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TUESDAY, JULY 19, 2016
CITY COUNCIL REVISED AGENDA
6:00 PM

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Smith).
- III. Minute Approval.
- IV. Special Presentation.
- V. **Ordinances – Final Reading:**

PLANNING

- a. 2016-097 City of Chattanooga/Regional Planning Agency (Rezoning various properties). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 425, 427 West Bell Avenue; 610, 611 W. Manning Street; 700 block of North Market Street; 600 River Street; 200 Market Street; 418, 422, 424 Georgia Avenue; 1440 Adams Street; and 1511 Jefferson Street, more particularly described herein. (Recommended for approval by Planning and Staff) (Districts 1, 2, 7 & 8)
- b. 2016-090 John Floyd and David Downer (O-1 Office 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 5461 Hixson Pike, more particularly described herein, from O-1 Office Zone to C-2 Convenience Commercial Zone, subject to certain conditions. (Recommended for approval by Planning and Staff) (District 3)
- c. 2016-094 Asa Engineering c/o Allen Jones/Brian Sullivan (Amend Condition). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to amend condition request of Ordinance No. 12885 of previous Case No. 2014-0121 on property located at 7407 Igou Gap Road, more particularly described herein, subject to certain conditions. (Recommended for approval by Planning and recommended for denial by Staff) (District 4)
- d. 2016-084 South Broad, LLC and DEW, LLC (R-3 Residential Zone, C-2 Convenience Commercial Zone and UGC Urban General Commercial Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located in the 2600 blocks of Long Street, Broad Street, Cowart Street, and Williams Street and the 200 blocks of West 27th Street and 131 West 27th Street, more particularly described herein, from R-3 Residential Zone, C-2 Convenience Commercial Zone and UGC Urban General Commercial Zone to C-3 Central Business Zone, subject to certain conditions. (Recommended for approval by Planning and Staff) (District 7)

- e. [2016-095 Aaron White and Grant Law \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 804 and 901 Riverfront Parkway, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. \(Recommended for approval by Planning and Staff\) \(District 7\)](#)
- f. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Article V, Zoning Regulations, Division 25, Planned Unit Development: Residential, Section 38-402\(b\), Application Procedure for Planned Unit Development so as to clarify PUD development plan requirements.](#)
- g. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Article V, Zoning Regulations, Division 26, Planned Unit Development: Institutional, Section 38-414, Area, Land Coverage, and Density of Development, so as to remove the text “and site area.”](#)
- h. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Article VIII, to add a new subsection to Section 38-568 relative to the Powers of the Board of Appeals for Variances and Special Permits pertaining to Small Animals on a Leash.](#)

VI. **Ordinances – First Reading:**

PUBLIC WORKS AND TRANSPORTATION

Transportation

- a. [MR-2016-072 Jim Richards \(Abandonment\). An ordinance closing and abandoning a portion of the right-of-way located along North Market Street at 405 North Market Street, detailed on the attached map, to alleviate encroachment of existing building into the right-of-way, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 1\)](#)
- b. [MR-2016-068 Paula Grant Shuford \(Abandonment\). An ordinance closing and abandoning two portions of the right-of-way located along the 1600 block of Hillcrest Road at 1698 Riverview Road, detailed on the attached map, to alleviate encroachment of existing building and to enable new construction, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 2\)](#)
- c. [MR-2016-075 C. Keith McCallie \(Abandonment\). An ordinance closing and abandoning an unnumbered, unopened block of Forest Avenue and an adjacent, unopened alley, detailed on the attached map, to facilitate construction of retaining walls and driveway access for 344 Sylvan Street, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 2\)](#)

- d. [MR-2016-088 River Street Architecture/Gary E. and Virginia Marie Ivey \(Abandonment\). An ordinance closing and abandoning a portion of the 1600 block of Hillcrest Road at 1692 Riverview Road, detailed on the attached map, to allow for alignment with adjacent property setback and to construct a retaining wall, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 2\)](#)
- e. [MR-2016-074 Branch Acquisition Company, LLC c/o Jack Haylett and Gunbarrel Partners \(Abandonment\). An ordinance closing and abandoning the right-of-way located in the 2400 block of Elam Lane and the 2500 block of Life Style Way, detailed on the attached map, for mixed use development and associated infrastructures, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 4\)](#)

VII. **Resolutions:**

FIRE

- a. [A resolution authorizing the Chief of the Chattanooga Fire Department to apply for and, if awarded, accept a federal grant on countering violent extremism from the Department of Homeland Security, in the amount of \\$133,000.00.](#)

