

AGENDA FOR TUESDAY, AUGUST 13, 2002

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Vice-Chair Franklin).
- III. Minute Approval.
- IV. Special Presentations:

Howard Roddy - Blue Ribbon Tax Equity Committee

- V. Ordinances – Second & Third Reading:
 - a) MR-2002-041 Regina Sawyer (Amend Ordinance). An ordinance amending Ordinance No. 11283, adopted July 15, 2002, closing and abandoning a 50' wide right-of-way located in the 1800 block of Morehouse Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, by permitting the Electric Power Board, Comcast Cable Communications, Inc. and the City of Chattanooga to retain their respective easements.
- VI. Ordinances – First Reading:
 - a) 2002-054 BEL Food Group, LLC (From R-1 to C-2). Rezone a tract of land located at 5607 Highway 153, more particularly described herein. **(Recommended for approval by Planning)**
 - b) MR-2002-058 Temple Baptist Church (Close and Abandon). An ordinance closing and abandoning 2 unnamed alleys and a part of Margaret Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - c) 2002-108 Marvin Berke and Ronald Berke (From M-1 to R-3). Rezone a tract of land located at 2152 Glass Street, more particularly described herein. **(Deferred from 07-09-02, recommended for approval by Planning)**
 - d) 2002-111 RiverCity Properties, LLC (From R-2 to RT-1). Rezone a tract of land located at 126 Dalton Street and 117 Barton Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**
2002-111 RiverCity Properties, LLC (From R-2 to RT-1). Rezone a tract of land located at 126 Dalton Street and 117 Barton Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - e) 2002-113 Mike Price (Amend Conditions). Amend certain conditions imposed in Ordinance No. 11246, on property located at 7380 Applegate Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

Agenda for Tuesday, August 13, 2002
Page 2 of 8

VI. Ordinances – First Reading (continued):

- f) MR-2002-119 East Brainerd Youth Athletic Association, Inc. (Close and Abandon). An ordinance closing and abandoning portions of 2 unopened 40' wide rights-of-way located east of Jenkins Road and North of Long Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- g) 2002-125 Barbara K. Newton (From R-1 to C-6). Rezone a tract of land located at 1119 Roselawn Drive, more particularly described herein. **(Recommended for approval by Planning)**
- h) 2002-130 Dr. Jonathan Karl Christianson (From R-1 to R-4). Rezone a tract of land located at 310 South Germantown Road, more particularly described herein. **(Recommended for denial by Planning)**
- i) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) so as to repeal the provision of the Charter limiting the monetary amount of fines, inasmuch as the limitation is provided for by the Constitution of Tennessee. **(Added by permission of the Legal and Legislative Committee)**
- j) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee (Home Rule Amendment) so as to repeal the provision of the Charter regarding the City building, owning and operating off-street parking facilities. **(Added by permission of the Legal and Legislative Committee)**
- k) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee, relative to the collection of delinquent taxes. **(Added by permission of the Legal and Legislative Committee)**
- l) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee, (Home Rule Amendment) so as to amend the provision of the Charter requiring daily sessions of city court. **(Added by permission of the Legal and Legislative Committee)**

Agenda for Tuesday, August 13, 2002
Page 3 of 8

VI. Ordinances – First Reading (continued):

- m) An ordinance to amend the Charter of the City of Chattanooga, and all acts, ordinances, and other Charter provisions amendatory thereof, pursuant to the provisions of Article XI, Section 9, of the Constitution of the State of Tennessee, (Home Rule Amendment) so as to repeal the provision of the Charter (1) requiring prior approval of public buildings, improvements and facilities by the City Planning Commission (which no longer exists); (2) requiring said City Planning Commission to make recommendations on zoning boundaries, districts and regulations; and (3) providing for changes in such boundaries, changes and regulations. **(Added by permission of the Legal and Legislative Committee)**

VII. Resolutions:

- a) A resolution to amend Resolution No. 21041, as adopted on July 16, 1996, and Resolution No. 22001, as adopted on December 8, 1998, to expand the boundary of the Central Business Zone Area, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
- b) A resolution authorizing the Administrator of the Department of Community Services to extend the contract with Barge, Waggoner, Sumner and Cannon, Inc., relative to technical services, in an amount not to exceed \$15,000.00.
- c) A resolution authorizing the award of Contract GRW-1-02, North and South Chickamauga Greenway Project, to Yerbey Concrete for their low bid in the amount of \$178,218.00.
- 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 3rd Street and 4th Street Extension, Contract No. 20021138, Project No. STP-M-9202(74) and authorizing an initial payment of \$26,560.00 to the Tennessee Department of Transportation as the City's portion for preliminary engineering costs.
- e) A resolution authorizing the execution of Change Order No. 1, relative to the 4th Street Boulevard Building Demolition, Contract No. RW-1-01, with D.H. Griffin Wrecking Company, Inc., which change order decreases the contract amount by \$6,375.00, for a revised contract price not to exceed \$110,490.00.
- f) A resolution authorizing the execution of Change Order No. 1, relative to Moccasin Bend Wastewater Treatment Plant, Solids Handling System Improvements, Filter Press System Procurement, Contract No. 28K (EP-4), with U.S. Filter/JWI, Inc., which change order increases the contract amount by \$45,375.00, for a revised contract price not to exceed \$7,815,656.00.

