

## AMENDED AGENDA FOR TUESDAY, JUNE 19, 2012

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman McGary)
- III. Minute Approval.
- IV. Special Presentation.

### *“Brief PowerPoint Presentation by Parks and Recreation”*

V. Ordinances – Final Reading:

- a) 2012-056 Flagship Group, Inc. (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 property located at 2854 East 49<sup>th</sup> Street, more particularly described herein, from M-2 Light Industrial Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff.) (District 7.)**
- b) 2012-043 Thomas Austin (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 property located at 122 West Main Street and 1512 and 1514 Williams Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff.) (District 8.)**
- c) 2012-051 Jay Caughman (M-1 Manufacturing Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 36 East Main Street, more particularly described herein, from M-1 Manufacturing Zone to UGC Urban General Commercial Zone. **(Recommended for approval by Planning and Staff.) (District 7.)**
- d) 2012-037 Liberty Tower, LLC c/o James C. Berry (Franchise). An ordinance granting unto Liberty Tower, LLC a franchise to construct and maintain a pedestrian walkway located across the 200 block of 6<sup>th</sup> Street (Case No. 2012-037), as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(District 8.) (PUBLIC HEARING)**

VI. Ordinances – First Reading:

- a) An ordinance authorizing the appropriation and write-off of \$128,000.00 due to disallowed costs under the ARRA-Weatherization Program Contract No. Z-09-000422-011 managed by the City’s Human Services Department and appropriate \$300,000.00 from State Street Aid Fund reserves for current year expenditures. **(Revised.)**

- b) An ordinance to amend Part II, Chattanooga City Code, Chapter 17, Article I, Section 17-1, relative to the adoption of the International Fire Code, 2012 Edition, including all referenced standards and publications specified therein, and keeping the 2006 National Fire Protection Association (NFPA) 101 Life Safety Code in its entirety for certain specified occupancies, including existing buildings, as defined by the 2006 NFPA 101 Life Safety Code, as the official Fire Code of the City of Chattanooga; and to amend Sections 17-2, as to appendices, and 17-3 as amendments to the Code.
- c) An ordinance to amend Chattanooga City Code, Part II, by deleting Article V, Sections 26-101 through 26-419 and renumbering and adding said sections to Chapter 32, as a new Article XIII, Sections 32-300 through 32-319, relative to the tree ordinance.
- d) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, Sections 11-186 through 11-215, relative to hotels and rooming houses. **(Revised.)**
- e) An ordinance to amend Chattanooga City Code, Part II, Chapter 10, Section 10-5, as amended, to exclude certain properties from the Rossville Avenue fire district boundary. **(District 7.)**
- f) **An ordinance, hereinafter also known as “the Fiscal Year 2012-2013 Budget Ordinance”, to provide revenue for the fiscal year beginning July 1, 2012, and ending June 30, 2013; 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, and 31-43.**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Consolidated Technologies, Inc. for professional services relative to Contract No. W-12-004-101, Sanitary Sewer Projects associated with Annexation Area 4B, for an amount not to exceed \$285,000.00. **(District 3.) (Deferred from 6/5/2012.)**
- b) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Barge Waggoner Sumner & Cannon, Inc. for professional services relative to Contract No. W-12-005-101, Sanitary Sewer Projects associated with Annexation Area 10B, in an amount not to exceed \$255,900.00. **(District 4.)**

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- c) A resolution authorizing the write-off of a \$25,000.00 receivable from the Chattanooga Housing Authority set up on June 29, 1984, in which money was used as a city contribution to Westside Community Center to establish the health and fitness program at College Hill Courts, and to also authorize closing the Urban Renewal SCBD Fund and transfer remaining balance of \$472.60 to the General Fund.
- d) A resolution authorizing Arbitrage Compliance Specialists, Inc. to provide arbitrage rebate computation and opinion services for an estimated cost of \$27,250.00, but indeterminate amounts may be expended thereafter as required annually for compliance. **(Revised.)**
- e) A resolution of the City Council of the City of Chattanooga, Tennessee approving an economic impact plan for Black Creek Mountain area.
- f) A resolution authorizing the Director of General Services to execute a Memorandum of Understanding for participation in communication system between the U.S. Marshalls Service and the Tennessee Valley Regional Communication System.
- g) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-10-007-201, Altamont Sewer Rehabilitation, to American Infrastructure, in the amount of \$2,237,100.00, with a contingency amount of \$224,000.00, for an amount not to exceed \$2,461,100.00, subject to SRF loan approval. **(District 2.)**

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, June 26, 2012.

