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TUESDAY, JUNE 14, 2022
CITY COUNCIL REVISED AGENDA
6:00 PM

- I. Call to Order by Chairman Ledford.
- II. Pledge of Allegiance/Invocation (Councilwoman Berz).
- III. Special Presentation.
- IV. Minute Approval.
- V. **Ordinances – Final Reading:**

FINANCE

- a. An ordinance, hereinafter also known as "the Fiscal Year 2022-2023 Operations Budget", providing revenue for the fiscal year beginning July 1, 2022, and ending June 30, 2023; appropriating same to the payment of expenses of the municipal government; fixing the rate of taxation on all taxable property in the City, and the time taxes and privileges are due, how they shall be paid, when they shall become delinquent; providing for interest and penalty on delinquent taxes and privileges; amending Chattanooga City Code, Part II, Chapter 2, Section 2-267, relative to paid leave for active duty training, and to amend Chattanooga City Code, Part II, Chapter 31, Sections 31-36, 31-37, 31-41, and 31-43, Sections 31-322 and 31-354.
- b. An ordinance appropriating, authorizing, or allocating funds to the Capital Improvements Budget for the Fiscal Year 2022-2023.
- c. An ordinance to amend Chattanooga City Code, Part II, Chapter 11, Sections 11-186 and 11-199 relative to hotels and rooming houses, and shall include short-term vacation rentals, and privilege tax levied use.

- VI. **Ordinances – First Reading:**

PLANNING

- a. 2022-0107 David Fidati c/o Wise Construction (E-RM-3 Urban Edge Residential Multi-Unit Zone to E-CX-3 Urban Edge Commercial Mixed Use Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 713 Hamilton Avenue, from E-RM-3 Urban Edge Residential Multi-Unit Zone to E-CX-3 Urban Edge Commercial Mixed Use Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning Commission and Staff)

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- b. 2022-0120 Matthew Mucciolo (R-1 Residential Zone and 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 properties located at 3820, 3834, and 3836 Hixson Pike, from R-1 Residential Zone and R-4 Special Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning Commission) (Planning Version #2)

2022-0120 Matthew Mucciolo (R-1 Residential Zone and 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 properties located at 3820, 3834, and 3836 Hixson Pike, from R-1 Residential Zone and R-4 Special Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (Staff Version)

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- c. 2022-0115 Mike Croxall (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 2149 Crescent Club Drive, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. (District 3) (Recommended for approval by Planning Commission and denial by Staff)

- d. 2022-0111 Collier 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 property located at 1040 Givens Road, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. (District 4) (Recommended for approval by Planning Commission and Staff)

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- e. [2022-0103 Humberto Corona \(R-4 Special Zone with conditions to C-2 Convenience Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 509 Airport Road, from R-4 Special Zone with conditions to C-2 Convenience Commercial Zone. \(District 5\) \(Recommended for denial by Planning Commission\) \(Recommended for approval by Staff\)](#)

- f. [2022-0105 Chattanooga Metro Airport Authority \(R-1 Residential Zone, M-2 Light Industrial Zone, and C-2 Convenience Commercial Zone to M-1 Manufacturing Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 101 Cedar Lane, 103 Jubilee Drive, 5959 and 5995 Brainerd Road, and 5707 Lee Highway, from R-1 Residential Zone, M-2 Light Industrial Zone, and C-2 Convenience Commercial Zone to M-1 Manufacturing Zone, subject to certain conditions. \(District 5\) \(Recommended for approval by Planning Commission and Staff\)](#)

[2022-0105 Chattanooga Metro Airport Authority \(R-1 Residential Zone, M-2 Light Industrial Zone, and C-2 Convenience Commercial Zone to M-1 Manufacturing Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 3 8, Zoning Ordinance, so as to rezone properties located at 101 Cedar Lane, 103 Jubilee Drive, 5959 Brainerd Road, 5955 Brainerd Road, 5901 Portview Circle, and 5707 Lee Highway, from R-1 Residential Zone, M-2 Light Industrial Zone, and C-2 Convenience Commercial Zone to M-1 Manufacturing Zone, subject to certain conditions. \(Applicant Version\) \(Recommended for denial by Planning Commission and Staff\)](#)

- g. [2022-0110 Ingram, Gore & Associates \(Lift All Conditions\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift all conditions from Ordinance No. 13516 of previous Case No. 2019-0152 for property located at 603 Airport Road. \(District 5\) \(Recommended for approval by Planning Commission and Staff\)](#)

