

## AGENDA FOR TUESDAY, MARCH 9, 2004

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading :
  - a) 2004-009 Martin McNabb (From R-1 to C-2). Rezone a tract of land located at 5008 Highway 58, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - revised - deferred from 02-24-04)**
- VI. Ordinances - First Reading:
  - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 24, Article XIV, Section 24-504, relative to one-way streets.
  - b) 2003-196 William H. Ring d/b/a WHR Properties (From R-2 to R-4). Rezone tracts of land located at 1011 and 1013 Dallas Road, more particularly described herein. **(NOTE: Due to a typographical error, this item was advertised as going from R-2 to C-2 instead of R-4 - Not recommended for approval by Planning - see alternate version)**

2003-196 William H. Ring d/b/a WHR Properties (From R-2 to R-4). Rezone tracts of land located at 1011 and 1013 Dallas Road, more particularly described herein, subject to certain conditions. **(NOTE: Due to a typographical error, this item was advertised as going from R-2 to C-2 instead of R-4 - Recommended for approval by Planning)**
  - c) 2004-010 Dwight Aaron Smith (From M-1 and R-2 to M-2). Rezone a tract of land located at 2300 Ohio Avenue, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-010 Dwight Aaron Smith (From M-1 and R-2 to M-2). Rezone a tract of land located at 2300 Ohio Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - d) MR-2004-013 Thomas A. Austin (Close and Abandon). An ordinance closing and abandoning two unopened alleys located between the 100 blocks of Baker Street and Tampa Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to Comcast Cable Communications, Inc. and the Chattanooga Gas Company retaining their respective easement in the full width of the existing right-of-way. **(Recommended for approval by Public Works - deferred from 02-10-04)**

VI. Ordinances - First Reading (continued):

- e) 2004-015 Jeff Carmack (Amend 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. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate versions)**  
  
2004-015 Jeff Carmack (Amend 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. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**  
  
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- f) 2004-019 Hoyt and Leticia Deal (From R -1 to R-2). Rezone a tract of land located at 5106 North Moore Lane, more particularly described herein. **(Recommended for approval by Planning)**
- g) 2004-020 Surat Wongmanee (From R-1 and C-5 to C-2). Rezone tracts of land located at 511, 513 and 515 Tunnel Boulevard, more particularly described herein. **(Recommended for denial by Planning)**
- h) 2004-025 Terry Parks (From R-2 to R-3). Rezone a tract of land located at 2161 West Shepherd Road, more particularly described herein. **(Recommended for denial by Planning)**
- i) 2004-027 Ken DeFoor (Amend 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. 10856, on property located at 6121 and 6151 Shallowford Road, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- j) 2004-028 BMJ, LLC (From R-1 and R-4 to R-T/Z). Rezone a tract of land located at 7244 Tyner Road, more particularly described herein. **(Recommended for approval by Planning)**

VI. Ordinances - First Reading (continued):

- k) 2004-029 V.L. Capital Partners (From O-1 and R-2 to C-2). Rezone a tract of land located in the 900 block of Signal Mountain Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**
- 2004-029 V.L. Capital Partners (From O-1 and R-2 to C-2). Rezone a tract of land located in the 900 block of Signal Mountain Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- l) 2004-031 Porter Yarbrough (From R-2 to R-4). Rezone a tract of land located at 2014 Godsey Drive, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**
- 2004-031 Porter Yarbrough (From R-2 to R-4). Rezone a tract of land located at 2014 Godsey Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- m) 2004-033 Raymond Hale (From R-4 to C-2 subject to C-5 uses, excluding building size limit). Rezone a tract of land located at 7538 Brainerd Road, more particularly described herein. **(Recommended for approval by Planning)**
- n) 2004-034 Alan C. Odom and Elizabeth Fuller (From R-1 to O-1). Rezone tracts of land located at 6026, 6032 and 6040 East Brainerd Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**
- 2004-034 Alan C. Odom and Elizabeth Fuller (From R-1 to O-1). Rezone tracts of land located at 6026, 6032 and 6040 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- o) 2004-035 Roger A. and Lynn P. Meyer (From R-1 to O-1). Rezone tracts of land located at 6044 and 6064 East Brainerd Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**
- 2004-035 Roger A. and Lynn P. Meyer (From R-1 to O-1). Rezone tracts of land located at 6044 and 6064 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

VI. Ordinances - First Reading (continued):

- p) 2004-036 Maurice Thedford (From R-1 and R-2 to O-1). Rezone tracts of land located in the 6000 block of East Brainerd Road and the 100 block of Chickamauga Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate versions)**

2004-036 Maurice Thedford (From R-1 and R-2 to O-1). Rezone tracts of land located in the 6000 block of East Brainerd Road and the 100 block of Chickamauga Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

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VII. Resolutions:

- a) A resolution authorizing the City of Chattanooga Personnel Director to execute an agreement with Joiner & Associates, a copy of which is attached hereto and made a part hereof by reference, relative to the development and administration of exams for promotional testing for the positions of Fire Lieutenant and Fire Captain, in an amount not to exceed \$15,000.00. **(Deferred from 03-02-04)**
- b) A resolution authorizing the execution of Change Order No. 1, relative to the contract with Eastman Construction Company for the construction of a vehicle canopy at the Police Service Center, which change order increases the contract in an amount not to exceed \$5,600.00, for a revised contract amount not to exceed \$125,500.00. **(Added by permission of the Legal and Legislative Committee)**
- c) A resolution authorizing the Chief of the Chattanooga Police Department to enter into a second amendment to the Lease Agreement with Unumprovident Corporation to extend the lease of property located at 224 Walnut Street and used as a downtown precinct station, substantially in the form attached hereto. **(Added by permission of the Legal and Legislative Committee)**

VIII. Overtime Report.

**Agenda for Tuesday, March 9, 2004**  
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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, March 16, 2004.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, March 16, 2004:**

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2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading :
  - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 24, Article XIV, Section 24-504, relative to one-way streets.
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**XII. Agenda Session for Tuesday, March 16, 2004:**

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

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6. Ordinances - First Reading:

- a) An ordinance to repeal Part II, Chattanooga City Code, Chapter 25, Article II, Section 25-45(e) and Sections 25-46 through 25-50, relative to beggar's permits.
- b) MR-2004-011 Dwight Aaron Smith (Close and Abandon). An ordinance closing and abandoning a portion of the 2300 block of Ohio Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the Electric Power Board, Comcast Cable Communications, Inc. and the City of Chattanooga maintaining their respective easements in the full width.

7. Resolutions:

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.

**XII. Agenda Session for Tuesday, March 16, 2004:**

10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, March 23, 2004.
13. Recognition of Persons Wishing to Address the Council on Non -Agenda Matters.
14. Adjournment.