

REVISED AGENDA FOR TUESDAY, DECEMBER 3, 2013

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

"Recognition of Edward Freeman by Councilman Gilbert"

"Special Presentation by Chairman Hakeem"

- V. Ordinances – Final Reading:
- VI. 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) (Deferred from 11/19/2013)
 - b) MR-2013-026 Artech Design Group, Inc./David Hudson (Abandonment). An ordinance closing and abandoning a sanitary sewer easement located at 702 E. 11th Street. (District 8) (Recommended for approval by Public Works)
 - c) MR-2013-116 Brandi O'Neal (Abandonment). An ordinance closing and abandoning an alley between the 400 block of Jadie Lane and the 500 block of Lytle Street. (District 2) (Recommended for denial by Public Works and Transportation)
 - d) MR-2013-136 Bridgeway Chattanooga Realty Partners, LLC (Abandonment). An ordinance closing and abandoning an easement being part of the property located a 6839 McCutcheon Road, subject to certain conditions. (District 6) (Recommended for approval by Public Works)
- VII. Resolutions:
 - a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with DEKRA Certification, Inc., an approved third-party verification auditor by the National Biosolids Partnership, for the performance of year five (5) re-verification audit of the Chattanooga Biosolids Management Program, for an amount not to exceed \$11,200.00. (Public Works)

- b) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with AMEC Environment and Infrastructure, Inc. for professional services relative to Contract No. S-12-004-101, WPA Ditch Program Phase 1, for a total amount not to exceed \$625,000.00. **(Public Works)**
- c) A resolution authorizing the Administrator of the Department of Public Works to enter into a contract with GreenSpaces for the development and implementation of the LID Excellence Award Program for the Green Infrastructure Project, in the amount of \$28,080.00. **(Public Works)**
- d) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. R-13-003-201, Tennessee Aquarium Plaza – Pavers and Tree Replacement to Yerbey Concrete Construction, Inc., in the amount of \$196,429.30, with a contingency amount of \$15,000.00, for an amount not to exceed \$211,429.30. **(District 7) (Public Works)**
- e) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. R-13-004-201, St. Elmo Park and John A. Patten Restroom Facilities to First Place Finish, Inc., in the amount of \$146,764.00, with a contingency amount of \$15,000.00, for an amount not to exceed \$161,764.00. **(Districts 1 & 7) (Public Works)**
- f) A resolution authorizing David Martin c/o Iris Rodger to use temporarily an unnamed right-of-way adjacent to 754 Intermont Circle for use of a driveway to the side garage of the new house at 754 Intermont Circle, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(District 2) (Public Works/Transportation)**
- g) A resolution authorizing David Brock c/o Matthew Parks, HK Architects to use temporarily the right-of-way located at 301 Market Street for the installation of an awning and steps for use of the sidewalk along Broad Street in front of the Sports Barn building and adjacent to the tenant called Summit, as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(District 7) (Public Works/Transportation)**
- h) A resolution authorizing Danielle Mitchell to use temporarily the right-of-way located at 4206 North Access for the updating of text on an existing sign that has been “grandfathered” into use, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(District 2) (Public Works/Transportation)**

- i) A resolution authorizing John Meeks to use temporarily the right-of-way located at 388 Somerville Avenue to allow a security gate, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(District 1) (Public Works/Transportation)**
- j) A resolution authorizing Chris Paty c/o Virginia C. Love to use temporarily the right-of-way located at 907 Albany Street to install a driveway in an alley, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(District 2) (Public Works/Transportation)**
- k) A resolution authorizing the Administrator of the Department of Public Works to accept funding from Triad Corporation, Inc. on behalf of Southern Surgical Arts for pedestrian light poles and fixtures relative to 1405 Cowart Street Streetscaping, Partnership Agreement No. E-11-008-802, in the amount of \$6,035.04. **(District 7) (Public Works)**
- l) A resolution authorizing the Administrator of the Department of Public Works to accept funding from Griffco Design Build, Inc. on behalf of Broad Street Storage for pedestrian light poles and fixtures relative to 1405 Cowart Street Streetscaping, Partnership Agreement No. E-11-008-803, in the amount of \$3,017.52. **(District 7) (Public Works)**
- m) A resolution authorizing the approval of Change Order No. 1 (Final) for Thomas Brothers Construction Company relative to Contract No. S-11-004-201, Johnson Street Rehabilitation and Green Infrastructure Project, for an increased amount of \$97,348.53, for a revised contract amount not to exceed \$414,975.03. **(District 8) (Public Works)**
- n) A resolution authorizing the approval of Change Order No. 1 (Final) for Mayse Construction Company relative to Contract No. W-12-006-201, Alton Park Pump Station Upgrade and New Force Main, for an increased amount of \$20,925.54, for a revised contract amount not to exceed \$570,915.54, and to release the remaining contingency of \$29,074.46. **(District 7) (Public Works)**
- o) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-10-006-201 to Hurst Excavating, LLC, Pineville Road Sewer Basin Improvements, in the amount of \$1,115,435.00, with a contingency amount of \$110,000.00, for an amount not to exceed \$1,225,435.00, subject to SRF loan approval. **(District 1) (Public Works) (CONSENT DECREE)**

