

MINUTES OF THE MEETING OF  
CITY COUNCIL  
CITY OF ELIZABETHTON, TENNESSEE  
REGULAR SESSION

SEPTEMBER 8, 2016

THE CITY COUNCIL OF THE CITY OF ELIZABETHTON MET AT CITY HALL THURSDAY, SEPTEMBER 8, 2016 AT 6:00 P.M. IN REGULAR SESSION.

INVOCATION WAS LED BY PASTOR JOEL COOK, VALLEY FORGE UNITED METHODIST CHURCH AND PLEDGE OF ALLEGIANCE TO THE FLAG WAS LED BY MAYOR PRO-TEM CARTER.

THE FOLLOWING OFFICIALS WERE PRESENT: WILLIAM E. (BILL) CARTER, MAYOR PRO-TEM; ROBERT W. CABLE, JR., WES FRAZIER, SAMUEL B. SHIPLEY, D. RICHARD TESTER, AND JEFFREY C. TREADWAY, COUNCILMEN; ROGER G. DAY, CITY ATTORNEY; DEBORAH B. KESSLER, FINANCE DIRECTOR / CITY CLERK AND JEROME D. KITCHENS, CITY MANAGER.

ABSENT WAS: CURT ALEXANDER, MAYOR.

MINUTES

MAYOR PRO-TEM CARTER REQUESTED APPROVAL OF THE AUGUST 11, 2016 REGULAR SESSION MINUTES AS DISTRIBUTED OR WITH ANY NECESSARY CORRECTIONS.

MOTION BY MR. SHIPLEY, SECOND BY MR. CABLE, THAT THE MINUTES OF THE AUGUST 11, 2016 REGULAR SESSION MEETING BE APPROVED AS DISTRIBUTED.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

PROCLAMATION

CITY ATTORNEY DAY READ A PROCLAMATION TO PROCLAIM THURSDAY, SEPTEMBER 15, 2016 AS **UNITED WAY DAY** AS THE LOCAL UNITED WAY KICKS OFF THEIR ANNUAL CAMPAIGN.

MAYOR PRO-TEM CARTER PRESENTED JOSH MCKINNEY, UNITED WAY DIRECTOR, WITH THE PROCLAMATION AND HE THANKED MAYOR PRO-TEM CARTER AND CITY COUNCIL FOR THE PROCLAMATION.

MR. MCKINNEY INTRODUCED COREY PAULSON, UNITED WAY CAMPAIGN CHAIR. MR. PAULSON INVITED CITY COUNCIL, CITY STAFF AND EVERYONE PRESENT AT THE MEETING TO THE UNITED WAY KICKOFF ON THURSDAY, SEPTEMBER 15, 2016. HE STATED THAT THE UNITED WAY NEEDS COMMUNITY SUPPORT & COMMUNITY LEADERS SUPPORT FOR SUCCESS.

CITIZENS COMMENTS

DEBRA ALEXANDER, 408 WEST G STREET, SPOKE IN SUPPORT OF THE ELIZABETHTON TWINS MINOR LEAGUE BASEBALL TEAM STAYING IN ELIZABETHTON. SHE PRESENTED A PETITION WITH 1,674 SIGNATURES IN SUPPORT OF THE TWINS TO COUNCILMAN WES FRAZIER TO FORWARD TO THE TWINS ORGANIZATION IN MINNESOTA. SHE ALSO REQUESTED CITY COUNCIL AND CITY LEADERS TO MEET WITH TWINS OFFICIALS REGARDING THE FUTURE OF TWINS BASEBALL IN ELIZABETHTON.

MIKE SIMERLY, ADDRESS NOT GIVEN, SPOKE IN SUPPORT OF KEEPING TWINS BASEBALL IN ELIZABETHTON STATING THAT IT WAS A POSITIVE PLACE FOR FAMILIES AND ALSO CITIZENS THAT LIVE IN OTHER COUNTIES COME TO ELIZABETHTON TO ATTEND THE BASEBALL GAMES. HE SUGGESTED THAT COUNCIL & CITY LEADERS APPROACH LARGE CORPORATIONS, SMALL BUSINESSES IN ELIZABETHTON AND PURSUE FEDERAL GRANTS AS FUNDING OPTIONS FOR THE PROPOSED STADIUM RENOVATION PROJECT.

