

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, March 1, 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 6:02 p.m.

At this time, Dr. Barry Burns, Pastor, Cornerstone Church, led the invocation, which was followed by the pledge of allegiance.

Upon motion by Commissioner Joe Wise, seconded by Commissioner Todd Fowler, 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 the addition to the agenda of consideration for a beer license for S & S of Johnson City, LLC d/b/a Surf and Brew Oyster Bar, be and the same is hereby approved.

Upon motion by Vice-Mayor Jenny Brock, seconded by Commissioner Todd Fowler, 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 15, 2018, be and the same are hereby approved.

Proclamation

At this time, Mayor David Tomita presented a proclamation congratulating Firefighter Kevin Colbaugh for being awarded 2017 Firefighter of the year for the State of Tennessee, by the Tennessee Veterans of Foreign Wars. Kevin Colbaugh was present to accept.

Whereas Kevin Colbaugh began his career in public service in 1990; and

Whereas the Veterans Administration in Johnson City called on him to begin a telemedicine program in 2007, which led him to the Johnson City Fire Department in 2013; and

Whereas Colbaugh is very active in the Johnson City Fire Department, participating in many departmental activities including various special projects, task forces, and the Medical Quality Assurance Program, where he continues to leverage his education and experience as a firefighter and paramedic;

Whereas throughout his career, he has received several awards of distinction, most recently named the 2017 Firefighter of the Year for the State of Tennessee by the Tennessee Veterans of Foreign Wars.

Now, Therefore, I, David Tomita, Mayor of the City of Johnson City, Tennessee, officially congratulate Kevin Colbaugh on receiving this award of distinction which he successfully and admirably represented our area on the state stage.

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 1st day of March, 2018.

/s/ David Tomita

David Tomita, Mayor

Proclamation

At this time, Mayor David Tomita presented a proclamation recognizing Opioid Awareness Month. Lottie Ryans, Becky Haas, and Andi Clements of the Holy Friendship Summit steering committee were present to accept.

- Whereas** overdose deaths have surpassed automobile crashes as the leading cause of accidental death in the U.S.; and
- Whereas** the Tennessee Department of Health reported 1,631 Tennesseans died from drug overdoses in 2016, the highest annual number of such deaths recorded in state history; and
- Whereas** the Neonatal Abstinence Syndrome (NAS) rate in Northeast Tennessee is 8.5 times the national average with some local counties experiencing rates as high as one in ten NAS births; and
- Whereas** 80% of crimes committed in Tennessee have some drug-related nexus; and
- Whereas** the faith community in our region can provide valuable support to those fighting addiction by welcoming and extending compassion; and
- Whereas** the Holy Friendship Summit seeks to bring together local clergy, clinicians, educators, non-profit leaders, recovery program leaders, congregants and neighbors to produce networks and share resources regarding opioid addiction; and identify barriers to recovery and create greater community support for the prevention, treatment and recovery from opioid addiction.

Now, therefore Be It Resolved, I, David Tomita, Mayor of the City of Johnson City, Tennessee, do hereby proclaim the month of March as

Opioid Awareness Month

in Johnson City, Tennessee, where we are dedicated to improving the quality of life for us all by promoting recovery for those struggling in addiction and by providing new avenues of support for their families and friends.

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 1st day of March, 2018.

/s/ David Tomita

David Tomita, Mayor

At this time, following a video presentation, Vice-Mayor and Hidden Heroes Advisory Board Chair Jenny Brock presented the Hidden Heroes Resolution in Support of Johnson City’s Military and Veterans Caregivers. Present to accept were the following members of the Johnson City Hidden Heroes Board: Bill Darden, Amanda Arwood, Maxine Phillipi, Kathy Whitaker, Becky Buchanan, Phil Carriger, Karyn Carriger, Sam Watson, Angela Haire, Bryan Lauzon, Marsha Blevins, and Deb Fogle.

Resolution

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.

