

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, June 17, 2008, 7:00 PM  
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding  
Alderman Valerie Joh  
Vice-Mayor Benjamin K. Mallicote  
Alderman Charles K. Marsh, Jr.

Alderman Larry A. Munsey  
Alderman Patrick W. Shull  
Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager  
J. Michael Billingsley, City Attorney  
Lisa Winkle, Deputy City Recorder

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Ms. Doris Ladd, Kingsport Housing and Redevelopment Authority's (KHRA) HOPE VI Director.
- II.B. **INVOCATION:** by Pastor Paul Becker, Pastor, Concordia Lutheran Church.
- III. **ROLL CALL:** By Deputy City Recorder Winkle.

IV. **RECOGNITIONS AND PRESENTATIONS**

A. **KEEP KINGSFORT BEAUTIFUL BEAUTIFICATION AWARD.** Mr. Bill Fortenberry, a volunteer member of Keep Kingsport Beautiful, presented and narrated a pictorial slide presentation of landscapes showing several residences, a business, and a church selected to receive Keep Kingsport Beautiful Award honors sponsored by Blue Ridge Properties for June 2008. Alderman Joh commended the award winners on their contributions to the attractive surroundings of Kingsport and presented award certificates to those honorees in attendance.

B. **PROCLAMATION FOR NATIONAL HOMEOWNERSHIP MONTH.** Mayor Phillips read a proclamation naming June 2008 as National Homeownership Month in the City of Kingsport and presented the proclamation to Mr. Terry Cunningham, Executive Director of KHRA. He recognized various agencies and organizations who partner with KHRA and the City to make homeownership happen. Mr. Cunningham thanked the BMA for its support and spoke about the status of various current projects, those involved, and the positive contributions of each.

- V. **APPROVAL OF MINUTES.** None.

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**VI. COMMUNITY INTEREST ITEMS.**

**AA. PUBLIC HEARINGS.** None.

**A. PUBLIC COMMENT.** Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

**B. BUSINESS MATTERS REQUIRING FIRST READING.**

**1. Consideration of a Resolution Authorizing the Mayor to Execute all Documents Necessary and Proper to Apply for and Receive a 319 Watershed Implementation Grant and Consideration of an Ordinance Appropriating Matching Funds for the Madd Branch Phase II Stormwater Treatment (AF: 175-2008).**

Motion/Second: Munsey/Joh, to pass:

**Resolution 2008-225, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE TENNESSEE DEPARTMENT OF AGRICULTURE 319 WATERSHED IMPLEMENTATION GRANT FUNDS AND ACCEPTING CORPORATE DONATIONS FOR MATCHING FUNDS**

Passed: All present voting "aye."

Motion/Second: Munsey/Shupe, to pass:

**AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE TENNESSEE DEPARTMENT OF AGRICULTURE FOR THE MADD BRANCH PHASE II STORMWATER TREATMENT DEVICE INSTALLATIONS GRANT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE**

Passed on first reading: All present voting "aye."

**2. Consideration of an Ordinance Authorizing the Collection of Delinquent Real Property Taxes (AF: 192-2008).**

Motion/Second: Joh/Munsey, to pass:

**AN ORDINANCE TO PROVIDE FOR THE COLLECTION OF DELINQUENT REAL PROPERTY TAXES, PENALTIES AND INTEREST DUE THE CITY OF KINGSPORT FOR THE YEARS 2006 AND PRIOR; BY REFERRING SAME TO THE DELINQUENT TAX ATTORNEY; TO ESTABLISH PROCEDURES FOR SUCH COLLECTION; TO RATIFY AND CONFIRM ALL ACTIONS HERETOFORE TAKEN FOR SUCH COLLECTION; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE**

Passed on first reading: All present voting "aye."

**C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.**

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**1. Consideration of an Ordinance to Adopt the FY08-09 Budget (AF: 166 -2008).**

Motion/Second: Mallicote/Joh, to amend:

THE CURRENT ORDINANCE BY SUBSTITUTING IN ITS PLACE THE ORDINANCE MARKED "REVISED BUDGET ORDINANCE FOR REVISED AF: 166-2008 – 6/17/08" TO INCORPORATE A \$1,008,000 REDUCTION IN THE CITY SCHOOL'S OPERATING BUDGET IN SECTION I AND PROVIDE FOR SOME CHANGES IN THE LANGUAGE IN SECTION VIII PERTAINING TO RETIREE'S HEALTH INSURANCE TO CLARIFY THE INTENT

Passed in a roll call vote: Joh, Mallicote, Munsey, Shull, Shupe and Phillips voting "aye" and Marsh voting "nay."

