hakeem, Page, Pierce, Rico and Rutherford present. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

INVOCATION/PLEDGE OF ALLEGIANCE

Following the Pledge of Allegiance, Councilman Rico gave invocation.

MINUTE APPROVAL

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

CLOSE AND ABANDON

MR-2005-151: Joseph Michael Mahoney

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
**AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED AND
UNOPENED ALLEY LOCATED NORTH OF THE 2500 BLOCK OF
ELMENDORF STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS
SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF
BY REFERENCE**

passed second and final reading and was signed in open meeting.

CLOSE AND ABANDON

MR-2005-152: The Montessori School

On motion of Councilman Hakeem, seconded by Councilman Rico,
**AN ORDINANCE CLOSING AND ABANDONING AN UNNAMED STREET
LOCATED ON THE SOUTH LINE OF THE 1000 BLOCK OF MCCALLIE
AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN
ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY
REFERENCE, SUBJECT TO CERTAIN CONDITIONS**
passed second and final reading and was signed in open meeting.

REZONING

2005-153: Reid M. Henson

Councilwoman Bennett stated that she has spoken with the representative for this request which comes right in the middle of the C-7 restructuring. She stated an agreement was made to defer this once again, until March 28.

On motion of Councilwoman Bennett, seconded by Councilman Hakeem,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 327 STRINGER STREET, MORE PARTICULARLY
DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2
CONVENIENCE COMMERCIAL ZONE AND R-4 SPECIAL ZONE, SUBJECT
TO CERTAIN CONDITIONS**
was tabled until March 28.

CLOSE AND ABANDON

MR-2005-164: William H. Ring & Mark E. Stolpman

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
**AN ORDINANCE CLOSING AND ABANDONING LOUISE STREET FROM
THE WEST LINE OF THE 1000 BLOCK OF DALLAS ROAD TO A DEAD-END,
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE
MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE,
SUBJECT TO CERTAIN CONDITIONS**
passed second and final reading and was signed in open meeting.

CLOSE AND ABANDON

MR-2005-184: Ben Frizzell

Councilman Hakeem stated it is requested this item be pulled per discussion in today's Public Works Committee meeting.

Jerry Pace, Director of Development Services with the Regional Planning Agenda (RPA), stated this matter should be deferred one week.

On motion of Councilman Hakeem, seconded by Councilman Franklin,
**AN ORDINANCE CLOSING AND ABANDONING THE UNOPENED 5800
BLOCK OF SNOW HILL ROAD FROM LEE HIGHWAY TO I-75, MORE
PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP
ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE
SUBJECT TO CERTAIN CONDITIONS**
was tabled one week.

CLOSE AND ABANDON

MR-2005-192: Judith Silvey

On motion of Councilman Hakeem, seconded by Councilman Franklin,
**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY
LOCATED SOUTH OF THE SOUTHWEST LINE OF THE 500 BLOCK OF
STRINGER STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS
SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF
BY REFERENCE**
passed second and final reading and was signed in open meeting.

REZONING

2005-199: 2901 Orchard Knob, LLC

Mr. Pace stated that there has been discussion regarding the hammerhead part of one of the conditions. He stated the applicant has asked that it be lifted. He stated Public Works looked at this and agreed that it is a condition that is not needed.

Councilmen Pierce and Rico made the motion and second to delete condition number four referencing a hammerhead turn-around; the motion carried.

REZONING (Continued)

City Attorney Nelson amended the ordinance in open meeting.

Councilmen Franklin and Rutherford made the motion to substitute the amendment to this Ordinance; the motion carried.

On motion of Councilman Pierce, seconded by Councilman Rico,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 2913 AND 2914 SOUTH HAWTHORNE STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO M-1 MANUFACTURING ZONE, SUBJECT TO CERTAIN CONDITIONS
passed second and final reading and was signed in open meeting.

REZONING

2005-215: Urban Spaces, LLC

On motion of Councilman Rico, seconded by Councilman Hakeem,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 1431 AND 1435 MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-2 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITOINS
passed second and final reading and was signed in open meeting.

REZONING

2005-217: James Sherrell Polis Studio (on behalf of Rick Ellis, Ph.D.)

On motion of Councilman Page, seconded by Councilman Rico,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 6430 HIXSON PIKE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE AND C-2 CONVENIENCE COMMERCIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITOINS
passed second and final reading and was signed in open meeting.

