

AGENDA FOR TUESDAY, APRIL 8, 2003

- 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 Chattanooga City Code, Part II, Chapter 24, Article IX, to include a new Section 24-272, relative to the installation of signs, signals, markings, or other devices intended to regulate, warn, or guide traffic on private property to be in conformity with the Uniform Vehicle Code and the Manual on Uniform Traffic Control Devices, 2000 Edition.
 - b) 2002-163 Charles E. Lawson (From R-5 to R-4). Rezone a tract of land located at 5404 Longview Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - revised from 04-01-08 - need motion to substitute)**
- VI. Ordinances - First Reading:
 - a) MR-2001-153 Americo Group by Thomas Kale (Amend Ordinance). An ordinance amending Ordinance No. 11216, adopted December 4, 2001, and as amended by Ordinance No. 11282, adopted July 15, 2002, by rescinding the closing and abandoning of all recorded rights-of-way in an area bounded by West 33rd Street on the north, West 35th Street on the south, Broad Street on the east and St. Elmo Avenue on the west, as shown on the map attached hereto and made a part hereof by reference. **(Deferred from 03-08-03)**
 - b) 2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version - Deferred from 03-11-03)**

2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - c) 2003-031 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Access Road and a portion of the 4400 block of James Drive to James Lane, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**

VI. Ordinances - First Reading (continued):

- d) 2003-032 Waymon Oliver (from R-2 to R-4). Rezone a tract of land located at 104 East 38th Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2003-032 Waymon Oliver (from R-2 to R-4). Rezone a tract of land located at 104 East 38th Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- e) 2003-033 Sheryl Jenkins (From RT-1 to R-2). Rezone a tract of land located at 4101 Norcross Road, more particularly described herein. **(Recommended for approval by Planning)**
- f) 2003-034 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Crescent Club Drive Extension to Arbor Creek Way, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
- g) 2003-035 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Summit Avenue to Aubrey Avenue, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
- h) 2003-037 Margie Baumgardner, Ted Fugunt and Valor & Sun Land Associates, Inc. (From R-1 to R-4). Rezone a tract of land located in the 2300 block of Napier Drive, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2003-037 Margie Baumgardner, Ted Fugunt and Valor & Sun Land Associates, Inc. (From R-1 to R-4). Rezone a tract of land located in the 2300 block of Napier Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see memo from Traffic Engineer)**
- i) 2003-038 Cheryl Fuqua (From R-1 to R-2). Rezone a tract of land located at 5722 Morgan Lane, more particularly described herein. **(Recommended for denial by Planning)**

VII. Resolutions:

- a) A resolution to adopt the Hill City/Northside Neighborhood Plan.
- b) A resolution authorizing the incurrence of indebtedness by the City of Chattanooga, Tennessee, of not to exceed \$6,000,000.00, by the execution with a public building authority of one or more loan agreements or other such instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto.

Agenda for Tuesday, April 8, 2003
Page 3 of 8

VII. Resolutions (continued):

- c) A resolution approving the execution and delivery of one or more loan agreements for the purpose of providing funds for financing certain public works projects for the City of Chattanooga, Tennessee.
- d) A resolution authorizing the appointment of Clyde D. Smith, Glen T. Pope, Jr., William M. McBee, Phillip Wade Holmes, John Terrell Turner and William Smith Cutter as special policemen (armed) for the Chattanooga Police Department, to do special duty as prescribed herein, subject to certain conditions.
- e) A resolution authorizing the Administrator of the Department of Public Works to execute any and all documents relative to a permanent easement with the Electric Power Board on a tract of land lying west of Riverfront Parkway, more particularly described herein, and as shown on the map attached hereto and made a part hereof by reference.
- f) A resolution authorizing the Mayor or the City Finance Officer to execute any and all documents necessary to facilitate a lease agreement with Pegasus Broadcast Television, Inc. (owner of WDSI Fox 61), in the form attached hereto and made a part hereof by reference, to erect an antenna on property located at 959 Gateway Avenue, for the monthly rate of \$1,500.00. **(Added by permission of Chairman Littlefield)**
- g) A resolution approving Fiscal Year 2003-2004 Community Development Block Grant, HOME Investment Partnership Act Grant, and Emergency Shelter Grant Funding, as shown more fully hereinbelow. **(Added by permission of Health, Education, Human Services and Housing Opportunity Committee)**
- h) A resolution authorizing the Chattanooga-Hamilton County Regional Planning Agency to develop a community land use plan for the East Brainerd Road corridor and the surrounding area. **(Added by permission of Councilmen Benson and Lively)**
- i) A resolution authorizing the Chief of Police to apply for three grants from the Tennessee Office of Criminal Justice Programs, Edward Byrne Memorial Grant Program, in a total amount not to exceed \$244,000.00, for the purposes specified herein, which, if awarded, will require local matching funds of one third of the grant funds awarded. **(Added by permission of the Budget & Finance Committee)**
- j) A resolution authorizing the Director of the Office of Performance Review to apply for and accept grants from the United States Department of Justice in an amount totaling up to \$400,000.00, for a four year program to provide assistance to adult offenders upon their re-entry into the community. **(Added by permission of Budget & Finance Committee)**

