

City Council Building  
Chattanooga, Tennessee  
September 2, 2008  
6:00 p.m.

Vice Chairman Benson called the meeting of the Chattanooga Council to order with Councilmen Berz, Gaines, Pierce, Rico, Robinson and Shockley; Councilmen Bennett and Page were absent due to personal commitment. 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, City Attorney Nelson gave invocation.

#### **MINUTE APPROVAL**

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

#### **AMEND CHARTER**

Vice Chairman Benson explained that all ordinances and resolutions were discussed at length in committee prior to Council meeting.

On motion of Councilwoman Berz, seconded by Councilman Rico,

**AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF CHATTANOOGA, AND ALL ACTS, ORDINANCES, AND OTHER CHARTER PROVISIONS AMENDATORY THEREOF, PURSUANT TO THE PROVISIONS OF ARTICLE XI, SECTION 9, OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT) SO AS TO (1) ESTABLISH AN INDEPENDENT OFFICE OF INTERNAL AUDIT, AN AUDIT COMMITTEE, AND CITY AUDITORY; (2) PROVIDE FOR THE CITY AUDITOR'S QUALIFICATIONS, APPOINTMENT, AND REMOVAL; AND (3) PROVIDE FOR THE OFFICE'S DUTIES AND ACCESS TO RECORDS AND PROPERTY OF THE CITY**

was withdrawn from the agenda.

## AMEND CITY CODE

City Attorney Nelson explained that the amendments to this Ordinance applies to all members of the Fire and Police Department who have been hired to this date, and even those in the Academy, and henceforth the DROP plan will be modified, as it previously said "*all those who will be hired by June 3, of 2009*" has been moved back to today.

Councilwoman Berz stated everyone shared in agreement with this, the Pension Board, administration, everyone.

**Councilmen Berz and Rico made the motion and second to substitute the amendments to this Ordinance; the motion carried.**

On motion of Councilman Rico, seconded by Councilman Pierce,

**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 2, TO MAKE CERTAIN CHANGES TO THE FIRE AND POLICE PENSION FUND RELATIVE TO THE BOARD OF DIRECTORS AND THE DEFERRED RETIREMENT OPTION PLAN ("DROP")**

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

## CLOSE AND ABANDON

**MR-2008-092: Edward E. Stephens**

On motion of Councilman Rico, seconded by Councilwoman Robinson,

**AN ORDINANCE CLOSING AND ABANDONING A PORTION OF SEWER LINE AND EASEMENT #672, BETWEEN MANHOLES #2 AND #4, LOCATED IN THE 4400 BLOCK OF PINNACLE LANE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP AND DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**

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

## REZONING

**2008-103: Southeast Local Development Corporation c/o Joe Guthrie**

Councilman Pierce stated that a delay was requested for this to give the developer an opportunity to meet with the neighborhood to work out some conditions.

## REZONING

Councilman Pierce stated that he did not know if that has been done; that he members of the neighborhood are present and understands some agreement has been made. He asked the developer to present what the conditions might be for approval from the neighborhood.

**Hale Booth** of the Southeast Tennessee Development District stated that they met on last Wednesday with the neighborhood association, Karen Hundt and the developer, Roy Williams. He stated three minor suggested changes were made and it was his assumption that Karen Hundt had provided a copy of them to the Council. He stated under *Design Center* in the ordinance, the developer and neighborhood association were in agreement that "*parking shall be reviewed by the Chattanooga Traffic Engineering Department*". He stated the other suggested changes were in *Building Facades and Access and Parking* -- "*each building shall have a pedestrian entrance fronting the primary street*" and "*parking lots shall be located to the rear of the buildings*". He stated it is the intent of the developer to do away with small lines inside this parcel and develop a design that makes better use of the property for a more park-like atmosphere to make sure all parties are on the "same page".

**Roy Williams** stated three minor changes were made and Karen Hundt assured them the Council would have that information in writing somewhere.

**Destiny Richardson** of 1048 Flynn Street stated that the association met with the developer last Wednesday and all went over the zoning conditions that were approved and supposedly sent to the City Attorney's office; that the neighborhood was in agreement with the conditions.

The Clerk of Council clarified that the documents in Council members' notebooks reflects the changes agreed upon by the neighborhood association and the developer that were sent from the City Attorney's office on last Friday.

Vice Chairman Benson asked sorority and fraternity members in support to stand, as well as those in support from the neighborhood.

