

## AMENDED AGENDA FOR TUESDAY, JULY 19, 2011

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson)
- III. Minute Approval.
- IV. Special Presentation.

### “Albert Moore – Murphy Snoderly Award”

- V. Ordinances – Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Section 38-2 Definitions, Section 38-185 Uses Permitted as Special Exceptions by the City Council, and Section 38-527, Special Exceptions Permit for late night entertainment/event facility and/or nightclubs or similar uses.
  - b) 2011-054 Wise Properties TN, LLC (R-4 Special Zone to C-7 North Shore Commercial/Mixed Use Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 609 Hamilton Avenue, more particularly described herein, from R-4 Special Zone to C-7 North Shore Commercial/Mixed Use Zone, subject to certain conditions. **(District No. 1.)**
  - c) 2011-079 Dillard Partnership (M-1 Manufacturing Zone and R-2 Residential Zone to M-1 Manufacturing Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7836 Lee Highway, more particularly described herein, from M-1 Manufacturing Zone and R-2 Residential Zone to M-1 Manufacturing Zone. **(District No. 4.)**
  - d) MR-2010-091 Patricia Washington (Abandonment). An ordinance closing and abandoning of an unnamed alley located in the south line of the 600 block of East 17<sup>th</sup> Street with AT&T southeast to maintain the easement in the full width, more particularly described herein. **(District No. 7.)**
  - e) An ordinance to amend Ordinance No. 12523, entitled “An ordinance, hereinafter also known as ‘the FY2011/2012 Budget Ordinance’, to provide revenue for the fiscal year beginning July 1, 2011, and ending June 30, 2012, 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 privileges are due, how they shall be paid, when they shall become delinquent; and providing for interest and penalty on delinquent taxes and privileges” so as to provide for certain changes in appropriations set out in Section 5(a).

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VI. Ordinances – First Reading:

- a) MR-2011-041 North Chattanooga Enterprise LLC/Vincent Morse (Abandonment). An ordinance closing and abandoning a portion of an unopened alley parallel to the 800 block of Dallas Road, more particularly described herein, subject to certain conditions. **(Recommended for denial by Public Works and Planning.) (District No. 1.)**

VII. Resolutions:

- a) A resolution authorizing payment to **R1 TN 2, LLC** for a Right-of-Way Easement relative to Contract No. E-08-010, Shallowford Road at Jenkins Road Intersection Improvements, for Tract 7, Tax Map No. 149K-C-033.01, on Jenkins Road, in an amount not to exceed \$79,177.50. **(District No. 4.) (Revised.)**
- b) A resolution authorizing the Administrator of Public Works to award Contract No. E-11-006-201, Bituminous Surface Treatment, to Volunteer Excavating, LLC in the amount of \$223,782.46, with a contingency amount of \$22,378.54, **Orchard Knob Avenue**, in an amount not to exceed \$246,161.00. **(District Nos. 8 and 9.) (Revised.)**
- c) A resolution authorizing the execution of Change Order No. 1 (Final) with Brown Brothers, Inc. relative to Contract No. E-03-028-203, Hamill Road Improvements - Highway 153 to Hixson Pike - Phase 3, decreasing the contract amount by \$32,750.00, for a revised contract amount not to exceed \$1,465,588.00, and releasing the contingency of \$150,000.00. **(District No. 2.)**
- d) A resolution authorizing the execution of Change Order No. 1 (Final) with Brown Brothers, Inc. relative to Contract No. E-03-028-204, Hamill Road Improvements - Highway 153 to Hixson Pike, decreasing the contract amount by \$18,717.81, for a revised contract amount not to exceed \$490,295.19, and releasing the contingency of \$51,000.00. **(District No. 2.)**
- e) A resolution authorizing the execution of Change Order No. 1 (Final) with SAK Construction, LLC relative to Contract No. W-09-005-201, Upper Amnicola and Tiftonia Interceptor Rehabilitation Contracts, decreasing the contract amount by \$217,879.67, for a revised contract amount not to exceed \$2,854,155.33, and releasing the contingency of \$300,000.00. **(District No. 4.)**
- f) A resolution authorizing the execution of Change Order No. 1 (Final) with Dillard Construction, Inc. relative to Contract No. S-10-007-201, Sterling Avenue Drainage Ditch Repair, increasing the contract amount by **\$74,570.33**, for a revised contract amount not to exceed \$766,026.58. **(District No. 2.) (Revised.)**
- g) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a two (2) year License Agreement with River City Ducks, LLC, for the use of the Ross' Landing Ramp to access the Tennessee River for the operation of an amphibious vehicle in an amount of \$450.00 per month during the months of March 1<sup>st</sup> through October 31<sup>st</sup>. **(District No. 8.) (Deferred from 7/12/2011.)**

