

A MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, TENNESSEE was held in the Commission Chambers of the Municipal and Safety Building, 601 East Main Street, Johnson City, Tennessee on Thursday, May 21, 2015.

PRESENT: Mayor Ralph Van Brocklin, Vice-Mayor Clayton Stout, Commissioners Jenny Brock and David Tomita, Pete Peterson, City Manager, and Janet Jennings, City Recorder.

ABSENT: Commissioner Jeff Banyas.

Mayor Ralph Van Brocklin called the meeting to order at 6:02 p.m.

At this time, Reverend Louis Imsande, Senior Pastor, First Presbyterian Church, gave the invocation, which was followed by the pledge of allegiance.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the minutes of the regularly scheduled City Commission Meeting held on Thursday, May 7, 2015, be and the same are hereby approved.

At this time, Mayor Ralph Van Brocklin presented a proclamation recognizing Bicycle Week to Chad Wolfe, owner, Trek Store.

Whereas communities that create distinctive paths and trails that promote bicycling as a healthy means of transportation, recreation, and exercise have proven to positively impact local recreation and tourism; and

Whereas bicycling is an environmentally friendly activity that reduces pollution, traffic congestion, and America's dependence on fossil fuels; and

Whereas the City of Johnson City remains dedicated to the development and maintenance of bike paths and trails, which make our community attractive to residents, visitors and businesses; and

Whereas the City of Johnson City encourages the use of bicycles as a means of transportation and embraces the bicycling culture that has emerged in Johnson City.

Now, Therefore, I, Ralph J. Van Brocklin, Mayor of the City of Johnson City, Tennessee, do hereby proclaim June 8-14

Bicycle Week

in Johnson City and encourage all citizens to take advantage of the numerous bike paths and trails our city has to offer.

In Witness Whereof,

I have hereunto set my hand and caused the Official Seal of the City of Johnson City, Tennessee, to be affixed this 21st day of May 2015.

/s/ Ralph J. Van Brocklin

Ralph J. Van Brocklin, Mayor

At this time, Mayor Ralph Van Brocklin presented the 2015 John Campbell Scholarship to Tosha Campbell and City of Johnson City Employee Scholarships to Martha Campbell, Bo Edwards, Zachery Peters and Sydney Thomas. Also receiving Employee Scholarships, but unable to attend: Kayla Dean and Logan Kolarick.

At this time, Mayor Ralph Van Brocklin opened the public input session. No one spoke.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a beer license for Amel Rugovac, d/b/a Bello Vita, 2927 North Roan Street, Johnson City, Tennessee, be and the same is hereby approved. Amel Rugovac, applicant, was present.

Upon motion by Mayor Ralph Van Brocklin, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That confirmation of the Mayoral appointment of Thomas Henning to the Regional Planning Commission, be and the same is hereby approved.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing from 5:00 p.m. on Friday, August 14, 2015, until Noon on Saturday, August 15, 2015, as requested by the Johnson City Parks & Recreation Department, for the Annual Kids Triathlon, be and the same is hereby approved.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing on Friday, July 17, 2015 from 6:30 p.m. until 8:00 p.m., as requested by Kevin Harkness, for the Franklin Woods Hospital 5K Road Race, be and the same is hereby approved.

Upon motion by Mayor Ralph Van Brocklin, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing on Saturday, August 29, 2015, from 7:00 a.m. until 10:30 a.m., as requested by The Goose Chase for the ETSU Bluegrass Half Marathon, with the mandatory stopping time at the corner of University Parkway and State of Franklin amended to 10:30 a.m., be and the same is hereby approved. Karen Hubbs, applicant, was present.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Consent Agenda for May 21, 2015, be and the same is hereby approved.

CONSENT AGENDA:

A. GENERAL:

i. Water & Sewer Services

Consider Agreement with Tank Industry Consultants on the Rehabilitation of Eastman Reservoir (Task Order #34) in the amount of \$45,375.00

ii. Public Works Department

Consider Amendment #2 to the Coalyard Restoration Agreement to extend the closing date from May 5, 2015 to June 30, 2015

B. INVOICES:

- i. J.E. Green \$247,268.31
Finance Department
Pay Request #10 ~ New Fieldhouse at Kermit Tipton Stadium
Funding Source: Loan Proceeds

- ii. Lamar Dunn & Associates \$5,146.25
Public Works Department
Design & Permitting for U-Haul, King Creek Basin & Kelly Foods
Funding Source: Stormwater Fund

- iii. Mattern & Craig \$1,595.00
Public Works Department
VA Access Road
Funding Source: Federal HPP & 20% Local Funds

- iv. Thomas Weems Architect \$10,226.50
Public Works Department
Johnson City Farmers Market
Funding Source: Capital Projects

- v. Burleson Construction Company \$905.89
Public Works Department
Johnson City Farmers Market
Funding Source: Capital Account Fund & TIF Program

- vi. Trademark of VA \$86,059.79
Public Works Department ~ Pay Request #3
Johnson City Farmers Market
Funding Source: TIF & General Fund

- vii. Westin Engineering \$13,002.98
Water & Sewer Services
Task Order #1 ~ Master Service Technology Plan
Funding Source: Budgeted Expense

- viii. Hazen & Sawyer \$57,947.49
Water & Sewer Services
Lower Brush Creek Sanitary Sewer Interceptor Replacement
Funding Source: Bond Funded

- ix. CDM Smith \$75,240.83
Water & Sewer Services
Brush Creek & Knob Creek WWTP Improvements
Funding Source: Bond Funded