Alderman Marsh explained why he could not support the proposed FY09 budget and would like to see a hold or decrease in costs rather than an increase in debt and personnel during economic times when the City should be cautious and prudent. He cited discussion held earlier in the meeting regarding the issue of real property tax values as an example that the City's tax base/revenue has shrunk in last fiscal year and he views this budget as building costs that will become embedded as recurring expenses. He added that the BMA has been irresponsible by not considering the City Manager's salary, apart from other City staff, on an annual basis.

Alderman Shull stated that he voted against this budget, as presented, on first reading and would do so again on second reading, largely, in part, because he concurred with Mr. Marsh's remarks and believed Board members could have provided better guidance to the City Manager in the budget preparation process with regards to saving money.

Motion/Second: Joh/Mallicote, to pass, as amended:

**ORDINANCE NO. 5694**, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008 AND ENDING JUNE 30, 2009, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Munsey, Shupe and Phillips voting "aye" and Marsh and Shull voting "nay."

**2. Consideration of an Ordinance to Adopt the FY08-09 Water Fund Budget (AF: 167 -2008).**

Motion/Second: Joh/Mallicote, to pass:

**ORDINANCE NO. 5695**, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL WATER FUND BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008 AND ENDING JUNE 30, 2009, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Marsh, Mallicote, Munsey, Shull, Shupe and Phillips voting "aye."

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**3. Consideration of an Ordinance to Adopt the FY08-09 Sewer Fund Budget (AF: 168 -2008)**

Motion/Second: Mallicote/Joh, to pass:

**ORDINANCE NO. 5696**, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL SEWER BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008 AND ENDING JUNE 30, 2009, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Marsh, Mallicote, Munsey, Shull, Shupe and Phillips voting "aye."

**4. Consideration of an Ordinance to Adopt the FY08-09 Special Schools Projects Grant Fund Budget (AF: 164-2008).**

Motion/Second: Joh/Mallicote, to amend:

THE CURRENT ORDINANCE BY SUBSTITUTING IN ITS PLACE THE ORDINANCE MARKED "REVISED BUDGET ORDINANCE FOR REVISED AF: 164-2008 – 6/17/08" TO REFLECT A \$124,127 REDUCTION IN STATE FUNDING FOR THE SPECIAL SCHOOL PROJECTS GRANT

Passed in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

Motion/Second: Munsey/Joh, to pass, as amended:

**ORDINANCE NO. 5697**, AN ORDINANCE TO ESTABLISH SPECIAL SCHOOL GRANT PROJECT FUND 145 FOR SPECIAL SCHOOL PROJECTS GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Marsh, Mallicote, Munsey, Shull, Shupe and Phillips voting "aye."

**D. OTHER BUSINESS.**

**1. Consideration of a Resolution Awarding the Bid for the Purchase of a Tri-Axle Tanker Truck for Use at the Water Filter Plant to Worldwide Equipment, Inc. (AF: 171 -2008).**

Motion/Second: Joh/Shupe, to pass:

**Resolution No. 2008-226**, A RESOLUTION AWARDING THE BID FOR PURCHASE OF A TRI AXLE TANKER TRUCK FOR USE AT THE WATER FILTER PLANT TO WORLDWIDE EQUIPMENT, INC.

Passed: All present voting "aye."

**2. Consideration of a Resolution Authorizing the Award of Bid of Civil and Mechanical Installation Packages to W & O Construction Company Through Camp Dresser and McKee on Behalf of the City for Phase II of the Wastewater Treatment Plant Improvements (AF: 185 -2008).**

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Motion/Second: Shull/Mallicote, to pass:

**Resolution No. 2008-227**, A RESOLUTION AUTHORIZING THE AWARD OF BID FOR CIVIL AND MECHANICAL INSTALLATION PACKAGES TO W & O CONSTRUCTION COMPANY THROUGH CAMP DRESSER AND MCKEE FOR PHASE II OF THE WASTEWATER TREATMENT PLANT IMPROVEMENTS

Passed: All present voting "aye."

