

**City Council Building
Chattanooga, Tennessee
April 8, 2008
6:00 p.m.**

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

PLEDGE OF ALLEGIANCE/INVOCATION

Following the Pledge of Allegiance, Councilman Franklin gave invocation.

MINUTE APPROVAL

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

SPECIAL PRESENTATION: MRS. MABEL SCRUGGS

Mayor Littlefield, along with Councilwoman Robinson, asked Booker T. Scruggs, II to escort his mother, Mabel Scruggs to the podium. He stated it is a great honor to express the city's appreciation for 99 years of service to humanity. He read the foregoing certificate, which has been spread upon the minutes:

In Appreciation

for outstanding contributions to the

City of Chattanooga

this certificate is presented to

Mrs. Mabel Humphrey Scruggs

SPECIAL PRESENTATION: MRS. MABEL SCRUGGS
(Continued)

In recognition of her 99th Birthday Celebration

*In admiration of 99 years of loyal and dedicated service to the
City of Chattanooga and her family, and*

*Whereas, as a founding member of the local chapter of the Zeta Phi Beta Sorority, Mrs.
Scruggs has proven her commitment to community service by serving as a productive member of
society, and*

Whereas, such deeds deserve public acclaim and recognition,

*Now Therefore, be it resolved by the City of Chattanooga that this
Certificate of Appreciation be conferred.*

Dated this 8th day of April 2008

Ron Littlefield, Mayor

Councilwoman Robinson presented the certificate to Mrs. Scruggs at this point and expressed thanks for raising such a fine family in our city. She stated she has known Booker for 32 years when they met as members of the then Adult Education Council and became very good friends. She stated he has produced the longest running public affairs program, "Point of View", in the world. She continued by stating that he often spoke of his family and his fine son, Cameroon, noting how proud he is of him. She stated it is a real pleasure to have Mrs. Scruggs here this evening and thanked her for coming to receive the certificate and letting us give her a hug!

Mrs. Scruggs expressed thanks to everyone and stated that she would not have thought this would have ever happened to her, and again expressed thanks.

At this point, Mayor Littlefield asked those in attendance in support of Mrs. Scruggs to stand. He presented her with a commemorative plate and lapel pin, both bearing the Official Seal of the city. (Mrs. Scruggs received a standing ovation at this time.)

Councilman Pierce acknowledged that Mrs. Scruggs lives in District 9 and wished her many more birthdays!

On behalf of the Council, Chairman Page expressed thanks to Mrs. Scruggs for her years of help and service to the community.

ROW NAME CHANGE

Councilman Benson stated there a large number of people have been working to seek a compromise today and have been present since 3 p.m. He noted County Commissioner Larry Henry's presence and noted that he has another meeting to attend. He **made the motion to move Ordinance (c) forward on the agenda; Councilwoman Gaines seconded the motion; the motion carried.**

2008-035: City of Chattanooga c/o Bill Payne, City Engineer

Pursuant to notice of public hearing, the request of the City of Chattanooga to change the right-of-way name of the 100 block of South Crest Road to the 3100 and 3200 blocks of South Crest Place came on to be heard.

On motion of Councilwoman Gaines, seconded by Councilman Pierce,
**AN ORDINANCE TO CHANGE THE RIGHT-OF-WAY NAME OF THE 100
BLOCK OF SOUTH CREST ROAD TO THE 3100 AND 3200 BLOCKS OF
SOUTH CREST PLACE, MORE PARTICULARLY DESCRIBED HEREIN AND
AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART
HEREOF BY REFERENCE**

passed first reading.

APPROPRIATION

On motion of Councilman Rico, seconded by Councilwoman Gaines,
**AN ORDINANCE APPROPRIATING ONE THOUSAND FIVE HUNDRED
DOLLARS (\$1,500.00) FROM THE GENERAL FUND TO "A NIGHT TO
REMEMBER," A NON-PROFIT ORGANIZATION, AS A SPONSORSHIP FOR
ITS 21ST ANNIVERSARY**

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

ROW NAME CHANGE

2008-002: City of Chattanooga c/o Bill Payne, City Engineer

Pursuant to notice of public hearing, the request of the City of Chattanooga to change the right-of-way name of the 1200 block of Gifford Street to the 1200 Block of Prayer Lane came on to be heard.

The applicant was present; there was no opposition in attendance.

RIGHT OF WAY NAME CHANGE (Continued)

On motion of Councilman Rico, seconded by Councilwoman Gaines,
**AN ORDINANCE TO CHANGE THE RIGHT-OF-WAY NAME OF THE 1200
BLOCK OF GIFFORD STREET TO THE 1200 BLOCK OF PRAYER LANE,
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE
MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE**
passed first reading.

REZONING

2008-033: David L. Gardner

Pursuant to notice of public hearing, the request of David L. Gardner to rezone a tract of land located in the 400 block of Jersey Pike came on to be heard.

The applicant was present; opposition was in attendance.

Greg Haynes, Director of Development Services with the Regional Planning Agency (RPA), stated that the request is for office and warehouse space. The site plan was shown and it was noted this request is located near the Lake Hills neighborhood and north of Bonny Oaks and Highway 58 and is in close proximity to properties on Brentwood Drive and other residences. He stated the Highway 58 Plan recommends residential for the area and with the surrounding uses it is unlikely someone would develop it as residential; that duplexes could be allowed; other M-2 in the Bonny Oaks area includes the industrial park. He stated Planning recommends approval of the M-2 just for the parcel to the south with eight conditions but denial of the M-2 for the upper R-1 property.