GENERAL SERVICES

- b. [A resolution authorizing the Mayor to execute an Amended and Restated Land Lease Agreement with SBA Structures, LLC, in substantially the form attached, for a cellular tower at 8429 Sanders Road, identified as a portion of Tax Map No. 140-141, for a term of five \(5\) years commencing on February 1, 2018, with the option to renew for three \(3\) additional and successive five \(5\) year renewal terms with the last additional renewal term expiring on January 31, 2038, with lease execution subject to negotiated access agreement. \(District 4\)](#)
- c. [A resolution authorizing the Director of General Services to execute a contract with Office Furniture Warehouse, LLC \(OFW, LLC\) to provide table furniture for the Family Justice Center, for a contract amount of \\$46,963.60. \(District 6\)](#)
- d. [A resolution authorizing the Director of General Services to execute a contract with Carithers Wallace Courtenay, LLC \(C-W-C, LLC\) to provide seating furniture for the Family Justice Center, for a contract amount of \\$202,295.01. \(District 6\)](#)
- e. [A resolution authorizing the Director of General Services to execute a contract with COS Business Products and Interiors to provide systems furniture for the Family Justice Center, for a contract amount of \\$76,244.66. \(District 6\)](#)
- f. [A resolution authorizing the Director of General Services to execute a contract with Contract Furniture Alliance, Inc. \(CFA, Inc.\) to provide casegoods and storage furniture for the Family Justice Center, for a total contract amount of \\$100,527.15. \(District 6\)](#)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- g. [A resolution amending Resolution No. 28642 so as to authorize year five \(5\) of the five \(5\) year contract with Jacobs Engineering Group for continuation of program management services associated with the Consent Decree, Contract No. W-12-008-101, for a revised amount of \\$2,295,924.00. \(Consent Decree\)](#)
- h. [A resolution authorizing the Administrator for the Department of Public Works to enter into an agreement with CD Technical Services for professional services relative to Contract No. R-15-021-101, Various Parks ADA Compliance Analysis, for an amount not to exceed \\$157,000.00.](#)

Transportation

- i. [A resolution authorizing the Administrator for the Department of Transportation to amend an agreement with Volkert, Inc., previously established under Resolution Nos. 27458 and 28102, relative to Contract No. E-12-008-101, for professional services associated with the design of Gunbarrel Road Widening, for an increased amount of \\$44,500.00, for a revised contract amount of \\$306,700.00. \(District 4\) \(Revised\)](#)
- j. [A resolution authorizing Advanced Signs c/o Tim Pope, for the property owner, Chestnut Center Partners, LLC to use temporarily the right-of-way located along West 8th Street adjacent to 189 West 8th Street to install signage, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\)](#)
- k. [A resolution authorizing Green Tech Homes, LLC c/o Autumn Francis, for property owner, James Storey, to use temporarily the alley behind 1612 West 52nd Street to access the rear of the property, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\)](#)
- l. [A resolution authorizing Southern Advertising and Sign Service, LLC c/o Aaron Brown, for property owner, Chestnut Center Partners, LLC c/o Vyomesh Desai, to use temporarily the right-of-way located along Chestnut Street adjacent to 730 Chestnut Street to install signage, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\)](#)
- m. [A resolution authorizing Southern Advertising and Sign Service, LLC c/o Aaron Brown, for property owner, R. Steve Hunt, to use temporarily the right-of-way located along Broad Street, West 7th Street, and Chestnut Street adjacent to 631 Broad Street and 633 Chestnut Street to install signage, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\)](#)

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- n. [A resolution authorizing property owner, William B. Raines, Jr., to use temporarily the right-of-way located along East Martin Luther King Boulevard adjacent to 237 East Martin Luther King Boulevard to install a grease trap, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 8\)](#)

VIII. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) **Transportation.**
- f) Public Works.
- g) Finance.
- h) IT.
- i) Human Resources.
- j) General Services.

IX. Purchases.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, July 26, 2016.

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

XIV. Adjournment.

TUESDAY, JULY 26, 2016
CITY COUNCIL AGENDA
6:00 PM

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

PUBLIC WORKS AND TRANSPORTATION

Transportation

- a. MR-2016-072 Jim Richards (Abandonment). An ordinance closing and abandoning a portion of the right-of-way located along North Market Street at 405 North Market Street, detailed on the attached map, to alleviate encroachment of existing building into the right-of-way, subject to certain conditions. (Recommended for approval by Transportation) (District 1)
- b. MR-2016-068 Paula Grant Shuford (Abandonment). An ordinance closing and abandoning two portions of the right-of-way located along the 1600 block of Hillcrest Road at 1698 Riverview Road, detailed on the attached map, to alleviate encroachment of existing building and to enable new construction, subject to certain conditions. (Recommended for approval by Transportation) (District 2)
- c. MR-2016-075 C. Keith McCallie (Abandonment). An ordinance closing and abandoning an unnumbered, unopened block of Forest Avenue and an adjacent, unopened alley, detailed on the attached map, to facilitate construction of retaining walls and driveway access for 344 Sylvan Street, subject to certain conditions. (Recommended for approval by Transportation) (District 2)
- d. MR-2016-088 River Street Architecture/Gary E. and Virginia Marie Ivey (Abandonment). An ordinance closing and abandoning a portion of the 1600 block of Hillcrest Road at 1692 Riverview Road, detailed on the attached map, to allow for alignment with adjacent property setback and to construct a retaining wall, subject to certain conditions. (Recommended for approval by Transportation) (District 2)

