

AGENDA FOR TUESDAY, MARCH 5, 2002

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

Alexia Phinizey
Chattanooga Alumnae Chapter Delta Sigma Theta Sorority, Inc.
Re: International Service Day for AIDS/HIV

- V. Ordinances – Second & Third Reading:
 - a) MR-2001-200 Riverbluff, LLC (Close & Abandon). An ordinance closing and abandoning the 700 block of Marietta Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- VI. Ordinances – First Reading:
 - a) MR-2001-182 City of Chattanooga (McCallie School) (Close & Abandon). An ordinance closing and abandoning the 2600 through 2900 blocks of Kirby Avenue, the 800 block of Kyle Street (part), the 700 block and 800 block (part) of Carey Street, the 800 block of Boyd Place and 2 alleys northeast of Anderson Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Tennessee-American Water Company, Chattanooga Gas Company, the Electric Power Board, BellSouth, Comcast Cable Communications, Inc. and the City of Chattanooga to retain their respective easements.
 - b) MR-2001-210 Sara Lee Bakery Group d/b/a Colonial Baking Company (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the north side of Ivy Street between North Kelly Street and Lyerly Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Held from 02-19-02)**
- VII. Resolutions:
 - a) A resolution authorizing the Chief of the Chattanooga Police Department and the Administrator of the Department of Parks, Recreation, Arts and Culture to enter into an agreement with BellSouth, relative to communications equipment for the Southside Police Precinct and Recreation Center, in an amount not to exceed \$42,176.98.

Agenda for Tuesday, March 5, 2002

Page 2 of 8

VII. Resolutions (continued):

- b) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to execute an agreement with HBJ Corporation, relative to improvements at the Avondale Recreation Center, in an amount not to exceed \$88,878.00.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with E.I. DuPont deNemours, relative to upgrading the traffic signal equipment at the entrance and exit of the DuPont facility at Access Road, and reimbursing the City for the cost of materials for said upgrade in the amount of \$27,000.00.
- d) A resolution authorizing the purchase of a right-of-way on property located at 3408 Elder Mountain Road, Tract 4, more particularly described herein, from Dr. Esperanza A. Rowel, relative to Contract No. RW-3-01, Elder Mountain Road and O'Grady Drive intersection improvement, for a total consideration of \$3,380.00.
- e) A resolution authorizing the purchase of a right-of-way on property located at 3401 Elder Mountain Road, Tract 5, more particularly described herein, from Connie Emerling, relative to Contract No. RW-3-01, Elder Mountain Road and O'Grady Drive intersection improvement, for a total consideration of \$250.00.
- f) A resolution approving fiscal year 2002-2003 Community Development Block Grant, Home Investment Partnership Act and Emergency Shelter Grant funding as shown more fully hereinbelow. **(Added by permission of Housing Committee)**
- g) A resolution authorizing the Office of Economic and Community Development to award \$50,000.00 in program income generated from the Tennessee Housing Development Agency (THDA) Housing Program to Chattanooga Neighborhood Enterprise, Inc. for the Frederick Street Project. **(Added by permission of Housing Committee)**
- h) A resolution declaring a moratorium on any rezonings, for a period not to exceed 90 days, on all properties bounded by McCallie Avenue, 11th Street, O'Neal Street and Lindsay Street, so as to permit the Chattanooga-Hamilton County Regional Planning Agency time to perform an area zoning study. **(Added by permission of Councilman Pierce and Littlefield)**

VIII. Overtime Report.

Agenda for Tuesday, March 5, 2002

Page 3 of 8

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, March 12, 2002.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, March 12, 2002:

AGENDA FOR TUESDAY, MARCH 12, 2002

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Hakeem).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) MR-2001-182 City of Chattanooga (McCallie School) (Close & Abandon). An ordinance closing and abandoning the 2600 through 2900 blocks of Kirby Avenue, the 800 block of Kyle Street (part), the 700 block and 800 block (part) of Carey Street, the 800 block of Boyd Place and 2 alleys northeast of Anderson Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Tennessee-American Water Company, Chattanooga Gas Company, the Electric Power Board, BellSouth, Comcast Cable Communications, Inc. and the City of Chattanooga to retain their respective easements.
 - b) MR-2001-210 Sara Lee Bakery Group d/b/a Colonial Baking Company (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the north side of Ivy Street between North Kelly Street and Lyerly Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Held from 02-19-02)**
6. Ordinances - First Reading:
 - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Sections 402(14), 404, 503(15), 509, 603(20), 604(8), 609, 703, 804(11), 812, 903(4), 910, 1002, 1004(7), 1011, 1012, 1021, 1022(8), 1026(2), 1603 and 1605; and by amending Article VIII, Sections 107(17)(A)(4), 107(17)(B)(2), 107(17)(C)(3), 107(17)(D)(1) and 107(17)(F), relative to the location standards and siting requirements of communication towers in commercial and industrial zoning districts.
 - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Sections 401 and 402(7), to incorporate new language relative to the location of radio, television and motion picture production studios.
 - c) MR-2001-024 Charles Harrison (Close & Abandon). An ordinance closing and abandoning three unnamed alleys between the 1900 blocks of Central Avenue and Myrtle Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