- p) A resolution authorizing the Administrator of the Transportation Department to apply for, and if awarded, accept a grant from the Tennessee Department of Transportation (TDOT) for the Fiscal Year 2014 Multimodal Access Fund for multi-use path and streetscape improvements on Broad Street from Martin Luther King Boulevard to Aquarium Way, for an amount to be determined, with 95% being the TDOT share and 5% being required from the City as local matching funds. **(District 7) (Transportation)**
- q) A resolution authorizing the Administrator of the Transportation Department to apply for, and if awarded, accept a grant from the Tennessee Department of Transportation (TDOT) for the Fiscal Year 2014 Multimodal Access Fund for multi-use path and streetscape improvements on Virginia Avenue from **W. 55th Street** to St. Elmo Avenue, for an amount to be determined, with 95% being the TDOT share and 5% being required from the City as local matching funds. **(District 7) (Transportation) (Revised)**
- r) A resolution authorizing the City Attorney's office to retain the law firm of Tidwell & Izell, P.C. to assist in the defense of Officer Mario Cunningham, an individual police officer who has been sued in the case of *Dameion Reynolds v. City of Chattanooga, et al.* **(City Attorney's office)**
- s) A resolution authorizing the City Purchasing Agent to establish a City-Wide blanket contract for office supplies with Staples for a twelve (12) month term with the option to renew for four (4) additional twelve (12) month periods, for an estimated annual amount of \$150,000.00. **(Purchasing)**
- t) A resolution authorizing the City Purchasing Agent to establish a City-Wide blanket contract for toner with Staples for a twelve (12) month term with the option to renew for four (4) additional twelve (12) month periods, for an estimated annual amount of \$300,000.00. **(Purchasing)**
- u) A resolution authorizing the Chief of the Chattanooga Fire Department to apply for and, if awarded, accept a 2013 Assistance to Firefighters Grant issued by the Federal Emergency Management Agency (FEMA), in the amount of \$50,250.00, with the City's match in the amount of \$5,025.00. **(Fire)**
- v) A resolution authorizing the appointment of Jeremy Cox as a special police officer (unarmed) for the McKamey Animal Center, to do special duty as prescribed herein, subject to certain conditions. **(Human Resources)**
- w) A resolution to confirm the Mayor's appointment of Charlene Kilpatrick to the Office of Multicultural Affairs Board. **(Mayor's office)**

- x) A resolution to confirm the Mayor's re-appointment of Joseph Sawyer and appointments of Lori Quillen, Jim Wilson, and David Barlew to the C-7 Board. (Mayor's office)
- y) A resolution to confirm the Mayor's re-appointment of Katie Reinsmidt and appointment of Aon Miller to the General Pension Board. (Mayor's office)
- z) A resolution to confirm the Mayor's re-appointments of Mike Webb, Mike Stolpman, Doug Dailey, and Marion Quarles and the appointments of Paul McGinnis, John A. Smith, and Susan Dailey to the Board of Plumbing Examiners. (Mayor's office)
- aa) A resolution to confirm the Mayor's appointment of Farzana Mitchell to the Chattanooga Airport Authority. (Mayor's office)
- bb) A resolution to confirm the Mayor's appointment of Chris Keene to the Beer and Wrecker Board for District 2. (Mayor's office)
- cc) A resolution authorizing the Administrator of the Economic and Community Development Department to enter into contracts with various neighborhood organizations for Neighborhood Partners Projects and related activities and initiatives, for an amount not to exceed \$50,000.00. (Economic and Community Development)

VIII. Departmental Reports:

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

IX. Other Business.

X. Committee Reports.

XI. Agenda Session for Tuesday, December 10, 2013.

XII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.

XIII. Adjournment.

AGENDA FOR TUESDAY, DECEMBER 10, 2013

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Freeman).
3. Minute Approval.
4. Special Presentation.
5. Ordinances - Final 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) (Deferred from 11/19/2013)
 - b) MR-2013-026 Artech Design Group, Inc./David Hudson (Abandonment). An ordinance closing and abandoning a sanitary sewer easement located at 702 E. 11th Street. (District 8) (Recommended for approval by Public Works)
 - c) MR-2013-116 Brandi O'Neal (Abandonment). An ordinance closing and abandoning an alley between the 400 block of Jadie Lane and the 500 block of Lytle Street. (District 2) (Recommended for denial by Public Works and Transportation)
 - d) MR-2013-136 Bridgeway Chattanooga Realty Partners, LLC (Abandonment). An ordinance closing and abandoning an easement being part of the property located a 6839 McCutcheon Road, subject to certain conditions. (District 6) (Recommended for approval by Public Works)
6. Ordinances – First Reading:
 - a) An ordinance amending Chattanooga City Code, Article V, Purchasing, Contracts, and Property Disposition, relative to bids. (Purchasing)
 - b) 2013-134 B&M Development (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift Condition No. 1 from Ordinance No. 12581 of previous Case No. 2012-015, on property located at 1309 Panorama Drive, being more particularly described herein. (Recommended for denial by Planning) (District 6)

