

## AGENDA FOR TUESDAY, SEPTEMBER 18, 2001

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Lively).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third Reading.
- VI. Ordinances – First Reading:
  - a) An ordinance to amend Ordinance No. 11175, known as the Budget Ordinance, so as to add a new section thereto to provide that City employees who are called to active duty during the national emergency following the attacks on the World Trade Center and Pentagon on September 11, 2001, shall be paid the difference between their City pay and their total military pay, less combat pay, up to \$850.00 per month from the time the City employee is called up until relieved from active duty status, not to exceed 1 year and to temporarily extend paid military leave for such employees up to a maximum of 30 days and authorizing the City Finance Officer to appropriate the necessary money from other available funds.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 705, by inserting new language relative to permitted accessory use or structure to a dwelling unit and amending Article VI, Section 102, by deleting subsection (1) and inserting a new subsection (1) relative to accessory buildings or structures.
  - c) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Section 107, by inserting new language relative to the criteria for Board of Appeals for Variances and Special Permit Actions.
  - d) MR-2001-019 Belleau Woods Subdivision (Close & Abandon): An ordinance closing and abandoning a sanitary sewer easement located west of Triangle Farm Road in the 2700 block of the proposed extension of Pershing Road, as shown on the map attached hereto and made a part hereof by reference.
  - e) 2001-097 John Gibson (From R-2 to C-2): Rezone a tract of land located at 2005 Lyerly Street, more particularly described herein. **(Recommended for approval by Planning)**
  - f) 2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

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

2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- g) 2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein. **(Recommended for approval by Planning – see alternate version recommended for approval by Staff)**

2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- h) 2001-116 Peggy Pope (From R-1 to R-2): Rezone a tract of land located at 4206 Wilkesview Drive, more particularly described herein. **(Recommended for approval by Planning)**

- i) 2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- j) MR-2001-121 John Malone for Dean Construction, LLC (Close & Abandon): An ordinance closing and abandoning an unopened 20 foot wide right-of-way located in the 3900 block of Wilkins Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

- k) 2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

### VII. Resolutions:

- a) A resolution authorizing the execution of Change Order No. 1, relative to work on the Mountain Creek Road Project, with Wise Construction Company, which change order increases the contract amount by \$14,690.00, for a revised contract price of \$286,690.00.

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#### VII. Resolutions (continued):

- b) A resolution authorizing payment in the amount of \$478,600.00 to the U.S. Army Corps of Engineers for the City of Chattanooga's share to initiate construction on the Hamilton County Streambank Stabilization Project, Site #5, starting from Rivermont Park and ending at Crutchfield Bar.
- c) A resolution authorizing the Administrator of the Department of Public Works to enter into a contract with the Tennessee Department of Transportation for the relocation of sewer lines relative to the Third Street Bridge Replacement for an amount not to exceed \$199,125.00.
- d) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Randall and Carolyn Pierce, relative to the Tennessee Riverbank Stabilization Project, Parcel 400E, for a total consideration of \$900.00.
- e) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from David F. Moore, relative to the Tennessee Riverbank Stabilization Project, Tract No. 402E, for a total consideration of \$2,500.00.
- f) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Barbara H. Murray, relative to the Tennessee Riverbank Stabilization Project, Parcel 403E, for a total consideration of \$6,800.00.
- g) A resolution authorizing the Administrator of the Department of Public Works to accept a perpetual channel improvement easement from J. Frank Harrison, relative to the Tennessee Riverbank Project, Parcels 500E-1 and 500E-2.
- h) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Michael Owens, et ux, relative to the Tennessee Riverbank Stabilization Project, Parcel 602E, for a total consideration of \$2,650.00.
- i) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Caroline K. Elias, relative to the Tennessee Riverbank Stabilization Project, Parcel 603E, for a total consideration of \$2,000.00.
- j) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Jefferson B. Cronan, et ux, relative to the Tennessee Riverbank Stabilization Project, Parcel 607E, for a total consideration of \$2,000.00.
- k) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 400E, located on Glenn Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- l) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 402E, located on Edgewood Lane, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.

