

AGENDA FOR TUESDAY, SEPTEMBER 12, 2000

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Council Chair Hakeem).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
 - a)
- VI. Ordinances – First Reading:
 - a) 2000-100 Daryl R. Marsh (From C-2 to R-4): Rezone a tract of land located at 871 McCallie Avenue, more particularly described herein. **(Recommended for denial by Planning; recommended for approval upon conditions by Staff – see alternate version)**

2000-100 Daryl R. Marsh (From C-2 to R-4): Rezone a tract of land located at 871 McCallie Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**
 - b) 2000-146 Natalie Scott Fay-Elder (From R-2 to R-4): Rezone a tract of land located at 2101 East 5th Street, more particularly described herein. **(Recommended for denial)**
 - c) 2000-152 Jefferson Place Associates, LLC (From M-1 to R-3): Rezone a tract of land located at 1910 Rossville Avenue, more particularly described herein. **(Recommended for denial by Planning; recommended for approval by Staff)**
 - d) 2000-153 Jarnigan Road Limited Partnership (From R-1 to R-4): Rezone a tract of land located at 7111 and 7119 Jarnigan Road and 2010 and 2016 Skyline Drive, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2000-153 Jarnigan Road Limited Partnership (From R-1 to R-4): Rezone a tract of land located at 7111 and 7119 Jarnigan Road and 2010 and 2016 Skyline Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

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VI. Ordinances – First Reading (continued):

- e) 2000-154 Jarnigan Road Limited Partnership (From R-1 & R-4 to C-4): Rezone a tract of land located at 7201, 7209, 7213 and 7221 Jarnigan Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2000-154 Jarnigan Road Limited Partnership (From R-1 & R-4 to C-4): Rezone a tract of land located at 7201, 7209, 7213 and 7221 Jarnigan Road, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

- f) 2000-159 Chattanooga Housing Authority (From R-2 & C-2 to R-3): Rezone a tract of land located in the 2100 block of Ocoee Street, more particularly described herein. **(Recommended for denial by Planning, approve another zone – see 1st alternate version; recommended for approval by Staff upon conditions – see 2nd alternate version)**

2000-159 Chattanooga Housing Authority (From R-2 & C-2 to R-1): Rezone a tract of land located in the 2100 block of Ocoee Street, more particularly described herein. **(Recommended for approval by Planning)**

2000-159 Chattanooga Housing Authority (From R-2 & C-2 to R-3): Rezone a tract of land located in the 2100 block of Ocoee Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- g) 2000-160 Chattanooga Housing Authority (From R-3 to R-4): Rezone a tract of land located at 2000 through 2111 North Hawthorne Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2000-160 Chattanooga Housing Authority (From R-3 to R-4): Rezone a tract of land located at 2000 through 2111 North Hawthorne Street, more particularly described herein, subject to certain conditions. **(Recommended for approval)**

- h) 2000-166 Marvin C. and Wanda Smith (From O-1 to C-2): Rezone a tract of land located at 8483 East Brainerd Road, more particularly described herein. **(Recommended for approval upon conditions by Planning – see 1st alternate version; recommended for denial by Staff, approve another zone upon conditions – see 2nd alternate version)**

2000-166 Marvin C. and Wanda Smith (From O-1 to C-2): Rezone a tract of land located at 8483 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

2000-166 Marvin C. and Wanda Smith (From O-1 to R-4): Rezone a tract of land located at 8483 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

VI. Ordinances – First Reading (continued):

- i) 2000-167 Fidelity Trust (From O-1 to C-5): Rezone a tract of land located at 1214 Dartmouth Street, more particularly described herein. **(Recommended for approval upon conditions* by Planning – see alternate version; recommended for denial by Staff)**

