

**City Council Building
Chattanooga, Tennessee
April 10, 2012
6:00 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, Management Analyst/Auditor Randy Burns and Council Clerk Carol O'Neal were also present.

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, at the invitation of Councilman Rico, Minister John T. Smithson of St. Elmo Church of Christ gave the invocation for the evening.

MINUTE APPROVAL

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

COUNCIL ELECTION OF OFFICERS: CHAIRMAN

City Attorney McMahan stated with permission of the body and pursuant to the Council's Rules and Procedure it is at this time of the every year officers are elected for the upcoming year. At this time he asked for nominations for the office of Chair of the Council.

Councilman Benson nominated Pam Ladd.

Being no other nominations, City Attorney McMahan asked for a motion to accept the nomination by acclamation, which was made by Councilmen Rico and Murphy.

Councilwoman Ladd was re-elected Chairman of the Council by a unanimous vote of acclamation.

**COUNCIL ELECTION OF OFFICERS: VICE
CHAIRMAN**

At this time the City Attorney asked for nominations for the office of Vice Chairman of the Council.

Councilwoman Robinson placed the name of Jack Benson in nomination noting that the City Council is taking an unprecedented move in affirming our wonderful Chairman Pam Ladd for another year. She stated Councilman Benson has been serving as Vice Chair and in the spirit of continuing with the leadership we had last year that served us well, he has been on the Council eleven years and has only missed one Council meeting in those eleven years! She stated he is here nearly every work day, Monday through Friday, and would be able to assist the Chair as needed on a moment's notice. She stated it is a great honor to place in nomination Jack Benson's name.

Councilwoman Scott placed the name of Councilmen Peter Murphy in nomination noting he has shown his leadership skills over the years here as a member of the Council and it is her thought he has good skills in leading discussions and is fair. She asked that his nomination be considered, as well.

City Attorney McMahan then asked for a roll call vote on Councilman Benson's nomination. On roll call vote:

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

The motion failed: Yes – 4; No – 5.

COUNCIL ELECTION OF OFFICERS: VICE
CHAIRMAN (Continued)

A roll call vote was then taken on Councilman Murphy's nomination. On roll call vote:

BERZ	YES
RICO	YES
MCGARY	YES
MURPHY	YES
SCOTT	YES
ROBINSON	YES
BENSON	YES
GILBERT	YES
LADD	YES

Councilman Peter Murphy was unanimously elected Vice Chairman of the Council.

REZONING

2007-008: William E. McCallie

Pursuant to notice of public hearing, the request of William E. McCallie to rezone a tract of land located at 6814 Conner Lane came on to be heard.

The applicant was not present; there was no opposition.

Councilwoman Berz asked if it is her understanding this is a "clean up thing"; that the reason for denial is because it is from "ancient history" and this will "clean it off the books"; that she did not understand this before.

Greg Haynes, Director of Development Services with the Regional Planning Agency (RPA), responded "correct" to Councilwoman Berz' inquiries.

REZONING (Continued)

On motion of Councilwoman Berz, seconded by Councilman Murphy,
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,
CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 6814 CONNER LANE, MORE PARTICULARLY
DESCRIBED HERIEN, FROM R-2 RESIDENTIAL ZONE TO R-4 SPECIAL
ZONE**
was denied.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS

2012-014: Gunbarrel Partners

Pursuant to notice of public hearing the request of Gunbarrel Partners to amend Ordinance no. 11989 on properties located in the 2300 block of Gunbarrel Road and 7342 McCutcheon Road came on to be heard.

The applicant was present.

