

**CITY COUNCIL BUILDING
AUGUST 23, 2011
6:00 P.M.**

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

**PLEDGE OF ALLEGIANCE/
INVOCATION**

The Pledge of Allegiance was led by Councilman Rico, followed by invocation.

MINUTE APPROVAL

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

**AMEND CITY CODE/
ALCOHOLIC BEVERAGES**

On motion of Councilman McGary, seconded by Councilwoman Robinson,
**AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY
CODE, CHAPTER 5, ARTICLE III, SECTIONS 71 AND 82, RELATIVE
TO ALCOHOLIC BEVERAGES**
passed second and final reading and was signed in open meeting.

ABANDONMENT

On motion of Councilman Gilbert, seconded by Councilwoman Robinson,
**MF #50437 CITY OF RED BANK (ABANDONMENT). AN
ORDINANCE ABANDONING A PORTION OF A SEWER EASEMENT
FOR THE CONSTRUCTION OF THE NEW RED BANK MIDDLE
SCHOOL, SUBJECT TO CERTAIN CONDITIONS**
passed on first reading.

APPOINTMENT SPECIAL POLICE OFFICER

On motion of Councilman Gilbert, seconded by Councilman McGary,
A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAMIE CHRISTOPHER AS A SPECIAL POLICE OFFICER (UNARMED) FOR THE CITY OF CHATTANOOGA PARKS AND RECREATION DEPARTMENT, TO DO SPECIAL DUTY AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS

was adopted.

AGREEMENT

On motion of Councilwoman Robinson, seconded by Councilman Benson,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO AN AGREEMENT WITH FRANKLIN & ASSOCIATES FOR THE DEVELOPMENT OF SPECIFICATIONS INVOLVING DEMOLITION, UTILITY RE-ROUTING, HAZARDOUS MATERIALS, ABATEMENT, SITE WORK, ETC. RELATIVE TO PHASE II OF THE HIXSON COMMUNITY CENTER PROJECT, IN AN AMOUNT NOT TO EXCEED \$79,100.00

was adopted with Councilwoman Scott voting NO.

AGREEMENT

On motion of Councilman McGary, seconded by Councilman Gilbert,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO AN AGREEMENT WITH ISS, INC. TO CONSTRUCT ONE ATHLETIC FIELD AND THE VARIOUS COMPONENTS REQUIRED TO SUPPORT SAID FIELD AT MONTAGUE PARK, IN AN AMOUNT NOT TO EXCEED \$133,077.35

was adopted.

**APPOINTMENT OF
SPECIAL POLICE OFFICERS**

On motion of Councilman McGary, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE APPOINTMENT OF FREDDIE L. BROOKS, PAMELA WILLIAMS, MARCUS RICE AND MICHELLE

THORNE AS SPECIAL POLICE OFFICERS (UNARMED) FOR THE CITY OF CHATTANOOGA FIRE DEPARTMENT, TO DO SPECIAL DUTIES AS PRESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS

was adopted.

TEMPORARY USAGE

On motion of Councilman Benson, seconded by Councilwoman Berz,
A RESOLUTION AUTHORIZING ARBOR CREEK APT. PROPERTY, LLC TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 7310 STANDIFER GAP ROAD TO INSTALL IDENTIFICATION SIGNS AND STONE WALLS, AS REFERENCED IN THE ATTACHED MAP AND DRAWING, MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

was adopted.

ROTH FEATURES

On motion of Councilwoman Berz, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO INCORPORATE ROTH FEATURES IN THE CITY'S 457(b) PLANS AND TO EXECUTE APPROPRIATE DOCUMENTS FOR THE DEFERRED COMPENSATION PLANS ADMINISTERED BY HARTFORD, ING, AND ICMA-RC

was adopted.

CONTRACT

On motion of Councilman Rico, seconded by Councilwoman Berz,
A RESOLUTION AUTHORIZING A CONTRACT WITH CAMPBELL AND ASSOCIATES FOR ENGINEERING WORK ON THE EMPLOYEE HEALTH CENTER IN AN AMOUNT NOT TO EXCEED \$25,500.00 FROM THE FUNDS PREVIOUSLY APPROVED FOR THE PROJECT

was adopted with Councilman Murphy voting NO.

OVERTIME

Overtime for the week ending August 16, 2011, totaled \$5,866.51.

PERSONNEL

The following personnel matters were reported:

PUBLIC WORKS DEPT.:

- **WALTER BANTHER**—Leave of Absence without pay for Equipment Operator 5, effective 8/8—9/9/11.
- **JOEL DAVIS**—Transfer to Equipment Operator 5, Range 12, \$31,021 annually, effective 8/12/11.
- **RODNEY RAMEY**—Promotion to Plant Maint. Mechanic, Range 11, \$29,544 annually, effective 8/12/11.

CHATTANOOGA POLICE DEPT.:

- **SHEILA JETTON**—Leave of Absence without pay for Police Officer I, effective 8/6-9/1/11.

DEPARTMENT REPORTS

Parks and Recreation - None
 Public Works - None
 Education, Arts and Culture - None
 Fire Department - None
 Police Department - None
 Finance and Administration - None
 City Attorney - None

Dan Johnson presented a proposed purchase of a Landfill Compactor. Upon motion of Councilman Murphy that the matter be deferred for one (1) week while the City Attorney reviewed. The matter was deferred on Roll Call as follows:

COUNCILMAN MURPHY	YES
COUNCILWOMAN SCOTT	YES
COUNCILWOMAN ROBINSON	YES
CHAIRWOMAN LADD	YES

COUNCILMAN BENSON	YES
CHAIRMAN GILBERT	YES
COUNCILWOMAN BERZ	YES
COUNCILMAN McGARY	NO
COUNCILMAN RICO	YES

REFUND

On motion of Councilwoman Robinson, seconded by Councilman Rico, the City Finance Officer was authorized to make the following Property Tax Refund:

CROSS CREEK—CHATTANOOGA LP	\$5,947.888
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COMMITTEES

Councilman Murphy stated that the **Legal and Legislative Committee would meet Tuesday, August 30th and that McKamey Animal Center would be discussed.**

RULES OF PROCEDURE FOR ADDRESSING THE COUNCIL

At this time, City Attorney McMahan read from the Council’s Rules of Procedure with reference to persons wishing to address the Council on non-agenda matters.

BASIL MARCEAUX

BASIL MARCEAUX addressed the Council, stating that the appeals procedure from City Court in Chattanooga was not being properly followed.

Chairwoman Ladd thanked him for his address.

ADJOURNMENT

Chairman Ladd adjourned the meeting of the Chattanooga City Council until Tuesday, August 30, 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)**