

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, April 4, 2017, 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 Tommy Olterman

Alderman Tom C. Parham

Alderman Tom Segelhorst

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:** Kingsport Housing and Redevelopment Authority representatives.
- II.B. **INVOCATION:** Pastor Randall Wright, St. Matthew United Methodist Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV.A. **RECOGNITIONS AND PRESENTATIONS.**
 1. Jack VandeVate, Kingsport Housing and Redevelopment Authority (Alderman Segelhorst).
- IV.B. **APPOINTMENTS/REAPPOINTMENTS.** None.
- V. **APPROVAL OF MINUTES.**

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

A. March 21, 2017 Regular Work Session

B. March 21, 2017 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Public Hearing to Annex/Adopt Plan of Service for the Seaver Road Annexation and Amend Zoning (AF: 71-2017) (Jessica Harmon).**

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

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Motion/Second: McIntire/George, to pass:

Resolution No. 2017-175, A RESOLUTION TO ANNEX THAT CERTAIN TERRITORY ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, EMBRACING THAT CERTAIN PART OF THE 13th CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE, AND KNOWN AS THE SEAVER RD 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: All present voting "aye."

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ON SEAVER ROAD FROM COUNTY R-1, LOW DENSITY RESIDENTIAL DISTRICT TO CITY R-1B, LOW DENSITY RESIDENTIAL DISTRICT IN THE 13TH 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."

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2017-176, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE SEAVER ROAD ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

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.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Accept Donations for Commissioned Artwork for the Children's Area at the Library and Appropriate Funds (AF: 66-2017) (Chris McCart).

Motion/Second: George/Segelhorst, to pass:

Resolution No. 2017-177, A RESOLUTION ACCEPTING A DONATION FROM THE FRIENDS OF THE KINGSPORT LIBRARY FOR THE PURCHASE OF COMMISSIONED ARTWORK FOR THE CHILDREN'S AREA AT THE KINGSPORT PUBLIC LIBRARY

Passed: All present voting "aye."

Motion/Second: Segelhorst/Parham, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING DONATED FUNDS TO THE LIBRARY CHILDREN'S ARTWORK PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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2. Appropriate Funds Received from Sullivan County (AF: 77-2017) (Dr. Ailshie, Jeff Fleming).

Motion/Second: McIntire/Duncan, to pass:

AN ORDINANCE TO AMEND THE GENERAL PURPOSE SCHOOL FUND AND THE GENERAL PROJECT FUND BUDGETS BY APPROPRIATING FUNDS RECEIVED FROM SULLIVAN COUNTY FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Award Contract and Transfer Funds for Sanitary Sewer Facilities and Waterline Upgrades - Colonial Heights Phase 5 Project (AF: 52-2017) (Ryan McReynolds).

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2017-178, A RESOLUTION AWARDING THE BID FOR SANITARY SEWER FACILITIES AND WATERLINE UPGRADES – COLONIAL HEIGHTS PHASE V PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SAME AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

Motion/Second: Parham/George, to pass:

AN ORDINANCE TO AMEND THE WATER PROJECT FUND BY TRANSFERRING FUNDS TO THE COLONIAL HEIGHTS PHASE V PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Amend the Senior Advisory Council Funds/Senior Trips (AF: 79-2017) (Shirley Buchanan).

Motion/Second: Olterman/George, to pass:

AN ORDINANCE TO AMEND THE SENIOR CITIZENS ADVISORY FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM SENIOR CITIZENS FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Materials Agreement with Danny Karst Related to Edinburgh Phase 10 Development and Appropriate the Funds (AF: 59-2017) (Ryan McReynolds).

Motion/Second: McIntire/Duncan, to pass:

ORDINANCE NO. 6655, AN ORDINANCE TO AMEND THE WATER AND SEWER

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PROJECT FUNDS BY TRANSFERRING FUNDS TO THE EDINBURGH PHASE 10 MATERIALS AGREEMENT PROJECTS (WA1786 AND SW1786); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Amendments to City Code Sections Pertaining to Seat Belt and Child Passenger Restraint Use (AF: 65-2017) (David Quillin).

Motion/Second: Parham/Segelhorst, to pass:

ORDINANCE NO. 6656, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 98-406 RELATING TO USE OF SAFETY BELTS IN PASSENGER VEHICLES; SECTION 98-407 RELATING TO PENALTIES FOR VIOLATION OF USE OF SAFETY BELTS; SECTION 98-408 RELATING TO CHILD PASSENGER RESTRAINT SYSTEMS; SECTION 98-409 RELATING TO PENALTIES FOR VIOLATION OF CHILD PASSENGER RESTRAINT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Appropriate Funding and Apply and Accept a Capital Grant Amendment from the U.S. Department of Transportation (AF: 51-2017) (Chris McCartt).

