

AGENDA FOR TUESDAY, NOVEMBER 20, 2001

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third Reading.
 - a) MR-2001-128 University of Tennessee at Chattanooga (Close & Abandon). An ordinance closing and abandoning two alleys, one northwest from 500 and 700 blocks of Palmetto Street and one unopened northwest from 700 block of Palmetto Street, one unopened alley southeast of the 100 block of Douglas Street, and East 4th Street northwest from the 400 and 500 blocks of Palmetto Street, more particularly described herein and as shown on the maps attached hereto and made a part hereof by reference, and permitting Comcast Cable Communications, Inc. and the Electric Power Board to retain their rights-of-way to maintain their service lines. **(Recommended for approval)**
 - b) MR-2001-142 Chattanooga Neighborhood Enterprise (Close & Abandon). An ordinance closing and abandoning a portion of the right-of-way located at the southeast corner of Market Street and First Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Comcast Cable Communications, Inc. to retain their right-of-way to maintain their service lines. **(Recommended for approval)**
 - c) MR-2001-148 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an unnamed, unopened and unused alley southeast of the 200 block of Baker Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval)**
 - d) MR-2001-156 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning a part of the 200 block of River Street southeast from the Walnut Street Bridge right-of-way, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Comcast Cable Communications, Inc., the Electric Power Board and Tennessee-American Water Company to retain the full width of existing right-of-way for maintenance of service equipment. **(Recommended for approval)**
 - e) 2001-163 Henry Luken, III (From C-2 to M-1). Rezone tracts of land located at 1333 Central Avenue and 815 East Main Street, more particularly described herein. **(Recommended for approval by Planning)**

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V. Ordinances – Second & Third Reading (continued).

- f) 2001-173 James Copeland (From R-2 to M-3). Rezone a tract of land located at 2220 Park Drive, more particularly described herein. **(Recommended for Approval by Planning)**
- g) 2001-175 Home Depot USA, Inc. (From R-1 and R-4 to C-4 and O-1). Rezone a tract of land located at 7442 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning) (Revised - Need a Motion to Substitute)**
- h) 2001-176 P&E Properties (From R-1, O-1 and M-3 to M-2). Rezone tracts of land located at 4008, 4022, 4100, 4130 and 4134 Caine Lane and 4701 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning) (Revised - Need Motion to Substitute)**
- i) 2001-177 Dowlen Construction, LLC (From R-1 to R-T/Z). Rezone tracts of land located in the 1600 block of Sir John Court and in the 8100 and 8200 blocks of Chula Creek Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- j) 2001-178 APC Development Group (From R-3 to C-2). Rezone a tract of land located at 3401 George Street, more particularly described herein. **(Recommended for approval by Planning)**

VI. Ordinances – First Reading:

- a) 2001-181 Chattanooga-Hamilton County Regional Planning Commission (From M-3 to M-3). Rezone a tract of land located at 1010 North King Street, more particularly described herein, subject to certain conditions. **(Held from 11-13-01) (Recommended for approval upon conditions by Planning - see alternate Staff version)**

2001-181 Chattanooga-Hamilton County Regional Planning Commission (From M-3 to M-3). Rezone a tract of land located at 1010 North King Street, more particularly described herein, subject to certain conditions. **(Held from 11-13-01) (Recommended for approval upon conditions by Staff)**
- b) An ordinance to adopt the digital version of the zoning map proposed by the Chattanooga-Hamilton County Regional Planning Agency Staff and recommended for approval by the Chattanooga-Hamilton County Regional Planning Commission on October 8, 2001, as the official zoning map for the City of Chattanooga, Tennessee.
- c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Sections 401 and 421, to incorporate new language relative to commercial identification signs in the O-1 Office Zone and R-4 Special Zone.

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VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute an engineering agreement with Marion Environmental, Inc., relative to environmental assessment and remediation for the Butcher Block property located along Broad Street and Market Street, for a total fee not to exceed \$60,000.00, with said fee including an allowance for unit price items.
- b) A resolution authorizing Charter Real Estate Corporation to use temporarily the City's right-of-way at 414 Vine Street to replace an old 32'+ canopy attached to the front wall of the building, subject to certain conditions.
- c) A resolution authorizing the Administrator of the Department of Finance and Administration to execute a parking agreement with the Chattanooga Area Regional Transportation Authority (CARTA), relative to use of the CARTA Shuttle Park South, 1398 Market Street, by tenants of the Development Resource Center.
- d) A resolution authorizing the Office of the City Attorney to retain engineers, attorneys and other consultants relative to the collapsed secondary clarifier walls at the Moccasin Bend Wastewater Treatment Plant. **(Added by permission of Council Chair Hakeem)**

VIII. Overtime Report.

IX. Departmental Reports:

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

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, November 27, 2001.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, November 27, 2001:

AGENDA FOR TUESDAY, November 27, 2001

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) 2001-181 Chattanooga-Hamilton County Regional Planning Commission (From M-3 to M-3). Rezone a tract of land located at 1010 North King Street, more particularly described herein, subject to certain conditions. **(Recommended for approval upon conditions by Planning - see alternate Staff version)**

