

AGENDA FOR TUESDAY, MARCH 18, 2008

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, relative to vehicles for hire and to add a new article relative to pedal carriage or pedicabs, rickshaws and personal mobility devices used as vehicles for hire. **(Deferred one week from 3/11/08. Revised. Need motion to substitute.)**
 - b) MR-2007-183 Dale M. Smith (Close & Abandon). An ordinance closing and abandoning part of Sanitary Sewer Line No. 11454, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning and Public Works.)**
 - c) 2008-030 City of Chattanooga, c/o City Engineer (Street Name Change). An ordinance to change the right-of-way name of the 400 block of West 6th Street to the 400 block of Gateway Avenue, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**
 - d) 2008-039 Jan C. Pass, PE/Earthworx, LLC (From C-3 with Conditions to C-2). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone tracts of land located at 2100 block of Market Street, more particularly described herein, from C-3 Central Business Zone with Conditions to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
 - e) 2008-040 City of Chattanooga, c/o City Engineer (Street Name Change). An ordinance to change the right-of-way name of an unnamed alley to the 2800 through 3000 blocks of Donna Lane, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**
 - f) 2007-182 City of Chattanooga c/o RPA. An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone specific R-3 Residential Zone and R-4 Special Zone properties within the Fort Wood area, which is bounded on the north by East 5th Street, on the south by McCallie Avenue, on the east by Central Avenue, and on the west by Palmetto Street, more particularly described herein, to R-3MD Moderate Density Zone and R-4 Special Zone with conditions, subject to certain conditions. **(Deferred 91 days from 12-18-07).**

VI. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, by adding Section 291 to restrict the use of large vehicles and/or trailers in residential districts, areas neighborhoods and zones.
- b) An ordinance to amend Part II, Chattanooga City Code, Chapter 19, by amending Section 19-91 regarding certification fees.
- c) An ordinance to amend Part II, Chattanooga City Code, Chapter 27, by amending Section 27-61 regarding license fee.
- d) An ordinance to amend Chattanooga City Code, Part II, Chapter 22.5, by amending Section 22.5-55 regarding license fee.
- e) MR-2007-096 Watson Properties (Close & Abandon). An ordinance closing and abandoning part of the 100 block of East 22nd Street, the 2000 block of Read Street, part of the 2200 block of Baldwin Street and an unopened alley located on the south line of the 100 block of East 22nd Street.

MR-2007-096 Watson Properties (Close & Abandon). An ordinance to approve the Watson Properties for the abandonment of a part of the 100 block of East 22nd Street, the 2000 block of Read Street, part of the 2200 block of Baldwin Street and an unopened alley located on the south line of the 100 block of East 22nd Street with Tennessee American Water, Electric Power Board, AT&T Southeast & Comcast to maintain an easement in the full width, as referenced in Case No. 2007-096. **(Recommended by Planning and Public Works.)**

- f) MR-2007-177 D&M Properties and East LLC (Close & Abandon). An ordinance closing and abandoning of two unopened alleys located between the 2800 blocks of East 49th Street and East 50th Street.

MR-2007-177 D&M Properties and East LLC (Close & Abandon). An ordinance to approve the request D&M Properties, LLC for the abandonment of two unopened alleys located between the 2800 blocks of East 49th Street and East 50th Street as referenced in Case No. 2007-177, subject to AT&T Southeast and Chattanooga Gas maintaining an easement over the full width, approval of request is also subject to the conditions. **(Recommended by Planning and Public Works.)**

- g) MR-2007-202 Hudson Companies, Inc. c/o David L. Williams (Close & Abandon). An ordinance closing and abandoning the unopened 1600 block of Vine Street.

MR-2007-202 Hudson Companies, Inc. c/o David L. Williams (Close & Abandon). An ordinance to deny the request of Hudson Companies, Inc. for the abandonment of the unopened 1600 block of Vine Street, as referenced in Case No. 2007-202. A temporary usage of right-of-way is recommended. **(Recommended by Planning and Public Works.)**

Second Amended Agenda for Tuesday, March 18, 2008

Page 3 of 7

- h) MR-2008-022 Barry Yearwood (Close & Abandon). An ordinance closing and abandoning a portion of sewer line and easement #50377 located in the 100 block of Parmenas Lane.

MR-2008-022 Barry Yearwood (Close & Abandon). An ordinance to approve the Mandatory Referral for the closing and abandoning a portion of sewer line and easement #50377 located in the 100 block of Parmenas Lane, as referenced in Case No. 2008-022, also, subject to the relocation of the sanitary sewer. **(Recommended by Planning and Public Works.)**

- i) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Section 31-325, landfilling requirements in certain residential areas. **(Deferred from 2-12-08).**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Volkert and Associates, Inc. relative to Contract No. E-03-007-104, Wilcox Boulevard Tunnel Roadway Modifications, in an amount not to exceed \$205,000.00.
- b) A resolution authorizing Richard Butler to use temporarily a right-of-way of the entrance of the Heritage Ridge Subdivision located off Cassandra Road to install an entry sign and a 20 ft. flag pole, as shown on the attached drawing, subject to certain conditions.
- c) A resolution authorizing the appointment of Kent Gilley as special policeman (armed) for Erlanger Health Systems, Hospital Police, to do special duty as prescribed herein, subject to certain conditions.
- d) A resolution authorizing the execution of Change Order No. 1 (Final) for Pennrose Properties of Tennessee INFR, Inc. relative to HOPE VI Infrastructure Improvements Contract, which Change Order decreases the contract amount by \$355,960.00 for a revised amount not to exceed \$11,231,222.00. **(Council Chair Page gave permission.)**

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.