**Councilmen Robinson and Rico made the motion to substitute the amendments to this Ordinance; the motion carried.**

**REZONING (Continued)**

On motion of Councilwoman Robinson, 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 1100 BLOCKS OF 10<sup>TH</sup> STREET AND 11<sup>TH</sup> STREET,  
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-4 SPECIAL ZONE, SUBJECT TO  
CERTAIN CONDITIONS**

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

**CLOSE AND ABANDON**

**MR-2008-135: City of Chattanooga c/o Lee Norris, Public Works**

On motion of Councilman Rico, seconded by Councilwoman Gaines,  
**AN ORDINANCE CLOSING AND ABANDONING TWO (2) PORTIONS OF  
SEWER EASEMENT MF#10547 LOCATED OFF THE EAST LINE OF THE 2100  
BLOCK OF MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN  
AND AS SHOWN ON THE MAP AND DRAWING ATTACHED HERETO  
AND MADE A PART HEREOF BY REFERENCE**

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

**AMEND CITY CODE**

**Councilmen Berz and Gaines made the initial motion and second to  
adopt this Ordinance on first reading.**

Councilman Rico stated Paul Page has asked if the matter could be deferred one more week.

Councilman Pierce stated there are others interested since the last time we met on this, noting that Mr. Page has great concerns. He stated it would be unfair if we moved on this and not give opportunity for persons to come in and express concerns.

On motion of Councilwoman Robinson, seconded by Councilman Pierce,  
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, TO  
AMEND SECTIONS 35-146 THROUGH 35-180 KNOWN AS THE TRAFFIC  
INCIDENT AND MANAGEMENT SERVICE ORDINANCE**  
was deferred one week.

## TEMPORARY USE

**Hugh Garner** was present on behalf of James and Peggy Gentry and Paul and Gloria Mallchok. He stated they are in opposition to this resolution and are compelled to ask the Council for at least a month to study this. He stated that he noted on the agenda that the matter has been before the Council on four other occasions. He stated his client, Jim Gentry, did not learn of this until the past two weeks or so and the Mallchoks were not aware of it, as he understands, until very recently. He stated they were able to get a conference with Mr. Noblett of the City Attorney's office who furnished a file which he had furnished to the McCains; that the file was furnished to him on Friday of last week. He stated they have not had much chance to look at the file and noticed the resolution proposed indicates that should it be passed; that it is his understanding at least one report contained in the file advises whoever the people are that it should not pass. He stated they do not know what is involved in it to that extent; that Friday and today includes three days of festivities that most people have observed but they feel they should have an opportunity to study this like the McCains have been looking at and studying, unbeknown to Mr. and Mrs. Gentry and to Paul and Gloria Mallchok. He stated fair is fair and all they are asking for is a delay so they can look at this matter and determine what is in the best interest for them since they are property owners that border this driveway as opposed to a street out there.

Councilman Pierce asked what Mr. Garner feels would be accomplished in studying the file.

Mr. Garner stated at least what he hopes is that the proper people from the city would make recommendations that this matter not be passed; that it would affect homeowners that were situated on either side of this so-called street. He stated this has been referred to as a street; that it is not a street just a driveway. He stated it has been a driveway for over 30 years and has been maintained, not by the city but by the Gentrys and a predecessor, Mr. John Gaither, an attorney for many years.

Councilman Pierce stated it is his understanding that it is not a driveway; that the city has a public sewer in the right-of-way and there is no way we can abandon our sewer and no one has sole right to that property. He stated for us to go ahead and pass on this tonight will have no bearing on what your studying will do. He stated that he personally feels both sides will end up in court and the matter would have to be settled in court. He stated in the past when it was in court it was between the property owners, but if we give up our right to the right-of-way we will be the third party and be drawn into the lawsuit. He stated the Council has delayed this matter since July 8 and has deferred it five-or-six times; that we need to move on.

## TEMPORARY USE (Continued)

Mr. Garner stated that he would think the Council would give opposition at least some time to study the matter; that, after all, they only got the documentation last Friday from the city. He stated these people have been involved in this matter over a year, going back to July or September of 2007. He stated if the Council feels compelled to do it, fine; that they do not think it is right and do not think it is fair.

Councilman Pierce asked the City Attorney to step in and say what the Council's duty is as far as where they stand.

City Attorney Nelson stated that this has come up since July 7 or 8 and there needs to be come resolution; that it does not necessarily have to be tonight but that is up to the Council as to what they want to do.

