

AGENDA FOR TUESDAY, JUNE 19, 2007

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Rutherford).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend the Chattanooga City Code, Part II, Chapter 26, Section 26-24, establishing the event fees for usage of the Waterfront area.
 - b) An ordinance amending Article V, Section 104 and Article II of the City of Chattanooga Zoning Regulations to define and provide setback requirements for infill lots.
 - c) 2007-037 Southeast U.S. Retail Fund (from R-1 and M-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 5900-6000 blocks of Snow Hill Road and the 6000 block of Mountain View Road, more particularly described herein, from R-1 Residential Zone and M-2 Light Industrial Zone to C-2 Convenience Commercial Zone, subject to certain conditions.
 - d) MR-2007-040 Patricia Robinson (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the south line of the 1500 block of Chamberlain Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Deferred for Final Reading from 6/5/07 and 6/12/07.)**
 - e) 2007-072 David Gordon (from M-2 to UGC). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 2201 East Main Street, more particularly described herein, from M-2 Light Industrial Zone to UGC Urban General Commercial Zone, subject to certain conditions.
 - f) 2007-078 Calvin Ball (from R-1 and C-2 to UGC). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2012 and 2016 Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone and C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions.
 - g) 2007-083 Long Street, LLC/Manko, LLC (from R-3 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 in the 2900 Block of Long Street and 3015 West Avenue, more particularly described herein, from R-3 Residential Zone to M-1 Manufacturing Zone, subject to certain conditions.

Agenda for Tuesday, June 19, 2007

Page 2 of 7

- h) 2007-084 Rachel Conn (from M-3 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 513 and 517 East Main Street and 1434 Adams Street, more particularly described herein, from M-3 Warehouse and Wholesale Zone to C-3 Central Business Zone, subject to certain conditions.
- i) 2007-086 Jay W. Bell (from R-1 to RT-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 7726 and 7730 Standifer Gap Road, more particularly described herein, from R-1 Residential Zone to RT-1 Residential Townhouse Zone, subject to certain conditions.
- j) 2007-087 Billy J. Woodall (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 1478 Market Street and 25, 29, and 31 East Main Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions.

VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article XIII, by replacing said article with the Municipal Technical Advisory Service (“MTAS”) proposed Code of Ethics for City of Chattanooga personnel and incorporating ethics provisions previously adopted by the City of Chattanooga.
- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article XIV, Section 24-502, relative to speed limits on through streets.
- c) A resolution to amend Chattanooga City Code, Part II, Chapter 24, Article VIII, by adding a new Section 24-246, Regulation of speed in road construction work zones. **(Added by permission of Vice Chair Bennett.)**
- d) 2007-059 Ken Defoor (from R-1 & O-1 to MXU). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2307, 2319, 2323, 2327, 2331, and 2335 Gunbarrel Road and 7340 McCutcheon Road, more particularly described herein, from R-1 Residential Zone and O-1 Office Zone to MXU Mixed Use Zone. **(Deferred from 5/8/07 and 6/12/07. Recommended for denial by Planning. Not recommended for approval by Staff - see alternate version.)**

2007-059 Ken Defoor (from R-1 & O-1 to MXU). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2307, 2319, 2323, 2327, 2331, and 2335 Gunbarrel Road and 7340 McCutcheon Road, more particularly described herein, from R-1 Residential Zone and O-1 Office Zone to MXU Mixed Use Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

VII. Resolutions:

- a) A resolution authorizing the adoption of the North Shore Plan. **(Deferred from 5/8/07 and 5/22/07.)**

Agenda for Tuesday, June 19, 2007

Page 3 of 7

- b) A resolution congratulating the members of the Chattanooga Police Department Special Weapons and Tactics (SWAT) Team for their victory in the 14th Annual Southeastern SWAT Competition conducted May 22 through May 26, 2007 in Spartanburg County, South Carolina, authorizing the Police Department to accept the prizes won by the SWAT Team during said competition, and expressing the gratitude of the Mayor and City Council to the prize sponsors and general sponsors of said competition.
- c) A resolution authorizing the General Services Director to execute a Modification of Restriction relative to property conveyed to The Saint Elmo Improvement League, described as Tax Map No. 167G-E-004, to allow commercial use, with all other restrictions remaining.
- d) A resolution authorizing an additional extension of the construction deadlines set forth in the Deed authorized by Resolution No. 24598 for the sale of properties at the intersection of Central Avenue and McCallie Avenue, identified as State Tax Map Nos. 146H-K-001 through 146H-K-013 and 146H-K-013.01 and authorizing the Mayor to execute any and all documents necessary to accomplish said extension.
- e) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. S-05-013-101, Stormwater Level of Service/Cost of Service, with Environmental Rate Consultants, Inc., which change order increases the contract amount by \$50,000.00, for a revised contract amount not to exceed \$241,500.00.
- f) A resolution authorizing Windsor Aughtry Development to use temporarily the Cherry Street right-of-way between 1st Street and 2nd Street to construct a double check valve assembly (DCVA) in a vault in the sidewalk, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- g) A resolution authorizing the Mayor to accept a Tennessee Department of Economic and Community Development FastTrack Industrial Development Program Grant of up to \$1,500,000.00 relative to the Center for Advanced Manufacturing Project at Enterprise South, and further authorizing the required local matching funds of \$1,500,000.00 to be shared equally by the City and Hamilton County, with the City's portion not to exceed \$750,000.00.

