

AMENDED AGENDA FOR TUESDAY, DECEMBER 1, 2009

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Gilbert).
- III. Minute Approval.
- IV. Special Presentation.

Friends of East Brainerd

V. Ordinances – Final Reading:

- a) An ordinance appropriating, authorizing or allocating funds to the Capital Improvements Budget for the fiscal year 2009/2010 and to amend the fiscal year 2009/2010 Budget Ordinance No. 12288 and to amend the 2008/2009 Capital Budget No. 12161.
- b) MR-2009-112 Chestnut Properties, LLC (Close & Abandon). An ordinance closing and abandoning the 900 block of East 23rd Street, a portion of the unopened 2000 block of East End Avenue, and a portion of an unopened alley located on the west line of the 2000 block of Central Avenue, more particularly described herein, subject to certain conditions. **(District No. 7.)**

VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Section 32-178 relative to the Standard Street Numbering and Addressing Policy for the City of Chattanooga, and to amend Chattanooga City Code, Part II, Chapter 32, Article IX, relative to street names. **(Deferred from 11/17/09.)**
- b) MR-2009-118 New Horizon Baptist Church (Close & Abandon). An ordinance closing and abandoning the 2700 block of 2nd Avenue, more particularly described herein. **(Recommended for denial by Public Works, but recommended for temporary use – see resolution VII(i) below.)**
- c) MR-2009-152 City of Chattanooga c/o Bill Payne (Close & Abandon). An ordinance closing and abandoning a portion of the sewer line as referenced by M.F. 100337 and replace with a newly constructed sewer line located at the 6700 block of Bonny Oaks Drive, more particularly described herein. **(Recommended for approval by Planning and Public Works.)**
- d) MR-2009-161 City of Chattanooga c/o Eric Cummings (Close & Abandon). An ordinance closing and abandoning a portion of a sewer easement Reference No. M.F. 10436 located in the 1500 block of Long Street, more particularly described herein. **(Recommended for approval by Planning and Public Works.)**

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VII. Resolutions:

- a) A resolution authorizing John Fellers to use temporarily 1419 Williams Street and Southside Galleries to install a gate, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- b) A resolution authorizing C. F. Cagle to use temporarily 27 West Main Street to install a canopy, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- c) A resolution authorizing Ty Cooper to use temporarily West Main Street located at Tax Map No. 145L-B-022 to install a canopy, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing Jeff Denton to use temporarily a right-of-way located at the south west corner of Gunbarrel Road and Min Tom Drive for the placement of a signage, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution authorizing the City of Chattanooga WellAdvantage Program to execute a contract with ChipRewards, Inc. to provide an employee incentive program **in an amount not to exceed \$45,000.00.**
- f) MR-2009-064 City of Chattanooga c/o Dan Thornton (Mandatory Referral). A resolution authorizing the acquisition of an abandoned railroad easement at the intersection of Bell Arbor and Wisdom Street for a cost not to exceed \$45,000.00, **subject to appropriation.**
- g) MR-2009-173 City of Chattanooga and Hamilton County c/o Dan Thornton (Mandatory Referral). A resolution declaring surplus property located at 5991 Hickory Valley Road, jointly owned by the City and Hamilton County; authorizing the acceptance, by execution of the Mayor, of the offer to purchase from Archer, Daniel, Midland Company; and authorizing the Director of General Services to execute a deed and other closing documents to transfer said property to Archer, Daniel, Midland Company.
- h) **A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Qore, Inc. for engineering services for the Landfill Groundwater Sampling Monitoring and Reporting Project for five (5) areas in an amount not to exceed \$227,500.00. (Added by permission of Council Chair Benson.)**
- i) **A resolution authorizing New Horizon Baptist Church to use temporarily the 2700 block of 2nd Avenue during church activities, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. (Added by permission of Council Chair Benson and Vice Chair Rico – see VI(b) above.)**

VIII. Overtime Report.

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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, December 8, 2009.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, December 8, 2009:

AGENDA FOR TUESDAY, DECEMBER 8, 2009

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Berz).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 32, Section 32-178 relative to the Standard Street Numbering and Addressing Policy for the City of Chattanooga, and to amend Chattanooga City Code, Part II, Chapter 32, Article IX, relative to street names. **(Deferred from 11/17/09.)**
 - b) MR-2009-118 New Horizon Baptist Church (Close & Abandon). An ordinance closing and abandoning the 2700 block of 2nd Avenue, more particularly described herein. **(Recommended for denial by Public Works.)**
 - c) MR-2009-152 City of Chattanooga c/o Bill Payne (Close & Abandon). An ordinance closing and abandoning a portion of the sewer line as referenced by M.F. 100337 and replace with a newly constructed sewer line located at the 6700 block of Bonny Oaks Drive, more particularly described herein. **(Recommended for approval by Planning and Public Works.)**
 - d) MR-2009-161 City of Chattanooga c/o Eric Cummings (Close & Abandon). An ordinance closing and abandoning a portion of a sewer easement Reference No. M.F. 10436 located in the 1500 block of Long Street, more particularly described herein. **(Recommended for approval by Planning and Public Works.)**
6. Ordinances – First Reading:
 - a) 2009-149 Mike Doss (from M-2 & R-2 to R-1). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 2406 East 19th Street, more particularly described herein, from M-2 Light Industrial Zone and R-2 Residential Zone to R-1 Residential Zone. **(Recommended for approval by Planning.) (District 7.)**
 - b) 2009-162 Michael J. Stewart (from R-4 to C-2). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 5532 Highway 153, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.) (District 3.)**

2009-162 Michael J. Stewart (from R-4 to C-2). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 5532 Highway 153, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning.)**

c) 2009-163 Larry Kuka (from R-1 to R-3MD). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 4012 Webb Road, more particularly described herein, from R-1 Residential Zone to R-3MD Moderate Density Zone. **(Recommended for denial by Planning.) (District 3.)**

d) 2009-165 Metier Company, LLC (from R-1 to R-T/Z). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 406, 408, 410, and 412 Harper Street, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. **(Recommended for approval by Planning.) (District 1.)**

2009-165 Metier Company, LLC (from R-1 to R-T/Z). An ordinance to amend Chattanooga City Code, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 406, 408, 410, and 412 Harper Street, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. **(Not recommended for approval by Planning.)**

7. Resolutions:

a) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to award \$527,828.00 of HOME Investment Partnership Act Funds and program income derived from Tennessee Housing Development Agency (THDA) funded projects to organizations for the purpose of creating affordable, permanent, supportive housing, a list of which is included, and authorizing agreements with the organizations for same.

b) A resolution authorizing the award of a contract to Mayse Construction Company for Sanitary Sewer Relocation relative to the replacement of the Hamilton County Railroad bridge over Bonny Oaks Drive as part of the Volkswagen Project for a total amount not to exceed \$164,731.65. **(Asking that this be added to 12-1-09 Agenda.)**

c) A resolution authorizing the City Attorney to enter into an agreement with King & Spalding, LLP for legal services relative to the Water Quality Program.

d) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Volkert & Associates, Inc. relative to Contract No. E-07-007-401, Walnut Street Bridge North Viaduct Improvements, in an amount not to exceed \$89,890.00.

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, December 15, 2009.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.