

AGENDA FOR TUESDAY, MAY 9, 2000

- I. Call to Order.
- II. Invocation (Council Chair Hakeem).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, Article XV regarding teen social clubs.
 - b) An ordinance to amend Chattanooga City Code, Part II, Chapter 26, relative to the establishment of a softball program petty cash fund.
 - c) 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 prohibit convicted felons from serving in City elective offices.
 - d) 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 authorizing the City Council to fill vacancies in the Office of City Judge.
 - e) 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, to make certain improvements to the General Pension Plan and to authorize future amendments by ordinance.
 - f) 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, to make certain improvements to the Firemen's and Policemen's Insurance and Pension Plan and to authorize future amendments by ordinance.

Agenda for Tuesday, May 9, 2000
Page 2 of 2

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

- g) 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 provisions concerning bids for contracts for public improvements.
- h) 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 requiring separate sessions for the trial of traffic violations.

VI. Ordinances – First Reading:

- a) 2000-063 Edward Jay Harshman (From R-3 to R-4): Rezone a tract of land located at 534 Central Avenue, more particularly described herein. **(Recommended for denial by Staff; recommended for approval but with conditions by Planning – see alternate version)**

2000-063 Edward Jay Harshman (From R-3 to R-4): Rezone a tract of land located at 534 Central Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- b) 2000-068 City of Chattanooga (From M-1 to C-3): Rezone several platted tracts of land located in the 1600 block of Rossville Avenue, more particularly described herein. **(Recommended for approval but with conditions – see alternate version)**

2000-068 City of Chattanooga (From M-1 to C-3): Rezone several platted tracts of land located in the 1600 block of Rossville Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval)**
- c) 2000-069 Curtis Wilson (From R-2 to C-2): Rezone a tract of land located at 4219 Dodds Avenue, more particularly described herein. **(Recommended for denial)**
- d) 2000-070 William B. & Virginia C. Sanders and William Sanders, Jr. (From R-4 to C-2): Rezone a tract of land located at 7626 East Brainerd Road, more particularly described herein. **(Recommended for approval)**

VI. Ordinances – First Reading (continued):

e) 2000-075 Gene D. Pearson (From R-1 to R-4): Rezone an unplatted tract of land located at 2906 Silverdale Road, more particularly described herein. **(Recommended for denial by Staff; recommended for approval by Planning)**

f) 2000-081 Barry Evans (From R-1 to R-T/Z): Rezone several unplatted tracts of land located in the 7200 block of Bonny Oaks Drive, more particularly described herein. **(Recommended for approval but with conditions– see alternate version)**

2000-081 Barry Evans (From R-1 to R-T/Z): Rezone several unplatted tracts of land located in the 7200 block of Bonny Oaks Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

g) 2000-085 Mark W. Lovett (From R-3 & M-1 to C-3): Rezone several tracts of land located in the 100 block of East Main Street, more particularly described herein. **(Recommended for approval but with conditions– see alternate version)**

2000-085 Mark W. Lovett (From R-3 & M-1 to C-3): Rezone several tracts of land located in the 100 block of East Main Street, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

h) 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 provisions regarding the appointment of the City Court Clerk by the City Judge and providing for the term of office for the City Court Clerk, and to provide for the election of the City Court Clerk. **(Elected Version)**

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 provisions regarding the appointment of the City Court Clerk by the City Judge and providing for the term of office for the City Court Clerk, and to make the City Court Clerk an employee of the administrative branch of government. **(Employed Version)**

Agenda for Tuesday, May 9, 2000

Page 4 of 4

VII. Resolutions:

- a) A resolution supporting the submission of a HOPE VI Revitalization Grant application for Spencer J. McCallie Homes, committing to promotion of mixed income replacement housing, and pledging multi-year resources toward the Alton Park/Spencer J. McCallie Homes community, subject to certain conditions.
- b) A resolution authorizing the award of Contract No. SW-3-00, School Sidewalk Projects, Phase II, for East Brainerd Elementary School, Washington Elementary School, Hixson Middle School, and Tyner Middle School, to Yerbey Concrete Construction, Inc., in the amount of \$344,505.00.
- c) A resolution authorizing the award of Contract No. 00A, Miscellaneous Sanitary Sewers Requirements Contract, to East Tennessee Grading, Inc., Case Construction Services, Inc., and Mayse Construction Company for a combined total contract amount not to exceed \$1,000,000.00.
- d) A resolution authorizing the execution of Change Order No. 1 (Final), Contract No. SS-3-99, Williams Street Streetscape, West Main Street to West 14th Street, with Case Construction Services, Inc., which change order increases the contract amount by \$46,715.37, for a revised total contract amount not to exceed \$156,218.13, and which change order increases the contract time by twenty-one (21) calendar days.
- e) A resolution authorizing the purchase of property located at 1700 Baldwin Street from Legal Title and Escrow, Inc., for the extension of 17th Street from Baldwin Street to Rossville Avenue, for a consideration of \$28,000.00, plus associated closing costs.
- f) A resolution authorizing a rebate payment in the amount of \$187,613.21 to the Department of the U.S. Treasury with said funds to come from investment income from the 1995 Bond issue.

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.

Agenda for Tuesday, May 9, 2000
Page 5 of 5

- IX. Departmental Reports (continued):
 - 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, May 16, 2000 (see following pages of this Agenda).

