

FOR TUESDAY, FEBRUARY 12, 2008

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Franklin).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance appropriating from the General Fund to Siskin Hospital the amount of \$1,000.00 to support the 5th Annual Siskin Institute’s Possibilities Luncheon to be held on February 13, 2008.
 - b) An ordinance to amend the Chattanooga City Code, Part II, Chapter 2, Sections 2-544, 2-545, and 2-546, regarding notification procedures for unclaimed personal property, method of disposal of unclaimed personal property, and disposition of proceeds from sales of unclaimed personal property.
 - c) MR-2007-203 City of Chattanooga c/o William Payne (Close & Abandon). An ordinance closing and abandoning a 24” sanitary sewer line and 72” CSO line easement on properties located in the 2800 block of Asbury Park, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference.
 - d) 2007-222 City of Chattanooga (from R-1, R-2, R-3, & R-4 to R-1, R-3, R-3 w/conditions, & R-4 w/conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone specific R-1 Residential Zone, R-2 Residential Zone, R-3 Residential Zone, and R-4 Special Zone properties within the North Shore Zoning Study, Phase One, more particularly described herein, to R-1 Residential Zone, R-3 Residential Zone, R-3 Residential Zone with Conditions, and R-4 Special Zone with Conditions, subject to said Zoning Study.
- VI. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Section 31-325, Landfilling Requirements in certain residential areas. **(Deferred from 12-4-07, 1-8-08, 1-22-08 & 2-5-08. Revised.)**
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Section 2-517, relative to depositing of checks received by the City and dishonored checks.
 - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 1001(3) to allow certain Recycling Processing Centers by Industrial Conditional Permit in the M-1 Manufacturing Zone.

- d) 2007-221 Vision Chattanooga North Shore, LLC (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance No. 11786 (Case No. 2005-227) on a tract of land located at 10 Cherokee Boulevard, more particularly described herein. **(Not recommended for approval by Planning - see alternate version.)**

2007-221 Vision Chattanooga North Shore, LLC (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend conditions imposed in Ordinance No. 11786 (Case No. 2005-227) on a tract of land located at 10 Cherokee Boulevard, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

- e) 2008-002 City of Chattanooga, City Engineer (Street Name Change). An ordinance to change the right-of-way name of the 1200 block of Gifford Street to the 1200 block of Mister Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**

- f) 2008-003 City of Chattanooga, City Engineer (Street Name Change). An ordinance to change the right-of-way name of the 1000 block of North East King Street to the 200 block of Prosperity Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**

- g) 2008-006 City of Chattanooga, City Engineer (Street Name Change). An ordinance to change the right-of-way name of the Unit block of East Crest Road to the 200 block of Sheridan Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**

- h) 2008-010 A. D. Engineering Services, Inc., c/o Donna Adams (from R-1 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 626 Browns Ferry Road, more particularly described herein, from R-1 Residential Zone to M-2 Light Industrial Zone. **(Recommended for denial by Planning. Not recommended for approval by Staff - see alternate version.)**

2008-010 A. D. Engineering Services, Inc., c/o Donna Adams (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 626 Browns Ferry Road, more particularly described herein, from R-1 Residential Zone to **C-2 Convenience Commercial Zone**, subject to certain conditions. **(Recommended for approval by Staff.)**

- i) 2008-013 Edward E. Capehart, Sr. (from R-1 to M-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 812 Airport Road, more particularly described herein, from R-1 Residential Zone to M-1 Manufacturing Zone. **(Not recommended for approval by Planning - see alternate version.)**

2008-013 Edward E. Capehart, Sr. (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 812 Airport Road, more particularly described herein, from R-1 Residential Zone to **C-2 Convenience Commercial Zone**, subject to certain conditions. **(Recommended for approval by Planning)**

- j) 2008-014 Eastman Construction (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 in the Unit block of East 14th Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2008-014 Eastman Construction (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 in the Unit block of East 14th Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- k) 2008-017 Tom Cofer (from R-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 5000 block of Highway 58, more particularly described herein, from R-2 Residential Zone to C-2 Convenience Commercial Zone. **(Recommended for approval by Planning.)**
- l) 2008-019 Mike Cooke (from R-1 to R-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 200 block of Sawyer Street and 900 block of Merriam Street, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone. **(Not recommended for approval by Planning - see alternate version.)**

2008-019 Mike Cooke (from R-1 to R-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 200 block of Sawyer Street and 900 block of Merriam Street, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- m) 2008-029 City of Chattanooga, City Engineer (Street Name Change). An ordinance to change the right-of-way name of the 2100 block of Noah Street to Museum Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**

VII. Resolutions:

- a) A resolution authorizing payment to Hamilton County, Tennessee, for the City's portion of the 2007-2008 insurance premiums for jointly owned and insured properties in an amount not to exceed \$11,776.46, according to the attached list of premium breakdowns.
- b) A resolution authorizing the Director of General Services to execute a Quitclaim Deed to re-convey property located on Rossville Avenue, Tax Map No. 145M-H-018, to Joe Sliger.

