



City Council

400 Main St, Suite 460

Knoxville, TN 37902
<http://knoxvilletn.gov>

Regular Meeting

~ Agenda ~

Tuesday, November 7, 2017

6:00 PM

City County Building: Main Assembly Room

ORDER OF BUSINESS

1. **CALL TO ORDER**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **ROLL CALL**
4. **APPROVAL OF MINUTES**
5. **ANNOUNCEMENTS AND EXTRAORDINARY MATTERS, ADOPTION OF AGENDA**
 - a. **ITEMS WITHDRAWN (Indicated with "W")**
 - b. **ITEMS FOR POSTPONEMENT (Indicated with "P")**
 - c. **ITEMS REQUESTED TO BE ADDED BY MOTION (Indicated with "M")**
 - d. **CONSENT ITEMS (Indicated with "*")**
12x-12y (202s)
6. **MAYOR'S REPORT**
7. **REPORTS OF COUNCIL MEMBERS OR COMMITTEES**
8. **ELECTIONS AND CONFIRMATIONS**
 - a. A Resolution confirming the nomination of Jim Johnson to serve as the Law Department representative to the Public Property Naming Committee. (Requested by Law Department)
9. **ORDINANCES ON SECOND READING**
 - a. An Ordinance to amend Chapter 7.5, Article II, Section 7.5-86 of the Knoxville City Code relative to the correction of errors in ordinances, resolutions, and meeting minutes adopted by the Council. (Requested by Vice Mayor Grieve)

10. HEARINGS ON ZONING MATTERS, APPEALS FROM ACTION OF MPC/BOARD OF ZONING APPEALS OR PLANS REVIEW

- a. An Ordinance approving an appeal by Gary Koontz to amend the One Year Plan from Medium Density Residential, Low Density Residential & Floodway to General Commercial & Floodway, property located on the west side of Central Avenue Pike, north of Callahan Drive, Gary Koontz, Applicant, on appeal from a decision of MPC. (MPC File No. 10-D-17-PA) (MPC denied 7-5) (Fifth District) (Requested by Metropolitan Planning Commission)
- b. An Ordinance to rezone property from R-2 (General Residential), A-1 (General Agricultural) & F-1 (Floodway) Districts to C-4 (Highway and Arterial Commercial) & F-1 (Floodway) Districts, property located on the west side of Central Avenue Pike, north of Callahan Drive, Gary Koontz, Applicant, on appeal from a decision of MPC. (MPC File No. 10-H-17-RZ) (MPC denied 7-5) (Fifth District) (Requested by Metropolitan Planning Commission)

11. RESOLUTIONS

- a. A Resolution respectfully requesting the Metropolitan Planning Commission to consider and make a recommendation to City Council regarding the possible change to the zoning classification of the properties in proximity to Midway Road and Interstate 40 from C-4 Highway and Arterial Commercial District to a Planned Development District, and, to the extent required, amending the One Year Comprehensive Development Plan and Zoning Plan for the City of Knoxville to amend the classification of all such property, if necessary. (Requested by Councilmember Nick Della Volpe)
- b. A Resolution authorizing the Mayor to execute an agreement with Ronald Franks Construction Company, LLC for an amount not to exceed \$575,218.50 for the 2018 Sidewalk Replacement Project. (Requested by Department of Engineering)
- c. A Resolution authorizing the Mayor to execute a Limited Use Agreement with Orange Knoxville Cumberland, LLC to allow awnings on its proposed retail center and student housing project to encroach into the public right-of-way of Twenty-Second Street. (Requested by Department of Engineering)
- d. A Resolution authorizing the Mayor to execute an agreement with Pipkin & Associates, LLC for an amount not to exceed \$38,500.00 to provide appraisal services for the Sevier Avenue Improvements Project. (Requested by Office of Redevelopment and Department of Engineering)
- e. A Resolution authorizing the Mayor to execute all documents on behalf of the City of Knoxville necessary to purchase property at 2001 Chapman Highway for \$6,525.00 from Margaret Wayland and Mary Mitchell Goodman as part of the Blount Avenue Streetscapes Project. (Requested by Office of Redevelopment and Engineering)
- f. A Resolution authorizing the Industrial Development Board of the City of Knoxville to negotiate and accept from 200 Jennings, LLC & Tyson Court LLC payments in lieu of ad valorem taxes with respect to real property located at 200 Jennings Avenue (CLT 094DP001) and 814 Tyson Street (CLT 094DP002) and finding that such payments are deemed to be in furtherance of the public purposes of the Industrial Development Board as defined in Tennessee Code Annotated 7-53-305. (Requested by Office of Redevelopment)