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### VII. Resolutions (continued):

- m) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 403E, located on Edgewood Lane, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- n) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tracts 500E-1 and 500E-2, located on Farm Ward Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- o) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 602E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- p) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 603E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- q) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 607E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- r) A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Cummings Cove Golf Club Planned Unit Development, on tracts of land located in the 700 to 800 block range of Black Creek Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- s) A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as Cummings Cove Golf Club Planned Unit Development, on tracts of land located in the 700 to 800 block range of Black Creek Road, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions. **(Hold until Final PUD Plan is received - will need to be re-advertised)**

### VIII. Overtime Report.

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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, September 25, 2001.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, September 25, 2001:**

**AGENDA FOR TUESDAY, SEPTEMBER 25, 2001**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Robinson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 11175, known as the Budget Ordinance, so as to add a new section thereto to provide that City employees who are called to active duty during the national emergency following the attacks on the World Trade Center and Pentagon on September 11, 2001, shall be paid the difference between their City pay and their total military pay, less combat pay, up to \$850.00 per month from the time the City employee is called up until relieved from active duty status, not to exceed 1 year and to temporarily extend paid military leave for such employees up to a maximum of 30 days and authorizing the City Finance Officer to appropriate the necessary money from other available funds.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 705, by inserting new language relative to permitted accessory use or structure to a dwelling unit and amending Article VI, Section 102, by deleting subsection (1) and inserting a new subsection (1) relative to accessory buildings or structures.
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  - e) 2001-097 John Gibson (From R-2 to C-2): Rezone a tract of land located at 2005 Lyerly Street, more particularly described herein. **(Recommended for approval by Planning)**
  - f) 2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

**XII. Agenda Session for Tuesday, September 25, 2001 (continued):**

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

2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- g) 2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein. **(Recommended for approval by Planning – see alternate version recommended for approval by Staff)**

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- k) 2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

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6. Ordinances - First Reading:

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**XII. Agenda Session for Tuesday, September 25, 2001 (continued):**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a grant from the State of Tennessee, Department of Environment and Conservation, relative to the continued operation of the Household Hazardous Waste Collection Facility at North Hawthorne Street, in the amount of \$85,000.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Erin Yon, relative to design services for ten glass doors at the Development Resource Center, for a total fee not to exceed \$24,030.00.
- c) A resolution authorizing Nichols Fleet Equipment, Inc. to use temporarily the City's right-of-way at 2401 East 31<sup>st</sup> Street to landscape the frontage at this location, subject to certain conditions.
- d) A resolution authorizing the purchase of a permanent drainage easement from Doreen Sanders, relative to Contract No. SS-1-98, 17<sup>th</sup> Street Underground Stormwater Detention Facilities, Tract No. 6, for a total consideration of \$400.00.
- e) A resolution authorizing the purchase of a permanent drainage easement from William Dunnigan and Rotheriel Dunnigan, relative to Contract No. SS-1-98, 17<sup>th</sup> Street Underground Stormwater Detention Facilities, Tract No. 7, for a total consideration of \$400.00.
- f) A resolution authorizing the purchase of a permanent drainage easement from Mary Katherine Bradford, relative to Contract No. SS-1-98, 17<sup>th</sup> Street Underground Stormwater Detention Facilities, Tract No. 8, for a total consideration of \$400.00.
- g) A resolution authorizing the purchase of a permanent drainage easement from Sam C. Lewis, Clara Pearl Lewis and Azel Webb Lewis, relative to Contract No. SS-1-98, 17<sup>th</sup> Street Underground Stormwater Detention Facilities, Tract No. 9, for a total consideration of \$400.00.
- h) A resolution authorizing the purchase of a permanent storm drainage easement from Irene Jones, relative to Contract No. SS-1-98, 17<sup>th</sup> Street Underground Stormwater Detention Facilities, Tract No. 10, for a total consideration of \$400.00.

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.



**Agenda for Tuesday, September 18, 2001**

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**XII. Agenda Session for Tuesday, September 25, 2001 (continued):**

9. Departmental Reports (continued):
  - f) Department of Finance and Administration.
  - g) Department of Personnel.
  - e) Department of Neighborhood Services.
  - i) City Finance Officer.
  - j) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, October 2, 2001.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.