

**City Council Building  
Chattanooga, Tennessee  
October 9, 2001  
6:00 p.m.**

The meeting of the Chattanooga Council was called to order by Chairman Hakeem with Councilmen Benson, Franklin, Littlefield, Lively, Page, Pierce and Robinson present; Councilman Taylor was out of the city on business. Special Counsel Mike McMahan, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

**PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilman Benson gave invocation.

**MINUTE APPROVAL**

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

**CLOSE AND ABANDON**

**MR-2001-024: Bal Harbor Subdivision**

On motion of Councilman Franklin, seconded by Councilman Lively,  
**AN ORDINANCE CLOSING AND ABANDONING A SEWER EASEMENT  
LOCATED ALONG THE NORTH PROPERTY LINE OF LOT 72, BAL HARBOR  
SUBDIVISION, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE  
A PART HEREOF BY REFERENCE**

passed second reading. On motion of Councilman Lively, seconded by Councilman Franklin, the Ordinance passed third and final reading and was signed in open meeting.

### **BOARD APPOINTMENTS**

On motion of Councilman Littlefield, seconded by Councilman Franklin, the following Board appointments were approved:

#### **ELECTRICAL EXAMINERS BOARD:**

- ❖ Appointment of **FRED LUPTON, DAVID B. PERRY, WALTER HODGES** and **WALTER STILWELL** for terms to expire January 20, 2005.

### **HEARING: OFFICER MICHAEL FAVORS**

Special Counsel McMahan reminded Council members of the hearing for Officer Michael Favors scheduled for Monday, October 15 beginning at 3 p.m. with Councilmen Lively (Chair), Benson and Robinson serving as the panel hearing the matter.

### **WITHDRAWAL OF REZONING CASE NO. 2000-221: LAWRIN GINNAMORE**

Special Counsel McMahan stated that the Clerk of the Council received a communication from Attorney Alan Nichols, representative for Lawrin Giannamore, requesting that Mr. Giannamore's rezoning request (2000-221) for the Brick Oven Pizza on Gunbarrel Road be withdrawn.

**On motion of Councilman Littlefield, seconded by Councilman Benson, the request was duly withdrawn.**

### **REV. C. E. OVERSTREET**

✓ Rev. C. E. Overstreet addressed the Council and directed his comments directly against Councilman Littlefield for interfering with his business operation. Upon advice of Special Counsel McMahan, Rev. Overstreet's comments, Councilman Littlefield's rebuttal and Councilman Benson's comments were not transcribed due to the threatened lawsuit (as referenced by Rev. Overstreet). Atty. McMahan advised against any further reaction at this time with this petition.

### **SISTER BEY**

Sister Bey stated that the Council is not doing anything for people and that the prayers of the Council are hypocritical.

**STEVEN WEST (Continued)**

Councilman Lively stated that the proposed amendment would put things right on schedule as the Department is running a month behind.

Ms. Johnson responded that it is the Department's intent to put things right on schedule.

**ADJOURNMENT**

Chairman Hakeem adjourned the meeting of the Chattanooga Council until Tuesday, October 16, 2001 at 6 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)**

**City Council Building  
Chattanooga, Tennessee  
January 8, 2002  
6:00 p.m.**

Chairman Hakeem called the meeting of the Chattanooga Council to order with Councilmen Benson, Franklin, Littlefield, Lively, Page, Pierce, Robinson and Taylor present. City Attorney Randall Nelson, Management Analyst Randy Burns, and Council Clerk Carol O'Neal, CMC, were also present.

**PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Pastor Toney gave invocation.

**MINUTE APPROVAL**

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

**SPECIAL PRESENTATION TO CARL LEVI**

Mayor Corker stated that it was a pleasure to be present to honor Carl Levi, the City's Treasurer, upon his retirement as of December 31. He stated Mr. Levi has been Treasurer for many years and was the longest serving City employee with 44 years of service! He stated during his employment with the City he served as Deputy Court Clerk for four years, Assistant Treasurer for 17 years and City Treasurer for 23 years. He stated Mr. Levi has certainly served the City well, and served under eight Mayors and many (City) Commissions and (City) Councils and is very proud of what he has done. He stated Mr. Levi is also a Retired Brigadier General of the U. S. Army, has a vast knowledge of Veteran's affairs across the state and country and has represented the City on the National Treasurers Board, serving as Chairman last year. He stated he (Levi) has done a great deal for the City and County and is proud to work with him and wishes him well. He mentioned that Mr. Levi was editorialized in the newspaper.

**NOTE OF APPRECIATION (CONTINUED)**

He stated because of the Plan residents of the community and the Gunbarrel Merchants Association are working well. He stated the YMCA is now in the process of expanding their recreational facilities for the community through the Turner Club, again expressing thanks to the Council and persons who supported the Plan.

**EXPRESSION OF WELCOME**

Councilman Taylor welcomed the attendance of local Pastors Overstreet and Battle. ✓

**JANUARY 19 EDUCATIONAL WALK**

Councilman Taylor reminded everyone of the Educational Walk within the Alton Park community scheduled for Saturday, January 19 beginning at 11 a.m. He stated several of the schools "on notice" from the State are located within District 7, again requesting citywide participation of the event.

**JANUARY 15 MEETING WITH ASTEC**

Councilman Taylor offered a special request to department heads to attend the January 15 meeting with Astec and other major companies for a more in-depth understanding of Hope VI and the Master Plan.

**WALTER WALDEN**

Walter Walden, a resident of the Alton Park community, stated that his presence before the Council is a "last resort" effort indicating that this past Saturday, January 5, was the last day of operation of the Alton Park Recreation Center. He stated the reason for the closure is due to the new center that was built and scheduled to open the end of February; that his concern involves the two months the children of the area will not have any place to go. He asked what could be done for the two-month period so the children would have a place to play after school, and asked if there is any possibility the Center could stay open longer? He stated Alton Park is not the best neighborhood and the children in the area are at risk. He again asked what could be done to keep the Center open until the new one is ready for business?

