

City Council Building
Chattanooga, Tennessee
August 11, 2009
6:00 p.m.

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

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Councilman Rico gave the invocation for the evening.

MINUTE APPROVAL

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

AMEND CITY ZODE: ZONING ORDINANCE

Chairman Benson stated all Ordinances and Resolutions on tonight's agenda have been thoroughly discussed in Committee.

On motion of Councilwoman Berz, seconded by Councilwoman Ladd,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 38, ZONING ORDINANCE, TO INCLUDE SUBURBAN INFILL LOT
FRONTAGE AND SETBACK REGULATIONS AND URBAN INFILL LOT
COMPATIBILITY SUBDIVISION OPTION, DELETE FLAG LOT PROVISIONS,
AND CHANGE THE DEFINITION OF FRONTAGE**
passed first reading.

REZONING

2009-087: Eric Myers, Elemi Architects, LLC

Pursuant to notice of public hearing, the request of Eric Myers, Elemi Architects, LLC to rezone tracts of land located at the 600 block of Hamilton Avenue and 640 North Market Street came on to be heard.

The applicant was present; there was no opposition.

Greg Haynes, Director of Development Services with the Regional Planning Agency (RPA), stated that the request is for townhouse use and approval is recommended from both Staff and Planning.

On motion of Councilman McGary, seconded by Councilman Murphy,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE TRACTS OF LAND LOCATED AT 600 BLOCK OF HAMILTON AVENUE AND 640 NORTH MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAPS AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, FROM R-3 RESIDENTIAL ZONE AND R-2 RESIDENTIAL ZONE TO RT-1 RESIDENTIAL TOWNHOUSE ZONE, SUBJECT TO CERTAIN CONDITIONS

passed first reading.

CLOSE AND ABANDON

MR-2009-082: OBAR Investments, LLC and Black Creek Farm, LLC

City Attorney McMahan stated that a letter was received from the attorney representing the applicant who has requested withdrawal of this request.

On motion of Councilwoman Robinson, seconded by Councilman Rico,
AN ORDINANCE CLOSING AND ABANDONING AETNA MOUNTAIN ROAD WITHIN THE CITY LIMITS OF CHATTANOOGA, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAPS AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

was withdrawn from the agenda at the request of the applicant.

CLOSE AND ABANDON

MR-2009-097: City of Chattanooga c/o Dan Thornton

There was no one present in opposition to this request.

On motion of Councilman McGary, seconded by Councilman Rico,
**AN ORDINANCE CLOSING AND ABANDONING A RIGHT-OF-WAY OF
A PORTION OF THE FORMER EASTERN RIGHT-OF-WAY OF THE 400
BLOCK OF CHERRY STREET AND THE SOUTHERN RIGHT-OF-WAY OF THE
100 BLOCK OF EAST 4TH STREET, MORE PARTICULARLY DESCRIBED
HEREIN AND AS SHOWN ON THE MAPS AND DRAWINGS ATTACHED
HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO
CERTAIN CONDITIONS**

passed first reading.

SPECIAL POLICEMEN (UNARMED)

On motion of Councilman Rico, seconded by Councilwoman Ladd,
**A RESOLUTION AUTHORIZING THE APPOINTMENT OF V. QUINN LEWIS,
JOSHUA ROGERS, AND DON GREEN AS SPECIAL POLICE OFFICERS
(UNARMED) FOR THE PUBLIC WORKS WATER QUALITY DEPARTMENT AS
PRESCRIBED HEREIN, SUBJECT OT CERTAIN CONDITIONS AND
RESTRICTIONS**

was adopted.

PAYMENT AUTHORIZATION

On motion of Councilwoman Robinson, seconded by Councilwoman Berz,
**A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF TWENTY-
FOUR THOUSAND DOLLARS (\$24,000.00) TO CHATTANOOGA PARENT
MAGAZINE FOR ADVERTISEMENTS TO RUN EIGHT (8) TIMES DURING
THE SCHOOL YEAR PROMOTING THE PARKS AND RECREATION
DEPARTMENT'S PROGRAMS**

was adopted; Councilwoman Scott voted "no".

