

## AGENDA FOR TUESDAY, MAY 4, 2004

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

**Andy Mendonza for the Widow's Harvest Conference**

**Officer Alec Trey of Tiel, Germany, Police Department**

V. Ordinances – Second & Third Reading:

- a) 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. **(Deferred from 04-20-04)**
- b) An ordinance to amend Part II, Chattanooga city Code, Chapter 25, Chapter 6 and Chapter 11, by repealing Sections 25-25, 6-4, 6-5 and 11-62, relative to doing business on Sunday.

VI. Ordinances - First Reading:

- a) MR-2003-225 City of Chattanooga c/o Phillip Lynn (Close & Abandon). An ordinance closing and abandoning a portion of Riverfront Parkway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- b) MR-2004-057 Todd Long (Close & Abandon). An ordinance closing and abandoning an unopened alley located in the 1500 block of Old Ringgold Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works and Staff - see alternate Planning version)**

MR-2004-057 Todd Long (Close & Abandon). An ordinance closing and abandoning a portion of an unopened alley located in the 1500 block of Old Ringgold Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning - see alternate Public Works Temporary Use Resolution 7-a below)**

VII. Resolutions:

- a) MR-2004-057 Todd Long. A resolution authorizing Todd Long to use temporarily the City's right-of-way of an alley located in the 1500 block of Old Ringgold Road to install a fence, subject to certain conditions. **(Recommended for approval by Public Works - see alternate ordinances 6-b above)**

VII. Resolutions (continued):

- b) A resolution authorizing Alan Cofer to use temporarily the City's right-of-way located in an unopened and unmaintained alley between the 5300 block of Virginia Avenue and Beulah Avenue to gain access to the backside of his property, subject to certain conditions.
- c) A resolution authorizing John Hensley, Jr. (Arcadis G&M, Inc.) to use temporarily the City's right-of-way located at 1250 Market Street to install a GPS base station antenna and wire, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing the appointment of Eric C. Payne as special policeman for Erlanger Health Systems to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a lease agreement with the Council for Alcohol & Drug Abuse Services, inc. (CADAS) relative to space within the North Chattanooga Recreation Center as outlined in the lease attached hereto and made a part hereof by reference. **(Deferred from 04-20-04)**
- f) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a contract with Artech Design Group, Inc., relative to design services at the Washington Hills Recreation Center, in an amount not to exceed \$40,000.00. **(Deferred from 04-20-04)**
- g) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a contract with Eastman Construction Company, relative to renovation of the Parks Maintenance Facility Building at 1102 S. Watkins Street, in an amount not to exceed \$125,000.00.
- h) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a contract with JDC Industrial Mechanical Systems, LLC, relative to the replacement of the cooling tower at the Tivoli Theatre, in an amount not to exceed \$43,097.00.
- i) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a contract with JDC Industrial Mechanical Systems, LLC, relative to the purchase and installation of an HVAC system at the John A. Patten Recreation Center, in an amount not to exceed \$52,198.48.
- j) A resolution authorizing the Mayor to execute a grant application to the State of Tennessee in the amount of \$300,000.00, relative to the Pavilion in the Park at the former Roper site.

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VII. Resolutions (continued):

- k) A resolution authorizing Tony Griffy to use temporarily the City's right-of-way located at 1710 Edgehill Avenue to install a sanitary sewer in an unopened and unmaintained alley, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Added by permission of the Public Works Committee)**
- l) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute a lease agreement with Friends of the Festival for the period of June 1, 2004 through June 25, 2004, relative to Riverbend Festival 2004. **(Added by permission of Vice Chairwoman Robinson)**

VIII. Overtime Report.

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, May 11, 2004.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, May 11 2004:**

**AGENDA FOR TUESDAY, MAY 11, 2004**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) MR-2003-225 City of Chattanooga c/o Phillip Lynn (Close & Abandon). An ordinance closing and abandoning a portion of Riverfront Parkway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
  - b) MR-2004-057 Todd Long (Close & Abandon). An ordinance closing and abandoning an unopened alley located in the 1500 block of Old Ringgold Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works and Staff - see alternate Planning version)**

