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TUESDAY, DECEMBER 5, 2023
CITY COUNCIL REVISED AGENDA
3:30 PM

- I. Call to Order by Chair Dotley.
- II. Pledge of Allegiance/Invocation (Councilman Ledford).
- III. Special Presentations.

Retirement of CPD K-9 Gunther
By Councilman Chip Henderson

- IV. Minute Approval.
- V. Discussion of Agenda.
 - Next Week's Proposed Agenda Items
 - Purchasing Questions
 - Future Considerations (3 Week Look Ahead)
- VI. Committee or Department Reports:
 - [Planning and Zoning Committee](#)

RECESS

Order of Business for City Council

VII. **Ordinances – Final Reading:**

ECONOMIC DEVELOPMENT

- a. [An ordinance amending Chattanooga City Code, Part II, Chapter 10, Article IV, Sections 10-53, 10-56, and 10-59, relative to Commercial Property Assessed Clean-Energy and Resiliency \(C-PACER\) Program within the City of Chattanooga.](#)

VIII. **Ordinances – First Reading:**

LEGAL

- a. An ordinance deannexing Lot 34A adjacent to the current City limits which is located at 7902 Holly Hills Drive, Tax Map No. 149F-D-005, owner-Guy Cherwonuk (Paces Ferry Builders), within the City of Chattanooga, in Hamilton County, Tennessee. (District 4)

WASTEWATER

- b. MR-2023-0144 Pratt and Associates, LLC (Abandonment). An ordinance closing and abandoning a sanitary sewer easement, beginning at MH# S118K036 following the easement through MH#'s S118K006 and S118K007, ending at MH# S118K008 for a total of 845 feet, Tax Map No. 118K-A-046.01 as shown on the attached maps, subject to certain conditions. (District 2) (Recommended for approval by Planning Commission and Wastewater)
- c. MR-2023-0159 Hollingshead Materials, LLC (Abandonment). An ordinance closing and abandoning a sanitary sewer easement, beginning at MH# S168H045 and ending at MH# S168H046, Tax Map Nos. 168A-P-003 and 004, as shown on the attached maps, subject to certain conditions. (District 7) (Recommended for approval by Planning Commission and Wastewater)

IX. **Resolutions.**

ECONOMIC DEVELOPMENT

- a. A resolution to make certain findings relating to the Chattanooga Neighborhood Enterprise, Inc. Bailey Park Residential Project, to delegate certain authority to the Health, Educational, and Housing Facility Board, and to authorize the Mayor to enter into and execute an Agreement for Payments in Lieu of Ad Valorem Taxes.

LEGAL

- b. A resolution amending Resolution No. 31674 by authorizing the Office of the City Attorney to engage with the following additional attorney for legal and lobbying services: (25) William C. Killian, for the period of October 1, 2023, through June 30, 2024.

PARKS & OUTDOORS

- c. A resolution authorizing the waiver of park rental fees for Friends of the Festival in support of Riverfront Nights for the dates of May 25, June 1, 8, 15, 22, 29, July 4, 6, 13, 20, 27, August 3, 10, 17, 24, and 31, 2024, to be held in Ross's Landing every Saturday and Chattanooga Green on May 25, August 17 and 24, 2024, in the amount of \$19,000.00, where a deposit in the amount of \$19,000.00 will be the responsibility of the applicant, for a total amount of \$38,000.00.

PLANNING

- d. Joseph Chaudhari, LLC (Special Exceptions Permit). A resolution approving a new Special Exceptions Permit for an existing liquor store located at 1008 McCallie Avenue. (District 8)

POLICE

- e. A resolution authorizing the retirement of K-9 Gunther as a service dog.

PUBLIC WORKS

- f. A resolution authorizing the appointment of Lakerryan Douglas as a special commissioned police officer (unarmed) for the City of Chattanooga, Public Works Department, Transportation Division, to perform duties expressly limited to the performance of the duties in the position of Transportation Inspector.
- g. A resolution authorizing the appointment of Margaret Siplin as a special commissioned police officer (unarmed) for the City of Chattanooga, Chattanooga Parking Authority, to perform duties expressly limited to the performance of the duties in the position of Parking Ambassador.
- h. A resolution authorizing the appointment of Hannah Tate as a special commissioned police officer (unarmed) for the City of Chattanooga, Chattanooga Parking Authority, to perform duties expressly limited to the performance of the duties in the position of Parking Ambassador.

