

A RESOLUTION AUTHORIZING TOC, LLC, TO USE TEMPORARILY THE RIGHT-OF-WAY AT 432 MARKET STREET FOR THE INSTALLATION OF OUTDOOR SEATING, AS SHOWN IN THE DRAWING, PHOTOGRAPH, AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That TOC, LLC, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way at 432 Broad Street for the installation of outdoor seating, as shown in the drawings attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, That said temporary usage shall be subject to the following conditions:

1. Temporary User shall execute the Indemnification Agreement attached hereto in favor of the City of Chattanooga, its officers, agents and employees for any and all claims for damages for injuries to persons or property related to or arising out of the temporary usage.
2. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.
3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.
4. Temporary User shall comply with ADA standards and minimum clearances for pedestrian traffic within said right-of-way as to any items (tables, chairs, railing) placed along the subject building and right-of-way.
5. Temporary User shall delineate the seating area with a railing system.

6. Temporary User shall not impede motorists' views by the seating area.

ADOPTED: June 28, 2011

/add

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and TOC, LLC (hereinafter "Temporary User"), this 28 day of June, 2011.

For and in consideration of the granting of the temporary usage of the right-of-way at 432 Broad Street for the installation of outdoor seating, as shown in the drawings attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User shall defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

2. Temporary User shall vacate the property and temporary use upon reasonable notice from the City to do so; the parties hereto agree that "reasonable notice" shall be deemed to be thirty (30) days. Temporary User shall restore the property to its original condition when it is returned to the City.

3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

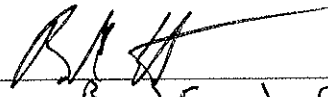
4. Temporary User shall comply with ADA standards and minimum clearances for pedestrian traffic within said right-of-way as to any items (tables, chairs, railing) placed along the subject building and right-of-way.

