

## AGENDA FOR TUESDAY, OCTOBER 3, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
- VI. Ordinances – First Reading:
  - a) An ordinance appropriating from the General Fund to the Chattanooga Hamilton County Branch of the National Association for the Advancement of Colored People (NAACP) the amount of \$750.00 as sponsorship for “The 14<sup>th</sup> Annual Ruby Hurley Dinner”.
  - b) 2006 162 Elite Hotels Group, LLC (from R-3 & C-2 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 440 West Martin Luther King Boulevard, more particularly described herein, from R-3 Residential Zone and C-2 Convenience Commercial Zone to C-3 Central Business Zone. **(Deferred from 9/12/06 and 9/19/06. Not recommended for approval by Planning - see alternate version.)**  
  
2006 162 Elite Hotels Group, LLC (from R-3 & C-2 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 440 West Martin Luther King Boulevard, more particularly described herein, from R-3 Residential Zone and C-2 Convenience Commercial Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
- VII. Resolutions:
  - a) A resolution accepting the lowest and best bid from International Equipment Company for installation of a security system relative to the City Hall Renovations Project in an amount not to exceed \$61,950.00.
  - b) A resolution accepting the lowest and best bid from Direct IS for installation of an audio/visual system relative to the City Hall Renovations Project in an amount not to exceed \$98,447.00.
  - c) A resolution accepting a donation to the Chattanooga Fire Department from Memorial Hospital in the amount of \$2,500.00 to be used to fund Fire Prevention Week activities and expressing the gratitude of the Mayor and the City Council for said donation.

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- d) A resolution authorizing the issuance and sale of bonds in the aggregate amount not to exceed Twenty-Five Million Dollars (\$25,000,000.00) of the City of Chattanooga, Tennessee for the purpose of paying all or a portion of the costs of the following: (i) Police Projects: portable radios, digital cameras for vehicles, building renovations, security system and AFIS upgrade; (ii) Fire Projects: fire station construction, fire apparatus, roof replacements and building renovation and mobile live fire trainer (trailer); (iii) Parks and Recreation Projects: riverfront improvements, playground improvements, zoo improvements, recreation center improvements, greenways, tennis court improvements, park improvements and civic facilities improvements; (iv) Public Works Projects: equipment, Area 11a and 11b closure, Area 111 gas system and Liner Phase 1, stormwater projects, sidewalks, traffic signals/systems, street/road improvements and rehabilitations, parking meter replacement, repair and modernization, bridge repairs and replacements, building renovations, recycle convenience centers and sewer projects; and (v) Other Projects: ERP (Enterprise Resource Planning) software purchase and installation, CARTA vehicles and equipment, replace existing telephone system, software, digital radios, digital cameras and certain building renovations and fixing the maximum rate of interest such bonds shall bear
- e) A resolution authorizing the Mayor to execute a joint agreement with Hamilton County with a term ending October 14, 2009 for a \$200,000.00 grant for development of the Enterprise South Nature Park, which requires matching cash and in-kind services in the amount of \$100,000.00 from the City of Chattanooga.
- f) A resolution authorizing payment in the amount of \$50,000.00 to Allied Arts of Greater Chattanooga for the lease of art for placement in the First Street Step Sculpture Garden as part of the Chattanooga Bi-Annual Sculpture Exhibition.
- g) A resolution authorizing the donation of certain surplus equipment from the Department of Public Works to the University of Tennessee at Chattanooga.
- h) A resolution authorizing the award of Contract No. W-06-005-201, Moccasin Bend Wastewater Treatment Plant Oxygen Generation System Improvements Cooling Tower Replacement, to Jake Marshall, LLC in the amount of \$65,300.00, plus a contingency amount of \$6,500.00, for a total amount not to exceed \$71,800.00.
- i) A resolution authorizing the Mayor to accept a grant from the Tennessee Department of Transportation (TDOT) relative to the North Chickamauga Creek Greenway Transportation Enhancement Program in the amount of \$737,585.00, which requires the City to match 20% of the total project amount of \$921, 981.25, or \$184,396.25.
- j) A resolution authorizing Heidi Hefferlin to use temporarily the 1600 block of Long Street at West 17<sup>th</sup> Street to allow entry stoops to extend to the edge of the sidewalk at street level and for canopies and balconies above at the third floor level, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- k) A resolution authorizing Robert L. Haynes to use temporarily an unopened road behind 2110 East 21<sup>st</sup> Street to install a water line, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.