[2022-0110 Ingram, Gore & Associates \(Lift Conditions\). An ordinance to amend Chattanooga City Code, Part II, Chapter 3 8, Zoning Ordinance, so as to lift Conditions 1 and 3 from Ordinance No. 13516 of previous Case No. 2019-0152 for property located at 603 Airport Road. \(Applicant Version\) \(Recommended for denial by Planning Commission and Staff\)](#)

- h. 2022-0116 Reed L. Pond c/o Pond Holdings, LLC (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 property located at 5920 Pine Grove Trail, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. (District 5) (Recommended for approval by Planning Commission and Staff)

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- i. 2022-0118 Benjamin Phillips (Amend Condition). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to amend Condition No. 1 in Ordinance No. 13672 of previous Case No. 2021-0030 for the properties located at 3698 and 3710 Faith Road. (District 5) (Recommended for approval by Planning Commission and Staff)

- j. 2022-0104 Wesley Thompson (R-1 Residential Zone to R-2 Residential Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1412 East 49th Street, from R-1 Residential Zone to R-2 Residential Zone. (District 7) (Recommended for approval by Planning Commission and Staff)

- k. 2022-0114 Ben Parker Company (Lift Conditions). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to lift conditions from Ordinance No. 10349 of previous Case No. 1995-0293 for the property located at 2811 South Hickory Street. (District 7) (Recommended for approval by Planning Commission and Staff)

- l. 2022-0108 JW Holdings, GP (M-2 Light Industrial 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 1300 and 1304 Bennett Avenue, from M-2 Light Industrial Zone to C- 2 Convenience Commercial Zone, subject to certain conditions. (District 8) (Recommended for approval by Planning Commission)

2022-0108 JW Holdings, GP (M-2 Light Industrial 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 1300 and 1304 Bennett Avenue, from M-2 Light Industrial Zone to UGC Urban General Commercial Zone, subject to certain conditions. (Staff Version)

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- m. 2022-0123 Brad Brackett (R-2 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 1817 Ridgewood Drive, from R-2 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. (District 9) (Recommended for approval by Planning Commission and denial by Staff)

VII. **Resolutions:**

ECONOMIC DEVELOPMENT

- a. A resolution authorizing the Mayor or his designee to enter into a License Agreement with the State of Tennessee, in substantially the form attached, to maintain a multi-use path underneath the South Chickamauga Creek Bridge on SR-17 at mile marker 8.240 for a term of ten (10) years, for an annual fee of \$0.00 (zero dollars), and with the License Agreement being renewable.

FINANCE

- b. A resolution adopting a five-year Capital Improvement Plan for Fiscal Years 2023-2027, subject to future revision; a copy of which is attached hereto and made a part hereof by reference.
- c. A resolution expressing the intent of the City of Chattanooga to issue bonds in the aggregate amount not to exceed \$30,500,000.00 for the purpose of paying all or a portion of the cost of the following capital improvements: housing fund, road construction, road resurfacing, sidewalk construction, sidewalk replacement, law enforcement training center, fire apparatus, fire station 15 replacement, city facility improvements, and other capital improvements in accordance with the Capital Improvement Budget.

LEGAL

- d. A resolution authorizing the Office of the City Attorney to engage the following firms for legal and lobbying services: (1) Chambliss, Bahner & Stophel, P.C.; (2) Gearhiser, Peters, Elliott & Cannon, PLLC; (3) Frost Brown Todd, LLC; (4) Luther Anderson, PLLP; (5) Miller & Martin PLLC; (6) Tidwell & Associates, P.C.; (7) Paty, Rymer and Ulin, P.C.; (8) Janie Varnell with Davis & Hoss, P.C.; (9) Evans, Harrison & Hackett, PLLC; (10) Autumn Witt Boyd; (11) Bass, Berry & Sims; Butler Snow LLP; (12) Chambliss, Bahner & Stophel, P.C.; (13) Husch Blackwell; (14) Amanda N. Jelks (Jelks Law); (15) Katten Muchin Rosenman LLP; (16) King & Spaulding LLP; (17) Waller Lansden Dortch & Davis LLP; (18) Brian Kopet of The Title Guaranty and Trust Company of Chattanooga; (19) Bradley Arant Boult Cummings, LLP; (20) Reifers, Holmes & Peters, LLC (formerly Boyle Brasher LLC); (21) BrightShare Consulting; (22) Tune, Entekin & White, PC; and (23) Bridge Public Affairs, for the period of July 1, 2022, through June 30, 2023. **(Revised)**

MAYOR'S OFFICE

- e. A resolution confirming Mayor Kelly's appointment of Tara Viland to the Beer & Wrecker Board for District 2, with a term expiration of July 31, 2024.
- f. A resolution confirming Mayor Kelly's appointment of Owen Seaton to the Beer & Wrecker Board for District 1, with a term expiration of July 31, 2024.

