The Agenda Session was called to order by Chairman Benson, with Councilmen McGary, Berz, Robinson, Ladd, Rico, Murphy and Gilbert present. Councilwoman Scott was absent due to illness. City Attorney Michael McMahan and Shirley Crownover, Assistant Clerk to the Council, were also present.

Others present included Solomon Hatch, Larry Zehnder, Susan DuBose, Beverly Cosley, Chief Williams, Steve Leach, Greg Haynes, Gary Hilbert, Dennis Malone, Dan Johnson, Paul Page, Beverly Johnson, Richard Beeland, Lee Norris, Chief Parker, Jerry Stewart, and Cathie Fulgham. Daisy Madison, Richard Hutsell, Dave Crockett, and Barry Bennett joined the meeting later.

**AGENDA ITEMS FOR DECEMBER 8, 2009**

Chairman Benson called the meeting to order and called on Dan Johnson. Mr. Johnson began with Ordinance Final Reading (a) relative to the Standard Street Numbering and Addressing Policy. He asked Councilman Murphy if further discussion was needed and was told “no”.

Mr. Leach asked what the substitutions were? Councilman McGary responded that it was in regards to prefixes and Bill Payne’s suggestion.

**Ordinances (b) and (c)** were closures and abandonments and were covered last week.

**Ordinances First Reading (a) thru (d)** are zoning issues. The applicant (Larry Kuka) for rezoning from R-1 to R-3MD (Ordinance c) has requested that this be deferred for four weeks.

**Ordinance (e)** extends the time to file a notice of protest concerning the accuracy of water quality fees until March 1, 2010.

Chairman Benson went back to Ordinance (c) and explained that Larry Kuka called him and asked for deferral for one month because he had hired an attorney. Chairman Benson told him that it would be up to the Council as to whether they let him defer for 30 days.

Councilwoman Ladd stated that this was in her district and was long-time coming; that there is backup information and pictures and people are coming tonight who need time to talk.

Chairman Benson asked that someone alert Mr. Kuka and let him know that opposition is coming and there will be a Public Hearing.
Councilwoman Berz stated that she would feel better if Mr. Kuka was present tonight in person before deferring this. Councilwoman Ladd stated that Dickie Hutsell had worked extensively on this case, and she thought it would be a great idea for Mr. Hutsell to be present at tonight’s meeting.

Councilman McGary questioned if a person had to be present to request a deferral or if it could be done by a phone call? Chairman Benson responded that we did not have a policy on this, but we could pass one. It was noted that the Chairman did not know of the opposition when he talked to Mr. Kuka. Councilwoman Ladd stated that Carol O’Neal had told Mr. Kuka that possibly the Council would not defer this. Councilwoman Berz stated that the request should be made in person.

**Resolution (a)** authorizes an Agreement with Volkert & Associates, Inc. relative to the contract on the Walnut Street Bridge in an amount not to exceed $89,890.00 and was covered last week.

**Resolution (b)** executes an Agreement with UT relative to 4800 Central Ave. for the purpose of soil testing. Mr. Page was present and stated that they were testing soil in the 45th St. area; that this is City and County property and should not be a Council issue—that it was just a routine matter.

**Resolution (c)** is in regards to HOME Investment Partnership Act Funds.

**Resolution (d)** is an add-on to allow a purchase of used equipment for Public Works in the amount of $108,900. Mr. Leach explained that they had the opportunity to buy a good piece of used equipment (Excavator Form Power Equipment); that they had done comparative shopping, and this comes from the Capital Budget.

**AGENDA ITEMS FOR DECEMBER 15, 2009**

**Resolution (a)** is a Parks and Recreation item and will be discussed by Larry Zehnder next week. **Resolution (b)** has to do with a SAFER Grant for the Chattanooga Fire Dept. and will be discussed in the Legal and Legislative Committee. **Resolutions (c) and (d)** are in regards to Warner Park/Engel Stadium Parallel Interceptor Sewer and will be discussed in Public Works Committee next week. **Resolution (e)** has to do with the purchase of cellular services and hardware from Sprint and Nextel. This will be discussed next week.

Councilman McGary mentioned that EPB was a quasi-governmental agency and questioned if the City would use EPB or Comcast. Mr. Johnson responded that both would continue. Councilman Murphy asked if this was city-wide and was told by Mr. Page that lap tops are not included—they are on Verizon. Chief Williams added that Police cell phone are also Verizon. Mr. Page stated we had two or three vendors and there would be a detailed report next week.
Mr. Johnson went over the following purchases: Purchase of a Generator for General Services from Cummins Power South, LLC in the amount of $43,685; Purchase of HVAC Units & Air Plenums for the Fire Dept. from Western Shelter Systems of Eugene, OR in the amount of $16,598; Purchase of a Mail Machine for General Services from the United States Postal Service/Pitney Bowes, Inc. in the amount of $150,000; Re-tile areas at N. Chatt. Head Start for Human Services from Key’s Carpet Center in the amount of $13,766; Purchase of a Ford Cargo Van for Air Pollution from Brooker Ford in the amount of $20,471; and Purchase of a Powerheart Defibrillator for the Fire Dept. from Code Red estimated annually to be $78,990. Chief Parker stated that they did not expect to spend this much.

Mr. Johnson reported that he had a stack of Board Appointments that he would read at tonight’s meeting.

The meeting was adjourned at 3:20 p.m.