

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, August 7, 2018, 7:00 PM  
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor John Clark, Presiding

Vice Mayor Mike McIntire

Alderman Jennifer Adler

Alderman Joe Begley

Alderman Betsy Cooper

Alderman Colette George

Alderman Tommy Olterman

City Administration

Chris McCartt, Assistant City Manager for Administration

J. Michael Billingsley, City Attorney

James Demming, City Recorder/Chief Financial Officer

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor John Clark.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** City Attorney Mike Billingsley.
- II.B. **INVOCATION:** Vice-Mayor Mike McIntire.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV.A. **RECOGNITIONS AND PRESENTATIONS.**
  1. Cartegraph High Performance Award (Vice Mayor McIntire)
  2. Farmers Market Week Proclamation (Mayor Clark)
- IV.B. **APPOINTMENTS/REAPPOINTMENTS.** None.
- V. **APPROVAL OF MINUTES.**

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

A. July 16, 2018 Regular Work Session

B. July 17, 2018 Regular Business Meeting

Approved: All present voting "aye."

VI. **COMMUNITY INTEREST ITEMS.**

A. **PUBLIC HEARINGS.**

1. **Vacate a Permanent Utility Easement on Eastman Property**  
(AF: 183-2018) (Jessica Harmon).

**PUBLIC COMMENT ON ITEM VI.A.1.** None.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, August 7, 2018**

Motion/Second: Olterman/George, to pass:

AN ORDINANCE TO VACATE A PERMANENT UTILITY EASEMENT LOCATED ON TAX MAP 76 PARCEL 6.90 SITUATED IN THE CITY, THIRTEETH CIVIL DISTRICT OF SULLIVAN COUNTY; TO APPROVE A RELEASE OF EASEMENT WITH EASTMAN CHEMICAL COMPANY- AND AUTHORIZING THE MAYOR TO EXECUTE THE RELEASE AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE RELEASE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Amend Zoning of 1210 and 1214 Conway Drive (AF: 187-2018)**  
(Ken Weems).

**PUBLIC COMMENT ON ITEM VI.A.2.** Several citizens from this neighborhood as well as the developer, spoke about this item, eleven in opposition and three in favor.

Motion/Second: Olterman/McIntire, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG CONWAY DRIVE FROM R-1B, RESIDENTIAL DISTRICT TO PD, PLANNED DEVELOPMENT 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 first reading: All present voting "aye."

**3. Amend Zoning of 170 North John B. Dennis Highway**  
(AF: 188-2018) (Ken Weems).

**PUBLIC COMMENT ON ITEM VI.A.3.** None.

Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG NORTH JOHN B DENNIS HIGHWAY FROM M-1, LIGHT MANUFACTURING DISTRICT TO M-2, GENERAL MANUFACTURING 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 first reading: All present voting "aye."

**PUBLIC COMMENT.** Mayor Clark 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.**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, August 7, 2018**

**1. Appropriate Partnership Support Grant from Tennessee Arts Commission (AF: 175-2018) (Chris McCartt).**

Motion/Second: Adler/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION FOR THE YEAR ENDING JUNE 30, 2019; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Grant from State of Tennessee for the Kingsport Senior Center and Appropriate the Funds (AF: 122-2018) (Shirley Buchanan).**

Motion/Second: McIntire/Cooper, to pass:

**Resolution No. 2019-019**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A GRANT FROM THE STATE OF TENNESSEE COMMISSION ON AGING AND DISABILITY FOR THE SENIOR CENTER

Passed: All present voting "aye."

Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM FIFTYFORWARD FOR THE YEAR ENDING JUNE 30, 2019; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Appropriate Funds from the USDOJ/Bureau of Justice Assistance Grant FY17 Local Solicitation (AF: 177-2018) (David Quillin).**

Motion/Second: George/Adler, to pass:

AN ORDINANCE TO AMEND THE JUSTICE ASSISTANT GRANT FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE STATE OF TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS FOR THE YEAR ENDING JUNE 30, 2019; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**4. Budget Adjustment Ordinance for FY18 (AF: 179-2018) (Chris McCartt).**

