

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, October 1, 2019, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Pat Shull, Presiding

Vice Mayor Colette George

Alderman Jennifer Adler

Alderman Betsy Cooper

Alderman Darrell Duncan

Alderman Tommy Olterman

City Administration

Chris McCartt, City Manager

Joseph E. May, Interim City Attorney

Sidney H. Cox, City Recorder/Chief Financial Officer

I. **CALL TO ORDER:** 7:00 p.m., by Mayor Pat Shull.

II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Alderman Tommy Olterman.

II.B. **INVOCATION:** Alderman Jennifer Axsom Adler.

III. **ROLL CALL:** By City Recorder Cox. Absent: Alderman James Phillips.

IV.A. **RECOGNITIONS AND PRESENTATIONS.**

1. Proclamation for Mamie Riddle naming October 12th Mamie Riddle Day to honor her 100th birthday (Mayor Shull).
2. Jud Teague, Tourism Professional of the Year (Vice Mayor George).

IV.B. **APPOINTMENTS/REAPPOINTMENTS.** None.

V. **APPROVAL OF MINUTES.**

Motion/Second: Adler/Cooper, to approve minutes for the following meetings:

A. September 16, 2019 Regular Work Session

B. September 17, 2019 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Amend Zoning Text to Create a Definition for Funeral and Interment Services** (AF: 213-2019) (Ken Weems).

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PUBLIC COMMENT ON ITEM VI.A.1. Wes Leonard spoke about the item, providing details and answering questions from the board.

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO FURTHER AMEND THE CODE OF ORDINANCES, CITY OF KINGSFORT, TENNESSEE, SECTION 114-1; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye" except Adler "abstained."

PUBLIC COMMENT. Mayor Shull 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. Appropriate Funds Received from ALA Great Stories Club: Growing Up Brave on the Margins Grant for the Library (AF:216-2019) (Chris McCartt)

Motion/Second: Cooper/Adler, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE AMERICAN LIBRARY ASSOCIATION FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Budget Ordinance to Appropriate Funds from the Tennessee Highway Safety Office (THSO) FY20 Grant (AF: 223-2019) (David Quillin).

Motion/Second: Olterman/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT/SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE HIGHWAY SAFETY OFFICE (THSO) FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Appropriate Grant Funds from the Tennessee Arts Commission (AF: 215-2019) (Hannah Powell).

Motion/Second: Duncan/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT SPECIAL REVENUE FUND BUDGETS BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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4. Budget Adjustment for FY20 Water and Sewer Funds
(AF: 227-2019) (Ryan McReynolds).

Motion/Second: George/Olterman, to pass:

AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

5. Budget Adjustment for FY20 (AF: 226-2019) (Chris McCartt).

Motion/Second: Adler/Duncan, to pass:

AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

6. Materials Agreement with the Edinburgh Group, LLC Related to the Edinburgh South Phase 3 of the Edinburgh Development and an Ordinance to Appropriate the Funds (AF: 230-2019) (Ryan McReynolds).

Motion/Second: Cooper/George, to pass:

Resolution No. 2020-056, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MATERIALS AGREEMENT WITH EDINBURG GROUP, LLC RELATED TO EDINBURG SOUTH PHASE 3 DEVELOPMENT AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

Motion/Second: Duncan/Cooper, to pass:

AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUNDS BY TRANSFERRING FUNDS TO THE EDINBURGH PHASE 3 MATERIALS AGREEMENT PROJECTS (WA2051 AND SW2051); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Appropriate \$3,000 Donation Made in Honor of Former City Manager, Jeff Fleming, by Eastman Chemical Company, to the General Project Fund, Project # GP1839 - Bays Mountain Nature Center Exhibits (AF: 211-2019) (Chris McCartt).

Motion/Second: Adler/Olterman, to pass:

ORDINANCE NO. 6818, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY APPROPRIATING FUNDS RECEIVED AS A DONATION FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman and Shull voting "aye."

**2. Agreement with State of Tennessee to Extend Waterline into
Warrior's Path State Park (AF: 169-2019) (Chris McCartt).**

Motion/Second: George/Adler, to pass:

ORDINANCE NO. 6819, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman and Shull voting "aye."

Motion/Second: Duncan/George, to pass:

Resolution No. 2020-057, A RESOLUTION APPROVING AN AGREEMENT WITH THE STATE OF TENNESSEE TO EXTEND A WATERLINE INTO WARRIOR'S PATH STATE PARK AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**3. Amend City Code Section 6-207 and 6-213 Pertaining to Beer
Permits (AF: 206-2019) (Chris McCartt)**

Motion/Second: Olterman/George, to pass:

ORDINANCE NO. 6820, AN ORDINANCE AMENDING SECTION 6-207 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, PERTAINING TO TYPES DESIGNATED AND AMENDING SECTION 6-213 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, PERTAINING TO GENERAL RESTRICTIONS ON ISSUANCE OF RETAIL PERMITS AND BUSINESS OPERATIONS; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman and Shull voting "aye."

D. OTHER BUSINESS.

**1. Bid Award to Merkel Brothers Construction, Inc. for the Border
Regions Areas 1 & 3 Sanitary Sewer Facilities Extension Project (AF: 218-2019)
(Ryan McReynolds).**

Motion/Second: Duncan/Cooper, to pass:

Resolution No. 2020-058, A RESOLUTION AWARDED THE BID FOR THE BORDER REGIONS AREAS 1 & 3 SANITARY SEWER FACILITIES EXTENSION PROJECT AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL

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DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF
THE AGREEMENT

Passed: All present voting "aye."

