

SECOND AMENDED AGENDA FOR TUESDAY, FEBRUARY 24, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson)
- 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 II by revising the definition of “Townhouse” and amending Article V by including such revisions within Sections 122(1) of the RT-1 Residential Townhouse Zone and Section 162(2) of the R-T/Z Residential Townhouse/Zero Lot Line Zone.
 - b) 2009-016 Colman S. Hochman (From R-4 to RT-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 6203 East Brainerd Road, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, from R-4 Special Zone to RT-1 Residential Townhouse Zone, subject to certain conditions. **(Revised. Need motion for substitution.)**
- VI. Ordinances – First Reading:
 - a) An ordinance to provide temporary exception to Chattanooga City Code, Sections 2-161(c)(2) and (7) for employees assigned to the 9-1-1 Communication Board. **(Added by permission of the Personnel Committee.)**
- VII. Resolutions:
 - a) A resolution adopting the Chattanooga Climate Action Plan submitted by the Mayor’s Chattanooga Green Committee dated January 2009, attached hereto and made a part hereof by reference.
 - b) A resolution approving the acceptance and distribution of Fiscal Year 2009-2010 Community Development Grant and Home Investment Partnership Act funds from the U.S. Department of Housing and Urban Development (HUD) and program income, all totaling approximately \$3,008,000.00, and further authorizing acceptance, and if awarded, the distribution of Emergency Shelter Grant funds from the Tennessee Housing Development Agency (THDA) in the approximate amount of \$85,000.00 as shown more fully herein below.
 - c) A resolution authorizing the General Services Division to apply for and, if awarded, accept a grant from the United States Department of Homeland Security through the Emergency Management Agency, Fiscal Year 2008 Interoperable Emergency Communications Grant Program, in the amount of \$89,354.00.

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- d) A resolution authorizing the Department of Parks and Recreation, Therapeutic Recreation Division, to hold the “C.H.I.P.S. for Charity Golf Classic” each year to raise funds to provide scholarships and needed equipment for its USGA Adaptive Golf Program.
- e) A resolution rescinding Resolution No. 25633, which authorized the award of Contract No. S-08-004-201, Private Sanitary Sewer Service Line (SLAP), to Roto Rooter, for failure to execute the Contract, and further authorizing the award of said Contract to C&C Construction Services in the amount of \$11,200.00, plus a contingency amount of \$3,500.00, for a total amount not to exceed \$14,700.00.
- f) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. E-04-002-201, Mountain Creek Road Improvements – North of Stonebrook Drive, with Stein Construction Company, Inc., which Change Order increases the contract amount by \$41,645.46, for a revised total contract amount not to exceed \$252,327.46.
- g) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. E-08-010-101, Shallowford Road at Jenkins Road Intersection Improvements, with Volkert & Associates, Inc., which Change Order increases the contract amount by \$32,800.00, for a revised total contract amount not to exceed \$98,800.00.
- h) A resolution authorizing Cindy Hixson to use temporarily the right-of-way at the entrance of Spring Valley Subdivision on Valley Bridge Road to improve the safety and appearance of the island area, as shown on the drawing 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.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, March 10, 2009 (to date). (No March 3, 2009 meeting.)

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

XIV. Adjournment.

XV. Agenda Session for Tuesday, March 10, 2009:

AGENDA FOR TUESDAY, MARCH 10, 2009 (TO DATE)

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page)
3. Minute Approval.
4. Special Presentations.

MARSHALL FELLOWS, PRESENTED BY ELEANOR COOPER

5. Ordinances - Final Reading:
 - a) An ordinance to provide temporary exception to Chattanooga City Code, Sections 2-161(c)(2) and (7) for employees assigned to the 9-1-1 Communication Board.
6. Ordinances – First Reading:
 - a) An ordinance adopting and enacting a new Code for the City of Chattanooga, Tennessee, including the Chattanooga Zoning Ordinance; providing for the repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such Code; and providing when such Code and this ordinance shall become effective.
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 1210 to provide for open space within the Planned Unit Development (PUD): Residential PUD Regulations.
 - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VI, Sections 204(A) and (E) to include R-3 Residential Zone within the Special Exceptions process for two-family dwellings.
 - d) 2008-218 Jay M. Philippose (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone the 7400 block of Ziegler Road and the 1700 block of North Joiner Road, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-4 Special Zone. **(Not recommended for approval by Planning – see alternate version. Recommended for denial by Staff.)**

2008-218 Jay M. Philippose (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone the 7400 block of Ziegler Road and the 1700 block of North Joiner Road, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- e) 2009-021 Mike Hedges (from M-2 to R-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone parts of the tracts of land located in the 3300 and 3400 blocks of Chandler Place, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference from M-2 Light Industrial Zone to R-3 Residential Zone. **(Not recommended for approval by Planning – see alternate version.)**

2009-021 Mike Hedges (from M-2 to R-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone parts of the tracts of land located in the 3300 and 3400 blocks of Chandler Place, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference from M-2 Light Industrial Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- f) 2009-022 Mike Price, MAP Engineers (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend Condition No. 13 imposed in Ordinance No. 12111 on property located at 7624, 7626, 7628, and 7630 Standifer Gap Road, being more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning or Staff – see alternate versions.)**

2009-022 Mike Price, MAP Engineers (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend Condition No. 13 imposed in Ordinance No. 12111 on property located at 7624, 7626, and 7630 Standifer Gap Road, being more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**

2009-022 Mike Price, MAP Engineers (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend Condition No. 13 imposed in Ordinance No. 12111 on property located at 7624, 7626, and 7630 Standifer Gap Road, being more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff.)**

7. Resolutions:

- a) A resolution to make certain findings relating to the Provident Life & Accident Insurance Company Project, 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 Payments in Lieu of Ad Valorem Taxes.
- b) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against Corral of Columbus, LLC for a temporary construction easement at 4506 Hixson Pike, Tax Map No. 110P-A-001, Tract No. A-001, relative to Contract No. E-03-028-202, Hamill Road at Hixson Pike Roadway Improvements Phase 2.

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- c) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Volkert & Associates, Inc. for professional services relative to Contract No. E-03-028-103, Hamill Road Improvements (Highway 153 to Hixson Pike) Phase 2 and 3, in an amount not to exceed \$64,500.00.
 - d) A resolution authorizing the appointment of Sheena Benavente, Jordan Buffat, Dianna Burrow, Chris Gayton, Rebekka Gayton, and Cindy Glover as special policemen (unarmed) for Animal Care Trust d/b/a McKamey Animal Care and Adoption Center, Inc., to do special duty as prescribed herein, subject to certain conditions.
 - e) 2009-019 Ward Properties, LLC (Special Exceptions Permit - Two-Family Dwelling in R-1). A resolution approving a Special Exceptions Permit for a two-family dwelling in R-1 Residential Zone for Ward Properties, LLC on a tract of land located at 3816 Montview Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
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 & 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, March 17, 2009.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.