

AGENDA FOR TUESDAY, DECEMBER 3, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice Chair Franklin).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Ordinance No. 11285, known as the Budget Ordinance, to provide that City employees who are called to active duty during a national emergency shall be paid the difference that their City pay exceeds their total military base pay up to \$850.00 per month and with continuation of pension and health care benefits, not to exceed 1 year and to temporarily extend paid military leave for such employees up to a maximum of thirty (30) days and authorizing the City Finance Officer to appropriate the necessary money from other available funds.
 - b) MR-2002-174 Jeanette Pope (Close & Abandon). An ordinance closing and abandoning property located in the 3800 block of Agawela Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to Comcast Cable Communications, Inc. retaining their respective easement.
- VI. Ordinances - First Reading:
 - a) MR-2002-186 Bryant M. Black (Close & Abandon). An ordinance closing and abandoning unopened and unused rights-of-way at the rear of 105 Everett Street, 400 block of Alabama Avenue and one block of Fair oak Place, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- VII. Resolutions:
 - a) A resolution authorizing the execution of Change Order No.1, relative to the Avondale Early Head Start Facility Architectural Agreement with Thomas Johnson Architecture, which change order increases the contract amount by \$1,711.04, for a revised contract price not to exceed \$57,489.04.
 - b) A resolution authorizing the Mayor or the Administrator of the Department of Parks, Recreation, Arts and Culture to execute a contract with Hamilton County Government and the Tennessee Department of Transportation to apply for and accept a Transportation Enhancement Grant in the amount of \$853,680.00, for construction of the University Greenway Project.

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VII. Resolutions (continued):

- c) A resolution amending the Berthing Agreement for Coolidge Park with the Tennessee Riverboat Company (d/b/a Riverboat Barge and Grill, L.L.C.) so as to change the monthly amount from \$1,500.00 to \$500.00 plus 1% of the net profit for the remainder of the Agreement, making the change retroactive for 10 months and extending the Agreement through July, 2004, with a mutually agreeable option for another 1 year extension.
- d) 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#222, STP-M-9202(51), Shallowford Road from Standifer Gap Road to west of Center Street, and to transfer \$508,018.00 from the City of Chattanooga Capital Projects Street Improvement Fund to the Tennessee Department of Transportation.
- e) A resolution authorizing the award of Contract 73B-3, Hixson Marina Collection System, to Cash Construction Company for an amount not to exceed \$1,699,731.70, including a contingency amount of \$100,000.00.
- f) A resolution authorizing the purchase of a permanent sewer easement from Gary M. Dielhl, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-039, Tract No. 082.1, for an amount not to exceed \$3,000.00.
- g) A resolution authorizing the purchase of a permanent sewer easement from Charles J. Durham, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-051, Tract No. 102.1, for an amount not to exceed \$955.00.
- h) A resolution authorizing the purchase of a permanent sewer easement from Jewell Denman Purvis, Jr. and Susan Stump, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-052, Tract No. 054.1, for an amount not to exceed \$1,326.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from Daniel R. and Andria M. Barnett, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-053, Tract No. 056.1, for an amount not to exceed \$1,162.00.
- j) A resolution authorizing the purchase of a permanent sewer easement from Richie Ashley Rolston, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-061, Tract No. 081.2, for an amount not to exceed \$435.00.
- k) A resolution authorizing the purchase of a permanent sewer easement from Michael A. and Brenda B. Purcell, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-B-022, Tract No. 009.1, for an amount not to exceed \$2,895.00.

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VII. Resolutions (continued):

- l) A resolution authorizing the purchase of a permanent sewer easement from Michael A. and Brenda B. Purcell, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-B-023, Tract No. 094.1, for an amount not to exceed \$105.00.
- m) A resolution authorizing the purchase of a permanent sewer easement from Craig and Elizabeth Allen, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-B-028, Tract No. 006, for an amount not to exceed \$2,500.00.
- n) A resolution authorizing the Mayor or the City Finance Officer to execute any and all documents necessary to facilitate the purchase with Hamilton County Government of 260+ acres of real property at Enterprise South Industrial Park from the United States General Services Administration (GSA) with the City's share of the purchase price not to exceed \$1,609,000.00. **(Added by permission of Chairman Littlefield)**

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, December 10, 2002.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, December 10, 2002:

AGENDA FOR TUESDAY, DECEMBER 10, 2002

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Littlefield).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) MR-2002-186 Bryant M. Black (Close & Abandon). An ordinance closing and abandoning unopened and unused rights-of-way at the rear of 105 Everett Street, 400 block of Alabama Avenue and one block of Fair Oak Place, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
6. Ordinances – First Reading:
 - a) 2002-162 James K. Glenn (From R-3 to M-1). Rezone a tract of land located at 1918 Rossville Avenue, more particularly described herein. **(Recommended for approval by Planning - deferred from 10-08-02)**
 - b) 2002-192 Patricia Jennings (From R-2 to R-4). Rezone a tract of land located at 2011 Chamberlain Avenue, more particularly described herein. **(Recommended for denial by Planning)**
 - c) 2002-193 Pro Properties, G.P. (Amend Conditions). Amend certain conditions imposed in Ordinance No. 10938 on property located at 935 Mountain Creek Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - d) 2002-196 Kuebler Builders, Inc. (From R-1, R-5 and C-2 to R-3). Rezone a tract of land located at 7640 East Brainerd Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-196 Kuebler Builders, Inc. (From R-1, R-5 and C-2 to R-3). Rezone a tract of land located at 7640 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, December 10, 2002 (continued):

