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**TUESDAY, MARCH 5, 2019**  
**CITY COUNCIL AGENDA**  
**6:00 PM**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Berz).
- III. Minute Approval.
- IV. Special Presentation.
- V. **Ordinances – Final Reading: (None)**
- VI. **Ordinances – First Reading:**

**ECONOMIC AND COMMUNITY DEVELOPMENT**

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 21, by renaming the Chapter “Property Maintenance”; deleting Articles I through VIII relative to Housing in their entirety and replacing them with new Articles I through VI relative to Property Maintenance; and deleting Chapter 18, Sections 18-158 through 18-170, relative to Litter and Overgrowth. \(Revised\) \(Deferred from 2/19/19\)](#)

**PUBLIC WORKS AND TRANSPORTATION**

**Transportation**

- b. [An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-502, relating to Speed on Through Streets.](#)
- c. [An ordinance amending Chattanooga City Code, Part II, Chapter 3, Section 3-94\(a\), Setback Requirements for Detached Signs; amending Section 3-96, Traffic Directional Signs; amending Section 5-88\(a\), Consumption of Alcoholic Beverages and Beer in Parklet Cafés Open Containers of Alcoholic Beverages and Beer in Parklet Cafés; and amending Section 32-44, Temporary Use Permit. \(Sponsored by Chairman Smith\)](#)

VII. **Resolutions:**

**LEGAL**

- a. A resolution authorizing settlement of all claims by Mark Smeltzer, Toby Hewitt, and Nealie Hogg, et al (Class Action Parties referenced below), subject to the execution of a Release of All Claims and Dismissal, with prejudice, of the City of Chattanooga and wherein the City of Chattanooga will settle all police pay claims of the listed named thirty-one (31) police officers, in the total amount of \$454,405.50.

**PUBLIC WORKS AND TRANSPORTATION**

**Public Works**

- b. A resolution authorizing the award of Contract No. S-15-016-201 to Kleenco Construction of Tennessee, Inc. in Chattanooga, TN, East Lake Park Water Quality Improvement Project, in the amount of \$2,022,153.20, with a contingency amount of \$202,215.32, for an amount not to exceed \$2,224,368.52. (District 7)
- c. A resolution authorizing the approval of Change Order No. 3 to CDM Smith relative to Contract No. S-15-016-101, East Lake Park Water Quality Improvement Project, for an increased amount of \$308,800.00, for a revised contract amount of \$681,800.00. (District 7)

**Transportation**

- d. A resolution authorizing the Administrator for the Department of Transportation to apply for and, if awarded, accept a grant from the Lyndhurst Foundation for the expansion of the Bike Chattanooga Bicycle Transit System Electric Bicycle Fleet, in the amount of \$75,000.00.

VIII. Purchases.

IX. Other Business.

X. Committee Reports.

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

XII. Adjournment.

**TUESDAY, MARCH 12, 2019**  
**CITY COUNCIL AGENDA**  
**6:00 PM**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Vice Chairman Oglesby).
3. Minute Approval.
4. Special Presentation.
5. **Ordinances – Final Reading:**

**ECONOMIC AND COMMUNITY DEVELOPMENT**

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 21, by renaming the Chapter “Property Maintenance”; deleting Articles I through VIII relative to Housing in their entirety and replacing them with new Articles I through VI relative to Property Maintenance; and deleting Chapter 18, Sections 18-158 through 18-170, relative to Litter and Overgrowth.](#)

**PUBLIC WORKS AND TRANSPORTATION**

**Transportation**

- b. [An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-502, relating to Speed on Through Streets.](#)
- c. [An ordinance amending Chattanooga City Code, Part II, Chapter 3, Section 3-94\(a\), Setback Requirements for Detached Signs; amending Section 3-96, Traffic Directional Signs; amending Section 5-88\(a\), Consumption of Alcoholic Beverages and Beer in Parklet Cafés Open Containers of Alcoholic Beverages and Beer in Parklet Cafés; and amending Section 32-44, Temporary Use Permit. \(Sponsored by Chairman Smith\)](#)

6. **Ordinances – First Reading:**

**PLANNING**

- a. 2019-022 Adam Ellsworth % Hickory Capital Group, LLC (C-4 Planned Commerce Center to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 2100 Hamilton Place Boulevard, more particularly described herein, from C-4 Planned Commerce Center to C-2 Convenience Commercial Zone. (District 4) (Recommended for approval by Planning and Staff)
  
- b. 2019-018 Andy Oliveira (C-2 Convenience Commercial Zone and R-1 Residential Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 4251 Bonny Oaks Drive, more particularly described herein, from C-2 Convenience Commercial Zone and R-1 Residential Zone to C-2 Convenience Commercial Zone. (District 5) (Recommended for denial of M-1 Manufacturing Zone and approval for C-2 Convenience Commercial Zone)
  
- c. 2019-021 ASA Engineering (R-1 Residential Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 207 and 209 Old Mountain Road, more particularly described herein, from R-1 Residential Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 7) (Recommended for approval by Planning)  
  
2019-021 ASA Engineering (R-1 Residential Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 207 and 209 Old Mountain Road, more particularly described herein, from R-1 Residential Zone to UGC Urban General Commercial Zone, subject to certain conditions. (Staff Version)  
  
2019-021 ASA Engineering (R-1 Residential Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 207 and 209 Old Mountain Road, more particularly described herein, from R-1 Residential Zone to UGC Urban General Commercial Zone. (Applicant Version)
  
- d. An ordinance amending Chattanooga City Code, Part II, Chapter 38, Sections 38-2, 38-185, 38-187, 38-321 and Article VI, Division 2, Other Special Exceptions relative to creating a Special Exceptions Permit for contractor's businesses in the C-2 Convenience Commercial Zone.

