

AGENDA FOR TUESDAY, FEBRUARY 11, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice Chair Franklin).
- III. Minute Approval.
- IV. Special Presentations.
- V. 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.
- VI. 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-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.
 - c) 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)**
 - d) 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 Charger Drive, more particularly described herein. **(Recommended for approval by Planning and the City Traffic Engineer - deferred from 01-28-03)**

VI. Ordinances - First Reading (continued):

- e) 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)**

- f) 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)**

- g) 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)**

- h) 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)**

VII. 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 S hallowford 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)**

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VII. Resolutions (continued):

- 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 3rd 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.
- 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.

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VII. Resolutions (continued):

- 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.

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, February 18, 2003.

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

XIV. Adjournment.

XIII. Agenda Session for Tuesday, February 18, 2003:

AGENDA FOR TUESDAY, FEBRUARY 18, 2003

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Littlefield).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third 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-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.
 - c) 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)**

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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)**
 - d) 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 Charger Drive, more particularly described herein. **(Recommended for approval by Planning and the City Traffic Engineer - deferred from 01-28-03)**
 - e) 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)**

XIII. Agenda Session for Tuesday, February 18, 2003 (continued):

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

f) 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)**

g) 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)**

h) 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)**

6. Ordinances – First Reading:

a) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Tiftonia in Hamilton County, Tennessee, as shown by the attached map. (1-A)

b) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Tiftonia in Hamilton County, Tennessee, as shown by the attached map. (1-B)

c) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Hixson in Hamilton County, Tennessee, as shown by the attached map. (2-A)

d) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Hixson in Hamilton County, Tennessee, as shown by the attached map. (2-B)

e) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Lee Highway and Interstate 75 in Hamilton County, Tennessee, as shown by the attached map. (4A-1)

XIII. Agenda Session for Tuesday, February 18, 2003 (continued):

6. Ordinances – First Reading (continued):

- f) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Lee Highway and Interstate 75 in Hamilton County, Tennessee, as shown by the attached map. (4A-2)
- g) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Lee Highway and Interstate 75 in Hamilton County, Tennessee, as shown by the attached map. (4-B)
- h) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Bonny Oaks Drive in Hamilton County, Tennessee, as shown by the attached map. (5-A)
- i) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Bonny Oaks Drive in Hamilton County, Tennessee, as shown by the attached map. (5-B)
- j) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Old Lee Highway in Hamilton County, Tennessee, as shown by the attached map. (5-C)
- k) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of Old Lee Highway in Hamilton County, Tennessee, as shown by the attached map. (5C-1)
- l) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of the Jenkins Road extension in Hamilton County, Tennessee, as shown by the attached map. (6)
- m) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of the Valley Hospital property in Hamilton County, Tennessee, as shown by the attached map. (7)
- n) An ordinance adopting a plan of services and extending the corporate limits of the City of Chattanooga, Tennessee, to annex certain territory contiguous to the present corporate limits of said City, being an area of East Brainerd in Hamilton County, Tennessee, as shown by the attached map. (8)

XIII. Agenda Session for Tuesday, February 18, 2003 (continued):

7. Resolutions:

- a) A resolution authorizing the Mayor or the City Finance Officer to execute any and all documents necessary to facilitate the donation of real property located at 4501 St. Elmo Avenue, Tax Map No. 167G-E-004, to the St. Elmo Improvement League.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with the State of Tennessee Department of Transportation (TDOT), to construct a project designated as Federal Project No. BH-STP-3556(7); State Project No. 33959-1506-94, bridge and approaches over South Chickamauga Creek, L.M. 4.01.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute a professional services agreement with Consolidated Technologies, Inc., relative to hydraulic modeling and evaluation of flood control options at Warner Park/Engel Stadium, Contract No. S-03-001-100, for a total amount not to exceed \$14,000.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Orange Grove Center, Inc., relative to continuing to provide facilities, equipment, labor and services required to receive, handle, sort, process and market recyclables for the City's recycling program for the fiscal year 2002-2003.

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.

XIII. Agenda Session for Tuesday, February 18, 2003 (continued):

11. Committee Reports.
12. Agenda Session for Tuesday, February 25, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.