

City Council Building
Chattanooga, Tennessee
January 18, 2011
6:00 p.m.

Chairman Rico called the meeting of the Chattanooga Council to order with Councilmen Benson, Berz, Gilbert, Ladd, McGary, Murphy, Robinson and Scott present. City Attorney Michael McMahan, Management Analyst Randy Burns and Substitute Council Clerk Kathy Camp were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

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

MINUTE APPROVAL

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

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Berz, seconded by Councilwoman Robinson,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 3, SECTION 3-92, RELATIVE TO GENERAL REGULATION OF
PERMANENT ON-PREMISE SIGNS.**

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

AMEND CHATTANOOGA CITY CODE

On motion of Councilman Benson, seconded by Councilman Murphy,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 24, ARTICLE X, SECTION 24-318, DESIGNATION OF SPACES;
DUTY TO PARK ENTIRELY WITHIN; PARKING MULTIPLE MOTORCYCLES,
MOTORIZED BICYCLES AND MOTOR-DRIVEN CYCLES.**

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

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Ladd and seconded by Councilman Benson, the following ordinance was tabled until review of Item VI(c) relative to nightclubs. After review and passage of Item VI(c),

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SECTIONS 38-527 SPECIAL EXCEPTIONS FOR NIGHTCLUBS OR SIMILAR USES, TO EXTEND THE MORATORIUM ON THE GRANTING OF ANY SPECIAL PERMITS UNTIL JANUARY 31, 2011, IN ORDER FOR THE COUNCIL TO DISCUSS SPECIAL CONDITIONS WHICH MAY BE IMPOSED ON USES UNDER THIS SECTION.

Councilman Murphy opened discussion as to the continuation of the moratorium. Stated that he did not want to prevent legitimate businesses from obtaining permits due to moratorium. Attorney McMahan advised that there had been three applications affected by the moratorium. Councilman Benson further stated that he did not want to slow down legitimate business permits. Councilman Murphy moved and seconded by Councilman Benson

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SECTIONS 38-527 SPECIAL EXCEPTIONS FOR NIGHTCLUBS OR SIMILAR USES, TO EXTEND THE MORATORIUM ON THE GRANTING OF ANY SPECIAL PERMITS UNTIL JANUARY 19, 2011, IN ORDER FOR THE COUNCIL TO DISCUSS SPECIAL CONDITIONS WHICH MAY BE IMPOSED ON USES UNDER THIS SECTION.

Following amendment of date, the ordinance passed second and final reading and was signed in open meeting. **On roll call vote:**

GILBERT	YES
BERZ	NO
MCGARY	YES
MURPHY	YES
SCOTT	NO
ROBINSON	YES
LADD	YES

AMEND CHATTANOOGA CITY CODE (Cont'd.)

BENSON	NO
RICO	YES

CLOSE AND ABANDON

MR-2010-077: Tammy Hass (Abandonment)

On motion of Councilman McGary, seconded by Councilwoman Ladd,
AN ORDINANCE CLOSING AND ABANDONING TWO UNOPENED ALLEYS LOCATED IN THE 2600 BLOCKS OF EAST 18TH AND REECE STREETS WITH TENNESSEE AMERICAN WATER COMPANY TO MAINTAIN AN EASEMENT IN THE FULL WIDTH, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

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

CLOSE AND ABANDON

MR-2010-078: Tammy Hass (Abandonment)

On motion of Councilwoman Ladd, seconded by Councilwoman Robinson,
AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY LOCATED IN THE 900 BLOCK OF BUCKLEY STREET WITH AT&T SOUTHEAST TO MAINTAIN AN EASEMENT IN THE FULL WIDTH, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

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

AMEND CHATTANOOGA CITY CODE

On motion of Councilman Murphy, seconded by Councilwoman Robinson,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, BY AMENDING SECTION 38- 502 AND ADDING NEW SECTIONS 38-13, 38-528 AND 38-529 TO IDENTIFY CERTAIN AREAS OF SCENIC VALUE AND ESTABLISH A SPECIAL EXCEPTIONS PERMIT RELATIVE TO THE REGULATION OF STRUCTURE HEIGHTS IN SUCH AREAS.

Was deferred for nine (9) months (October 18, 2011).

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Scott, seconded by Councilman Rico,
An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-162 and 35-171 relative to vehicles for hire.

Passed first reading.

