

TUESDAY, AUGUST 19, 2014
CITY COUNCIL REVISED AGENDA
6:00 PM

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

"Gospel Music Heritage Month"
Special Presentation to Ann Pierre and Nancy Westmoreland

- V. Ordinances – First Reading:

POLICE

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 25, Article III, Sections 25-67, 25-69, 25-73, 25-75, 25-76, and 25-77 relative to unlawful noises so as to create downtown amplified music district. \(Revised\) \(Deferred from 8/12/2014\)](#)

GENERAL GOVERNMENT

- b. [An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Division 17, to make certain changes to the General Pension Plan relative to retired participants.](#)

- VI. Ordinances – Final Reading:

PLANNING

- a. [2014-068 Neuhoff Taylor Architects/YMCA Association of Metro Chattanooga \(R-1 Residential Zone and R-4 Special Zone to C-4 Planned Commerce Center\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7502 Shallowford Road, more particularly described herein, from R-1 Residential Zone and R-4 Special Zone to C-4 Planned Commerce Center, subject to certain conditions. \(Recommended for approval by Planning\) \(District 4\)](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- b. [MR-2014-024 RSD, LLC c/o Chris Curtis \(Abandonment\). An ordinance closing and abandoning of the City underground detention facility and easement located at the corner of East 10th Street and University Street being the property described as Tract 4. \(Recommended for approval by Public Works\) \(District 8\)](#)

VII. Ordinances – First Reading:

PLANNING

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 25, Residential Planned Unit Development, Section 38-393, Permitted Uses, to allow all uses permitted in the underlying zone\(s\) and Section 38-398, Permitted Density. \(Deferred from 8/12/2014\)](#)

VIII. Resolutions:

CITY ATTORNEY'S OFFICE

- a. [A resolution to engage the law firms of \(1\) Tidwell & Izell PC; \(2\) Miller & Martin, LLP; \(3\) King & Spalding, LLP; \(4\) Frost Brown Todd, LLC; and \(5\) Waller Lansden Dortch & Davis, LLP for legal services for the period of July 1, 2014 through June 30, 2015 with the option to extend the blanket contracts for two \(2\) additional twelve \(12\) month periods, for a total amount not to exceed \\$175,000.00.](#)

GENERAL SERVICES

- b. [A resolution authorizing the Director of General Services to enter into a contract with Family Concessions, LLC for concession services at the Memorial Auditorium and Tivoli Theater for a term of twelve \(12\) months with the option of three \(3\) additional twelve \(12\) month renewals for an estimated annual amount of \\$150,000.00 to the vendor and \\$50,000.00 to the City. \(District 7\)](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- c. [A resolution authorizing the approval of Change Order No. 1 \(Final\) for Yerbey Concrete Construction relative to the Brainerd Road SEP Project, for an increase of \\$3,372.04, for a total revised contract amount not to exceed \\$98,494.04. \(District 5\)](#)

Transportation

- d. [A resolution authorizing Waters-Holland, LLC c/o Mitch Holland to use temporarily an unopened alley connecting Federal Street and 923 Endicott Street, as shown on the photo and drawing attached hereto and made a part hereof by reference, subject to certain conditions. \(District 2\)](#)
- e. [A resolution authorizing **World of Beer** c/o Frank Hudson to use temporarily the front sidewalk for outdoor seating/dining located at the World of Beer establishment on 412 Market Street, as shown on the photo and drawing attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\) \(Revised\)](#)

- f. [A resolution authorizing E. 10th Street RSD, LLC c/o Chris Curtis to use temporarily the right-of-way located on Douglas and University Streets and an unnamed ten foot \(10'\) alley for a portion of the concrete footings; and on Douglas Street for the canopy/awnings/roof overhang areas for the apartment building on East 10th Street, as shown on the photo and drawings attached hereto and made a part hereof by reference, subject to certain conditions. \(District 8\)](#)

IX. Departmental Reports:

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

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, August 26, 2014.

