

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, August 18, 2020, 7:00 PM
Large Court Room – City Hall

PRESENT: Board of Mayor and Aldermen
Mayor Patrick W. Shull, Presiding
Vice-Mayor Colette George
Alderman Jennifer Adler (via zoom call)
Alderman Betsy Cooper
Alderman Darrell Duncan
Alderman Tommy Olterman
Alderman James Phillips

City Administration
Chris McCartt, City Manager
J Michael Billingsley, City Attorney
Sidney H. Cox, City Recorder/Chief Financial Officer
Angie Marshall, City Clerk/Deputy City Recorder

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

II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by New Vision Youth.

II.B. **INVOCATION:** Pastor Tiger Brooks, Indian Springs Baptist Church.

III.A. **ROLL CALL:** By City Recorder Cox. All Present.

III.B. A determination by the board that meeting electronically and prohibiting the physical presence of the public at the meeting is necessary to protect public health, safety and welfare of all concerned in light of the COVID-19 virus.

Mayor Shull made this declaration and each alderman verbally affirmed.

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

1. Keep Kingsport Beautiful Beautification Awards - Sharon Hayes.

IV.B. **APPOINTMENTS/REAPPOINTMENTS.**

Motion/Second: Olterman/George, to approve:

1. **Appointment/Reappointment to the Public Art Committee**
(AF: 221-2020) (Mayor Shull).

Approve:

APPOINTMENT OF MR. LYNN JAMES AND REAPPOINTMENT OF MS. SUZANNE BARRETT JUSTIS TO SERVE THREE-YEAR TERMS ON THE **PUBLIC ART COMMITTEE** EFFECTIVE IMMEDIATELY AND EXPIRING ON JULY 31, 2023.

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

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V. APPROVAL OF MINUTES.

Motion/Second: Duncan/Phillips, to approve minutes for the following meetings:

- A. August 3, 2020 Regular Work Session
- B. August 4, 2020 Regular Business Meeting
- C. August 11, 2020 Called Business Meeting

Approved in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS.

1. Public Hearing and Resolutions to Annex and Adopt a Plan of Service for the Bell Ridge Road Annexation and an Ordinance to Amend Zoning (AF: 203-2020) (Elizabeth Poczobut).

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

Motion/Second: George/Phillips, to pass:

Resolution No. 2021-032, A RESOLUTION TO ANNEX THAT CERTAIN TERRITORY ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, EMBRACING THAT CERTAIN PART OF THE 12th CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE, AND KNOWN AS THE BELL RIDGE ROAD 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 RESOLUTION

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

Motion/Second: George/Olterman, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG BELL RIDGE ROAD FROM COUNTY R-1, LOW DENSITY RESIDENTIAL DISTRICT, TO R-1B, RESIDENTIAL DISTRICT IN THE 12TH 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: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

Motion/Second: Duncan/Cooper, to pass:

Resolution No. 2021-033, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE 718 BELL RIDGE ROAD ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

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

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2. Public Hearing and Resolutions to Annex and Adopt a Plan of Service for the Cooks Valley Road Annexation and an Ordinance to Amend Zoning (AF: 204-2020) (Elizabeth Poczobut).

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

Motion/Second: George/Adler, to pass:

Resolution No. 2021-034, A RESOLUTION TO ANNEX THAT CERTAIN TERRITORY ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, EMBRACING THAT CERTAIN PART OF THE 07th CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE, AND KNOWN AS THE COOKS VALLEY ROAD 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 RESOLUTION

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

Motion/Second: Duncan/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG COOKS VALLEY ROAD FROM COUNTY R-1, LOW DENSITY RESIDENTIAL DISTRICT, TO R-1B, RESIDENTIAL DISTRICT IN THE 07TH 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: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

Motion/Second: Phillips/George, to pass:

Resolution No. 2021-035, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE 869 COOKS VALLEY ROAD ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

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

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. None.

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Amend Zoning of 977 Mitchell Road from A-1 (Agricultural District) to R-1B (Residential District) (AF: 213-2020) (Ken Weems).

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Motion/Second: George/Cooper, to pass:

ORDINANCE NO. 6882, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ON MITCHELL ROAD FROM A-1, AGRICULTURAL DISTRICT, TO R-1B, RESIDENTIAL DISTRICT 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 second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

2. Vacate Portion of Former Cleek Road Right-of-Way Adjacent to Orebank Road (AF: 177-2020) (Savannah Garland).

Motion/Second: Olterman/Cooper, to pass:

ORDINANCE NO. 6883, AN ORDINANCE TO VACATE A SECTION OF PUBLIC RIGHT-OF-WAY NAMED OLD CLEEK ROAD LOCATED OFF OF CLEEK ROAD SITUATED IN THE CITY OF KINGSFORT, TENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Accept Improve Act Funds from the Tennessee Department of Transportation to Construct a Public Transit Garage (AF: 206-2020) (Chris Campbell).

Motion/Second: Adler/Duncan, to pass:

ORDINANCE NO. 6884, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2021; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Budget Adjustment Ordinance to Amend Various Project Fund Budgets in FY21 (AF: 214-2020) (Chris McCartt).