Motion/Second: George/Cooper, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND AND THE LIBRARY GOVERNING BOARD FUND FOR THE YEAR ENDING JUNE 30, 2018; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, August 7, 2018**

**5. Amend City Code Section 98-62 - Operators to Exercise Care, Maintain Lookout** (AF: 186-2018) (David Quillin).

Motion/Second: Cooper/Olterman, to pass:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 98-62 RELATING TO USE OF OPERATORS TO EXERCISE CARE, MAINTAIN LOOKOUT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**6. Amend Code of Ordinances by Adding Sections Regulating the Operation of Pedal Carriages and Amending Sections 6-1 through 6-3 Pertaining to Open Containers and Public Display of Consumption** (AF: 189-2018) (Ken Weems).

Motion/Second: Adler/George, to amend:

Motion/Second: McIntire/George, to pass:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, BY ADDING NEW SECTIONS 26-155 THROUGH 26-174 REGARDING PEDAL CARRIAGES; AMENDING SECTION 6-1 RELATING TO THE DEFINITION OF THE TERMS ALCOHOLIC BEVERAGE OR BEVERAGE, BEER, CONTAINER, OPEN, PUBLIC PLACE, AND UNSEALED; SECTION 6-2 RELATING TO POSSESSION OF OPEN CONTAINERS IN MOTOR VEHICLES OR ON PUBLIC PROPERTY; SECTION 6-3 RELATING TO PUBLIC DISPLAY OR CONSUMPTION OF BEER, WINE OR OTHER ALCOHOLIC BEVERAGES; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; TO PROVIDE FOR SEVERABILITY OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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

**1. Amend Zoning Code Pertaining to Development Guidelines in the Gateway District Overlay** (AF: 165-2018) (Jessica Harmon).

Motion/Second: McIntire/George, to pass:

**ORDINANCE NO. 6745**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 114-421 PERTAINING TO THE GATEWAY DISTRICT OVERLAY BY DELETING SECTION 114-421 AND REPLACING IT WITH THE LANGUAGE HEREIN BELOW AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Begley, Cooper, George, McIntire and Olterman voting "aye" and Adler voting "nay."

**2. Vacate a Portion of an Access Easement on the Pierce Property** (AF: 166-2018) (Jessica Harmon).

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen of the City of Kingsport, Tennessee, Tuesday, August 7, 2018**

Motion/Second: McIntire/Cooper, to pass:

**ORDINANCE NO. 6746**, AN ORDINANCE TO VACATE A PORTION OF AN ACCESS EASEMENT LOCATED ON THE PIERCE PROPERTY AT 1000 JERICHO DRIVE SITUATED IN THE CITY, SEVENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Adler, Begley, Cooper, George, McIntire and Olterman voting "aye."

**3. Budget Ordinance for Reedy Creek Trunkline Project**  
(AF: 171-2018) (Ryan McReynolds)

Motion/Second: McIntire/Adler, to pass:

**ORDINANCE NO. 6747**, AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2019; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Adler, Begley, Cooper, George, McIntire and Olterman voting "aye."

**4. Amend City Code Section 90-159 - Elimination of the Sidewalk Board** (AF: 164-2018) (Ryan McReynolds)

Motion/Second: George/Cooper, to pass:

**ORDINANCE NO. 6748**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 90-159 PERTAINING TO THE SIDEWALK BOARD BY DELETING SECTION 90-159 AND REPEALING ORDINANCE NUMBERS 2786 AND 6179 PERTAINING TO THE CREATION OF THE SIDEWALK BOARD AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Adler, Begley, Cooper, George, McIntire and Olterman voting "aye."

**D. OTHER BUSINESS.**

**1. Grant from Department of Justice Edward Byrne Memorial Justice Assistance Program (JAG) FY18 Local Solicitation** (AF: 178-2018) (David Quillin).

Motion/Second: McIntire/Cooper, to pass:

**Resolution No. 2019-020**, A RESOLUTION APPROVING AN APPLICATION FOR AND RECEIPT OF A FISCAL YEAR 2018 LOCAL SOLICITATION GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE BUREAU OF JUSTICE ASSISTANCE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER FOR SUCH APPLICATION AND RECEIPT OF GRANT FUNDS

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, August 7, 2018**

**2. Great Urban Parks Grant Application** (AF: 176-2018) (Chris McCartt)

Motion/Second: Adler/Cooper, to pass:

**Resolution No. 2019-021**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A GREAT URBAN PARKS GRANT FROM THE NATIONAL RECREATION AND PARK ASSOCIATION

Passed: All present voting "aye."