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

XIV. Adjournment.

TUESDAY, AUGUST 26, 2014
CITY COUNCIL AGENDA
6:00 PM

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Berz).
3. Minute Approval.
4. Special Presentation.
5. Ordinances – Final Reading:

GENERAL GOVERNMENT

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Division 17, to make certain changes to the General Pension Plan relative to retired participants.](#)

PLANNING

- b. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 25, Residential Planned Unit Development, Section 38-393, Permitted Uses, to allow all uses permitted in the underlying zone\(s\) and Section 38-398. Permitted Density.](#)
- c. [2014-054 Hixson Investors, LLC/Wells Fargo Bank and Raymond L. Hassler \(C-2 Convenience Commercial Zone to R-4 Special Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 6308, 6338, 6348, and 6352 Grubb Road and 5851 Highway 153, more particularly described herein, from C-2 Convenience Commercial Zone to R-4 Special Zone, subject to certain conditions. **\(Recommended for approval by Planning and Staff\) \(District 3\) \(Deferred from 7/15/2014\)**](#)
- d. [2014-055 Hixson Investors, LLC/Wells Fargo Bank and Raymond L. Hassler \(Lift Conditions\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift conditions from Ordinance No. 11827 of previous Case No. 2006-028 and to lift conditions from Ordinance No. 11946 of previous Case No. 2007-022, off properties located at 6308 Grubb Road and 5851, 5861, and 5857 Highway 153, being more particularly described herein. **\(District 3\) \(Deferred from 7/15/2014\)**](#)

POLICE

- e. [An ordinance to amend Chattanooga City Code, Part II, Chapter 25, Article III, Sections 25-67, 25-69, 25-73, 25-75, 25-76, and 25-77 relative to unlawful noises so as to create an amplified music district.](#)

6. Ordinances – First Reading:
7. Resolutions:

GENERAL SERVICES

- a. A resolution authorizing the Mayor to accept a quitclaim deed from Hamilton county conveying their interest in Tax Map Parcel Nos. 148B-B-012 and 148B-B-014 and to declare as surplus the same parcels 148B-B-012 and 148B-B-014. (District 6)

MAYOR'S OFFICE

- b. A resolution to confirm the Mayor's appointment of Linda Harris to the Storm Water Board.
- c. A resolution to confirm the Mayor's re-appointment of Tom Snow to the Airport Authority.
- d. A resolution to confirm the Mayor's re-appointments of Kevin Osteen and Michael Prater to the Historic Zoning Board.
- e. A resolution to confirm the Mayor's appointments of Mariah Prescott, Elizabeth Tallman, and Craig Walker to the Tree Commission.
- f. A resolution to confirm the Mayor's appointment of Justin Strickland to the Transportation Board.

PUBLIC SAFETY

- g. A resolution to accept a donation check from Catholic Health Initiatives (d/b/a Memorial Hospital) for the Violence Reduction Initiative, in the amount of \$10,000.00.

PUBLIC WORKS AND TRANSPORTATION

Transportation

- h. A resolution authorizing the Administrator of the Department of Transportation to accept a contribution of \$4,430.28 from Urban Renaissance Group, LLC (Mike Moon) towards the cost of three (3) pedestrian light poles, light fixtures at 105 and 121 W. 3rd Street at Walnut Hill Townhomes Phase One established by Contract No. T-14-009. (District 7)
- i. A resolution authorizing the Administrator of the Department of Transportation to accept a contribution of \$4,250.28 from Walk2Campus Properties towards the cost of three (3) pedestrian light poles, light fixtures at 863 McCallie Avenue (Ed Martin, Howerton Apartments) established by Contract No. T-14-010. (District 8)

- j. [A resolution authorizing the Mayor to execute an amended agreement with Hamilton County and the Tennessee Department of Transportation \(TDOT\) for an additional \\$1,160,000.00 transportation enhancement grant and \\$290,000.00 required match from private funds for total additional funds of \\$1,450,000.00 for construction of the next phase of the downtown Riverwalk.](#)
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, August 26, 2014.
12. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
13. Adjournment.