Councilwoman Berz stated that the dilemma the Council has had is this has always been in the city's right-of-way and we never give that up. She stated to deprive one person in favor of other people probably is not the best place for us to be. She stated the Council is well aware of the fact there may be a lawsuit as there was one previously; that one of Mr. Garner's clients was at one of our Council meetings. She stated what our question is we separate the dissention over who paid taxes and who fixed it up and all that which is among the neighborhood; that our concern is that it is still a city right-of-way and we can not deprive someone of the use of it – we can not. She stated that has been our discussion and, in fact, it was discussed again today. She stated Councilwoman Robinson has done an outstanding job of trying to get people to meet and talk and deferred the matter to her at this time.

Councilwoman Robinson stated it has been her hope that Mr. Garner's proposal could happen as it would be a chance for everyone to be equally informed and, perhaps, if that were to occur, the neighborhood could come to some accord which would be acceptable. She stated that it is her feeling she has done everything she can to bring the parties together.

Councilman Shockley asked if Mr. McCain wanted to say something.

**Todd McCain** stated that he has been present every time and does not have anything to add.

TEMPORARY USE (Continued)

On motion of Councilman Rico, seconded by Councilman Shockley,  
**A RESOLUTION AUTHORIZING TODD MCCAIN TO USE TEMPORARILY THE RIGHT-OF-WAY AT MAHCHESTER AVENUE AND GLENN ROAD TO INSTALL A BACK ENTRANCE AT THE PROPERTY, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS**  
was adopted; Councilwoman Robinson abstained.

DONATION

On motion of Councilwoman Gaines, seconded by Councilman Rico,  
**A RESOLUTION AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO DONATE A FULL PACKAGE FOR ONE CHILD TO KIDZ KAMP FOR THE PERIOD OF JUNE 1, 2009 THROUGH JULY 31, 2009 AND AN OUTVENTURE BEGINNERS KAYAK TRIP FOR A FAMILY OF FOUR TO THE CHATTANOOGA-HAMILTON COUNTY BICENTENNIAL LIBRARY IN SUPPORT OF ITS CLUB LIB PROGRAM, THE LIBRARY'S MAJOR FUNDRAISER**  
was adopted.

GRANT

On motion of Councilwoman Robinson, seconded by Councilwoman Gaines,  
**A RESOLUTION AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO ACCEPT A TRANSPORTATION IMPROVEMENTS PROGRAM GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE PLANNING, ENGINEERING AND CONSTRUCTION OF AN ADA ACCESSIBLE PEDESTRIAN AND BICYCLE PASSAGE ACROSS THE C. B. ROBINSON BRIDGE IN THE AMOUNT OF ONE HUNDRED FORTY THOUSAND DOLLARS (\$140,000.00) AND AUTHORIZING THE REQUIRED MATCHING FUNDS IN CONNECTION WITH SAID GRANT IN THE AMOUNT OF THIRTY-FIVE THOUSAND TWO HUNDRED DOLLARS (\$35,200.00)**  
was adopted.

GRANT

Councilman Shockley asked why the request was changed from Brainerd Senior Activity Center.

**GRANT (Continued)**

Adm. Crutchfield stated that it was meant to be the Eastgate Senior Activity Center.

On motion of Councilwoman Robinson, seconded by Councilwoman Berz,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF EDUCATION, ARTS & CULTURE TO APPLY FOR AND, IF AWARDED, ACCEPT A TENNESSEE ARTS COMMISSION GRANT FROM THE STATE OF TENNESSEE IN THE AMOUNT OF ONE THOUSAND FIFTY DOLLARS (\$1,050.00) TO FUND A ONE-DAY ARTS/HISTORY PROJECT AT THE EASTGATE SENIOR ACTIVITY CENTER IN APRIL 2009, WITH THE REQUIRED MATCHING FUNDS IN THE SAME AMOUNT COMING FROM THE DEPARTMENT OF EDUCATION, ARTS & CULTURE**

was adopted.

**AGREEMENT**

On motion of Councilwoman Gaines, seconded by Councilman Rico,  
**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HAMILTON COUNTY FOR THE HAMILTON COUNTY COURTS COMMUNITY SERVICE PROGRAM TO PICK UP LITTER ALONG CITY RIGHTS-OF-WAY USING FIRST-TIME, NON-VIOLENT OFFENDERS FOR 2008-2009**

was adopted.

