

AGENDA FOR TUESDAY, AUGUST 26, 2008

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Ordinance No. 11433 (Case No. MR-2003-052), entitled, “An ordinance closing and abandoning several unopened rights-of-way between Winding Way, Edgewood Circle, Manchester Road, and Glenn Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference,” to correct the legal description therein.
 - b) 2008-103 Southeast Local Development Corporation, c/o Joe Guthrie (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 1100 blocks of 10th Street and 11th Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Deferred on 8/12/08 for two weeks for Second Reading.)**
- VI. Ordinances – First Reading:
 - a) MR-2008-053 Bob Franklin – Girl’s Preparatory School (Close & Abandon). An ordinance closing and abandoning the 100 through 300 blocks of Dickerson Avenue, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Deferred from 6-24-08, 7-1-08, and 8-19-08. Recommended for denial by Planning. Not recommended for approval by Public Works – see alternate version.)**

MR-2008-053 Bob Franklin – Girl’s Preparatory School (Close & Abandon). An ordinance closing and abandoning the **700 block of Frazier Avenue**, 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.)**
 - b) MR-2008-092 Edward E. Stephens (Close & Abandon). An ordinance closing and abandoning a portion of Sewer Line and Easement #672, between manholes #2 and #4, located in the 4400 block of Pinnacle Lane, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning and Public Works - see alternate version.)**

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MR-2008-092 Edward E. Stephens (Close & Abandon). An ordinance closing and abandoning a portion of Sewer Line and Easement #672, between manholes #2 and #4, located in the 4400 block of Pinnacle Lane, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**

- c) MR-2008-135 City of Chattanooga, c/o Lee Norris, Public Works (Close & Abandon). An ordinance closing and abandoning two (2) portions of Sewer Easement MF#10547 located off the east line of the 2100 block of Market Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works.)**
- d) 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 (1) establish an independent Office of Internal Audit, an Audit Committee, and City Auditor; (2) provide for the City Auditor's qualifications, appointment, and removal; and (3) provide for the Office's duties and access to records and property of the City. **(Added by permission of Council Chair Bennett.)**
- e) 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, to make certain changes to the Firemen's and Policemen's Pension Insurance and Pension Fund relative to the Deferred Retirement Option Plan ("DROP"). **(Added by permission of Council Chair Bennett.)**
- f) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, to make certain changes to the Fire and Police Pension Fund relative to the Board of Directors and the Deferred Retirement Option Plan ("DROP"). **(Added by permission of Council Chair Bennett.)**

VII. Resolutions:

- a) A resolution authorizing Todd McCain to use temporarily the right-of-way at Manchester Avenue and Glenn Road to install a back entrance at the property, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Deferred from 7-8-08, 7-22-08, and 8-5-08. Recommended for approval by Public Works.)**
- b) A resolution authorizing payment to the Tennessee Municipal League for 2008-2009 Annual Membership dues in the amount of \$24,252.00.
- c) A resolution authorizing the Chief of Police to apply for and, if awarded, to accept a grant from the Department of Transportation, National Highway Traffic Safety Administration, in the amount of \$187,841.46 to be used for child passenger safety and booster set use, which grant requires no local matching funds.

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- d) A resolution authorizing a Memorandum of Understanding between the City, the State of Tennessee, the Georgia counties of Catoosa, Dade, and Walker, and various municipalities within the named Georgia counties for use of the City's regional public safety radio communications system.
- e) A resolution authorizing a Memorandum of Understanding between the City, the State of Tennessee, the Tennessee Emergency Management Agency (TEMA), and various other political subdivisions of the State of Tennessee for use of the City's regional public safety radio communications system.
- f) A resolution authorizing a Communications System Agreement with Motorola, Inc. in an amount not to exceed \$13,933,000.00 for the purchase of equipment, software, and services relative to the City's regional public safety radio communications system. **(Added by permission of Council Chair Bennett.)**
- g) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into a contract with the Chattanooga Convention Center for use of facilities to host the 10th Annual Neighborhoods Conference scheduled for October 9-10, 2008 for an amount not to exceed \$38,000.00.
- h) A resolution authorizing the Department of Public Works to accept a payment from Museum Bluff Condos in the amount of \$22,737.00 for streetscape work at 2nd Street, Cherry Street, and Walnut Street per the Agreement for the Purchase and Sale of Land for Parcel 6 between the Chattanooga Downtown Redevelopment Corporation and Windsor/Aughtry Company, Inc.
- i) A resolution authorizing the award of Contract No. S-08-004-201, Private Sanitary Sewer Service Line Repair (SLAP) to Roto Rooter in the amount of \$12,898.00, plus a contingency amount of \$3,200.00, for a total contract amount not to exceed \$16,098.00.
- j) A resolution authorizing the award of Contract No. E-08-007-201, Asphalt Milling and Paving Requirements Contract, to Highways, Inc. in the amount of \$549,000.00, plus a contingency amount of \$11,000.00, for a total contract amount not to exceed \$560,000.00.
- k) A resolution authorizing the award of Contract No. E-08-012-201, Chip Seal Requirements Contract, to Tinsley Asphalt in an amount not to exceed \$797,976.00, plus a contingency amount of \$80,024.00, for a total contract amount not to exceed \$875,000.00.
- l) MR-2008-110 City of Chattanooga, c/o Bill Payne, City Engineer (Street Name Change). A resolution to change the right-of-way name of the 5200 block of Polk Avenue to the 5200 block of Tanner Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

