

AGENDA FOR TUESDAY, APRIL 21, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (City Attorney Michael A. McMahan)
- III. Election of Chair and Vice-Chair.
- IV. Minute Approval.
- V. Special Presentations.
- VI. Ordinances – Final Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II to revise the definitions of “Bed and Breakfast” and “Boarding House” and amending Article V, Sections 304(2) and 404(2) to provide for lot area requirements for bed and breakfast establishments in R-3 Residential Zone and R-4 Special Zone.
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II by deleting the definitions of “Guest House,” “Motor Camp,” and “Tourist Home” and adding a definition for “Short-Term Vacation Rental,” and amending Article V, Sections 201 and 401, to include Short-Term Vacation Rental as a permitted use.
 - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Articles V and VI by providing for a Revocable Special Exceptions Permit for Non-Profit Heritage Educational Facilities and to allow said use in certain zones.
 - d) 2009-020 A. C. Properties, Inc. (From M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 1908 Cowart Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions.
 - e) 2009-026 Ray A. Smith (from R-4 to R-2). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 328 Browns Ferry Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-4 Special Zone to R-2 Residential Zone.
 - f) 2009-029 W. C. Helton (from R-3 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 200 East 37th Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-3 Residential Zone to R-4 Special Zone, subject to certain conditions.

- g) 2009-035 Flournoy Development Company (Lift Conditions). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to amend the conditions imposed in Ordinance No. 12184 (Case No. 2008-179) on tracts of land located in the 7200 block of East Brainerd Road and the 1200 block of Panorama Drive, 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. **(Revised. Need Motion for substitution.)**
- h) 2009-036 Thomas A. Austin (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 2123 Hamill 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 O-1 Office Zone.

VII. Ordinances – First Reading:

- a) 2009-034 Robert Hall (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 1101 Greens 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. **(Deferred from 4/14/09. Recommended for denial by Planning. Not recommended for approval by Staff – see alternate version.)**
- 2009-034 Robert Hall (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 1101 Greens 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 O-1 Office Zone, subject to certain conditions. **(Recommended for denial by Planning. Recommended for approval by Staff.)**

VIII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Barge Waggoner Sumner & Cannon, Inc. to provide professional design services for expansion of the existing Heritage Park at 1428 Jenkins Road in the amount of \$24,550.00, plus a contingency amount of \$2,000.00, for a total contract amount not to exceed \$26,550.00.
- b) A resolution authorizing the appointment of Scott Sargraves as special policeman (unarmed) for the City of Chattanooga Land Development Office to do special duty as prescribed herein, subject to certain conditions.
- c) A resolution authorizing the Director of General Services to execute a Tower Site Lease Agreement with the Board of Public Utilities of the City of Cleveland, Tennessee for use of a portion of the Candies Creek Ridge Water Storage Tank site in connection with the Public Safety Interoperable Communications System, with necessary easements for access and utilities in lieu of rent and for a term of five (5) years, with an option to renew.