**RIGHT-OF-WAY NAME CHANGE**

On motion of Councilman Rico, seconded by Councilman Pierce,  
**A RESOLUTION TO CHANGE THE RIGHT-OF-WAY NAME OF THE 4000-4100 AND 100-199 BLOCKS OF DOGWOOD LANE TO THE 100-199 BLOCK OF HOLLYBERRY LANE, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, DUE TO DUPLICATE STREET NAME AND INCONSISTENT BLOCK RANGES ON THE STREET**

was adopted.



**AGREEMENT**

On motion of Councilman Rico, seconded by Councilman Shockley,  
**A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH THE WATER ENVIRONMENT FEDERATION (ON BEHALF OF THE NATIONAL BIOSOLIDS PARTNERSHIP (NBP)) RELATIVE TO CONTRACT NO. W-08-020-201, INDEPENDENT THIRD-PARTY AUDIT OF MBWWTP'S BIOSOLIDS ENVIRONMENTAL MANAGEMENT SYSTEM (EMS), FOR A TERM OF FIVE (5) YEARS (AUDIT YEARS, 0,1,2,3 AND 4) AND WITH AUDITOR COSTS FOR THE YEAR 0 VERIFICATION AUDIT NOT TO EXCEED TWENTY THOUSAND FOUR HUNDRED DOLLARS (\$20,400.00)**  
was adopted.

**REIMBURSEMENT**

On motion of Councilwoman Gaines, seconded by Councilwoman Berz,  
**A RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT FUNDS FROM LAMAR DUNN & ASSOCIATES AS REIMBURSEMENT FOR EXPENSES ACCRUED FROM THE REQUIREMENT OF THE ADDITIONAL FOUR FEET WIDTH OF CATWALK ON ONE END OF ELEVATED PLATFORM RELATIVE TO CONTRACT NO. W-07-001-101, MOUNTAIN CREEK PUMP STATION MODIFICATIONS, IN THE AMOUNT OF THREE THOUSAND THREE HUNDRED THIRTY-ONE DOLLARS (\$3,331.00)**  
was adopted.

**CHANGE ORDER**

On motion of Councilman Rico, seconded by Councilman Pierce,  
**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 TO CONTRACT NO. W-07-001-101, MOUNTAIN CREEK PUMP STATION MODIFICATIONS, WITH LAMAR DUNN & ASSOCIATES, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED TWENTY-TWO THOUSAND TWO HUNDRED DOLLARS (\$22,200.00)**  
was adopted.

**CHANGE ORDER**

On motion of Councilman Rico, seconded by Councilwoman Gaines,  
**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 TO CONTRACT NO. W-07-001-201, MOUNTAIN CREEK PUMP STATION MODIFICATIONS, WITH RAINES BROTHERS CONSTRUCTION, INC., WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY ELEVEN THOUSAND TWO HUNDRED FIFTY-NINE DOLLARS (\$11,259.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED NINETY THOUSAND TWO HUNDRED FIFTY-NINE DOLLARS (\$90,259.00), WHICH INCLUDES A CONTINGENCY AMOUNT OF SEVEN THOUSAND ONE HUNDRED EIGHTY-FIVE DOLLARS (\$7,185.00)**  
was adopted.

**CHANGE ORDER**

On motion of Councilman Rico, seconded by Councilwoman Berz,  
**A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 TO THE CONTRACT WITH CONSOLIDATED TECHNOLOGIES, INC. FOR ENGINEERING SERVICES FOR THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE GAS COLLECTION SYSTEM AT THE SUMMIT LANDFILL, WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY FORTY-TWO THOUSAND SEVEN HUNDRED DOLLARS (\$42,700.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTEEN THOUSAND TWO HUNDRED DOLLARS (\$118,200.00)**  
was adopted.

**OVERTIME**

Overtime for the week ending August 28, 2009 totaled \$92,716.47.

**PERSONNEL**

The following personnel matters were reported for the various departments:

**PUBLIC WORKS DEPARTMENT:**

- \* **TRACY L. MURRAY** – Family Medical Leave, Equipment Operator 3, City Wide Services, effective August 22 – November 14, 2008.

### PERSONNEL (Continued)

- \* **RANDY D. BELVINS** – Suspension (2 days without pay), Equipment Operator 3, City Wide Services, September 4-5, 2008.

#### PARKS AND RECREATION DEPARTMENT:

- \* **CONNIE WILLIAMSON** – Resignation, Administrative Support Assistant 1, effective August 25, 2008.

