

AGENDA FOR TUESDAY, SEPTEMBER 2, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson).
- III. Minute Approval.
- IV. Special Presentations.

**Lynda Prince, Grand Chief of the Canadian Carrier Tribe,
President of the First Nations of North America**

- V. Ordinances – Second & Third Reading:
 - a) An Ordinance to amend Part II, Chattanooga City Code, Chapter 10, Article II, Section 10-23, relative to engineering fees.
 - b) An Ordinance to amend Chattanooga City Code, Part II, Chapter 32, by adding a new Article XII, relative to standards for acceptance of dedicated streets.
 - c) 2003-083 JDH Company (From R-3 to M-1). Rezone tracts of land located at 1122 and 1124 East 14th Street, more particularly described herein, subject to certain conditions.
 - d) MR-2003-102 Michael Freedman Bliss (Close & Abandon). An ordinance closing and abandoning 2 unnamed alleys located west of the west line of the 3200 block of Alta Vista Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
 - e) MR-2003-103 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning portions of 2 deeded, unopened rights-of-way located on McCallie Avenue and a deeded, unopened alley on East 8th Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - f) MR-2003-105 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an unnamed alley located off of the east line of the 2700 block of Cannon Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
 - g) MR-2003-108 The McCallie School (Close & Abandon). An ordinance closing and abandoning the 2900 block of Anderson Street and a portion of the 800 block of Boyd 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) An Ordinance appropriating, authorizing, or allocating funds to the Capital Budget Improvements Budget for the Fiscal Year 2003-2004 and amending Ordinance No. 11316. **(Added by permission of the Budget and Finance Committee.)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a grant from the Tennessee Department of Environment and Conservation, Division of Community Assistance, relative to the Household Hazardous Waste Program for Fiscal Year 2003-2004, in an amount not to exceed \$85,000.00.
- b) A resolution authorizing the execution of Change Order No. 1 (final), relative to Bituminous Pavement Resurfacing, Contract No. E-02-001, with Highways, Inc., which change order increases the contract amount by \$10,700.14, for a revised contract amount of \$1,410,700.14.
- c) A resolution authorizing the execution of Change Order No. 2 (final), relative to construction services for Moccasin Bend Wastewater Treatment Plant, Digester Cleaning and Sludge Inventory Reduction, Contract no. MB-1-00, with Synagro (formerly Wheelabrator Water Technologies, Inc.), which change order increases the contract amount by \$5,077.64, for a revised contract amount of \$606,779.64.
- d) MR-2003-122 City of Chattanooga. A resolution authorizing the purchase of certain real property located in the 200 block of Bass Road and the 6100 block of East Brainerd Road from the Weldon F. Osborne Foundation, Inc., for an amount equal to the taxes owed on said property.
- e) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a Conservation Agreement with the Trust for Public Land, in the form attached hereto and made a part hereof by reference, relative to the Chattanooga Greenways Program, for a term of July 1, 2003 through June 30, 2004.
- f) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to accept the Friends of the Zoo's proposal to build a Ranch Exhibit for the Chattanooga Zoo at Warner Park at a cost not to exceed \$100,000.00, with said amount being matched by private funding.
- g) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a Lease Agreement, in the form attached hereto, with the North Chickamauga Creek Conservancy for the use of office space at Greenway Farm for a term beginning September 1, 2003 and ending August 31, 2004.

VII. Resolutions (continued):

- h) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a contract with Artech Design Group, Inc., relative to design work on renovations and improvements at the Glenwood Re creation Center, in an amount not to exceed \$37,500.00.
- i) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a contract with The Strauss Company, Inc. to construct a soccer complex at DuPont Park in an amount not to exceed \$1,338,658.00. (**Added by permission of Councilman Franklin.**)

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, September 9, 2003.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, September 9, 2003:

AGENDA FOR TUESDAY, SEPTEMBER 9, 2003

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) An Ordinance appropriating, authorizing, or allocating funds to the Capital Budget Improvements Budget for the Fiscal Year 2003-2004 and amending Ordinance No. 11316.
6. Ordinances - First Reading:
 - a) An Ordinance to Amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article III, so as to add a new Section 105, to incorporate new language relative to an Urban Overlay Zone.
 - b) An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article IV, General Regulations, Article V, Zone Regulations, and adding a new Section 1700, to incorporate language relative to off-street parking, shared parking and reduced parking standards.
 - c) An Ordinance reapportioning the nine (9) Districts for City Council.
 - d) 2003-080 Neal Spurling (From R-2 to R-3MD). Rezone tracts of land located at 600 and 606 Hamilton Avenue, more particularly described herein. **(Not recommended for approval by Planning.)**
 - e) 2003-107 City of Chattanooga (From R-2, R-3, R-4, C-2, M-1, M-3 to R-1). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone properties within the area being generally bounded on the South by Manning Street, on the North by Oxford Street, on the East to the rear property lines of parcels with frontage on Forest Avenue and Mississippi Avenue, and on the West to North Market Street, Dallas Road, and Hamilton Avenue, more particularly described herein and shown on the maps attached hereto and made a part hereof by reference, from R-2 Residential Zone, R-3 Residential Zone, R-4 Residential Zone, C-2 Convenience Commercial Zone, M-1 Manufacturing Zone and M-3 Warehouse and Wholesale Zone to R-1 Residential Zone.