2013-134 B&M Development (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift Condition No. 1 from Ordinance No. 12581 of previous Case No. 2012-015, on property located at 1309 Panorama Drive, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- c) 2013-146 John Anderson/James P. Little (R-1 Residential Zone to R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1418 O'Grady Drive, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 1)**

2013-146 John Anderson/James P. Little (R-1 Residential Zone to R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1418 O'Grady Drive, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. **(Applicant Version)**

- d) 2013-148 Thomas Palmer/Dan Rose (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 1512 Market Street and 5 East 16th Street, 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)**

2013-148 Thomas Palmer/Dan Rose (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 1512 Market Street and 5 East 16th Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version)**

- e) MR-2013-007 Samuel W. Clemons, Surveyor/The McCallie School (Abandonment). An ordinance closing and abandoning the 2600 block of Bennett Avenue, subject to certain conditions. **(District 9) (Transportation)**
- f) MR-2013-030 TDK Construction Company c/o Tim Keach (Abandonment). An ordinance closing and abandoning a sewer main and easement in the 2200 block of Murray Lane. **(District 4) (Recommended for denial by Public Works)**

- g) MR-2013-036 Tennessee Valley Museum c/o Tim Andrews (Abandonment). An ordinance closing and abandoning several unopened streets and alleys west of the 500 to 600 blocks of North Crest Road, subject to a full-width easement for EPB, Tennessee American Water Company, and the City of Chattanooga (sanitary sewer only). **(District 9) (Transportation)**
- h) MR-2013-106 Susan Cruze (Abandonment). An ordinance closing and abandoning an open alley unit block (28 and 34) of Shallowford Road. **(District 9) (Recommended for denial by Transportation)**
- i) MR-2013-115 Hopkins Surveying-Willow Plaza Realty (Abandonment). An ordinance closing and abandoning of an unopened alley parallel to the 2000 block of South Willow Street, subject to certain conditions. **(District 8) (Transportation)**
- j) MR-2013-124 Jody Shea (Abandonment). An ordinance closing and abandoning of a portion of 2500 South Hawthorne Street. **(District 8) (Recommended for denial by Transportation)**
- k) MR-2013-125 Tennessee Baptist Children's Home c/o Dwyte Winningham (Abandonment). An ordinance closing and abandoning of the unopened 1900 block of Mae Dell Road beginning at the corner of Ballard Drive. **(District 6) (Recommended for denial by Transportation)**

7. Resolutions:

- a) A resolution adopting the 2013 Purchasing Manual with revisions as set forth in Part II, Chattanooga City Code, Chapter 2, Article V, relative to purchases, contracts, and property disposition. **(Purchasing)**
- b) A resolution authorizing the Administrator of the Office of Multicultural Affairs to accept a \$500.00 donation from Chattanooga Coca-Cola Bottling Company to support human rights and fair housing education programming. **(Office of Multicultural Affairs)**
- c) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an agreement with CrimeView for professional services to update import server and implement CrimeView dashboard, in the amount of \$36,000.00. **(Police)**
- d) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an agreement with Environmental Systems Research Institute, Inc. (ESRI) for ArcGIS for Desktop Basic Single Use License, in the amount of \$11,475.00. **(Police)**

- e) A resolution authorizing the Mayor to enter into an Interlocal Agreement with Hamilton County Government and Hamilton County 911 Emergency Communications District relative to the Hamilton County Address Verification Project, and authorizing the City's share, in the amount of \$307,884.67. **(Public Works)**
 - f) A resolution adopting the revised Regional Addressing Policy developed by the City Engineer and the Hamilton County GIS Office pursuant to Chattanooga City Code Section 32-166 for 2013. **(Public Works)**
 - g) A resolution authorizing the Director of Human Resources to execute an agreement with Collins and Company, Inc. to provide third party administrator services for the City's on the job injury program for a three (3) year contract at the rate of \$5,900.00 per month for year one (1) then \$6,200.00 per month for an additional two (2) years with options to renew at \$6,200.00 per month for a total of five (5) years, with a one (1) time set up fee of \$8,500.00. **(Human Resources)**
 - h) 2013-149 Joseph Ingram/Leslie C. Fox (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for a Residential Planned Unit Development on properties located in the 1000 block of Dallas Road. **(District 2) (Recommended for approval by Planning and Staff)**
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, December 17, 2013.
12. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
13. Adjournment.