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TUESDAY, JULY 9, 2019
CITY COUNCIL REVISED AGENDA
6:00 PM

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilwoman Berz).
- III. Minute Approval.
- IV. Special Presentation.

**Proclamation (“50th Anniversary of the Dixie Youth Baseball Program”)
By Councilwoman Carol B. Berz**

V. **Ordinances – Final Reading:**

PUBLIC WORKS AND TRANSPORTATION

Transportation

- a. [An ordinance amending Chattanooga City Code, Part II, Chapter 24, Article XV, Section 24-511, to establish a moratorium relating to the operation of dockless electric scooters and bicycles. \(Sponsored by Councilman Smith and Councilman Ledford\)](#)

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. \(District 2\) \(Recommended for approval by Planning and Staff\)](#)

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- b. 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)
- c. 2019-065 Lyle Finley Trust % Arnold Trackett (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 part of an unaddressed property located in the 8200 block of Apison Pike, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (District 4) (Recommended for approval by Planning)

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- d. 2019-071 N&R Properties % Ross Timoshchuk (R-1 Residential Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 5613 Clark Road, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone and R-3 Residential Zone, subject to certain conditions. (District 6) (Recommended for approval by Planning)

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- e. 2019-072 Barry Payne Development % Barry Payne (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 properties located in the 7200 block of Bonny Oaks Drive, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. (District 6) (Recommended for approval by Planning)

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- f. 2019-064 Leopoldo Vargas (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 3509 7th Avenue, more particularly described herein, from R-1 Residential Zone to C-2 Convenience Commercial Zone. (District 7) (Recommended for approval by Planning and denial by Staff)

- g. [2019-067 Berry Engineers % Ben Berry \(C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties in the 3700 through 3900 blocks of Saint Elmo Avenue, more particularly described herein, from C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions. \(District 7\) \(Recommended for approval by Planning\)](#)

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- h. [2019-077 Lee Helena \(R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1505 East 14th Street, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. \(District 8\) \(Recommended for approval by Planning and Staff\)](#)

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- i. [An ordinance amending Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Articles II and V, Sections 38-2, 38-183\(17\), 38-305, 38-306, 38-323\(5\), 38-333\(7\), and 38-341\(10\), relating to Outdoor Storage and Mini-Warehouses.](#)
- j. [An ordinance amending Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Zoning Regulations, Division 28, A-1 Urban Agricultural Zone, Section 38-453, Permitted Uses and Adding New Section 38-460 regarding Applicability.](#)

[An ordinance amending Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Zoning Regulations, Division 28, A-1 Urban Agricultural Zone, Section 38-453, Permitted Uses and Adding New Section 38-460 regarding Applicability. \(Alternate Version\)](#)

VII. **Resolutions:**

ECONOMIC AND COMMUNITY DEVELOPMENT

- a. [A resolution authorizing the Mayor to execute an Assignment and Assumption of License Agreement with River City Ducks, LLC, as amended, to Four J's Ducks, LLC, for access to Ross' Landing ramp to provide access to the Tennessee River for the operation of the "Chattanooga Ducks", Amphibious Landing Watercraft Vehicle, with the term expiring May 1, 2020, with one \(1\) remaining option to renew for an additional term of one \(1\) year. \(District 7\)](#)
- b. [A resolution authorizing the Administrator for the Department of Economic and Community Development to accept a grant from the Lyndhurst Foundation to support public art projects in the East Lake and Martin Luther King neighborhoods, in the amount of \\$140,000.00.](#)
- c. [A resolution authorizing the acceptance of \\$267,852.22 from Hamilton County as proceeds from the 2019 Real Property Back Tax Sale, with \\$258,344.93 being applied as the City's portion; \\$3,092.35 being applied to City Attorney fees; and \\$6,414.94 being applied to City Treasurer costs.](#)

HUMAN RESOURCES

- d. [A resolution authorizing Collins and Company to pay an on-the-job injury settlement to City employee, James Richard, for a permanent partial impairment rating in accordance with the City's injury-on-duty policy, in the amount of \\$28,988.76.](#)

MAYOR'S OFFICE

- e. [A resolution to confirm the Mayor's appointment of Zac Greene to The Stadium Corporation Board.](#)

POLICE

- f. [A resolution authorizing the Chief of the Chattanooga Police Department to enter into a one \(1\) year blanket agreement with Leica Geosystems, Inc. to provide service repairs, updates, and warranty service for Police ScanStation equipment, beginning May 25, 2019 through May 24, 2020, with two \(2\) optional annual renewals and an annual spend limit not to exceed \\$40,000.00. \(Added by permission of Chairman Oglesby\)](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- g. A resolution authorizing the approval of Change Order No. 3 for CDM Smith, Inc. relative to Contract No. W-15-009-101, MBWWTP Control Room Upgrades, for an increased amount of \$26,595.00, for a revised contract amount of \$429,440.00. (District 1)
- h. A resolution adopting an Interlocal Agreement with Hamilton County and the WWTA to study feasible connection methods in providing consolidated wastewater services to all City and County residents who are provided wastewater services within the service area of the Wastewater Treatment Authority (WWTA) and the Chattanooga Wastewater System. (Sponsored by Councilman Henderson and Councilman Ledford) (Revised)
- i. A resolution authorizing the Administrator for the Department of Public Works to enter into a contract with the Tennessee Department of Transportation (TDOT) for the maintenance of state highways within the City limits of Chattanooga for reimbursement to the City, for an amount not to exceed \$426,177.30. (Added by permission of Chairman Oglesby)
- j. A resolution authorizing payment to the U.S. Environmental Protection Agency (EPA), in accordance with Section X(48)(a) of the Consent Decree, for sanitary sewer overflows incurred during the period of January 1, 2018 through December 31, 2018, in the amount of \$188,000.00. (Consent Decree) (Added by permission of Chairman Oglesby)

