

## AGENDA FOR TUESDAY, MAY 18, 2010

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

### Presentation of “National Public Works Week” Proclamation By Vice Chair Person Pam Ladd

- V. Ordinances – Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article IV, Section 38-401(1)(f), Planned Unit Development: Residential Regarding Major Changes.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article IV, Section 38-32, General Regulations relative to allowing the Chattanooga-Hamilton County Regional Planning Commission to approve variances for lot size, lot frontage, and setbacks relative to the creation of lots as part of a new subdivision. **(Revised.)**
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article II, Definitions and Article V, Division 3, RT-1 Residential Townhouse Zone, and Division 5, R-T/Z Residential Townhouse/Zero Lot Line Zone regarding Townhouses.
  - d) 2010-036-Thomas Palmer (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift the conditions imposed in Ordinance No. 11974 (Case No. 2007-058) on tracts of land located at 1601, 1607, and 1613 Rossville Avenue, 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. **(District 7, Planning Version.) (Staff recommends deferring for a site plan and a parking plan.)**
  - e) 2010-039-City of Chattanooga-RPA (Temporary R-1, RT-1, R-2, R-3, R-5, and C-2 to Permanent R-1, RT-1, R-3, R-5, and C-2). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 6851 and 6857 Big Ridge Road, 1438 Dahl Springs Lane, and various properties in the 6400-6500 blocks of Fairview Road and 6400-6800, and 7000 blocks of Hixson Pike, more particularly described herein from temporary R-1 Residential Zone, RT-1 Residential Townhouse Zone, R-2 Residential Zone, R-3 Residential Zone, R-5 Residential Zone, and C-2 Convenience Commercial Zones to permanent R-1 Residential Zone, RT-1 Residential Zone, R-3 Residential Zone, R-5 Residential Zone, and C-2 Convenience Commercial Zones. **(District 3.) (Recommended for approval by Planning.)**

- f) 2010-041-Jerry Hagan (Lift and Amend Condition). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift and amend Condition Number 2 imposed in Ordinance No. 11246 on a tract of land located at 7374 Applegate Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(District 4, Staff Version.)**
- g) 2010-050-Ken DeFoor/Valor GP (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 7518 Standifer Gap Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(District 4, Planning Version.)**
- h) 2010-051-John S. Wise (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 203 East Main Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(District 8, Planning Version.) (Staff recommends deferring until parking plan is submitted to satisfy the concerns of the Traffic Engineering Department.)**
- i) 2010-054-Ann Jones-Pierre (R-3 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1141 East 3<sup>rd</sup> Street and 1144 Garfield Street, more particularly described herein, from R-3 Residential Zone to **O-1 Office Zone**, subject to certain conditions. **(District 8, Planning Version.) (Planning recommends R-4 be denied, but approve O-1.) (Revised.)**
- j) An ordinance to amend the fiscal year 2009-2010 Budget Ordinance No. 12288 to reallocate the remaining \$40,000.00 of a total \$80,000.00 appropriation to Downtown Partnership to Allied Arts of Greater Chattanooga for the Pops Project. (Added by permission of Council Chair Rico.)

VI. Ordinances – First Reading:

- a) An ordinance providing for an interim budget and appropriating funds for the usual and ordinary expenses of the City government for the months of July, August, and September, 2010, pending the adoption of the 2010-2011 annual budget.
- b) 2010-042-Robert McNutt (R-1 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 784 East Martin Luther King Boulevard, more particularly described herein, from R-1 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(District 8, Planning Version.) (Deferred from 5/11/2010.)**

2010-042-Robert McNutt (R-1 Residential Zone to C-3 Central Business Zone).  
An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 784 East Martin Luther King Boulevard, more particularly described herein, from R-1 Residential Zone to C-3 Central Business Zone. **(Applicant Version.)**

