

## AGENDA FOR TUESDAY, NOVEMBER 18, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice Chairman Benson).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 1208, Subsection (1), to incorporate new language relative to site improvements in a Planned Unit Development (residential).
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II, Definitions, to incorporate new language relative to the lot size for flag lots.
  - c) 2003-168 Barbara Davis (From M-1 to C-3). Rezone a tract of land located at 1900 Broad Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney)**
  - d) MR-2003-169 Will Smith (Close & Abandon). An ordinance closing and abandoning an unopened right-of-way located between the 400 block of West 47<sup>th</sup> Street and the Central of Georgia Railroad right-of-way, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works)**
  - e) 2003-171 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 2313 Timberlane Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney)**
  - f) 2003-172 Napier Associates (From R-1 to R-4). Rezone a tract of land located at 7301 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Attorney)**
  - g) MR-2003-173 Joseph S. Hailey (Close & Abandon). An ordinance closing and abandoning an unopened alley beginning at the east line of the 2400 block of Broad Street to the west line of the 2400 block of Cowart Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, with Tennessee-American Water Company and BellSouth Telecommunications, Inc. retaining their respective easements in the full width of the existing right-of-way. **(Recommended for approval by Planning and Public Works)**

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

- h) 2003-174 Thomas C. Rumph (From R-1 to R-4). Rezone a tract of land located at 8402 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- i) MR-2003-176 Joe McNew (Close & Abandon). An ordinance closing and abandoning an unopened alley located in the 3200 block of East 43<sup>rd</sup> 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 and Public Works)**
- j) 2003-178 Harold Lasater, Jr. (From R-2 to M-2). Rezone a tract of land located at 1618 51<sup>st</sup> Street, more particularly described herein. **(Recommended for approval by Planning)**

VI. Ordinances - First Reading:

- a) MR-2003-170 Turning Point Ministries- National Center for Youth Issues (Close & Abandon). An ordinance closing and abandoning a sewer easement and sewer line on a tract of land located in the 6100 block of Preservation Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- b) 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. **(Recommended for denial by Planning; Deferred from 09-09-03)**
- c) 2003-107 City of Chattanooga (From R-2, R-3, R-4, C-2, M-1 and 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 in 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 as shown on the map attached hereto and made a part hereof by reference, from R-2 Residential Zone, R-3 Residential Zone, R-4 Special Zone, C-2 Convenience Commercial Zone, M -1 Manufacturing Zone and M -3 Warehouse and Wholesale Zone to R-1 Residential Zone. **(Recommended for approval by Planning; Deferred from 09-09-03)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Volker & Associates, Inc., relative to engineering services for Contract E-02-008, Hamill Road from SR-153 to CSX Railroad, for a total fee not to exceed \$147,000.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Volkert & Associates, Inc., relative to engineering services for Contract No. E-03-030-101, Carter Street Streetscape, Phase IV, for a total fee not to exceed \$48,400.00.
- c) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a Lease Agreement with Ken DeFoor Properties, in the form attached hereto and made a part hereof by reference, relative to a site located at 1001 Ring Road for use as a Hixson Civic Center **(Deferred from 11-11-03)**
- d) A resolution authorizing the Mayor to enter into an Offer to Purchase Agreement with the United States General Services Administration (“GSA”) for the purchase of the rail system of the former Volunteer Army Ammunition Plan (“VAAP”) and authorizing the Mayor to sign any and all necessary closing documents to acquire said rail system. **(Added by permission of Vice Chairman Benson)**
- e) A resolution authorizing the Mayor to enter into a real estate purchase agreement with the United States General Services Administration (“GSA”) for the purchase of 8 acres of the former Volunteer Army Ammunition Plan (“VAAP”) and authorizing the Mayor to execute any and all necessary closing documents to acquire said property. **(Added by permission of Vice Chairman Benson)**
- f) A resolution authorizing the amendment of the Agreement between the City of Chattanooga, Tennessee, and the Humane Educational Society of Hamilton County, Inc. so as to extend said Agreement through November, 2003. **(Added by permission of the Legal and Legislative Committee)**
- g) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an Agreement between the City of Chattanooga, Tennessee and the Humane Educational Society of Hamilton County, Inc., in the form attached hereto, for the operation of an animal shelter for a period not to exceed one year. **(Added by permission of the Legal and Legislative Committee)**

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, November 25, 2003.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, November 25, 2003:**

**AGENDA FOR TUESDAY, NOVEMBER 25, 2003**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) MR-2003-170 Turning Point Ministries- National Center for Youth Issues (Close & Abandon). An ordinance closing and abandoning a sewer easement and sewer line on a tract of land located in the 6100 block of Preservation Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
  - b) 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. **(Recommended for denial by Planning; Deferred from 09-09-03)**
  - c) 2003-107 City of Chattanooga (From R-2, R-3, R-4, C-2, M-1 and 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 in 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 as shown on the map attached hereto and made a part hereof by reference, from R-2 Residential Zone, R-3 Residential Zone, R-4 Special Zone, C-2 Convenience Commercial Zone, M -1 Manufacturing Zone and M-3 Warehouse and Wholesale Zone to R-1 Residential Zone. **(Recommended for approval by Planning; Deferred from 09-09-03)**
6. Ordinances - First Reading:
  - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 31, Article VIII, Sections 31-360 through 31-365, relative to the Storm Water Regulations Board.
  - b) MR-2003-180 LDG Construction, Inc. (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 2400 block of 13<sup>th</sup> Avenue located between the 2700 blocks of Woodside Street and East 25<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.

**XII. Agenda Session for Tuesday, November 25, 2003 (continued):**

7. Resolutions:

- a) A resolution authorizing the execution of Change Order No. 1, relative to replacement of the deck on the garage of Fire Hall #1, with JDH Company, which change order increases the contract amount by \$1,290.25, for a revised contract amount not to exceed \$70,606.25.
- b) A resolution authorizing the Mayor or the City Finance Officer to execute any and all documents necessary to facilitate the transfer of certain real property, more particularly described herein, to the Chattanooga Community Housing Development Organization (CCHDO) for the Youth Build Project.
- c) MR 2003-160 City of Chattanooga. A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate the donation of surplus real property located at 1616 and 1618 Citico Avenue, more particularly described herein, to the 28<sup>th</sup> Community Development Corporation.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with the Tennessee Valley Railroad Museum (TVRM), relative to rebuilding the railroad grade crossing for the Tennessee Department of Transportation (TDOT) 3<sup>d</sup> Street Bridge Project, for a total fee not to exceed \$30,000.00.
- e) A resolution authorizing the award of Contract No. W-03-005, Miscellaneous Sanitary Sewer Requirements, to East Tennessee Grading, Inc. and Mayse Construction for a total amount not to exceed \$470,000.00; and authorizing \$100,000.00, for miscellaneous plumbing and emergency repairs for the Waste Resource Division.
- f) A resolution authorizing the award of Contract No. W -03-005 (Group II) and No. W -03-008 (Group III), CIPP lining, to Miller Pipeline Corporation for a total amount not to exceed \$150,430.00, including a contingency amount of \$10,000.00.

8. Overtime Report.

**XII. Agenda Session for Tuesday, November 25, 2003 (continued):**

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, December 2, 2003.
13. Recognition of Persons Wishing to Address the Council on Non -Agenda Matters.
14. Adjournment.