

AGENDA FOR TUESDAY, MAY 24, 2005

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Rico).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 26, Article VI, relative to increasing entrance fees to the Chattanooga Zoo at Warner Park. **(Added by permission of the Parks, Recreation, Arts & Culture Committee.)**
- VI. Ordinances – First Reading:
 - a) An ordinance providing for an interim budget and appropriating funds for the usual and ordinary expenses of the City government for the months of July, August, and September 2005, pending the adoption of the 2005-2006 Annual Budget.
 - b) MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened 5400 block of Winniespann Road and an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50') right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50') right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, 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 and Public Works.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50') right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50') right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, 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 Staff and Public Works.)**
 - c) MR-2005-044 John Wise (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened right-of-way of the 1100 block of New Pineville Road, 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.)**

VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to execute Addendum No. 2 with TWH Architects, Inc. relative to Contract No. E-04-039, Interior Design Services for the Renovations to Chattanooga City Hall, in an amount not to exceed \$104,560.00, for a total contract amount not to exceed \$604,560.00. **(Deferred from 5-10-05.)**
- b) A resolution authorizing the Mayor to execute an agreement with Raines Brothers, Inc. relative to Contract No. E-04-039-200, City Hall Renovations, in an amount not to exceed \$7,041,000.00, including a contingency amount of \$750,000.00, subject to continuing appropriation. **(Deferred from 5-10-05.)**
- c) A resolution authorizing the award of Contract No. E-04-039-202, City Hall Renovations Environmental Abatement, to First Response, Inc. for a total amount not to exceed \$102,531.00, including a contingency amount of \$10,000.00. **(Deferred from 5-10-05.)**
- d) A resolution authorizing the award of Contract No. R-04-004, St. Elmo Passive Park – Phase I: Building Demolition, to Pate’s Hauling & Demolition for a total amount not to exceed \$28,000.00, including a contingency amount of \$3,000.00. **(Deferred from 5-17-05.)**
- e) A resolution authorizing the transfer of credits from one account to another account within the various departments, agencies, and divisions of the government.
- f) A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate the sale of certain real property located in the 500 block of East M. L. King Boulevard for development, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, to Renaissance Ventures, LLC, for a total consideration of \$50,000.00.
- g) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Ronald L. Simmons, Sr. and Ruby J. Simmons at 7524 Igou Gap Road, Parcel No. 159A-C-024, Tract No. 29, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$4,048.50.
- h) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Raymond And Betty Haggard at 0000 Igou Gap Road, Parcel No. 159A-C-028, Tract No. 26, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$1,585.50.
- i) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Raymond And Betty Haggard at 7504 Igou Gap Road, Parcel No. 159A-C-030, Tract No. 25, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$6,052.50.

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- j) A resolution authorizing the purchase of a permanent drainage easement and temporary construction easement from Haresh and Sumitra Patel at 1901 Igou Crossing Drive, Parcel No. 159A-G-008, Tract No. 32, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$217.50.
- k) A resolution authorizing the purchase of a right-of-way, permanent drainage easement, slope easement, and temporary construction easement from Kristen and Bryan Bonnema at 7508 Igou Gap Road, Parcel No. 159A-C-027, Tract No. 27, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$1,812.00.
- l) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Cornerstone Apostolic Church at 7548 Igou Gap Road, Parcel No. 159A-D-001, Tract No. 30, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$2,853.00.
- m) A resolution authorizing the purchase of a right-of-way, slope easement, and temporary construction easement from Volunteer Bank and Trust Company at 1836 Gunbarrel Road, Parcel No. 159A-A-006, Tract No. 01, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$8,205.00.
- n) A resolution authorizing the purchase of a permanent drainage easement from James and Shirley Joanne Perry at 1820 Gray Road, Parcel No. 159B-A-001, Tract No. 41, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$694.50.
- o) A resolution authorizing the purchase of a permanent sanitary sewer easement from Robert T. Waring at 7002 Lee Highway, Parcel No. 148D-F-04.01, Tract No. 64, relative to the Shallowford Road Sewer Relocation Project, Contract No. W-03-004, for an amount not to exceed \$2,775.00.
- p) A resolution authorizing the award of Contract No. E-03-001, Tunnel Boulevard Sidewalk Project, to Talley Construction Company, Inc. for a total amount not to exceed \$236,607.82, including a contingency amount of \$20,000.00
- q) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a grant in the amount of \$85,000.00 from the State of Tennessee Department of Environment and Conservation, Division of Community Assistance, relative to the Household Hazardous Waste Program for the Fiscal Year 2005-2006.
- r) A resolution authorizing George Schimpf to use temporarily the City's right-of-way along 1109 Spears Avenue to install and pave a drive for parking, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- s) A resolution authorizing James E. Citty to use temporarily the City's right-of-way in front of 1269 Market Street to install an awning, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.