2000-167 Fidelity Trust (From O-1 to C-5): Rezone a tract of land located at 1214 Dartmouth Street, more particularly described herein, subject to certain conditions. **(Recommended for approval upon conditions* by Planning)** (*See 8/21/00 Memorandum from City Attorney's Office re: conditions)
- j) 2000-168 John R. Henry (From M-1 to C-2): Rezone a tract of land located at 1100 East 16th Street, more particularly described herein. **(Recommended for approval)**
- k) 2000-170 Ben Crownover (From R-1 to O-1): Rezone a tract of land located at 6210 East Brainerd Road, more particularly described herein. **(Recommended for denial)**
- l) 2000-171 Golden Gallon (From R-1 to C-2): Rezone a tract of land located at 600 Ashland Terrace, more particularly described herein. **(Recommended for approval)**
- m) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II by deleting Section 100(47)(g) in its entirety, amending Article IV by adding a new Section 112, and amending Article VII, Section 107 by adding a new subsection (22) to permit small signs in all residential zones for home occupations, daycare centers and other uses, subject to certain conditions.
- n) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article IV, by adding a new Section 111, granting certain powers to the Chief Building Official when staff errors occur concerning the zoning of property.
- o) An ordinance to amend Chattanooga City Code, Part II, Section 16, to add a new Section 16-13 authorizing the award of a fireman's helmet upon retirement or disability.
- p) An ordinance to amend Ordinance No. 11027, the FY2000/2001 Budget Ordinance, so as to provide for certain changes in the Personnel positions set out in Section 7(b); adding Section 6(b); and to set forth the budget of the Interceptor Sewer System.
- q) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-41 and 31-43, relative to sewer service charges and fees.

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VI. Ordinances – First Reading (continued):

- r) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Sections 2-175(a) and (b), so as to delete the five-year requirement for dependent children and spouses.

VII. Resolutions:

- a) A resolution to adopt a new Zoning Policy for the area of Moore Road, North Terrace, Belvoir Avenue, Spring Creek Road and McBrien Road.
- b) A resolution authorizing the Department of General Services Administrator to enter into a Personal Services Contract with John Lewis for property maintenance for an amount not to exceed \$12,000.00 for a term beginning April, 2000 through October 31, 2000.
- c) A resolution authorizing the Department of General Services Administrator to enter into a Personal Services Contract with Gerome Parrish for property maintenance for an amount not to exceed \$12,000.00 for a term beginning April, 2000 through October 31, 2000.
- d) A resolution authorizing the Department of General Services Administrator to enter into a Personal Services Contract with Willie Cooper for property maintenance for an amount not to exceed \$15,000.00 for a term beginning April, 2000 through March 31, 2001.
- e) A resolution authorizing the Department of General Services Administrator to enter into a Personal Services Contract with Dennis Smith for property maintenance for an amount not to exceed \$15,000.00 for a term beginning April, 2000 through March 31, 2001.
- f) A resolution authorizing the acquisition of certain property located at 37th and Frederick Street from J. V. Williams, et al. for a consideration of \$12,109.00, plus reasonable transaction expenses.
- g) A resolution authorizing the acquisition of certain property located at 3711 Frederick Street from R. L. Williams for a consideration of \$10,000.00, plus reasonable transaction expenses.
- h) A resolution authorizing the acquisition of certain property located at 3717 Frederick Street from R. L. Williams for a consideration of \$4,175.00, plus reasonable transaction expenses.
- i) A resolution authorizing the acquisition of certain property located at 0000 Frederick Street from R. L. Williams for a consideration of \$6,298.00, plus reasonable transaction expenses.

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VII. Resolutions (continued):

