

## AGENDA FOR TUESDAY, MARCH 24, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Gilbert)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
- VI. Ordinances – First Reading:
  - a) An ordinance rescinding Ordinance No. 11090 (Case No. MR-2000-189) which closed and abandoned the 400 and 500 blocks of Walnut Street and the 100 and 200 blocks of 5<sup>th</sup> Street, as shown on the map attached hereto and made a part hereof by reference. **(Companion to Item 6(d) below.)**
  - b) MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly's Ferry Road, 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 – see alternate version. Recommended for denial by Public Works.)**

MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly's Ferry Road, 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. Recommended for denial by Public Works.)**
  - c) MR-2006-043 Jimmy Allen, c/o Charles Campbell Construction (Close & Abandon). An ordinance closing and abandoning an opened alley located on the south line of the 300 block of West 25<sup>th</sup> Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Recommended for denial by Planning and Public Works.)**
  - d) MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions.)**

MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**

MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff and Public Works.)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to award Contract No. R-07-005, Warner Park Ball Field Complex, Phase II Landscaping, to Outdoor, Inc. in the amount of \$49,321.64, plus a contingency amount of \$9,865.00, for a total contract amount not to exceed \$59,185.64.
- b) A resolution authorizing the Chief of Police to apply for and accept a grant from the City of Knoxville in the amount of \$5,641.00 to be used for the investigation of gang and gun related crimes.
- c) A resolution authorizing the Mayor to execute an Interlocal Agreement with the Health, Educational, and Housing Facility Board of the City of Chattanooga, the Industrial Development Board of the City of Chattanooga, and any other interested governmental entities relative to the construction of a Training Facility on the Volkswagen site.
- d) A resolution authorizing Ann Weeks, on behalf of South Broad Redevelopment Group, Inc., to use temporarily the 2400 through 3500 blocks of Broad Street to attach banners within the right-of-way, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution authorizing Office Coordinators, Inc. to use temporarily the right-of-way at 1518 Rossville Avenue to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- f) MR-2009-050 City of Chattanooga, c/o Dan Thornton (Acquisition). A resolution authorizing the acquisition of a tract of land located at 6710 Standifer Gap Road, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, from the Jeanette Armstrong Love Trust for the amount of \$150,000.00, plus reasonable closing costs; and authorizing the Director of General Services to execute any and all documents necessary to acquire said property. **(Added by permission of Council Chair Bennett.)**
- g) A resolution authorizing the Mayor to execute an Interlocal Agreement with Hamilton County relative to GIS addressing in an amount not to exceed \$62,000.00. **(Added by permission of Council Chair Bennett.)**
- h) A resolution authorizing the Director of General Services to enter into an agreement with Motorola, Inc. to purchase under the State contract radio communication equipment in an amount not to exceed \$1,995,872.00. **(Added by permission of Council Committee.)**

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- i) A resolution imploring the Hamilton County Board of Education to study and consider establishing a stand-alone technical vocational school near the center of population of Hamilton County. **(Added by permission of Council Committee.)**
- j) A resolution authorizing the Mayor to execute an Airport Operation Service Contract with the Chattanooga Metropolitan Airport Authority with respect to refunding existing airport bonds. **(Added by permission of Council Committee.)**
- k) A resolution authorizing acceptance of a bid of Eastman Construction in an amount not to exceed \$67,390.00 for the renovation of Heritage House. **(Added by permission of Councilman Benson.)**

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, March 31, 2009.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, March 31, 2009:

**AGENDA FOR TUESDAY, MARCH 31, 2009**

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

**“Leadership Chattanooga, Children Changing Chattanooga Essay Contest – Phillip Pugliese”**

5. Ordinances - Final Reading:
  - a) An ordinance rescinding Ordinance No. 11090 (Case No. MR-2000-189) which closed and abandoned the 400 and 500 blocks of Walnut Street and the 100 and 200 blocks of 5<sup>th</sup> Street, as shown on the map attached hereto and made a part hereof by reference. **(Companion to Item 6(d) below.)**
  - b) MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly’s Ferry Road, 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 – see alternate version. Recommended for denial by Public Works.)**  
  
MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly’s Ferry Road, 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. Recommended for denial by Public Works.)**
  - c) MR-2006-043 Jimmy Allen, c/o Charles Campbell Construction (Close & Abandon). An ordinance closing and abandoning an opened alley located on the south line of the 300 block of West 25<sup>th</sup> Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Recommended for denial by Planning and Public Works.)**
  - d) MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions.)**  
  
MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**

MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff and Public Works.)**

6. Ordinances – First Reading:

- a) An ordinance appropriating \$57,019.00 to the Chattanooga African American Museum as a match of Hamilton County funds received.
- b) MR-2009-018 Eastman Construction Company. An ordinance closing and abandoning an unopened alley located north of and parallel to the north line of the 2500 block of McCrae Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning or Public Works.)**

MR-2009-018 Eastman Construction Company. An ordinance closing and abandoning an unopened alley located north of and parallel to the north line of the 2500 block of McCrae Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**

7. Resolutions:

- a) A resolution authorizing Harry W. McKeldin to use temporarily 807 Market Street to install an awning and railing, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- b) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. S-06-003, Friars Poe Branch Hydrologic and Hydraulic Study with Arcadis, Inc. for the amount of \$68,000.00, for a revised contract amount not to exceed \$167,000.00.
- c) A resolution authorizing F. Mitchell Bell, on behalf of Sweet Peppers Deli, to use temporarily 403 Broad Street to install a sign that will project into the City right-of-way along with a fence, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing Brian Murphy to use temporarily the right-of-way of 100 West M. L. King Boulevard to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution authorizing Daniel Lindley to use temporarily 29 East Main Street to install a sign, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- f) A resolution authorizing Jeffrey Tarr to temporarily use the right-of-way for 6 East 14<sup>th</sup> Street to install a sign, as shown on the drawings attached hereto and made a part hereof by reference.

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- g) A resolution authorizing James Eldridge to temporarily use 336 Tremont Street to install a fence, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
  - h) A resolution authorizing the acceptance of a grant from Target in the amount of \$2,000.00 for the purpose of buying cameras for the Chattanooga Police Department's DUI officers.
  - i) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with the consulting firm of Barney & Worth, Inc. to revise the 2003 Public Art Plan, with funding provided by the Lyndhurst Foundation.
  - j) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a 25 year Ground Lease with a rental rate of \$1.00 per year, with The First Tee of Chattanooga, Inc. and a shared use agreement with The First Tee of Chattanooga, Inc., University of Tennessee-Chattanooga, and University of Chattanooga Foundation, Inc., for the use of property commonly known as the Old Hickory Valley Golf Course.
  - k) MR-2008-120 City of Chattanooga c/o Dan Thornton. A resolution authorizing the Director of General Services to enter into a Lease Agreement with the Chattanooga African American Museum and Hamilton County for property located at 200 East Martin Luther King Boulevard, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, for a term of 10 years and for a monthly rental rate of \$9,984.92.
  - l) MR-2008-213 City of Chattanooga c/o Dan Thornton. A resolution authorizing the acquisition of a tract of land located at 4501 St. Elmo Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from the St. Elmo Improvement League for the amount of delinquent taxes owed, plus reasonable closing costs; and authorizing the Director of General Services to execute any and all documents necessary to acquire said property.
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.

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11. Committee Reports.
12. Agenda Session for Tuesday, April 7, 2009
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.