

AGENDA FOR TUESDAY, OCTOBER 26, 1999

- I. Call to Order.
- II. Invocation (Councilman Franklin).
- III. Minute Approval.
- IV. Ordinances – Third Reading:
 - a) An ordinance granting unto KMC Telecom III, Inc. a franchise to install and maintain fiber optic cables in certain rights-of-way in the City of Chattanooga to provide telecommunication services, subject to certain conditions.
- V. Ordinances – Second & Third Reading
 - a) An ordinance to amend Ordinance No. 10872, the 1999/2000 Budget Ordinance, so as to provide for certain changes in General Fund Estimated Revenue; to provide for certain changes in Appropriations set out in Section 5; to provide for certain changes in Personnel set out in Section 7C; to provide for certain changes set out in Section 9; and to provide for certain changes set out in Section 11. **(SEE REVISED VERSION – NEED MOTION TO SUBSTITUTE)**
- VI. Ordinances – First Reading:
 - a) 1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Applicant Version – Recommended for Denial)**

1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Planning Commission Version)**

1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Staff Version)**

VI. Ordinances – First Reading (continued):

1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Revised Staff Version) (HELD FROM 9-14-99, 10-5-99 & 10-19-99)**

- b) 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein. **(Recommended for approval but upon differing conditions by Staff and Planning)**

1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff) (HELD FROM 9-14-99, 10-5-99 & 10-19-99)**

- c) An ordinance to amend the Chattanooga City Code, Part II, Chapter 4, which chapter is known as "The Chattanooga Air Pollution Control Ordinance", by providing for incorporation by reference of certain federal regulations.
- d) An ordinance to amend the Chattanooga City Code, Part II, Chapter 4, which chapter is known as "The Chattanooga Air Pollution Control Ordinance", by providing for revisions to permit fees and Part 70 Operating Permit emissions fees.

VII. Resolutions:

- a) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an Agreement for Extended Service with Tiburon, Inc., substantially in the form attached hereto, for software maintenance services for a period of one year beginning November 1, 1999, at a cost of \$33,785.00 plus charges for technical support as set forth in the Agreement.
- b) A resolution approving a Request for Proposals (RFP) for the sale and redevelopment of the former ABB Combustion Engineering, Inc. Administration Building and land located at 1301 Riverfront Parkway.

VII. Resolutions (continued):

- c) A resolution authorizing the Office of Economic and Community Development to allocate \$200,000.00 in funds earned from Urban Development Action Grant (UDAG) projects for commercial facade projects.
- d) A resolution authorizing the award of Work Authorization No. 3 to ARCADIS, Geraghty & Miller for basic services in connection with construction related to sanitary sewer system improvements to the Altamont Road Sewer System for a total amount of \$74,400.00.
- e) A resolution authorizing the Administrator of Public Works to enter into an Agreement with Betts Engineering Associates, Inc., to design, provide construction and easement services, surveying, and inspection for the relocation of sanitary sewers for Tennessee Department of Transportation Project No. NH-153(7)-33052-3242-14, Widening of S.R. 153 from I-75 Interchange at Hickory Valley Road to North of S.R. 58 (Amnicola Highway), for a fee not to exceed \$51,517.99, 100% of which is reimbursable by the Tennessee Department of Transportation.
- f) A resolution authorizing the Administrator of Public Works to enter into an Agreement with the University of Tennessee at Chattanooga to carry out final statistical analysis and report preparations of Chattanooga Urban Streams Baseline Survey Project Year 3 Contract, for a total cost not to exceed \$32,591.48.
- g) A resolution authorizing the Mayor to execute an Agreement with the Tennessee Department of Transportation to construct a closed loop traffic signal system along Hixson Pike between Cloverdale Drive and Austin Road for a total amount of \$230,000.00, to be totally funded by federal funds.
- h) A resolution authorizing the execution of Change Order No. 2 (Final), Contract No. 53B-4, Northwest Georgia Sewer Collection System, Spring Creek and Waverly Drive Interceptors, with Mayse Construction Company, which decreases the contract by the amount of \$19,921.01 for a total contract price of \$1,442,124.49.
- i) A resolution authorizing the execution of Change Order No. 1 (Final), Contract No. 73D, Lakeshore Collection System, with Mayse Construction Company to increase the contract by the amount of \$2,527.17, for a total contract price of \$940,406.17.

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VII. Resolutions (continued):

- j) A resolution authorizing payment in the amount of \$52,308.00 to Hamilton County, Tennessee, for the City of Chattanooga's share of project costs relative to design of the Streambank Protection Projects at Coolidge Park and Heritage Landing.
- k) A resolution authorizing Artech Design Group to use temporarily the City's right-of-way for the purpose of installing two metallic canopies, more particularly described herein, to the front wall of the Development Resource Center at 1250 Market Street, subject to certain conditions.

