

AGENDA FOR TUESDAY, MAY 2, 2006

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Rutherford).
- III. Minute Approval.
- IV. Special Presentations.

STATE OF THE CITY ADDRESS, PART II - MAYOR LITTLEFIELD

V. Ordinances – Second Reading:

- a) An ordinance granting unto Xspedius Management Co. of Chattanooga, LLC d/b/a Xspedius Communications a franchise to install and maintain fiber optic cables in certain rights-of-way in the City of Chattanooga, as shown on the map attached hereto and made a part hereof by reference, to provide telecommunications services.
- b) 2006-044 City of Chattanooga c/o Public Works Dept. (Street Name Change). An ordinance to change the right-of-way name of the 3500 through 3700 blocks of Frederick Street to Carl White Place, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

VI. Ordinances – First Reading:

- a) MR-2006-015 Robert S. Davis, Jr. (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the east line of the 300 block of South Willow Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

VII. Resolutions:

- a) A resolution authorizing the appointment of Larry Dempsey as special policeman (armed) for Erlanger Health Systems, to do special duty as prescribed herein, subject to certain conditions.
- b) A resolution authorizing the award of Contract No. W-05-003-201, Eastgate Pump Station No. 2, Gravity Connector Sewer and Force Main, to East Tennessee Grading, Inc. in the amount of \$558,486.50, plus a contingency amount of \$40,000.00, for a total amount not to exceed \$598,486.50.
- c) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Lamar Dunn & Associates, Inc. relative to Contract No. W-06-003-101, Crompton Street Sanitary Sewer Rehab (Lupton City), in an amount not to exceed \$23,100.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Consolidated Technologies, Inc. for the design and construction of improvements to the gas collection system at the City Landfill on Birchwood Pike in an amount not to exceed \$42,140.00.

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- e) A resolution authorizing the award of Contract No. S-05-015-201, Televised Inspection of Private Sanitary Sewer Lines, to Roto Rooter Plumbing Service in an amount of \$20,000.00.
- f) A resolution authorizing the Mayor to enter into and execute an agreement with The Segal Company to perform a citywide classification and compensation study for the City of Chattanooga in an amount not to exceed \$190,000.00, with and optional pay for performance service in the amount of \$20,000.00.
- g) A resolution confirming and approving the appointment of John N. Foy as a member of the Electric Power Board of Chattanooga. **(Added by permission of the Public Works Committee.)**

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, May 9, 2006.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, May 9, 2006:

AGENDA FOR TUESDAY, MAY 9, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Rico).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) MR-2006-015 Robert S. Davis, Jr. (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the east line of the 300 block of South Willow Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
6. Ordinances – First Reading:
 - a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts and Ordinances amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter so as to establish a Personnel Board for the purpose of hearing appeals of certain employee disciplinary matters.
 - b) 2006-028 Paragon Development, Inc. (from R-1, R-2, R-4 & C-2 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 5800, 5900, and 6000 blocks of Highway 153, 5900-6200 blocks of Gothard Road, and 6300-6306 and 6410-6500 blocks of Grubb Road, more particularly described herein, from R-1 Residential Zone, R-2 Residential Zone, R-4 Special Zone with conditions, C-2 Convenience Commercial Zone, and C-2 Convenience Commercial Zone with conditions to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning - see alternate version.)**
2006-028 Paragon Development, Inc. (from R-1, R-2, R-4 & C-2 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 5800, 5900, and 6000 blocks of Highway 153, 5900-6200 blocks of Gothard Road, and 6300-6306 and 6410-6500 blocks of Grubb Road, more particularly described herein, from R-1 Residential Zone, R-2 Residential Zone, R-4 Special Zone with conditions, C-2 Convenience Commercial Zone, and C-2 Convenience Commercial Zone with conditions to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- c) 2006-041 Jackie L. Ray (from R-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3814 Montview Drive, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. **(Recommended for denial by Planning.)**