MINI-GRANT

On motion of Councilman Murphy, seconded by Councilwoman Berz,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION AND THE ADMINISTRATOR OF THE DEPARTMENT OF EDUCATION, ARTS & CLUTURE TO APPLY FOR AND ACCEPT A MINI-GRANT AVAILABLE THROUGH THE "JUMPSTART" GRANT PROGRAM FROM MET LIFE CORPORATION AND DISTRIBUTED THROUGH THE CHOOSE CHATTANOOGA ORGANIZATION IN THE AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00) FOR EACH DEPARTMENT TO PROVIDE BASIC COMPUTER AND TECHNOLOGY TRAINING TO STAFF

was adopted.

CHANGE ORDER

Councilmen Rico and Robinson made the initial motion and second to adopt this Resolution.

Adm. Steve Leach stated that a two week deferral has been requested regarding this matter as discussed earlier in Committee.

Councilmen Rico and Robinson withdrew their motion and second at this point.

On motion of Councilman Murphy, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL), RELATIVE TO CONTRACT NO. E-08-003-202, 2008 CITY SIDEWALK REQUIREMENTS CONTRACT WITH YERBEY CONCRETE CONSTRUCTION, INC., WHICH CHANGE ORDER IS TO DECREASE THE CONTRACT AMOUNT BY TWELVE THOUSAND SEVEN HUNDRED THIRTY-EIGHT AND 82/100 DOLLARS (\$12,738.82), FOR A REVISED CONTRACT AMOUNT OF ONE HUNDRED EIGHTY-THREE THOUSAND FOUR HUNDRED SIXTEEN AND 78/100 DOLLARS (\$183,416.78), AND TO RELEASE THE CONTINGENCY AMOUNT OF NINETEEN THOUSAND SIX HUNDRED FOURTEEN AND 40/100 DOLLARS (\$19,614.40)

was tabled two weeks (August 25, 2009).

TEMPORARY USE

On motion of Councilman Rico, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING ROBERT E. SANDERS TO USE TEMPORARILY 2474 CLAY STREET TO INSTALL A DIRECTIONAL SIGN AT THE CORNER OF APPLING STREET AND AMNICOLA HIGHWAY, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS
was adopted.

ACCEPT LOW BID

On motion of Councilwoman Robinson, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING THE DEPARTMENT OF EDUCATION, ARTS & CULTURE TO ACCEPT A LOW BID FROM J. D. HELTON ROOFING FOR A BASE AMOUNT OF NINETY-SIX THOUSAND THREE HUNDRED NINETY DOLLARS (\$96,390.00), NOT TO EXCEED ONE HUNDRED ONE THOUSAND TWO HUNDRED NINE AND 50/100 DOLLARS (\$101,209.50), FOR THE REPLACEMENT OF THE ROOF OVER THE STAGE HOUSE AND CROSSOVER AT THE SOLDIERS AND SAILORS MEMORIAL AUDITORIUM
was adopted.

ADDITIONAL PAYMENT

On motion of Councilman Rico, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING THE DEPARTMENT OF EDUCATION, ARTS & CULTURE TO MAKE AN ADDITIONAL PAYMENT NOT TO EXCEED ONE THOUSAND THREE HUNDRED FIFTY-FOUR DOLLARS (\$1,354.00) TO GARNET CHAPIN, ARCHITECT, FOR THE REDESIGN OF THE STAIRWAY CHAIRLIFT AT HERITAGE HOUSE. THE TOTAL RENOVATION DESIGN CONTRACT IS TEN THOUSAND EIGHT HUNDRED FIFTY-FOUR DOLLARS (\$10,854.00)
was adopted.

