

AGENDA FOR TUESDAY, DECEMBER 10, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Chairman Littlefield).
- III. Minute Approval.
- IV. Special Presentations.
- V. 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.
- VI. 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)**
 - 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)**

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VI. Ordinances - First Reading (continued):

- 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)**

- 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)**

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VI. Ordinances - First Reading (continued):

- 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)**

VII. 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.
- 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.

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VII. Resolutions (continued):

- 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.
- k) A resolution authorizing the Administrator of the Department of Public Works to apply for and, if approved, accept a grant from the United States Department of Environment Protection Agency, relative to environmental assessment in the vicinity of Market Street, Broad Street, M. L. King Boulevard and Eleventh Street in the amount of \$200,000.00. **(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 17, 2002.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, December 17, 2002:

AGENDA FOR TUESDAY, DECEMBER 17, 2002

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Taylor).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third 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)**
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 - 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)**
 - 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)**

XII. Agenda Session for Tuesday, December 17, 2002 (continued):

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

- 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)**
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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)**
- 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)**

XII. Agenda Session for Tuesday, December 17, 2002 (continued):

6. Ordinances – First Reading:

- a) MR-2002-020 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning of an unopened and unimproved alley located at 10th Street and Park Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- 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. **(Recommended for denial by Planning - see alternate version - Deferred from 11-19-02)**

2002-017 Volunteer Behavioral Health Care Systems (From M-1 to R-4). Rezone a tract of land located at 413 Spring Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - Deferred from 11-19-02)**
- c) MR-2002-198 Robert L and Donna S. Morris (Close & Abandon). An ordinance closing and abandoning of an unopened portion of the 1100 block of Morris Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning)**
- d) MR-2002-200 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an unnamed alley located between the 1400 blocks of South Kelley Street and South 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.
- e) MR-2002-202 Jimmy Carr (Close & Abandon). An ordinance closing and abandoning an alley located in the 1900 block of Southern Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

7. Resolutions:

- a) A resolution authorizing Fidelity Trust Company to use temporarily the City's right-of-way space in the alley within the block bounded by Market Street, Cherry Street, Seventh Street and Eighth Street to provide an open exit stair from an existing building at 14 East 7th Street, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- b) A resolution authorizing the contract for the resurfacing of the Lakeside Tennis Courts to Stein Construction Company for an amount not to exceed \$11,891.00.
- c) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to apply for and accept a grant from Blaze Sports in the amount of \$1,500.00, relative to sports programming for people with disabilities.

XII. Agenda Session for Tuesday, December 17, 2002 (continued):

7. Resolutions (continued):
 - d) A resolution authorizing the purchase and installation of playground equipment for the Avondale Recreation Center Playground from Just 4 Play, Inc., in an amount not to exceed \$24,220.00.
 - e) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts and Culture to execute an agreement with March Adams & Associates, Inc., relative to engineering services associated with the DuPont Soccer Complex, in an amount not to exceed \$30,000.00.
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, January 7, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.