

AGENDA FOR TUESDAY, JULY 18, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Gaines).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 406, Mixed Use Zone (MXU), by adding language to subsection (3) relative to area requirements and deleting subsection (17)(K) relative to process.
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending certain sections of Article II, Article V, and Article VIII, Section 107, relative to the location of alternative financial services which include deferred presentment services, title pledge lenders, and pawnbrokers, as defined herein.
 - c) MR-2006-099 CBL & Associates/Shumaker, Witt, Gaither & Whitaker (Close & Abandon). An ordinance closing and abandoning a portion of a sewer line located at 2200 Hamilton Place Boulevard, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, subject to certain conditions.
 - d) 2006-119 City of Chattanooga (from R-2 to M-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone part of a tract of land located at 4267 Benton Drive, more particularly described herein, from R-2 Residential Zone to M-1 Manufacturing Zone. **(Recommended for approval by Planning.)**
 - e) 2006-125 DeFoor Brothers Development, LLC (from O-1 to MXU). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 2310 Timberlane Trail, more particularly described herein, from O-1 Office Zone to MXU Mixed Use Zone. **(Recommended for approval by Planning.)**
 - f) 2006-126 DeFoor Brothers Development, LLC (from MXU to C-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 2415 Elam Lane, more particularly described herein, from MXU Mixed Use Zone to C-4 Planned Commerce Center Zone. **(Recommended for approval by Planning.)**
 - g) 2006-133 Jerry Hagan (from R-1 to R-T/Z). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracks of land located at 2409 and 2415 Jenkins Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. **(Recommended for approval by Planning.)**

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- h) 2006-136 Cowart Holdings, c/o Diana Van Cleave (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 1406 Cowart Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
- i) 2006-138 City of Chattanooga (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracks of land located in the 5500 block of Miller Drive, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

VI. Ordinances – First Reading:

- a) An ordinance granting unto Covista Communications a franchise to install and maintain fiber optic cables in certain rights-of-way in the City of Chattanooga, to provide telecommunication services, subject to certain conditions.

VII. Resolutions:

- a) A resolution accepting the highest bid by Parthenon Properties, Inc. for the sale of the Morrison Springs Apartments property, located at 701 Morrison Springs Road, Tax Map No. 108E-A-001, in the amount of \$3,015,000.00 and authorizing the Mayor to execute any and all documents necessary to facilitate said sale.
- b) A resolution adopting a policy of not naming City streets or facilities for individuals until they are deceased.
- c) 2005-117 David Dalton/Signature Land Company (Final PUD). A resolution approving a Proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development, known as Longholm On Riverview Planned Unit Development, on tracts of land located at 1112 and 1154 East Dallas Road, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions.

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 & Culture.
- f) Fire Department.
- g) Police Department.
- h) Department of Personnel.
- i) Department of Finance and Administration
- j) City Attorney.

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- X. Other Business.
- XI. Committee Reports.
- XII. Agenda Session for Tuesday, July 25, 2006.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, July 25, 2006:

AGENDA FOR TUESDAY, JULY 25, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Bennett).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Final Reading:
 - a) An ordinance granting unto Covista Communications a franchise to install and maintain fiber optic cables in certain rights-of-way in the City of Chattanooga, to provide telecommunication services, subject to certain conditions.
6. Ordinances – First Reading:
 - a) 2006-110 Melissa Bradley (from R-2 to C-5). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 601 Tremont Street, more particularly described herein, from R-2 Residential Zone to C-5 Neighborhood Commercial Zone. **(Deferred from 6/13/06. Not recommended for approval by Planning and Staff - see alternate versions.)**

2006-110 Melissa Bradley (from R-2 to C-5). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 601 Tremont Street, more particularly described herein, from R-2 Residential Zone to C-5 Neighborhood Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

2006-110 Melissa Bradley (from R-2 to C-5). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 601 Tremont Street, more particularly described herein, from R-2 Residential Zone to C-5 Neighborhood Commercial Zone, subject to certain conditions. **(Recommended for approval by Staff.)**
 - b) 2006-122 B. Paul Hatcher & Bambi L. Hatcher (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 1412 McCallie Avenue, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone. **(Deferred from 7/11/06. Not recommended for approval by Planning - see alternate version. Recommended for denial by Staff.)**

2006-122 B. Paul Hatcher & Bambi L. Hatcher (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 1412 McCallie Avenue, 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.)**

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7. Resolutions:

- a) A resolution to make certain findings relating to the East Tech Company/Roger W. Layne Project, to delegate certain authority to the Industrial Development Board of the County of Hamilton, Tennessee, and to authorize the Mayor to enter into and execute an Agreement for Payment in Lieu of Ad Valorem Taxes.
- b) A resolution to make certain findings relating to the United Packers of Chattanooga, LLC/Coca-Cola Bottling Company United-East, LLC, to delegate certain authority to the Industrial Development Board of the City of Chattanooga, and to authorize the Mayor to enter into and execute an Agreement for Payment in Lieu of Ad Valorem Taxes.
- c) A resolution authorizing Vickie Haley, Assistant City Finance Officer, to sign vouchers, requisitions and other necessary documents for and on behalf of the Finance Department effective as of May 2, 2006.
- d) A resolution authorizing the appointment of Gary M. Sivley as special policeman (unarmed) for the City of Chattanooga Department of Public Works to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution accepting the best bid from and authorizing the Mayor to negotiate and enter into an agreement with Integrated Networking Technologies, LLC (Intec) for structured cabling relative to the City Hall Renovations Project in an amount not to exceed \$98,699.81.
- f) A resolution accepting the proposal from, and authorizing the Mayor to negotiate and enter into a real estate agreement with, the Vincit Group for the sale and development of property at the corner of Fourth Street, Georgia Avenue, and Lindsay Street, identified as State Tax Map Nos. 135M-H-002, 034, 001, and 005, and authorizing the Mayor to sign all necessary documents to convey said property, subject to certain conditions.
- g) A resolution amending Resolution 24719 relative to application for an Urban and Community Forestry Grant Assistance Program Grant to provide for an amount up to and including \$20,000.00 with equal matching funds from the Public Works FY 2007 General Fund.
- h) A resolution authorizing the Mayor to enter into an agreement with Hamilton County for the Hamilton County Courts Community Service Program to pick up litter along City rights-of-way using first-time, non-violent offenders for 2006-2007.

8. Overtime Report.

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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 & 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 1, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.