

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, September 6, 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, Doug Grove-DeJarnett, Associate Pastor of Munsey United Methodist Church, led the invocation, which was followed by the pledge of allegiance.

Minutes

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Joe Wise, the following resolution was offered for adoption. The motion **carried** by four ayes. Commissioner Todd Fowler chose to pass on voting. 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, August 16, 2018, be and the same are hereby approved.

Proclamation

At this time, Mayor Tomita presented a proclamation recognizing Carver Recreation Center's 60th Anniversary. Present to accept were Carver Recreation Center employees.

Whereas the Carver Recreation Center was formed 60 years ago in a small building located in Carver Housing called the "Little Rec" which housed a billiard table; and

Whereas the first center was built on property donated by the Gump family for a City park with organized recreational opportunities for residents of the surrounding neighborhood; and

Whereas the 16,000 square foot two story building was built alongside the Surjoi swimming pool, an above ground wood-frame pool, that had occupied the property since 1939, and for many years operated as a private "whites only" pool; and

Whereas with construction of a recreation center, the pool was cemented in and opened to the public complete with a gymnasium for people of all ages; and

Whereas nearly 47 years after the opening of Carve Recreation Center, the park has expanded to include indoor amenities, a playground, a paved and lighted basketball course, a multi-use playing field, a walking trail, two picnic pavilions and a community garden with a small greenhouse.

Now, Therefore, I, David Tomita, Mayor of the City of Johnson City, do hereby congratulate the Carver Recreation Center on its 60th anniversary and commend its staff for their commitment to providing excellent services to the citizens of our region.

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 6th day of September, 2018.

/s/ David Tomita

David Tomita, Mayor

Proclamation

At this time, Mayor David Tomita presented a proclamation recognizing Suicide Prevention Awareness Month. Heatherly Sifford, Trauma Injury Prevention Coordinator of the Johnson City Medical Center, was present to accept.

- Whereas** suicide is one of the most disruptive and tragic events a family and community can experience, with more than 1000 lives lost in Tennessee each year and an estimated 8 to 25 attempted suicides for each suicide death; and
- Whereas** according to the Tennessee Department of Health, suicide is the 10th leading cause of all deaths and the 2nd leading cause of death among ages of 10 to 24; and
- Whereas** public awareness of this tragic problem is the key to preventing further suffering and loss of life; and
- Whereas** suicide prevention has been declared a statewide priority and the legislature, in partnership with the Tennessee Suicide Prevention Network (TSPN), implements the Tennessee Strategy for Suicide Prevention; and
- Whereas** Tennessee is a national leader in the effort to prevent suicide, being one of the 1st states to develop a suicide prevention and evaluation plan; and
- Whereas** TSPN is a grassroots collaboration of Tennesseans and organizations working to eliminate the stigma of suicide, educate the community about the warning signs of suicide, and ultimately reduce the rate of suicide in our state, and is committed to excellence in suicide prevention, intervention, and postvention.

Now, Therefore, I, David Tomita, Mayor of the City of Johnson City, Tennessee, in conjunction with the state and national awareness initiative, do hereby proclaim September 2018

SUICIDE PREVENTION AWARENESS MONTH

in Johnson City, Tennessee, and urge our citizens to learn about the risk factors and warning signs so that we may help prevent suicide and the devastation it creates for those affected by these tragedies.

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 6th day of September, 2018.

/s/ David Tomita

David Tomita, Mayor

Proclamation

At this time, Mayor David Tomita presented a proclamation recognizing National Payroll Week. Andy Scheu and Christy Ayers from Time and Pay were present to accept.