Mr. Haynes stated the request is to amend five conditions out of nine that were placed in 2007 on property north of the interstate on Gunbarrel and Shallowford Roads as part of the Waterside MXU zone development. He distributed a copy of Planning's recommendations showing the existing conditions and recommended changes to be made. He stated it is his understanding a meeting between the applicant and neighborhood has been held and most of the conversation came down to one particular condition which had to do with access; that the question was one access point versus two access points. He stated there was another question about construction access, not from Gunbarrel but through the development itself. The site plan was shown by PowerPoint which was approved with the original rezoning in 2007 with conditions; the new site plan was shown that was submitted with the request. He stated the new site plan as reflected by Power Point reflected the new commercial and office uses, noting there were 9 conditions that addressed everything from landscaping to access, use, building, structure, character and height; that three open spaces were shown that reflected the large one as an open space with an existing pond and along Gunbarrel Road to the south is an area that is proposed to remain open space and green space and the smaller one is between two proposed office Building.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Mr. Haynes stated the plan shows two access points onto Gunbarrel Road, as well as a third access point coming off McCutcheon north of the strip. He stated all the conditions address landscaping, buffering and primary access; that the main condition question tonight is the access point on Gunbarrel Road and construction access.

Councilman Benson asked if Mr. Haynes is talking about three accesses under the old conditions; that we have new conditions we are voting on tonight and asked why look at the old ones as it is confusing.

Mr. Haynes stated the old ones as are being amended and need to be seen to see exactly what it is we are amending. He continued by stating there were 9 conditions on the original rezoning in 2007; that the request is to amend conditions 3, 5, 6, 8 and 9. He stated of the current conditions: (3) says one ingress/egress drive onto Gunbarrel Road; that condition (5) states the site plan as presented to the Council on June 19, 2007 with offices and/or office residence to be built on the property; (6) building to be constructed to reflect a residential character as indicated in the drawings presented to City Council; (8) An earthen berm approximately two-to-three feet in height to be built behind the sidewalk and a hedge approximately two-to-three feet high to be planted on top of the berm or appropriate landscaping that will give both the screening and the height to be effective in obscuring the view of most cars parked in front of the buildings; and the last condition (9) Leyland Cypress trees would be planted at the rear of the property and more specifically on top of the fill area that is part of the larger mixed use development and this should obscure buildings and vehicles at the rear of the future buildings from Gunbarrel Road.

Mr. Haynes continued by stating the applicant has requested specific language to be amended that has been reviewed by Staff and Planning Commission and in reviewing them Planning recommended to keep condition (3) as it is addressing the ingress/egress on Gunbarrel; condition (5) be removed completely as it is a redundant condition because the development plan as required for this zone controls land use and there is no need for it to be in there. He stated the Planning Commission recommended removing (6) regarding the building reflecting the residential character because the condition is subjective and difficult for the city departments to enforce.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Mr. Haynes stated condition (8) is recommended to be revised; that instead of the lengthy language it will be revised to say a landscaping plan will be required for the Gunbarrel Road frontage and can be enforced from the landscape plan. He stated the last amendment on condition (9) is to be amended to read Type C landscape tree buffer as it relates to tree separation and buffer width, except where road and/or pedestrian connectivity occurs, with up to 25% of the trees being deciduous shall be planted along the western property line. He stated two additional new conditions were added by Planning which include: (8) specific Parcel 149H-G-018, the southernmost lot that fronts Gunbarrel Road, shall be dedicated to open/green space only; and the last new condition added by Planning is (9) community meetings to be held before this case goes before City Council and it is his understanding that has taken place and this condition may not be necessary.

Councilwoman Robinson stated when the ordinance is redrafted some numbers will change; that we are losing two of them and will have to reorder the number and is certain that will be approved as well.

Mr. Haynes stated the caption that was read came from the Planning Commission and includes all conditions he just went through; that if there are changes tonight that will have to be dealt with separately.

Councilman Benson stated condition (9) has been met and they have met more than once in community meetings; that at the last meeting there was an added condition noting the water problem was solved, too. He stated two others things are worrying them and the developer is present tonight; that the Gunbarrel and Shallowford intersection is terrible and would like to hear the developer or engineer say what they would do about the construction trucks that will be taking place as it is going to be a big development. He stated he wanted to make certain there is only one curb cut between Shallowford and McCutcheon until the road is widened noting it is in the capital budget next year or the year after.

