

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, August 2, 2016, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Vice Mayor Mike McIntire, Presiding	Alderman Michele Mitchell
Alderman Darrell Duncan	Alderman Tommy Olterman
Alderman Colette George	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 Vice Mayor Mike McIntire.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Alderman Darrell Duncan.
- II.B. **INVOCATION:** Pastor Rick Meade, Lynn Garden Baptist Church.
- III. **ROLL CALL:** By City Recorder Demming. Absent: Mayor John Clark.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Above and Beyond – John Blessing.
- V. **APPROVAL OF MINUTES.**

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

- A. July 18, 2016 Regular Work Session
- B. July 19, 2016 Regular Business Meeting

Approved: All present voting “aye.”

VI. **COMMUNITY INTEREST ITEMS.**

- A. **PUBLIC HEARINGS.** None.

PUBLIC COMMENT. Vice Mayor McIntire 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. **Award Contract and Budget Ordinance to Transfer Funds for the Reedy Creek Sewer Trunkline Project** (AF: 192-2016) (Ryan McReynolds, Chad Austin).

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Motion/Second: Parham/George, to pass:

Resolution No. 2017-014, A RESOLUTION AWARDDING THE BID FOR THE REEDY CREEK SEWER TRUNKLINE PROJECT TO GARNEY COMPANIES, INC. 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."

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE REEDY CREEK TRUNKLINE 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."

2. Budget Cleanup Ordinance for FY16 (AF: 187-2016) (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."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Amend Zoning of a Portion of 932 Childress Ferry Road Located Adjacent to the Intersection of Childress Ferry and Fieldcrest Road in the Fall Creek Area (AF: 188-2016) (Ken Weems).

Motion/Second: Olterman/Duncan, to pass:

ORDINANCE NO. 6592, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO CHILDRESS FERRY ROAD FROM R-1B, RESIDENTIAL DISTRICT TO A-1, AGRICULTURAL DISTRICT IN THE 7TH 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: Duncan, George, McIntire, Mitchell, Olterman and Parham voting "aye."

2. Vacate a Portion of Enterprise Place Right-of-Way (AF: 190-2016) (Jessica Harmon).

Motion/Second: Parham/George, to pass:

ORDINANCE NO. 6593, AN ORDINANCE TO VACATE A SECTION OF PUBLIC RIGHT-OF-WAY THAT IS AT THE END OF THE CURRENT ENTERPRISE PLACE SITUATED IN THE CITY, THIRTEENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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Passed on second reading in a roll call vote: Duncan, George, McIntire, Mitchell, Olterman and Parham voting “aye.”

3. Award Contract and Amend the Budget for the ARC Sewer System Upgrades Project (AF: 193-2016) (Ryan McReynolds, Chad Austin)

Motion/Second: Olterman/Duncan, to pass:

ORDINANCE NO. 6594, AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGET BY APPROPRIATING GRANT FUNDS 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: Duncan, George, McIntire, Mitchell, Olterman and Parham voting “aye.”

D. OTHER BUSINESS.

1. Enter into an Agreement with W-L Construction & Paving Inc. for Paving a Portion of S. Wilcox Drive (AF: 202-2016) (Ryan McReynolds).

Motion/Second: Parham/George, to pass:

Resolution No. 2017-015, A RESOLUTION APPROVING AN AGREEMENT WITH W-L CONSTRUCTION & PAVING, INC. 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. Adoption of the Tennessee Department of Transportation’s (TDOT’s) Consultant Selection Policy and Establish the City Manager as the Legally Designated Selection Authority for this Policy (AF: 201-2016) (Ryan McReynolds)

Motion/Second: Olterman/Duncan, to pass:

Resolution No. 2017-016, A RESOLUTION APPROVING AND ADOPTING THE TENNESSEE DEPARTMENT OF TRANSPORTATION’S CONSULTANT SELECTION POLICY; DESIGNATING THE CITY MANAGER AS THE LEGALLY DESIGNATED SELECTION AUTHORITY FOR THE POLICY; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AS AGENCY HEAD, AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting “aye.”