- Whereas** American Payroll Association and its more than 20,000 members have launched a nationwide public awareness campaign that pays tribute to the nearly 150 million people who work in the United States and the payroll professionals who support the American system by paying wages, reporting worker earnings and withholding federal employment taxes; and
- Whereas** payroll professionals in Johnson City, TN play a key role in maintaining the economic health of Johnson City, carrying out such diverse tasks as paying into the unemployment insurance system, providing information for child support enforcement, and carrying out tax withholding, reporting and depositing; and
- Whereas** payroll professionals have become increasingly proactive in educating both the business community and the public at large about the payroll tax withholding systems; and
- Whereas** payroll professionals meet regularly with federal and state tax officials to discuss both improving compliance with government procedures and how compliance can be achieved at less cost to both government and businesses; and

Now, Therefore, I, David Tomita, Mayor of Johnson City, Tennessee, do hereby proclaim the first full week of September

NATIONAL PAYROLL WEEK

and give additional support to the efforts of the payroll professionals who work in our area.

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 6th day of September 2018.

/s/ David Tomita

David Tomita, Mayor

Proclamation

At this time, Mayor David Tomita presented a proclamation recognizing PTA Membership Enrollment Emphasis Month. Paula Treece, Johnson City Council of PTAs, was present to accept.

Whereas the objective of the Parent Teacher Association is to promote the welfare of children and youth in the home, school, community, and place of worship; and

Whereas the PTA's goals are to raise the standards of home life, to secure adequate laws for the care and protection of children and youth, and to bring into closer relationship the home and school; and

Whereas parents and teachers may work together to ensure quality education and to develop between educators and the general public an awareness of the need for citizen involvement to secure the highest advantages in every area of education for all children; and

Whereas the association encourages all citizens, regardless of whether or not they have children, to enroll in the PTA so that they will have the opportunity to speak on behalf of the children in our community.

Now, Therefore, I, David Tomita, mayor of the City of Johnson City, Tennessee, do hereby proclaim September 2018

PTA MEMBERSHIP ENROLLMENT EMPHASIS MONTH

in Johnson City, and urge citizens to join the Parent Teacher Association and get involved in meeting the educational, social and economical needs of each child so they may become citizens with quality education, positive self-esteem, and good morals.

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 6th day of September, 2018.

/s/ David Tomita
David Tomita, Mayor

Award

At this time, William Killen, District 7 Trustee of the Society for the Preservation & Appreciation of Antique Motor Fire Apparatus in America, presented the Preservation Award to Mayor Tomita and Fire Chief James Stables.

Award

At this time, Tom Witherspoon presented the Water & Sewer Service Compliance Awards, recognizing Aaron Mullins, Albert Greenwell, Darrell Thompson, Mike Taylor, Jeff Corder, and Greg Slemp.

Beer License

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 beer license for Francisco Roman, d/b/a Rio de Brazil LLC, 1800 West Market Street, Johnson City, Tennessee, be and the same is hereby approved. Francisco Roman was present.

Temporary Occasion License

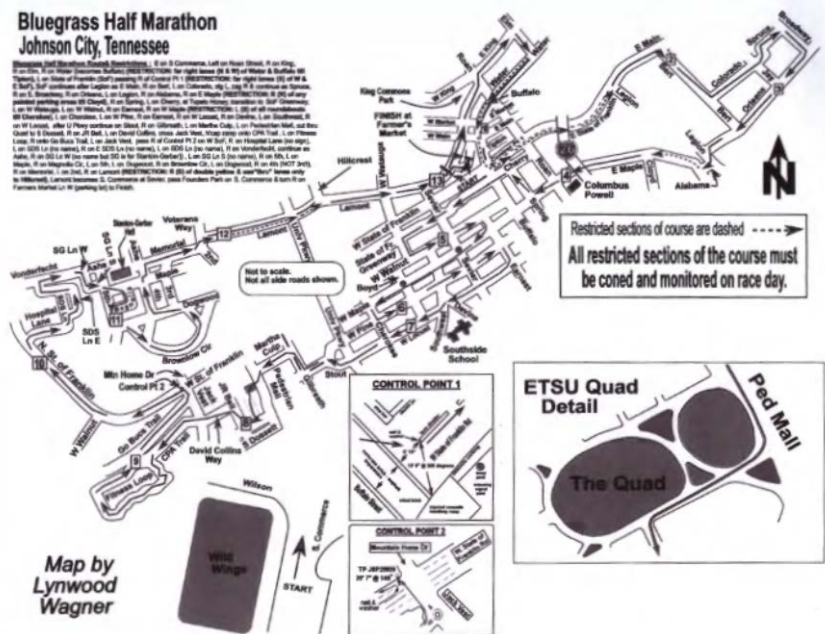
Upon motion by Commissioner Joe Wise, seconded by Commissioner Ralph Van Brocklin, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Temporary Occasion license for Family Promise of Greater JC to serve beer at the Founders After 5 Event on Friday, September 21, 2018, be and the same is hereby approved. Robert Hall was present.

