

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, July 19, 2016, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor John Clark, Presiding

Vice Mayor Mike McIntire

Alderman Darrell Duncan

Alderman Colette George

Alderman Michele Mitchell

Alderman Tommy Olterman

Alderman Tom C. Parham

City Administration

Jeff Fleming, City Manager

J. Michael Billingsley, City Attorney

James Demming, City Recorder/Chief Financial Officer

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor John Clark.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Rick Marshall, Joey Moody.
- II.B. **INVOCATION:** Jack Weikel, Associate Minister, First Broad Street United Methodist Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Keep Kingsport Beautiful Beautification Awards.
 2. Recognition of Conductor Cornelia Laemmli Orth, Symphony of the Mountains (Mayor Clark).
 3. Police Department. Chief Quillin presented the life-saving award to Officer Joey Moody and Officer Rick Marshall.
- V. **APPROVAL OF MINUTES.**

Motion/Second: Parham/McIntire, to approve minutes for the following meetings:

A. July 5, 2016 Regular Work Session

B. July 5, 2016 Regular Business Meeting

Approved: All present voting “aye.”

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Amend Zoning of a Portion of 932 Childress Ferry Road Located Adjacent to the Intersection of Childress Ferry Road and Fieldcrest Road in the Fall Creek Area (AF: 188-2016) (Ken Weems).**

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PUBLIC COMMENT ON ITEM VI.A.1. None.

Motion/Second: Duncan/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO CHILDRESS FERRY ROAD FROM R-1B, RESIDENTIAL DISTRICT TO A-1, AGRICULTURAL DISTRICT IN THE 7TH 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: All present voting “aye.”

2. Amend the Plan of Services for the Cherry Knoll Annexation (AF: 189-2016) (Jessica Harmon).

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

Motion/Second: McIntire/Mitchell, to pass:

Resolution No. 2017-007, A RESOLUTION AMENDING RESOLUTION NO. 2009-105 AND RESOLUTION NO. 2012-158 BY AMENDING THAT PORTION OF THE PLAN OF SERVICES FOR CHERRY KNOLL ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE PERTAINING TO THE PROVISIONS REGARDING WATER UPGRADES FOR FIRE PROTECTION, SANITARY SEWER AND STREET LIGHTS

Passed: All present voting “aye.”

3. July Annexation Annual Plan of Services Report (AF: 191-2016) (Jessica Harmon). City Planner Jessica Harmon gave a brief presentation on this item.

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

4. Vacate a Portion of Enterprise Place Right-of-Way (AF: 190-2016) (Jessica Harmon).

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

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO VACATE A SECTION OF PUBLIC RIGHT-OF-WAY THAT IS AT THE END OF THE CURRENT ENTERPRISE PLACE SITUATED IN THE CITY, THIRTEENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed: All present voting “aye.”

PUBLIC COMMENT. Mayor Clark 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.

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B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Award Contract and Amend the Budget for the ARC Sewer System Upgrades Project (AF: 193-2016) (Ryan McReynolds, Chad Austin).

Motion/Second: Parham/Duncan, to pass:

AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGET BY APPROPRIATING GRANT FUNDS FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

Motion/Second: McIntire/George, to pass:

Resolution No. 2017-008, A RESOLUTION AWARDING THE BID FOR THE APPALACHIAN REGIONAL COMMISSIONS SEWER SYSTEM UPGRADES PROJECT TO PORTLAND UTILITIES COMPANY, LLC AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Appropriate Funding from the Tennessee Arts Commission Arts Project Support Grant (AF: 178-2016) (Morris Baker).

Motion/Second: Mitchell/George, to pass:

ORDINANCE NO. 6591, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Duncan, George, McIntire, Mitchell, Olterman and Parham voting "aye."

D. OTHER BUSINESS.

1. Lease Agreements with the Kingsport Theatre Guild and Kingsport Art Guild (AF: 197-2016) (Morris Baker).

Motion/Second: Duncan/Mitchell, to pass:

Resolution No. 2017-009, A RESOLUTION APPROVING LEASE AGREEMENTS WITH THE KINGSPORT THEATRE GUILD AND THE KINGSPORT ART GUILD, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENTS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENTS

Passed: All present voting "aye."

