

SECOND AMENDED AGENDA FOR TUESDAY, NOVEMBER 16, 2010

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Council Chairman Rico)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 10, Section 38-133(4), MXU-Mixed Use Zone, to apply the maximum building footprint to retail uses only.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Sections 2-150, 2-161, and 2-162, relative to hospitalization and other benefits after retirement, personal leave, and the personal leave transfer program, respectively.
 - c) 2010-069 Page Family Properties, Inc. (R-2 Residential Zone to M-2 Light Industrial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1500 and 1506 East 51st Street, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone, subject to certain conditions. **(Planning version, District No. 7.) (Revised conditions.) (Motion to Substitute needed.)**
 - d) 2010-117 Page Family Properties, Inc. (R-2 Residential to M-2 Light Industrial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone a tract of land located at 1562 East 51st Street, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone, subject to certain conditions. **(Planning version, District No. 7.) (Revised conditions.) (Motion to Substitute needed.)**
 - e) 2010-135 Robert Gustafson (M-1 Manufacturing Zone & R-3 Residential Zone to UGC-Urban General 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 1617 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone and R-3 Residential Zone to UGC-Urban General Commercial Zone. **(Planning version, District No. 7.)**
- VI. Ordinances – First 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. (Public Hearing.)**
- c) **An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-55, relative to alcoholic beverages. (Added by permission of the Safety Committee.)**
- 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 certain zones.**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Neighborhood Services and Community Development to enter into a Project Management Services Contract with Countess B. Jenkins to provide program management and project oversight services in administering the HomeAgain Program in an amount not to exceed \$50,000.00.
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with “A Better Tomorrow” to provide an after school program at the Brainerd Recreation Center from November, 2010, through May, 2011. **(Revised contract – rental fees.)**
- c) A resolution authorizing the appointment of Jason W. Chauncey and David A. Kowalski as special police officers (unarmed) for the Neighborhood Services Division to do special duty as prescribed herein, subject to certain conditions.
- e) **A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with A. D. Engineering, Inc. for professional services relative to the Construction Engineering Inspection (CEI) and Material testing for Contract No. S-10-007-401, Sterling Avenue Drainage Ditch Repair, in an amount not to exceed \$77,062.00.**
- f) **A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on November 30, 2010, regarding the deannexation of certain territory adjacent to O’Grady Drive and Scenic Waters Lane which are currently within the City of Chattanooga upon the request of the Little, Fryar, and Shown families being more particularly described herein.**
- g) **A resolution authorizing and directing the Clerk of the Council to advertise for public hearing on November 30, 2010, regarding the deannexation of certain properties on Elder Mountain which are currently within the City of**

Chattanooga upon the request of G. Brent Burks being more particularly described herein.

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 23, 2010

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

XIV. Recess until Wednesday, November 17, 2010, 12:30 p.m.

AGENDA FOR TUESDAY, NOVEMBER 23, 2010

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman McGary).
3. Minute Approval.
4. Special Presentations.
5. 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. (Public Hearing.)
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, Section 5-55, relative to alcoholic beverages. (Added by permission of the Safety Committee.)
6. 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 37th 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 37th 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.

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- c) An ordinance deannexing certain territory adjacent to O'Grady Drive and Scenic Waters Lane which are currently within the City of Chattanooga upon the request of the Little, Fryar, and Shown 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.

7. 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. **(Added by permission of Council Chairman Rico.)**

8. Overtime Report.

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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, November 30, 2010.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.