

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, April 5, 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
Joseph E. May, Interim 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:** Caleb Amos.
- II.B. **INVOCATION:** Pastor Ray Amos, Jr. – St. Matthew United Methodist Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Community Clean Up – Robin Cleary.
 2. Cartegraph Award – Chad Austin and Kristen Steach/Alderman Mitchell
 3. Proclamation – Former Alderman Richard H. Watterson/Vice Mayor McIntire.
 4. ONEKingsport – Stewards: Lafe Cook, Jud Teague, Frank Lett, John & Beverley Perdue, Jeanette Blazier, Dennis Phillips, Keith Wilson, Charlie Glass and Julie Bennett/All BMA.
- V. **APPROVAL OF MINUTES.**

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

- A. March 15, 2016 Regular Work Session
- B. March 15, 2016 Regular Business Meeting
- C. March 23, 2016 Called Work Session

Approved: All present voting “aye.”

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS.

1. **Amend Zoning of 1609 West Stone Drive Located Adjacent to the Intersection of West Stone Drive and Interstate 26 (AF: 34-2016) (Ken Weems).**
PUBLIC COMMENT ON ITEM VI.A.1. None.

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Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO WEST STONE DRIVE FROM R-1C, RESIDENTIAL DISTRICT TO B-3, HIGHWAY ORIENTED BUSINESS 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 first reading: All present voting "aye."

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. Award Contract and Budget Ordinance to Transfer Funds for the Ft. Henry/Moreland Drive/West Center Street Sewer Replacement Project (AF: 79-2016) (Ryan McReynolds).

Motion/Second: McIntire/Mitchell, to pass:

AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE MISCELLANEOUS SEWER LINE REHAB 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."

Motion/Second: Parham/George, to pass:

Resolution No. 2016-134, A RESOLUTION AWARDING THE BID FOR THE SANITARY SEWER FACILITIES AND WATERLINE UPGRADES-FT. HENRY DRIVE/MORELAND DRIVE/WEST CENTER STREET SEWER REPLACEMENT PROJECT TO PORTLAND UTILITIES CONSTRUCTION COMPANY 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."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Amend Zoning of 225 Westfield Drive Located in the Rock Springs Area (AF: 49-2016) (Ken Weems).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6557, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO WESTFIELD DRIVE FROM R-1B, RESIDENTIAL DISTRICT TO P-1, PROFESSIONAL OFFICES DISTRICT IN THE 13TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

2. Amend the FY16 General Project Fund Budget – Kingsport City Schools (AF: 57-2016) (David Frye).

Motion/Second: Olterman/Duncan, to pass:

ORDINANCE NO. 6558, AN ORDINANCE TO AMEND THE GENERAL PROJECTS FUND BUDGETS FOR THE FISCAL 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. Amend Section 22-96(e) of the Kingsport City Code to Specifically Include Exemption of Townhouse from Sprinkler Requirements and Provide for a Two Hour Fire Resistant Wall (AF: 65-2016) (Mike Billingsley).

Motion/Second: Duncan/Mitchell, to pass:

ORDINANCE NO. 6559, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, SECTION 22-96(e) PERTAINING TO THE RESIDENTIAL BUILDING CODE AND FIXING 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.”

4. Agreement with TDOT for the Main Street Redevelopment Project and Appropriate Funds (AF: 62-2016) (Ryan McReynolds).

Motion/Second: McIntire/Duncan, to pass:

ORDINANCE NO. 6560, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY APPROPRIATING FEDERAL FUNDS TO THE MAIN STREET IMPROVEMENTS PROJECT 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.”

5. Budget Cleanup Ordinance for FY16 (AF: 60-2016) (Jeff Fleming).

Motion/Second: McIntire/Mitchell, to pass:

ORDINANCE NO. 6561, 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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6. Appropriate Available Funds to GP1615 and Enter into an Agreement with Mattern & Craig, Inc. for the Indian Trail Drive Extension Project (AF: 68-2016) (Ryan McReynolds).

Motion/Second: Duncan/George, to pass:

ORDINANCE NO. 6562, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE INDIAN TRAIL DRIVE EXTENSION PROJECT 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, Oltzman and Parham voting "aye."

