

SECOND AMENDED AGENDA FOR TUESDAY, JULY 14, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Ladd)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-48, relative to alcoholic beverages with respect to persons under the age of twenty-one (21).
- VI. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Section 38-228, by deleting subsections (2), (3), and (4) and renumbering the remaining subsections.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-108, relative to retail sale of wine.
 - c) 2008-114 Mehdi Malekzadeh (R-1 Residential Zone to R-4 Special Zone.) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 6709 Shallowford Road, more particularly described herein and as shown on the maps 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.)**

2008-114 Mehdi Malekzadeh (R-1 Residential Zone to R-4 Special Zone.) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 6709 Shallowford Road, more particularly described herein and as shown on the maps 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.)**
 - d) 2009-089 David Hudson (R-4 Special Zone to C-3 Central Business Zone.) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 215 Lookout Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, from R-4 Special Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning.)**

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- e) 2009-092 Kile Kim (R-1 Residential Zone and R-4 Special Zone with conditions to R-4 Special Zone.) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1412 and 1420 Crawford Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, from R-1 Residential Zone and R-4 Special Zone with conditions to R-4 Special Zone. **(Not recommended for approval by Planning.)**

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- f) **MR-2008-150 Vitality Livarchuk (Abandonment).** An ordinance closing and abandoning an unopened portion of the 1900 block of East 21st Street, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning or Public Works.) (Recommended for deferral by Staff.)**

MR-2008-150 Vitality Livarchuk (Abandonment). An ordinance closing and abandoning an unopened portion of the 1900 block of East 21st Street, 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. **(Recommended for approval by Planning and Public Works.)**

VII. Resolutions:

- a) **A resolution pursuant to T.C.A. § 39-17-1311(d) to prohibit handguns in City public municipal parks, natural areas, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places. (Added by permission of the Legal and Legislative Committee.)**
- b) A resolution authorizing the Administrator of the Department of Public Works and the Interceptor Sewer System to enter into an agreement for professional engineering services for the new Eastgate Pump Station and Force Main Project, Contract No. W-09-008 with CTI Engineers, Inc., in an amount not to exceed \$205,000.00. **(Deferred from 6/30/09.)**
- c) A resolution authorizing the Administrator of the Department of Public Works and the Interceptor Sewer System to enter into an agreement for professional engineering services for the upgrade of the South Chickamauga Creek Pump Station and Force Main Project, Contract No. W-09-006 with CTI Engineers, Inc., in an amount not to exceed \$180,000.00. **(Deferred from 6/30/09.)**
- d) A resolution authorizing the Mayor to enter into and execute an "Offer to Purchase" relative to Tract 19 of the Enterprise South Industrial Park and to execute deeds and other necessary closing documents conveying said property to Gestamp North America, Inc. or assigns.

Second Amended Agenda for Tuesday, July 14, 2009

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- e) **A resolution authorizing the Administrator of the Department of Public Works to apply for and, if awarded, accept a grant from the Lyndhurst Foundation in an amount up to and including \$52,825.00 to perform the City Green Analysis for the City of Chattanooga. (Revised)**
- f) A resolution authorizing the execution of Change Order No. 2, relative to Contract No. W-07-004-401, construction inspection services with Dennis Smith, which change order increases the contract amount by \$30,000.00, for a revised contract amount not to exceed \$210,000.00.
- g) A resolution authorizing the Mayor to execute a maintenance contract with the Tennessee Department of Transportation for fiscal year 2009-2010, relative to the State reimbursing the City for maintenance work on state highways routed through the City.
- h) A resolution authorizing the award of Contract No. E-04-036-202, Enterprise South Roadway Extension Phase 1B to East Tennessee Grading, Inc. in an amount not to exceed \$935,374.51.
- i) A resolution authorizing the Department of Neighborhood Services and Community Development to enter into a contract with the Chattanooga Convention Center for an amount not to exceed \$40,000.00 for the 11th Annual Neighborhoods and Codes Conference scheduled for October 22-23, 2009.
- j) **MR-2009-110 City of Chattanooga, c/o Dan Thornton (Surplus). A resolution declaring surplus 33 parcels, more particularly described herein and as shown on the map attached hereto, and authorizing the Director of the General Services to execute a deed and other closing documents to transfer said parcels to the Chattanooga-Hamilton County Hospital Authority, subject to reversion if a Stimulus Grant is not approved. (Added by 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, July 21, 2009.

Second Amended Agenda for Tuesday, July 14, 2009

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, July 21, 2009:

AGENDA FOR TUESDAY, JULY 21, 2009

1. Call to Order.
2. Pledge of Allegiance/Invocation (Council Chair Benson)
3. Minute Approval.
4. Special Presentations.

2009 WORLD CHANGERS – VANESSA JACKSON

5. Ordinances - Final Reading:
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6. Ordinances – First Reading:

7. Resolutions:

- a) **A resolution authorizing the Administrator of the Department of Education, Arts & Culture to execute a License Agreement with Eastgate Town Center, LLC, for temporary use of certain facilities located at 5600 Brainerd Road, Eastgate Town Center, for the operation of the Eastgate Senior Activity Center from July 1, 2009 to June 30, 2010, at no cost. (Revised.)**
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an Encroachment Agreement with Chattanooga Gas Company to use an area over the City of Chattanooga Transmission Line #1 adjacent and parallel to the east side of North Hawthorne Street in Hamilton County.
- c) A resolution authorizing the execution of Change Order No. 2 (Final) relative to Contract No. W-02-004-201, Shallowford Road Sewer Relocation Contract, with Mayse Construction, Inc., which change order decreases the contract amount by \$14,470.08, for a revised contract amount not to exceed \$370,529.92.

- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Tennessee Valley Railroad Museum (the “Railroad Museum”) to develop and construct improvements and signalization at the railroad crossing at Holtzclaw Avenue and the entrance to Warner Park, including labor and materials, in an amount not to exceed \$75,000.00, with the remainder of the cost to be paid to the Railroad Museum by Friends of the Zoo. (Added by permission of Council Chair Benson.)**
- 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, July 28, 2009.
- 13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- 14. Adjournment.