**PASTOR OVERSTREET**

✓ Pastor Overstreet stated that the City is operating under the best Mayor he knows and expressed thanks to the Council for openly welcoming him and Pastor Battle. He announced that on the first Saturday in September an event would take place at the Memorial Auditorium that he and his wife host each year. He stated at that time they will donate \$100,000 to assist needy children in Chattanooga with their education in their pursuit of academics, regardless of race. He extended an open invitation to all City officials and stated that he and Mrs. Overstreet plan to use the lottery system until the \$100,000 is exhausted.

Chairman Hakeem commended Rev. Overstreet for hosting such a noble cause.

**ADJOURNMENT**

Chairman Hakeem adjourned the meeting of the Chattanooga Council until Tuesday, January 15, 2002 at 6 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)**

**CITY COUNCIL BUILDING  
JULY 30, 2002  
6:00 P.M.**

Chairman Littlefield called the meeting of the Chattanooga Council to order with Councilmen Benson, Franklin, Hakeem, Lively, Page, Pierce, Robinson and Taylor present. City Attorney Mike McMahan, Management Analyst Randy Burns, and Shirley Crownover, Assistant Clerk to the Council, were also present.

**PLEDGE OF ALLEGIANCE  
INVOCATION**

Following the Pledge of Allegiance, Councilman Page gave the invocation.

**MINUTE APPROVAL**

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

**SPECIAL PRESENTATION:  
CHARLES LOVE**

Mr. Charles Love thanked the Council for giving him this opportunity to speak, stating that he was here for a special reason; that a special presentation had been given to the Hamilton County Board of Education in the form of a Grant from the Osborne Foundation. He stated that this Grant would help to solve problems in our inner city schools.

At the point Mr. Love recognized the presence of **Phyllis Osborne**, niece of Mr. Osborne who was responsible for this Grant. He went on to say that this Grant would enable young people to learn better and achieve more with consistent instruction and would help the Hamilton County Board of Education in trying to find ways to recruit and retain teachers.

Mr. Love went on to explain that UTC now had a Masters Program for Teachers in Urban Schools, encouraging them to remain four years at one school. He stated that this would solve the problem of teacher experience; that this, coupled with the initiative at the city level, and the incentive to recruit and retain teachers, would strengthen the School Board's efforts to retain and recruit.

## **COMMITTEES**

Councilman Benson reminded the Council of a **Legal and Legislative Committee meeting scheduled for Tuesday, August 6<sup>th</sup> at 3:00 P.M. to discuss Charter Changes.**

## **RECOGNITION**

At this point Councilman Taylor recognized the presence of a colleague, Pastor Overstreet, who was in the audience.

## **4% TAX RATE INCREASE**

Chairman Littlefield noted that there would be Councilmembers absent at next week's meeting due to vacations and other reasons; that he might have to implore some of them to return in order to have the voting requirement of six votes next week.

## **SISTER BEY**

Sister Bey addressed the Council, stating that she did not have anything to say tonight until the Mayor started talking; that in December she was going to the U.N. General Assembly and put pressure on this government until her people were recognized. She stated that she preferred her own and always had and always would; that her people did not come here willingly but were dragged in chains; that they were told this was the "Land of Milk and Honey" and did not come here for self-destruction.

## **REVEREND OVERSTREET**

✓ Revered Overstreet addressed the Council, stating that he did not want his response to Councilman Taylor to be taken in a derogatory sense; that he paid taxes and can show up at these meetings; that it his obligation to inspire leadership. He stated that he did not want to be welcomed at a City Council meeting—that he was a taxpayer, and it was his job to be here; that all taxpayers in Chattanooga and all ministers should show more concern. He congratulated his Councilman for being Chairman, noting that Councilman Hakeem did a magnificent job, and he was sure Councilman Littlefield would do the same.

**REV. OVERSTREET (CONT'D.)**

Councilman Pierce stated that he thought Revered Overstreet had made a pledge to the School System, and he asked when this would be forthcoming. Reverend Overstreet responded that if Councilman Pierce would resign, the money would be in good hands, and he could give it to the city.



**LOUISE HAMMONDS**

**Louise Hammonds** of the Oak Grove Community was the next speaker. She stated that she was a taxpayer who lived four miles down the road from the downtown development; that the only benefit they were getting out of their taxes was Chief Dotson; that she spent three days a week with Andre Davis on the phone. She mentioned that Highland Park had put a piece in the paper saying that they did not want Mexicans in their district; that if she made that statement against Mexicans and Blacks that it would be construed as a sign of discrimination. She stated that Highland Park had received city and foundation money; that there was never anything done in their community, and they had been promised a lot; that the area she was referring to was Oak Grove, Ridgedale, and Ferger Place. She stated that they had asked for the building at East Side and did not get it—that people from Highland Park were working there; that they paid the same taxes as the other community, but the City had forgotten them.

**ADJOURNMENT**

Chairman Littlefield adjourned the meeting of the Chattanooga Council until Tuesday, August 6, 2002 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)**

**City Council Building  
Chattanooga, Tennessee  
September 10, 2002  
6:00 p.m.**

Chairman Littlefield called the meeting of the Chattanooga Council to order with Councilmen Benson, Hakeem, Lively, Page, Pierce, Robinson and Taylor present; Councilman Franklin was absent due to personal commitment. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

#### **PLEDGE OF ALLEGIANCE/INVOCATION**

Prior to the Pledge, Councilman Lively called for a moment of silence in remembrance of those who lost their lives in last year's September 11 terrorism attack. Following the Pledge of Allegiance, Councilman Lively gave invocation.

#### **MINUTE APPROVAL**

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

#### **AMEND CITY CODE**

On motion of Councilman Benson, seconded by Councilman Lively,  
**AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II,  
SECTION 5, ARTICLE III BY ADDING A NEW SECTION 5-87 RELATIVE TO  
OPEN CONTAINERS OF AND TO THE CONSUMPTION OF ALCOHOLIC  
BEVERAGES AND BEER IN PUBLIC PLACES AND ON CERTAIN PRIVATE  
PROPERTY**

passed second reading. On motion of Councilman Page, seconded by Councilman Pierce, the Ordinance passed third and final reading and was signed in open meeting.

