

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, September 15, 2020, 7:00 PM
Large Court Room – City Hall

PRESENT: Board of Mayor and Aldermen
Mayor Patrick W. Shull, Presiding
Vice-Mayor Colette George
Alderman Jennifer Adler (via zoom call)
Alderman Betsy Cooper

Alderman Darrell Duncan
Alderman Tommy Olterman
Alderman James Phillips

City Administration
Chris McCartt, City Manager
J Michael Billingsley, City Attorney
Sidney H. Cox, City Recorder/Chief Financial Officer
Angie Marshall, City Clerk/Deputy City Recorder

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Patrick W. Shull.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by New Vision Youth.
- II.B. **INVOCATION:** Children’s Minister Helen Kern, First Baptist Church.
- III.A. **ROLL CALL:** By City Recorder Cox. All Present.
- III.B. A determination by the board that meeting electronically and prohibiting the physical presence of the public at the meeting is necessary to protect public health, safety and welfare of all concerned in light of the COVID-19 virus.
Mayor Shull made this declaration and each alderman verbally affirmed.
- IV.A. **RECOGNITIONS AND PRESENTATIONS.**
1. Proclamation - Big Brothers Big Sisters Month (Mayor Shull).
 2. Keep Kingsport Beautiful Beautification Awards (Sharon Hayes).
- IV.B. **APPOINTMENTS.** None
- V. **APPROVAL OF MINUTES.**

Motion/Second: Olterman/Cooper, to approve minutes for the following meetings:

- A. August 31, 2020 Regular Work Session
- B. September 1, 2020 Regular Business Meeting

Approved in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting “aye.”

- VI. **COMMUNITY INTEREST ITEMS.**

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A. PUBLIC HEARINGS.

1. Amend Zoning Text to Make Various Changes to the PD, Planned Development Zoning District (AF: 246-2020) (Ken Weems).

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

Motion/Second: Phillips/Adler, to pass:

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 114, ARTICLE III, DIVISION 6 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, PERTAINING TO VARIOUS CHANGES IN THE PD, PLANNED DEVELOPMENT ZONE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE.

Passed on first reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

PUBLIC COMMENT. Mayor Shull 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. Amend Kingsport City Code Sections 98-497, 98-498 and 98-499 Pertaining to Traffic Enforcement Cameras (AF: 250-2020) (Chris McCartt).

Motion/Second: George/Duncan, to pass:

AN ORDINANCE TO AMEND SECTIONS 98-497, 98-498, AND 98-499 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, PERTAINING TO TRAFFIC ENFORCEMENT CAMERAS; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

2. Budget Adjustment for Various Funds in FY21 (AF: 248-2020) (Chris McCartt).

Motion/Second: Olterman/George, to pass:

AN ORDINANCE TO AMEND VARIOUS PROJECT FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2021; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

3. Materials Agreement with The Edinburgh Group, LLC Related to the Gibson Springs Phase 3 Development and Appropriate the Funds (AF: 217-2020) (Ryan McReynolds).

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Motion/Second: Duncan/George, to pass:

Resolution No. 2021-054, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MATERIALS AGREEMENT WITH THE EDINBURGH GROUP, LLC RELATED TO GIBSON SPRINGS PHASE 3 DEVELOPMENT AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

Motion/Second: Olterman/Phillips, to pass:

AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUNDS BY TRANSFERRING FUNDS TO THE GIBSON SPRINGS PHASE 3 MATERIALS AGREEMENT PROJECTS (WA2150 AND SW2150); AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Appropriate \$40,000.00 from the Tennessee Highway Safety Office's (THSO) FY21 Grant (AF: 234-2020) (David Quillin).

Motion/Second: Duncan/George, to pass:

ORDINANCE NO. 6888, AN ORDINANCE TO AMEND THE GENERAL PROJECT/SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE HIGHWAY SAFETY OFFICE (THSO) FOR THE YEAR ENDING JUNE 30, 2021; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

2. Appropriate \$19,968.00 from the Tennessee Highway Safety Office's (THSO) FY21 Coordinator Grant (AF: 236-2020) (David Quillin).

