

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, February 15, 2018.

PRESENT: Mayor David Tomita, Vice-Mayor Jenny Brock, Commissioners Todd Fowler, Ralph Van Brocklin and Joe Wise, Pete Peterson, City Manager, and Janet Jennings, City Recorder.

Mayor David Tomita called the meeting to order at 6:01 p.m.

At this time, Jim Nipper, Pastor, Our Savior Lutheran Church, led the invocation, which was followed by the pledge of allegiance.

Upon motion by Commissioner Todd Fowler, seconded by Commissioner Ralph Van Brocklin, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

Addition to
Agenda

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the addition to the agenda of a Resolution in support of Parkland, Florida, be and the same is hereby approved.

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

Minutes

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, February 1, 2018, be and the same are hereby approved.

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

Resolution

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Resolution in support of Parkland, Florida, be and the same is hereby approved. Mayor David Tomita read the Resolution.

Resolution of Support Parkland, Florida

WHEREAS, on Wednesday, February 15, 2018, a teenage gunman opened fire on teachers, staff and students at Marjory Stoneman Douglas High School in Parkland, Florida; and

WHEREAS, at least 17 people were killed and at least 14 others are hospitalized; and

WHEREAS, victims ranged from teachers, coaches, staff and students; and

WHEREAS, the community of Parkland, Florida is shocked and heartbroken;

NOW, THEREFORE, BE IT RESOLVED, that members of the Board of Commissioners of the City of Johnson City, Tennessee do hereby express our deepest condolences and extend our prayers to the victims, their family members, and community of Parkland, Florida; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the official minutes of this meeting.

Approved and signed in open meeting on the 15th day of February, 2018

/s/ David Tomita_____
MAYOR

Upon motion by Commissioner Joe Wise, seconded by Commissioner Ralph Van Brocklin, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

License

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Temporary Occasion License for Overmountain Chapter of Trout Unlimited to sell beer on Saturday, April 7, 2018, during the Thirsty Orange Brew Extravaganza event at the Pavilion at Founders Park, be and the same is hereby approved. Jeff Wright and Aaron Carson were present.

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

Appointments

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the appointments of Larry Reeves, Abraham McIntyre, Joy Fulkerson, Vicki Shell, Larry Calhoun, Jenna Moore, Rebecca Henderson, Marcy Walker and Donna Noland to the Johnson City Sesquicentennial Commission, be and the same are hereby approved.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Joe Wise, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the reappointment of Jim Culbert to the Northeast

Appointment

Tennessee Regional Solid Waste Planning Board, be and the same is hereby approved.

Consent Upon motion by Commissioner Ralph Van Brocklin, seconded by Vice-
Agenda Mayor Jenny Brock, the following resolution was offered for adoption. The motion **carried** by five 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 February 15, 2018, be and the same is hereby approved.

CONSENT AGENDA:

A. GENERAL:

- Agreement i. Consider approval of a Radio System Agreement between the City of Johnson City and the Town of Jonesborough (**Police Department**)
- Grant ii. Consider approval of TDOT Consolidated Planning Grant Contract Amendment #3 for the MTPo to add FTAA Section 5303 Funds (**Development Services**)
- Surplus iii. Consider declaring certain equipment as surplus: Pine Oaks Golf Course Miscellaneous Items, Development Services Vehicles, Fire Department Vehicle and Public Works Street Division Vehicles/Equipment (**Purchasing Department**)
- Repairs iv. Consider approval of additional structural repairs by BurWil Construction Company on the Freedom Hall Civic Center Pool Mechanical Room in the amount of \$34,200 (**Administration**)
- Resolution v. Consider approval of a Resolution to establish the Fair Market Value for Tract 21 on the Knob Creek Road / CSX Railroad Overpass Project in the amount of \$30,000 (**Public Works Department**)
- Agreement of Sale vi. Consider a \$7,400 increase to the Agreement of Sale for Tract 24 on the Knob Creek Road / CSX Railroad Overpass Project for a revised offer in the amount of \$38,800 (**Public Works Department**)

- vii. Consider approval of Change Order #2 for Butler Appraisal Group for a contract increase of \$200 on the Knob Creek Road / CSX Railroad Overpass Project **(Public Works Department)** Change Order
- viii. Consider approval of Change Order #2 for Vaughn & Melton for a contract increase of \$10,800 on the Knob Creek Road / CSX Railroad Overpass Project **(Public Works Department)** Change Order
- ix. Consider approval of Blue Cross Blue Shield of Tennessee as the Third Party Administrator for the City/Schools Health Insurance Program **(Human Resources)** Insurance

B. INVOICES:

Invoices

- i. Butler Appraisal Group \$1,800.00
Public Works Department ~ Pay Request #6
Knob Creek Road / CSX Railroad Overpass Project
Funding Source: 80% Federal & 20% General Fund
- ii. Dunn & Metz Appraisal Group \$5,600.00
Public Works Department ~ Pay Request #9
Knob Creek Road / CSX Railroad Overpass Project
Funding Source: 80% Federal & 20% General Fund
- iii. AMEC Foster Wheeler \$9,809.56
Public Works Department ~ Invoice #N13441439C
NE Regional Stormwater Planning Group NPDES Phase II Permit
Funding Source: Stormwater Fund
- iv. AMEC Foster Wheeler \$3,489.38 **FINAL PAYMENT**
Public Works Department ~ Invoice #N134411522C
NE Regional Stormwater Planning Group NPDES Phase II Permit

