

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, December 15, 2015, 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:** Skip Morrell.
- II.B. **INVOCATION:** Pastor Bryan Moore, Fordtown Baptist Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. TN Parks and Recreation Four Star Individual Service Award – Zellie Earnest (Alderman Parham).
 2. Gene Still – Remembering the Legacy of a Kingsport Man (Mayor Clark/Jeff Fleming).
 3. United Way Recognition – Chad Austin (Mayor Clark).
- V. **APPROVAL OF MINUTES.**

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

A. November 16, 2015 Regular Work Session

B. November 17, 2015 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Amend Zoning of the Armory Property Located Adjacent to the Intersection of West Stone Drive and Netherland Inn Road (AF: 303-2015) (Ken Weems).**

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

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Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO WEST STONE DRIVE FROM M-1R, LIGHT MANUFACTURING RESTRICTED DISTRICT TO B-3, HIGHWAY ORIENTED BUSINESS DISTRICT IN THE 7TH CIVIL DISTRICT OF HAWKINS 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."

2. Public Hearing and Consideration of an Ordinance to Amend the Sign Ordinance by Adding Decorative Lighting Regulations (AF: 304-2015) (Ken Weems).

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

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 114-536 BY ADDING THE REQUIREMENT THAT DECORATIVE LIGHTING IS ONLY ALLOWED IN B-2, B-3, AND B-4P ZONES; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Public Hearing for Annexation Annual Plan of Services Report (AF: 306-2015) (Corey Shepherd). City Planner Corey Shepherd gave a brief presentation on this item.

PUBLIC COMMENT ON ITEM VI.A.3. 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.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Amend the Fiscal Year Budget for the Addition of One (1) Position within the Engineering Division of the Public Works Department (AF: 291-2015) (Ryan McReynolds).

Motion/Second: Mitchell/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY ADDING A SENIOR PROJECT MANAGER POSITION FOR THE ENGINEERING DIVISION OF PUBLIC WORKS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; 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 Coca-Cola Bottling Company for Pouring Rights at Brickyard Park, Domtar Park and Eastman Park at Horse Creek (AF: 282-2015) (Morris Baker).

Motion/Second: George/Duncan, to pass:

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

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

3. Accept a \$1,000 Grant from Swimming Saves Lives Foundation of U.S. Masters Swimming and Appropriate Funds (AF: 310-2015) (Chris McCartt).

Motion/Second: Olterman/McIntire, to pass:

Resolution No. 2016-090, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO RECEIVE AN ADULT LEARN TO SWIM PROGRAM GRANT FROM THE SWIMMING SAVES LIVES FOUNDATION

Passed: All present voting "aye."

Motion/Second: Olterman/Parham, to pass:

AN ORDINANCE TO AMEND THE AQUATIC CENTER FUND BUDGET BY APPROPRIATING GRANT FUNDS 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. Ordinance to Increase Retiree Health Insurance (AF: 289-2015) (Chris McCartt).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6531, AN ORDINANCE TO AMEND THE RETIREE HEALTH INSURANCE FUND BUDGET BY INCREASING THE RETIREE HEALTH INSURANCE FOR FISCAL 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. Approve Offer for the Greenbelt Walkway Project (AF: 309-2015) (Michael Thompson).

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Motion/Second: Parham/McIntire, to pass:

Resolution No. 2016-091, A RESOLUTION APPROVING AN OFFER FOR THE PURCHASE OF REAL PROPERTY FOR THE GREENBELT EXTENSION PROJECT; AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AGREEMENT, IF NECESSARY; AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

Passed: All present voting "aye."

2. Accept Bid for Bays Mountain Park Barge (AF: 287-2015)
(Ken Childress, Morris Baker)

Motion/Second: McIntire/Mitchell, to pass:

Resolution No. 2016-092, A RESOLUTION AWARDED THE BID FOR THE PURCHASE OF A PONTOON BOAT FOR BAYS MOUNTAIN PARK TO THE BOAT DOCTORS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

3. Memorandum of Understanding between Bays Mountain Park and East Tennessee State University's Department of Biological Sciences (AF: 299-2015) (Morris Baker/Fred Hilton).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2016-093, A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING WITH EAST TENNESSEE STATE UNIVERSITY DEPARTMENT OF BIOLOGICAL SCIENCES, AND AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDUM OF UNDERSTANDING AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE MEMORANDUM OF UNDERSTANDING

Passed: All present voting "aye."

4. Cancelling the January 4, 2016, Work Session and the January 5, 2016, Business Meeting and Setting a Work Session on January 14, 2016 of the Board of Mayor and Aldermen (AF: 312-2015) (Jeff Fleming). It was noted the scheduled work session on January 19, 2016 at 4:00 pm would still be held before the business meeting scheduled at 7:00 pm.