**HIDDEN HEROES RESOLUTION
IN SUPPORT OF CITY OF JOHNSON CITY'S
MILITARY AND VETERAN CAREGIVERS.**

WHEREAS, the series of wars and conflicts in which our nation has been engaged over time, since World War II, has resulted in 5.5 million military and veteran caregivers who are parents, spouses, siblings and friends, caring for those wounded, ill or injured who have served our nation, as documented by the 2014 RAND study commissioned by the Elizabeth Dole Foundation; and

WHEREAS, the daily tasks of these military and veteran caregivers can include bathing, feeding, dressing, and caring for the grievous injuries of wounded warriors, administering medications, providing emotional support, caring for the family and the home, and working outside the home to earn essential income and

WHEREAS, the nation provides multi-faceted support to our wounded, ill and injured veterans and service members through public, private and philanthropic resources, but their caregivers receive little support or acknowledgement; and

WHEREAS, most military and veteran caregivers consider the challenging work they do as simply carrying out their civic and patriotic duty, without realizing they are, in fact, caregivers, and do not identify themselves as such; and

WHEREAS, an alarming number of military and veteran caregivers, according to research, are suffering numerous debilitating mental, physical and emotional effects as a result of their caregiving duties; and

WHEREAS, the City of Johnson City desires to recognize and support those who are serving in these vital roles in our own community.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Johnson City, Tennessee:

- i. That the City of Johnson City become a Hidden Heroes Community in support of military and veteran caregivers.
- ii. That the City of Johnson City seek to identify military and veteran caregivers residing in our community.
- iii. That the City of Johnson City work to ensure that our government, organizations, employers and non-profits are aware of the unique challenges of military and veteran caregivers and are encouraged to create supportive environments and opportunities for assistance.
- iv. That the City of Johnson City plan an observance each May, during Military Appreciation Month and Month of the Military Caregiver, to honor and recognize the community's military and veteran caregivers in partnership with the Elizabeth Dole Foundation's national Hidden Heroes campaign.
- v. That the City of Johnson City encourage all who care for and support veterans and service members to extend that support to their caregivers.
- vi. That the City of Johnson City designate a point of contact for our community, from the public or private sector, for citizens and organizations wanting to offer support, and caregivers who need that support.

Approved and Adopted by the City of Johnson City on the 1st day of March 2018.

BY: /s/ David Tomita
 DAVID TOMITA, MAYOR

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.

Certificate of Compliance

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Certificate of Compliance for One Stop Discount Wines & Liquors, Inc. d/b/a One Stop Wines & Spirits, be and the same is hereby approved.

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.

Beer License

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a beer license for S & S of Johnson City, LLC d/b/a Surf and Brew Oyster Bar, be and the same is 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.

Appointments

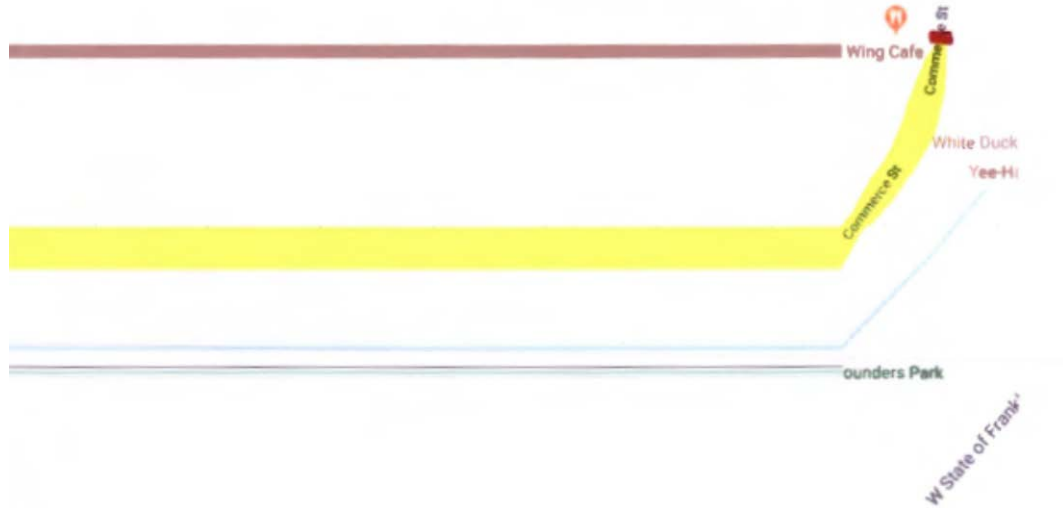
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the appointment of Landon Owen and re-appointment of Kevin Vannoy to the Golf Advisory Board, be and the same are hereby approved.

At this time, John Dixon was appointed to the Parks & Recreation Advisory Board by roll call vote as follows: Mayor David Tomita, Commissioner Todd Fowler and Commissioner Joe Wise voted for John Dixon. Commissioner Ralph Van Brocklin and Vice-Mayor Jenny Brock voted for Polly Peterson.

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.

