

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, June 16, 2015, 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
Alderman Andy Hall

Vice-Mayor Mike McIntire
Alderman Tom C. Parham
Alderman Tom Segelhorst

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 Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Family Members of Mayor Phillips – Evan Hayes, Olivia LaHair and Gavin Thomas.
- II.B. **INVOCATION:** Pastor Paul Becker, Concordia Lutheran Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.

NOTE: At this time, former Alderman Valerie Joh and Mr. Reggie Martin gave a presentation on the Carousel project as it nears completion.

IV. RECOGNITIONS AND PRESENTATIONS.

1. Employee Dependent Scholarship Program Recipients – Lesley Christian.
2. Keep Kingsport Beautiful Award Recognition – Robin Cleary.

V. APPROVAL OF MINUTES.

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

- A. June 1, 2015 Regular Work Session
- B. June 2, 2015 Regular Business Meeting

Approved: All present voting "aye."

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS.

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1. Amend Zoning of 376 Bob Jobe Property Located Off Interstate 26, Exit 13 (AF: 132-2015) (Ken Weems).

PUBLIC COMMENT ON ITEM VI.A.1.

Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO BOB JOBE ROAD FROM M-1R, LIGHT MANUFACTURING RESTRICTED DISTRICT TO B-3, HIGHWAY ORIENTED BUSINESS DISTRICT IN THE 14TH 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 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. Budget Ordinance to Transfer Funds for the Landfill New Cell Construction Project (AF: 161-2015) (Michael Thompson).

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND AND THE SOLID WASTE PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE LANDFILL PROJECT FOR THE YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

~~**2. Amend Various Code Sections Pertaining to Code Enforcement Officers (AF: 169-2015) (Curtis Montgomery).**~~

This item was pulled from the agenda.

3. Amend the School Budget to Buy 2,300 Laptops for Dobyms-Bennett (AF: 167-2015) (David Frye).

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO AMEND THE FY 2015-16 GENERAL PURPOSE SCHOOL FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Amend the FY15 Operating Budgets and Various Projects (AF: 164-2015) (Jeff Fleming).

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Motion/Second: McIntire/Hall, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND, MPO PROJECT FUND AND THE SEWER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Adopt the FY15-16 Budget (AF: 122-2015) (Judy Smith, Jeff Fleming).

Motion/Second: McIntire/Clark, to pass:

ORDINANCE NO. 6486, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Adopt the FY15-16 Water Fund Budget (AF: 123-2015).

Motion/Second: Parham/McIntire, to pass:

ORDINANCE NO. 6487, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL WATER FUND BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Adopt the FY15-16 Sewer Fund Budget (AF: 124-2015) (Ryan McReynolds)

Motion/Second: McIntire/Clark, to pass:

ORDINANCE NO. 6488, AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL SEWER FUND BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Materials Agreement with Danny Karst Related to Edinburgh Phase VII Development and an Ordinance to Appropriate the Funds (AF: 145-2015) (Ryan McReynolds)

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Motion/Second: Hall/McIntire, to pass:

ORDINANCE NO. 6489, AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUNDS BY DECREASING FUNDS TRANSFERRED TO THE EDINBURGH PHASE VII MATERIALS AGREEMENT PROJECTS (WA1587 AND SW1587); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

5. Materials Agreement with Christ Fellowship Church Related to a Proposed Residential Development and an Ordinance to Appropriate the Funds (AF: 146-2015) (Ryan McReynolds)

Motion/Second: Parham/Clark, to pass:

ORDINANCE NO. 6490, AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUNDS BY DECREASING FUNDS TRANSFERRED TO THE CHRIST FELLOWSHIP CHURCH MATERIALS AGREEMENT PROJECTS (WA1588 AND SW1588); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

6. Provide for the FY16 Emergency Solutions Grant Budget (AF: 131-2015) (Lynn Tully)

Motion/Second: Hall/George, to pass:

ORDINANCE NO. 6491, AN ORDINANCE TO APPROPRIATE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EMERGENCY SOLUTIONS GRANT FUNDS FOR THE 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, George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

7. Adopt the FY15-16 Metropolitan Planning Project Grant Budget (AF: 125-2015) (Bill Albright)

Motion/Second: McIntire/Parham, to pass:

ORDINANCE NO. 6492, AN ORDINANCE TO APPROPRIATE METROPOLITAN TRANSPORTATION PLANNING GRANT PROJECT FUNDS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

8. Adopt the FY15-16 Urban Mass Transit Budget (AF: 126-2015) (Chris McCartt)

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Motion/Second: George/Clark, to pass:

ORDINANCE NO. 6493, AN ORDINANCE TO APPROPRIATE URBAN MASS TRANSIT GRANT PROJECT FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

9. Adopt the FY15-16 School Public Law 93-380 Grant Project Fund Budget (AF: 127-2015) (Jeff Fleming, David Frye)

Motion/Second: Hall/McIntire, to pass:

ORDINANCE NO. 6494, AN ORDINANCE TO ESTABLISH PL93-380 GRANT PROJECT FUND FOR THE PL93-380 GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

10. Adopt the FY15-16 Special Schools Projects Grant Fund Budget (AF: 128-2015) (Jeff Fleming, David Frye)

Motion/Second: McIntire/Segelhorst, to pass:

ORDINANCE NO. 6495, AN ORDINANCE TO ESTABLISH SPECIAL SCHOOL GRANT PROJECT FUND 145 FOR SPECIAL SCHOOL PROJECTS GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

11. Provide for the FY16 Community Development Block Grant Budget (AF: 130-2015) (Lynn Tully)

Motion/Second: McIntire/Parham, to pass:

ORDINANCE NO. 6496, AN ORDINANCE TO APPROPRIATE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE 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, George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

12. Amend the FY15 Operating Budgets and Various Projects (AF: 129-2015) (Jeff Fleming)

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Motion/Second: McIntire/Hall, to pass:

ORDINANCE NO. 6497, AN ORDINANCE TO AMEND THE GENERAL PROJECT, GENERAL PROJECT SPECIAL REVENUE, AND AQUATIC CENTER BUDGETS BY TRANSFERRING FUNDS TO VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

D. OTHER BUSINESS.

1. Consider Christmas Eve as an Official City Holiday for Employees (AF: 155-2015) (George DeCroes).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2015-202, A RESOLUTION AMENDING THE HOLIDAY LEAVE POLICY FOR CITY EMPLOYEES

Passed: All present voting "aye."

2. Purchase Equipment for 1-Hour Lunch at Dobyys-Bennett (AF: 162-2015) (David Frye)

Motion/Second: Segelhorst/Parham, to pass:

Resolution No. 2015-203, A RESOLUTION AWARDDING THE BID FOR PURCHASE OF VARIOUS KITCHEN EQUIPMENT ITEMS FOR USE BY KINGSFORT SCHOOL NUTRITION SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

3. Purchase Textbook Replacements for Kingsport City Schools (AF: 163-2015) (David Frye).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2015-204, A RESOLUTION AUTHORIZING THE PURCHASE OF REPLACEMENT TEXTBOOKS BY THE KINGSFORT CITY SCHOOL SYSTEM AND AUTHORIZING THE CITY MANAGER TO EXECUTE A BLANKET PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

4. Award Bid for \$1.19 Million for 2015 Contracted Paving (AF: 165-2015) (Michael Thompson).

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Motion/Second: Parham/Segelhorst, to pass:

Resolution No. 2015-205, A RESOLUTION AWARDDING THE BID FOR THE 2015 CONTRACTED PAVING PROJECT TO W-L 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."

5. Approve Lease with Eastman Chemical Company for Radio Tower Site in Bays Mountain Park (AF: 159-2015) (Mike Billingsley).

