



BOARD OF MAYOR AND ALDERMEN BUSINESS MEETING MINUTES

Tuesday, August 15, 2023 at 7:00 PM

City Hall, 415 Broad Street, Montgomery-Watterson Boardroom

Board of Mayor and Aldermen

Mayor Patrick W. Shull, Presiding

Vice Mayor Colette George

Alderman Betsy Cooper

Alderman Paul W. Montgomery

Alderman Tommy Olterman

Alderman James Phillips

City Administration

Ryan McReynolds, Deputy City Manager

Bart Rowlett, City Attorney

Lisa Winkle, City Recorder/Treasurer

Angie Marshall, City Clerk/Deputy/City Recorder

I. CALL TO ORDER 7:00 p.m. by Mayor Shull.

II. PLEDGE OF ALLEGIANCE TO THE FLAG led by the New Vision Youth.

III. INVOCATION led by Alderman Montgomery.

IV. ROLL CALL by City Recorder/Treasurer Lisa Winkle. Absent: Alderman Duncan.

V. RECOGNITIONS AND PRESENTATIONS

- 1. Keep Kingsport Beautiful Beautification Awards** (Sharon Hayes)
- 2. TimesNews 2023 Readers Choice Family Entertainment, Local Tourist Spot and Fun for the Whole Family Award - Bays Mtn. Park & Planetarium** (Vice Mayor George)
- 3. TimesNews 2023 Readers Choice Senior Services Award - Kingsport Senior Center** (Alderman Montgomery)

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VI. APPOINTMENTS

1. **Appointments to the Parks and Recreation Advisory Committee** (AF-278-2023) (Mayor Shull)

Motion made by Vice Mayor George, Seconded by Alderman Olterman.

APPOINTMENTS OF PATRICK POTTER AND CARLOS CARVAJAL TO SERVE THREE-YEAR TERMS ON THE PARKS AND RECREATION ADVISORY COMMITTEE EFFECTIVE IMMEDIATELY AND EXPIRING ON JULY 31, 2026; REAPPOINTMENT OF TONY WILLIAMS TO SERVE A TREE-YEAR TERM EFFECTIVE IMMEDIATELY AND EXPIRING ON JULY 31, 2026; APPOINTMENT OF BOB GRYGOTIS WHO WILL FULFILL THE UNEXPIRED TERM OF ANDREW ZUEHLKE EFFECTIVE IMMEDIATELY AND EXPIRING ON JULY 31, 2024.

Passed: All present voting "aye."

VII. APPROVAL OF MINUTES *(These items are approved under one motion.)*

Motion made by Alderman Montgomery, Seconded by Alderman Phillips.

1. **July 31, 2023 - Work Session**
2. **August 1, 2023 - Business Meeting**

Passed: All present voting "aye."

VIII. PUBLIC HEARINGS

1. **Consideration of an Ordinance to Amend Zoning of Tax Map 106, Parcel 001.00 and Tax Map 0920, Group E, Parcel 043.00 Located Along Lebanon Road from the R-1B, Residential District to the PD, Planned Development District** (AF-267-2023) (Jessica McMurray)

Motion made by Vice Mayor George, Seconded by Alderman Cooper.

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG LEBANON ROAD FROM THE R-1B, RESIDENTIAL DISTRICT TO THE PD, PLANNED DEVELOPMENT DISTRICT IN THE 14TH 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: All present voting "aye."

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- 2. Consideration of an Ordinance to Amend Zoning of Tax Map 120, Parcel 3.20, Located Along Eastern Star Road and Fordtown Road from the B-3, Highway Oriented Business District to the R-3, Low Density Apartment District (AF-265-2023) (Ken Weems)**

Motion made by Alderman Olterman, Seconded by Alderman Phillips.

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG EASTERN STAR ROAD AND FORDTOWN ROAD FROM THE B-3, HIGHWAY ORIENTED BUSINESS DISTRICT TO THE R-3, LOW DENSITY APARTMENT DISTRICT IN THE 14TH 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: All present voting "aye."

- 3. Consideration of an Ordinance to Amend Zoning of Tax Map 120, Parcel 3.70, Located Along Fordtown Road from the B-3, Highway Oriented Business District and the M-1R, Light Manufacturing Restricted District to the R-3, Low Density Apartment District (AF-266-2023) (Ken Weems)**

Motion made by Alderman Montgomery, Seconded by Vice Mayor George.

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY LOCATED ALONG FORDTOWN ROAD FROM THE B-3, HIGHWAY ORIENTED BUSINESS DISTRICT AND THE M-1R, LIGHT MANUFACTURING RESTRICTED DISTRICT TO THE R-3, LOW DENSITY APARTMENT DISTRICT IN THE 14TH 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: All present voting "aye."