### **COMMITTEES**

Councilman Benson scheduled a meeting of the **Legal and Legislative Committee for Tuesday, September 17 at 3 p.m.**

Councilman Hakeem reminded Council members of the **Public Works Committee meeting scheduled for 4 p.m. on Tuesday, September 17.**

Councilwoman Pro-Tem Robinson stated that the Parks and Recreation Committee had a kickoff of the "Art in Public Places Program" today. She stated the Mayor is inviting everyone interested to participate in finding out about coming attractions. She stated anyone so interested should contact Admin. Jerry Mitchell and anyone in the Mayor's office for a schedule of upcoming events.

### **PUBLIC MEETING**

Councilwoman Pro-Tem Robinson stated that a public meeting is scheduled for Thursday at 6 p.m. at Red Bank High School for individuals living in Councilman Lively's district who are interested in a greenway along Mountain Creek. She stated persons so interested are asked to bring ideas to the meeting in an effort to begin putting some type of description together.

### **REV. EUGENE OVERSTREET**

Rev. Overstreet stated tomorrow, September 11, makes one year that he has been active in funeral service and ministry in Chattanooga after being a resident of New York for 31 years. He stated it has taken awhile but they are getting there and expressed thanks to the Council for accepting them. He stated that he personally wanted to thank "Brother" Littlefield, indicating that they got off on a "bumpy ride"; that he wanted to thank him and make him aware the community has been transformed and the very people who sat in this room to protest his opening are now his best neighbors. He stated the parking lots they feuded about now join each other and there is a certain transcendence introducing itself within the universality of intelligence transcending color, race, creed and sex. He stated that he addressed the funeral board in Nashville today and is certain his funeral business will go a little smoother this second year. He again expressed thanks to the Council and the Mayor for making him welcome; that 52 families have been served since their arrival one year ago not knowing anybody but God. He stated that he knows how difficult it can be when the "powers that be" turn against you and expressed thanks to Councilmen Pierce, Taylor, Hakeem, and Franklin and the other Council members.

**REV. EUGENE OVERSTREET (Continued)**

✓ Councilman Pierce stated that he recalls Rev. Overstreet making a pledge of \$100,000 to the school system and that the money should be forthcoming this week, September 15. He stated that he spoke with Dr. Register and he is looking forward to receiving the money! He stated that he (Pierce) asked Rev. Overstreet six months ago to write the check!

Rev. Overstreet stated that he does not think the school system would need his money; that Councilman Pierce and his vast expansion of words know the difference between "suggestion" and "pledge"!

**GARY BALL**

Gary Ball of the Ridgedale Merchants Association stated that he hung around to thank Councilman Hakeem for "hanging in there"! He stated that Councilmen Hakeem and Littlefield have worked with him and he wanted them to know that he appreciates them.

**ADJOURNMENT**

Councilwoman Pro-Tem Robinson adjourned the meeting of the Chattanooga Council until Tuesday, September 17, 2002 a 6 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)**

**City Council Building  
Chattanooga, Tennessee  
July 1, 2003  
6:00 p.m.**

Chairman Franklin called the meeting of the Chattanooga Council to order with Councilmen Benson, Hakeem, Littlefield, Lively, Page, Pierce, Robinson and Taylor present. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

#### **PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilman Lively gave invocation.

#### **MINUTE APPROVAL**

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

#### **SPECIAL PRESENTATION**

Councilman Littlefield recognized a group of residents from the Brainerd Hills community at this time.

Carol Berz stated she and others from the community were present to make a very special presentation. She stated there has been talk for a long time about sidewalks and repaving East Brainerd Road into three lanes. She stated there is now a Brainerd Hills Plan that includes sidewalks, paving and upgrading the neighborhood. She stated in a meeting with Councilman Littlefield they were trying to think of a way to help the City raise money to underwrite the project, which will cost about \$1.5 million. She stated Councilman Littlefield suggested that they have a sidewalk sale, which they did two weekends in a row and raised \$500 to give to the City toward the \$1.5 million.

**ALAN W. RIGHTMEYER (Continued)**

City Attorney Nelson stated that it says on the license that, **"This licenses does not permit operation unless properly zoned and in compliance with all other applicable laws and rules"**.

Councilman Littlefield stated we used to have this problem all the time and is glad to know it is still on there.

Councilman Pierce asked for clarification that it is still on today's licenses.

City Attorney Nelson responded "yes"; that it is also on Hamilton County's license at the bottom which states, **"This license does not permit operation unless properly zoned and/or in compliance with all laws and rules"**.

Councilman Pierce asked Mr. Rightmeyer if he read that statement on both licenses.

Chairman Franklin reiterated that this matter was out of the Council's jurisdiction.

Councilman Pierce asked if the landlord has to be present in court; that Mr. Rightmeyer is the victim.

City Attorney Nelson stated if the landlord has been cited it would be in his best interest to be there. He stated if the gentleman goes in and admits his problem the Judge may dismiss the case against the landlord.

Councilman Pierce advised Mr. Rightmeyer to talk to the Judge and explain his case in an effort to eliminate the landlord from coming. He stated when the Judge sets out an order he expects it to be done; that the Judge will talk to him prior to the court date any day of the week.

**Rev. Overstreet**

✓ Councilman Littlefield stated that he received a call a few days ago from Rev. Overstreet who had a question about an alley that runs by his business (Family Mortuary) and the Cedar Hill precinct located at 47<sup>th</sup> Street and Twelfth Avenue. He stated Rev. Overstreet was present at last week's District 9 community meeting and told him he had searched the records regarding the alley and found that he (Rev. Overstreet) is the proud owner of much of it; that the alley was closed and abandoned in 1959. He presented him with the document signed by Councilman Benson's father-in-law, Pat Wilcox, who was Commissioner of Public Works at that time, and Mayor P. R. Olgiati.

**REV. OVERSTREET (Continued)**



Councilman Littlefield stated that he wanted to present the document to Rev. Overstreet because he was such a colorful person; that he wanted to present it in a colorful way and congratulate him on being the proud owner of half of a City of Chattanooga alleyway for filing with his deed!