PLANNING

- g. 2022-0119 Benjamin Phillips (Special Exceptions Permit). A resolution approving a Special Exceptions Permit for a Residential Planned Unit Development for the properties located at 3698 and 3710 Faith Road. **(District 5) (Recommended for approval by Planning Commission and Staff)**

PARKS & PUBLIC WORKS

Public Works

- h. A resolution authorizing the Administrator for the Department of Public Works to approve Change Order No. 1 (Final), with Davis Kee Outdoor, of Chattanooga, TN, for Contract No. Y-15-008-204, Avondale Youth and Family Development Center Landscaping Project, for an increase of \$11,007.00 for final reconciliation of unit pay items, for a revised contract amount of \$119,902.00. **(District 8)**

- i. A resolution authorizing the Administrator for the Department of Public Works to award the continuing On-Call Professional Surveying Services Blanket Contract No. E-22-002-901, with the following eight consultant firms: (1) ASA Engineering and Consulting, Inc.; (2) Barge Design Solutions, Inc.; (3) Consor Engineers, LLC; (4) Croy Engineering, LLC; (5) Earthworx, LLC; (6) Ragan Smith Associates, Inc.; (7) The RLS Group, LLC; and (8) Vaughn & Melton Consulting Engineers, Inc., based upon their qualifications within the identified service categories, for year one (1) of a four (4) year term, for an annual amount of \$1 million, for use by all departments.
 - j. A resolution authorizing Mayor Kelly to amend the Hamilton Place Boulevard Modification Contract, PIN 127492, for the Tennessee Department of Transportation (TDOT) to execute the right-of-way phase, federally funded project on behalf of the City, with the City's twenty (20%) percent share in the amount of \$440,800.00, with right-of-way costs in the amount of \$2,204,000.00. (District 4)
- VIII. Purchases.
- IX. Committee Reports.
- X. Recognition of Persons Wishing to Address the Council.
- XI. Adjournment.

TUESDAY, JUNE 21, 2022
CITY COUNCIL AGENDA
6:00 PM

1. Call to Order by Chairman Ledford.
2. Pledge of Allegiance/Invocation (Councilwoman Dotley).
3. Special Presentation.
4. Minute Approval.

Order of Business for City Council

5. **Ordinances - Final Reading:**

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6. **Ordinances - First Reading: (None)**

7. **Resolutions:**

ECONOMIC DEVELOPMENT

- a. A resolution authorizing the Mayor or his designee to enter into an amendment to the Contract for Sale and Purchase with Melvin R. Standefer and wife Kimberly D. Standefer, in substantially the form attached, to extend the closing date from on or before June 30, 2022, to on or before December 30, 2022. (District 3)
- b. 2022-03 Katelyn Picciuto (Short Term Vacation Rental). A resolution considering Short Term Vacation Rental Application No. 22-STVR-147 for property located at 1716 Vance Avenue. (District 9)

FINANCE

- c. A resolution authorizing the City Treasurer to execute a contract with I-Gov Services for the implementation and maintenance of a City-wide Municipal Property Tax Billing and Collection Software System for four (4) years beginning June 1, 2022, for the cost of year one (1) not to exceed \$271,385.00, with a contingency amount of \$50,000.00 for years (2) through four (4), for an amount not to exceed \$106,500.00 per year.

INFORMATION TECHNOLOGY

- d. A resolution authorizing the Chief Information Officer to renew the blanket agreement with IT Pipes, LLC, for the purchase of sewer asset inspection products and services, for the second optional one (1) year renewal term beginning August 1, 2022, and ending July 31, 2023, for an amount not to exceed \$60,000.00.

POLICE

- e. A resolution authorizing the Chief of Police to approve and accept a grant contract with the State of Tennessee, Department of Safety and Homeland Security for a five (5) month term beginning May 1, 2022, until September 30, 2022, for an amount not to exceed \$51,500.00.