ADDITIONAL PAYMENTS

On motion of Councilman Rico, seconded by Councilman McGary,
A RESOLUTION AUTHORIZING THE DEPARTMENT OF EDUCATION, ARTS & CULTURE TO MAKE ADDITIONAL PAYMENTS NOT TO EXCEED TWELVE THOUSAND TWO HUNDRED SEVENTY-ONE DOLLARS (\$12,271.00) TO CUSTOM LIFTS ACCESS FOR THE PURCHASE AND INSTALLATION OF A STAIRWAY CHAIRLIFT AT HERITAGE HOUSE
was adopted.

PURCHASE

On motion of Councilwoman Robinson, seconded by Councilwoman Ladd,
**A RESOLUTION AUTHORIZING PURCHASE OF TWO (2) TEN (10) TON
LIEBERT AC AND DUCTWORK FROM CARRIER INTERNATIONAL TO BE
INSTALLED AT 332 M. L. KING BUILDING FOR THE CITY'S NEW DATA
CENTER FOR A TOTAL COST OF EIGHTY THOUSAND DOLLARS
(\$80,000.00)**
was adopted.

ADVERTISE PUBLIC HEARING: ANNEXATION OF AREA 1B

City Attorney McMahan explained for the benefit of the audience that the Hamilton County Regional Planning Agency considered yesterday the annexation proposal plans of service for specific areas submitted by the City of Chattanooga and each annexation plan was approved (by the Hamilton County Regional Planning Agency). He stated the next step in the process of annexation is for the City Council to hold public hearings with respect to the plan of services and to advertise in the newspaper at least fifteen days prior to the proposed hearing date for the plan of services to give the public opportunity to come and address this body before the Council makes a decision as to whether to annex any particular area proposed or some smaller portion of the larger area proposed.

City Attorney McMahan continued by stating the purpose is to authorize publication of a notice in the newspaper, clarifying that it does not mean the areas will be annexed, however, it does mean a plan of services proposed will be approved. He stated the Resolutions are only for the purpose of announcing to the public that this is the time to come forward and address any concerns they have with the plan of services for the people living in the various areas described, noting that a map will be attached to the advertisement for everyone to see. He stated that the plan of services and the map can be viewed on the City's website, www.chattanooga.gov. He stated once on the City's website, follow the link on the front page referencing Annexation which goes further into the various areas proposed; that all the information is readily available, reiterating that the purpose for the Resolutions is to give public notice in the newspaper.

Chairman Benson stated what is being approved are public hearing dates beginning September 1 at 7 p.m. following Council meeting and two days later, September 3 at 6 p.m.; that hearings would be held during the subsequent four weeks.

**ADVERTISE PUBLIC HEARING: ANNEXATION OF
AREA 1B (Continued)**

City Attorney McMahan stated one thing he did not mention -- as Councilman Murphy has just handed him a note indicating his unavailability for one of the dates -- is that it is very important not to advertise in the event Council members are not available on September 1 or 3; that there would have to be a quorum of at least five members present.

Councilman Murphy noted he would not be available for the hearing scheduled September 3.

On motion of Councilwoman Robinson, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON SEPTEMBER 1, 2009, THE ANNEXATION OF AREA 1B WHICH IS ADJACENT TO CUMMINGS HIGHWAY WITHIN THE URBAN GROWTH BOUNDARY OF THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE, AS DESCRIBED HEREIN BELOW AND AS SHOWN ON THE ATTACHED MAP, CONTIGUOUS TO THE CITY LIMITS OF CHATTANOOGA

was adopted.

**ADVERTISE PUBLIC HEARING: ANNEXATION OF
AREA 4A**

On motion of Councilman Rico, seconded by Councilwoman Berz,
A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON SEPTEMBER 3, 2009, THE ANNEXATION OF AREA 4A WHICH IS BETWEEN HIXSON PIKE AND MIDDLE VALLEY ROAD WITHIN THE URBAN GROWTH BOUNDARY OF THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE, AS DESCRIBED HEREIN BELOW AND AS SHOWN ON THE ATTACHED MAP, CONTIGUOUS TO THE CITY LIMITS OF CHATTANOOGA

was adopted.

