

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, March 24, 2009**

CENTRE REZONING TO B-4P, PLANNED BUSINESS DISTRICT, IN THE 11TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

PUBLIC COMMENT ON ITEM VI.AA.1.

Mr. Al Crymble, 2964 Cliffside Road, Kingsport, spoke in opposition to this rezoning action, stating his preference for the current zoning to remain as a buffer between the Wal-Mart property and the historic residential neighborhood in which he resides. He is concerned about the new zoning designation allowing undesirable development if the proposed development does not materialize. He asked the Board to consider seeking a special exception from the Board of Zoning Appeals (BZA), of which he is a member, to allow the commercial development to proceed and the residential area still retaining the protection of PD zoning.

Mr. Frank Oglesby, 3053 Cliffside Road, Kingsport, also expressed his opposition to the change in zoning designation, seeing this action as shifting any risk from the developer to the nearby property owners. He concurred with Mr. Crymble that the current, preliminary plans, which are acceptable to him and other residents, could change in the future and allow an unsatisfactory development on that site.

Mr. Tony Grills, 3029 Cliffside Road, Kingsport, mentioned his concern about natural drainage issues this rezoning which might adversely affect his property which contains a sinkhole. He has had a buffer against noise and view for several years and believes that, if this property goes commercial, his property will be in jeopardy. Mr. Grills confirmed that he is not opposed to the planned developed as sketched, but is uncomfortable not knowing what setbacks would be required, possibly affecting the buffer zone and allowing construction too close to his property boundary.

Ms. Toni Corwin, 3005 Cliffside Road, Kingsport, stated she finds the design of the shopping center very attractive, but is also concerned about the change in zoning being approved and Mr. Alexander's plans not going forward as laid out. She would like some assurance that any development would be limited to him.

In response to Alderman Munsey's inquiry about addressing these citizens' concerns, City Attorney Billingsley responded that, according to the City's Code of Ordinances, the BZA is authorized by the state to hear certain circumstances regarding special exemptions, but there are no special exemptions available for PD zoning to allow the Board to act on Mr. Crymble's suggestion.

Further Board discussion covered various types of undesirable businesses that could be put on this property under this zoning, whether the BMA could document its intent to City staff and the Planning Commission in rezoning this area, and the requirement that the Planning Commission approve any final plans regarding development.

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Mr. Gary Alexander of Kingsport identified himself as the developer requesting this zoning change. He has spoken to the Cliffside neighbors in an effort to allay any questions or concerns they have, including Mr. Grills' about the sinkhole and flooding issues. Regarding the concern about a large, box store, or something equally unacceptable, going in on the property, Mr. Alexander indicated the road will be the first step going forward and, once in, will make it very difficult to put anything large on the property because the road will split the land. Mr. Alexander emphasized his desire to work with the neighbors and to improve the area, resulting in increased values of the nearby residences. He added that he already has a letter of intent for commitment on 38,000 square feet of retail space out of total of 60,000 square feet.

Seeing no one else coming forward to speak on this agenda item, the Mayor closed the public hearing comment.

Vice-Mayor Mallicote acknowledged the legitimate concerns voiced by those who spoke and suggested the Board vote, as presented, to pass this rezoning on first reading. When Mr. Alexander has his site plan approved by the Planning Commission, whether this month or in six months, the BMA could then vote on the second reading whether to approve and finalize this rezoning action.

City Attorney Billingsley agreed that the second reading could be postponed and, reluctantly, added that the developer and property owners could enter into a private, side agreement, to protect those parties, without any City involvement and irrespective of the City's decision to rezone.

2. Public Hearing and Consideration of an Ordinance to Amend Zoning Code, Text, and Map, to Zone Property along Lynn Garden Drive to B-3, General Business District (AF: 56-2009).

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

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG LYNN GARDEN DRIVE AND TRANBARGER DRIVE TO B-3, GENERAL BUSINESS DISTRICT, IN THE 11TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

PUBLIC COMMENT ON ITEM VI.AA.2. None.

