

AGENDA FOR TUESDAY, MAY 9, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Rico).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) MR-2006-015 Robert S. Davis, Jr. (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the east line of the 300 block of South Willow Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- VI. Ordinances – First Reading:
 - a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts and Ordinances amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter so as to establish a Personnel Board for the purpose of hearing appeals of certain employee disciplinary matters. **(Added by permission of the Legal & Legislative Committee.)**
 - b) 2006-028 Paragon Development, Inc. (from R-1, R-2, R-4 & C-2 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 in the 5800, 5900, and 6000 blocks of Highway 153, 5900-6200 blocks of Gothard Road, and 6300-6306 and 6410-6500 blocks of Grubb Road, more particularly described herein, from R-1 Residential Zone, R-2 Residential Zone, R-4 Special Zone with conditions, C-2 Convenience Commercial Zone, and C-2 Convenience Commercial Zone with conditions to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-028 Paragon Development, Inc. (from R-1, R-2, R-4 & C-2 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 in the 5800, 5900, and 6000 blocks of Highway 153, 5900-6200 blocks of Gothard Road, and 6300-6306 and 6410-6500 blocks of Grubb Road, more particularly described herein, from R-1 Residential Zone, R-2 Residential Zone, R-4 Special Zone with conditions, C-2 Convenience Commercial Zone, and C-2 Convenience Commercial Zone with conditions to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
 - c) 2006-041 Jackie L. Ray (from R-1 to R-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 3814 Montview Drive, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. **(Recommended for denial by Planning.)**

- d) 2006-075 City of Chattanooga - City Council (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift condition No. 2(d) imposed in Ordinance No. 11719 (Case No. 2005-107) on a tract of land located at 200 Manufacturers Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version.)**

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- e) 2006-080 City of Chattanooga by RPA Staff (from R-1 to R-2, R-3, R-4, C-2, & M-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone certain parcels within the Avondale Study Boundary, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, R-3 Residential Zone, R-4 Special Zone, C-2 Convenience Commercial Zone, and M-1 Manufacturing Zone. **(Recommended for approval by Planning.)**

- f) 2006-086 Flournoy Development Company, LLC c/o Ryan Foster (from O-1 to R-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 7477 Commons Boulevard, more particularly described herein, from O-1 Office Zone to R-3 Residential Zone. **(Not recommended for approval by Planning - see alternate version.)**

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- g) 2006-089 Frank Goodwin (from R-1 to R-T/Z). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 8200 block of Graham Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. **(Recommended for denial by Planning.)**

- h) 2006-090 Mary Sue Foskey (from R-2 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2819 and 2821 Walker Road, more particularly described herein, from R-2 Residential Zone to O-1 Office Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

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- i) 2006-091 Jay Caughman, Architect (from R-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 102 Central Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

2006-091 Jay Caughman, Architect (from R-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 102 Central Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

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VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Consolidated Technologies, Inc. for engineering services in connection with replacement of the cooling tower for the oxygen plant at Moccasin Bend Wastewater Treatment Plant in an amount not to exceed \$8,900.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Arcadis G&M, Inc. for the Odor Assessment Study for the Moccasin Bend Wastewater Treatment Plant in an amount not to exceed \$40,000.00.
- c) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Jose I. Herrera at 7503 Igou Gap Road, Parcel No. 159A-B-002, Tract No. 21A, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$5,200.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a Household Hazardous Waste Program grant 2006/2007 from the Tennessee Department of Environment and Conservation, Division of Community Assistance, in the amount of \$85,000.00.
- e) A resolution reserving a right-of-way 2,400 feet long by 90 feet wide at Enterprise South Industrial Park for public road extension of Enterprise South Boulevard from the cul-de-sac to the new Enterprise South Parkway, as shown on the drawing attached hereto and made a part hereof by reference.

