

## AGENDA FOR TUESDAY, SEPTEMBER 14, 1999

- I. Call to Order.
- II. Invocation (Councilman Taylor).
- III. Minute Approval.
- IV. Special Presentation:
  - a)
- V. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Sections 2-349, 2-351, 2-352, 2-354 and 2-360, by raising to \$10,000.00 the amount of expenditures required to mandate public advertising and bidding on purchases and the requirement of approval by the City Council, and to amend Chattanooga City Code, Part II, Section 2-353, relative to factors considered in accepting a bid.
- VI. Ordinances – First Reading:
  - a) 1999-033 Joiner Place (From R-1 to R-4): Rezone tracts of land located in the 1700 block of North Joiner Road and in the 7400 and 7500 blocks of Ziegler Road, more particularly described herein. **(Recommended for denial by Staff)**

1999-033 Joiner Place (From R-1 to R-4): Rezone tracts of land located in the 1700 block of North Joiner Road and in the 7400 and 7500 blocks of Ziegler Road, more particularly described herein, subject to certain conditions. **(Recommended for approval upon conditions by Planning)**
  - b) 1999-106 Frank D. & Sharon K. McMurry (From R-1 to M-2): Rezone a tract of land located at 411 Bell Avenue, being on the northeast line of Bell Avenue northwest of Pine Ridge Road, more particularly described herein. **(Recommended for denial by Staff)**

1999-106 Frank D. & Sharon K. McMurry (From R-1 to O-1): Rezone a tract of land located at 411 Bell Avenue, being on the northeast line of Bell Avenue northwest of Pine Ridge Road, more particularly described herein, subject to certain conditions. **(Recommended for approval upon conditions by Planning)**

VI. Ordinances – First Reading (continued):

- c) 1999-142 Charles A. Cronon (From C-5 to C-2): Rezone a tract of land located at 5100 Highway 58, more particularly described herein. **(Recommended for denial)**
- d) 1999-146 John Rewcastle, Central Real Estate (From R-4 to C-2): Rezone a tract of land located at 1704 Airport Connector Road, more particularly described herein. **(Recommended for denial)**
- e) 1999-147 St. Thaddaeus Episcopal Church (From R-1 to Special Exceptions Permit): Rezone a tract of land located at 4300 Locksley Lane, more particularly described herein. **(Recommended for approval)**
- f) 1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Applicant Version – Recommended for Denial)**

1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Planning Commission Version)**

1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 8<sup>th</sup> Avenue, and the 2400 and 2500 blocks of 7<sup>th</sup> Avenue, being more particularly described herein, subject to certain conditions. **(Staff Version)**

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VI. Ordinances – First Reading (continued):

- g) 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein. **(Recommended for approval but upon differing conditions by Staff and Planning)**
- 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**
- h) 1999-153 Paul J. Turner (From R-1 to C-2): Rezone a tract of land located in the 4200 block of Benton Drive, more particularly described herein. **(Recommended for approval)**
- i) 1999-159 Seaboard Farms of Chattanooga, Inc. (From M-1 to C-3): Rezone a tract of land located at 1300 Market Street, more particularly described herein. **(Recommended for approval subject to site plan attached)**
- j) 1999-160 Golden Gallon, Inc. (From R-1 to C-2): Rezone a tract of land located at 606 Ashland Terrace, more particularly described herein. **(Recommended for denial by Staff; recommended for approval by Planning)**
- k) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, to amend Article II, Section 106, in order to permit commercial and industrial development on private access easements.
- l) 1999-089 Koch Foods, LLC (Close & Abandon): A portion of East 18<sup>th</sup> Street, a portion of Kerr Street, Webster Alley, and an unnamed alley, 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 upon conditions)**
- m) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Sections 24-501 and 24-502, relative to through Streets (Midland Pike between Moore Road and Talley Road).

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### VI. Ordinances – First Reading (continued):

- n) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, Article VIII, Sections 11-241 through 11-250, relative to regulations for pawnbrokers.
- o) An ordinance to amend Chattanooga City Code, Part II, Section 26-17(3), regarding the possession of alcoholic beverages within City parks and playgrounds.

### VII. Resolutions:

- a) A resolution adopting the Highland Park/Tennessee Temple University Master Plan.
- b) A resolution authorizing the Chief of the Chattanooga Police Department to enter into Mutual Aid Agreements with various governmental entities substantially in the form attached hereto.
- c) A resolution appointing Dr. David L. Ciraulo as a Special Police Officer for the Chattanooga Police Department SWAT Team, to do special duty as prescribed herein, subject to certain conditions.
- d) A resolution appointing William Eagan as a Special Police Officer for the Chattanooga Police Department SWAT Team, to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution appointing Kevin F. Wolfe as a Special Police Officer for the Chattanooga Police Department SWAT Team, to do special duty as prescribed herein, subject to certain conditions.
- f) A resolution authorizing the execution of a Quitclaim Deed jointly with Hamilton County conveying certain property, more particularly described herein, to Chattanooga Neighborhood Enterprises, Inc. (CNE) to develop home ownership opportunities for low to moderate income families.
- g) A resolution authorizing the execution of a Quitclaim Deed jointly with Hamilton County conveying certain property, more particularly described herein, to Inner City Development Corporation (ICDC) to develop home ownership opportunities for low to moderate income families.
- h) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to enter into a Lease Agreement with CultureFest '99 for the use of Coolidge Park for September 17, 1999 through September 20, 1999.