3. Public Hearing and Consideration of Ordinances to Annex/Amend Zoning of the South Edinburgh Annexation and Consideration of a Resolution Adopting the Plan of Services (AF: 67-2009). City Planner Ken Weems presented the details behind this annexation item. Board members discussed the cost and practicality of providing required City services to what appeared to be an isolated

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piece of property. Mr. Weems explained that several other pieces of property along this roadway are in the process of being recommended for annexation to the Regional Planning Commission.

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

AN ORDINANCE TO ANNEX THAT CERTAIN TERRITORY ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, EMBRACING THAT CERTAIN PART OF THE 14TH CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE, AND KNOWN AS THE SOUTH EDINBURGH ANNEXATION, AS HEREINAFTER DESCRIBED; TO INCORPORATE THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, TENNESSEE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG ROCK SPRINGS ROAD TO R-1B, RESIDENTIAL DISTRICT, AND PD, PLANNED DEVELOPMENT IN THE 14TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

[Vice-Mayor Mallicote stepped out at this time and did not vote on the following action item which passed 6-0. He returned for the vote on Agenda Item VI.AA.5.]

Motion/Second: Joh/Shull, to pass:

Resolution 2009-186, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE SOUTH EDINBURGH ANNEXATION AREA OF THE CITY OF KINGSPORT, TENNESSEE

Passed: All present voting "aye."

PUBLIC COMMENT ON ITEM VI.AA.3. None.

4. Public Hearing for Annexation of the Annual and Semi-Annual Plan of Services Report (AF: 68-2009). City Planner Forrest Koder provided an update on this routine Plan of Services report.

PUBLIC COMMENT ON ITEM VI.AA.4. None.

5. Public Hearing for Ordinance Number 5814 Which Established an Improvement District to Provide Street Illumination of Linville Street Between Lamont Avenue and Crescent Drive (AF: 80-2009).

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Motion/Second: Joh/Shull, to confirm:

ESTABLISHMENT OF AN IMPROVEMENT DISTRICT TO PROVIDE STREET ILLUMINATION OF LINVILLE STREET BETWEEN LAMONT AVENUE AND CRESCENT DRIVE

Passed: All present voting "aye."

PUBLIC COMMENT ON ITEM VI.AA.5. 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 Ratifying the Mayor's Signature on an Application for Tennessee Arts Commission Special Opportunity Grant and Consideration of a Budget Ordinance to Appropriate the Funds (AF: 70-2009).

Motion/Second: Shupe/Joh, to pass:

Resolution 2009-187, A RESOLUTION RATIFYING THE MAYOR'S EXECUTION OF AN APPLICATION FOR TENNESSEE ARTS COMMISSION GRANT FUNDING AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO RECEIVE THE GRANT FUNDING

Passed: All present voting "aye."

Motion/Second: Joh/Shupe, to pass:

AN ORDINANCE TO AMEND THE CULTURE ARTS BUDGET IN THE GENERAL FUND BY APPROPRIATING FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION SPECIAL OPPORTUNITY GRANT FOR THE FISCAL YEAR ENDING JUNE 30, 2009; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Consideration of an Ordinance to Amend the General Project Fund by Appropriating Funds Received from Kingsport Veterinary Hospital for Property on Roller Street (AF: 77-2009).

Motion/Second: Joh/Mallicote, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BY APPROPRIATING FUNDS RECEIVED FROM KINGSFORT VETERINARY HOSPITAL FOR A PORTION OF THE PROPERTY ON ROLLER STREET; AND TO ESTABLISH THE QUEBECOR REDEVELOPMENT PROJECT (GP0925) FOR THE FISCAL YEAR ENDING JUNE 30, 2009; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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3. Consideration of an Ordinance Amending Section 14-4 of the Kingsport Code of Ordinances (AF: 86-2009).

Motion/Second: Mallicote/Munsey, to pass:

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 14-4 RELATING TO TRAPPING, SHOOTING, HUNTING, MOLESTING BIRDS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Consideration of an Ordinance to Transfer Funds from the Regional Center for Health Professional Project to the Quebecor Redevelopment Project and to the General Fund Undesignated Fund Balance (AF: 81-2009). Upon hearing the City Manager's explanation that around \$200,000 of fund from the RCHP project would be used for demolition costs at the Quebecor facility, Alderman Marsh indicated that he will reluctantly support this action, but does not approve of moving money around without having a better, more manageable process in place.

