

## AGENDA FOR TUESDAY, OCTOBER 12, 2004

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

### **Recognition of Guests from Ubeskistan By Bill Prince, Sister City Association**

V. Ordinances – Second & Third Reading:

- a) An ordinance to amend Part II, Chattanooga City Code, Chapter 31, by adding new Sections 31-325.1 through 325.9 known as the Timber Removal Ordinance and by amending Subsections 31-321(b) and (c). **(Approved on First reading -9/21/04. Deferred for 3 weeks for Second & Third Reading.)**

VI. Ordinances - First Reading:

- a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Sections 102(4) and 107, relative to Special Exceptions Permits.
- b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending certain sections of Article V and Article VIII, Section 107, relative to the location of tattoo and body piercing services and non-banking institutions which include check cashing, title pawn, and pawn shops.
- c) MR-2004-021 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning a portion of the opened 200 blocks of 2<sup>nd</sup> Street and Lookout Street. **(Not recommended for approval by Public Works, see alternate version.)**

MR-2004-021 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning a portion of the opened 200 blocks of 2<sup>nd</sup> Street and Lookout Street, subject to certain conditions. **(Recommended for approval by Public Works.)**

- d) MR-2004-161 Associated Mechanical Systems, Inc. (Close & Abandon). An ordinance closing and abandoning a right-of-way at the 2800 block of Roanoke Avenue between Pine Street and Walnut Street. **(Not recommended for approval by Public Works, see alternate version.)**

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- e) 2004-171 Jo Jo Scott (R-2 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 432 and 438 Moccasin Bend Road, more particularly described herein. **(Recommended for denial by Planning.)**

- f) 2004-172 City of Chattanooga (R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone properties within the Avondale Neighborhood Area, more particularly described herein. **(Not recommended for approval by Planning, see alternate version.)**

2004-172 City of Chattanooga (R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone properties within the Avondale Neighborhood Area, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

- g) 2004-176 William R. Ring d/b/a WHR Properties (R-1 to R-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1019 Dallas Road, more particularly described herein. **(Not recommended for approval by Planning, see alternate version.)**

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- h) 2004-185 Thom Sedgwick c/o Hopkins Survey Group (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance No. 11579 on property located on the abandoned portion of John Mark Drive and Cowart Drive, being more particularly described herein. **(Not recommended for approval by Planning, see alternate version.)**

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- i) 2004-186 Thom Sedgwick c/o Hopkins Survey Group (Close & Abandon). An ordinance closing and abandoning a sewer easement located between the 5600 block of Winding Lane and Highway 153, more particularly described herein. **(Recommended for approval by Public Works and Planning.)**
  
- j) 2004-187 Canady Rayabchuk (R-1 to R-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 2322 Guinevere Parkway, more particularly described herein. **(Recommended for denial by Planning.)**
  
- k) 2004-189 Chattanooga Housing Authority (R-3 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3351 Chandler Place, more particularly described herein. **(Recommended for approval by Planning.)**
  
- l) 2004-192 The RLS Group, LLC (R-1 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at the 4700 block of Adams Road, more particularly described herein. **(Not recommended for approval by Planning.)**  
  
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- m) 2004-193 The RLS Group, LLC (M-2 to RT-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 5000 Adams Road, more particularly described herein. **(Not recommended for approval by Planning.)**  
  
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- n) 2004-194 Towne Center North, LLC (R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1033 Cowart Drive, more particularly described herein. **(Recommended for approval by Planning.)**

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- o) 2004-195 Towne Center North, LLC (Close & Abandon). An ordinance closing and abandoning a portion of the 1000 block of Cowart Drive, more particularly described herein. **(Not recommended for approval by Public Works.)**

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- p) 2004-199 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning an unnamed alley located at the south line of the 400 block of Water Street, more particularly described herein. **(Not recommended for approval by Public Works.)**

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- q) 2004-200 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning a portion of an unnamed alley located off of the north line of the 600 block of West 37<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Public Works.)**

2004-200 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning a portion of an unnamed alley located off of the north line of the 600 block of West 37<sup>th</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Public Works.)**

- r) MR-2004-201 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning a portion of an unnamed alley beginning on the west line of the 3800 block of Highland Avenue, more particularly described herein. **(Not recommended for approval by Public Works.)**

