

## AGENDA FOR TUESDAY, MARCH 4, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Hakeem).
- III. Minute Approval.
- IV. Special Presentations.
- V. 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-2003-001 Jimmy Hudson (Close & Abandon). An ordinance closing and abandoning the unopened 3000 block of Sydney Street and the unopened 1300 block of West 30<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- VI. Ordinances - First Reading:
  - a) MR-2001-153 Americo Group by Thomas Kale (Rescind Ordinance No. 11216 and No. 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 33<sup>rd</sup> Street on the north, West 35<sup>th</sup> Street on the south, and 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, if the conditions therein are not fulfilled by \_\_\_\_\_. **(Deferred from 02-11-03)**
  - b) MR-2003-027 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning 425 Houston Street, Lot 19 McConnell Home Place, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- VII. Resolutions:
  - a) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with the Tennessee Department of Environment and Conservation (“TDEC”) relative to delegation of State authority to review and approve certain construction plans and specifications to the City of Chattanooga and authorizing the adoption of the Sanitary Sewer System Design and Construction Manual as the criteria for sanitary sewer design and construction activities in the City of Chattanooga.

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### VII. Resolutions (continued):

- b) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Khafra Engineering Consultants, Inc., relative to professional services for design and construction of Hamill Road from Central Avenue to Wilson Road, Contract No. E-2-019, for a total amount not to exceed \$63,159.46.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Consolidated Technologies, Inc., relative to professional services for Contract No. E-03-001-100, Tunnel Boulevard Sidewalk Project from Shallowford Road to Wilcox Boulevard, for a total fee not to exceed \$33,130.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Franklin Associates Architects, Inc., relative to professional services for Contract No. E-02-018-100, Mountain Creek Road and Browns Ferry Road Sidewalks, for a total fee not to exceed \$31,460.00.
- e) A resolution authorizing the execution of Change Order No. 1 (final), relative to Contract No. RW-3-00, Shallowford Road Improvements, to Jones Brothers, Inc., Group 46, which change order decreases the contract amount by \$144,087.54, for a total revised contract amount not to exceed \$2,357,699.56.
- f) A resolution authorizing the purchase of a permanent sewer easement from Gary L. Jaynes, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.17, Tract No. 033.1, for an amount not to exceed \$732.00.
- g) A resolution authorizing the purchase of a permanent sewer easement from Charles L. Marsh, III and Sonia Marsh, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-B-031, Tract No. .066, for an amount not to exceed \$1,200.00.
- h) A resolution authorizing Conoco Phillips Company to use temporarily the City's right-of-way at Rosemont Drive for the installation of a monitoring well, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- i) A resolution authorizing the Administrator of the Office of Performance Review to enter into a contract with TeleAdjust, Inc., relative to a telecommunications service audit with any refund amounts being divided as set forth more fully below.
- j) A resolution authorizing the Administrator of the Department of Public Works to purchase real property to be used for rights-of-way relative to the extension of 17<sup>th</sup> Street from Baldwin Street to Rossville Boulevard, more particularly described herein, from Koch Foods, Inc., for a consideration of \$160,000.00, plus reasonable closing costs. **(Added by permission of Chairman Littlefield)**

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VII. Resolutions (continued):

- k) A resolution expressing the intent of the City of Chattanooga to issue obligations in an amount not to exceed \$15,000,000.00, to finance the costs of various projects appropriated in the Capital Budget, Ordinance No. 11316, adopted September 10, 2002. **(Added by permission of Chairman Littlefield)**

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, March 11, 2003.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, March 11, 2003:**

**AGENDA FOR TUESDAY, MARCH 11, 2003**

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2. Pledge of Allegiance/Invocation (Councilman Lively).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) MR-2001-153 Americo Group by Thomas Kale (Rescind Ordinance No. 11216 and No. 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 33<sup>rd</sup> Street on the north, West 35<sup>th</sup> Street on the south, and 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, if the conditions therein are not fulfilled by \_\_\_\_\_ . **(Deferred from 02-11-03)**
  - b) MR-2003-027 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning 425 Houston Street, Lot 19 McConnell Home Place, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
6. Ordinances – First Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article IV, by adding a new section 112, to incorporate new language relative to signage, markings and other devices for parking lots on private property.
  - b) MR-2002-219 Freeland and Kauffman (Close & Abandon). An Ordinance closing and abandoning a portion of the 400 block of Market Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
  - c) 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 - deferred from 02-11-03)**  
  
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 - deferred from 02-11-03)**

**XII. Agenda Session for Tuesday, March 11, 2003 (continued):**

6. Ordinances – First Reading (continued):

- d) 2003-024 Jeffrey Carmack (From R-1 to O-1). Rezone a tract of land located at 5809 Winding Lane, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2003-024 Jeffrey Carmack (From R-1 to O-1). Rezone a tract of land located at 5809 Winding Lane, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2003-024 Jeffrey Carmack (From R-1 to O-1). Rezone a tract of land located at 5809 Winding Lane, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

7. Resolutions:

- a) A resolution authorizing payment in the amount of \$33,100.00, to Pioneer Title Agency, Inc., for and on behalf of the Shallowford Commons Association, for value of property taken including removal of an existing sign, a fountain and granting 8 construction and general slope easements, more particularly described herein, relative to the Shallowford Road Improvement Project, Contract No. RW-3-00.

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.

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**XII. Agenda Session for Tuesday, March 11, 2003 (continued):**

12. Agenda Session for Tuesday, March 18, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.