Transportation

- k. A resolution authorizing the approval of Change Order No. 2 for Kleenco Construction relative to Contract No. T-17-006-201, Community Development Block Grant Sidewalk Install/Repair, for an increased amount of \$5,562.00, for a revised contract amount not to exceed \$422,544.45. (District 7)
- l. A resolution authorizing the Administrator for the Department of Transportation to enter into an agreement with Cole & Associates, Inc. for professional services associated with ADA transition plan, T-18-011-101, in the amount of \$580,769.00, with a contingency amount of \$58,076.90, for a total amount of \$638,845.90.

VIII. Purchases. **None.**

Revised Agenda for Tuesday, July 9, 2019

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IX. Other Business.

Public Works

- a. A resolution authorizing the Administrator for the Department of Public Works to enter into a Public Private Partnership Agreement with Hawthorne at Mountain Creek Apartments, LLC (“Hawthorne”) and to accept a donation from Hawthorne, in the amount of \$32,283.35; and to enter into a Public Private Partnership Agreement with Waterways (formerly CaribbeanSEA-TenneSEA) (“Waterways”) and to accept a donation from Waterways, in the amount of \$10,000.00, both of which will help fund the construction of a stream bank stabilization project within the Spring Valley Neighborhood located within the Mountain Creek Watershed, with the City portion in the amount of \$32,616.65, for a total project cost of \$75,000.00. (District 1) (Revised)

X. Committee Reports.

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

XII. Adjournment.

TUESDAY, JULY 16, 2019
CITY COUNCIL AGENDA
6:00 PM

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

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- j. An ordinance amending Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Zoning Regulations, Division 28, A-1 Urban Agricultural Zone, Section 38-453, Permitted Uses and Adding New Section 38-460 regarding Applicability.

An ordinance amending Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Zoning Regulations, Division 28, A-1 Urban Agricultural Zone, Section 38-453, Permitted Uses and Adding New Section 38-460 regarding Applicability. (Alternate Version)

6. **Ordinances – First Reading:**

PUBLIC WORKS AND TRANSPORTATION

Public Works

- a. An ordinance amending Chattanooga City Code, Part II, Chapter 31, Sewers, Main and Drains, Article VIII, Stormwater Management, Division 2, relative to new development and redevelopment requirements and amending Division 7 relative to fees.

7. **Resolutions:**

ECONOMIC AND COMMUNITY DEVELOPMENT

Short Term Vacation Rental Applications

- a. 2019-29 Wade H. Robinson, Jr. A resolution approving Short Term Vacation Rental Application No. 19-STVR-00088 for property (house) located at 1416 Madison Street. (District 8)
- b. 2019-30 Wade H. Robinson, Jr. A resolution approving Short Term Vacation Rental Application No. 19-STVR-00094 for property (ADU) located at 1416 Madison Street. (District 8)

FIRE

- c. A resolution authorizing the Chief of the Chattanooga Fire Department to extend the Supplemental Fire Services Agreement with Tri Community Volunteer Fire Department for two (2) years, for a total amount of \$267,928.00.

HUMAN RESOURCES

- d. A resolution authorizing the appointment of Dewayne Walker, as a Special Police Officer (unarmed) for the Land Development Office in the Department of Economic and Community Development, to do special duty as prescribed herein, subject to certain conditions.

PUBLIC WORKS AND TRANSPORTATION

Public Works

- e. A resolution authorizing the award of Contract No. W-18-019-201 to SAK Construction, LLC of O'Fallon, MO, South Chickamauga Interceptor Improvements – Phase 1, for a contract amount of \$5,373,000.00. (District 5)
- f. A resolution authorizing the approval of Change Order No. 1 (Final) for Tri-State Roofing Contractor, LLC of Chattanooga, TN, relative to Contract No. Y-18-003-201, Replacement Roofing System for South Chattanooga Center Building, for an increased amount of \$8,011.00, to release the remaining contingency amount of \$21,489.00, for a revised contract amount of \$302,355.00. (District 7)
- g. A resolution authorizing the street naming the 200 block of an unnamed alley between Williams Street and Cowart Street to the 200 block of Cowartside Alley for more accurate provisions of emergency services. (District 7)
- h. A resolution authorizing the award of Contract No. Y-15-008-803 to CBI Group of Chattanooga, TN, Avondale YFD Center FFE Furniture, in the amount of \$164,099.28, with a contingency amount of \$8,900.72, for an amount not to exceed \$173,000.00. (District 8)

Transportation

- i. A resolution authorizing the Administrator for the Department of Transportation to enter into a Partnership Agreement with Bristol Chattanooga Partners, LLC, Project No. T-20-001, for the Somerville Connector Construction Project, and to accept the design and a contribution of fifty (50%) percent up to \$250,000.00. (District 1)
 - j. A resolution authorizing the Administrator for the Department of Transportation to apply for and, if awarded, accept an Advanced Transportation and Congestion Management Technologies Deployment Grant from the United States Department of Transportation for the Chattanooga Area First Responder and Multimodal Systems Application, with a local match provided by City and County in-kind contribution not to exceed \$2.5 million, for a total amount not to exceed \$4,356,000.00. (Revised)
8. Purchases.
 9. Other Business.
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 11. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
 12. Adjournment.