

AGENDA FOR TUESDAY, MARCH 23, 2004

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice Chairman Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a) An ordinance to repeal Part II, Chattanooga City Code, Chapter 25, Article II, Section 25-45(e) and Sections 25-46 through 25-50, relative to beggar's permits.
 - b) 2004-009 Martin McNabb (From R-1 to C-2). Rezone a tract of land located at 5008 Highway 58, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - revised - deferred from 03-09-04)**
 - c) MR-2004-011 Dwight Aaron Smith (Close and Abandon). An ordinance closing and abandoning a portion of the 2300 block of Ohio Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the Electric Power Board, Comcast Cable Communications, Inc. and the City of Chattanooga maintaining their respective easements in the full width.
 - d) 2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 03-09-04 - revised 03-18-04)**
- VI. Ordinances - First Reading:
 - a) MR-2004-030 Hixson Church of Christ (Close & Abandon). An ordinance closing and abandoning a portion of the opened 5500 block of Clear Creek Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works and Planning - recommended for denial by Staff)**
 - b) An ordinance to amend Part II, Chattanooga City Code, Chapter 4, Article II, Section 4-41, relative to air pollution rules, regulations, criteria and standards, by adding Rule 25.10 relative to gasoline dispensing facilities. **(Added by permission of Chairman Franklin)**
 - c) An ordinance to amend Part II, Chattanooga City Code, Chapter 3, Article I, Sections 3-2, 3-7, 3-8, 3-18 and 3-20, Article II, Section 3-21, Article III, Section 3-33, Article IV, Section 3-42 and Article V, Sections 3-52 and 3-55, relative to signs. **(Added by permission of Vice Chairman Benson)**

VII. Resolutions:

- a) A resolution authorizing the award of Contract No. E-02-007, Ziegler Road Improvement Project, to East Tennessee Grading Company for a total amount not to exceed \$381,334.50, including a contingency fee of \$20,000.00.
- b) A resolution authorizing Larry Crane to use temporarily the City's right-of-way located between the 1500 block of East 30th Street and East 31st Street to install a fence on either side of the alley, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- c) A resolution authorizing Barclay Properties, LLC to use temporarily the City's right-of-way located at 334 Market Street to install black wrought iron seating tables on the sidewalk and install a flag mount building signage, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing David Brock and/or Larry Trabucco to use temporarily the City's right-of-way located at 16 West 8th Street to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution awarding a contract for the Avondale Early Head Start Center landscaping and reconfiguration of the playground to Home and Lawn Care Service for their low bid in the amount of \$11,718.00.
- f) A resolution in support of the 8-hour Ozone Early Action Compact among various counties in the Chattanooga, Tennessee-North Georgia Metropolitan Statistical Area and the United States Environmental Protection Agency. **(Added by permission of Chairman Franklin)**
- g) A resolution expressing support for Guard and Reserve members who help strengthen the world's greatest democracy. **(Announced at the 03-16-04 council meeting)**
- h) A resolution authorizing the Mayor or the City Finance Officer to enter into and execute an "Offer to Purchase" relative to Lot 4 of the Enterprise South Industrial Park and authorizing the Mayor or the City Finance Officer to execute a deed and other necessary closing documents conveying said property to the purchaser, Tag Manufacturing, Inc., upon payment of the sale price of \$645,000.00. **(Added by permission of Chairman Franklin)**

VIII. Overtime Report.

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IX. Departmental Reports :

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of Public Works.
- d) Fire Department.
- e) Police Department.
- f) Department of Finance and Administration.
- g) Department of Personnel.
- h) Department of Neighborhood Services.
- i) City Finance Officer.
- j) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, March 30, 2004.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, March 30, 2004:

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1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading :
 - a) MR-2004-030 Hixson Church of Christ (Close & Abandon). An ordinance closing and abandoning a portion of the opened 5500 block of Clear Creek Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works and Planning - recommended for denial by Staff)**
 - b) An ordinance to amend Part II, Chattanooga City Code, Chapter 4, Article II, Section 4-41, relative to air pollution rules, regulations, criteria and standards, by adding Rule 25.10 relative to gasoline dispensing facilities.
 - c) An ordinance to amend Part II, Chattanooga City Code, Chapter 3, Article I, Sections 3-2, 3-7, 3-8, 3-18 and 3-20, Article II, Section 3-21, Article III, Section 3-33, Article IV, Section 3-42 and Article V, Sections 3-52 and 3-55, relative to signs. **(Added by permission of Vice Chairman Benson)**
6. Ordinances - First Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, Article IV, Section 160, Subsection (4), relative to billing and charges for district wreckers. **(Deferred from 03-02-04)**
 - b) MR-2004-044 Nick Young (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 2800 block of Eblen Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Public Works and Planning)**
7. Resolutions:
 - a) A resolution authorizing the execution of Change Order No. 1 (final), relative to Contract No. W -02-012, Martin Luther King Boulevard Stormwater Detention, with Mayse Construction Company, which change order decreases the contract amount by \$79,679.75, for a revised contract amount not to exceed \$1,101,403.76.

XII. Agenda Session for Tuesday, March 30, 2004 (continued):

7. Resolutions (continued):
 - b) A resolution authorizing Devan Norman of Design Builders of Chattanooga, Inc. to use temporarily the City's right-of-way located at the entrance and exit of 5851-5861 Fisk Avenue to extend the temporary usage limits for approximately 200 feet, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
8. Overtime Report.
9. Departmental Reports :
 - a) Department of Human Services.
 - b) Department of Parks, Recreation, Arts & Culture.
 - c) Department of Public Works.
 - d) Fire Department.
 - e) Police Department.
 - f) Department of Finance and Administration.
 - g) Department of Personnel.
 - h) Department of Neighborhood Services.
 - i) City Finance Officer.
 - j) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, April 6, 2004.
13. Recognition of Persons Wishing to Address the Council on Non -Agenda Matters.
14. Adjournment.