AGENDA
Cleveland City Council
Work Session – June 28, 2010
2:00 P.M.
Cleveland Municipal Building
190 Church Street, NE

I. PETITIONS AND COMMUNICATIONS FROM THE AUDIENCE
   A. Recognition of Healthy for Life Wellness Program Prize Winners

II. UPDATES FROM THE CITY MANAGER
   A. Johnston Park
   B. Springhouse at Fletcher Park
   C. Review report on 20th/Chambliss options
   D. Lynn DeVault

III. REVIEW OF 4:00 AGENDA – CITY MANAGER

IV. REPORTS OF COUNCIL MEMBERS
   A. Councilman Robertson  E. Councilman Estes
   B. Councilman Banks      F. Vice Mayor Johnson
   C. Councilman Poe        G. Councilman May
   D. Councilwoman Hines

V. ANNOUNCEMENTS
A. Administration & Finance
   a. Gas Purchases (p. 1)

B. Public Works
   a. Update on Streamline Permits (p. 2)
   b. Emmett & Harrison Pike (damaged stop sign) (p. 3)
   c. Goode Street – Paving (p. 3)
   d. Michigan Avenue/Stuart Road Signal – Left turn arrow complete (turning from Michigan Avenue onto Stuart) (p. 4)

C. Community Development
   a. Planning Commission Update 5/25 (p. 5)

D. Parks and Recreation

E. Fire Department

E. Police Department
   a. Codes Enforcement: (p. 6)
      1. 803 23rd Street (Flat tires, high grass)
      2. Stuart School (high grass)
AGENDA
Cleveland City Council
Regular Session – June 28, 2010
4:00 P.M.
Cleveland Municipal Building
190 Church Street, NE

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE & PRAYER

IV. WAIVE READING OF MINUTES

   A. Regular Session – May 24, 2010 (p. 1).
   B. Regular Session – June 14, 2010 (Not Held) (p. 2).

V. PETITIONS AND COMMUNICATIONS FROM AUDIENCE AND MAIL

   A. Joseph Kotsis – IRS – Presentation of VITA Certificates

   B. Public Hearing – To hear public comments concerning a request by Andrew
      Thompson to rezone 125 North Street NW and 4695 Fairfield Farm Rd NE from R1
      Single Family Residential to CH Highway Commercial (Planning Commission:
      Approved 6:0; 3 members absent) (p. 3-9).

   C. Public Hearing – To hear public comments concerning a proposal to amend the
      zoning regulations so that in cases where sites are constrained for space, a fractional
      space in the required parking calculation may be omitted from the site development
      (Planning Commission: Approved 5:1; 3 members absent) (p. 10-11).

VI. CONSENT AGENDA


   B. Final Passage - Ordinance No: 2010-16 - Adopting the 2010 Tax Rate for FY2011
      (p. 19-21).

   C. Final Passage - Ordinance No: 2010-17 – FY2010 Budget Amendments (p. 22-30).

   D. Final Passage - Ordinance No: 2010-18 – An ordinance to allow upper story
      residential uses in the Professional Institutional Zoning District as a conditional use
      (Planning Commission: Approved 7:0; 2 members absent) (p. 31-32).
E. **Final Passage - Ordinance No: 2010-19** – An ordinance to allow snack shops in the Professional Institutional Zoning District as a conditional use (Planning Commission: Approved 7:0; 2 members absent) (p. 33-35).

F. **Final Passage - Ordinance No: 2010-20** - Concerning a request by the Historic Preservation Commission to add 440 and 450 Worth Street NW to the Historic Preservation District (Planning Commission: Approved 6:0; 2 members absent, 1 late arrival) (p. 36-37).

G. **Final Passage - Ordinance No: 2010-21** – Amending Title 20 Chapter 6, Section 602(1)(c) and 602(2)(a) of the Municipal Code pertaining Parks Rules and Regulations to include the Greenway (p. 38-40).

H. **Final Passage - Ordinance No: 2010-22** – Amending Title 20 Chapter 12, Sections 20-1204 and 20-1207 through 20-1217 of the Municipal Code Concerning Wreckers and Towing Services (p. 41-56).

I. **Final Passage - Ordinance No: 2010-23** – Amending Title 16 Chapter 2, Section 16-203 of the Municipal Code regarding Street Cuts (p. 57-59).

J. **Reappointment** – *Animal Shelter Board* – Sue Little for an additional 3-year term to expire 06/2013 (p. 60-63).

K. **Reappointment** – *Cleveland Beer Board* – Joe Kirkpatrick for an additional 2-year term to expire 07/2012.

L. **Reappointment** – *Cleveland Beer Board* – Mark Smith for an additional 2-year term to expire 07/2012.

M. **Reappointment** – *Cleveland Beer Board* – Bill Hobbs for an additional 2-year term to expire 07/2012.

N. **Appointment** – *Cleveland Beer Board* – Gerald Lillard to be appointed as an alternate member.

O. **Reappointment** – *Historic Commission* – Charlotte Thorogood for an additional 4-year term to expire 06/2014.


Q. **Reappointment** – *Cleveland Utility Board* – Mitchell Lyle for an additional 4-year term to expire 07/2014.

S. **Resolution No: 2010-78** - Approving the FY2011 Appropriations (p. 64-65).

T. **Resolution No: 2010-79** – Directing the payment by the Cleveland Utilities Board to the City of Cleveland Tax Equivalent Payments for the Cleveland Utilities Board’s Water and Wastewater System (p. 66).