VIII. Overtime Report.

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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 2, 2008

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 2, 2008:

AGENDA FOR TUESDAY, SEPTEMBER 2, 2008

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) MR-2008-053 Bob Franklin – Girl’s Preparatory School (Close & Abandon). An ordinance closing and abandoning the 100 through 300 blocks of Dickerson Avenue, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Deferred from 6-24-08, 7-1-08, and 8-19-08. Recommended for denial by Planning. Not recommended for approval by Public Works – see alternate version.)**

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 - c) MR-2008-135 City of Chattanooga, c/o Lee Norris, Public Works (Close & Abandon). An ordinance closing and abandoning two (2) portions of Sewer Easement MF#10547 located off the east line of the 2100 block of Market Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works.)**

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- d) 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 (1) establish an independent Office of Internal Audit, an Audit Committee, and City Auditor; (2) provide for the City Auditor's qualifications, appointment, and removal; and (3) provide for the Office's duties and access to records and property of the City.
- e) 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, to make certain changes to the Firemen's and Policemen's Pension Insurance and Pension Fund relative to the Deferred Retirement Option Plan ("DROP").
- f) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, to make certain changes to the Fire and Police Pension Fund relative to the Board of Directors and the Deferred Retirement Option Plan ("DROP").

6. Ordinances – First Reading:

7. Resolutions:

- a) A resolution authorizing the Department of Parks and Recreation to donate a full package for one child to Kidz Kamp for the period of June 1, 2008 through July 31, 2009 and an OutVenture beginners kayak trip for a family of four to the Chattanooga-Hamilton County Bicentennial Library in support of its Club Lib Program, the Library's major fundraiser.
- b) A resolution authorizing the Department of Parks and Recreation to accept a Transportation Improvements Program Grant from the Tennessee Department of Transportation for the planning, engineering, and construction of an ADA accessible pedestrian and bicycle passage across the C.B. Robinson Bridge in the amount of \$140,000.00 and authorizing the required matching funds in connection with said Grant in the amount of \$35, 200.00.
- c) A resolution authorizing the Administrator of the Department of Education, Arts & Culture to apply for and, if awarded, accept a Tennessee Arts Commission Grant from the State of Tennessee in the amount of \$1,050.00 to fund a one-day arts/history project at the Brainerd Senior Activity Center in April 2009, with the required matching funds in the same amount coming from the Department of Education, Arts & Culture.
- d) A resolution authorizing the Mayor to enter into an agreement with Hamilton County Courts Community Service Program to pick up litter along the City rights-of-way using first-time, non-violent offenders for 2008-2009.
- e) A resolution to change the right-of way name of the 4000-4199 and 100-199 blocks of Dogwood Lane to the 100-199 block of Hollyberry Lane, as shown on the map attached hereto and made a part hereof by reference, due to duplicate street name and inconsistent block ranges on the street.

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- f) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with the Water Environment Federation (on behalf of the National Biosolids Partnership (NBP)) relative to Contract No. W-08-020-101, Independent Third-Party Audit of MBWWTP's Biosolids Environmental Management System (EMS), for a term of five (5) years (Audit Years 0, 1, 2, 3, and 4) and with Auditor costs for the Year 0 Verification Audit not to exceed \$20,400.00.
 - g) A resolution authorizing the Department of Public Works to accept funds from Lamar Dunn & Associates as reimbursement for expenses accrued from the requirement of the additional four feet width of catwalk on one end of elevated platform relative to Contract No. W-07-001-101, Mountain Creek Pump Station Modifications, in the amount of \$3,331.00.
 - h) A resolution authorizing the execution of Change Order 1 to Contract No. W-07-001-101, Mountain Creek Pump Station Modifications, with Lamar Dunn & Associates, which change order increases the contract amount by \$2,500.00, for a revised contract amount not to exceed \$22,200.00.
 - i) A resolution authorizing the execution of Change Order 1 to Contract No. W-07-001-201, Mountain Creek Pump Station Modifications, with Raines Brothers Construction, Inc., which change order increases the contract amount by \$11,259.00, for a revised contract amount not to exceed \$90,259.00, which includes a contingency amount of \$7,185.00.
 - j) A resolution authorizing the execution of Change Order 1 to the Contract with Consolidated Technologies, Inc. for engineering services for the design and construction of improvements to the gas collection system at the Summit Landfill, which change order increases the contract amount by \$42,700.00, for a revised contract amount not to exceed \$118,200.00.
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 9, 2008.

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13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.