Rev. Overstreet expressed thanks to his Councilman (Littlefield) who so vigorously and rigorously represents him in the sixth district for giving him the property needing to be cleaned up! He stated Councilman Littlefield has his way of taking the "heat of hell" and the "gold out of heaven"! He stated that he remembers two years ago when he stood before the Council fighting about the alley in order to open the funeral home and now two years later it is his alley! He expressed thanks to Councilman Littlefield, expressing that they have developed a working relationship, not barring their differences, but being able to humanely communicate. He expressed thanks to Councilmen Hakeem, Franklin, Benson and others who were at the meeting last week and indicated his plan to work with Chief Dotson and the 800 plus churches in the area to bring about a healing process.

Rev. Overstreet stated that he was disturbed when he came to Chattanooga as the "new kid on the block"; however, he is encouraged when he sees the type of meeting that took place as altruistic and outreaching. He stated his Councilman (Littlefield) was the only "gentleman of color" on the platform and represented well, again expressing thanks to the Council and Mayor who participated and listened with a sympathetic ear to the problems off times thrown toward racism and it is really not a racist problem, but a deeper and more sensitive problem in our community that transcends the black/white traditional escape hatch. He stated it is next to impossible to believe that all of our police and community problems are derivatives from color exclusively. He stated that he looks forward as a citizen and minister of 44 years of seeing if we can shift the responsibility of our police department and our government and try to create a consensus of identity in the African-American community; that he is convinced unless and until we know who we are it is very, very difficult to interpret who others are.

Rev. Overstreet stated there are some things he does not want the government doing for him; that he never has and never will as his father and mother brought him up that way. He stated Councilman Hakeem braved the crowds and the Mayor had a lot of "fire in him" and the crowd voiced their views; that he saw another side of Chattanooga he has not seen heretofore. He stated that he looks to the Council for leadership; that the Council needs the citizen's support and the citizens need their support; that it is not time to become bitter but to become better.

### **REV. OVERSTREET (Continued)**

Rev. Overstreet stated that he understands the frustration of the families (of the recent shootings). He stated Councilman Hakeem was a good "punching bag" and rose to the occasion in his own inimitable way and brought those in attendance back to order with a simple apology. He stated it is the simple things in politics that really move people. He indicated that he is an admirer of Councilman Benson as he is a seasoned statesman; that he (Overstreet) loves to come to the Council meetings and observe what a Council member should be and in other cases, he comes to see what a Council member ought not be. He expressed thanks to God for the meeting last week and stated that he looks forward to corralling the 800 churches. He stated that he spoke with the Chief who asked for his assistance and he wants to lend it. He stated he is vocal, a "mover and shaker" and smart. He stated he is moving in the right direction to bring about a healing. ✓

Councilman Hakeem expressed appreciation to Rev. Overstreet for his participation last week at the meeting. He stated a lot comes out of the way a meeting starts; that the tone was set and it was a "boiling pot"; that Rev. Overstreet helped to set the tone and keep it civil for everyone to move forward and come forward with recommendations. He again expressed true appreciation for Rev. Overstreet's participation.

Councilman Taylor stated that he had his own community meeting to attend, which was heated, also. He stated he was in St. Elmo and could not attend the District 9 meeting.

### **SOUTH CHATTANOOGA RECREATION CENTER**

Councilman Taylor stated that he was very proud as far as the short-term solution to the situation at the South Chattanooga Recreation Center. He stated they were able to work it out as to where they are at the Center and will be able to move in as of July 7 for the summer program. He commended the staff for working so hard with the citizens; that they are presently doing a long-term process on the St. Elmo Recreation Center. He expressed thanks to everyone for their support.

**ADJOURNMENT**

Chairman Franklin adjourned the meeting of the Chattanooga Council until Tuesday, July 8, 2003 at 6 p.m.

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**CHAIRMAN**

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**CLERK OF THE COUNCIL**

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

**City Council Meeting  
Chattanooga, Tennessee  
July 8, 2003  
6:00p.m.**

Chairman Franklin called the meeting of the Chattanooga Council to order with Councilmen Benson, Hakeem, Littlefield, Lively, Page, Pierce, Robinson and Taylor present. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

**PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilwoman Robinson gave invocation.

**MINUTE APPROVAL**

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

**REZONING**

Councilman Taylor made the motion to move Ordinance 6(g) forward on the agenda; Councilman Page seconded the motion; the motion carried.

**2003-080: Neal Spurling**

Pursuant to notice of public hearing, the request of Neal Spurling to rezone tracts of land located at 600 and 606 Hamilton Avenue came on to be heard.

The applicant was not present.

Jerry Pace, Director of Operations with the Regional Planning Agency (RPA), stated that this request is located in North Chattanooga and the Staff made the recommendation to defer at the Planning hearing due to a zoning study presently underway for this area. He stated the Planning Commission wanted to hear the case and send it on to the Council with a recommendation for denial.

**PUBLIC HEARING: 2003-2004 OPERATING BUDGET  
(HUMANE SOCIETY) (Continued)**

City Hall responded, "yes, they will".

At this point, Chairman Franklin declared the hearing duly closed.

**(Written comments from Amy Davis, Ron Tucker, Lou McKenzie, Marion Roides and Madeline Bolbol are filed with minute material of this date.)**

**CLOSE AND ABANDON**

**MR-2003-052: Volunteer Realty Management**

On motion of Councilman Lively, seconded by Councilman Hakeem,  
**AN ORDINANCE CLOSING AND ABANDONING SEVERAL UNOPENED  
RIGHTS-OF-WAY BETWEEN WINDING WAY, EDGEWOOD CIRCLE,  
MANCHESTER STREET AND GLENN ROAD, MORE PARTICULARLY  
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO  
AND MADE A PART HEREOF BY REFERENCE**

passed second reading. On motion of Councilman Taylor, seconded by Councilwoman Robinson, the Ordinance passed third and final reading and was signed in open meeting.

**2003-2004 BUDGET AND AMENDING ORDINANCE  
11328**

Councilman Benson stated this matter was discussed in the Budget and Finance Committee for several Tuesdays and the recommendation from Committee is for approval.

Councilman Pierce stated that he would not be voting for the budget due to the fact the School Resource Officers' funds have been taken out to help balance the budget and is not something he can support at this time.