Funding Source: Stormwater Fund

- v. Barge Design Solutions \$1,498.00
Water & Sewer Services ~ Task Order #1
Bunker Hill Tank Replacement
Funding Source: Budgeted Expense

- vi. King General Contractors \$10,029.43
Water & Sewer Services ~ Pay Request #5
Bunker Hill Tank Replacement
Funding Source: Budgeted Expense

- vii. Raftelis Financial Consultants \$931.25
Water & Sewer Services
Johnson City Water & Wastewater Model Update
Funding Source: Budgeted Expense

- viii. CDM Smith \$2,509.50
Water & Sewer Services ~ Task Order #17
Regional WWTP Blower Procurement & Installation Assistance
Funding Source: Budgeted Expense

- ix. Wiedeman & Singleton \$12,589.57
Water & Sewer Services ~ Task Order #13
Unicoi Springs Rehab Phase I
Funding Source: Budgeted Expense

- x. Shaw & Shanks Architects \$6,719.25
Administration ~ Pay Request #7
Langston High School Additions & Alterations
Funding Source: Bond Funded

C. PROPOSALS

Proposals

i. RFP #5669

Pepsi Bottling Company \$17,500.00
Freedom Hall Civic Center
Beverage Sponsorship Contract: Contract Extension Request
Funding Source: Budgeted Expense Offset by Concession Revenues

At this time, a public hearing was held regarding Ordinance 4654-18. Greg Cox spoke in favor of the ordinance.

Public Hearing

Upon motion by Commissioner Joe Wise, seconded by Vice-Mayor Jenny Brock, Ordinance No. 4654-18, "AN ORDINANCE TO REZONE PROPERTY LOCATED AT 2721 EAST OAKLAND AVENUE FROM I-1 (LIGHT INDUSTRIAL) TO RO-1 (HIGH DENSITY RESIDENTIAL-PROFESSIONAL OFFICE)," was passed on second reading. The motion carried by five ayes. There were no nay votes.

Ord 4654-18
Second Reading

Public Hearing

At this time a public hearing was held regarding a Resolution to annex certain property known as the Isaacs Annexation (reference zoning Ordinance No. 4655-18). No one spoke for or against this item.

Upon motion by Commissioner Joe Wise, seconded by Vice-Mayor Jenny Brock, the following resolution was offered for adoption. The motion carried by five ayes. There were no nay votes.

Resolution

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Resolution to annex certain property known as the Isaacs Annexation (reference zoning Ordinance No. 4655-18), be and the same is hereby approved.

At this time, a public hearing was held regarding Ordinance 4655-18. No one spoke for or against this item.

Public Hearing

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Joe Wise, Ordinance No. 4655-18, "AN ORDINANCE TO ASSIGN ZONING OF R-2A (LOW DENSITY RESIDENTIAL) TO CERTAIN PROPERTY KNOWN AS THE ISAACS ANNEXATION," was passed on second reading. The motion carried by five ayes. There were no nay votes.

Ord 4655-18
Second Reading

At this time, a public hearing was held regarding a Plan of Services for certain property known as the Isaacs Annexation. No one spoke for or against this item.

Public Hearing

Upon motion by Commissioner Joe Wise, seconded by Vice-Mayor Jenny Brock, the following resolution was offered for adoption. The motion carried by five ayes. There were no nay votes.

Plan of Services

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Plan of Services for certain property known as the Isaacs Annexation, be and the same is hereby approved.

Public
Hearing

At this time, a public hearing was held regarding a Resolution to annex certain property known as the Royston Annexation (reference zoning Ordinance 4656-18). Jason Royston, petitioner, spoke in favor of the resolution.

Resolution

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

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Resolution to annex certain property known as the Royston Annexation (reference zoning Ordinance 4656-18), be and the same is hereby approved.

Public
Hearing

At this time, a public hearing was held regarding Ordinance 4656-18. No one spoke for or against this item.

Ord 4656-18
Second
Reading

Upon motion by Commissioner Joe Wise, seconded by Commissioner Todd Fowler, **Ordinance No. 4656-18**, "AN ORDINANCE TO ASSIGN ZONING OF RP-2 (PLANNED RESIDENTIAL) TO CERTAIN PROPERTY KNOWN AS THE ROYSTON ANNEXATION," was **passed on second reading**. The motion **carried** by five ayes. There were no nay votes.

Public
Hearing

At this time, a public hearing was held regarding a Plan of Services for certain property known as the Royston Annexation. No one spoke for or against this item.

Plan of
Services

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

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Plan of Services for certain property known as the Royston Annexation, be and the same is hereby approved.

Presentation

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

At this time, Virginia Salazar-Buda, Artlandia, Inc., made a presentation on the Public Art Committee's top five (5) selections for a sculpture to be installed in Veteran's Park near Southside School.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Public Art Committee's artwork recommendations are hereby approved. The Committee will make the final selection from those presented.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Todd Fowler, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

NeTREP

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Commitment and Statement of Purpose for the Northeast Tennessee Regional Economic Partnership (NeTREP), be and the same is hereby approved.

Update

At this time, Commissioner Todd Fowler presented an update on the Boones Creek Athletic Complex.

At this time, City Manager Pete Peterson presented an update on the Wilson Property, regarding discussions that took place at the agenda review meeting.

Update

At this time, City Manager Pete Peterson presented an update on the Buffalo Valley Golf Course.

Update

There being no further business or discussion, Mayor David Tomita adjourned the meeting at 7:00 p.m.

DAVID TOMITA
MAYOR

JANET JENNINGS
CITY RECORDER

ITEMS DEFERRED:

- 1. None.

ACTION ITEMS:

- 1. None.