5. Temporary User shall delineate the seating area with a railing system.

6. Temporary User shall not impede motorists' views by the seating area.

TOC, LLC

7/5, 2011
Date

BY: 
Brad Emendorfer
Print Name and Title

~~CITY OF CHATTANOOGA, TENNESSEE~~

7/1, 2011
Date

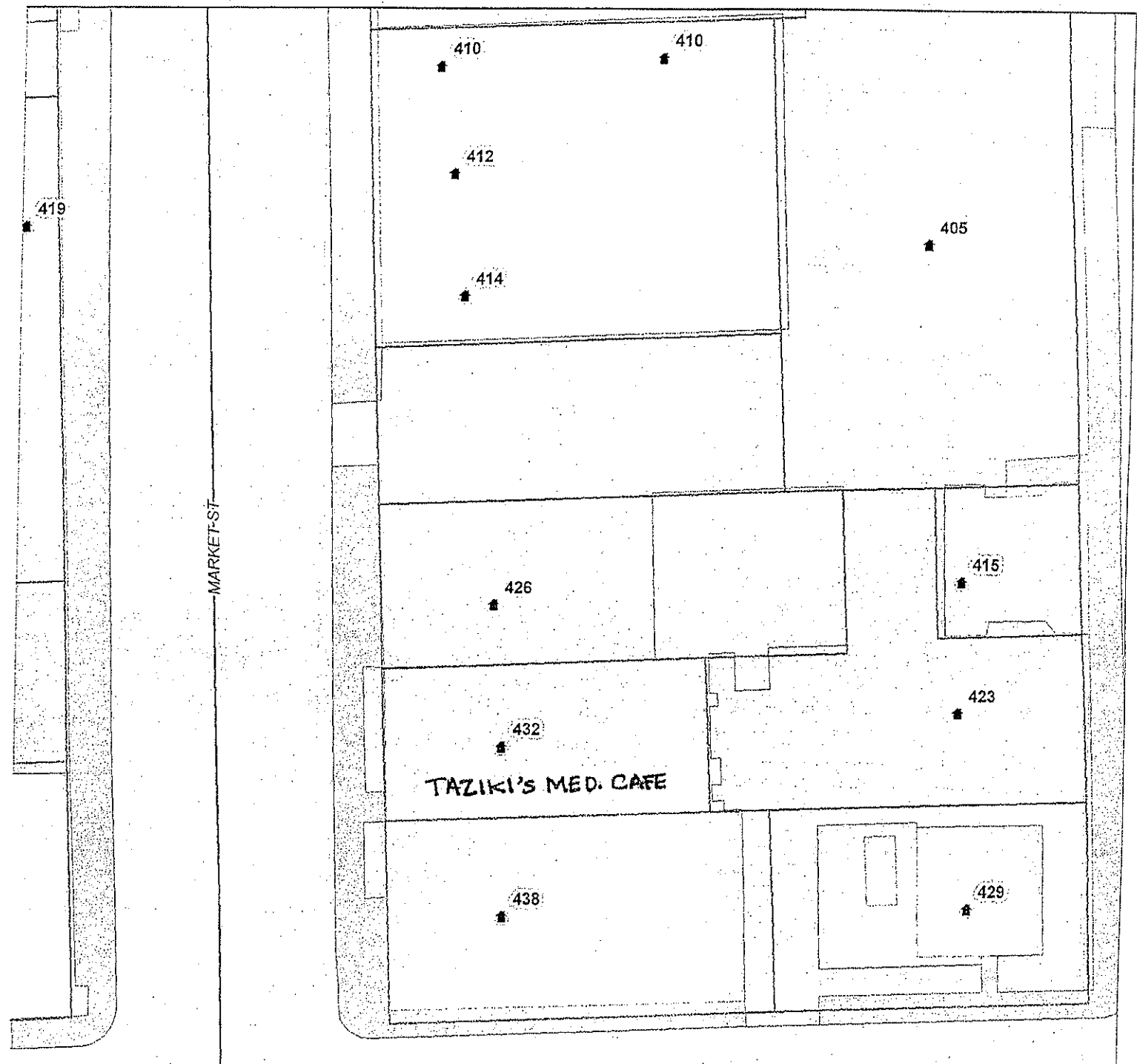
BY: 
Ron Littlefield, Mayor



Temp Use #68498
Taziki's Cafe

Market

5th



W 5TH ST MARKET ST MARKET ST E 5TH ST

W/O # 68498
S/R # 516228

RESOLUTION NO. 26756

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO AWARD CONTRACT NO. S-10-002-201, CHAPMAN ROAD DRAINAGE IMPROVEMENTS, TO THOMAS BROTHERS, INC. IN THE AMOUNT OF ONE MILLION FOUR HUNDRED TWENTY-ONE THOUSAND FIVE HUNDRED SIXTY-SEVEN AND 60/100 DOLLARS (\$1,421,567.60), PLUS A CONTINGENCY AMOUNT OF ONE HUNDRED FORTY-TWO THOUSAND ONE HUNDRED FIFTY-SIX AND 76/100 DOLLARS (\$142,156.76), FOR AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED SIXTY-THREE THOUSAND SEVEN HUNDRED TWENTY-FOUR AND 36/100 DOLLARS (\$1,563,724.36).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of Public Works be and is hereby authorized to award Contract No. S-10-002-201, Chapman Road Drainage Improvements, to Thomas Brothers, Inc. in the amount of \$1,421,567.60, plus a contingency amount of \$142,156.76, for an amount not to exceed \$1,563,724.36.

ADOPTED: June 28, 2011

/add

RESOLUTION NO. 26757

A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING AGENCY TO ENTER INTO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR FISCAL YEARS 2012 AND 2013 FOR THE UNDERTAKING OF TRANSPORTATION PLANNING AND COORDINATION ACTIVITIES AS ASSIGNED IN THE CHATTANOOGA-HAMILTON COUNTY/NORTH GEORGIA TRANSPORTATION PLANNING ORGANIZATION UNIFIED PLANNING WORK PROGRAM, WITH THE TOTAL CONTRACT NOT TO EXCEED ONE MILLION ONE HUNDRED FIVE THOUSAND NINE HUNDRED FOURTEEN AND 40/100 DOLLARS (\$1,105,914.40).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Executive Director of the Chattanooga-Hamilton County Regional Planning Agency is hereby authorized to enter into a grant contract with the Tennessee Department of Transportation for Fiscal Years 2012 and 2013 for the undertaking of transportation planning and coordination activities as assigned in the Chattanooga-Hamilton County/North Georgia Transportation Planning Organization Unified Planning Work Program, with the grant contract not to exceed \$1,105,914.40.

ADOPTED: June 28, 2011

/add

RESOLUTION NO. 26758

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND, IF APPROVED, ACCEPT A TENNESSEE AGRICULTURAL ENHANCEMENT PROGRAM GRANT FROM THE TENNESSEE DIVISION OF FORESTRY IN THE AMOUNT UP TO AND INCLUDING TWENTY THOUSAND DOLLARS (\$20,000.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Mayor be and is hereby authorized to apply for and, if approved, accept a Tennessee Agricultural Enhancement Program Grant from the Tennessee Division of Forestry in the amount up to and including \$20,000.00

