

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, August 19, 2014, 7:00 PM  
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding

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:** Alderman Andy Hall.
- II.B. **INVOCATION:** Pastor Mickey Rainwater, First Broad Street United Methodist Church.
- III. **ROLL CALL:** By City Recorder Demming. Absent: Alderman John Clark.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
  1. Keep Kingsport Beautiful - Beautification Awards were presented by Ms. Robin Cleary and Alderman Segelhorst.
- V. **APPROVAL OF MINUTES.**

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

A. August 4, 2014 Regular Work Session

B. August 5, 2014 Regular Business Meeting

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 Amending the Code of Ordinances Deleting the Reference to the Designated Alderman Pertaining to the Disposition of City Owned Real Property (AF: 231-2014) (Jeff Fleming).**

Motion/Second: Segelhorst/Parham, to pass:

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSFORT, SECTION 2-569 PERTAINING TO GENERAL PROCEDURE FOR DISPOSITION OF CITY-OWNED PROPERTY AND SECTION 2-570 PERTAINING TO PROCEDURE FOR DISPOSAL OF REAL PROPERTY BY, AMONG OTHER THINGS, DELETING THE REFERENCE TO THE DESIGNATED ALDERMAN IN THOSE SECTIONS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Consideration of an Ordinance Appropriating Funds Received from the Tennessee Arts Commission Arts Builds Communities Grant and Arts Project Support Grant and from the Tennessee Department of Agriculture (AF: 233-2014) (Judy Smith/Morris Baker).**

Motion/Second: Parham/Segelhorst, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGETS BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION AND TENNESSEE DEPARTMENT OF AGRICULTURE FOR THE YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Consideration of an Ordinance Authorizing Investments of Idle Funds and Adoption of an Investment Policy (AF: 198-2014) (Jim Demming).**

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE AUTHORIZING CERTAIN INVESTMENTS OF FUNDS PURSUANT TO TENNESSEE CODE ANNOTATED SECTION 6-56-106; ADOPTING AN INVESTMENT POLICY GOVERNING SUCH INVESTMENTS; AND FIXING 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 the Property Commonly Known as River Bend, Located off Fort Henry Drive in the 11<sup>th</sup> Civil District of Sullivan County (AF: 216-2014) (Ken Weems).**

Motion/Second: McIntire/Parham, to pass:

**ORDINANCE NO. 6426**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG FORT HENRY DRIVE TO

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PD, PLANNED DEVELOPMENT AND B-4P, PLANNED 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: George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

**2. Consideration of a Budget Ordinance Appropriating Available Funds to WA1503; and a Resolution Awarding the Bid for the Beech Creek Area Waterline Improvements Project to Thomas Construction Company, Inc. and Authorize the Mayor to Sign All Applicable Documents (AF: 212-2014) (Chad Austin).**

Motion/Second: Segelhorst/George to pass:

**ORDINANCE NO. 6427**, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE BEECH CREEK IMPROVEMENT PROJECT 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: George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

**3. Consideration of a Budget Ordinance Appropriating Available Funds to SW1504 for Funding of Sewer Lift Station Bypass Pump Connections (AF: 220-2014) (Niki Ensor/Ryan McReynolds).**

Motion/Second: Segelhorst/McIntire, to pass:

**ORDINANCE NO. 6428**, AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE SEWER LIFT STATION BYPASS PUMP CONNECTIONS PROJECT 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: George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

**4. Consideration of an Ordinance to Amend the FY14 Operating Budgets and Various Projects (AF: 203-2014) (Jeff Fleming).**

Motion/Second: McIntire/Parham, to pass:

**ORDINANCE NO. 6429**, 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 second reading in a roll call vote: George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

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**D. OTHER BUSINESS.**

**1. Consideration of a Resolution Authorizing the Mayor to Execute an Annual Renewal of Public Library Maintenance of Effort Agreement with the Tennessee State Library and Archives for Services via the Holston River Regional Library (AF: 225-2014) (Morris Baker).**

Motion/Second: Hall/George, to pass:

**Resolution No. 2015-037, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE ANNUAL RENEWAL OF THE PUBLIC LIBRARY MAINTENANCE OF EFFORT AGREEMENT WITH THE TENNESSEE STATE LIBRARY AND ARCHIVES TO RECEIVE FUNDING FOR BOOKS AND TRAINING AND FOR SERVICES THROUGH THE HOLSTON RIVER REGIONAL LIBRARY SYSTEM**

Passed: All present voting "aye."

