

REVISED AGENDA FOR TUESDAY, NOVEMBER 12, 2013

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Gilbert).
- III. Minute Approval.
- IV. Special Presentations.

***"The Secretary of Defense Freedom Award"*
***Presented to Police Chief Bobby Dodd on behalf*
***of the Chattanooga Police Department*
By the Employer Support of the Guard and Reserve (ESGR)******

V. Ordinances – Final Reading:

- a) [2012-097 MAP Engineers c/o Mike Price/Wilkins Partners. An ordinance to clarify Ordinance No. 12646 so as to allow temporary access during construction on property located at 1735 Joiner Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. \(District 4\) \(Planning\)](#)

VI. Ordinances – First Reading:

- a) [An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III, Sections 2-137, 2-138, 2-149, 2-151, 2-152, 2-153, 2-165.1, 2-183 and Part II, Chapter 2, Article XIII, Section 2-751, relative to Domestic Partnership and Non-Discrimination. \(City Attorney's office\)](#)
- b) [**An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III by inserting a new Division XX entitled "Employment Non-Discrimination Ordinance". \(City Attorney's office\).**](#)
- c) [2013-119 Jack Edwards \(R-1 Residential Zone to R-2 Residential Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7630 Bonnie Drive, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, subject to certain conditions. \(Recommended for approval by Planning\) \(District 6\)](#)

[2013-119 Jack Edwards \(R-1 Residential Zone to R-2 Residential Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7630 Bonnie Drive, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, subject to certain conditions. \(Staff Version\)](#)

- 2013-119 Jack Edwards (R-1 Residential Zone to R-2 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7630 Bonnie Drive, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone. **(Applicant Version)**
- d) 2013-128 Aaron White/Vulcan Lands, Inc. (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 556 Molly Lane, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 7)**
- 2013-128 Aaron White/Vulcan Lands, Inc. (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 556 Molly Lane, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version)**
- e) 2013-130 Green Real Estate Group, LLC/David Devaney (R-4 Special Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 324 Vine Street, more particularly described herein, from R-4 Special Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 7)**
- 2013-130 Green Real Estate Group, LLC/David Devaney (R-4 Special Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 324 Vine Street, more particularly described herein, from R-4 Special Zone to C-3 Central Business Zone. **(Applicant Version)**
- f) 2013-129 Jack Killian (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to Lift Condition Nos. 1 and 2 of Ordinance No. 11533 of previous Case No. 2004-031, on property located at 2857 Northpoint Boulevard, being more particularly described herein. **(Recommended for approval by Planning and Staff) (District 3)**

VII. Resolutions:

- a) A resolution authorizing Hewitt Coleman to pay an on-the-job injury settlement to former City employee, James Hogwood (EN44566), in the amount of \$50,000.00 based upon his established permanent total impairment rating, subject to his execution of a release of all claims, and in accordance with Ordinance No. 12573. **(Human Resources)**

- b) A resolution to accept the qualifications for on-call modeling and floodplain analysis services from URS Corporation; AMEC Environmental and Infrastructure, Inc.; HDR Engineering, Inc.; CDM Smith; and Lamar Dunn Associates, Inc. and to enter into five (5), one (1) year blanket contracts with these professional firms subject to one (1) year renewal options for professional services estimated at \$650,000.00 total annually for all five (5) professional firms for use by all departments. **(Public Works)**
- c) 2013-127 Clara Edwards/Tommye Montgomery (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for a Residential Home for Handicapped and/or Aged Persons operated on a commercial basis on property located at 1503 Taylor Street. **(Planning and Staff) (District 9)**
- d) A resolution authorizing the Director of General Services to apply for and, if awarded, accept a grant from ArtsBuild Community Cultural Connections for the use of programming at the Soldiers and Sailors Memorial Auditorium related to public arts and healing workshops benefitting returned Armed Forces Troops and Veterans, in the amount of \$3,000.00. **(General Services)**
- e) A resolution authorizing the approval of Change Order No. 2 for TWH Architects, Inc. for design services related to the City of Chattanooga WellAdvantage Health and Wellness Center, for an increased amount of \$14,974.54, for a revised contract amount not to exceed \$315,434.69. **(General Services)**
- f) **A resolution to confirm the Mayor's appointment of Elisabeth B. Donnovin to the McKamey Animal Care Trust Board of Directors. (Added by permission of Chairman Hakeem) (Mayor's office)**
- g) **A resolution to make certain findings relating to the Woodbridge Chattanooga Formed Plastics LP Project, to delegate certain authority to the Industrial Development Board of the City of Chattanooga, and to authorize the Mayor to enter into and execute an agreement for Payments in Lieu of Ad Valorem Taxes. (Added by the Economic and Community Development Committee and by permission of Chairman Hakeem)**

VIII. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

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- IX. Other Business.
- X. Committee Reports.
- XI. Agenda Session for Tuesday, November 19, 2013.
- XII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIII. Adjournment.