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26759

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO EXTEND A CONSERVATION SERVICES AGREEMENT 2011-2012 FOR THE TRUST FOR PUBLIC LAND IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) TO BE PAID IN FOUR (4) QUARTERLY INSTALLMENTS OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) EACH FOR A TERM OF ONE (1) YEAR BEGINNING JULY 1, 2011, THROUGH JUNE 30, 2012.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of the Department of Parks and Recreation is hereby authorized to extend a Conservation Services Agreement 2011-2012 for the Trust for Public Land in an amount not to exceed \$100,000.00 to be paid in four (4) quarterly installments of \$25,000.00 each for a term of one year beginning July 1, 2011, through June 30, 2012.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26760

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO AN AGREEMENT WITH TOWER CONSTRUCTION COMPANY FOR THE DEMOLITION AND REPLACEMENT OF SIDING AT WYATT RECREATION CENTER, IN AN AMOUNT NOT TO EXCEED THIRTY-SIX THOUSAND SEVEN HUNDRED FIFTY-SEVEN DOLLARS (\$36,757.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of the Department of Parks and Recreation is hereby authorized to enter into an agreement with Tower Construction Company for the demolition and replacement of siding at Wyatt Recreation Center, in an amount not to exceed \$36,757.00.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26761

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 PROGRAM (CHP) IN THE AMOUNT OF FOUR MILLION THREE HUNDRED SIXTY-THREE THOUSAND FOUR HUNDRED NINETY-ONE DOLLARS (\$4,363,491.00) 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.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Chief of Police be and is hereby authorized 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 \$4,363,491.00 which will be used to hire twenty-three (23) officers and pay their salaries for three (3) years. The City of Chattanooga will be required to fund these positions one year beyond the expiration of the grant.

ADOPTED: July 12, 2011.

/mms

RESOLUTION NO. 26762

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO APPLY AND ACCEPT AN EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT – LOCAL SOLICITATION FROM THE BUREAU OF JUSTICE ADMINISTRATION IN WASHINGTON, D.C., FOR A TOTAL AMOUNT OF TWO HUNDRED THOUSAND TWO HUNDRED TWO DOLLARS (\$200,202.00), OF WHICH SIXTY THOUSAND THREE HUNDRED TWENTY-NINE DOLLARS (\$60,329.00) WILL GO TO THE HAMILTON COUNTY SHERIFF'S DEPARTMENT, OF WHICH FIFTEEN THOUSAND SIX HUNDRED NINE DOLLARS (\$15,609.00) WILL GO TO THE EAST RIDGE POLICE DEPARTMENT, AND OF WHICH ONE HUNDRED TWENTY-FOUR THOUSAND TWO HUNDRED SIXTY-FOUR DOLLARS (\$124,264.00) WILL GO TO THE CHATTANOOGA POLICE DEPARTMENT, WITH NO LOCAL MATCHING FUNDS REQUIRED, FOR THE PURPOSES SPECIFIED HEREIN, AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY, EAST RIDGE, AND HAMILTON COUNTY FOR THE SHARING OF SAID FUNDS AS SPECIFIED ABOVE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Chief of Police be and is hereby authorized to apply for and accept an Edward Byrne Memorial Justice Assistance Grant – Local Solicitation from the Bureau of Justice Administration in Washington, D.C., for a total amount of \$200,202.00, of which \$60,329.00 will go to the Hamilton County Sheriff's Department, of which \$15,609.00 will go to the East Ridge Police Department, and of which \$124,264.00 will go to the Chattanooga Police Department, with no local matching funds required, for the purposes specified herein, and authorizing the Mayor to execute an agreement between the City, East Ridge, and Hamilton County for the sharing of said funds as specified above. These Chattanooga funds will be used for the following:

- (1) Community Outreach programs including the Citizens Police Academy;
- (2) Crime Prevention Programs; and
- (3) Technology needs of the Police Department.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26763

A RESOLUTION AUTHORIZING THE CHIEF OF THE CHATTANOOGA FIRE DEPARTMENT ENTER INTO A CONTRACT WITH PARRIS ROOFING & SHEET METAL COMPANY, INC. TO REMOVE AND REPLACE THE ROOF AT FIRE STATION #21, WITH A BASE BID OF THIRTY-NINE THOUSAND EIGHT HUNDRED DOLLARS (\$39,800.00), AND WITH A TEN PERCENT (10%) CONTINGENCY OF THREE THOUSAND NINE HUNDRED EIGHTY DOLLARS (\$3,980.00), FOR A TOTAL AMOUNT OF FORTY-THREE THOUSAND SEVEN HUNDRED EIGHTY DOLLARS (\$43,780.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Chief of the Chattanooga Fire Department enter into a contract with Parris Roofing & Sheet Metal Company, Inc. to remove and replace the roof at Fire Station #21, with a base bid of \$39,800.00, and with a 10% contingency of \$3,980.00, for a total amount of \$43,780.00.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26764