3. Agreement with KHRA to Renew Cooperation Agreement for PILOT Allowing Transfer of PILOT for Specified Projects (AF: 207-2016) (Lynn Tully).

Motion/Second: Mitchell/Olterman, to pass:

Resolution No. 2017-017, A RESOLUTION APPROVING A COOPERATION AGREEMENT WITH THE KINGSFORT HOUSING AND REDEVELOPMENT

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AUTHORITY (KHRA); AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AS AGENCY HEAD, AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

4. Agreement with KHRA to Approve a PILOT Agreement with Myrtle Street Redevelopment, LLC (AF: 208-2016) (Lynn Tully).

Motion/Second: Duncan/Mitchell, to pass:

Resolution No. 2017-018, A RESOLUTION APPROVING A PAYMENT IN LIEU OF TAXES PROGRAM FOR THE KINGSPORT HOUSING & REDEVELOPMENT AUTHORITY

Passed: All present voting "aye."

5. Agreement with KHRA to Approve a PILOT Agreement with Riverview Place, L.P. (AF: 209-2016) (Lynn Tully).

Motion/Second: Parham/Olterman, to pass:

Resolution No. 2017-019, A RESOLUTION APPROVING A PAYMENT IN LIEU OF TAXES AGREEMENT BETWEEN KINGSPORT HOUSING & REDEVELOPMENT AUTHORITY AND RIVERVIEW PLACE, L.P.

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

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

Motion/Second: George/Mitchell, to adopt:

1. Agreement with FC Dallas Tri Soccer Organization (AF: 204-2016) (Morris Baker).

Pass:

Resolution No. 2017-020, A RESOLUTION APPROVING AGREEMENTS WITH FC DALLAS TRI, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENTS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

2. Bid Award for Purchase of Police Uniforms (AF: 205-2016) (David Quillin, Chris McCartt).

Pass:

Resolution No. 2017-021, A RESOLUTION AWARDED THE BID FOR THE PURCHASE OF POLICE UNIFORMS TO CMS UNIFORMS & EQUIPMENT, INC. AND

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AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting “aye.”

3. Condemn Easements and Right-of-Ways for Colonial Heights Sewer Project – Phase 3 (AF: 200-2016) (Mike Billingsley).

Pass:

Resolution No. 2017-022, A RESOLUTION TO AUTHORIZE CONDEMNATION PROCEEDINGS FOR PHASE 3 OF THE COLONIAL HEIGHTS SANITARY SEWER EXTENSION PROJECT

Passed: All present voting “aye.”

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Fleming stated former Mayor Dennis Phillips was at home recovering from surgery, noting he sent a message letting him know he was in our thoughts and prayers.

B. MAYOR AND BOARD MEMBERS. Alderman Duncan stated his tie was signed by the Kingsport Mets, noting the quality of players and pointing out it was the longest relationship with a city and the minor leagues. He also commented on the upcoming Netherland Inn Lo County Boil fundraiser and invited everyone to buy a ticket. Alderman Mitchell stated this Thursday night is the Sip and Stroll downtown and also the State of the Theater event outside. Alderman Parham commented on an insert in the paper regarding the accomplishments of the school system. Alderman George stated Bays Mountain gave a great presentation yesterday and also there will be a pancake breakfast Saturday sponsored by her Rotary Club. She asked people to support the Lo Country Boil, stating it is a wonderful event and worth the ticket. Ms. George also pointed out there will be a free bluegrass concert at Allandale. Alderman Olterman welcomed all the teachers back and wished the schools luck in their upcoming fall sports. He also commented on the many scholarships that have been awarded to athletes and band members at Dobyys Bennett. Vice-Mayor stated Thursday was election and encouraged everyone to vote. He reminded everyone to be careful since the school children were out and about. Lastly he congratulated the Water/Wastewater Distribution department for working 1,000 days without a lost-time accident.

C. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Vice Mayor McIntire adjourned the meeting at 7:56 p.m.

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ANGELA MARSHALL
Deputy City Recorder

JOHN CLARK
Mayor