

## AGENDA FOR TUESDAY, AUGUST 8, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice-Chairman Page).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) An ordinance appropriating from the General Fund to the Chattanooga Bar Foundation the amount of up to \$2,000.00 as sponsorship for “The Alliance: Two Noble Professions, Medicine and the Law, in Harmony” Event.
  - b) An ordinance appropriating from the Chattanooga Outdoor Operating Budget to the Chattanooga Track Club the amount of \$5,000.00 as part of the partnership to host the Chattanooga Waterfront Triathlon.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Division 8, Section 2-406, relative to the Fire and Police Pension Fund so as to change locations for elections of the Board of Directors. **(Added by permission of Council Chair Pierce.)**
- VI. Ordinances – First Reading:
  - a) 2006-104 BlueCross BlueShield of Tennessee, Inc. (from R-3, R-4, & C-2 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 409 and 488 Cameron Hill Circle and 601 West Martin Luther King Junior Boulevard, more particularly described herein, from R-3 Residential Zone, R-4 Special Zone, and C-2 Convenience Commercial Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**  
  
2006-104 BlueCross BlueShield of Tennessee, Inc. (from R-3, R-4, & C-2 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 409 and 488 Cameron Hill Circle and 601 West Martin Luther King Junior Boulevard, more particularly described herein, from R-3 Residential Zone, R-4 Special Zone, and C-2 Convenience Commercial Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
  - b) 2006-139 Butler Ridge Development, Inc. (from 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 7248 East Brainerd Road, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

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- c) 2006-146 Dana Lynn McKamey (Lift conditions). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance 10683 (Case No. 1998-036) on a tract of land located at 7304 Jarnigan Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version.)**

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- d) 2006-147 Ben F. Miller & Louis Belua (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 6844 McCuthcheon Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Not recommended for approval by Planning - see alternate version.)**

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- e) 2006-148 B & B Development (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 5900 Hixson Pike, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-148 B & B Development (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 5900 Hixson Pike, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- f) 2006-153 2525 Broad Street, 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 2517 and 2525 Broad Street, together with two (2) unaddressed tracts of land located in the 400 block of West 25<sup>th</sup> and West 26<sup>th</sup> Streets, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-153 2525 Broad Street, 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 2517 and 2525 Broad Street, together with two (2) unaddressed tracts of land located in the 400 block of West 25<sup>th</sup> and West 26<sup>th</sup> Streets, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- g) 2006-155 Deanna Duncan & Terry Cannon (from M-1 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 1800 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-155 Deanna Duncan & Terry Cannon (from M-1 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 1800 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- h) 2006-158 Aaron D. Smith & William E. Clegg, Jr. (from R-1 to O-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 2104 Hamill Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-158 Aaron D. Smith & William E. Clegg, Jr. (from R-1 to O-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 2104 Hamill Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- i) 2006-160 City Council, City of Chattanooga (from R-2 & R-4 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone certain tracts of land located in the 2300 through 2700 blocks of Cannon Avenue and the north side of the 1200 to 1400 blocks of East 28<sup>th</sup> Street, more particularly described herein, from R-2 Residential Zone and R-4 Special Zone to R-1 Residential Zone. **(Recommended for approval by Planning.)**

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VII. Resolutions:

- a) A resolution authorizing the Mayor to execute a Quitclaim Deed to transfer certain real property located at 2212 Bennett Avenue, Tax Map No. 146N-Y-016.01, to the Chattanooga Community Housing Development Organization, Inc.
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Conservation Agreement, in the form attached hereto and made a part hereof by reference, in an amount not to exceed \$100,000.00, to be paid in four quarterly installments of \$25,000.00 each, relative to the Chattanooga Greenways Program, for a term beginning July 1, 2006 through June 30, 2007.
- c) A resolution authorizing the execution of Change Order No. 1 for the HVAC system installation at the Watkins Street Maintenance Facility with Associated Mechanical Systems, Inc., which change order increases the contract amount by \$2,342.39, for a revised contract price of \$215,313.39.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to negotiate and execute an Agreement with BTB Foundation, Inc. to utilize Ross's Landing for the Between the Bridges Festival to take place on August 12, 2006 and August 13, 2006. **(Added by permission of the Parks and Recreation Committee.)**
- e) A resolution approving a professional services contract with Thomason & Associates relative to the Chattanooga Historic Resources Education Grant received from the Tennessee Historical Commission's 2006 Historic Preservation Fund. **(Added by permission of Council Chair Pierce.)**
- f) 2006-129 Butler Ridge Development, Inc. (Prelim. PUD). A resolution approving a Preliminary Planned Development Special Exceptions Permit for a proposed Planned Unit Development, known as Ridgeview at Panorama Drive Planned Unit Development, on tracts of land located at 7248 East Brainerd Road, more particularly described herein and as shown on the maps and drawings attached hereto and made a part hereof by reference, subject to certain conditions.

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.

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- XI. Committee Reports.
- XII. Agenda Session for Tuesday, August 15, 2006.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, August 15, 2006:

**AGENDA FOR TUESDAY, AUGUST 15, 2006**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Final Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending certain sections of Article II, Article V, and Article VIII, Section 107, relative to the location of alternative financial services which include deferred presentment services, title pledge lenders, and pawnbrokers, as defined herein. **(Deferred from 7-18-06.)**
  - b) 2006-104 BlueCross BlueShield of Tennessee, Inc. (from R-3, R-4, & C-2 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 409 and 488 Cameron Hill Circle and 601 West Martin Luther King Junior Boulevard, more particularly described herein, from R-3 Residential Zone, R-4 Special Zone, and C-2 Convenience Commercial Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

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- j) 2006-160 City Council, City of Chattanooga (from R-2 & R-4 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone certain tracts of land located in the 2300 through 2700 blocks of Cannon Avenue and the north side of the 1200 to 1400 blocks of East 28<sup>th</sup> Street, more particularly described herein, from R-2 Residential Zone and R-4 Special Zone to R-1 Residential Zone. **(Recommended for approval by Planning.)**

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. **(Deferred from 5-16-06 and 8-1-06.)**
- b) An ordinance appropriating from the General Fund, Officer of Faith Based Initiative, to Front Porch Alliance the amount of \$20,000.00 for summer youth programs.



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### 7. Resolutions:

- a) A resolution authorizing payment to the Tennessee Municipal League for 2006-2007 Annual Membership Dues in the amount of \$24,252.00.
- b) A resolution authorizing payment to the United States Conference of Mayors for 2006 Dues in the amount of \$11,539.00.
- c) A resolution authorizing the execution of Change Order No. 2 for Design of the Outdoor Center at Renaissance Park with Hefferlin and Kronenberg, which change order increases the contract amount by \$5,500.00, plus reimbursable expenses, for a revised total contract price of approximately \$300,000.00.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Lease Agreement with the North Chickamauga Creek Conservancy for the use of office space at Greenway Farm for a term beginning September 1, 2006 and ending August 31, 2007.
- e) A resolution authorizing acceptance of a grant from the Tennessee Department of Agriculture to the Department of Parks and Recreation for the Chattanooga Market Project in the amount of \$5,000.00.
- f) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Service Agreement with Karl D. Gardner to manage, direct, produce, and coordinate theatrical and educational programs and various other services in an amount not to exceed \$6,000.00.

### 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 & 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, August 22, 2006.

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

### 14. Adjournment.