

AGENDA FOR TUESDAY, DECEMBER 4, 2001

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third 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. **(Revised - need Motion to Substitute)**
 - 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.
- VI. 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 16th 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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VII. 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 13th Street and 14th 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 17th 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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VII. Resolutions (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) 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.

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, December 11, 2001.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, December 11, 2001:

AGENDA FOR TUESDAY, December 11, 2001

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third 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 16th 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.
6. Ordinances - First Reading:
 - a) An ordinance to amend Ordinance No. 11175, entitled “An ordinance to provide revenue for the fiscal year beginning July 1, 2001, and ending June 30, 2002, and appropriating same to the payment of expenses of the municipal government; fixing the rate of taxation on all taxable property in the City, and the time taxes and privileges are due, how they shall be paid, when they shall become delinquent; and provide for interest and penalty on delinquent taxes and privileges.” So as to provide for certain changes in the personnel positions set out in Section 7(b); add Section 6(c); and to set forth the budget of the interceptor sewer system.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-41 and 31-43, relative to sewer service charges and fees.
 - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, related to the adoption of an updated codified version of the Zoning Ordinance containing all zoning amendments approved by the Chattanooga City Council from March 25, 1995 through November 12, 2001, and approving other changes necessary for clarification of certain standards and terms, as shown on the re-codified Zoning Ordinance, dated November 12, 2001, a copy of which is attached hereto and made a part hereof by reference.
 - d) 2001-084 Raymond L. Hassler (From R-4 to C-2). Rezone a tract of land located in the 5800 block of Highway 153, more particularly described herein. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, December 11, 2001 (continued):

6. Ordinances - First Reading (continued):

- e) MR-2001-187 City of Chattanooga. An ordinance to change the right-of-way name of Modern Industries Boulevard and Tradeway Drive to Modern Industries Parkway, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
- f) 2001-189 Genesis-Barbara Wilson (From R-3 to C-2). Rezone a tract of land located at 5710 Lee Highway, more particularly described herein. **(Recommended for denial - see alternate version)**

2001-189 Genesis-Barbara Wilson (From R-3 to R-4). Rezone a tract of land located at 5710 Lee Highway, more particularly described herein. **(Recommended for approval by Planning)**

7. Resolutions:

- a) 1996-170 Old Stage Run. A resolution approving a Proposed Final Planned Unit Development for Lots 24-44, 55-71, 89, 90 and 94-97 of Old Stage Run Planned Unit Development as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions.
- b) A resolution to amend Resolution No. 22872, as adopted on March 13, 2001, altering the Central Business Zone area to incorporate a new area on the east side, as shown on the map attached hereto and made a part hereof by reference.
- c) A resolution authorizing the Mayor to enter into and execute a lease agreement between Hamilton County, Tennessee and the City of Chattanooga, Tennessee, as Lessors, with the National Medal of Honor Museum of Military History Foundation, relative to certain property located at 1301 Rivermont Parkway, commonly referred to as the "ABB Building", more particularly described herein, in the amount of \$1.00 annually, payable to Hamilton County, Tennessee and the City of Chattanooga, Tennessee, for an initial term of 5 years, commencing on December 1, 2001.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with the Tennessee Department of Transportation, relative to engineering the replacement of the bridge on Shallowford Road over Friars Branch, Project No. LP#3269, STP-M-9202(79), and to transfer \$10,000.00 from the City of Chattanooga Capital Projects Bridge Repair and Replacement Fund to the Tennessee Department of Transportation.
- e) A resolution authorizing the purchase of a sewer easement from Alton M. Chapman and Elvira W. Chapman, relative to Contract No. 55F, Third Street Sewer Relocation, Tract No. 1, for a total consideration of \$380.00.

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XII. Agenda Session for Tuesday, December 11, 2001 (continued):

7. Resolutions (continued):

- f) A resolution authorizing the purchase of a sewer easement from Gethsemane Missionary Baptist Church, relative to Contract No. 55F, Third Street Sewer Relocation, Tract No. 2, for a total consideration of \$467.50.
- g) A resolution authorizing the purchase of a sewer easement from Eddie Jones, relative to Contract 55F, Third Street Sewer Relocation, Tract No. 5, for a total consideration of \$345.00.
- h) A resolution authorizing the purchase of a sewer easement from Roy Thomas and Vivian Thomas, relative to Contract No. 55A-3, Sanitary Sewer Relocation for the Tennessee Department of Transportation Project No. 33005-2163-44, NH-I-75-1(102)5, Tract No. 2, for a total consideration of \$2,578.00.
- i) A resolution authorizing the purchase of a sewer easement from Sarah Ann Glass, relative to Contract No. 55A-3, Sanitary Sewer Relocation for the Tennessee Department of Transportation Project No. 33005-2163-44, NH-I-75-1(102)5, Tract No. 3, for a total consideration of \$1,300.00.
- j) A resolution authorizing CBL & Associates Properties, Inc. to use temporarily the City's right-of-way of Skyline Drive and Jarnigan Road to erect a 4' fence and landscaping, subject to certain conditions.
- k) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with SANTEK Environmental, Inc., relative to landfill disposal of biosolids at a price of \$9.94 per wet ton for a term of 2 years with an annual maximum of 150,000 wet tons.
- l) A resolution authorizing the Mayor to execute a Mutual Aid and Interlocal Cooperation Agreement with Hamilton County and other cities within Hamilton County, 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.

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XII. Agenda Session for Tuesday, December 11, 2001 (continued):

10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, December 18, 2001.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.