

AMENDED AGENDA FOR TUESDAY, AUGUST 25, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Murphy)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Sections 38-2, 38-185, and 38-527, relative to the regulation of nightclubs.
- VI. Ordinances – First Reading:
 - a) **An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Sections 24-474, 24-476, 24-477, 24-482, and Section 24-483 relative to bicycles. (Added by permission of Council Vice-Chair Rico.)**
- VII. Resolutions:
 - a) A resolution authorizing the execution of Change Order No. 1 (Final), relative to Contract No. E-08-003-202, 2008 City Sidewalk Requirements Contract with Yerbey Concrete Construction, Inc., which change order **decreases** the contract amount by **\$11,360.72**, for a revised contract amount of **\$184,794.88**, and **the release of** the contingency amount of \$19,614.40. **(Deferred from 8/11/09. Revised.)**
 - b) A resolution authorizing payment in the amount of \$159,000.00, **minus closing costs and attorneys' fees**, to Vijay Chaudhari and Joseph Chaudhari, LLC upon the City's simultaneous receipt of an executed Quitclaim Deed from Vijay Chaudhari and Joseph Chaudhari, LLC for the property conveyed by the City of Chattanooga to Vijay Chaudhari by Warranty Deed with the Possibility of Reverter dated December 20, 2005, and recorded in Deed Book 7794, Page 729, Register's office of Hamilton County, Tennessee, conveying a fee simple determinable interest in Parcels 146H-K-011, 146H-K-012, 146H-K-013, and 146H-K-013.01, and upon the City's simultaneous receipt of a partial release of Parcel Number 146H-K-012 from the lien of that certain Deed of Trust in favor of Cornerstone Community Bank recorded in Book 8180, Page 442, Register's office of Hamilton County, Tennessee. **(Revised.)**
 - c) A resolution authorizing amendment of the City of Chattanooga 401(a) Retirement Plan to address **changed regulations under** the Internal Revenue Code, and authorizing the City Finance Officer to execute any and all documents necessary in connection with said amendment. **(Revised.) (City Attorney requests deferral.)**
 - d) **A resolution authorizing Robert B. Doak to use temporarily the right-of-way for a signage at ten (10) locations for the Tennessee Civil War Trail, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. (Added by permission of Council Chair Benson and Vice-Chair Rico.)**

- e) **A resolution authorizing the Administrator of the Department of Parks and Recreation to accept a proposal provided by Aquamarine Swimming Pool Company for the design, supply, and construction installation of a complete zero-depth water spraypark and filtration system at the Warner Park Pool in the amount of \$420,500.00 along with a project contingency of seven percent (7%) for a total amount not to exceed project amount of \$450,000.00, half of which will be provided by the State. (Added by permission of Council Chair Benson and Vice-Chair Rico.)**

- f) **A resolution authorizing the transfer of excess General Funds over appropriations up to \$500,000.00 to the OPEB Trust Fund for Fiscal Year 2008-2009. (Added by permission of Council Chair 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, September 1, 2009.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 1, 2009:

AGENDA FOR TUESDAY, SEPTEMBER 1, 2009

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Scott)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Sections 24-474, 24-476, 24-477, 24-482, and Section 24-483 relative to bicycles.
6. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 20, Article II, Section 20-28 and add a new Section 20-29, to regulate “natural lawns” or nature areas. **(Draft.)**
7. Resolutions:
 - a) A resolution authorizing the Mayor to execute the First Amendment to the Section 108 Loan Guarantee Assistance Contract, Commitment No. B-04-MC-47-0001, with the U.S. Department of Housing and Urban Development (HUD) and any and all security documents related thereto.
 - b) **A resolution authorizing the Mayor to execute an Independent Contractor Agreement with Brightbridge, Inc. for professional business lending, grant, and consulting services relative to the City Brownfields Redevelopment Programs, assistance in Section 108 implementation of the Fiber to the Home loan to EPB, and other economic development programs and initiatives for a term of one (1) year and in an amount not to exceed \$95,000.00 annually. (Revised.)**
 - c) A resolution authorizing the Chief of Police to apply for and, if awarded, accept a Congressionally Selected Awards Grant from the U.S. Department of Justice, Office of Justice Programs’ Bureau of Justice Assistance, for a total amount not to exceed \$550,000.00 over a three-year period, with no matching funds required, to be used to purchase firearms range equipment.
 - d) MR-2009-115 City of Chattanooga, c/o Dan Thornton (Surplus & Sale). A resolution declaring surplus property located at 4501 St. Elmo Boulevard; authorizing the acceptance of the RFP proposal from Emerson Burch to purchase said property for \$10,000.00, which proposal includes restoration of the structure and use of the building for community meetings; and authorizing the Director of General Services to execute a deed and other closing documents to transfer said property to Emerson Burch.

Amended Agenda for Tuesday, August 25, 2009

Page 4 of 4

- e) MR-2009-117 City of Chattanooga, c/o Dan Thornton (Lease). A resolution authorizing the Director of General Services to enter into a Lease Agreement with the United Way of Greater Chattanooga, Inc. for a warehouse located at 702 East 11th Street, more particularly described herein, for a term of one (1) year and for an annual rental rate of \$1.00 and other good and valuable consideration.
 - f) MR-2009-120 City of Chattanooga/Hamilton County (Surplus & Sale). A resolution declaring surplus property located at 7151 Discovery Drive, jointly owned by the City and Hamilton County; authorizing the acceptance, by execution of the Mayor, of the Offer to Purchase from E-spin Technologies, Inc. for said property for \$1,460,000.00; and authorizing the Director of General Services to execute a deed and other closing documents to transfer said property to E-spin Technologies, Inc.
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 8, 2009
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.