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2015-206, A RESOLUTION AUTHORIZING A LEASE WITH EASTMAN CHEMICAL COMPANY, AUTHORIZING THE MAYOR TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE LEASE OR THE PURPOSE OF THIS RESOLUTION; AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE LEASE; FINDING THAT THE LEASE IS FOR PUBLIC PURPOSE AND WILL PROMOTE THE HEALTH, COMFORT AND PROSPERITY OF THE CITIZENS; AND TO FIX THE EFFECTIVE DATE OF THE RESOLUTION

Passed: All present voting "aye."

6. Approve Application and Contract with VDOT for Transit Planning (AF: 158-2015) (Bill Albright).

Motion/Second: McIntire/George, to pass:

Resolution No. 2015-207, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ELECTRONIC APPLICATION AND CONTRACT BETWEEN THE CITY OF KINGSFORT AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERAL HIGHWAY ADMINISTRATION PLANNING FUNDS FOR USE BY THE KINGSFORT AREA METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE FISCAL YEAR 2016; AUTHORIZING THE MAYOR TO EXECUTE THE FTA FISCAL YEAR 2015 CERTIFICATIONS AND ASSURANCES, AND ANY OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE LETTER OF AUTHORIZATION

Passed: All present voting "aye."

7. Accept Donation of Roundhouse, Gift Shop and Carousel from Engage Kingsport (AF: 170-2015) (Morris Baker).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2015-208, A RESOLUTION ACCEPTING A DONATION OF THE ROUNDHOUSE, GIFT SHOP AND CAROUSEL FROM ENGAGE KINGSFORT, INC

Passed: All present voting "aye."

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**8. Award Bid to Vic Davis Construction, Inc. for Riverbend Road
"B" (AF: 171-2015) (Michael Thompson).**

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2015-209, A RESOLUTION AWARDING THE BID FOR THE RIVERBEND ROAD "B" TO VIC DAVIS CONSTRUCTION, 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."

**9. Approve Lynn View Community Center In-Kind Donation from
Curves Inc. (AF: 88-2015) (Morris Baker).**

Motion/Second: George/Parham, to pass:

Resolution No. 2015-210, A RESOLUTION ACCEPTING A DONATION OF EXERCISE EQUIPMENT FROM CURVES, INC. TO THE LYNN VIEW COMMUNITY CENTER

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

VII. CONSENT AGENDA.

Motion/Second: McIntire/Segelhorst, to adopt:

**1. Approval of Easements and Rights-of-Way for Emory Church
Sewer Project (AF: 166-2015) (Michael Thompson).**

Approve:

EASEMENTS AND RIGHTS-OF-WAY FOR EMORY CHURCH SEWER PROJECT

Passed on second reading in a roll call vote: Clark, George, McIntire, Parham, Segelhorst and Phillips voting "aye." Alderman Hall recused himself from voting.

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. Fleming invited the public to a reception for Mayor Phillips Thursday at Meadowview. He also made parting remarks to Alderman Segelhorst and Alderman Hall.


B. MAYOR AND BOARD MEMBERS. Aldermen George, Alderman Clark and Vice-Mayor McIntire all thanked Alderman Segelhorst and Alderman Hall for their service on the BMA. Alderman George also commented on the carousel project. Alderman Clark remarked on a proclamation for Men's Health month issued by Mayor Phillips. Alderman Hall pointed out the number of hours the


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mayor puts in and thanked the board for the opportunity to serve, noting it was a privilege and an honor. Alderman Segelhorst thanked Engage Kingsport and all of the volunteers for their work on the Carousel. He reminded everyone Funfest starts on July 10th and to be ready. Mr. Segelhorst also thanked the citizens, board members and staff and encouraged the incoming aldermen to do the right thing and make a difference. Mayor Phillips commented the board was like a family and gave a brief history on how he ended up in Kingsport. He challenged the local young people that they can get ahead as there is more opportunity today. Mr. Phillips also thanked his family and friends.

C. VISITORS. Ms. Mary McNabb made comments.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:30 p.m.


ANGELA MARSHALL
Deputy City Recorder




JOHN CLARK
Mayor