

**THIRD AMENDED AGENDA FOR TUESDAY, NOVEMBER 23, 2010**

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

**“AWARDS OF EXCELLENCE”**  
**PRESENTED TO THE PARKS AND RECREATION DEPARTMENT**

V. Ordinances – Final Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-145, relative to alcoholic beverages.
- b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, by annexing certain territory contiguous to the present corporate limits of said city, being the northern most part of Tax Parcel No. 153-007 located along West Hills Drive near Cummings Highway in Hamilton County, Tennessee, owned by Obar Investments, LLC, being more fully described herein.
- c) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-55, relative to alcoholic beverages.
- d) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article X, Sections 24-303(a) and (b), relative to off-street parking required for persons parked transacting business from vehicles and carts **in the City. (Revised.) (Need Motion to Substitute.)**

VI. Ordinances – First Reading:

- a) 2010-130 W. C. Helton (R-4 Special Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 200 East 37<sup>th</sup> Street, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone. **(Planning Version, District No. 7.) (Revised.) (Deferred from 11/9/10.)**  
  
2010-130 W. C. Helton (R-4 Special Zone to M-1 Manufacturing Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 200 East 37<sup>th</sup> Street, more particularly described herein, from R-4 Special Zone to M-1 Manufacturing Zone. **(Applicant version.)**

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- b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article XIV, Section 24-502, to establish specific speed limits on Discovery Drive and Volkswagen Drive and revising specific speed limits on State Route 153.
- c) **An ordinance deannexing certain territory adjacent to O'Grady Drive, Scenic Waters Lane, and Tipton Lane which are currently within the City of Chattanooga upon the request of the Little, Fryar, Shown, and Tipton families. (Revised.) (Dr. Little requests deferral.)**
- d) **An ordinance deannexing certain properties on Elder Mountain which are currently within the City of Chattanooga.**
- e) An ordinance amending Ordinance No. 12300, adopted on October 13, 2009, extending the corporate limits of the City of Chattanooga, Tennessee, to change the description so as to delete one (1) parcel of certain properties adjacent to Old Lee Highway, Green Shanty Road, Rexway Lane, Ranco Circle and Maywater Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
- f) An ordinance amending Ordinance No. 12301, adopted on October 13, 2009, extending the corporate limits of the City of Chattanooga, Tennessee, to change the description so as to delete two (2) parcels within the annexation area of Ordinance No. 12301 and within the Urban Growth Boundary of the City of Chattanooga, Tennessee, as shown on the attached map.

#### VII. Resolutions:

- a) A resolution authorizing the Office of the City Attorney to file suit against Rainbro, Inc. and any other necessary party for breach of contract, declaratory judgment, and injunctive relief relative to the Windstone sewer system.
- b) 2010-PW-004 City of Chattanooga, c/o Bill Payne, City Engineer (ROW Name Change). A resolution to change the right-of-way name of the 3300 to 3499 block of Pinewood Terrace Lane to the 3300 to 3499 block of Pinewood Terrace to correct the street name. **(District No. 6.)**
- c) A resolution authorizing the City Finance Officer to execute a contract with Nationwide Recovery Service, Inc. for collection services for the City.
- d) MR-2010-152 City of Chattanooga c/o Dan Thornton. A resolution declaring surplus the sale of fourteen (14) properties, including 3306 Montview for \$50,000.00; all proceeds outside of closing costs shall be returned to CDBG for equity distribution to the specific housing program from which the funds originated; and authorizing the Director of General Services to execute any and all documents necessary for said sale, all as referenced below.