WASTEWATER

- i. A resolution authorizing the Administrator for the Wastewater Department to award Contract No. W-20-023-201, Influent Pump Station Improvements, to Clark Construction Group, of McLean, VA, for improvements to the Influent Pump Station, including screens and washer compactors, in the amount of \$3,346,000.00, with a contingency in the amount of \$334,600.00, for a total amount of \$3,680,600.00.

Revised Agenda for Tuesday, December 5, 2023

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- j. [A resolution authorizing the Administrator for the Wastewater Department to renew the On-Call blanket Contract No. W-22-022-201, Focused SSES and Rehab blanket contract for Wastewater Consent Decree, for year two \(2\) of four \(4\) to SAK Construction, LLC, of O'Fallon, IL, and Inliner Solutions, of Orleans, IN, for the annual amount of \\$8.5 million.](#)

- X. [Purchases.](#)

- XI. Committee Reports.

- XII. Other Business. (Item Listed Below):
 - a. [Certificate of Compliance - McCallie, LLC d/b/a Kankus Wine and Spirits, 1008 McCallie Avenue, Chattanooga, TN. \(District 8\)](#)

- XIII. Recognition of Persons Wishing to Address the Council.

- XIV. Adjournment.

TUESDAY, DECEMBER 12, 2023
CITY COUNCIL PROPOSED AGENDA
3:30 PM

1. Call to Order by Chair Dotley.
2. Pledge of Allegiance/Invocation (Councilman Hester).
3. Special Presentations.
4. Minute Approval.
5. Discussion of Agenda.
 - Next Week's Proposed Agenda Items
 - Purchasing Questions
 - Future Considerations (3 Week Look Ahead)
6. Committee or Department Reports:
 - Parks and Public Works

RECESS

Order of Business for City Council

7. **Ordinances - Final Reading:**

LEGAL

- a. [An ordinance deannexing Lot 34A adjacent to the current City limits which is located at 7902 Holly Hills Drive, Tax Map No. 149F-D-005, owner-Guy Cherwonuk \(Paces Ferry Builders\), within the City of Chattanooga, in Hamilton County, Tennessee. \(District 4\)](#)

WASTEWATER

- b. [MR-2023-0144 Pratt and Associates, LLC \(Abandonment\). An ordinance closing and abandoning a sanitary sewer easement, beginning at MH# S118K036 following the easement through MH#'s S118K006 and S118K007, ending at MH# S118K008 for a total of 845 feet, Tax Map No. 118K-A-046.01 as shown on the attached maps, subject to certain conditions. \(District 2\) \(Recommended for approval by Planning Commission and Wastewater\)](#)

- c. MR-2023-0159 Hollingshead Materials, LLC (Abandonment). An ordinance closing and abandoning a sanitary sewer easement, beginning at MH# S168H045 and ending at MH# S168H046, Tax Map Nos. 168A-P-003 and 004, as shown on the attached maps, subject to certain conditions. (District 7) (Recommended for approval by Planning Commission and Wastewater)

8. **Ordinances - First Reading:**

FIRE

- a. An ordinance amending Chattanooga City Code, Part II, Chapter 10, Section 10-5, relative to the exclusion of Fire District Area 12.

PLANNING

- b. 2023-0116 David Fidalti c/o Wise Construction (R-1 Residential Zone to R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1133 and 1137 Old Pineville Road, from R-1 Residential Zone to R-3 Residential Zone. (District 1) (Applicant Version) (Recommended for denial by Planning Commission and recommended for approval by Staff) (Deferred from 09-12-2023, 10-10-2023 & 11-14-2023)
- c. 2023-0163 Fidel Fonseca and Kimberly A. Wolf (R-4 Special Zone to C-5 Neighborhood Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1923 Hamill Road, from R-4 Special Zone to C-5 Neighborhood Commercial Zone. (District 3) (Recommended for approval by Planning Commission)
2023-0163 Fidel Fonseca and Kimberly A. Wolf (R-4 Special 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 1923 Hamill Road, from R-4 Special Zone to C-2 Convenience Commercial Zone. (District 3) (Applicant Version) (Recommended for denial by Planning Commission and Staff)
- d. 2023-0184 Richard Pollard for RMP, LLC (R-1 Residential Zone to O-1 Office Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2804, 2806, and 2810 South Hickory Street and 1700 East 28th Street, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. (District 7) (Recommended for approval by Planning Commission and Staff)

