

AGENDA FOR TUESDAY, SEPTEMBER 7, 2004

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Chairman Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 25, Article III, Section 69, relative to unlawful noises. **(Added by permission of the Legal and Legislative Committee.)**
- VI. Ordinances - First Reading:
- VII. Resolutions:
 - a) A resolution expressing official intent that certain expenditures to be incurred in connection with certain Public Works projects and related expenditures be reimbursed from proceeds of notes, bonds or other indebtedness to be issued by the City of Chattanooga, Tennessee.
 - b) A resolution authorizing the award of Requirements Contract No. T-04-001, relative to the replacement of traffic signal indications with LED traffic signal modules and replacement of signal heads, to Nabco Electric Company, Inc. for a total amount not to exceed \$650,000.00.
 - c) A resolution authorizing the execution of Change Order 3, relative to installation of oxygenation equipment and accessories, Moccasin Bend Wastewater Treatment Plant, Contract No. 28J2, with H&H Brown, Inc., which Change Order increases the contract amount by \$92,309.00, for a revised contract amount not to exceed \$2,278,375.00.
 - d) A resolution authorizing the Chief of the Chattanooga Fire Department to enter into a contract with Franklin Associates Architects, Inc., relative to the renovation of the Fire Training Center, including furnishing all plans needed for the project and to oversee the contractor during construction, in an amount not to exceed \$25,000.00.
 - e) A resolution confirming and approving the appointment of Warren E. Logan, Jr. as a member of the Electric Power Board of Chattanooga. **(Added by permission of the Legal and Legislative Committee.)**
- VIII. Overtime Report.

Agenda for Tuesday, September 7, 2004

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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 Personnel.
- g) Department of Neighborhood Services.
- h) Department of Finance and Administration
- i) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, September 14, 2004.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 14, 2004:

AGENDA FOR TUESDAY, SEPTEMBER 14, 2004

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
6. Ordinances - First Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Section 108(2), relative to time limit confirmation for Board of Zoning Appeals Decisions.
 - b) MR-2004169 Bo South Tennessee, Inc. (Close and Abandon). An ordinance closing and abandoning an unopened alley located between the south line of the 1800 block of 21st Street and the north line of the 1800 block of 23rd Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Public Works, Planning, and Staff - see alternate version.)**

MR-2004169 Bo South Tennessee, Inc. (Close and Abandon). An ordinance closing and abandoning an unopened alley located between the south line of the 1800 block of 21st Street and the north line of the 1800 block of 23rd Street, 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.)**
 - c) 2004-154 Pete Cory (from R-1 to R-2). To rezone a tract of land located in the 1700 block of Joiner Road, more particularly described herein. **(Not recommended for approval by Planning and Staff - see alternate versions.)**

2004-154 Pete Cory (from R-1 to R-2). To rezone a tract of land located in the 1700 block of Joiner Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

2004-154 Pete Cory (from R-1 to R-2). To rezone a tract of land located in the 1700 block of Joiner Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff.)**

2004-154 Pete Cory (from R-1 to R-2). To rezone a tract of land located in the 1700 block of Joiner Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by City Attorney - See Memo.)**

XII. Agenda Session for Tuesday, September 14, 2004 (continued):

- d) 2004-159 Richard Volz (from R-2 to C-2). To rezone a tract of land located at 2332 Standifer Gap Road, more particularly described herein. **(Not recommended for approval by Planning and Staff.)**
- e) 2004-160 Joe Sliger (from R-3 to C-2). To rezone tracts of land located at 1635 and 2639 Rossville Avenue, more particularly described herein. **(Not recommended for approval by Planning and Staff - see alternate versions.)**

2004-160 Joe Sliger (from R-3 to C-2). To rezone tracts of land located at 1635 and 2639 Rossville Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

2004-160 Joe Sliger (from R-3 to C-3). To rezone tracts of land located at 1635 and 2639 Rossville Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff.)**

2004-160 Joe Sliger (from R-3 to C-3). To rezone tracts of land located at 1635 and 2639 Rossville Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by City Attorney - See Memo)**

- f) 2004-165 Ray D. Slatton (from R-1 to C-2). To rezone a tract of land located at 6052 Highway 153, more particularly described herein. **(Not recommended for approval by Planning and Staff. - see alternative version.)**

2004-165 Ray D. Slatton (from R-1 to C-2). To rezone a tract of land located at 6052 Highway 153, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

7. Resolutions:

- a) A resolution authorizing the purchase of a permanent stormwater easement from Shelley J. Moore, Parcel No. 145L-D-018, relative to the 17th Street Stormwater Graywater Project, for a total consideration of \$2,346.66.
- b) A resolution authorizing the adoption of the East Chattanooga Area Plan.
- c) A resolution directing the Regional Planning Agency to conduct a zoning study for certain properties in the East Chattanooga area.
- d) 2004-155 Pete Cory (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Magnolia Gardens Planned Unit Development, on a tract of land located in the 1700 block of Joiner Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning and Staff - see alternate version.)**

XII. Agenda Session for Tuesday, September 14, 2004 (continued):

2004-155 Pete Cory (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Magnolia Gardens Planned Unit Development, on a tract of land located in the 1700 block of Joiner 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.)**

2004-155 Pete Cory (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Magnolia Gardens Planned Unit Development, on a tract of land located in the 1700 block of Joiner 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 Staff.)**

- e) 2004-166 David Pearson and Mark Walters (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Petty Crossing Planned Unit Development, on a tract of land located at 1700 Petty Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning and Staff - see alternate version.)**

2004-166 David Pearson and Mark Walters (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Petty Crossing Planned Unit Development, on a tract of land located at 1700 Petty 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 and Staff.)**

- f) 2004-170 Waterhaven Development Partnership (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Waterhaven Planned Unit Development, on a tract of land located at 2869 Harrison Pike, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning and Staff - see alternate version.)**

2004-170 Waterhaven Development Partnership (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Waterhaven Planned Unit Development, on a tract of land located at 2869 Harrison Pike, 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.)**

XII. Agenda Session for Tuesday, September 14, 2004 (continued):

2004-170 Waterhaven Development Partnership (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Waterhaven Planned Unit Development, on a tract of land located at 2869 Harrison Pike, 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 Staff.)**

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 Personnel.
 - g) Department of Neighborhood Services.
 - h) Department of Finance and Administration
 - i) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, September 14, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.