- j) A resolution authorizing the acquisition of certain property located at 2112 Citico Avenue from Phillis Ann White for a consideration of \$8,000.00, plus reasonable transaction expenses.
- k) A resolution authorizing the appointment of David L. Brooks, Jr. as a special policeman for the Chattanooga Fire Department, Fire Prevention Division, to do special duty as prescribed herein, subject to certain conditions.
- l) A resolution authorizing the Mayor to accept a grant from the State of Tennessee Department of Finance and Administration for the Southside Training Facility in the amount of \$3,500,000.00.
- m) A resolution authorizing the execution of Change Order No. 2, Contract No. CSO-5b-99, Citico Combined Sewer Overflow Facility, with Haren Construction Company, which change order increases the contract amount by \$7,115.00 for a revised contract amount of \$5,174,483.00 and which increases the contract time by 46 days.
- n) A resolution authorizing the purchase of a sewer easement from Hymie Wright, John Donalson Dearmond Wright, and Mary Lola Wright Williams, relative to Contract No. 45B, Sanitary Sewer Relocation for Widening of State Route 153 from North Hickory Valley Road to Amnicola Highway, Tract No. 4, for a total consideration of \$850.00.
- o) A resolution designating the Southside Redevelopment Corporation as the City's agent for the management of the Conference Center to be called The Chattanooga; approving the proposed Management Agreement between Southside Redevelopment Corporation and BMC-The Benchmark Management Company; and authorizing the Mayor to execute leases, agreements, and other documents relating thereto.

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.

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IX. Departmental Reports (continued):

- 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, September 19, 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, September 19, 2000:

AGENDA FOR TUESDAY, SEPTEMBER 19, 2000

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Lively).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) 2000-100 Daryl R. Marsh (From C-2 to R-4): Rezone a tract of land located at 871 McCallie Avenue, more particularly described herein. **(Recommended for denial by Planning; recommended for approval upon conditions by Staff – see alternate version)**
OR
2000-100 Daryl R. Marsh (From C-2 to R-4): Rezone a tract of land located at 871 McCallie Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**
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XII. Agenda Session for Tuesday, September 19, 2000 (continued):

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

- e) 2000-154 Jarnigan Road Limited Partnership (From R-1 & R-4 to C-4): Rezone a tract of land located at 7201, 7209, 7213 and 7221 Jarnigan Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**
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2000-166 Marvin C. and Wanda Smith (From O-1 to C-2): Rezone a tract of land located at 8483 East Brainerd Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
OR

XII. Agenda Session for Tuesday, September 19, 2000 (continued):

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

- h) (continued...)
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- i) 2000-167 Fidelity Trust (From O-1 to C-5): Rezone a tract of land located at 1214 Dartmouth Street, more particularly described herein. **(Recommended for approval upon conditions* by Planning – see alternate version; recommended for denial by Staff)**
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- o) An ordinance to amend Chattanooga City Code, Part II, Section 16, to add a new Section 16-13 authorizing the award of a fireman's helmet upon retirement or disability.

XII. Agenda Session for Tuesday, September 19, 2000 (continued):

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

- p) An ordinance to amend Ordinance No. 11027, the FY2000/2001 Budget Ordinance, so as to provide for certain changes in the Personnel positions set out in Section 7(b); adding Section 6(b); and to set forth the budget of the Interceptor Sewer System.
- q) An ordinance to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-41 and 31-43, relative to sewer service charges and fees.
- r) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Sections 2-175(a) and (b), so as to delete the five-year requirement for dependent children and spouses.

6. Ordinances – First Reading:

- a) 2000-108 Steven Reese (From R-1 & R-5 to C-2): Rezone a tract of land located at 5925, 5927 and 5929 Winding Lane, more particularly described herein. **(Recommended for denial) (HELD FROM 8-8-00 & 8-15-00)**
- b) An ordinance to amend Chattanooga City Code, Part II, Section 25-67(a), to include a new subsection 13 prohibiting noise from garbage service in residential neighborhoods between certain hours.

7. Resolutions:

- a) A resolution authorizing conveyance of land more particularly described herein to Cornerstones for a consideration of \$1.00 and payment of all transaction expenses.
- b) A resolution authorizing RiverValley Partners to enter into negotiations with _____ on behalf of the City for the redevelopment of the former Southern Railroad Building on Market Street. **(Draft Version)**
- c) A resolution authorizing the award of Contract No. NH-1-00, North Hawthorne Street Wood Waste Recycling Building Extension, to Tower Construction Company, Inc., for their low bid in the amount of \$105,444.00.

8. Overtime Report.

XII. Agenda Session for Tuesday, September 19, 2000 (continued):

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, September 26, 2000.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.