

AGENDA FOR TUESDAY, NOVEMBER 11, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a) 2003-150 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 7327 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 10-28-03)**
- VI. Ordinances - First Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 1208, Subsection (1), to incorporate new language relative to site improvements in a Planned Unit Development (residential).
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II, Definitions, to incorporate new language relative to the lot size for flag lots.
 - c) 2003-168 Barbara Davis (From M-1 to C-3). Rezone a tract of land located at 1900 Broad Street, more particularly described herein. **(Not recommended for approval by Planning - see attached memorandum from Attorney and alternate Attorney and Planning versions)**

2003-168 Barbara Davis (From M-1 to C-3). Rezone a tract of land located at 1900 Broad Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney - see alternate Planning version)**

2003-168 Barbara Davis (From M-1 to C-3). Rezone a tract of land located at 1900 Broad Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - not recommended for approval by Attorney)**
 - d) MR-2003-169 Will Smith (Close & Abandon). An ordinance closing and abandoning an unopened right-of-way located between the 400 block of West 47th Street and the Central of Georgia Railroad right-of-way, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**

VI. Ordinances - First Reading (continued):

- e) 2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein. **(Not recommended for approval by Planning - see alternate Attorney and Planning versions)**

2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney - see alternate Planning version)**

2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - not recommended for approval by Attorney)**

- f) 2003-172 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 7301 Shallowford Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate Attorney and Planning Versions)**

2003-172 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 7301 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney - see alternate Planning version)**

2003-172 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 7301 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - not recommended for approval by Attorney)**

- g) MR-2003-173 Joseph S. Hailey (Close & Abandon). An ordinance closing and abandoning an unopened alley beginning at the east line of the 2400 block of Broad Street to the west line of the 2400 block of Cowart Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, with Tennessee-American Water Company and BellSouth Telecommunications, Inc. retaining their respective easements in the full width of the existing right-of-way. **(Recommended for approval by Planning and Public Works)**

- h) 2003-174 Thomas C. Rumph (From R-1 to R-4). Rezone a tract of land located at 8402 East Brainerd Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate Planning and Staff versions)**

VI. Ordinances - First Reading (continued):

2003-174 Thomas C. Rumph (From R-1 to R-4). Rezone a tract of land located at 8402 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2003-174 Thomas C. Rumph (From R-1 to R-4). Rezone a tract of land located at 8402 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

i) MR-2003-176 Joe McNew (Close & Abandon). An ordinance closing and abandoning an unopened alley located in the 3200 block of East 43rd Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**

j) 2003-177 Crest Mortgage Lenders, LLC (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 10530, on property located at 6016 East Brainerd Road, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate Planning and Staff versions)**

2003-177 Crest Mortgage Lenders, LLC (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 10530, on property located at 6016 East Brainerd Road, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2003-177 Crest Mortgage Lenders, LLC (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 10530, on property located at 6016 East Brainerd Road, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

k) 2003-178 Harold Lasater, Jr. (From R-2 to M-2). Rezone a tract of land located at 1618 51st Street, more particularly described herein. **(Recommended for approval by Planning)**

VII. Resolutions:

- a) A resolution authorizing the extension of an additional 3 months of a Personal Services Contract with CityScape Development Services to perform services as consultant for the City and County in their development planning activities at Enterprise South.
- b) A resolution authorizing the appointment of Laban R. Defries e, Jr. as special policeman for Erlanger Health Systems to do special duty as prescribed herein, subject to certain conditions.
- c) A resolution authorizing the Ooltewah United Methodist Church to use temporarily the City's right-of-way located in the 2900 block of Lee Highway to install a directional sign, subject to certain conditions.
- d) A resolution authorizing North Hixson Church of Christ to use temporarily the City's right-of-way located in the 5400 block of Hixson Pike, 45 feet northeast of Old Hixson Pike and Long View Drive, to install a 1' by 3' directional sign, subject to certain conditions.
- e) A resolution acknowledging the informal alliance which comprises the Community Impact Fund as the formally incorporated Tennessee not-for-profit public welfare corporation operating under the name "Community Impact of Chattanooga" and accepting their ongoing assistance and support in revitalizing distressed urban neighborhoods within the Chattanooga community.
- f) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a Lease Agreement with Clear Channel Outdoor for a site on the east side of Amnicola Highway north of Chickamauga Creek. **(Deferred from 11-04-03)**
- g) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a Lease Agreement with Ken DeFoor Properties, in the form attached hereto and made a part hereof by reference, relative to a site located at 1001 Ring Road for use as a Hixson Civic Center. **(Added by permission of Chairman Franklin)**

VIII. Overtime Report.

IX. Departmental Reports :

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of Public Works.
- d) Fire Department.
- e) Police Department.
- f) Department of Finance and Administration.
- g) Department of Personnel.
- h) Department of Neighborhood Services.
- i) City Finance Officer.
- j) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, November 18, 2003.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, November 18, 2003:

AGENDA FOR TUESDAY, NOVEMBER 18, 2003

1. Call to Order.
2. Pledge of Allegiance/Invocation (Vice Chairman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 1208, Subsection (1), to incorporate new language relative to site improvements in a Planned Unit Development (residential).
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II, Definitions, to incorporate new language relative to the lot size for flag lots.
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 - d) MR-2003-169 Will Smith (Close & Abandon). An ordinance closing and abandoning an unopened right-of-way located between the 400 block of West 47th Street and the Central of Georgia Railroad right-of-way, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**
 - e) 2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein. **(Not recommended for approval by Planning - see alternate Attorney and Planning versions)**

XII. Agenda Session for Tuesday, November 18, 2003 (continued):

5. Ordinances – Second & Third Reading (continued):

2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney - see alternate Planning version)**

2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - not recommended for approval by Attorney)**

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XII. Agenda Session for Tuesday, November 18, 2003 (continued):

5. Ordinances – Second & Third Reading (continued):

2003-174 Thomas C. Rumph (From R-1 to R-4). Rezone a tract of land located at 8402 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

i) MR-2003-176 Joe McNew (Close & Abandon). An ordinance closing and abandoning an unopened alley located in the 3200 block of East 43rd Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**

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k) 2003-178 Harold Lasater, Jr. (From R-2 to M-2). Rezone a tract of land located at 1618 51st Street, more particularly described herein. **(Recommended for approval by Planning)**

6. Ordinances - First Reading:

a) MR-2003-170 Turning Point Ministries- National Center for Youth Issues (Close & Abandon). An ordinance closing and abandoning a sewer easement and sewer line on a tract of land located in the 6100 block of Preservation Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

XII. Agenda Session for Tuesday, November 18, 2003 (continued):

7. Resolutions:
 - a) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Volker & Associates, Inc., relative to engineering services for Contract E-02-008, Hamill Road from SR-153 to CSX Railroad, for a total fee not to exceed \$147,000.00.
 - b) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Volkert & Associates, Inc., relative to engineering services for Contract No. E-03-030-101, Carter Street Streetscape, Phase IV, for a total fee not to exceed \$48,400.00.
8. Overtime Report.
9. Departmental Reports :
 - a) Department of Human Services.
 - b) Department of Parks, Recreation, Arts & Culture.
 - c) Department of Public Works.
 - d) Fire Department.
 - e) Police Department.
 - f) Department of Finance and Administration.
 - g) Department of Personnel.
 - h) Department of Neighborhood Services.
 - i) City Finance Officer.
 - j) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, November 25, 2003.
13. Recognition of Persons Wishing to Address the Council on Non -Agenda Matters.
14. Adjournment.