✓ After the vote was taken, Rev. Overstreet inquired as to when a complete budget document would be available for the citizens of Chattanooga.

✓ City Attorney Nelson advised Rev. Overstreet that the entire budget document was published in the newspaper last Saturday and that a copy of the document is available in the Council Clerk's office. He indicated to Rev. Overstreet that he could secure a copy as early as tomorrow morning from the Clerk' office.

**2003-2004 BUDGET AND AMENDING ORDINANCE**  
**11328 (Continued)**

✓ Rev. Overstreet stated that he would like to know about federal and state income and the expenses of each department, as those are items that are important to concerned citizens. He stated last year the budget document was not available and in most cities they are (available).

✓ City Attorney Nelson explained to Rev. Overstreet that the City's budget documents are always available in the Clerk's office and are published online after adoption on the City's web page.

On motion of Councilman Benson, seconded by Councilman Littlefield,

**AN ORDINANCE, HEREINAFTER ALSO KNOWN AS " THE FISCAL YEAR 2003-2004 BUDGET ORDINANCE", TO PROVIDE REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 2003, AND ENDING JUNE 30, 2004, AND APPROPRIATING SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE CITY, AND THE TIME TAXES AND PRIVILIGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; PROVIDING FOR INTEREST AND PENALTY ON DELINQUENT TAXES AND PRIVILEGES, AND TO AMEND PART II, CHATTANOOGA CITY CODE, SECTIONS 10-23, 12-21, 16-55, 24-304, 24-322, 18-191 THROUGH 18-196, AND TO AMEND ORDINANCE NO. 11328**

passed first reading; **Councilman Pierce voted "no"**.

**AMEND ZONING ORDINANCE**

Councilman Littlefield stated regulations were rewritten based on new building materials used today. He stated this amendment applies to houses built right on the property line that was written in the Code years ago; that a requirement has been inserted that the material has to be "maintenance free" that was previously defined as "masonry material".

On motion of Councilman Pierce, seconded by Councilwoman Robinson,

**AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, BY AMENDING ARTICLE V, SECTION 154, SUBSECTIONS (7) AND (10) AND SECTION 164, SUBSECTION (7), TO INCORPORATE NEW LANGUAGE RELATIVE TO ZERO LOT LINE DEVELOPMENT**

passed first reading.

### **THOMAS MORRELL (Continued)**

Mr. Morrell stated that he had an interest in visiting Yale University that was attended by George W. Bush, Bill Clinton, Hillary Clinton and others. He stated to him Yale is a microcosm of what is wrong with this world. He stated the Yale University entity presently holds one billion in excess in real estate and is completely off any rolls of making contributions to the City of New Haven. He stated they have revenues that flow from parking lots, student housing and all kinds of government things; that he wrote Yale's President, Richard Levine, and other professors at the law school. He stated if you have the truth and if integrated into the whole it will prevent ahead of time the thing you end up having to deal with behind in a situation; that the reality is that here in "River City" we have trouble, that starts with a capital "R", which rhymes with "NP" called "not for profits". He stated everyone has a "ministry" of some kind.

Mr. Morrell stated what he said in 1994 when he ran for Congress and was not allowed to debate Randy Button or Wamp, was that taxation is governance of the past. He stated we will be shareholders one way or the other; that we have a system that works ahead of time or behind the times. He stated that he was trying to tell the Council as unequivocally as he could that we have "forced kings". He stated that he tried to speak to Mayor Corker to offer an opportunity to meet with him but he (Mayor) was all tied up to go to Japan, but not East Chattanooga or Highland Park; that that was too far for him to go, he guessed. He stated the bottom line is that either the Council lead or follow; that both are good. He stated we cannot continue to perpetuate something that will never work and he does not know how to say it more kindly or graciously. He stated the last thing he would like to say is that Randy Button is now head of the Democratic Party and Zach Wamp is taking PAC money. He stated neither of them faced him (Morrell) in a televised debate and if they had they would not have won.

### **ADJOURNMENT**

Chairman Franklin adjourned the meeting of the Chattanooga Council until Tuesday, July 15, 2003 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)**

**City Council Building  
Chattanooga, Tennessee  
February 8, 2005  
6:00 p.m.**

Chairman Benson called the meeting of the Chattanooga Council to order with Councilmen Hakeem, Littlefield, Lively, Page, Pierce, Robinson and Taylor present; Councilman Franklin joined the meeting later. City Attorney Randall Nelson, Management Analyst Randy Burns and Council Clerk Carol O'Neal, CMC, were also present.

### **PLEDGE OF ALLEGIANCE/INVOCATION**



Following the Pledge of Allegiance, Pastor Overstreet gave invocation.

### **MINUTE APPROVAL**

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

### **SPECIAL PRESENTATION: RECOGNITION OF LORAYNE DURHAM'S 100<sup>TH</sup> BIRTHDAY**

Councilman Littlefield asked Jim Durham, son of Lorayne Durham, to join him at the lectern. He acknowledged that Mrs. Durham's granddaughter, Katherine, was also present. Councilman Littlefield read from a prepared certificate for Mrs. Durham which stated, "*Mrs. Lorayne Durham was born February 7, 1905 in Anderson, Tennessee. She is descended from one of the First Families of Tennessee, William Anderson and Jane Bryant, who emigrated from Ireland in 1762. Her parents, Victor S. Anderson and Minnie L. Arnold, owned a large farm, Gourd Neck, near Anderson, Tennessee. The family moved to Chattanooga in the early 1900's and Mrs. Durham worked briefly at Western Union where she met and later married Charles L. Durham on July 16, 1926; to this union was born one son, James Ronald. Mr. Durham passed away March 11, 1980. Mrs. Durham was an award winning ceramic artist during her active years and her work can be found in many collections in Tennessee and across the south. Her favorite pastime in her later years has been researching the genealogy of the Anderson Family. Mrs. Durham has been an upstanding and leading member of Chattanooga society for quite some time.*"

**ADJOURNMENT**

On motion of Councilwoman Robinson, seconded by Councilman Taylor, the meeting of the Chattanooga Council was adjourned until Tuesday, February 15, 2005 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)**

**City Council Building  
Chattanooga, Tennessee  
May 3, 2005  
6:00 p.m.**

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

**PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilman Benson gave invocation.

**MINUTE APPROVAL**

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

**CLOSE AND ABANDON**

**MR-2005-003: City of Chattanooga**

Councilman Hakeem stated this matter was discussed in Public Works Committee and is recommended for approval. He stated the residents of the neighborhood involving this request are aware of the need for this transfer.