Street Closing

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.

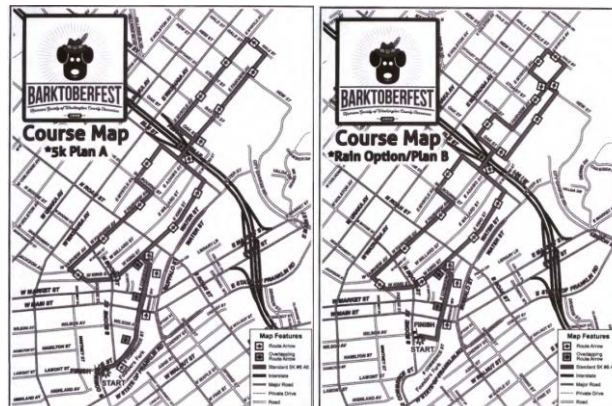
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Sunday, September 30, 2018, to accommodate the Bluegrass Half Marathon event for KLH Inc. d/b/a The Goose Chase, be and the same is hereby approved. Karen Hubbs was present.



Street Closing

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.

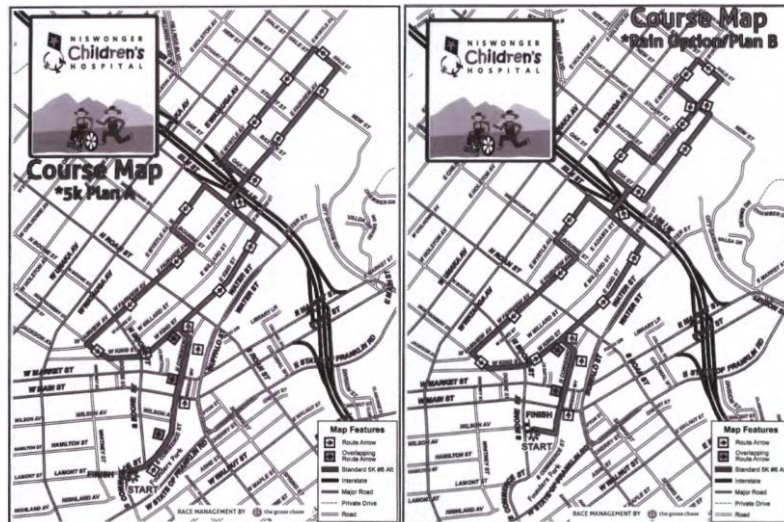
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Saturday, October 13, 2018, to accommodate the Barktober 5K event for the Humane Society of Washington County, be and the same is hereby approved. Karen Hubbs was present.



Street
Closing

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.

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, October 21, 2018, to accommodate the Scarecrow Skedaddle Shindig 5K event for Ballad Health, be and the same is hereby approved. Karen Hubbs was present.



Street
Closing

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.

