

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, April 15, 2014, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding
Alderman Colette George
Vice-Mayor Mike McIntire
Alderman Tom C. Parham

Alderman Tom Segelhorst
Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager
Joseph E. May, Interim 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 Jantry Shupe.
- II.B. **INVOCATION:** Pastor John Coates, Lynn Garden Baptist Church. Before the invocation, Mayor Phillips commented the board was prepared tonight to vote on offering Jeff Fleming the position of city manager, but this will now be postponed due to the sudden death of Jeff's father. He asked Pastor Coates to remember the Fleming family during his prayer.
- III. **ROLL CALL:** By City Recorder Demming. Absent: Alderman John Clark .
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Presentation of Portrait of First Mayor of Kingsport – Mr. & Mrs. Dobyms honored their relative with a picture that will be displayed in city hall.
 2. Stormwater Management Award – Steve Robbins presented this award to business owner Diane Clayton of Van Mar, Inc. and Lindsey Harris representing the design firm Littlejohn Engineering for the new Burger King on Clinchfield Street.
 3. Telecommunications Week Proclamation – Mayor Phillips and Police Chief Quillin recognized the 911 dispatchers for their service.
- V. **APPROVAL OF MINUTES.**

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

- A. March 31, 2014 Regular Work Session
- B. April 1, 2014 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

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AA. PUBLIC HEARINGS. None.

1. Public Hearing and Consideration of Ordinance to Amend Zoning of Parcel 28, Tax Map 47, Located off East Stone Drive in the 11th Civil District of Sullivan County (AF: 71-2014). City Planner Ken Weems provided details on this owner requested rezoning.

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

Motion/Second: McIntire/George, to pass:

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

2. Public Hearing and Consideration of Ordinance to Amend Zoning of Parcels 1-14, Group A, Tax Map 46I and Parcels 6 and 7, Group B, Tax Map 46I, Located off Clinchfield Street in the 11th Civil District of Sullivan County (AF: 72-2014). City Planner Weems presented this item.

PUBLIC COMMENT ON ITEM VI.AA.2. Ms. Pam Evans from Parkhill Addition voiced concerns on this item.

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO CLINCHFIELD STREET FROM B-4P, PLANNED BUSINESS DISTRICT TO B-2, CENTRAL BUSINESS 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."

3. Public Hearing for Annexation Annual Plan of Services Report (AF: 77-2014). Planner Corey Shepherd gave a brief presentation on this item.

PUBLIC COMMENT ON ITEM VI.AA.3. None.

4. Public Hearing and Consideration of Ordinances to Annex/Amend Zoning of the Diana Road 2 Annexation and Consideration of a Resolution Adopting the Plan of Services (AF: 76-2014). City Planner Corey Shepherd provided details on this owner requested annexation.

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PUBLIC COMMENT ON ITEM VI.AA.4. None.

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE 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 DIANA ROAD 2 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 ORDINANCE

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

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG DIANA ROAD TO R-1B, SINGLE-FAMILY RESIDENTIAL DISTRICT 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/Segelhorst, to pass:

Resolution No. 2014-159, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE DIANA ROAD 2 ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

Passed: All present voting "aye."

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.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Consideration of an Ordinance to Amend Various Projects and Funds (AF: 85-2014).

Motion/Second: Segelhorst/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND AND GENERAL PROJECT FUND 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."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. None.

D. OTHER BUSINESS.

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1. Consideration of a Resolution 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: 74-2014).

Motion/Second: George/Parham, to pass:

Resolution No. 2014-160, A RESOLUTION RENEWING THE CONTRACT FOR CONCESSION FOOD SERVICE DISTRIBUTOR FOR THE KINGSFORT 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."

2. Consideration of a Resolution Awarding the Bid for the Purchase of Chlorine to Brenntag Mid-South, Inc., Zinc Orthophosphate to Carus Corporation, Coagulant to Gulbrandsen Manufacturing, Inc., Hydrofluorosilicic Acid to Pencco, Inc., and Polymer to Coastal Water Technology, LLC (AF: 80-2014).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2014-161, A RESOLUTION AWARDING THE BID FOR PURCHASE OF CHLORINE TO BRENNTAG MID-SOUTH, INC.; FOR ZINC ORTHOPHOSPHATE TO CARUS CORPORATION; FOR COAGULANT TO GULBRANDSEN MANUFACTURING, INC.; FOR HYDROFLOURISILIC ACID TO PENCCO, INC.; AND FOR POLYMER TO COASTAL WATER TECHNOLOGY, LLC AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye."

3. Consideration of a Resolution to Amend a Contractual Agreement with the Tennessee Department of Transportation for Use of Capital Funds (AF: 82-2014).

Motion/Second: Segelhorst/Parham, to pass:

Resolution No. 2014-162, A RESOLUTION APPROVING AMENDMENT ONE TO THE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF CITY TRANSIT SYSTEM CAPITAL EXPENDITURES FOR FISCAL YEAR 2011-2012

Passed: All present voting "aye."