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- t) A resolution authorizing the City Finance Officer to enter into a contract with CAVU Corporation for the purchase and installation of Property Tax and Business Tax Billing and Collection system software in an amount not to exceed \$365,900.00.
(Added by permission of Council Chair Robinson.)

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, May 31, 2005.

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

XIV. Adjournment.

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XII. Agenda Session for Tuesday, May 31, 2005:

AGENDA FOR TUESDAY, MAY 31, 2005

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Hakeem).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) An ordinance providing for an interim budget and appropriating funds for the usual and ordinary expenses of the City government for the months of July, August, and September 2005, pending the adoption of the 2005-2006 Annual Budget.
 - b) MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened 5400 block of Winniespann Road and an unnamed right-of-way located east of the 5400 block of Winniespann Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning, Staff, or Public Works – see alternate versions.)**

MR-2005-040 KIG Management, Inc. (Close & Abandon). An ordinance closing and abandoning all but a fifty foot (50') right-of-way of the eastern unopened 5400 block of Winniespann Road and a fifty foot (50') right-of-way of an unnamed right-of-way located east of the 5400 block of Winniespann Road, 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 and Public Works.)**

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 - c) MR-2005-044 John Wise (Close & Abandon). An ordinance closing and abandoning a portion of the eastern unopened right-of-way of the 1100 block of New Pineville Road, 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.)**
6. Ordinances – First Reading:

7. Resolutions:

- a) 2005-077 Michael A. Dowlen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Amberbrook Gardens Planned Unit Development, on a part of a tract of land located at 5506 Cassandra Smith Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version.)**

2005-077 Michael A. Dowlen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Amberbrook Gardens Planned Unit Development, on a part of a tract of land located at 5506 Cassandra Smith Road, 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.)**

- b) 2005-080 Greg Vital & Michael Mallen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Highlands at Rivermont Planned Unit Development, on a part of a tract of land located at 3601 Mercer Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Not recommended for approval by Planning or Staff – see alternate versions.)**

2005-080 Greg Vital & Michael Mallen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Highlands at Rivermont Planned Unit Development, on a part of a tract of land located at 3601 Mercer Street, 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.)**

2005-080 Greg Vital & Michael Mallen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Highlands at Rivermont Planned Unit Development, on a part of a tract of land located at 3601 Mercer Street, 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 Staff.)**

- c) A resolution authorizing the purchase of a right-of-way, permanent drainage easement, slope easement, and temporary construction easement from Doris Chastain at 7430 Igou Gap Road, Parcel No. 159A-B-014, Tract No. 15, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$636.00.

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- d) A resolution amending Resolution No. 24340, adopted February 22, 2005, relative to the Agreement for the Closure/Post Closure Plan for the Summit Land Fill, Project No. SNL 33-0035, with the State of Tennessee, Division of Solid Waste Management, by deleting “not to exceed \$3,147,189.00” and substituting in lieu thereof “not to exceed \$3,082,408.00”.
 - e) A resolution amending Resolution No. 24341, adopted February 22, 2005, relative to the Agreement for the Closure/Post Closure Plan for the City Landfill, Project No. SNL 33-0273, with the State of Tennessee, Division of Solid Waste Management, by deleting “not to exceed \$5,590,339.00” and substituting in lieu thereof “not to exceed \$5,706,280.00”.
 - f) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against CGS Leasing Corp. for a right-of-way and temporary construction easement located at 5200 Highway 153, more particularly described herein, relative to the Hamill Road Widening at Highway 153 Project.
 - g) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against Hamill Road Property, LLC for a right-of-way located at 2002 Hamill Road, more particularly described herein, relative to the Hamill Road Widening at Highway 153 Project.
 - h) A resolution authorizing the Mayor to enter into an agreement with Hamilton County for the Hamilton County Courts Community Service Program to pick up litter along City rights-of-way using first-time, non-violent offenders.
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 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, June 7, 2005.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.