

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, February 4, 2014, 7:00 PM
Large Court Room – City Hall

PRESENT: Board of Mayor and Aldermen
Mayor Dennis R. Phillips, Presiding
Alderman John Clark
Alderman Colette George
Vice-Mayor Mike McIntire
Alderman Tom Segelhorst
Alderman Jantry Shupe

City Administration
John G. Campbell, City Manager
J. Michael Billingsley, City Attorney
James H. Demming, City Recorder

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Alderman Colette George.
- II.B. **INVOCATION:** Penny Hagy – Minister, Evangel Family Worship Center.
- III. **ROLL CALL:** By City Recorder Demming. Absent: Alderman Tom C. Parham.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Proclamation – Congenital Heart Defect Awareness Week – February 7-14, 2014 – Mayor Phillips.
- V. **APPROVAL OF MINUTES.**

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

- A. January 21, 2014 Regular Work Session
- B. January 21, 2014 Regular Business Meeting
- C. January 17, 2014 Special Called Business Meeting as amended (Mayor Phillips noted the adjournment time should be 2:10 p.m. instead of 8:15 p.m.)

Approved: All present voting “aye.”

- VI. **COMMUNITY INTEREST ITEMS.**
 - AA. **PUBLIC HEARINGS.** None.
 - A. **PUBLIC COMMENT.** Mayor Phillips 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. Consideration of an Ordinance to Amend Various Projects and Funds (AF: 28-2014).

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND, STORM WATER PROJECT FUND AND AQUATIC CENTER BUDGETS FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Consideration of a Resolution and Ordinance and Approval of a Supplemental Appropriation to the Redevelopment Incentive Fund (aka Demolition Fund) for Kingsport Economic Development Board (AF: 26-2014).

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2014-123, A RESOLUTION APPROVING A CONTRIBUTION TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE (KEDB) FOR ECONOMIC DEVELOPMENT

Passed: All present voting "aye."

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING FUNDS TO THE KINGSPORT INDUSTRIAL BOARD FOR YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. None.

D. OTHER BUSINESS.

1. Consideration of a Resolution to Offer a Limited Retirement Incentive to Eligible Employees (AF: 16-2014). Mayor Phillips pointed out the previous questions the board members had on this item have all been answered.

Motion/Second: Segelhorst/Shupe, to pass:

Resolution No. 2014-124, A RESOLUTION AUTHORIZING THE CITY MANAGER TO OFFER RETIREMENT INCENTIVES FOR A LIMITED TIME TO ELIGIBLE EMPLOYEES

Passed: All present voting "aye."

2. Consideration of a Resolution Approving a License Agreement with BMI (AF: 27-2014).

Motion/Second: Segelhorst/McIntire, to pass:

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Resolution No. 2014-125, A RESOLUTION APPROVING A LICENSE AGREEMENT WITH BROADCAST MUSIC, INC. (BMI) 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."

3. Consideration of a Resolution Cancelling the Agreement for the Emergency Warning Siren System with West Shore Services, Inc. (AF: 23-2014). City Manager Campbell stated this company couldn't make the system work like they said it would. Mayor Phillips noted the city is still going to do this, however this company was not compatible with our equipment.

Motion/Second: George/Segelhorst, to pass:

Resolution No. 2014-126, A RESOLUTION CANCELLING THE AGREEMENT WITH WEST SHORE SERVICES, INC. FOR THE PURCHASE AND INSTALLATION OF AN EMERGENCY WARNING SIREN SYSTEM AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CANCELLATION

Passed: All present voting "aye."

4. Consideration of a Resolution to Enter into a Contractual Agreement with the Tennessee Department of Transportation for Reimbursement of Operation Expenses for FY13-14 (AF: 22-2014).

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2014-127, A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REIMBURSEMENT CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF CITY TRANSIT SYSTEM OPERATING EXPENDITURES FOR FISCAL YEAR 2013-2014

Passed: All present voting "aye."

5. Consideration of a Resolution to Enter into a Contractual Agreement with the Tennessee Department of Transportation for Reimbursement of Capital Expenses for FY13-18 (AF: 25-2014).

Motion/Second: George/Segelhorst, to pass:

Resolution No. 2014-128, A RESOLUTION APPROVING AN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF CITY TRANSIT SYSTEM OPERATING EXPENDITURES FOR FISCAL YEARS 2013-2018 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."

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6. Consideration of a Resolution Authorizing the Mayor to Execute All Documents Necessary to the Canada Goose Management Cooperative Agreement (AF: 24-2014).

Motion/Second: Segelhorst/George, to pass:

Resolution No. 2014-129, A RESOLUTION APPROVING AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE 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."

7. Consideration of a Resolution to Approve Policies Related to the New Tennessee State Law Public Chapter 148 on Concussions in Youth Sports (AF: 31-2014). City Attorney Billingsley pointed out state law requires this policy for organized sports.

Motion/Second: Clark/George, to pass:

Resolution No. 2014-130, A RESOLUTION APPROVING POLICIES RELATED TO THE NEW TENNESSEE STATE LAW PUBLIC CHAPTER 148 RELATING TO CONCUSSIONS IN YOUTH SPORTS

Passed: All present voting "aye."