Street Closure

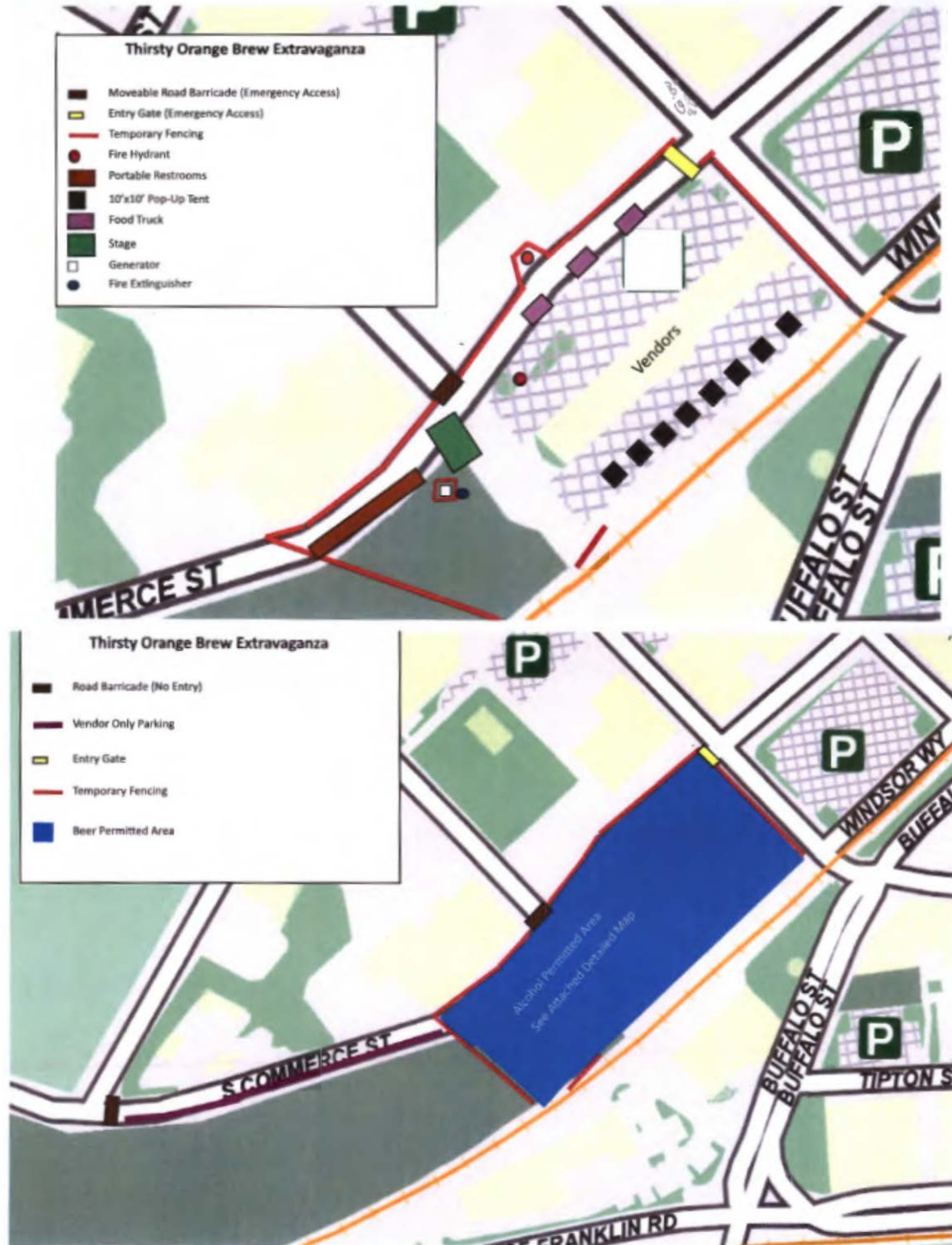
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Friday, April 6, 2018 as requested by ETSU Language and Culture Resource Center to accommodate the Corazon Latino Festival, be and the same is hereby approved.



Street Closure

Upon motion by Commissioner Todd Fowler, 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 a street closing of portions of various streets (see map below), on Saturday, April 7, 2018 as requested by Overmountain Chapter of Trout Unlimited to accommodate the Thirsty Orange Brew Extravaganza, be and the same is hereby approved.



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

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Sunday, April 22, 2018 as requested by Williams Syndrome Association to accommodate the Williams Syndrome 5K, be and the same is hereby approved. The applicant, Christina Maiden, was represented by her father.