REZONING

2005-224: Pryor Bacon Company

Mr. Pace stated that this request would be for office use only and the conditions should state that. He stated there are other uses in the R-4 that could be permitted if it is left without office use included.

Councilman Benson stated that the petitioner is not here and that he (petitioner) understands.

Mr. Pace stated that is a condition that will have to be added; that nothing has to be submitted as this will be part of it.

At this point, Councilmen Benson and Hakeem made the motion and second to substitute the amendment to this Ordinance to include *"use shall be limited to office use only"*; the motion carried.

Councilman Hakeem stated that he heard something said about adding offices; that he thought there was something about a restriction.

Mr. Pace stated last week the request came as a split zone, half for C-5 and this is for R-4 for the whole thing. He stated what is being substituted and added is *"for office use only"*; that apartments and other things are allowed in there. Councilman Benson stated this is within the land use plan and the community is aware of this stipulation.

City Attorney Nelson amended the Ordinance in open meeting to reflect the office use. He stated there are other conditions which include *"Type C screening between the R-4 and O-1; single-story structures; and light control, have no light spillage to adjoining properties being no more than 1' candle light at the property line to rear and sides of property"*.

Mr. Pace stated that there are abutting properties. City Attorney Nelson stated that the condition is still needed. Mr. Pace stated that the other three conditions will remain.

On motion of Councilman Franklin, seconded by Councilman Benson,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 1511 GUNBARREL ROAD, MORE PARTICULARLY
DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-4 SPECIAL
ZONE, SUBJECT TO CERTAIN CONDITIONS**

passed second and final reading and was signed in open meeting.

CORRECT STREET NAME AND LIFT CONDITIONS

2005-226: Chattanooga Neighborhood Enterprises

On motion of Councilman Hakeem, seconded by Councilman Franklin,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO CORRECT THE STREET
NAME IN AND LIFT CONDITIONS IMPOSED IN ORDINANCE NO. 11544
ON A TRACT OF LAND LOCATED IN THE 900 BLOCK OF MAGNOLIA
ALLEY, BEING MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO
CERTAIN CONDITIONS**

passed second and final reading and was signed in open meeting.

REZONING

2005-227: City of Chattanooga – Real Property Department

City Attorney Nelson stated that a motion for substitution is needed as conditions have been added.

Mr. Pace stated he would like to know what the conditions are.

Prior to reading the conditions, City Attorney Nelson stated conditions were added as of this morning by Jeff Pfitzer.

Mr. Pace stated that it was his wish he could have had the conditions earlier; that if the City Attorney agrees with the way they are written, he agrees, as well.

Councilwoman Rutherford asked if the applicant is aware of the conditions and whether it is agreeable.

Councilman Hakeem immediately injected that Councilwoman Rutherford does not want to ask that question!

Councilwoman Bennett stated that the conditions that are attached are consistent with what she had been told.

Mr. Pace stated that he was under the assumption that the conditions would be part of the property and not conditions of zoning as there were no conditions with this request. He stated that the matter came from Planning with no conditions.

REZONING (Continued)

Councilman Hakeem and Franklin made the motion to substitute the amendments to this Ordinance; the motion carried.

On motion of Councilwoman Bennett, seconded by Councilman Franklin,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, SO AS TO REZONE A TRACT OF LAND LOCATED AT 102 MANUFACTURER'S ROAD, MORE PARTICULARLY DESCRIBED HERIEN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS

passed second and final reading and was signed in open meeting.

APPROPRIATION

On motion of Councilman Franklin, seconded by Councilman Page,
AN ORDINANCE APPROPRIATING FROM THE PARKS AND RECREATION FUND P415 TO THE FRIENDS OF NORTH RIVER CIVIC CENTER THE AMOUNT OF TWENTY-TWO THOUSAND DOLLARS (\$22,000.00)

passed first reading.

REZONING

2005-173: William Joseph (Joe) Patterson, Jr., et. al.

Mr. Pace stated the applicant has submitted a letter asking that this request be withdrawn.

On motion of Councilwoman Bennett, seconded by Councilman Hakeem,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 121, 201, 203 AND 205 FOREST AVENUE AND 109 AND 111 HARTMAN STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM O-1 OFFICE ZONE, R-3 RESIDENTIAL ZONE AND R-4 SPECIAL ZONE TO C-7 NORTH SHORE COMMERCIAL/MIXED-USE ZONE

was withdrawn at the request of the applicant.

