

**REVISED AGENDA FOR TUESDAY, NOVEMBER 6, 2012**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Scott).
- III. Minute Approval.
- IV. Special Presentation:
- V. Ordinances – Final Reading:
- VI. Ordinances – First Reading:
  - a) An ordinance to amend Ordinance No. 12622 known as “the Fiscal Year 2012-2013 Budget Ordinance” so as to appropriate \$75,000.00 from the General Fund contingency to the Chattanooga Regional Homeless Coalition to be used to provide emergency night shelter for individuals and families during the period December 1, 2012 through February 28, 2013.
  - b) MR-2011-107 Paul Mallchock (Abandonment). An ordinance closing and abandoning of an unnamed alley located in the 200 block of Baker Street, more particularly described herein, subject to certain conditions. (District 1.)
- VII. Resolutions:
  - a) A resolution approving an additional Chattanooga Area Regional Transportation Authority (CARTA) Parking Ambassador with a special police officer commission for Michelle Ebert. (Revised.)
  - b) A resolution authorizing the Administrator of Education, Arts, and Culture to enter into an agreement with Franklin Associates Architects, Inc. to design, prepare for bid, and oversee the replacement of the roof for the Soldiers and Sailors Memorial Auditorium for a stipulated amount not to exceed \$43,791.00, plus reimbursable expenses not to exceed \$2,531.00, for a total amount not to exceed \$46,322.00.
  - c) A resolution authorizing Tower Place Homeowners Association c/o Mary F. Eubanks to use temporarily the portion of a right-of-way located at 1701 Market Street and 4, 6, 8, 10, and 12 West 17<sup>th</sup> Street for the installation of awnings, as shown on the maps and drawing attached hereto and made a part hereof by reference, subject to certain conditions. (District 8.) (Revised.)
  - d) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Ragan-Smith Associates, Inc., for professional services, relative to Contract No. E-11-011-101, Central Avenue Roadway Extension, TDOT PIN 117216.00, for an amount not to exceed \$760,772.00. (District 8.)

- e) A resolution adopting a six (6) month moratorium on the award of any Special Exceptions Permits pursuant to City Code Section 38-43(4) relating to two-family dwellings in the R-1 Residential Zone to provide time for the Chattanooga-Hamilton County Regional Planning Agency to provide a recommendation to the City Council on future procedure. (Revised.)

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, November 13, 2012.

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

XIV. Adjournment.

**AGENDA FOR TUESDAY, NOVEMBER 13, 2012**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Robinson).
3. Minute Approval.
4. Special Presentation:
5. Ordinances - Final Reading:
  - a) An ordinance to amend Ordinance No. 12622 known as “the Fiscal Year 2012-2013 Budget Ordinance” so as to appropriate \$75,000.00 from the General Fund contingency to the Chattanooga Regional Homeless Coalition to be used to provide emergency night shelter for individuals and families during the period December 1, 2012 through February 28, 2013.
  - b) MR-2011-107 Paul Mallchock (Abandonment). An ordinance closing and abandoning of an unnamed alley located in the 200 block of Baker Street, more particularly described herein, subject to certain conditions. (District 1.)
6. Ordinances – First Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Section 38-672(2), Method of procedure to include special permit petitions.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 18, Article VII, Section 18-124, relative to Wood recycling and compost facility.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article II, Sewer Service Charges, Section 31-36, Schedule, relative to late fees on unpaid sewer bills. (Revised.)
  - d) 2012-117 Ericka Stearns (R-1 Residential Zone to R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 906 East 10<sup>th</sup> Street, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. (Recommended for denial by Planning and Staff.) (District 8.)
  - e) 2012-121 The Broadway Group, LLC/Lee McCay/Tiftonia Church of Christ (R-1 Residential Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 151 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 Planning and Staff.) (District 1.)

