

AGENDA FOR TUESDAY, JANUARY 11, 2011

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Section 3-92, relative to general regulation of permanent on-premise signs.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article X, Section 24-318, Designation of spaces; duty to park entirely within; parking multiple motorcycles, motorized bicycles and motor-driven cycles.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Sections 38-527 special exceptions for nightclubs or similar uses, to extend the moratorium on the granting of any special permits until January 31, 2011, in order for the Council to discuss special conditions which may be imposed on uses under this section.
 - d) MR-2010-077 Tammy Hass (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2600 blocks of East 18th and Reece Street with Tennessee American Water Company to maintain an easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended by Public Works.) (District No. 7.)**
 - e) MR-2010-078 Tammy Hass (Abandonment). An ordinance closing and abandoning an unopened alley located in the 900 block of Buckley Street with AT&T Southeast to maintain an easement in the full width, more particularly described herein, subject to certain conditions. **(Recommended by Public Works.) (District No. 7.)**
- VI. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by amending Section 38-502 and adding new Sections 38-13, 38-528 and 38-529 to identify certain areas of scenic value and establish a special exceptions permit relative to the regulation of structure heights in such areas. **(Deferred from 12/14/2010.)**
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-162 and 35-171 relative to vehicles for hire. **(Deferred from 1/4/2011.) (Revised.)**

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- c) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by amending Sections 38-2 and 38-527 relative to the regulation of nightclubs. **(See alternate version.)**
- d) An ordinance deannexing certain properties on Elder Mountain and Elder Mountain Road which are currently in the City of Chattanooga.
- e) An ordinance to amend Ordinance No. 12414, encaptioned, “An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article I, Section 2-3, in general, and Article III, Divisions 1 through 7, Sections 2-136 through 2-174, and to repeal Section 2-193 of the Personnel Ordinance,” so as to delete Section 2-176, due to duplication.
- f) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Divisions 1, 6 and 9, Sections 2-138, 2-160, 2-161 and 2-180 of the Personnel Ordinance.
- g) **An ordinance to amend Part II, Chattanooga City Code, Chapter 17, Article I, Section 17-1, relative to the adoption of the International Fire Code, 2006 Edition, including all referenced standards and publications specified therein, and the 2006 National Fire Protection Association (NFPA) 101 Life Safety Code in its entirety for certain specified occupancies, including existing buildings, as defined by the 2006 NFPA 101 Life Safety Code, as the official fire code of the City of Chattanooga; and to amend Sections 17-2, as to appendices, and 17-3 as amendments to the Code. (Added by permission of Council Vice-Chair Ladd.)**
- h) 2010-160 Bill Wilkerson for Memorial Hospital (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 809 North Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version.) (District No. 9.)**

2010-160 Bill Wilkerson for Memorial Hospital (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 809 North Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Applicant Version.)**
- i) 2010-162 Troy Cox (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions 1 and 2 imposed in Ordinance No. 11290 and to amend condition 1 imposed in Ordinance No. 11372 on parts of properties located at 706 Ashland Terrace, being more particularly described herein, subject to certain conditions. **(District No. 2.)**

VII. Resolutions:

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- a) A resolution adopting the development and re-development policies for Brainerd Road as recommended by the Chattanooga-Hamilton County Regional Planning Agency.
- b) A resolution adopting the Master Plan for Brainerd Road entitled Brainerd A Vision for Today as recommended by the Chattanooga-Hamilton County Regional Planning Agency.
- c) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Consolidated Technologies, Inc., for professional services for Construction Engineering Inspection (CEI) Services, relative to Contract No. W-10-010-401, Old Lee Highway at Apison Pike Sanitary Sewer Relocation and Force Main, in an amount not to exceed \$80,000.00. **(Deferred from 1/4/2011.)**
- d) **A resolution to establish a special fund for the Police Department and Fire Department take home cars; authorizing the Police Chief and Fire Chief to accept donations to said fund; expressing the intent of the City Council to amend the Budget Ordinance to allocate to this fund any unspent expense funds of the Council to date and three quarters (3/4) of unspent travel funds; and further expressing the intent of the Council to amend the Budget Ordinance to delete the charges for take home cars when more than \$500,000.00 in total savings from either net revenue collected or expenses foregone is obtained. (Added by permission of Council Members Murphy and Gilbert.)**

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 on January 18, 2011

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

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XIV. Adjournment.

