

AGENDA FOR TUESDAY, DECEMBER 12, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Franklin).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance appropriating from the Parks and Recreation Capital Fund to the Trust for Public Land the amount of \$400,000.00 for the South Chickamauga Creek Greenway Project.
- VI. Ordinances – First Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Table 1700, Parking Requirements, by adding language to refer to Table 1730 for additional parking requirements for specific zones.
 - b) 2006-180 Birmingham Asset Management, Inc. (from M-1 & 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 2100 Market Street, more particularly described herein, from M-1 Manufacturing Zone and C-2 Convenience Commercial Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-180 Birmingham Asset Management, Inc. (from M-1 & 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 2100 Market Street, more particularly described herein, from M-1 Manufacturing Zone and C-2 Convenience Commercial Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
 - c) 2006-224 Earthworx, LLC (from R-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 on part of a property located in the 5500 block of Hixson Pike, more particularly described herein, from R-2 Residential Zone to C-2 Convenience Commercial Zone. **(Recommended for approval by Planning.)**
 - d) 2006-227 N.H. Partners, L.P. (from R-4 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 1906 Gunbarrel Road, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone. **(Recommended for approval by Planning.)**

- e) 2006-228 Basaam Issa (from 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 1853 Gunbarrel Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-228 Basaam Issa (from 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 1853 Gunbarrel Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

VII. Resolutions:

- a) A resolution authorizing T-Mobile South, LLC to use temporarily a certain portion of the right-of-way at the intersection of Camden Street and Wilcox Boulevard at the western entrance to the Wilcox Tunnel to install a 40' telecommunication tower and supporting equipment, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Deferred from 11-14-06.)**
- b) A resolution to make certain findings relating to Sphere One, Inc. Project, to delegate certain authority to the Industrial Development Board of the County of Hamilton, Tennessee, and to authorize the Mayor to enter into and execute an agreement for payments in lieu of ad valorem taxes.
- c) A resolution accepting a donation to the Chattanooga Fire Department from Walmart, Inc. in the amount of \$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.
- d) A resolution authorizing the award of a contract to P & C Construction, Inc. for its lowest and best bid in the amount of \$115,000.00 for the Annex - Phase II, Ballistics Lab Project.
- e) 2006-062 Webb Road Properties (Final PUD). A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a planned unit development known as Windward Preserve Planned Unit Development on a tract of land located at 4221 Webb Road, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions.
- f) MR-2006-230 Paul Page/City of Chattanooga (Declare Surplus). A resolution declaring as surplus certain real property located at 1301 Riverfront Parkway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- g) A resolution amending Section E, subsection 1, of Resolution No. 24117 encaptioned, "A Resolution Repealing Resolution Nos. 18697, 18710, 19757, 20026, and 20480, and Establishing new Rules of Procedure for the City Council of the City of Chattanooga, Tennessee", to reorganize the Council committees. **(Added by permission of the Legal and Legislative Committee.)**

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- h) A resolution authorizing the waiver of the sanitary sewer tap fees of \$800.00 per lot for Lots 1-14 of the Jefferson Heights Project along East 18th Street, as shown on the attached drawing, for Chattanooga Neighborhood Enterprise (CNE) or its builders and authorizing the Department of Public Works to refund any of said fees already paid by CNE or its builders. **(Added by permission of Council Chair Pierce.)**

VIII. Overtime Report.

VIX. 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, December 19, 2006.

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

XIV. Adjournment.

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XII. Agenda Session for Tuesday, December 19, 2006:

AGENDA FOR TUESDAY, DECEMBER 19, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Rutherford).
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 Article V, Table 1700, Parking Requirements, by adding language to refer to Table 1730 for additional parking requirements for specific zones.
 - b) 2006-180 Birmingham Asset Management, Inc. (from M-1 & 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 2100 Market Street, more particularly described herein, from M-1 Manufacturing 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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 - c) 2006-224 Earthworx, LLC (from R-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 on part of a property located in the 5500 block of Hixson Pike, more particularly described herein, from R-2 Residential Zone to C-2 Convenience Commercial Zone. **(Recommended for approval by Planning.)**
 - d) 2006-227 N.H. Partners, L.P. (from R-4 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 1906 Gunbarrel Road, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone. **(Recommended for approval by Planning.)**
 - e) 2006-228 Basaam Issa (from 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 1853 Gunbarrel Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-228 Basaam Issa (from 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 1853 Gunbarrel Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

6. Ordinances – First Reading:

7. Resolutions:

- a) A resolution authorizing acceptance of the proposal from Bragg Point Properties, LLC for the sale and redevelopment of the two remaining parcels of the old Missionary Ridge School property, described as Tax Map Nos. 156E-A-025 and 156E-A-001, for the amount of \$75,000.00 and authorizing the General Services Director to execute any and all documents necessary to facilitate said sale.
- b) A resolution authorizing acceptance of a two-horse bumper pull horse trailer valued at approximately \$700.00 from Perry Ozburn to the Department of Parks and Recreation for use in the Therapeutic Riding Program.
- c) A resolution authorizing the Administrator of the Department of Education, Arts & Culture to apply for and, if awarded, accept an AmeriCorps grant from the Tennessee Commission for National and Community Service to fund the placement of 17 AmeriCorps volunteers in Reading Centers throughout the City, which will require local matching funds of \$51,000.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to accept a grant from the Tennessee Wildlife Resources Agency (TWRA) in an amount not to exceed \$1,000.00 for Stream Clean-up Activities along Citico Creek.
- e) A resolution authorizing the Administrator of the Department of Public Works to enter into a Supplemental Agreement with CSX Transportation for an easement relative to the Lake Hills Sewer Interceptor.
- f) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Jordan, Jones & Goulding, Inc. for engineering services relative to a wastewater system affordability analysis and related services in an amount not to exceed \$182,000.00.
- g) A resolution authorizing the award of Contract No. E-03-029-202, Cherokee Boulevard at Market Street Intersection Improvements - Phase II, to Talley Construction Company, Inc. in the amount of \$337,259.52, plus a contingency amount of \$32,740.48, for a total contract amount not to exceed \$370,000.00.
- h) A resolution authorizing Rock Point Book Store to use temporarily the right-of-way at 401 Broad Street to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- i) A resolution authorizing the extension of the term of the Berthing Agreement with Chattanooga Riverboat Company, Inc. and Chattanooga Downtown Redevelopment Corporation through December 31, 2018.

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- j) A resolution authorizing the award of Contract No. S-06-017-210, Private Sanitary Sewer Service Line Repair (SEP), to _____ in the amount of \$_____, plus a contingency amount of \$_____, for a total contract amount not to exceed \$_____.
 - k) A resolution authorizing payment to the Electric Power Board in the amount of \$_____ as authorized by the Agreement for Intra-Governmental Transfer, dated November 21, 2003.
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. (No meetings until January 9, 2007.)
 13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
 14. Adjournment.