COMMENT

Mayor Shull invited citizens in attendance to speak. There being no one coming forward the mayor closed the public comment section.

IX. BUSINESS MATTERS REQUIRING FIRST READING

- 1. Consideration of an Ordinance to Amend the FY 2024 General Purpose School Fund Budget (AF-273-2023) (David Frye)**

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Motion made by Alderman Montgomery, Seconded by Alderman Olterman.

AN ORDINANCE TO AMEND THE GENERAL PURPOSE SCHOOL FUND BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2024; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed: All present voting "aye."

2. Consideration of an Ordinance to Condemn (AF-274-2023) (Ryan McReynolds)

Motion made by Vice Mayor George, Seconded by Alderman Olterman.

AN ORDINANCE TO AUTHORIZE AND DIRECT THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS TO ACQUIRE PROPERTY, REAL OR PERSONAL, OR ANY EASEMENT, INTEREST, ESTATE OR USE THEREIN, FROM AFFECTED PROPERTY OWNERS ALONG THE ROUTE OF A CERTAIN PUBLIC WORKS PROJECT; TO FIX THE PROCEDURE FOR DIRECTING THE INITIATION OF SUCH LITIGATION; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed: All present voting "aye."

3. Consideration of an Ordinance Amending Section 6-1 to Add the Definition of Barrel and to Repeal Section 6-169 in its Entirety (AF-216-2023) (Chris McCartt)

Motion made by Alderman Phillips, Seconded by Alderman Montgomery.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE, BY; AMENDING SECTION 6-1 RELATING TO INCLUDING THE DEFINITION OF BARRELL; TO REPEAL SECTION 6-169 IN ITS ENTIRETY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed: All present voting "aye."

X. BUSINESS MATTERS REQUIRING FINAL ADOPTION

1. Consideration of a Budget Adjustment Ordinance for the Urban Mass Transit Assistance Project Fund in FY23 (AF-259-2023) (Chris McCartt)

Motion made by Vice Mayor George, Seconded by Alderman Cooper.

ORDINANCE NO 7101 AN ORDINANCE TO AMEND VARIOUS FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2023; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Alderman Cooper, Vice Mayor George, Alderman Montgomery, Alderman Olterman, Alderman Phillips, Mayor Shull

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- 2. Consideration of a Budget Adjustment Ordinance for the General Projects-Special Revenue Fund and the Sewer Project Fund in FY24 (AF-261-2023) (Chris McCartt)**

Motion made by Alderman Olterman, Seconded by Alderman Cooper.

ORDINANCE NO 7102 AN ORDINANCE TO AMEND THE GENERAL PROJECTS- SPECIAL REVENUE AND SEWER PROJECT FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2024; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Alderman Cooper, Vice Mayor George, Alderman Montgomery, Alderman Olterman, Alderman Phillips, Mayor Shull

XI. OTHER BUSINESS

- 1. Consideration of a Resolution to Authorize the Mayor to Sign all Documents Necessary to Accept a Change Order for Software Products from Central Square Technologies (AF-272-2023) (Dale Phipps)**

Motion made by Alderman Phillips, Seconded by Alderman Montgomery.

RESOLUTION NO. 2024-055 A RESOLUTION APPROVING A CHANGE ORDER TO AN AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES FOR CHANGES IN DELIVERABLES FOR THE KINGSPORT POLICE DEPARTMENT AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE CHANGE ORDER

Passed: All present voting "aye."

- 2. Consideration of a Resolution to Purchase One (1) 2023 Hamm HD 8 VV from Sourcewell Contract (AF-263-2023) (Ryan McReynolds)**

Motion made by Vice Mayor George, Seconded by Alderman Montgomery.

RESOLUTION NO. 2024-056 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO POWER EQUIPMENT COMPANY FOR THE PURCHASE OF A 2023 HAMM HD 8 VV THROUGH SOURCEWELL COOPERATIVE PURCHASE AGREEMENT NO.: 060122-WAI

Passed: All present voting "aye."

- 3. Consideration of a Resolution to Purchase One (1) 305 Medium Size Excavator with Hammer from TN State Contract # 72872 (AF-277-2023) (Ryan McReynolds)**

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Motion made by Vice Mayor George, Seconded by Alderman Olterman.

RESOLUTION NO. 2024-057 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO STOWERS MACHINERY CORPORATION UTILIZING TENNESSEE STATE CONTRACT NO.: 72872 FOR A 305 MEDIUM SIZE EXCAVATOR WITH HAMMER FOR USE BY WATER MAINTENANCE DEPARTMENT

Passed: All present voting "aye."

- 4. Consideration of a Resolution to Purchase Ecolane Software for the Kingsport Area Transit Service from SHI International Corporation using a NASPO Contract (AF-279-2023) (Timothy Land)**

Motion made by Alderman Montgomery, Seconded by Vice Mayor George.