- e. [MR-2016-074 Branch Acquisition Company, LLC c/o Jack Haylett and Gunbarrel Partners \(Abandonment\). An ordinance closing and abandoning the right-of-way located in the 2400 block of Elam Lane and the 2500 block of Life Style Way, detailed on the attached map, for mixed use development and associated infrastructures, subject to certain conditions. \(Recommended for approval by Transportation\) \(District 4\)](#)

6. **Ordinances – First Reading:**

ECONOMIC AND COMMUNITY DEVELOPMENT

- a. [An ordinance to amend Chattanooga City Code, Part II, Chapter 26, Section 26-33, Outdoor Fee Changes to existing provision code.](#)

PLANNING

- b. [An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance and Chapter 11, Businesses, Trades, and Occupations relating to Short-Term Vacation Rentals within any zones allowing residential use and providing terms and conditions for the issuance of Short-Term Vacation Rental Certificates. \(Revised\)](#)

PUBLIC WORKS AND TRANSPORTATION

Transportation

- c. [MR-2015-076 Phillip M. Meyer, II \(Denial of Abandonment\). An ordinance denying the request of Phillip M. Meyer, II, agent for the owner of the adjacent property, John B. Cunningham, to abandon the right-of-way of the open alley adjacent to 3902 Dodds Avenue, detailed on the attached map. \(District 7\)](#)

7. **Resolutions:**

ECONOMIC AND COMMUNITY DEVELOPMENT

- a. [A resolution declaring surplus of property located at 1200 King Street, Tax Map No. 145E-Q-008, and authorizing the transfer of the parcel to the Chattanooga Downtown Redevelopment Corporation. \(District 8\)](#)

GENERAL SERVICES

- b. [A resolution authorizing the Mayor to execute a Premises Use Agreement with Rivermont Youth Athletic Association, Inc., in substantially the form attached, for the use of the athletic fields and buildings located at 1096 Lupton Drive on a portion of Tax Map No. 118K-A-009, for a term of three \(3\) years with an option to renew for two \(2\) additional one \(1\) year terms. \(District 2\)](#)

- c. A resolution authorizing the Mayor to execute a Premises Use Agreement with Lakeside Youth Association, Inc., in substantially the form attached, for the use of the athletic fields and buildings located on Swan Road, Tax Map No. 129C-A-018, for a term of three (3) years with an option to renew for two (2) additional one (1) year terms. (District 5)

PUBLIC WORKS AND TRANSPORTATION

Public Works

- d. A resolution authorizing the waiver of use fees and damage fees in the amount of \$925.00, for the Bridge Christian Church “Movies in the Park” and other family-fun activities to be held at Heritage Park on Friday, August 12, 2016. (Sponsored by Councilman Grohn and Councilman Smith)
- e. A resolution authorizing the waiver of park fee and house fee at Heritage Park in the amount of \$1,000.00 for the Friends of East Brainerd “Back to School Bash” to be held on Sunday, August 7, 2016. (Sponsored by Councilman Grohn and Councilman Smith)

Transportation

- f. A resolution authorizing payment to Campus Development Foundation, Inc. for a temporary construction easement relative to Contract No. T-14-030, Martin Luther King Boulevard Corridor Improvements for Tract No. 1, property located at Tax Map No. 145E-G-006, for an amount not to exceed \$1.00. (District 8)
- g. A resolution authorizing the payment to Campus Development Foundation, Inc. for a temporary construction easement relative to Contract No. T-14-030, Martin Luther King Boulevard Corridor Improvements for Tract No. 2, property located at Tax Map No. 145E-H-001, for an amount not to exceed \$1.00. (District 8)
- h. A resolution authorizing the payment to the State of Tennessee for a temporary construction easement relative to Contract No. T-14-030, Martin Luther King Boulevard Corridor Improvements for Tract No. 3, property located at Tax Map No. 145D-U-001, for an amount not to exceed \$1.00. (District 8)
- i. A resolution authorizing the Administrator for the Department of Transportation to enter into an agreement with (Contractor Name) relative to Contract No. T-16-003-201, for construction services associated with Citywide Right-of-Way Concrete Requirements Contract for twelve (12) months with the option to renew, for an approximate amount of \$1,408,000.00.

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8. Departmental Reports:
 - a) Police.
 - b) Fire.
 - c) Economic and Community Development.
 - d) Youth and Family Development.
 - e) Transportation.
 - f) **Public Works.**
 - g) Finance.
 - h) IT.
 - i) Human Resources.
 - j) General Services.
9. Purchases.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, August 2, 2016.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.