AGENDA FOR TUESDAY, NOVEMBER 19, 2013

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Berz).
3. Minute Approval.
4. Special Presentation.
5. Ordinances - Final Reading:
 - a) An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III, Sections 2-137, 2-138, 2-149, 2-151, 2-152, 2-153, 2-165.1, 2-183 and Part II, Chapter 2, Article XIII, Section 2-751, relative to Domestic Partnership and Non-Discrimination. (City Attorney's office)
 - b) An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III by inserting a new Division XX entitled "Employment Non-Discrimination Ordinance". (City Attorney's office)
 - c) 2013-119 Jack Edwards (R-1 Residential Zone to R-2 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7630 Bonnie Drive, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, subject to certain conditions. (Recommended for approval by Planning) (District 6)
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- d) 2013-128 Aaron White/Vulcan Lands, Inc. (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 556 Molly Lane, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 7)**

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- e) 2013-130 Green Real Estate Group, LLC/David Devaney (R-4 Special Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 324 Vine Street, more particularly described herein, from R-4 Special Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 7)**

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- f) 2013-129 Jack Killian (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to Lift Condition Nos. 1 and 2 of Ordinance No. 11533 of previous Case No. 2004-031, on property located at 2857 Northpoint Boulevard, being more particularly described herein. **(Recommended for approval by Planning and Staff) (District 3)**

6. Ordinances – First Reading:

- a) An ordinance deannexing certain parcels adjacent to the current City limits between Hixson Pike and Middle Valley Road designated to be within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee. **(District 3) (City Attorney's office)**

7. Resolutions:

- a) A resolution authorizing the Chief of the Fire Department to pay the annual support and maintenance agreement for the Department's record management system to FDM Software, in the amount of \$52,602.98. (Fire)
- b) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-10-004-202, East Brainerd Sanitary Sewer Rehabilitation, to Layne Inliner, LLC, in the amount of \$7,494,471.00, with a contingency amount of \$374,700.00, for an amount not to exceed \$7,869,171.00, subject to SRF loan approval. (Districts 4 & 6) (Public Works)
- c) A resolution authorizing the City of Chattanooga to pay Victor Moore through his attorney, Lloyd A. Levitt, concerning a motor vehicle accident claim, subject to his execution of a release of all claims, in the amount of \$12,000.00, for medical treatment and physical therapy. (City Attorney's office)
- d) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against James P. Little, M.D. on the property located at 1335 O'Grady Drive, Chattanooga, TN 37419. (City Attorney's office) (Deferred from 11/12/2013)
- e) A resolution authorizing the Director of Human Resources to execute an agreement with OnSite Rx, Inc. to provide onsite pharmacy services for City employees, retirees, and dependents covered under the City's health plan and for on the job injuries at the rate of \$19.35 per employee per month (PEPM) for a contract period of three (3) years with additional two (2) one (1) year renewal term options. (Human Resources)
- f) A resolution authorizing the Director of General Services to accept and enter into a contract with Food Conquest, LLC to provide concession services at the Memorial Auditorium, Robert Kirk Walker Community Theater, and Tivoli Theater, for a period of one (1) year with an option of up to three (3) additional one (1) year renewal periods, with a contract revenue estimated at an annual amount of \$150,000.00 to vendor and \$45,000.00 to the City of Chattanooga. (General Services) (Revised) (Deferred from 11/12/2013)
- g) A resolution authorizing the City Attorney's office to retain Craig Scully of the law firm of Katten, Muchin, and Rosenman, LLP and Walter F. Williams of the law firm of McKoon, Williams, and Hegeman to provide legal counsel in the issuance of General Obligation Bonds during Fiscal Year 2013-2014.

8. Departmental Reports:
 - a) Police.
 - b) Fire.
 - c) Economic and Community Development.
 - d) Youth and Family Development.
 - e) Transportation.
 - f) Public Works.
 - g) Finance.
9. Other Business.
10. Committee Reports.
11. Agenda Session for Tuesday, November 26, 2013.
12. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
13. Adjournment.