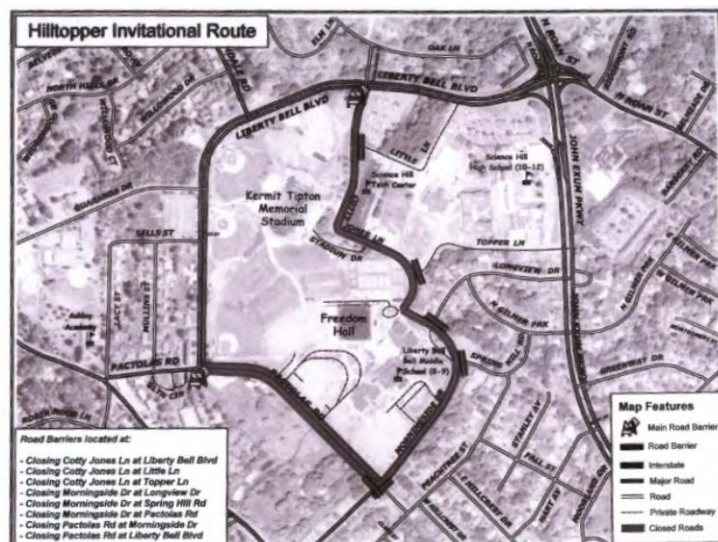
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Thursday, November 22, 2018, to accommodate the Turkey Trot event for Up & At 'Em Inc., be and the same is hereby approved. Karen Hubbs was present.



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.

Street Closing

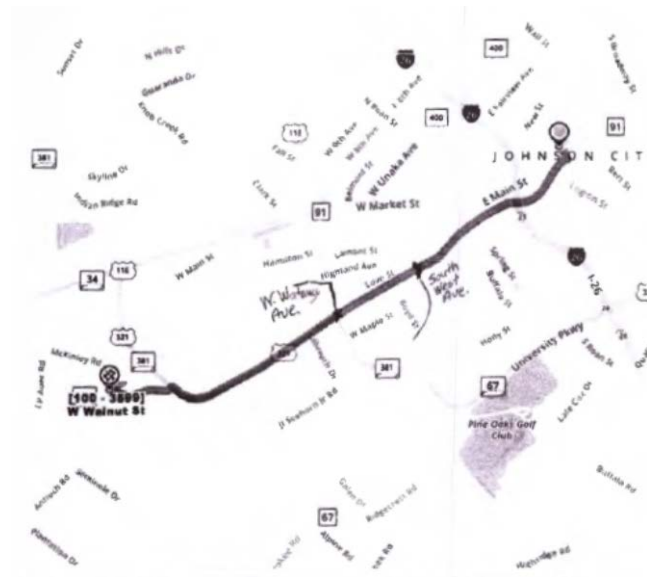
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Saturday, October 20, 2018, to accommodate the Hilltopper Invitational Marching Competition for the Science Hill Band Boosters, be and the same is hereby approved. Paula Treece was present.



Street
Closing

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.

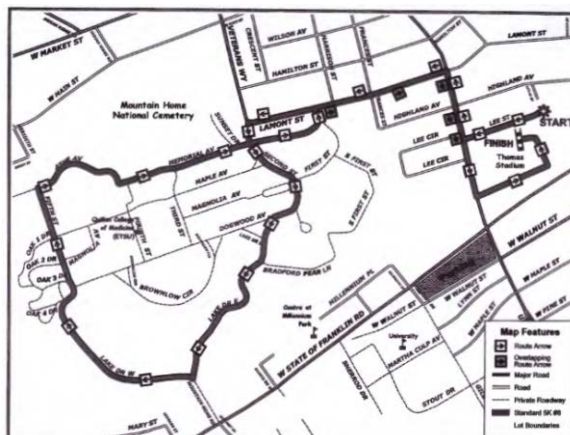
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of portions of various streets (see map below), on Wednesday, October 31, 2018, to accommodate the Walnut Street Trick or Treat event for Johnson City - Washington County - Jonesborough Chamber of Commerce, be and the same is hereby approved. Tanya Tisor, Home Trust Bank, and Elisa Britt, Chamber of Commerce, were present.



Street
Closing

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.

