

AGENDA FOR TUESDAY, AUGUST 29, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Rutherford).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Ordinance No. 11812, encaptioned, “An Ordinance to Amend Chattanooga City Code, Part II, Chapter 11, Section 11-377, to Include a New Subsection (10), Which Prohibits Sidewalk Vending on the City Blocks Located Between Market Street Bridge and Olgiati Bridge Adjacent to Riverfront Parkway and also for the Sidewalk and Parks Located Between Market Street and Walnut Street Adjacent to First Street Within the Protected Vending Zones of the Twenty-First Century Waterfront Development Project as Shown on the Attached Map” so as to provide additional restricted areas and to permit limited vending subject to a request for proposals. **(Deferred from 8-15-06.)**
 - b) An ordinance to repeal Ordinance No. 11833, encaptioned, “An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) so as to make applicable only to popularly elected officials of the City the provisions prohibiting federal, state and county employees from holding office under the city government and having an interest in any contract with the City”.
 - c) An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) so as to make applicable only to popularly elected officials of the City the provisions prohibiting federal, state, and county employees from holding office under the City government and having an interest in any contract with the City.
 - d) An ordinance appropriating from the P415 F06006 Zoo Improvements Fund to Friends of the Zoo, Inc. the balance of the 2006 fund in the approximate amount of \$250,000.00 for zoo improvements.
 - e) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article I, by adding Section 24-47, relative to financial responsibility for operation of motor vehicles.
 - f) 2005-153 Reid M. Henson (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 327 Stringer Street, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Deferred from 10-25-05, 01-17-06, 3-28-06, and 6-27-06.)**

Agenda for Tuesday, August 29, 2006

Page 2 of 6

VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article VIII, Division 2, Section 31-311(b), relative to stormwater management, new facility permits.
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Article XII, Sections 32-271 through 32-288, relative to street construction standards.
- c) MR-2006-116 River View of Tennessee, LLC (Close & Abandon). An ordinance closing and abandoning two (2) opened alleys located north of the north line of the 400 block of East 5th Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Not recommended for approval by Public Works and Planning - see alternate version.)**

MR-2006-116 River View of Tennessee, LLC (Close & Abandon). An ordinance closing and abandoning **a portion of** two (2) opened alleys located north of the north line of the 400 block of East 5th Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, **subject to certain conditions. (Recommended for approval by Public Works and Planning.)**

VII. Resolutions:

- a) A resolution authorizing the Human Services Department to pay Tennessee Municipal League the amount of \$48,631.00 for comprehensive insurance coverage.
- b) A resolution authorizing the appointment of William Jerry McCullough as special policeman (armed) for Erlanger Health Systems, to do special duty as prescribed herein, subject to certain conditions.
- c) A resolution authorizing the appointment of Anjenet Brown as special policeman (unarmed) for the Department of Neighborhood Services to do special duty as prescribed herein, subject to certain conditions.
- d) A resolution authorizing the Mayor to enter into an agreement with the Tennessee Department of Transportation (TDOT) relative to the Lighting the Interchange of Interstate 75 and State Route 2 (US-11) at Exit 1w1 Project.
- e) A resolution authorizing the award of Contract No. W-05-002-201, Combined Sewer Overflow (CSO) Control Facility Enhancements, to H&H Brown, Inc. in the amount of \$424,000.00, plus a contingency amount of \$42,400.00, for a total amount not to exceed \$466,400.00.
- f) A resolution authorizing Kevin Freeman to use temporarily an alley of 916 and 918 Mississippi Avenue for ingress and egress into driveways for parking automobiles, as shown in on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.

Agenda for Tuesday, August 29, 2006

Page 3 of 6

- g) A resolution authorizing the acceptance of a grant from the “Grand Opening Grants Program” of Wal-Mart, Inc. to the Chattanooga Fire Department in the amount of \$2,500.00 and expressing the gratitude of the Mayor and City Council for said donation.

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.

XII. Agenda Session for Tuesday, September 5, 2006.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 5, 2006:

AGENDA FOR TUESDAY, SEPTEMBER 5, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Rico).
3. Minute Approval.
4. Special Presentations.

