

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, May 17, 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:** Officers of the Kingsport Police Department.
- II.B. **INVOCATION:** Jonathan Hermes, St. Timothy's Episcopal Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Above and Beyond (Alderman George).
 - Officer Robert Mills
 - Officer Mike Campbell
 2. Proclamation – Public Works (Mayor Clark).
 3. Keep Kingsport Beautiful Cleanup Recognition (Alderman Duncan).
 4. Keep Kingsport Beautiful Beautification Awards – Robin Cleary.
- V. **APPROVAL OF MINUTES.**

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

A. May 2, 2016 Regular Work Session

B. May 3, 2016 Regular Business Meeting

C. May 10, 2016 Called Work Session

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

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**1. Annex/Adopt Plan of Services for the Westbrook Drive
Annexation and Amend Zoning** (AF: 111-2016) (Jessica Harmon).
PUBLIC COMMENT ON ITEM VI.A.1. None.

Motion/Second: McIntire/George, to pass:

Resolution No. 2016-168, 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 WESTBROOK DRIVE 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: Mitchell/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO WESTBROOK DRIVE FROM R-1, SINGLE FAMILY RESIDENTIAL DISTRICT TO R-1B, SINGLE FAMILY RESIDENTIAL 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/George, to pass:

Resolution No. 2016-169, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE WESTBROOK DRIVE ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

Passed: All present voting "aye."

**2. Amend Zoning Code to Add Indoor Climate-Controlled Storage
as a Principal Use for Existing Buildings Only in the B-1 Zone** (AF: 110-2016)
(Ken Weems).

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

Motion/Second: McIntire/Duncan, to pass:

AN ORDINANCE TO FURTHER AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 114-193 (a); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: 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.

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B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Budget Cleanup Ordinance for FY16 (AF: 118-2016) (Jeff Fleming).

Motion/Second: Parham/Mitchell, to pass:

AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Award Contract and Budget Ordinance to Transfer Funds and for Sanitary Sewer Facilities and Waterline Upgrades – Colonial Heights Phase 3 Project (AF: 121-2016) (Ryan McReynolds, Chad Austin).

Motion/Second: Mitchell/McIntire, to pass:

AN ORDINANCE TO AMEND THE WATER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE COLONIAL HEIGHTS PHASE 3 PROJECT FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

Motion/Second: McIntire/Duncan, to pass:

Resolution No. 2016-170, A RESOLUTION AWARDING THE BID FOR THE SANITARY SEWER FACILITIES AND WATERLINE UPGRADES- COLONIAL HEIGHTS PHASE 3 PROJECT TO EAST TENNESSEE TURF AND LANDSCAPE 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."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. ~~Accept TRPA Community Garden Grant and Appropriate Funds (AF: 102-2016) (Morris Baker).~~ City Manager Fleming stated after further review, staff will not be able to proceed any further as the grant recipient must be a 501C(3) organization. This item will be picked up by the non-profit arm of the Housing Authority. After the item was placed on the table, it was deferred indefinitely.

Motion/Second: Olterman/George, to adopt:

Motion/Second: Parham/Olterman, to defer:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM TRPA FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed: All present voting "aye."

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2. Budget Ordinance to Transfer Funds (AF: 103-2016) (Kitty Frazier).

Motion/Second: McIntire/Parham, to pass:

ORDINANCE NO. 6567, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE PARKS IMPROVEMENTS PROJECT FOR THE YEAR ENDING JUNE 30, 2016; 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. Authorization to Purchase Equipment for School Nutrition (AF: 115-2016) (Jennifer Walker).

Motion/Second: Mitchell/Duncan, to pass:

Resolution No. 2016-171, A RESOLUTION AWARDED THE BID FOR PURCHASE OF VARIOUS KITCHEN EQUIPMENT ITEMS FOR USE BY KINGSFORT SCHOOL NUTRITION SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

2. Apply for and Accept a Section 5339 Buses and Bus Facilities Grant Program (FTA 49 USC 5339) (AF: 108-2016) (Chris McCartt)

Motion/Second: George/Mitchell, to pass:

Resolution No. 2016-172, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A FEDERAL TRANSIT ADMINISTRATION SECTION 5339 BUS AND BUS FACILITIES GRANT FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION

Passed: All present voting "aye."