C. PURCHASES

- i. Local Government Corporation \$44,332.00
Information Technology
Annual Support
Funding Source: Budgeted Expense

D. PROPOSALS

- i. Central State Bus Sales \$117,960.00
Transit Department
Mini Passenger School Buses Contract (RFP #5915)
Funding Source: Capital Budget

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, **Ordinance No. 4580-15**, "AN ORDINANCE TO AMEND SECTION 5-302 OF THE CODE OF THE CITY OF JOHNSON CITY, TENNESSEE TO INCREASE THE PRIVILEGE TAX UPON THE OCCUPANCY IN ANY HOTEL LOCATED WITHIN THE CITY OF JOHNSON CITY FROM FIVE PERCENT TO SEVEN PERCENT PURSUANT TO THE AUTHORITY GRANTED TO THE CITY BY HOUSE BILL 0981/SENATE BILL 1184 AS ENACTED IN 2015 BY THE 109TH GENERAL ASSEMBLY," was **passed on first reading**. The motion **carried** by four ayes. There were no nay votes.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner Jenny Brock, **Ordinance No. 4577-15**, "AN ORDINANCE TO ALLOW POSSESSION AND CONSUMPTION OF BEER AND THE SALE OF ITEMS FROM STREET VENDORS ON THE CLOSED PORTION OF DOWNTOWN DURING THE ANNUAL UMOJA FESTIVAL TO BE HELD ON FRIDAY, AUGUST 14, 2015 THROUGH SUNDAY, AUGUST 16, 2015," was **passed on second reading**. The motion **carried** by four ayes. There were no nay votes.

At this time a public hearing was held regarding Ordinance No. 4578-15. Jason Johnston spoke in support of the rezoning.

Upon motion by Commissioner Jenny Brock, seconded by Vice-Mayor Clayton Stout, **Ordinance No. 4578-15**, "AN ORDINANCE TO REZONE 2020 INDIAN RIDGE ROAD FROM R-2 (LOW DENSITY RESIDENTIAL) AND R-3 (MEDIUM DENSITY RESIDENTIAL) TO R-4 (MEDIUM DENSITY RESIDENTIAL)," was **passed on second reading**. The motion **carried** by four ayes. There were no nay votes.

Upon motion by Commissioner Jenny Brock, seconded by Mayor Ralph Van Brocklin, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Concept Plan for the rezoning of 2020 Indian Ridge Road from R-2 (Low Density Residential) to R-4 (Medium Density Residential), be and the same is hereby approved.

At this time a public hearing was held regarding Ordinance No. 4579-15. Hank Carr, co-petitioner, and Craig Ramey, representing co-petitioner K. D. Moore, spoke in support of this item.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, **Ordinance No. 4579-15**, "AN ORDINANCE TO REZONE PROPERTIES LOCATED ALONG MED-TECH PARKWAY AND HEART DRIVE, KNOWN AS 190 HEART DRIVE, TAX MAP 45 PARCEL 51.01, LOCATED AT THE END OF HEART DRIVE; 944 MED-TECH PARKWAY; 921 MED-TECH PARKWAY; 161 HEART DRIVE; AND 207 HEART DRIVE, FROM RTP (RESEARCH TECHNOLOGY PARK) AND MS-1 (MEDICAL SERVICES) TO B-4 (PLANNED ARTERIAL BUSINESS)," was **passed on second reading**. The motion **carried** by four ayes. There were no nay votes.

Upon motion by Commissioner David Tomita, seconded by Vice-Mayor Clayton Stout, **Ordinance No. 4581-15**, "AN ORDINANCE TO ALLOW POSSESSION AND CONSUMPTION OF BEER AND THE SALE OF ITEMS FROM STREET VENDORS ON THE CLOSED PORTION OF DOWNTOWN DURING THE ATLANTIC ALE HOUSE BLOCK PARTY TO BE HELD ON FRIDAY, JUNE 5, 2015 THROUGH SATURDAY, JUNE 6, 2015," was **passed on second reading**. The motion **carried** by four ayes. There were no nay votes.

Upon motion by Commissioner Jenny Brock, seconded by Vice-Mayor Clayton Stout, the following resolution was offered for adoption. The motion **carried** by four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That **deferral** of the consideration of the adoption of the Parks and Recreation Master Plan, a component of the Planning Division's Comprehensive Plan, for the purpose of scheduling a workshop with the Parks and Recreation Board for a joint review, be and the same is hereby approved.

At this time, Tommy Burleson, Burleson Construction Company, presented an update on the new Washington County/Johnson City Animal Shelter and the Farmer's Market.

At this time, Phil Pindzola, Public Works Director, presented an update on Road Projects.

At this time, a discussion was held regarding the Fiscal Year 2016 Budget. Commission priorities for Capital Budget, from the items currently unfunded, are as follows:

- Slope repair work at Science Hill High School
- Completion of Presbyterian Church Parking lot if land swap occurs

At this time, City Manager Pete Peterson presented the City Manager's Report.

There being no further business or discussion, Mayor Ralph Van Brocklin adjourned the meeting at 8:07 p.m.

RALPH VAN BROCKLIN
MAYOR

JANET JENNINGS
CITY RECORDER

ITEMS DEFERRED:

1. Consideration of the adoption of the Parks and Recreation Master Plan, a component of the Planning Division's Comprehensive Plan, for the purpose of scheduling a workshop with the Parks and Recreation Board for a joint review.

ACTION ITEMS:

1. Consideration of the adoption of the Parks and Recreation Master Plan, a component of the Planning Division's Comprehensive Plan, for the purpose of scheduling a workshop with the Parks and Recreation Board for a joint review.