David Gardner of 400 Broadcreek Court stated that he asked for the rezoning change primarily for the need for warehousing. He stated there is a commercial park across the street that is similar to what he wants to build noting that it will not be a typical structure and will not be just a plain warehouse. He stated all the construction thus far has a façade on the front appearance; that his building would be more residential in nature than just the typical metal building. He stated that it is his thought this is a fantastic project that will serve the needs of a lot of small businesses located logistically in the centermost part of Chattanooga; that there is great demand for this type of building in this area, especially with Enterprise South Industrial Park. He stated even small business owners deserve an opportunity to have affordable office and warehouse space.

REZONING (Continued)

Nathalie Strickland of Brentwood Drive in Lake Hills spoke in opposition to the request. She stated that residents of her neighborhood went before RPA in February to oppose the rezoning of this property and the Planning Commission tabled a decision so the neighborhood could meet with the applicant and other stakeholders. She stated their concerns were not alleviated and they again voiced opposition at a March 10 meeting where the Planning Commission voted for the change to M-2. She stated the RPA Staff's recommendation did not support the M-2 designation and it was unclear (to them) why it was passed. She stated today as the Council votes on the future of their neighborhood she wanted to share their concerns and asked that the Council deny a zoning change.

Ms. Strickland stated the first issue is that of spot zoning; that the site map shows the property is currently zoned R-1 and R-2. She stated she recently contacted the City Attorney's Office and was referred to RPA for an official definition of spot zoning and was told an official definition does not exist and it is not illegal. She stated the State of Tennessee Court of Appeals defines spot zoning in a case overturned in February, 2007, Rick Phillips vs. TDOT which indicates "*spot zoning is a process of singling out small parcels of land for use classification totally different from that of surrounding areas for the benefit of the owner of such property and the detriment of other owners and as such is the antithesis of planned zoning*". She stated rezoning the property to M-2 would amount to spot zoning. She stated that the Supreme Court further explained the law is well settled on spot zoning and ordinances are invalid on general grounds that do not bear substantial relation with public health, safety and general welfare. She stated it is universally held that a spot zoning ordinance which singles out parcels of land and marked off into separate districts is invalid if not in accordance with the zone. She stated that she would like to point out that rezoning this property would be in direct opposition to the Highway 58 Plan that was developed and rezoning the property M-2 or O-1 would be against the protecting character of the existing neighborhoods.

Ms. Strickland stated another issue is speculative zoning and the minutes of June 12, 2007 were referenced wherein speculative zoning was discussed. She stated James Cunningham owns the property and Mr. Gardner does not, nor does he have contracts for tenants he proposes to build for. She stated the uses have changed from meeting-to-meeting and an explanation for the use has changed from the time of their neighborhood meeting and the Planning meeting days later. She stated they were presented a design with a façade and the enhancement was not in keeping with the neighborhood.

REZONING (Continued)

Ms. Strickland stated there is no doubt a business of this nature would make it very difficult for nearby residents to sell their homes and will lower property values. She stated the property is higher in elevation than the residential area; that a Class A buffer has been recommended and the back of the building would be close to the property lines, too close for a comfortable distance from residences. She stated they are concerned about water runoff which is already prone to flooding; that a retention pond is required and would be located off the cul-de-sac where children play, which creates a safety issue and would be a breeding ground for insects. She stated there is more than adequate suitably zoned vacant property in the immediate vicinity and pointed out a glut of available property zoned for office use. She stated voting approval of this application would set a precedent for other property in the area and would tear apart the fabric of the neighborhood. She asked consideration due to this request being a spot zone with speculative zoning. She stated there could be legal implications and asked that a copy of her presentation be added to the minutes of the meeting. **(Ms. Strickland did not leave a copy of her statement with the Clerk of Council.)**

Mimi Hooker of the Highway 58 area and President of the Chamber Council for Enterprise Gateway stated she was not speaking for Enterprise Gateway or the Chamber, but on behalf of the residents. She stated she was very curious about what is going on down here when O-1 was recommended and now it is M-2; that she is not sure how much forethought has gone into the request and rezoning issue. She stated the Council members' jobs are not easy and asked that they please consider the residents and children in the neighborhood who use the area for play and other recreational activities. She expressed thanks for their time and asked that the M-2 proposal be denied.

David Gardner complimented the person speaking in opposition for a well planned speech and stated that a few things were presented that are not exactly factual. He stated this is not a spot zone as there is M-2 in the area; that the entire Bonny Oaks Industrial Park is literally a softball toss across the street. He stated M-1 property is no more than 150 yards away as well as at the corner; that this is not spot or speculative zoning. He stated as far as the building sitting up higher and the residents not being comfortable, the landscape ordinance for this zoning would accommodate this property; that there would be a 30 foot landscape buffer and other things and there is a mound of trees between the residents and the proposed building site with 35 years of pine trees and growth underneath. He stated he does have specific tenants in mind and nothing has changed from the first time it was presented and what he is saying now.

REZONING (Continued)

Mr. Gardner stated the specific tenants are to find service companies for small distributors and operating hours would be between 8 a.m. – 6 p.m. Monday through Saturday. He stated there would be no manufacturing or fabrication businesses, just small service companies such as plumbers and electricians. He stated the Highway 58 Land Use Plan is a guide and not something that is set in stone.

At this point Chairman Page declared the public hearing closed.