PARKS & PUBLIC WORKS

Public Works

- f. A resolution authorizing the Administrator for the Department of Public Works to award Contract No. W-21-012-101, Professional Services for Program Management of the Consent Decree Implementation, to Jacobs Engineering Group, Inc., for year one (1) of five (5) with four (4) annual renewals, for an amount not to exceed \$3.4 million. (Consent Decree)
 - g. A resolution authorizing the Administrator for the Department of Public Works to renew the Professional Services Contract No. W-18-001, for the support of Wastewater Capital Improvements Program, for year five (5) of five (5) to the nineteen (19) consultant firms listed that submitted qualifications in the six (6) different categories per their qualification package as follows: (1) AECOM Technical Services, Inc.; (2) Allen & Hoshall, Inc.; (3) AMEC Foster Wheeler Environment & Infrastructure, Inc.; (4) Arcadis U.S., Inc.; (5) Brown and Caldwell; (6) Burns and McDonnell Engineering Company, Inc.; (7) Barge Design Solutions, Inc.; (8) C2RL, Inc.; (9) CDM Smith, Inc.; (10) CTI Engineers, Inc.; (11) Fulghum Macindoe & Associates, Inc.; (12) Gresham Smith & Partners; (13) Hazen and Sawyer; (14) HDR Engineering, Inc.; (15) Jacobs Engineering Group, Inc.; (16) Lamar Dunn and Associates; (17) Stantec Consulting Services, Inc.; (18) Volkert, Inc.; and (19) W.K. Dickson & Co., Inc., in the amount of \$10,218,924.00.
 - h. A resolution authorizing the Administrator for the Department of Public Works to erect Commemorative, Secondary Street Name Signs on W. 35th Street from St. Elmo Avenue to Broad Street designating this section of W. 35th Street as "Commemorative Officer Clarence Hamler Street", as Patrolman Hamler was shot and killed during a robbery at a grocery store in 1977. (District 7)
- 8. Purchases.
 - 9. Committee Reports.
 - 10. Recognition of Persons Wishing to Address the Council.
 - 11. Adjournment.

June 14, 2022, Council Meeting														
Recommended New Purchases														
Council approval is recommended to award contracts for the following new purchases:									Department Feedback for Renewals - Still Being Refined					
DEPARTMENT	ITEM DESCRIPTION	BIDS REQUESTED	BIDS RETURNED	LOWEST/BEST BIDDER	ANNUAL COST ESTIMATE	FUND NAME	SUMMARY	DOCUMENTATION LINK	Other notes	Responsiveness to contact	Timeliness of delivery	Accuracy of invoicing	Quality of goods/services	
Waste Resources Division, Public Works	Sewer Line Chemical Root Control Services	3	1	Duke's Root Control Inc 1020 Hiawatha Blvd. West Syracuse, NY 13204	\$200,000.00	Interceptor Sewer Operations	New blanket contract for Sewer Line Chemical Root Control Services. This will be a four (4) year agreement not to exceed \$200,000 per year. Bids were received from one (1) vendor. The invitation was re-bid and produced no additional bids. The award will go to Duke's Root Control, Inc.	200248-2	N/A	N/A	N/A	N/A	N/A	
Waste Resources Division, Public Works	Wet Weather Polymer	6	1	Polydyne, Inc. One Chemical Plant Road Riceboro, GA 31323	\$375,000.00	Interceptor Sewer Operations	New blanket contract for Wet Weather Polymer. This will be a four (4) year agreement not to exceed \$375,000 per year. Bids were received from one (1) vendor. The invitation was re-bid and produced no additional bids. The award will go to Polydyne, Inc.	200244-2	N/A	N/A	N/A	N/A	N/A	
Waste Resources Division, Public Works	Generator Hauling Services	5	1	Doug Yates Towing & Recovery 2220 E 23rd St Chattanooga, TN 37407	\$50,000.00	Interceptor Sewer Operations	New blanket contract for Generator Hauling Services. This will be a four (4) year agreement not to exceed \$50,000 per year. Bids were received from one (1) vendor. The invitation was re-bid and produced no additional bids. The award will go to Doug Yates Towing & Recovery.	200260-2	N/A	N/A	N/A	N/A	N/A	
Waste Resources Division, Public Works	Biosolids Data Management	4	1	Materials Matters, Inc. 206 S Market Street Elizabethtown, PA 17022	\$200,000.00	Interceptor Sewer Operations	New blanket contract for Biosolids Data Management. This will be a four (4) year agreement not to exceed \$200,000 per year. Bids were received from one (1) vendor. The invitation was re-bid and produced no additional bids. The award will go to Materials Matters, Inc.	200261-2	N/A	N/A	N/A	N/A	N/A	
Parks and Outdoors	Waste & Recycling Receptacles	6	3	1) Recycle Away LLC 35 Frost St. Brattleboro, VT 05301 and 2) SiteScapes Inc. 2401 Production Dr. Roca, NE 68430	\$194,736.80	General Fund	This is a new (4) four year blanket agreement to supply Parks and Outdoors with waste and recycling receptacles Annual spend is not to exceed \$194,736.80. The award will go to: 1) Recycle Away, LLC (\$75,570.00) and Site Scapes, Inc. (\$119,166.80), as the best complete bids for the City of Chattanooga.	200253-2	N/A	N/A	N/A	N/A	N/A	
Facilities, Public Works	Paint & Paint Supplies	-	-	Sherwin-Williams Company 1315 East 23rd Street Chattanooga, TN 37404	\$100,000.00	General Fund	Second (2nd) & final renewal option. A 5% increase was submitted at renewal due to raw material shortages and rising freight costs.	558200	Feedback Not Provided					
Facilities, Public Works	Janitorial & Cleaning Supplies	-	-	American Paper & Twine, Co. 2134 Amnicola Hwy. Chattanooga, TN 37406	\$150,000.00	General Fund	Second (2nd) & final renewal option. A 10% increase was submitted at renewal due to rising manufacturing costs, shipping costs, and inflation.	557913		4/4	4/4	4/4	4/4	
Parks and Outdoors/ Early Learning	Playground & Outdoor Fitness Equipment	-	-	Game Time Inc. 150 Playcore Drive SE Ft Payne, AL 35967	Increase of \$551,000 for a total estimated annual spend of \$1,156,000	General Fund	Parks and Outdoors in conjunction with Early Learning and the Mayor's office plan to make park and playground improvements. The most recent increase was 5/17/22. This additional increase of Grant funds will be used to purchase the equipment needed for continued improvements for FY22.	548762	N/A	N/A	N/A	N/A	N/A	
Early Learning/Head Start Division	Dry/Frozen Food Items	-	-	Institutional Wholesale Company, Inc. P. O. Box 458 Cookeville, TN 38503	\$400,000.00	Grant	The vendor had a 6 month price increase. This price increase will be valid until the end of the contract.	556863	N/A	N/A	N/A	N/A	N/A	

