

AGENDA FOR TUESDAY, NOVEMBER 12, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Robinson).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 18, Article VII, Section 18-123(h); Chapter 21, Article I, Sections 21-1 through 21-25; Chapter 21, Article II, Sections 21-26, 21-28, 21-30; Chapter 21, Article III, Sections 21-36 and 21-40; Chapter 21, Article VII, Sections 21-101 and 21-123; Chapter 24, Article X, Div. 3, Sections 24-341(c) and 24-345(c); Chapter 31, Article I, Section 31-2(b); and Chapter 32, Article VIII, Section 32-174, relative to Neighborhood Services.
 - b) MR-2002-154 Timothy Scott Voss (Close & Abandon). An ordinance closing and abandoning the 3000 block of 30th 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) An ordinance to amend Part II, Chattanooga City Code, Chapter 24, Article IX, Section 24-271, relative to traffic control devices.
 - b) 2002-155 Dale Rhea (From C-5 to C-2). Rezone a tract of land located at 4502 Oak Hill Road, Tax Map No. 129H-E-006, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
2002-155 Dale Rhea (From C-5 to C-2). Rezone a tract of land located at 4502 Oak Hill Road, Tax Map No. 129H-E-006, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - c) 2002-177 Marguerite W. Parker (From M-1 to R-1). Rezone a tract of land located at 3204 Riverside Drive, more particularly described herein. **(Recommended for approval by Planning)**
 - d) 2002-182 Mitch and Celeste McGrath (From R-2 to C-5). Rezone a tract of land located at 606 Lytle Street, more particularly described herein. **(Recommended for denial by Planning)**
 - e) 2002-187 David Andrew Bostain (From R-1 to R-4). Rezone a tract of land located at 16 Inglenook Drive, more particularly described herein. **(Recommended for approval by Planning)**

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VI. Ordinances – First Reading (continued):

- f) 2002-189 Susan and John Dever (From R-3 to C-2). Rezone a tract of land located at 3950 Tennessee Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-189 Susan and John Dever (From R-3 to C-2). Rezone a tract of land located at 3950 Tennessee Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

VII. Resolutions:

- a) 2002-065 S. Reginald Ruff, III (Final PUD). A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as the Spencer J. McCallie Homes Planned Unit Development, on a tract of land located at 3500 Kirkland Avenue, 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. **(Recommended for approval by Planning)**
- b) A resolution authorizing the appointment of Lee Strawter as special policeman (armed) for Erlanger Health Systems to do special duty as prescribed herein, subject to certain conditions.
- c) A resolution authorizing the establishment of development controls for the use of the infrastructure constructed in Enterprise South Industrial Park with the assistance of the Economic Development Administration and adopting the definition of Jurisdictional Freshwater Wetlands as defined by the U.S. Army Corps of Engineers Manual.
- d) A resolution amending Resolution No. 23184, adopted November 6, 2001, relative to Change Order No. 2, Contract No. RW-6-00, Frederick Street Improvements, so as to delete “for a revised contract price of \$137,980.38” and substitute in lieu thereof “for a revised contract price of \$146,815.37”.
- e) A resolution authorizing Higher Technology Service, Inc. to use temporarily the City’s right-of-way at 745 East Main Street for installation of an awning, subject to certain conditions.
- f) A resolution authorizing Fletcher Bright Company to use temporarily the City’s right-of-way at 508 Broad Street for installation of an awning, subject to certain conditions.
- g) A resolution authorizing Suck Creek Cycle to use temporarily the City’s right-of-way at 501 Cherokee Boulevard for installation of an awning, subject to certain conditions.