**2. Consideration of a Resolution Approving a Revision to the Neighborhood Traffic Management Plan (AF: 232-2014) (Ryan McReynolds).**

Motion/Second: George/Parham, to pass:

**Resolution No. 2015-038, A RESOLUTION APPROVING AN AMENDMENT TO THE REVISED NEIGHBORHOOD TRAFFIC MANAGEMENT PLAN**

Passed: All present voting "aye."

**3. Consideration of a Resolution Authorizing the Mayor to Execute and Sign All Documents Necessary to Enter into an Agreement with the U.S. Department of Justice to Allow the Kingsport Police Department to Participate in the Federal Asset Forfeiture Program (AF: 229-2014) (Chief Quillin).**

Motion/Second: Parham/Segelhorst, to pass:

**Resolution No. 2015-039, A RESOLUTION APPROVING AN EQUITABLE SHARING AND CERTIFICATION AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE ALLOWING THE KINGSFORT POLICE DEPARTMENT TO PARTICIPATE IN THE FEDERAL ASSET FORFEITURE PROGRAM; 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."

**4. Consideration of a Resolution Authorizing the Mayor to Execute All Necessary and Proper Documents to Renew the Agreement with United Healthcare for Medicare Advantage Insurance (AF: 228-2014) (Terri Evans).**

Motion/Second: George/Segelhorst, to pass:

**Resolution No. 2015-040, A RESOLUTION RENEWING THE AGREEMENT WITH**

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UNITED HEALTHCARE FOR MEDICARE REPLACEMENT INSURANCE AND  
AUTHORIZING THE MAYOR TO EXECUTE AND SIGN ALL APPLICABLE  
DOCUMENTS

Passed: All present voting "aye."

**5. Consideration of a Resolution Authorizing the Mayor to  
Execute All Necessary and Proper Documents with Delta Dental of Tennessee for  
Employee Dental Insurance (AF: 227-2014) (Terri Evans).**

Motion/Second: Segelhorst/George, to pass:

**Resolution No. 2015-041**, A RESOLUTION RENEWING THE AGREEMENT WITH  
DELTA DENTAL OF TENNESSEE FOR EMPLOYEE DENTAL INSURANCE AND  
AUTHORIZING THE MAYOR TO EXECUTE AND SIGN ALL APPLICABLE  
DOCUMENTS

Passed: All present voting "aye."

**6. Consideration of a Resolution Approving a Lease Agreement  
and License for Property Next to the Farmer's Market Complex with Engage  
Kingsport, Inc. to Construct a Carousel Roundhouse (AF: 168-2014) (Morris Baker).**

Motion/Second: George/Hall, to pass:

**Resolution No. 2015-042**, A RESOLUTION APPROVING A LEASE AGREEMENT  
AND A LICENSE WITH ENGAGE KINGSFORT, INC., ALLOWING IT TO BEGIN  
CONSTRUCTION OF THE ROUNDHOUSE FOR THE CAROUSEL PROJECT, AND  
AUTHORIZING THE MAYOR TO EXECUTE SAME AND ALL OTHER DOCUMENTS  
NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE  
AGREEMENT OR LICENSE

Passed: All present voting "aye."

**7. Consideration of a Resolution Approving an Offer, Approving  
Tennessee Department of Transportation's Agreement of Sale and Authorizing  
the Mayor to Execute All Documents (AF: 235-2014) (Ryan McReynolds).**

Motion/Second: Parham/McIntire, to pass:

**Resolution No. 2015-043**, A RESOLUTION APPROVING AN OFFER FOR THE  
PURCHASE OF A TRACT OF REAL PROPERTY FOR THE GREENBELT  
PEDESTRIAN BRIDGE PROJECT; APPROVING TENNESSEE DEPARTMENT OF  
TRANSPORTATION'S PURCHASE AGREEMENT; AND AUTHORIZING THE MAYOR  
TO EXECUTE AN AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND  
PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

Passed: All present voting "aye."