**ADVERTISE PUBLIC HEARING: ANNEXATION OF
AREA 4C**

On motion of Councilman Rico, seconded by Councilwoman Berz,
A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK OF THE COUNCIL TO ADVERTISE FOR PUBLIC HEARING ON SEPTEMBER 3, 2009, THE ANNEXATION OF AREA 4C WHICH IS ADJACENT TO THE CURRENT CITY LIMITS OF HIXSON MARINA ROAD, BIG RIDGE ROAD, AND FAIRVIEW ROAD WITHIN THE URBAN GROWTH BOUNDARY OF THE CITY OF CHATTANOOGA, IN HAMILTON COUNTY, TENNESSEE, AS DESCRIBED HEREIN BELOW AND AS SHOWN ON THE ATTACHED MAP, CONTIGUOUS TO THE CITY LIMITS OF CHATTANOOGA
was adopted.

OVERTIME

Overtime for the week ending August 6, 2009 totaled \$9,125.29.

PERSONNEL

The following personnel matters were reported for the various departments:

EDUCATION, ARTS & CULTURE:

- **DOROTHEA E. RICHARDSON** – Transfer, Administrative Support Specialist, Range 10, \$29,943.30 annually, effective July 17, 2009.

CHATTANOOGA FIRE DEPARTMENT:

- **DAVID L. BROOKS, JR.** – Promotion, Fire Marshal (Interim), Range F6C, \$65,350.00 annually, effective July 22, 2009.

HOTEL PERMITS

On motion of Councilman Rico, seconded by Councilman Murphy, the following hotel permits were approved:

HOTEL PERMITS (Continued)

AMERICAN BEST VALUE INN & SUITES – 103 Patten Chapel Road, Chattanooga, TN

KNIGHTS INN – 6914 Shallowford Road, Chattanooga, TN

REFUND

On motion of Councilman Rico, seconded by Councilman Murphy, the Administrator of Finance was authorized to issue the following refund of personalty tax (double payment):

INNOVATIVE DESIGNS -- \$1,892.31

BOARD APPOINTMENT/RE-APPOINTMENT

On motion of Councilman Rico, seconded by Councilwoman Ladd, the following Board appointment/re-appointment was approved:

BOARD OF SIGN APPEALS:

- Appointment of **ROBERT J. MERRITT** for a three year term expiring August 11, 2012, representing District 6. (Mr. Merritt is filling the expired term of Tim Moore.)
- Re-appointment of **ROBERT C. CRATES** for a three year term expiring August 11, 2012, representing District 2.

PURCHASES

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

FLOTTWEG SEPARATION TECHNOLOGY, INC. (Single source)
R0125616/B0006240

Centrifuge Rebuild Services Blanket Contract per TCA 6-56-304.2

\$40,000.00

PURCHASES (Continued)

ACCELA, INC. (Single source)

R0125937

Accela Software Maintenance and Support Services per TCA 6-56-304.2

\$47,181.00

HEARING: FREDRICKO MOORE

City Attorney McMahan stated that the request for hearing for Fredricko Moore was presented to the Council in June but scheduling was delayed until Mr. Moore's return from military duty. He stated Mr. Moore's attorney, D. Scott Bennett, has requested August 24 or 31 as possible dates for the hearing. He stated he was not sure if those dates would be possible as they are pretty soon and noted dates in September are already pretty full. Since Council members were not available on the two dates mentioned, he stated he would talk to Mr. Bennett and "shop" for later dates and get back with the Council.

HEARING: MICKEL HOBACK

City Attorney McMahan stated he has been informed Councilwoman Berz will not be available to serve on the Michel Hoback hearing rescheduled for September 21 due to a scheduling conflict. He stated since **Councilman Gilbert volunteered as alternate, he now moves up to being part of the three person panel. The panel now consists of Councilmen Ladd, McGary and Gilbert; Councilman McGary volunteered to serve as Chairman. No one volunteered as alternate at this point.** City Attorney McMahan stated an alternate would be selected later.