**3. Consideration of a Resolution Authorizing the Mayor to Execute Agreements with Various Agencies and Organizations for Community Development Block Grant and Emergency Shelter Grant Funding in Fiscal Year 2008-2009 (AF: 189 -2008).**

Motion/Second: Mallicote/Munsey, to pass:

**Resolution No. 2008-228**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH VARIOUS AGENCIES AND ORGANIZATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT AND EMERGENCY SHELTER GRANT FUNDING IN FISCAL YEAR 2008-2009

Passed: All present voting "aye."

**4. Consideration of a Resolution to Approve the Offer and Authorize the Mayor to Execute all Documents Necessary for the Acquisition of 217 Revere Street (AF: 188 -2008).** City Manager Campbell explained that Higher Education Center (HEC) Project Manager, David Mason, sees this property falling in the "critical path" for (HEC) utility lines. Alderman Marsh disagreed with this property acquisition on the basis that the fair market value of this property is \$86,000, it is not a going business and the City is paying a \$14,000-15,000 premium based on terms of paying over seven years. He also does not believe it is a necessary acquisition because the City owns a common alley the length of this property, along with three other sides and a second alley nearby that could accommodate necessary HEC utility lines. Alderman Shull indicated he would like to review additional information on the necessity of acquiring this property and Mr. Campbell offered to make Mr. Mason available. Alderman Shull want to clarify that, by voting "no" on this action, his vote was not tantamount to agreeing to eminent domain.

Motion/Second: Joh/Shupe, to pass:

**Resolution No. 2008-229**, A RESOLUTION APPROVING AN OFFER AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT FOR THE PURCHASE OF 217 REVERE STREET

Passed: All present voting "aye," except Marsh and Shull voting "nay."

**5. Consideration of a Resolution Authorizing the Mayor to Sign a Contract with the Virginia Department of Transportation Accepting Federal and State Transportation Planning Funds on Behalf of the Kingsport MPO (AF: 183 -2008).**

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Motion/Second: Munsey/Mallicote, to pass:

**Resolution No. 2008-230**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF KINGSPORT AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERAL HIGHWAY ADMINISTRATION PL-112 PLANNING FUNDS FOR USE BY THE KINGSPORT AREA METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE FISCAL YEAR 2009

Passed: All present voting "aye."

**6. Consideration of a Resolution to Approve the Offer and Authorize the Mayor to Execute all Documents Necessary for the Acquisition of 214 Clay Street** (AF: 191 -2008). Alderman Marsh expressed his dismay at the outlandish price the City is proposing to pay for this piece of property, pointing out that the property was purchased by the Firefighters Association (FFA) for \$63,000 three years ago and is now being paid \$140,000 by the City. In response to an inquiry from Alderman Shupe, City Manager Campbell confirmed that the City was given an opportunity to purchase this property at the price the Firefighters Association (FFA) paid and opted not to do so at that time. Vice-Mayor Mallicote pointed out that the City's appraisal on this property was \$110,000 and that was the amount that set the base for the City's negotiations to purchase, not the price paid by the FFA. Alderman Shull mentioned that, while it would not be esthetically pleasing to leave this building next to the HEC, acquisition is not absolutely required to complete the construction of the HEC.

Motion/Second: Mallicote/Munsey, to pass:

**Resolution No. 2008-231**, A RESOLUTION APPROVING AN OFFER AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT FOR THE PURCHASE OF 214 CLAY STREET

Passed: All present voting "aye," except Marsh and Shull voting "nay."

**7. Consideration of a Resolution Authorizing the Mayor to Execute Lease Agreements with the Arts Council of Greater Kingsport, The Kingsport Art Guild, The Kingsport Theatre Guild and Symphony of the Mountains for Spaces in the Renaissance Center** (AF: 177 -2008).

Motion/Second: Mallicote/Munsey, to pass:

**Resolution No. 2008-232**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE LEASE AGREEMENTS WITH THE ARTS COUNCIL OF GREATER KINGSPORT, THE KINGSPORT ART GUILD, THE KINGSPORT THEATRE GUILD AND SYMPHONY OF THE MOUNTAINS FOR CERTAIN SPACES LOCATED IN THE CITY'S RENAISSANCE CENTER

Passed: All present voting "aye."