3. Submittal of the Qualifying Local Program Application to the Tennessee Department of Environment & Conservation (AF: 113-2016) (Ryan McReynolds, Steve Robbins).

Motion/Second: Parham/Duncan, to pass:

Resolution No. 2016-173, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE QUALIFYING LOCAL PROGRAM APPLICATION WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION AND ANY AND ALL OTHER ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE APPLICATION

Passed: All present voting "aye."

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4. Amend City Personnel Policies and Procedures (AF: 100-2016)
(George DeCroes).

Motion/Second: George/Olterman, to pass:

Resolution No. 2016-174, A RESOLUTION AMENDING RESOLUTION NO. 2009-257,
A WAGE AND SALARY POLICY FOR CITY EMPLOYEES

Passed: All present voting “aye.”

E. APPOINTMENTS/REAPPOINTMENTS.

**1. Appointment to the Kingsport Public Library Commission (AF:
117-2016)** (Mayor Clark).

Motion/Second: McIntire/George, to approve:

APPOINTMENT OF DR. DOROTHY DOBBINS TO SERVE A THREE-YEAR TERM ON
THE **KINGSPORT LIBRARY COMMISSION** EFFECTIVE IMMEDIATELY AND
EXPIRING ON APRIL 30, 2019. THIS APPOINTMENT FILLS THE VACANCY
CREATED BY PARKER SMITH’S EXPIRED TERM

Passed: All present voting “aye.”

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

Motion/Second: George/Parham, to adopt:

**1. Approval of Easements and Right-of-Ways for Phase 4 of the
Colonial Heights Sewer Project (AF: 47-2016)** (Ryan McReynolds).

Approve:

EASEMENTS AND RIGHTS-OF-WAY FOR PHASE 4 OF THE COLONIAL HEIGHTS
SEWER PROJECT

Passed: All present voting “aye.”

**2. Renewing the Award for Concession Food Service Distributors
for the Kingsport Aquatic Center to The H.T. Hackney Company and B.K.T., Inc.**
(AF: 114-2016) (Chris McCartt).

Pass:

Resolution No. 2016-175, A RESOLUTION RENEWING THE CONTRACT FOR
CONCESSION FOOD SERVICE DISTRIBUTOR FOR THE KINGSPORT AQUATIC
CENTER TO THE H.T. HACKNEY COMPANY AND B.K.T., INC.; AND AUTHORIZING
THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting “aye.”

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VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Fleming invited everyone to Public Works day at the Farmer's Market on Tuesday.

B. MAYOR AND BOARD MEMBERS. Alderman Olterman congratulated the Sullivan South and Dobyys Bennett baseball teams for a very competitive season. Alderman George noted the high school graduation was Saturday morning and commented on the Racks by the Tracks festival. She also thanked those who provided feedback on the recent budget issues. Vice-Mayor McIntire pointed out that Public Works Day was like a free day at Dollywood. He also commented on the final fire department report and their recommendation for accreditation, citing statistics on what a great achievement that was for a fire department. Lastly, he stated this was the last week school and encouraged everyone to watch out for the kids and have a safe summer. Alderman Duncan stated his tie was signed by the Kingsport Theatre Guild and provided information on their upcoming events. He also provided statistics, pointing out this was National Police Week. Alderman Mitchell mentioned the upcoming Top of the Town progressive dinner, noting there was a 100 ticket limit. She also commented on the great conversations this week and the engagement of the citizens, stating she appreciated all the call and emails. Alderman Parham commented on several recent activities, noting the volunteerism in Kingsport. Mayor Clark commented on the amazing safety aspect Kingsport has, pointing out the distinctions of the police and fire departments. He also stressed the importance of the arts to the community, including theatre, the symphony and the ballet. He thanked the board members for going through the budget process and commended their efforts. Lastly, the mayor pointed out that Dobyys Bennett was named in the U.S. News and World Report as a top school in the state. He also mentioned the money saved by the school system in energy efficiencies.

C. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 7:57 p.m.

ANGELA MARSHALL
Deputy City Recorder

JOHN CLARK
Mayor