Councilman Benson stated that this request is located in Councilman Franklin's district and the two of them have talked and agree. He stated so much was referred to about Planning and there is some misunderstanding. He stated Planning is a recommending body and the Council makes legislative decisions up or down on rezoning. He stated the reason it came out of Planning this way is they were able to extract a lot of qualifying conditions and those conditions helped minimize any negative impact in case the Council decided to approve the change; that it is coming out better than it went in. He stated as far as Mr. Gardner is concerned he is a good corporate citizen and he (Benson) knows what he has done on the interstate beautification free of charge on I-75. He stated that he told him from the very beginning that a land use plan is in place and the Council does not change land use plans unless it goes back to RPA or the neighborhood. He stated when the matter came to Planning there were no more than four-or-five neighbors who spoke up and what worried Planning is what happens to what is presently zoned versus what Mr. Gardner was presenting with the conditions. He stated sometimes when the neighborhood does not get involved and are not knowledgeable on the situation we have to do what is thought best, because the way it is presently zoned, six houses can be put in there. He stated that he told Mr. Gardner he would have to vote against this tonight because the neighborhood has been educated now and he did not feel that way at Planning.

Councilwoman Robinson asked the City Attorney if it is permissible for someone other than the owner to make a request for rezoning.

Councilman Benson stated that the owner can give approval.

City Attorney Nelson stated that he would take the question under advisement.

Mr. Haynes clarified when a person makes application if they are not the owner they have to get the owner's signature (on the application). He stated they sometimes ask for a letter from the owner giving permission.

REZONING (Continued)

Councilman Franklin stated that he and Councilman Page have been involved in the land use plan as well as the Highway 58 Plan from its inception and are very much aware of what has been proposed and things that can go in certain areas. He stated the Jersey Pike and Bonny Oak Road areas are unique and most sites abut up to residential except on the side where there are industrial areas and some manufacturing. He stated there are two-to-three different zones surrounding this property and most significant to the Council depending upon the circumstance is the protection of residential as it abuts to commercial and manufacturing; that the Council has consistently been supportive of that. He stated certainly this is good property and Mr. Gardner has done a good job as it relates to developing property and has no doubt he can develop this property pretty well, but it does present itself with particular problems.

Councilman Franklin stated as it came through Planning, their job was to make sure without the appearance of opposition there are conditions in place in case the community and others decide to go another way and certainly with the R-2 zoning there could be duplexes. He stated that being the case, it comes down to whether there would be an office or duplex and which would have the most adverse effect on the neighborhood. He stated this property sits ten-to-fifteen feet above the neighborhood and has a high concentration on the backside of long time residents and families. He stated as we go forward two things stand out – property value and safety, then one other as it relates to the land use and what the process has been. He stated at this point, it is his thought the Lake Hills Association and residents should take precedence over anything that would adversely affect them. He again stated that he knows Mr. Gardner will do a great job, however this may not be best suited for this area. He stated they have talked on several occasions and his (Franklin's) job is to balance what is best for the community at-large. He stated his recommendation is for denial of the zoning and to try to stay within the land use and Highway 58 Plan to keep the "best foot forward" for the community.

On motion of Councilman Franklin, seconded by Councilwoman Gaines,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED IN THE 4400 BLOCK OF JERSEY PIKE, MORE
PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP
ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, FROM
R-2 RESIDENTIAL ZONE TO M-2 LIGHT INDUSTRIAL ZONE, SUBJECT TO
CERTAIN CONDITIONS**

was denied.

ROW NAME CHANGE

2008-045: City of Chattanooga c/o Bill Payne, City Engineer

Pursuant to notice of public hearing, the request of the City of Chattanooga to change the right-of-way name of an unnamed alley located on the east line of Adams Street to Quincy Alley and an unnamed alley located on the west line of Jefferson Street to Zachary Alley came on to be heard.

Councilman Pierce inquired as to the significance in naming alleys.

Adm. Leach stated that this was requested by the applicant who is redeveloping the block with interior addresses to allow for delivery of services.

Councilman Benson stated that this Council adopted a policy a few years back that we would not name anything after someone who is still living.

Councilman Rico stated that the names are those of dead Presidents.

Councilman Pierce stated this is the first time to his knowledge that an alley has been named.

Adm. Leach stated that this will occur again, speaking in reference to a development that will front on the alleys; that it will not just be an alley for access as there will actually be homes, offices and retail shops fronting on them.

Councilman Rico stated that the matter was discussed in Public Works Committee and approval is recommended. He noted that all the other streets surrounding this request are named after Presidents, too.

On motion of Councilman Benson, seconded by Councilwoman Bennett,
**AN ORDINANCE TO CHANGE THE RIGHT-OF-WAY NAME OF AN
UNNAMED ALLEY LOCATED ON THE EAST LINE OF ADAMS STREET TO
QUINCY ALLEY AND AN UNNAMED ALLEY LOCATED ON THE WEST LINE
OF JEFFERSON STREET TO ZACHARY ALLEY, MORE PARTICULARLY
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE**

passed first reading.

REZONING

2008-051: Robert Walters

Pursuant to notice of public hearing the request of Robert Walters to rezone a tract of land located at 7333 Shallowford Road came on to be heard.

The applicant was not present.

On motion of Councilman Benson, seconded by Councilwoman Bennett,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 7333 SHALLOWFORD ROAD, MORE PARTICULARLY
DESCRIBED HEREIN AND SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE, FROM O-1 OFFICE ZONE
TO C-2 CONVENIENCE COMMERCIAL ZONE**
was denied.

REZONING

2008-062: Delta Brogdon

Pursuant to notice of public hearing, the request of Delta Brogdon to rezone tracts of land located at 6024 Talladega Avenue and 5945 Shaw Avenue came on to be heard.

The applicant was present.