REZONING

2005-176: Phil Shellabarger

The applicant was not present.

Mr. Pace stated this request was deferred so that the applicant could come up with a plan, buyer or something for the property. He stated he has not heard from him.

Councilman Benson stated that he has not heard from Mr. Shellabarger, either, and the matter was postponed from November 8. He stated the request is recommended for denial because it is out of context with the land use plan. He stated he was going to try to help him however he has never made any contact since.

On motion of Councilman Benson, seconded by Councilman Rico,

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 1110 MCNICHOL LANE AND 1101 GREENS ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE COMMERCIAL ZONE

was denied.

REZONING

2005-181: GVA Hunter

Mr. Pace stated that this request was originally requested for C-2 zoning and Planning recommended rezoning to R-4. He stated during the Planning Commission meeting the applicant requested that a portion be rezoned C-5, which was discussed in Council meeting last week. He stated after last week's Council meeting, he and others at RPA drew off 300 feet along Jenkins, 200 along the north property line, 150 feet of the back and 150 of the property line to rezone that portion of development C-5, which could incorporate office development in this R-4 area. He stated this does meet the intent of trying to prevent strip zoning of the entire lots along Jenkins Road and will be a part of the R-4 development of small commercial uses housed in C-5, essentially coffee shops, delis or others uses of this nature. He stated a new legal description has been worked up and could be incorporated prior to second reading. He stated this does come with a recommendation for approval from Staff for the C-5.

REZONING (Continued)

Councilman Benson stated this is located in his district and asked Mr. Mourier if he understands what the Council is doing. Mr. Mourier responded "yes".

Councilman Benson stated Mr. Mourier has worked well with the community, even though no one from the community is present. He stated at one time there was contention and again expressed thanks to Mr. Mourier for reconciling some of the problems.

City Attorney Nelson stated in an effort to understand, the caption is to be changed from "*M-3 warehouse and wholesale zone to R-4 special zone and C-5 commercial zone*". Mr. Pace responded "correct".

City Attorney Nelson clarified that the legal description would be submitted and substituted prior to next Tuesday.

On motion of Councilman Benson, seconded by Councilman Page,
AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF LAND LOCATED AT 3370 JENKINS ROAD, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-3 WAREHOUSE AND WHOLESALE ZONE TO R-4 SPECIAL ZONE AND C-5 NEIGHBORHOOD COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

REZONING

MR-2005-200: 2901 Orchard Knob, LLC

Mr. Pace stated this request is a companion to the property we discussed earlier and is recommended for approval from Planning, Staff and Public Works for abandonment of this right-of-way.

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE 2900 BLOCK OF SOUTH HAWTHORNE STREET AND THE UNOPENED 1700 AND 1800 BLOCKS OF EAST 29TH STREET, 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.

AGREEMENT ADDENDUM

On motion of Councilman Hakeem, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ADDENDUM NO. 2 TO THE AGREEMENT WITH THE CITY OF RINGGOLD, GEORGIA, RELATIVE TO CONVEYANCE OF WASTEWATER TO THE CITY OF CHATTANOOGA'S WASTEWATER SYSTEM, EXTENDING THE TERM FROM TWENTY (20) YEARS TO THIRTY (30) YEARS
was adopted.

INTERLOCAL AGREEMENT

Councilwoman Rutherford stated Resolutions (b) and (c) were discussed in today's Public Safety Committee meeting and approval is recommended.

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
A RESOLUTION AUTHORIZING THE CHIEF OF THE CITY OF CHATTANOOGA FIRE DEPARTMENT TO ENTER INTO AN INTERLOCAL AGREEMENT, IN THE FORM ATTACHED HERETO, WITH HAMILTON COUNTY, TENNESSEE, FOR THE PURCHASE OF HOMELAND SECURITY EQUIPMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THIRTY-SEVEN THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$237,500.00), WITH HAMILTON COUNTY GOVERNMENT REIMBURSING THE CITY OF CHATTANOOGA FROM HOMELAND SECURITY GRANTS PROVIDED TO HAMILTON COUNTY, TENNESSEE, BY THE UNITED STATES GOVERNMENT DURING FISCAL YEARS 2005-2006 AND 2006-2007 AND SHALL BE COMPLETED BY FEBRUARY OF 2007
was adopted.

