

**TUESDAY, OCTOBER 11, 2016**  
**CITY COUNCIL AGENDA**  
**6:00 PM**

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

**“Community Thanks & Recognition”**  
**By Dr. Elenora Woods**

- V. **Ordinances – Final Reading: (None)**
- VI. **Ordinances – First Reading:**

**PLANNING**

- a. [2016-122 Larry D. Cooley \(E-RA-2 Residential Attached \(FBC\) to E-RD-2 Residential Detached \(FBC\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 104 Baker Street, more particularly described herein, from E-RA-2 Residential Attached \(FBC\) to E-RD-2 Residential Detached \(FBC\). \(District 2\) \(Recommended for approval by Planning and Staff\)](#)
- b. [2016-129 Roy Williams \(R-2 Residential Zone to M-2 Light Industrial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1905 South Greenwood Avenue, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone. \(District 8\) \(Recommended for approval by Planning and Staff\)](#)  
  
[2016-129 Roy Williams \(R-2 Residential Zone to M-2 Light Industrial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1905 South Greenwood Avenue, more particularly described herein, from R-2 Residential Zone to M-1 Manufacturing Zone. \(Recommended for denial by Planning and Staff\) \(Applicant Version\)](#)
- c. [2016-130 NR Properties % Ross Timoschuck, Linda Van Meter, and David Park \(R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1710, 1712, 1714, 1716, and 1720 \(part\) Joiner Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. \(District 4\) \(Recommended for approval by Planning and Staff\)](#)

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- 2016-130 NR Properties % Ross Timoschuck, Linda Van Meter, and David Park (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 properties located at 1710, 1712, 1714, 1716, and 1720 (part) Joiner Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone (Applicant Version)
- d. 2016-125 Miller Industries (R-1 Residential 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 5218 and 5226 Tracie Lane, 8534 Ooltewah Harrison Road, and the 8600 block of Hilltop Drive, from R-1 Residential Zone to M-1 Manufacturing Zone. (District 6) (Recommended for approval by Planning and Staff)
- e. 2016-126 Anand Global, LLC % Attorney Alexander McVeagh (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 1412 Vance Road, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone. (District 6) (Recommended for denial by Planning and Staff)
- f. 2016-127 Berry Engineers, LLC and Lebanon Investment Corporation (R-3 Residential Zone and UGC Urban General 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 part of property located at 2431 Williams Street and part of an unaddressed property in the 2400 block of Cowart Street, more particularly described herein, from R-3 Residential Zone and UGC Urban General Commercial Zone to UGC Urban General Commercial Zone, subject to certain conditions. (District 7) (Recommended for approval by Planning and Staff)
- 2016-127 Berry Engineers, LLC and Lebanon Investment Corporation (R-3 Residential Zone and UGC Urban General 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 part of property located at 2431 Williams Street and part of an unaddressed property in the 2400 block of Cowart Street, more particularly described herein, from R-3 Residential Zone and UGC Urban General Commercial Zone to UGC Urban General Commercial Zone. (Applicant Version)
- g. 2016-114 SEI Ventures of TN, LLC % Dorothy D. Engsborg (M-1 Manufacturing Zone to Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located in the 1900 block of Myrtle Street, 1929 Central Avenue, and 2100 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to Urban General Commercial Zone. (District 7) (Recommended for approval by Planning and Staff)

2016-114 SEI Ventures of TN, LLC % Dorothy D. Engsborg (M-1 Manufacturing Zone to Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located in the 1900 block of Myrtle Street, 1929 Central Avenue, and 2100 Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. (Recommended for denial by Planning and Staff) (Applicant Version)

- h. An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 30, Urban Infill Lot Compatibility Option, Section 38-480, minimum yard requirements.

**POLICE**

- i. An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, to amend Sections 5-47, 5-48, and 5-78 relative to beer in motion picture theaters. (Sponsored by Councilman Grohn) (Deferred from 10/04/16)

VII. **Resolutions:**

**PLANNING**

- a. A resolution authorizing the Mayor to enter into an Interlocal Agreement with Hamilton County to provide joint funding of the Chattanooga-Hamilton County Regional Planning Commission for the next five (5) years.

**POLICE**

- b. A resolution authorizing the Chief of the Chattanooga Police Department to enter into a contract with Hope for the Inner City for continuation of services related to the Chattanooga Violence Reduction Initiative for the period of September 1, 2016 to October 31, 2016, for an amount of \$24,166.00, per month, for an amount not to exceed \$48,332.00.
- c. A resolution authorizing the Chief of the Chattanooga Police Department to enter into a contract with Father to the Fatherless for case management and support services related to the Chattanooga Violence Reduction Initiative for a period of one (1) year, for an amount not to exceed \$229,787.00. (Deferred from 9/27/2016)
- d. A resolution authorizing the appointment of Jennifer Heinzl as a special police officer (unarmed) for McKamey Animal Center, to do special duty as prescribed herein, subject to certain conditions.

VIII. **Departmental Reports:**

- a) Police.
- b) Fire.
- c) **Economic and Community Development.**
- d) Youth and Family Development.
- e) Transportation.

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- 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, October 18, 2016.