Proposed City Council Purchases 08/19/2014

DEPARTMENT REQUISITION NO.	ITEM DESCRIPTION	BIDS REQUESTED	BIDS RETURNED	LOWEST/BEST BIDDER	COST	FUND NAME	NOTES
R97187 General Services	Blanket Contract for Fire & Garbage Truck Maintenance Service			Chattanooga Truck Center	Estimated \$100,000 Annually	Municipal Garage	Blanket contract for Fire and Garbage Truck Maintenance and Services. TCA 6-56-304.2 allows this single source purchase exempted from usual advertising and bidding requirements.
R82552 General Services	Blanket Contract Increase for Equipment Repair parts and Service			CMI Equipment Sales Inc	Estimated \$70,000 Annually	Municipal Garage	It is recommended to increase the estimated annual expenditure amount from \$35,000 to \$70,000, due to estimating less for future Equipment Repair Parts and Service
R97406 Public Works Department	Blanket Contract for City Wide Safety Shoes	8	2	Sears Shoe Store	Estimated \$60,000 Annually	General Fund	Blanket Contract for City Wide Safety Shoes. There were 8 direct bid solicitations and we received 2 response in the publically advertised bid proceedings. Sears Shoe Store was the lowest responsible bidder that met specifications.
R71835 Public Works	Blanket Contract name change for front End Loader Disposal Services.			Republic Services Of Chattanooga		General Fund	Allied Wasted Services was aquired by Republic Services and it was required that we changed the name. It recommended that a new blanket contract for Front End Loader Disposal Services is issued upon the same terms and conditions as the previous contract.

Proposed City Council Purchases 08/19/2014

R66729 Public Works	Blanket Contract Renewal for Liquid Chlorine	8	3	Brenntag Mid- South Inc.	Estimated \$700,000 Annually	Interceptor Sewer Operations	Blanket Contract Renewal for Liquid Chlorine. There were 8 direct bid solicitations and we received 3 response in the publically advertised bid proceedings. Brenntag Mid- South Inc. was the lowest responsible bidder that met specifications.
R83143 Public Works	Blanket Contract Renewal for Odor Control Filter Media	8	2	Prominent Systems Inc.	Estimated \$130,000 Annually	Interceptor Sewer Operations	Blanket Contract renewal fir Odor Control Filter Media. There were 8 direct bid solicitations and we received response in the publically advertised bid proceedings. Prominent Systems Inc. was the lowest responsible bidder that met specifications.
R96263 Public Works	Blanket Contract for Supply and Delivery of Liquid Calcium Nitrate.	8	1	Evoqua Water Technologies LLC	Estimated \$900,000 Annually	Interceptor Sewer Operations	Blanket Contract for Supply and Delivery of Liquid Calcium Nitrate. There were 8 direct bid solicitations and we received 1 response in the publically advertised bid proceedings. Evoqua Water Technologies was the lowest responsible bidder that met specifications.



City of Chattanooga

Mayor Andy Berke

August 11, 2014

Mr. Cary Bohannon
Director of General Services
General Services Department
274 East 10th Street
Chattanooga, TN 37402

**Subject: Requisition No. 97187 – Fire & Garbage Truck Maintenance and Service –
Fleet Management – General Services Department**

Dear Mr. Bohannon:

Council approval is recommended to issue a blanket contract for Fire & Garbage Truck Maintenance and Service, Fleet Management, General Services Department. The contract will be for twelve (12) months with the option to renew for two (2) additional twelve (12) month terms. The estimated annual expenditure for this contract is \$100,000 annually.

TCA 6-56-304.2 allows this single source purchase exempted from the usual advertising and bidding requirements.

Vendors

Chattanooga Truck Center

I recommend awarding the blanket contract for Fire & Garbage Truck Maintenance and Service to Chattanooga Truck Center, as the best complete bid meeting specifications for the City of Chattanooga.

Respectfully yours,

David Carmody
Purchasing Manager

DC/mlm

Attachments



City of Chattanooga

Mayor Andy Berke

August 7, 2014

Mr. Cary Bohannon
Director of General Services
General Services Department
274 East 10th Street
Chattanooga, TN 37402

Subject: R82552 / Blanket PO No. 523974 – Equipment Repair Parts and Service – Fleet Management – General Services Department

Dear Mr. Bohannon:

Council approval is recommended to issue Change Order 1 for Blanket PO No. 523974 to CMI Equipment Sales Inc. The change order will increase the estimated annual expenditure amount from \$35,000.00 to \$70,000.00, due to estimating less for future Equipment Repair Parts and Service.

This contract change with Fleet Management increases the total contract by \$35,000.00 and is necessary for the above reasons.

Original Contract (Council approval December 3, 2013)	\$ 35,000.00
Change Order 1 Increase Amount	\$ 35,000.00
New Annual Expenditure Amount	\$ 70,000.00

I recommend issuing Change Order 1 to increase the present contract amount by \$35,000.00. Fleet Management has requested and approved this change.