6. Ordinances – First Reading (continued):

- e) 2002-197 Hillard V. Wall (From R-2 to C-2). Rezone tracts of land located at 3801 and 3803 Clio Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-197 Hillard V. Wall (From R-2 to C-2). Rezone tracts of land located at 3801 and 3803 Clio Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- f) 2002-199 The Nicolas Group (From R-1 to R-3). Rezone a tract of land located at 100 Sunnyside Drive, more particularly described herein. **(Recommended for denial by Planning)**

- g) 2002-205 East Brainerd Youth Athletic Association, Inc. (From R-1 to R-3). Rezone a tract of land located at 1010 Batters Place, more particularly described herein. **(Recommended for denial by Planning - see alternate Staff version)**

2002-205 East Brainerd Youth Athletic Association, Inc. (From R-1 to R-3). Rezone a tract of land located at 1010 Batters Place, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- h) 2002-207 Ariosto Gallegos and Nubia Gonzalez (From R-1 to O-1). Rezone a tract of land located at 200 Spring Creek Road, more particularly described herein. **(Recommended for denial by Planning)**

- i) 2002-208 John R. Haddock and Pamela S. Prince (From R-1 to R-4). Rezone a tract of land located at 7683 Shallowford Road, more particularly described herein. **(Recommended for denial by Planning)**

- j) 2002-209 Timothy Duckett (From R-1 to R-4). Rezone a tract of land located at 1323 Greenwood Road, more particularly described herein. **(Recommended for denial by Planning)**

- k) 2002-210 Kuebler Builders, Inc. (Amend Conditions). Amend conditions imposed by Ordinance No. 9563 on property located at 7640 East Brainerd Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-210 Kuebler Builders, Inc. (Amend Conditions). Amend conditions imposed by Ordinance No. 9563 on property located at 7640 East Brainerd Road, more particularly described herein, subject to certain conditions **(Recommended for approval by Planning)**

- l) 2002-211 Kuebler Builders, Inc. (From R-5 to C-2). Rezone a tract of land located at 7640 East Brainerd Road, more particularly described herein. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, December 10, 2002 (continued):

6. Ordinances – First Reading (continued):

- m) 2002-212 Billy Higley (From M-2 to R-4 and C-2). Rezone a tract of land located at 2017 Dodson Avenue, more particularly described herein. **(Recommended for denial by Planning)**
- n) 2002-214 Robards Express, Inc. (From O-1 to C-2). Rezone a tract of land located at 2201 Hamill Road, more particularly described herein. **(Recommended for denial by Planning)**
- o) 2002-216 Paris Mundy (From R-3 to R-4). Rezone a tract of land located at 2332 Hickory Valley Road, more particularly described herein. **(Recommended for denial by Planning)**

7. Resolutions:

- a) A resolution authorizing the Director of the Office of Performance Review to apply for and accept grants from the Butler Family Fund and the Mary Reynolds Babcock Foundation in amounts of up to \$70,000.00, for development of a plan to address homelessness and related issues.
- b) A resolution authorizing the Director of the Office of Performance Review to apply for and accept grants from the Open Society Institute and the Jeht Foundation in amounts of up to \$75,000.00, relative to development of a plan to address the impact of ex-offenders returning to Chattanooga neighborhoods.
- c) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to apply for and accept a grant/award from the Rudy Bruner Foundation in the amount of \$50,000.00, relative to Coolidge Park.
- d) A resolution authorizing the award of Contract No. RW-3-01, Elder Mountain Road and O'Grady Drive Intersection Improvements, to Tower Construction Company for an amount not to exceed \$142,207.07, including a contingency amount of \$10,000.00.
- e) A resolution authorizing the execution of Change Order No. 14, relative to the Development Resource Center, Contract no. DRC-1-00, with J&J Contractors, Inc., which change order increases the contract amount by \$12,969.00, for a revised contract amount not to exceed \$11,781,791.50.
- f) A resolution authorizing the purchase of a permanent sewer easement from Larry G. and Connie L. Robinson, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.10, Tract No. 111, for an amount not to exceed \$81.00.
- g) A resolution authorizing the purchase of a permanent sewer easement from Sammy C. and Robin R. Bowen, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-74.01, Tract No. 035, for an amount not to exceed \$5,783.00.

XII. Agenda Session for Tuesday, December 10, 2002 (continued):

7. Resolutions (continued):

- h) A resolution authorizing the purchase of a permanent sewer easement from Christopher A. and Maureen L. Wahlers, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-B-033, Tract No. 067.1, for an amount not to exceed \$600.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from Charles W. Hassler, Jr., relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 117J-C-032, Tract No. 18, for an amount not to exceed \$833.00.
- j) A resolution authorizing the award of the contract for removal and replacement of the roof at Firestation #14, to JDH Company for their low bid in the amount of \$38,949.00.

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.
- 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, December 17, 2002.

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

14. Adjournment.