

SECOND AMENDED AGENDA FOR TUESDAY, OCTOBER 27, 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 adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 3A, being certain parcels adjacent to Interstate 24 and the Tennessee River within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 4B, being certain parcels adjacent to streets including, but not limited to, Gold Crest, Dahl Springs, and Fairview Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - c) MR-2009-125 Charles L. Harrison (Close & Abandon). An ordinance closing and abandoning two alleys located off of the east line of the 1900 block of Myrtle Street, more particularly described herein, subject to certain conditions.
- VI. Ordinances – First Reading:
 - a) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 3C, which includes certain properties adjacent to Ruby Falls and the U.S. Park Service Land Resource Division, on the side of Lookout Mountain, within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6A, which includes certain properties adjacent to the western right-of-way of Highway 58 and Turkeyfoot Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**

- c) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6B, which includes certain properties adjacent to the western right-of-way of Highway 58 and adjacent to the right-of-way for Hickory Valley Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**

- d) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6C, which includes certain properties adjacent to the eastern and western rights-of-way of Highway 58 up to its intersection with Harrison-Ooltewah Road, including portions of other streets named Bent Pine, Congress, Deerwood, Mahlon, Clark, Church, Tyner, and Easter, within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**

- e) MR-2009-112 Chestnut Properties, LLC (Close & Abandon). An ordinance closing and abandoning the 900 block of East 23rd Street, a portion of the unopened 2000 block of East End Avenue, and a portion of an unopened alley located on the west line of the 2000 block of Central Avenue, more particularly described herein. **(Recommended for approval by Public Works.) (District No. 7.)**

MR-2009-112 Chestnut Properties, LLC (Close & Abandon). An ordinance closing and abandoning the 900 block of East 23rd Street, a portion of the unopened 2000 block of East End Avenue, and a portion of an unopened alley located on the west line of the 2000 block of Central Avenue, more particularly described herein.

- f) MR-2009-121 Kirti Naik (Close & Abandon). An ordinance closing and abandoning an unopened alley located off of the 2100 block of East 23rd Street, more particularly described herein, and subject to certain conditions. **(Recommended for approval by Public Works.)**

MR-2009-121 Kirti Naik (Close & Abandon). An ordinance closing and abandoning an unopened alley located off of the 2100 block of East 23rd Street, more particularly described herein.

- g) **An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Section 5-75(b), relative to sale of beer in the UGC Urban General Commercial Zone. (Added.)**

- h) **An ordinance amending the Chattanooga City Code, Part II, Chapter 10, Section 10-5, as amended, so as to exclude certain properties known as Lot 24, Rossville Avenue, from the Downtown Fire District Boundaries, subject to certain conditions. (Added by permission of Council Vice Chair Rico.)**

VII. Resolutions:

- a) A resolution authorizing the Director of General Services to execute a lease with the Tennessee Valley Regional Communications System for a tower site located on Cross Mountain **in Campbell County for a term of ten (10) years and a monthly rental amount of \$1,200.00 for years one through three, with an escalating clause for years four through ten as described herein. (Revised.)**
- b) A resolution authorizing the Director of General Services to execute a lease with the Tennessee Valley Regional Communications System for a tower site located on Windrock Mountain **in Anderson County for a term of ten (10) years and a monthly rental amount of \$1,200.00 for years one through three, with an escalating clause for years four through ten as described herein. (Revised.)**
- c) A resolution authorizing the award of Contract No. W-05-007-203, North Warner Park Stormwater Detention Basin, to Thomas Brothers Construction Company, Inc. in the amount of \$1,703,999.00, plus a contingency amount of \$170,000.00, for a total amount not to exceed \$1,873,999.00, subject to **appropriation of funds. (Revised.)**
- d) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. W08-005, performance testing with the J-VAP Remedial Action, with Jordan, Jones & Goulding (JJ&G), which change order is for an increase in an amount not to exceed \$4,000.00. This increases the original contract cost from \$143,850.00 to \$147,850.00.
- e) A resolution authorizing the Chattanooga-Hamilton County Regional Planning Agency to develop a Land Use and Redevelopment Plan for the Missionary Ridge Area which includes all of Missionary Ridge as well as parts of the East Lake, Ridgeside, Glenwood, Foxwood Heights, and Avondale Neighborhoods.
- f) **A resolution authorizing the Mayor to Apply for and, if awarded, accept an Enhancement Grant from the Tennessee Department of Transportation (TDOT) Enhancement Program for sidewalk and bicycle facility improvements on Manufacturers Road from US Highway 27 to the Moccasin Bend Visitor Center, in an amount to be determined, with 80% being the TDOT share and 20% being required from the City as local matching funds. (Added by permission of Council Vice-Chair Rico.)**
- g) **A resolution authorizing the Mayor to Apply for and, if awarded, accept an Enhancement Grant from the Tennessee Department of Transportation (TDOT) Enhancement Program for sidewalk and bicycle facility improvements on Highway 58 from Webb Road to Murray Hills Drive, in an amount to be determined, with 80% being the TDOT share and 20% being required from the City as local matching funds. (Added by permission of Council Vice-Chair Rico.)**

VIII. Overtime Report.

Second Amended Agenda for Tuesday, October 27, 2009

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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, November 3, 2009.