Respectfully yours,



David Carmody
Purchasing Manager

DC/mlm



City of Chattanooga

Mayor Andy Berke

August 8, 2014

Mr. Lee Norris, Administrator
Public Works Department
Development Resource Center
1250 Market Street – Suite 2100
Chattanooga, TN 37402

Subject: 97406/303423 – City Wide Safety Shoes – Waste Resources Division –
Public Works Department

Dear Mr. Norris:

Council approval is recommended to issue a blanket contract for Safety Shoes for the City of Chattanooga. The contract term will be for twelve (12) months with the option to renew for two (2) additional twelve (12) month periods. The estimated annual expenditure for the contract is \$60,000.

The invitation to bid was sent to eight (8) vendors as well as formally advertised. Two (2) responses were received as shown below. Copies of the bids are retained on file and available for review in the Purchasing Office upon request.

Bidders

Sears Shoe Store

Red Wing Brands of America

I recommend awarding this blanket contract to Sears Shoe Store based upon the unit price bid. Sears Shoe Store offers the lowest and best bid which meets the specifications for the City of Chattanooga.

Respectfully,


David Carmody
Purchasing Agent

DC/gh

Bid Tabulation -

RFQ # 303423

Safety Shoes

Item #	Item	Sears Shoe Store Discount	Red Wing Discount	A&H Safety Supply Discount	Grainger Discount
1	___% discount off mfr list - Red Wing safety shoes/boot	37%	20%	No Bid	No Bid
2	___% discount off mfr list - Wolverine safety shoes/boot	36%	No Bid	No Bid	No Bid
3	___% discount off mfr list - Converse safety shoes/boot	36%	No Bid	No Bid	No Bid
4	___% discount off mfr list - Carhartt safety shoes/boot	36%	No Bid	No Bid	No Bid
5	___% discount off mfr list - Timberland safety shoes/boot	36%	No Bid	No Bid	No Bid
Sub	___% discount off mfr list - Worx safety shoes/boot		20%		
Sub	___% discount off mfr list - Ishish Setter safety shoes/boot		20%		

Safety Shoes – Requisition 97406

Sears Shoe Store
2778 Lafayette Rd.
Fort Oglethorpe, GA 30742

Apparel Sewn Right
5312 Ringgold Rd.
Suite 100
Chattanooga, TN 37412

Red Wing Brands of America
6231 Perimeter Dr., Suite 198
Chattanooga, TN 37421

Chattanooga Safety Products LLC
4421 Hwy 58 Plaza, Suite 2
Chattanooga, TN 37416

Dorsey Safety Shoes
4944 Goldwing Way
Chattanooga, TN 37416

A & H Safety Supply
624 Snow St.
Chattanooga, TN 37405

Tennessee Fire Equipment & Safety Supplies
705 Cherokee Blvd.
Chattanooga, TN 37405

Grainger Inc.
Attn: Kristina Mirti
3750 Brookside Parkway
Suite 260
Alpharetta, GA 30022



City of Chattanooga

Mayor Andy Berke

August 12, 2014

Mr. Lee Norris, Administrator
Public Works Department
Development Resource Center
1250 Market Street, Suite 2100
Chattanooga TN, 37402

Subject: R71835 – Front End Loader Disposal Services - Public Works Department

Dear Mr. Norris;

Council approval is recommended for an Authorized Contract Assignment. The City has previously awarded blanket contract 519823 to Allied Waste Services of Chattanooga, after competitive bidding, for Front End Loader Disposal Services. Allied Waste Services was acquired by Republic Services in 2009, and the City has been advised that future invoices for services will be issued in the name of Republic Services of Chattanooga.

Council approval is requested to issue a new blanket contract, upon the same terms and conditions, to Republic Services of Chattanooga, for the remaining term of the previous contract.

I recommend issuance of a new blanket contract to Republic Services of Chattanooga. as being in the best interests of the City of Chattanooga.

Respectfully yours,


David Carmody
Purchasing Agent

DC/wt



City of Chattanooga

Mayor Andy Berke

August 13, 2014

Mr. Lee Norris, Administrator
Public Works Department
Development Resource Center
1250 Market Street – Suite 2100
Chattanooga, TN 37402

**Subject: 518144 – Blanket Contract Renewal: Liquid Chlorine – Waste Resources
Division - Public Works Department**

Dear Mr. Norris:

Council approval is recommended to renew the blanket contract for Liquid Chlorine for the Waste Resources Division of the Public Works Department. This blanket contract with Brenntag Mid-South Inc. started in November 2012 and to date has provided \$968,468 of liquid chlorine for Waste Resources. Annual usage of this blanket contract is expected to remain approximately \$700,000 per year.

