

**AMENDED AGENDA FOR TUESDAY, JANUARY 4, 2011**

- 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 Ordinance No. 10191, entitled, “An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located in the 5800 block of Cassandra Smith Road, being on the southeast line of Cassandra Smith Road southwest of Hixson Pike, from R-1 Residential Zone to R-T/Z Zone for all but the rear 500 feet, subject to certain conditions,” so as to amend the legal description by deleting the word “Drive” after the words “Ridgeview Circle” in the legal description. **(District 3.)**
  - b) MR-2010-094 Charter Real Estate (Abandonment). An ordinance closing and abandoning a portion of the 6000 block of Hall Road and an adjacent alley, more particularly described herein, subject to certain conditions. **(Planning & Public Works Version, District No. 4.) (Deferred from 10/26/10.)**
  - c) 2010-139 Cagle Development (R-1 Residential Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2104, 2106, and 2108 Garfield Street and 408 North Willow Street, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(District 9.) (Planning recommends approval.) (Staff recommends denial.) (Revised.)**
  - d) 2010-144 Ronnie Bull (M-3 Warehouse Wholesale Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1329 Gadd Road, more particularly described herein, from M-3 Warehouse Wholesale Zone to R-4 Special Zone. **(Planning Version, District 3.)**
  - e) 2010-145 Passpointe Engineering (Jan Pass) (R-1 Residential Zone and C-2 Convenience Commercial Zone to O-1 Office Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 331 Stringer Street, more particularly described herein, from R-1 Residential Zone and C-2 Convenience Commercial Zone to O-1 Office Zone, subject to certain conditions. **(Planning Version, District 1.)**

- f) 2010-146 Fletcher Bright (O-1 Office Zone to C-2 Convenience Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 550 South Terrance, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone. **(District 6.) (Planning recommends approval.)**
- g) 2010-148 Duckett Properties, LP (M-1 Manufacturing Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1701 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to UGC Urban General Commercial Zone, subject to certain conditions. **(Planning Version, District 8.)**
- h) 2010-149 Timothy W. McDonald (R-3 Residential Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 603 and 607 East Main Street and 1427, 1433, and 1435 Park Street, more particularly described herein, from R-3 Residential Zone to UGC Urban General Commercial Zone, subject to certain conditions. **(Planning Version, District 8.)**

VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-162 and 35-171 relative to vehicles for hire. **(Revised.)**
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Section 3-92, relative to general regulation of permanent on-premise signs.
- c) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article VIII, Division 7, Fees, Section 31-356(d) **relative to inspection and maintenance agreements. (Revised.)**
- d) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article X, Section 24-318, Designation of spaces; duty to park entirely within; parking multiple motorcycles, motorized bicycles and motor-driven cycles.
- e) MR-2008-171 Derthick Henley & Wilkerson (Abandonment). An ordinance closing and abandoning the 1600 block of Robbins Street and a portion of the 900 block of Kilmer Street, more particularly described herein. **(Recommended for denial by Public Works.) (District No. 9.)**
- f) MR-2008-183 Betts Engineering Associates, Inc. (Abandonment). An ordinance closing and abandoning the 900 block of North Chamberlain Avenue along the former portion of Sylvan Street to a dead end, more particularly described herein. **(Recommended for denial by Public Works.) (District No. 9.)**

- g) MR-2010-077 Tammy Hass (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2600 blocks of East 18<sup>th</sup> and Reece Street with Tennessee American Water Company to maintain an easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended by Public Works.) (District No. 7.)**
- h) MR-2010-078 Tammy Hass (Abandonment). An ordinance closing and abandoning an unopened alley located in the 900 block of Buckley Street with AT&T Southeast to maintain an easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended by Public Works.) (District No. 7.)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to donate the use of Frost Stadium for one day annually (includes the suite and field for a game) to be used as an auction item by Baylor School.
- b) A resolution authorizing the Director of General Services to accept an RFP from Arthur J. Gallagher to provide property, equipment, and fleet insurance for one (1) year with four (4) one year renewal options **for an estimated annual premium of \$291,848.00. (Revised.)**
- c) A resolution authorizing the purchase of an Atomic Absorption Spectrophotometer for the Laboratory at the Moccasin Bend Wastewater Treatment Plant from Perkin-Elmer for a total cost of \$63,021.45, with a contingency of \$1,000.00 to cover freight costs.
- d) A resolution authorizing the execution of Change Order No. 1 with Material Matters, Inc. to provide additional biosolids-related data management support and services in conjunction with the use of the Material Matters database which was developed for the Biosolids Management Program, for an increase in an amount not to exceed \$15,000.00, for a total project cost of \$54,500.00.
- e) A resolution authorizing Charles King on behalf of Holiday Inn & Suites to use temporarily the right-of-way located at 434 Chestnut Street to install a canopy that will project into the right-of-way, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
- f) A resolution authorizing Jennifer Ward on behalf of Custom Design Awning to use temporarily 1265 Market Street for the installation of an awning graphics above the main entrance of Southside Salon, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
- g) A resolution authorizing Steven W. Holt on behalf of Dibble Dabble Development, LLC to use temporarily the right-of-way located at 901 Cherokee Boulevard to use and re-condition the existing parking area, plant box, and sign pole in order to facilitate building, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 1.)**