Mr. Haynes stated that this request for C-2 is for both properties; that each sits on individual lots and the proposed use is for commercial. He stated the assisted living and small engine repair uses have changed since the matter was heard at Planning and the request is for a more specific use which the applicant can explain in more detail. He stated the detail from the land use plan for Shepherd shows medium business and light business mix. An aerial view of the properties was shown by PowerPoint showing the residences to the west adjacent to the property and the existing commercial use across the street. He stated comments from the pre-submittal meeting and the Land Development Office indicate this would work with proper landscaping buffers. He stated the Traffic Engineer recommends access from Shaw Avenue. He stated the Shepherd Neighborhood Community met with them and support the rezoning as long as conditions were placed.

REZONING (Continued)

Mr. Haynes stated the Staff initially recommended only the property off Shaw Avenue being rezoned; however, Planning recommended both being rezoned subject to two conditions: no engine repair shops and vehicle access on Shaw Avenue only. The City Engineer suggested that there not be access from the airport connector.

Judge Walter Williams stated he was speaking on behalf of the Brogdons and the community, noting that the community is in agreement and wanted to make sure the Council understands what the community has said about this. He stated the Brogdons did meet with him and asked that he speak for them and the community. He stated if the Council is amenable to rezoning to C-2 the community wants to make sure there are strict landscape requirements and buffers between the proposed C-2 and the residential area and also want to make sure there was an agreement that the smaller building on Talladega is shifted so it would front on Shepherd Road; that the entrance would go from Shepherd on the airport connect and will not be from Talladega whatsoever. He stated there would be no small engine repair at all and the applicant must be specific as to the use so there would not be any small engine repairs. He stated the community had no objection to access from Shepherd Road and understands the Traffic Engineer objects and wants entrance from Shaw Avenue. He stated if the entrance is from Shaw Avenue there should be a proper driveway maintained from Shaw Avenue all the way across the property. He stated that he wanted to stress that all requirements of the city regarding landscaping and any other requirements the city imposes must be met. He stated the smaller building would have to have frontage that would not face Talladega as it is presently facing; that the building would be shifted or do whatever so there would be no frontage from the airport connector.

At this point Chairman Page declared the public hearing closed.

Councilwoman Berz thanked Judge Williams and noted that she had received a number of telephone calls. She asked the applicants if what Judge Williams talked about is what they are in full agreement with.

Frank Brogdon spoke for himself and his brother, Delta Brogdon, and responded "yes", what Judge Williams said was exactly what was discussed in the meeting with the community.

Councilwoman Berz stated that she wanted to hear from the other folks in the neighborhood.

REZONING (Continued)

Malcolm Walker of 6312 Atlanta Avenue and President of the Shepherd Community Council stated that he was trying to be quiet and let the voice of the majority be heard. He stated he was out of the country when it was decided the Community Council would be supportive of the package totally. He stated there was a meeting and knew this was coming about; that he asked a member of the Planning Staff to inform Judge Williams of what the Staff's recommendation would be however he (Williams) did not get the call nor the information. He stated as they were meeting they were coming up with plans for what must be in place if the Council decided to approve both properties for C-2. He stated that he had no problem, none of them at all, with the Shaw Avenue property because the land use plan recently approved suggested that property should be commercial. He stated that he personally was concerned about the Talladega property because it does infringe into developed areas of the community where the land use plan indicates should remain residential. He reiterated that he was trying to be quiet; that there was a meeting in his absence and he wanted to go along with the majority and that was the thinking.

Councilwoman Berz stated that she is committed to what the neighborhood wants and has no problem either way. She stated the problem is that she is receiving two messages and would like to do what the neighborhood wants to happen. She stated if a full agreement is made that would be great, if it comes to an agreement relative to one pierce versus the other – she wants a clear message.

Amelia Williams of 6205 Talladega stated that she lives on the other end of this Talladega property. She stated there were two meetings; that one was when Malcolm asked some of us to meet with the Brogdons to see if all could come together. She stated at that meeting it is her thought she was the one out of line with the rest because she has concerns about this being commercial and does not think it is necessary to go into the neighborhood, which has been her disagreement all along. She stated that she does not want to be different from anyone else; that she really feels this is infringing into the neighborhood when someone starts encroaching farther than allowed. She stated that she feels the same as Malcolm.

Chairman Page expressed whether the matter should be deferred or whether Councilwoman Berz would want to take time to meet with those concerned in the hall.

Councilman Franklin stated that he wanted to hear the rest of what Judge Williams has to say.

REZONING (Continued)

Judge Williams stated there is no problem relative to a larger structure; that the property is being rezoned to C-2 and there is no problem at all.

Councilwoman Berz inquired as to Shaw Avenue.

Judge Williams responded "there is no 'stripe' there at all"; that the "stripe" if there is one at all is Talladega. He stated the agreement from the Community Council is the requirement that the structure be turned to face the airport connector along with required proper landscaping, with the entrance from Shaw Avenue or Shepherd Road, and it seems now to be from Shaw Avenue. He stated there are one or two who have problems with the smaller structure on Talladega; that at the meeting the agreement was for C-2 for both, again noting that he wanted to acknowledge there is some "stripe" against the smaller structure.

George Maffett, Vice President of the Shepherd Community Council, stated he was in charge of the meeting when the President was out; that Malcolm asked him to carry it on. He stated he and Malcolm discussed what was going on and, he is right, the message was not delivered from Mr. Shultz of the Planning Staff. He stated Judge Williams met with them and the Brogdons and everyone in the meeting had a chance to speak and Amelia was there. He stated two people figure they are "on top" and if two people get outvoted, they are outvoted! He stated he would not go against what they have decided and take up Judge Williams' time. He stated Shepherd is not his; that he owns a lot of property, however once he meets with someone he will not get in a room like this and turn his back and thinks it is a shame the community would come down and do such a thing! He stated he is not for this and does not know what they want to do. He stated he is for the recommendation Judge Williams came up here for and if he had something to say he would have said it in the meetings and if a person got voted out they just got voted out! He stated he has been voted out many times and can not have his way as we are in a democracy; that if ten members say "yes" and two say "no", not matter if he were President, that is the majority; that if he were President he would go with the ten representing the "voice of the people".