AMEND ZONING ORDINANCE RELATIVE TO NIGHTCLUBS

Councilman Murphy expressed regret that he was not present last week as he thought there was consensus on the nightclub zoning ordinance; that apparently some of the numbers were not clear despite their earlier meeting. He stated he is prepared to look at that during the Legal and Legislative meeting next week.

Councilwoman Berz inquired as to whether there are final copies of everything.

**AMEND ZONING ORDINANCE RELATIVE TO
NIGHTCLUBS (Continued)**

Councilman Murphy stated not any of the text was changed, just the number; that there was some discussion about a capacity of 75 persons or 100, which is what he had in his memo.

Chairman Benson stated it was his thought it involved 500 feet rather 1000 feet.

Councilwoman Berz stated due to the lay of the land in her area it was 500 feet and she does not know if capacity matters as much as the noise emanating from it; that she thought we sent a request for 750 feet, is not the one Councilman Murphy talked to and is not sure where that law stood. She stated that she thought Mike (McMahan) was going to go back to the "drawing board".

City Attorney McMahan stated he was told to go back but was not sure he received any clear direction where to go! He stated with 1000 feet it is not very unreasonable in terms of Councilman Murphy's demonstration to us; that 500 feet was considered more reasonable. He stated where it is, either 500 or 750 feet, the number can be easily "plugged in".

Councilman Murphy stated it was his thought the matter can be discussed next week to obtain a consensus and take it from there.

RESPONSE FROM ELECTION COMMISSION

Councilwoman Scott reported that she wanted to get back with the Council regarding a letter she sent to the Hamilton County Election Commission to see if there was any possibility we could look at rearranging elections to pair with another election in hopes of trying to save us, perhaps, some money. She stated that she received a response from the Election Commission and they do not think it was a good idea; that they did not because of the length of the ballot. She stated they felt there would not be adequate space on the ballot to put all of the different individuals that would be running, and as long as we use a paper and pencil/pen ballot it does not allow feasibility to pair with another election.

Chairman Benson expressed thanks for Councilwoman Scott's follow-up.

COMMITTEES

Councilwoman Scott reminded Council members of the meeting of the **Economic Development Committee scheduled for Tuesday, August 18 immediately following Legal and Legislative.**

Councilman Murphy stated the **Legal and Legislative Committee will meet on Tuesday, August 18 immediately following the Agenda session.** He stated the Committee would take up the final version of the Zoning Ordinance relative to nightclubs, as well as other Ordinances or Resolutions placed on the agenda in accordance with Council's rules and the jurisdiction of the Committee.

Councilwoman Berz stated that she has no report but has a question noting that she needed to understand if something is to be discussed next week in any committee there has to be sufficient notice, a week's notice, and asked if that is correct.

City Attorney McMahan responded "no, with respect to committee hearings"; that this is an internal rule of the Council; that as far as law is concern the agenda could be amended and changed at the start of the meeting. He stated all that is required by law is advertising the meeting's time not the agenda. He stated the practice is to give the public more notice and it is an internal rule of the Council.

Councilwoman Berz asked if that is a rule now; that when she gets calls people tell her they had no notice it was on the agenda and they had not because it was not on the agenda.

City Attorney McMahan stated that a typical Ordinance is on the agenda one full week before it comes up for a vote, unless it is something the Council decides to waive its rules by.

Chairman Benson stated most Chairmen in the past have made certain parties are notified who have an interest in an issue because as the Chairperson they know what will be discussed and who should be notified so everyone who has something to contribute can do so; that it is left up to the Chairperson to notify people.

Councilwoman Berz asked for clarification as to whether Councilman Benson is referring to the Chair of the Council or of a Committee.

Chairman Benson clarified "Chair of a Committee."