Ken DeFoor of 6110 Shallowford Road stated he met with the neighborhood recently and had a good meeting; that the main issue was water and they found some traction in progress on that. He stated the development has not contributed to any new runoff as it has been running off for years.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Mr. DeFoor asked about condition (3) referring to curb cuts, noting someday the road will be widened and the hill at McCutcheon will be cut down which is most dangerous, and after the widening and construction is finished they will be able to have an additional curb cut in front of the second building toward McCutcheon, but only after the widening of the road. He stated this makes sense because of the backup that will occur and the backup that will come out from the first building; that he met with the neighborhood and he attempted to explain that; that it is his thought if it is looked at on paper, the curb cut down the road when the road is widened will be appropriate. He stated as for construction his engineer will answer that.

Mike Price of MAP Engineers clarified the issue with regard to construction equipment coming in-and-out stating the site is pretty well graded previously and much of the work as it relates to site prep has been completed. He stated this is simply building one building at this juncture; that the access points to get into the property need to have Gunbarrel or McCutcheon Road or try to drive some 200-300 feet back through the property which would create quite a mess getting back out onto Shallowford. He stated they will work with the traffic engineering department and come with a reasonable point of access off Gunbarrel Road at a safe location where traffic can get in-and-out. He stated construction traffic is not going to be operating at hours where we have dense traffic volumes; that they will work with the traffic engineer and come up with a good solution to minimize impact as it relates to residents in the area.

Councilman Murphy stated he received a voice mail from somebody who was concerned about construction traffic entry and that was all they were concerned about. He asked if that is something the Land Development office governs rather than traffic engineering; that if it is just a temporary entry for dump trucks and earth moving vehicles and delivery of sheet work, is that really a zoning issue.

Admin. Leach stated the Land Development Office and Traffic Engineer both fall under Public Works; that the expectation for staff is to work with the development to make sure it is done appropriately. He stated they have to have a safe access point for construction and permanent access; that it will be part of the Land Development Office review.

Councilman Murphy asked if that has come up in meetings; that the only concern is someone reached out and raised the question.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Admin Leach stated that is unusual and most of the time it is post construction after it is built as to the volume of trucks, hours and how it will affect the community. He stated they do have that on occasion and will work with the contractor; that mostly the developer makes sure their contractor does what is appropriate and have to keep their thumb on the fellow/girl driving the truck to make sure it is done appropriately because no matter how elaborate a plan might be, we still have the person on the GPS getting lost. He stated that is something they can work with and both will work with him and make it work out.

Councilwoman Scott stated she had the same call and the person suggested Napier Road and asked if that is on their map.

Mr. Price referred to Napier Drive on the map and stated that a person would have to drive through the property several hundred feet or more creating a rather expensive access route; that it is simply better to work with the traffic engineering and Land Development Offices and does see an access point off Gunbarrel Road because it is needed to get traffic in-and-out.

Councilwoman Scott asked if someone from the community brought this to their attention as a suggestion or if it is total news to them tonight. Mr. Price stated it is more news.

Councilwoman Scott asked if they have heard this. Mr. DeFoor stated it was brought up at the community meeting and they are sensitive to this. He stated 300 yards to the west is a \$40 million hotel they are building and challenged anyone to find one piece of mud in the street today; that there was some last Friday when it was brought to his attention but the mud is now gone.

Councilwoman Scott stated the actual issue is not mud, it was expressed to her about the traffic on the intersection going in they were trying to keep the traffic off of the primary entrance and exit to their neighborhood.

Mr. DeFoor stated he understands and knows what people think about construction; that this is only a 25,000 square foot building not 200,000; that this will not be a series of dump trucks coming every five minutes and leaving. He stated this is not a very big project and he cannot see the neighborhood getting into a situation where they are extremely worried about this small building.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Mr. DeFoor stated construction workers come at 8 a.m., go to lunch at noon and leave at 5 p.m.; that they do have some larger trucks that will be coming but he does not think it will impact the neighborhood because Preston Circle is down the road a few hundred feet and there just is not a major onslaught of traffic and will not be a major problem maintaining roads as far as mud. He stated if it was a major project they would have the funds and budget to come in the back or side, but they do not have it there because it is not a major project.

Councilwoman Berz stated we all received the calls and it all may be moot now since they have had the meeting, and asked if the neighbors still have concerns.

Councilman Benson addressed Mr. DeFoor and stated if they decide not to do this and reverts to R-1, how many curb cuts would there be. Mr. DeFoor stated the original plan had five buildings.