AMEND CHATTANOOGA CITY CODE

On motion of Councilman Murphy, seconded by Councilwoman Robinson,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, BY AMENDING SECTIONS 38-2 AND 38-527 RELATIVE TO THE REGULATION OF NIGHTCLUBS.

Passed first reading.

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Scott, seconded by Councilwoman Robinson,
AN ORDINANCE TO DEANNEXING CERTAIN PROPERTIES ON ELDER MOUNTAIN AND ELDER MOUNTAIN ROAD WHICH ARE CURRENTLY IN THE CITY OF CHATTANOOGA.

Was deferred one month (February 15, 2011).

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Ladd, seconded by Councilwoman Berz,
AN ORDINANCE TO AMENDED ORDINANCE NO. 12414, ENCAPTIONED, "AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE I, SECTION 2-3, IN GENERAL, AND ARTICLE III, DIVISIONS 1 THROUGH 7, SECTIONS 2-136 THROUGH 2-174, AND TO REPEAL SECTION 2-193 OF THE PERSONNEL ORDINANCE," "SO AS TO DELETE SECTION 2-176, DUE TO DUPLICATION.

Passed first reading.

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Ladd, seconded by Councilwoman Robinson,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, ARTICLE III, DIVISIONS 1, 6 AND 9, SECTIONS 2-138, 2-160, 2-161 AND 2-180 OF THE PERSONNEL ORDINANCE.

Passed first reading.

AMEND CHATTANOOGA CITY CODE

On motion of Councilwoman Scott, seconded by Councilwoman Berz,
AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 17, ARTICLE 1, SECTION 17-1, RELATIVE TO THE ADOPTION OF THE INTERNATIONAL FIRE CODE, 2006 EDITION, INCLUDING ALL REFERENCED STANDARDS AND PUBLICATIONS SPECIFIED THEREIN, AND THE 2006 NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) 101 LIFE SAFETY CODE IN ITS ENTIRETY FOR CERTAIN SPECIFIED OCCUPANCIES, INCLUDING EXISTING BUILDINGS, AS DEFINED BY THE 2006 NFPA 101 LIFE SAFETY CODE, AS THE OFFICIAL FIRE CODE OF THE CITY OF CHATTANOOGA; AND TO AMEND SECTIONS 17-2, AS TO APPENDICES, AND 17-3 AS AMENDMENTS TO THE CODE.

Was deferred two (2) weeks on motion of Councilman Benson and second by Councilman McGary.

REZONING

2010-160 BILL WILKERSON FOR MEMORIAL HOSPITAL

On motion of Councilwoman Ladd, seconded by Councilman Murphy,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, AS TO REZONE PROPERTY LOCATED AT 809 NORTH CHAMBERLAIN AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO R-4 SPECIAL ZONE, SUBJECT TO CERTAIN CONDITIONS.

Councilman Benson stated he had questions regarding this rezoning request and Councilman McGary moved to defer for two (2) weeks. Seconded by Councilmen Murphy and Benson. Councilwoman Scott abstained.

REZONING

2010-162: Troy Cox

On motion of Councilwoman Robinson, seconded by Councilwoman Ladd,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO LIFT CONDITIONS 1
AND 2 IMPOSED BY ORDINANCE NO. 11290 AND TO AMEND
CONDITION 1 IMPOSED IN ORDINANCE NO. 11372 ON PARTS OF
PROPERTIES LOCATED AT 706 ASHLAND TERRACE, BEING MORE
PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.**

Discussion held regarding uses of property as outdoor storage and mini warehouses. Councilwoman Robinson requested information from Greg Haynes, Director of Development Services with Regional Planning Commission and he provided information regarding receipt of letter which would continue to allow those uses but nothing else. He further stated that it was currently restricted to offices and mini warehouses only. Mike Price stated that the site was approved for office warehouses and now asking for mini warehouses and further stated that it was passed unanimously at the Planning Commission. Upon conclusion of discussion, **Passed on first reading.**

ADOPT DEVELOPMENT AND RE-DEVELOPMENT
POLICIES FOR BRAINERD ROAD

On motion of Councilwoman Berz, seconded by Councilman Murphy,
**A RESOLUTION ADOPTING THE DEVELOPMENT AND REDEVELOPMENT
POLICIES FOR BRAINERD ROAD AS RECOMMENDED BY THE
CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY.**

Was adopted.

