

## AGENDA FOR TUESDAY, JULY 27, 1999

- I. Call to Order.
- II. Invocation (Council Vice-Chair Hakeem).
- III. Minute Approval.
- IV. Special Presentation:
  - a)
- V. Ordinances – Second & Third Reading:
  - a) 1999-095 Chattanooga Neighborhood Enterprise, Inc. (From M-1 to C-3): A tract of land located at 1617 Williams Street and in the 200 block of West 17<sup>th</sup> Street, being on the northwest line of Williams Street at West 17<sup>th</sup> Street and on the northeast line of West 17<sup>th</sup> Street northwest of Williams Street, more particularly described herein. **(Recommended for approval)**
  - b) 1999-097 Gunbarrel Properties, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10539 on property located in the 1800 block of Gunbarrel Road, being on the southeast line of Gunbarrel Road southwest of Igou Gap Road, being more particularly described herein, subject to certain conditions. **(Contains Conditions Recommended by Planning)**
  - c) 1999-105 McKibbin Hotel Group of Chattanooga, Tennessee #2, LP (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10213 on property located at 200 Chestnut Street, being on the northeast line of Chestnut Street at West 2<sup>nd</sup> Street, being more particularly described herein, subject to certain conditions. **(Recommended for approval)**
  - d) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, to incorporate new language relative to Article V, Sections 603 and 903, to permit dwellings in the same building as any commercial building in the C-5 Neighborhood Commercial Zone and to add grocery stores to the list of permitted uses in the C-2 Convenience Commercial Zone.
  - e) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, to incorporate new language relative to Article V, Section 903, to remove convenience grocery stores from the list of permitted uses in the C-5 Neighborhood Commercial Zone and substitute the use of a grocery store with no car washes and/or gasoline pumps.

**Agenda for Tuesday, July 27, 1999**

**Page 2 of 8**

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

- f) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, to incorporate new language relative to Article V, Sections 1001(4), 1011(1) and 1021, to allow day care centers to be located within the M-1, M-2 and M-3 Zone subject to a permitting procedure by the Board of Zoning Appeals.

VI. Ordinances – First Reading:

- a) 1999-090 Stan Baker (From R-1 to C-2): A tract of land located at 6 Brooks Circle and 7 Pisgah Avenue, being on the southeast line of Brooks Circle and the northwest line of Pisgah Avenue northeast of Brainerd Road, more particularly described herein. **(Recommended for denial) (HELD FROM 7-13-99)**
- b) 1999-098 Gary Ball (From C-2 to M-2): A tract of land located at 2207 East Main Street, being on the northeast line of East Main Street southeast of Kelley Street, more particularly described herein. **(Recommended for denial) (HELD FROM 7-13-99)**
- c) 1999-107 Ovella S. Vinson (From R-1 to C-2): A tract of land located at 3630 Ridgeside Road, being on the southwest line of Ridgeside Road at Gillespie Road, more particularly described herein. **(Recommended for denial – see alternate version)**  
  
1999-107 Ovella S. Vinson (R-1 to C-5): A tract of land located at 3630 Ridgeside Road, being on the southwest line of Ridgeside Road at Gillespie Road, more particularly described herein. **(Recommended for approval) (HELD FROM 7-13-99)**
- d) 1999-112 Beverly Wilson (From R-2 to C-2): A tract of land located at 1725 North Orchard Knob Avenue, being on the northwest line of Orchard Knob Avenue at Olive Street, more particularly described herein. **(Recommended for denial)**  
  
1999-112 Beverly Wilson (From R-2 to C-5): A tract of land located at 1725 North Orchard Knob Avenue, being on the northwest line of Orchard Knob Avenue at Olive Street, more particularly described herein. **(Recommended for approval) (HELD FROM 7-13-99)**