RESOLUTION NO. 2024-058 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO SHI INTERNATIONAL CORPORATION FOR THE ACQUISITION OF ECOLANE SOFTWARE UNDER THE TERMS OF NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICIALS CONTRACT NO.: AR2488

Passed: All present voting "aye."

XII. CONSENT AGENDA *(These items are approved under one motion.)*

Motion made by Vice Mayor George, Seconded by Alderman Olterman.

Passed as presented with a roll call vote: Alderman Cooper, Vice Mayor George, Alderman Montgomery, Alderman Olterman, Alderman Phillips, Mayor Shull

- 1. Consideration of a Resolution to Amend and Extend the Lease Agreement with Kingsport Model Trains Project, Inc. for space at Lynn View Community Center (AF-223-2023) (Michael Borders)**

RESOLUTION NO. 2024-059 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT FOR THE USE OF SPACE AT THE LYNN VIEW COMMUNITY CENTER BY KINGSFORT MODEL TRAINS PROJECT, INC. AND TO EXECUTE ANY AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

- 2. Consideration of a Resolution Approving a Release with Donegal Insurance Group for Damage to City Property (AF-271-2023) (Chris McCartt)**

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RESOLUTION NO. 2024-060 A RESOLUTION APPROVING A PROPERTY DAMAGE RELEASE WITH DONEGAL INSURANCE GROUP AND AUTHORIZING THE MAYOR TO EXECUTE THE RELEASE AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

- 3. Consideration of a Resolution Authorizing the City Manager to Purchase Phonics Intervention Kits for Kingsport City Schools from Benchmark Education Using TIPS Cooperative Purchasing (AF-251-2023) (David Frye)**

RESOLUTION NO. 2024-061 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO BENCHMARK EDUCATION UTILIZING THE INTERLOCAL PURCHASING SYSTEM CONTRACT NO.: 200903 FOR PHONICS INTERVENTION KITS FOR KINGSPORT CITY SCHOOLS

- 4. Consideration of a Resolution Authorizing the Mayor to Enter into an Agreement with Cintas for Kingsport City Schools Maintenance Department Uniform Rental Service Using Omnia Partners Cooperative Contract (AF-269-2023) (David Frye)**

RESOLUTION NO. 2024-062 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR UNIFORM RENTAL SERVICES FOR THE KINGSPORT CITY SCHOOLS MAINTENANCE DEPARTMENT THROUGH OMNIA PARTNERS COOPERATIVE

- 5. Consideration of a Resolution Authorizing the City Manager to Purchase a Galaxy Outdoor Electronic Message Center for DobyNS-Bennett High School Using Sourcewell Cooperative Purchasing (AF-264-2023) (David Frye)**

RESOLUTION NO. 2024-063 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO DAKTRONICS UTILIZING SOURCEWELL COOPERATIVE PURCHASING AGREEMENT NO. 030223 FOR A GALAXY OUTDOOR ELECTRONIC MESSAGE CENTER FOR DOBYNS-BENNETT HIGH SCHOOL

- 6. Consideration of a Resolution Authorizing the Application for Funding through the Tennessee Tourism Enhancement Grant (AF-270-2023) (Michael Price)**

RESOLUTION NO. 2024-064 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A TOURISM ENHANCEMENT GRANT FROM THE TENNESSEE DEPARTMENT OF TOURIST DEVELOPMENT

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XIII. COMMUNICATIONS

1. City Manager

At the Mayor's request, Mr. McCartt had Deputy City Manager McReynolds comment on the blue lid trash can pick up by Public Works.

2. Mayor and Board Members

Alderman Phillips commented on the ribbon cutting for Flanagan Bierworks and how this new business ended up in Kingsport, complimenting city staff on their professionalism. He also mentioned the upcoming Hudson General Store ribbon cutting this Friday. Lastly, commended city employee Bobby Harmon and recognized his upcoming retirement after 45 years of service. Alderman Olterman remarked on high school football games. Alderman Cooper provided updates regarding downtown, including the renovation of the State Theatre as well as the upcoming productions at Lamplight Theatre. She also talked about Christmas in Kingsport and the progress being made there. Vice-Mayor George stated the Tennessee Executive Chamber of Commerce is in town this week. She also mentioned next week the World Long Drive will be at Meadowview. Mayor Shull emphasized citizens are always welcome to come speak at business meetings, but if issues arise in the meantime please reach out to the BMA. He also recognized Mr. Harmon and pointed out there are many outstanding city employees.

3. Visitors None.

XIV. ADJOURN

Seeing no other business for consideration, Mayor Shull adjourned the meeting at 7:53 p.m.

ANGELA MARSHALL
Deputy City Recorder

PATRICK W. SHULL
Mayor