On motion of Councilman Hakeem, seconded by Councilman Franklin,  
**AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED  
PORTION OF THE CITY' S RIGHT-OF-WAY ALONG THE WEST LINE OF THE  
300 BLOCK OF NORTH LYERLY STREET, MORE PARTICULARLY  
DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO  
AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN  
CONDITIONS**

passed first reading.

### **COMMITTEES (Continued)**

Councilman Franklin stated during their presentation it was noted that a request would come before Council in a few weeks for a nominal increase in admission to the Zoo. He stated "Sophie" the Australian Cockatoo was a visitor at the meeting and provided entertainment for all! He stated a good presentation was made and Darde Long and staff are doing a wonderful job.

### **DISTRICT 9 MEETING**

Councilman Hakeem announced that there will be a District 9 meeting on May 23 at Second Missionary Baptist Church beginning at 5:30 p.m.

### **DISTRICT 1 MEETING**

Councilwoman Bennett announced that she would be hosting the first District 1 meeting on Thursday, May 5 beginning at 6:30 p.m. in the Lookout Valley neighborhood at the John A. Patten Center.

### **PASTOR EUGENE OVERSTREET**

✓  
Pastor Overstreet of Cornerstone Baptist Church and proprietor of Family Mortuary stated that he had a birthday since he was before the Council last. He congratulated each Councilperson for running a very fruitful and productive campaign, even through some were sometimes turbulent. He also congratulated them for the magnanimous job they have before them and the tedious pressures from all who will confront them. He expressed his utmost respect for Councilman Rico and noted that the Council is now a mosaic myriad of diversified men and women. He stated a "dead fish can float downstream, however it takes a living fish to swim upstream". He again congratulated them for their victories and stated that all look forward to none less than their best and (he) knows each are capable of delivering that.

**LOUISE HAMMOND**

Louise Hammond of the Oak Grove Neighborhood Association stated that representatives from four communities were present with her; that they were present to give input for the police department. She stated that she read in last week's newspaper that Chief Parks is not working in the neighborhoods and noted that no neighborhood has had a police chief that worked with a neighborhood. She stated the Association meetings are held once a month in the senior building in her area and they had a meeting last week wherein every neighborhood in Chattanooga was invited, yet so far they cannot get a lot of them to come. She stated they have a court watch program and every community is invited to work with them. She stated the police department is working with them, however they cannot get anyone from Councilman Hakeem's area to participate, indicating that they would like for Glenwood and Bushtown to work with them. She stated her community is safer than it ever has been and noted that the only thing she really does not hear out of this Council, and she hears it a lot, is when it comes to diversity; that she can go into offices in Chattanooga and see they are "equaled out". She stated she is "real pleased" with the police in her community and they do not have a problem with Chief Parks; that all the police work with them. She again invited everyone to the Association meetings.

**ADJOURNMENT**

Chairman Robinson adjourned the meeting of the Chattanooga Council until Tuesday, May 10, 2005 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)**

**City Council Building  
Chattanooga, Tennessee  
September 20, 2005  
6:00 p.m.**

Chairman Robinson called the meeting of the Chattanooga Council to order with Councilmen Bennett, Benson, Franklin, Hakeem, Page, Pierce, Rico and Rutherford present. 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, Rev. Overstreet gave invocation. ✓

**SPECIAL PRESENTATION: INTERNS**

Mayor Littlefield was present to introduce interns who had been working in city government. He stated four are from Germany and two from UTC. He presented the German interns with Honorary Citizen certificates and In Appreciation certificates to the UTC students. German students included Jens Krause, interning with the Fire Department; Christian Pientka, interning with Information Systems; Stefan Feige, interning with the Police Department; and Anja Pytioch, interning with the Personnel Department. UTC students introduced were Natalie Dickie, interning in the Mayor's Office and Nickie Jones.

Chairman Robinson expressed best wishes to the interns for jobs well done.

**MINUTE APPROVAL**

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

**BOB GRAHAM (Continued)**

Councilman Franklin suggested that Judge Bailey be invited to the Legal and Legislative Committee to address the issues.

Councilman Benson stated he would call her to see if there is something and asked the Council's Management Analyst, Randy Burns, to research the matter.

Councilman Pierce asked the City Attorney if an ordinance could be passed regarding dress code; that the school system has a dress code and wondered if we could pass one for indecent exposure.

City Attorney Nelson responded "no"; that we would run into the First Amendment right of freedom of expression. He stated we do have an ordinance on the books against indecent exposure which is fairly specific as to what can and cannot be shown. He stated to pass a city wide dress code, no, as we would have trouble there.

**LOUISE HAMMONDS**

Louise Hammonds of the Oak Grove community stated a lady from Virginia who has moved into Councilman Hakeem's Glenwood neighborhood said the Council in Virginia passed a law that all teenagers with their pants below their bottoms would be charged \$50 and it worked. She stated that she brought this up in their meeting and if it worked for them she does not know why it would not work here.

Councilman Pierce stated it would work until it gets to the ACLU!

City Attorney Nelson we would be looking at big time attorney's fees under federal civil rights matters.

**REV. OVERSTREET**

Rev. Overstreet complimented Chairman Robinson for her itinerary with the Mayor and others; that he is certain Chattanoogaans will be the beneficiaries of their trips and trust it will help the city. He stated that he wanted to say as a matter of record that three weeks ago he was privileged to be contacted by President William Jefferson Clinton, with whom he developed a relationship many years ago when he was Governor of Arkansas, to participate in the cleanup in the gulf. He stated the group of 50 involved the Council of Black Mayors, Tom Joiner, SCLC, NAACP and others; that the Southern Baptists joined them, as well. He was thankful to have been included and noted it was a tedious and tragic site anyone would want to see.