ADOPT MASTER PLAN FOR BRAINERD ROAD

On motion of Councilwoman Berz, seconded by Councilwoman Ladd,
**A RESOLUTION ADOPTING THE MASTER PLAN FOR BRAINERD ROAD
ENTITLED BRAINERD A VISION FOR TODAY AS RECOMMENDED BY THE
CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY.**

Was adopted.

**AGREEMENT WITH CONSOLIDATED
TECHNOLOGIES, INC.**

On motion of Councilwoman Ladd, seconded by Councilman McGary,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH CONSOLIDATED TECHNOLOGIES, INC., FOR PROFESSIONAL SERVICES FOR CONSTRUCTION ENGINEERING ISNPECTION (CEI) SERVICES, RELATIVE TO CONTRACT NO. W-10-010-401, OLD LEE HIGHWAY AT APISON PIKE SANITARY SEWER RELOCATION AND FORCE MAIN, IN AN AMOUNT NOT TO EXCEED \$80,000.00.

Was adopted; on roll call vote:

BERZ	YES
MCGARY	NO
MURPHY	YES
SCOTT	NO
ROBINSON	YES
LADD	YES
BENSON	YES
GILBERT	NO
RICO	YES

**SPECIAL FUND FOR POLICE DEPARTMENT AND FIRE
DEPARTMENT TAKE HOME CARS**

On motion of Councilman Murphy, seconded by Councilman Gilbert,
A RESOLUTION TO ESTABLISH A SPECIAL FUND FOR THE POLICE DEPARTMENT AND FIRE DEPARTMENT TAKE HOME CARS; AUTHORIZING THE POLICE CHIEF AND FIRE CHIEF TO ACCEPT DONATIONS TO SAID FUND; EXPRESSING THE INTENT OF THE CITY COUNCIL TO AMEND THE BUDGET ORDINANCE TO ALLOCATE TO THIS FUND ANY UNSPENT EXPENSE FUNDS OF THE COUNCIL TO DATE AND

**SPECIAL FUND FOR POLICE DEPARTMENT AND FIRE
DEPARTMENT TAKE HOME CARS (Cont'd.)**

THREE QUARTERS (3/4) OF UNSPENT TRAVEL FUNDS; AND FURTHER EXPRESSING THE INTENT OF THE COUNCIL TO AMEND THE BUDGET ORDINANCE TO DELETE THE CHARGES FOR TAKE HOME CARS WHEN MORE THAN FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) IN TOTAL SAVINGS FROM EITHER NET REVENUE COLLECTED OR EXPENSES FOREGONE IS OBTAINED.

Lengthy discussion held as to how funds would be allocated to specific areas or officers if designated to special fund and that would be responsibility of Chief Dodd to determine how funds would be allocated. Attorney McMahan advised that police officers cannot solicit funds and that in cases of general solicitation, there would be no earmarks. Councilwoman Scott questioned whether funds allocated in budget could be pulled to cover the costs of these take home cars since majority agreed that donations were not good idea.

Councilwoman Ladd stated that she was against resolution and was afraid that we were opening Pandora's Box and that she would hate to be in Chief Dodd's job as to how he would distribute funds. Stated that both Chief Dodd and Former Chief Cooper thought all officers should be treated equally across the board and that this could split the Department. Councilwoman Ladd stated that she did not believe this was a wise decision and that she was against it.

Councilman Gilbert stated that one suggestion would be that City police officers could keep cars and those living outside city limits could be charged from the City limits line at a rate of \$.30 per mile to their homes.

Councilman Benson agreed with Councilwoman Ladd. Stated that this was dysfunctional and no way to do business. Stated that those that live outside the city limits do not pay city taxes and the citizens of the City of Chattanooga were footing the bill for them to take cars outside city limits. Stated that it was not right for citizens to pay for city cars to go outside city limits.

Councilman Murphy stated savings will get to over half million dollars. Three fourths of department park cars. Will get over one third savings on parked cars alone and shorten period of time that officers are driving cars. He was afraid that this increases the time of emergency response and stated that this City Council was stingy. Doesn't think it's a fool's errand. Having officers respond to calls when they are not on duty.

**SPECIAL FUND FOR POLICE DEPARTMENT AND FIRE
DEPARTMENT TAKE HOME CARS (Cont'd.)**

Councilman Murphy stated he is very concerned knowing police or fire as he does and gave example of: Arson investigator does not have car when fire occurs at 2:00 a.m. Sooner or later they will have wreck and discussed whether they are on duty or not whether we are liable or not.

