

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, October 20, 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**

II.B. **INVOCATION:** Carl Strickler, Retired Minister.

III.A. **ROLL CALL:** By City Recorder Cox. All Present.

III.B. A determination by the board that meeting electronically and limiting 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. Jay Church, Kingsport Carousel (Alderman Phillips)
2. High School Golf Teams (Alderman Olterman)
 - Kara Carter, South High School
 - Isabella van der Biest, Dobyons-Bennett High School
 - Taylor Kilgore, Zac Fletcher, William Karst, Ethan Lawson, Eli Murdock and Sam Barbour, Dobyons-Bennett High School
3. Sullivan County Health Department Update: Gary Mays and Dr. Stephen May joined the meeting via zoom to discuss the latest cases in the region.

IV.B. **APPOINTMENTS/REAPPOINTMENTS.**

Motion/Second: George/Duncan, to approve:

1. **Appointment to the Neighborhood Commission (AF: 278-2020)**
(Mayor Shull).

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Approve:

APPOINTMENT OF MR. DENNY "TREY" DARNELL TO FULFILL AN UNEXPIRED TERM ON THE **NEIGHBORHOOD COMMISSION** EFFECTIVE IMMEDIATELY AND EXPIRING ON DECEMBER 31, 2020.

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

V. APPROVAL OF MINUTES.

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

- A. October 5, 2020 Regular Work Session
- B. October 6, 2020 Regular Business Meeting

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

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS. None.

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. **Budget Adjustment for Various Funds in FY21 (AF: 279-2020)** (Chris McCart).

Motion/Second: George/Olterman, to pass:

AN ORDINANCE TO AMEND GENERAL PROJECTS FUND, THE GENERAL PROJECTS-SPECIAL REVENUE FUND, AND THE GENERAL 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."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

- 1. **Amend Zoning of 606, 610 and 614 Arch Street from R-4 (Medium Density Apartment District) to R-5 (High Density Apartment District)** (AF: 271-2020) (Ken Weems). *NOTE: Alderman Phillips left the room during the discussion of this item and was not present to vote. He returned immediately after the vote was taken.*

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Motion/Second: Duncan/George, to pass:

ORDINANCE NO. 6897, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG ARCH STREET FROM R-4, MEDIUM DENSITY APARTMENT DISTRICT TO R-5, HIGH DENSITY APARTMENT DISTRICT IN THE 11TH 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 Adler, Cooper, Duncan, George, Olterman, and Shull voting "aye."

2. Amend Zoning of 4250, 4270 and 4280 West Stone Drive from B-3 (Highway Oriented Business District) to R-3 (Low Density Apartment District) (AF: 272-2020) (Ken Weems).

Motion/Second: Olterman/Phillips, to pass:

ORDINANCE NO. 6898, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG W. STONE DRIVE FROM B-3, HIGHWAY ORIENTED BUSINESS DISTRICT TO R-3, LOW DENSITY APARTMENT DISTRICT IN THE 1ST CIVIL DISTRICT OF HAWKINS 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: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

3. Amend Zoning of 800 Stonegate Road, Parcels 41.20, 23 and 23.20 from B-3 (Highway Oriented Business District) to R-3 (Low Density Apartment District) (AF: 273-2020) (Ken Weems).

Motion/Second: Cooper/George, to pass:

ORDINANCE NO. 6899, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG STONEGATE ROAD FROM B-3, HIGHWAY ORIENTED BUSINESS DISTRICT TO R-3, LOW DENSITY APARTMENT DISTRICT IN THE 11TH AND 12TH CIVIL DISTRICTS 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: Adler, Cooper, Duncan, George, Olterman, Phillips and Shull voting "aye."

4. Appropriate Funds from the Department of Justice, Office of Justice Programs FY20 Edward Byrne Memorial Justice Assistance Grant Program (AF: 262-2020) (David Quillin).

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Motion/Second: Duncan/Adler, to pass:

ORDINANCE NO. 6900, AN ORDINANCE TO AMEND THE JUSTICE ASSISTANT GRANT FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE 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."

5. Accept a Private Monetary Donation for the Police Department and Appropriate Funds (AF: 270-2020) (David Quillin).

Motion/Second: Phillips/George, to pass:

ORDINANCE NO. 6901, AN ORDINANCE TO AMEND THE GENERAL PROJECTS-SPECIAL REVENUE 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."

6. Amend the Current First Tennessee Agency on Aging Grant Contract Due to Corona Virus Grant and Appropriate Funds (AF: 259-2020) (Shirley Buchanan).

Motion/Second: Olterman/George, to pass:

ORDINANCE NO. 6902, AN ORDINANCE TO AMEND GENERAL 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."

7. Budget Adjustment for Various Funds in FY21 (AF: 267-2020) (Chris McCartt).

Motion/Second: George/Duncan, to pass:

ORDINANCE NO. 6903, AN ORDINANCE TO AMEND GENERAL 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."

D. OTHER BUSINESS.

1. Apply for and Receive the 2021 Childhood Obesity Prevention/ Environmental Health Sustainability Awards through the United States Conference of Mayors (AF: 283-2020) (Chris McCartt).

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Motion/Second: George/Adler, to pass:

Resolution No. 2021-079, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A 2021 CHILDHOOD OBESITY PREVENTION/ENVIRONMENT HEALTH SUSTAINABILITY AWARD THROUGH THE UNITED STATES CONFERENCE OF MAYORS FOR THE GREENBELT PROJECT

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

2. Apply for TDOT "State Industrial Access, SIA, Program" for the Relocation of Jared Drive (AF: 281-2020) (Ryan McReynolds).