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, December 8, 2018, to accommodate the Girls on the Run 5K event for Girls on the Run of NE TN, be and the same is hereby approved. A Girls on the Run representative was present.



Consent
Agenda

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 Consent Agenda for September 6, 2018, be and the same is hereby approved.

A. GENERAL:

- i. Consider declaring certain Fleet Management equipment as surplus
(Purchasing for Fleet Management) Surplus
- ii. Consider approval of a Grant Agreement with the Tennessee Historic Center for nomination of the "Gump Addition" (Hillrise Park) to the National Register of Historic Places **(Development Services)** Agreement
- iii. Consider approval for submission of a Grant Application for Federal Transit Authority (FTA) Section 5307 redistributed FY2015 program funds for Johnson City Transit operating expenditures **(Transit Department)** Grant
Application
- iv. Consider approval of a 3-year Lease with Greyhound Lines, Inc. **(Transit Department)** Lease
- v. Consider approval of Work Order #12 for the Downtown Infrastructure Replacement (ARC Grant Project) **(Water & Sewer Services)** Work
Order
- vi. Consider approval for the Johnson City Fire Department to accept the 2017 Assistance to Firefighter Grant (AFG) Award **(Fire Department)** Award

B. INVOICES:

Invoices

- i. Kimley-Horne & Associates, Inc. \$56,905.00
Development Services ~ Invoice #5
ADA Compliance Study & Implementation Plan
Funding Source: Budgeted Expense

- ii. Beuris Construction \$20,888.16
 Fleet Management ~ Pay Request #2
 Parts Department Fencing Project
 Funding Source: Capital Project Fund
- iii. Beuris Construction \$3,775.16
 Fleet Management ~ Pay Request #3
 Parts Department Fencing Project
 Funding Source: Capital Project Fund
- iv. Beuris Construction \$4,363.53
 Fleet Management ~ Pay Request #4 **FINAL PAYMENT**
 Parts Department Fencing Project
 Funding Source: Capital Project Fund
- v. East Tennessee State University \$8,000,000.00
 Administration ~ Invoice #S0542880
 Construction of Fine Arts & Performance Building
 Funding Source: Capital Project Fund
- vi. Smith Seckman & Reid, Inc. \$30,060.85
 Public Works Department ~ Invoice #254788
 Indian Ridge Rd / State of Franklin Rd Project
 Funding Source: Federal, State & Local Funding
- vii. Bakers Construction Company \$230,279.95
 Public Works Department ~ Invoice #19
 Indian Ridge & State of Franklin Rd Intersection Project
 Funding Source: 80% Federal & 20% Local Funds
- viii. LDA Engineering. \$8,100.00
 Public Works Department ~ Invoice #JCT810-2
 East Oakland Avenue / S. Austin Springs Rd Project
 Funding Source: Stormwater Fund

- ix. Barge Design Solutions \$10,000.00
 Public Works Department ~ Invoice #163690
 Buffalo Valley Golf Course Mitigation Prospectus
 Funding Source: Stormwater Fund

- x. Barge Design Solutions \$11,783.01
 Water & Sewer Services ~ Task Order #3
 TDOT Improvements @ I-26 Interchange at Boones Creek
 Funding Source: Budgeted Expense

- xi. LDA Engineering \$11,466.25
 Water & Sewer Services ~ Task Order #5
 Tannery Knob Water Tank Replacement
 Funding Source: Bond Funded

- xii. Crom LLC \$313,737.50
 Water & Sewer Services ~ Pay Request #6
 Tannery Knob Water Storage Tank Phase II
 Funding Source: Bond Funded

- xiii. Tank Industry Consultants \$20,089.31
 Water & Sewer Services ~ WO #46 ~ Invoice #36020
 Tannery Knob Water Tank Replacement
 Funding Source: Bond Funded

- xiv. Tank Industry Consultants \$5,859.56
 Water & Sewer Services ~ WO #46 ~ Invoice #36058
 Tannery Knob Water Tank Replacement
 Funding Source: Bond Funded