VIII. Overtime Report.

IX. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of General Services.
- d) Department of Public Works.
- e) Fire Department.
- f) Police Department.
- g) Department of Finance and Administration.
- h) Department of Personnel.
- i) Department of Neighborhood Services.
- j) City Finance Officer.
- k) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, November 2, 1999 (see following pages of this Agenda).

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

IV. Adjournment.

XII. Agenda Session for Tuesday, November 2, 1999:

AGENDA FOR TUESDAY, November 2, 1999

1. Call to Order.
2. Invocation (Councilwoman Rutherford).
3. Minute Approval.
4. Special Presentations:
 - a) Recognition of Chief Peggie Bullard
5. Ordinances – Second & Third Reading:
 - a) 1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Applicant Version – Recommended for Denial) OR**
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Planning Commission Version) OR**
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Staff Version) OR**
1999-150 L & P, LLC (Amend Conditions): Amend certain conditions imposed in Ordinance No. 10725 (Case No. 1998-120) on a tract of land located in the 2400 blocks of 6th Avenue and 8th Avenue, and the 2400 and 2500 blocks of 7th Avenue, being more particularly described herein, subject to certain conditions. **(Revised Staff Version)**

XII. Agenda Session for Tuesday, November 2, 1999 (continued):

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

- b) 1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein. **(Recommended for approval but upon differing conditions by Staff and Planning) OR**
1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning) OR**
1999-151 L & P, LLC (From R-3 to M-1): Rezone a tract of land located in the 2400 blocks of 6th Avenue and 7th Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**
- c) An ordinance to amend the Chattanooga City Code, Part II, Chapter 4, which chapter is known as “The Chattanooga Air Pollution Control Ordinance”, by providing for incorporation by reference of certain federal regulations.
- d) An ordinance to amend the Chattanooga City Code, Part II, Chapter 4, which chapter is known as “The Chattanooga Air Pollution Control Ordinance”, by providing for revisions to permit fees and Part 70 Operating Permit emissions fees.

6. Ordinances – First Reading:

- a) 1999-025 Mountain View Properties (From R-4 to C-2): Rezone a tract of land located in the 2300 block of Hickory Valley Road, more particularly described herein, subject to certain conditions.
- b) 1999-141 Stowers Machinery Corporation (Close & Abandon): An alley located southwest from East 21st Street, northwest of Lyerly Street, more particularly described herein.
- c) 1999-149 L & P, LLC (Close & Abandon): East 24th Street Place and 7th Avenue northwest from 8th Avenue and alleys northeast and southwest from East 24th Street Place, more particularly described herein, subject to certain conditions.
- d) An ordinance changing the right-of-way name for Beech Street between Bailey Avenue and Union Avenue to “Lee Roberson Street”.

XII. Agenda Session for Tuesday, November 2, 1999 (continued):

7. Resolutions:

- a) A resolution amending Resolution No. 22231, encaptioned "A resolution authorizing the acquisition of certain property located at 804 Central Avenue and authorizing the transfer of said property to the Inner City Development Corporation for a consideration of \$14,000.00 so as to clarify payment procedures.
- b) A resolution authorizing the administrator of the Department of Parks, Recreation, Arts & Culture to enter into a contract with Franklin and Associates relative to the Colville Recreation Center in an amount not to exceed \$25,000.00.
- c) A resolution authorizing the administrator of the Department of Parks, Recreation, Arts & Culture to enter into a contract with Franklin and Associates relative to the Eastdale Recreation Center in an amount not to exceed \$25,000.00.
- d) A resolution authorizing the administrator of the Department of Public Works to execute a professional services agreement with Arcadis, Geraghty & Miller, relative to the survey and design of stormwater project nos. SWM-3-99 and SWM-4-99, for a total fee not to exceed \$238,500.00, under work authorization No. 2.
- e) A resolution granting a permanent channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project to protect River Street going through the Girls Preparatory School by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- f) A resolution granting a permanent channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project to Protect our sewer lines going through the Heritage Landing Condominium property by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- g) A resolution authorizing Hillcrest Baptist Church to use temporarily the City's right-of-way for the installation of a traffic directional sign on the south side of 42nd Street, more particularly describe herein, subject to certain conditions.
- h) A resolution authorizing the issuance and sale of an amount not to exceed \$40,000,000.00 principal amount of the City of Chattanooga, General Obligation Bonds, Series 2000.

XII. Agenda Session for Tuesday, November 2, 1999 (continued):

8. Overtime Report.
9. Departmental Reports:
 - a) Department of Human Services.
 - b) Department of Parks, Recreation, Arts & Culture.
 - c) Department of General Services.
 - d) Department of Public Works.
 - e) Fire Department.
 - f) Police Department.
 - g) Department of Finance and Administration.
 - h) Department of Personnel.
 - i) Department of Neighborhood Services.
 - j) City Finance Officer.
 - k) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, November 9, 1999.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.