### **REV. OVERSTREET (Continued)**

Rev. Overstreet stated if anyone wants to see how important black or white is, let tragedy strike! He related a story of a large Texas gentleman touching him on the shoulder while they were working and asked if he was from Hamilton County. He responded that he was and the gentleman asked if he was familiar with the "Tennessee Waltz". He stated that he knew what the gentleman was referring however his response was "dancing" and that is all he wished to know as he wanted to get back to work! He stated when he thinks about "waltzing" he thinks about dancing.

### **EXPRESSION OF THANKS TO PARKS AND RECREATION DEPARTMENT**

Chairman Robinson expressed thanks to Adm. Rob Healy and others in the Parks and Recreation Department for their assistance in providing a clean, dry and warm shelter for so many people in such great need!

### **LEE TRIPP**

Lee Tripp of the Cedar Hill neighborhood stated he and others in the area are fighting extreme overgrowth; that for the last six-to-eight years absentee landlords have neglected their properties and gotten away with it. He stated the houses are fairly close together and whenever the hackberry trees and bushes grow up and become large "privacy barriers" as some call them there is a fire code problem. He stated it seems like people would like to leave it like that because they have something to hide; that there are a lot of residents that do drugs and there is some prostitution and the community took it upon themselves last week to clean it up. He stated prostitution has gotten so bad that a mattress was placed under a tree over on the side where it could not be seen; that police go by three-to-four times a night. He stated they picked up six large bags full of beer bottles and are cleaning up the property; that they cannot get the landlord over to do anything! He stated they need help as the City Code needs to be more specific on what constitutes overgrowth and make it stick. He stated thanks to Councilman Rico, Neighborhood Services is helping.

Chairman Robinson encouraged Mr. Tripp to get in touch with Neighborhood Services and Adm. Johnson. Mr. Tripp noted that they connect with Neighborhood Services on a weekly basis.

**MARY BARNETT (Continued)**

Councilman Rico asked City Attorney Nelson if this is legal for us to do.

City Attorney Nelson stated the city can not overrule state law; that in the hierarchy we have to observe federal law, state law and then the city. He urged Ms. Barnett to take the matter to her state representative to see if the law could be changed.

Teresa Wood, also a member of the St. Elmo community, asked if there is a way the city could challenge the law in court.

City Attorney Nelson responded "no".

**GREG LUTHER**

Greg Luther stated that he lives in St. Elmo and one thing that irritates citizens more than anything else is lack of information; that he is getting a little tired of finding out after the fact when it is too late to do anything. He displayed photos which do not speak to anything about a sign for a parking lot, yet they now have a huge sign going up. He displayed a photo showing the support column for the sign which is higher than the Zahnd's building was. He stated if this is illegal something needs to be done about it; that they had a big drawn out process years ago when Alexian Brothers took over the old public school and they were told this was going in to guide the development of not only the residential area of St. Elmo but commercial, as well. He stated this is definitely outside of that spirit and is the fault of the city.

**ADJOURNMENT**

Chairman Robinson adjourned the meeting of the Chattanooga Council until Tuesday, September 27, 2006 at 6:00 p.m.

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**CHAIRMAN**

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**C LERK OF COUNCIL**

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

**City Council Building  
Chattanooga, Tennessee  
April 4, 2006**

Chairman Robinson called the meeting of the Chattanooga Council to order with Councilmen Bennett, Benson, Franklin, Page, Pierce, Powers, Rico and Rutherford present. 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, Chairman Robinson gave invocation.

**MINUTE APPROVAL**

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

**PROPERTY ACQUISITION**

On motion of Councilwoman Rutherford, seconded by Councilman Page,  
**A RESOLUTION ACCEPTING THE HIGHEST AND BEST OFFERS FOR CERTAIN PARCELS OF PROPERTY ACQUIRED BY THE CITY OF CHATTANOOGA AND HAMILTON COUNTY THROUGH PREVIOUS DELINQUENT TAX SALES AND AUTHORIZING THE CITY FINANCE OFFICER TO ENTER INTO AND EXECUTE DEEDS CONVEYING SAID PARCELS TO INDIVIDUALS AS SHOWN ON THE LIST ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE**


was adopted.

**PROPERTY TRANSFER**

On motion of Councilman Rico, seconded by Councilwoman Rutherford,  
**A RESOLUTION AUTHORIZING THE CITY FINANCE OFFICER TO EXECUTE A QUITCLAIM DEED TO TRANSFER CERTAIN REAL PROPERTY ALONG MANUFACTURERS ROAD, AS DESCRIBED IN AND AS SHOWN ON THE QUITCLAIM DEED AND MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION**

was adopted.

### **REV. EUGENE OVERSTREET**



Rev. Eugene Overstreet stated it has come to his attention in the five years he has been in Chattanooga that there is an unwritten law that the ministers of this city, namely African American ministers, are to preach on Sunday, raise money from the parishioners and not be involved until election time with the everyday living and conditions of our people. He stated he is present to say to the Council and Mayor that that day is no longer! He stated there is fresh, new leadership, both civic and in the pulpit, and introduced the new president of the Koinonia, Rev. Nathaniel Carter, and noted there is a changing of the guard. He stated they already have 16-86 churches registered under his leadership and he (Overstreet) is proud to be in his cabinet. He stated that he knows him and there will no longer be promises and pacts; that they will walk the promises to the end of the road.

Rev. Overstreet stated that he is the chair of the citywide revival this year that will comprise a myriad of diversified churches, black and white, to bring about a mosaic for the social, economic and political well being of our city. He stated the plan is to make the pulpit mobile, run for political office and speak for the people to whom they preach. He stated like any other metropolitan city preachers are not relegated to the pulpit, as they are the core of politics in this country.

Chairman Robinson stated the Mayor would be pleased to hear that; that everyone knows he has made a commitment to work with all faith-based initiatives and is looking forward to meeting communities needs.

Rev. Overstreet stated if the first three letters of the words faith-based initiatives are taken out it would be F – B – I. He stated we should be careful how we take faith-based money as nothing from Washington comes free!

