

## AGENDA FOR TUESDAY, JANUARY 21, 2003

- 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 Ordinance No. 6958, as amended, known as the Zoning Ordinance, related to the adoption of an updated codified version of the Zoning Ordinance containing all zoning amendments approved by the Chattanooga City Council from January 1, 2002 through December 31, 2002, and approving other changes necessary for clarification of certain standards and terms, as shown on the re-codified Zoning Ordinance, dated December 31, 2002.
  - b) 2002-206 City of Chattanooga (from C-1 and C-6 to C-2). Rezone assorted properties as shown on the list attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning)**
  - c) 2002-217 Tommy Hobbs (from C-2 to M-2). Rezone a tract of land located at 2201 East Main Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - d) 2002-218 City of Chattanooga (name change). Right-of-way name change of Northgate Park Lane to Alpha Lane, more particularly described herein. **(Recommended for approval by Planning and City Traffic Engineer)**
  - e) 2002-220 Todd Long (from M-1 to R-1). Rezone a tract of land located at 1203 Crutchfield Street, more particularly described herein. **(Recommended for approval by Planning)**
  - f) 2002-224 City of Chattanooga (from M-1 to C-3). Rezone a tract of land located at 1701 Market Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - g) 2002-227 Jack Webb (from R-1 to R-4). Rezone a tract of land located at 6139 Wilder Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- VI. Ordinances - First Reading:
  - a) 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. **(Recommended for denial by Planning - see alternate version - Deferred from 12-17-02)**

VI. Ordinances - First Reading (continued):

2002-071 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 12-17-02)**

- b) MR-2002-124 Eva L. Pate and Ernest L. Pate, Jr. (Close & Abandon). An ordinance closing and abandoning an unopened alley located west of East 33<sup>rd</sup> Street and west 15 feet of East 33<sup>rd</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the City maintaining a sewer easement for the full width of East 33<sup>rd</sup> Street. **(Recommended for approval by Public Works - see alternate Planning version)**

MR-2002-124 Eva L. Pate and Ernest L. Pate, Jr. (Close & Abandon). An ordinance closing and abandoning an unopened alley located west of East 33<sup>rd</sup> Street and west 15 feet of East 33<sup>rd</sup> Street, 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)**

- c) 2002-136 Troy L. Cox (from R-1 and C-2 to M-2). Rezone a tract of land located at 706 Ashland Terrace, more particularly described herein. **(Recommended for denial by Planning - see alternate versions - deferred from 01-14-03)**

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Planning Version No. 2 and Staff version)**

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- d) MR-2002-160 Tim Andrews (Close & Abandon). An ordinance closing and abandoning a right-of-way located in the 2300 block of Bragg Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works and Planning)**

- e) 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 approval - Deferred from 01-07-03)**

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

- f) 2002-209 Timothy Duckett (From R-1 to R-4). Rezone a portion of a tract of land located at 1323 Greenwood Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-209 Timothy Duckett (From R-1 to R-4). Rezone a portion of a tract of land located at 1323 Greenwood Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- g) 2002-230 City of Chattanooga (name change). Right-of-way name change for the 1700 and 1800 blocks of Cummings Highway to Broad Street and for a portion of Broad Street to Chattanooga Christian School Boulevard (CCS Boulevard), more particularly described herein. **(Recommended for approval by Planning and the City Traffic Engineer - Deferred from 01-14-03)**
- h) MR-2002-231 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an unnamed alley and a portion of the 2000 block of Cushman Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the City maintaining a sewer easement. **(Recommended for approval)**

#### VII. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Finance and Administration to execute an amendment to the contract with Hazlett, Lewis & Bieter, PLLC, relative to implementation of Governmental Accounting Standards Board Statement #34, in an amount not to exceed \$26,700.00.
- b) A resolution authorizing the Administrator of the Department of Public Works to enter into a professional services agreement with Lamar Dunn & Associates, Inc., relative to improvements of Ziegler Road-Gunbarrel to Cannondale Loop, Contract No. E-02-007-100, for a total amount not to exceed \$26,000.00.
- c) A resolution authorizing the Administrator of the Department of Public Works to enter into a professional services agreement with Betts Engineering Associates, Inc., relative to the North Chattanooga Sewer Rehab-Phase I, Contract No. W-02-001-100, for a total amount not to exceed \$102,200.00.
- d) A resolution authorizing the execution of Change Order No. 1, relative to Phase I and II Gas Collection Wells and Pumps, Contract No. BL-2-01, with K.W. Raines Associates, Inc., which change order decreases the contract amount by \$10,069.86, for a revised contract amount of \$331,612.54.
- e) A resolution authorizing the execution of Change Order No. 2, relative to Sanitary Sewer Relocation for Widening of Interstate Highway 75, Contract No. 55A-3, with Mayse Construction Company, which change order increases the contract amount by \$44,103.38, for a revised contact amount not to exceed \$404,032.41.

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#### VII. Resolutions (continued):

- f) A resolution authorizing Aquaterra Engineering to use temporarily the City's right-of-way of an area bounded by Georgia Avenue, Lookout Street and 6<sup>th</sup> Street for installation of a ground water monitoring well (MW No. 5) as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- g) A resolution authorizing the purchase of a permanent sewer easement from Ron and Lorie Marsh, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel no. 101G-B-030, Tract No. 065, for an amount not to exceed \$1,200.00.
- h) A resolution authorizing the purchase of a permanent sewer easement from Leland C. Rogers, Jr. and Patricia A. Rogers, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.09, Tract No. 110.1, for an amount not to exceed \$355.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from Barbara Jean Harvey, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-53.10, Tract No. 113.1, for an amount not to exceed \$135.00.