- h) A resolution authorizing Tom Marshall on behalf of Hixson Chamber to use temporarily a right-of-way to install a sign on State Route 153 in Hamilton County, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District Nos. 2 and 3.)**
- i) A resolution authorizing Brenda Hammond on behalf of the Washington Hills Neighborhood Association to install land markers to beautify the community, as shown on the photos attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 5.)**
- j) A resolution authorizing Franklin Associates Architects, Inc. on behalf of Electric Power Board (EPB) to use temporarily Bailey Avenue between Central Avenue and the Norfolk Southern Railroad for storm water management, paving, and other improvements that will include also outdoor storage of non-combustible materials, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 9.)**
- k) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with the North Chickamauga Creek Conservancy to restore the historic Sniteman Cabin.
- l) A resolution authorizing the Chattanooga-Hamilton County Regional Planning Agency to change the purchase order concerning the agreement with META to reduce one OSHA 10 class for the Brownsfields Job Training Program and the addition of the three EPA lead renovation repair and painting refresher classes, for an increase of \$2,739.00, for a revised purchase order in an amount not to exceed \$50,763.00.
- m) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-10-009-201, Miscellaneous Sanitary Sewer Lining Contract, to Improved Technologies, LLC, in the amount of \$900,000.00.
- n) A resolution authorizing the Director of General Services to reimburse Hamilton County for 50% of the jointly owned facilities, riverwalk, and courts building insurance premium in the amount of \$10,789.03.
- o) A resolution ratifying the execution by the Mayor of a letter agreement with Chattanooga Housing Authority concerning the Fairmont Street project.

**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 on January 11, 2011

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

XIV. Adjournment.

**AGENDA FOR TUESDAY, JANUARY 11, 2011**

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2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-162 and 35-171 relative to vehicles for hire.
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  - g) MR-2010-078 Tammy Hass (Abandonment). An ordinance closing and abandoning an unopened alley located in the 900 block of Buckley Street with AT&T Southeast to maintain an easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended by Public Works.) (District No. 7.)**

6. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by amending Section 38-502 and adding new Sections 38-13, 38-528 and 38-529 to identify certain areas of scenic value and establish a special exceptions permit relative to the regulation of structure heights in such areas. **(Deferred from 12/14/2010.)**
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by amending Sections 38-2 and 38-527 relative to the regulation of nightclubs.
- c) An ordinance to amend Ordinance No. 12414, encaptioned, “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 delete Section 2-176, due to duplication.
- d) 2010-160 Bill Wilkerson for Memorial Hospital (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 property located at 809 North Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version.) (District No. 9.)**  
  
2010-160 Bill Wilkerson for Memorial Hospital (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 property located at 809 North Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Applicant Version.)**
- e) 2010-162 Troy Cox (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions 1 and 2 imposed in Ordinance No. 11290 and to amend condition 1 imposed in Ordinance No. 11372 on parts of properties located at 706 Ashland Terrace, being more particularly described herein, subject to certain conditions. **(District No. 2.)**
- f) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Divisions 1, 6 and 9, Sections 2-138, 2-160, 2-161 and 2-180 of the Personnel Ordinance.

7. Resolutions:

- a) A resolution adopting the development and re-development policies for Brainerd Road as recommended by the Chattanooga-Hamilton County Regional Planning Agency.
- b) A resolution adopting the Master Plan for Brainerd Road entitled Brainerd A Vision for Today as recommended by the Chattanooga-Hamilton County Regional Planning Agency.

- c) **A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Consolidated Technologies, Inc., for professional services for Construction Engineering Inspection (CEI) Services, relative to Contract No. W-10-010-401, Old Lee Highway at Apison Pike Sanitary Sewer Relocation and Force Main, in an amount not to exceed \$80,000.00. (Deferred from 1/4/2011.)**
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 on January 18, 2011.
  13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
  14. Adjournment.