Councilwoman Berz stated this band-aid is not rational. She is very much for officers having their cars. Suggested we handle this in professional fashion rather than piece good fashion. Does not bother her if officers live in city or county. Look at budget to see if they can take their cars home. \$20,000 to get lot ready. Nothing lost there. One thing she's seeing is if we can find savings, we will immediately put cars back on road. Feels very strongly to not demean officers and fire personnel. Thinks we are a better city than that. Suggests we immediately go to look for savings in budget to start taking their cars home.

Councilwoman Scott agreed that funding through donations does not set well. Citizens are in favor of officers in city taking cars home free of charge. Also, people willing to subsidize cars for county residents. People that want them parked are for money coming from donations. \$135,000 in police travel budget. Cannot move money out of travel budget?

Dan Johnson stated travel budget is for training purposes. \$300,000 total in every other department in City. Item VII(m) (management agreement with Trust for Public Land) is already in budget.

Daisy Madison discussed contract funding on VII(m).

Larry Zehnder stated the contract on VII(m) is for a twelve month contract. Stated he would have to hire 2 to 3 employees to get through what Trust for Public Land does under this contract. Thinks it would be destructive to cancel contract.

Councilwoman Robinson stated that the prevailing opinion is that we want police cars out there. Budget issue cannot be fixed tonight. Wrong to open up City of Chattanooga budget to donations. Amending city budget has been turned down time and time again. Things can be fixed but does not know for next 5 or 6 months and try to make it through end of this year. People feel better knowing cars are out there.

Councilman Benson stated that 2/3's of police drive cars into County.

**SPECIAL FUND FOR POLICE DEPARTMENT AND FIRE
DEPARTMENT TAKE HOME CARS (Cont'd.)**

Councilman Gilbert suggested putting police cars off until we can agree on funding. County people drive to end of city limits and pay to their houses rather than from Amnicola Highway.

Councilwoman Berz again stated that she favors them having their cars. This is not how to do it. Wants to take a look at budget. Budget can be amended without tearing whole budget apart. Might be able to do several things. Cannot make those decisions tonight. Not sure it is a good idea to keep travel money. Put on agenda after meeting with Daisy Madison to come up with alternative plan. That should be in budget full time with their cars. Will vote against it as is.

Councilman Benson moved to substitute 7(d) for now and Police Chief to continue use of cars. Bring back recommendation to those that live in city. Have to stop city officers from taking cars into county. Wants city policemen to drive for free. Get County to pay for those that live in county until Mayor can come back with plan.

Deferred one week for alternative plan; **on roll call vote:**

MCGARY	NO
MURPHY	YES
SCOTT	YES
ROBINSON	NO
LADD	NO
BENSON	YES
GILBERT	YES
RICO	YES

**AWARD CONTRACT TO WINESETT-HILL
CONSTRUCTORS, INC. BY POLICE CHIEF**

On motion of Councilman McGary, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO AWARD A CONTRACT TO WINESETT-HILL CONSTRUCTORS, INC. TO ERECT A PRIVACY FENCE, SECURITY GATES, REPLACE EXTERIOR STAIRS, AND UPGRADE THE AWNING AT THE NARCOTICS LOT IN THE AMOUNT OF ONE HUNDRED FORTY THOUSAND ONE HUNDRED SIXTY DOLLARS (\$140,160.00).

Was adopted.

**AGREEMENT WITH ALLEN AND HOSHALL, INC. FOR
PROFESSIONAL SERVICES WITH PUBLIC WORKS
DEPARTMENT**

On motion of Councilman McGary, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH ALLEN AND HOSHALL, INC., FOR PROFESSIONAL SERVICES, RELATIVE TO CONTRACT NO. E-09-019-101, SR 27 (ROSSVILLE BOULEVARD) PEDESTRIAN AND BICYCLE FACILITIES IN AN AMOUNT NOT TO EXCEED SIXTY-NINE THOUSAND FOUR HUNDRED DOLLARS (\$69,400.00).

Was adopted.

**TEMPORARY USAGE BY CHATTANOOGA
GOODWILL**

On motion of Councilwoman Ladd, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING CHATTANOOGA GOODWILL INDUSTRIES TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT THE INTERSECTION OF OLD HUNTER AND MOUNTAIN VIEW ROAD REGARDING THE INSTALLATION OF A GOODWILL ATTENDED TRAILER/DONATION CENTER TO RECEIVE DONATIONS FROM THE PUBLIC, AS SHOWN IN THE PHOTOS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

Was denied.