**PROPOSED PURCHASES
CITY COUNCIL
11/12/13**

DEPARTMENT REQUISITION NO.	ITEM DESCRIPTION	BIDS REQUESTED	BIDS RETURNED	LOWEST/BEST BIDDER	COST	FUND NAME	NOTES
R85046 Transportation Department	Payment of Invoice for Drivers Education Services			Haman's New Drivers	\$12,250.00	Automated Traffic Enforcement	Payment of invoice for 35 students to participate in driver's education classes. Haman's has agreed to provide training at the rates established for the blanket contract that expired in July.
PO511960 General Services	Blanket Contract Renewal for Shredding & Recycling Services	9	7	Shred-It	Estimated \$10,000.00 Annually	General Fund	Blanket Contract Renewal for Shredding & Recycling Services. There were 9 direct bid solicitations sent out and we received 7 responses in the publically advertised bid proceedings. Shred-It was the lowest bidder that met specifications.
PO512650 General Services	Blanket Contract Renewal for Electrical Supplies	10	3	Electric Motor Sales & Supply Company Inc.	Estimated \$500,000.00 Annually	General Fund	Blanket Contract Renewal for Electrical Supplies. There were 10 direct bid solicitations sent out and we received 3 responses in the publically advertised bid proceedings. Electric Motor Sales & Supply Company Inc. was the lowest bidder that met specifications.
PO519098 General Services	Blanket Contract Renewal for Elevator, Escalator, & Lift Maintenance	6	6	Chattanooga Elevator	Estimated \$150,000.00 Annually	General Fund	Blanket Contract Renewal for Elevator, Escalator, & Lift Maintenance. There were 6 direct bid solicitations sent out and we received 6 responses in the publically advertised bid proceedings. Chattanooga Elevator was the lowest bidder that met specifications.
PO507429 General Services	Blanket Contract Renewal for City-Wide Paint & Paint Supplies	7	2	PPG Porter Paints	Estimated \$60,000.00 Annually	General Fund	Blanket Contract Renewal for Paint and Paint Supplies. There were 9 direct bid solicitations sent out and we received 7 responses in the publically advertised bid proceedings. PPG Porter Paints was the lowest bidder that met specifications.
PO505931 Public Works	Blanket Contract Renewal for Trees	9	7	Little Creek Nursery	Estimated \$20,000.00 Annually	Public Works Programs	Blanket Contract Renewal for Trees. There were 7 direct bid solicitations sent out and we received 2 responses in the publically advertised bid proceedings. Little Creek Nursery was the lowest bidder that met specifications.
PO505933 Public Works	Blanket Contract Renewal for Trees	9	7	Select Trees	Estimated \$20,000.00 Annually	Public Works Programs	Blanket Contract Renewal for Trees. There were 7 direct bid solicitations sent out and we received 2 responses in the publically advertised bid proceedings. Select Trees was the lowest bidder that met specifications.
PO505934 Public Works	Blanket Contract Renewal for Trees	9	7	Heather Farms Nursery	Estimated \$20,000.00 Annually	Public Works Programs	Blanket Contract Renewal for Trees. There were 7 direct bid solicitations sent out and we received 2 responses in the publically advertised bid proceedings. Heather Farms Nursery was the lowest bidder that met specifications.
R81757 Public Works	Blanket Contract for Fire Extinguishers/Fire Suppression Systems & Service	8	4	Chattanooga Fire Protection Inc.	Estimated \$35,000.00 Annually	General Fund	New Blanket Contract for Fire Extinguishers/Fire Suppression Systems & Service. There were 8 direct bid solicitations sent out and we received 4 responses in the publically advertised bid proceedings. Chattanooga Fire Protection was the lowest bidder that met specifications.
PO501675, 501678, 501680 Economic & Community Development	Blanket Contract Renewal for Demolition	16	11	Pates Hauling & Demolition LLP, Bee Cee Enterprise, Inc. & Tower Construction Company	Estimated \$300,000.00 Annually	General Fund	Blanket Contract Renewal for Demolition. There were 16 direct bid solicitations sent out and we received 11 responses in the publically advertised bid proceedings. Pates Hauling & Demolition LLP, Bee Cee Enterprise, Inc. & Tower Construction Company were the lowest bidders meeting specifications.