

## SECOND AMENDED AGENDA FOR TUESDAY, MAY 8, 2012

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

### “Mayor’s Proclamation – Public Works Week”

#### V. Ordinances – Final Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-171, Drivers to Exercise Due Care.
- b) MR-2012-030 Memorial Health Care System (Abandonment). An ordinance closing and abandoning several sewer easements located within properties located at 950 North Chamberlain Avenue and 1005 Glenwood Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning and Public Works.) (Districts 8 & 9.) (Corrected.)**

#### VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, Section 38-2 Definitions; Section 38-203 UGC Urban General Commercial Zone; and Section 38-222 C-3 Central Business Zone to allow Mobile Food Units as a principal permitted use.
- b) 2011-117 Scenic Land Company, LLC/Duane Horton (R-1 Residential Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 100 block of Dodson Road and the 6300 block of Highway 153, more particularly described herein, from R-1 Residential Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone. **(Recommended for denial by Planning and Staff). (District 3.)**
- c) 2012-042 Jay M. Simpson (O-1 Office 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 5461 Hixson Pike, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.) (District 3.)**

2012-042 Jay M. Simpson (O-1 Office 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 5461 Hixson Pike, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

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- d) MR-2012-017 Tony Coco/Santek Waste Services (Abandonment). An ordinance closing and abandoning a portion of the 3300 block of Wood Avenue from the corner of Wisdom Street going in a northwesterly direction approximately 140 feet by 50 feet wide with EPB and Chattanooga Gas to maintain the easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended for approval by Public Works.) (District 9.)**

MR-2012-017 Tony Coco/Santek Waste Services (Abandonment). An ordinance closing and abandoning a portion of the 3300 block of Wood Avenue from the corner of Wisdom Street going in a northwesterly direction approximately 140 feet by 50 feet wide with EPB and Chattanooga Gas to maintain the easement in the full width, more particularly described herein. **(Applicant Version.)**

VII. Resolutions:

- a) A resolution request that Municipal Technical Advisory Service (MTAS) codify and revise the ordinances of the City of Chattanooga at the earliest possible date, for an amount not to exceed \$20,000.00, **including** costs for additional copies. **(Revised.)**
- b) A resolution authorizing the Director of General Services to sign a contract with Two Rivers Roofing in the amount of \$52,880.00, with a contingency of \$5,000.00, in an amount not to exceed \$57,880.00 for installation of an 8,800 square foot section of roof at the City warehouse located at 1815 Main Street. **(District 8.)**
- c) A resolution authorizing the Director of General Services to sign a contract with Eastman Construction in the amount of \$43,999.00 for installation of windows and doors at the new police station located at 702 E. 11<sup>th</sup> Street. **(District 8.)**
- d) A resolution authorizing the Mayor to apply for, and accept, a 2012 Justice Assistance Grant for the purchase of radar units and patrol rifle mounts for the Chattanooga Police Department **in the amount of \$143,904.00, with \$46,585.00 of this grant going to the Hamilton County Sheriff's Office.** **(Revised.)**

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- e) A resolution authorizing Change Order No. 1 for Cranston Engineering Group, P.C. relative to Contract No. S-10-008, Brainerd Levee FEMA Compliance Determination, for an increase of \$115,915.00, for a total amount not to exceed \$627,435.00. **(Districts 5 & 6.)**
- f) A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-11-001-201, to Service Electric Company, Inc., Moccasin Bend Wastewater Treatment Plant 46-kV Power Circuit Breaker Replacement Substation Construction, in the amount of \$149,976.00, with a contingency amount of \$15,000.00, for an amount not to exceed \$164,976.00. **(District 1.)**
- g) 2012-PW-007 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 2500-2599 block of Camden Street to the 2500-2599 block of Hiwassee Street, Tax Map No. 136-M, due to duplicate 911 issues for emergency responder reports. **(District 9.)**
- h) 2012-PW-008 City of Chattanooga c/o Dennis Malone. A resolution to name an unnamed alley near Dallas Road to the 800-899 block of Stellar View, Tax Map No. 126M, due to the development of new homes for address assignment. **(District 1.) (Revised.)**
- i) 2012-PW-009 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 5800-5899 block of Northwoods View to the 6000-6099 block of Stardust Trail, Tax Map No. 099D, due to multiple 911 calls in the area. **(District 3.)**
- j) 2012-PW-010 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 1600-1999 block of Baldwin Street to the 1600-1999 block of Cappella Street, Tax Map No. 145M, due to multiple broken street segments named Baldwin. **(District 7.)**
- k) 2012-PW-011 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 1400-1499 block of Baldwin Street to the 1400-1499 block of Passenger Street, due to multiple broken street segments named Baldwin. **(District 8.)**
- l) 2012-PW-012 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 3000-3099 block of Baldwin Street to the 3000-3099 block of Doubleday Way, Tax Map No. 155F, due to multiple broken street segments named Baldwin. **(District 7.)**
- m) 2012-PW-013 City of Chattanooga c/o Dennis Malone. A resolution to change the right-of-way name for the 700-799 block of Baldwin Street to the 700-799 block of Campus Drive, Tax Map No. 145D and 146A, due to multiple broken street segments named Baldwin. **(District 8.)**