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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, October 10, 2006.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, October 10, 2006:

**AGENDA FOR TUESDAY, OCTOBER 10, 2006**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Final Reading:
  - a) 2006-060 Chattanooga Housing Authority (from R-3 & M-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 1 East 25<sup>th</sup> Street, more particularly described herein, from R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Deferred from 4/11/06 and 7/11/06.)**
6. Ordinances – First Reading:
  - a) 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. **(Deferred from 8/8/06. Not recommended for approval by Planning or Staff - see alternate versions.)**

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, subject to certain conditions. **(Recommended for approval by Planning.)**

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, subject to certain conditions. **(Recommended for approval by Staff.)**
  - b) MR-2006-150 Ruth Anne Reed (Close & Abandon). An ordinance closing and abandoning an unopened alley beginning on the north line of the 700 block of Dartmouth Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
  - c) MR-2006-154 2525 Broad Street, LLC (Close & Abandon). An ordinance closing and abandoning an unnamed alley beginning on the north line of the 400 block of West 26<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

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- d) 2006-181 Deborah Distafano (from O-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 1815 Gunbarrel Road, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-181 Deborah Distafano (from O-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 1815 Gunbarrel Road, more particularly described herein, from O-1 Office Zone to **R-4 Special Zone**. **(Recommended for approval by Planning.)**

- e) 2006-188 Eugene H. Schimpf, III (from M-1 & M-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 251 and 281 Lyerly Street, more particularly described herein, from M-1 Manufacturing Zone and M-2 Light Industrial Zone to O-1 Office Zone. **(Recommended for approval by Planning.)**

- f) 2006-190 Jedco, 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 a tract of land located at 1319 Cowart Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-190 Jedco, 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 a tract of land located at 1319 Cowart Street, 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) 2006-193 Craig Kronenberg (Lift condition). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift Condition No. 3, Item 4 of Ordinance No. 11858 (Case No. 2006-136) on a tract of land located at 1405 Cowart Street, more particularly described herein. **(Not recommended for approval by Planning and Staff - see alternate versions.)**

2006-193 Craig Kronenberg (Lift condition). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to **amend Condition 2, Items 2 and 3 and** Condition No. 3, Item 4 of Ordinance No. 11858 (Case No. 2006-136) on a tract of land located at 1405 Cowart Street, more particularly described herein. **(Recommended for approval by Planning.)**

2006-193 Craig Kronenberg (Lift condition). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to **amend** Condition No. 3, Item 4 of Ordinance No. 11858 (Case No. 2006-136) on a tract of land located at 1405 Cowart Street, more particularly described herein. **(Recommended for approval by Staff.)**

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#### 7. Resolutions:

- a) A resolution accepting a donation to the Chattanooga Fire Department from Firehouse Subs in the amount of \$1,500.00 to be used to fund Fire Prevention Week activities 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 Walmart, Inc. in the amount of \$750.00 to be used to fund Fire Prevention Week activities and expressing the gratitude of the Mayor and the City Council for said donation.
- c) A resolution authorizing the Mayor to execute a lease agreement with Brainerd Village Shopping Center, LLC for a parcel of land adjacent to the Brainerd Mission Cemetery in an amount not to exceed \$1.00 per year and an expiration date of no earlier than July 1, 2007 and no later than December 31, 2007, with said parcel being donated to the City at the expiration of the lease.
- d) A resolution authorizing the award of Contract No. W-06-004-201, City Landfill at Birchwood Pike Gas Collection System Improvements, to American Environmental Group Ltd. in the amount of \$177,790.00, plus a contingency amount of \$17,780.00, for a total amount not to exceed \$195,570.00.
- e) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Barge Waggoner Sumner & Cannon, Inc. relative to Contract No. E-04-036-101, Enterprise South Roadway Extension and Sewer Improvements Project, in an amount not to exceed \$110,400.00.
- f) A resolution authorizing Joel C. Moore to use temporarily an alley located behind 3906 39<sup>th</sup> Street to install a gate, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- g) A resolution authorizing Shannon Brown to use temporarily a portion of the right-of-way at 8884 Old Lee Highway for parking and to install a pylon or monument sign, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- h) A resolution authorizing the Administrator of the Department of Neighborhood Services to execute a contract with the Urban League of Greater Chattanooga relative to the 2007 Earned Income Credits Campaign in an amount not to exceed \$30,000.00.
- i) 2006-129 Butler Ridge Development, Inc. (Preliminary PUD). A resolution approving a Preliminary Planned Unit 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. **(Deferred from 8/8/06.)**

#### 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, October 17, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.