

AGENDA FOR TUESDAY, JUNE 7, 2005

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Bennett).
- III. Minute Approval.
- IV. Special Presentations.

Introduction of “Together We Can” Scholarship Recipients

V. Ordinances – Second Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 25, Article III, Section 25-68(a), so as to add a new subsection prohibiting certain sounds. **(Deferred from 5/10/05 & 5/31/05 – Amended – Will need motion for substitution.)**

VI. Ordinances – First Reading:

- a) MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened 5400 block of Winniespann Road and an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions. Deferred from 5-24-05.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50’) right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50’) right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50’) right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50’) right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff and Public Works.)**

VII. Resolutions:

- a) A resolution authorizing the execution of Change Order No. 1, relative to replacement of windows at the Shepherd Recreation Center, with WDB Contracting, LLC, which change order increases the contract amount by \$3,143.00, for a revised contract price of \$22,102.00.

Agenda for Tuesday, June 7, 2005

Page 2 of 6

- b) A resolution authorizing the purchase of a permanent drainage easement, slope easement, and temporary construction easement from Jose I. Herrera at 7503 Igou Gap Road, Parcel No. 159A-B-002, Tract No. 21, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$105.00.
- c) A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate a lease agreement with Novelle Real Property Investment IV, LLC, for office space located at 1110 Market Street for a period of up to two (2) years.
- d) A resolution authorizing the Administrator of the Department of Neighborhood Services to enter into a revised Personal Services Contract with Jacqueline Bailey to provide management services relative to the Spay and Neuter Programs, said contract effective June 1, 2005 through July 31, 2005, for a revised total contract amount not to exceed \$21,000.00. **(Added by permission of the Parks, Recreation, Arts and Culture Committee.)**
- e) A resolution authorizing the City Finance Officer to enter into a contract with Airnet Group Corporation for the purchase and service of collocation services in an amount not to exceed \$72,450.00, with a three (3) year automatic renewal and the option to cancel. **(Added by permission of Council Chair Robinson.)**

VIII. Overtime Report.

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 and 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, June 14, 2005.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, June 14, 2005:

AGENDA FOR TUESDAY, JUNE 14, 2005

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Bennett).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened 5400 block of Winniespann Road and an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions. Deferred from 5-24-05.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50') right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50') right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50') right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50') right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff and Public Works.)**
6. Ordinances – First Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 400, R-4 Special Zone to add regulations entitled “Mixed Use Overlay Zone (MXU-0Z)” for the purpose of creating mixed use suburban developments.
 - b) 2005-048 DeFoor Brothers Development, LLC (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 2400 block of Elam Lane, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-048 DeFoor Brothers Development, LLC (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 2400 block of Elam Lane, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- c) 2005-055 Orville Payne (from R-2 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 360 and 364 Brown's Ferry Road, more particularly described herein, from R-2 Residential Zone to R-3 Residential Zone, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-055 Orville Payne (from R-2 to R-3MD). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 360 and 364 Brown's Ferry Road, more particularly described herein, from R-2 Residential Zone to R-3MD Moderate Density Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- d) 2005-063 Don Walker (from O-1 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 513 and 515 Airport Road, more particularly described herein, from O-1 Office Zone to M-2 Light Industrial Zone, subject to certain conditions. **(Recommended for denial by Planning.)**

- e) 2005-067 Hamilton County Partners II, L.P. (from R-2 & M-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 200 East 37th Street, more particularly described herein, from R-2 Residential Zone and M-1 Manufacturing Zone to R-3 Residential Zone, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-067 Hamilton County Partners II, L.P. (from R-2 & M-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 200 East 37th Street, more particularly described herein, from R-2 Residential Zone and M-1 Manufacturing Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- f) 2005-068 Joseph Chaudhari, LLC (from C-5 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3420 Wilcox Boulevard, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-068 Joseph Chaudhari, LLC (from C-5 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3420 Wilcox Boulevard, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- g) 2005-069 Lyle Finley Trust (from R-4 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 4413 Oakwood Drive and part of 4411 Oakwood Drive, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone (amended request on 5-5-05), subject to certain conditions. **(Recommended for approval by Planning.)**

- h) 2005-070 Mike Blanchard, River Street Architecture (from C-2 & M-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 950 Siskin Drive, more particularly described herein, from C-2 Convenience Commercial Zone and M-1 Manufacturing Zone to R-4 Special Zone, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-070 Mike Blanchard, River Street Architecture (from C-2 & M-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 950 Siskin Drive, more particularly described herein, from C-2 Convenience Commercial Zone and M-1 Manufacturing Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- i) 2005-082 Michael A. Dowlen (from R-5 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 5506 Cassandra Smith Road, more particularly described herein, from R-5 Residential Zone to R-1 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning as part of PUD, Case 2005-077.)**

7. Resolutions:

- a) A resolution authorizing the Chief of the Police Department to enter into a multiyear software service agreement with Visionair, Inc. for the period July 1, 2005 through June 30, 2009, substantially in the form attached hereto and incorporated herein by reference.

- b) A resolution authorizing the award of Contract No. R-04-004, St. Elmo Passive Park – Phase I: Building Demolition, to Gary Jackson Enterprises for a total amount not to exceed \$28,768.00, including a contingency amount of \$2,000.00.

- c) A resolution authorizing the award of Contract No. E-04-039-103, City Hall Renovations Asbestos-Lead Air Monitoring, to Alternative Actions, Inc. for a total amount not to exceed \$21,575.00, including a contingency amount of \$3,000.00.

- d) A resolution authorizing the award of Contract No. E-03-029-201, Cherokee Boulevard Streetscape Improvement Contract, to East Tennessee Grading, Inc. for a total amount not to exceed \$696,754.00, including a contingency amount of \$50,000.00.

Agenda for Tuesday, June 7, 2005

Page 6 of 6

- e) A resolution authorizing the Administrator of the Department of Public Works to execute Amendment No. 4 with Consolidated Technologies, Inc. and Arcadis, Geraghty & Miller, a joint venture (CTI/AGM), for professional services relative to Moccasin Bend Waste Water Treatment Plant, which amendment increases the contract amount by \$37,261.00 for a total contract amount not to exceed \$37,850,000.00.
 - f) A resolution authorizing the purchase of a permanent drainage easement, slope easement, and temporary construction easement from Donald Ray Langford at 7425 Igou Gap Road, Parcel No. 149P-A-008, Tract No. 13, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount no to exceed \$1,842.00.
 - g) A resolution authorizing Judson Jadoobirsingh to use temporarily the City's right-of-way along 41st Street from 16th Avenue to 15th Avenue to install a four inch (4") sewer lateral, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
 - h) A resolution authorizing the 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 promotional exams for the positions of Fire Lieutenant and Fire Captain.
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 and 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, June 21, 2005.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.