

**TUESDAY, MAY 5, 2015
CITY COUNCIL AGENDA
6:00 PM**

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

***Presentation to Officer Nathan Rogers
By Chief of Staff David Roddy***

- V. Ordinances – Final Reading:

PUBLIC WORKS AND TRANSPORTATION

Transportation

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 35, Article IV, Section 35-171 relative to Vehicles for Hire.](#)

- VI. Ordinances – First Reading:

PUBLIC WORKS AND TRANSPORTATION

Public Works

- a. [MR-2015-037 The Palms on Concord, LLC c/o Emerson Russell \(Abandonment\). An ordinance closing and abandoning a sanitary sewer easement located at 6757 Palms Court, subject to relocation of the sanitary sewer. \(Recommended for approval by Public Works\) \(District 4\)](#)

- VII. Resolutions:

ECONOMIC AND COMMUNITY DEVELOPMENT

- a. [A resolution approving the acceptance and distribution of Fiscal Year 2015-2016 Community Development Block Grant \(CDBG\), HOME Investment Partnership Act Funds \(HOME\), and Emergency Solutions Grant \(ESG\) from the U.S. Department of Housing and Urban Development \(HUD\), and Program Income, all totaling approximately \\$2,765,490.00, as shown more fully hereinbelow. \(Deferred from 4/28/2015\)](#)
- b. [A resolution approving the City of Chattanooga's five year Community Development Consolidated Plan for 2015-2019. \(Deferred from 4/28/2015\)](#)

- c. [A resolution to make certain findings relating to the Heritage-Maclellan Apartments, LLC 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.](#)

GENERAL SERVICES

- d. [A resolution authorizing the acceptance of a donation and transfer of ownership of a stand-by electrical generator from Loudon County Government for use at the Tennessee Valley Regional Communications System Radio Repeater Site in Centerville, Tennessee, with a stated value of \\$28,500.35.](#)

IT

- e. [A resolution authorizing a Change Order concerning the contract with CDW-G \(Computer Data Warehouse-Government\), for the provisioning of technology items within the entirety of the CDW-G catalog as it relates to hardware, software, maintenance, and support services, for a contract increase in the amount of \\$1 million and for a total amount not to exceed \\$2.5 million.](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- f. [A resolution authorizing the approval of Change Order No. 1 \(Final\) for Porter Roofing Contractors, Inc. relative to Contract No. R-14-004-202, Roof Replacement for Greenway Farmhouse, for an increased amount of \\$2,185.00, for a revised contract amount not to exceed \\$26,860.50, and to release the remaining contingency amount of \\$315.00. \(District 3\)](#)
- g. [A resolution authorizing payment to Chattanooga Adventure, LLC for a permanent sanitary sewer easement and temporary construction easement relative to Contract No. W-11-005-502, I-124/US27 Sanitary Sewer Relocation Project for Tract No. 2, property located at Tax Map No. 145C-B-001.01, for an amount not to exceed \\$25,175.00. \(District 7\)](#)
- h. [A resolution authorizing the Administrator for the Department of Public Works to award Contract No. W-11-005-201, I-124/US27 Sewer Relocation to Thomas Brothers Construction Company, Inc., in the amount of \\$737,192.00, with a contingency amount of \\$36,860.00, for an amount not to exceed \\$774,052.00. \(District 7\)](#)
- i. [A resolution authorizing the Administrator for the Department of Public Works to apply for, and if awarded, accept a grant from the Tennessee Department of Environment and Conservation for the collection of household hazardous waste, in the amount of \\$42,500.00.](#)

- j. [A resolution authorizing the Mayor to execute an agreement with Hamilton County relative to the Courts Community Service Program for Fiscal Year 2015-2016, for an amount not to exceed \\$60,000.00.](#)

YOUTH AND FAMILY DEVELOPMENT

- k. [A resolution authorizing the Administrator for the Department of Youth and Family Development to enter into a Rental Agreement with the McCallie/GPS Aquatic Club for use of the facility and Warner Park Swimming Pool, for the period of May 18, 2015 through August 28, 2015, between the hours of 6:30 a.m. and 9:30 a.m., Monday through Saturday, for a total contract rental fee in the amount of \\$2,500.00. \(District 8\)](#)

VIII. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

IX. Other Business.

X. Committee Reports.

XI. Agenda Session for Tuesday, May 12, 2015.

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

XIII. Adjournment.

TUESDAY, MAY 12, 2015
CITY COUNCIL AGENDA
6:00 PM

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

PUBLIC WORKS AND TRANSPORTATION

Public Works

- a. MR-2015-037 The Palms on Concord, LLC c/o Emerson Russell (Abandonment). An ordinance closing and abandoning a sanitary sewer easement located at 6757 Palms Court, subject to relocation of the sanitary sewer. (Recommended for approval by Public Works) (District 4)
6. Ordinances – First Reading:

PLANNING

- a. 2015-056 Amelia Roberts and Billie Lyles (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 property located at 4115 North Terrace, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. (Recommended for approval by Planning) (Recommended for denial by Staff) (District 6)
2015-056 Amelia Roberts and Billie Lyles (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 property located at 4115 North Terrace, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone. (Applicant Version)
- b. 2015-057 Becky Lockwood and Diantha Swift (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 2211 and 2217 Hickory Valley Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. (Recommended for approval by Planning) (District 6)

