

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, February 21, 2017, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor John Clark, Presiding

Vice Mayor Mike McIntire

Alderman Darrell Duncan

Alderman Colette George

Alderman Tommy Olterman

Alderman Tom C. Parham

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 John Clark.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Mr. Goode's Class.
- II.B. **INVOCATION:** Pastor Ed Clevinger, Grace Covenant Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present except Alderman Tom Segelhorst.
- IV.A. **RECOGNITIONS AND PRESENTATIONS.**
1. Tennessee Recreation and Parks Association 2016 Four Start Awards (Robin Dimona).
 - Individual Service Award – John McCoy
 - Benefactor Award – Jacobs Creek Job Corps
 - Renovated Facility Award – Preston Forest Neighborhood Association
 - Media Digital Award – David Cate
 - Athletics Program Award – Kingsport Cyclo-Cross Event
- IV.B. **APPOINTMENTS/REAPPOINTMENTS.** None.
- V. **APPROVAL OF MINUTES.**

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

A. February 6, 2017 Called Business Meeting

B. February 6, 2017 Work Session

C. February 7, 2017 Business Meeting

Approved: All present voting "aye."

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VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS. None.

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.

**1. Transfer Funding from the Visitors Enhancement Program for
Paint Removal at the Farmers Market (AF: 46-2017) (Chris McCartt).**

Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BY TRANSFERRING FUNDS TO THE FARMERS MARKET CAROUSEL IMPROVEMENT PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Amend Engineering and Construction Contract and Budget
Ordinance for Reedy Creek Sewer Trunkline Project (AF: 45-2017) (Ryan
McReynolds).**

Motion/Second: Duncan/Parham, to pass:

Resolution No. 2017-155, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH GRESHAM, SMITH & PARTNERS FOR THE REEDY CREEK SEWER TRUNKLINE REALIGNMENT DESIGN PROJECT; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT; AUTHORIZING THE MAYOR TO EXECUTE A CHANGE ORDER TO THE CONTRACT WITH GARNEY COMPANIES, INC. FOR THE REEDY CREEK SEWER TRUNKLINE REALIGNMENT CONSTRUCTION; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CHANGE ORDER OR THIS RESOLUTION

Passed: All present voting "aye."

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGETS BY TRANSFERRING FUNDS TO THE REEDY CREEK TRUNKLINE PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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3. Amend City Code Section 1-15 to Include SBK Animal Control Officers (AF: 48-2017) (David Quillin).

Motion/Second: Parham/Duncan, to pass:

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 1-15 RELATING TO CITATIONS FOR VIOLATIONS AND COURT APPEARANCES, 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 Condemn (AF: 28-2017)
(Mike Billingsley).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6646, AN ORDINANCE TO AUTHORIZE AND DIRECT THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS TO ACQUIRE PROPERTY, REAL OR PERSONAL, OR ANY EASEMENT, INTEREST, ESTATE OR USE THEREIN, FROM AFFECTED PROPERTY OWNERS ALONG THE ROUTE OF CERTAIN PUBLIC WORKS PROJECTS; TO FIX THE PROCEDURE FOR DIRECTING THE INITIATION OF SUCH LITIGATION; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Application and Acceptance of Contract with the Tennessee Department of Transportation for Federal and State Transportation Planning Funds Appropriating the Funds (AF: 31-2017) (Bill Albright).

Motion/Second: McIntire/Olterman, to pass:

ORDINANCE NO. 6647, AN ORDINANCE TO AMEND THE MPO PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

3. Revisions to Sewer Use Ordinance to Reflect Changes to Match Tennessee Department of Environment and Conservation Rule Reference Numbers (AF: 36-2017) (Ryan McReynolds).

Motion/Second: George/Parham, to pass:

ORDINANCE NO. 6648, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, SECTION 102-142 PERTAINING TO DEFINITIONS, SECTION 102-226 PERTAINING TO RESTRICTIONS ON WASTEWATER STRENGTH AND SECTION 102-359 PERTAINING TO SAMPLE COLLECTION; PROVIDING FOR THE SEVERABILITY OF THIS ORDINANCE; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE

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

4. Agreement with TDOT for the State Route 93 Fall Branch Waterline Relocation and Appropriate Funding (AF: 37-2017) (Ryan McReynolds, Chad Austin).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6649, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR STATE ROUTE 93 FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

5. Supplemental Agreement for Training Incentive Program for Telecommunicators (AF: 16-2017) (David Quillin).

Motion/Second: Olterman/Duncan, to pass:

ORDINANCE NO. 6650, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE EMERGENCY COMMUNICATIONS DISTRICT FOR A TRAINING INCENTIVE PROGRAM FOR 911 DISPATCHERS FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

6. Agreement with Sullivan County and the Sullivan County Board of Education (AF: 40-2017) (Mike Billingsley).

Motion/Second: Duncan/McIntire, to pass:

Motion/Second: Parham/McIntire to defer:

AN ORDINANCE WAIVING THE RIGHT OF THE CITY OF KINGSPORT FOR ITS KINGSPORT SCHOOL SYSTEM AND ITS KINGSPORT BOARD OF EDUCATION TO RECEIVE PART OF THE FUNDS DUE IT, NAMELY TWENTY MILLION DOLLARS, PURSUANT TO TENNESSEE CODE ANNOTATED SECTION 49-3-1003

Passed: All present voting "aye" to defer.