AGENDA FOR TUESDAY, JANUARY 18, 2011

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, by amending Section 38-502 and adding new Sections 38-13, 38-528 and 38-529 to identify certain areas of scenic value and establish a special exceptions permit relative to the regulation of structure heights in such areas.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-162 and 35-171 relative to vehicles for hire.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by amending Sections 38-2 and 38-527 relative to the regulation of nightclubs.
 - d) An ordinance deannexing certain properties on Elder Mountain and Elder Mountain Road which are currently in the City of Chattanooga.
 - e) An ordinance to amend Ordinance No. 12414, encaptioned, "An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article I, Section 2-3, in general, and Article III, Divisions 1 through 7, Sections 2-136 through 2-174, and to repeal Section 2-193 of the Personnel Ordinance," so as to delete Section 2-176, due to duplication.
 - f) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article III, Divisions 1, 6 and 9, Sections 2-138, 2-160, 2-161 and 2-180 of the Personnel Ordinance.
 - g) 2010-160 Bill Wilkerson for Memorial Hospital (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 809 North Chamberlain Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Planning Version.) (District No. 9.)**

2010-160 Bill Wilkerson for Memorial Hospital (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 809 North Chamberlain

Avenue, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Applicant Version.)**

- h) 2010-162 Troy Cox (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions 1 and 2 imposed in Ordinance No. 11290 and to amend condition 1 imposed in Ordinance No. 11372 on parts of properties located at 706 Ashland Terrace, being more particularly described herein, subject to certain conditions. **(District No. 2.)**

6. Ordinances – First Reading:

7. Resolutions:

- a) A resolution authorizing the Chief of Police to award a contract to Winesett-Hill Constructors, Inc. to erect a privacy fence, security gates, replace exterior stairs, and upgrade the awning at the narcotics lot in the amount of \$140,160.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Allen and Hoshall, Inc., for professional services, relative to Contract No. E-09-019-101, SR 27 (Rossville Boulevard) Pedestrian and Bicycle Facilities in an amount not to exceed \$69,400.00.
- c) A resolution authorizing Chattanooga Goodwill Industries to use temporarily the right-of-way located at the intersection of Old Hunter and Mountain View Road regarding the installation of a Goodwill attended trailer/donation center to receive donations from the public, as shown in the photos attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 4.) (Staff recommends denial.)**
- d) A resolution authorizing Adrian Lewis to use temporarily the right-of-way located at the beginning of the intersection in the 2600 block of E. 19th Street for access to clean the rear of the property located at 2610 E. 19th Street, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 7.)**
- e) A resolution authorizing Jamestown Warehouse Row to use temporarily the right-of-way along 1110 Market Street for the installation of a sign along a portion of the right-of-way, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
- f) A resolution authorizing Past Time Antiques to use temporarily the right-of-way located at 139 Rivers Street for placement of shop items along the front of the business and in portions of the right-of-way during business hours, as shown in the photo attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 2.)**
- g) A resolution authorizing Link Forty One Artisan Cured Meats to use temporarily the right-of-way located at 217 E. Main Street to install a sign over a portion of

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the right-of-way (sidewalk), as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**

- h) A resolution authorizing Mitch Baldree, DDS to use temporarily the right-of-way located at 200 West Main Street to install a banner sign over the sidewalk, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District No. 8.)**
 - i) A resolution authorizing the Administrator of the Department of Parks and Recreation to extend a management agreement with the Trust for Public Land in an amount not to exceed \$100,000.00, to be paid in four quarterly installments of \$25,000.00 each for a term of one year beginning July 1, 2010 through June 30, 2011.
 - j) A resolution authorizing the Administrator of the Department of Public Works to enter into an interlocal agreement with the City of East Ridge for signal controller maintenance services at an hourly rate of \$54.25. **(Deferred from 12/14/10.)**
 - k) A resolution authorizing the Administrator of the Department of Public Works to enter into an interlocal agreement with Hamilton County for signal controller maintenance services at an hourly rate of \$54.25. **(Deferred from 12/14/10.)**
 - l) A resolution authorizing the Administrator of the Department of Public Works to enter into an addendum to the interlocal agreement with the City of Collegedale for signal controller maintenance services at an hourly rate of \$54.25. **(Deferred from 12/14/10.)**
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 on January 25, 2011.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.

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14. Adjournment.