Councilman Benson clarified we are reducing down to two buildings and one curb cut until the road is widened. Mr. DeFoor responded "correct" to both concerns.

Thomas Lawson of 7417 Preston Circle spoke in opposition and stated he wanted it on record that since the development his house has flooded once; that there was water within an inch of coming into his house twice and knows Mr. DeFoor says he has not created problems but it is coming from somewhere. He stated pictures were shown the other day where they had found some of the drainage ditches full of stuff and they cleared them out supposedly; that it is his hope that takes care of the situation. He stated we all know when cement is put in and grass and trees are removed the water has to go somewhere; that Mr. DeFoor has built retention ponds and thinks it will help. He again stated he wanted it on record if they get more water or flooded again it is not something he wants to deal with.

Mr. DeFoor stated he was very sorry about Tom and his situation and we certainly will not contribute to it; that by law if one drop extra of runoff that was going out into the system for decades which is why his engineer is here tonight; that they do not do it and never have. He stated he sat on the stormwater board and he understands it, he "gets it"! He stated anyone who is flooded is a horrible thing, as bad as fire.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

Mr. DeFoor stated they showed pictures last week of the drainage systems, culverts and pipes that were 50-70 percent blocked; that they know last year there was a 12 inch rain in 24 hours, a "recipe for disaster" unless the pipes are cleaned. He stated he asked that everyone work together on this from stormwater, the developer and the neighborhood; that they have no agenda except to try to improve property values and make a living and will work with any neighbor as much as they can to see them anytime they can as they have his numbers. He expressed appreciation to the Council and everything they have done through the years.

Councilwoman Berz asked persons in attendance how many were from the area and approximately nine (9) persons raised their hands. She then asked if everything is okay and ready to go forward. A response was not detected.

Chairman Ladd asked if Councilwoman Berz is asking someone to come forward to answer the question.

David Hopkins of 7569 Preston Circle stated he is not speaking for the community and summed it up by saying their frustration comes from moving about with cars; that everyone in the room knows of Gunbarrel and Shallowford and knows there is not necessarily a lot of money the Council has to spend on construction and widening of Gunbarrel, so their frustration comes from seeing development and the problems they will have to get around and they realize that. He stated they are adamant about the two curb cuts until the road is widened for traffic, period; that they understand this has to happen and is zoned that way and are for that but need to be mindful of the fact this is going to occur. He stated he is not necessarily sure we have fixed the drainage; that the problem has been located of the drainage but as we get storm-to-storm and people throw their leaves in the drainage ditch it still stops up and expressed hope Tom will not have to call again to say the water is rising and we need to check the drainage.

At this point Councilman Benson made the motion to approve with the conditions; Councilman Murphy seconded the motion.

Mr. DeFoor again thanked the Council for the fine work they do.

AMEND ORDINANCE NO. 11989
REMOVE/REPLACE EXISTING CONDITIONS
(Continued)

On motion of Councilman Benson, seconded by Councilman Murphy,
AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, AS AMENDED BY ORDINANCE NO. 11989 SO AS TO REMOVE AND REPLACE THE EXISTING CONDITIONS 3, 5, 6, 8 AND 9 ON ORDINANCE NO. 11989 ON THE 2007 SITE PLAN ON PROPERTIES LOCATED IN THE 2300 BLOCK OF GUNBARREL ROAD AND 7342 MCCUTCHEON ROAD, BEING MORE PARTICULARLY DESCRIBED HEREIN
passed first reading.

REZONING

2012-027: Anne Najjar

Pursuant to notice of public hearing the request of Anne Najjar to rezone property located at 309 and 317 East Main Street came on to be heard.

The applicant was present; there was no opposition.

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 PROPERTY LOCATED AT 309 AND 317 EAST MAIN STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO UGC URBAN GENERAL COMMERCIAL ZONE
passed first reading.

(COUNCILMAN RICO EXCUSED HIMSELF FROM THE MEETING AT THIS POINT.)

CHANGE ORDER

Councilwoman Scott inquired as to whether this is the final on this matter.

Admin. Zehnder responded this is not going to complete the entire project but will get them to the next level as they are running out of money.

