

## AGENDA FOR TUESDAY, FEBRUARY 12, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third Reading.
- VI. Ordinances – First Reading:
  - a) MR-2001-162 Jeffrey T. and Cynthia E. Messinger (Close & Abandon). An ordinance to rescind Ordinance No. 11218, adopted December 4, 2001, and closing and abandoning alleys located southwest from the 1500 block of West 35<sup>th</sup> Street and northwest from the 1700 block of Cummings Highway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Tennessee-American Water Company, Comcast Cable Communications, Inc., the Electric Power Board, BellSouth and the Chattanooga Gas Company to retain their rights-of-way to maintain their service lines and equipment.
  - b) 2001-204 Kenneth Bell (From R-5 to C-2). Rezone a tract of land located at 104 Glendale Drive, more particularly described herein. **(Recommended for denial)**
  - c) 2002-001 Tracy Cooke. Lift conditions imposed in Ordinance No. 9975, on property located at 2400 through 2404 Columbine Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval)**
  - d) 2002-002 Temple Baptist Church (From R-2 to C-1). Rezone a tract of land located at 3201 Clio Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-002 Temple Baptist Church (From R-2 to C-1). Rezone a tract of land located at 3201 Clio Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - e) 2002-003 City of Chattanooga (From Temporary R-1 to Permanent R-1). Rezone a tract of land located at 911 Cravens Terrace, more particularly described herein. **(Recommended for approval)**
  - f) 2002-005 City of Chattanooga (From R-1 to O-1). Rezone tracts of land located in the 7300 block of Applegate Lane, more particularly described herein. **(Recommend for denial by Planning - see alternate version)**

2002-005 City of Chattanooga (From R-1 to O-1). Rezone tracts of land located in the 7300 block of Applegate Lane, more particularly described herein, subject to certain conditions. **(Recommend for approval by Planning)**

VI. Ordinances – First Reading (continued):

- g) 2002-007 Melvin Sutton for Thelma Renner (From R-1 to C-2). Rezone a tract of land located at 4261 Shallowford Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-007 Melvin Sutton for Thelma Renner (From R-1 to C-2). Rezone a tract of land located at 4261 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- h) 2002-011 James D. Lee (From R-2 to C-2). Rezone a tract of land located at 8244 East Brainerd Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-011 James D. Lee (From R-2 to C-5). Rezone a tract of land located at 8244 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- i) 2002-216 Martin Redish (From R-3 to C-2). Rezone tracts of land located at 420 and 430 Thompson Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-216 Martin Redish (From R-3 to C-5). Rezone tracts of land located at 420 and 430 Thompson Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- j) 2002-018 Thomas A. Austin (From R-2 to C-2). Rezone a tract of land located at 910 Hixson Pike, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
- 2002-018 Thomas A. Austin (From R-2 to R-4). Rezone a tract of land located at 910 Hixson Pike, more particularly described herein. **(Recommended for approval by Planning)**
- k) 2002-021 Ken Millican and Tracy Cooke. Lift conditions imposed in Ordinance No. 9975, on property located in the 2400 block of Royal Fern Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

VII. Resolutions:

- a) A resolution to adopt the Highway 58 Community Plan.
- b) A resolution amending Resolution No. 23721, declaring a moratorium on certain building permits so as to extend the moratorium until April 5, 2002, in order to permit re-examination and potential amendments to the Zoning Ordinance relative to the location of communication towers in commercial and industrial zones. **(Added by permission of Vice Chair Littlefield)**

**Agenda for Tuesday, February 12, 2002**  
**Page 3 of 7**

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, February 19, 2002.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, February 19, 2002**

**AGENDA FOR TUESDAY, FEBRUARY 19, 2002**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Franklin).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) MR-2001-162 Jeffrey T. and Cynthia E. Messinger (Close & Abandon). An ordinance to rescind Ordinance No. 11218, adopted December 4, 2001, and closing and abandoning alleys located southwest from the 1500 block of West 35<sup>th</sup> Street and northwest from the 1700 block of Cummings Highway, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, and permitting Tennessee-American Water Company, Comcast Cable Communications, Inc., the Electric Power Board, BellSouth and the Chattanooga Gas Company to retain their rights-of-way to maintain their service lines and equipment.
  - b) 2001-204 Kenneth Bell (From R-5 to C-2). Rezone a tract of land located at 104 Glendale Drive, more particularly described herein. **(Recommended for denial)**
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  - e) 2002-003 City of Chattanooga (From Temporary R-1 to Permanent R-1). Rezone a tract of land located at 911 Cravens Terrace, more particularly described herein. **(Recommended for approval)**
  - f) 2002-005 City of Chattanooga (From R-1 to O-1). Rezone tracts of land located in the 7300 block of Applegate Lane, more particularly described herein. **(Recommend for denial by Planning - see alternate version)**