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**2. Materials Agreement with CG Kingsport, LLC Related to the
Town Park Lofts at West Sullivan Development (AF: 198-2016) (Jeff Fleming)**

Motion/Second: McIntire/George, to pass:

Resolution No. 2017-010, A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MATERIALS AGREEMENT WITH CG KINGSFORT, LLC RELATED TO TOWN PARK LOFTS AT WEST SULLIVAN DEVELOPMENT AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting “aye.”

E. APPOINTMENTS/REAPPOINTMENTS. None.

VII. CONSENT AGENDA. *(These items are considered under one motion.)*

Motion/Second: McIntire/Parham, to adopt:

**1. Award Bid for the Purchase of Road Salt to Compass Minerals
America, Inc. for FY17 (AF: 195-2016) (Ryan McReynolds, Chris McCartt).**

Pass:

Resolution No. 2017-011, A RESOLUTION AWARDING THE BID FOR PURCHASE OF ROAD SALT TO COMPASS MINERALS AMERICA, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting “aye.”

**2. Accept Deeds and Deeds of Easement (AF: 196-2016) (Mike
Billingsley).**

Pass:

Resolution No. 2017-012, A RESOLUTION TO ACCEPT DEEDS, DEEDS OF EASEMENT, AND OTHER MUNIMENT OF TITLE FROM THE VARIOUS PROPERTY OWNERS AND OTHERS HAVING AN INTEREST IN PROPERTY AS HEREINAFTER SET OUT, CONVEYING TO THE CITY OF KINGSFORT, A MUNICIPAL CORPORATION OF THE STATE OF TENNESSEE, TITLE TO THE PROPERTY DESCRIBED IN SUCH DEEDS, DEEDS OF EASEMENT, AND OTHER MUNIMENT OF TITLE, LOCATED IN THE 11TH, 12TH, 13TH AND 14TH CIVIL DISTRICTS OF SULLIVAN COUNTY, TENNESSEE.

Passed: All present voting “aye.”

**3. License Agreement with the Tennessee Department of
Environment and Conservation (TDEC) for Access to an Air Monitoring Station (AF:
194-2016) (Ryan McReynolds).**

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Pass:

Resolution No. 2017-013, A RESOLUTION APPROVING A LICENSE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT; AND AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AGREEMENT, IF NEEDED

Passed: All present voting “aye.”

4. Approval of Offer for Easement and Right-of-Way (AF: 199-2016) (Michael Thompson).

Pass:

APPROVAL OF OFFER FOR EASEMENT AND RIGHT-OF-WAY

Passed: All present voting “aye.”

VIII. COMMUNICATIONS.

- A. CITY MANAGER.** Mr. Fleming stated he had attended a breakfast in Knoxville where our water distribution system was recognized as the best in the large category. Recognition was also received for the waste water plant. He commented on the community support of the police department and the launch of the City’s new Facebook page.
- B. MAYOR AND BOARD MEMBERS.** Alderman Olterman thanked the Water Department for their effort, achievement and hard work. He thanked the Police Department, the Fire Department and all who participate in Funfest. Lastly he asked everyone to remember his grandson in Cincinnati. Alderman George pointed out that although Funfest was about our community, there were many who travelled here for it. She asked everyone to be welcoming and to participate. Ms. George also stated she appreciated what the police do and mentioned that DB Band cards were on sale. Vice-Mayor thanked the city employees involved with Funfest: police, fire and public works. He also mentioned that school would start back before the next meeting and asked everyone to be aware of the kids. Alderman Duncan thanked the Funfest committee for their hard work. He stated in July, the KCVB brought in twelve million dollars through youth sport events. He also mentioned there would be a car show this Friday in conjunction with Funfest that would bring 600 to 700 people and 1.4 million dollars. Alderman Mitchell commented on the extreme heat, noting that many non-profits are taking care of people and volunteers would be helpful. She also stated it’s exciting to share Funfest and Kingsport in general in her travels. Alderman Parham commented the best measure of our job is what others say, listing many organizations that have made positive comments about Kingsport, the mayor and city staff. He asked folks to remember their pets in this extreme heat also. Mayor Clark stated Funfest is a

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way to showcase the city. He commented on the awards to the water department, stating that infrastructure is often taken for granted and it's nice to be recognized. The mayor stated Kingsport has a lot of momentum, pointing out we need to continue driving it and capitalize on it.

C. VISITORS. Ms. Mary McNabb commented on Funfest. Another citizen commented on the character and quality of the police department.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:00 p.m.

ANGELA MARSHALL
Deputy City Recorder

JOHN CLARK
Mayor