Councilwoman Bennett stated one thing she is looking at is how the community works through the process; that it is an opportunity for them to decide the conditions attached, which is one of the things she does not see a lot. She stated the only thing she sees is there can not be an engine repair and where the traffic area should be; that the applicant should be specific on how the property would be used and she does not see it listed.

REZONING (Continued)

Councilwoman Bennett stated she would be concerned about, in terms of any rezoning, is if it is close to the neighborhood. She stated the neighborhood should be clear about what kinds of uses are appropriate and compatible with their community.

Councilwoman Berz stated what she is hearing as it relates to Shaw Avenue is there is no argument and what she heard Councilwoman Bennett saying even though there is no objection on the application is very non-specific and very few comments as to regulations. She stated in her mind, Shaw Avenue is not opposed and obviously should be rezoned but with conditions she does not see on the documents before her. She asked Greg Haynes if there can be conditions; that what she has before her are all kinds of possible uses but no specific ones.

Councilman Page stated if the Council desires the matter could be passed on first reading tonight and then have very specific conditions for next week; that the parties could meet with the neighborhood to make sure it is what they want and Atty. Williams can write it up.

Councilwoman Berz stated at least the Shaw portion can be passed on first reading and come back and talk about conditions; that she has no problem either way it goes as there seems to be some sort of discussion that needs to happen. She stated it would be good deferring the whole thing to be specific; that she is a little hesitant to pass anything on first reading as she is getting a whole bunch of different messages. She stated to those in attendance that she wants to hear them in full and suggested that they sit down together. At this point she **made the motion to defer the matter one week** for an opportunity to "get with folks"; **Councilman Pierce seconded the motion.**

On motion of Councilwoman Berz, seconded by Councilman Pierce,

**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF
LAND LOCATED AT 6024 TALLADEGA AVENUE AND 5945 SHAW
AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN
ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY
REFERENCE, FROM R-1 RESIDENTIAL ZONE TO C-2 CONVENIENCE
COMMERCIAL ZONE, SUBJECT TO CERTAIN CONDITIONS**

was tabled one week.

LIFT CONDITIONS

2008-064: Ilya Kyskin (Sixth Project, LLC)

Pursuant to notice of public hearing, the request of Ilya Kyskin to lift conditions imposed in Ordinance no. 11925 (Case No. MR-2006-233) on tracts of land located at 7610 and 7614 Standifer Gap Road came on to be heard.

The applicant was present; there was no opposition.

Councilman Benson stated about thirty-five people from the community met with the applicant and the applicant made every move to try to work this out in cooperation with the community. He stated an effort was made to meet with everyone on all sides, noting that one side was the workhouse and obviously could not meet with them. He stated that the Staff recommends denial of the request.

Mr. Haynes stated initially the Staff recommended denial until a better idea of the full project was known and the Staff is okay with it, now.

On motion of Councilman Benson, seconded by Councilwoman Gaines,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO LIFT CONDITIONS
IMPOSED IN ORDINANCE NO. 11925 (CASE NO. MR-2006-233) ON
TRACTS OF LAND LOCATED AT 7610 AND 7614 STANDIFER GAP ROAD,
MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE
MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE**
passed first reading.

REZONING

2008-065: Ilya Kyskin (Sixth Project, LLC)

Pursuant to notice of public hearing, the request of Ilya Kyskin to rezone tracts of land located in the 7600 block of Standifer Gap Road came on to be heard.

The applicant was present; there was no opposition.

REZONING (Continued)

On motion of Councilman Rico, seconded by Councilwoman Gaines,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE TRACTS OF
LAND LOCATED IN THE 7600 BLOCK OF STANDIFER GAP ROAD, MORE
PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP
ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, FROM
R-1 RESIDENTIAL ZONE TO R-3 RESIDENTIAL ZONE AND O-1 OFFICE
ZONE, SUBJECT TO CERTAIN CONDITIONS**
passed first reading.

REZONING

2008-066: Keither Perry

Pursuant to notice of public hearing, the request of Keither Perry to rezone a tract of land located at 1700 Jefferson Street came on to be heard.

The applicant was present; there was no opposition.

On motion of Councilwoman Robinson, seconded by Councilman Franklin,
**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED,
KNOWN AS THE ZONING ORDINANCE, SO AS TO REZONE A TRACT OF
LAND LOCATED AT 1700 JEFFERSON STREET, MORE PARTICULARLY
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE, FROM R-3 RESIDENTIAL
ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN
CONDITIONS**
passed first reading.

AMEND RESOLUTION 26413

On motion of Councilman Rico, seconded by Councilman Franklin,
**A RESOLUTION TO AMEND RESOLUTION NO. 26413, ENCAPTIONED, "A
RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO
EXECUTE A QUITCLAIM DEED TO RE-CONVEY PROPERTY ON ROSSVILLE
AVENUE, TAX MAP NO. 145M-H-018, TO JOE SLIGER," BY INCLUDING
TAX MAP NOS. 145M-H-008 THROUGH 145M-H-012 AND
AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXECUTE ANY
OTHER NECESSARY DOCUMENTS TO ACCOMPLISH SAID RE-
CONVEYANCE WITHOUT REVERSIONARY LANGUAGE**
was adopted.