CHANGE ORDER (Continued)

Councilwoman Scott stated they ran out before this.

Admin. Zehnder stated he had enough money but is coming to the "bottom of the bucket" and unless more capital monies are approved next year he will be stuck with an unfinished project. He stated this will get them to the point where the parking lot can be put in and graveled and can be using a field in the fall of next year, as well as do some other grading and landfill.

Councilwoman Scott inquired as to how much more is left to do before it is at its end.

Admin. Zehnder stated this is a \$2 million project and he has spent less than \$200,000 so far; that he does not expect to spend \$2 million but expects to spend a little more than \$200,000.

Councilman Murphy stated this project has been enabled by substantial private participation in terms of donations to the city in terms of fill, labor, equipment and time. He stated there is also interest from the same group that helped to reopen Montague Park in building bathroom facilities along with meeting space for their organization on city property and dedicating those facilities to the city as it will become our property. He stated it is his understanding it is somewhat similar to the Chattanooga Rowing Club and Boathouse situation we have on the Riverwalk with their public restrooms and facilities. He congratulated Mr. Zehnder for doing a great job as the city has gotten a great "bang for their buck".

Councilman McGary requested Councilman Gilbert schedule a Parks and Recreation Committee meeting for an update on Montague Park and the \$2 million proposed.

Admin. Zehnder stated he mentioned there is a value for \$2 million and does not intend to spend \$2 million unless the Council wants to give that to him!

Councilman McGary stated he would like for Mr. Zehnder to give an update of what the projection is and where we are now. Admin. Zehnder stated he will provide the update.

CHANGE ORDER (Continued)

Councilwoman Scott asked that the update be expanded to all the areas as the Council heard previously over a period of time spending \$8 million on the Hixson Middle School Recreation Center. She asked how many do we have out there.

Admin. Zehnder stated some of the estimates when we did Hixson was much more than \$8 million, to which Councilwoman Scott responded "oh, no!"

Admin. Zehnder stated there was a master plan. Councilwoman Scott stated we probably need to see the "whole ball of wax".

Admin. Zehnder stated he was being a little facetious however we do have master plans and has to come before City Council to get that next phase of whatever they are developing approved; that he would be happy to show the Council what the Department is doing but is being fairly conservative in what they are moving forward with and making positive gains. He stated this is one of the projects with very little money as Councilman Murphy has indicated with contributions from the community and companies providing a lot of donated services; that it is a great project and would have had it done two years ago if he had the money. He stated he will give an update on all projects and is happy to do that.

Councilman Gilbert stated we are in the process of developing a master plan for 2016 for the entire city and are working on that.

On motion of Councilman McGary, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 2 RELATIVE TO THE SPORTS FIELD RENOVATION AT MONTAGUE PARK WITH INTEGRATED STRUCTURAL SERVICES, INC. WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY FORTY-TWO THOUSAND ONE HUNDRED FIFTY-FOUR AND 79/100 DOLLARS (\$42,154.79z), FOR A REVISED CONTRACT AMOUNT OF ONE HUNDRED EIGHTY-NINE THOUSAND SEVEN HUNDRED NINETY-TWO AND 14/100 DOLLARS (\$189,792.14)

was adopted; Councilwoman Scott voted "no".

AGREEMENT

On motion of Councilwoman Scott, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH SENSYS AMERICA, INC. FOR AUTOMATED TRAFFIC INFRACTION DETECTION AND ENFORCEMENT
was adopted.

GRANT

On motion of Councilman Murphy, seconded by Councilman Gilbert,
A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND, IF APPROVED, ACCEPT A GRANT FROM SAFE KIDS USA FOR ENVIRONMENTAL MODIFICATIONS TO IMPROVE CONDITIONS FOR CHILD PEDESTRIANS AROUND BATTLE ACADEMY, ORCHARD KNOB ELEMENTARY, CARVER RECREATION CENTER, EAST CHATTANOOGA RECREATION CENTER, AND AVONDALE RECREATION CENTER IN THE AMOUNT OF SIXTEEN THOUSAND THREE HUNDRED DOLLARS (\$16,300.00)
was adopted.