Motion/Second: Duncan/Cooper, to pass:

Resolution No. 2021-080, A RESOLUTION APPLYING FOR THE STATE INDUSTRIAL ACCESS PROGRAM WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE MAYOR TO EXECUTE THE APPLICATION AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE APPLICATION

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

3. Agreement with Camelot Care Centers, Inc. for Kingsport City Schools (AF: 280-2020) (David Frye). *NOTE: Alderman Olterman left the room during the discussion of this item and was not present to vote. He returned immediately after the vote was taken.*

Motion/Second: George/Phillips, to pass:

Resolution No. 2021-081, A RESOLUTION APPROVING AN AGREEMENT WITH CAMELOT CARE CENTERS, INC. FOR BEHAVIORAL HEALTH AND COUNSELING SERVICES FOR KINGSPORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

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

4. Architectural Services for the Justice Center and Master Planning (AF: 277-2020) (Ryan McReynolds).

Motion/Second: Olterman/Cooper, to pass:

Resolution No. 2021-082, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH CAIN RASH WEST FOR ARCHITECTURAL SERVICES AND MASTER PLANNING FOR THE JUSTICE CENTER AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

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

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

Motion/Second: George/Duncan, to adopt:

1. Reject Proposals for Stop Loss Insurance (AF: 282-2020)
(George DeCroes).

Pass:

Resolution No. 2021-083, A RESOLUTION REJECTING ALL PROPOSALS RELATED TO THE STOP LOSS INSURANCE

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

2. Amend Community Agreement with Kingsport Chamber Foundation, Inc., Small Business Development and Entrepreneurship Program (AF: 284-2020) (Chris McCartt).

Pass:

Resolution No. 2021-084, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH THE KINGSFORT CHAMBER FOUNDATION, INC.; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPERTY TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

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

3. Renew Agreement with Delta Dental of Tennessee for Employee Dental Insurance (AF: 258-2020) (George DeCroes).

Pass:

Resolution No. 2021-085, A RESOLUTION RENEWING THE AGREEMENT WITH DELTA DENTAL OF TENNESSEE FOR EMPLOYEE DENTAL INSURANCE AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER RENEW THE EMPLOYEE PAID DENTAL INSURANCE PLAN AND ALL APPLICABLE DOCUMENTS TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

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

VIII. COMMUNICATIONS.

A. CITY MANAGER. Mr. McCartt recognized the finance department for receiving the GFO Certificate of Achievement for fiscal year 2019. He thanked City Recorder Cox and his staff.

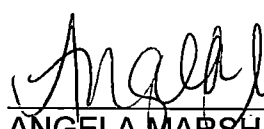
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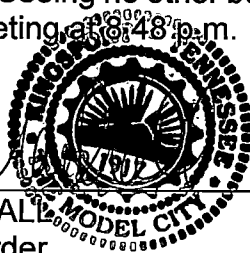
B. MAYOR AND BOARD MEMBERS. Alderman Adler commented on the pandemic and the rise in cases. She begged the community to consider changing their behaviors. Alderman Adler invited citizens to participate in the Lynn Garden cleanup this Saturday. Lastly she encouraged everyone to vote and thanked those who were working at the polls. Alderman Duncan pointed out Keep Kingsport Beautiful was celebrating their 40th year with a ribbon cutting at the Miracle Field on Friday. He noted 2.4 tons of trash were picked up during the recent clean sweep. He also provided details on the new historical downtown ghost tours being offered by Lamplight Theatre. Alderman Phillips commented on the recent downtown movie he watched with his family, noting it was a lot of fun and still provided social distancing measures. He also commented on the recently approved 200 new housing units, noting this was a great accomplishment, commending staff and the Planning Commission. Alderman Cooper pointed out the rezoning items represented weeks and months of work by staff with developers. She stated she appreciated these efforts and it will change the landscape of the city for years. Finally, she stated she visited Bays Mountain last weekend, commenting on the new signage and the beauty of the scenery. Alderman Olterman thanked everyone for keeping his daughter in their prayers. He also commented on the upcoming football game between Dobyns Bennet and Science Hill. Vice-Mayor George stated there would be a ribbon cutting at PETWORKS Friday at 10:00am. She pointed out the importance of getting a flu shot this year and encouraged everyone to be on the lookout for more kids out on Halloween due to many canceled events. She provided information on the upcoming Festival of Trees fundraiser at Meadowview to benefit the Lamplight Theatre. Lastly she stated that voting was an honor and privilege, noting the poll workers were doing a fantastic job. Mayor Shull also commented on the great volunteers at the polls, noting that more were needed. He commented on the current COVID statistics, encouraging citizens to continue to social distance and wear masks. The mayor invited citizens to attend the State of the City address on October 30 and urged everyone to buy local.

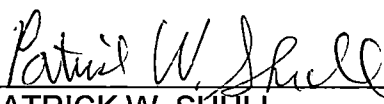
C. GENERAL OBLIGATION SCHOOL CAPITAL OUTLAY NOTES SERIES 2020.
City Recorder Sid Cox presented this item.

D. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Shull adjourned the meeting at 4:48 p.m.


ANGELA MARSHALL
Deputy City Recorder




PATRICK W. SHULL
Mayor