XII. Agenda Session for Tuesday, September 9, 2003 (continued):

6. Ordinances – First Reading (continued):

- f) 2003-121 City of Chattanooga. An Ordinance to change the right-of-way name of the 1600 Block of White Oak Road to Auburndale Avenue.
- g) 2003-126 Brian L. Tune. An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance No. 8943 and Ordinance No. 9649, on property located at 1651 Gunbarrel Road, subject to certain conditions.
- h) 2003-127 Clare Parker (From R-2 to C-2). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3222 Calhoun Avenue from R-2 Residential Zone to C-2 Convenience Commercial Zone.
- i) 2003-129 Wyndi M. White and Louis Ferguson, JR. (From R-1 to R-4). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 13 North Parkdale Avenue from R-1 Residential Zone to R-4 Special Zone.
- j) 2003-132 Sandy Maddox (From R-1 to R-4). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 2235 Hickory Valley Road from R-1 Residential Zone to R-4 Special Zone.
- k) 2003-133 Hunter Museum c/o DHW Architects and City of Chattanooga c/o Jeff Pfitzer (From R-4 to C-3). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 10 Bluff View from R-4 Special Zone to C-3 Central Business Zone.
- l) 2003-134 Elmer J. Bass (From R-2 to C-2). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3402 and 2404 7th Avenue from R-2 Residential Zone to C-2 Convenience Commercial Zone.
- m) 2003-135 Jim Horsey (From R-1 to R-4). An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1900 Gunbarrel Road from R-1 Residential Zone to R-4 Special Zone.
- n) 2003-137 Rick Thompson (From R-4 to C-3): An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located in the 500 Block of Lindsay Street from R-4 Special Zone to C-3 Central Business Zone.

XII. Agenda Session for Tuesday, September 9, 2003 (continued):

6. Ordinances – First Reading (continued):

- o) 2003-140 Jeffery B. Carmack – Carmack Properties (From O-1 to R-4): An Ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 5809 Winding Lane from O-1 Office Zone to R-4 Special Zone.

7. Resolutions:

- a) A resolution approving a lease-purchase agreement with Motorola, Inc. for the acquisition of certain radio communications equipment and software and authorizing the Mayor to enter into said lease-purchase agreement.
- b) A resolution authorizing the Mayor to enter into an interlocal agreement with Hamilton County and the 911 Board relative to radio communications.
- c) A resolution authorizing the Mayor to enter into an interlocal agreement with Hamilton County relative to the sharing of the cost of the Motorola update in radio communications equipment and software.
- d) A resolution authorizing Ewen Environmental to use temporarily the City's right-of-way between the 500 Block and the 800 Block of Riverfront Parkway for the installation of ground monitoring wells for the Jones -Blair Company, subject to certain conditions.
- e) A resolution amending Resolution No. 23721 authorizing Malcolm Walker, President of the Shepherd Community Council, to use temporarily the City's right-of-way at the 1700 Block of Shepherd Road and Fisk Avenue to place a gateway sign at a revised location, subject to certain conditions.
- f) A resolution authorizing LeMont Johnson, d/b/a LeMont's Catering to use temporarily the City's right-of-way of the 800 Block of Dodds Avenue to plant trees and grass along the sidewalk area, subject to certain conditions.
- g) A resolution authorizing the Administrator of the Department of Public Works to enter into an Agreement with Gershman, Brickner & Bratton, Inc. for professional services relative to solid waste management in an amount not to exceed \$85,000.00.
- h) A resolution authorizing the appointment of Jackie L. Moore, Thomas J. Pickens, Michael T. Robertson, Albert D. Chandler, Richard E. Cook, Jr., Justin E. Jackson, Danny Mingo, and James Flanagan as special policemen for the Hamilton County Parks Department, to do special duty as prescribed herein, subject to certain conditions.

XII. Agenda Session for Tuesday, September 9, 2003 (continued):

7. Resolutions (continued):
 - i) A resolution authorizing the Mayor to execute an agreement with Stokes, Bartholomew, Evans & Petree, P.A., relative to lobbying services for fiscal year 2003-2004, for an amount not to exceed \$50,000.00, plus reasonable out-of-pocket expenses.
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, September 16, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.