**8. Consideration of a Resolution Approving an Agreement with  
Clinical Management Concepts, Inc. Updating the Agreement for Services for the  
Diabetes Management Program (AF: 195-2014) (Terri Evans).**

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Motion/Second: Parham/Segelhorst, to pass:

**Resolution No. 2015-044**, A RESOLUTION APPROVING AN AGREEMENT FOR SERVICES WITH CLINICAL MANAGEMENT CONCEPTS, INC. FOR A DIABETES MANAGEMENT PROGRAM; AND AUTHORIZING THE MAYOR TO EXECUTE SAME AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**9. Consideration of an Agreement Authorizing the Kingsport City Schools to Execute an Agreement with the Kingsport Boys and Girls Club to Transport Children from Various Kingsport City Schools to the Kingsport Boys and Girls Club (AF: 230-2014) (Chris McCartt).**

Motion/Second: George/Segelhorst, to pass:

**Resolution No. 2015-045**, A RESOLUTION APPROVING AN AGREEMENT WITH THE BOYS AND GIRLS CLUB OF GREATER KINGSPORT, INC. TO TRANSPORT CHILDREN FROM VARIOUS CITY SCHOOLS TO THE KINGSPORT BOYS AND GIRLS CLUB, AND AUTHORIZING THE SUPERINTENDENT OF SCHOOLS TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**10. Consideration of a Resolution Approving an Offer, Approving Tennessee Department of Transportation's Agreement of Sale and Authorizing the Mayor to Execute All Documents (AF: 236-2014) (Ryan McReynolds).**

Motion/Second: Segelhorst/Parham, to pass:

**Resolution No. 2015-046**, A RESOLUTION APPROVING AN OFFER FOR THE PURCHASE OF A TRACT OF REAL PROPERTY AND A TEMPORARY EASEMENT FOR CONSTRUCTION FOR THE SAFE ROUTES TO SCHOOL GRANT; APPROVING TENNESSEE DEPARTMENT OF TRANSPORTATION'S PURCHASE AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

Passed: All present voting "aye."

**E. APPOINTMENTS/REAPPOINTMENTS.** None.

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

Motion/Second: McIntire/Parham, to adopt:

**1. Consideration of an Ordinance to Adopt the 2012 International Building and Related Codes, 2011 National Electric Code and the 2009 International Energy Conservation Code (AF: 209-2014) (Lynn Tully).**

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Adopt:

**Ordinance No. 6430**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, AMENDING SECTION 22-96 PERTAINING TO THE BUILDING CODE; AMENDING SECTION 22-121 PERTAINING TO THE ELECTRICAL CODE; AMENDING SECTION 22-284 PERTAINING TO THE FUEL GAS CODE; AMENDING SECTION 22-391 PERTAINING TO THE MECHANICAL CODE; AMENDING SECTION 22-411 PERTAINING TO THE PLUMBING CODE; AMENDING SECTION 22-522 PERTAINING TO THE SWIMMING POOL CODE; AMENDING SECTION 42-46; REPEALING SECTION 42-48 PERTAINING TO THE FIRE CODE; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Consideration of Approval of Offers for Easements and Right-of-Ways for the West Sullivan Street Phase 2 Road Widening Project (AF: 226-2014) (Ryan McReynolds).**

Approve:

OFFERS FOR EASEMENTS AND RIGHT-OF-WAYS FOR THE WEST SULLIVAN STREET PHASE 2 ROAD WIDENING PROJECT

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

**VIII. COMMUNICATIONS.**

**A. CITY MANAGER.** Mr. Fleming commented on the Bell Helicopter aviation factory in Piney Flats.

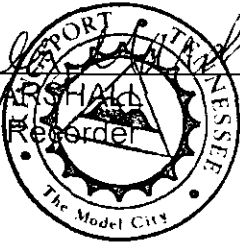
**B. MAYOR AND BOARD MEMBERS.** Alderman Hall commented on the Chamber breakfast Thursday. Alderman George thanked staff for their hard work and communication. She also stated Bristol race weekend was coming up, noting increased people and traffic in the area. Alderman Segelhorst congratulated the beautification award winners and spoke favorably of the CIP presentation at the work session yesterday. Mr. Segelhorst welcomed Cal Ripken, Jr. and other race visitors and thanked Bristol Motor Speedway for putting on this event. Alderman Parham commented on yesterday's session of regional leaders discussing the management and future of the regional health system. Vice-Mayor McIntire pointed out Judge Montgomery would be sworn in by the Governor this week at the Renaissance Center and encourage citizens to attend. Mayor Phillips stated the hospital is a very important part of the community, noting Kingsport has two. He further stated he hopes the local hospital can remain a local hospital.


**C. VISITORS.** Ms. Mary McNabb commented on yesterday's Wellmont meeting.

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**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