GRANT

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE "GRAND OPENING GRANTS PROGRAM" OF WAL-MART, INC. TO THE CHATTANOOGA FIRE DEPARTMENT IN THE AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00) AND EXPRESSING THE GRATITUDE OF THE MAYOR AND CITY COUNCIL FOR SAID DONATION
was adopted.

AGREEMENT

On motion of Councilwoman Rutherford, seconded by Councilman Hakeem,
**A RESOLUTION AUTHORIZING THE PERSONNEL DIRECTOR TO EXECUTE
AN ADMINISTRATIVE SERVICES AGREEMENT WITH PHP COMPANIES,
INC. d/b/a/ CARITEN TPA SERVICES RELATIVE TO INSURANCE BENEFITS
OF CERTAIN RETIREES**
was adopted.

FUNDS TRANSFER

On motion of Councilman Hakeem, seconded by Councilman Franklin,
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
DEPARTMENT OF PUBLIC WORKS TO TRANSFER AN AMOUNT NOT TO
EXCEED ONE MILLION TWO HUNDRED SEVEN THOUSAND NINE
HUNDRED SIXTY-THREE DOLLARS (\$1,207,963.00) FROM THE PUBLIC
WORKS CAPITAL PROJECTS FUND P416, TO THE TENNESSEE
DEPARTMENT OF TRANSPORTATION ("TDOT") LGIP ACCOUNT NO. 3-
33-731-10, RELATIVE TO PROJECT NO. STP-M-9202(51), PIN 101432,
CONSTRUCTION OF IMPROVEMENTS TO SHALLOWFORD ROAD FROM
WEST OF MARK LANE TO WEST OF CENTER STREET**
was adopted.

PERSONNEL

The following personnel matters were reported for the various departments:

PUBLIC WORKS DEPARTMENT:

- **JACK E. LOVE** – Family Medical Leave, Combination Inspector, Land Development Office, effective January 3 – February 14, 2006.
- **HOBERT W. BRABSON** – Hire, Capital Projects Manager, Administration, Pay Grade 27/Step 1, \$45,513.00 annually, effective January 6, 2006.
- **MALCOLM D. GRIER** – Suspension (3 days without pay), Superintendent, City Wide Services, effective January 10 – 12, 2006.
- **DAVID WILSON** – Termination, Sewer Engineering Specialist, Land Development Office, effective March 2, 2006.
- **GREG JOHNSON** – Termination, Senior Planner, Land Development Office, effective January 31, 2006.

PERSONNEL (Continued)

CHATTANOOGA POLICE DEPARTMENT:

- **JENNIFER KILGORE** – Family Medical Leave, Police Officer, effective January 1 – April 23, 2006.
- **MARK SMELTZER** – Return to Duty, Police Officer, effective January 9, 2006.
- **CHARLA R. JOHNSON** – Hire, Communications Officer, Pay Grade 11/Step 1, \$26,402.00 annually, effective January 20, 2006.

CHATTANOOGA FIRE DEPARTMENT:

- **DAVID PEACE** – Promotion, Captain, Pay Grade F4/Step 8, \$47,903.00 annually, effective January 20, 2006.
- **ERIC BRUCE** – Promotion, Captain, Pay Grade F4/Step 6, \$44,395.00 annually, effective January 20, 2006.
- **JEFF SODER** – Promotion, Lieutenant, Pay Grade F3/Step 5, \$36,767.00 annually, effective January 20, 2006.
- **DANULIUS USHER, TERRANCE ANDREWS** – Promotion, Lieutenant, Pay Grade F3/Step 6, \$38,277.00 annually, effective January 20, 2006.

FINANCE DEPARTMENT:

- **MICHAEL HICKS** – Transfer, Internal Auditor, Pay Grade 17/Step 11, \$51,741.00 annually, effective January 13, 2006.
- **REGINA HOLLAND** – Resignation, Payroll Technician, effective December 30, 2005.

PERSONNEL DEPARTMENT:

- **SHARON ROGERS** – Hire, Personnel Technician, Pay Grade 10/Step 1, \$25,208.00 annually, effective December 30, 2005.

PERSONNEL (Continued)

PARKS AND RECREATION DEPARTMENT:

- **MIKE LOWMAN** – Termination, Recreation Manager, effective January 6, 2006.
- **PAM DAVENPORT** – Termination, Recreation Specialist, effective January 6, 2006.
- **DAVID CRUTCHER** – Retirement, Recreation Manager, effective December 30, 2005.
- **KEN BLACKBURN** – Hire, Fields Event Manager, \$65,000.00 annually, effective January 20, 2006.

