

City Council Building
Chattanooga, Tennessee
August 7, 2007
6:00 p.m.

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

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Councilman Benson gave invocation.

MINUTE APPROVAL

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

2007-2008 BUDGET

Councilmen Rico and Rutherford made the motion and second to substitute the amendments to this Ordinance; the motion carried with **Councilman Benson voting "no"**.

On motion of Councilwoman Rutherford, seconded by Councilwoman Bennett,
AN ORDINANCE, HEREINAFTER ALSO KNOWN AS "THE FISCAL YEAR 2007-2008 BUDGET ORDINANCE", TO PROVIDE REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 2007 AND ENDING JUNE 30, 2008, AND APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; PROVIDING FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES

passed second and final reading and was signed in open meeting; **on roll call vote:**

2007-2008 BUDGET (Continued)

Bennett	"Yes"
Benson	"No"
Franklin	"No"
Pierce	"No"
Rico	"Yes"
Robinson	"Yes"
Rutherford	"Yes"
Page	"Yes"

REZONING

2007-056: Frederick Metzger

Councilwoman Rutherford stated that a neighborhood plan is in the process of being developed; that it was hoped it would go before Planning at their August 13 meeting, however it will not until September. She stated the ordinance should be delayed until the second Tuesday in October (October 9).

On motion of Councilwoman Rutherford, seconded by Councilman Rico,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 5933 FISK AVENUE, MORE PARTICULARLY
DESCRIBED HEREIN, FROM R-1 RESIDENTIAL ZONE TO C-2
CONVENIENCE COMMERCIAL ZONE, SUBJECT TO CERTAIN
CONDITIONS**

was deferred until October 9, 2007.

CLOSE AND ABANDON

MR-2006-220: William H. Ring and John McDonald

Councilwoman Bennett thanked Mr. Ring for meeting with the neighborhood association. She stated the neighborhood voted to support the request.

CLOSE AND ABANDON (Continued)

On motion of Councilman Rico, seconded by Councilwoman Bennett,
**AN ORDINANCE CLOSING AND ABANDONING THE UNOPENED 1000
BLOCK OF WAVERY STREET, MORE PARTICULARLY DESCRIBED HEREIN
AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART
HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**
passed first reading.

AMEND GREENWAY MASTER PLAN

On motion of Councilwoman Rutherford, seconded by Councilman Franklin
**A RESOLUTION TO AMEND THE CITY'S GREENWAY MASTER PLAN TO
INCLUDE THE PROPOSED CORRIDOR(S) WITHIN THE EAST BRAINERD
COMMUNITY, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE
A PART HEREOF BY REFERENCE**
was adopted.

IN-KIND CONTRIBUTION

On motion of Councilman Franklin, seconded by Councilwoman Rutherford,
**A RESOLUTION AUTHORIZING ACCEPTANCE OF AN IN-KIND
CONTRIBUTION FROM NETALLIANT TECHNOLOGIES, LLC EQUIVALENT
TO \$5,000.00 IN INFORMATION TECHNOLOGY SERVICES TO THE
DEPARTMENT OF EDUCATION, ARTS & CULTURE AS PART OF
"CONNECTING THE DOTS WITH TECHNOLOGY" TO HELP IMPROVE
TECHNICAL LITERACY AND PROVIDE POSITIVE ALTERNATIVES TO
GANG VIOLENCE AND LOW SELF-ESTEEM**
was adopted.

MORATORIUM

On motion of Councilwoman Robinson, seconded by Councilwoman Bennett,
**A RESOLUTION DECLARING A MORATORIUM ON SELECTED REZONING
REQUESTS IN AN AREA HEREIN BELOW DESCRIBED THROUGH
SEPTEMBER 30, 2007**
was adopted; Councilwoman Rutherford voted "no".

MORATORIUM

Councilwoman Bennett recognized neighborhood persons present in support of this request and asked that they stand.

Councilwoman Robinson thanked the residents for attending the meeting and expressed appreciation to them, noting that they are needed!

On motion of Councilwoman Robinson, seconded by Councilwoman Bennett,
A RESOLUTION DECLARING A MORATORIUM ON ISSUING OF NEW BUILDING PERMITS EXCEPT FOR SINGLE-FAMILY DETACHED RESIDENTIAL STRUCTURES IN AN AREA HEREIN BELOW DESCRIBED THROUGH SEPTEMBER 30, 2007

was adopted; Councilmen Franklin, Rico and Rutherford voted "no".

ACCEPT GRANTS

On motion of Councilwoman Rutherford, seconded by Councilwoman Bennett,
A RESOLUTION AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO ACCEPT GRANTS FROM THE BENWOOD FOUNDATION AND THE LYNDBURST FOUNDATION IN THE AMOUNT OF TWENTY-FOUR THOUSAND FIVE HUNDRED DOLLARS (\$24,500.00) EACH, FOR A TOTAL AMOUNT OF FORTY-NINE THOUSAND DOLLARS (\$49,000.00), TO SUPPORT THE ADMINISTRATIVE COSTS OF THE CHATTANOOGA PUBLIC ART PROGRAM

was adopted.

CONTRACT

Chairman Page noted that this Resolution was added pursuant to today's meeting of the Public Works Committee.

