

**AGENDA FOR TUESDAY, AUGUST 20, 2013**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Mitchell).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) [An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 502, relative to Schedule II, Speed on through streets. \(Transportation\)](#)
  - b) [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 25, Planned Unit Development-Residential. \(Planning\)](#)
  - c) [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 26, Planned Unit Development-Institutional. \(Planning\)](#)
  - d) [2013-073 John R. Anderson/Dallas and Beverly Bunton \(R-1 Residential Zone to O-1 Office Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 2910 Silverdale Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. \(District 6\) \(Recommended for approval by Planning and Staff\)](#)  

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[2013-073 John R. Anderson/Dallas and Beverly Bunton \(R-1 Residential Zone to O-1 Office Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 2910 Silverdale Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone. \(Applicant Version\)](#)
  - e) [2013-091 Britt Goodson/State of Tennessee \(R-2 Residential Zone to C-2 Convenience Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 5528 and 5530 Highway 153, more particularly described herein, from R-2 Residential Zone to C-2 Convenience Commercial Zone. \(District 3\) \(Planning/Applicant Version\)](#)

- f) 2013-096 Jody Shea/Shea Properties (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 property located at 1800 E. 25<sup>th</sup> Street, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone, subject to certain conditions. **(District 8) (Recommended for approval by Planning and Staff) (Revised)**

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2013-096 Jody Shea/Shea Properties (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 property located at 1800 E. 25<sup>th</sup> Street, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone. **(Applicant Version)**

- g) 2013-097 David Jones/Hamilton Avenue Properties (RT-1 Residential Townhouse Zone to C-7 Northshore Commercial Mixed Use Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 677 Hamilton Avenue, more particularly described herein, from RT-1 Residential Townhouse Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. **(District 2) (Recommended for approval by Planning and Staff)**

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2013-097 David Jones/Hamilton Avenue Properties (RT-1 Residential Townhouse Zone to C-7 Northshore Commercial Mixed Use Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 677 Hamilton Avenue, more particularly described herein, from RT-1 Residential Townhouse Zone to C-7 Northshore Commercial Mixed Use Zone. **(Applicant Version)**

VI. Ordinances – First Reading:

- a) An ordinance, hereinafter also known as “the Fiscal Year 2013-2014 Budget Ordinance”, to provide revenue for the Fiscal Year beginning July 1, 2013, and ending June 30, 2014; 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 II, Chapter 2, Section 2-267, relative to paid leave for active-duty training and to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-37, 31-41, and 31-43. **(Finance)**
- b) MR-2010-137 Joseph Parks (Abandonment). An ordinance closing and abandoning a portion of the 700 block of River Gorge Drive, subject to certain conditions. **(District 1) (Public Works)**

- c) [MR-2013-011 J. Harvey Cameron \(Sequatchie Concrete Services, Inc.\) \(Abandonment\). An ordinance closing and abandoning an unopened portion of the 3900 block of Divine Avenue, 3800 and 3900 blocks of Barksdale Avenue, 3700 and 3900 blocks of Walthall Avenue, 1200 block of East 38<sup>th</sup> Street, and six unopened alleys, subject to certain conditions. \*\*\(District 7\) \(Public Works\)\*\*](#)
  
- d) [2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. \*\*\(District 2\) \(Planning Version\) \(Deferred from 8/13/2013\)\*\*](#)  

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[2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. \*\*\(Alternate Version\)\*\*](#)  

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[2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. \*\*\(Staff Version\)\*\*](#)  

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[2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone. \*\*\(Applicant Version\)\*\*](#)
  
- e) [MR-2013-092 Adam Driver \(Hamilton County Board of Education\) \(Abandonment\). An ordinance closing and abandoning a portion of a sanitary sewer easement at 7553 Igou Gap Road, subject to certain conditions. \*\*\(District 4\) \(Public Works\)\*\*](#)

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### VII. Resolutions:

- a) A resolution authorizing the approval of Change Order No. 1 for Jarrett Builders relative to Contract No. E-12-025-201, Infrared Repairs Requirements Contract, for an increased amount of \$100,000.00, for a revised contract amount not to exceed \$350,000.00. **(Public Works)**
- b) A resolution authorizing payment to Southeast US Retail Fund, LP for a sanitary sewer easement relative to Contract No. W-10-011, East Brainerd Road Sanitary Sewer Relocation Project, Tract No. 10, property located at 8644 East Brainerd Road, Tax Map No. 171B-C-014, for an amount not to exceed \$63,836.00. **(District 4) (Public Works)**
- c) A resolution authorizing the Administrator of the Department of Youth and Family Development, to apply for and, if granted, accept a grant from Chaco and Rock Creek for Therapeutic Recreation Services (TRS) to continue and expand its current adaptive kayaking program, in the amount of \$3,000.00. **(Youth and Family Development)**
- d) A resolution authorizing the Chief of the Chattanooga Fire Department to apply for and, if awarded, accept the 2013 Staffing for Adequate Fire and Emergency Response (SAFER) grant issued by the U.S. Department of Homeland Security under the Federal Emergency Management Agency (FEMA), in the amount of \$1,935,180.00, which, if approved, will be used to fund twenty-nine (29) firefighters. **(Fire)**

### VIII. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

IX. Other Business.

X. Committee Reports.

XI. Agenda Session for Tuesday, August 27, 2013.

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

XIII. Adjournment.

**AGENDA FOR TUESDAY, AUGUST 27, 2013**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Smith).
3. Minute Approval.
4. Special Presentation.

