

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, February 16, 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 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:** Led by New Vision Youth.
- II.B. **INVOCATION:** Pastor Ed Clevinger, Grace Covenant Church.
- III. **ROLL CALL:** By City Recorder Demming. Absent: Alderman Michele Mitchell.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Kingsport Convention & Visitors Bureau – New Tournament – Chris McCartt, Alderman Duncan.
 2. Jamey Gillenwater – Graphic Winner for Safety Logo – Vice Mayor McIntire.
- V. **APPROVAL OF MINUTES.**

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

A. February 1, 2016 Regular Work Session

B. February 2, 2016 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Amend Zoning of the Arch Street Property Located at the Intersection of Arch Street and Roller Street (AF: 32-2016) (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 ARCH STREET FROM R-4, MEDIUM DENSITY APARTMENT DISTRICT TO R-5, HIGH DENSITY APARTMENT 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 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.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Accept Donation from the Friends of the Kingsport Public Library for Transformer and Lighting for Outside Kingsport Public Library Sign and Appropriate Funds (AF: 38-2016) (Morris Baker).

Motion/Second: George/Parham, to pass:

Resolution No. 2016-114, A RESOLUTION ACCEPTING A DONATION OF \$1,087.00 FROM THE FRIENDS OF THE KINGSFORT PUBLIC LIBRARY FOR LIGHTING FOR THE KINGSFORT PUBLIC LIBRARY SIGN

Passed: All present voting "aye."

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING DONATIONS RECEIVED 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. Agreement with Kingsport Economic Development Board for Economic Development in the Downtown Redevelopment District and Appropriation of Funds (AF: 36-2016) (Lynn Tully).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2016-115, A RESOLUTION APPROVING AN AGREEMENT WITH KINGSFORT ECONOMIC DEVELOPMENT BOARD FOR THE ECONOMIC DEVELOPMENT IN THE DOWNTOWN REDEVELOPMENT DISTRICT 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" except George "abstained."

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Motion/Second: Olterman/Duncan, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY TRANSFERRING FUNDS TO THE KINGSFORT ECONOMIC DEVELOPMENT BOARD FAÇADE PROGRAM FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye" except George "abstained."

3. Budget Cleanup Ordinance for FY16 (AF: 37-2016)
(Jeff Fleming).

Motion/Second: McIntire/George, 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. Ordinance to Amend the Code of Ordinances, Chapter 114-242(3) Building Permits (AF: 28-2016) (Corey Shepherd).

Motion/Second: Duncan/Olterman, to amend:

Motion/Second: Parham/Olterman, to pass as amended:

ORDINANCE NO. 6544, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSFORT, TENNESSEE, SECTION 114-242(3) BY ADDING A PARAGRAPH PERTAINING TO MINOR IMPROVEMENTS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Amend the Code of Ordinances to Create the B-2E Central Business Edge District to Better Accommodate Existing and Proposed Uses Downtown (AF: 12-2016) (Justin Steinmann).

Motion/Second: McIntire/Duncan, to pass:

ORDINANCE NO. 6545, AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSFORT, TENNESSEE, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Rezone Portions of Downtown from B-2, Central Business District, to B-2E, Central Business Edge District, to Better Accommodate Existing and Proposed Uses in Downtown (AF: 13-2016) (Justin Steinmann).

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Motion/Second: McIntire/Duncan, to pass:

ORDINANCE NO. 6546, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PORTIONS OF DOWNTOWN FROM B-2, CENTRAL BUSINESS 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, Olterman and Parham voting "aye."

4. Amend Ordinance 6475, the B-2 Central Business District, to Better Accommodate Existing and Proposed Uses Downtown (AF: 25-2016) (Justin Steinmann).

Motion/Second: McIntire/Parham, to pass:

ORDINANCE NO. 6547, AN ORDINANCE TO FURTHER AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, ORDINANCE 6475; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

5. Ordinance to Condemn (AF: 21-2016) (Mike Billingsley).

Motion/Second: Olterman/Parham, to pass:

ORDINANCE NO. 6548, AN ORDINANCE TO AUTHORIZE AND DIRECT THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS TO ACQUIRE PROPERTY, REAL OR PERSONAL, OR ANY EASEMENT, INTEREST, ESTATE OR USE THEREIN, FROM AFFECTED PROPERTY OWNERS ALONG THE ROUTE OF CERTAIN PUBLIC WORKS PROJECTS; TO FIX THE PROCEDURE FOR DIRECTING THE INITIATION OF SUCH LITIGATION; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

6. Condemn Property for the Indian Highland Park Parking Lot Project (AF: 27-2016) (Mike Billingsley).

Motion/Second: McIntire/Duncan, to pass:

ORDINANCE NO. 6549, AN ORDINANCE TO AUTHORIZE AND TO DIRECT THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS TO ACQUIRE PROPERTY, REAL OR PERSONAL, OR ANY EASEMENT, INTEREST, ESTATE OR USE THEREIN, FROM AFFECTED PROPERTY OWNERS ALONG THE ROUTE OF A CERTAIN PUBLIC WORKS PROJECT, TO WIT, INDIAN HIGHLAND PARK PARKING LOT PROJECT; TO FIX THE PROCEDURE FOR DIRECTING THE INITIATION OF SUCH LITIGATION; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

D. OTHER BUSINESS.

1. Agreement with Spoden and Wilson Consulting Engineers for the Continuation of the Greenbelt Eastern Extension Phase 1 Project (AF: 35-2016) (Ryan McReynolds).

