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TUESDAY, AUGUST 6, 2019
CITY COUNCIL REVISED AGENDA
6:00 PM

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

PLANNING

- a. 2019-075 John Wise (R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 309 and 313 Tremont Street, more particularly described herein, from R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning and Staff) (Deferred from 7/23/19)

2019-075 John Wise (R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 309 and 313 Tremont Street, more particularly described herein, from R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone. (Applicant Version)

PUBLIC WORKS AND TRANSPORTATION

Transportation

- b. [MR-2019-0076 John Wise \(Abandonment\). An ordinance closing and abandoning a portion of the eastern right-of-way of the 300 block of Tucker Street and unopened 400 block of Cowart Street, as detailed on the attached map. \(District 2\)](#)

VII. **Resolutions:**

FINANCE

- a. [A resolution authorizing the City Finance Officer to exercise Option 1 of the proposal summary to amend the Mass Mutual Deferred Compensation Agreement.](#)

FIRE

- b. [A resolution authorizing the Chief of the Chattanooga Fire Department to enter into an agreement with Tennessee American Water Company to pay for the installation of hydrants at the direction of the Fire Chief which will be owned, installed, and maintained by Tennessee American Water Company, for an amount not to exceed \\$250,000.00.](#)

HUMAN RESOURCES

- c. [A resolution authorizing the appointment of Randy McBee, as a special police officer \(unarmed\) for the Department of Economic and Community Development, to do special duty as prescribed herein, subject to certain conditions.](#)

MAYOR'S OFFICE

- d. [A resolution to confirm the Mayor's appointment of John Brennan to the Form-Based Code Committee.](#)
- e. [A resolution to confirm the Mayor's re-appointment of Robert Lynch to the Air Pollution Control Board.](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- f. [A resolution authorizing the award of Contract No. Y-18-004-201 to Tri-State Roofing Contractors, LLC of Chattanooga, TN, Replacement Roofing System for Brainerd YFD Center, with a contingency amount of \\$6,500.00, in the amount of \\$63,369.00. \(District 5\)](#)
- g. [A resolution authorizing the approval of Change Order No. 2 for Civic Engineering and Information Technologies, Inc. relative to Contract No. S-09-008-401, North St. Elmo Storm Drainage Improvements Project CEI Services, for a decreased amount of \\$6,633.00, for a revised contract amount of \\$895,254.00. \(District 7\)](#)

- h. A resolution authorizing the award of Contract No. S-18-012-201 to Kleenco Construction of Tennessee, Inc. of Chattanooga, TN, Appling Street Drainage Improvements, with a contingency amount of \$100,000.00, in the amount of \$1,068,084.00. (District 8)
- i. A resolution authorizing the approval of Change Order No. 2 (Final) for JDH Company, Inc. relative to Contract No. Y-17-015-201, Replacement Roofing System for East Chattanooga YFD Center Building, for an increased amount of \$10,513.00, to release the remaining contingency amount of \$6,987.00, for a revised contract amount of \$253,420.00. (Districts 8 & 9)
- j. A resolution to amend Resolution No. 29583, as adopted on August 14, 2018, relative to the agreement for the closure/post closure plan for the City of Chattanooga Solid Waste Processing Facility with the State of Tennessee, Division of Solid Waste Management, by deleting “an amount not to exceed \$37,137.44” and substituting in lieu thereof “an amount not to exceed \$37,991.61”.
- k. A resolution to amend Resolution No. 29584, as adopted on August 14, 2018, relative to the agreement for the closure/post closure plan for the City Landfill with the State of Tennessee, Division of Solid Waste Management, by deleting “an amount not to exceed \$1,619,791.71” and substituting in lieu thereof “an amount not to exceed \$1,588,003.30”.
- l. A resolution to amend Resolution No. 29585, as adopted on August 14, 2018, relative to the agreement for the closure/post closure plan for the City Landfill, Lateral Expansion Area 3, with the State of Tennessee, Division of Solid Waste Management, by deleting “an amount not to exceed \$7,708,925.44” and substituting in lieu thereof “an amount not to exceed \$7,886,230.73”.
- m. A resolution to amend Resolution No. 29586, as adopted on August 14, 2018, relative to the agreement for the closure/post closure plan for the Summit Sanitary Landfill with the State of Tennessee, Division of Solid Waste Management, by deleting “an amount not to exceed \$1,710,409.68” and substituting in lieu thereof “an amount not to exceed \$1,574,774.19”.
- n. A resolution authorizing the Administrator for the Department of Public Works to enter into a final one (1) year agreement with ADS, LLC for flow monitoring and rain gauge services as per the signed contract dated September 29, 2017, for an amount not to exceed \$1.2 million.