#### NEIGHBORHOOD SERVICES DEPARTMENT:

- \* **BRAD C. GARDNER** – Hire, Manger of Codes and Neighborhood Relations, Range 21, \$55,000.00 annually, effective August 25, 2008.

#### CHATTANOOGA POLICE DEPARTMENT:

- \* **BREVIN CAMERON** – Resignation, Communications Officer, effective August 28, 2008.
- \* **TERRY TURNER** – Retirement, Property Technician, effective August 28, 2008.
- \* **CHARLA JOHNSTON** – Family Medical Leave, Communications Officer, effective August 30 – November 29, 2008.
- \* **DEVONA BROWN** – Promotion, Communications Officer, Range 11, \$29,544.26 annually, effective August 29, 2008.
- \* **DARRELL J. STAMPER** – Military Leave, Communications Officer, effective July 5 – December 12, 2008.

### CHALLENGE COIN RECIPIENTS

Deputy Chief Williams stated Chief Cooper has instituted the Challenge Coin award for officers who do outstanding work and are recognized by their supervisors or peers. He related two recent incidents involving a burglary and rape on Centennial Drive in August and the firebombing of a home.

## CHALLENGE COIN RECIPIENTS (Continued)

**Chief Williams reported that Officers Lucas Timmons, William Epling, Investigators Alexis Mercado, James Holloway and Sgt. Todd Royval received the Challenge Coin from Chief Cooper.**

Vice Chairman Benson commended Chief Williams for the program and noted that the entire Council is pleased; that they know the police have a very difficult job. He expressed appreciation for not only the way they do they do their jobs but the way officers are setting good examples!

## POLICE CAMERAS

Councilman Pierce stated that cameras are in police cars as well as other equipment and noted that a lot of money has been spent on this.

Chief Williams stated cameras are mounted in their cars and they are helpful during traffic stops.

Councilman Pierce clarified that he was referencing the cameras being used in drug infested areas and asked if a status report can be given next week.

Chief Williams stated Chief Dodd would be present at next week's Council meeting and will ask that he be ready; that Chief Dodd is over the investigative side and would have something prepared for next week.

Vice Chairman Benson stated that he sat in on the hearing last week and knows police are instructed as to how the cameras are to be used; that they are not only for the protection of the police but for those arrested.

Chief Williams stated if Councilman Benson is talking about the most recent hearing, those videos were from in-car cameras and Councilman Pierce is talking about something else – surveillance in the neighborhood. He stated he would follow up on that and noted that the in-car cameras are one of the most valuable tools in the Chattanooga Police Department and is a good prosecutorial tool as it shows clearly if an officer is right or wrong. He stated the new ones have the enhanced ability to have cameras in the back seat with a microphone so that once a suspect is taken they are also monitored as to what is happening in the back seat inside the car with a dual wireless microphone, so if an officer, rookie or field officer is present it will record all three transmissions at the same time and cameras are in the front and back.

## POLICE CAMERAS (Continued)

Vice Chairman Benson stated that he was just wondering if they are really trained on how to use them.

Chief Williams stated as a result of "that" hearing, on Friday, September 19 from 8:30 a.m. to 4:30, training classes will be held just for that, as well as for some new computer technology that was just purchased.

Councilwoman Gaines expressed thanks to Chief Williams, as well, for the job the department is doing throughout the community. She asked how it is determined where and the amount of time the cameras are left in cars and the community.

Chief Williams stated that they try to prioritize the busiest areas and also the most violent areas as far as surveillance cars. He asked if Councilwoman Gaines is inquiring about the cameras in cars or the neighborhoods.

Councilwoman Gaines stated she is referencing both.

Chief Williams stated in our most high crime areas where stationary cameras are put up we put out crime suppression units if there is a problem and spend more time in that area than areas that are not as busy. He stated they run radar according to where folks complain; that district meetings are where they hear mostly about speeders and loud music; that a lot of it is complaint driven from citizens and crime statistics are provided to us each month.

Councilwoman Gaines inquired as to the possible use of the cameras in the Missionary Ridge area.

Chief Williams stated that is a very difficult area to use cameras because of the land; that they run a lot of radar from complaints and have enhanced patrol; that the area is split between the Delta Zone and the Fox Zone and there are two captains and two zones working. He stated they are giving a great deal of attention to the area and are familiar with problems there. He stated they have made some good arrests up there recently.

