

## AMENDED AGENDA FOR TUESDAY, MARCH 17, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) An ordinance adopting and enacting a new Code for the City of Chattanooga, Tennessee, including the Chattanooga Zoning Ordinance; providing for the repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such Code; and providing when such Code and this ordinance shall become effective.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, Article V, Section 1210 to define open space for residential planned unit development.
  - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VI, Sections 204(A) and (E) to include R-3 Residential Zone within the Special Exceptions process for two-family dwellings.
  - d) MR-2007-070 ONS Partnership (Close and Abandon). An ordinance closing and abandoning a storm and sanitary easement on a tract of land located at 200 Manufacturers Road, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference.
  - e) MR-2009-004 Tammy Hass (Close and Abandon). An ordinance closing and abandoning an alley located in the north line of the 2700 block of East 17<sup>th</sup> Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference.
  - f) MR-2009-005 Tammy Hass (Close and Abandon). An ordinance closing and abandoning an alley located in the south line of the 2700 block of East 17<sup>th</sup> Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference.
  - g) 2009-021 Mike Hedges (from M-2 to R-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone parts of the tracts of land located in the 3300 and 3400 blocks of Chandler Place, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference from M-2 Light Industrial Zone to R-3 Residential Zone, subject to certain conditions.

**Amended Agenda for Tuesday, March 17, 2009**

**Page 2 of 6**

- h) 2009-022 Mike Price, MAP Engineers (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend Condition No. 13 imposed in Ordinance No. 12111 on property located at 7624, 7626, and 7630 Standifer Gap Road, being more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions.

VI. Ordinances – First Reading:

VII. Resolutions:

- a) A resolution authorizing payment to the United States Conference of Mayors for 2009 dues in the amount of \$12,242.00.
- b) A resolution authorizing the Department of Parks and Recreation to accept a donation from the Benwood Foundation and the Lyndhurst Foundation in the amount of \$18,453.60 to be used for the administrative costs of the Chattanooga Public Art Program.
- c) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Scenic City Aquatic Club to rent the Warner Park swimming pool for the purposes of the Chattanooga Invitational Swimming Meet to be held June 5-7, 2009, for the amount of \$1,500.00.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Scenic City Aquatic Club to rent the Warner Park swimming pool for the purposes of practice from May 18, 2009 through August 8, 2009, for the amount of \$2,000.00.
- e) MR-2008-030 City of Chattanooga, c/o Dan Thornton. A resolution authorizing the Director of General Services to enter into a Lease Agreement with Barry Garrison for property located at 5522 Clear Creek Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, to maintain a garden on the property.

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.

**Amended Agenda for Tuesday, March 17, 2009**  
**Page 3 of 6**

- XI. Committee Reports.
- XII. Agenda Session for Tuesday, March 24, 2009.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, March 24, 2009:

**AGENDA FOR TUESDAY, MARCH 24, 2009**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Gilbert)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
6. Ordinances – First Reading:
  - a) An ordinance rescinding Ordinance No. 11090 (Case No. MR-2000-189) which closed and abandoned the 400 and 500 blocks of Walnut Street and the 100 and 200 blocks of 5<sup>th</sup> Street, as shown on the map attached hereto and made a part hereof by reference. **(Companion to Item 6(d) below.)**
  - b) MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly's Ferry Road, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning – see alternate version. Recommended for denial by Public Works.)**

MR-2006-037 Paul Mallchok (Close & Abandon). An ordinance closing and abandoning a portion of the 4200 block of Kelly's Ferry Road, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**
  - c) MR-2006-043 Jimmy Allen, c/o Charles Campbell Construction (Close & Abandon). An ordinance closing and abandoning an opened alley located on the south line of the 300 block of West 25<sup>th</sup> Street, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference. **(Recommended for denial by Planning and Public Works.)**
  - d) MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions.)**

MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**

MR-2009-011 Provident Life and Accident Insurance Company (Close & Abandon). An ordinance closing and abandoning the 200 block of East 5<sup>th</sup> Street, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Staff and Public Works.)**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to award Contract No. R-07-005, Warner Park Ball Field Complex, Phase II Landscaping, to Outdoor, Inc. in the amount of \$49,321.64, plus a contingency amount of \$9,865.00, for a total contract amount not to exceed \$59,185.64.
- b) A resolution authorizing the Chief of Police to apply for and accept a grant from the City of Knoxville in the amount of \$5,641.00 to be used for the investigation of gang and gun related crimes.
- c) A resolution authorizing the Mayor to execute an Interlocal Agreement with the Health, Educational, and Housing Facility Board of the City of Chattanooga, the Industrial Development Board of the City of Chattanooga, and any other interested governmental entities relative to the construction of a Training Facility on the Volkswagen site.
- d) A resolution authorizing Ann Weeks, on behalf of South Broad Redevelopment Group, Inc., to use temporarily the 2400 through 3500 blocks of Broad Street to attach banners within the right-of-way, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution authorizing Office Coordinators, Inc. to use temporarily the right-of-way at 1518 Rossville Avenue to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- f) MR-2009-050 City of Chattanooga, c/o Dan Thornton (Acquisition). A resolution authorizing the acquisition of a tract of land located at 6710 Standifer Gap Road, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, from the Jeanette Armstrong Love Trust for the amount of \$150,000.00, plus reasonable closing costs; and authorizing the Director of General Services to execute any and all documents necessary to acquire said property. **(Added by permission of Council Chair Bennett.)**

8. Overtime Report.

**Amended Agenda for Tuesday, March 17, 2009**

**Page 6 of 6**

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, March 31, 2009
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.