

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, August 3, 2021, 7:00 PM  
City Hall, 415 Broad Street, Boardroom

PRESENT:

Board of Mayor and Aldermen

Mayor Patrick W. Shull, Presiding	
Vice Mayor Colette George	Alderman Paul Montgomery
Alderman Betsy Cooper	Alderman Tommy Olterman
Alderman Darrell Duncan	Alderman James Phillips

City Administration

Chris McCartt, City Manager  
J. Michael Billingsley, City Attorney  
Lisa Winkle, Treasurer/City Recorder  
Angie Marshall, City Clerk/Deputy City Recorder

- I. SWEARING IN OF CITY RECORDER** - Deputy City Recorder Angela Marshall
- Lisa Winkle as City Recorder/CFO
- II.A. CALL TO ORDER:** 7:00 p.m., by Mayor Patrick W. Shull.
- II.B. PLEDGE OF ALLEGIANCE TO THE FLAG:** Assistant City Attorney Bart Rowlett.
- II.C. INVOCATION:** Minister Phip Sams, First Christian Church.
- III. ROLL CALL:** By City Recorder Winkle. All Present.
- IV.A. RECOGNITIONS AND PRESENTATIONS.**
1. National Farmers Market Week Mayor Shull recognized Kristie Leonard.
  2. Miss Sullivan County - Eliza Sanders (Mayor Shull)
  3. Fun Fest 40<sup>th</sup> Anniversary Proclamation, Emily Thompson and Lucy Fleming (Alderman Phillips)
- IV.B. APPOINTMENTS/REAPPOINTMENTS.** None.
- V. APPROVAL OF MINUTES.**

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

- A. July 19, 2021 Regular Work Session
- B. July 20, 2021 Regular Business Meeting

Approved: All present voting "aye."

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**VI. COMMUNITY INTEREST ITEMS.**

**A. PUBLIC HEARINGS**

**1. Amend Zoning Code by Removing the Prohibition of Certain Building Materials for the Purpose of Compliance with New State Law, Public Chapter 332. The Proposed Ordinance Requires Certain Materials to Be Restricted in the Construction of Buildings (AF: 241-2021) (Ken Weems).**

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

Motion/Second: George/Duncan, to pass:

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 114 OF THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, PERTAINING TO ZONING BY REMOVING THE PROHIBITION OF CERTAIN CONSTRUCTION MATERIALS; CREATING A WAIVER PROCESS FOR THE USE OF CERTAIN CONSTRUCTION MATERIALS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present 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.** None.

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

**1. Amend Zoning of Tax Map 105, a Portion of Parcel 074.23 Located Off Cox Hollow Road from MX (Mixed-Use District) to PD (Planned Development District) (AF: 226-2021) (Ken Weems).**

Motion/Second: Montgomery/George, to pass:

**ORDINANCE NO. 6958**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG COX HOLLOW ROAD FROM MX, MIXED-USE DISTRICT TO PD, PLANNED DEVELOPMENT DISTRICT IN THE 13<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: Cooper, Duncan, George, Montgomery, Olterman, Phillips and Shull voting "aye."

**2. Amend FY22 General Purpose School Fund, Debt Service Fund and the General Project Fund Budgets (AF: 225-2021) (David Frye).** Vice-Mayor George made a motion to amend this ordinance with language read by the city attorney. Alderman Phillips seconded the motion with all present voting "aye."

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

**ORDINANCE NO. 6959**, AN ORDINANCE TO AMEND THE GENERAL PURPOSE SCHOOL FUND, DEBT SERVICE FUND, AND GENERAL PROJECT FUND BUDGETS FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Budget Adjustment for General Project Fund FY22 (AF: 232-2021) (Chris McCartt)**

Motion/Second: Montgomery/Olterman, to pass:

**ORDINANCE NO. 6960**, AN ORDINANCE TO AMEND GENERAL PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2022; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**D. OTHER BUSINESS.**

**1. Bid Award for Construction of Scott Adams Memorial Skatepark (AF: 205-2021) (Michael Borders/Kitty Frazier).**

Motion/Second: George/Duncan, to pass:

**Resolution No. 2022-025**, A RESOLUTION AWARDED THE BID FOR THE SCOTT ADAMS MEMORIAL SKATEPARK CONSTRUCTION PROJECT TO BE LOCATED AT BRICKYARD PARK TO GRC CONSTRUCTION AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**2. Bid Award for the Purchase of Road Salt for FY22 (AF: 238-2021) (Ryan McReynolds)**

Motion/Second: George/Cooper, to pass:

**Resolution No. 2022-026**, A RESOLUTION AWARDED THE BID FOR THE PURCHASE OF ROAD SALT TO COMPASS MINERALS AMERICA, INC., AS A PRIMARY SOURCE AND CARGILL, INC., AS A SECONDARY SOURCE; AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye."

**3. Amend Professional Service Agreement with CDM Smith for the Wastewater Treatment Plant Electrical Improvements Project (AF: 239-2021) (Ryan McReynolds).**

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Motion/Second: George/Montgomery, to pass:

**Resolution No. 2022-027**, A RESOLUTION APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH CDM SMITH FOR THE WASTEWATER TREATMENT PLANT ELECTRICAL IMPROVEMENTS PROJECT; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT AND THIS RESOLUTION

Passed: All present voting "aye."

**4. Bid Award to W-L Construction & Paving, Inc. for 2021 Contracted Paving - Sullivan Street (AF: 243-2021) (Ryan McReynolds).**

Motion/Second: Duncan/Olterman, to pass:

**Resolution No. 2022-028**, A RESOLUTION AWARDED THE BID FOR CONTRACTED PAVING - SULLIVAN STREET PROJECT TO W-L CONSTRUCTION & PAVING, INC. AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**VII. CONSENT AGENDA. (These items are considered under one motion in a roll call vote.)**

Motion/Second: George/Olterman, to adopt:

**1. Accept 2021 Kingsport Parks and Recreation Master Plan as a Guiding Document (AF: 240-2021) (Kitty Frazier/Michael Borders).**

Pass:

**Resolution No. 2022-029**, A RESOLUTION ACCEPTING THE 2021 KINGSFORT PARKS AND RECREATION MASTER PLAN AS A GUIDING DOCUMENT AND AUTHORIZING THE MAYOR TO EXECUTE ANY AGREEMENTS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

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

**2. ~~Authorize the Mayor to Execute All Necessary and Proper Documents with Flexible Benefit Administrators for COBRA Administrative Services (AF: 237-2021) (George DeGrees).~~** This item was pulled from the agenda on August 3, 2021.

**3. Ratify Mayor's Signature on Release of Lien (AF: 244-2021) (J. Michael Billingsley).**

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Pass:

**Resolution No. 2022-030**, A RESOLUTION RATIFYING THE MAYOR'S SIGNATURE ON A RELEASE OF THE CITY'S LIEN PLACED AGAINST PROPERTY AND TO EXECUTE ANY AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

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


**VIII. COMMUNICATIONS.**

- A. CITY MANAGER.** Mr. McCartt commented on the significance of the two capital projects passed tonight, the skatepark and the repaving of Sullivan Street. He also recognized all the city employees who made Fun Fest a success
  
- B. MAYOR AND BOARD MEMBERS.** Alderman Montgomery mentioned a letter in the newspaper thanking staff for several events, adding more to the list. Alderman Phillips commented on events that have been pushed to the fall including the Lo Country Boil next weekend for the Netherland Inn Association. Alderman Olterman stated his appreciation for the police, fire and public works departments. Alderman Duncan talked about the J.A.C.K. system for city payments, noting it stands for Justified Automated Collection Kiosk. He also commented on the Allandale concerts on Thursday nights in August. Alderman Cooper reminded everyone to not let their guard down with COVID, pointing out that masks, washing hands and getting the vaccine are important. Vice-Mayor George commented that school has started back and to watch for kids in the school zones. Mayor Shull commented on the vaccination and also encouraged everyone to support the baseball team for the last two home games.
  
- C. VISITORS.** David Gouldthorp commented on the nuisance of barking dogs and asked the board to look into measures to deal with the issue.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Shull adjourned the meeting at 8:03 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder



  
PATRICK W. SHULL  
Mayor