

AMENDED AGENDA FOR TUESDAY, MARCH 9, 2010

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Andrae McGary).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Section 3-7, relative to sign permits. **(Deferred from 3/2/10.)**
 - b) An ordinance waiving the Land Disturbing Permit and all applicable fees for the Tennessee Stream Mitigation Program-Friar Branch Restoration Project located at 2453 Hickory Valley Road.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Section 31-353(c), forgiving interest accrued on 2009 Water Quality Fees if paid before June 1, 2010. **(As amended.)**
- VI. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 18, Section 18-124, relative to fees for the dumping brush and leaves, and fees for the sale of wood chips and leaf compost. **(Deferred from 2/23/2010. Amended to delete dead animal pickup section.)**
 - b) An ordinance to amend Chattanooga City Code, Chapter 24, Sections 24-392, 24-393, and 24-395, relative to vehicle license fees. **(Deferred from 2/23/2010.)**
 - c) An ordinance to amend Part II, Chattanooga City Code, Chapter 18, Section 18-123, relative to landfill fees. **(Deferred from 2/23/2010.) (Revised.)**
 - d) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by removing in its entirety Division 27, Downtown Residential/Mixed Use District.
 - e) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, relative to Sections 38-201(4) and (5) of the UGC Urban General Commercial Zone.
 - f) 2010-016 Alberta Cantrell (M-1 Manufacturing Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 2711 Benton Avenue, more particularly described herein, from M-1 Manufacturing Zone to R-4 Special Zone, subject to certain conditions. **(District No. 8.) (Recommended for approval by Planning and recommended for denial by Staff.)**

2010-016 Alberta Cantrell (M-1 Manufacturing Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 2711 Benton Avenue, more particularly described herein, from M-1 Manufacturing Zone to R-4 Special Zone. **(Applicant.)**

- g) 2010-022 Deb Royal (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1409, 1411, and 1413 Adams Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(District No. 8.) (Recommended for approval by Planning.)**

2010-022 Deb Royal (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1409, 1411, and 1413 Adams Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone. **(Applicant.)**

- h) MR-2009-176 Rodger N. Ingram (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2900 block of Roanoke Avenue and the 2000 block of Cushman Street with Tennessee American Water Company to maintain the easement in the full width, more particularly described herein, subject to certain conditions. **(District No. 9.) (Recommended for approval by Public Works.)**

MR-2009-176 Rodger N. Ingram (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2900 block of Roanoke Avenue and the 2000 block of Cushman Street with Tennessee American Water Company to maintain the easement in the full width, more particularly described herein. **(Applicant.)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into a Memorandum of Understanding with Northshore Granite, Inc. relating to a donation of City stone park benches.
- b) A resolution authorizing the Mayor to execute a Memorandum of Understanding with the Tennessee Valley Regional Communication System's Executive Commission to establish a separate fund.
- c) A resolution authorizing the Administrator of the Department of Public Works to accept funds from Adman Electric, Inc. on behalf of Vision Chattanooga 4th Street, LLC for six pedestrian lights relative to Project No. E-10-004, Streetscape Chestnut Street at 4th Street (Hampton Inn) for a total amount not to exceed \$15,324.00.

- d) A resolution authorizing Mary E. Powell on behalf of the Menlo Park Neighborhood Association to use temporarily the right-of-way located at the four locations to install four community markers, as shown on the attached drawings, subject to certain conditions.
- e) 2010-017 Race Trac Petroleum c/o Philip Cochran (Special Exceptions Permit).
A resolution approving a Special Exceptions Permit for an auto-oriented use as a convenience store with gas pumps, on tracts of land located at 2501 Cowart Street and 2306, 2500, 2516, and 2528 Broad Street, more particularly described herein, subject to certain conditions. **(Recommended by Planning.)**

2010-017 Race Trac Petroleum c/o Philip Cochran (Special Exceptions Permit).
A resolution approving a Special Exceptions Permit for an auto-oriented use as a convenience store with gas pumps, on tracts of land located at 2501 Cowart Street and 2306, 2500, 2516, and 2528 Broad Street, more particularly described herein. **(Applicant.)**
- f) **A resolution authorizing the appointment of Holly Baker as a special police officer (unarmed) for McKamey Animal Care and Adoption Center, Inc., to do special duty as prescribed herein, subject to certain conditions. (Added by permission of Council Vice-Chair Rico.)**

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, March 16, 2010.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, March 16, 2010:

AMENDED AGENDA FOR TUESDAY, MARCH 16, 2010

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Peter Murphy).
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 18, Section 18-124, relative to fees for the dumping brush and leaves, and fees for the sale of wood chips and leaf compost.
 - b) An ordinance to amend Chattanooga City Code, Chapter 24, Sections 24-392, 24-393, and 24-395, relative to vehicle license fees.
 - c) An ordinance to amend Part II, Chattanooga City Code, Chapter 18, Section 18-123, relative to landfill fees.
 - d) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, by removing in its entirety Division 27, Downtown Residential/Mixed Use District.
 - e) An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, relative to Sections 38-201(4) and (5) of the UGC Urban General Commercial Zone.
 - f) 2010-016 Alberta Cantrell (M-1 Manufacturing Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 2711 Benton Avenue, more particularly described herein, from M-1 Manufacturing Zone to R-4 Special Zone, subject to certain conditions. **(District No. 8.) (Recommended for approval by Planning and recommended for denial by Staff.)**

2010-016 Alberta Cantrell (M-1 Manufacturing Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 2711 Benton Avenue, more particularly described herein, from M-1 Manufacturing Zone to R-4 Special Zone. **(Applicant.)**

- g) 2010-022 Deb Royal (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1409, 1411, and 1413 Adams Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(District No. 8.) (Recommended for approval by Planning.)**

2010-022 Deb Royal (R-3 Residential Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone tracts of land located at 1409, 1411, and 1413 Adams Street, more particularly described herein, from R-3 Residential Zone to C-3 Central Business Zone. **(Applicant.)**

- h) MR-2009-176 Rodger N. Ingram (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2900 block of Roanoke Avenue and the 2000 block of Cushman Street with Tennessee American Water Company to maintain the easement in the full width, more particularly described herein, subject to certain conditions. **(District No. 9.) (Recommended for approval by Public Works.)**

MR-2009-176 Rodger N. Ingram (Abandonment). An ordinance closing and abandoning two unopened alleys located in the 2900 block of Roanoke Avenue and the 2000 block of Cushman Street with Tennessee American Water Company to maintain the easement in the full width, more particularly described herein. **(Applicant.)**

6. Ordinances – First Reading:

- a) MR-2009-166 Race Trac Petroleum (Abandonment). An ordinance closing and abandoning an unopened alley located in the 300 block of West 25th and West 26th Streets, more particularly described herein, subject to certain conditions. **(District 7.) (Recommended for approval by Planning Commission and Public Works. Recommended for denial by Planning Staff.)**

MR-2009-166 Race Trac Petroleum (Abandonment). An ordinance closing and abandoning an unopened alley located in the 300 block of West 25th and West 26th Streets, more particularly described herein, subject to certain conditions. **(Applicant.)**

- b) **An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Article VIII, Division 7, Fees, Sections 31-354, and 31-356. (As amended.) (Added by permission of Council Chair and Vice-Chair.)**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Family Concession, LLC to provide concessions at Warner Park fields, Warner Park Aquatics Center, Frost Stadium Complex, and all Recreation Center special events and programs. **(Deferred from 3/2/10.)**
- b) A resolution authorizing the Administrator of the Department of Parks and Recreation to enter into an agreement with Fun Time Foods to provide concessions at the Summit of Softball facility. **(Deferred from 3/2/10.)**
- c) A resolution authorizing the Chief of Police to apply for and accept a grant from the MetLife Foundation for Community-Police Partnership Awards in the amount of \$15,000.00 which will be used for training and to purchase uniforms and equipment for Sector Three Bike Patrol.
- d) A resolution authorizing the appointment of Nicholas Cookston, Don Green, Dillon Jennings, Quinn Lewis, and Joshua Rogers as special police officers (unarmed) for the Public Works Water Quality Program 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 True North Geographic Technologies, LLC for professional services, relative to Contract No. S-09-003-101, Data Management System Development for Water Quality (Phase I), in an amount not to exceed \$104,880.00.
- f) A resolution authorizing the Administrator of the Department of Public Works to approve the award of Contract No. W-10-001-101, Technical Assistance in Support of Regulatory Negotiations, to Jordan, Jones and Goulding, Inc., in an amount not to exceed \$380,000.00.

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.

Amended Agenda for Tuesday, March 9, 2010

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11. Committee Reports.
12. Agenda Session for Tuesday, March 23, 2010.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.