

**AGENDA SESSION**  
**MAY 8, 2012**  
**3:00 P.M.**

Chairman Ladd called the meeting of the Agenda Session to order with Councilpersons Scott, Rico, Robinson, McGary, Berz, Gilbert and Benson present. City Attorney Michael McMahan; Management Analyst Randy Burns; and Shirley Crownover, Assistant Clerk to the Council, were also present.

Others present included Gene Hyde, Dennis Malone, Johnny Feagans, Dan Johnson, Mark Keil, Mike Patrick, Jim Templeton, Alice Canneli, Steve Leach, Joachim Volz, Lee Norris, John Bridger, Beverly Cosley, Gary Hilbert, Jana Lowery, Danny Thornton, Chief Parker, Chief Dodd, Chief Kennedy and Officer Synder. Jerry Stewart, Richard Beeland, Beverly Johnson, John Van Winkle, and Dickie Hutsell joined the meeting later.

**On motion of Councilman Rico, seconded by Councilman McGary, the minutes of the previous meeting were approved.**

Mr. Johnson proceeded with agenda items, noting that there would be a Special Presentation concerning "Public Works Week". **Ordinance 5(a)** has to do with texting while driving and was discussed last week. **Ordinance (b)** will be discussed in Public Works.

**Ordinance 6(a)** amends the City Code to allow Mobile Food Units as a permitted use. Councilwoman Scott requested a copy of the original Ordinance, stating that it was not on the website, and she wanted to compare it to the new one. She stated that she had requested this but had not heard back, and we were not up to date on the web site. Attorney McMahan responded that this was a totally new ordinance. Councilwoman Scott stated the ordinance she wanted was not on the website on Saturday; that the website was up to date through November of 2011, and she was trying to get the old ordinance. Attorney McMahan stated that there had been no changes since November. Mr. Bridger added that we were just adding mobile food units as an additional use. Councilwoman Scott indicated that she understood this, asking if this was just elaboration of the original mobile food ordinance? Attorney McMahan stated that at first he did not understand what Councilwoman Scott wanted; that he would get what she wanted to her. Councilwoman Scott stated that she just wanted clarification of what was said concerning mobile food units; that she had seen one in the middle of the street and did not think this was allowed in the first place, but she could not be sure because she did not have the actual ordinance. She questioned without access to this ordinance, how would vendors know what they can do; that this was just not about mobile units but was important to consider for any Ordinance passed in 2012; that they are not in a printed book for the general public to have access to so that they can follow the laws. Attorney McMahan indicated that he had talked to IS today; that with the website down, they could not post new ordinances but were now doing this again; that if Councilwoman Scott was talking about being in the middle of the street at Warehouse Row, that this was not a public street.

Councilwoman Scott stated that she thought the City Council allocated money to have this work done at Warehouse Row. Attorney McMahan responded that he thought for the new street behind that we did allocate money but not for the area that goes through Warehouse Row. Councilwoman Scott asked if parking meters could be placed on private land? Mr. Hutsell joined the conversation and explained that the road that goes through Warehouse Row is private; that the parking meters are on the right-of-way. Councilwoman Scott still questioned if parking meters were on private land? Danny Thornton stated that they were on property owned by the city—that paid parking is on private property; that the road between the two buildings is private.

Mr. Johnson proceeded with the agenda, noting that **Ordinances (b) and (c)** are zoning matters. **Ordinance (d)** is an abandonment for Tony Coco and will be discussed in Public Works meeting.

**Resolution 7(a)** was discussed last week and is codification of Ordinances by MTAS. **Resolutions (b) and (c)** are General Services items. Mr. Thornton explained that Resolution (b) is partial replacement of a roof at the City warehouse located at 1815 Main St. This is a 67,000 sq. ft. building that the city uses to store records, and we need to keep these records dry. Resolution (c) is a contract with Eastman Construction in the amount of \$43,999 for installation of windows and doors at the new police station located at 702 E. 11<sup>th</sup> St.

**Resolution (d)** authorizes a 2012 Justice Assistance Grant for the purchase of radar units and patrol rifle mounts for the Police Dept. in the amount of \$143,904 with \$46,585 of this Grant going to the Hamilton County Sheriff's Office. **Resolutions (e) through (o)** are all Public Works's items.

### **AGENDA ITEMS FOR MAY 15, 2012**

**Ordinances First Reading (a) and (b)** implement agreements on annexation in the Hixson area. **Ordinance (c)** is a Public Works' issue.

**Resolution (a)** is a Parks and Recreation issue for a Lease Agreement with Sculpture Fields at Montague Park. **Resolution (b)** is a Public Works' issue. The next Resolution is a Special Exceptions Permit for Paisa, Inc. on Airways Boulevard. The last Resolution authorizes RPA and the City Attorney to enter into a grant contract with TDOT for the undertaking of transportation, planning, and coordination of activities as assigned in the Unified Planning Work Program for Fiscal Years 2012-2013, with an initial Grant amount of \$1,193,733. Mr. Bridger explained that this is a revised contract to provide allocations and increases in the federal allocation; that this is due process for their transportation planning work. Councilwoman Scott asked if this went back to the Traffic Study for TDOT? Mr. Bridger responded that this is their long-range Plan update; that it is an updated model. Councilwoman Scott asked if this was their biggest allocation from the Federal Government and was told "yes".

At this time, Mr. Johnson went over the three purchases that will be on tonight's agenda and also several appointments for the Enterprise Center, Gas Examiners, CARTA Board, Carter Street Corp., and the Industrial Wastewater Board. He also shared that the website is up and running; that "geeks" around the city have been trying to discern what was wrong with it; that it is difficult with a project of this magnitude and is difficult because so much transparency is involved; that 311 is being bypassed. He asked for any questions on Phase II, stating that after Phase 1 is completed that we will have a planning session on Phase II. He called on Mark Keil.

Mr. Keil stated that we were collecting where people were from; that since we had gone "live" we had had 200 non-English speaking people who were able to get the information in their own language. Another interesting fact was that on the old site it took an average number of pages of 7 and now we are at only 3 pages deep—that people are only having to hit 3 pages.

Councilwoman Berz stated that they had done a terrific job, and she thanked them. Mr. Johnson noted that it was a collaborative effort. Councilwoman Berz stated that we do not say "thank you" enough.

The meeting was adjourned at 3:20 P.M.