Presentation of the Recycling Task Force Committee Final Findings

5. Ordinances – Final Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article VIII, Division 2, Section 31-311(b), relative to stormwater management, new facility permits.
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Article XII, Sections 32-271 through 32-288, relative to street construction standards.
- c) MR-2006-116 River View of Tennessee, LLC (Close & Abandon). An ordinance closing and abandoning two (2) opened alleys located north of the north line of the 400 block of East 5th Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Not recommended for approval by Public Works and Planning - see alternate version.)**

MR-2006-116 River View of Tennessee, LLC (Close & Abandon). An ordinance closing and abandoning **a portion of** two (2) opened alleys located north of the north line of the 400 block of East 5th Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, **subject to certain conditions. (Recommended for approval by Public Works and Planning.)**

6. Ordinances – First Reading:

- a) An ordinance to amend Ordinance No. 11848 entitled “An ordinance, hereinafter also known as the “Fiscal Year 2006-2007 Budget Ordinance”, to provide revenue for the fiscal year beginning July 1, 2006, and ending June 30, 2007, 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; providing for interest and penalty on delinquent taxes and privileges; and to amend City Code Chapter 18, Section 18-123(g)” so as to set forth the Budget of the Interceptor Sewer System and to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-15, 31-36, 31-37, 31-4-, and 31-43.
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 7, by adding new Sections 7-35 and 7-36 relative to rabies inoculation requirements.

Agenda for Tuesday, August 29, 2006

Page 5 of 6

7. Resolutions:

- a) A resolution authorizing the Chief of the Chattanooga Fire Department to enter into a contract with JDH Roofing to remove and replace the roof of Fire Station No. 17 for its lowest bid in an amount not to exceed \$32,940.00.
- b) A resolution authorizing the Chief of the Chattanooga Fire Department to enter into a contract with JDH Roofing to remove and replace the roof of Fire Station 5 for its lowest bid in an amount not to exceed \$32,582.00.
- c) A resolution authorizing the Administrator of the Department of Parks and Recreation to negotiate and execute an agreement with Chattanooga Head Race to utilize Ross's Landing for the Chattanooga Head Race to take place on October 13, 2006 and October 14, 2006.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to negotiate and execute an agreement with Head of the Hooch to utilize Ross's Landing for the Head of the Hooch to take place on November 2, 2006 through November 5, 2006.
- e) A resolution authorizing the acceptance of two grants from Wal-Mart, Inc. in the total amount of \$2,500.00 and expressing the gratitude of the Mayor and City Council for said donation.
- f) A resolution authorizing the Chief of Police to accept a grant from the Tennessee Department of Homeland Security in the amount of \$99,725.00, which is to be used for law enforcement training purposes.
- g) A resolution authorizing the Chief of Police to accept the donation of a bus, which is to be used for law enforcement training purposes, from the Chattanooga Area Regional Transportation Authority (CARTA), and expressing the gratitude of the Mayor and City Council for said donation.
- h) A resolution authorizing the appointment of Billy D. Mumpower as special policeman (unarmed) for the City of Chattanooga Department of Public Works to do special duty as prescribed herein, subject to certain conditions.
- i) A resolution authorizing the appointment of Porter L. McKamey as special policeman (armed) for Erlanger Health Systems, to do special duty as prescribed herein, subject to certain conditions.
- j) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. W-04-005-201, Tampa Street Sewer Relocation, with Mayse Construction Company, Inc., which change order decreases the contract amount by \$69,280.18, for a revised contract amount not to exceed \$1,122,695.82.
- k) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. W-05-004-201, Hixson Pike Sewer Replacement, with Talley Construction Company, Inc., which change order decreases the contract amount by \$23,829.23, for a revised contract amount not to exceed \$374,333.40.

Agenda for Tuesday, August 29, 2006

Page 6 of 6

- l) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. S-05-001-101, Private Detention Pond Inspections, with S.L. King & Associates, Inc., which change order decreases the contract amount by \$2,445.00, for a revised contract amount not to exceed \$47,555.00.
 - m) A resolution authorizing James E. Citty to use temporarily the City's right-of-way at 2521 Broad Street to install a second awning, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
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 for Tuesday, September 12, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.