

AGENDA FOR TUESDAY, JANUARY 17, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Rico).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second Reading:
 - a) MR-2005-151 Joseph Michael Mahoney (Close & Abandon). An ordinance closing and abandoning an unnamed and unopened alley located north of the 2500 block of Elmendorf Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
 - b) MR-2005-152 the Montessori School (Close & Abandon). An ordinance closing an unnamed street located on the south line of the 1000 block of McCallie Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - c) 2005-153 Reid M. Henson (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 327 Stringer Street, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Deferred from 10-25-05.)**
 - d) MR-2005-164 William H. Ring & Mark E. Stolpman (Close & Abandon). An ordinance closing and abandoning Louise Street from the west line of the 1000 block of Dallas Road to a dead-end, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - e) MR-2005-184 Ben Frizzell (Close & Abandon). An ordinance closing and abandoning the unopened 5800 block of Snow Hill Road from Lee Highway to I-75, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - f) MR-2005-192 Judith Silvey (Close & Abandon). An ordinance closing and abandoning an unopened alley located south of the southwest line of the 500 block of Stringer Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
 - g) 2005-199 2901 Orchard Knob, LLC (from R-1 to M-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2913 and 2914 South Hawthorne Street, more particularly described herein, from R-1 Residential Zone to M-1 Manufacturing Zone, subject to certain conditions. **(Deferred from 12-20-05 & 1-10-06.)**

Agenda for Tuesday, January 17, 2006

Page 2 of 7

- h) 2005-215 Urban Spaces, LLC (from M-1 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 1431 and 1435 Market Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions.
- i) 2005-217 James Sherrell Polis Studio (on behalf of Rick Ellis, Ph.D.) (from R-1 & C-2 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 6430 Hixson Pike, more particularly described herein, from R-1 Residential Zone and C-2 Convenience Commercial Zone to R-4 Special Zone, subject to certain conditions.
- j) 2005-224 Pryor Bacon Company (from R-1 to R-4). An ordinance to amend Ordinance no. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1511 Gunbarrel Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Revised – need motion for substitution.)**
- k) 2005-226 Chattanooga Neighborhood Enterprises (Lift Conditions and Correct Street Name). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to correct the street name in and lift conditions imposed in Ordinance No. 11544 on a tract of land located in the 900 block of Magnolia Alley, being more particularly described herein, subject to certain conditions.
- l) 2005-227 City of Chattanooga-Real Property Department (from M-1 and C-7 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 102 Manufacturer's Road, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Revised – need motion for substitution.)**

VI. Ordinances – First Reading:

- a) An ordinance appropriating from the Parks and Recreation Fund 415 to the Friends of North River Center the amount of \$22,000.00. **(Added by permission of Council Chair Robinson.)**
- b) 2005-173 William Joseph (Joe) Patterson, Jr., et al. (from O-1, R-3, & R-4 to C-7). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 121, 201, 203, and 205 Forest Avenue and 109 and 111 Hartman Street, more particularly described herein, from O-1 Office Zone, R-3 Residential Zone, and R-4 Special Zone to C-7 North Shore Commercial/Mixed-Use Zone. **(Deferred from 11-8-05. Recommended for denial by Planning.)**
- c) 2005-176 Phil Shellabarger (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 1110 McNichol Lane and 1101 Greens Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Deferred from 11-8-05 and 12-6-05. Recommended for denial by Planning.)**

- d) 2005-181 GVA Hunter (from M-3 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 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to C-2 Convenience Commercial Zone. **(Deferred from 1-10-06. Not recommended for approval by Planning or Staff – see alternate versions.)**

2005-181 GVA Hunter (from M-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to **R-4 Special Zone**, subject to certain conditions. **(Recommended for approval by Planning.)**

2005-181 GVA Hunter (from M-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to **R-4 Special Zone**, subject to certain conditions. **(Recommended for approval by Staff.)**

- e) MR-2005-200 2901 Orchard Knob, LLC (Close & Abandon). An ordinance closing and abandoning a portion of the 2900 block of South Hawthorne Street and the unopened 1700 and 1800 blocks of East 29th Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Deferred from 1-10-06. Not recommended for approval by Planning or Public Works.)**

MR-2005-200 2901 Orchard Knob, LLC (Close & Abandon). An ordinance closing and abandoning a portion of the 2900 block of South Hawthorne Street and the unopened 1700 and 1800 blocks of East 29th 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 and Public Works.)**

VII. Resolutions:

- a) A resolution authorizing the Mayor to execute Addendum No. 2 to the Agreement with the City of Ringgold, Georgia, relative to conveyance of wastewater to the City of Chattanooga's wastewater system, extending the term from twenty (20) years to thirty (30) years.
- b) A resolution authorizing the Chief of the Chattanooga Fire Department to enter into an Interlocal Agreement, in the form attached hereto, with Hamilton County, Tennessee, for the purchase of Homeland Security equipment in an amount not to exceed \$237,500.00, with Hamilton County Government reimbursing the City of Chattanooga from Homeland Security Grants provided to Hamilton County, Tennessee, by the United States government during fiscal years 2005-2006 and 2006-2007 and shall be completed by February of 2007.