2023-0184 Richard Pollard for RMP, LLC (R-1 Residential Zone to O-1 Office Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2804, 2806, and 2810 South Hickory Street and 1700 East 28th Street, from R-1 Residential Zone to O-1 Office Zone. (Applicant Version)

- e. 2023-0179 Philip Rossillo (R-3 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 608, 614, and four (4) unaddressed properties in the 600 block of Central Avenue, from R-3 Residential Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 8) (Recommended for approval by Planning Commission and Staff)

2023-0179 Philip Rossillo (R-3 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 608, 614, and four (4) unaddressed properties in the 600 block of Central Avenue, from R-3 Residential Zone to UGC Urban General Commercial Zone. (Applicant Version)

- f. 2023-0183 John “JT” McDaniel (C-2 Convenience 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 properties located at 824, 830, and 910 Dodson Avenue, from C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 8) (Recommended for approval by Planning Commission and Staff)

2023-0183 John “JT” McDaniel (C-2 Convenience 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 properties located at 824, 830, and 910 Dodson Avenue, from C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone. (Applicant Version)

- g. 2023-0185 Infinite Industries, Inc. c/o Reginald Jordan (R-1 Residential Zone to R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2722 and 2724 Cannon Avenue, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. (District 8) (Recommended for approval by Planning Commission and Staff)

[2023-0185 Infinite Industries, Inc. c/o Reginald Jordan \(R-1 Residential Zone to R-3 Residential Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2722 and 2724 Cannon Avenue, from R-1 Residential Zone to R-3 Residential Zone. \(Applicant Version\)](#)

9. **Resolutions:**

ECONOMIC DEVELOPMENT

- a. [A resolution declaring surplus of the 1.44 acre portion of the property at 1195 Grove Street, further identified as a portion of Tax Map No. 145F-A-004. \(District 7\)](#)
- b. [A resolution authorizing the acceptance of \\$146,222.22 from Hamilton County as the City portion from the September 2023 Hamilton County surplus property sale, with \\$145,025.78 applied as the City's portion of \\$418.72 applied to City Attorney fees, and \\$777.72 applied to City Treasurer costs.](#)

MAYOR'S OFFICE

- c. [A resolution confirming Mayor Kelly's reappointment of Daisy W. Madison to the General Pension Board, for a term beginning on August 15, 2023, and ending on August 14, 2028.](#)
- d. [A resolution confirming Mayor Kelly's reappointment of Carl Levi to the General Pension Board, for a term beginning on August 15, 2023, and ending on August 14, 2028.](#)
- e. [A resolution confirming Mayor Kelly's reappointment of Katie Reinsmidt to the General Pension Board, for a term beginning on December 5, 2023, and ending on December 4, 2028.](#)
- f. [A resolution confirming Mayor Kelly's appointment of Aon Miller to the General Pension Board, for a term beginning on December 5, 2023, and ending on December 4, 2028.](#)
- g. [A resolution confirming Mayor Kelly's reappointment of Corri Bischer to the Head Start Governing Board, for a term beginning on December 13, 2023, and ending on December 12, 2028.](#)

PLANNING

- h. 2023-0181 Ragan Smith Associates, Inc. c/o Jay Floyd, PE (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for an institutional Planned Unit Development for the properties located at 1115 Morris Lane and 8606 East Brainerd Road, subject to certain conditions. (District 4) (Recommended for approval by Planning Commission and Staff)

PUBLIC WORKS

- i. A resolution authorizing the Administrator for the Department of Public Works to award Contract No. E-22-023, Development Resource Center Roof and Solar Project, to J. Brennon Construction, Inc., of Dalton, GA, in the amount of \$1,273,786.66, with a contingency in the amount of \$127,378.67, for a total amount of \$1,401,165.33. (District 7)
 - j. A resolution authorizing the Administrator for the Department of Public Works to renew On-Call blanket Contract No. D-22-002-201, Demolition Services for the Public Works, Land Development Office, Code Enforcement Division, for year two (2) of four (4) to Tower Construction, LLC, of Chattanooga, TN, restricted for use only by the Public Works, Land Development Office, Code Enforcement Division, for the annual amount of \$650,000.00.
10. Purchases.
 11. Committee Reports.
 12. Recognition of Persons Wishing to Address the Council.
 13. Adjournment.