Transportation

- o. [A resolution authorizing the Administrator for the Department of Transportation to enter into a Partnership Agreement with the Chattanooga Metropolitan Airport Authority, Project No. T-19-015, for the Shepherd Road Streetscape Project and to accept the design and engineering certification of the Shepherd Road Streetscape Project. \(District 6\)](#)

VIII. Purchases. **(None)**

IX. Other Business.

X. Committee Reports.

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

XII. Adjournment.

TUESDAY, AUGUST 13, 2019
CITY COUNCIL AGENDA
6:00 PM

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Mitchell).
3. Minute Approval.
4. Special Presentation.
5. **Ordinances - Final Reading:**

PLANNING

- a. 2019-075 John Wise (R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 309 and 313 Tremont Street, more particularly described herein, from R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning and Staff) (Deferred from 7/23/19)

2019-075 John Wise (R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 309 and 313 Tremont Street, more particularly described herein, from R-1 Residential Zone and E-RM-3 to E-RA-2 Urban Edge Residential Attached 2 Stories Maximum Height Zone and E-RM-3 Urban Edge Residential Multi-Unit Three Stories Maximum Height Zone. (Applicant Version)

PUBLIC WORKS AND TRANSPORTATION

Transportation

- b. MR-2019-0076 John Wise (Abandonment). An ordinance closing and abandoning a portion of the eastern right-of-way of the 300 block of Tucker Street and unopened 400 block of Cowart Street, as detailed on the attached map. (District 2)

6. **Ordinances – First Reading:**

PLANNING

- a. 2019-093 Tim Kelly (C-5 Neighborhood Commercial Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 921 Barton Avenue, more particularly described herein, from C-5 Neighborhood Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning)

2019-093 Tim Kelly (C-5 Neighborhood Commercial Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 921 Barton Avenue, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone. (Applicant Version) (Recommended for denial by Planning and Staff)

- b. 2019-090 Ken DeFoor Properties (M-3 Warehouse and Wholesale Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2770, 2786, and 2804 Northpoint Boulevard, more particularly described herein, from M-3 Warehouse and Wholesale Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone. (District 3) (Recommended for approval by Planning)

2019-090 Ken DeFoor Properties (M-3 Warehouse and Wholesale Zone and C-2 Convenience Commercial Zone to C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2770, 2786, and 2804 Northpoint Boulevard, more particularly described herein, from M-3 Warehouse and Wholesale Zone and C-2 Convenience Commercial Zone to C-4 Planned Commerce Center Zone. (Applicant Version) (Recommended for denial by Planning and Staff)

- c. 2019-078 Shawn Matthews (R-1 Residential Zone and R-2 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties in the 5100 block of Highway 58, more particularly described herein, from R-1 Residential Zone and R-2 Residential Zone to R-4 Special Zone. (District 3) (Recommended for denial by Planning and Staff) (Deferred from 7/16/19)

- d. 2019-084 Vernon and Jody Sinclair (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1038 Graysville Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. (District 4) (Recommended for approval by Planning and denial by Staff)

2019-084 Vernon and Jody Sinclair (R-1 Residential Zone to R-4 Special Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1038 Graysville Road, more particularly described herein, from R-1 Residential Zone to C-5 Neighborhood Commercial Zone. (Applicant Version) (Recommended for denial by Planning) (Recommended for denial by Planning)