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

XIV. Adjournment.

**TUESDAY, OCTOBER 18, 2016**  
**CITY COUNCIL AGENDA**  
**6:00 PM**

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

**PLANNING**

a. [2016-122 Larry D. Cooley \(E-RA-2 Residential Attached \(FBC\) to E-RD-2 Residential Detached \(FBC\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 104 Baker Street, more particularly described herein, from E-RA-2 Residential Attached \(FBC\) to E-RD-2 Residential Detached \(FBC\). \(District 2\) \(Recommended for approval by Planning and Staff\)](#)

b. [2016-129 Roy Williams \(R-2 Residential Zone to M-2 Light Industrial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1905 South Greenwood Avenue, more particularly described herein, from R-2 Residential Zone to M-2 Light Industrial Zone. \(District 8\) \(Recommended for approval by Planning and Staff\)](#)

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c. [2016-130 NR Properties % Ross Timoschuck, Linda Van Meter, and David Park \(R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties located at 1710, 1712, 1714, 1716, and 1720 \(part\) Joiner Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone, subject to certain conditions. \(District 4\) \(Recommended for approval by Planning and Staff\)](#)

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Road, more particularly described herein, from R-1 Residential Zone to R-T/Z Residential Townhouse/Zero Lot Line Zone (Applicant Version)

- d. 2016-125 Miller Industries (R-1 Residential 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 5218 and 5226 Tracie Lane, 8534 Ooltewah Harrison Road, and the 8600 block of Hilltop Drive, from R-1 Residential Zone to M-1 Manufacturing Zone. (District 6) (Recommended for approval by Planning and Staff)
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particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. (Recommended for denial by Planning and Staff) (Applicant Version)

- h. An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 30, Urban Infill Lot Compatibility Option, Section 38-480, minimum yard requirements.

#### **POLICE**

- i. An ordinance to amend Chattanooga City Code, Part II, Chapter 5, Article III, to amend Sections 5-47, 5-48, and 5-78 relative to beer in motion picture theaters. (Sponsored by Councilman Grohn) (Deferred from 10/04/16)

#### 6. **Ordinances – First Reading:**

#### **PLANNING**

- a. 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.

#### **PUBLIC WORKS AND TRANSPORTATION**

#### **Transportation**

- b. MR-2016-120 James Havron (Abandonment). An ordinance closing and abandoning a portion of the right-of-way located at the 300 block of Mixson Street and the 300 block of Peak Street, detailed on the attached map, subject to certain conditions. (District 1) (Recommended for approval by Transportation)
- c. MR-2016-133 Susan L. Fogo (Abandonment). An ordinance closing and abandoning an alley off of the 500 block of West 21st Street, detailed on the attached map, to facilitate future development, subject to certain conditions. (District 7) (Recommended for approval by Transportation)

#### 7. **Resolutions:**

#### **ECONOMIC AND COMMUNITY DEVELOPMENT**

- a. A resolution to make certain findings relating to the ECG Chestnut, L.P. 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**

- b. A resolution declaring surplus of property located at 2207 Ivy Street and further identified as Tax Map No. 146K-E-012. (District 8)

**PLANNING**

- c. [A resolution to amend Resolution No. 28540 and authorizing the Chattanooga-Hamilton County Regional Planning Agency to amend a contract with Bleakly Advisory Group for professional services to complete the Real Estate Market Trends Analysis, for an increased amount of \\$3,000.00, for a revised contract amount not to exceed \\$38,000.00.](#)

**PUBLIC WORKS AND TRANSPORTATION**

**Public Works**

- d. [A resolution authorizing the Mayor to enter into a contract with BlueCross BlueShield of Tennessee, Inc. for the sale and purchase, in substantially the form attached, for property located at Mercer Street, identified as a portion of Tax Map No. 118E-E-006, in the amount of \\$79,500.00, of which a total amount of \\$5,000.00 will be deposited at contract execution as earnest money with NAI Charter, with acquisition being for the purpose of construction of a wet weather wastewater retention facility, a Consent Decree project, and to execute all documents related to the transaction, with closing fees in an amount not to exceed \\$2,000.00, for a total amount not to exceed \\$81,500.00. \(Consent Decree\) \(District 2\)](#)
- e. [A resolution authorizing the Administrator of the Department of Public Works to award Consent Decree Contract No. W-12-027-201, Friars Branch Pump Station Improvements, to P. F. Moon and Company, Inc. of West Point, Georgia, in the amount of \\$8,975,000.00, with a contingency amount of \\$500,000.00, for an amount not to exceed \\$9,475,000.00\), subject to SRF Loan Approval. \(Consent Decree\) \(District 5\)](#)
- f. [A resolution authorizing the Administrator of the Department of Public Works to award Contract No. W-16-015-201, Replacement Roofing Systems for Operation and Control Building MBWWTP, a Non-Consent Decree Project, to Wright Brothers Construction Company, Inc. of Charleston, Tennessee, in the amount of \\$89,921.00, with a contingency amount of \\$9,000.00, for an amount not to exceed \\$98,921.00. \(District 1\)](#)
- g. [A resolution authorizing the approval of Change Order No. 1 \(Final\) for JDH Company, Inc. relative to Contract No. W-16-005-201, Filter Press Building Re-Roofing Project, Non-Consent Decree, for a decreased amount of \\$6,840.61, for a revised contract amount not to exceed \\$228,258.00, and to release the remaining contingency of \\$23,500.00. \(District 1\)](#)
- h. [A resolution authorizing the approval of Change Order No. 2 for Barge Waggoner Sumner and Cannon, Inc. for professional services relative to Contract No. W-10-005-101, ESIP Sewer Basin, Collection System and Pump Station Evaluation and Upgrade, for an increased amount of \\$125,000.00\), for a revised contract amount not to exceed \\$950,100.00. \(Districts 4, 6\)](#)

**Transportation**

- i. [A resolution authorizing John Sullivan to use temporarily the right-of-way located at 506 Ochs Highway for the purpose of improving the unopened right-of-way for driveway access, as shown on the maps attached hereto and made a part hereof by reference, subject to certain conditions. \(District 7\)](#)
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, October 25, 2016.
  13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
  14. Adjournment.