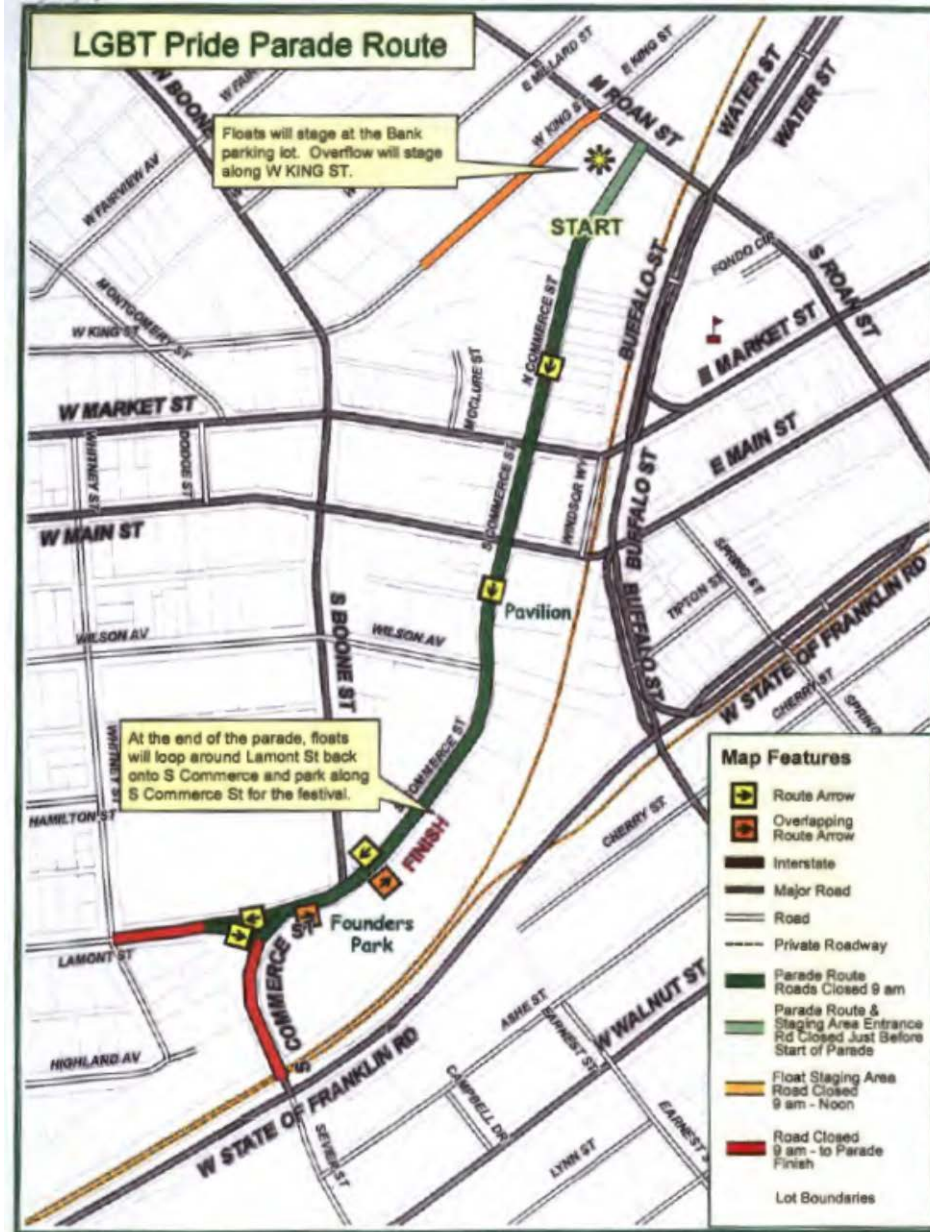
Williams Syndrome 5K Johnson City, TN



Street Closure

Upon motion by Commissioner Ralph Van Brocklin, 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 street closing of portions of various streets (see map below), on Saturday, September 15, 2018 as requested by Tri-Pride Tennessee to accommodate the Tri-Pride Parade, be and the same is hereby approved. Applicants Kenn Lyon and George Chamoun were present.



