

AGENDA FOR TUESDAY, AUGUST 15, 2006

- 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 Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending certain sections of Article II, Article V, and Article VIII, Section 107, relative to the location of alternative financial services which include deferred presentment services, title pledge lenders, and pawnbrokers, as defined herein. **(Deferred from 7-18-06.)**
 - b) An ordinance to amend Ordinance No. 11812, Encaptioned, “An Ordinance to Amend Chattanooga City Code, Part II, Chapter 11, Section 11-377, to Include a New Subsection (10), Which Prohibits Sidewalk Vending on the City Blocks Located Between Market Street Bridge and Olgiati Bridge Adjacent to Riverfront Parkway and also for the Sidewalk and Parks Located Between Market Street and Walnut Street Adjacent to First Street Within the Protected Vending Zones of the Twenty-First Century Waterfront Development Project as Shown on the Attached Map” so as to provide additional restricted areas and to permit limited vending subject to a request for proposals. **(Revised - Need Motion for Substitution. Deferred from 8-8-06.)**
 - c) 2006-104 BlueCross BlueShield of Tennessee, Inc. (from R-3, R-4, & C-2 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 409 and 488 Cameron Hill Circle and 501 West Martin Luther King Junior Boulevard, more particularly described herein, from R-3 Residential Zone, R-4 Special Zone, and C-2 Convenience Commercial Zone to C-3 Central Business Zone, subject to certain conditions.
 - d) 2006-146 Dana Lynn McKamey (Lift conditions). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance 10683 (Case No. 1998-036) on a tract of land located at 7304 Jarnigan Road, more particularly described herein, subject to certain conditions.
 - e) 2006-147 Ben F. Miller & Louis Belua (from R-1 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 6844 McCutcheon Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions.
 - f) 2006-148 B & B Development (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 5900 Hixson Pike, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions.

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- g) 2006-153 2525 Broad Street, LLC (from M-1 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 2517 and 2525 Broad Street, together with two (2) unaddressed tracts of land located in the 400 block of West 25th and West 26th Streets, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions.
- h) 2006-155 Deanna Duncan & Terry Cannon (from M-1 to C-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 1800 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Revised - Need Motion for Substitution.)**
- i) 2006-158 Aaron D. Smith & William E. Clegg, Jr. (from R-1 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 2104 Hamill Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions.
- j) 2006-160 City Council, City of Chattanooga (from R-2 & R-4 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone certain tracts of land located in the 2300 through 2700 blocks of Cannon Avenue and the north side of the 1200 to 1400 blocks of East 28th Street, more particularly described herein, from R-2 Residential Zone and R-4 Special Zone to R-1 Residential Zone.

VI. Ordinances – First Reading:

- a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to repeal the provisions regarding the appointment of members of the Electric Power Board and providing that the Mayor shall appoint such members, subject to confirmation by the City Council. **(Revised. Deferred from 5-16-06 and 8-1-06.)**
- b) An ordinance appropriating from the General Fund, Office of Faith Based Initiative, to Front Porch Alliance the amount of \$20,000.00 for summer youth programs.
- c) 2003-085 Oscar T. Hurley (from R-1 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 7210 Jarnigan Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Deferred from 7-8-03.) (Recommended for denial by Planning. Not recommended for approval by Staff - see alternate version.)**

2003-085 Oscar T. Hurley (from R-1 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 7210 Jarnigan Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

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VII. Resolutions:

- a) A resolution authorizing payment to the Tennessee Municipal League for 2006-2007 Annual Membership Dues in the amount of \$24,252.00.
- b) A resolution authorizing payment to the United States Conference of Mayors for 2006 Dues in the amount of \$10,000.00.
- c) A resolution authorizing the execution of Change Order No. 2 for Design of the Outdoor Center at Renaissance Park with Hefferlin and Kronenberg, which change order increases the contract amount by \$5,500.00, plus reimbursable expenses, for a revised total contract price not to exceed \$150,600.00.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Lease Agreement with the North Chickamauga Creek Conservancy for the use of office space at Greenway Farm for a term beginning September 1, 2006 and ending August 31, 2007.
- e) A resolution authorizing acceptance of a grant from the Tennessee Department of Agriculture to the Department of Parks and Recreation for the Chattanooga Market Project in the amount of \$5,000.00.
- f) A resolution authorizing the Administrator of the Department of Parks and Recreation to execute a Service Agreement with Karl D. Gardner to manage, direct, produce, and coordinate theatrical and educational programs and various other services in an amount not to exceed \$6,000.00.

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, August 22, 2006.

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

XIV. Adjournment.

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XII. Agenda Session for Tuesday, August 22, 2006:

AGENDA FOR TUESDAY, AUGUST 22, 2006

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Final Reading:
 - a) An ordinance to amend the Charter of the City of Chattanooga, and all Acts, Ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to repeal the provisions regarding the appointment of members of the Electric Power Board and providing that the Mayor shall appoint such members, subject to confirmation by the City Council. **(Deferred from 5-16-06 and 8-1-06.)**
 - b) An ordinance appropriating from the General Fund, Office of Faith Based Initiative, to Front Porch Alliance the amount of \$20,000.00 for summer youth programs.
 - c) 2003-085 Oscar T. Hurley (from R-1 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 7210 Jarnigan Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Deferred from 7-8-03.)**
(Recommended for denial by Planning. Not recommended for approval by Staff - see alternate version.)

2003-085 Oscar T. Hurley (from R-1 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 7210 Jarnigan Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. **(Recommended for approval by Staff.)**
6. Ordinances – First Reading:
 - a) An ordinance appropriating from the P415 F06006 Zoo Improvements Fund to Friends of the Zoo, Inc. the balance of the 2006 fund in the approximate amount of \$250,000.00 for zoo improvements.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article I, by adding Section 24-47, relative to financial responsibility for operation of motor vehicles.

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7. Resolutions:

- a) A resolution amending Resolution No. 24457, adopted May 31, 2005, relative to the agreement for the Closure/Post Closure Plan for the City Landfill, Project No. SNL 33-0273, with the State of Tennessee, Division of Solid Waste Management, by deleting “not to exceed \$5,706,280.00” and substituting in lieu thereof “not to exceed \$5,851,702.00”.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Earthworx, LLC relative to Contract No. S-06-009-101, Stormwater As-Found GIS Program - Phase IV, in an amount not to exceed \$925,000.00.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Tower Construction Company, Inc. relative to Contract No. R-04-004-202, Site Work at St. Elmo Passive Park, in an amount not to exceed \$78,559.48, plus a \$5,000.00 contingency, for a total amount not to exceed \$83,559.48.

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, August 29, 2006.

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

14. Adjournment.