

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, March 2, 2021, 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 Alderman Darrell Duncan
Alderman Betsy Cooper Alderman James Phillips

City Administration
Chris McCartt, City Manager
J. Michael Billingsley, City Attorney
Lisa Winkle, Treasurer/Interim City Recorder
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 Ed Clevinger, Grace Christian Church.
- III.A. **ROLL CALL:** Interim City Recorder Winkle. Absent: Alderman Tommy Olterman.
- 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. Buxton Update - Cheyenne Robinson (via zoom).
 - 2. Tennessee Recreation and Parks Association 2020 New Facility Award - Miracle Field to Kitty Frazier and Matthew Elkins. (Alderman Duncan).

IV.B. APPOINTMENTS/REAPPOINTMENTS.

Motion/Second: Adler/Cooper, to approve:

- 1. **Appointment and Reappointment to the Gateway Review Commission** (AF: 70-2021) (Mayor Shull).

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Approve:

REAPPOINTMENT OF TERRY COX AND APPOINTMENT OF CHRISTIE GOTT,
REPLACING VIVIAN CRYMBLE, ON THE **GATEWAY REVIEW COMMISSION**
EFFECTIVE IMMEDIATELY AND EXPIRING ON FEBRUARY 28, 2026.

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

V. APPROVAL OF MINUTES.

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

- A. February 15, 2021 Regular Work Session
- B. February 15, 2021 Strategic Planning Session
- B. February 16, 2021 Regular Business Meeting

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

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS.

1. Vacate Portion of Road Right-of-Way off North Eastman Road
(AF: 66-2021) (Ken Weems).

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

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO VACATE A SECTION OF PUBLIC RIGHT-OF-WAY LOCATED
OFF OF NORTH EASTMAN ROAD SITUATED IN THE CITY OF KINGSFORT,
ELEVENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE
DATE OF THIS ORDINANCE

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

2. Amendment Three to the 2019 Annual Action Plan for the
Community Development Block Grant Program (AF: 67-2021) (Jessica McMurray)

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

Motion/Second: George/Adler, to pass:

Resolution No. 2021-165, A RESOLUTION APPROVING AMENDMENT 3 TO THE
COMMUNITY DEVELOPMENT BLOCK GRANT 2019 ANNUAL ACTION PLAN AND
AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND
PROPER TO EFFECTUATE THE PURPOSE OF THE ANNUAL ACTION PLAN

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

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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. Amend FY21 General Purpose School Fund Budget (AF: 73-2021) (David Frye).

Motion/Second: George/Cooper, to pass:

AN ORDINANCE TO AMEND THE FY 2020-21 GENERAL PURPOSE SCHOOL FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Budget Adjustment for Various Funds in FY21 (AF: 75-2021) (Chris McCartt).

Motion/Second: Duncan/George, to pass:

AN ORDINANCE TO AMEND VARIOUS FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2021; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Amend City Code Section 98-405, Subsection (e) Pertaining to Penalties for Violations of Energy Absorption System, etc. for Vehicles (AF: 57-2021) (Dale Phipps).

Motion/Second: Adler/George, to pass:

ORDINANCE NO. 6918, AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, CHAPTER 98, ARTICLE VII, SECTION 405 REGARDING ENERGY ABSORPTION SYSTEM REQUIRED; ALTERATION OF ALTITUDE OF PASSENGER CAR; MODIFICATION OF FRONT END; MODIFICATION OF STEERING MECHANISM; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Amend City Code Section 98-407 Pertaining to Penalties for Violation for Use of Safety Belts (AF: 58-2021) (Dale Phipps).

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Motion/Second: George/Duncan, to pass:

ORDINANCE NO. 6919, AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, CHAPTER 98, ARTICLE VII, SECTION 407 REGARDING PENALTIES FOR VIOLATION OF USE OF SAFETY BELTS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Amend the Current First Tennessee Agency on Aging Grant Due to Additional Corona Virus Funds and Appropriate the Funds (AF: 54-2021) (Shirley Buchanan).

Motion/Second: George/Phillips, to pass:

ORDINANCE NO. 6920, AN ORDINANCE TO AMEND GENERAL 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, Phillips and Shull voting "aye."

4. Amend Water and Sewer Project Funds by Transferring Funds to West Gate Phase 1 Materials Agreement Projects (AF: 39-2021) (Ryan McReynolds).

Motion/Second: Duncan/George, to pass:

ORDINANCE NO. 6921, AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUNDS BY TRANSFERRING FUNDS TO THE WEST GATE PHASE 1 MATERIALS AGREEMENT PROJECTS (WA2152 AND SW2152); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

5. Amend Water Project Fund by Transferring Funds to the North Park Phase 1 Materials Agreement Project (AF: 40-2021) (Ryan McReynolds).

Motion/Second: Phillips/Adler, to pass:

ORDINANCE NO. 6922, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BY TRANSFERRING FUNDS TO THE NORTH PARK PHASE 1 MATERIALS AGREEMENT PROJECT (WA2153); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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D. OTHER BUSINESS.

1. Application and Contract with Virginia Department of Rail and Public Transportation for Federal Transit Administration Section 5303 Planning Funds (AF: 69-2021) (Lesley Phillips).

