

## AGENDA FOR TUESDAY, AUGUST 16, 2005

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second Reading:
  - a) An ordinance hereinafter also known as “The Fiscal Year 2005-2006 Budget Ordinance”, to provide revenue for the fiscal year beginning July 1, 2005, and ending June 30, 2006, and appropriating same to the payment of expenses of the municipal government; fixing the rate of taxation on all taxable property in the City, and the time taxes and privileges are due, how they shall be paid, when they shall become delinquent; providing for interest and penalty on delinquent taxes and privileges, and to amend Part II, Chattanooga City Code, Sections 2-285, 7-1, 7-8, 18-103, 18-105, 18-123, 18-124, 31-36, 31-41, and 31-43.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Sections 120, 150, 160, 253, 403, and 410 relative to Residential Planned Unit Development (P.U.D.) approval by special exceptions permit in Residential zones.
  - c) 2005-033 Chattanooga Neighborhood Enterprise (from R-3 & M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone tracts of land located at 1902, 1904, and 1910 Rossville Avenue, more particularly described herein, from R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Deferred from 5-17-05, 6-21-05, 7-12-05 and 7-19-05.)**
  - d) 2005-098 Earlene P. Stewart (from R-2 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 2510 Laura Street, more particularly described herein, from R-2 Residential Zone to R-3 Residential Zone, subject to certain conditions.
  - e) 2005-125 Chattanooga Development, LLC (from M-1 to C-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 509 Riverfront Parkway, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions.
  - f) 2005-126 Thomas Charles Reese (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a portion of a tract of land located at 704 Ashland Terrace, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions.

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- g) 2005-131 Bobby Fairbanks (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift Conditions 2 and 4 imposed in Ordinance No. 11246 on a tract of land located at 7371 Applegate Lane, being more particularly described herein, subject to certain conditions.

### VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Article XII, Section 32-273(d), relative to street construction standards.
- b) MR-2005-1009 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning the easternmost twenty feet (20') of a drainage detention easement which runs parallel to the west line of 652 East 10<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

### VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute a parking agreement with Hamilton County government and the American Heart Association relative to property owned by the City of Chattanooga located at 507 East 4<sup>th</sup> Street, Tax Map No. 135M-J-002. **(Deferred from 8-2-05.)**
- b) A resolution authorizing the award of Contract E-04-022-201, 8<sup>th</sup> Street Improvements, to Yerbey Concrete Construction, for a total amount not to exceed \$133,039.75, including a contingency amount of \$10,000.00.
- c) A resolution authorizing the award of Contract No. W-05-004, Hixson Pike Sewer Replacement, to Talley Construction Company, Inc. for a total amount not to exceed \$398,162.63, including a contingency amount of \$25,000.00.
- d) A resolution authorizing Ken DeFoor to use temporarily a right-of-way along the 600 block of River Street to plant 19 trees and 76 bushes to enhance the proposed development and to meet the landscape ordinance requirements, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution authorizing Christopher W. Chase to use temporarily Rowe Road to install a gate starting just past the fire hydrant at 306 Rowe Road to the dead end of the road, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.

### VIII. Overtime Report.

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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 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, August 23, 2005.

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

XIV. Adjournment.

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XII. Agenda Session for Tuesday, August 23, 2005:

### AGENDA FOR TUESDAY, AUGUST 23, 2005

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Article XII, Section 32-273(d), relative to street construction standards.
  - b) MR-2005-1009 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning the easternmost twenty feet (20') of a drainage detention easement which runs parallel to the west line of 652 East 10<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
6. Ordinances – First Reading:
  - a) 2004-251 Cliff Goodlet (Amend Ordinance). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to correct the legal description in Ordinance 11663.
7. Resolutions:
  - a) A resolution authorizing the purchase of a right-of-way at 2002 Hamill Road, more particularly described herein, from Hamill Road Property, LLC, relative to the Hamill Road Widening at Highway 153 Project, for an amount not to exceed \$14,130.00.
  - b) A resolution approving the adoption of the Right-of-Way Closure and Abandonment Policy attached hereto and made a part hereof by reference for use in the Department of Public Works.
  - c) A resolution authorizing the Officer of the City Attorney to institute eminent domain proceedings against Laura Parks c/o Barbara Akin for a sewer easement, more particularly described herein and as shown on the drawing attached hereto and made a part hereof by reference, relative to the Ringgold Georgia Pump Station and Primary Force Main Project.
  - d) A resolution authorizing the Officer of the City Attorney to institute eminent domain proceedings against John E. Lane Trust for a sewer easement, more particularly described herein and as shown on the drawing attached hereto and made a part hereof by reference, relative to the Ringgold Georgia Pump Station and Primary Force Main Project.

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- e) A resolution authorizing the Officer of the City Attorney to institute eminent domain proceedings against Velma H. Johnston for a sewer easement, more particularly described herein and as shown on the drawing attached hereto and made a part hereof by reference, relative to the Ringgold Georgia Pump Station and Primary Force Main Project.
  - f) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Conservation Agreement with the Trust for Public Land, in the form attached hereto and made a part hereof by reference, relative to the Chattanooga Greenways Program, for a term beginning July 1, 2005 through June 30, 2006.
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, August 30, 2005.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.