GRANT

On motion of Councilwoman Scott, seconded by Councilman Murphy,
A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A CLEAN TENNESSEE ENERGY GRANT UNDER THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) FOR USE TO INSTALL NEW EXHAUST SYSTEMS IN OLDER FIRE STATIONS, CITY FUNDS WILL HAVE A TWENTY (20%) PERCENT MATCH OF FORTY-NINE THOUSAND FOUR HUNDRED SIXTY-NINE DOLLARS (\$49,469.00), FOR A TOTAL PROJECT COST IN THE AMOUNT OF TWO HUNDRED FORTY-SEVEN THOUSAND THREE HUNDRED FORTY-FIVE DOLLARS (\$247,345.00)
was adopted.

EXPRESSION OF SUPPORT

Councilman Murphy made the initial motion to approve this Resolution however the motion failed for lack of a second.

EXPRESSION OF SUPPORT (Continued)

Councilman McGary made the motion to defer the Resolution one week noting there was a fruitful discussion concerning the Friends of Festival and the M. L. Merchants Association; that it is his belief this Resolution is a little “ripe” at the present point; that there are basic questions that this Council has posed to the Friends of Festival and Merchants Association that we have not received answers to. **Councilman Benson seconded the motion.**

Councilman Murphy stated he could not address this during the committee meeting, but if we are addressing our sentiment, basically our encouragement, he does not see any reason to wait; that we did find there are very real issues that may or may not come to fruition and if they do not we are not going to have a Strut. He stated it is not the parties who are going to be trying to make it happens’ fault, but it just may be that it is not possible to get the technical aspect, particularly liability insurance, in time. He stated since we are expressing our sentiment, our feelings, we should go ahead and express them.

Councilman McGary expressed understanding and agreement of Councilman Murphy’s point and explained the motion requested is a courtesy to all Council members that every Resolution or Ordinance on the agenda is hopefully to have unanimous consent in the event we do not get a simple majority. He stated there are basic questions Council members have concerning this matter and out of courtesy to them he does not see any harm in deferring it one week to get basic questions answered.

Councilman Murphy stated Councilman McGary convinced him!

Councilman Benson called for the question at this point.

On motion of Councilman McGary, seconded by Councilman Benson,
**A RESOLUTION EXPRESSING THE SENTIMENT OF THE CHATTANOOGA
CITY COUNCIL SUPPORTING THE M.L. KING MERCHANT ASSOCIATION
AND OTHER COMMUNITY MEMBERS WHO DESIRE TO CONTINUE THE
STRUT ON M.L. KING BOULEVARD AND TO REQUEST THE SUPPORT OF
THE POLICE DEPARTMENT AND OTHER CONCERNED INDIVIDUALS**
was deferred one week.

OVERTIME

Overtime for the week ending April 5, 2012 totaled \$35,338.34.

PERSONNEL

The following personnel matters were reported for the various departments:

PAYROLL DIVISION:

- **KIMBERLY MOORE** – Hire, Payroll Assistant, Range 7, \$24,306.00 annually, effective March 30, 2012.

PUBLIC WORKS DEPARTMENT:

- **JAMES D. BOYNTON** – Resignation, Plant Operator 2, Waste Resources, effective April 4, 2012.

CHATTANOOGA POLICE DEPARTMENT:

- **WORLIE JOHNSON** – Military leave (approximately 25 weeks), Police Officer, effective April 2, 2012.
- **ALICE TURNER** – Hire, Administrative Support Assistant 1, \$22,350.00 annually, effective April 4, 2012.

DONATION

Admin. Zehnder duly reported the donation of \$50 for the city-wide Easter Egg Hunt from WalMart on Cummings Highway.