Motion/Second: Parham/George, to pass:

Resolution No. 2016-116, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SPODEN & WILSON CONSULTING ENGINEERS FOR THE GREENBELT PROJECT AND TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS.

Appointments/Reappointments are considered under one motion.

Motion/Second: Olterman/Parham, to approve:

1. Appointment to the Gateway Review Commission (AF: 29-2016) (Mayor Clark).

Approve:

APPOINTMENT OF MR. JOHN PERDUE TO SERVE A THREE-YEAR TERM ON THE **GATEWAY REVIEW COMMISSION**. THIS APPOINTMENT IS EFFECTIVE IMMEDIATELY AND EXPIRES ON FEBRUARY 28, 2019.

Passed: All present voting "aye."

2. Appointment to the Planning Commission (AF: 30-2016) (Mayor Clark).

Approve:

APPOINTMENT OF MS. SHARON DUNCAN ON THE **PLANNING COMMISSION** TO COMPLETE THE UNEXPIRED TERM OF MS. HEATHER COOK. MS. DUNCAN'S TERM WILL EXPIRE JUNE 30, 2017.

Passed: All present voting "aye" except Duncan "abstained."

3. Reappointment and Appointment to the Kingsport Board of Zoning Appeals (AF: 31-2016) (Mayor Clark).

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Approve:

APPOINTMENT OF MR. ASHOK GALA AND REAPPOINTMENT OF MR. WILLIAM SUMNER TO SERVE ON THE **KINGSPORT BOARD OF ZONING APPEALS**. MR. GALA WILL REPLACE THE UNEXPIRED TERM OF MS. SHARON DUNCAN AND HIS TERM WILL EXPIRE ON APRIL 30, 2017. MR. SUMNER WILL SERVE A THREE-YEAR TERM EXPIRING ON DECEMBER 31, 2018.

Passed: All present voting "aye."

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

Motion/Second: Olterman/George, to adopt:

1. Approval of Easement and Right-of-Way for Cooks Terrace Sewer Extension Project (AF: 33-2016) (Ryan McReynolds).

Pass:

APPROVE EASEMENT AND RIGHT-OF-WAY FOR COOKS TERRACE SEWER EXTENSION PROJECT

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

2. Bid Award for the Purchase of Various Water and Sewer Maintenance Items (AF: 39-2016) (Chris McCartt, Ryan McReynolds).

Pass:

Resolution No. 2016-117, A RESOLUTION AWARDING THE BID FOR PURCHASE OF VARIOUS WATER AND SEWER MAINTENANCE ITEMS TO SOUTHERN PIPE & SUPPLY, HD SUPPLY WATERWORKS, HAYES SUPPLY WATERWORKS, INC, CMC SUPPLY, INC, AND CONSOLIDATED PIPE & SUPPLY, INC AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

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

VIII. COMMUNICATIONS.


- A. CITY MANAGER.** Mr. Fleming commented on the Stone Drive sidewalk proposal to alleviate confusion from an editorial in the paper. He pointed out this is a grant with very tight controls over what can be applied for so staff chose the project that was most likely to be funded. Mr. Fleming also gave details on the transportation facilities discussion from last night's work session.


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B. MAYOR AND BOARD MEMBERS. Alderman Oltzman thanked the Public Works Department as well as the police department for working through the recent snow. Alderman George commended the efforts of the CVB recruiting tournaments to the area. She also stated the recent annual Chamber dinner was an excellent event. Vice-Mayor McIntire commented on the Fire Department's recent confined space training event at the dam which he attended with Alderman Duncan. Alderman Duncan stated his tie was signed by the New Vision Youth group, giving details on this organization and their activities. He also described his experience at the confined space training. Lastly, he encouraged everyone to buy local. Alderman Parham spoke about how well the Chamber dinner was organized. He also gave details on the featured article about Kingsport in the Tennessee Town and City circulation paper. Mayor Clark stated Kingsport was on the right track and we just need to keep it going, pointing out the city is being recognized by the state on many different fronts. He congratulated Dobyne Bennett for winning the Northeast Science Academic Bowl. The mayor noted the summit process is about a month away from wrapping up the four month long process by hearing a final report from the seven focus groups. He also gave some details on the school's presentation from the work session last night. Lastly Mr. Clark discussed the "Live Sugar Free" initiative of Healthy Kingsport as well as the installation of water fountains along the greenbelt.

C. VISITORS. Mr. Skip Morrell commented on the Park Hill subdivision.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:02 p.m.


ANGELA MARSHALL
Deputy City Recorder




JOHN CLARK
Mayor