

AGENDA FOR TUESDAY, FEBRUARY 4, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Third Reading:
 - a) 2002-209 Timothy Duckett (From R-1 to R-4). Rezone a portion of a tract of land located at 1323 Greenwood Road, more particularly described herein, subject to certain conditions. **(Passed 2nd reading on 01-28-03 - Recommended for approval by Planning)**
- VI. Ordinances – Second & Third Reading:
 - a) An ordinance to amend the Firemen’s and Policemen’s Insurance and Pension Fund and to restate same as the Fire and Police Pension Fund, Chattanooga City Code, Part II, Chapter 2, Article III, Division 8.
 - b) 2002-162 James K. Glenn (From R-3 to M-1). Rezone a tract of land located at 1918 Rossville Avenue, more particularly described herein. **(Recommended for approval by Planning - deferred from 12-10-02)**
- VII. Ordinances - First Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, by adding a new Article VI, Sections 35-186 through 35-225, relative to regulation of horse-drawn carriages. **(Added by permission of Legal and Legislative Committee)**
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article I, Section 24-29, relative to horse-drawn vehicles on Market Street. **(Added by permission of Legal and Legislative Committee)**
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 7, Article II, Sections 7-21 and 7-22, Article III, Section 7-33(a) and Article VIII, Section 84(c), relative to animals. **(Added by permission of Legal and Legislative Committee)**
- VIII. Resolutions:
 - a) A resolution authorizing the Administrator of the Department of Public Works to execute an engineering services agreement with Consolidated Technologies, Inc., relative to the Stormwater Management Drainage Project, Contract no. S-02-001-100, for a total fee not to exceed \$107,200.00.

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VIII. Resolutions (continued):

- b) A resolution authorizing the execution of Change Order No. 1 (final), relative to the 3rd Street Sewer Relocation, Contract No. 55F, with Mayse Construction Company, which change order increases the contract amount by \$16,317.18, for a revised contract amount of \$145,234.07.
- c) A resolution authorizing Jim Morrow Construction to use temporarily the City's right-of-way located at 1405 Williams Street to construct building footings, subject to certain conditions.
- d) A resolution declaring certain real property located in the 900 block of Park Avenue at the intersection of E. 10th Street, more particularly described herein, as surplus and authorizing the Mayor or the City Finance Officer to execute any and all documents necessary to facilitate the sale of said real property to the RiverCity Company for a consideration of \$32,500.00, with said funds generated by the sale to be directed to Community Development.
- e) A resolution authorizing the execution of Work Authorization No. 14, with Arcadis G&M, Inc., for professional services pertaining to Transportation Alternative Study and Design Services relative to Contract No. E-02-003-100, Martin Luther King Boulevard/Bailey Avenue and McCallie Avenue Two-Way Conversion Project, for a total fee not to exceed \$150,000.00. **(Added by permission of Chairman Littlefield)**

IX. Overtime Report.

X. 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.

XI. Other Business.

XII. Committee Reports.

XIII. Agenda Session for Tuesday, February 11, 2003.

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

XV. Adjournment.

XIII. Agenda Session for Tuesday, February 11, 2003:

AGENDA FOR TUESDAY, FEBRUARY 11, 2003

1. Call to Order.
2. Pledge of Allegiance/Invocation (Vice Chair Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 35, by adding a new Article VI, Sections 35-186 through 35-225, relative to regulation of horse-drawn carriages.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Article I, Section 24-29, relative to horse-drawn vehicles on Market Street.
 - c) An ordinance to amend Chattanooga City Code, Part II, Chapter 7, Article II, Sections 7-21 and 7-22, Article III, Section 7-33(a) and Article VIII, Section 84(c), relative to animals.
6. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Sections 35-146 through 35-180, relative to the wrecking and towing service.
 - b) MR-2001-153 Americo Group by Thomas Kale (Rescind Ordinance No. 11216 and 11282). An ordinance amending Ordinance No. 11216, adopted December 4, 2001 and as amended by Ordinance No. 11282, adopted July 15, 2002, by rescinding the closing and abandoning of all recorded rights-of-way in an area 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, as shown on the map attached hereto and made a part hereof by reference.
 - c) MR-2002-223 City of Chattanooga (Close and Abandon). An ordinance closing and abandoning an unopened alley located in the 2600 block of Lockwood Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.