**2. Bid Award for Duplex Pump Station for Sewer Lift Station #110
Clouds Ford to Southern Sales Company (AF: 225-2019) (Ryan McReynolds)**

Motion/Second: George/Olterman, to pass:

Resolution No. 2020-059, A RESOLUTION AWARDDING THE BID FOR THE DUPLEX
PUMP STATION FOR SEWER LIFT STATION #110 ON CLOUDS FORD ROAD TO
SOUTHERN SALES COMPANY 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."

**3. Renew Stop Loss Contract for the City's Self-Funded Health
Insurance Program (AF: 224-2019) (George DeCroes).**

Motion/Second: George/Duncan, to pass:

Resolution No. 2020-060, A RESOLUTION RENEWING A POLICY WITH RELIASTAR
LIFE INSURANCE COMPANY FOR STOP LOSS INSURANCE COVERAGE AND
AUTHORIZING THE MAYOR TO EXECUTE ALL AGREEMENTS FOR STOP LOSS
INSURANCE AND OTHER DOCUMENTS NECESSARY AND PROPER TO
EFFECTUATE THE PURPOSE OF THE RESOLUTION

Passed: All present voting "aye."

**4. Apply for TDOT Transportation Alternative Funds for Further
Development of the Kingsport Greenbelt (AF: 220-2019) (Mike Thompson).**

Motion/Second: Duncan/Adler, to pass:

Resolution No. 2020-061, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR TRANSPORTATION
ALTERNATIVE GRANT FUNDS FROM THE TENNESSEE DEPARTMENT OF
TRANSPORTATION FOR GREENBELT DEVELOPMENT

Passed: All present voting "aye."

**5. Apply for TDOT Transportation Alternative Funds for Further
Development of Brickyard Pedestrian Bridge (AF: 228-2019) (Mike Thompson).**

Motion/Second: George/Cooper, to pass:

Resolution No. 2020-062, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR TRANSPORTATION
ALTERNATIVE GRANT FUNDS FROM THE TENNESSEE DEPARTMENT OF
TRANSPORTATION FOR DEVELOPMENT OF THE BRICKYARD PEDESTRIAN
BRIDGE

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Passed: All present voting "aye."

VII. CONSENT AGENDA.

(These items are considered under one motion with a roll call vote.)

Motion/Second: Olterman/Adler, to adopt:

1. Apply and Accept Tennessee Highway Safety Office (THSO) Coordinator Grant for Participation in Their Law Enforcement Liaison (LEL) Program (AF: 219-2019) (David Quillin).

Pass:

Resolution No. 2020-063, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A LAW ENFORCEMENT LIAISON PROGRAM GRANT FROM THE TENNESSEE HIGHWAY SAFETY OFFICE

Passed: All present voting "aye."

2. Accept Deeds and Deeds of Easement (AF: 217-2019) (Mike Billingsley).

Pass:

Resolution No. 2020-064, 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 KINGSPORT, 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 10TH, 11TH, 12TH, 13TH AND 14TH CIVIL DISTRICTS OF SULLIVAN COUNTY, TENNESSEE

Passed: All present voting "aye."

3. Execute a Signature Authority Form Allowing the Chief of Police or Designee to Complete Grant Reports as Required for the Tennessee Highway Safety Office FY20 Grant (AF: 222-2019) (David Quillin).

Pass:

Resolution No. 2020-065, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SIGNATURE AUTHORITY CONSENT FORM AND OTHER DOCUMENTS NECESSARY AND PROPER TO THE TENNESSEE HIGHWAY SAFETY OFFICE DESIGNATING THE CHIEF OF POLICE AS THE MAYOR'S DESIGNEE TO EXECUTE GRANT REPORTS AND OTHER DOCUMENTS REQUIRED BY GRANTS FROM THE TENNESSEE HIGHWAY SAFETY OFFICE FOR FISCAL YEAR 2020


Passed: All present voting "aye."

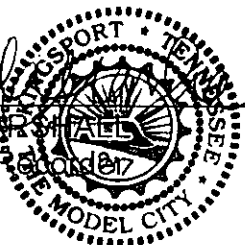
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VIII. COMMUNICATIONS.

- A. CITY MANAGER.** Mr. McCartt asked Deputy City Manager Ryan McReynolds to provide information on an event at Sullivan Central on October 5 regarding household hazardous waste collection. It is being sponsored by TDEC and Sullivan County.
- B. MAYOR AND BOARD MEMBERS.** Alderman Adler made a statement to the citizens regarding the homeless situation and the recent issue of adding blocks to the downtown benches, apologizing for not asking more questions or seeking clarification. Alderman Olterman said hello to his grandchildren watching at home and pointed out we were halfway through football season. Alderman Duncan invited everyone to the upcoming Chamber of Commerce BrewHaha, the Wine and Whiskey Festival at the Farmers' Market and the next two Kingsport Theatre Guild productions. He commended Chief Boyd on the Citizen's Fire Academy which he recently completed along with Alderman Phillips. Lastly he commented on the homeless issue, pointing out it is complicated and complex community problem. Alderman Cooper stated the Isaiah 1:17 House broke ground in Sullivan County and provided details on this organization. She also noted a St. Jude's patient will be on the next calendar. Vice-Mayor George also commented further on the Isaiah 1:17 ministry and also noted the groundbreaking for the Miracle Field is Thursday. She also provided comments on the homeless situation, noting her business is at ground zero and there is definitely a criminal element in addition to the homelessness. Mayor Shull commented on his recent Town Hall, pointing out there were a wide array of views on this issue and it is the mission of the city to provide protection to the citizens. He also invited everyone to the State of the City breakfast on Friday.
- C. VISITORS.** Mr. Tim Sanders commented on the roads. Mr. Joe Carr commented on regionalism. Ms. Caitlyn Morelock commented on the homeless issue.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Shull adjourned the meeting at 8:43 p.m.


ANGELA MARSHALL
Deputy City Recorder




PATRICK W. SHULL
Mayor