- xv. CDM Smith \$26,952.24
 Water & Sewer Services ~ Invoice #90051595
 Knob Creek & Brush Creek WWTP Improvements
 Funding Source: Bond Funded

- xvi. Hazen & Sawyer \$9,661.50
 Water & Sewer Services ~ Invoice #32
 Lower Brush Creek Interceptor Replacement Project
 Funding Source: Bond Funded

Bids

C. BIDS

- i. ITB #6237
 Xylem Dewatering Solutions \$142,213.70
 Purchasing for Water & Sewer Services
 Bypass Pumping @ Wastewater Treatment Plant
 Funding Source: Debt Funded Capital

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 JULY 18, 2018 - 2:00 PM
 ITB #6237 BIDDING FOR PUMPING AT WASTWTS
 WASTWATER SERVICES

Vendor	Blank Check	BC monthly rental	Blank Check	BC monthly rental	Total
Xylem Dewatering Solutions	\$ 45,998.80	\$ 18,750.20	\$ 53,794.25	\$ 23,870.55	<u>142,213.70</u>

John O'Neil
 John O'Neil, Water/Wastewater Superintendent

APPROVED BY:
Debra Decker
 Director of Purchasing

City Commission 09/06/2018

- ii. ITB #6249
 Performance Food Service-Hale \$81,272.77
 Purchasing for Police Department
 Jail Food Contract
 Funding Source: Budgeted Expense

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 AUGUST 24, 2018 - 2:00 PM
 ITB #6249 JAIL FOODS CONTRACT
 POLICE DEPARTMENT

Vendor	Grand Total
Performance Food Sales (PFS)	<u>81,272.77</u>
Gordon Food Service	\$ 81,907.38
Reinhart Food Service	\$ 95,750.20

Amy Clark
 Amy Clark, Jail Supervisor

APPROVED BY:
Debra Decker
 Director of Purchasing

City Commission 09/06/18

D. PROPOSALS

i. RFP #6222

BurWil Construction Company \$8,350,000.00
Purchasing for Facilities Management
General Contractor & Construction Manager for
Liberty Bell Middle School Cafeteria & Gymnasium Project
Funding Source: Capital Project Fund

Table with construction cost estimates including items like Site Development, Building Construction, and Ancillary Costs Estimate.

Upon motion by Commissioner Todd Fowler, seconded by Commissioner Joe Wise, Ordinance No. 4666-18, "AN ORDINANCE FOR THE CONVEYANCE OF CITY PROPERTY LOCATED ON MAIN STREET TO THE FIRST PRESBYTERIAN CHURCH," was passed on first reading. The motion carried by five ayes. There were no nay votes.

Ordinance
4666-18
First
Reading

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.

Agreement
of Sale

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That an Agreement of Sale for the purchase of the Marshall/Cottingham property located at 201 West Main Street in the amount of \$40,000, 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.

Resolution

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Resolution authorizing the Johnson City Energy Authority d/b/a Bright Ridge to provide high speed Internet, video, cable and other broadband and Internet-enabled services, be and the same is hereby approved.

Agreement

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 an Agreement between TVA, Bright Ridge, and the City of Johnson City concerning PILOT payments associated with provision of broadband, be and the same is hereby approved.

Agreement of Sale

Upon motion by Commissioner Ralph Van Brocklin, seconded by Vice-Mayor Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. Commissioner Todd Fowler voted nay.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That an Agreement of Sale for the purchase of property from Joe Wilson & Partners, be and the same is hereby approved.

Agreement of Sale

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 an Agreement of Sale for the purchase of property from Heyward and Cherry Sell, be and the same is hereby approved.

There being no further business or discussion, Mayor David Tomita adjourned the meeting at 8:08 p.m.

/s/ David Tomita

DAVID TOMITA
MAYOR

/s/ Janet Jennings

JANET JENNINGS
CITY RECORDER