Agenda for Tuesday, April 8, 2003
Page 4 of 8

VII. Resolutions (continued):

- k) A resolution authorizing the administrator of the Department of Public Works to execute an agreement with the State of Tennessee Department of Transportation (TDOT), relative to Contract No. E-02-003, Martin Luther King Boulevard, McCallie Avenue/Bailey Avenue Two Way Traffic Conversion, for a total amount not to exceed \$1,300,000.00. **(Added by permission of Legal & Legislative Committee).**
- l) A resolution authorizing the award of Contract No. E-02-003-200, Martin Luther King Boulevard, McCallie Avenue/Bailey Avenue Two Way Traffic Conversion, to Talley Construction Company for a total amount not to exceed \$1,346,421.60, including a contingency amount of \$100,000.00. **(Added by permission of Legal & Legislative Committee).**
- m) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with Arcadis G&M, Inc., relative to Resident Project Representative Services (RPR), Contract No. E-02-003, Martin Luther King Boulevard, McCallie Avenue/Bailey Avenue Two Way Traffic Conversion, for a total amount not to exceed \$50,000.00. **(Added by permission of Legal & Legislative Committee).**
- n) A resolution authorizing the Chief of the Chattanooga Fire Department to apply for a grant from the United States Fire Administration and the Federal Emergency Management Agency in the amount of \$206,559.00, which, if awarded, will require local matching funds of \$61,967.00, and, if selected for approval, authorizing the acceptance of said grant and payment of local matching funds. **(Added by permission of Legal & Legislative 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.

Agenda for Tuesday, April 8, 2003

Page 5 of 8

XII. Agenda Session for Tuesday, April 15, 2003.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, April 15, 2003:

AGENDA FOR TUESDAY, APRIL 15, 2003

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Littlefield).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) MR-2001-153 Americo Group by Thomas Kale (Amend Ordinance). An ordinance amending Ordinance No. 11216, adopted December 4, 2001, and as amended by Ordinance No. 11282, adopted July 15, 2002, by rescinding the closing and abandoning of all recorded rights-of-way in an area bounded by West 33rd Street on the north, West 35th Street on the south, Broad Street on the east and St. Elmo Avenue on the west, as shown on the map attached hereto and made a part hereof by reference. **(Deferred from 03-08-03)**
 - b) 2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version - Deferred from 03-11-03)**

2003-002 First Tennessee Bank National Association (From M-1 to C-3). Rezone a tract of land located at 1319 Cowart Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - c) 2003-031 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Access Road and a portion of the 4400 block of James Drive to James Lane, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
 - d) 2003-032 Waymon Oliver (from R-2 to R-4). Rezone a tract of land located at 104 East 38th Street, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2003-032 Waymon Oliver (from R-2 to R-4). Rezone a tract of land located at 104 East 38th Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - e) 2003-033 Sheryl Jenkins (From RT-1 to R-2). Rezone a tract of land located at 4101 Norcross Road, more particularly described herein. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, April 15, 2003 (continued):

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

- f) 2003-034 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Crescent Club Drive Extension to Arbor Creek Way, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
- g) 2003-035 City of Chattanooga (ROW Name Change). An ordinance to change the right-of-way name of Summit Avenue to Aubrey Avenue, said right-of-way being more particularly described herein. **(Recommended for approval by Planning)**
- h) 2003-037 Margie Baumgardner, Ted Fugunt and Valor & Sun Land Associates, Inc. (From R-1 to R-4). Rezone a tract of land located in the 2300 block of Napier Drive, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2003-037 Margie Baumgardner, Ted Fugunt and Valor & Sun Land Associates, Inc. (From R-1 to R-4). Rezone a tract of land located in the 2300 block of Napier Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see memo from Traffic Engineer)**

- i) 2003-038 Cheryl Fuqua (From R-1 to R-2). Rezone a tract of land located at 5722 Morgan Lane, more particularly described herein. **(Recommended for denial by Planning)**

6. Ordinances – First Reading:

7. Resolutions:

- a) A resolution authorizing the execution of Change Order Nos. 1 and 2, relative to the One Call Center (“311”), with McBrayer Construction Company, L.L.C., which change orders increase the contract amount by \$673.16, for a revised contract amount not to exceed \$62,757.16.
- b) A resolution accepting the highest and best offer for certain parcels of property acquired by Hamilton County and the City of Chattanooga through previous delinquent tax sales and authorizing the Mayor or the City Finance Officer to enter into and execute deeds conveying said parcels to individuals on the lists attached hereto and incorporated herein by reference.
- c) A resolution authorizing the execution of Change Order No. 8, relative to the Martin Luther King CSO Facility, Contract No. CSO-6-99, with Raines Brothers, Inc., which change order decreases the contract amount by \$991.66, for a revised contract amount of \$3,507,876.09.

XII. Agenda Session for Tuesday, April 15, 2003 (continued):

7. Resolutions (continued):
 - d) A resolution authorizing the execution of Change Order No. 2 (final), relative to Southside Streetscape Project, Contract No. SS-2-01, with J & J Contractors, Inc., which change order decreases the contract amount by \$81,116.70, for a revised contract amount of \$426,971.09.
 - e) A resolution authorizing the Administrator of the Department of Finance and Administration to extend the contract with Public Financial Management, Inc., relative to financial advisory services.
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, April 22, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.