

COMMISSION MEETING MINUTES

MAY 19, 2016

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 19, 2016.

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

Mayor Clayton Stout called the meeting to order at 6:01 p.m.

At this time, Dr. Matthew Young, Johnson City Police Department Chaplain, gave the invocation, which was followed by the pledge of allegiance led by David Keller.

Upon motion by Vice-Mayor David Tomita, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by four ayes. Commissioner Jeff Banyas abstained from the vote. 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 5, 2016, be and the same are hereby approved.

Upon motion by Commissioner Jenny Brock, seconded by Vice-Mayor David Tomita, 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 addition to the agenda to consider a beer license for Tri-Cities Trifecta, LLC, d/b/a Moe's Original BBQ, 1011 Hamilton Place Drive, Johnson City, Tennessee, be and the same is hereby approved.

At this time, Mayor Clayton Stout presented a proclamation recognizing Police Week. Police Chief Mark Sirois, joined by several members of the Johnson City Police Department, was present to accept.

Whereas in 1962, President John F. Kennedy signed a proclamation that designated May 15 as *Peace Officers Memorial Day* and the week in which that date falls as *Police Week*; and

Whereas more than 900,000 sworn law enforcement officers bravely serve in the United States and approximately 150 of those guard the security of the citizens of Johnson City; and

Whereas on average, one officer is killed in the line of duty every 61 hours, with more than 20,700 officers nationwide becoming fallen heroes while protecting the innocent from deception and the weak from oppression since 1791; and

Whereas it is important that citizens understand the duties and responsibilities that law enforcement officers assume, the hazards they endure, and the sacrifices they make each day so that we may all live safer, more peaceful lives.

Now, Therefore, I, W. Clayton Stout, Mayor of the City of Johnson City, Tennessee, in conjunction with the national observance, do hereby proclaim May 15-21, 2016

Police Week

in Johnson City, Tennessee, and call upon our citizens to honor our officers, who so bravely ensure that this community is safe, and to also pay tribute to those who have lost their lives in the line of duty.

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 19th day of May, 2016.

/s/ Clayton Stout
W. Clayton Stout, Mayor

At this time, Mayor Clayton Stout presented the 2016 John Campbell Scholarship to Madison Weaver and City of Johnson City Employee Scholarships to Heather Ellis, Lauren Finney, Bethany Garland, Kacey Jo Henley, Ethan Jenkins, Joshua Rice, Taylor Sparks, Alexis Williams and Madison Willis. Also receiving an Employee Scholarship but unable to attend: Natalie Groce.

At this time, Mayor Clayton Stout opened the public input session. Tommy Burleson, Burleson Construction Company, addressed the City Commission with an update on a regional economic partnership.

Upon motion by Vice-Mayor David Tomita, seconded by Commissioner 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 Tri-Cities Trifecta, LLC, d/b/a Moe's Original BBQ, 1011 Hamilton Place Drive, Johnson City, Tennessee, be and the same are hereby approved. John Joseph Murphree, applicant, was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Vice-Mayor David Tomita, 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 Certificate of Compliance (Retail Food Store Wine) for Earth Fare, Inc., d/b/a Earth Fare #410, 1735 West State of Franklin Road, Johnson City, Tennessee, be and the same is hereby approved. David Taylor was present.

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner 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 The Fresh Market, Inc., 421 North State of Franklin Road, Johnson City, Tennessee, be and the same is hereby approved. Jason Beavers, Manager, was present.

At this time, Mayor Clayton Stout appointed Jamie Povlich and Jeff Benedict to the Johnson City Regional Planning Commission.

Upon motion by Commissioner Jenny Brock, seconded by Vice-Mayor David Tomita, the following resolution was offered for adoption. The motion **carried** as follows: Vice-Mayor David Tomita and Commissioners Jeff Banyas and Jenny Brock voted aye. Commissioner Ralph Van Brocklin abstained from the vote. Mayor Clayton Stout voted nay.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the appointments of Polly Peterson and Al Spritzer to the Washington County Board of Equalization, conditional on the receipt of an application by Friday morning, May 20, 2016, be and the same are hereby approved. No applications were received prior to the meeting.