4. Consideration of a Resolution Awarding the Bid for the Purchase and Installation of the Cooling Tower Replacement at George Washington Elementary School to S.B. White Co., Inc. and Authorizing the Mayor to Sign All Applicable Documents (AF: 83-2014).

Motion/Second: George/Parham, to pass:

Resolution No. 2014-163, A RESOLUTION AWARDING THE BID FOR THE PURCHASE AND INSTALLATION OF THE COOLING TOWER REPLACEMENT AT

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GEORGE WASHINGTON ELEMENTARY SCHOOL TO S.B. WHITE CO., 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."

**5. Consideration of a Resolution Rescinding Resolution No.
2014-068 and Authorizing the Mayor to Execute Any and All Documents
Necessary and Proper (AF: 81-2014).**

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2014-164, A RESOLUTION RESCINDING RESOLUTION NO. 2014-
068 AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS
NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS
RESOLUTION

Passed: All present voting "aye."

**6. Consideration of a Resolution Approving an Agreement with
Project Lead The Way (PLTW) for the Kingsport City Schools (AF: 84-2014).**

Motion/Second: Parham/George, to pass:

Resolution No. 2014-165, A RESOLUTION APPROVING AN AGREEMENT WITH
PROJECT LEAD THE WAY, INC., FOR USE IN KINGSFORT CITY SCHOOLS, AND
AUTHORIZING THE KINGSFORT CITY SCHOOL SUPERINTENDENT 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 Authorizing the Mayor to Sign
All Documents Necessary and Proper to Enter into a Ground Lease with the
Kingsport Economic Development Board for Property Located on the Former
General Shale Site (AF: 86-2014).**

Motion/Second: Segelhorst/Shupe, to pass:

Resolution No. 2014-166, A RESOLUTION APPROVING A GROUND LEASE FOR
THE BALL FIELDS PROJECT WITH THE INDUSTRIAL DEVELOPMENT BOARD OF
THE CITY OF KINGSFORT, TENNESSEE (KEDB) FOR A PORTION OF THE
FORMER GENERAL SHALE 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."

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8. Consideration of a Resolution Authorizing the Mayor to Sign All Documents Necessary and Proper to Enter into a Ground Lease with the Kingsport Economic Development Board for the Construction of a Detention Pond for Property Located on the Former General Shale Site (AF: 87-2014).

Motion/Second: Parham/George, to pass:

Resolution No. 2014-167, A RESOLUTION APPROVING A GROUND LEASE FOR A DETENTION POND SITE WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE (KEDB) FOR A PORTION OF THE FORMER GENERAL SHALE PROPERTY 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."

9. Consideration of a Resolution Authorizing the Mayor to Sign All Documents Necessary and Proper to Enter into an Agreement with Thomas Construction for Site Work Associated with the Construction of the New Baseball/Softball Complex (AF: 88-2014).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2014-168, A RESOLUTION AWARDDING THE BID FOR THE PROJECT INSPIRE BALLFIELD CONSTRUCTION PROJECT TO THOMAS CONSTRUCTION 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."

E. APPOINTMENTS/REAPPOINTMENTS.

Appointments/Reappointments are considered under one motion.

Motion/Second: McIntire/Segelhorst, to approve:

1. Consideration of Reappointments to the Board of Zoning Appeals (AF: 78-2014).

Approve:

REAPPOINTMENTS OF MS. DIANE HILLS AND MR. ROBERT WINSTEAD, JR. TO SERVE ANOTHER TERM ON THE **BOARD OF ZONING APPEALS**, EFFECTIVE IMMEDIATELY AND EXPIRING ON APRIL 30, 2017.

Passed: All present voting "aye."

2. Consideration of Reappointments to the Historic Zoning Commission (AF: 79-2014).

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Approve:

REAPPOINTMENTS OF MS. JEWELL MCKINNEY, MR. DAVID OAKS AND MR. PERRY CROCKER TO SERVE ANOTHER TERM ON THE **HISTORIC ZONING COMMISSION**, EFFECTIVE IMMEDIATELY AND EXPIRING ON APRIL 30, 2017.

Passed: All present voting "aye."

VII. CONSENT AGENDA. None.

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Campbell commented on the recent clean up week and the Public Works Department. He also mentioned thoughts and prayers are going out to Jeff Fleming's family for the loss of his father.


B. MAYOR AND BOARD MEMBERS. Alderman George thanked Officer Patton for his presentation on how to dispose of prescription medication, stating the information was very useful. She asked citizens to vote for a local non-profit to receive a \$5,000 donation from First Tennessee Bank. Ms. George also encouraged everyone to vote in the county election and stated the Mayor's Prayer Breakfast is scheduled for May 1. Alderman Segelhorst, Alderman Shupe, Alderman Parham and Vice-Mayor McIntire offered condolences to the Fleming family. Alderman Segelhorst congratulated Alderman George for winning a humanitarian award.

C. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 7:50 p.m.


ANGELA MARSHALL
Deputy City Recorder




DENNIS R. PHILLIPS
Mayor