

## AGENDA FOR TUESDAY, NOVEMBER 27, 2001

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page).
- III. Minute Approval.
- IV. Special Presentations:
- V. 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. **(Held from 11-13-01) (Recommended for approval upon conditions by Planning) (Revised-need Motion to Substitute)**
  - 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.
- VI. 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 33<sup>rd</sup> Street on the north, West 35<sup>th</sup> 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.
  - 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 35<sup>th</sup> 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.

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### VI. Ordinances – First Reading (continued):

- 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.

### VII. 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.
- 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.

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### VII. Resolutions (continued):

- 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 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.
- m) 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 23<sup>rd</sup> Street to install and maintain landscaping, subject to certain conditions.
- n) A resolution requesting the Chattanooga-Hamilton County Regional Planning Agency to initiate comprehensive rezoning procedures for specific areas located within the Hamilton Place Community Plan, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, to facilitate the redevelopment of transitional properties in a fashion which is in the best interests of existing property owners and area residents and to accommodate the goals of the Hamilton Place Community Plan. **(Added by permission of Vice-Chair Littlefield and Councilman Benson)**

### 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.

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IX. Departmental Reports (continued):

- 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, December 4, 2001.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, December 4, 2001:**

**AGENDA FOR TUESDAY, December 4, 2001**

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2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
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  - 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 35<sup>th</sup> 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.
6. Ordinances - First Reading:
  - a) MR-2001-028 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning sewer lines in the already abandoned sewer easements in the 1500 block of Market Street, the former 16<sup>th</sup> Street between Long Street and Market Street and a former alleyway between Long Street and Market Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

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**XII. Agenda Session for Tuesday, December 4, 2001 (continued):**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to enter into an agreement with Mainstream Construction Group, Inc., relative to improvements in the City's right of way on Market Street between 13<sup>th</sup> Street and 14<sup>th</sup> Street in front of Con-Agra, for an amount not to exceed \$20,100.00.
- b) A resolution authorizing the execution of Change Order NO. 1, relative to construction of Phase I and II Gas Collection System, Contract No. BL-2-00, with Waste Energy Technology, LLC, which change order decreases the contract amount by \$16,130.71, for a revised contract price of \$401,525.29.
- c) A resolution authorizing the execution of Change Order No. 1, relative to construction of Phase I and II Gas Collection Wells, Contract No. BL-1-01, with Waste Energy Technology, LLC, which change order decreases the contract amount by \$335.00, for a revised contract price of \$121,565.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute Amendment No. 1 to contract No. SS-9-00, relative to the University of Tennessee at Chattanooga-Martin Luther King Historic District Streetscape Project, with Consolidated Technologies, Inc., for additional engineering services in the amount of \$13,500.00, for a total revised fee not to exceed \$51,480.00.
- e) A resolution authorizing the Administrator of the Department of Public Works to execute Amendment No. 2 to contract No. SS-1-98, relative to the 17<sup>th</sup> Street Water Tower, with Consolidated Technologies, Inc., for additional engineering services in the amount of \$12,500.00, for a total revised fee not to exceed \$72,500.00.
- f) A resolution authorizing the Administrator of the Department of Public Works to execute an Addendum to Contract No. DRC-1-00, relative to the Development Resource Center, with Artech Design Group, Inc., for additional architectural services in the amount of \$158,000.00, an additional allowance for reimbursable expenses in the amount of \$59,000.00, and design change fees authorized by the owner in the amount of \$72,891.00, for a total revised fee not to exceed \$1,266,891.00, and to extend the contract through January 16, 2002.
- g) A resolution authorizing Parkridge Medical Center to install an overhead traffic directional sign at a location on McCallie Avenue between Derby Street and Lyerly Street to help the public to find the proper destination.
- h) A resolution authorizing the purchase of a sewer easement from Michael C. Dupree, relative to Contract No. 55F, Third Street Sewer Relocation, Tract No. 3, for a total consideration of \$3,925.00.
- i) A resolution authorizing the purchase of a right-of-way from C.C. Henderson, III, relative to Contract No. SS-9-00, University of Tennessee at Chattanooga-Martin Luther King Historic District Streetscape Project, Tract No. 2, for a total consideration of \$2,814.00.

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**XII. Agenda Session for Tuesday, December 4, 2001 (continued):**

- j) A resolution authorizing the purchase of a right-of-way from the First Presbyterian Church of Chattanooga, relative to Contract No. SS-9-00, University of Tennessee at Chattanooga-Martin Luther King Historic District Streetscape Project, Tract Nos. 1 and 2, for a total consideration of \$9,500.00.
  - k) A resolution authorizing the purchase of a right-of-way from the First Church of Christ Scientist of Chattanooga, relative to Contract No. SS-9-00, University of Tennessee at Chattanooga-Martin Luther King Historic District Streetscape Project, Tract No. 3, for a total consideration of \$15,000.00.
  - l) A resolution authorizing the Administrator of the Department of Public Works to enter into an Agreement with the Tennessee Department of Transportation, relative to the acquisition of rights-of-way for Project LP#146, STP-M-9202(36), widening of Ashland Terrace from Norcross Road to the Chattanooga City Limits, and to transfer \$601,383.00, from the City of Chattanooga Capital Projects Street Improvement Fund to the Tennessee Department of Transportation for the City's share of the project.
  - m) 2001-191 Forest Hills Cemetery Association (Special Exceptions Permit). A resolution approving a special exceptions permit for a tract of land located at 4110 Tennessee Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
8. Overtime Report.
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 11, 2001.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.