

AMENDED AGENDA FOR TUESDAY, MAY 19, 2009

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

MAYOR'S PROCLAMATION - PUBLIC WORKS WEEK

- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article II, Article V, and Article VIII Definitions, to clarify use regulations for cemetery, cremation, crematory, columbarium, funeral home, mausoleum, mortuary, and undertaking.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Section 38-171, to include “single-family detached dwellings” as a permitted use in the O-1 Office Zone.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 22, Section 2-713 relative to the Advisory Board of Multicultural Affairs.
 - d) 2008-116 William W. Wise c/o Ronald Feldman (from M-1 & R-4 to C-3). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 120 Market 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 and R-4 Special Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
 - e) 2009-059 City of Chattanooga c/o City Council (from R-3 to R-1, R-3 & C-2 to R-1). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land bounded on the north by the 1900 thru 2100 blocks of Citico Avenue, on the south by the 1900 thru 2200 blocks of McCallie Avenue, on the east by the 100 thru 300 blocks of North Lyerly Street and the 400 thru 700 blocks of Dodson Avenue, and on the west by the 100 thru 700 blocks of North Orchard Knob Avenue, more particularly described herein and as shown on the **maps** attached hereto and made a part hereof by reference, from R-3 Residential Zone to R-1 Residential Zone and from R-3 Residential Zone and C-2 Convenience Commercial Zone to R-1 Residential Zone. **(Recommended for approval by Planning.)**
- VI. Ordinances – First Reading:
 - a) **An ordinance to amend Chattanooga City Code, Part II, Chapter 2, by adding a new Article XIV to establish an Audit Committee and procedures for the City Council Auditor. (Added by permission of Council Chair Benson.)**

- b) MR-2008-106 Bennie Parker (Close & Abandon). An ordinance closing and abandoning the 1600 block of Brown Street, 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 – see alternate version. Recommended for denial by Staff.)**

MR-2008-106 Bennie Parker (Close & Abandon). An ordinance closing and abandoning the 1600 block of Brown Street, 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.)**

- c) MR-2009-002 Ben Parker (Close & Abandon). An ordinance closing and abandoning an unopened alley located on the south line of the 1600 block of East 28th Street, 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 – see alternate version.)**

MR-2009-002 Ben Parker (Close & Abandon). An ordinance closing and abandoning an unopened alley located on the south line of the 1600 block of East 28th Street, 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.)**

VII. Resolutions:

- a) A resolution amending Resolution No. 25834 by changing the amount of Fiscal Year 2009-2010 Community Development Block Grant and Home Investment Partnership Act funds to be awarded by the U.S. Department of Housing and Urban Development (HUD) and program income from a total of \$3,008,000.00 to a total of \$3,529,529.00; changing the amount of Emergency Shelter Grant funds to be awarded by the Tennessee Housing Development Agency (THDA) from \$85,000.00 to \$84,000.00; and changing the distribution of the funds as shown more fully hereinbelow. **(Added by permission of Council Chair Benson.)**
- b) A resolution authorizing the Department of Neighborhood Services and Community Development to submit an application in response to the Department of Housing and Urban Development's (HUD's) Notice of Fund Availability (NOFA) for the Neighborhood Stabilization Program (NSP2) under the American Recovery and Reinvestment Act of 2009 in an amount not less than \$5,000,000.00 and, if awarded, to accept and manage the grant funds. **(Added by permission of Council Chair Benson.)**
- c) **A resolution authorizing the Mayor to execute an agreement with the Tennessee Department of Transportation (TDOT) for State Project Number 33070-1228-14, described as S.R. 317 from I-75 Interchange to S.R. 317 (Apison Pike) at Old Lee Highway, so as to cooperate with TDOT so that the general highway program may be carried out in accordance with the intent of the General Assembly of the State of Tennessee. (Added by permission of Council Chair Benson.)**