D. OTHER BUSINESS.

1. Execute an Agreement for the Sale of Water to Scott County Public Service Authority (AF: 61-2016) (Ryan McReynolds).

Motion/Second: McIntire/Mitchell, to pass:

Resolution No. 2016-135, A RESOLUTION APPROVING AN AGREEMENT WITH SCOTT COUNTY PUBLIC SERVICE AUTHORITY, 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."

2. Skyland Drive Property Exchange Between the City and Eastman Chemical Company (AF: 70-2016) (Ryan McReynolds, Niki Ensor)

Motion/Second: Parham/Duncan, to pass:

Resolution No. 2016-136, A RESOLUTION APPROVING A PROPERTY EXCHANGE WITH EASTMAN CHEMICAL COMPANY, AND AUTHORIZING THE MAYOR TO EXECUTE THE ANY AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE EXCHANGE

Passed: All present voting "aye."

3. Agreement with Perkin + Will, Inc. for Architectural Services for Kingsport City Schools (AF: 77-2016) (Dr. Ailshie, David Frye).

Motion/Second: Duncan/Parham, to pass:

Resolution No. 2016-137, A RESOLUTION APPROVING THE PROPOSAL FROM PERKINS + WILL, INC. FOR ARCHITECTURAL SERVICES FOR KINGSFORT CITY SCHOOLS, APPROVING AN AGREEMENT FOR THE SAME 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."

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4. Agreement with Bloomingdale Utility District for the Installation of Waterlines for the John B. Dennis Annexation (AF: 71-2016) (Ryan McReynolds).

Motion/Second: Parham/McIntire, to pass:

Resolution No. 2016-138, A RESOLUTION APPROVING AN AGREEMENT WITH THE BLOOMINGDALE UTILITY DISTRICT FOR THE INSTALLATION OF WATERLINES FOR THE JOHN B. DENNIS ANNEXATION 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."

5. Second Amendment to Funding Agreement with the Industrial Development Board of the City of Kingsport (KEDB), Sullivan County, Tennessee and the Bank of Tennessee (AF: 76-2016) (Jeff Fleming).

Motion/Second: Parham/Duncan, to pass:

Resolution No. 2016-139, A RESOLUTION APPROVING A SECOND AMENDMENT TO THE FUNDING AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSFORT AND SULLIVAN COUNTY FOR FUNDING FOR THE MANUFACTURING FACILITY LOCATED AT 10388 AIRPORT PARKWAY, AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENTS

Passed: All present voting "aye."

6. Agreement with TDOT for Widening of SR-347 (Rock Springs Road) from Cox Hollow Road (LM 9.52) to I-26 (US-23) (LM 10.73) (AF: 75-2016) (Ryan McReynolds).

Motion/Second: McIntire/Mitchell, to pass:

Resolution No. 2016-140, A RESOLUTION APPROVING AGREEMENT NO. 160027 WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE WIDENING OF SR-347 (ROCK SPRINGS ROAD), 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."

7. Emergency Solutions Grant Application and Allocation Plan (AF: 83-2016) (Lynn Tully).

Motion/Second: Olterman/Mitchell, to pass:

Resolution No. 2016-141, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO RECEIVE

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EMERGENCY SOLUTIONS GRANT FUNDING FOR FISCAL YEAR 2017, FROM THE
TENNESSEE HOUSING DEVELOPMENT AGENCY

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS.

**1. Appointment to the Employee Dependent Scholarship
Program (AF: 72-2016) (Mayor Clark).**

Motion/Second: McIntire/Duncan, to approve:

APPOINTMENT OF MRS. SHERRI MOSLEY TO SERVE A THREE-YEAR TERM ON
THE **EMPLOYEE DEPENDENT SCHOLARSHIP PROGRAM**, REPLACING DR.
MARVIN CAMERON WHOSE TERM AND ELIGIBILITY OF REAPPOINTMENT HAS
EXPIRED. MRS. MOSLEY'S TERM IS EFFECTIVE IMMEDIATELY AND WILL
EXPIRE APRIL 30, 2019.