Councilwoman Gaines stated many times people hear a lot of negatives about the policemen in high crime areas where she resides and noted that she had some concerns at some point, herself, in reference to things she has seen take place in her community. She stated about two weeks ago she had some concerns with noise in the rear of her home; that around 2:30 a.m. she called 911 and in less than three minutes an officer was parked at one portion of her street and another on foot entering her backyard and on her porch.

**POLICE CAMERAS (Continued)**

Councilwoman Gaines stated that she just wanted to say thank you and is happy to say something very positive; that she wanted to thank those who responded.

Chief Williams stated that he would pass that on to the person who works that area.

Councilman Pierce stated that Councilwoman Gaines used her name when she called!

Councilwoman Gaines stated that she did not ever identify herself as that is not her nature. She stated that she gave the guy her address; that he was on the telephone and she was on the floor. She stated she was frightened and can not describe how frightened she was; that within two-to-three minutes or less there were two police cars there and it was magnificent! She again expressed thanks!

**PURCHASES**

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

**PIPING SUPPLY (Lowest and best bid)**  
**R0111942/B0005381**

Air Relief Valves

\$15,430.56

**CROWN LIFT TRUCKS (Best bid)**  
**R0111885/B0005394**

Electric Utility Vehicles (*The low bid, model MPT-800E from Tennessee Electric Motor Company did not meet the minimum specifications for payload capacity.*)

\$44,450.00

**PURCHASE**

Assistant Chief Lamar Flint explained that this purchase involves the type of sheltering system that is seen on television that is used by FEMA as a tent system in disaster areas. He stated it has the ability to house people for temporary use and could be used as a temporary hospital; that it helps enhance the city's participation in responding locally.

Councilman Pierce asked if there has been any use for this type of shelter in the past.

Chief Flint responded "no"; that it is a good thing to have as it is only utilized in the event of an emergency. He noted that the purchase is paid for by grant funding.

Councilman Pierce inquired as to the necessity; that every time we can apply for a grant we go and spend money!

Chief Flint stated that the city did not apply for this specific type equipment; that the government has a specified equipment list that can be purchased from. He stated Chattanooga is a USAR and MRRS city and this is recommended for every city that is one.

Councilman Rico stated it is better to have it and not need it than to not have it!

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

**WESTERN SHELTER SYSTEM (Only bid)**  
**R0111534/B0005411**

Shelter System per City Ordinance 10913

\$143,514.00

**PURCHASE**

On motion of Councilman Rico, seconded by Councilwoman Gaines, the following purchase was approved for use by the Parks and Recreation Department:

**SOD ATLANTA (Lowest and best bid)**  
**R0112879/B0005446**

**PURCHASE (Continued)**

Sod for Summit Softball Park

\$62,104.14

**BOARD APPOINTMENTS**

On motion of Councilman Pierce, seconded by Councilwoman Robinson, the following Board appointments were approved:

**BOARD OF PLUMBING EXAMINERS**

- \* Appointment of **MARK STOLPMANN** as the Chief Plumbing Inspector for a term expiring September 2, 2010 (replacing the expired term of Elmer Thomas).

**BOARD OF VARIANCES AND APPEALS:**

- \* Appointment of **ALAN RICHELSON** for a term ending September 2, 2011 (filling the expired term of Debra Stinnett) representing District 6.
- \* Appointment of **ROBERT PARKS** for a term expiring September 2, 2011 (filling the expired term of Stacy Sharpley) representing District 8.

**HEARING: BOBBY C. THOMPSON**

City Attorney Nelson reminded Council members of the hearing for Bobby C. Thompson regarding his termination from the Department of Public Works scheduled for Monday, September 8 beginning at 9 a.m. with Council members Berz (Chair), Rico and Shockley serving as the panel; Councilwoman Gaines is the alternate.

**COMMITTEES**

Councilwoman Berz scheduled a meeting of the **Budget, Finance and Personnel Committee for Tuesday, September 9 immediately following Legal and Legislative** for a discussion regarding the proposed on-site pharmacy.



**COMMITTEES (Continued)**

Vice Chairman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, September 9 immediately following discussion of agenda items.** He stated the Committee would continue discussion on the Wrecker Ordinance.

**ADJOURNMENT**

Vice Chairman Benson adjourned the meeting of the Chattanooga Council until Tuesday, September 9, 2008 at 6:00 p.m.

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**CHAIRMAN**

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**CLERK OF COUNCIL**

**(A LIST OF NAMES OF PERSONS IN  
ATTENDANCE IS FILED WITH MINUTE MATERIAL OF THIS DATE)**