June 14, 2022, Council Meeting

Recommended New Purchases

Council approval is recommended to award contracts for the following new purchases:

DEPARTMENT	ITEM DESCRIPTION	BIDS REQUESTED	BIDS RETURNED	LOWEST/BEST BIDDER	ANNUAL COST ESTIMATE	FUND NAME	SUMMARY	DOCUMENTATION LINK	Department Feedback for Renewals - Still Being Refined				
									Other notes	Responsiveness to contact	Timeliness of delivery	Accuracy of invoicing	Quality of goods/services
Street Maintenance & Water Quality Division, Public Works	River Sand for Pickup or Delivery	-	-	Ramsey Trucking, Inc 731 Pineville Road Chattanooga, TN 37405	\$25,000.00	State Street Aid	1st of 2 renewal. Vendor sent through a price increase with renewal. The total increase is 17% per spreadsheet	PO# 561441		4/4	4/4	4/4	4/4
Water Quality, Public Works	Water Analysis/Laboratory Services	5	2	Waypoint Analytical, Inc. 2790 Whitten Road Memphis, TN 38133	\$60,000.00	Water Quality Mgmt Operations	New blanket contract for Water Analysis/Laboratory Services. This will be a four (4) year agreement not to exceed \$60,000 per year. The award will go to Waypoint Analytical, Inc., as the best bid for the City of Chattanooga.	200269.2	N/A	N/A	N/A	N/A	N/A
Park and Outdoors	Outdoor Recreational Equipment	3	1	River Sports Outfitters 2918 Sutherland Ave Knoxville, TN 37919	\$25,668.38	General Fund	This is a one (1) time purchase of Outdoor Recreational Equipment for Outdoor Chattanooga	200265-2	N/A	N/A	N/A	N/A	N/A
Early Learning	Furniture for Head Start Centers	-	-	Kaplan Early Learning Company 1310 Lewisville-Clemmons Rd Lewisville, NV 27023	\$219,717.58	Grant	This is a one (1) purchase to furniture for various Head Start centers using FY22 grant money. This purchase will be a piggyback off of BuyBoard Contract #667-22 and #653-21)	REQ117984	N/A	N/A	N/A	N/A	N/A

Respectfully submitted,

Kevin Bartenfield, Chief Procurement Officer

Debbie Talley, Deputy Director of Purchasing