

## AGENDA FOR TUESDAY, DECEMBER 7, 1999

- I. Call to Order.
- II. Invocation (Councilman Crockett).
- III. Minute Approval.
- IV. Special Presentations:
  - a)
- V. Ordinances – Third Reading:
  - a) An ordinance granting unto Adelpia Business Solutions a franchise to install and maintain fiber optic cables in certain rights-of-way in the City of Chattanooga to provide telecommunication services, subject to certain conditions.
- VI. Ordinances – First Reading:
  - a) 1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Applicant Version – Recommended for Denial)**  
  
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Planning Commission Version)**  
  
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(See Revised Staff Version)**  
**(HELD FROM 9-14-99, 10-5-99, 10-19-99 & 10-26-99)**

VI. Ordinances – First Reading (continued):

- b) 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein. **(Recommended for approval but upon differing conditions by Staff and Planning)**

1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff) (See Revised Version)**  
**(HELD FROM 9-14-99, 10-5-99, 10-19-99 & 10-26-99)**

VII. Resolutions:

- a) A resolution repealing Resolution No. 20544, encaptioned as set forth herein and establishing new exemptions under the Fair Labor Standards Act of 1938, as amended pursuant to Section 2-152(a) of the Chattanooga City Code. **(See Revised Version)**
- b) A resolution authorizing Modification Agreement No. 1 to the Lease Agreement (N62467-88-RP-00038) with the Department of the Navy for property located at the southwest corner of the intersection of Amnicola Highway and C. B. Robinson Bridge (Dupont Parkway), subject to certain conditions, so as to expand the lease site.
- c) A resolution authorizing the Department of General Services Administrator to enter into a Contract with Barlew-Neuhoff Architects, Inc., relative to Parts I and II of the proposal for renovation of the City Hall Building, for an amount not to exceed \$63,450.00.
- d) A resolution authorizing the execution of Change Order No. 2, Contract No. CSO-3-98, William Street CSO Facility, with Burgin Construction Company, Inc., which change order increases the contract amount by \$91,264.84, for a revised contract total of \$3,231,806.93.
- e) A resolution authorizing the Administrator of the Public Works Department to enter into an Engineering Agreement with Consolidated Technologies, Inc., relative to the Area 2 – Phase IV Liner at the City Landfill on Birchwood Pike, for an amount not to exceed \$236,850.00.

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VII. Resolutions (continued):

- f) A resolution authorizing Crye-Leike Realtors to use temporarily the City's right-of-way on Cowart Street for parking space, more particularly described herein, subject to certain conditions.
- g) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture of the City of Chattanooga, Tennessee to enter into a contract with Helton Construction Company, for the construction of the Brown Acres Clubhouse, for an amount not to exceed \$653,726.00.

VIII. Overtime Report.

IX. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of General Services.
- d) Department of Public Works.
- e) Fire Department.
- f) Police Department.
- g) Department of Finance and Administration.
- h) Department of Personnel.
- i) Department of Neighborhood Services.
- j) City Finance Officer.
- k) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, December 14, 1999 (see following pages of this Agenda).

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, December 14, 1999:

AGENDA FOR TUESDAY, DECEMBER 14, 1999

1. Call to Order.
2. Invocation (Councilman Eaves).
3. Minute Approval.
4. Special Presentations:
  - a)
5. Ordinances – Second & Third Reading:
  - a) 1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Applicant Version – Recommended for Denial)**  
OR  
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Planning Commission Version)**  
OR  
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Staff Version)**

XII. Agenda Session for Tuesday, December 14, 1999 (continued):

5. Ordinances – Second & Third Reading (continued):

- b) 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein. **(Recommended for approval but upon differing conditions by Staff and Planning)**  
OR  
1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**  
OR  
1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