PAYMENT AUTHORIZATION

On motion of Councilwoman Robinson, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING PAYMENT TO THE UNITED STATES CONFERENCE OF MAYORS FOR 2008 DUES IN THE AMOUNT OF TWELVE THOUSAND TWO HUNDRED FORTY-TWO DOLLARS (\$12,242.00)
was adopted.

CHANGE ORDER

On motion of Councilwoman Gaines, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) RELATIVE TO CONTRACT NO. S-06-017-201, PRIVATE SANITARY SEWER SERVICE LATERAL REPAIR (SEP), WITH ROTO ROOTER PLUMBING COMPANY, WHICH CHANGE ORDER RELEASES THE CONTRACT CONTINGENCY IN THE AMOUNT OF TWO THOUSAND FIVE HUNDRED TEN DOLLARS (\$2,510.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED TWENTY-FOUR THOUSAND FOUR HUNDRED NINETY DOLLARS (\$24,490.00)
was adopted.

CHANGE ORDER

On motion of Councilman Rico, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) RELATIVE TO CONTRACT NO. S-07-008-201, PRIVATE SANITARY SEWER SERVICE LATERAL REPAIR (SLAP), WITH STREET CUTS, LLC, WHICH CHANGE ORDER RELEASES THE CONTRACT CONTINGENCY IN THE AMOUNT OF THREE THOUSAND DOLLARS (\$3,000.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED TWELVE THOUSAND TWO HUNDRED FIFTY DOLLARS (\$12,250.00)
was adopted.

CHANGE ORDER

On motion of Councilwoman Robinson, seconded by Councilman Rico,
A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) RELATIVE TO CONTRACT NO. S-07-002-201, PRIVATE SANITARY SEWER SERVICE LATERAL REPAIR (SLAP), WITH ROTO ROOTER PLUMBING COMPANY, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY ONE THOUSAND FOUR HUNDRED FIFTY DOLLARS (\$1,450.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED SEVENTEEN THOUSAND NINE HUNDRED FIFTY DOLLARS (\$17,950.00)
was adopted.

TEMPORARY USE

On motion of Councilwoman Robinson, seconded by Councilman Franklin,
A RESOLUTION AUTHORIZING MIKE MOON TO USE TEMPORARILY A PORTION OF PROPERTY LOCATED AT 245 WALNUT STREET TO ERECT A TEMPORARY CONSTRUCTION OFFICE FOR AN ON-SITE PROJECT, AS SHOWN ON THE MAP AND DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS
was adopted.

TEMPORARY USE

On motion of Councilman Rico, seconded by Councilwoman Robinson,
A RESOLUTION AUTHORIZING BRIAN MURPHY TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY AT 409 MARKET STREET TO INSTALL A SIGN THAT WILL PROJECT INTO THE CITY'S RIGHT-OF-WAY, AS SHOWN ON THE DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS
was adopted.

CONTRACT RENEWAL

On motion of Councilman Franklin, seconded by Councilwoman Bennett,
A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO RENEW THE EXISTING CONTRACT WITH HAZLETT, LEWIS & BIETER, CERTIFIED PUBLIC ACCOUNTANTS, TO AUDIT THE BOOKS, RECORDS, AND ACCOUNTS OF ALL FUNDS OF THE CITY OF CHATTANOOGA FOR AN ADDITIONAL TWO (2) YEARS WITH AN AMENDED ESCALATOR OF FOUR PERCENT (4%) FOR FISCAL YEARS 2008, 2009 and 2010, WITH THE FEDERAL AND STATE PROGRAMS AND THE JOINTLY FUNDED AGENCIES PAYING A PRO-RATA SHARE OF THE COST
was adopted.

PRELIMINARY AND FINAL PUD

2008-060: Signature Investments, LLC

On motion of Councilman Benson, seconded by Councilman Franklin,
A RESOLUTION APPROVING A PROPOSED PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT SPECIAL EXCEPTIONS PERMIT FOR A

PRELIMINARY AND FINAL PUD (Continued)

PLANNED UNIT DEVELOPMENT, KNOWN AS ARTISAN PLANNED UNIT DEVELOPMENT, ON TRACTS OF LAND LOCATED AT 8310, 8312, AND 8316 IRIS ROAD, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS

was adopted.

SPECIAL EXCEPTIONS PERMIT

2008-056: Andrew Lancaster

On motion of Councilwoman Gaines, seconded by Councilman Pierce,
A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A DUPLEX IN R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED AT 1413 NORTH ORCHARD KNOB AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

was denied.

SPECIAL EXCEPTIONS PERMIT

2008-057: Andrew Lancaster

On motion of Councilwoman Gaines, seconded by Councilman Pierce,
A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A DUPLEX IN R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED AT 1101 WHEELER AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

was denied.

SPECIAL EXCEPTIONS PERMIT

2008-058: Andrew Lancaster

On motion of Councilwoman Robinson, seconded by Councilman Benson,
A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A DUPLEX IN R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED AT 901 WHEELER AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

was denied.

SPECIAL EXCEPTIONS PERMIT

2008-059: Andrew Lancaster

On motion of Councilwoman Bennett, seconded by Councilman Benson,
**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A
DUPLEX IN R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED AT
1103 WHEELER AVENUE, MORE PARTICULARLY DESCRIBED HEREIN AND
AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART
HEREOF BY REFERENCE**
was denied.

SPECIAL EXCEPTIONS PERMIT

2008-060: Andrew Lancaster

On motion of Councilman Pierce, seconded by Councilwoman Gaines,
**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A
DUPLEX IN A R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED
AT 1409 NORTH ORCHARD KNOB AVENUE, MORE PARTICULARLY
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE**
was denied.

