

Last saved on 11/28/2023 9:06 AM

TUESDAY, NOVEMBER 28, 2023
CITY COUNCIL REVISED AGENDA
3:30 PM

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

PUBLIC HEARING

Deannexation of Lot 34A located at 7900 Holly Hills Drive

- 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:
 - [Parks and Public Works Committee](#)
 - [Legislative Committee](#)
 - [Affordable Housing Committee](#)

RECESS

Order of Business for City Council

- VII. **Ordinances – Final Reading:**

LEGAL

- a. [An ordinance amending Chattanooga City Code, Part II, Chapter 2, Section 2-566\(b\), Disposal of Surplus Real Property.](#)

PLANNING

- b. 2023-0171 ASA Engineering (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 part of a property located at 6010 Dayton Boulevard, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions. (District 1) (Recommended for approval by Planning Commission and denial by Staff)
- c. 2023-0147 Mark Kesser (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 506 and 508 Ashland Terrace, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (District 2) (Recommended for approval by Planning Commission and Staff)
- d. 2023-0174 RV Market LLC c/o Matt Phillips (D-CX-12 to D-CX-20). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1001 Market Street, from D-CX-12 to D-CX-20. (District 7) (Recommended for approval by Planning Commission and Staff)
- e. 2023-0162 F. Turney Thompson (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 unaddressed property located in the 2600 block of East Main Street, from C-2 Convenience Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 9) (Recommended for approval by Planning Commission and Staff)
- f. 2023-0169 Netia and Dion Dave (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 2425 12th Avenue, from R-2 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. (District 9) (Recommended for approval by Planning Commission)
- g. An ordinance amending Chattanooga City Code, Part II, Article II, Definitions, Article XVI, Downtown Form Based Code, Division 1, Introductory Provisions to add a new Form Based Code Context Area and associated Form Based Code zones; Section 38-692, Legal Requirements; Section 38-693, Context Areas; Section 38-694, Zones; amend Division 3, Rules of All Zones, Section 38-697, Lot Types; Section 38-698, Measurements and Exceptions; and add new context areas Division 16, Chestnut Street and associated zones.

- h. [2023-0157 Perimeter Properties \(M-1 Manufacturing Zone and UGC Urban General Commercial Zone to C-CX-9, C-CIV, C-CX-12, and C-PK \(New Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 2800 Broad Street and an unaddressed property located in the 2800 block of Broad Street, 2450, 2500, 2501, and 2701 Chestnut Street, two unaddressed properties in the 17800 blocks of I-24, 1506 Middle Street, 2655 and 2673 Sidney Street, two unaddressed properties in the 3000 and 3100 blocks of Saint Elmo Avenue, and 500 West 26th Street, from M-1 Manufacturing Zone and UGC Urban General Commercial Zone to C-CX-9, C-CIV, C-CX-12, and C-PK \(New Zone\), subject to certain conditions. \(District 7\) \(Recommended for approval by Planning Commission\) \(Planning Version #2\)](#)

VIII. **Ordinances – First 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.](#)

IX. **Resolutions.**

COUNCIL OFFICE

- a. [A resolution authorizing the execution of a Professional Services Agreement between Dr. Marcus Mauldin and the Chattanooga City Council as set forth in the attached Chattanooga Social and Economic Equity Study Proposal. \(Added with permission of Chair Dotley\)](#)

ECONOMIC DEVELOPMENT

- b. [A resolution authorizing the Mayor or his designee to award up to \\$40,000.00 in HOME funds to Habitat for Humanity of Greater Chattanooga Area, to construct a house at 421 West 37th Street for affordable homeownership. \(District 7\)](#)
- c. [A resolution declaring surplus of the property located at 2904 Taylor Street, further identified as Tax Map Number 137A-B-009. \(District 9\)](#)
- d. [A resolution declaring surplus of the property located at 2906 Taylor Street, further identified as Tax Map Number 137A-B-010. \(District 9\)](#)
- e. [A resolution declaring surplus of the property located at 2702 Chamberlain Avenue, further identified as Tax Map Number 137A-J-014. \(District 9\)](#)

- f. [A resolution declaring surplus of the property located at 2704 Chamberlain Avenue, further identified as Tax Map Number 137A-J-015. \(District 9\)](#)
- g. [A resolution authorizing the Administrator for Economic Development to sign the Second Revised and Restated Lease Agreement \(Tivoli\) between the City of Chattanooga and the Tivoli Theatre Foundation, Inc., subject to the approval of the City Attorney. \(Revised\)](#)
- h. [A resolution authorizing the Administrator for Economic Development to sign the Second Revised and Restated Lease Agreement \(Memorial\) between the City of Chattanooga and the Tivoli Theatre Foundation, Inc., subject to the approval of the City Attorney. \(Revised\)](#)

FIRE

- i. [A resolution authorizing the acceptance of a donation from Chattem Chemicals and residents of St. Elmo \(represented by the Community Association of Historic St. Elmo\) in support of Chattanooga Fire Station No. 14, in the amount of \\$1,275.00.](#)

HUMAN RESOURCES

- j. [A resolution authorizing the revisions to the Employee Information Guide \(EIG\) Policy 3 - Equal Employment Opportunity and Anti-Harassment, with related Table of Contents updates, to be effective upon approval.](#)

MAYOR'S OFFICE

- k. [A resolution authorizing the Administrator for the Department of Parks & Outdoors to accept an award of \\$2,370.00 from the American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds for the purchase and installation of recreation light timers at the Frances B. Wyatt Community Center's softball field. \(District 2\)](#)

X. [Purchases.](#)

XI. Committee Reports.

XII. Other Business. (Item Listed Below):

FINANCE

- a. [Report on Debt on the General Obligation Bonds, Series 2023.](#)

XIII. Recognition of Persons Wishing to Address the Council.

Revised Agenda for Tuesday, November 28, 2023

Page 5

XIII. Adjournment.

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

1. Call to Order by Chair Dotley.
2. Pledge of Allegiance/Invocation (Councilman Ledford).
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:
 - Planning and Zoning Committee

RECESS

Order of Business for City Council

7. **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.](#)

8. **Ordinances - First Reading:**

LEGAL

- a. [An ordinance deannexing Lot 34A adjacent to the current City limits which is located at 7900 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. \(District 7\) \(Recommended for approval by Planning Commission and Wastewater\)](#)

9. **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.](#)
 - 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.](#)
- 10. Purchases.
 - 11. Committee Reports.
 - 12. Other Business. (Item Listed Below):
 - a. [**Certificate of Compliance - McCallie, LLC d/b/a Kankus Wine and Spirits, 1008 McCallie Avenue, Chattanooga, TN. \(District 8\)**](#)
 - 13. Recognition of Persons Wishing to Address the Council.

14. Adjournment.