TEMPORARY USAGE BY ADRIAN LEWIS

On motion of Councilwoman Ladd, seconded by Councilwoman Scott,
A RESOLUTION AUTHORIZING ADRIAN LEWIS TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT THE BEGINNING OF THE INTERSECTION IN THE 2600 BLOCK OF E. 19TH STREET FOR ACCESS TO CLEAN THE REAR OF THE PROPERTY LOCATED AT 2610 E. 19TH STREET, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

Was adopted.

TEMPORARY USAGE BY JAMESTOWN WAREHOUSE ROW

On motion of Councilman McGary, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING JAMESTOWN WAREHOUSE ROW TO USE TEMPORARILY THE RIGHT-OF-WAY ALONG 1110 MARKET STREET FOR THE INSTALLATION OF A SIGN ALONG A PORTION OF THE RIGHT-OF-WAY, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

Was adopted.

TEMPORARY USAGE BY PAST TIME ANTIQUES

On motion of Councilwoman Scott, seconded by Councilwoman Ladd,
A RESOLUTION AUTHORIZING PAST TIME ANTIQUES TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 139 RIVERS STREET FOR PLACEMENT OF SHOP ITEMS ALONG THE FRONT OF THE BUSINESS AND IN PORTIONS OF THE RIGHT-OF-WAY DURING BUSINESS HOURS, AS SHOWN IN THE PHOTO ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

Was deferred one week.

**TEMPORARY USAGE BY LINK FORTY ONE ARTISAN
CURED MEATS**

On motion of Councilman McGary, seconded by Councilman Murphy,
**A RESOLUTION AUTHORIZING LINK FORTY ONE ARTISAN CURED MEATS
TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 217 E. MAIN
STREET TO INSTALL A SIGN OVER A PORTION OF THE RIGHT-OF-WAY
(SIDEWALK), AS SHOWN ON THE DRAWING ATTACHED HERETO AND
MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN
CONDITIONS.**

Was adopted.

TEMPORARY USAGE BY MITCH BALDREE, DDS

On motion of Councilman McGary, seconded by Councilman Murphy,
**A RESOLUTION AUTHORIZING MITCH BALDREE, DDS TO USE
TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 200 WEST MAIN
STREET TO INSTALL A BANNER SIGN OVER THE SIDEWALK, AS SHOWN
ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY
REFERENCE, SUBJECT TO CERTAIN CONDITIONS.**

Was adopted.

**EXTENSION OF MANAGEMENT AGREEMENT WITH
TRUST FOR PUBLIC LAND**

On motion of Councilwoman Ladd, seconded by Councilwoman Berz,
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
DEPARTMENT OF PARKS AND RECREATION TO EXTEND A
MANAGEMENT AGREEMENT WITH THE TRUST FOR PUBLIC LAND IN AN
AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS
(\$100,000.00), TO BE PAID IN FOUR (4) QUARTERLY INSTALLMENTS OF
TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) EACH FOR A TERM OF
ONE YEAR BEGINNING JULY 1, 2010 THROUGH JUNE 30, 2011.**

Was adopted.

**INTERLOCAL AGREEMENT WITH CITY OF EASTRIDGE
FOR SIGNAL CONTROLLER MAINTENANCE SERVICES**

On motion of Councilman McGary, seconded by Councilwoman Ladd,
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN INTERLOCAL
AGREEMENT WITH THE CITY OF EAST RIDGE FOR SIGNAL CONTROLLER
MAINTENANCE SERVICES AT AN HOURLY RATE OF FIFTY-FOUR AND
25/100 DOLLARS (\$54.25).**

Was adopted.

**INTERLOCAL AGREEMENT WITH HAMILTON
COUNTY FOR SIGNAL CONTROLLER MAINTENANCE
SERVICES**

On motion of Councilwoman Scott, seconded by Councilwoman Robinson,
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN INTERLOCAL
AGREEMENT WITH HAMILTON COUNTY FOR SIGNAL CONTROLLER
MAINTENANCE SERVICES AT AN HOURLY RATE OF FIFTY-FOUR AND
25/100 DOLLARS (\$54.25).**

Was adopted.

