

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, May 19, 2015, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding
Alderman John Clark
Alderman Colette George
Alderman Andy Hall

Vice-Mayor Mike McIntire
Alderman Tom C. Parham
Alderman Tom Segelhorst

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 Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by New Vision Youth.
- II.B. **INVOCATION:** Jonathan Hermes, Minister – St. Timothy’s Episcopal Church.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 1. Keep Kingsport Beautiful Beautification Awards – Robin Cleary.
- V. **APPROVAL OF MINUTES.**

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

- A. May 4, 2015 Regular Work Session
- B. May 5, 2015 Regular Business Meeting
- C. May 12, 2015 Called Work Session

Approved: All present voting “aye.”

VI. **COMMUNITY INTEREST ITEMS.**

- A. **PUBLIC HEARINGS.** None.

PUBLIC COMMENT. Mayor Phillips 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.**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
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1. Amend FY15 General Purpose School Fund Budget
(AF: 115-2015) (David Frye).

Motion/Second: McIntire/Segelhorst, to pass:
AN ORDINANCE TO AMEND THE FY 2014-15 GENERAL PURPOSE SCHOOL FUND
BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE
Passed on first reading: All present voting "aye."

2. Amend the FY15 School Nutrition Services Fund Budget
(AF: 116-2015) (David Frye).

Motion/Second: Parham/George, to pass:
AN ORDINANCE TO AMEND THE FY 2014-15 SCHOOL NUTRITION SERVICES
FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE
Passed on first reading: All present voting "aye."

3. Amend the FY15 Schools Federal Projects Fund Budget
(AF: 117-2015) (David Frye).

Motion/Second: Clark/Hall, to pass:
AN ORDINANCE TO AMEND THE FY 2015 SCHOOL FEDERAL GRANT PROJECTS
FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE
Passed on first reading: All present voting "aye."

4. Amend the FY15 School Special Projects Fund Budget
(AF: 118-2015) (David Frye).

Motion/Second: McIntire/Parham, to pass:
AN ORDINANCE TO AMEND THE FY 2015 SCHOOL SPECIAL PROJECTS FUND
BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE
Passed on first reading: All present voting "aye."

**5. Amend the Sewer Project Fund Budgets by Reallocating from
Other Sewer Projects** (AF: 113-2015) (Ryan McReynolds).

Motion/Second: Parham/McIntire, to pass:
AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BUDGETS BY
TRANSFERRING FUNDS TO THE VARIOUS PROJECTS PROJECT FOR THE YEAR
ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE
Passed on first reading: All present voting "aye."

**6. Budget Ordinance to Appropriate Additional Funds to GP0608
for Greenbelt Section 3** (AF: 119-2015) (Ryan McReynolds).

Motion/Second: Clark/Parham, to pass:

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AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE GREENBELT DEVELOPMENT PROJECT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Budget Ordinance Establishing and Funding MPO15D for Wilcox Sidewalk Phase 5 (AF: 101-2015) (Ryan McReynolds).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6479, AN ORDINANCE TO AMEND THE MPO FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FOR THE WILCOX SIDEWALK PHASE 5 PROJECT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, Hall, McIntire, Parham, Segelhorst and Phillips voting "aye."

D. OTHER BUSINESS.

1. ProPay Merchant Services Application for the Kingsport Public Library (AF: 61-2015) (Morris Baker).

Motion/Second: Segelhorst/Parham, to pass:

Resolution No. 2015-175, A RESOLUTION APPROVING A MERCHANT SERVICES APPLICATION WITH PROPAY, INC. FOR THE KINGSPORT PUBLIC LIBRARY AND AUTHORIZING THE MAYOR TO EXECUTE THE APPLICATION AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE APPLICATION

Passed: All present voting "aye."

2. Apply for and Receive a Law Enforcement Agency Traffic Services Safety Grant from the Tennessee Department of Transportation, Governors Highway Safety Office (AF: 106-2015) (David Quillin)

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2015-176, 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."

3. Agreement with Charter Communications to Provide Internet Services to the City of Kingsport (AF: 107-2015) (Terry Wexler/Chris McCartt).

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Motion/Second: Segelhorst/Hall, to pass:

Resolution No. 2015-177, A RESOLUTION APPROVING AN AGREEMENT WITH CHARTER COMMUNICATIONS, 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."

4. Contract with the Tennessee Department of Transportation for Maintenance Activities Performed on Designated State Highways and for Mowing and Litter on J.B. Dennis (AF: 109-2015) (Ryan McReynolds).

Motion/Second: George/Parham, to pass:

Resolution No. 2015-178, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR FISCAL YEAR 2016 WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF MAINTENANCE ACTIVITIES PERFORMED ON DESIGNATED STATE HIGHWAY ROUTES LOCATED IN THE KINGSPORT CITY LIMITS; EXECUTE A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR MOWING AND LITTER ON JOHN B. DENNIS; AND EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENTS

Passed: All present voting "aye."