- h) A resolution authorizing the Director of General Services to enter into an agreement with Terracon Consultants, Inc. to complete Brownfield Remediation Services at the Old 36<sup>th</sup> Street landfill site and the Tennessee Avenue at railroad underpass site, in the amount of \$77,200.00. **(District No. 7.) (Deferred from 7/12/2011.)**
  
- i) **A resolution expressing the intent of the City of Chattanooga to issue bonds of the City of Chattanooga, Tennessee, in the aggregate amount not to exceed \$20 million for the purpose of paying all or a portion of the costs of the following: Eastgate Library Branch rehabilitation; City Hall campus; Council Building roof; warehouse on Main Street; 11<sup>th</sup> Street police station; road improvements – roundabout Shallowford Road at Jenkins Road; Shallowford Road Gunbarrel to Jenkins; Wilcox Tunnel rehabilitation; Goodwin Drive-sidewalks; general bridge repairs (City-owned); Enterprise South Industrial Park intersection improvements; Supplier Park North Access Road; pothole patching truck; asphalt paver; tool room building roof replacement; Paul Clark Operations Center roof replacement; Hixson Recreation Center; “Summit of Softball” maintenance building; fire apparatus; Community Theatre rehabilitation; Police Service Center renovation; City-Wide technology upgrades. (Added by permission of Council Chairwoman Ladd with the caveat that definitive backup information must be provided to all Council members prior to the Council meeting.) (Revised.)**
  
- j) MR-2011-081 City of Chattanooga, c/o Dan Thornton (Acquisition). A resolution authorizing the acquisition of 12+ acres located at 155 and 159 Hamm Road from Affiliated Transportation, Inc. for a consideration of \$2,000,000.00, plus closing costs, and authorizing the Director of General Services to execute any and all documents necessary relating thereto. **(Recommended for approval by Planning and Public Works.) (District No. 1.)**

VIII. Overtime Report.

IX. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks and Recreation.
- c) Department of Public Works.
- d) Department of Neighborhood Services.
- e) Department of Education, Arts & Culture.
- f) Fire Department.
- g) Police Department.
- h) Department of Personnel.
- i) Department of Finance and Administration
- j) City Attorney.

X. Other Business.

XI. Committee Reports.

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- XII. Agenda Session on July 26, 2011.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