#### 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, November 30, 2010

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

XIV. Adjournment.

**AGENDA FOR TUESDAY, NOVEMBER 30, 2010**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Murphy).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) 2010-130 W. C. Helton (R-4 Special Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 200 East 37<sup>th</sup> Street, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone. **(Planning Version, District No. 7.) (Deferred from 11/9/10.)**

2010-130 W. C. Helton (R-4 Special Zone to M-1 Manufacturing Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 200 East 37<sup>th</sup> Street, more particularly described herein, from R-4 Special Zone to M-1 Manufacturing Zone. **(Applicant version.)**
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article XIV, Section 24-502, to establish specific speed limits on Discovery Drive and Volkswagen Drive and revising specific speed limits on State Route 153.
  - c) An ordinance deannexing certain territory adjacent to O'Grady Drive, Scenic Waters Lane, and Tipton Lane which are currently within the City of Chattanooga upon the request of the Little, Fryar, Shown, and Tipton families. **(Public Hearing.)**
  - d) An ordinance deannexing certain properties on Elder Mountain which are currently within the City of Chattanooga. **(Public Hearing.)**
  - e) An ordinance amending Ordinance No. 12300, adopted on October 13, 2009, extending the corporate limits of the City of Chattanooga, Tennessee, to change the description so as to delete one (1) parcel of certain properties adjacent to Old Lee Highway, Green Shanty Road, Rexway Lane, Ranco Circle and Maywater Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
  - f) An ordinance amending Ordinance No. 12301, adopted on October 13, 2009, extending the corporate limits of the City of Chattanooga, Tennessee, to change the description so as to delete two (2) parcels within the annexation area of Ordinance No. 12301 and within the Urban Growth Boundary of the City of Chattanooga, Tennessee, as shown on the attached map.

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6. Ordinances – First Reading:

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a lease agreement with **Lt. David Frye** for a house located at 406 Brown Road in consideration of \$100.00 per month in rent and **Lt. Frye's** security services at Brown Acres Golf Course and Brainerd Golf Course.
- b) A resolution authorizing the Director of General Services to execute a lease between Tennessee RSA #3 Limited Partnership and the City of Chattanooga for the purposes of placing antennas, cabling, and ancillary equipment at the Roane County US Cellular Tower radio site.
- c) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into an agreement with Parris Roofing & Sheet Metal Company, Inc. for the World Changers (Roof Repair Program) consisting of roof repair or replacement for three (3) homes and related services in an amount not to exceed \$19,791.00, including contingencies.
- d) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into an agreement with Sprout Construction, Inc. d/b/a Sprout Roofing for the World Changers (Roof Repair Program) consisting of roof repair or replacement for two (2) homes and related services in an amount not to exceed \$10,443.00, including contingencies.
- e) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into an agreement with Two Rivers Roofing, Inc. for the World Changers (Roof Repair Program) consisting of roof repair or replacement for one (1) home and related services in an amount not to exceed \$6,006.00, including contingencies.
- f) A resolution authorizing the Administrator of the Department of Public Works to enter into an Annual Blanket Contract with Civic Engineering & Information Technologies, Inc. for Cityworks Support Services for a period of one (1) year with four (4) additional one year options to renew for a total contract amount per year of \$35,000.00.
- g) A resolution approving a request for installation of a roof sign (Lifesavers logo) to be installed on the Wrigley Corporation's building located at 3002 Jersey Pike which shall be visible for traffic entering or exiting the Chattanooga Metropolitan Airport.
- h) A resolution authorizing the Administrator of the Department of Public Works to approve the award of Contract No. E-10-007-201, 2010 City Sidewalk Requirements Contract, to Yerbey Concrete Construction, Inc., in the amount of \$320,462.00, and a contingency amount of \$32,038.00, for a total amount not to exceed \$352,500.00.

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- i) A resolution authorizing the Administrator of the Department of Public Works to accept a grant from the Lyndhurst Foundation for the West Main Street Streetscaping Project in the amount of \$140,000.00, with a City match of \$110,000.00 for the project.
  - j) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with March Adams and Associates, Inc., for professional services, relative to Contract No. W-10-008-201, Sanitary Sewer Main Extension from Fairmount Avenue Townhouses to Dallas Road, in an amount not to exceed \$5,600.00.
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 for Tuesday, December 7, 2010.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.