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

- XIV. Adjournment.

XII. Agenda Session for Tuesday, May 16, 2000:

AGENDA FOR TUESDAY, MAY 16, 2000

1. Call to Order.
2. Invocation (Councilman Lively).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) 2000-063 Edward Jay Harshman (From R-3 to R-4): Rezone a tract of land located at 534 Central Avenue, more particularly described herein. **(Recommended for denial by Staff; recommended for approval but with conditions by Planning – see alternate version)**
OR
2000-063 Edward Jay Harshman (From R-3 to R-4): Rezone a tract of land located at 534 Central Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - b) 2000-068 City of Chattanooga (From M-1 to C-3): Rezone several platted tracts of land located in the 1600 block of Rossville Avenue, more particularly described herein. **(Recommended for approval but with conditions – see alternate version)**
OR
2000-068 City of Chattanooga (From M-1 to C-3): Rezone several platted tracts of land located in the 1600 block of Rossville Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval)**
 - c) 2000-069 Curtis Wilson (From R-2 to C-2): Rezone a tract of land located at 4219 Dodds Avenue, more particularly described herein. **(Recommended for denial)**
 - d) 2000-070 William B. & Virginia C. Sanders and William Sanders, Jr. (From R-4 to C-2): Rezone a tract of land located at 7626 East Brainerd Road, more particularly described herein. **(Recommended for approval)**
 - e) 2000-075 Gene D. Pearson (From R-1 to R-4): Rezone an unplatted tract of land located at 2906 Silverdale Road, more particularly described herein. **(Recommended for denial by Staff; recommended for approval by Planning)**

XII. Agenda Session for Tuesday, May 16, 2000 (continued):

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

- f) 2000-081 Barry Evans (From R-1 to R-T/Z): Rezone several unplatted tracts of land located in the 7200 block of Bonny Oaks Drive, more particularly described herein. **(Recommended for approval but with conditions – see alternate version)**
OR
2000-081 Barry Evans (From R-1 to R-T/Z): Rezone several unplatted tracts of land located in the 7200 block of Bonny Oaks Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval)**
- g) 2000-085 Mark W. Lovett (From R-3 & M-1 to C-3): Rezone several tracts of land located in the 100 block of East Main Street, more particularly described herein. **(Recommended for approval but with conditions – see alternate version)**
OR
2000-085 Mark W. Lovett (From R-3 & M-1 to C-3): Rezone several tracts of land located in the 100 block of East Main Street, more particularly described herein, subject to certain conditions. **(Recommended for approval)**
- h) 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 provisions regarding the appointment of the City Court Clerk by the City Judge and providing for the term of office for the City Court Clerk, and to provide for the election of the City Court Clerk. **(Elected Version)**
OR
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 provisions regarding the appointment of the City Court Clerk by the City Judge and providing for the term of office for the City Court Clerk, and to make the City Court Clerk an employee of the administrative branch of government. **(Employed Version)**

XII. Agenda Session for Tuesday, May 16, 2000 (continued):

6. Ordinances – First Reading:

- a) An ordinance providing for an interim budget and appropriating funds for the usual and ordinary expenses of the City government for the months of July, August, and September, 2000, pending the adoption of the 2000-2001 annual budget.

7. Resolutions:

- a) A resolution authorizing the transfer of credits from one account to another account within the various departments, agencies, and divisions of the government.
- b) A resolution authorizing the Mayor to execute an Interlocal Agreement with the City of Collegedale, Tennessee, regarding certain revised urban growth boundaries and annexation areas in an attempt to comply with Public Chapter 1101 of the Public Acts of 1998 and pursuant to settlement of annexation litigation between the City of Collegedale and the City of Chattanooga.
- c) A resolution authorizing the execution of an Agreement with the Community Foundation/Community Impact Fund relative to the administration of payroll and benefits for neighborhood organizations.
- d) A resolution authorizing the Mayor to execute a common lot line agreement and temporary work agreement with Osborne Building Corporation, relative to the Development Center.
- e) A resolution authorizing the execution of Change Order No. 2, Contract No. 28G, Moccasin Bend Wastewater Treatment Plant, Plant Expansion and Wet Weather Treatment, with 3D Enterprises Contracting Corporation, which change order increases the contract amount by \$210,820.00, for a revised contract total of \$18,922,930.00.
- f) A resolution authorizing the execution of Change Order No. 3, Contract No. CSO-7-98, Tremont Street CSO Facility, with Haren Construction Company, which change order increases the contract amount by \$19,563.00 for a revised contract amount of \$1,840,375.00.
- g) A resolution authorizing the assignment of the Lease, as collateral, between The Stadium Corporation and the City of Chattanooga and Hamilton County, Tennessee.

XII. Agenda Session for Tuesday, May 16, 2000 (continued):

7. Resolutions (continued):

- h) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to enter into a Contract with Levitt Mills for design services for the Highland Park Park for an amount not to exceed \$10,000.00.
- i) A resolution authorizing the Administrator of the Department of Parks, Recreation, Arts & Culture to enter into a Contract with Hawkins Partners for design services for the East Brainerd Park for an amount not to exceed \$50,000.00.
- j) A resolution authorizing the Chief of the Chattanooga Police Department to enter into an Agreement with the Humane Educational Society of Hamilton County, Inc., substantially in the form attached hereto.

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, May 23, 2000.

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

14. Adjournment.