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.

Agenda for Tuesday, June 19, 2007
Page 4 of 7

- X. Other Business.
- XI. Committee Reports.
- XII. Agenda Session for Tuesday, June 26, 2007
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, June 26, 2007:

AGENDA FOR TUESDAY, JUNE 26, 2007

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Rico).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article XIII, by replacing said article with the Municipal Technical Advisory Service (“MTAS”) proposed Code of Ethics for City of Chattanooga personnel and incorporating ethics provisions previously adopted by the City of Chattanooga.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article XIV, Section 24-502, relative to speed limits on through streets.
 - c) 2007-059 Ken Defoor (from R-1 & O-1 to MXU). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2307, 2319, 2323, 2327, 2331, and 2335 Gunbarrel Road and 7340 McCutcheon Road, more particularly described herein, from R-1 Residential Zone and O-1 Office Zone to MXU Mixed Use Zone. **(Deferred from 5/8/07 and 6/12/07. Recommended for denial by Planning. Not recommended for approval by Staff - see alternate version.)**

2007-059 Ken Defoor (from R-1 & O-1 to MXU). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2307, 2319, 2323, 2327, 2331, and 2335 Gunbarrel Road and 7340 McCutcheon Road, more particularly described herein, from R-1 Residential Zone and O-1 Office Zone to MXU Mixed Use Zone, subject to certain conditions. **(Recommended for approval by Staff.)**
6. Ordinances – First Reading:
7. Resolutions:
 - a) A resolution authorizing the Mayor of the City of Chattanooga to enter into an Interlocal Agreement, in the form attached hereto, with Hamilton County, Tennessee, for the purchase of Homeland Security equipment for the Chattanooga Fire Department and the Chattanooga Police Department in an amount not to exceed \$371,827.16, with Hamilton County Government reimbursing the City of Chattanooga from Homeland Security Grants previously provided to Hamilton County, Tennessee, by the United States Government during the fiscal year 2006-2007 and shall be completed by April of 2008.

Agenda for Tuesday, June 19, 2007

Page 6 of 7

- b) A resolution authorizing the Chattanooga Police Department to accept a donation from Girls Preparatory School (GPS) for the purchase of whistles for the RAD Women's Self-Defense Program from Fox 40 Company in the amount of \$300.00.
 - c) A resolution authorizing the Administrator of the Department of Parks and Recreation to apply for and, if approved, accept a High Priority Project Grant from the Tennessee Department of Transportation in an amount up to \$1,780,000.00 to be used for continued enhancement of the Chattanooga Greenway System, which grant requires a 20% local match up to \$356,000.00 in cash and in-kind services, to be appropriated over a five-year period, and further authorizing the acceptance from The Lyndhurst Foundation of a 4 to 1 match in an amount up to \$4,000,000.00 of all funds used for the enhancement of the Chattanooga Greenway System.
 - d) A resolution authorizing the Department of Parks and Recreation, Therapeutic Recreation Division, to apply for and, if approved, accept from BlazeSports America, Inc. a Project Implementation Grant in an amount up to \$1,500.00 and a Planning Grant in an amount up to \$500.00.
 - e) A resolution authorizing the award of Contract No. S-07-007-201, Private Sanitary Sewer Service Line Repair (SLAP), to Street Cuts, LLC in the amount of \$20,383.00, plus a contingency amount of \$3,617.00, for a total amount not to exceed \$24,000.00.
 - f) A resolution amending Resolution NO. 24849, adopted August 22, 2006, relative to the agreement for the Closure/Post Closure Plan for the City Landfill, Project No. SNL 33-0273, with the State of Tennessee, Division of Solid Waste Management, by deleting "not to exceed \$5,851,702.00" and substituting in lieu thereof "not to exceed 6,017,645.00".
 - g) A resolution amending Resolution No. 24877, adopted September 12, 2006, relative to the Agreement for the Closure/Post Closure Plan for the Summit Sanitary Landfill, Project No. SNL 33-0035, with the State of Tennessee, Division of Solid Waste Management, by deleting "not to exceed \$3,027,997.00" and substituting in lieu thereof "not to exceed \$2,977,072.00".
 - h) A resolution amending Resolution No. 24878, adopted September 12, 2006, relative to the Agreement for the Closure/Post Closure Plan for the North Hawthorne/Wood Recycling Solid Waste Management, by deleting "not to exceed \$29,884.00" and substituting in lieu thereof "not to exceed \$30,781.00".
 - i) A resolution amending Resolution No. 24879, adopted September 12, 2006, relative to the Agreement for the Closure/Post Closure Plan for the City Landfill, Lateral Expansion Area 3, with the Tennessee Department of Environment and Conservation, Division of Solid Waste Management, by deleting "not to exceed \$6,197,217.00" and substituting in lieu thereof "not to exceed \$6,383,134.00".
8. Overtime Report.

Agenda for Tuesday, June 19, 2007

Page 7 of 7

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, July 3, 2007
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.