Motion/Second: George/Adler, to pass:

ORDINANCE NO. 6889, AN ORDINANCE TO AMEND THE GENERAL PROJECT/SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE HIGHWAY SAFETY OFFICE (THSO) FOR THE YEAR ENDING JUNE 30, 2021; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

3. Budget Adjustment for the Community Development Block Grant Fund in FY21 (AF: 240-2020) (Chris McCartt).

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Motion/Second: Cooper/Olterman, to pass:

ORDINANCE NO. 6890, AN ORDINANCE TO AMEND THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2021; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

4. Budget Adjustment for the General Fund and the General Projects-Special Revenue Fund in FY20 (AF: 241-2020) (Chris McCartt). Vice-Mayor George made a motion to amend the ordinance by changing the date in the caption from June 30, 2021 to June 30, 2020 and the numbers NC2102 to NC2024 and NC2103 to NC2025 anywhere they appear in the ordinance.

Motion/Second: George/Olterman, to amend:

Motion/Second: Duncan/Cooper, to pass as amended:

ORDINANCE NO. 6891, AN ORDINANCE TO AMEND THE GENERAL FUND AND THE GENERAL PROJECTS-SPECIAL REVENUE FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2020; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

5. Budget Adjustment for the MPO Fund in FY20 (AF: 242-2020) (Chris McCartt).

Motion/Second: Olterman/George, to pass:

ORDINANCE NO. 6892, AN ORDINANCE TO AMEND THE MPO PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2020; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

D. OTHER BUSINESS.

1. Bid Award for Purchase of Three (3) Extended Cab with Utility Body Trucks (AF: 245-2020) (Ryan McReynolds, Steve Hightower).

Motion/Second: Duncan/George, to pass:

Resolution No. 2021-055, A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF THREE EXTENDED CAB WITH UTILITY BODY TRUCKS TO AUTO WORLD OF BIG STONE GAP AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

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**2. Award RFP for Customized Benchmark Assessment Program to
Certica Solutions, Inc. (AF: 255-2020) (David Frye).**

Motion/Second: Adler/Duncan, to pass:

Resolution No. 2021-056, A RESOLUTION AWARDDING THE REQUEST FOR PROPOSALS FOR CUSTOMIZED BENCHMARK ASSESSMENT PROGRAM TO CERTICA SOLUTIONS, INC. AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

**3. Bid Award for Purchase of One (1) Combination Jet Rodder
Truck (AF: 249-2020) (Ryan McReynolds, Steve Hightower).**

Motion/Second: George/Cooper, to pass:

Resolution No. 2021-057, A RESOLUTION AWARDDING THE BID FOR THE PURCHASE OF ONE COMBINATION JET RODDER TRUCK TO SOUTHERN VAC AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

**4. Approve Termination of the Covenants and Restrictions for
Miller Parke (AF: 252-2020) (Chris McCartt).**

Motion/Second: Duncan/George, to pass:

Resolution No. 2021-058, A RESOLUTION TO VOTE IN FAVOR OF THE TERMINATION OF COVENANTS AND RESTRICTIONS AS A LOT OWNER IN THE MILLER PARKE DEVELOPMENT IN KINGSFORT, SULLIVAN COUNTY, TENNESSEE; AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

**5. Accept a Conveyance of Real Property to the City from the
Industrial Development Board of the City of Kingsport, Tennessee (AF: 251-2020)
(Chris McCartt).**

Motion/Second: Olterman/Phillips, to pass:

Resolution No. 2021-059, A RESOLUTION ACCEPTING CONVEYANCE OF REAL PROPERTY LAYING AT THE CORNER OF CLINCHFIELD STREET AND MARKET STREET IN THE 11TH CIVIL DISTRICT OF SULLIVAN COUNTY BY A SPECIAL WARRANTY DEED FROM THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY

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OF KINGSFORT, TENNESSEE; AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO SIGNIFY ACCEPTANCE BY THE CITY OF THE CONVEYANCE

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

6. Renew Opt-In Agreement with Metro Nashville Public Schools Contract #2-225071-08 and Education Networks of America, Inc. (ENA) for Voice Services for 3-Year Term (AF: 256-2020) (David Frye).