Agenda for Tuesday, August 13, 2002

Page 4 of 8

VII. Resolutions (continued):

- g) A resolution authorizing the Administrator of the Department of Public Works to execute Amendment No. 1 to Contract No. 98-181 for LP Project 50, Federal Project No. STP-M-9202(55), with the Tennessee Department of Transportation, relative to the development and construction of bike lanes and routes based on the priority one projects listed in the Chattanooga Area Bicycle Master Plan, in the amount of \$418,715.00, with the Tennessee Department of Transportation reimbursing the City for 80% of the project cost.
- h) A resolution authorizing Delta Environmental Consultants, Inc. to use temporarily the City's right-of-way at 4026 Shallowford Road for installation of a monitoring well at the former Scotchman #203, subject to certain conditions.
- i) A resolution authorizing Chattanooga Neighborhood Enterprise, Inc. to use temporarily the City's right-of-way at 1608 Williams Street, between 16th Street and 17th Street, for a roof overhang, subject to certain conditions.
- j) A resolution authorizing Chattanooga Neighborhood Enterprise, Inc. to use temporarily the City's right-of-way at 1609 Long Street, between 16th Street and 17th Street, for a roof overhang, subject to certain conditions.
- k) A resolution authorizing the Chief of the Chattanooga Police Department to enter into a Master Field Engineering Agreement between the City of Chattanooga and New Age Technologies, Inc. relative to professional computer network engineering services for a total fee not to exceed \$14,000.00.
- l) A resolution designating the Bluff View Arts District and authorizing the identification of such district. **(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.

Agenda for Tuesday, August 13, 2002
Page 5 of 8

- XI. Committee Reports.
- XII. Agenda Session for Tuesday, August 20, 2002.
- XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
- XIV. Adjournment.

XII. Agenda Session for Tuesday, August 20, 2002:

AGENDA FOR TUESDAY, AUGUST 20, 2002

1. Call to Order.
2. Pledge of Allegiance/Invocation (Chairman Littlefield).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) 2002-054 BEL Food Group, LLC (From R-1 to C-2). Rezone a tract of land located at 5607 Highway 153, more particularly described herein. **(Recommended for approval by Planning)**
 - b) MR-2002-058 Temple Baptist Church (Close and Abandon). An ordinance closing and abandoning 2 unnamed alleys and a part of Margaret Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - c) 2002-108 Marvin Berke and Ronald Berke (From M-1 to R-3). Rezone a tract of land located at 2152 Glass Street, more particularly described herein. **(Deferred from 07-09-02, recommended for approval by Planning)**
 - d) 2002-111 RiverCity Properties, LLC (From R-2 to RT-1). Rezone a tract of land located at 126 Dalton Street and 117 Barton Avenue, more particularly described herein. **(Recommended for denial by Planning - see alternate version)**

2002-111 RiverCity Properties, LLC (From R-2 to RT-1). Rezone a tract of land located at 126 Dalton Street and 117 Barton Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - e) 2002-113 Mike Price (Amend Conditions). Amend certain conditions imposed in Ordinance No. 11246, on property located at 7380 Applegate Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - f) MR-2002-119 East Brainerd Youth Athletic Association, Inc. (Close and Abandon). An ordinance closing and abandoning portions of 2 unopened 40' wide rights-of-way located east of Jenkins Road and North of Long Drive, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
 - g) 2002-125 Barbara K. Newton (From R-1 to C-6). Rezone a tract of land located at 1119 Roselawn Drive, more particularly described herein. **(Recommended for approval by Planning)**

XII. Agenda Session for Tuesday, August 20, 2002 (continued):

5. Ordinances – Second & Third Reading (continued):
 - h) 2002-130 Dr. Jonathan Karl Christianson (From R-1 to R-4). Rezone a tract of land located at 310 South Germantown Road, more particularly described herein. **(Recommended for denial by Planning)**
6. Ordinances - First Reading:
7. Resolutions:
 - a) A resolution authorizing the Administrator of the Department of Finance and Administration to negotiate and execute a Lease Agreement with the Association of Visual Artists (AVA) to provide art in the workplace at the Development Resource Center for a fee not to exceed \$4,000.00.
 - b) A resolution authorizing the Administrator of the Department of Public Works to execute an Agreement with Consolidated Technologies, Inc., relative to engineering services for ground water monitoring wells for the Summit Landfill, for a total fee not to exceed \$19,655.00.
 - c) A resolution amending Resolution No. 20719, adopted September 5, 1995, encaptioned hereinbelow, relative to the Agreement with the State of Tennessee Division of Solid Waste Management for the Closure/Post-Closure Plan for the Summit Landfill, so as to decrease the amount of the consideration by \$15,488,540.00 for a total revised consideration of \$3,319,350.00.
 - d) A resolution amending Resolution No. 23464, adopted August 6, 2002, encaptioned “A resolution authorizing the award of Contract no. RW-1-02, 4th Street Roadway Improvements, to Stein Construction Company for their low bid in the amount of four million eight hundred ninety-five thousand two hundred ninety and 40/100 dollars (\$4,895,290.40).” so as to delete “Contract RW-1-02” and substitute in lieu thereof “Contract RW-1-01”.
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, August 20, 2002 (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, August 27, 2002.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.