**ADDENDUM TO INTERLOCAL AGREEMENT WITH
CITY OF COLLEGEDALE FOR SIGNAL CONTROLLER
MAINTENANCE**

On motion of Councilwoman Ladd, seconded by Councilman McGary,
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN ADDENDUM TO
THE INTERLOCAL AGREEMENT WITH THE CITY OF COLLEGEDALE FOR
SIGNAL CONTROLLER MAINTENANCE SERVICES AT AN HOURLY RATE
OF FIFTY-FOUR AND 25/100 DOLLARS (\$54.25).**

Was adopted.

TIM KOONS AND WESLEY KOONS

Council Chair Rico acknowledged the presence of Tim Koons and Wesley Koons. Advised the Council that Wesley Koons was working on obtaining Eagle Scout Badge and had to attend a City Council meeting in order to reach that goal.

AUDIT ON PURCHASING

Councilman McGary requested an audit be done on the Purchasing Department.

PROTESTING OF SERVICEMEN FUNERALS

Councilman Murphy discussed recent shooting in Tuscon, Arizona and requested the discussion of putting a buffer around the National Cemetery to prevent protesting of local servicemen's funerals. **On motion of Councilman Murphy, seconded by Councilman McGary the City Attorney was asked to work on this issue.**

OVERTIME

Overtime for the week ending January 6, 2011 (\$20,304.001) and January 13, 2011 (\$40,142.80) totaled \$60,446.82 for the two weeks.

PERSONNEL

The following personnel matters were reported for the various departments:

NEIGHBORHOOD SERVICES:

- **REGINA PARTAP** – Leave without Pay, Comm. Development Spec., effective December 27-30, 2010.

EDUCATION, ARTS AND CULTURE:

- **LARRY BLAKE** – Retirement, Crew Supervisor 1, effective December 30, 2010.

CHATTANOOGA POLICE DEPARTMENT:

- **KEVIN A. MOSES** – Resignation, Police Officer, effective December 31, 2010.
- **ERIC JONES** – Military Leave, Police Officer, effective January 1 – September 30, 2011.

PERSONNEL (Continued)

- **MELINDA HARRIS** – Leave of Absence Without Pay, Crime analyst, effective January 3-31, 2011.
- **LUCRETIA PARKER** – Hire, Police Services Tech 2, Range 6, \$23,149.00 annually, effective January 3, 2011.
- **BEAU ALLISON** – Resignation, School Patrol Officer, effective January 6, 2011.
- **CHRISTIAN LORENZEN** – Resignation, Police Officer, effective January 9, 2011.
- **ROBERT DILLINGHAM** – Return to Duty (from Military), Police Officer, effective January 14, 2011.

REFUNDS

On motion of Councilman McGary, seconded by Councilwoman Berz, the Administrator of Finance was authorized to issue the following refunds of property tax, water quality fees:

UNITED HOUSE OF PRAYER -- \$4,225.60

SUNTRUST BANK -- \$4,442.27

R. STEVE HUNT -- \$2,204.52

JAMES D. STEELE -- \$1,233.33

GERALD WADE -- \$2,770.55

ERNESTINE BOAZ -- \$1,112.11

MATTHEW BARNETT -- \$2,010.31

MICHAEL BARTON -- \$1,206.78

SUNTRUST BANK -- \$2,555.36

DOUGLAS RABY -- \$1,111.53

REFUNDS (Cont'd.)

ROBERT CLAY -- \$1,433.06

HAROLD WILSON -- \$1,223.52

BARBARA GIBSON -- \$1,054.96

GINGER WEEKS -- \$1,835.98

THOMAS PRATT -- \$1,195.23

LOVEMAN'S MARKET -- \$4,334.20

RAFAEL CUETO -- \$1,073.44

LUCY K. RYMER -- \$1,033.03

SUSAN T. HAVRON -- \$1,375.34

RUBY ESTES -- \$1,713.61

MICHAEL E. HOLLINGSWORTH -- \$1,175.28

DONALD L. VANDERGRIFF -- \$1,490.21

EMERGENCY PURCHASE

The emergency purchase to furnish and install fencing for parking vehicles for General Services to Patriot Fence on Requisition 38517 in the amount of \$16,200.00 was duly reported and signed in open meeting.

BOARD REAPPOINTMENTS

On motion of Councilwoman Robinson, seconded by Councilwoman Scott the following Board reappointments were approved:

CARTER STREET CORPORATION BOARD:

- Reappointment of **JAMES HUDSON** to serve as a City/County appointee for a four year term expiring January 11, 2015.