I recommend renewing this blanket contract with Brenntag Mid-South Inc. for a one (1) year term through November 2015. There are options for two (2) additional one (1) year contract renewals beyond 2015.

Respectfully yours,

A handwritten signature in black ink, appearing to read "DC", written over a circular stamp or mark.

David Carmody
Purchasing Agent

DC/gh



City of Chattanooga

Mayor Andy Berke

August 13, 2014

**Mr. Lee Norris, Administrator
Public Works Department
Development Resource Center
1250 Market Street – Suite 2100
Chattanooga, TN 37402**

Subject: 523434 – Blanket Contract Renewal: Odor Control Filter Media – Waste Resources Division - Public Works Department

Dear Mr. Norris:

Council approval is recommended to renew the blanket contract for Odor Control Filter Media for the Waste Resources Division of the Public Works Department. This blanket contract with Prominent Systems Inc. started in November 2013 and to date has provided \$94,986 of product for Waste Resources. Annual usage of this blanket contract is expected to remain approximately \$130,000 per year.

I recommend renewing this blanket contract with Prominent Systems Inc. for a one (1) year term through November 2015. There are options for three (3) additional one (1) year contract renewals beyond 2015.

Respectfully yours,

A handwritten signature in black ink, appearing to read "David Carmody", is written over a circular stamp or seal.

**David Carmody
Purchasing Agent**

DC/gh



City of Chattanooga

August 11, 2014

Mayor Andy Berke

Mr. Lee Norris, Administrator
Public Works Department
Development Resource Center
1250 Market Street – Suite 2100
Chattanooga, TN 37402

**Subject: 96263/303406 – Liquid Calcium Nitrate – Waste Resources Division –
Public Works Department**

Dear Mr. Norris:

Council approval is recommended to issue a blanket contract for the Supply and Delivery of Liquid Calcium Nitrate for the Waste Resources Division of the Public Works Department. Liquid calcium nitrate is used for odor and corrosion control in the sewer system. The contract term will be for twelve (12) months with the option to renew for two (2) additional twelve (12) month periods. The estimated annual expenditure for the contract is \$900,000.

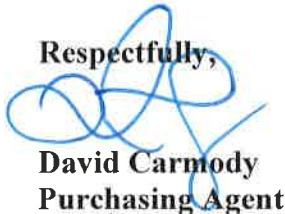
The invitation to bid was sent to eight (8) vendors as well as formally advertised. Since only one (1) bid was received, it was not opened. The requirement was re-advertised but no additional bids were received. The bid is summarized below and on the attachment. The bid is retained on file and available for review in the Purchasing Office upon request.

Bidder
Evoqua Water Technologies LLC

Bid
\$2.31 per gallon

I recommend awarding this blanket contract to Evoqua Water Technologies LLC. Evoqua Water Technologies LLC offers the best bid which meets the specifications for the City of Chattanooga.

Respectfully,



David Carmody
Purchasing Agent

DC/gh

Liquid Calcium Nitrate – Requisition 96263

Evoqua Water Technologies
4800 North Point Parkway
Suite 250
Alpharetta, GA 30022

The Dycho Company
P.O. Box 513
Niota, TN 37826

Brenntag Mid-South
317 Wauhatchie Pike
Chattanooga, TN 37419

Specialty Chemical Co.
2018 King Edward Ave.
Cleveland, TN 37311

Univar
3 Riverside Lane
Chattanooga, TN 37406

US Filter
2650 Tallevast Road
Sarasota, FL 34243

GFS Chemicals
P.O. Box 245
Powell, OH 43065

The Chemical Company
44 Southwest Ave.
Jamestown, RI 02835

Bid Tabulation -

RFQ # 303406

Liquid Calcium Nitrate

Item #	Item Liquid Calcium Nitrate (per gallon)	Evoqua Water Unit Price	The Dycho Company Unit Price	Brenntag Mid-South Unit Price
1		\$2.31	No Bid	No Bid