2015-057 Becky Lockwood and Diantha Swift (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 2211 and 2217 Hickory Valley Road, more particularly described herein, from R-1 Residential Zone to O-1 Office Zone, subject to certain conditions. **(Staff Version)**

2015-057 Becky Lockwood and Diantha Swift (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 2211 and 2217 Hickory Valley Road, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone. **(Applicant Version)**

- c. 2015-058 Elemi Architecture and Jim Lee (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1705 Market Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 7)**

2015-058 Elemi Architecture and Jim Lee (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1705 Market Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version)**

- d. 2015-055 ASA Engineering c/o Allen Jones and Marshall Berry (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1400 Chestnut Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning) (District 7)**

2015-055 ASA Engineering c/o Allen Jones and Marshall Berry (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1400 Chestnut Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Staff Version)**

2015-055 ASA Engineering c/o Allen Jones and Marshall Berry (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1400 Chestnut Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version)**

- e. [2015-049 John Straussberger/Southside Centre, LLC \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1700 Broad Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. \(Recommended for approval by Planning and Staff\) \(District 7\)](#)

[2015-049 John Straussberger/Southside Centre, LLC \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1700 Broad Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. \(Applicant Version\)](#)

- f. [2015-047 Highland Park, LLC \(Chattanooga Neighborhood Enterprise\) \(R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1704, 1706, and 1714 Kirby Avenue, more particularly described herein, from R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. \(Recommended for approval by Planning\) \(District 9\)](#)

[2015-047 Highland Park, LLC \(Chattanooga Neighborhood Enterprise\) \(R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1704, 1706, and 1714 Kirby Avenue, more particularly described herein, from R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. \(Staff Version\)](#)

[2015-047 Highland Park, LLC \(Chattanooga Neighborhood Enterprise\) \(R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1704, 1706, and 1714 Kirby Avenue, more particularly described herein, from R-4 Special Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone. \(Applicant Version\)](#)

- g. [2015-052 Chattanooga Neighborhood Enterprise/Bob McNutt and Tennessee Temple \(R-4 Special Zone to UGC Urban General Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1706, 1708, 1710, 1712, 1714, and 1716 Bailey Avenue, more particularly described herein, from R-4 Special Zone to UGC Urban General Commercial Zone, subject to certain conditions. \(Recommended for approval by Planning\) \(District 9\)](#)

2015-052 Chattanooga Neighborhood Enterprise/Bob McNutt and Tennessee Temple (R-4 Special 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 1706, 1708, 1710, 1712, 1714, and 1716 Bailey Avenue, more particularly described herein, from R-4 Special Zone to UGC Urban General Commercial Zone, subject to certain conditions. **(Staff Version)**

2015-052 Chattanooga Neighborhood Enterprise/Bob McNutt and Tennessee Temple (R-4 Special 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 1706, 1708, 1710, 1712, 1714, and 1716 Bailey Avenue, more particularly described herein, from R-4 Special Zone to UGC Urban General Commercial Zone. **(Applicant Version)**

- h. 2015-054 Tower Construction Company/Calvin Ball (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 properties located at 2408, 2410, and 2412 Chamberlain Avenue, more particularly described herein, from R-2 Residential Zone to R-T/Z Residential Townhouse Zero Lot Line Zone, subject to certain conditions. **(Recommended for approval by Planning) (District 9)**

2015-054 Tower Construction Company/Calvin Ball (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 properties located at 2408, 2410, and 2412 Chamberlain Avenue, more particularly described herein, from R-2 Residential Zone to R-T/Z Residential Townhouse Zero Lot Line Zone, subject to certain conditions. **(Staff Version)**

2015-054 Tower Construction Company/Calvin Ball (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 properties located at 2408, 2410, and 2412 Chamberlain Avenue, more particularly described herein, from R-2 Residential Zone to R-T/Z Residential Townhouse Zero Lot Line Zone. **(Applicant Version)**

- i. An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article XIII, Changes and Amendments, Section 38-672, Method of Procedure, relative to Posting Notices; Article VIII, Board of Appeals for Variances and Special Permits, Section 38-365, Notices, relative to Posting Notices; and Section 38-566, Hearings.

PUBLIC WORKS AND TRANSPORTATION

Transportation

- j. An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-507 relative to restricted on-street parking areas.

7. Resolutions:

PUBLIC WORKS AND TRANSPORTATION

Public Works

- a. [A resolution authorizing the Administrator for the Department of Public Works to enter into an agreement with CDM Smith, Inc. for professional services relative to Contract No. W-12-026-102, DuPont Pump Station and Basin Improvements-Phase 2, for an amount not to exceed \\$1,595,600.00. \(District 2\)](#)

Transportation

- b. [A resolution authorizing the Administrator for the Department of Transportation to renew Contract No. E-12-025-201 with Jarrett Builders for the third year, for Infrared Repairs, for an amount not to exceed \\$250,000.00.](#)
- c. [A resolution authorizing the Administrator for the Department of Transportation to enter into an agreement with Cambridge Systematics, Inc. relative to Contract No. T-14-022 for the development of the Commuter Rail Transit Study and Implementation Plan, with the City's portion in the amount of \\$290,000.00, for a total amount of \\$690,000.00.](#)

8. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

9. Other Business.

10. Committee Reports.

11. Agenda Session for Tuesday, May 19, 2015.

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

13. Adjournment.