BOARD APPOINTMENTS (Cont'd.)

MULTICULTURAL AFFAIRS ADVISORY BOARD:

- Reappointment of *TAMMERA D. HICKS, DR. ROGER THOMPSON, AND FRANCES MCNEILL* for three year terms expiring December 30, 2013.

PURCHASES

On motion of Councilwoman Berz, seconded by Councilwoman Scott, the following purchases were approved for use by the various departments:

PUBLIC WORKS DEPARTMENT:

SOUTHERN SALES COMPANY (Best bid)
R36433

Purchase of Patterson Pump Parts

\$15,669.34

VAUGHAN COMPANY (Best bid)
R36730/300774

Purchase of Chopper Pumps and Motors

\$33,688.00

GENERAL SERVICES:

WORLDWIDE EQUIPMENT (Ratify Purchase)
R36849 AND \$36643

Ratify Purchase of Vehicle Repairs

\$9,633.10

PURCHASES (Cont'd.)

MOUNTAIN VIEW FORD (Best bid)

R35532

Purchase to Add Line Item to Existing Contract for Ford Transit Connect Van

\$18,519.00

CHATTANOOGA POLICE DEPARTMENT:

LEICA GEOSYSTEMS (Sole source)

R38416

Purchase of Laser Scanning System per TCA-6-56-304.2

\$377,243.95

RESCIND PURCHASE AWARD

On motion of Councilwoman Berz, seconded by Councilwoman Scott the purchase award for eight (8) Rosemount Transmitters awarded to Procure Inc. on December 24, 2010 on R31630 was duly rescinded. The Waste Resources Division determined the bid specifications are inadequate because they did not include the required valve manifolds; specifications will be revised and the requirement will be re-advertised.

REJECT ALL BIDS

On motion of Councilwoman Berz, seconded by Councilwoman Scott, all bids on Requisition 35533 for Chevy Tahoes were duly rejected. After further analyzing of bids, it was determined the specifications needed to be modified in order to add more options.

COMMITTEES

Councilman Benson requested the Fire Chief to answer questions on the situation involving the Code and advised this could be done at a meeting of the **Safety Committee** next week.

COMMITTEES (Cont'd.)

Councilman Murphy stated the Legal and **Legislative Committee would meet next Tuesday, January 25.**

THANK YOU TO MS. KATHY CAMP

Councilwoman Ladd recognized Kathy Camp, the substitute clerk sitting in for the Council Clerk and Assistant Clerk, noting due to the injury of one and some other issues, both were unable to attend this evening and we were in quite a bind. She stated today at noon Ms. Camp stepped up and was asked to bring her talent and skills to work with us. She personally thanked Ms. Camp noting that we were really in a bind and she stepped up like a real trooper and did an excellent job tonight!

CHARLES WYSONG

Charles Wysong, 6872 Robin Drive. Discussed police take home cars. Why are police the ones that need to sacrifice. We need to continue treating them as though they are very important members of our community and does not see it being reflected with the car issue. Where are the sacrifices on the part of others within the City?

CRAIG JOEL

Craig Joel, FOP, 1709 S. Holtzclaw Avenue. Discussed only part of contention on time to and from work when he lives outside city limits. People attack police officers and that was why officers chose not to live where they worked. Councilwoman Scott asked Officer Joel if he was stating that he was afraid to live within city limits. Officer Joel advised that he was not but was prone to be attacked by his "customers" if he lives where he works. Councilman Benson advised Officer Joel that he was wrong and that most citizens liked police officers but did agree that Officer Joel's "customers" probably did not like them.

SHARON PEEKER

Sharon Peeker, Wisteria Drive, Hixson, TN. Spoke on police cars within city limits. Thought police officers are not paid enough to live in the City. Police should be allowed to take cars home. Without Police Department and Fire Department, the city could not exist. Could exist without parks, probably would not like it, but could exist. Stated there was waste by every department and should make every department more accountable.

DEMETRUS COONROD

Demetrus Coonrod, 1120 Greenwood Road. Lives in District 5 and lost her fiancé to shooting last February. Feels if more officers take police cars home, it might deter someone from committing crime.

ADJOURNMENT

Chairman Rico adjourned the meeting of the Chattanooga Council until Tuesday, January 25, 2011 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)