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1, RELATIVE TO CONTRACT NO. S-10-007-401, STERLING AVENUE DRAINAGE DITCH REPAIR, CEI SERVICES, WITH A.D. ENGINEERING SERVICES, INC., WHICH CHANGE ORDER INCREASES THE CONTRACT AMOUNT BY SIXTEEN THOUSAND ONE HUNDRED ELEVEN AND 28/100 DOLLARS (\$16,111.28), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED NINETY-THREE THOUSAND ONE HUNDRED SEVENTY-THREE AND 28/100 DOLLARS (\$93,173.28).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the execution of Change Order No. 1, relative to Contract No. S-10-007-401, Sterling Avenue Drainage Ditch Repair, CEI Services, with A.D. Engineering Services, Inc., which Change Order increases the contract amount by \$16,111.28, for a revised contract amount not to exceed \$93,173.28.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26765

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO AWARD CONTRACT NO. E-10-008-201, LIGHTFOOT MILL ROAD GROUND IMPROVEMENTS TO REMBCO GEOTECHNICAL CONTRACTORS, INC., IN THE AMOUNT OF TWENTY-NINE THOUSAND FOUR HUNDRED THIRTY DOLLARS (\$29,430.00), WITH A CONTINGENCY AMOUNT OF TWO THOUSAND NINE HUNDRED FORTY-THREE DOLLARS (\$2,943.00), FOR AN AMOUNT NOT TO EXCEED THIRTY-TWO THOUSAND THREE HUNDRED SEVENTY-THREE DOLLARS (\$32,373.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of Public Works be and is hereby authorized to award Contract No. E-10-008-201, Lightfoot Mill Road Ground Improvements to Rembco Geotechnical Contractors, Inc., in the amount of \$29,430.00, with a contingency amount of \$2,943.00, for an amount not to exceed \$32,373.00.

ADOPTED: July 12, 2011

/mms

RESOLUTION NO. 26766

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH ENVIRONMENTAL MATERIALS TO ALLOW THE CITY OF CHATTANOOGA TO REMOVE AND TRANSPORT DIRT FROM C&D FOR THE MUTUAL BENEFIT OF THE CITY OF CHATTANOOGA AND C&D FOR A DOLLAR (\$1.00) PER YEAR.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby authorizing the Administrator of the Department of Public Works to enter into an agreement with Environmental Materials to allow the City of Chattanooga to remove and transport dirt from C&D for the mutual benefit of the City of Chattanooga and C&D for a dollar per year.

ADOPTED: July 12, 2011.

/mms

RESOLUTION NO. 26767

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO INCREASE THE AMOUNT OF PURCHASE ORDER NO. 505977 TO ENGINEERED SOFTWARE PRODUCTS, INC. FOR THE UPGRADE OF THE SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM AT THE WASTE RESOURCES DIVISION FOR AN AMOUNT OF THREE THOUSAND TWO HUNDRED SEVENTY AND 12/100 (\$3,270.12), FOR A REVISED TOTAL AMOUNT OF TWENTY THOUSAND TWO HUNDRED TWENTY AND 12/100 DOLLARS (\$20,220.12).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of the Department of Public Works be and is hereby authorized to increase the amount of Purchase Order No. 505977 to Engineered Software Products, Inc. for the upgrade of the Supervisory Control and Data Acquisition (SCADA) System at the Waste Resources Division for an amount of \$3,270.12, for a revised total amount of \$20,220.12.

After the work began, the contractor ran into several issues that caused additional work to be performed. There was no communications to PLCs 10, 11, the SCADA Open Productivity Connectivity (OPC) server was not recognizing the Centrifuge Buildings, N-Tron switch, and the flow totals for the North Recycle Pump station was fixed.

ADOPTED: July 12, 2011

/mms

MR-2011-080
City of Chattanooga
c/o Dan Thornton
District No. 7

RESOLUTION NO. 26768

A RESOLUTION AUTHORIZING THE ACQUISITION OF 3250 8TH AVENUE AS A REPLACEMENT SITE FOR FIRE HALL #9 IN THE AMOUNT OF EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00), PLUS CLOSING COSTS, AND AUTHORIZING THE FIRE CHIEF TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorizing the acquisition of 3250 8th Avenue as a replacement site for Fire Hall #9 in the amount of \$81,000.00, plus closing costs, and authorizing the Fire Chief to execute any and all documents necessary.

ADOPTED: July 12, 2011

/mms

A RESOLUTION AUTHORIZING UP TO FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) IN LOCAL MATCHING FUNDS FOR THE DEVELOPMENT OF A FORTY (40) YEAR COMPREHENSIVE GREATER CHATTANOOGA REGIONAL GROWTH PLAN.