2002-005 City of Chattanooga (From R-1 to O-1). Rezone tracts of land located in the 7300 block of Applegate Lane, more particularly described herein, subject to certain conditions. **(Recommend for approval by Planning)**

**XII. Agenda Session for Tuesday, February 19, 2002 (continued):**

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

- g) 2002-007 Melvin Sutton for Thelma Renner (From R-1 to C-2). Rezone a tract of land located at 4261 Shallowford Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-007 Melvin Sutton for Thelma Renner (From R-1 to C-2). Rezone a tract of land located at 4261 Shallowford Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2002-011 James D. Lee (From R-2 to C-2). Rezone a tract of land located at 8244 East Brainerd Road, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-011 James D. Lee (From R-2 to C-5). Rezone a tract of land located at 8244 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- i) 2002-216 Martin Redish (From R-3 to C-2). Rezone tracts of land located at 420 and 430 Thompson Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-216 Martin Redish (From R-3 to C-5). Rezone tracts of land located at 420 and 430 Thompson Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- j) 2002-018 Thomas A. Austin (From R-2 to C-2). Rezone a tract of land located at 910 Hixson Pike, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-018 Thomas A. Austin (From R-2 to R-4). Rezone a tract of land located at 910 Hixson Pike, more particularly described herein. **(Recommended for approval by Planning)**

- k) 2002-021 Ken Millican and Tracy Cooke. Lift conditions imposed in Ordinance No. 9975, on property located in the 2400 block of Royal Fern Trail, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

6. Ordinances - First Reading:

- a) MR-2001-210 Sara Lee Bakery Group d/b/a Colonial Baking Company (Close & Abandon). An ordinance closing and abandoning an unnamed alley located on the north side of Ivy Street between North Kelly Street and 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.

**XII. Agenda Session for Tuesday, February 19, 2002 (continued):**

6. Ordinances - First Reading (continued):

- b) MR-2002-015 James P. Girard (Close & Abandon). An ordinance closing and abandoning platted roads and alleys located northeast of the 4800 block of East 49<sup>th</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.

7. Resolutions:

- a) A resolution authorizing the Administrator of the Department of Neighborhood Services to enter into a personal services contract with Maxine Bailey, to provide program planning for the 2003 NUSA Conference, said contract effective February 12, 2002 through June 30, 2002, in an amount not to exceed \$15,000.00.
- b) A resolution authorizing the Administrator of Community Services to execute an amendment to the contract with Thomas E. Smith of Grant, Konvalinka & Harrison, relative to consulting services and the preparation of a tax utilization plan for the renewal communities, in an amount not to exceed \$15,000.00, with said funds to come from the Community Development Fund.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute amendment No. 1 to work authorization No. 2, contract No. RW-3-00, Shallowford Road Improvements Project, with Arcadis G & M, Inc., for construction phase services in the amount of \$9,266.00, for a total revised fee not to exceed \$120,098.00.
- d) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with the Tennessee Department of Transportation, relative to the design and construction of new intersections on Riverside Drive at Second Street and Lookout Street along with the required signalization at both intersections, Contract No. 2002108, LP No. 3327, with the estimated project cost of \$555,000.00, to be funded by State and Federal Surface Transportation Program (STP) funds.
- e) A resolution authorizing the execution of change order No. 2 (Final), relative to the 10<sup>th</sup> Street Area Streetscape, with Tower Construction Company, Inc., which change order decreases the contract amount by \$957.36, for a revised contract price of \$236,488.43.
- f) A resolution authorizing the award of Contract BL-2-01, relative to modifications to the City landfill at Birchwood, Phase I and II Gas Collection Wells and Pumps, to K.W. Raines Associates, Inc. for their low bid in the amount of \$341,682.40.
- g) A resolution authorizing the execution of change order No. 2, relative to widening and improvements to Shallowford Road, Contract No. RW-4-00, with Jones Brothers, Inc., which change order increases the contract amount by \$240,361.46, for a revised contract price of \$1,809,207.74, and extending the contract time 78 calendar days.

**XII. Agenda Session for Tuesday, February 19, 2002 (continued):**

7. Resolutions (continued):
  - h) A resolution authorizing the Administrator of the Department of Public Works to execute such agreements for professional services as may be necessary related to the environmental remediation of petroleum products and dry cleaner solvents on the site bounded by Martin Luther King Boulevard, 10<sup>th</sup> Street, Market Street and Broad Street (the "Butcher Block"), and authorizing the execution of any and all documents to include the City of Chattanooga within the State of Tennessee Dry Cleaner Environmental Response Program ("DCERP") and to authorize the payment of any and all fees associated with said program.
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 26, 2002.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.