JANIE MCKINNEY, 113 WEST H STREET, SPOKE ON POLICE ISSUES REGARDING PROMOTIONS AND THE RECENT PERSONNEL ADVISORY BOARD MEETING. SHE ASKED COUNCIL TO SUPPORT DEPARTMENTS AND EMPLOYEES AND UNITE POLICE AND FIRE DEPARTMENTS IN ONE BUILDING.

KATHY SUE ROSS, 310 ALLEN AVENUE, SPOKE IN SUPPORT OF THE TWINS AND ALSO CONCERN OF THE EFFECT OF RAISING PROPERTY TAXES WOULD DO TO THE ELDERLY AND YOUNG COUPLES.

HAROLD MAINS, 1612 BURGIE STREET, SPOKE IN SUPPORT OF TWINS BASEBALL IN ELIZABETHTON FOR RECREATIONAL PURPOSES. HE STATED HE HAD BEEN A PART OF THE ELIZABETHTON TWINS ORGANIZATION FOR THE LAST SIXTEEN YEARS AND IT HAD BEEN A BLESSING AND HE ALSO DISCUSSED THE LONG HISTORY OF TWINS BASEBALL IN ELIZABETHTON.

JANETTE MORGAN, WEST B STREET, SPOKE REGARDING DECISIONS ON THE POLICE DEPARTMENT RENOVATION PROJECT LOCATION, LOSS OF JOBS AND THE NEED FOR JOBS AND HIGH PROPERTY TAX RATE.

COMMUNICATIONS & REPTS BY CITY MANAGER AND PARADE REQUESTS:  
CITY MANAGER KITCHENS PRESENTED MONTHLY DEPARTMENTAL REPORTS FOR REVIEW:

- LOCAL OPTION SALES TAX REPORT FROM THE TENNESSEE DEPARTMENT OF REVENUE FOR THE MONTH OF AUGUST 2016 AND LOCAL OPTION SALES TAX GRAPHS FOR THE MONTH OF AUGUST 2016
- POLICE, FIRE, STREETS AND SANITATION, CODE ENFORCEMENT, BUILDING DEPARTMENT PROJECT VALUATION & FEE REPORT, ELECTRIC, WATER RESOURCES CONSTRUCTION, WATER RESOURCES FACILITIES, PARKS & RECREATION AND LIBRARY MONTHLY DEPARTMENTS REPORTS FOR THE MONTH OF AUGUST 2016
- LITIGATION TAX RETURN FOR AUGUST 2016
- WATAUGA RIVER REGIONAL WATER AUTHORITY BOARD OF DIRECTORS MEETING AGENDA FOR AUGUST 2016
- CARTER COUNTY JOINT ECONOMIC & COMMUNITY DEVELOPMENT BOARD INAUGURAL AND ORGANIZATIONAL MEETING: AUGUST 2016

EHS HOMECOMING PARADE  
CITY MANAGER KITCHENS PRESENTED A PARADE REQUEST BY ELIZABETHTON HIGH SCHOOL FOR THE SCHOOLS HOMECOMING PARADE ON FRIDAY, OCTOBER 7, 2016.

CITY MANAGER KITCHENS EXPLAINED THE CHANGE IN THE PARADE ROUTE WHEREAS THE STAGING AND BEGINNING WILL BE AT

FIRST PRESBYTERIAN CHURCH ON “E” STREET INSTEAD OF T.A. DUGGER JUNIOR HIGH SCHOOL DUE TO AN EVENT ALREADY SCHEDULED ON THAT DATE AT THE SCHOOL.

CITY MANAGER RECOMMENDED APPROVAL OF THE PARADE REQUEST UPON THE RECEIPT OF THE PARADE MAP.

MOTION BY MR. TREADWAY, SECOND BY MR. SHIPLEY, APPROVING THE ELIZABETHTON HIGH SCHOOL HOMECOMING PARADE REQUEST ON THE APPROVED ROUTE ON FRIDAY, OCTOBER 7, 2016 AT 5:30 PM INCLUDING ASSISTANCE FROM THE POLICE DEPARTMENT.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

FRAASIER FUR TREE LIGHTING & CHRISTMAS PARADE  
CITY MANAGER KITCHENS PRESENTED A REQUEST BY THE ELIZABETHTON CHAMBER OF COMMERCE FOR THE FRAASIER FUR TREE LIGHTING EVENT ON NOVEMBER 15, 2016 AND THE CHRISTMAS PARADE ON DECEMBER 3, 2016 FROM 4:00 PM TO 8:30 PM WITH STREET CLOSURES AND CITY STAFF ASSISTANCE.