- e. 2019-097 Tommy Austin (R-1 Residential Zone to M-2 Light Industrial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone part of property located at 4261 Shallowford Road, more particularly described herein, from R-1 Residential Zone to M-2 Light Industrial Zone. (District 5) (Recommended for approval by Planning and Staff)
- f. 2019-091 Wayne McCoy (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 207 Chickamauga Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (District 6) (Recommended for approval by Planning and Staff)

2019-091 Wayne McCoy (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 207 Chickamauga Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. (Applicant Version)

- g. 2019-089 J&B Development (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift conditions from Ordinance No. 13283, previous Case No. 2018-0007 on property located at 7353 Lee Highway, more particularly described herein. (District 6) (Recommended for approval by Planning and Staff)
- h. 2019-092 Joseph Ingram (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 properties located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (District 6) (Recommended for approval by Planning and denial by Staff)

2019-092 Joseph Ingram (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 properties located at 5050, 5336, and 5344 Hunter Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. (Applicant Version)

7. **Resolutions:**

ECONOMIC AND COMMUNITY DEVELOPMENT

- a. A resolution declaring surplus of an approximate seven (7) acre tract at Enterprise South Industrial Park on a portion of Tax Map No. 130-001.08 and authorizing the Mayor to enter into an offer to purchase real property, in substantially the form attached, with Empire Distributors of Tennessee, Inc. and to execute a deed and any other necessary closing documents for the conveyance of the property, in the amount of \$560,000.00. (District 6)
- b. A resolution authorizing the Mayor to enter into a Donation Standard Form Agreement, in substantially the form attached, with the Lyndhurst Foundation, Inc. for donation of improvements to a small public park located at the intersection of St. Elmo Avenue and Virginia Avenue, and to the Greenway Connection to the park, for the acceptance of park improvements, in the amount of \$46,776.79 and Greenway improvements, in the amount of \$7,714.50, for a total amount of \$54,491.29. (District 7)
- c. A resolution authorizing an amendment to Resolution No. 29619 with Artist, Walker Design Studio for site work related to the artwork creation and installation services for the Highland Park Project, for an increased amount of \$18,831.00, for a revised contract amount not to exceed \$63,831.00. (District 9)

FINANCE

- d. A resolution authorizing the City Treasurer to accept the proposal from the County Trustee and enter into an Interlocal Agreement to manage and administer all real and personal property tax collection lawsuits filed by the City during the term of the Interlocal Agreement. (Revised)

HUMAN RESOURCES

- e. A resolution authorizing the Chief Human Resources Officer to renew blanket Purchase Order No. 545788, with Outsource Staffing, LLC for temporary employment services for twelve (12) months from October 1, 2019 through September 30, 2020, for an estimated annual expenditure of \$600,000.00.
- f. A resolution authorizing the appointment of Jeremy Hicks, as a special police officer (unarmed) for the Department of Economic and Community Development, to do special duty as prescribed herein, subject to certain conditions.
- g. A resolution authorizing a revision to the Employee Information Guide (EIG) to provide examples and clarity in the language relating to overtime and holiday pay sections.

PLANNING

- h. [2019-098 Joseph Ingram \(Abandonment of Special Exceptions Permit\). A resolution approving the abandonment of a Special Exceptions Permit for a Residential Planned Unit Development for properties located at 5050, 5336, and 5344 Hunter Road. \(District 4\) \(Recommended for approval by Planning and denial by Staff\)](#)

POLICE

- i. [A resolution authorizing the release of K-9 Koda as a service dog.](#)
- j. [A resolution authorizing the retirement of K-9 Kilo as a service dog.](#)

PUBLIC WORKS AND TRANSPORTATION

Transportation

- k. [A resolution authorizing the Administrator for the Department of Transportation to enter into an Agreement for Preliminary Engineering Services with Norfolk Southern Railway Company for the Manufacturers Road-Hamm Road Gateway relative to Contract No. T-15-010, for an amount not to exceed \\$35,000.00. \(District 1\)](#)
- 8. Purchases.
 - 9. Other Business.
 - 10. Committee Reports.
 - 11. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
 - 12. Adjournment.