Motion/Second: Duncan/George, to pass:

ORDINANCE NO. 6657, AN ORDINANCE TO AMEND THE URBAN MASS TRANSIT PROJECT FUND AND GENERAL FUND BUDGETS 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, Olterman, Parham and Segelhorst voting "aye."

D. OTHER BUSINESS.

1. Approve the Area Agency on Aging and Disability Grant for FY17-18 (AF: 64-2017) (Shirley Buchanan).

Motion/Second: Duncan/Parham, to pass:

Resolution No. 2017-179, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPROVE THE PASS THROUGH FUNDING FROM THE FIRST TENNESSEE DEVELOPMENT DISTRICT'S AREA AGENCY ON AGING AND DISABILITY GRANT FOR FISCAL YEAR 2017-2018

Passed: All present voting "aye."

2. Bid Award for Landscape Maintenance Services (AF: 73-2017) (Chris McCartt)

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Motion/Second: Parham/George, to pass:

Resolution No. 2017-180, A RESOLUTION AWARDING THE BID FOR LANDSCAPE MAINTENANCE SERVICES FOR VARIOUS LOCATIONS IN KINGSPORT TO PROMIER LANDSCAPES, INC.

Passed: All present voting "aye."

3. Signal Maintenance Agreement with the Tennessee Department of Transportation (TDOT) for Modifications to Existing Signals (School Zone Flashers) (AF: 76-2017) (Ryan McReynolds).

Motion/Second: Segelhorst/Duncan, to pass:

Resolution No. 2017-181, A RESOLUTION APPROVING SIGNAL MAINTENANCE AGREEMENTS WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION 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."

4. Authorize Community Grant Application from Walmart (AF: 78-2017) (Craig Dye, Barry Brickey).

Motion/Second: Segelhorst/Parham, to pass:

Resolution No. 2017-182, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A COMMUNITY GRANT FROM WALMART

Passed: All present voting "aye."

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

Motion/Second: McIntire/Olterman, to adopt:

1. Approval of Easements and Rights-of-Way (AF: 75-2017) (Ryan McReynolds).

Approve:

OFFERS FOR EASEMENTS AND RIGHTS-OF-WAY FOR THE CAMP BAYS MOUNTAIN ANNEXATION PROJECT

Passed: All present voting "aye."

2. Approve Issuance of Certificates of Compliance for Retail Food Stores to Sell Wine (AF: 74-2017) (Jim Demming).

Approve:

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APPROVE ISSUANCE OF CERTIFICATES OF COMPLIANCE FOR RETAIL FOOD STORES TO SELL WINE

Passed: All present voting "aye."


VIII. COMMUNICATIONS.

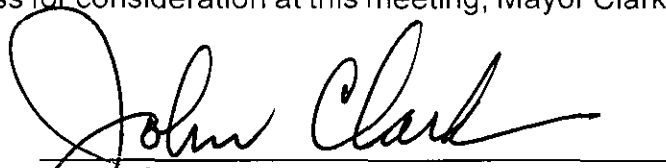
- A. **CITY MANAGER.** Mr. Fleming provided information on the property tax appraisal process.

- B. **MAYOR AND BOARD MEMBERS.** Alderman Olterman commented on the one-on-one meetings with staff and expressed his appreciation for their actions. He also mentioned the Dobyns Bennett choral department's recent performance at Carnegie Hall. Alderman George mentioned the Girls Inc. fundraiser on April 28. She also stated that retail numbers are not where they should be and invited everyone to come out and participate in the first Sip-n-Stroll of the year downtown this Thursday. Vice-Mayor McIntire wished everyone a Happy Easter and encouraged everyone to enjoy spring and get outside. Alderman Duncan stated his tie was signed by friends at the Farmers Market, noting it opened on Saturday. He also mentioned paving season would begin soon, with four times more streets on the schedule. Alderman Segelhorst recognized again the service of Jack VandeVate and his 27 years on the board of KHRA. He also stated last week was CPR week and this week is clean up week. Lastly, Mr. Segelhorst recognized the BMA candidates in attendance. Alderman Parham encouraged folks to get out and exercise, noting the greenbelt is a different world. He also mentioned the closing on the new animal shelter property. Mayor Clark thanked the Fire Department for saving Bays Mountain. He also commented on the Library improvement review at the work session yesterday, noting the investments planned will take it to the next level. He commented on the ONEKingsport movement and the improved quality of life for citizens, noting a small town feel with big city opportunities. Lastly, the mayor mentioned the progress report insert in the Wednesday paper, stating he hopes the next board continues to make the same progress.

C. **VISITORS.** None.

IX. **ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 7:50 p.m.


ANGELA MARSHALL
Deputy City Recorder


JOHN CLARK
Mayor