**“Proclamation: Gayle Keown, City Treasurer”**

5. Ordinances - Final Reading:
  - a) An ordinance, hereinafter also known as “the Fiscal Year 2013-2014 Budget Ordinance”, to provide revenue for the Fiscal Year beginning July 1, 2013, and ending June 30, 2014; 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 II, Chapter 2, Section 2-267, relative to paid leave for active-duty training and to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-37, 31-41, and 31-43. **(Finance)**
  - b) MR-2010-137 Joseph Parks (Abandonment). An ordinance closing and abandoning a portion of the 700 block of River Gorge Drive, subject to certain conditions. **(District 1) (Public Works)**
  - c) MR-2013-011 J. Harvey Cameron (Sequatchie Concrete Services, Inc.) (Abandonment). An ordinance closing and abandoning an unopened portion of the 3900 block of Divine Avenue, 3800 and 3900 blocks of Barksdale Avenue, 3700 and 3900 blocks of Walthall Avenue, 1200 block of East 38<sup>th</sup> Street, and six unopened alleys, subject to certain conditions. **(District 7) (Public Works)**

- d) [2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. \*\*\(District 2\) \(Planning Version\) \(Deferred from 8/13/2013\)\*\*](#)

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[2013-089 Jacob Becker/PTC Properties \(R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 503 Hamilton Avenue and 502 North Market Street, more particularly described herein, from R-4 Special Zone to C-7 Northshore Commercial Mixed Use Zone, subject to certain conditions. \*\*\(Alternate Version\)\*\*](#)

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- e) [MR-2013-092 Adam Driver \(Hamilton County Board of Education\) \(Abandonment\). An ordinance closing and abandoning a portion of a sanitary sewer easement at 7553 Igou Gap Road, subject to certain conditions. \*\*\(District 4\) \(Public Works\)\*\*](#)

6. Ordinances – First Reading:

- a) [An ordinance appropriating, authorizing or allocating funds to the Capital Improvements Budget for the Fiscal Year 2013/2014 and to amend the Fiscal Year 2013/2014 Budget Ordinance No. \\_\\_\\_\\_\\_ \*\*\(Finance\)\*\*](#)

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Youth and Family Development to enter into contracts with the below-listed school bus drivers to drive participants to various recreation centers on field trips, for a total amount of \$17,575.00. **(Youth and Family Development)**
- b) A resolution authorizing John Wise, III to use temporarily the right-of-way located at 125 Cherokee Boulevard for the installation of a canopy at the entrance that will extend approximately five (5) feet beyond the property line, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(District 1) (Public Works)**
- c) A resolution authorizing Jennifer A. Rizzo c/o Habitat for Humanity Greater Chattanooga Area, Attention Dennis Neal, to use temporarily an unopened right-of-way on Morgan Lane to have a driveway access to accommodate a new house being built on the corner, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(District 1) (Public Works)**
- d) A resolution authorizing Doug Wilson to use temporarily the right-of-way located at 306 Cherokee Boulevard to install planters in front of the building with metal frame canvas awnings, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(District 1) (Public Works)**
- e) A resolution adopting a five-year Capital Improvement Plan for Fiscal Years 2014-2018, subject to future revision, a copy of which is attached hereto and made a part hereof by reference. **(Finance)**
- f) A resolution expressing the intent of the City of Chattanooga to issue bonds in the aggregate amount not to exceed \$11 million of the City of Chattanooga, Tennessee, for the purpose of paying all or a portion of the costs of the following: Sub Ledge Accounting and Fixed Assets; Road Improvements; Building Improvements; and Economic and Community Development. **(Finance)**
- g) A resolution authorizing the Mayor of the City of Chattanooga, in cooperation with the Mayor of Hamilton County, to execute a Warranty Donation Deed to transfer the City's interest in a portion of property, 13.75 acres more or less, owned jointly by Hamilton County and the City of Chattanooga, located on Moccasin Bend, formerly known as the Model Airplane Club property, to the United States of America, for use by the National Park Service and inclusion into the Moccasin Bend National Archaeological District, being a unit of the Chickamauga and Chattanooga National Military Park. **(General Services)**

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8. Departmental Reports:
  - a) Police.
  - b) Fire.
  - c) Economic and Community Development.
  - d) Youth and Family Development.
  - e) Transportation.
  - f) Public Works.
  - g) Finance.
9. Other Business.
10. Committee Reports.
11. Agenda Session for Tuesday, September 3, 2013.
12. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
13. Adjournment.