- g. A Resolution authorizing the Mayor to execute any and all documents necessary to apply for and, if awarded, accept a grant from the Tennessee Department of Transportation to provide funding in the amount of \$225,000.00 to Knoxville Area Transit for IMPROVE Act Grant Assistance for fiscal year 2018, with a City match of up to \$75,000.00 to purchase and install three (3) replacement in-ground bus lifts. (Requested by Knoxville Area Transit)

12. ORDINANCES ON FIRST READING

- a. An Ordinance appropriating the sum of \$32,000.00 from Parks and Recreation Department funds and donating same to the non-profit Lakeshore Park organization to be utilized toward the continuing improvements to park buildings, grounds and public amenities. (Requested by Department of Parks and Recreation)
- b. An Ordinance appropriating the sum of \$25,000.00 from the Knoxville Police Department's general fund and donating same to the Helen Ross McNabb Center for essential services of the Sexual Assault Center of East Tennessee. (Requested by Knoxville Police Department)
- c. An Ordinance to amend Chapter 26, Article IV of the Knoxville City Code, regarding wreckers, to reflect a new charge for unlocking vehicles, to add a section regarding fees that may be charged for stolen vehicles towed to a wrecker company's lot, and to remove obsolete language. (Requested by Knoxville Police Department)
- d. An Ordinance adopting the East Knox Community Plan which amends the 2010 East County Sector Plan and the General Plan 2033. MPC, Applicant, (MPC Approved 13-0) (File No. 7-A-17-CP) (Fourth District) (Requested by Metropolitan Planning Commission)
- e. An Ordinance amending and adopting the Historic Design Guidelines for the existing Edgewood-Park City Historic District Zoning Overlay. (MPC approved 10-3) (File No. 9-A-17-OA) (Sixth District) (Requested by Metropolitan Planning Commission)
- f. An Ordinance to amend Chapter 16 of the Knoxville City Code to add a new article entitled "Short Term Rentals" to establish regulations for short term rental units. (MPC approved 11-2) (File No. 5-C-17-OA) (Requested by Metropolitan Planning Commission)
- g. An Ordinance to extend the time for compliance with conditions for closure of a portion of an unnamed alley from Twenty Second Street to S. Twenty First Street, Starboard Properties Four, LLC, Applicant, as approved by O-208-2016. (File No. 10-A-16-AC) (Requested by Law Department)
- h. An Ordinance to close a portion of Hannah Avenue from Heins Street to the northwest terminus at I-40 right-of-way, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, A.G. Heins Company Inc., Applicant. (MPC Approved 13-0) (File No. 10-A-17-SC) (Sixth District) (Requested by Metropolitan Planning Commission)
- i. An Ordinance to close a portion of Campbell Avenue from S. Kentucky Street to the eastern terminus at First Creek, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Knoxville Utilities Board, Applicant. (MPC Approved 13-0) (File No. 10-B-17-SC) (Sixth District) (Requested by Metropolitan Planning Commission)
- j. An Ordinance to close an unnamed alley from W. Glenwood Avenue to Harvey Street, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Bob Whetsel, Applicant. (MPC Approved 13-0) (File No. 10-A-17-AC) (Fourth District) (Requested by Metropolitan Planning Commission)

