

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, May 20, 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 C. Parham  
Alderman Tom Segelhorst  
Alderman Jantry Shupe

City Administration  
John G. Campbell, City Manager  
J. Michael Billingsley, City Attorney  
Lisa Winkle, City Comptroller

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG**
- II.B. **INVOCATION:** Jonathan Hermes – St. Timothy’s Episcopal Church.
- III. **ROLL CALL:** By City Comptroller Lisa Winkle. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
  1. Keep Kingsport Beautiful Beautification Awards – Ms. Robin Cleary and Alderman Segelhorst presented these awards.
- V. **APPROVAL OF MINUTES.**

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

- A. May 5, 2014 Regular Work Session
- B. May 6, 2014 Regular Business Meeting
- C. May 2, 2014 Called Work Session
- D. May 12, 2014 Called Work Session
- E. May 13, 2014 Called Work Session
- F. May 15, 2014 Called Work Session

Approved: All present voting “aye.”

**VI. COMMUNITY INTEREST ITEMS.**

**AA. PUBLIC HEARINGS.** None.

**A. PUBLIC COMMENT.** Mayor Phillips made clarification on recent stories that have been published by WJHL. The Mayor then 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.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

**B. BUSINESS MATTERS REQUIRING FIRST READING.**

**1. Consideration of an Ordinance to Amend the FY14 Schools Federal Projects Fund Budget (AF: 116-2014).**

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE TO AMEND THE FY 2014 SCHOOL FEDERAL GRANT PROJECTS FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Consideration of an Ordinance to Amend the FY14 Schools Special Projects Fund Budget (AF: 117-2014).**

Motion/Second: Segelhorst/Clark, to pass:

AN ORDINANCE TO AMEND THE FY 2014 SCHOOL SPECIAL PROJECTS FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Consideration of an Ordinance to Amend the FY14 General Purpose School Fund Budget (AF: 115-2014).**

Motion/Second: Parham/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND AND THE WATER AND SEWER FUND BUDGETS BY APPROPRIATING GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND, SERIES 2012C; FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.**

**1. Consideration of an Ordinance to Amend Zoning of Parcel 4.1, Tax Map 47P, Located off Indian Trail Drive in the 11<sup>th</sup> Civil District of Sullivan County (AF: 94-2014).**

Motion/Second: Segelhorst/McIntire, to pass:

**ORDINANCE NO. 6396**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO INDIAN TRAIL DRIVE FROM B-3, HIGHWAY ORIENTED BUSINESS DISTRICT TO R-4, MEDIUM DENSITY APARTMENT DISTRICT IN THE 11<sup>TH</sup> 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, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

**2. Consideration of an Ordinance to Amend Zoning of a Portion of Parcels 8 and 26, Tax Map 46, Located off East Main Street in the 11<sup>th</sup> Civil District of Sullivan County (AF: 95-2014).**

Motion/Second: McIntire/Segelhorst, to pass:

**ORDINANCE NO. 6397**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG EAST MAIN STREET TO B-2, CENTRAL BUSINESS DISTRICT IN THE 11<sup>TH</sup> 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, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**D. OTHER BUSINESS.**

**1. Consideration of a Resolution to Authorize the Mayor to Sign All Documents Necessary to Apply for and Receive a DOJ – Office of Justice Programs/Bureau of Justice Assistance Bulletproof Vest Partnership (BVP) Reimbursement Grant (AF: 113-2014).**

Motion/Second: George/Parham, to pass:

**Resolution No. 2014-186**, A RESOLUTION APPROVING AN APPLICATION FOR AND RECEIPT OF A UNITED STATES DEPARTMENT OF JUSTICE BUREAU OF JUSTICE ASSISTANCE BULLET PROOF VEST (BPV) REIMBURSEMENT GRANT AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER FOR SUCH APPLICATION AND RECEIPT OF GRANT FUNDS

Passed: All present voting "aye."