5. Reject Bid for the Floor Finish Alterations and Asbestos Abatement for Ross N. Robinson Middle School (AF: 110-2015) (Bill Shedden).

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2015-179, A RESOLUTION REJECTING ALL BIDS RELATED TO THE FLOOR FINISH ALTERATIONS AND ASBESTOS ABATEMENT FOR ROSS N. ROBINSON MIDDLE SCHOOL

Passed: All present voting "aye."

6. Applications with Elavon, Inc. for Processing Services Relating to the City's Acceptance of Credit and Debit Cards for the Payment of Various City Services (AF: 112-2015) (Sid Cox).

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2015-180, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE MERCHANT SERVICES APPLICATIONS WITH ELAVON, INC. FOR CREDIT CARD PROCESSING AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT FOR PROCESSING SERVICES RELATING TO THE ACCEPTANCE OF CREDIT AND DEBIT CARDS FOR THE PAYMENT OF VARIOUS CITY SERVICES

Passed: All present voting "aye."

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**7. Ratifying a Private Act from the Tennessee General Assembly
Amending Various Sections of the City Charter (AF: 111-2015) (Mike Billingsley).**

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2015-181, RESOLUTION TO APPROVE PRIVATE CHAPTER NO. 9
OF THE PRIVATE ACTS OF 2015, AMENDING THE CHARTER OF THE CITY OF
KINGSPORT, TENNESSEE

Passed in a roll call vote: Clark, George, Hall, McIntire, Parham, Segelhorst and
Phillips voting "aye."

**8. Change Order to the Contract with Denark Construction, Inc.
for the Brickyard Park Ball Fields (AF: 120-2015) (Chris McCartt).**

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2015-182, A RESOLUTION APPROVING CHANGE ORDER #2 TO
THE CONTRACT WITH DENARK CONSTRUCTION, INC. FOR THE BRICKYARD
PARK BALL FIELDS PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE ALL
DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE CHANGE
ORDER

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS.

Appointments/Reappointments are considered under one motion.

Motion/Second: Segelhorst/McIntire, to approve:

**1. Amendment to Historic Zoning Commission Members' Term of
Office and Appointment (AF: 114-2015) (Mayor Phillips).**

Approve:

AMENDMENT TO **HISTORIC ZONING COMMISSION** MEMBERS' TERM OF OFFICE
AND APPOINTMENT

Passed: All present voting "aye."

VII. CONSENT AGENDA.

**1. Issue Certificate of Compliance for Allandale Package Store to
Sell Retail Alcoholic Beverages (AF: 108-2015) (Jim Demming).**

Motion/Second: Segelhorst/Clark, to approve:

ISSUANCE OF CERTIFICATE OF COMPLIANCE FOR ALLANDALE PACKAGE STORE
TO SELL RETAIL ALCOHOLIC BEVERAGES


Passed in a roll call vote: Clark, George, Hall, McIntire, Parham, Segelhorst voting
"aye" and Phillips recusing himself.

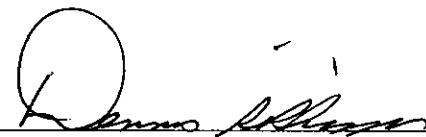
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VIII. COMMUNICATIONS.

- A. CITY MANAGER.** Mr. Fleming invited citizens to Public Works Day at the Farmers Market on Thursday from 10:00 am to 2:00 pm with all of their equipment on display. He also commended those who were running for office and the spirit of volunteerism for this kind of service to the community.
- B. MAYOR AND BOARD MEMBERS.** Alderman Hall stated there was still time to vote if you haven't done so yet. He also congratulated all high school and college graduates in the area. Alderman George thanked everyone who has already taken the time to vote, as well as the individuals who believe in this community enough to run for office, noting the commitment it requires. She also commented on the new wolf puppies at Bays Mountain. Alderman Segelhorst wished the other candidates good luck and thanked them for running a good, respectful campaign. Mr. Segelhorst also thanked Jamie Gillenwater for winning the city safety slogan contest out of sixty submissions, stating his appreciation for the city stepping up its efforts regarding employee safety. Vice-Mayor McIntire thanked those willing to run in the election and wished them the best. He also pointed out there would be hot dogs at the Public Works event Thursday. Alderman Parham stated it was a privilege to run for office and a great learning experience. Alderman Clark commented on the successful Racks by the Tracks festival over the weekend. He also congratulated Doby's Bennett High School for being ranked in the top five percent of public schools for academic excellence, thanking the Board of Education, teachers, parents and students. The mayor remarked he had some comments regarding the election, but since the polls were still open he would hold them until the next meeting.
- C. VISITORS.** None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 7:40 p.m.


ANGELA MARSHALL
Deputy City Recorder


DENNIS R. PHILLIPS
Mayor