Second Amended Agenda for Tuesday, March 18, 2008
Page 4 of 7

- X. Other Business.
- XI. Committee Reports.
- XII. Agenda Session for Tuesday, March 25, 2008.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XV. Agenda Session for Tuesday, March 25, 2008:

AGENDA FOR TUESDAY, MARCH 25, 2008

1. Call to Order.
2. Pledge of Allegiance/Invocation (Council Chair Page)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, by adding Section 291 to restrict the use of large vehicles and/or trailers in residential districts, areas neighborhoods and zones.
 - b) An ordinance to amend Part II, Chattanooga City Code, Chapter 19, by amending Section 19-91 regarding certification fees.
 - c) An ordinance to amend Part II, Chattanooga City Code, Chapter 27, by amending Section 27-61 regarding license fee.
 - d) An ordinance to amend Chattanooga City Code, Part II, Chapter 22.5, by amending Section 22.5-55 regarding license fee.
 - e) MR-2007-096 Watson Properties (Close & Abandon). An ordinance closing and abandoning part of the 100 block of East 22nd Street, the 2000 block of Read Street, part of the 2200 block of Baldwin Street and an unopened alley located on the south line of the 100 block of East 22nd Street.

MR-2007-096 Watson Properties (Close & Abandon). An ordinance to approve the Watson Properties for the abandonment of a part of the 100 block of East 22nd Street, the 2000 block of Read Street, part of the 2200 block of Baldwin Street and an unopened alley located on the south line of the 100 block of East 22nd Street with Tennessee American Water, Electric Power Board, AT&T Southeast & Comcast to maintain an easement in the full width, as referenced in Case No. 2007-096. **(Recommended by Planning and Public Works.)**
 - f) MR-2007-177 D&M Properties and East LLC (Close & Abandon). An ordinance closing and abandoning of two unopened alleys located between the 2800 blocks of East 49th Street and East 50th Street.

MR-2007-177 D&M Properties and East LLC (Close & Abandon). An ordinance to approve the request D&M Properties, LLC for the abandonment of two unopened alleys located between the 2800 blocks of East 49th Street and East 50th Street as referenced in Case No. 2007-177, subject to AT&T Southeast and Chattanooga Gas maintaining an easement over the full width, approval of request is also subject to the conditions. **(Recommended by Planning and Public Works.)**

Second Amended Agenda for Tuesday, March 18, 2008

Page 6 of 7

- g) MR-2007-202 Hudson Companies, Inc. c/o David L. Williams (Close & Abandon).
An ordinance closing and abandoning the unopened 1600 block of Vine Street.

MR-2007-202 Hudson Companies, Inc. c/o David L. Williams (Close & Abandon).
An ordinance to deny the request of Hudson Companies, Inc. for the abandonment of the unopened 1600 block of Vine Street, as referenced in Case No. 2007-202. A temporary usage of right-of-way is recommended. **(Recommended by Planning and Public Works.)**

- h) MR-2008-022 Barry Yearwood (Close & Abandon). An ordinance closing and abandoning a portion of sewer line and easement #50377 located in the 100 block of Parmenas Lane.

MR-2008-022 Barry Yearwood (Close & Abandon). An ordinance to approve the Mandatory Referral for the closing and abandoning a portion of sewer line and easement #50377 located in the 100 block of Parmenas Lane, as referenced in Case No. 2008-022, also, subject to the relo

- i) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Section 31-325, landfilling requirements in certain residential areas. **(Deferred from 2-12-08).**

6. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-504, Schedule IV, One-Way Streets.
- b) An ordinance granting unto Harbor Lodging, LLC, a franchise in the nature of a lease for construction and maintenance of a public parking lot on real property owned by the City of Chattanooga and located at 201 Riverfront Parkway, Chattanooga, Tennessee.

7. Resolutions:

- a) A resolution authorizing the execution of Change Order 1 (Final) relative to Contract No. W-05-002-201, Combined Sewer Overflow (CSO) Control Facility Enhancements, with H&H Brown, Inc., which Change Order decreases the Contract amount by \$27,091.20, for a revised Contract Amount Not-To-Exceed \$439,308.80.
- b) A resolution authorizing the award of Contract No. S-08-002-201, to Street Cuts, LLC for Private Sanitary Sewer Service Line Repair (SLAP) in the amount of \$22,500.00, plus a contingency amount of \$3,500.00, for a total amount not to exceed \$26,000.00.
- c) A resolution authorizing the Bal Harbor Homeowners' Association to use temporarily the median in the Bal Harbor Circle to plant trees along the median, as shown on the attached drawing, subject to certain conditions.
- d) A resolution authorizing Leara N. Morris to use temporarily a right-of-way for the 600 block of Crest Drive to gain access to an undeveloped easement, as shown on the attached drawings, subject to certain conditions.

Second Amended Agenda for Tuesday, March 18, 2008

Page 7 of 7

- e) A resolution authorizing the execution of Change Order No. 3, relative to Contract No. W-05-002-101, Combined Sewer Overflow (CSO) Control Facility Enhancements, with Consolidated Technologies, Inc., which Change Order increases the Contract amount by \$10,150.00, for a revised Contract Amount Not-To-Exceed \$72,400.00.
 - f) A resolution authorizing the execution of Change Order No. 1, relative to Contract No. W-06-009-201, 2006 Miscellaneous Sanitary Sewer Lining Contract, with Insituform Technologies, Inc., which change order increases the contract amount by \$307,875.00 for a revised amount not to exceed \$400,000.00.
 - g) A resolution to make certain findings relating to Westinghouse Electric Company, LLC Project, to delegate certain authority to The Industrial Development Board of the County of Hamilton, Tennessee, and to authorize the Mayor to enter into and execute an agreement for payments in lieu of ad valorem taxes.
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, April 1, 2008.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.