On motion of Councilwoman Rutherford, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT NO. E-07-005-201, STREET RESURFACING, TO HIGHWAYS, INC. IN THE AMOUNT OF EIGHT HUNDRED FORTY-EIGHT THOUSAND DOLLARS (\$848,000.00), PLUS A CONTINGENCY AMOUNT OF FORTY-TWO THOUSAND FOUR HUNDRED DOLLARS (\$42,400.00), FOR A TOTAL AMOUNT NOT TO EXCEED EIGHT HUNDRED NINETY THOUSAND FOUR HUNDRED DOLLARS (\$890,400.00)

was adopted.

OVERTIME

Overtime for the week ending August 3, 2007 totaled \$75,702.42.

PERSONNEL

The following personnel matters were reported for the various departments:

PUBLIC WORKS DEPARTMENT:

- **TORREY D. HICKS** – Suspension (2 days without pay), Crew Worker, City Wide Services, effective August 2-6, 2007.
- **LYDIA JOHNSON** – Resignation, GIS Specialist, Engineering, effective July 26, 2007.
- **WILLIAM T. ROBINSON, JR.** – Hire, Crew Worker, Traffic, Pay Grade 3/Step 1, \$20,650.00 annually, effective July 30, 2007.

CHATTANOOGA POLICE DEPARTMENT:

- **MARONICA GIBSON** – Resignation, Communications Officer, effective July 29, 2007.
- **TONNETTE D. SAUNDERS** – Hire, Communications Officer, Pay Grade 11/Step 1, \$28,010.00 annually, effective August 3, 2007.
- **RUSHA LANSDEN** – Re-Hire, Communications Officer, Pay Grade 11/Step 1, \$28,010.00 annually, effective August 3, 2007.
- **BLAKE V. MARTIN** – Resignation, Police Officer, effective August 6, 2007.
- **JOHN RIDDLE, MICHELLE N. MANCE** – Resignation, Police Officer, effective August 1, 2007.
- **JOANN CRAIGHEAD** – Hire, Police Records Clerk, Pay Grade 5/Step 1, \$20,650.00 annually, effective July 30, 2007.

CHATTANOOGA FIRE DEPARTMENT:

- **ERIC GORDON** – Return from Family Medical Leave, Firefighter, effective August 3, 2007.

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilwoman Bennett the following purchase was approved for use by the Parks and Recreation Department:

BOBBY FRYAR TRUCKING (Lowest and best bid)
R0099903/B0004351

White Ball Field Sand

\$17.50 per ton

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Rico, the following purchase was approved for use by the Public Works Department:

PATTERSON PUMP CO. (Sole source)
R0101490/B0004396

Pump Impeller Housing per TCA 6-56-304.2

\$34,650.00

PURCHASE

On motion of Councilman Franklin, seconded by Councilwoman Robinson, the following purchase was approved for use by the Chattanooga Fire Department:

MUNICIPAL EMERGENCY SERVICES (Lower and better bid)
R101058/B0004347

Compressor Maintenance

\$1600.86

HOTEL PERMITS

On motion of Councilman Franklin, seconded by Councilwoman Robinson, the following hotel permits were approved:

BAYMONT INN & SUITES – 3540 Cummings Highway, Chattanooga, TN

CHATTANOOGA MARRIOTT – Two Carter Plaza, Chattanooga, TN

COMFORT INN & SUITES – 117 Parker Lane, Chattanooga, TN

HAMPTON INN – 2420 Williams Street, Chattanooga, TN

KING’S LODGE – 2400 Westside Drive, Chattanooga, TN

KINGS LODGE (2006 Inspection) – 2400 Westside Drive, Chattanooga, TN

QUALITY INN – 3109 Parker Lane, Chattanooga, TN 37419

RAMADA INN – 30 Birmingham Highway, Chattanooga, TN

SHERATON READ HOUSE – 827 Broad Street, Chattanooga, TN

PURCHASE

On motion of Councilwoman Rutherford, seconded by Councilman Franklin, the following purchase was approved for use by the Chattanooga Police Department:

COBHAM TRACKING AND LOCATING (Single source)

R0101133

GPA Equipment Upgrade per TCA 6-56-304.6

\$25,865.00

REFUND

On motion of Councilwoman Robinson, seconded by Councilwoman Rutherford, the Administrator of Finance was authorized to issue the following refund of gross receipts tax:

REFUND (Continued)

COMPUTER HORIZONS CORP. -- \$2,459.99

BOARD APPOINTMENT

On motion of Councilman Rico, seconded by Councilwoman Rutherford, the following Board appointment was approved:

HISTORIC ZONING BOARD:

- Appointment of **REMO CAPECCHI** for a five year term expiring August 7, 2012.

LIQUOR LICENSE

Adm. Madison reported that a request for a liquor license was received from Douglas S. Hamm for an existing establishment at 5987-B Brainerd Road. She stated the location is in Councilwoman Rutherford's district and a background check has been conducted which reflected "no record". She stated five Council member signatures are required.

COMMITTEES

Councilman Benson scheduled a joint meeting of the **Legal and Legislative and Parks and Recreation Committees for Tuesday, August 14 beginning at 3 p.m.** on an issue germane to both Committees. He stated there are also questions about updating the Taxi Board and other related issues regarding transportation services in the city. He stated that the Council has to move slowly on this; that it is in the hands of the City Attorney to come back with a comprehensive approach that will include all public transportation in our city including taxis, limousines, pedicabs, segways and so forth, new innovative ways of charging for moving visitors through our town and other places. He stated the matter will not be ready for four or more weeks which will include reorganization of the Taxi/Transportation Board. He stated in the meantime, the Council will let the matter rest for the time being.

ADJOURNMENT

Chairman Page adjourned the meeting of the Chattanooga Council until Tuesday, August 14, 2007 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)**