

AMENDED AGENDA FOR TUESDAY, JANUARY 10, 2012

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

Presentation to Charlie Morton of Beuhler's Market by Councilman McGary

- V. Ordinances – Final Reading:
- VI. Ordinances – First Reading:

- a) An ordinance amended Chattanooga City Code, Part II, Chapter 2, by adding a new Article XVI, establishing the Office of Administrative Hearing Officer. **(Deferred from 12/6/2011.)**
- b) An ordinance amending Ordinance No. 12296 extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 8A, being certain parcels adjacent to Interstate 75 and Hunter Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map, by changing the effective date of said annexation to December 31, 2012.
- c) An ordinance amending Ordinance No. 12299 extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 11A, being certain parcels adjacent to the current city limits of Morris Hill Road, East Brainerd Road, and Igou Gap Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map, by changing the effective date of said annexation to December 31, 2012.
- d) 2011-130 Mitchel Everhart (R-2 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 1808 South Holtzclaw Avenue, more particularly described herein, from R-2 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version, District No. 8.)**

2011-130 Mitchel Everhart (R-2 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 1808 South Holtzclaw Avenue, more particularly described herein, from R-2 Residential Zone to R-4 Special Zone. **(Applicant Version.)**

- e) 2011-131 Willie Arnold/Ruth Hau (C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 629 Shallowford Road, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Planning Version, District No. 9.)**

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- f) 2011-133 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (Amend Condition.) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to approve amending Condition #3 imposed in Ordinance No. 12257 to allow use as university housing on properties located at 1715 Union Avenue and in the 1700 block of Kirby Avenue, being more particularly described herein, subject to certain conditions. **(District No. 9.)**

- g) 2011-134 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (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 800 South Beech Street, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version, District No. 9.)**

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- h) 2011-135 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (R-3 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 1901 and 1907 Bailey Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version, District No. 9.)**

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- i) 2011-136 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (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 1918 and 1924 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.)**

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- j) 2011-137 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (R-1 Residential Zone and R-3MD Moderate Density 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 2000 Chamberlain Avenue and 2001 Bailey Avenue, more particularly described herein, from R-1 Residential Zone and R-3MD Moderate Density Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version, District No. 9.)**

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- k) 2011-138 Rachel Conn Collins (R-1 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 property located at 4200 Dodds Avenue, more particularly described herein, from R-1 Residential Zone to UGC Urban General Commercial Zone. **(District No. 7.)**

VII. Resolutions:

- a) A resolution authorizing the appointment of Kristin Franklin as a special police officer (unarmed) for the City of Chattanooga Public Works Department, to do special duty as prescribed herein, subject to certain conditions.
- b) A resolution authorizing the appointment of Christie Toney as a special police officer (unarmed) for the City of Chattanooga Public Works Department, to do special duty as prescribed herein, subject to certain conditions.

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- c) A resolution authorizing the Director of the Office of Sustainability to obtain additional services from HDR Engineering, for an increase in the contract amount of \$25,000.00, for a total of \$135,000.00.
- d) 2011-132 Eric Lovett-Tennessee Temple University-Highland Park Baptist Church (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for an Institutional Planned Unit Development on property bounded on the north by Chamberlain Avenue, south by Bennett Avenue, east by South Willow Street, and west by South Hickory Street, subject to certain conditions. **(District No. 9.)**
- e) **A resolution authorizing the Director of Personnel to enter into a contract with DBS Corporation to construct a new employee health center on 11th Street, for an amount not to exceed \$4,157,039.25. (Added by permission of Council Chairwoman Ladd.)**

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, January 17, 2012.

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

XIV. Adjournment.

AGENDA FOR TUESDAY, JANUARY 17, 2012

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentation:
5. Ordinances - Final Reading:
 - a) An ordinance amended Chattanooga City Code, Part II, Chapter 2, by adding a new Article XVI, establishing the Office of Administrative Hearing Officer. **(Deferred from 12/6/2011.)**
 - b) An ordinance amending Ordinance No. 12296 extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 8A, being certain parcels adjacent to Interstate 75 and Hunter Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map, by changing the effective date of said annexation to December 31, 2012.
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6. Ordinances – First Reading:

- a) An ordinance to amend 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 (Home Rule Amendment) so as to (1) establish an independent Office of Internal Audit, and Audit Committee, and City Auditor; (2) provide for the City Auditor's qualifications, appointment, and removal; and (3) provide for the Office's duties and access to records and property of the City.

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a professional services agreement with Barge, Waggoner, Sumner, and Cannon, Inc. for design services for proposed parking area improvements and maintenance facility relocation at the Summit of Softball, in an amount not to exceed \$34,600.00.
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Neuhoff Taylor Architects to provide architectural, mechanical, plumbing, and electrical design as required for expansion of the umpire area in Complex B and to create an umpire area in Complex A at the Summit of Softball Complex and will also provide architectural, mechanical, electrical, plumbing, and structural drawings for a new maintenance building on-site, for an amount not to exceed \$15,000.00.
- c) A resolution authorizing an Amendment of Contract in Lieu of Performance Bond relative to the Closure/Post Closure Plan for the City Landfill with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$6,444,437.00 to \$6,591,417.00.
- d) A resolution authorizing an Amendment of Contract in Lieu of Performance Bond relative to the Closure/Post Closure Plan for the City Landfill, Lateral Expansion Area 3 with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$6,868,091.00 to \$7,032,925.00.
- e) A resolution authorizing an Amendment of Contract in Lieu of Performance Bond relative to the Closure/Post Closure Plan for the Summit Sanitary Landfill with the State of Tennessee, Division of Solid Waste Management, by decreasing the bond amount from \$2,590,546.00 to \$2,496,677.00.
- f) A resolution authorizing Change Order No. 1 (Final) for Stein Construction Company, relative to Contract No. E-04-019-201, Hudson and Terminal Road Reconstruction, for an increased amount of \$43,181.40, for a revised contract amount not to exceed \$536,394.16, and to release the remaining contingency of \$6,140.84, and to accept the contribution of \$15,000.00 from Stein for the resurfacing of the roadway.
- g) A resolution authorizing Change Order No. 1 (Final) for Talley Construction Company, relative to Contract No. E-11-003-201, 2011 Chattanooga Resurfacing Contract, for an increased amount of \$78,652.02, for a revised contract amount not to exceed \$2,031,723.67.

8. Overtime Report.

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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, January 24, 2012.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.