

**AMENDED AGENDA FOR TUESDAY, SEPTEMBER 22, 2009**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Council Chair Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Section 3-96 relative to placement of traffic directional signs and delete 3-116 regarding Business directional signs.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-273(d)(4), relative to the use of revenues generated by the City's Traffic Control Photographic System.
  - c) An ordinance hereinafter also known as "the Fiscal Year 2009-2010 Budget Ordinance," to provide revenue for the fiscal year beginning July 1, 2009, and ending June 30, 2010; appropriating same to the payment of expenses of the municipal government; fixing the rate of taxation on all taxable property in the City, and the time taxes and privileges are due, how they shall be paid, when they shall become delinquent; providing for interest and penalty on delinquent taxes and privileges; and to amend Chattanooga City Code, Part I, Chapter 2, Section 2-267, relative to paid leave for active-duty training. **(Revised.)**
- VI. Ordinances – First Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Sections 38-264 and 38-266, and by adding Section 38-527 relative to a Special Exceptions Permit for beer sales in neighborhood grocery stores. **(Deferred from 9/8/09 & 9/15/09.)**
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 18, Section 18-165, so as to provide for appeals to the public officer of notice to abate a public nuisance.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Article X, Section 3-102, relative to Jurisdiction of the Board.
  - d) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga **known as Area 1B**, being certain parcels adjacent to Cummings Highway within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Revised.)**

An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga **known as Area 1B**, being certain parcels adjacent to Cummings Highway within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Revised.) (Alternate version regarding West Hills Road.)**

- e) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga **known as Area 4A**, being certain parcels adjacent to the current city limits between Hixson Pike and Middle Valley Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Revised.)**
- f) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga **known as Area 4C**, being certain parcels adjacent to the current city limits of Hixson Marina Road, Big Ridge Road, and Fairview Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map. **(Revised.)**

**VII. Resolutions:**

- a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement relative to Contract No. T-09-002-201 with Arcadis, U.S., Inc. for a Transportation Planning Study for Moccasin Bend Archeological District in an amount not to exceed \$98,500.00. **(Deferred from 9/15/09.)**
- b) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement relative to Contract No. W-09-021-201 with MAP Engineers, LLC, Bonny Oaks Drive Sewer Relocation at Railroad Bridge in an amount not to exceed \$13,650.00. **(Deferred from 9/15/09.)**
- c) A resolution authorizing the Chattanooga Fire Department to award a contract to Thomas Brothers Construction for the site work only for the new Fire Station No. 7 at Enterprise South Industrial Park in the amount of \$348,772.14, plus a contingency amount of \$34,877.22, for a total amount not to exceed \$383,649.36.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a Lease Agreement with the Hunter Museum of American Art for portions of property whereupon sculptures are or will be located on City of Chattanooga property.
- e) A resolution authorizing the Administrator of the Department of Public Works to enter into a Conservation Easement Option Agreement with the Tennessee Wildlife Resources Foundation, Inc. for the design and construction of stream mitigation improvements for Friar Branch.

**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, September 29, 2009.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 29, 2009:

**AGENDA FOR TUESDAY, SEPTEMBER 29, 2009**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Gilbert)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Sections 38-264 and 38-266, and by adding Section 38-527 relative to a Special Exceptions Permit for beer sales in neighborhood grocery stores.
  - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 18, Section 18-165, so as to provide for appeals to the public officer of notice to abate a public nuisance.
  - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Article X, Section 3-102, relative to Jurisdiction of the Board.
  - d) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 1B, being certain parcels adjacent to Cummings Highway within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
  - e) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 4A, being certain parcels adjacent to the current city limits between Hixson Pike and Middle Valley Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
  - f) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 4C, being certain parcels adjacent to the current city limits of Hixson Marina Road, Big Ridge Road, and Fairview Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
6. Ordinances – First Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article VIII, Sections 31-302, 31-352, 31-354, and 31-356, to add definitions, revise the water quality rate structure, and provide for the funding of the operation, maintenance, and improvement of the Water Quality System within the City limits.

- b) 2009-090 Gurdeep K. Madan, Broker (C-5 to C-2). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 3467 Wilcox Boulevard, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone. **(Deferred from 9/8/09.) (Not recommended for approval by Planning.)**

2009-090 Gurdeep K. Madan, Broker (C-5 to C-2). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 3467 Wilcox Boulevard, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Not recommended but Special Exceptions permit is recommended.)**

- c) 2009-111 Sean Daniels (R-1 to C-2). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 3630 Ridgeside Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Deferred from 9/8/09.) (Not recommended for approval by Planning.)**

2009-111 Sean Daniels (R-1 to C-5). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 3630 Ridgeside 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 with Special Exceptions permit.)**

- d) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 8A, being certain parcels adjacent to Interstate 75 and Hunter Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
- e) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 8B, being certain parcels adjacent to Interstate 75 and Relocation Way within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
- f) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 9A, being certain parcels adjacent to Enterprise South property and the right-of-way of Interstate 75 within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
- g) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 9B, being certain parcels adjacent to Old Lee Highway and Apison Pike within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.

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- h) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of the City of Chattanooga known as Area 11A, being certain parcels adjacent to the current City limits of Morris Hill Road, East Brainerd Road, and Igou Gap Road within the Urban Growth Boundary of the City of Chattanooga, in Hamilton County, Tennessee, as shown by the attached map.
  
- 7. Resolutions:
  - a) A resolution authorizing the Administrator of the Department of Parks and Recreation to amend the Personal Services Contract with Townsend Atelier, LLC for Coordinator of Public Art Services to increase the contract amount by \$12,480.00, for a revised contract amount not to exceed \$54,080.00.
  
- 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, October 6, 2009
  
- 13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
  
- 14. Adjournment.