2001-181 Chattanooga-Hamilton County Regional Planning Commission (From M-3 to M-3). Rezone a tract of land located at 1010 North King Street, more particularly described herein, subject to certain conditions. **(Recommended for approval upon conditions by Staff)**
 - b) An ordinance to adopt the digital version of the zoning map proposed by the Chattanooga-Hamilton County Regional Planning Agency Staff and recommended for approval by the Chattanooga-Hamilton County Regional Planning Commission on October 8, 2001, as the official zoning map for the City of Chattanooga, Tennessee.
 - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Sections 401 and 421, to incorporate new language relative to commercial identification signs in the O-1 Office Zone and R-4 Special Zone.
6. Ordinances - First Reading:
 - a) MR-2001-153 Americo Group by Thomas Kale (Close & Abandon). An ordinance closing and abandoning all recorded rights-of-way bounded by West 33rd Street on the north, West 35th Street on the south, Broad Street on the east and St. Elmo Avenue on the west, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Comcast Cable Communications, Inc., Tennessee-American Water Company, the Electric Power Board and the City of Chattanooga to retain their full rights-of-way to maintain their service lines and equipment, subject to certain conditions.

XII. Agenda Session for Tuesday, November 27, 2001 (continued):

6. Ordinances - First Reading (continued):

- b) MR-2001-162 Jeffery T. and Cynthia E. Messinger (Close & Abandon). An ordinance closing and abandoning alleys, southwest from the 1500 block of West 35th Street and northwest from the 1700 block of Cummings Highway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Tennessee-American Water Company, Comcast Cable Communications, Inc., the Electric Power Board, BellSouth and the Chattanooga Gas Company to retain their rights-of-way to maintain their service lines and equipment.
- c) MR-2001-180 Home Depot, USA, Inc. (Close & Abandon). An ordinance closing and abandoning unnamed streets southwest of the 7400 block of Shallowford Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Comcast Cable Communications, Inc. to retain their full width right-of-way to maintain their service lines and equipment.

7. Resolutions:

- a) A resolution requesting the Chattanooga-Hamilton County Regional Planning Commission to study and issue a written report on the Proposed Plan of Services attached hereto and made a part hereof by reference, pursuant to T.C.A. §6-51-102, relative to the annexation of property being an area on the side of Lookout Mountain in Hamilton County, Tennessee, owned by Alfred M. Vail, Jr. and Teresa D. Vail.
- b) 2001-124 Cummings Cove, LLC. A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as Cummings Cove Golf Club Planned Unit Development, on tracts of land located in the 700 to 800 block range of Black Creek Road, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions.
- c) A resolution authorizing the Administrator of Community Services to enter into a contract with the Westside Community Development Corporation, for the expanded development of job training and small business development, in an amount not to exceed \$75,000.00.
- d) A resolution that certain property located in Rivermont Park, Tax Map No. 118K-A-009 (part), as shown on the map attached hereto and made a part hereof by reference, be declared surplus.
- e) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a deed conveying property located at 1101 Lupton Drive, being part of Rivermont Park, Tax Map No. 118K-A-009 (part), to The Dixie Group, Inc.

XII. Agenda Session for Tuesday, November 27, 2001 (continued):

7. Resolutions (continued):

- f) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the East Brainerd Youth Athletic Association for the use of property located at Batters Place Road, Tax Map. No. 159-B-D-14, for a term of 1 year.
- g) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the Hixson Youth Association for the use of property located at Tax Map. No. 100-J-A-6, for a term of 1 year.
- h) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the DuPont-Rivermont Youth Association for the use of property located at Tax Map. No. 119-H-A-1, for a term of 1 year.
- i) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the Lookout Valley Youth Association for the use of property located at Tax Map. No. 144-J-B-8, for a term of 1 year.
- j) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the Lakeside Youth Association for the use of property located at Tax Map. No. 129-C-A-18, for a term of 1 year.
- k) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with the Tyner Youth Association for the use of property located at 6900 Ty Hi Drive, Tax Map. No. 138-I-B-1, for a term of 1 year.
- l) A resolution authorizing the execution of Change Order No. 2, relative to construction of the South Chattanooga Recreation Complex, with Soloff Builders, which change order increases the contract amount by \$13,789.23, for a revised contract price of \$3,335,607.23.
- m) A resolution authorizing the purchase of a sewer easement from Ozella A. Garrett, relative to Contract No. 55F, Third Street Sewer Relocation, Tract No. 8, for a total consideration of \$222.50.
- n) A resolution authorizing Foreign Car parts to use temporarily the City's right-of-way on Central Avenue, in front of the business, between Rossville Avenue and 23rd Street to install and maintain landscaping, subject to certain conditions.

8. Overtime Report.

XII. Agenda Session for Tuesday, November 27, 2001 (continued):

9. Departmental Reports:

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

10. Other Business.

11. Committee Reports.

12. Agenda Session for Tuesday, December 4, 2001.

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

**Hearing - Better Housing Appeal of Royce Walker
Property located at 3601 Alton Park Boulevard**

14. Adjournment.