WHEREAS, The Greater Chattanooga Region has experienced tremendous economic development success with the location of a number of very large industrial projects such as Volkswagen, Alstom, Amazon, Wacker, and IVS resulting in more than \$4,000,000,000.00 in new business investment since 2008; and

WHEREAS, the Electric Power Board of Chattanooga has completed the nation's largest one hundred percent (100%) fiber-optic network, providing all homes and businesses in a six hundred (600) square mile area up to one (1) Gig internet speeds, providing a competitive edge for the region to attract significant tech industry investments; and

WHEREAS, while the region is well positioned for accelerated growth on many fronts, there exists a strong desire to preserve the region's identity, quality of life by protecting and enhancing the environment, natural resources and cultural and heritage assets; and

WHEREAS, growth pressures throughout the region are exacerbating existing fiscal and environmental challenges as well as creating new ones such as workforce skills gaps, stormwater management, traffic congestion, water resource management, to name a few; and

WHEREAS, the development of a forty (40) year comprehensive plan that provides many opportunities to engage all citizens throughout the region is essential to determining a vision that provides direction and implementation strategies for future growth and will provide guidance on how to handle current growth pressures; and

WHEREAS, such a plan will insure that areas have adequate public facilities such as roads, water and sewer systems and public safety in way that further enhances the region making the Greater Chattanooga Region the most livable region today and for future generations to come; and

WHEREAS, without such a plan, unmanaged growth will occur placing tremendous stress and strain on our infrastructure, land, fiscal and natural resources, culture, heritage and overall quality of life resulting in a region that will deteriorate over time where no one will want to live, work and play.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that, in the interest of the region and future generations to come, the Chattanooga City Council is committed to the development and implementation of a forty (40) year plan; and commits up to \$500,000.00 over a three (3) year period in order to hire the consulting expertise and other resources needed to conduct the planning process, develop the plan and implementation strategies.

ADOPTED: July 12, 2011

/add/mms

RESOLUTION NO. 26770

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH HAMILTON COUNTY TO PROVIDE FOR JOINT FUNDING OF THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION FOR THE NEXT FIVE (5) YEARS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that the Mayor be and is hereby authorized to enter into an interlocal agreement with the Hamilton County to provide for joint funding of the Chattanooga-Hamilton County Regional Planning Commission for the next five (5) years.

ADOPTED: July 12, 2011

/add

RESOLUTION NO. 26771

A RESOLUTION AUTHORIZING PAYMENT TO R1 TN 2, LLC FOR A RIGHT-OF-WAY EASEMENT RELATIVE TO CONTRACT E-08-010, SHALLOWFORD ROAD AT JENKINS ROAD INTERSECTION IMPROVEMENTS, FOR TRACT 7, TAX MAP NO. 149K-C-033.01, ON JENKINS ROAD, IN AN AMOUNT NOT TO EXCEED SEVENTY-NINE THOUSAND ONE HUNDRED SEVENTY-SEVEN AND 50/100 DOLLARS (\$79,177.50).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That payment be and is hereby authorized to R1 TN 2, LLC for a Right-of-Way Easement relative to Contract E-08-010, Shallowford Road at Jenkins Road Intersection Improvements, for Tract 7, Tax Map No. 149K-C-033.01, on Jenkins Road, in an amount not to exceed \$79,177.50.

ADOPTED: July 19, 2011

/add/mms

RESOLUTION NO. 26772

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO AWARD CONTRACT NO. E-11-006-201, BITUMINOUS SURFACE TREATMENT, TO VOLUNTEER EXCAVATING, LLC IN THE AMOUNT OF TWO HUNDRED TWENTY-THREE THOUSAND SEVEN HUNDRED EIGHTY-TWO AND 46/100 DOLLARS (\$223,782.46), WITH A CONTINGENCY AMOUNT OF TWENTY-TWO THOUSAND THREE HUNDRED SEVENTY-EIGHT AND 54/100 DOLLARS (\$22,378.54), ORCHARD KNOB AVENUE, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-SIX THOUSAND ONE HUNDRED SIXTY-ONE DOLLARS (\$246,161.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of Public Works be and is hereby authorized to award Contract No. E-11-006-201, Bituminous Surface Treatment, to Volunteer Excavating, LLC in the amount of \$223,782.46, with a contingency amount of \$22,378.54, Orchard Knob Avenue, in an amount not to exceed \$246,161.00.