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- n) A resolution authorizing the Administrator of the Department of Public Works to apply for **and accept** State Industrial Access (SIA) funding relative to the Volkswagen Drive Intersection Improvements, Option 1 and 2, of the TDOT Enterprise South Traffic Improvement Study. **(District 4.) (Revised.)**
- o) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Alton Place LP 2009, L.P., Alton Place Apartments (APA) for an upgrade of the Alton Park Pump Station and construction of sewer manhole at 33<sup>rd</sup> Street, with APA contributing \$160,000.00 in cash and design services, City's funds of \$215,000.00 for an estimated total cost of \$375,000.00. **(District 7.)**

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 15, 2012.

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

XIV. Adjournment.

**AGENDA FOR TUESDAY, MAY 15, 2012**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Council Chairwoman Ladd).
3. Minute Approval.
4. Special Presentation:
5. Ordinances - Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, Section 38-2 Definitions; Section 38-203 UGC Urban General Commercial Zone; and Section 38-222 C-3 Central Business Zone to allow Mobile Food Units as a principal permitted use.
  - b) 2011-117 Scenic Land Company, LLC/Duane Horton (R-1 Residential Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 100 block of Dodson Road and the 6300 block of Highway 153, more particularly described herein, from R-1 Residential Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone. **(Recommended for denial by Planning and Staff). (District 3.)**
  - c) 2012-042 Jay M. Simpson (O-1 Office 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 5461 Hixson Pike, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.) (District 3.)**

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- d) MR-2012-017 Tony Coco/Santek Waste Services (Abandonment). An ordinance closing and abandoning a portion of the 3300 block of Wood Avenue from the corner of Wisdom Street going in a northwesterly direction approximately 140 feet by 50 feet wide with EPB and Chattanooga Gas to maintain the easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended for approval by Public Works.) (District 9.)**

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6. Ordinances – First Reading:

- a) An ordinance amending Ordinance No. 12292 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 4A, being certain parcels adjacent to the current City limits between Hixson Pike and Middle Valley Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(District 3.)**
- b) An ordinance amending Ordinance No. 12293 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 4C, being certain parcels adjacent to the current City limits of Hixson Marina Road, Big Ridge Road, and Fairview Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(District 3.)**
- c) An ordinance to amend Chattanooga City Code, Part II, Article XIV, Chapter 24, Section 504, Schedule IV, One-Way Streets. **(District 7.)**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a Lease Agreement with Sculpture Fields at Montague Park for the construction and operation of a public sculpture park on a portion of Montague Park. **(District 8.)**
- b) A resolution to accept donations from the Community Foundation’s “Take Root” Account in the form of trees, tree planting supplies, and educational materials for the enhancement of the City of Chattanooga’s Urban Forestry Program.

**Second Amended Agenda for Tuesday, May 8, 2012**

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- d) 2012-049 Paisa, Inc. (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for use of a late night entertainment center located at 6175 Airways Boulevard, as more particularly described in the attached report and maps, subject to certain conditions. **(District 6.) (Deferred from 5/1/2012.)**

2012-049 Paisa, Inc. (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for use of a late night entertainment center located at 6175 Airways Boulevard, as more particularly described in the attached report and maps, subject to certain conditions. **(Alternate Version.)**

- e) **A resolution authorizing the Executive Director of the Chattanooga-Hamilton County Regional Planning Agency and the City Attorney of the City of Chattanooga to enter into a grant contract with the Tennessee Department of Transportation for the undertaking of transportation, planning, and coordination of activities as assigned in the Unified Planning Work Program for Federal Fiscal Years 2012-2013, with an initial grant contract amount of \$1,193,733.00. (Revised.)**

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, May 22, 2012.

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

14. Adjournment.