6. Ordinances – First Reading:

- a) 1999-181 Chattanooga Neighborhood Enterprise, Inc. (Close & Abandon): A ten (10) foot unopened alleyway from West 17<sup>th</sup> Street northeast fifty-six (56) feet, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference, subject to a certain condition. **(Recommended for approval)**
- b) 1999-205 Paul & Catherine Haney (From R-1 to C-2): Rezone a tract of land located at 8253 East Brainerd Road, more particularly described herein. **(Applicant Version – Recommended for approval but with conditions by Planning; recommended for denial by Staff)**  
OR  
1999-205 Paul & Catherine Haney (From R-1 to C-2): Rezone a tract of land located at 8253 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- c) 1999-208 Northpark Land Venture (From R-1 to R-4): Rezone a tract of land located at 5020 Old Godsey Lane, more particularly described herein. **(Applicant Version – Recommended for approval but with conditions)**  
OR  
1999-208 Northpark Land Venture (From R-1 to R-4): Rezone a tract of land located at 5020 Old Godsey Lane, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning and Staff)**

XII. Agenda Session for Tuesday, December 14, 1999 (continued):

6. Ordinances – First Reading (continued):

- d) 1999-209 Granite Heights, LP (From R-1 & R-2 to R-3): Rezone a tract of land located in the 1300 and 1400 blocks of North Chamberlain Avenue, more particularly described herein. **(Applicant Version – Recommended for approval but with revised legal description)**  
OR  
1999-209 Granite Heights, LP (From R-2 to R-1 & R-2 to R-3): Rezone a tract of land located in the 1300 and 1400 blocks of North Chamberlain Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning and Staff)**
- e) 1999-211 Chattanooga Conference Center (From M-1 to C-3): Rezone a tract of land located at 1228 Chestnut Street and 51 West 13<sup>th</sup> Street, more particularly described herein. **(Applicant Version – Recommended for approval but with conditions)**  
OR  
1999-211 Chattanooga Conference Center (From M-1 to C-3): Rezone a tract of land located at 1228 Chestnut Street and 51 West 13<sup>th</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning and Staff)**
- f) 1999-213 John Pauley, Nilesh Mehta, Dheraaj Desai and Naven Patel (From R-1 & C-2 to C-1): Rezone a tract of land located at 5112 Highway 153, more particularly described herein. **(Applicant Version – Recommended for denial – See Alternate Version)**  
OR  
1999-213 John Pauley, Nilesh Mehta, Dheraaj Desai and Naven Patel (From C-2 to C-1): Rezone a tract of land located at 5112 Highway 153, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning and Staff)**
- g) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, Article V, Sections 503(3) and 603(5), to correct an error of punctuation relative to the requirements for automobile, boat, and motorcycle service stations, washes, dealerships and repair facilities and to add certain other uses.

7. Resolutions:

- a) A resolution authorizing the execution of a Parking Agreement on property located at Market Street and M. L. King Boulevard.

**XII. Agenda Session for Tuesday, December 14, 1999 (continued):**

7. Resolutions (continued):

- b) A resolution authorizing the Administrator of the Public Works Department to enter into an Agreement with the Chattanooga Theatre Centre, Inc. d/b/a Little Theatre of Chattanooga, relative to the acquisition and easement required for Contract No. CSO-7-98, Tremont Street CSO Facility, for a total amount not to exceed \$12,644.00.
- c) A resolution authorizing the execution of Change Order No. 1, Contract No. CSO-5c-99, Tremont Street CSO Facility (Screening Devices), with Hycor Corporation, which change order decreases the contract amount by \$500.00, for a revised contract total of \$218,500.00.
- d) A resolution authorizing the execution of Change Order No. 1, Contract No. SWM-1-98, Drainage and Quality Abatement, with Mayse Construction Company, which change order increases the contract amount by \$11,125.46, for a revised contract total of \$974,381.71.
- e) A resolution authorizing Cash Mart to use temporarily the City's right-of-way at 806 Broad Street for installing an awning, more particularly described herein, subject to certain conditions.
- f) A resolution authorizing the Mayor to execute an Agreement with Farris, Mathews, Branam & Hellen, P.L.C., relative to lobbying services for calendar year 2000, for an amount not to exceed \$45,000.00.

8. Overtime Report.

9. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of General Services.
- d) Department of Public Works.
- e) Fire Department.
- f) Police Department.
- g) Department of Finance and Administration.
- h) Department of Personnel.
- i) Department of Neighborhood Services.
- j) City Finance Officer.
- k) City Attorney.

10. Other Business.

**XII. Agenda Session for Tuesday, December 14, 1999 (continued):**

11. Committee Reports.
12. Agenda Session for Tuesday, December 21, 1999.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.