

## **SECOND AMENDED AGENDA FOR TUESDAY, JULY 6, 2010**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Council Chairman Rico.)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) An ordinance, hereinafter also known as "THE FISCAL YEAR 2010-2011 BUDGET ORDINANCE", to provide revenue for the fiscal year beginning July 1, 2010, and ending June 30, 2011; 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 Chattanooga City Code, Part II, Chapter 2, Section 2-267, relative to paid leave for Active-Duty training and to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-37, 31-41, 31-43, 31-39, and 31-40.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Section 2-150, Hospitalization and other benefits after retirement, by adding new subsections (f) through (h).
- VI. Ordinances – First Reading:
  - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, Sections 22, 26, 36, 45, 46, 47, 49, 52, 53, 54, 55, and adding Sections 62 through 67 Relative to Vehicles for Hire.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article I, Section 2-3, in general, and Article III, Divisions 1 through 7, Sections 2-136 through 2-176 of the Personnel Ordinance.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Section 2-151 through 2-153 by deleting these sections in their entirety and inserting a new Division 19 entitled "Injury on Duty Program."
- VII. Resolutions:
  - a) A resolution approving the appointment of Bobby H. Dodd as the City of Chattanooga Police Chief.

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- b) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Advanced Energy Engineering and Design, Inc. (AEED) for Engineering Services for MBWWTP Alternative Electrical Energy and Efficiency Project W-09-035 in an amount not to exceed \$49,000.00 and a contingency fee not to exceed \$5,000.00.
- c) A resolution awarding a contract to Weeks Paving Inc. for rear parking lot repairs at the Police Service Center for the amount of \$13,891.00.
- d) 2007-212 The Covenant. A resolution to extend for one year the Special Exceptions Permit for a Planned Unit Development known as The Covenant Planned Unit Development, on tracts of land located in the 1600 block of Eucalyptus Drive. **(Deferred from 6/15/10.)**
- e) **A resolution authorizing an amendment to the Payment in Lieu of Tax Agreement with Gestamp so as to amend the effective beginning date to January 1, 2011, and ending date to December 31, 2024. (Added by permission of Council Chair Rico.)**
- f) **A resolution authorizing the execution of the Payment in Lieu of Tax Agreement with LJT Tennessee, LLC and Steel Warehouse of Tennessee, LLC. (Added by permission of Council Chair Rico.)**

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, July 13, 2010.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, July 13, 2010:

**AGENDA FOR TUESDAY, JULY 13, 2010**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman McGary.)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, Sections 22, 26, 36, 45, 46, 47, 49, 52, 53, 54, 55, and adding Sections 62 through 67 Relative to Vehicles for Hire.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article I, Section 2-3, in general, and Article III, Divisions 1 through 7, Sections 2-136 through 2-176 of the Personnel Ordinance.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Section 2-151 through 2-153 by deleting these sections in their entirety and inserting a new Division 19 entitled "Injury on Duty Program."
  - d) 2010-060 Arvin H. Reingold, Attorney (R-3 Residential Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 1109 Fairview Avenue, more particularly described herein, from R-3 Residential Zone to UGC Urban General Commercial Zone, subject to certain conditions. **(Planning Version.) (District No. 8.) (Deferred from 6/29/2010).**
6. Ordinances – First Reading:
  - a) An ordinance to amend Ordinance No. 12396 encaptioned, "An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article II, Definitions and Article V, Division 3, RT-1 Residential Townhouse Zone, and Division 5, R-T/Z Residential Townhouse/Zero Lot Line Zone regarding Townhouses" in order to correct subsections 2, 3, and 4.
  - b) 2010-066 Alan E. Richelson (M-2 Light Industrial Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 5500 Hixson Pike, more particularly described herein, from M-2 Light Industrial Zone to C-2 Convenience Commercial Zone. **(District No. 3.) (Planning Version.)**

- c) 2010-086 James M. Storey d/b/a RTB Enterprises (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 618, 620, and 622 East 19<sup>th</sup> Street and 1910 Jefferson Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(District No. 7.) (Planning Version.)**

2010-086 James M. Storey d/b/a RTB Enterprises (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 618, 620, and 622 East 19<sup>th</sup> Street and 1910 Jefferson Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone. **(Applicant Version.)**

- d) 2010-087 Frank Goodwin (R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 625 East Main Street and 1402, 1412, and 1430 Jefferson Street, more particularly described herein, from R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(District No. 8.) (Planning Version.)**

2010-087 Frank Goodwin (R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 625 East Main Street and 1402, 1412, and 1430 Jefferson Street, more particularly described herein, from R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version.)**

- e) 2010-088 City of Chattanooga (Temporary R-1 Residential Zone and Temporary C-2 Convenience Commercial Zone to Permanent Zone C-2 for the Temporary C-2 Portion and Permanent R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from Temporary R-1 Residential Zone and Temporary C-2 Convenience Commercial Zone to R-1 Residential Zone. **(District No. 4.) (Planning Version.)**

2010-088 City of Chattanooga (Temporary R-1 Residential Zone and Temporary C-2 Convenience Commercial Zone to Permanent Zone C-2 for the Temporary C-2 Portion and Permanent R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from Temporary R-1 Residential Zone and Temporary C-2 Convenience Commercial Zone to R-3 Residential Zone with conditions. **(Staff Version.)**

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### 7. Resolutions:

- a. A resolution authorizing the Chief of Police to apply for and accept a grant from the Office of Community oriented policing services (COPS) which is funded under the COPS Hiring Recovery Program in the amount of \$4,015,156.00 which will be used to hire twenty-three (23) police officers and pay their salaries for three years. The City of Chattanooga will be required to fund these positions one year beyond the expiration of the grant.
- b. 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, in a total amount not to exceed \$500,000.00 to be used for a regional training facility. This is for a three year period with no matching funds.
- c. A resolution authorizing the Administrator of Public Works to award Contract No. E-09-020-201, Volkswagen Drive at Discovery Drive Intersection Improvements to East Tennessee Grading, Inc., in the amount of \$1,173,295.83, with a contingency amount of \$117,304.17, for an amount not to exceed \$1,290,600.00.
- d. A resolution authorizing the Administrator of Public Works to approve the award of Contract No. E-09-002-201, City Sidewalk Requirements Contract CDBG, to Integrated Properties, LLC, in the amount of \$239,949.25, with a contingency amount of \$24,000.00, for an amount not to exceed \$263,949.25.

### 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, July 20, 2010.

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

### 14. Adjournment.