**E. APPOINTMENTS.**

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**1. Consideration of Reappointments for Mr. Gary Mayes, Mrs. Ruth Montgomery, Mr. Richard Currie, and Mr. John Vogt to the Senior Center Advisory Council to Serve an Additional Two-Year Term (AF: 37-2008).**

Motion/Second: Munsey/Mallicote, to approve the following reappointments:  
REAPPOINT MR. GARY MAYES, MRS. RUTH MONTGOMERY, MR. RICHARD CURRIE AND MR. JOHN VOGT, EACH TO SERVE AN ADDITIONAL TWO-YEAR TERM ON THE SENIOR CENTER ADVISORY COUNCIL, EFFECTIVE JANUARY 1, 2008 AND EXPIRING DECEMBER 31, 2009

Passed: All present voting "aye."

**VII. CONSENT AGENDA.**

**Consent Agenda items are considered under one motion.**

Motion/Second: Munsey/Mallicote, to adopt:

**1. Consideration of an Ordinance Amending the FY 2007-2008 General Purpose School Fund Budget and the General Project Fund Budgets (AF: 149 -2008).**

Adopt:

**Ordinance No. 5698**, AN ORDINANCE TO AMEND THE GENERAL PURPOSE SCHOOL FUND AND THE GENERAL PROJECT FUND BUDGETS; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**2. Consideration of an Ordinance Amend Various Revenue and Expenditure Accounts With in the School's Federal Projects Fund (AF: 150 -2008).**

Adopt:

**Ordinance No. 5699**, AN ORDINANCE TO AMEND THE SCHOOL FEDERAL GRANT PROJECTS FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**3. Consideration of an Ordinance to Amend Various Revenue and Expenditure Accounts Within the School's Special Projects Fund (AF: 151-2008).**

Adopt:

**Ordinance No. 5700**, AN ORDINANCE TO AMEND THE SCHOOL SPECIAL PROJECTS FUND BUDGET AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

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**4. Consideration of an Ordinance Providing for the FY09 Community Development Block Grant Budget (AF: 156-2008).**

Adopt:

**Ordinance No. 5701**, AN ORDINANCE TO APPROPRIATE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2009; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**5. Consideration of an Ordinance Providing for the FY09 Emergency Shelter Grant Budget (AF: 157-2008).**

Adopt:

**Ordinance No. 5702**, AN ORDINANCE TO APPROPRIATE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EMERGENCY SHELTER GRANT FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2009; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**6. Consideration of an Ordinance to Amend the Meadowview Conference Center's Budget by Appropriating Funds From the FF&E Sinking Fund (AF: 159-2008).**

Adopt:

**Ordinance No. 5703**, AN ORDINANCE TO AMEND THE MEADOWVIEW CONFERENCE CENTER FUND BUDGET BY APPROPRIATING FUNDS FROM THE FF&E SINKING FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2008; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**7. Consideration of an Ordinance to Amend the Cattails Golf Course by Increasing the Revenue and Expenditures to Reflect Cattails Golf Course Operations (AF: 160-2008).**

Adopt:

**Ordinance No. 5704**, AN ORDINANCE TO AMEND THE CATTAILS GOLF COURSE FUND BUDGET BY APPROPRIATING FUNDS FROM CATTAILS OPERATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 2008; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

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**8. Consideration of an Ordinance to Adopt the FY08-09 Metropolitan Planning Project Grant Budget (AF: 161-2008).**

Adopt:

**Ordinance No. 5705**, AN ORDINANCE TO APPROPRIATE METROPOLITAN PLANNING GRANT PROJECT FUNDS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**9. Consideration of an Ordinance to Adopt the FY08-09 School Public Law 93-380 Grant Project Fund Budget (AF: 163-2008).**

Adopt:

**Ordinance No. 5706**, AN ORDINANCE TO ESTABLISH PL93-380 GRANT PROJECT FUND FOR THE PL93-380 GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

~~**10. Consideration of an Ordinance to Adopt the FY08-09 Special Schools Projects Grant Fund Budget (AF: 164-2008).**~~ This item was moved to Item VI.C.4 where it was considered and passed in a roll call vote.