- d) A resolution authorizing the Mayor to execute eight (8) Local Agency Project Agreements with the Tennessee Department of Transportation for funding under the American Recovery and Reinvestment Act of 2009 for projects specified herein. (Added by permission of Council Chair Benson.)**

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, May 26, 2009.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, May 26, 2009:

AGENDA FOR TUESDAY, MAY 26, 2009

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Gilbert)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, by adding a new Article XIV to establish an Audit Committee and procedures for the City Council Auditor.
 - b) MR-2008-106 Bennie Parker (Close & Abandon). An ordinance closing and abandoning the 1600 block of Brown Street, 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 – see alternate version. Recommended for denial by Staff.)**

MR-2008-106 Bennie Parker (Close & Abandon). An ordinance closing and abandoning the 1600 block of Brown Street, 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.)**
 - c) MR-2009-002 Ben Parker (Close & Abandon). An ordinance closing and abandoning an unopened alley located on the south line of the 1600 block of East 28th Street, 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 – see alternate version.)**

MR-2009-002 Ben Parker (Close & Abandon). An ordinance closing and abandoning an unopened alley located on the south line of the 1600 block of East 28th Street, 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.)**
6. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Section 38-2, Section 38-185, and Section 38-527, relative to the regulation of nightclubs. **(Deferred from May 12, 2009, agenda.)**
 - b) An ordinance to amend Chattanooga City Code, Chapter 5, by adding a new Article VI, Sections 5-189 through 5-194, relative to Special Gathering Permits. **(Deferred from May 12, 2009, agenda.)**

- c) An ordinance appropriating from the Department of Parks and Recreation Fund P415 to Friends of the Zoo, Inc. an amount not to exceed \$30,000.00 for their fundraising campaign to develop an ADA accessible playground at Warner Park.
- d) MR-2009-023 Mark Jackson (Close and Abandon). An ordinance closing and abandoning an unopened alley located in the north line of the 900 block of Crutchfield Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning or Public Works.)**

MR-2009-023 Mark Jackson (Close and Abandon). An ordinance closing and abandoning an unopened alley located in the north line of the 900 block of Crutchfield Street, more particularly described herein and as shown on the map and drawing 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 to amend Resolution No. 25900 entitled, “A resolution to change the right-of-way name of the 200 block of Godsey Drive to the 2800 block of Northpoint Boulevard, as shown on the map attached hereto and made a part hereof by reference,” (No. 2009-PW-002) by replacing the number “200” with the number “2000.”
- b) A resolution to amend Resolution No. 25905 entitled, “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,” (No. 2009-PW-007) by replacing the number “7337” with the number “7351” and by replacing the number “7319” with the number “7351.”
- c) A resolution authorizing the Mayor to conduct continuing fundraising and solicitation efforts to support Go!Fest hosted by the Chattanooga Zoo for the cost of \$8,000.00, with additional funds designated to help build an all-access PlayCore playground at Warner Park.
- d) A resolution authorizing the Department of Neighborhood Services and Community Development to reallocate \$25,000.00 from the Neighborhood Program Initiatives Account, with a contingency to support non-eligible CDBG expenditures for the 2009 World Changers Home Repair Projects.
- e) A resolution authorizing the Mayor to enter into a contract with Volkswagen to provide on-site fire protection with all related costs being fully paid by Volkswagen.
- f) **A resolution authorizing the Mayor to enter into and execute a twelve (12) month contract with Strategy Team Facilitators Consultants to assist the Mayor in coordinating inter-organizational, strategic planning, and federal resource utilization for sustainable economic development in an amount not to exceed \$8,890.00 per month, or a total annual contract amount not to exceed \$106,680.00. (Revised.)**

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- g) A resolution authorizing the Director of General Services to execute an agreement with March Adams & Associates for mechanical and electrical engineering services associated with the requested modifications to the existing building space located at 332 Martin Luther King Boulevard in an amount not to exceed \$18,200.00.
- 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, June 2, 2009
- 13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- 14. Adjournment.