#### 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 28, 2003.

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

#### XIV. Adjournment.

**XII. Agenda Session for Tuesday, January 28, 2003:**

**AGENDA FOR TUESDAY, JANUARY 28, 2003**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Page).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) 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. **(Recommended for denial by Planning - see alternate version - Deferred from 12-17-02)**

2002-071 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 12-17-02)**
  - b) MR-2002-124 Eva L. Pate and Ernest L. Pate, Jr. (Close & Abandon). An ordinance closing and abandoning an unopened alley located west of East 33<sup>rd</sup> Street and west 15 feet of East 33<sup>rd</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the City maintaining a sewer easement for the full width of East 33<sup>rd</sup> Street. **(Recommended for approval by Public Works - see alternate Planning version)**

MR-2002-124 Eva L. Pate and Ernest L. Pate, Jr. (Close & Abandon). An ordinance closing and abandoning an unopened alley located west of East 33<sup>rd</sup> Street and west 15 feet of East 33<sup>rd</sup> Street, 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)**
  - c) 2002-136 Troy L. Cox (from R-1 and C-2 to M-2). Rezone a tract of land located at 706 Ashland Terrace, more particularly described herein. **(Recommended for denial by Planning - see alternate versions - deferred from 01-14-03)**

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Planning Version No. 2 and Staff version)**

**XII. Agenda Session for Tuesday, January 28, 2003 (continued):**

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

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2002-136 Troy L. Cox (from R-1 and C-2 to C-2 and R-1). Rezone at tract of land located at 706 Ashland Terrace, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- d) MR-2002-160 Tim Andrews (Close & Abandon). An ordinance closing and abandoning a right-of-way located in the 2300 block of Bragg Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works and Planning)**
- e) 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 approval - Deferred from 01-07-03)**
- f) 2002-209 Timothy Duckett (From R-1 to R-4). Rezone a portion of a tract of land located at 1323 Greenwood Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- g) 2002-230 City of Chattanooga (name change). Right-of-way name change for the 1700 and 1800 blocks of Cummings Highway to Broad Street and for a portion of Broad Street to Chattanooga Christian School Boulevard (CCS Boulevard), more particularly described herein. **(Recommended for approval by Planning and the City Traffic Engineer - Deferred from 01-14-03)**
- h) MR-2002-231 City of Chattanooga (Close & Abandon). An ordinance closing and abandoning an unnamed alley and a portion of the 2000 block of Cushman Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the City maintaining a sewer easement. **(Recommended for approval)**

6. Ordinances – First Reading:

- a) An ordinance to amend the Firemen's and Policemen's Insurance and Pension Fund and to restate same as the Fire and Police Pension Fund, Chattanooga City Code, Part II, Chapter 2, Article III, Division 8.

**XII. Agenda Session for Tuesday, January 28, 2003 (continued):**

6. Ordinances – First Reading (continued):

- b) 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 12-10-02)**

7. Resolutions:

- a) A resolution authorizing the appointment of Timmy J. Belcher and Matt Sigler as special policemen (unarmed) for the City of Chattanooga Department of Neighborhood Services, to do special duty as prescribed herein, subject to certain conditions.
- b) A resolution authorizing the Mayor or the Administrator of the Department of Public Works to execute an agreement with the Dade County Water and Sewer Authority of Dade County, Georgia, relative to conveyance of wastewater to the City of Chattanooga's wastewater system for treatment and disposal.
- c) 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 and Conservation, relative to the Household Hazardous Waste Program, in the amount of \$85,000.00.
- d) A resolution authorizing the award of Contract CW-1-01, Spreader Rack Facility for Citywide Services, to Raines Brothers, Inc., for their low bid in the amount of \$96,075.00.
- e) A resolution authorizing the award of the contract for procurement of sidewalk light fixtures to Sun Valley Lighting for a total amount not to exceed \$620,000.00.
- f) A resolution authorizing the execution of Work Authorization No. 12, with Arcadis G&M, Inc., for professional services pertaining to construction phase services and construction staking relative to Contract No. 73B-3, Hixson Marina Collection System, for a total fee not to exceed \$67,650.00.
- g) A resolution authorizing the purchase of a permanent sewer easement from James L. Henry, relative to the sewer relocation at Hamill Road, Parcel No. 168I-A-023, Tract Nos. 1 and 2, for an amount not to exceed \$650.00.
- h) 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. 101G-C-030, Tract No. 004.3, for an amount not to exceed \$1,625.00.
- i) A resolution authorizing the purchase of a permanent sewer easement from William Timothy Pierce and Shannon Shipley, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.14, Tract No. 030.1, for an amount not to exceed \$1,015.00.

**XII. Agenda Session for Tuesday, January 28, 2003 (continued):**

7. Resolutions (continued):
  - j) A resolution authorizing the purchase of a permanent sewer easement from William Timothy Pierce and Shannon Shipley, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101-56.15, Tract No. 031.1, for an amount not to exceed \$1,120.00.
  - k) A resolution authorizing Central Block Corporation to use temporarily the City's right-of-way at 632-638 North Market Street for the installation of canopies, subject to certain conditions.
  - l) A resolution authorizing Centex-Rodgers, Inc. of the Parkridge Medical Center to use temporarily the City's right-of-way located in the 2000 block of McCallie Avenue to install an emergency directional 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.
12. Agenda Session for Tuesday, February 4, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.