- k. An Ordinance approving the request of Tim Hill, Hatcher-Hill EC, LLC for an amendment to the West City Sector Plan from Low Density Residential to General Commercial on the south side of Kingston Pike, east of Wellington Drive. (MPC Approved 13-0) (File No. 10-B-17-SP) (Second District) (Requested by Metropolitan Planning Commission)
- l. An Ordinance approving the request of Tim Hill, Hatcher-Hill EC, LLC for an amendment to the One Year Plan from Office to General Commercial on the south side of Kingston Pike, east of Wellington Drive. (MPC Approved 13-0) (File No. 10-B-17-PA) (Second District) (Requested by Metropolitan Planning Commission)
- m. An Ordinance to rezone property located on the south side of Kingston Pike, east of Wellington Drive, from C-4 (Highway and Arterial Commercial) and O-3 (Office Park) District to C-3 (General Commercial) District, Tim Hill, Hatcher-Hill EC, LLC, Applicant (MPC approved 13-0) (MPC File No. 10-B-17-RZ) (Second District) (Requested by Metropolitan Planning Commission)
- n. An Ordinance approving the request of Pro-Mark, Inc. for an amendment to the North City Sector Plan from Office to Light Industrial for property located on the northwest side of Anderson Road, northeast of Beverly Road. (MPC Approved 12-0) (File No. 10-E-17-SP) (Fourth District) (Requested by Metropolitan Planning Commission)
- o. An Ordinance approving the request of Pro-Mark, Inc. for an amendment to the One Year Plan from Office to Light Industrial for property located on the northwest side of Anderson Road, northeast of Beverly Road. (MPC Approved 12-0) (File No. 10-E-17-PA) (Fourth District) (Requested by Metropolitan Planning Commission)
- p. An Ordinance to rezone property located on the northwest side of Anderson Road, northeast of Beverly Road, from O-1 (Office, Medical, and Related Services) District to I-3 (General Industrial) District, subject to 2 conditions, Pro-Mark, Inc, Applicant (MPC approved 12-0) (MPC File No. 10-K-17-RZ) (Fourth District) (Requested by Metropolitan Planning Commission)
- q. An Ordinance to rezone property located on the northeast side of Old Broadway, southwest side of N. Broadway, northwest of Tazewell Pike, from SC-1 (Neighborhood Shopping Center) and C-3 (General Commercial) District to C-3 (General Commercial) District, Deanna Alexi and Chris Pollock, Applicants. (MPC approved 12-0) (MPC File No. 10-I-17-RZ) (Fourth District) (Requested by Metropolitan Planning Commission)
- r. An Ordinance to rezone property located on the east side of N. Broadway, southwest of Rennoc Road, from O-1 (Office, Medical, and Related Services) District to C-3 (General Commercial) District, Arthur Seymour Jr., Applicant (MPC approved 13-0) (MPC File No. 10-E-17-RZ) (Fourth District) (Requested by Metropolitan Planning Commission)
- s. An Ordinance to rezone property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway, from PC-1 (Retail and Office Park) District to C-3 (General Commercial) District, Arthur Seymour Jr., Applicant (MPC approved 12-0) (MPC File No. 10-F-17-RZ) (Third District) (Requested by Metropolitan Planning Commission)
- t. An Ordinance approving the request of DDC Dowell Springs LLC for an amendment to the Northwest County Sector Plan from Office to General Commercial for property located on the west side of Dowell Springs Boulevard, north side of Middlebrook Pike. (MPC Approved 12-0) (File No. 10-A-17-SP) (Third District) (Requested by Metropolitan Planning Commission)
- u. An Ordinance approving the request of DDC Dowell Springs LLC for an amendment to the One Year Plan from Office to General Commercial for property located on the west side of Dowell Springs Boulevard, north side of Middlebrook Pike. (MPC Approved 12-0) (File No. 10-A-17-PA) (Third District) (Requested by Metropolitan Planning Commission)

- v. An Ordinance to rezone property located on the west side of Dowell Springs Boulevard, north side of Middlebrook Pike, from O-1 (Office, Medical, and Related Services) District to PC-1 (Retail and Office Park) District, DDC Dowell Springs, LLC, Applicant (MPC approved 12-0) (MPC File No. 10-A-17-RZ) (Third District) (Requested by Metropolitan Planning Commission)
- w. An Ordinance to rezone property from multiple zoning districts to multiple zoning districts with H-1 (Historic Overlay) and Design Guidelines, property bounded generally by or located on East Glenwood Avenue from I-40 to Spruce Street; Washington Avenue from the Standard Knitting Mill Complex to N. Chestnut Street; Jefferson, Woodbine, and E. Fifth Avenue; and from the Standard Knitting Mill Complex to N. Cherry Street. MPC, Applicant (MPC approved 10-3) (MPC File No. 9-L-17-RZ) (Sixth District) (Requested by Metropolitan Planning Commission)
- * x. An Emergency Ordinance of the Council of the City of Knoxville appropriating the sum of \$1,300.00 from the Community Improvement (202) Fund and donating same to the Veterans Heritage Site Foundation to be utilized toward installation of a stone entrance sign. (Requested by Vice Mayor Grieve and Councilmembers Della Volpe, Campen, and Brown)
- * y. An Emergency Ordinance of the Council of the City of Knoxville appropriating the sum of \$1,000.00 from the Community Improvement (202) Fund and donating same to Bike Walk Tennessee serving as fiscal agent on behalf of the Open Streets Knoxville event. (Requested by Councilmember Stair)

13. PUBLIC FORUM

14. ADJOURNMENT