ADOPTED: July 19, 2011

/add/mms

RESOLUTION NO. 26773

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) WITH BROWN BROTHERS, INC. RELATIVE TO CONTRACT NO. E-03-028-203, HAMILL ROAD IMPROVEMENTS - HIGHWAY 153 TO HIXSON PIKE - PHASE 3, DECREASING THE CONTRACT AMOUNT BY THIRTY-TWO THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$32,750.00), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED ONE MILLION FOUR HUNDRED SIXTY-FIVE THOUSAND FIVE HUNDRED EIGHTY-EIGHT DOLLARS (\$1,465,588.00), AND RELEASING THE CONTINGENCY OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the execution of Change Order No. 1 (Final) with Brown Brothers, Inc., relative to Contract No. E-03-028-203, Hamill Road Improvement - Highway 153 to Hixson Pike - Phase 3, decreasing the contract amount by \$32,750.00, for a revised contract amount not to exceed \$1,465,588.00, and releasing the contingency of \$150,000.00.

ADOPTED: July 19, 2011

/add

RESOLUTION NO. 26774

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) WITH BROWN BROTHERS, INC. RELATIVE TO CONTRACT NO. E-03-028-204, HAMILL ROAD IMPROVEMENTS - HIGHWAY 153 TO HIXSON PIKE, DECREASING THE CONTRACT AMOUNT BY EIGHTEEN THOUSAND SEVEN HUNDRED SEVENTEEN AND 81/100 DOLLARS (\$18,717.81), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED FOUR HUNDRED NINETY THOUSAND TWO HUNDRED NINETY-FIVE AND 19/100 DOLLARS (\$490,295.19), AND RELEASING THE CONTINGENCY OF FIFTY-ONE THOUSAND DOLLARS (\$51,000.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the execution of Change Order No. 1 (Final) with Brown Brothers, Inc., relative to Contract No. E-03-028-204, Hamill Road Improvement - Highway 153 to Hixson Pike, decreasing the contract amount by \$18,717.81, for a revised contract amount not to exceed \$490,295.19, and releasing the contingency of \$51,000.00.

ADOPTED: July 19, 2011

/add

RESOLUTION NO. 26775

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) WITH SAK CONSTRUCTION, LLC RELATIVE TO CONTRACT NO. W-09-005-201, UPPER AMNICOLA AND TIFTONIA INTERCEPTOR REHABILITATION CONTRACTS, DECREASING THE CONTRACT AMOUNT BY TWO HUNDRED SEVENTEEN THOUSAND EIGHT HUNDRED SEVENTY-NINE AND 67/100 DOLLARS (\$217,879.67), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED TWO MILLION EIGHT HUNDRED FIFTY-FOUR THOUSAND ONE HUNDRED FIFTY-FIVE AND 33/100 DOLLARS (\$2,854,155.33) AND RELEASING THE CONTINGENCY OF THREE HUNDRED THOUSAND DOLLARS (\$300,000.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the execution of Change Order No. 1 (Final) with SAK Construction, LLC relative to Contract No. W-09-005-201, Upper Amnicola and Tiftonia Interceptor Rehabilitation Contracts, decreasing the contract amount by \$217,879.67, for a revised contract amount not to exceed \$2,854,155.33, and releasing the contingency of \$300,000.00.

ADOPTED: July 19, 2011

/add

RESOLUTION NO. 26776

A RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 (FINAL) WITH DILLARD CONSTRUCTION, INC. RELATIVE TO CONTRACT NO. S-10-007-201, STERLING AVENUE DRAINAGE DITCH REPAIR, INCREASING THE CONTRACT AMOUNT BY SEVENTY-FOUR THOUSAND FIVE HUNDRED SEVENTY AND 33/100 DOLLARS (\$74,570.33), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED SEVEN HUNDRED SIXTY-SIX THOUSAND TWENTY-SIX AND 58/100 DOLLARS (\$766,026.58).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the execution of Change Order No. 1 (Final) with Dillard Construction, Inc. relative to Contract No. S-10-007-201, Sterling Avenue Drainage Ditch Repair, increasing the contract amount by \$74,570.33, for a revised contract amount not to exceed \$766,026.58.

ADOPTED: July 19, 2011

/add/mms

RESOLUTION NO. 26777

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PARKS AND RECREATION TO EXECUTE A TWO (2) YEAR LICENSE AGREEMENT WITH RIVER CITY DUCKS, LLC, FOR THE USE OF THE ROSS' LANDING RAMP TO ACCESS THE TENNESSEE RIVER FOR THE OPERATION OF AN AMPHIBIOUS VEHICLE IN AN AMOUNT OF FOUR HUNDRED FIFTY DOLLARS (\$450.00) PER MONTH DURING THE MONTHS OF MARCH 1ST THROUGH OCTOBER 31ST.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of the Department of Parks and Recreation is hereby authorized to execute a two (2) year License Agreement with River City Ducks, LLC, for the use of the Ross' Landing Ramp to access the Tennessee River for the operation of an amphibious vehicle in an amount of \$450.00 per month during the months of March 1st through October 31st.