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2012-121 The Broadway Group, LLC/Lee McCay/Tiftonia Church of Christ (R-1 Residential Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 151 Browns Ferry Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. (**Applicant Version.**)

- f) 2012-129 John 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 property located at 1810 Chestnut 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 and Staff.**) (**District 8.**)

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2012-129 John 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 property located at 1810 Chestnut Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. (**Applicant Version.**)

- g) 2012-131 Don Skiles (R-1 Residential Zone to R-3MD Moderate Density Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 6811 McCutcheon Road, more particularly described herein, from R-1 Residential Zone to R-3MD Moderate Density Zone, subject to certain conditions. (**Recommended for approval by Planning and Staff.**) (**District 4.**)

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2012-131 Don Skiles (R-1 Residential Zone to R-3MD Moderate Density Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 6811 McCutcheon Road, more particularly described herein, from R-1 Residential Zone to R-3MD Moderate Density Zone. (**Applicant Version.**)

- h) 2012-137 Homebuilders Association/Teresa Groves (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 properties located at 3215, 3219, and 3221 Harrison Pike, 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 5.**)

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2012-137 Homebuilders Association/Teresa Groves (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 properties located at 3215, 3219, and 3221 Harrison Pike, more particularly described herein from R-4 Special Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (**Recommended for approval by Staff.**)

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2012-137 Homebuilders Association/Teresa Groves (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 properties located at 3215, 3219, and 3221 Harrison Pike, more particularly described herein from R-4 Special Zone to C-2 Convenience Commercial Zone. (**Applicant Version.**)

- i) 2012-140 Barry Evans/James Pratt (R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 402 Forest Avenue, more particularly described herein, from R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone, subject to certain conditions. (**Recommended for approval by Planning.**) (**District 2.**)

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2012-140 Barry Evans/James Pratt (R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 402 Forest Avenue, more particularly described herein, from R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone, subject to certain conditions. (**Recommended for approval by Staff.**)

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2012-140 Barry Evans/James Pratt (R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 402 Forest Avenue, more particularly described herein, from R-4 Special Zone to R-TZ Residential Townhouse Zero Lot Line Zone. (**Applicant Version.**)

- j) 2012-143 James D. Lee (R-1 Residential Zone to C-5 Neighborhood Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 8203 East Brainerd Road, more particularly described herein, from R-1 Residential Zone to C-5 Neighborhood Commercial Zone, subject to certain conditions. (**Recommended for approval by Planning and Staff.**) (**District 4.**)

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2012-143 James D. Lee (R-1 Residential Zone to C-5 Neighborhood Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 8203 East Brainerd Road, more particularly described herein, from R-1 Residential Zone and R-2 Residential Zone to C-2 Convenience Commercial Zone. (**Applicant Version.**)

- k) MR-2012-142 RWM Technologies (Abandonment). An ordinance closing and abandoning of a portion of sanitary sewer line and sewer easement on the property located at 3801 North Hawthorne Street, more particularly described herein, subject to certain conditions. (**District 9.**)

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a Lease Agreement with Ballet Tennessee for the ground level wing of the John A. Patten Arts Center for a term beginning January 1, 2013 through December 31, 2016 at the rate of \$1,400.00 per month and other considerations.
- b) A resolution authorizing the Mayor to execute an easement to the Electric Power Board for the purpose of extending underground single phase primary facilities to allow Hamilton County to construct a new maintenance facility located at Enterprise Nature Park, with the City of Chattanooga and to reimburse Hamilton County for one-half in the amount of \$127,500.00, for a total amount not to exceed \$255,000.00. (District 4.)
- c) A resolution authorizing the Chief Information Officer to enter into an agreement with a selected vendor to upgrade the current Oracle E-Business Suite (EBS) 11.5.10.2 to R12.1.3.
- d) 2012-144 Chattanooga Construction Company, LLC (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for a Residential Planned Unit Development on properties located in the 100 through 200 blocks of Templeton Lane, subject to certain conditions. (District 3.)

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, November 20, 2012.

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

14. Adjournment.