CITY MANAGER STATED THAT THE REQUESTS WERE ANNUAL HOLIDAY EVENTS AND RECOMMENDED APPROVAL.

MOTION BY MR. TREADWAY, SECOND BY MR. FRAZIER, APPROVING THE HOLIDAY REQUESTS BY THE ELIZABETHTON CHAMBER OF COMMERCE FOR THE ANNUAL FRAASIER FUR TREE LIGHTING ON NOVEMBER 15, 2016 FROM 4:30 PM TO 6:30 PM AND THE ANNUAL CHRISTMAS PARADE ON DECEMBER 3, 2016 FROM 4:00 PM TO 8:30 PM.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

BOARD APPOINTMENTS  
MAYOR PRO-TEM CARTER REQUESTED THAT THE ANIMAL SHELTER ADVISORY BOARD UNEXPIRED TERM APPOINTMENT BE DEFERRED UNTIL NEXT MONTHS MEETING AND ALSO RECOMMENDED THE NEW APPOINTMENT OF CASEY ERYASA TO THE HISTORIC ZONING COMMISSION TO FILL AN UNEXPIRED TERM.

MOTION BY MR. TREADWAY, SECOND BY MR. CARTER, APPROVING THE REQUEST BY MAYOR PRO-TEM CARTER DEFERRING THE ANIMAL SHELTER ADVISORY BOARD UNEXPIRED TERM APPOINTMENT AND APPOINTING CASEY ERYASA TO THE HISTORIC ZONING COMMISSION FILLING AN UNEXPIRED TERM.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

MUNICIPAL CODE AMENDMENT – MINORS IN BEER PLACES  
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE FOR CONSIDERATION AND ACTION ON AN AMENDMENT TO THE MUNICIPAL CODE TO DELETE A SECTION IN TITLE 11, ALCOHOLIC BEVERAGES.

MAYOR PRO-TEM CARTER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR PRO-TEM CARTER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. SHIPLEY, SECOND BY MR. TREADWAY, APPROVING AN ORDINANCE TO AMEND THE ELIZABETHTON MUNICIPAL CODE, ELIZABETHTON, TENNESSEE, 2015, AS AMENDED, BY REVISING TITLE 11, CHAPTER 1, SECTION 11-102, TO DELETE SECTION 11-102 ENTITLED "MINORS IN BEER PLACES" IN THAT THIS MUNICIPAL CODE SECTION IS NO LONGER NECESSARY AS INDIVIDUALS UNDER TWENTY-ONE (21) YEARS OF AGE ARE CURRENTLY WORKING AT RESTAURANTS WHERE BEER IS SOLD AT RETAIL FOR CONSUMPTION ON THE PREMISES, BE APPROVED ON SECOND READING.

ROLL CALL: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

CITY SCHOOLS BUDGET ORDINANCE AMENDMENT

CITY ATTORNEY DAY CAPTION READ AN ORDINANCE FOR CONSIDERATION AND ACTION ON AN AMENDMENT TO THE ELIZABETHTON CITY SCHOOLS BUDGET.

MAYOR PRO-TEM CARTER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR PRO-TEM CARTER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. SHIPLEY, SECOND BY MR. FRAZIER, APPROVING AN ORDINANCE TO AMEND THE ELIZABETHTON CITY SCHOOLS BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016 AND FURTHER REFERENCED AS FISCAL YEAR 2015/16 ELIZABETHTON CITY SCHOOL SYSTEM BUDGET APPROPRIATION ORDINANCE AMENDMENT NUMBER 2 FOR GENERAL PURPOSE FUND, AMENDMENT 2 FOR FEDERAL PROJECTS FUND AND AMENDMENT 1 FOR NUTRITION FUND, BE PASSED ON SECOND READING.

ROLL CALL: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

DEFERRAL OF REEDY & SYKES AGMT & BOND ISSUE AUTHORIZATION  
CITY ATTORNEY DAY STATED THAT NEW BUSINESS ITEM (10A) THE RESOLUTION TO APPROVE THE REEDY & SYKES ARCHITECTURAL SERVICES AGREEMENT FOR THE POLICE DEPARTMENT RENOVATION PROJECT AT THE ELIZABETHTON MUNICIPAL AIRPORT AND (10B) THE RESOLUTION TO APPROVE THE BOND ISSUE AUTHORIZATION WOULD BE DEFERRED UNTIL A WORKSHOP COULD BE HELD WITH CITY STAFF, CITY COUNCIL AND REEDY & SYKES.