## **PUBLIC WORKS AND TRANSPORTATION**

### **Public Works**

- e. [MR-2019-0224 MAP Engineers, LLC \(Abandonment\). An ordinance closing and abandoning a sewer easement located in the 2700 block of Northpoint Boulevard, as detailed on the attached map. \(District 3\) \(Recommended for approval by Public Works\)](#)

### **Transportation**

- f. [MR-2019-0010 Chazen Engineering % Justin Tirsun, agent for owner of adjacent property, Central of Georgia Railroad Company \(Abandonment\). An ordinance closing and abandoning a portion of the 500 block of the unopened Kennedy Alley and the 500 block of East 16th Street, as detailed on the attached map. \(District 7\) \(Recommended for approval by Transportation\)](#)

## 7. **Resolutions:**

### **COUNCIL OFFICE**

- a. [A resolution to amend Resolution No. 29142 to repeal Resolution No. 28503, adopted on January 19, 2016, and adopting new Rules of Operation for the Chattanooga City Council.](#)

### **ECONOMIC AND COMMUNITY DEVELOPMENT**

- b. [A resolution authorizing the activation of the Open Spaces Partnership in Animation and Community Enhancement Program \(“PACE”\) to be available for use in all City of Chattanooga Parks and Open Spaces for the cost of park rentals for organizations and individuals that meet the criteria set forth by Open Spaces, for an amount not to exceed \\$50,000.00.](#)

### **FIRE**

- c. [A resolution authorizing payment to the University of Illinois, Fire Service Institute Training to be held at the Chattanooga Fire Training Center on April 30, 2019 through May 3, 2019, for a cost of \\$15,000.00.](#)

### **HUMAN RESOURCES**

- d. [A resolution authorizing Collins and Company to pay any and all claims for City employee, Martin Santos, related to the specified diagnosis for a job injury settlement under the City’s job injury – Heart Lung Program for a period of three \(3\) years from the effective date of the Settlement Agreement and Release of All Claims, for an approximate amount of \\$36,000.00.](#)
- e. [A resolution authorizing the Chief Human Resources Officer to renew an existing agreement with Russ Blakely and Associates, LLC to provide benefit advisor and](#)

- open enrollment services, and act as Agent of Record for all benefit options at no cost for the first of two (2) optional renewal terms from April 1, 2019 to March 31, 2020.
- f. A resolution authorizing the Chief Human Resources Officer to renew an existing agreement with ComPsych Corporation to provide Employee Assistance Program (EAP) services to eligible city employees at the rate of \$1.15 per employee per month and \$1.49 per employee per month for sworn employees for a second one (1) year optional renewal term beginning April 1, 2019, for an approximate annual cost of \$36,850.00.

**MAYOR'S OFFICE**

- g. A resolution to confirm the Mayor's appointment of Adam Kinsey to the Chattanooga Housing Authority Board.

**PUBLIC WORKS AND TRANSPORTATION**

**Public Works**

- h. A resolution authorizing the Administrator for the Department of Public Works to accept a cash grant from The Recycling Partnership to provide grant funding and technical assistance in support of the City's expansion of the curbside recycling program, in the amount of \$913,200.00.
- i. A resolution to amend Resolution No. 29653 entitled, "A resolution authorizing the Administrator for the Department of Public Works to apply for, and accept, if awarded, reimbursable funds for the curbside recycling grant from the Tennessee Department of Environment and Conservation (TDEC), for an amount not to exceed \$750,000.00," to accept reimbursable funds for the curbside recycling grant from the Tennessee Department of Environment and Conservation (TDEC), in the amount of \$1,254,000.00.

**PURCHASING**

- j. A resolution authorizing the City Purchasing Agent to enter into a blanket contract with Compass Auctions & Real Estate, LLC for the provision of surplus property disposition facilitation services for two (2) years, with the option to renew for three (3) additional one (1) year periods.

**YOUTH AND FAMILY DEVELOPMENT**

- k. A resolution authorizing the Administrator for the Department of Youth and Family Development to enter into a blanket purchase agreement with the Electric Power Board to pay client services payment for the citizens of Chattanooga that qualify for assistance under the Low Income Home Energy Assistance Program (LIHEAP) and the Community Services Block Grant (CSBG) programs for a grant period of October 1, 2018 through September 30, 2019, in the amount of \$8,025,500.00.

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- l. [A resolution authorizing the Administrator for the Department of Youth and Family Development to enter into a blanket purchase agreement with the Atlanta Gas Light Company to pay client services payment for the citizens of Chattanooga that qualify for assistance under the Low Income Home Energy Assistance Program \(LIHEAP\) and the Community Services Block Grant \(CSBG\) programs for a grant period of October 1, 2018 through September 30, 2019, in the amount of \\$138,650.00.](#)
  - m. [A resolution authorizing the Administrator for the Department of Youth and Family Development to enter into a blanket purchase agreement with Volunteer Energy Cooperative to pay client services payment for the citizens of Chattanooga that qualify for assistance under the Low Income Home Energy Assistance Program \(LIHEAP\) and the Community Services Block Grant \(CSBG\) programs for a grant period of October 1, 2018 through September 30, 2019, in the amount of \\$50,200.00.](#)
8. Purchases.
  9. Other Business.
  10. Committee Reports.
  11. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
  12. Adjournment.