**10. Consideration of an Ordinance to Amend the General Project Fund, Debt Service Fund, Water Project Fund and Water Fund by Appropriating the 2008 Bond Issue (AF: 158 -2008).**

Adopt:

**Ordinance No. 5707**, AN ORDINANCE TO AMEND THE DEBT SERVICE FUND, THE GENERAL PROJECT FUND, WATER FUND AND THE WATER PROJECT FUND BUDGETS BY APPROPRIATING GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND, SERIES 2008; FOR THE FISCAL YEAR ENDING JUNE 30, 2008; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

**11. Consideration of an Ordinance to Adopt the FY08-09 Urban Mass Transit Budget (AF: 162-2008).**

Adopt:

**Ordinance No. 5708**, AN ORDINANCE TO APPROPRIATE URBAN MASS TRANSIT GRANT PROJECT FUNDS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips voting "aye."

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**12. Consideration of an Approval of Offer for Easements and Rights-of-Way for the Orebank Road Storm Water Drainage Project (AF: 184-2008).**

Approve:

OFFERS FOR EASEMENTS AND RIGHTS-OF-WAY FOR THE OREBANK ROAD  
STORM WATER DRAINAGE PROJECT

Passed in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips  
voting "aye."

**13. Consideration of Approval to Authorize the City Recorder to Reconcile and Adjust Uncollectible Property Tax for Year 1997 (AF: 182-2008).**

Approve:

AUTHORIZING CITY RECORDER TO RECONCILE AND ADJUST UNCOLLECTIBLE  
PROPERTY TAX FOR YEAR 1997

Passed in a roll call vote: Joh, Mallicote, Marsh, Munsey, Shull, Shupe and Phillips  
voting "aye."

**VIII. COMMUNICATIONS.**

**A. CITY MANAGER.** City Manager Campbell shared that a City employee has won a special, statewide award but was not at liberty to release information yet but would announce the award at the next meeting. Mr. Campbell thanked employees and department heads for their hard work on budget and stated City staff has worked hard to look for budget efficiencies and he is challenging them to continue to do so.

**B. MAYOR AND BOARD MEMBERS.** Alderman Shupe was pleased that Governor Bredesen chose Kingsport for his recent visit to the Renaissance Center to sign legislation for long-term care.

Alderman Joh mentioned her appreciation for the donations of dog food to the local animal shelter and how much she also appreciates the wonderful opportunities City staff provide through the Bay Mountain Park children's program, where she has grandchildren enjoying the program.

Mayor Phillips introduced Deputy City Recorder Lisa Winkle who was sitting in for City Recorder Jim Demming. The Mayor asked City Attorney Billingsley to comment on news received today regarding the lawsuit over the sale of the AEP building. Mr. Billingsley reported that the City received notice that the Supreme Court appeal was denied in the *Dossett v. City of Kingsport* case involving the sale of the AEP building and that will conclude any and all litigation on that matter.

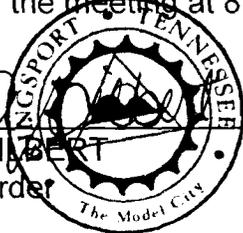
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C. **VISITORS.** Mr. Matthew Sorge, 4052 Lakota Place, Kingsport, identified himself as the president of the Firefighters Association and a 10-year employee of the City's fire department. Mr. Sorge, on behalf of the 90 members of FFA who owned the 214 Clay Street real property, thanked the majority of the BMA for approving the purchase of that property. He noted that open and honest communication is the key to successful negotiations and indicated the FFA would like to continue to build on this relationship as they protect the citizens of this area.

Mr. Kevin Mitchell of 517 Walnut Avenue, Kingsport, stated he is both a City resident and City employee, also with the fire department and a member of the FFA. He provided information on the purchase of and improvements made to that during the last two years ago. If the property were not needed for construction of the Higher Education Center, the FFA would remain many more years. He also thanked Board members, on behalf of the FFA, with special thanks to City Attorney Billingsley for his forthrightness in working out this matter. He shared many of the community-minded and charity works done by the FFA in serving the area. In response to a Board member's inquiry, the FFA has not yet found another location but is searching for one in the downtown area.

IX. **ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:30 p.m.

  
ELIZABETH A. GILBERT  
Deputy City Recorder



  
DENNIS R. PHILLIPS  
Mayor