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VII. Resolutions:

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- a) A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate the lease of certain real properties located at 4333 Oakland Avenue and 511 West 45<sup>th</sup> Street, more particularly described herein, to St. Johns Missionary Baptist Church for use as parking.
- b) A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate the donation of certain real property located at 908 West 38<sup>th</sup> Street, more particularly described herein, to Chattanooga Neighborhood Enterprise.
- c) A resolution authorizing the execution Change Order No. 1, relative to Walnut Street Bridge repairs, Contract No. E-02-013-200, with Southern Constructors, Inc., which change order decreases the contract amount by \$14,000.00, for a revised contract amount not to exceed \$260,000.00.
- d) A resolution authorizing the Mayor of the City of Chattanooga to execute all documents necessary to transfer the City's interest in and to the right-of-way located in the 200 blocks of 2<sup>nd</sup> Street and Lookout Street to the Chattanooga Downtown Redevelopment Corporation.
- e) A resolution authorizing the Mayor to execute a renewable agreement with Stokes Bartholomew Evans & Petree, P.A., relative to lobbying services, subject to an amount not to exceed \$50,000.00 per fiscal year, plus reasonable out-of-pocket expenses.

#### 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 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, October 19, 2004.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, October 19, 2004:**

**AGENDA FOR TUESDAY, OCTOBER 19, 2004**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Vice Chair Robinson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Sections 102(4) and 107, relative to Special Exceptions Permits.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending certain sections of Article V and Article VIII, Section 107, relative to the location of tattoo and body piercing services and non-banking institutions which include check cashing, title pawn, and pawn shops.
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at 432 and 438 Moccasin Bend Road, more particularly described herein.  
**(Recommended for denial by Planning.)**

**XII. Agenda Session for Tuesday, October 19, 2004 (continued):**

**5. Ordinances – Second & Third Reading (continued):**

- f) 2004-172 City of Chattanooga (R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone properties within the Avondale Neighborhood Area, more particularly described herein. **(Not recommended for approval by Planning, see alternate version.)**

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**XII. Agenda Session for Tuesday, October 19, 2004 (continued):**

**5. Ordinances – Second & Third Reading (continued):**

- k) 2004-189 Chattanooga Housing Authority (R-3 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3351 Chandler Place, more particularly described herein. **(Recommended for approval by Planning.)**
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## XII. Agenda Session for Tuesday, October 19, 2004 (continued):

### 5. Ordinances – Second & Third Reading (continued):

2004-199 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning an unnamed alley located at the south line of the 400 block of Water Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Public Works.)**

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### 6. Ordinances - First Reading:

## Agenda for Tuesday, October 12, 2004

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- a) MR-2004-198 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning two (2) portions of the 3700 block of Chandler Avenue located between the 400 blocks of Water Street and 38<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Public Works.)**

MR-2004-198 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning two (2) portions of the 3700 block of Chandler Avenue located between the 400 blocks of Water Street and 38<sup>th</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Public Works.)**

## XII. Agenda Session for Tuesday, October 19, 2004 (continued):

### 7. Resolutions:

- a) A resolution authorizing the acceptance of an additional grant from “Safe Neighbor Heroes Program” of Wal-Mart, Inc. to the Chattanooga Fire Department in the amount of \$1,000.00 and expressing the gratitude of the Mayor and the City Council for said donation.
- b) A resolution accepting a donation to the Chattanooga Fire Department from the Greater Chattanooga Exchange Club in the amount of \$200.00 and expressing the gratitude of the Mayor and the City Council for said donation.
- c) A resolution to make certain findings relating to the Advanced Technical Ceramics Company Project, to delegate certain authority to the Industrial Development Board of the City of Chattanooga, and to authorize the Mayor to enter into and execute an agreement for payment in lieu of ad valorem taxes.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Consolidated Technologies, Inc. and Arcadis G&M, Inc., a joint venture (CTI/AGM), for engineering services relative to Contract No. W-03-003-102, Sanitary/Storm Sewer “As Found” Program in an amount not to exceed \$1,250,000.00.
- e) 2003-088 Pratt & Associates (Final PUD). A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as The Reunion Planned Unit Development, on a tract of land located at 1101 Morris Lane, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

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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, October 26, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.