MR-2004-057 Todd Long (Close & Abandon). An ordinance closing and abandoning a portion of an unopened alley located in the 1500 block of Old Ringgold Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning - see alternate Public Works Temporary Use Resolution 7-a below)**
6. Ordinances - First Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 404, Subsections (3), (5) and (8), to incorporate new language relative to side yard requirements and minimum frontage in the R-4 Special Zone. **(Recommended for approval by Planning)**
  - b) MR-2003-224 City of Chattanooga c/o Phillip Lynn (Amend Ordinance No. 11510). An ordinance amending Ordinance No. 11510, adopted January 13, 2004, closing and abandoning an unopened portion of Morgan Street at the intersection of 28<sup>th</sup> Street, more particularly described herein, to include the triangular portion at the northeast corner of Lot 1, as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Public Works)**
  - c) MR-2004-008 City of Chattanooga c/o William McDonald (Close & Abandon). An ordinance closing and abandoning an unmaintained alley located east of the 4700 block of Covington Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**

**XII. Agenda Session for Tuesday, May 11 2004 (continued):**

6. Ordinances - First Reading (continued):

- d) 2004-042 James E. Citty (From R-1 to R-4). Rezone tracts of land located at 1412 and 1420 Crawford Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-042 James E. Citty (From R-1 to R-4). Rezone tracts of land located at 1412 and 1420 Crawford Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- e) 2004-059 James D. Corbitt (From R-1 to R-3). Rezone tracts of land located at 1916 and 1924 Plymouth Lane, more particularly described herein. **(Recommended for denial by Planning)**

- f) 2004-064 Ray Allen Jones (From R-1 to C-2). Rezone a tract of land located at 4031 Brainerd Road, more particularly described herein. **(Recommended for approval by Planning)**

- g) 2004-065 James A. Tipton (From R-1 to R-3). Rezone part of a tract of land located at 1343 Burgess Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-065 James A. Tipton (From R-1 to R-3). Rezone part of a tract of land located at 1343 Burgess Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2004-073 City of Chattanooga c/o Chattanooga Housing Authority (From M-1 to R-3). Rezone tracts of land located at 3811 Chandler Avenue and in the 3800 block of Ohls Avenue, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-073 City of Chattanooga c/o Chattanooga Housing Authority (From M-1 to R-1). Rezone tracts of land located at 3811 Chandler Avenue and in the 3800 block of Ohls Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- i) 2004-074 Southmark, LLC (From R-3 to C-2). Rezone tracts of land located at 2103, 2105, 2109 and 2111 Duncan Avenue, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-074 Southmark, LLC (From R-3 to R-3 with conditions and C-2). Rezone tracts of land located at 2103, 2105, 2109 and 2111 Duncan Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

**XII. Agenda Session for Tuesday, May 11 2004 (continued):**

6. Ordinances - First Reading (continued):

- j) 2004-075 Mike Wall (From R-1 and C-2 to O-1). Rezone tracts of land located at 3503 Valley Trail and 3508 Mountain Creek Road, more particularly described herein. **(Recommended for denial by Planning - see alternate Staff version)**

2004-075 Mike Wall (From R-1 and C-2 to O-1). Rezone tracts of land located at 3503 Valley Trail and 3508 Mountain Creek Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- k) 2004-076 Henry C. Eickhoff and Karen Ford Eickhoff (From R-1 and C-5 to C-2). Rezone a tract of land located at 4400 Brainerd Road, more particularly described herein. **(Recommended for denial by Planning)**

- l) 2004-086 Bobby Fairbanks and Jerry Hagan (From O-1 to R-4). Rezone tracts of land located at 1605 Gunbarrel Road and 7388 Applegate Lane, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-086 Bobby Fairbanks and Jerry Hagan (From O-1 to R-4). Rezone tracts of land located at 1605 Gunbarrel Road and 7388 Applegate Lane, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- m) MR-2004-071 Michael Dowlen (Close & Abandon). An ordinance closing and abandoning a portion of the unopened 3600 block of 16<sup>th</sup> Avenue, 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 - see alternate Planning version)**

MR-2004-071 Michael Dowlen (Close & Abandon). An ordinance closing and abandoning a portion of the unopened 3600 block of 16<sup>th</sup> Avenue, 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 Planning)**

7. Resolutions:

- a) 2004-070 RLS Group, LLC (Old Stage Run Preliminary and Final PUD). A resolution approving a proposed Preliminary and Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as Old Stage Run Planned Unit Development, on tracts of land located at 5235 and 5311 Cassandra Smith 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 Planning)**

- b) A resolution authorizing Matt McGauley to use temporarily the City's right-of-way located at 11 East 7<sup>th</sup> Street to install a vertical banner, more particularly described herein, subject to certain conditions.

**XII. Agenda Session for Tuesday, May 11 2004 (continued):**

7. Resolutions (continued):
  - c) A resolution authorizing David Hughes (President of McKibbon Brothers, Inc.) to use temporarily the City's right-of-way located at 200 Chestnut Street to install a sign, more particularly described herein and as shown on the drawings 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, May 18, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.