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

XIV. Adjournment.

**AGENDA FOR TUESDAY, JUNE 26, 2012**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Murphy).
3. Minute Approval.
4. Special Presentation:
5. Ordinances - Final Reading:
  - a) An ordinance authorizing the appropriation and write-off of \$128,000.00 due to disallowed costs under the ARRA-Weatherization Program Contract No. Z-09-000422-011 managed by the City's Human Services Department and appropriate \$300,000.00 from State Street Aid Fund reserves for current year expenditures.
  - b) An ordinance to amend Part II, Chattanooga City Code, Chapter 17, Article I, Section 17-1, relative to the adoption of the International Fire Code, 2012 Edition, including all referenced standards and publications specified therein, and keeping the 2006 National Fire Protection Association (NFPA) 101 Life Safety Code in its entirety for certain specified occupancies, including existing buildings, as defined by the 2006 NFPA 101 Life Safety Code, as the official Fire Code of the City of Chattanooga; and to amend Sections 17-2, as to appendices, and 17-3 as amendments to the Code.
  - c) An ordinance to amend Chattanooga City Code, Part II, by deleting Article V, Sections 26-101 through 26-419 and renumbering and adding said sections to Chapter 32, as a new Article XIII, Sections 32-300 through 32-319, relative to the tree ordinance.
  - d) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, Sections 11-186 through 11-215, relative to hotels and rooming houses.
  - e) An ordinance to amend Chattanooga City Code, Part II, Chapter 10, Section 10-5, as amended, to exclude certain properties from the Rossville Avenue fire district boundary. **(District 7.)**
  - f) An ordinance, hereinafter also known as "the Fiscal Year 2012-2013 Budget Ordinance", to provide revenue for the fiscal year beginning July 1, 2012, and ending June 30, 2013; 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, and 31-43.

6. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Article X, Chapter 24, Stopping, Standing, and Parking, so as to delegate certain duties to the Chattanooga Area Regional Transportation Authority (CARTA) to make certain other amendments as set forth herein. **(Revised.)**
- b) An ordinance to repeal Chattanooga City Code, Chapter 37, Weights and Measures, in its entirety.

7. Resolutions:

- a) A resolution authorizing Change Order No. 1 for Griggs & Maloney, Inc. to provide continuation of engineering services for groundwater sampling, monitoring, and reporting services at the Summit Landfill, City Landfill on Birchwood Pike, and the former J.H. Holding site.
- b) A resolution authorizing the waiver of fees for certain facilities and programs as an incentive for participants to complete a survey for Chattanooga Plays, in the amount of \$664.00.
- c) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Chazler Construction for the replacement of existing pipe and tube railings; wall-mounted handrail with stainless steel curved pipe handrail; and replacement of in-grade walkway lights with LED models **at the Tennessee Aquarium**, for an amount not to exceed \$153,428.00. **(Revised.)**
- d) A resolution authorizing the appointment of Kenneth M. Elwood as a special police officer (unarmed) for the City of Chattanooga Department of Neighborhood Services, to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution authorizing intervention in the pending rate increase filed by Tennessee-American Water Company before the Tennessee Regulatory Authority and to incur reasonable and necessary expenses.
- f) A resolution authorizing the Administrator of Neighborhood Services and Community Development to enter into an agreement with Innovative Construction for the roof repair or replacement and related services, for an amount not to exceed \$44,000.00, including contingencies.
- g) A resolution authorizing a release of the guaranty from Chattanooga Neighborhood Enterprises, Inc. in favor of the City of Chattanooga, Tennessee, relating to a \$2.6 million loan for Dogwood Manor, LLC contingent upon closing the transfer of the Dogwood Manor property to the Chattanooga Housing Authority.

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- h) A resolution authorizing the Administrator of the Department of Public Works to enter into an **Interlocal Agreement** with the Chattanooga Metropolitan Airport Authority relative to **Tasks 2 and 3** of the Supplemental Environmental Project which satisfies a portion of the Tennessee Department of Environment and Conservation Commissioner's Order No. WPC10-0055. **(District 6.) (Revised.) (Deferred from 6/19/2012.)**
  - i) A resolution authorizing the Administrator of the Department of Public Works to award a contract to Arcadis, Inc. **for Site and Landscape Design** for the Chattanooga Metropolitan Airport Authority **South West Greenway** relative to Tasks 2 and 3 of the Supplemental Environmental Project, in an amount not to exceed **\$334,280.00. (District 6.) (Revised.) (Deferred from 6/19/2012.)**
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 3, 2012.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.