**AGENDA FOR TUESDAY, JULY 26, 2011**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Council Chairwoman Ladd).
3. Minute Approval.
4. Special Presentations.
  - a) **“Reports for Plans of Services for Areas 3A and 3C”**
  - b) **“World Changers by Vanessa Jackson, Neighborhood Services Department.”**
5. Ordinances - Final Reading:
  - a) MR-2011-041 North Chattanooga Enterprise LLC/Vincent Morse (Abandonment). An ordinance closing and abandoning a portion of an unopened alley parallel to the 800 block of Dallas Road, more particularly described herein, subject to certain conditions. **(District No. 1.)**
6. Ordinances – First Reading:
  - a) 2011-043 Englewood Enterprises, LLC/Leroy Hurst & Bickerstaff PL/JDK Real Estate, LLC (M-2 Light Industrial Zone to M-1 Manufacturing Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 6162 Enterprise Park Drive, more particularly described herein, from M-2 Light Industrial Zone to M-1 Manufacturing Zone. **(District No. 6.) (Deferred from 6/14/2011.)**
7. Resolutions:
  - a) A resolution authorizing the Chief of the Police Department to award a contract to Terri Keith Company for carpet and base replacement located at the Police Service Center, for a total amount of \$19,536.00.
  - b) A resolution authorizing the appointment of Anthony Cothorn as a special police officer for the City of Chattanooga, **Public Works**, to do special duty as prescribed herein **unarmed**, subject to certain conditions. **(Revised.)**
  - c) A resolution authorizing the appointment of Curtis Cole, III as a special police officer for the City of Chattanooga, **Public Works**, to do special duty as prescribed herein **unarmed**, subject to certain conditions. **(Revised.)**
  - d) A resolution authorizing the appointment of Geoff Korous as a special police officer for the City of Chattanooga, **Public Works**, to do special duty as prescribed herein **unarmed**, subject to certain conditions. **(Revised.)**

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- e) A resolution authorizing the appointment of Jonathan Hagen as a special police officer for the City of Chattanooga, **Public Works**, to do special duty as prescribed herein **unarmed**, subject to certain conditions. **(Revised.)**
- f) A resolution authorizing the appointment of Michael Anthony as a special police officer for the City of Chattanooga, **Public Works**, to do special duty as prescribed herein **unarmed**, subject to certain conditions. **(Revised.)**
- g) A resolution authorizing Marie Farrar to use temporarily the right-of-way located at 204 West Main Street for the placement of a sign over a portion of the right-of-way, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
- h) A resolution authorizing Mitchell Baldree to use temporarily the right-of-way located at 200 West Main Street for the placement of a sign over a portion of the right-of-way, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
- i) A resolution authorizing Wade Verble to use temporarily the right-of-way located at 614 East Main Street for the placement of a sign over a portion of the right-of-way (sidewalk), as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 1.)**
- j) A resolution authorizing the Administrator of Public Works to award Contract No. W-10-003-201 to Wright Brothers Construction Company for the Birchwood Landfill, Area 2 Closure Construction, in the amount of \$5,669,563.48, with a contingency amount of \$283,486.52, for a total amount not to exceed \$5,953,050.00.
- k) A resolution authorizing the Administrator of Neighborhood Services and Community Development to enter into a contract with the Chattanooga Community Housing Development Organization (CCHDO) to provide City-Wide inspection services and other services related to the Roof Repair and Replacement Program in an amount not to exceed \$10,000.00.
- l) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Competition Athletic Construction, LLC to install synthetic turf at first and third base coaches boxes at fields one through five at **Warner Park Fields** for an amount not to exceed \$48,000.00. **(Revised.)**
- m) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Competition Athletic Construction, LLC to install synthetic turf logos along the first and third base lines at **Frost Stadium** for an amount not to exceed \$12,500.00. **(Revised.)**

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- n) City of Chattanooga c/o Dan Thornton. A resolution authorizing the acceptance of \$15,710.43 from Hamilton County as the City's portion from the sale of the 2010 back tax properties; also authorizing the acceptance of \$49,060.82 for the City's portion of the 2011 sale of back tax lots; the City Attorney will file orders necessary to resolve the tax lien and reduce the base taxes to zero.
  - o) MR-2009-107 City of Chattanooga c/o Dan Thornton. A resolution authorizing the Mayor to enter into and execute the First Amendment to Option to Purchase Real Estate Agreement with Gestamp Chattanooga, LLC, relative to Tract 19-B of the Enterprise South Industrial Park (ESIP).
8. Overtime Report.
9. Departmental Reports:
- a) Department of Human Services.
  - b) Department of Parks and Recreation.
  - c) Department of Public Works.
  - d) Department of Neighborhood Services.
  - e) Department of Education, Arts & Culture.
  - f) Fire Department.
  - g) Police Department.
  - h) Department of Personnel.
  - i) Department of Finance and Administration
  - j) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session on August 2, 2011.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.