Motion/Second: Munsey/Shupe, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS FROM THE REGIONAL CENTER FOR HEALTH PROFESSIONALS PROJECT TO THE QUEBECOR REDEVELOPMENT PROJECT AND TO THE GENERAL FUND UNDESIGNATED FUND BALANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. NONE.

D. OTHER BUSINESS.

1. Consideration of a Resolution Authorizing Application for Annual MPO Grant Funds and Execution of Contract Between the Virginia Department of Transportation and the City of Kingsport on behalf of the Kingsport MPO for Fiscal Year 2010 Federal Transit Administration Section 5303 Planning Funds (AF: 72-2009).

Motion/Second: Marsh/Shupe, to pass:

Resolution No. 2009-188, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION GRANT FUNDS UNDER THE FEDERAL TRANSIT ADMINISTRATION SECTION 5303 PROGRAM FOR FISCAL YEAR 2010

Passed: All present voting "aye."

2. Consideration of a Resolution to Accept a Donation of Real Property from Eastern Eight Community Development Corporation (AF: 73-2009).

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Motion/Second: Joh/Shupe, to pass:

Resolution No. 2009-189, A RESOLUTION TO ACCEPT A DONATION OF REAL PROPERTY FROM EASTERN EIGHT COMMUNITY DEVELOPMENT CORPORATION

Passed: All present voting "aye."

3. Consideration of a Resolution Authorizing the Mayor to Execute Sanitary Sewer and Drainage Easements with the State of Tennessee (AF: 71-2009).

Motion/Second: Joh/Shull, to pass:

Resolution No. 2009-190, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE SANITARY SEWER AND DRAINAGE EASEMENTS WITH THE STATE OF TENNESSEE

Passed: All present voting "aye."

4. Consideration of a Resolution Authorizing the Mayor to Execute a Subordination Agreement on Property Owned by Charles Amos and Wife (AF: 76-2009).

Motion/Second: Mallicote/Joh, to pass:

Resolution No. 2009-191, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SUBORDINATION AGREEMENT ON PROPERTY OWNED BY CHARLES AMOS AND WIFE

Passed: All present voting "aye."

5. Consideration of a Resolution Approving an Offer and Authorizing the Mayor to Execute all Documents Necessary and Proper for the Purchase of Real Property from the Kingsport Housing and Redevelopment Authority (AF: 69-2009).

Motion/Second: Joh/Munsey, to pass:

Resolution No. 2009-192, A RESOLUTION APPROVING AN OFFER AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER FOR THE PURCHASE OF REAL PROPERTY FROM THE KINGSPORT HOUSING AND REDEVELOPMENT AUTHORITY

Passed: All present voting "aye."

6. Consideration of a Resolution Awarding the Bid for the Jackson Heights Area Sewer Rehabilitation Project 4-1 and Authorize the Mayor to Sign all Applicable Documents (AF: 78-2009).

Motion/Second: Shupe/Joh, to pass:

Resolution No. 2009-193, A RESOLUTION AWARDED THE BID FOR THE JACKSON HEIGHTS AREA SEWER REHABILITATION PROJECT 4-1 TO

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UNDERGROUND TECHNOLOGIES, INC. AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CONTRACT, WITH UNDERGROUND TECHNOLOGIES, INC.

Passed: All present voting "aye."

7. Consideration of a Resolution Awarding the Bid for the West Kingsport Area Sewer Improvements Project 1-1 and Authorize the Mayor to Sign all Applicable Documents (AF: 79-2009).

Motion/Second: Joh/Shupe, to pass:

Resolution No. 2009-194, A RESOLUTION AWARDED THE BID FOR THE WEST KINGSFORT AREA SEWER IMPROVEMENTS PROJECT 1-1 TO UNDERGROUND TECHNOLOGIES, INC. AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CONTRACT, WITH UNDERGROUND TECHNOLOGIES, INC.