**2. Consideration of a Resolution Awarding the Bid for Produce Products for the Kingsport City Schools Food and Nutrition Services and Authorizing the Mayor to Sign All Applicable Documents (AF: 120-2014).**

Motion/Second: McIntire/Clark, to pass:

**Resolution No. 2014-187**, A RESOLUTION AWARDDING THE BID FOR PURCHASE OF PRODUCE ITEMS FOR USE BY THE CITY OF KINGSFORT SCHOOL NUTRITION SERVICES TO CROOK BROTHERS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**3. Consideration of a Resolution Awarding the Bid for the Purchase of Three (3) AWD Utility Wagons to Auto World of Big Stone Gap, Inc. (AF: 109-2014).**

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2014-188**, A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF THREE ALL WHEEL DRIVE SPORTS UTILITY VEHICLES TO AUTO

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

WORLD OF BIG STONE GAP, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**4. Consideration of a Resolution Awarding the Bid for the Purchase of Two (2) Full Size 4X4 Pick-Up Trucks to Empire Ford, Inc. (AF: 118-2014).**

Motion/Second: Segelhorst/Parham, to pass:

**Resolution No. 2014-189**, A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF TWO FULL SIZE 4x4 PICK-UP TRUCKS TO EMPIRE FORD, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**5. Consideration of a Resolution Authorizing the Mayor to Amend the Agreement with Barge Waggoner Sumner and Cannon for Design Services Related to the New Ball Field Complex (AF: 122-2014).**

Motion/Second: George/McIntire, to pass:

**Resolution No. 2014-190**, A RESOLUTION APPROVING THE AMENDMENT WITH BARGE WAGGONER SUMNER & CANNON, INC. FOR DESIGN SERVICES FOR THE BALL FIELD COMPLEX PROJECT INCLUDING CONSTRUCTION ADMINISTRATION SERVICES AND DESIGN OF THE DETENTION POND; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT; AND AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AMENDMENT, AS NEEDED

Passed: All present voting "aye."

**6. Consideration of a Resolution to Authorize Participation in the BuyBoard National Purchasing Cooperative and Authorize the Mayor to Sign All Applicable Documents (AF: 121-2014).**

Motion/Second: Parham/Clark, to pass:

**Resolution No. 2014-191**, A RESOLUTION APPROVING THE NATIONAL PURCHASING COOPERATIVE INTERLOCAL PARTICIPATION AGREEMENT FOR THE SCHOOL SYSTEM TO PARTICIPATE IN THE NATIONAL PURCHASING COOPERATIVE (NATIONAL BUYBOARD); AUTHORIZING THE MAYOR EXECUTE THE AGREEMENT AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT; AND AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AGREEMENT, AS NEEDED

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

**7. Consideration of a Resolution to Amend the Professional Services Agreement with Hazen and Sawyer for Design Improvements to the Pendragon and West Kingsport Pump Stations and Authorize the Mayor to Sign All Applicable Documents (AF: 124-2014).**

Motion/Second: Parham/ Shupe, to pass:

**Resolution No. 2014-192**, A RESOLUTION APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER FOR DESIGN IMPROVEMENTS TO THE PENDRAGON AND WEST KINGSPORT SEWER PUMP STATIONS; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

Passed: All present voting "aye."

**8. Consideration of a Resolution Authorizing the Mayor to Execute an Agreement with Daniel V. Davis and 3 Tee's, LLC Regarding the Professional Housing Incentive Program (AF: 123-2014).**

Motion/Second: McIntire/Clark, to pass:

**Resolution No. 2014-193**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DANIEL V. DAVIS AND 3 TEE'S, LLC TO PAY FOR SOME INFRASTRUCTURE IN A SUBDIVISION DEVELOPMENT THAT WILL BE PUBLICLY ASSOCIATED WITH THE PROFESSIONAL HOUSING INCENTIVE PROGRAM AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**9. Consideration of a Resolution Approving the Exercise of the Rights Contained in the Agreement with KEDB for Unit 210 in 400 Clinchfield Condominium Association Dated July 10, 2012 (AF: 128-2014).** City Manager Campbell noted this was an addition to the agenda based on the conversation at the work session. He stated this was 5,500 square feet that was left undeveloped and has been asked to be leased by Judge Montgomery and his staff. Mr. Campbell pointed out the rent will be paid by the state.