HOTEL PERMITS

, the following hotel permits were approved:

- **BLUFF VIEW INN-MARTIN HOUSE** – 412 East Second Street, Chattanooga, TN
- **BLUFF VIEW INN-MACLELLAN HOUSE** – 412 East Second Street, Chattanooga, TN
- **BLUFF VIEW INN-T.C. THOMPSON HOUSE** – 212 High Street, Chattanooga, TN

HOTEL PERMITS (Continued)

- **COURTYARD BY MARRIOTT CHATTANOOGA** – 200 Chestnut Street, Chattanooga, TN
- **EXTENDED STAY AMERICA #125 – 6240 Air Park Drive**, Chattanooga, TN
- **FAIRFIELD INN** – 2350 Shallowford Village Drive, Chattanooga, TN
- **LLBJ-CHATTANOOGA LLC, d/b/a/ HAMILTON INN** – 6860 Lee Highway, Chattanooga, TN
- **HILTON GARDEN INN** – 2343 Shallowford village, Chattanooga, TN
- **KNIGHTS INN** – 3655 Cunnings Highway, Chattanooga, TN
- **MAINSTAY SUITES** – 7030 Amin Drive, Chattanooga, TN
- **RESIDENTS INN BY MARRIOTT** – 215 Chestnut Street, Chattanooga, TN
- **STAYBRIDGE SUITES** – 7015 Shallowford Road, Chattanooga, TN

LIQUOR LICENSE

Admin. Madison reported the request for a liquor store license application to purchase Jax Liquor Store at 216 Market Street on behalf of three brothers, Jasmin, Jiten and Punit Patel. The application was distributed to Council members for five signatures.

PURCHASES

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

CHATTANOOGA POLICE DEPARTMENT:

GULF STATES DISTRIBUTORS (Best complete bid)
R55680/301784

PURCHASES (Continued)

Purchase of X26 Tasers and Holsters (*Craig's Firearms Supply submitted a lower bid; however, they failed to bid all items. Phazzer Electronics submitted a lower bid; however, their device is not compatible with the X26 Taser that is currently in use by the Police Department. This award to Gulf States Distributors will allow for equipment standardization and interoperability within the Police Department.*)

\$63,075.00

PUBLIC WORKS DEPARTMENT:

BONNELL INDUSTRIES, INC. (Lowest bid)

R55082

Purchase of Sand and Salt Spreader

\$13,549.00

REFLECTIVE APPAREL FACTORY (Lowest complete bid)

R53819

Blanket contract or High-Visibility Work Clothing

\$25,000.00 – Annual estimation

EVANS LUMBER COMPANY (Lower complete bid)

R54193

Blanket Contract for Lumber

\$12,000.00 – Annual estimation

ROLL-AID INDUSTRIAL SUPPLY (Lowest complete bid)

R55637

Blanket Contract for Chainsaw Parts

\$17,000.00 – Annual estimation

PURCHASES (Continued)

MOTOROLA SOLUTIONS, INC. (State Contract)

R57121

Purchase of Handheld Radios per State Contract No. 420-26028

\$15,012.50

POWERPOINT PRESENTATION: SUMMARY OF COUNCIL RULES

Councilwoman Scott stated she wanted to make a suggestion regarding the use of the overhead screen, noting that the Council has the general summary rules for presentations and time limits that could be put on the projector and let that "roll" thirty minutes before Council meeting begins because we have a lot of guests that come in waiting for the meeting to start and would give them a few of the "housekeeping rules" ahead of time to be aware of that might be helpful for them to know.

Chairman Ladd stated that had come as a suggestion prior from someone else and she was almost completed with that; that it is exactly what they had anticipated doing with PowerPoint.

COMMITTEES

Councilwoman Scott stated within the last couple weeks the Council has requested an educational session on safety with regard to personnel and she has been trying to think about how we might do that and who would be the most "on point" to answer the questions Council members would have. She requested the Council send her whatever questions or concerns they may have and allow her to take them to figure out who might be the best resource to respond and then give direction as to the speakers and resources needed for the educational session. She asked that the questions and concerns be sent to her before next Tuesday.

COMMITTEES (Continued)

Councilman Murphy scheduled a meeting of the **Legal and Legislative Committee for Tuesday, April 17** to take up the concept of turning over parking enforcement to CARTA; that we will be briefed on the background agreements

Councilman Benson scheduled a meeting of the **Economic Development Committee for Tuesday, April 17 immediately following Legal and Legislative.**

ADJOURNMENT

Chairman Ladd adjourned the meeting of the Chattanooga Council until Tuesday, April 17, 2012 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)**