U. **Resolution No: 2010-80** – Directing the payment by the Cleveland Utilities Board to the City of Cleveland Tax Equivalent Payment for the Cleveland Utilities Board’s Electric System (p. 67).

V. **Resolution No: 2010-81** – Regarding the Cleveland City Schools Federal Project Fund (p. 68)

W. **Resolution No: 2010-82** – Authorizing the Mayor to sign a Subrecipient Agreement with Habitat for Humanity for Phase II of the Century Village Housing Development Project (p. 69-80).

X. **Resolution No: 2010-83** – Authorizing the Mayor to sign an agreement for State Highway Maintenance (p. 81-99).

Y. **Resolution No: 2010-84** – Authorizing the Mayor to sign and amended agreement with Habitat for Humanity relating to the Neighborhood Stabilization program (p. 100-111).

Z. **Resolution No: 2010-85** – Authorizing the Mayor to sign an agreement with the Cleveland Emergency Shelter for ESG funds (p. 112-117).

AA. **Bid Report** – Laundry & Dry Cleaning (p. 118-119)

BB. **Resolution No: 2010-86** – Authorizing the Mayor to sign a contract for Laundry & Dry Cleaning Services (p. 120-122).

CC. **Bid Report** – Tires & Tubes (p. 123-125)

DD. **Resolution No: 2010-87** – Authorizing the Mayor to sign a contract for Tires & Tubes (p. 126-128).

EE. **Bid Report** – Contracted services for HVAC (p. 129-130)

FF. **Bid Report** – Uniforms for Public Works (p. 131-132)
GG. **Bid Report** – ATV’s (p. 133-134)

HH. **Bid Report** – Vehicles (p. 135-136)

II. **Bid Report** – Sidewalks (ARRA) (p. 137-138)

JJ. **Resolution No: 2010-88** – Authorizing the Mayor to sign an agreement with Black Construction, LLC for construction of pedestrian facilities along Walker Street, Central Avenue, First Street and Edwards Street (ARRA) (p. 139).

KK. **Bid Report** – Thermoplastic (p. 140-141)

LL. **Bid Report** – Curb, Gutter and Sidewalk Maintenance (p. 142-143)

MM. **Resolution No: 2010-89** – Authorizing the Mayor to sign a contract for curb, gutter and sidewalk maintenance (p. 144-146).

NN. **Resolution No: 2010-90** – Declaring a golf cart from police department as surplus property and donating to Bradley County EMS (p. 147-149).

OO. **Resolution No: 2010-91** - Authorizing the Mayor to sign a grant application for Safe Routes to Schools for area around Arnold School (p. 150-151).

PP. **Resolution No: 2010-92** – Authorizing a loan from the Energy Efficient Schools Council for energy efficient lighting for school facilities (p. 152).

QQ. **Resolution No: 2010-94** – Authorizing the use of funds in the spay and neuter account to assist with the hiring of a part-time employee and purchase a used vehicle to assist with the program (p. 153).

VII. **UNFINISHED BUSINESS**

A. **Final Passage - Ordinance No: 2010-12** - Authorizing the City Attorney to begin eminent domain proceedings for permanent right-of-way and temporary construction easement @ 2000 Dalton Pike (57M-C-12) (p. 154-155).

VIII. **REPORTS OF COUNCIL MEMBERS**

A. Councilman Robertson  E. Councilman Estes
B. Councilman Banks  F. Vice Mayor Johnson
C. Councilman Poe  G. Councilman May
D. Councilwoman Hines
IX.  NEW BUSINESS AND ORDINANCES

A. Resolution No: 2010-93 - Authorizing an amendment to a lease agreement with Family Resource Agency, Inc. to place a modular building on the Blythe Avenue school site (p. 156-159).

B. Ordinance No: 2010-26 – Rezoning 125 North Street NW and 4695 Fairfield Farm Rd NE from R1 Single Family Residential to CH Highway Commercial (Request by Andrew Thompson) (Planning Commission: Approved 6:0; 3 members absent) (p. 160).

C. Ordinance No: 2010-27 – Amending the zoning regulations so that in cases where sites are constrained for space, a fractional space in the required parking calculation may be omitted from the site development (Planning Commission: Approved 5:1; 3 members absent) (p. 161-162).

X. ANNOUNCEMENTS

A. City Offices will be closed Monday, July 5th due to the Independence Day Holiday.

B. 1st Street Square ribbon cutting on Monday, July 26th

C. Waterville Golf Course to reopen 9 holes first of July.