Motion/Second: George/Duncan, to pass:

Resolution No. 2021-166, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ELECTRONIC APPLICATION AND CONTRACT BETWEEN THE CITY OF KINGSPORT AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERAL HIGHWAY ADMINISTRATION PLANNING FUNDS FOR USE BY THE KINGSPORT AREA METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE FISCAL YEAR 2022; AUTHORIZING THE MAYOR TO EXECUTE THE FTA FISCAL YEAR 2021 CERTIFICATIONS AND ASSURANCES, AND ANY OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE LETTER OF AUTHORIZATION

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

2. Execute Various Merchant Services Applications with Elavon, Inc. for Processing Services Relating to the City's Acceptance of Credit and Debit Cards for the Payment of Various City Services on the New Kiosk to be Located at the New City Hall Drive Through (AF: 78-2021) (Lisa Winkle).

Motion/Second: Cooper/George, to pass:

Resolution No. 2021-167, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A NEW APPLICATION GOVERNMENT/INSTITUTION AGREEMENT WITH ELAVON, INC. FOR CREDIT CARD PROCESSING THROUGH JUNE 30, 2021 AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT FOR PROCESSING SERVICES RELATING TO THE ACCEPTANCE OF CREDIT AND DEBIT CARDS FOR THE PAYMENT OF VARIOUS CITY SERVICES

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

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

Motion/Second: George/Adler, to adopt:

1. Amendment Three to the ESS Southeast LLC Substitute Staffing Services Contract for Kingsport City Schools (AF: 72-2021) (David Frye, Jennifer Guthrie).

Pass:

Resolution No. 2021-168, A RESOLUTION APPROVING AMENDMENT NUMBER 3 TO THE SUBSTITUTE STAFFING SERVICES AGREEMENT WITH ESS SOUTHEAST, LLC FOR KINGSPORT CITY SCHOOLS; AUTHORIZING THE MAYOR TO EXECUTE THE

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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, Phillips and Shull voting "aye."

**2. Accept a Donation of Self-Contained Breathing Apparatus
(SCBA) Bottles (AF: 71-2021) (Scott Boyd).**

Pass:

**Resolution No. 2021-169, A RESOLUTION ACCEPTING A DONATION OF 59 SELF-
CONTAINED BREATHING APPARATUS**

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

**3. Approval of Easement and Right-of-Way (AF: 74-2021) (Ryan
McReynolds).**

Approve:

APPROVAL OF EASEMENT AND RIGHT-OF-WAY

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

**4. Authorization to Reactivate Apple Developer Program Account
(AF: 77-2021) (Ryan McReynolds).**

Pass:

**Resolution No. 2021-170, A RESOLUTION APPROVING THE CITY MANAGER, OR HIS
DESIGNEE, AS THE ACCOUNT HOLDER FOR THE EXISTING CITY OF KINGSPORT
APPLE DEVELOPER ACCOUNT AND AUTHORIZING THE CITY MANAGER OR HIS
DESIGNEE TO EXECUTE APPLE DEVELOPER PROGRAM AGREEMENTS AND ANY
AND ALL DOCUMENTS AND TAKE ACTS NECESSARY AND PROPER TO
EFFECTUATE THE PURPOSE OF THIS RESOLUTION**

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

VIII. COMMUNICATIONS.


- A. CITY MANAGER.** Mr. McCartt thanked the board for their time during the strategic planning sessions that had to be broken up over the last couple of weeks since the original date had to be rescheduled, noting they had accomplished quite a bit. He also stated his appreciation for the budget adjustment passed earlier and their continued support.
- B. MAYOR AND BOARD MEMBERS.** Alderman Duncan said hello to Alderman Olterman watching from home and invited everyone to participate in the upcoming hop and shop downtown. He thanked staff for their efforts with the strategic planning sessions and for providing a path forward. Lastly, he commended the Sullivan County Health Department for their hard work on getting the vaccinations

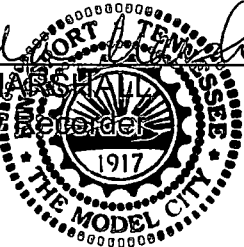
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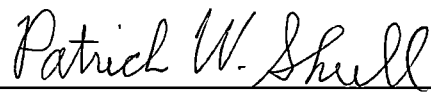
out to the public. Alderman Phillips recognized Visit Kingsport for their efforts in getting events back to Kingsport. He commented on the recent swim and basketball meets, noting he hopes we get back to normal this year. Alderman Cooper stated she felt positive after the strategic planning session. She also pointed out daylight savings time coming up along with the spring season. Alderman Adler gave details on the PEAK March Madness training webinars held each week this month. She also asked Deputy City Manager Ryan McReynolds to provide details on the upcoming spring leaf and large items pickup week. Vice-Mayor George discussed the benefits of shopping local. Mayor Shull mentioned the Dobyys-Bennett wrestling and basketball teams. He also commented on the budget and the strategic planning session, noting hats off to the staff. The mayor also commented on the United Way helping the community.

C. VISITORS. Mr. Michael Reynolds commented on virtual meetings.

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