- d) 2006-075 City of Chattanooga - City Council (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift condition No. 2(d) imposed in Ordinance No. 11719 (Case No. 2005-107) on a tract of land located at 200 Manufacturers Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version.)**

2006-075 City of Chattanooga - City Council (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift condition No. 2(d) imposed in Ordinance No. 11719 (Case No. 2005-107) on a tract of land located at 200 Manufacturers Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning.)**

- e) 2006-080 City of Chattanooga by RPA Staff (from R-1 to R-2, R-3, R-4, C-2, & M-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone certain parcels within the Avondale Study Boundary, more particularly described herein, from R-1 Residential Zone to R-2 Residential Zone, R-3 Residential Zone, R-4 Special Zone, C-2 Convenience Commercial Zone, and M-1 Manufacturing Zone. **(Recommended for approval by Planning.)**

- f) 2006-086 Flournoy Development Company, LLC c/o Ryan Foster (from O-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 7477 Commons Boulevard, more particularly described herein, from O-1 Office Zone to R-3 Residential Zone. **(Not recommended for approval by Planning - see alternate version.)**

2006-086 Flournoy Development Company, LLC c/o Ryan Foster (from O-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 7477 Commons Boulevard, more particularly described herein, from O-1 Office Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- g) 2006-089 Frank Goodwin (from R-1 to R-T/Z). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 8200 block of Graham Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. **(Recommended for denial by Planning.)**

- h) 2006-090 Mary Sue Foskey (from R-2 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2819 and 2821 Walker Road, more particularly described herein, from R-2 Residential Zone to O-1 Office Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

2006-090 Mary Sue Foskey (from R-2 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2819 and 2821 Walker Road, more particularly described herein, from R-2 Residential Zone to O-1 Office Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

2006-090 Mary Sue Foskey (from R-2 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2819 and 2821 Walker Road, more particularly described herein, from R-2 Residential Zone to O-1 Office Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

- i) 2006-091 Jay Caughman, Architect (from R-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 102 Central Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

2006-091 Jay Caughman, Architect (from R-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 102 Central Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

2006-091 Jay Caughman, Architect (from R-3 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 102 Central Avenue, more particularly described herein, from R-3 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Consolidated Technologies, Inc. for engineering services in connection with replacement of the cooling tower for the oxygen plant at Moccasin Bend Wastewater Treatment Plant in an amount not to exceed \$8,900.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Arcadis G&M, Inc. for the Odor Assessment Study for the Moccasin Bend Wastewater Treatment Plant in an amount not to exceed \$40,000.00.
- c) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Jose I. Herrera at 7503 Igou Gap Road, Parcel No. 159A-B-002, Tract No. 21A, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$5,200.00.

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- d) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a Household Hazardous Waste Program grant 2006/2007 from the Tennessee Department of Environment and Conservation, Division of Community Assistance, in the amount of \$85,000.00.
 - e) A resolution reserving a right-of-way 2,400 feet long by 90 feet wide at Enterprise South Industrial Park for public road extension of Enterprise South Boulevard from the cul-de-sac to the new Enterprise South Parkway, as shown on the drawing attached hereto and made a part hereof by reference.
 - f) A resolution authorizing Denis Core to use temporarily the City's right-of-way at 618 Georgia Avenue for the Brass Register Restaurant to install an awning, tables, and chairs, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for denial by Public Works.)**
 - g) A resolution authorizing the City Finance Officer to execute any and all documents necessary to place the attached environmental restrictions from the Tennessee Department of Environment and Conservation onto the City of Chattanooga owned parcel identified as Tax Map No. 156A-D-001, commonly known as Montague Park.
 - h) A resolution authorizing expenditures from the Education, Arts & Culture Memorial Auditorium & Tivoli Capital Fund to Action Alarms of Chattanooga, Inc. for work projects at the Memorial Auditorium, including attic security only in the amount of \$53,555.16, office security in the amount of \$3,988.44, and lobby security in the amount of \$2,932.48, for a total of \$60,476.08.
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, May 16, 2006.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.