

SECOND AMENDED AGENDA FOR TUESDAY, AUGUST 17, 2010

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

**Special Recognition: ADM Southern Cellulose,
Recipient of the "Pretreatment Excellence Award"**

- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Section 3-55, relative to scenic corridors and relative to new scenic corridors. **(Alternate version.)**
 - b) An ordinance appropriating, authorizing or allocating funds to the Capital Improvements Budget for the fiscal year 2010/2011 and to amend the fiscal year 2010/2011 Budget Ordinance No. 12410.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 8, relative to Aviation, so as to repeal Article I and Article II.
 - d) An ordinance to amend Section 5 of Ordinance No. 12414, entitled "An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article I, Section 2-3, In General, and Article III, Divisions 1 through 7, Sections 2-136 through 2-174, and to repeal Section 2-193 of the Personnel Ordinance" so as to delay the implementation of changes to overtime and compensatory leave to August 27, 2010.
 - e) An ordinance to authorize a referendum to amend certain provisions within Title 3 and Title 13 of the Charter of the City of Chattanooga, and all acts, ordinances, and other charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee, to make certain changes to the disciplinary appeals procedures for rights of police officers, firefighters, and employees of the City of Chattanooga relative to the administrative procedures for employee disciplinary appeals.
 - f) An ordinance to amend Sections 2-436, 2-437, 2-439, and 2-442 of Ordinance No. 12413 entitled "An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III, Sections 2-151 through 2-153, by deleting these sections in their entirety and inserting a new Division 19 entitled 'Injury On Duty Program'."

- g) 2010-096 Bell Development Company, Inc. (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift the conditions imposed in Ordinance No. 11983 (Case No. 2007-086) on tracts of land located at 7726 and 7730 Standifer Gap Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 4.)**

VI. Ordinances – First Reading:

- a) 2010-088 City of Chattanooga (Rezoning). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from temporary R-1 Residential Zone to R-1 Residential Zone and temporary C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone. **(Planning version) (District No. 4.)**

2010-088 City of Chattanooga (Rezoning). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from temporary R-1 Residential Zone to R-3 Residential Zone with conditions and from temporary C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone. **(Staff Zoning Plan version.) (Corrected.)**

VII. Resolutions:

- a) A resolution rescinding Resolution No. 25664, Special Police Commission, for Brad C. Gardner, former Manager of Codes, Community Services and Neighborhood Relations for the Department of Neighborhood Services and Community Development.
- b) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to allocate up to \$6,500.00 in Neighborhood Stabilization Program funds to Habitat for Humanity of Greater Chattanooga to cover costs associated with the renovation and sale of 1612 Olive Street and to enter into an agreement with the organization for same.
- c) A resolution authorizing the Director of General Services to execute all documents necessary to donate property located at 1612 Olive Street to Habitat for Humanity of Greater Chattanooga.
- d) A resolution approving and authorizing payment to four different artists who performed at the 2010 Swaggfest Youth Program due to the commodity code for all expenses for a total of \$16,000.00.
- e) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Terracon Consultants, Inc. for professional services relative to Contract No. E-03-028-304, Hamill Road Improvements Phase 3 and 4, in the amount of \$24,999.00.

- f) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into an agreement with Parris Roofing for the Roof Repair Program in an amount not to exceed \$31,000.00, including contingencies. (Added by permission of Council Chairman Rico.)**

- g) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into an agreement with Sprout Roofing for the Roof Repair Program in an amount not to exceed \$12,900.00, including contingencies. (Added by permission of Council Chairman Rico.)**

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, August 24, 2010

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

XIV. Adjournment.

AGENDA FOR TUESDAY, AUGUST 24, 2010

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson.)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) 2010-088 City of Chattanooga (Rezoning). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from temporary R-1 Residential Zone to R-1 Residential Zone and temporary C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone. **(Planning version) (District No. 4.)**

2010-088 City of Chattanooga (Rezoning). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from temporary R-1 Residential Zone to R-3 Residential Zone with conditions and from temporary C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone. **(Staff Zoning Plan version.)**
6. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Sewers, Mains and Drainage. **(Public Hearing.)**
 - b) MR-2010-093 Dale D. Darby (Abandonment). An ordinance closing and abandoning a portion of a 30 foot sewer line easement MF #52141 located in the 5500 block of Cassandra Smith Road, subject to certain conditions. **(District No. 3.)**
7. Resolutions:
 - a) A resolution authorizing the Administrator of the Department of Public Works to execute a lease with Volkswagen of Chattanooga Operations, LLC or assignee for a tract of land at Summit Landfill. **(Deferred by Public Works.)**
 - b) A resolution authorizing the Administrator of the Department of Public Works to enter into a Landfill Gas Agreement with Volkswagen of Chattanooga Operations, LLC or assignee. **(Deferred by Public Works.)**
 - c) A resolution authorizing the Administrator of the Department of Public Works to execute easements with the Electric Power Board for electric distribution lines across Summit Landfill property. **(Deferred by Public Works.)**

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- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Friends of the Zoo for the lease and management of the Chattanooga Zoo at Warner Park. **(Deferred from 8/10/10.)**
 - e) A resolution authorizing the Police Chief to pay UT-MTAS for customized training in the amount of \$11,200.00.
 - f) A resolution expressing the intent of the City of Chattanooga to issue bonds in the aggregate amount not to exceed \$20 million of the City of Chattanooga, Tennessee for the purpose of paying all or a portion of the costs of the following: CARTA match funds; road improvements – Hamill Road; Riverstreet extension; Rossville Boulevard streetscape; Jersey Pike at Pelican Drive R/R crossing; Fairmont Safewalk; road improvements – Highway 58 pedestrian and bike facilities; road slope failures; road improvement – Goodwin Drive; road improvements Shallowford Road Gunbarrel to Jenkins; Crest Road Rehabilitation; Thermoplastic Machine; ESIP intersection improvements; ESIP Railway Lines; Tennessee Riverwalk expansion; Enterprise South Nature Park; Ross’ Landing Marina; Montague Park Development; Fire Station replacement; security cameras; phone system replacement; public safety wireless infrastructure; city wide time clock; fleet leasing program; warehouse on Main Street; downtown police station.
 - g) MR-2010-107 City of Chattanooga c/o Dan Thornton. A resolution authorizing the acceptance of a donation of property located adjacent to the Norfolk Southern Railroad tracks near the Hamill Road crossing from Tommy Austin, more particularly described herein, and authorizing the Administrator of Public Works to execute any and all documents necessary relating thereto.
 - h) MR-2010-118 City of Chattanooga c/o Dan Thornton. A resolution authorizing the Director of Parks and Recreation to acquire Tatum Park, 1603-1615 Union Avenue from Tennessee Temple University for a consideration of \$205,000.00, plus closing costs payable over two (2) fiscal years and authorizing the Director of Parks and Recreation to execute any and all documents necessary relating thereto.
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.

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10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, August 31, 2010.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.