ADOPTED: July 19, 2011

/mms

RESOLUTION NO. 26778

A RESOLUTION AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO ENTER INTO AN AGREEMENT WITH TERRACON CONSULTANTS, INC. TO COMPLETE BROWNFIELD REMEDIATION SERVICES AT THE OLD 36TH STREET LANDFILL SITE AND THE TENNESSEE AVENUE AT RAILROAD UNDERPASS SITE, IN THE AMOUNT OF SEVENTY-SEVEN THOUSAND TWO HUNDRED DOLLARS (\$77,200.00)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is authorizing the Director of General Services to enter into an agreement with Terracon Consultants, Inc. to complete Brownfield Remediation Services at the Old 36th Street landfill site and the Tennessee Avenue at railroad underpass site, in the amount of \$77,200.00.

ADOPTED: July 19, 2011

/mms

MR-2011-081
City of Chattanooga
c/o Dan Thornton
District No. 6

RESOLUTION NO. 26779

A RESOLUTION AUTHORIZING THE ACQUISITION OF TWELVE PLUS (12+) ACRES LOCATED AT 155 AND 159 HAMM ROAD FROM AFFILIATED TRANSPORT, INC. FOR A CONSIDERATION OF TWO MILLION DOLLARS (\$2,000,000.00), PLUS CLOSING COSTS, AND AUTHORIZING THE DIRECTOR OF GENERAL SERVICES TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY RELATING THERETO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby authorized the acquisition of 12+ acres located at 155 and 159 Hamm Road, more particularly described below and as shown on the maps attached hereto and made a part hereof by reference, for a consideration of \$2,000,000.00, plus closing costs.

Tract 2-A, Talkid Subdivision, Plat Book 34, Page 136, Deed Book 7837, Page 850, ROHC, and Tract 2-B, Revised Plan of Tract 2-H and 2nd Revised Plan of Tract 2-B, Talkid Subdivision, Plat Book 63, Page 133, ROHC, Deed Book 7837, Page 847, ROHC. Tax Map Nos. 135-027.01 and 027.03.

BE IT FURTHER RESOLVED, That the Director of General Services be and is hereby authorized to execute any and all documents necessary relating to this acquisition.

ADOPTED: July 19, 2011

/add

RESOLUTION

WHEREAS, City of Chattanooga/Real Property Office, Dan Thornton petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend to the Members of the City Council of the City of Chattanooga to grant approval of a Mandatory Referral pursuant to T.C.A. 13-4-104 on properties located at 155 and 159 Hamm Road.

Tract 2-A, Talkid Subdivision, Plat Book 34, Page 136, Deed Book 7837, Page 850, ROHC, and Tract 2-B, Revised Plan of Tract 2-H and 2nd Revised Plan of Tract 2-B, Talkid Subdivision, Plat Book 63, Page 133, ROHC, Deed Book 7837, Page 847, ROHC. Tax Map 135-027.01 and 027.03 as shown on the attached map.

AND WHEREAS, the Planning Commission held a public hearing on this petition on June 13, 2011,

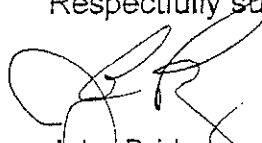
AND WHEREAS, the Planning Commission heard and considered all statements favoring the petition,

AND WHEREAS, no one was present in opposition to the petition,

AND WHEREAS, the Planning Commission has studied the petition in relation to existing zoning and land use and potential patterns of development.

NOW THEREFORE, BE IT RESOLVED that the Planning Commission, on June 13, 2011, recommended to the Members of the City Council of the City of Chattanooga that this petition for a Mandatory Referral to acquire property for future multi-department use be approved.

Respectfully submitted,



John Bridger
Secretary

Chattanooga-Hamilton County Regional Planning Agency
RPA Staff Report & Recommendations