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- c) A resolution ratifying two (2) contracts between the Friends of the Zoo, Inc. and Pointe Construction relative to the Zoo Improvements Project totaling an amount not to exceed \$3,596,088.00.
- d) A resolution authorizing the Administrator of the Department of Education, Arts & Culture to enter into an Agreement with Franklin Associates Architects, Inc. to design, prepare for bid, and oversee the expansion and renovation of the ladies' and men's restroom facilities at the Tivoli Theatre for a fee amount not to exceed \$30,000.00.
- e) A resolution authorizing the execution of Change Order No. 1 relative to Contract No. S-06-009-102, Chattanooga Stormwater As-Found, with Earthworx, LLC, which change order increases the contract amount by \$195,000.00, for a revised contract amount not to exceed \$820,000.00.
- f) A resolution authorizing James E. Citty to use temporarily 518 Georgia Avenue to install awning, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- g) 2007-135 C. T. Williams Contractors (Final PUD). A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as Rivervista Planned Unit Development on tracts of land located in the Unit block of Rivervista Drive, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions.
- h) 2008-011 James Pratt (Prelim & Final PUD). A resolution approving a proposed Preliminary and Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as The Reunion Planned Unit Development, Lots 31, 31A, 31B, 44A, and 44B, on tracts of land located at 1030 Reunion Drive, in the 8300 block of Lady Slipper Road, and the 8600 block of Winterberry 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.
- i) 2008-018 Mike Cooke (Prelim. PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development, known as the Stringers Ridge Planned Unit Development, Phase 1, on tracts of land located in the 700 block of High Ridge 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.
- j) 2008-020 Mike Cooke (Prelim. PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development, known as the Stringers Ridge Planned Unit Development, Phase 2, on tracts of land located in the 700 block of High Ridge 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.

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- k) 2008-021 Mike Cooke (Prelim. PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development, known as the Stringers Ridge Planned Unit Development, Phase 3, on tracts of land located in the 1000 block of Purple Hill Drive, 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.
- l) 2008-024 Mike Cooke (Abandon PUD). A resolution approving abandonment of a Multi-Family Housing Planned Unit Development Special Exceptions Permit on tracts of land located in the 1000 block of Purple Hill Drive, more particularly described herein and as shown on the map and drawing attached hereto and made a part hereof by reference, in order to create a new Stringers Ridge Planned Unit Development.

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.

XI. Committee Reports.

XII. Agenda Session for Tuesday, February 19, 2008.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, February 19, 2008:

AGENDA FOR TUESDAY, FEBRUARY 19, 2008

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Feely).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Section 31-325, Landfilling Requirements in certain residential areas. **(Deferred from 12-4-07, 1-8-08, 1-22-08 & 2-5-08. Revised.)**
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6. Ordinances – First Reading:

- a) An ordinance appropriating from the Chattanooga Outdoor Budget to the Chattanooga Track Club the amount of \$5,000.00 as part of the partnership to host the Chattanooga Waterfront Triathlon.

7. Resolutions:

- a) A resolution designating February 26, 2008 as “Spay Day USA.”
- b) A resolution supporting the application of the Jewish Community Federation of Greater Chattanooga for federal funding to assist with the cost of its “Innovative Family Caregivers Support Demonstration Project.”
- c) A resolution authorizing the appointment of Armando Lopez as special policeman (armed) for Erlanger Health Systems, to do special duty as prescribed herein, subject to certain conditions.
- d) A resolution authorizing the award of Contract No. -05-007-202, New Sanitary Sewer Interceptor Lines Warner Park and Engel Stadium, to East Tennessee Grading, Inc. in the amount of \$686,311.70, plus a contingency amount of \$253,688.30, for a total amount not to exceed \$740,000.00.
- e) A resolution authorizing the award of Contract No. W-05-007-201, Warner Park Combined Sewer Overflow (CSO) Control Facility, to Haren Construction Company, Inc. in the amount of \$4,472,000.00, plus a contingency amount of \$223,600.00, for a total amount not to exceed \$4,695,600.00.
- f) A resolution authorizing execution of Change Order No. 1 relative to Contract No. W-05-007-102, Warner Park Combined Sewer Overflow (CSO) Control Facility, with Consolidated Technologies, Inc., which change order increases the contract amount by \$42,550.00, for a revised contract amount not to exceed \$461,550.00.

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- g) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with The Layman Foundation for construction of a public road to be used as the main entrance for the Summit Softball Complex.
- 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, February 26, 2008.
- 13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- 14. Adjournment.