XII. Agenda Session for Tuesday, March 12, 2002 (continued):

6. Ordinances - First Reading:

- d) 2001-193 Bill Ramsey (From R-1, R-2 & M-1 to O-1 and From C-2 to M-2). Rezone a tract of land located at 4709 Bonnie Oaks Drive, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2001-193 Bill Ramsey (From R-1, R-2 & M-1 to O-1 and From C-2 to M-2). Rezone a tract of land located at 4709 Bonnie Oaks Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- e) 2001-198 Monty Reeves (From R-1 to R-3). Rezone tracts of land located at 1818 Clearview Drive and 7506 Hewitt Lane, more particularly described herein. **(Recommended for Denial)**
- f) 2002-004 City of Chattanooga (From R-1 to R-3). Rezone tracts of land located in the Clearview Heights zoning study area, more particularly described herein. **(Recommended for denial)**
- g) 2002-006 City of Chattanooga (From R-1 to O-1). Rezone tracts of land located in the Igou Gap zoning study area, more particularly described herein. **(Recommended for denial)**
- h) 2002-013 New Covenant Fellowship Church. An ordinance to change the right-of-way name of Willow Bend Drive to Fellowship Drive, said right-of-way being more particularly described herein. **(Recommended for approval)**
- i) 2002-022 Zaremba Group LLC (From R-1 to R-2). Rezone a tract of land located at 7510 Shallowford Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-022 Zaremba Group LLC (From R-1 to R-2). Rezone a tract of land located at 7510 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- j) 2002-023 George Wilcox (From M-1 to O-1). Rezone a tract of land located at 1000 Riverfront Parkway, more particularly described herein. **(Recommended for approval)**
- k) 2002-030 Y&B Company c/o Tracy Wooden (From R-1 to C-2). Rezone a tract of land located at 3941 Chickamauga Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate Staff version)**
- 2002-030 Y&B Company c/o Tracy Wooden (From R-1 to R-4). Rezone a tract of land located at 3941 Chickamauga Avenue, more particularly described herein. **(Recommended for approval by Staff)**

XII. Agenda Session for Tuesday, March 12, 2002 (continued):

6. Ordinances - First Reading (continued):

- l) 2002-031 Porter Yarbrough (From M-1 to C-3). Rezone a tract of land located at 1210 Broad Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-031 Porter Yarbrough (From M-1 to C-3). Rezone a tract of land located at 1210 Broad Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- m) 2002-035 City of Chattanooga (From Temporary R-1 to Permanent R-1). Rezone a tract of land located at 2815 Military Road, more particularly described herein. **(Recommended for approval by Planning)**

- n) 2002-036 Jon Kinsey (From M-1 to C-3). Rezone a tract of land located in the northwest corner of Main Street and Market Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-036 Jon Kinsey (From M-1 to C-3). Rezone a tract of land located in the northwest corner of Main Street and Market Street, more particularly described herein, subject to certain conditions. **(Recommended for approval Planning)**

7. Resolutions:

- a) A resolution authorizing the Mayor to execute a Quitclaim Deed conveying a certain parcel of real property located on the Tennessee-Georgia line and jointly owned by Hamilton County, Tennessee and the City of Chattanooga, Tennessee, more particularly described herein, to the City of Rossville, Georgia.
- b) MR-97-013 Finance & Administration. A resolution declaring certain property located at Holtzclaw Avenue and Wilson Street, more particularly described herein, as surplus and authorizing the sale of said property to John P. Franklin, Sr. for a consideration of \$40,000.00, plus ½ of the closing costs and the City providing the title policy.
- c) MR-2002-003 Finance & Administration. A resolution declaring certain property located at Southern Street and Roanoke Avenue in the Avondale area, more particularly described herein, as surplus and authorizing the sale of said property to Love Fellowship Church, for a consideration of \$10,000.00.
- d) A resolution authorizing the Mayor to execute a deed conveying certain surplus property located on Talladega Avenue, more particularly described herein, to Habitat for Humanity of Greater Chattanooga, Inc.
- e) A resolution authorizing the City Finance Officer to enter into an Agreement with Stokes, Bartholomew, Evans & Petree, A Professional Association, relative to lobbying activities for the City of Chattanooga, Tennessee, for a term of 5 months, beginning February 15, 2002, in an amount not to exceed \$5,000.00 per month.

XII. Agenda Session for Tuesday, March 12, 2002 (continued):

7. Resolutions (continued):

- f) A resolution authorizing the award of Contract 28J2(EP), procurement of oxygenation equipment and accessories, to I. Kruger, Inc. (U.S. Filter), for their low bid in the amount of \$2,722,990.00.
- g) A resolution authorizing the purchase of a general slope easement from United Housing Partners-Chattanooga, relative to Contract No. RW-4-00, Shallowford Road Widening and Improvements, Tract No. 4, for a total consideration of \$900.00.
- h) A resolution authorizing the Administrator of the Department of Public Works to enter into an Agreement with the Tennessee Department of Transportation, relative to Contract No. 200135, Project No. STP-M-9202(78), Streetscape Project on Market Street from East 6th Street to 10th Street.
- i) A resolution authorizing Judy Morgul to use temporarily the City's right-of-way at 110 River Street for installation of a handicap ramp, subject to certain conditions.
- j) A resolution authorizing the North Brainerd Neighborhood Community to use temporarily the City's right-of-way between the Levee and the sidewalk on Shallowford Road for installation of a gateway sign, 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 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.

10. Other Business.

11. Committee Reports.

Agenda for Tuesday, March 5, 2002

Page 8 of 8

XII. Agenda Session for Tuesday, March 12, 2002 (continued):

12. Agenda Session for Tuesday, March 19, 2002.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.