XIII. Agenda Session for Tuesday, February 11, 2003 (continued):

6. Ordinances – First Reading (continued):

- d) 2002-228 Trotter's Place, Inc. (From R-1 to R-4). Rezone tracts of land located in the 2200 block of Hickory Valley Road and 6710 Shallowford Road, more particularly described herein. **(Recommended for denial by Planning - see alternate versions)**

2002-228 Trotter's Place, Inc. (From R-1 to R-4). Rezone tracts of land located in the 2200 block of Hickory Valley Road and 6710 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2002-228 Trotter's Place, Inc. (From R-1 to R-4). Rezone part of a tract of land located at 2245 Hickory Valley Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- e) 2002-230 City of Chattanooga (Name Change). Right-of-way name change for the 1700 and 1800 blocks of Cummings Highway to Broad Street and for a portion of Broad Street to Chattanooga Christian School Boulevard (CCS Boulevard), more particularly described herein. **(Recommended for approval by Planning and the City Traffic Engineer - deferred from 01-28-03)**

- f) 2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- g) 2003-007 Jose Mazariegas (From R-2 to C-2). Rezone a tract of land located at 2314 E. 17th Street, more particularly described herein. **(Recommended for denial by Planning)**

- h) 2003-009 Blood Assurance, Inc. (From R-4 to C-3). Rezone a part of a tract of land located at 700 East 3rd Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2003-009 Blood Assurance, Inc. (From R-4 to C-3). Rezone a part of a tract of land located at 700 East 3rd Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- i) 2003-012 Cummings Cove, LLC and Inman, LLC (From R-1 and C-2 to RT-1). Rezone a tract of land located at 4214 Cummings Highway and 4010 Cummings Road, more particularly described herein. **(Recommended for approval by Planning)**

XIII. Agenda Session for Tuesday, February 11, 2003 (continued):

7. Resolutions:

- a) A resolution to adopt the Mountain Creek Community Greenway Plan.
- b) 2003-015 Christopher A. Amos (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed R-1 Residential Planned Unit Development known as Villas at Ashwood Planned Unit Development, on tracts of land located in the 7700 block of Shallowford Road and 2306 Laurelton Creek Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning)**

2003-015 Christopher A. Amos (Final PUD). A resolution approving a Proposed Final Planned Unit Development Special Exceptions Permit for an R-1 Residential Planned Unit Development known as Villas at Ashwood Planned Unit Development, on tracts of land located in the 7700 block of Shallowford Road and 2306 Laurelton Creek Lane, 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. **(Recommended for approval by Planning)**
- c) 2003-018 Blood Assurance, Inc. (Special Exceptions Permit). A resolution approving a special exceptions permit to exclude from the University of Tennessee Institutional Planned Unit Development a part of a tract of land located at 700 East 3rd Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning)**
- d) A resolution authorizing the appointment of Lee K. Snell as special policeman for Erlanger Health Systems to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution authorizing the Administrator of the Department of Public Works to execute a supplemental three-party agreement with the Tennessee Department of Transportation and the Cincinnati, New Orleans and Texas Pacific Railway Company (Norfolk Southern Corporation), relative to Project BR-STP-3552(1), 33958-2342-94, Bridge Widening 3^d Street over Citico Railroad yards, for an increase to be paid to the railroad of \$67,552.09, for a total amount not to exceed \$572,652.09, with no City funds being involved in this phase of the bridge replacement.
- f) A resolution authorizing the purchase of a permanent sewer easement from Robert E. Hensley and wife, Elizabeth Hensley, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.07, Tract No. 026.2, for an amount not to exceed \$784.00.

XIII. Agenda Session for Tuesday, February 11, 2003 (continued):

7. Resolutions (continued):

- g) A resolution authorizing the purchase of a permanent sewer easement from Bekir O. Cignilli, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.13, Tract No. 029.1, for an amount not to exceed \$1,200.00.
- h) A resolution authorizing the purchase of a permanent sewer easement from Khosro G. Kashani, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.03, Tract No. 022.1, for an amount not to exceed \$1,710.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from Khosro G. Kashani, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.04, Tract No. 023.1, for an amount not to exceed \$2,190.00.
- j) A resolution authorizing the purchase of a permanent sewer easement from Khosro G. Kashani, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.05, Tract No. 024.1, for an amount not to exceed \$2,330.00.
- k) A resolution authorizing the purchase of a permanent sewer easement from Khosro G. Kashani, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.06, Tract No. 025.1, for an amount not to exceed \$770.00.
- l) A resolution authorizing the purchase of a permanent sewer easement from Kevin and Nita Shumaker, relative to Contract 73B-3, Hixson Marina Collection System, Parcel No. 101-56.18, Tract No. 034.1, for an amount not to exceed \$150.00.
- m) A resolution authorizing the acquisition of certain property located at 1965 Hixson Marina Road, more particularly described herein, from Daniel and Lynette Atchley, for a consideration of \$7,400.00, plus reasonable closing costs, for use as a pump station relative to Contract 73B-3, Hixson Marina Collection System.

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.

XIII. Agenda Session for Tuesday, February 11, 2003 (continued):

10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, February 18, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.