Planning Commission Meeting Date: June 13, 2011

Case Number: 2011-081MR

STAFF RECOMMENDATION: APPROVE

Applicant: City of Chattanooga Real Property Office/Dan Thornton

Property Address: 155 & 159 Hamm Road

Jurisdiction: City District 6

County District 1

Neighborhood: Moccasin Bend

Development Sector: Urban Infill

**PLANNING COMMISSION ACTION:
Approve**

Applicant Request

Mandatory Referral: Acquisition

Proposed Development

Site Plan Submitted: No

Proposed Use: Non-Residential

Purpose: Purchase of 12+ acres From Karalex for future Multi-Departmental use

Site Characteristics

Current Zoning: M-1 Manufacturing

Current Use: Industrial

Adjacent Uses: Industrial, Vacant

Size of Tract: 12 acres +/-

Access: Good

Analysis

Extension of Current Zoning: Not Applicable

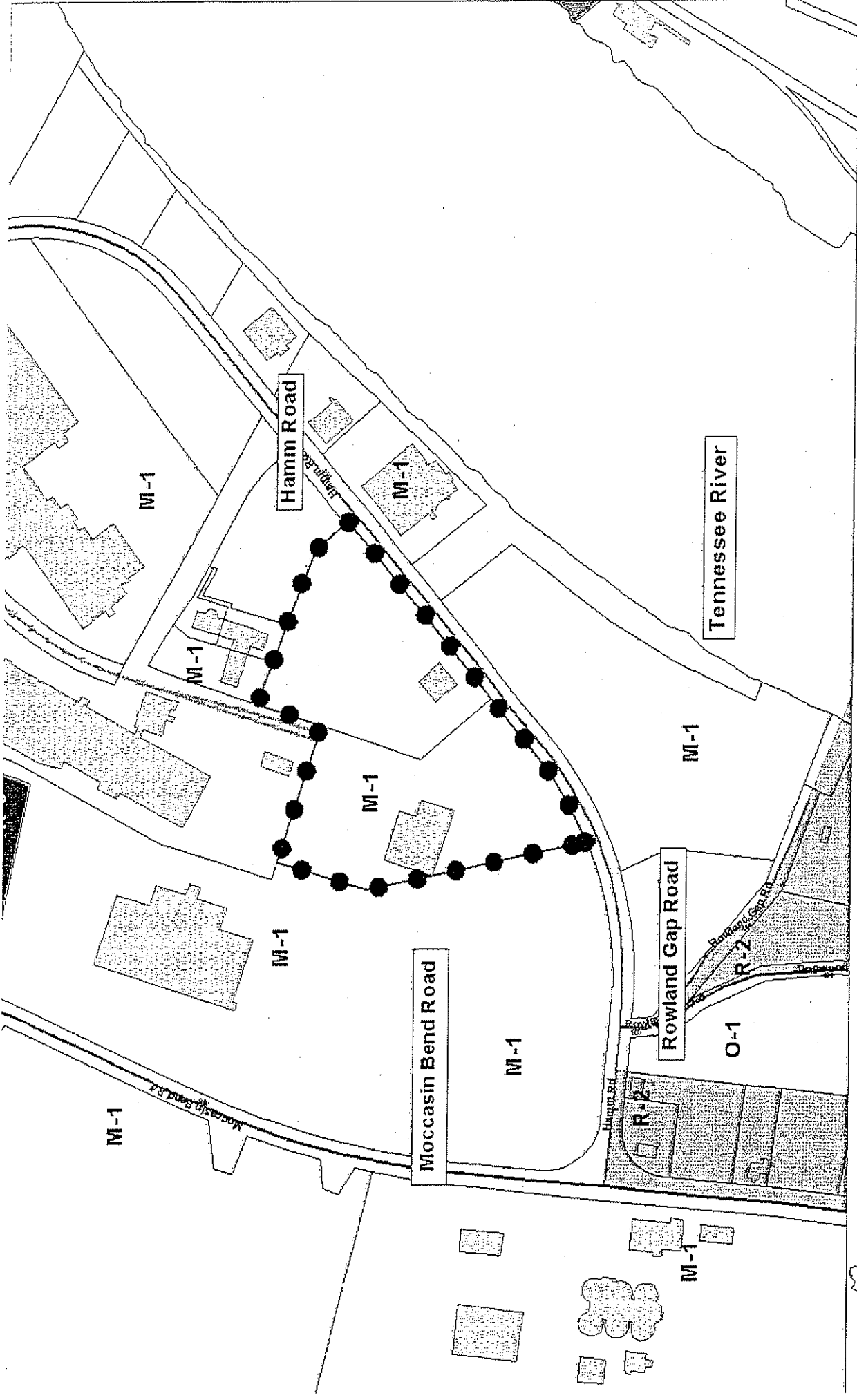
Name of Community Land Use Plan: Not Applicable

Proposed Use Supported by Community Land Use Plan: Not Applicable

Proposed Use Supported by Comprehensive Plan: Yes

Planning Staff Comments:

This site is located immediately across Hamm Road from property owned by the National Park Service. The site lies within the study boundary of the recently initiated Moccasin Bend-Stringers Ridge Gateway Study.



1 in. = 350.0 feet



MR-2011-0081 Acquisition of Property (Color map)

Chattanooga - Hamilton County Regional Planning Agency