Motion/Second: McIntire/Parham, to pass:

**Resolution No. 2014-194**, A RESOLUTION EXERCISING THE RIGHTS SET OUT IN THE AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE TO ACQUIRE UNIT 210 IN THE 400 CLINCHFIELD CONDOMINIUM ASSOCIATION BUILDING; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION; AND SETTING OUT SOME PARAMETERS TO COMPLETE THE UNIT

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

**E. APPOINTMENTS/REAPPOINTMENTS.**

**1. Consideration of an Appointment to the Aquatic Center Advisory Board (AF: 119-2014).**

Motion/Second: Segelhorst/McIntire, to approve:

APPOINTMENT OF MR. JEFF MCCORD TO SERVE A THREE-YEAR TERM ON THE **AQUATIC CENTER ADVISORY BOARD** REPLACING MR. BRAD HOOVER WHO HAS RESIGNED. THIS APPOINTMENT IS EFFECTIVE IMMEDIATELY AND WILL EXPIRE ON MAY 31, 2017.

Passed: All present voting "aye."

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

Motion/Second: Parham/Clark, to adopt:

**1. Consideration of a Budget Ordinance Appropriating Available Funds to SW1303 for Funding of the East Stone Drive/Yadkin Street Sewer Rehabilitation Project and Authorizing the Mayor to Sign All Applicable Documents (AF: 99-2014).**

Adopt:

**Ordinance No. 6398**, AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BY TRANSFERRING FUNDS FOR THE EAST STONE DRIVE/YADKIN STREET SEWER REHABILITATION PROJECT FOR THE FISCAL 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, Parham, Segelhorst, Shupe and Phillips voting "aye."

**2. Consideration of a Budget Ordinance to Transfer Funds within the Stormwater Utility CIP from ST1401 Stormwater Infrastructure to the Sourmash Drive Drainage Improvement Project (AF: 111-2014).**

Adopt:

**Ordinance No. 6399**, AN ORDINANCE TO AMEND THE STORM WATER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE SOURMASH DRIVE DRAINAGE IMPROVEMENT PROJECT (ST1403) 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, Parham, Segelhorst, Shupe and Phillips voting "aye."

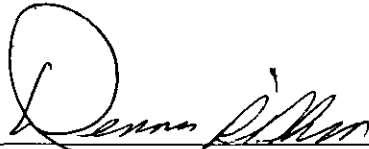
**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, May 20, 2014**

**VIII. COMMUNICATIONS.**

- A. CITY MANAGER.** Public Works Director Ryan McReynolds reminded the public and the board this is National Public Works Week and the upcoming public works day to be held Thursday at the Farmers Market. Assistant to the City Manager Chris McCartt stated the outdoor water park at the Aquatic Center is now open. City Manager Campbell recognized Steve Hightower and Fleet for winning an environmental award from the State for alternative fuels.
- B. MAYOR AND BOARD MEMBERS.** Alderman George commented on the four new wolf pups at Bays Mountain and congratulated graduating high school seniors. She also stated everyone she has talked has said the Racks by the Tracks event was wonderful. Alderman Segelhorst noted school is out tomorrow and asked everyone to use caution when driving around town. He also congratulated Public Works and their efforts at safety awareness this month. Alderman Shupe commented on Judge Montgomery's choice to locate to Kingsport, noting it is good for the city and speaks volumes about the efforts of city staff. Alderman Clark offered congratulations to the Beautification Award winners and gave details on recent inspirational events he has attended in the city. Alderman Parham provided a history on the budget, noting the hundreds of hours of work by staff and the six million dollars that was cut before getting to the point of discussing an increase to taxes and fees. Vice-Mayor McIntire commented on the upcoming Memorial Day weekend and encouraged everyone to be safe. Mayor Phillips made comments regarding the budget and responded to remarks he has received from citizens. He also explained the entire budget process, including how the state budget is part of the process, the history of sales tax and how it affects local government. He further stated revenues are down and income has to be raised, noting it has been eight years since the last tax increase. He wanted the public to know the board has struggled over this budget because they don't like to raise taxes or fees. He encouraged anyone who has an opinion to contact the board.
- C. VISITORS.** Mr. Joseph Disselkamp, 1308 Wakefield Place, commented on budget issues. Ms. Barbara Brown and Ms. Mary McNabb also made comments on the budget as well as the sunshine law.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:20 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder

  
DENNIS R. PHILLIPS  
Mayor