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

Public Hearing on Plan of Services for Area 12B.

XIV. Adjournment.

XII. Agenda Session for Tuesday, November 3, 2009:

AGENDA FOR TUESDAY, NOVEMBER 3, 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 adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 3C, which includes certain properties adjacent to Ruby Falls and the U.S. Park Service Land Resource Division, on the side of Lookout Mountain, within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6A, which includes certain properties adjacent to the western right-of-way of Highway 58 and Turkeyfoot Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - c) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6B, which includes certain properties adjacent to the western right-of-way of Highway 58 and adjacent to the right-of-way for Hickory Valley Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
 - d) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as area 6C, which includes certain properties adjacent to the eastern and western rights-of-way of Highway 58 up to its intersection with Harrison-Ooltewah Road, including portions of other streets named Bent Pine, Congress, Deerwood, Mahlon, Clark, Church, Tyner, and Easter, within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**
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MR-2009-112 Chestnut Properties, LLC (Close & Abandon). An ordinance closing and abandoning the 900 block of East 23rd Street, a portion of the unopened 2000 block of East End Avenue, and a portion of an unopened alley located on the west line of the 2000 block of Central Avenue, more particularly described herein.

- f) MR-2009-121 Kirti Naik (Close & Abandon). An ordinance closing and abandoning an unopened alley located off of the 2100 block of East 23rd Street, more particularly described herein, and subject to certain conditions. **(Recommended for approval by Public Works.)**

MR-2009-121 Kirti Naik (Close & Abandon). An ordinance closing and abandoning an unopened alley located off of the 2100 block of East 23rd Street, more particularly described herein.

- g) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Section 5-75(b), relative to sale of beer in the UGC Urban General Commercial Zone.
- h) An ordinance amending the Chattanooga City Code, Part II, Chapter 10, Section 10-5, as amended, so as to exclude certain properties known as Lot 24, Rossville Avenue, from the Downtown Fire District Boundaries, subject to certain conditions.

6. Ordinances – First Reading:

- a) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 9B, being certain parcels adjacent to Old Lee Highway and Apison Pike within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Public Hearing.)**

7. Resolutions:

- a) A resolution authorizing the Department of Parks and Recreation to accept a 5.5 acre (approximate) conservation easement on part of property located at 5600 Hixson Pike, Tax Map No. 100K-C-006, from Clear Creek Church of Christ to be used as part of the North Chickamauga Greenway Master Plan, and authorizing the Administrator to execute any documents necessary relative to this donation.
- b) A resolution authorizing the Director of General Services to enter into an agreement with Barge, Waggoner, Sumner and Cannon, Inc. for the Brownfield Cleanup Projects at the Ohls Avenue Glass Field Site and the Anchor Glass Office Building Site in the amount of \$59,565.00, plus contingencies totaling \$18,000.00, for a total amount not to exceed \$77,565.00.
- c) A resolution authorizing the Administrator of the Department of Public Works to approve the award of Contract No. S-08-006-201, Private Sanitary Sewer Line Repair (SLAP), to Tower Construction Company, Inc. in the amount of \$21,980.00, plus a contingency amount of \$3,000.00, for a total amount not to exceed \$24,980.00.

- d) A resolution authorizing the Administrator of the Department of Public Works to approve the award of Contract No. S-09-001-201, Private Sanitary Sewer Line Repair (SLAP), to C&C Construction Services in the amount of \$11,400.00, plus a contingency amount of \$2,800.00, for a total amount not to exceed \$14,200.00.
 - e) **A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into a professional services contract with Asset Property Disposition, Inc. to initiate, manage, and oversee the goals and objectives outlined in the Neighborhood Stabilization Implementation Plan for the utilization of the City's Neighborhood Stabilization Program funds in an amount not to exceed \$205,050.00 for 24 months, with the option to renew for 2 additional 12-month periods, contingent upon the availability of funding.**
 - f) **A resolution authorizing the issuance and sale of bonds in the aggregate amount not to exceed Twenty Million Dollars (\$20,000,000.00) of the City of Chattanooga, for the purpose of paying all or a portion of the costs of certain projects at the Volkswagen Car Plant, including streets, helipad, welcome center, fire building, electric transformer station, wastewater, water and stormwater drainage, certain utility infrastructure and financing, certain other Public Works projects including for general government, public works, fire department, information services, road improvements (Goodwin Drive), 6.4 ESIP railway lines, fire service expansion, land for new stations, apparatus for new stations, furnishings for new stations, fire hydrants, mesh network for information services, ESIP traffic study intersection improvements, Hickory Valley Road bridge replacement, local infrastructure and certain other Public Works projects, and fixing the maximum rate of interest such bonds shall bear.**
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, November 10, 2009.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.

14. Adjournment.