**3. Agreement with National IPA for Cooperative Purchasing** (AF: 192-2018) (Chris McCartt).

Motion/Second: George/McIntire, to pass:

**Resolution No. 2019-022**, A RESOLUTION APPROVING AN AGREEMENT WITH THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE COMPANY FOR COOPERATIVE PURCHASING 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. Highway Entrance Permit with TDOT for Meadowview Roadway** (AF: 195-2018) (Ryan McReynolds).

Motion/Second: Olterman/Adler, to pass:

**Resolution No. 2019-023**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE PERMITS WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION, AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE PERMIT

Passed: All present voting "aye."

~~**5. Memorandum of Understanding -- Engineering and Design Agreement with Kingsport Power Company (dba AEP) for Relocation of the Existing Line Associated with Main Street Redevelopment**~~ (AF: 184-2018) (Ryan McReynolds). This item was withdrawn on August 3, 2018.

**6. Purchase Order to Southern Lighting & Traffic Systems for Traffic Signal Cabinets** (AF: 190-2018) (Ryan McReynolds).

Motion/Second: George/Cooper, to pass:

**Resolution No. 2019-024**, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR TRAFFIC SIGNAL CABINETS TO SOUTHERN LIGHTING & TRAFFIC SYSTEMS

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, August 7, 2018**

**7. Purchase Heart Monitors from Physio Controls, Inc.**  
(AF: 185-2018) (Scott Boyd).

Motion/Second: McIntire/Adler, to pass:

**Resolution No. 2019-025**, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THREE LIFEPAK 15 HEART MONITORS FROM PHYSIO CONTROL, INC.

Passed: All present voting "aye."

**8. Accept Donation from Eastman Chemical Company of Real Property and a Permanent Utility Easement to Extend Meadowview Parkway to Wilcox Drive** (AF: 197-2018) (Lynn Tully).

Motion/Second: McIntire/Cooper, to pass:

**Resolution No. 2019-026**, A RESOLUTION ACCEPTING A DONATION FROM EASTMAN CHEMICAL COMPANY OF REAL PROPERTY AND A DONATION OF A PERMANENT UTILITY EASEMENT, APPROVING A QUITCLAIM DEED OF GIFT AND DEED OF PERMANENT UTILITY EASEMENT, FROM EASTMAN CHEMICAL COMPANY; AND AUTHORIZING THE MAYOR TO EXECUTE THE DOCUMENTS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE DONATION

Passed: All present voting "aye."

**VII. CONSENT AGENDA.**

Motion/Second: George/Cooper, to adopt:

**1. Approval of Easements and Right-of-Way for Meadowview Road Extension** (AF: 191-2018) (Ryan McReynolds).

Pass:

APPROVAL OF EASEMENTS AND RIGHT-OF-WAY FOR MEADOWVIEW ROAD EXTENSION

Passed: All present voting "aye."

**VIII. COMMUNICATIONS.**


- A. CITY MANAGER.** Mr. McCartt pointed out that school has started back, noting the many great festivals and successful summer programs the city offered. He also commented on the upcoming Google event at the library.
- B. MAYOR AND BOARD MEMBERS.** Alderman Oilterman commented on the Big Shots golf event at Meadowview on August 12. Alderman George commended staff for recovering from the Friday night storm at Funfest before the Saturday night concert. Alderman Adler congratulated the platinum partners recognized

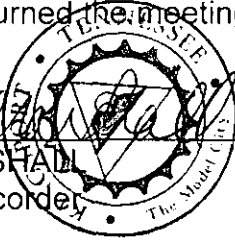
**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, August 7, 2018**


by Healthy Kingsport before the meeting. She also stated August 11 was National Night Out and provided details. Mayor Clark mentioned the upcoming Low Country Boil and the Farmers Market.

**C. VISITORS.** None.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:40 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder



  
JOHN CLARK  
Mayor