

## AGENDA FOR TUESDAY, DECEMBER 17, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Taylor).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
  - a) 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)**
  - b) 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)**
  - c) 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)**
  - d) 2002-211 Kuebler Builders, Inc. (From R-5 to C-2). Re zone a tract of land located at 7640 East Brainerd Road, more particularly described herein. **(Recommended for approval by Planning)**
- VI. 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 10<sup>th</sup> 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)**

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

- c) 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.
- d) 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.
- e) 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 - Deferred from 12-10-02)**

#### VII. 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 7<sup>th</sup> 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.
- 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.
- f) A resolution authorizing the Mayor to enter into a professional services agreement with Greer C. Tidwell, P.E., to provide consulting services with State and Federal regulatory agencies relative to Enterprise South Industrial Park. **(Added by permission of the Legal and Legislative Committee)**

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VII. Resolutions (continued):

- g) MR-2002-018 Finance & Administration. A resolution authorizing the acceptance of property located along South Chickamauga Creek, west of Cromwell Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from Reed L. Bacon and Sue Gass for the ongoing Greenway Project. **(Added by permission of Chairman Littlefield)**
- h) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an Agreement between the City of Chattanooga, Tennessee and the Humane Educational Society of Hamilton County, Inc. in the form attached hereto, for the operation of an animal shelter for the remainder of the fiscal year 2002-2003. **(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, January 7, 2003.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, January 7, 2003:**

**AGENDA FOR TUESDAY, JANUARY 7, 2003**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Hakeem).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) MR-2002-020 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning of an unopened and unimproved alley located at 10<sup>th</sup> 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-2002-200 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.
  - d) 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.
  - e) 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 - Deferred from 12-10-02)**

**XII. Agenda Session for Tuesday, January 7, 2003 (continued):**

6. Ordinances – First Reading:

- a) 2002-132 City of Chattanooga (From R-3, R-3MD, C-2, C-3, M-1 & M-2 to R-1, R-4, C-3, M-1 & M-2). Rezone the Martin Luther King Boulevard area, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff - see alternate Resolution)**

A resolution adopting the Martin Luther King Boulevard Area Zoning Plan, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning)**

- b) 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 - deferred from 12-17-02)**

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 - deferred from 12-17-02)**

- 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) 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 - deferred from 12-17-02)**

7. Resolutions:

- a) A resolution authorizing the purchase of a permanent sewer easement from Marina Cove Place, Inc., relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-G-B-048, Tract No. 079.1, for an amount not to exceed \$1,638.00.

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.

**XII. Agenda Session for Tuesday, January 7, 2003 (continued):**

9. Departmental Reports (continued):
  - 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 14, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.