

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, March 1, 2016, 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 Michele Mitchell

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:** SRO Brad Conkin, Kingsport Police Department.

II.B. **INVOCATION:** Stan Leonard, Minister/Director, Mustard Seed Ministries.

III. **ROLL CALL:** By City Recorder Demming. All Present.

IV. **RECOGNITIONS AND PRESENTATIONS.**

1. 911 Call Center – Alderman Tommy Olterman

2. Emergency Preparedness Kits at John Sevier Middle School – SRO Brad Conkin/Alderman Tom Parham

V. **APPROVAL OF MINUTES.**

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

A. February 15, 2016 Regular Work Session

B. February 16, 2016 Regular Business Meeting

Approved: All present voting “aye.”

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.**

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**1. Enter into an Agreement with TDOT for the Fort Robinson Drive Bridge Replacement Project and Appropriate Available Funds to GP1618 (AF: 44-2016) (Ryan McReynolds).**

Motion/Second: McIntire/Duncan, to pass:

**Resolution No. 2016-118**, A RESOLUTION APPROVING AN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION, 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."

Motion/Second: McIntire/Duncan, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE FORT ROBINSON BRIDGE REPLACEMENT PROJECT FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**2. Amend the FY16 CDBG Budget Ordinance for the Addition of One (1) Position within the Community Development Program (AF: 51-2016) (Lynn Tully).**

Motion/Second: Duncan/Mitchell, to pass:

AN ORDINANCE TO AMEND THE COMMUNITY DEVELOPMENT BUDGET BY ADDING A COMMUNITY DEVELOPMENT SPECIALIST POSITION FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Amend the Franchise Fee with Kingsport Power Company (dba AEP Appalachian Power) (AF: 50-2016) (Ryan McReynolds).**

Motion/Second: Parham/McIntire, to pass:

AN ORDINANCE AMENDING ORDINANCE NUMBER 6542 BY ENACTING A FRANCHISE FEE FOR THE USE BY KINGSPORT POWER COMPANY, D/B/A AEP APPALACHIAN POWER, OF THE PUBLIC STREETS, ALLEYS, OTHER PUBLIC PLACES FOR ITS FRANCHISE FOR A SYSTEM OF ELECTRICITY DISTRIBUTION AND TRANSMISSION LINES AND OTHER NECESSARY EQUIPMENT AND FACILITIES FOR THE PURPOSE OF TRANSMITTING AND DISTRIBUTING ELECTRICITY IN, UPON, ACROSS, ALONG AND UNDER THE HIGHWAYS, STREETS, AVENUES, ROADS, COURTS, ALLEYS, LANES, WAYS, UTILITY EASEMENTS, PARKWAYS AND PUBLIC GROUNDS OF THE CITY OF KINGSPORT, TENNESSEE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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

**1. Amend Zoning of the Arch Street Property Located at the Intersection of Arch Street and Roller Street (AF: 32-2016) (Ken Weems).**

Motion/Second: McIntire/George, to pass:

**ORDINANCE NO. 6550**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO ARCH STREET FROM R-4, MEDIUM DENSITY APARTMENT DISTRICT TO R-5, HIGH DENSITY APARTMENT 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 second reading in a roll call vote: Clark, Duncan, George, McIntire, Mitchell, Olterman and Parham voting "aye."

**2. Accept Donation from Friends of the Kingsport Public Library for Transformer and Lighting for Outside Kingsport Public Library Sign and Appropriate Funds (AF: 38-2016) (Morris Baker).**

Motion/Second: George/Olterman, to pass:

**ORDINANCE NO. 6551**, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING DONATIONS RECEIVED FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**3. Agreement with Kingsport Economic Development Board for Economic Development in the Downtown Redevelopment District and Appropriation of Funds (AF: 36-2016) (Lynn Tully).**

Motion/Second: Olterman/Parham, to pass:

**ORDINANCE NO. 6552**, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY TRANSFERRING FUNDS TO THE KINGSFORT ECONOMIC DEVELOPMENT BOARD FAÇADE PROGRAM FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

**4. Budget Cleanup Ordinance for FY16 (AF: 37-2016) (Fleming).**

Motion/Second: McIntire/George, to pass:

**ORDINANCE NO. 6553**, AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2016; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

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**D. OTHER BUSINESS.**

**1. Adoption of VantageTrust II Participation Agreement for Retirement Health Savings Plan (AF: 48-2016) (Mike Billingsley, Jim Demming).**

Motion/Second: George/Mitchell, to pass:

**Resolution No. 2016-119**, A RESOLUTION APPROVING A PARTICIPATION AGREEMENT WITH VANTAGETRUST, LLC, 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."

