

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, September 20, 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:** Dobyms-Bennett Students in Dr. Good's Government Class.
- II.B. **INVOCATION:** Pastor David A. Cagle, First Presbyterian Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Healthy Kingsport's Nutrition Toolkit Video.
- V. **APPROVAL OF MINUTES.**

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

A. September 6, 2016 Regular Work Session

B. September 6, 2016 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.** None.

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.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Amend the Senior Advisory Council Funds/Senior Trips (AF: 242-2016) (Shirley Buchanan).

Motion/Second: McIntire/George, to pass:

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

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

2. Appropriate \$6,633 from the USDOJ/Office of Justice Programs Bulletproof Vest Partnership Funding (AF: 247-2016) (David Quillin).

Motion/Second: Duncan/Mitchell, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE DEPARTMENT OF JUSTICE 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. Amend the FY17 General Purpose School Fund Budget (AF: 248-2016) (David Frye).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2017-051, A RESOLUTION ACCEPTING A DONATION OF FROM THE FIRST BROAD STREET UNITED METHODIST CHURCH FOR THE KINGSFORT CITY SCHOOLS

Passed: All present voting "aye."

Motion/Second: McIntire/Duncan, to pass:

AN ORDINANCE TO AMEND THE FY 2016-17 GENERAL PURPOSE SCHOOL FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

~~1. Annex/Adopt Plan of Service for the 4308 Grey Fox Drive Annexation and Amend Zoning (AF: 224-2016) (Jessica Harmon).~~

This item was pulled until the October 4, 2016 BMA Regular Business Meeting.

2. Amend Zoning on Roller Street Located Behind the Kingsport City Schools and Press, LLC Building (AF: 229-2016) (Ken Weems).

Motion/Second: McIntire/Mitchell, to pass:

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

ORDINANCE NO. 6601, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO ROLLER STREET FROM R-4, MEDIUM DENSITY APARTMENT DISTRICT TO B-2E, CENTRAL BUSINESS EDGE DISTRICT IN THE 11TH 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: Clark, Duncan, George, McIntire, Mitchell, Olterman and Parham voting "aye."

3. Amend Zoning Code Pertaining to Alcoholic Beverage Sales in the B-2 Central Business District (AF: 230-2016) (Ken Weems).

Motion/Second: Mitchell/Parham, to pass:

ORDINANCE NO. 6602, AN ORDINANCE TO FURTHER AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, CHAPTER 114, SECTION 114-143; 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."

4. Appropriate Grant Funds and Transfer Funds to Purchase Property at Bays Mountain (AF: 233-2016) (Morris Baker, Ken Childress).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6603, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY APPROPRIATING GRANT FUNDS AND BY TRANSFERRING FUNDS FROM VARIOUS PROJECTS FOR BAYS MOUNTAIN LAND ACQUISITION 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."

5. Amend the Code of Ordinances to Authorize Enforcement of T.C.A. Section 6-54-133 Pertaining to the Removal of Vegetation and Debris from Certain Lots (AF: 235-2016) (Mike Billingsley).

Motion/Second: McIntire/Mitchell, to pass:

ORDINANCE NO. 6604, AN ORDINANCE AMENDING SECTIONS 22-616 THROUGH 22-620 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, AUTHORIZING ENFORCEMENT OF TENNESSEE CODE ANNOTATED SECTION 6-54-113 PERTAINING TO THE REMOVAL OF VEGETATION AND DEBRIS FROM CERTAIN LOTS, INCLUDING THE PROCEDURE, PENALTY AND LIEN PROVISIONS; ADDING A SECTION NUMBERED SECTION 22-621 PERTAINING TO THE PROVISIONS BEING SUPPLEMENTAL TO SIMILAR AUTHORITY; 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."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

6. Purchase Order to OW Hospitality to Provide Custom Axminster Carpeting for Renovations to the Meadowview Convention Center (AF: 228-2016) (Chris McCartt).

Motion/Second: Parham/Duncan, to pass:

ORDINANCE NO. 6605, AN ORDINANCE TO AMEND THE REGIONAL SALES TAX FUND AND MEADOWVIEW PROJECT 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, Mitchell, Olterman and Parham voting "aye."

7. Accept a Donation from Domtar and Appropriate Funds (AF: 239-2016) (Craig Dye, Berry Brickey).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6606, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING DONATED FUNDS RECEIVED FROM DOMTAR 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. Agreement to Subordinate a Sewer Tap Fee Lien For Property Located Inside the City Limits at 115 Lindkaye Drive (AF: 243-2016) (Jim Demming).

Motion/Second: George/Olterman, to pass:

Resolution No. 2017-052, A RESOLUTION APPROVING A SUBORDINATION AGREEMENT WITH CARRINGTON MORTGAGE SERVICES INC. FOR CLAY IRVIN HUTSON AND BRENDA KAY HUTSON, 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."

2. Accept the Proposal of BlueCross BlueShield of Tennessee, Inc. as the Third Party Administrator/ASO for the City of Kingsport Self-Funded Health Insurance Program (AF: 238-2016) (Terri Evans) .

