

**AGENDA FOR TUESDAY, JULY 27, 2004**

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

**Carolyn Payne - Northside Neighborhood House  
Eightieth Year Celebration**

- V. Ordinances – Second & Third Reading:
  - a) MR-2004-011 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an existing sanitary sewer easement, line and manholes 436 and 437 located in the center line of the 3400 block of Plumwood Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- VI. Ordinances - First Reading:
  - a) 2004-052 Joseph Ryan Cooke (From M-2 & R-2 to C-2). Rezone tracts of land located at 1401 Dodson Avenue and 2108 Newton Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate Applicant and Planning versions - deferred from 07-20-04)**  
  
2004-052 Joseph Ryan Cooke (From M-2 & R-2 to C-2). Rezone a tract of land located at 2108 Newton Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate Planning version - deferred from 07-20-04)**  
  
2004-052 Joseph Ryan Cooke (From M-2 to C-2). Rezone a tract of land located at 1401 Dodson Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 07-20-04)**

VI. Ordinances - First Reading (continued):

- b) 2004-094 Gregory Shawn Petree (Amend Conditions). An ordinance to amend Ordinance No. 6958, as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11475 on property located at 2510 Duncan Avenue, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate version - deferred from 07-13-04)**

2004-094 Gregory Shawn Petree (Amend Conditions). An ordinance to amend Ordinance No. 6958, as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11475 on property located at 2510 Duncan Avenue, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 07-13-04)**

- c) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter to require certain information to be a part of the annual budget. **(Added by permission of the Legal and Legislative Committee)**
- d) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter requiring ordinances to be read 3 times, so as to provide for 2 readings instead of 3. **(Added by permission of the Legal and Legislative Committee)**
- e) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter as to when ordinances take effect so as to provide that they go into effect upon becoming law or at such subsequent time as the Council may designate. **(Added by permission of the Legal and Legislative Committee)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with QORE Property Science, relative to Contract No. E-04-001-100 for the development of Pavement Condition Data and Management, for a total amount not to exceed \$150,000.00.

**Agenda for Tuesday, July 27, 2004**

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VII. Resolutions (continued):

- b) A resolution authorizing the execution of Change Order No. 1, relative to Contract No. GRW-1-02, North and South Chickamauga Creeks Greenway Projects with Yerbey Concrete Construction, Inc., which change order increases the contract amount by \$1,071.00 for a revised contract amount not to exceed \$178,218.00.
- c) A resolution authorizing Mark Thompson to use temporarily the City's right-of-way located at the intersection of Bonny Oaks Drive and Jersey Pike to install a monitoring well, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.

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 Personnel.
- g) Department of Neighborhood Services.
- h) Department of Finance and Administration
- i) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, August 3, 2004.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, August 3, 2004:**

**AGENDA FOR TUESDAY, AUGUST 3, 2004**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Taylor).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) 2004-052 Joseph Ryan Cooke (From M-2 & R-2 to C-2). Rezone tracts of land located at 1401 Dodson Avenue and 2108 Newton Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate Applicant and Planning versions - deferred from 05-18-04)**

2004-052 Joseph Ryan Cooke (From M-2 & R-2 to C-2). Rezone a tract of land located at 2108 Newton Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate Planning version - deferred from 05-18-04)**

2004-052 Joseph Ryan Cooke (From M-2 to C-2). Rezone a tract of land located at 1401 Dodson Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 05-18-04)**
  - b) 2004-094 Gregory Shawn Petree (Amend Conditions). An ordinance to amend Ordinance No. 6958, as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11475 on property located at 2510 Duncan Avenue, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate version - deferred from 07-13-04)**

2004-094 Gregory Shawn Petree (Amend Conditions). An ordinance to amend Ordinance No. 6958, as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11475 on property located at 2510 Duncan Avenue, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - deferred from 07-13-04)**
  - c) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter to require certain information to be a part of the annual budget. **(Added by permission of the Legal and Legislative Committee)**

**XII. Agenda Session for Tuesday, August 3, 2004 (continued):**

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

- d) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter requiring ordinances to be read 3 times, so as to provide for 2 readings instead of 3. **(Added by permission of the Legal and Legislative Committee)**
- e) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) to amend provisions of the Charter as to when ordinances take effect so as to provide that they go into effect upon becoming law or at such subsequent time as the Council may designate. **(Added by permission of the Legal and Legislative Committee)**

6. Ordinances - First Reading:

- a) 2004-076 Henry C. Eickhoff and Karen Ford Eickhoff (From R-1 & C-5 to C-2). Rezone a tract of land located at 4400 Brainerd Road, more particularly described herein. **(Recommended for denial by Planning - deferred from 07-06-04)**
- b) MR-2004-016 City of Chattanooga c/o Naveed Minhas (Close & Abandon). An ordinance closing and abandoning sewer and stormwater easements on tracts of land located at the Spencer J. McCallie Homes site on several lots, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- c) MR-2004-066 Joe Woodall (Amend No. 11563). An ordinance amending Ordinance No. 11563, adopted June 1, 2004, closing and abandoning an unopened portion of the 3300 block of Crestfield Drive, as shown on the map attached hereto and made a part hereof by reference, by correcting the property description.
- d) MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, 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 Public Works - see alternate Planning version)**

MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, 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)**

**XII. Agenda Session for Tuesday, August 3, 2004 (continued):**

6. Ordinances - First Reading (continued):

- e) MR-2004-106 Northside Presbyterian Church (Close & Abandon). An ordinance closing and abandoning an unopened alley located parallel to the 1000 block of Endicott Street and the 900 block of Mississippi Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works and Staff - recommended for approval by Planning)**
- f) MR-2004-128 John P. Skates (Close & Abandon). An ordinance closing and abandoning an unopened alley located parallel to the 3300 blocks of East 39<sup>th</sup> Street and East 40<sup>th</sup> Street and the unopened block of East 40<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works - recommended for approval by Planning)**

7. Resolutions:

- a) A resolution authorizing the execution of Change Order No. 2 (final), relative to Contract No. 28K1, Moccasin Bend Wastewater Treatment Plant Solids Handling Facilities, Centrifuge Building No. 2 and Plant Warehouse, with Max Foote Construction Company, Inc., which change order decreases the contract amount by \$48,426.06 for a revised contract amount not to exceed \$3,911,195.94.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Consolidated Technologies, Inc. for professional services relative to Contract No. E-03-007-102, Wilcox Boulevard Tunnel Improvements, in an amount not to exceed \$125,000.00.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute a contract with the Tennessee Department of Transportation for the City to maintain and supply power to signals at the intersection of Highway 153 at Winding Lane and Highway 153 at Wolford Development (south entrance).

8. Overtime Report.

**XII. Agenda Session for Tuesday, August 3, 2004 (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 Personnel.
  - g) Department of Neighborhood Services.
  - h) Department of Finance and Administration
  - i) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, August 10, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.