Agenda for Tuesday, January 17, 2006

Page 4 of 7

- c) A resolution authorizing the acceptance of a grant from the “Grand Opening Grants 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 City Council for said donation.
- d) A resolution authorizing the Personnel Director to execute an administrative services agreement with PHP Companies, Inc. d/b/a Cariten TPA Services relative to insurance benefits of certain retirees. **(Added by permission of the Legal and Legislative Committee.)**
- e) A resolution authorizing the Administrator of the Department of Public Works to transfer an amount not to exceed \$1,207,963.00 from the Public Works Capital Projects Fund P416, to the Tennessee Department of Transportation (“TDOT”) LGIP Account No. 3-33-731-10, Relative to Project No. STP-M-9202(51), PIN 101432, Construction of Improvements to Shallowford Road from West of Mark Lane to West of Center Street. **(Added by permission of Councilmen Hakeem and Benson.)**

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 and 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, January 24, 2006.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, January 24, 2006:

AGENDA FOR TUESDAY, JANUARY 24, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Hakeem).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) An ordinance appropriating from the Parks and Recreation Fund P415 to the Friends of North River Center the amount of \$22,000.00. **(Added by permission of Council Chair Robinson.)**
 - b) 2005-173 William Joseph (Joe) Patterson, Jr., et al. (from O-1, R-3, & R-4 to C-7). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 121, 201, 203, and 205 Forest Avenue and 109 and 111 Hartman Street, more particularly described herein, from O-1 Office Zone, R-3 Residential Zone, and R-4 Special Zone to C-7 North Shore Commercial/Mixed-Use Zone. **(Deferred from 11-8-05. Recommended for denial by Planning.)**
 - c) 2005-176 Phil Shellabarger (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 1110 McNichol Lane and 1101 Greens Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Deferred from 11-8-05 and 12-6-05. Recommended for denial by Planning.)**
 - d) 2005-181 GVA Hunter (from M-3 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 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning or Staff – see alternate versions.)**

2005-181 GVA Hunter (from M-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to **R-4 Special Zone**, subject to certain conditions. **(Recommended for approval by Planning.)**

2005-181 GVA Hunter (from M-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3370 Jenkins Road, more particularly described herein, from M-3 Warehouse and Wholesale Zone to **R-4 Special Zone**, subject to certain conditions. **(Recommended for approval by Staff.)**

- e) MR-2005-200 2901 Orchard Knob, LLC (Close & Abandon). An ordinance closing and abandoning a portion of the 2900 block of South Hawthorne Street and the unopened 1700 and 1800 blocks of East 29th 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 Planning or Public Works.)**

MR-2005-200 2901 Orchard Knob, LLC (Close & Abandon). An ordinance closing and abandoning a portion of the 2900 block of South Hawthorne Street and the unopened 1700 and 1800 blocks of East 29th 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 and Public Works.)**

6. Ordinances – First Reading:

- a) MR-2005-210 City of Chattanooga – c/o Harvey Webb (Close & Abandon). An ordinance closing and abandoning a portion of the 100 block of Manufacturer's 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 Public Works – see alternate version.)**

MR-2005-210 City of Chattanooga – c/o Harvey Webb (Close & Abandon). An ordinance closing and abandoning a portion of the 100 block of Manufacturer's 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.)**

7. Resolutions:

- a) A resolution authorizing James V. Maguire to continue in the position of Special Advisor for the Chattanooga Police Department's Special Weapons and Tactics ("SWAT") Team, effective February 1, 2006, for a consideration of \$300.00 per month.
- b) A resolution authorizing the acceptance of a grant from the "Safe Neighbor Heroes Program" of Wal-Mart, Inc. in the amount of \$1,000.00 and expressing the gratitude of the Mayor and City Council for said donation.
- c) A resolution authorizing the City Finance Officer to enter into a contract with Communications Resources, Inc. (CRI) for the automatic call-detail system in the Call Center of the City of Chattanooga in an amount not to exceed \$26,300.00.
- d) A resolution authorizing the acceptance of funds of a percentage of the September 11 sales of Fred's Discount Store to the Chattanooga Fire Department in the amount of \$115.00 and expressing the gratitude of the Mayor and City Council for said donation.

Agenda for Tuesday, January 17, 2006

Page 7 of 7

- e) A resolution authorizing the purchase of certain real property located at 3635 Faith Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from the Trust for Public Land in an amount not to exceed \$170,000.00, plus closing costs, and authorizing the Administrator of the Department of Parks and Recreation to execute any and all documents necessary for said purchase.
 - f) A resolution authorizing the appointment of Nathan R. Warner, Michael W. Shuttles, Elizabeth D. Jones, Edward E. Bradley, Ronald E. Hill, John Spain, and James Moon as special policemen (armed) for the Hamilton County Parks and Recreation Department to do special duty as described herein, subject to certain conditions.
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 and 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, January 31, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.