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2017-053, A RESOLUTION ACCEPTING THE PROPOSAL OF BLUECROSS BLUESHIELD OF TENNESSEE, INC. AS THE THIRD PARTY ADMINISTRATOR FOR THE CITY OF KINGSPORT SELF-FUNDED HEALTH INSURANCE PROGRAM AND AUTHORIZING THE MAYOR TO SIGN AN

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

AGREEMENT WITH BLUECROSS BLUESHIELD OF TENNESSEE, INC. AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

3. Amend Resolution 2017-029 (AF: 244-2016) (Mike Billingsley).

Motion/Second: Olterman/Duncan, to pass:

Resolution No. 2017-054, A RESOLUTION AMENDING RESOLUTION NO. 2017-029, AWARDING THE BID FOR THE PURCHASE OF ONE FIRE PUMPER APPARATUS TO MID-SOUTH EMERGENCY EQUIPMENT, INC.

Passed: All present voting "aye."

4. Enter into an Interlocal Agreement with Surgoinsville to Provide Emergency Services for Sewer Maintenance (AF: 246-2016) (Ryan McReynolds).

Motion/Second: George/Mitchell, to pass:

Resolution No. 2017-055, A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH SURGOINSVILLE, TENNESSEE TO PROVIDE EMERGENCY SERVICES FOR SEWER MAINTENANCE, 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."

5. Approve Settlement of an Eminent Domain Lawsuit (AF: 232-2016) (Mike Billingsley).

Motion/Second: Olterman/Duncan, to pass:

Resolution No. 2017-056, A RESOLUTION AUTHORIZING SETTLEMENT OF A LAWSUIT; AUTHORIZING ATTORNEYS FOR THE CITY TO EXECUTE AND ENTER ORDERS REGARDING THE SAME AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO COMPLETE THE SETTLEMENT

Passed: All present voting "aye."

6. Approve a Detailed Bond Resolution Authorizing the Issuance of General Obligation Public Improvement Bonds (AF: 249-2016) (Jim Demming, Jeff Fleming).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2017-057, RESOLUTION AUTHORIZING THE EXECUTION, TERMS, ISSUANCE, SALE, AND PAYMENT OF NOT TO EXCEED \$23,225,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2016, OF THE CITY OF KINGSFORT, TENNESSEE, AND PROVIDING THE DETAILS THEREOF

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

7. Apply for and Receive TDOT Transportation Alternative Grant for Further Development of the Kingsport Greenbelt from Cleek Road to Orebank Road (AF: 245-2016) (Kitty Frazier, Morris Baker).

Motion/Second: Parham/Mitchell, to pass:

Resolution No. 2017-058, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A TENNESSEE DEPARTMENT OF TRANSPORTATION "TRANSPORTATION ALTERNATIVE GRANT" FOR FURTHER DEVELOPMENT OF THE GREENBELT

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

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

Motion/Second: McIntire/George, to adopt:

1. Proposed Stormwater Annual Compliance Report
(AF: 226-2016) (Ryan McReynolds).

Pass:

Resolution No. 2017-059, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A STORMWATER ANNUAL COMPLIANCE REPORT AS REQUIRED BY THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION

Passed: All present voting "aye."

VIII. COMMUNICATIONS.

- A. CITY MANAGER.** Mr. Fleming stated the Kingsport Police Department won first place in the Traffic Safety Law Enforcement Challenge. He also stated that Nancy Fender was being named dispatcher of the year.
- B. MAYOR AND BOARD MEMBERS.** Alderman Olterman commented on the Medal of Honor recipient speaker at Food City today. Alderman George stated several board members had toured the water tunnel project, noting it was a unique experience to see what was going on under the city without anyone knowing. Alderman Duncan stated his tie was signed by Mr. Good's government class, noting some of those students were in attendance. He also mentioned that Coach Graham Clark would be inducted into the Tennessee Hall of Fame later this year. Alderman Mitchell commented on the recent play by the Kingsport Theatre Guild, noting it was part of the downtown series with the performances held at Shabby Allie's Boutique. She stated there will be a meet and greet at Warrior's Path on September 24 to promote "The Lion, the Witch, and the Wardrobe," noting that play opens on September 30. Ms.


**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 20, 2016**

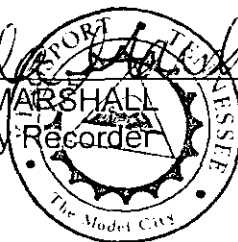
Mitchell also talked about the "Write through the Night" event being held at the State Theatre as well as their upcoming production of "Romeo and Juliet" opening on November 4. Lastly, she invited everyone to "Sip and Stroll" on October 6. Alderman Parham commented on a successful fundraising even for the animal shelter over the weekend and also on the uniqueness of ONEKingsport. Mayor Clark stated he had the privilege to do the stair climb of 110 floors with the fire department on 9/11 to commemorate the 343 fire fighters who lost their life. He also commended the police department and thanked them for their professionalism in their jobs.

C. VISITORS. None.


D. ASSISTANT CITY MANAGER OF OPERATIONS/PUBLIC WORKS DIRECTOR – Emergency purchase of front end loader pursuant to Section 2-605.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 7:46 p.m.


ANGELA MARSHALL
Deputy City Recorder



The seal of the City of Kingsport, Tennessee, is circular. It features a central emblem with a gear and a plow, surrounded by the text "KINGSPORT TENNESSEE" and "The Model City".


JOHN CLARK
Mayor