SPECIAL EXCEPTIONS PERMIT

2008-061: Andrew Lancaster

On motion of Councilwoman Gaines, seconded by Councilman Pierce,
**A RESOLUTION APPROVING A SPECIAL EXCEPTIONS PERMIT FOR A
DUPLEX IN R-1 RESIDENTIAL ZONE ON A TRACT OF LAND LOCATED AT
1411 NORTH ORCHARD KNOB AVENUE, MORE PARTICULARLY
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO
AND MADE A PART HEREOF BY REFERENCE**
was denied.

AMEND RESOLUTION 25232

On motion of Councilman Rico, seconded by Councilwoman Robinson,
**A RESOLUTION REQUESTING THE CITY COUNCIL TO AMEND
RESOLUTION NO. 25232 FOR STEIN CONSTRUCTION COMPANY, INC.
RELATIVE TO CONTRACT NO. E-06-006-201, NORTHPOINT BOULEVARD
EXTENSION-PHASE 1, WHICH INCREASES THE AMOUNT OF THE
CONTRACT BY ONE HUNDRED FIFTY THOUSAND DOLLARS**

AMEND ROLUTION 25232 (Continued)

(\$150,000.00) FOR A TOTAL AMOUNT NOT TO EXCEED ONE MILLION
THREE HUNDRED SEVENTY FIVE THOUSAND THREE HUNDRED TWENTY
DOLLARS (\$1,375,320.00)

was adopted.

OVERTIME

Overtime for the week ending April 4, 2008 totaled \$13,884.37.

PERSONNEL

The following departmental personnel matters were reported:

PUBLIC WORKS DEPARTMENT:

- **DONALD M. ARP** – Retirement, Chief Plumbing, Mechanical and Gas Inspector, Land Development, effective April 30, 2008.
- **MICHAEL T. PARDUE** – Promotion, General Supervisor, Sr., Street Maintenance, Pay Grade 16/Step 4, \$39,414.00 annually, effective March 28, 2008.
- **EDWIN T. SPENCE** – Retirement, Crew Worker Senior, City Wide Services, effective April 3, 2008.
- **JASON E. SILVERS** – New Hire, Office Assistant, City Wide Services, Pay Grade 3/Step 1, \$20,650.00 annually, effective April 7, 2008.

PARKS AND RECREATION DEPARTMENT:

- **LEXINE ALEXANDER** – Suspension (17 hours without pay), Recreation Facility Manager, effective April 2-3, 2008.

CHATTANOOGA FIRE DEPARTMENT:

- **CHRIS NEWELL** – Retirement, Lieutenant, effective April 18, 2008.

PERSONNEL (Continued)

- **DENNIS SCHIAVON, SR.** – Family Medical Leave, Facilities Superintendent, effective April 9 – July 2, 2008.

CITY COUNCIL:

- **CAROLYN L. MOORE** – Family Medical Leave, Council Secretary, effective April 1, 2008.

PURCHASES

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

MALZ SALES COMPANY (Best bid)
R0107647/B0004996

Ebara Pump Parts

\$22,874.18

CIVIC ENGINEERING (Single source)
R0108129

Oracle Interface and Maintenance per TCA 6-56-304.2

\$17,180.80

ACCELA, INC. (Single Source)
R0108002

Land Development Software Annual Maintenance Subscription PER TCA 6-56-304.2

\$44,179.00

RECOGNITION FOR JOHN VANWINKLE

Adm. Leach acknowledged that Traffic Engineer John VanWinkle is the recipient of the "John F. Exnicious Government Employee Outstanding Service Award" for 2007, presented at the Southern District Institute of Transportation Engineers' annual meeting on April 1, 2008. He stated that this is only the third time the award has been given to a public employee. He stated that the Public Works Department is proud of him and noted that he has a hard job and works long hours.

Chairman Page asked that the Council's congratulations be conveyed to Mr. VanWinkle.

PROPERTY ON FOURTEENTH STREET

Councilman Pierce stated that Mr. Leach came before the Council approximately six months ago about property on Fourteenth Street that should have been declared surplus. He stated Mr. Leach asked that the property be donated for an extension of National Cemetery. He asked if that is still a request from Mr. Leach's perspective as he has noticed new houses are being built next door and does not see why the city is holding onto property that could be used and put back on the tax roles to donate to something as speculative as the National Cemetery expanding.

Adm. Leach acknowledged remembering and stated that that request did not come from a public works standpoint; that the Cemetery was going to expand at one point in time and there was an effort by the city to acquire the property and was asked to hold it in anticipation of the National Cemetery expanding to the south. He stated that he frankly could not tell the Council if the Cemetery still has a concern or not as that is not what he does. He stated that he had knowledge there was some interest in the Cemetery expanding toward the south.

Councilman Pierce stated that is something that was raised by Carl Levi and he knows of his connection with the military. He stated the other property adjacent has been put back on the tax roles and sold by his (Levi's) office, yet we have one piece that needs to be disposed of if we possibly could.

Adm. Leach stated that he would think Mr. Levi should be consulted; that he (Leach) is not part of that process yet very familiar with what he is trying to do.

Councilman Pierce suggested that Mr. Levi be present at the next Council meeting to justify his reason.

PROPERTY ON FOURTEENTH STREET (Continued)

Chairman Page suggested that the city's real estate department make a review and come back with a recommendation.

Councilman Pierce suggested that Mr. Levi be conferred with to see what can be worked out.

PURCHASE

On motion of Councilwoman Bennett, seconded by Councilwoman Gaines, the following purchase was approved for us by the Chattanooga Fire Department:

CERTIFIED GENERATOR SERVICE
R0106617/B0004974

Furnish and Install Generator

\$66,751.00

PURCHASE

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

AURORA TACTICAL (Lowest and best bid)
R0107656/B0005021

ITT Night Vision Monocular

\$21,536.00

CONGRATULATIONS!