Chairman Robinson stated the last time she checked she did not believe the government gives any churches any money.

### **MIKE TODD**

Mike Todd stated he was present with the persons from Parks and Recreation and submitted a letter to the Council signed by several within the Department supporting the selection of Larry Zehnder as head of the Department. The letter states Mr. Zehnder is a professional which is reflected in part by the many state and national awards he has received for accomplishments in the field of recreation.

**MIKE TODD (Continued)**

Mr. Todd's letter stated Chattanooga will be "back on the map" as having the best facility in the southeast. **(A copy of Mr. Todd's complete letter is filed with minute material of this date.)**

**MAHMOOD ABDULLAH**

Mahmood Abdullah stated that he has a problem with the HOPE VI project in Alton Park and noted that he has a business. He distributed a letter to the Council and stated during the time the project was done in 2001 inspectors came out after the project was completed and gave approval. He stated he was a truck driver and on the road and when he came back in 2003 to get ready to operate the business he had to have inspectors come in. He stated when they came in they cited other problems saying something was wrong and this caused a delay (in opening). He stated the inspectors came back and said additional work was needed, which was previously approved from the city. He stated he was not present before the Council to sue as he thinks what is going on in Alton Park is beautiful. He stated what he is asking for has been written in a letter that was distributed to the Council. He stated that he talked with Councilman Rico and did not hear anything; that the information distributed is clear. He stated he is looking for assistance to finish opening his business as he has put all his funds in what has been needed to be done.

Chairman Robinson stated that she conferred with the City Attorney and this concern is one that should be directed to the Public Works Department under the direction of Steve Leach.

**ADJOURNMENT**

Chairman Robinson adjourned the meeting of the Chattanooga Council until Tuesday, April 11, 2006 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)**

**City Council Building  
Chattanooga, Tennessee  
February 6, 2007  
6:00 p.m.**

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

### **PLEDGE OF ALLEGIANCE/INVOCATION**

Following the Pledge of Allegiance, Councilman Page gave invocation.

### **MINUTE APPROVAL**

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

### **SOUTHERN ADVENTIST UNIVERSITY STUDENTS**

Chairman Pierce recognized and welcomed students from Southern Adventist University who were present to photograph and observe the meeting. The students introduced themselves as Megan, Kirsten, Britni, Lindsey and Kaidi of the University's Photography and Advanced Reporting classes.

### **AMEND BUDGET ORDINANCES**

On motion of Councilwoman Gaines, seconded by Councilman Rico,  
**AN ORDINANCE TO AMEND ORDINANCE NOS. 11434, 11581, 11728 AND 11848, AS AMENDED, RESPECTIVELY KNOWN AS THE 2003-2004 BUDGET ORDINANCE, 2004-2005 BUDGET ORDINANCE, 2005-2006 BUDGET ORDINANCE AND 2006-2007 BUDGET ORDINANCE, SO AS TO APPROPRIATE TWO HUNDRED TWENTY-SEVEN THOUSAND ONE HUNDRED NINETY-THREE DOLLARS (\$227,193.00) FROM THE GENERAL FUND TO A SPECIAL FUND TO BE USED FOR NEIGHBORHOOD PARTNERS PROJECTS AND RELATED ACTIVITIES AND INITIATIVES AND**

### **OVERTIME DISCUSSION (Continued)**

Chairman Pierce stated he does not want to rush them into it as it is something that has been going on for years, can not be resolved overnight and would take time.

### **DISTRICT 5 MEETING**

Councilman Franklin announced that the District 5 Community Forum is scheduled for Thursday, February 22 at 6 p.m. at Oakwood Baptist Church. He encouraged all residents and those residing in Murray Hills to attend. He asked city administrators to be present to offer expertise in their particular areas.

### **TML DISTRICT 3 MEETING**

Councilwoman Bennett announced that the TML District 3 meeting will be held in the City Council Assembly Room on Friday, February 16 from 9 a.m. – 11 a.m. She stated State Representatives and Senators will be present and it will be a great opportunity for our Council to join with other communities to talk about some of the issues that need to be addressed.

### **REV. OVERSTREET**

✓ Rev. Overstreet thanked Council members for the good things he has been reading in the newspaper and seeing on television. He thanked Chairman Pierce for his altruism and reaching out to the community to try to get people amalgamated and the thought behind our Mayor. He stated he is a New Yorker but wants to go on record as saying he is privileged and the only one, other than the Mayor, to have been one of the progenitors of the Eleventh Street property idea. He stated somehow he got lost in the shuffle but he walked every inch of that property before the Mayor become Mayor. He stated he and "brother" Bill Thompson, who is in the Father's House, and our Mayor, before elected, walked through every building and every inch and he was glad he was instrumental in putting one hand on our Mayor's shoulder and the other on Mr. Thompson's to bring about an amalgamation of thought to create the property upon which this homeless property idea could be launched. He stated that he thanks God for that. He stated that the idea does not seem to please a lot of people with "funny badges" from Washington who have been tiptoeing around his funeral home.

**REV. OVERSTREET (Continued)**

Rev. Overstreet again offered congratulations on what the Mayor has done in purchasing the property and on the entire process, reiterating that he was there every minute of the entire procedure. He thanked Chairman Pierce for forming a committee to look into the procedures and protocol when it comes to this property as he has been made uncomfortable and thanked God he was "holding to his gun". He stated Bill Thompson was an honorable man and prior to the election of our Mayor his intentions were and still are honorable with that property. He reiterated that he is proud to be one of the progenitors of the Eleventh Street property purchase!

**CONGRATULATIONS TO OFFICE OF MULTICULTURAL AFFAIRS**

Chairman Pierce offered congratulations to Mrs. Jacqueline Strong-Moss of the Office of Multicultural Affairs for the "Living Legends" luncheon held last week. He stated he was sorry he was not selected as a "Living Legend", however, a beautiful program was enjoyed by everyone in attendance. He expressed thanks to her and for her to keep up the good work!

**ADJOURNMENT**

Chairman Pierce adjourned the meeting of the Chattanooga Council until Tuesday, February 13, 2006 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 ARE  
FILED WITH MINUTE MATERIAL OF THIS DATE)**