Motion/Second: Phillips/Olterman, to pass:

Resolution No. 2021-060, A RESOLUTION APPROVING THE RENEWAL OF AN OPT-IN AGREEMENT WITH METRO NASHVILLE PUBLIC SCHOOLS CONTRACT#2-225071-08 AND EDUCATION NETWORKS OF AMERICA, INC. FOR VOICE SERVICES; AND AUTHORIZING THE MAYOR TO EXECUTE THE RENEWAL AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE RENEWAL

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

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

Motion/Second: George/Phillips, to adopt:

1. Adopt Updated Safety and Health Program As Required by the Tennessee Occupational Safety and Health Act through the Tennessee Department of Labor and Workforce Development (AF: 253-2020) (Chris McCartt).

Pass:

Resolution No. 2021-061, A RESOLUTION APPROVING AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

2. Approve Amendments to Master Documents for the Flexible Spending Account and Section 125 Cafeteria Plan (AF: 244-2020) (George DeCroes).

Pass:

Resolution No. 2021-062, A RESOLUTION AMENDING THE CITY OF KINGSFORT MASTER DOCUMENT FOR THE SECTION 125 CAFETERIA PLAN AND AMENDING A CITY OF KINGSFORT MASTER DOCUMENT FOR THE CITY OF KINGSFORT FLEXIBLE SPENDING ACCOUNT FOR THE MEDICAL REIMBURSEMENT AND DEPENDENT CARE REIMBURSEMENT AND AUTHORIZING THE MAYOR TO SIGN BOTH DOCUMENTS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE ADOPTION

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Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

**3. Amend the Community Agreement with First Tennessee
Development District (AF: 243-2020) (Chris McCartt).**

Pass:

Resolution No. 2021-063, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH FIRST TENNESSEE DEVELOPMENT DISTRICT; AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE FO THE AMENDMENT

Passed in a roll call vote: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."


VIII. COMMUNICATIONS.

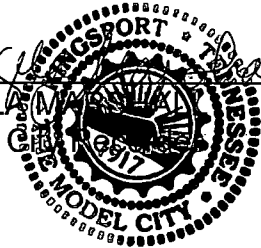
- A. CITY MANAGER.** Mr. McCartt informed citizens about a press release sent out earlier today asking for input into the new Scott Adams Skate Park. He also mentioned there was a call for muralists along the Greenbelt. The city manager stated Halloween activities were a go for this year. Lastly, he thanked the board for their support for the zoning text amendment tonight and its contribution to the housing initiative.
- B. MAYOR AND BOARD MEMBERS.** Alderman Phillips thanked Jessica Harmon and Ken Weems for their hard work on the code amendments, noting there is a desperate need for housing and a builder friendly city. He asked everyone to remember the police and fire department during this epidemic as social distancing isn't always an option. He commented on the 9/11 Stair Climb event which was held at the Bristol Motor Speedway this year instead of Holston Valley to allow for social distancing. Lastly, he asked citizens to remember the family of Ernie Rumsby who passed away earlier today. Alderman Cooper discussed the story of Kingsport and how often things are forgotten or taken for granted, noting activities and things she'd seen downtown on a recent walk. Alderman Olterman encouraged everyone to support local football and volleyball teams. He also commented on the recent passing of Ernie Rumsby, Fred Congdon and Sheriff Wayne Anderson. He thanked front line workers, including police, fire, and medical personnel. Alderman Adler stated the Chamber was hosting a virtual career fair tomorrow. She also commented on an upcoming drive-in movie event in downtown and encouraged citizens to reserve their spot. Lastly, she recognized the Jewish New Year and commented on the significance of this day. Alderman Duncan recognized Ernie Rumsby and his contributions and also commented on the upcoming Keep Kingsport Beautiful Clean Sweep event. Vice-Mayor George also discussed the housing initiative and the need in Kingsport. Mayor Shull encouraged citizens to support local businesses and to wear masks.

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C. VISITORS. Mr. Paul Becker made comments to the board.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Shull adjourned the meeting at 8:17 p.m.


ANGELA M. SHULL
Deputy Mayor




PATRICK W. SHULL
Mayor