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- d) A resolution authorizing the Director of General Services to execute an Antenna Site License Agreement with Premier Towers, LLC for use of a large antenna site on Bean Mountain in Polk County for an annual rent amount not to exceed \$150,000.00 and a term of twenty-one (21) months as part of the Tennessee Valley Regional Communications System.
- e) A resolution authorizing the Administrator of the Department of Public Works to enter into an Interlocal Agreement with Hamilton County relative to the Planametric Photography Mapping Project for the Hamilton County GIS for 50% of the shared cost in an amount not to exceed \$95,126.00.
- f) A resolution requesting and encouraging the Legislature of the State of Tennessee to adopt legislation promoted by the Tennessee Public Safety Coalition which would enhance the penalties for certain violent crimes and provide for an increased number of prosecutors to enforce these laws.
- g) A resolution authorizing the award of Contract No. W-09-004-201, Miscellaneous Sanitary Sewer Manhole Adjustment Contract, to CK Masonry Company, Inc. In the amount of \$153,700.00, plus a contingency amount of \$6,300.00, for a total amount not to exceed \$160,000.00.
- h) A resolution authorizing the award of Contract No. W-09-004-202, Miscellaneous Sanitary Sewer Manhole Adjustment Contract, to Professional Concrete Finishing Company, Inc. in an amount not to exceed \$50,000.00.
- i) A resolution authorizing LaMonte P. Vaughn, Sr., on behalf of the Orchard Knob Neighborhood Association, to use temporarily the rights-of-way throughout the Orchard Knob Neighborhood to install Community Sign Markers, as shown on the list of sites and drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- j) 2009-PW-002 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of the 200 block of Godsey Street to the 2800 block of Northpoint Boulevard, as shown on the map attached hereto and made a part hereof by reference.
- k) 2009-PW-003 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of the 5100 block of Adams Road to the 5200 block of Wilbanks Road, as shown on the maps attached hereto and made a part hereof by reference.
- l) 2009-PW-004 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of the 900 block of Frazier Circle to the 3900 block of McDowell Street, as shown on the map attached hereto and made a part hereof by reference.
- m) 2009-PW-005 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of the 400 block of East 2nd Street to the 400 block of Bluff View, as shown on the map attached hereto and made a part hereof by reference.

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- n) 2009-PW-006 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of the 100 block of Spring Street to the 100 block of Burke Lane, as shown on the map attached hereto and made a part hereof by reference.
 - o) 2009-PW-007 City, c/o Bill Payne (Street Name Change). A resolution to change the right-of-way name of 7311 through 7337 Standifer Gap Road to 7314 through 7319 Courage Way, as shown on the map attached hereto and made a part hereof by reference.
 - p) **A resolution authorizing the Administrator of the Department of Public Works to enter into a Professional Services Agreement with the U.S. Tennessee Valley Authority relative to Contract No. E-09-007-101, Exploratory Underwater Investigation of the Hard Edge for the 21st Century Waterfront in an amount not to exceed \$30,000.00. (Added by permission of Council Vice Chair Benson.)**
- IX. Overtime Report.
- X. 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.
- XI. Other Business.
- XII. Committee Reports.
- XIII. Agenda Session for Tuesday, April 28, 2009.
- XIV. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XV. Adjournment.

XIII. Agenda Session for Tuesday, April 28, 2009:

AGENDA FOR TUESDAY, APRIL 28, 2009

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Robinson)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) 2009-034 Robert Hall (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 1101 Greens 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. **(Deferred from 4/14/09. Recommended for denial by Planning. Not recommended for approval by Staff – see alternate version.)**

2009-034 Robert Hall (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 1101 Greens 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 O-1 Office Zone, subject to certain conditions. **(Recommended for denial by Planning. Recommended for approval by Staff.)**
6. Ordinances – First Reading:
 - a) 2009-012 Provident Life and Accident Insurance Company (Franchise). An ordinance granting unto Provident Life & Accident Insurance Company a franchise to construct and maintain a pedestrian bridge over the 100 block of East Fifth Street in the City of Chattanooga and any below grade foundations 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.)**
7. Resolutions:
 - a) A resolution accepting and adopting a mission statement, goals, and objectives for the Fiscal Years 2010 and 2011 Budgets. **(Deferred from 4/7/09. Revised.)**
 - b) A resolution authorizing payment to the consultant team of June Garcia and Susan Kent relative to the Mayor’s Library Task Force in the amount of \$1,617.00 for additional travel expenses incurred when invited to present their final report to the Task Force and the Library Board.
 - c) A resolution authorizing the Mayor to submit an application to enroll certain City floodplain properties in the Floodplain Easement Program, which is funded by the American Recovery and Reinvestment Act, by signing up for the USDA Natural Resources Conservation Service (NRCS) Emergency Watershed Protection Program (EWPP).

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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, May 5, 2009
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.