Chairman Page congratulated Chief Williams on behalf of the Council on the award he recently received.

BREAK-INS AT WOODMORE ELEMENTARY

Councilman Franklin stated there have been several break-ins at Woodmore Elementary and asked if one of the pole cameras could be installed. He stated each time there is a break-in five-to-ten computers are taken and it is difficult to replace them. He asked for assistance with this problem.

Chief Williams stated he would follow-up on the request tomorrow and get back with Councilman Franklin.

PURCHASE

On motion of Councilman Rico, seconded by Councilman Franklin, the following purchase was approved for use by the Finance Department, Air Pollution Control Bureau:

STEVENS INSURANCE ASSOCIATES, LLC (Best proposal)
R107547/B0004979

Directors and Officers Liability Insurance

\$4,047.00

PURCHASE

On motion of Councilwoman Robinson, seconded by Councilman Franklin, the following purchase was approved for use by the Mayor's Office, Information Services Division:

INSIGHT PUBLIC SECTOR (Single source)
R0107958

Panasonic Tough Books per TCA 6-56-304.6

\$23,805.42

PURCHASE

On motion of Councilwoman Gaines, seconded by Councilwoman Robinson, the following purchase was approved for use by the Mayor's Office, Office of Multi-Cultural Affairs:

PURCHASE (Continued)

FIRE EYE PRODUCTIONS

Criminal Justice Video Production

\$ 9,680.00 – Initial Payment per P0028675
 1,300.00 – Remaining balance
\$10,980.00

PURCHASE

On motion of Councilman Rico, seconded by Councilman Franklin, the following purchase was approved for use by the Mayor’s Office, General Services Division:

PERISCOPE HOLDINGS, INC. (Sole source)
R0108177

Renewal Agreement for Annual Software Maintenance and Support Services of the Buy Speed Procurement Software System per TCA 6-56-304.2

\$29,270.00

DENY REQUEST

City Attorney Nelson stated that the Council heard a presentation by Mr. Tidwell in Legal and Legislative and a motion is needed or further discussion.

On motion of Councilwoman Bennett, seconded by Councilman Benson, the request by Mr. Tidwell was denied.

Councilman Benson stated that this is done with regret but it is a necessity.

COMMITTEES

Councilwoman Bennett stated that Mrs. Madison and Mrs. O’Neal are working on a schedule to hear further departmental budget presentations.

Councilman Pierce asked Mrs. Madison when the budget is to be finalized.

COMMITTEES (Continued)

Councilwoman Bennett stated that they are "ahead of the curve".

Adm. Madison stated that it is okay to continue the presentations before they actually bring the budget document and are continuing to work on areas already talked about.

Councilman Rico scheduled a meeting of the **Public Works Committee for Tuesday, April 15 beginning at 3 p.m.**

BUDGETARY CONCERN

Councilman Benson stated that the Council has found itself in a position on more than one occasion needing independent legal counsel and asked whether it would have to be "carved out" of the budget someplace.

Adm. Madison stated that the budget is not held line-item-by-line-item, only on the total budget.

Councilman Benson referenced the need for legal counsel and asked if it would come from the Council's budget.

Adm. Madison stated that it would be up to the Council or taken from someplace else.

Councilman Pierce stated that he did not see any reason why we have to jeopardize what we have in place to create a fund for independent counsel; that if that is the wish of this Council it is just a matter of putting it into the budget and he is certain she (Madison) would find money. He stated that he did not think any sacrifices have to be made with money allocated for travel; that the Council needs to go ahead and decide what we want and put it in the budget.

Chairman Page stated that he knows Councilman Benson is interested in money being placed in the budget for independent legal advice and it is his understanding from what is being said that the Council has money that is not a line item and has not been spent that can be used for an emergency way of getting additional money.

Councilman Benson stated in years past, and it is the Council's fault, the budget comes and it is pretty well much "in concrete" and it is felt it should be sent back through. He stated he does not want to do that and it is not too late; we will have to do it.

BUDGETARY CONCERN (Continued)

Chairman Page reminded the Council that a new chairperson would be coming in next week and the Chairman is responsible for developing the budget for the Council; that Councilwoman Bennett will be in that position and will hear all Council members' comments.

REQUEST RPA TO UPDATE ALTON PARK LAND USE PLAN

Councilman Rico requested that a resolution be added to next week's agenda requesting the Regional Planning Agency to update the Land Use Plan for the Alton Park Community.

AMY BLEVINS

Amy Blevins addressed the Council and stated she and three others are creating a documentary on Ordinance 12009 which addresses groups of fifteen (15) gathering in parks and the need to have a permit. She stated they are looking into the ordinance and are looking for the best way to obtain an objective and accurate statement from those that crafted it. She asked for an opportunity to speak with a Council member following the meeting.

Councilman Rico suggested that the City Attorney speak with Miss Blevins.

Councilman Franklin stated as Chairman of Parks and Recreation he suggested that Miss Blevins and Mr. Zehnder get together.

Miss Blevins stated that the project is due this Monday.

It was noted that the City Attorney responded to this issue a few months ago.

Councilwoman Robinson stated that the City Attorney talked about the Supreme Court's decision in a similar case, as well.

It was suggested that the Clerk of Council provide Miss Blevins with the minutes of the meeting when the matter was discussed for use in her project.

ADJOURNMENT

Chairman Page adjourned the meeting of the Chattanooga Council until Tuesday, April 15, 2008 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)**