Motion/Second: McIntire/Mitchell, to pass:

Resolution No. 2016-098, A RESOLUTION CANCELLING THE JANUARY 4, 2016, WORK SESSION AND THE JANUARY 5, 2016, REGULAR MEETING OF THE BOARD OF MAYOR AND ALDERMAN BUSINESS MEETING, AND ADDING A WORK SESSION ON JANUARY 14, 2016, IN ACCORDANCE WITH ARTICLE III, SEC. 7 OF THE CHARTER OF THE CITY OF KINGSFORT, TENNESSEE

Passed: All present voting "aye."

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E. APPOINTMENTS/REAPPOINTMENTS.

Motion/Second: George/McIntire, to approve:

**1. Reappointments to the Emergency Communications District/
E-911 Board (AF: 308-2015) (Mayor Clark).**

Approve:

REAPPOINTMENT OF MR. CONNER CALDWELL, REV. KENNETH CALVERT AND MR. HUNTER WRIGHT TO SERVE ANOTHER FOUR-YEAR TERM ON THE **EMERGENCY COMMUNICATIONS DISTRICT/E-911 BOARD** EFFECTIVE IMMEDIATELY AND EXPIRING ON DECEMBER 31, 2019.

Passed: All present voting "aye."

VII. CONSENT AGENDA. (These items are considered under one motion, except for Item #3, which was pulled for discussion and voted on separately.)

Motion/Second: McIntire/Parham, to adopt:

1. Renew the Workers Compensation Excess Insurance Coverage through Safety National Insurance Company (AF: 300-2015) (Terri Evans).

Pass:

Resolution No. 2016-094, A RESOLUTION APPROVING THE RENEWAL OF THE AGREEMENT WITH SAFETY NATIONAL INSURANCE CORPORATION FOR WORKERS' COMPENSATION REINSURANCE AND AUTHORIZING THE MAYOR TO EXECUTE THE RENEWAL OF THE POLICY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE RENEWAL

Passed: All present voting "aye."

2. Renew the Self-Funded Health Insurance Program Excess Insurance Coverage through HCC Life Insurance Company (AF: 301-2015) (Terri Evans).

Pass:

Resolution No. 2016-095, A RESOLUTION AUTHORIZING RENEWAL OF THE POLICY WITH HCC LIFE INSURANCE COMPANY FOR STOP LOSS REINSURANCE COVERAGE AND AUTHORIZING THE MAYOR TO EXECUTE THE RENEWAL OF THE POLICY AND ALL AGREEMENTS AND OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE RENEWAL

Passed: All present voting "aye."

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3. Adoption of the 2016 Joint Tri-Cities Legislative Policy
(AF: 302-2015) (Jeff Fleming). This item was pulled from the consent agenda for further discussion at the request of Alderman Parham.

Pass: McIntire/Duncan

ADOPTION OF THE 2016 JOINT TRI-CITIES LEGISLATIVE POLICY

Passed: All present voting "aye."

4. Right-of-Way Easement with Kingsport Power Company
(AF: 305-2015) (Ryan McReynolds).

Pass:

Resolution No. 2016-096, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RIGHT-OF-WAY EASEMENT WITH KINGSFORT POWER COMPANY

Passed: All present voting "aye."

5. Renewal of Agreement with Aetna Life Insurance Company for Stop Loss Insurance for Kingsport City Schools (AF: 307-2015) (David Frye).

Pass:

Resolution No. 2016-097, A RESOLUTION AUTHORIZING THE RENEWAL OF THE AGREEMENT WITH AETNA LIFE INSURANCE COMPANY FOR STOP LOSS INSURANCE FOR THE KINGSFORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

6. Approve Issuance of Certificates of Compliance for Businesses to Sell Retail Alcoholic Beverages (AF: 311-2015) (Jim Demming).

Approve:

APPROVE ISSUANCE OF CERTIFICATES OF COMPLIANCE FOR BUSINESSES TO SELL RETAIL ALCOHOLIC BEVERAGES

Passed: All present voting "aye."

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Fleming commented on the ribbon cutting on the new burn building for the fire department. He provided a brief history on the spending for the fire department over the last five years.


B. MAYOR AND BOARD MEMBERS. Alderman Duncan stated his tie was signed by city employees. He also wished everyone a Merry Christmas and Happy New Year. Alderman Mitchell made comments on the PEAK organization and also encouraged everyone to shop downtown for Christmas.


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Alderman Parham recognized the life and service of Steve Ward who served 30 years as an animal control officer. Alderman Olterman commented his grandkids were watching at home and wished everyone a Merry Christmas. Alderman George also wished everyone a Merry Christmas and asking everyone not to forget the true meaning of this holiday. Vice-Mayor McIntire recognized Leland Davis, a World War II hero who celebrated a birthday last week. He wished everyone a blessed Christmas and, Happy New Year, everyone to be safe. Mayor Clark talked about the Post-Summit groups, noting he is excited and looking forward to their feedback. The mayor also pointed out there were many local events to participate in during this time of the year, including the Kingsport Theatre Guild, the Lamplight Theatre, the Nutcracker ballet performance and the Speedway in Lights.

C. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:00 p.m.


ANGELA MARSHALL
Deputy City Recorder




JOHN CLARK
Mayor