**E. APPOINTMENTS/REAPPOINTMENTS.**

**1. Reappointments to the Construction Board of Adjustments and Appeals (AF: 45-2016) (Mayor Clark).**

Motion/Second: McIntire/Parham, to approve:

REAPPOINTMENTS OF MR. DAVID STAUFFER AND MR. STEVE WILSON TO SERVE ANOTHER TERM ON THE **CONSTRUCTION BOARD OF ADJUSTMENTS AND APPEALS** EFFECTIVE IMMEDIATELY AND EXPIRING ON FEBRUARY 28, 2019.

Passed: All present voting "aye."

**2. Reappointment to the Beverage Board (AF: 46-2016) (Mayor Clark).**

Motion/Second: McIntire/George, to approve:

REAPPOINTMENT OF MR. STEPHEN LAHAIR TO SERVE ANOTHER TERM ON THE **BEVERAGE BOARD** EFFECTIVE IMMEDIATELY AND EXPIRING ON MARCH 31, 2019.

Passed: All present voting "aye."

**3. Reappointments to the Gateway Review Commission (AF: 43-2016) (Mayor Clark).**

Motion/Second: McIntire/Duncan, to approve:

REAPPOINTMENTS OF MR. JIM WRIGHT AND MRS. VIVIAN CRYMBLE TO SERVE ANOTHER TERM ON THE **GATEWAY REVIEW COMMISSION** EFFECTIVE IMMEDIATELY AND EXPIRING ON FEBRUARY 28, 2021.

Passed: All present voting "aye."

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

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Motion/Second: McIntire/George, to adopt:

**1. Reimbursement of Materials Agreement Funds to Danny Karst for Edinburgh Phase 7 (AF: 42-2016) (Ryan McReynolds).**

Pass:

**Resolution No. 2016-120, A RESOLUTION AUTHORIZING REIMBURSEMENT OF MATERIALS AGREEMENT FUNDS TO DANNY KARST FOR EDINBURGH PHASE 7**

Passed: All present voting "aye."

**2. Approve and Receive Grant from FM Global (AF: 41-2016) (Craig Dye, Chris Vandagriff).**

Pass:

**Resolution No. 2016-121, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A GRANT FROM FM GLOBAL**

Passed: All present voting "aye."

**3. Authorize the Mayor to Execute the Necessary Documents to Prepare an Updated Adoption Agreement for the Defined Contribution Retirement Plan per Internal Revenue Instructions (AF: 40-2016) (George DeCroes).**

Pass:

**Resolution No. 2016-122, A RESOLUTION APPROVING THE GOVERNMENT MONEY PURCHASE PLAN & TRUST ADOPTION AGREEMENT WITH ICMA-RETIREMENT CORPORATION 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."

**VIII. COMMUNICATIONS.**

- A. CITY MANAGER.** Mr. Fleming mentioned that Blue Ridge Properties would be moving into downtown Kingsport. He also commented on a Housing Development analysis case study of Edinburgh, noting the economic benefit to Kingsport is greater than that of East Stone Commons. Mr. Fleming also pointed out that Officer Kelly would be, who was in attendance, would be retiring at the end of the month.
  
- B. MAYOR AND BOARD MEMBERS.** Alderman Duncan stated his tie was signed by Ms. Robinson's class at Johnson Elementary. He also commented on the "Sip and Stroll" later this week and encouraged everyone to visit downtown. Alderman Mitchell commented on some upcoming events involving members of the PEAK organization. Alderman Parham

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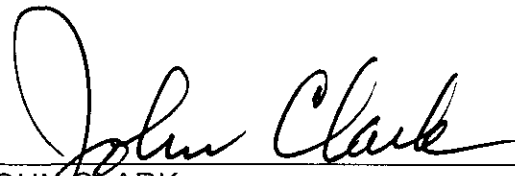
congratulated Alderman George for investing in downtown and also SRP Conkin and the police department for their service. He related the SBK sweetheart dinner was a success. Alderman Olterman commented on the Edinburgh investment. He also promoted the Lady Indians' first trip to the regional championship. Alderman George commented on the professionalism of the fire department after a recent alarm call. She pointed out the home show was this coming weekend at Meadowview. Ms. George also noted the announcement tomorrow regarding the centennial, as well as the upcoming Brass Ring Gala fundraiser to benefit the Carousel and the Centennial. Vice-Mayor McIntire recognized Mr. Good's students in attendance. He also invited citizens to the Higher Education center on March 23 to hear the final reports from the seven summit focus groups. Mayor Clark mentioned the Boys and Girls Clubs and their impact to the community. He noted he was following Alderman Duncan's example and stated his tie was signed by fire department employees. Mr. Clark pointed out Pal's recently won an award for business excellence, receiving top honors from the state of Tennessee. Lastly, he thanked Doby's Bennett high school students and those who attended the recent girls' ballgame, noting it was the largest crowd ever with over 2,200 fans.

**C. VISITORS.** None.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 7:48 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder



  
JOHN CLARK  
Mayor