Passed: All present voting "aye."

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

Motion/Second: McIntire/Parham, to adopt:

**1. Bid Award for Commodity Processing of Certain Food Items
for the City of Kingsport School Food and Nutrition Program (AF: 78-2016)
(Jennifer Walker).**

Pass:

Resolution No. 2016-142, A RESOLUTION AWARDING THE BID FOR THE
PURCHASE OF COMMODITY PROCESSING CERTAIN FOOD ITEMS FOR THE
KINGSPORT CITY SCHOOLS FOOD AND NUTRITION PROGRAM AND
AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR
THE SAME

Passed: All present voting "aye."

**2. Agreement with National Cooperative Purchasing Alliance (AF:
80-2016) (Chris McCartt).**

Pass:

Resolution No. 2016-143, A RESOLUTION APPROVING A MASTER
INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT THROUGH
THE NATIONAL COOPERATIVE PURCHASING ALLIANCE, 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."

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3. Law Enforcement Agency Traffic Services Safety Grant from the Tennessee Department of Transportation, Governors Highway Safety Office (AF: 69-2016) (David Quillin).

Pass:

Resolution No. 2016-144, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A LAW ENFORCEMENT AGENCY TRAFFIC SERVICES SAFETY GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION THROUGH THE GOVERNOR'S HIGHWAY SAFETY OFFICE

Passed: All present voting "aye."

4. Issuance of Certificates of Compliance for Retail Food Stores to Sell Wine (AF: 73-2016) (Jim Demming).

Pass:

ISSUE CERTIFICATES OF COMPLIANCE FOR RETAIL FOOD STORES TO SELL WINE

Passed: All present voting "aye."

5. Apply and Accept Section 5307 Capital Grant, Federal Transit Administration Grant from the U.S. Department of Transportation (AF: 82-2016) (Chris McCartt).

Pass:

Resolution No. 2016-145, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE FEDERAL TRANSIT ADMINISTRATION SECTION 5307 FUNDS FROM THE U.S. DEPARTMENT OF TRANSPORTATION

Passed: All present voting "aye."

6. Apply and Accept Section 5307 Operations Grant, Federal Transit Administration Grant from the U.S. Department of Transportation (AF: 81-2016) (Chris McCartt).

Pass:

Resolution No. 2016-146, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE FEDERAL TRANSIT ADMINISTRATION SECTION 5307 FUNDS FROM THE U.S. DEPARTMENT OF TRANSPORTATION FOR FISCAL YEAR 2016-2017

Passed: All present voting "aye."

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VIII. COMMUNICATIONS.

- A. **CITY MANAGER.** Mr. Fleming commented on the new water bottle filling stations at city hall and on the greenbelt.

- B. **MAYOR AND BOARD MEMBERS.** Alderman Duncan noted his tie was signed by ONEKingsport participants and commented on the recent retirement of three police officers with 99 collective years of service. He also mentioned the junior wrestling tournament brought to town by KCVB. Alderman Mitchell invited citizens for the "Sip and Stroll" event this Thursday night downtown and also the bi-monthly "State of Affairs" event at the State Theatre. Alderman Parham stated he was glad to be back after some recent surgery, pointing out he has missed working with staff and the community. He also noted he goes back about 66 years with former Vice-Mayor Watterson. Alderman Olterman pointed out it was spring season and time for track and softball in area schools. He also stated Mr. Watterson was a friend of the family and he's glad to see him. Alderman George thanked everyone from 911 dispatch, police and fire for their professionalism and kindness after the last BMA meeting. Vice-Mayor McIntire congratulated Northeast State for offering an aviation maintenance technology program and the opportunity it provided for this area. He also complimented the Kingsport Fire Department's annual report and thanked the Chief. Mayor Clark again thanked the seven summit group leaders, noting we are on step three of five of the process and looking forward to the next steps. He noted Kingsport continues to make progress and the future looks bright.

- C. **VISITORS.** Mr. Ricky Watterson, son of former Vice-Mayor Watterson, thanked the board.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:10 p.m.

ANGELA MARSHALL
Deputy City Recorder



JOHN CLARK
Mayor