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

Consent
Agenda

iv.	Wiedeman & Singleton Water & Sewer Services ~ Task Order #13 Unicoi Springs Phase I Funding Source: Budgeted Expense	\$1,740.00
v.	Tank Industry Consultants Water & Sewer Services ~ Work Order #46 Tannery Knob Water Tank Replacement Funding Source: Bond Funded	\$4,012.98
vi.	LDA Engineering Water & Sewer Services ~ Task Order #5 Tannery Knob Water Tank Replacement Funding Source: Bond Funded	\$6,877.50
vii.	S&ME Water & Sewer Services ~ Task Order #6 Wastewater Collection System for Basins K2D & B2E Funding Source: Budgeted Expense	\$3,190.00
viii.	Mike Smith Pump Service, LLC Water & Sewer Services Galvanized Waterline Replacements Funding Source: Budgeted Expense	\$153,802.15
ix.	Frizzell Construction Company Water & Sewer Services ~ Pay Request #23 Brush Creek & Knob Creek WWTP Improvements Funding Source: Bond Funded	\$204,687.84
x.	CDM Smith Water & Sewer Services ~ Task Order #6 Brush Creek & Knob Creek WWTP Improvements Funding Source: Bond Funded	\$24,033.86
xi.	Barge Design Solutions Water & Sewer Services ~ Task Order #1 Bunker Hill Tank Replacement RPR Services Funding Source: Budgeted Expense	\$1,712.00
xii.	Barnard Roofing Company Administration ~ Pay Request #5 FINAL PAYMENT Columbus Powell Partial Reroofing Funding Source: PEP Bonds	\$1,911.45
xiii.	Barnard Roofing Company Administration ~ Pay Request #9 FINAL PAYMENT Science Hill High School Partial Reroofing Funding Source: PEP Bonds	\$40,916.35
xiv.	Barnard Roofing Company Administration ~ Pay Request #8 FINAL PAYMENT Towne Acres Elementary School Partial Reroofing Funding Source: PEP Bonds	\$14,799.10

- xv. Preston Construction \$72,955.57
 Administration ~ Pay Request #6
 Johnson City Jail Plumbing Replacement & Upgrades
 Funding Source: Capital Projects Fund

Bids

C. BIDS

- i. ITB #6190
 Mike Smith Pump Service, LLC \$1,746,255.00
 Purchasing for Water & Sewer Services
 Austin Springs Road Water Line
 Funding Source: Capital Fund

BIDDER	TOTAL BID
SUMMERS-TAYLOR, INC.	NO BID
THOMAS CONSTRUCTION CO., INC.	\$2,665,348.35
MERKEL BROS. CONSTRUCTION, INC.	\$2,396,037.00
MIKE SMITH PUMP SERVICE, LLC	\$1,746,255.00
AMERICAN ENVIRONMENTAL, LLC	\$3,460,506.00
KING GENERAL CONTRACTORS, INC.	\$1,787,244.53
CLASSIC CITY MECHANICAL, INC.	NO BID
MG UNDERGROUND, LLC	\$3,138,866.33
TH&P ENGINEERS ESTIMATE	\$1,527,839.25

Tysinger, Hampton and Partners, Inc. is the engineer of record for this project. Their recommendation along with a full bid tab sheet is attached. The reasons for their estimate being 12.5% below the lowest bid is explained in detail in their document. In summary, their opinion is that the proximity to residences, multiple stream and utility crossings, as well as the presence of rock caused the bidders to raise their price on pipe installation to cover their construction cost. We concur with this opinion.

Purchases

D. PURCHASES

- i. College Board (IAP) \$59,280.00
 Purchasing for Johnson City Schools
 Science Hill High School AP Exams
 Funding Source: General Purpose School Funds

Proposals

E. PROPOSALS

RFP #6040
 Odysseyware \$14,250.00
 Purchasing for Johnson City Schools
 Web Based Curriculum Program Change Order
 Funding Source: General Purpose School Fund

Ordinance
 4654-18

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Joe Wise, **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 third reading**. The motion **carried** by five ayes. There were no nay votes.

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.

Concept Plan

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Concept Plan for rezoning of the property located at 2721 East Oakland Avenue, be and the same is hereby approved.

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.

Isaacs Annexation

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

Upon motion by Commissioner Joe Wise, seconded by Commissioner Ralph Van Brocklin, 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 third reading**. The motion **carried** by five ayes. There were no nay votes.

Ordinance 4655-18

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

Royston Annexation

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Resolution (see Ordinance No. 4656-18) to annex certain property known as the Royston Annexation, be and the same is hereby approved.

Upon motion by Vice-Mayor Jenny Brock, seconded by Commissioner Joe Wise, 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 third reading**. The motion **carried** by five ayes. There were no nay votes.

Ordinance 4656-18