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### VII. Resolutions (continued):

- i) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to enter into a Lease Agreement with Alabama Society for Healthcare Engineering for the use of the Walker Pavilion at Coolidge Park for October 7, 1999.

### 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.

### XI. Committee Reports.

### XII. Agenda Session for Tuesday, September 21, 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, September 21, 1999:

AGENDA FOR TUESDAY, SEPTEMBER 21, 1999

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

**Proclamation by the Mayor  
and  
Resolution Honoring Clarence B. Robinson**

5. Ordinances – Second & Third Reading:

- a) 1999-033 Joiner Place (From R-1 to R-4): Rezone tracts of land located in the 1700 block of North Joiner Road and in the 7400 and 7500 blocks of Ziegler Road, more particularly described herein. **(Recommended for denial by Staff)**  
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XII. Agenda Session for Tuesday, September 21, 1999 (continued):

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

- d) 1999-146 John Rewcastle, Central Real Estate (From R-4 to C-2): Rezone a tract of land located at 1704 Airport Connector Road, more particularly described herein. **(Recommended for denial)**
- e) 1999-147 St. Thaddaeus Episcopal Church (From R-1 to Special Exceptions Permit): Rezone a tract of land located at 4300 Locksley Lane, more particularly described herein. **(Recommended for approval)**
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XII. Agenda Session for Tuesday, September 21, 1999 (continued):

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

- g) (continued)  
OR  
1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6<sup>th</sup> Avenue and 7<sup>th</sup> Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**
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- l) 1999-089 Koch Foods, LLC (Close & Abandon): A portion of East 18<sup>th</sup> Street, a portion of Kerr Street, Webster Alley, and an unnamed alley, 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 upon conditions)**
- m) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Sections 24-501 and 24-502, relative to through Streets (Midland Pike between Moore Road and Talley Road).
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- o) An ordinance to amend Chattanooga City Code, Part II, Section 26-17(3), regarding the possession of alcoholic beverages within City parks and playgrounds.



## Agenda for Tuesday, September 14, 1999

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### XII. Agenda Session for Tuesday, September 21, 1999 (continued):

#### 6. Ordinances – First Reading:

- a) An ordinance to amend Chattanooga City Code, Part II, Section 2-353, as amended, so as to add a provision concerning factors to be considered when accepting bids.

#### 7. Resolutions:

- a) A resolution authorizing Mike Darras of Neat Stuff Antiques to use temporarily the City's right-of-way at 1201 Hixson Pike for display of merchandise at said location, subject to certain conditions. **(Recommended for denial) (HELD FROM 9-7-99)**
- b) A resolution authorizing the payment of up to \$250,000.00 from the Economic Development Fund to the Eastgate Town Center for the construction of a passive park in conjunction with the Agreement with Eastgate Town Center as authorized by Resolution No. 22057.
- c) A resolution authorizing the Administrator of the Public Works Department to accept up to \$50,000.00 in materials and equipment rental from the Tennessee Valley Authority (TVA) relative to North Chickamauga Creek bank stabilization.
- d) A resolution authorizing the award of Contract No. SL-1-99, Modifications to Summit Landfill, Phase II Gas Extraction System and Cap, to Ground Improvement Techniques, Inc., for their low bid in the amount of \$2,971,513.37.
- e) A resolution authorizing the award of Contract No. DM-1-99, Demolition of Structures on Old Eureka Foundry Site, to Stein Construction Company, Inc., for their low bid in the amount of \$62,978.00.
- f) A resolution authorizing the execution of Change Order No. 3 (Final), Contract No. 28I, Moccasin Bend Wastewater Treatment Plant Building Expansion and Renovation Project, with Devan Brown Construction, Inc., which change order increases the contract amount by \$23,431.00 for a revised contract amount of \$2,167,361.00, and which change order increases the contract time by 15 calendar days for a completion date of April 22, 1999.
- g) A resolution authorizing the purchase of a sewer easement from Neal L. Buck and Bertie Buck, relative to construction of sanitary sewer line across 1704 Gray Road, Tract No. 1591-B-006, for a consideration of \$50.00.

**XII. Agenda Session for Tuesday, September 21, 1999 (continued):**

7. Resolutions (continued):

- h) A resolution authorizing Designers Market and Antiques to use temporarily the City's right-of-way at 2622 Broad Street for the installation of a canvas awning, more particularly described herein, subject to certain conditions.

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, September 28, 1999.

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

14. Adjournment.