8. Consideration of a Resolution Approving the Transfer of Real and Personal Property to the Tri-Cities Airport Authority (AF: 29-2014).

Motion/Second: Shupe/McIntire, to pass:

Resolution No. 2014-131, A RESOLUTION APPROVING THE TRANSFER OF THE REAL AND PERSONAL PROPERTY HELD FOR USE BY THE TRI-CITIES AIRPORT COMMISSION FOR OPERATION OF THE AIRPORT TO THE TRI-CITIES AIRPORT AUTHORITY; AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED AND A BILL OF SALE CONVEYING THE REAL AND PERSONAL PROPERTY HELD FOR USE BY THE TRI-CITIES AIRPORT COMMISSION FOR THE AIRPORT TO THE TRI-CITIES AIRPORT AUTHORITY; AUTHORIZING THE MAYOR TO ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE TRANSFER OF SUCH PROPERTY; AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE DOCUMENTS, AS NEEDED; AND TO FIX THE EFFECTIVE DATE OF THIS RESOLUTION

Passed: All present voting "aye."

9. Consideration of a Resolution Authorizing the Issuance of a Purchase Order for Three (3) 72-Passenger School Buses to Central States Bus Sales, Inc. (AF: 33-2014). City Manager Campbell provided details on this item on behalf of the schools.

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Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2014-132, A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF THREE 72 PASSENGER SCHOOL BUSES TO CENTRAL STATES BUS SALES, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

10. Consideration of a Resolution Authorizing the Issuance of a Purchase Order for Two (2) 72-Passenger School Buses to Central States Bus Sales, Inc. (AF: 34-2014). After some discussion, the board decided to reject this bid.

Motion/Second: Segelhorst/George, to reject the following resolution:

A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF TWO 72 PASSENGER SCHOOL BUSES TO CENTRAL STATES BUS SALES, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

11. Consideration of Resolutions to Approve Agreements with the Lynn Garden Optimist Club and the Lynn View Pee Wee Football Organization (AF: 32-2014).

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2014-133, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH THE LYNN GARDEN OPTIMIST CLUB RELATED TO THE USE OF THE ATHLETIC FIELDS AND CONCESSION STAND OPERATIONS AT THE LYNN VIEW COMMUNITY CENTER

Passed: All present voting "aye."

Motion/Second: McIntire/George, to pass:

Resolution No. 2014-134, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH LYNN VIEW PEE WEE FOOTBALL RELATED TO THE USE OF THE ATHLETIC FIELDS AND CONCESSION STAND OPERATIONS AT THE LYNN VIEW COMMUNITY CENTER

Passed: All present voting "aye."

12. Consideration of a Resolution to Authorize the Sale of Surplus Property to Frontier Health and Authorize the Mayor to Execute the Agreement and Sign All Applicable Documents (AF: 30-2014). City Manager Campbell noted the property has not yet been platted, and therefore the board cannot take any action at this time. This agenda item was deferred to the next Regular Business Meeting on February 18, 2014.

Motion/Second: McIntire/Shupe, to defer:

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A RESOLUTION APPROVING AN AGREEMENT WITH FRONTIER HEALTH FOR THE SALE OF PROPERTY 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."

E. APPOINTMENTS/REAPPOINTMENTS. None.

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

Motion/Second: McIntire/George, to adopt:

1. Consideration of a Budget Ordinance Appropriating Available Funds for the Project and Authorize the Mayor to Sign All Applicable Documents to Award Bid for Double Springs Tank Replacement Project (AF: 12-2014).

Adopt:

Ordinance No. 6379, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE DOUBLE SPRINGS TANK PROJECT AND TO THE MASTER PLAN UPGRADES PROJECT FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, McIntire, Segelhorst, Shupe and Phillips voting "aye."

2. Consideration of an Ordinance to Appropriate Cultural Arts Funding Received from Kingsport Chamber of Commerce (AF: 17-2014).

Adopt:

Ordinance No. 6380, AN ORDINANCE TO AMEND THE GENERAL PROJECT SPECIAL REVENUE FUND BY APPROPRIATING FUNDS RECEIVED AS DONATIONS RECEIVED FROM THE KINGSFORT CHAMBER OF COMMERCE FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, McIntire, Segelhorst, Shupe and Phillips voting "aye."

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Campbell thanked Public Works for the snow removal.


B. MAYOR AND BOARD MEMBERS. Alderman George commented on the positive elements of Bays Mountain. Alderman Segelhorst expressed his appreciation for the employees who work in the cold weather. He stated the Navy Band will be performing tomorrow night at the Eastman Center and encouraged everyone to go see them. He also was thankful for the well

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wishes he received during his illness and hospitalization. Alderman Clark commented on health and wellness and encouraged citizens to join the Fit Steps program through the Parks and Receptions department. Vice-Mayor McIntire commented on a citizen who gave the fire department the ability to rescue pets, noting their importance to many families. He also complimented the water and sewer department on their recent high score following a state inspection. Mayor Phillips noted there have been several people with medical problems recently.

C. VISITORS. Ms. Mary McNabb commented.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 7:40 p.m.


ANGELA MARSHALL
Deputy City Recorder




DENNIS R. PHILLIPS
Mayor