FY 2016/17 BUDGET ORDINANCE AMENDMENT – BONNIE KATE FUND  
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE FOR CONSIDERATION AND ACTION ON AN AMENDMENT TO THE FY 2016/17 CITY OF ELIZABETHTON BUDGET FOR THE BONNIE KATE FUND.

MOTION BY MR. TREADWAY, SECOND BY MR. SHIPLEY, APPROVING AN ORDINANCE TO AMEND THE BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 21, 2016 AND ENDING JUNE 30, 2017 AND FURTHER REFERENCED AS FISCAL YEAR 2016-2017 BUDGET APPROPRIATIONS ORDINANCE AMENDMENT, BE PASSED ON FIRST READING.

ROLL CALL: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

FY 2016/17 BUDGET ORDINANCE AMENDMENT – PARKING LOT PURCHASE  
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE FOR CONSIDERATION AND ACTION ON AN AMENDMENT TO THE FY 2016/17 CITY OF ELIZABETHTON BUDGET FOR THE PURCHASE OF THE PARKING LOT ADJACENT TO THE BONNIE KATE BUILDING.

MOTION BY MR. SHIPLEY, SECOND BY MR. TESTER, APPROVING THE DEFERRAL OF THE VOTE ON FIRST READING OF THE FY 2015/16 BUDGET AMENDMENT ORDINANCE TO PURCHASE THE PARKING LOT ADJACENT TO THE BONNIE KATE BUILDING.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

INTER-LOCAL AGREEMENT  
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON AN INTER-LOCAL AGREEMENT WITH THE CITY OF JOHNSON CITY, TENNESSEE FIRE DEPARTMENT.

MOTION BY MR. TESTER, SECOND BY MR. FRAZIER THAT, A RESOLUTION APPROVING AN INTER-LOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF ELIZABETHTON, TENNESSEE, AND THE CITY OF JOHNSON CITY, TENNESSEE, TO PROVIDE FIRE PROTECTION ASSISTANCE TO THE OTHER CITY ON AN AUTOMATIC DISPATCH BASIS TO CERTAIN PARTS OF EACH SPECIFIC CITY, BE PASSED.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

TVA RATE ADJUSTMENT  
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON A WHOLESALE ELECTRIC RATE ADJUSTMENT BY THE TENNESSEE VALLEY AUTHORITY.

MOTION BY MR. SHIPLEY, SECOND BY MR. TREADWAY THAT, A RESOLUTION APPROVING THE TENNESSEE VALLEY AUTHORITY (TVA) RATE CHANGE AMENDMENT TO THE CONTRACT WITH TVA REGARDING THE SCHEDULE OF RATES AND CHARGES FOR THE CITY OF ELIZABETHTON, ELIZABETHTON ELECTRIC DEPARTMENT, EFFECTIVE OCTOBER 1, 2016, BE PASSED.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

PURCHASES, EXPENSES & BIDS  
PURCHASING DIRECTOR GERALD HARRELL REQUESTED APPROVAL OF PURCHASES, EXPENSES & BIDS IN THE TOTAL AMOUNT OF \$278,365.75.

MOTION BY MR. SHIPLEY, SECOND BY MR. FRAZIER, APPROVING THE FOLLOWING: PURCHASES: (a) FUEL SYSTEM UPGRADE – CITY GARAGE / EED \$37,522.22. EXPENSES: (a) TREE TRIMMING – EED \$51,851.32 (b) TYLER TECHNOLOGIES – CITY \$13,869.75. BIDS: (a) PICKUP TRUCK – EED \$25,122.46

(b) ASPHALT RESURFACING – STREET, \$150,000.00; ALL PURCHASES, EXPENSES AND BIDS FROM THE RECOMMENDED SOURCES NOT TO EXCEED \$278,365.75.

VOICE VOTE: CABLE, AYE; FRAZIER, AYE; SHIPLEY, AYE; TESTER, AYE; TREADWAY, AYE; CARTER, AYE; ALEXANDER, ABSENT.

THE MOTION PASSED BY A 6-0 VOTE WITH 1 ABSENT.

THERE BEING NO OTHER BUSINESS TO COME BEFORE COUNCIL, MAYOR-PRO TEM CARTER DECLARED THE MEETING ADJOURNED.

  
MAYOR

  
CITY CLERK