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VII. Resolutions (continued):

- h) A resolution authorizing the purchase of a permanent sewer easement from Bay Pointe Home Owners Association, relative to Contract No. 73B-3, Hixson Marina Collection System, Tract No. 011, for a total consideration of \$10,650.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from Glen Michael Vey and Shelley Rucker Grant, relative to Contract No. 73B-3, Hixson Marina Collection System, Tract No. 014.1, for a total consideration of \$715.00.
- j) A resolution authorizing the purchase of a permanent sewer easement from Glen Michael Vey and Shelley Rucker Grant, relative to Contract No. 73B-3, Hixson Marina Collection System, Tract No. 013.1, for a total consideration of \$2,375.00.
- k) A resolution adopting a reuse plan for the Tennessee Products Superfund Site and the Chattanooga Coke Superfund Site, a copy of which is attached hereto and made a part hereof by reference. **(Added by permission of the Economic Development Committee)**

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 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, November 19, 2002.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, November 19, 2002:

AGENDA FOR TUESDAY, NOVEMBER 19, 2002

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 24, Article IX, Section 24-271, relative to traffic control devices.
 - b) 2002-071 Volunteer Behavioral Health Care Systems (From M-1 to C-2). Rezone a tract of land located at 413 Spring Street, more particularly described herein, subject to certain conditions.
 - c) 2002-155 Dale Rhea (From C-5 to C-2). Rezone a tract of land located at 4502 Oak Hill Road, Tax Map No. 129H-E-006, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-155 Dale Rhea (From C-5 to C-2). Rezone a tract of land located at 4502 Oak Hill Road, Tax Map No. 129H-E-006, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - d) 2002-177 Marguerite W. Parker (From M-1 to R-1). Rezone a tract of land located at 3204 Riverside Drive, more particularly described herein. **(Recommended for approval by Planning)**
 - e) 2002-182 Mitch and Celeste McGrath (From R-2 to C-5). Rezone a tract of land located at 606 Lytle Street, more particularly described herein. **(Recommended for denial by Planning)**
 - f) 2002-187 David Andrew Bostain (From R-1 to R-4). Rezone a tract of located at 16 Inglenook Drive, more particularly described herein. **(Recommended for approval by Planning)**
 - g) 2002-189 Susan and John Dever (From R-3 to C-2). Rezone a tract of land located at 3950 Tennessee Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-189 Susan and John Dever (From R-3 to C-2). Rezone a tract of land located at 3950 Tennessee Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, November 19, 2002 (continued):

6. Ordinances - First Reading:

- a) MR-2002-149 Judy E. Flemister (Close & Abandon). An ordinance closing and abandoning an alley beginning on the south line of Tremont Street and extending to the north line of Thompson Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning and the Department of Public Works)**

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Public Works to enter into an Agreement with the Tennessee Department of Transportation, relative to the acquisition of rights-of-way for Project LP#146, STP-M-9202(36), widening of Ashland Terrace from Norcross Road to the Chattanooga City Limits, and to transfer \$601,383.00 from the City of Chattanooga Capital Projects Street Improvement Fund to the Tennessee Department of Transportation for the City's share of the project.
- b) A resolution authorizing the purchase of a permanent sewer easement from Hector and Cherie Martinez, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.16, Tract No. 032.1, for a total consideration of \$744.00.
- c) A resolution authorizing the purchase of a permanent sewer easement from Hector and Cherie Martinez, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.12, Tract No. 028.1, for a total consideration of \$1,171.00.
- d) A resolution authorizing the purchase of a permanent sewer easement from Hector and Cherie Martinez, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.11, Tract No. 112, for a total consideration of \$87.00.
- e) A resolution authorizing Cindy Williard to use temporarily the City's right-of-way of the 600 block of Crest Drive to install a driveway, subject to certain conditions.
- f) A resolution authorizing Nico's Salon to use temporarily the City's right-of-way at 612 Georgia Avenue to install an awning, subject to certain conditions.
- g) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against C.B. Harbor, III, et ux, for perpetual channel improvement easements on Tract Nos. 600E, 604E and 605E, more particularly described herein, relative to the Riverbank Stabilization Project.
- h) A resolution authorizing the Office of the City Attorney to institute eminent domain proceedings against C.E.M.C., LP, for a perpetual channel improvement easement on Tract No. 601E, more particularly described herein, relative to the Riverbank Stabilization Project.

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XII. Agenda Session for Tuesday, November 19, 2002 (continued):

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.
12. Agenda Session for Tuesday, November 26, 2002.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.