Passed: All present voting "aye."

8. Consideration of a Resolution Adopting Policies on Personal Appearance of Employees and Supervising Relatives (Nepotism) (AF: 75-2009).

Motion/Second: Mallicote/Shupe, to pass:

Resolution No. 2009-195, A RESOLUTION ADOPTING A PERSONAL APPEARANCE OF EMPLOYEES POLICY AND A SUPERVISING RELATIVES (NEPOTISM) POLICY FOR CITY EMPLOYEES

Passed: All present voting "aye."

9. Consideration of a Resolution Awarding the Bid for the Purchase of a Tandem Axle Cab/Chassis Swaploader Equipped Truck to CMI Equipment Sales, Inc. (AF: 85-2009).

Motion/Second: Mallicote/Shupe, to pass:

Resolution No. 2009-196, A RESOLUTION AWARDED THE BID FOR THE PURCHASE OF A TANDEM AXLE CAB/CHASSIS SWAPLOADER EQUIPPED TRUCK FOR USE BY THE PUBLIC WORKS DEPARTMENT TO CMI EQUIPMENT SALES, INC.

Passed: All present voting "aye."

10. Consideration of a Resolution Authorizing the Mayor to Sign all Documents Necessary and Proper for Execution of Contract with the Tennessee Department of Transportation for Expenditure of American Recovery and Reinvestment Act Funds Relating to Resurfacing Projects (AF: 82-2009). Transportation planner Chris Campbell named the projects that will be funded from federal stimulus funds for Items VI.D.10, VI.D.11 and VI.D.12 in three different areas of transportation improvement.

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Motion/Second: Mallicote/Shupe, to pass:

Resolution No. 2009-197 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR EXPENDITURE OF AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS RELATING TO RESURFACING PROJECTS

Passed: All present voting "aye."

11. Consideration of a Resolution Authorizing the Mayor to Sign all Documents Necessary and Proper for Execution of Contract with the Tennessee Department of Transportation for Expenditure of American Recovery and Reinvestment Act Funds Relating to Signal Upgrades (AF: 83-2009).

Motion/Second: Joh/Munsey, to pass:

Resolution No. 2009-198, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR EXPENDITURE OF AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS RELATING TO SIGNAL UPGRADES

Passed: All present voting "aye."

12. Consideration of a Resolution Authorizing the Mayor to Sign all Documents Necessary and Proper for Execution of Contract with the Tennessee Department of Transportation for Expenditure of American Recovery and Reinvestment Act Funds Relating to Sidewalk Rehabilitation (AF: 84-2009).

Motion/Second: Shupe/Mallicote, to pass:

Resolution No. 2009-199, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR EXPENDITURE OF AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS RELATING TO SIDEWALK REHABILITATION

Passed: All present voting "aye."

13. Consideration of a Resolution Urging the General Assembly to Reject Attempts to Permit Election of School Superintendents (AF: 74-2009).

Motion/Second: Shupe/Marsh, to pass:

Resolution No. 2009-200, A RESOLUTION SUPPORTING THE CONTINUATION OF APPOINTED SUPERINTENDENTS FOR SCHOOL SYSTEMS AND URGING THE GENERAL ASSEMBLY TO REJECT ANY BILL PERMITTING THE ELECTION OF SCHOOL SUPERINTENDENTS

Passed: All present voting "aye."

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E. APPOINTMENTS. None.

VII. CONSENT AGENDA.

Consent Agenda items are considered under one motion.

Motion/Second: Shull/Mallicote, to adopt:

1. Consideration of an Ordinance to Appropriate Grant Funds Received from Target, Inc. (AF: 66-2009).

Adopt:

Ordinance No. 5818, AN ORDINANCE TO AMEND THE GENERAL FUND POLICE DEPARTMENT BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TARGET INCORPORATED FOR CRIME PREVENTION AND YOUTH MENTORSHIP FOR 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."

2. Consideration of an Ordinance to Transfer Funds from the Sanitary Sewer Fund Balance to the Miscellaneous Annexations Account for Construction of a Sewer Line along Rock Springs Road (AF: 59 -2009).