INTRODUCTION OF HOBERT BRABSON

Lee Norris, Deputy Administrator of Public Works, introduced Hobert Brabson who has been employed in the capacity of Capital Projects Manager. He stated Mr. Brabson is a former employee of the Regional Planning Agency via Norfolk Southern Railroad. He noted that they are glad to have him “on board”.

BOARD APPOINTMENTS

On motion of Councilman Hakeem, seconded by Councilman Franklin, the following board appointments were approved:

CHATTANOOGA DOWNTOWN REDEVELOPMENT BOARD:

- Appointment of **JULIAN B. BELL, III** for a term to expire December 31, 2009.

STORMWATER BOARD:

- Appointment of **RAY ADKINS** for a term expiring March 30, 2009.

PENSION BOARD:

- Appointment of **DAISY MADISON** for a term expiring July 1, 2010.

REFUNDS

On motion of Councilman Hakeem, seconded by Councilman Franklin, the Administrator of Finance was authorized to issue the following refunds of stormwater fees and/or property taxes:

LESLIE CHANDLER	1,342.34
MICHAEL ADAM SMITH	2,351.40
RUFUS TRIPLETT	1,054.54
PIONEER BANK TR	1,010.39
CHRISTOPHER FRANK	1,254.26
WILLIAM HAISTEN	1,274.07
C & J REGIONAL PROPERTIES LLC	3,428.24
KENNETH FALLS	1,024.70
SUETTA M. MORGAN	1,100.67
MARSHA COBB	1,054.43
DONALD ELBERT WALKER	2,841.87
DONALD ELBERT WALKER	3,756.62
JAMES PATTERSON	1,561.44
JANA D. PRESSLEY	1,091.42
RAYMOND HUTSON	1,189.63
RICHARD LIVINGOOD	1,304.35

BEAUTIFICATION OF RAMPS

Councilman Benson stated that the ramps at I-75 and Shallowford Road will begin a beautification project this weekend with \$40,000 donated from private sources, retail and commercial, with the help of TDOT.

BEAUTIFICATION OF RAMPS (Continued)

Councilman Benson stated the City and County will also be partners, noting that the majority of the funding has come from the private sector. He stated 150 crepe myrtles will be planted on the incoming and outgoing ramps in the hope of completing it for this planting season and if not they would have to wait until the next planting season. He stated this is the first impression people see when they come to Chattanooga coming from the north as over 30,000 people travel through there and it is felt this would make it so attractive that their first impression might urge them to stay!

COMMITTEES

Councilman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, January 24 beginning at 3 p.m.**

Councilman Pierce inquired as to whether there is anything special on the Committee's agenda.

City Attorney Nelson reminded Council members of the ordinance that was suggested last week for persons between 18 and 21 for on-premise drinking. He stated comments were invited from Council members and the Police Chief, as well as members of the Beer Board. He noted that he has received only one comment.

Councilman Benson stated that he read the document and would make comments. He asked the Clerk of Council to place copies in each Council member's mailbox.

Councilwoman Rutherford stated that it is her understanding that the Beer Board is scheduled to meet this Thursday and will discuss in some detail their ideas that could be incorporated; that they are working diligently with the City Attorney. She stated that she still has the copy that was distributed last week.

Councilman Pierce stated pursuant to prior conversation he had spoken about regulations for the entire Council as far as cellular telephones and is hopeful the City Attorney could come up with something. He stated he has been told there are guidelines "on the book", however he is not aware of them. He stated that it is his thought someone needs to look at this and get it under control, noting that he would like for this to be part of the Legal and Legislative agenda.

COMMITTEES (Continued)

Councilman Benson asked the Council's Management Analyst to research the matter for the Council.

Councilman Franklin reminded Council members of the meeting of the **Parks and Recreation Committee** scheduled for **Tuesday, January 24 at 4 p.m.**

Councilman Hakeem scheduled a meeting of the **Public Works Committee** for **Tuesday, January 31 at 4 p.m.**

TML DISTRICT 3 LUNCHEON MEETING

Councilman Franklin reminded Council members of the Tennessee Municipal League's District 3 luncheon meeting scheduled for Thursday, January 19 from 11 a.m. – 1 p.m. at the Chattanooga.

ADJOURNMENT

Chairman Robinson adjourned the meeting of the Chattanooga Council until Tuesday, January 24, 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)**