VI. Ordinances – First Reading (continued):

- e) 1999-045 J. W. Everhart (Close & Abandon): East 29<sup>th</sup> Street located northwest from Orchard Knob Avenue, southwest of East 28<sup>th</sup> Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference. **(Recommended for denial)**
- f) 1999-061 North American Royalties/Wheland Foundry (Close & Abandon): Sydney Street located southwest from West 26<sup>th</sup> Street northwest of Broad Street, and West 28<sup>th</sup> Street located northwest from Broad Street southwest of West 26<sup>th</sup> Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval)**
- g) 1999-066 The Dixie Group, Inc. (Close & Abandon): Lupton Drive located northeast from Mercer Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference. **(Recommended for approval)**

VII. Resolutions:

- a) A resolution authorizing the Department of General Services Administrator to enter into a Contract with All Seasons Lawn Care (Willie Cooper, Jr.) to perform specialty maintenance and landscaping services for several large properties owned by the City for an amount not to exceed \$20,000.00 for a twelve (12) month term.
- b) A resolution declaring surplus certain property located at 844 and 1148 East 8<sup>th</sup> Street, more particularly described herein, and authorizing the conveyance of said property to Inner City Development Corporation (ICDC) for the purpose of developing affordable housing in the Martin Luther King Boulevard area.
- c) A resolution authorizing the Mayor to execute Agreement 99-258 for Implementation of Surface Transportation Program Activity with the Tennessee Department of Transportation, relative to the Tennessee Valley Railroad Museum, Phase 3, a copy of said Agreement being attached hereto and incorporated herein by reference, subject to reimbursement of the City's local match.
- d) A resolution authorizing the execution of Change Order No. 1, Contract No. RW-1-98, East Brainerd Road at Dave L. Brown, with Riverbend Construction Corporation, which change order increases the contract amount by \$8,585.00, for a total contract price of \$580,246.00, and which increases the contract time by two hundred sixty-four (264) calendar days.

## Agenda for Tuesday, July 27, 1999

### Page 4 of 8

#### VII. Resolutions (continued):

- e) A resolution authorizing the execution of Amendment No. 8 to the Agreement with ARCADIS, Geraghty & Miller, Inc., relative to Contract No. 73B-2, Big Ridge Collection System IV, which amendment increases the contract amount by \$23,500.00, for a revised total contract amount not to exceed \$261,500.00.
- f) A resolution authorizing Sir Goony Golf of Chattanooga, Inc. to use temporarily the right-of-way along an undeveloped section of Old Birdsmill Road for the purpose of installing a fence for vehicle parking, more particularly described herein, subject to certain conditions.
- g) A resolution authorizing the Mayor to execute a Memorandum of Understanding with the Carter Street Corporation, the Stadium Corporation and Hamilton County, Tennessee, relative to management and operation of the Stadium.
- h) A resolution authorizing the appointment of Stacy L. Hannah as a special policeman for the City of Chattanooga, Neighborhood Services Department, to do special duty as prescribed herein, subject to certain conditions.
- i) A resolution authorizing Pearlie Lowe to use temporarily the right-of-way along an unopened half section of an alley located between 13<sup>th</sup> and 14<sup>th</sup> Streets for the purpose of extending the property fence, 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 General Services.
- d) Department of Public Works.
- e) Fire Department.
- f) Police Department.
- g) Department of Finance and Administration.
- h) Department of Personnel.
- i) Department of Neighborhood Services.
- j) City Finance Officer.
- k) City Attorney.

#### X. Other Business.

**Agenda for Tuesday, July 27, 1999**  
**Page 5 of 8**

- XI. Committee Reports.
- XII. Agenda Session for Tuesday, August 3, 1999 (see following pages of this Agenda).
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, August 3, 1999:

AGENDA FOR TUESDAY, AUGUST 3, 1999

1. Call to Order.
2. Invocation (Council Chair Lively).
3. Minute Approval.
4. Special Presentations:

**Dr. Jane Harbaugh – Presentation of  
“TOGETHER WE CAN SCHOLARSHIP” Recipients**

5. Ordinances – Second & Third Reading:

- a) 1999-090 Stan Baker (From R-1 to C-2): A tract of land located at 6 Brooks Circle and 7 Pisgah Avenue, being on the southeast line of Brooks Circle and the northwest line of Pisgah Avenue northeast of Brainerd Road, more particularly described herein. **(Recommended for denial)**
- b) 1999-098 Gary Ball (From C-2 to M-2): A tract of land located at 2207 East Main Street, being on the northeast line of East Main Street southeast of Kelley Street, more particularly described herein. **(Recommended for denial)**
- c) 1999-107 Ovella S. Vinson (From R-1 to C-2): A tract of land located at 3630 Ridgeside Road, being on the southwest line of Ridgeside Road at Gillespie Road, more particularly described herein. **(Recommended for denial – see alternate version)**  
  
1999-107 Ovella S. Vinson (R-1 to C-5): A tract of land located at 3630 Ridgeside Road, being on the southwest line of Ridgeside Road at Gillespie Road, more particularly described herein. **(Recommended for approval)**
- d) 1999-112 Beverly Wilson (From R-2 to C-2): A tract of land located at 1725 North Orchard Knob Avenue, being on the northwest line of Orchard Knob Avenue at Olive Street, more particularly described herein. **(Recommended for denial)**  
  
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**XII. Agenda Session for Tuesday, August 3, 1999** (continued):

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

- e) 1999-045 J. W. Everhart (Close & Abandon): East 29<sup>th</sup> Street located northwest from Orchard Knob Avenue, southwest of East 28<sup>th</sup> Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference. **(Recommended for denial)**
- f) 1999-061 North American Royalties/Wheland Foundry (Close & Abandon): Sydney Street located southwest from West 26<sup>th</sup> Street northwest of Broad Street, and West 28<sup>th</sup> Street located northwest from Broad Street southwest of West 26<sup>th</sup> Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval)**
- g) 1999-066 The Dixie Group, Inc. (Close & Abandon): Lupton Drive located northeast from Mercer Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference. **(Recommended for approval)**

6. Ordinances – First Reading:

- a) MR-99-011 (Close & Abandon): An ordinance closing and abandoning a sewer easement reserved in the previously abandoned forty (40) feet wide, one hundred fifteen (115) feet long section of East 42<sup>nd</sup> Street, more particularly described herein and as shown on plat attached hereto and made a part hereof by reference.
- b) An ordinance changing the right-of-way name for Pine Street from Second (2<sup>nd</sup>) Street to the dead end south of Third (3<sup>rd</sup>) Street to “Power Alley.”

7. Resolutions:

- a) A resolution authorizing the Administrator of the Public Works Department to enter into an Engineering Services Contract with Consolidated Technologies, Inc., relative to the design of stormwater projects under Contract No. SWM-2-99, Drainage and Water Quality Abatement, for an amount not to exceed \$80,000.00.

**XII. Agenda Session for Tuesday, August 3, 1999 (continued):**

**7. Resolutions (continued):**

- b) A resolution amending Resolution No. 21847, encaptioned "A resolution authorizing the Administrator of Public Works to enter into an Agreement with Barlew-Neuhoff Architects, Inc., relative to the design of an addition to the City-Wide Services Administration Building, for a fee not to exceed Twenty-Four Thousand, Nine Hundred Dollars (\$24,900.00)." so as to revise the fee not to exceed \$35,000.00.
- c) A resolution authorizing the award of the Contract for biennial inspection of Walnut Street Bridge to Lichtenstein Engineering Associates, P.C. in an amount not to exceed \$32,400.00.
- d) A resolution authorizing the Mayor to execute an Agreement with Orange Grove Center, Inc., relative to the Dual Blue Bag Recycling Program for fiscal year 1999-2000.

**8. Overtime Report.**

**9. Departmental Reports:**

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of General Services.
- d) Department of Public Works.
- e) Fire Department.
- f) Police Department.
- g) Department of Finance and Administration.
- h) Department of Personnel.
- i) Department of Neighborhood Services.
- j) City Finance Officer.
- k) City Attorney.

**10. Other Business.**

**11. Committee Reports.**

**12. Agenda Session for Tuesday, August 10, 1999.**

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

**14. Adjournment.**