COMMITTEES (Continued)

Councilwoman Scott stated that is a good point that has been made if we want to strive for transparency in government and be more informative; that if we can get out what is really coming up the better we will be served.

Councilwoman Ladd scheduled a **Safety Committee meeting immediately following the Agenda session on Tuesday, September 1** to hear from Tim Dempsey regarding Chattanooga Endeavors.

NEXT WEEK'S AGENDA: AUGUST 18, 2009

The agenda for August 18, 2009 is spread below:

Ordinances - Final Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, to include suburban infill lot frontage and setback regulations and urban infill lot compatibility subdivision option, delete flag lot provisions, and change the definition of frontage.

- b) 2009-087 Eric Myers (Elemi Architects, LLC) (R-3 Residential Zone and R-2 Residential Zone to RT-1 Residential Townhouse Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 600 block of Hamilton Avenue and 640 North Market Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, from R-3 Residential Zone and R-2 Residential Zone to RT-1 Residential Townhouse Zone. **(Not recommended for approval by Planning – see alternate version.)**

2009-087 Eric Myers (Elemi Architects, LLC) (R-3 Residential Zone and R-2 Residential Zone to RT-1 Residential Townhouse Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 600 block of Hamilton Avenue and 640 North Market Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, from R-3 Residential Zone and R-2 Residential Zone to RT-1 Residential Townhouse Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

NEXT WEEK'S AGENDA: August 18, 2009
(Continued)

- c) MR-2009-097 City of Chattanooga c/o Dan Thornton (Closing and Abandonment). An ordinance closing and abandoning a right-of-way of the 400 block of Cherry Street and the southern right-of-way of the 100 block of East 4th Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning and Public Works – see alternate version.)**

MR-2009-097 City of Chattanooga c/o Dan Thornton (Closing and Abandonment). An ordinance closing and abandoning a right-of-way of the 400 block of Cherry Street and the southern right-of-way of the 100 block of East 4th Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**

Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Sections 38-2, 38-185, and 38-527, relative to the regulation of nightclubs. **(Deferred from 8/4/09.)**

Resolutions:

- a) A resolution authorizing the Chief of Police to apply for and accept a grant from the City of Knoxville in the amount of \$247,951.68 to be used to fund a position and overtime in the Police Department's Internet Crimes Against Children Division for a period of three (3) years with no matching funds required.
- b) A resolution authorizing payment to the Tennessee Municipal League for 2009-2010 Annual Membership dues in the amount of \$24,252.00.
- c) A resolution authorizing the Mayor to execute an Assignment and Assumption Agreement regarding the Custom Baking Company Project Payment in Lieu of Ad Valorem Tax Agreement.

NEXT WEEK'S AGENDA: AUGUST 18, 2009
(Continued)

- d) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 8, 2009, the annexation of Area 8A which is adjacent to Interstate 75 and Hunter Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

- e) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 8, 2009, the annexation of Area 8B which is adjacent to Interstate 75 and Relocation Way within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

- f) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 8, 2009, the annexation of Area 9A which is adjacent to the Enterprise South Property and the right-of-way of Interstate 75 within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

- g) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 8, 2009, the annexation of Area 9B which is adjacent to Old Lee Highway and Apison Pike within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

NEXT WEEK'S AGENDA: AUGUST 18, 2009
(Continued)

- h) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 10, 2009, the annexation of Area 11A which is adjacent to the current City limits of Morris Hill Road, East Brainerd Road, and Igou Gap Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

- i) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 15, 2009, the annexation of Area 10A which is adjacent to Old Lee Highway in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

- j) A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on September 15, 2009, the annexation of Area 10B which is adjacent to Old Lee Highway and Apison Pike in Hamilton County, Tennessee, as described herein below and as shown on the attached map, contiguous to the limits of Chattanooga. (Added by permission of Council Chair Benson and Vice Chair Rico.)

ADJOURNMENT

Chairman Benson adjourned the meeting of the Chattanooga Council until Tuesday, August 18, 2009 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)