This item was deferred to the March 7, 2017, Business Meeting.

D. OTHER BUSINESS.

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1. Bid Award for the Purchase of Two (2) 22-Passenger Cutaway MiniBuses (AF: 43-2017) (Chris McCartt, Steve Hightower).

Motion/Second: Duncan/George, to pass:

Resolution No. 2017-156, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF TWO TWENTY-TWO PASSENGER CUTAWAY MINIBUSES TO CREATIVE BUS SALES AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

2. Amend the LDA Engineer Contract to Revise Drawings for Relocation of the Brightwood Sewer Lift Station (AF: 50-2017) (Ryan McReynolds)

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2017-157, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH LDA ENGINEERING TO REVISE DRAWINGS FOR THE RELOCATION OF THE BRIGHTWOOD SEWER LIFT STATION; 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."

3. Increase a Purchase Order to Workspace Interiors and Decrease a Purchase Order to Modular Designs for Library Shelving Components (AF: 53-2017) (Chris McCartt).

Motion/Second: Duncan/Parham, to pass:

Resolution No. 2017-158, A RESOLUTION DECREASING THE AMOUNT OF A PURCHASE ORDER TO MODULAR DESIGNS AND INCREASING THE AMOUNT OF A PURCHASE ORDER TO WORKSPACE INTERIORS FOR LIBRARY SHELVING COMPONENTS FOR THE LIBRARY CHILDREN'S AREA RENOVATION AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THESE CHANGES

Passed: All present voting "aye."

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

Motion/Second: McIntire/Olterman, to adopt:

1. Approval of Easements and Rights-of-Way (AF: 47-2017) (Ryan McReynolds).

Approve:

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OFFERS FOR EASEMENTS AND RIGHTS-OF-WAY ACROSS AFFECTED PROPERTIES FOR PHASE 5 OF THE COLONIAL HEIGHTS SANITARY SEWER EXTENSION PROJECT

Passed: All present voting "aye."


VIII. COMMUNICATIONS.

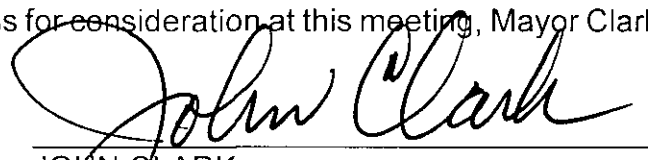
A. **CITY MANAGER.** Mr. Fleming commented on the updates given at the work session yesterday, pointing out there is a lot more discussion there than at the board meetings. He also gave details on the status of city projects.

B. **MAYOR AND BOARD MEMBERS.** Alderman Duncan stated his tie was signed by students at DB Excel, giving details on the program and noting there is an open house and a ribbon cutting there tomorrow. He also commented on the upcoming Racks by the Tracks festival. Alderman Parham gave details on the recent public-private partnerships that will benefit the SBK Animal Shelter. Alderman Olterman congratulated Mayor Clark for running unopposed in the upcoming election. He also thanked everyone else who was running, stating he appreciated their willingness to make a difference in our city. Alderman George mentioned the birthday party for Kingsport to be held Thursday, March 2nd at the Farmers Market, noting it the second major event to celebrate Kingsport's centennial year. She also promoted the Carousel's upcoming Brass Ring Gala, noting there are 22 new artists coming in. Lastly she stated the Homebuilders show is coming up at Meadowview. Vice-Mayor McIntire stated Eastman is hosting Josh Dobbs in honor of Black History month. He noted Bank of Tennessee will be having a soft opening in downtown this week. Mr. McIntire pointed out Kingsport has also been named "Tree City" for the umpteenth time as well. Lastly, he commented on Healthy Kingsport's newest challenge of walking the national parks. Mayor Clark noted there is a lot of excitement and investment going on in Kingsport. He commented on the progress of Eastman in workforce development and other areas, noting he appreciated their support in the community. He thanked the board for their hard work moving the city forward. The mayor also pointed out the new apartments being constructed across from the Chamber will be closing and looks forward to this much needed addition to the city.

C. **VISITORS.** None.

IX. **ADJOURN** Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 7:54 p.m.


ANGELA MARSHALL
Deputy City Recorder


JOHN CLARK
Mayor