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- f) A resolution authorizing Denis Core to use temporarily the City's right-of-way at 618 Georgia Avenue for the Brass Register Restaurant to install an awning, tables, and chairs, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works.)**
- g) A resolution authorizing the City Finance Officer to execute any and all documents necessary to place the attached environmental restrictions from the Tennessee Department of Environment and Conservation onto the City of Chattanooga owned parcel identified as Tax Map No. 156A-D-001, commonly known as Montague Park.

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 & 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, May 9, 2006.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, May 16, 2006:

AGENDA FOR TUESDAY, MAY 16, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Powers).
3. Minute Approval.
4. Special Presentations.

Mayor Littlefield - Present Proclamation regarding Public Works Week

5. Ordinances – Final Reading:
 - a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts and Ordinances amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter so as to establish a Personnel Board for the purpose of hearing appeals of certain employee disciplinary matters.
 - b) 2006-028 Paragon Development, Inc. (from R-1, R-2, R-4 & C-2 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 in the 5800, 5900, and 6000 blocks of Highway 153, 5900-6200 blocks of Gothard Road, and 6300-6306 and 6410-6500 blocks of Grubb Road, more particularly described herein, from R-1 Residential Zone, R-2 Residential Zone, R-4 Special Zone with conditions, C-2 Convenience Commercial Zone, and C-2 Convenience Commercial Zone with conditions to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**

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6. Ordinances – First Reading:

- a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to repeal the provisions regarding the appointment of members of the Electric Power Board and providing that the Mayor shall appoint such members, subject to confirmation by the City Council.
- b) An ordinance appropriating from the General Fund to the Chattanooga Music Club the amount of \$20,000.00 as the City's share of the cost to repair the organ at the Memorial Auditorium.
- c) An ordinance authorizing purchases without requiring public advertisement or competitive bidding on all purchases, leases, or lease-purchases up to \$4,000.00.
- d) An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) so as to make applicable only to elected officials of the City the provisions prohibiting federal, state and county employees from holding office under the city government and having an interest in any contract with the City.

7. Resolutions:

- a) A resolution authorizing acceptance of a grant from the Tennessee Department of Agriculture to the Department of Parks and Recreation for the Green Roof Project for the Outdoor Center at Renaissance Park in the amount of \$53,025.00, which will require matching funds in the amount of \$35,350.00 from the Department of Parks and Recreation Capital Account for the Outdoor Center.
- b) A resolution authorizing acceptance of the transfer of \$300,000.00 from the 21st Century Waterfront Capital Fund to the Department of Parks and Recreation Capital Fund for the construction of the Outdoor Center at Renaissance Park.
- c) A resolution authorizing the Administrator of the Department of Parks and Recreation to negotiate a contract with the winning bidder of the Request for Proposal for management of the City of Chattanooga Skate Park.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a contract with Adventure Guild to construct and operate outdoor learning programs at Greenway Farms and the Walnut Street Bridge, which contract will require no expenditure from City funds.
- e) A resolution authorizing the execution of Change Order No. 1 for design of the Outdoor Center at Renaissance Park with Hefferlin and Kronenberg, which change order increases the contract amount by \$38,000.00.
- f) A resolution authorizing payment from the Department of Public Works Capital Account to the Chattanooga Area Regional Transportation Authority (CARTA) in the amount of \$400,000.00 for the purchase of parking meter equipment.
- g) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Golder Associates, Inc. relative to Contract No. E-03-007-103, Investigation and recommendation on water control and structural issues for Wilcox Tunnel, in an amount not to exceed \$139,000.00.
- h) A resolution authorizing the Chief of the Chattanooga Fire Department to enter into a contract with Power Lift Foundation Repair for the stabilization of Fire Station No. 17 in an amount not to exceed \$24,300.00.
- i) A resolution authorizing the appointment of Terri M. Whitt and Brenda Parkhill as special policemen (unarmed) for the Chattanooga Area Regional Transportation Authority (CARTA), to do special duty as prescribed herein, subject to certain conditions.

8. Overtime Report.

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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 & 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, May 23, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.