VII. Resolutions:

- a) A resolution authorizing the Personnel Director to execute an amendment to the contract with ChipRewards, Inc. for an employee incentive program to increase the amount from \$45,000.00 in an amount not to exceed \$145,000.00.
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Pointe General Construction, LLC for the installation of bleacher canopies at Warner Park in an amount not to exceed \$70,000.00.
- c) A resolution authorizing Mitch Patel on behalf of Hampton Inn & Suites to use temporarily a right-of-way for 400 Chestnut Street for the installation of streetscapes, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing the Administrator of the Department of Public Works to enter into a contract with U.S. Xpress, Inc. for the installation of a traffic signal at the intersection of Jenkins Road and the driveways for U.S. Xpress, Inc., in an amount not to exceed \$116,167.00, with an apportionment by the City in the amount of \$27,400.00.
- e) A resolution authorizing the sale of City-owned property located at 1700 Baldwin Street to Jerry Stubbs in the amount of \$3,000.00, plus closing costs.
- f) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with the University of Tennessee at Chattanooga for the lease of the UTC/Warner Park Indoor Softball Training Center.
- g) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to purchase 1612 Olive Street with Neighborhood Stabilization Program (NSP) funds to assist in stabilizing values in neighborhoods impacted by foreclosures, in an amount not to exceed \$50,000.00, inclusive of closing costs.

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, May 25, 2010.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, May 25, 2010:

**AGENDA FOR TUESDAY, MAY 25, 2010**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Scott.)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) An ordinance providing for an interim budget and appropriating funds for the usual and ordinary expenses of the City government for the months of July, August, and September, 2010, pending the adoption of the 2010-2011 annual budget.
  - b) 2010-042-Robert McNutt (R-1 Residential Zone to C-3 Central Business Zone).  
An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 784 East Martin Luther King Boulevard, more particularly described herein, from R-1 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(District 8, Planning Version.)**  
  
2010-042-Robert McNutt (R-1 Residential Zone to C-3 Central Business Zone).  
An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 784 East Martin Luther King Boulevard, more particularly described herein, from R-1 Residential Zone to C-3 Central Business Zone. **(Applicant Version.)**
6. Ordinances – First Reading:
7. Resolutions:
  - a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Brown and Caldwell for engineering services for the implementation of equipment maintenance and reliability improvement program, in an amount not to exceed \$1,573,800.00. **(Deferred from 5/11/2010.)**
  - b) A resolution authorizing payment to Artech Design Group for additional services related to LEED Certification for Fire Station #4 in the amount of \$16,175.00.
  - c) A resolution authorizing Brooks, Moore & Associates to use temporarily the right-of-way located at 3905 St. Elmo Avenue for the placement of a canopy over a portion of the right-of-way, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

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- d) A resolution authorizing Jim City of Keller Williams Realty to use temporarily an existing canopy at 200 Manufacturers Road, for the placement of signage, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
  - e) A resolution authorizing Jed Low on behalf of Graphic Works to use temporarily the right-of-way located at 826 Georgia Avenue for the placement of a sign over a portion of the right-of-way, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
  - f) A resolution authorizing Thompson Galetovic to use temporarily the right-of-way located along 137 and 139 River Street for the installation of an indoor/outdoor lamp, a seating area to include table, chairs, and drink vending machine, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
  - g) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. S-08-006-201, Private Sanitary Sewer Line Repair (SLAP), with Tower Construction Company, for a decreased amount of \$1,500.00, for a revised contract amount not to exceed \$20,480.00, and the release of the contingency amount of \$3,000.00.
  - h) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. S-09-001-201, Private Sanitary Sewer Line Repair (SLAP), with C & C Construction Services, for an increased amount of \$6,650.00, for a revised contract amount not to exceed \$18,050.00.
  - i) A resolution authorizing the Administrator of the Department of Parks and Recreation to waive all admission fees for the Chattanooga Zoo at Warner Park on October 2, 2010, for the purpose of hosting Go!Fest.
  - j) A resolution authorizing the Mayor to conduct continuing fundraising and solicitation efforts to support Go!Fest hosted by the Chattanooga Zoo on October 2, 2010, for people of all abilities. The project cost is \$8,000.00.
  - k) 2007-212 The Covenant (Special Exceptions Permit). A resolution to extend for one year the Special Exceptions Permit for a Planned Unit Development known as The Covenant Planned Unit Development, on tracts of land located in the 1600 block of Eucalyptus Drive.
  - l) MR-2010-064 City of Chattanooga c/o Dan Thornton. A resolution authorizing the acceptance of a donation of property from JH Holdings located at 1144 Gas Street, more particularly described herein, and authorizing the Director of General Services to execute any and all documents necessary relating thereto.
8. Overtime Report.

**Agenda for Tuesday, May 18, 2010**

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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, June 1, 2010.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.