Adopt:

Ordinance No. 5819, AN ORDINANCE TO AMEND THE SEWER FUND BUDGET BY APPROPRIATING FUNDS FROM THE SEWER FUND UNDESIGNATED FUND BALANCE TO THE MISCELLANEOUS ANNEXATION SEWER LINE PROJECT (SW0804) TO CONSTRUCT A SEWER LINE ON ROCK SPRINGS ROAD 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."

3. Consideration of an Ordinance to Transfer Funds from Various Accounts to the Netherland Inn Bridge Project (AF: 58 -2009).

Adopt:

Ordinance No. 5820, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS FROM THE MINOR DRAINAGE IMPROVEMENT PROJECT (GP0701) AND FROM THE MINOR BRIDGE MINTENANCE PROJECT (NC0604) FOR LOCAL MATCH TO TDOT FOR THE PRELIMINARY WORK AND DESIGN OF THE NETHERLAND INN BRIDGE PROJECT (GP9707); 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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VIII. COMMUNICATIONS.

A. CITY MANAGER. City Manager Campbell had no comments.

B. MAYOR AND BOARD MEMBERS. Alderman Joh voiced her appreciation for local business owners who are struggling through these tough economic times.

Alderman Marsh inquired about continuation of work on the Rotherwood Bridge and was told by Public Works Director McReynolds that the State had discontinued work in December because of inclement weather but work has now resumed on the project, with a contractual completion date no later than December 2009. Mayor Phillips clarified that this is a State of Tennessee project and the City is facilitating, in any way possible, to encourage earlier completion of the bridge construction.

Alderman Shull requested, at the next work session, that City staff present information about the Quebecor fund and Farmers Market location at the site. He added that he would like to see information, which could be included in the Board's Friday packets, about the hotel-motel tax collection, with a comparison to previous years' collections. He then asked the City Manager whether anything is being done in the near future regarding the City's retirement system.

Mr. Campbell responded that the City is anticipating an increase in its TCRS (Tennessee Consolidated Retirement System) contribution when the next actuarial cycle comes around, affecting the FY2011 budget year, because of a two-year cycle.

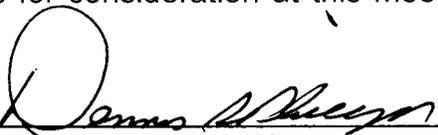
Mayor Phillips thanked City staff for the clean-up and landscaping work done at the entrance into downtown off Wilcox Drive. The Mayor then asked City Recorder Demming to talk about the customer service brochure being handed out to City utility service customers.

C. VISITORS. Mr. David Mullins of 353 Claremont Road, Kingsport, and his wife, Joyce, came forward to share a possible project the Board may want to consider in the future. He described and had a picture of the proposed *Kingsport Tri-Cities Stadium* which is similar to the design of Lucas Oil Stadium in Indianapolis. He suggested sponsors may be attracted to help fund the event center and he described the many economic and societal benefits that could be derived from such a facility. Mayor Phillips thanked him for sharing his idea.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 9:40 p.m.


ELIZABETH A. GILBERT
Deputy City Recorder




DENNIS R. PHILLIPS
Mayor

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Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, March 24, 2009, 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
James H. Demming, 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 City Planner Jason Meredith.
- II.B. **INVOCATION:** by Pastor Paul Becker of the Concordia Lutheran Church.
- III. **ROLL CALL:** By City Recorder Jim Demming.
- IV. **RECOGNITIONS AND PRESENTATIONS.** None.
- V. **APPROVAL OF MINUTES.**

Motion/Second: Munsey/Joh, to approve minutes for the following meetings:

- A. March 2, 2009 Regular Work Session
- B. March 3, 2009 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

AA. **PUBLIC HEARINGS.**

1. **Public Hearing and Consideration of an Ordinance to Amend Zoning of Three (3) Parcels Located on Ft. Henry Drive from PD Zoning to B-4P Zoning (AF: 55-2009).**

Motion/Second: Munsey/Marsh, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG FT. HENRY DRIVE KNOWN AS THE RIVERBEND