Motion/Second: George/Cooper, to pass:

ORDINANCE NO. 6885, AN ORDINANCE TO AMEND BAYS MOUNTAIN PARK COMMISSION FUND, GENERAL PROJECT FUND, AND GENERAL PROJECTS_SPECIAL REVENUE FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2021; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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D. OTHER BUSINESS.

**1. Agreement with Walters State Community College and the City
of Kingsport (AF: 220-2021) (Scott Boyd).**

Motion/Second: Duncan/George, to pass:

Resolution No. 2021-036, A RESOLUTION APPROVING AN AGREEMENT WITH WALTERS STATE COMMUNITY COLLEGE, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

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

**2. Contract with Consulting Firm AECOM for Development of
Kingsport Area Long-Range Transportation Plan (AF: 219-2021) (Ryan McReynolds).**

Motion/Second: Cooper/Phillips, to pass:

Resolution No. 2021-037, A RESOLUTION APPROVING AN AGREEMENT WITH AECOM FOR THE DEVELOPMENT OF A KINGSFORT AREA LONG RANGE TRANSPORTATION PLAN AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

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

**3. Amend Contract with Mark III to Extend One More Year
(AF: 218-2020) (George DeCroes).**

Motion/Second: Olterman/Duncan, to pass:

Resolution No. 2021-038, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH MARK III EMPLOYEE BENEFITS TO EXTEND THE CONTRACT FOR ONE YEAR; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

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

**4. Purchase Water Meters for Advanced Metering Infrastructure
(AMI) Upgrade (AF: 211-2021) (Ryan McReynolds).**

Motion/Second: George/Adler, to pass:

Resolution No. 2021-039, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR MASTER METER WATER METERS TO CORE & MAIN LP

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

5. Approve Permit for a Carnival to Operate Temporarily at 4540 University Boulevard (AF: 224-2020) (Ken Weems).

Motion/Second: George/Phillips, to pass:

Resolution No. 2021-040, A RESOLUTION APPROVING A PERMIT TO OPERATE A CARNIVAL PURSUANT TO SECTION 10-75 OF THE CODE OF ORDINANCES

Passed in a roll call vote: Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye" and Adler voting "nay."

6. Agreement with Frontier Health for Counseling Services for Kingsport City Schools (AF: 225-2020) (David Frye).

Motion/Second: Olterman/Cooper, to pass:

Resolution No. 2021-041, A RESOLUTION APPROVING AN AGREEMENT WITH FRONTIER HEALTH FOR COUNSELING SERVICES FOR KINGSPORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

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

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

Motion/Second: George/Duncan, to adopt:

1. Approve National Register Nomination for the Kingsport Hosiery Mills (AF: 223-2021) (Savannah Garland).

Pass:

Resolution No. 2021-042, A RESOLUTION APPROVING THE NATIONAL REGISTER OF HISTORIC PLACES NOMINATION SUBMITTAL FOR THE KINGSPORT HOSIERY MILLS AND AUTHORIZING THE MAYOR TO EXECUTE THE CERTIFIED LOCAL GOVERNMENT NATIONAL REGISTER REVIEW AND ALL OTHER DOCUMENT NECESSARY AND PROPER TO EFFECTUTATE TO PURPOSE OF THIS RESOLUTION

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

2. Data Use Agreement for the Regional Integrated Transportation Information System (RITIS) (AF: 212-2020) (Ryan McReynolds).

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Pass:

Resolution No. 2021-043, A RESOLUTION APPROVING AN AGREEMENT FOR USE OF DATA WITH INRIX, INC., HERE NORTH AMERICA AND TOMTOM NORTH AMERICA, INC. FOR THE USE OF THE REGIONAL INTEGRATED TRANSPORTATION INFORMATION SYSTEM AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

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


VIII. COMMUNICATIONS.

A. CITY MANAGER. None.

B. MAYOR AND BOARD MEMBERS. Alderman Duncan commented on the murals downtown, noting the new one at Munch on Market. He also reminded everyone to participate in the census as it would be coming to an end. Alderman Cooper mentioned the ribbon cutting next week at the Isaiah 1:17 House on Exide Drive and encouraged citizens to volunteer if they felt led to do so. She also pointed out the fire department will install car seats for the public, noting she just had this done recently. Alderman Adler stated today was a historical day, commenting on the 100th anniversary of the ratification of the 19th amendment. Alderman Phillips commented on a recent restaurant fire while he was eating nearby and stated his appreciation for the police and fire department employees. He also pointed out his dad would be celebrating his 75th birthday on Saturday. Alderman Olterman stated it was football time and encouraged everyone to get their tickets to local games and support their high schools as social distancing was being observed. He wished them all good luck. Vice-Mayor George commented on the new County Clerk's Office which is now open on Clay Street, noting she was glad they stayed downtown. Mayor Shull thanked the City Manager for his role with Domtar. He also stated that there will be a Scott Adams Skate Park even though it will change locations.

C. VISITORS. None.

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


ANGELA MARSHALL
Deputy City Recorder


PATRICK W. SHULL
Mayor