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

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of various streets from 6:00 p.m. on Thursday, June 2, 2016, until 12:00 a.m. on Sunday, June 5, 2016, as requested by Blue Plum to accommodate the Blue Plum Festival, be and the same is hereby approved. Deanna Hays was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Vice-Mayor David Tomita, 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 a portion of McClure Street from 3:00 p.m. on Friday, June 3, 2016, until 11:30 p.m. on Saturday, June 4, 2016, as requested by Atlantic Ale House to accommodate a craft beer event, be and the same is hereby approved. Jacob Grieb was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner 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 May 19, 2016, be and the same is hereby approved.

A. **GENERAL:**

- i. **Finance**
Consider approval of contract change order for J.E. Green on the Science Hill High School Kermit Tipton Fieldhouse project for a decrease of \$9,951.15
- ii. **Human Resources**
Consider Group Policy Renewal for Life Insurance
- iii. **Public Works**
Consider approval of Contract for the Exchange of Real Estate between the City of Johnson City and Renasant Bank
- iv. **Water & Sewer Services**
Consider authorizing Mayor to execute the 2016 Galvanized Waterline Replacement Contract
- v. **Water & Sewer Services**
Consider approval of the State of Franklin Booster Station Improvement Change Order #1 for an increase of \$6,480.00 for additional conduit, trenching, concrete encasement & cabling
- vi. **Water & Sewer Services**
Consider approval of the Final Pay Request & Closing Documents from Barnard Roofing for the Watauga Water Treatment Plant Reroofing Project and Davis Brothers Roofing for the Unicoi Water Treatment Plant Reroofing Project
- vii. **Administration**
Consider Washington County / Johnson City Interlocal Agreement regarding the Radio Communication System and TN Advanced Communications Network (TACN)

B. **INVOICES:**

- i. J.E. Green \$19,026.86
Finance ~ Pay Request #17
Science Hill High School ~ Kermit Tipton Fieldhouse
Funding Source: Loan Proceeds
- ii. LDA Engineering \$4,550.00
Public Works ~ Invoice #JCT510-14
Design & Permitting for U-Haul, King Creek Basin & Kelly Foods
Funding Source: Stormwater Fund
- iii. Frizzell Construction \$539,990.45
Water & Sewer Services - Pay Request #1
Brush Creek & Knob Creek WWTP Improvements Project
Funding Source: Bond Funded
- iv. Frizzell Construction \$284,899.12
Water & Sewer Services - Pay Request #2
Brush Creek & Knob Creek WWTP Improvements Project
Funding Source: Bond Funded
- v. W & O Construction Company \$126,134.26
Water & Sewer Services - Pay Request #1
Watauga Plant Hypochlorite Storage System
Funding Source: Bond Funded
- vi. W & O Construction Company \$19,119.70
Water & Sewer Services ~Pay Request #2
Watauga Plant Hypochlorite Storage System
Funding Source: Bond Funded
- vii. Thomas Construction Co. \$160,259.77
Water & Sewer Services - Pay Request #6
Galvanized Waterline Replacement
Funding Source: Rate Funded
- viii. Hazen & Sawyer \$69,392.90
Water & Sewer Services
Lower Brush Creek Sanitary Sewer Interceptor Replacement
Funding Source: Bond Funded
- ix. Shaw & Shanks Architects \$4,378.72
Administration
Freedom Hall Civic Center Additions & Renovations
Funding Source: Bond Funded

C. BIDS

- i. **ITB #6033**
Hustler Turf Equipment \$43,500.00
Parks & Recreation
Zero Turn Riding Mowers
Funding Source: Capital Equipment Fund

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 MAY 3, 2016 - 1:30 PM
 ITB #6033 ZERO TURN RIDING MOWERS
 PARKS AND REC

<u>Vendor</u>	<u>Unit Price (2/EACH)</u>	<u>Proposed Mower</u>
Hustler Turf Equipment	\$ 21,750.00	104 Model #934729
Bobcat of the Mountain Empire	\$ 10,765.00*	Gravelly Pro-Turn 472 *does not meet specs

*Decline: Warranty One - Boones Creek Outdoor Power
 No Response: Smith Turf & Irrigation, Mid State Equipment, CMI Equipment, Ladd's J.C. Kubota, West Hills Tractor,
 Cox Tractor, Stowers Machinery, Kul Kwirk, Greenville Turf & Tractor, YESSCO, Meade Tractor, Ritchie Tractor, Momar,
 Alpha Outdoor Power Equipment, Cumberland Tractor & Equipment, Jeff's Outdoor Power Equipment, Meade Equipment,
 Chatsasodya Tractor & Equipment*

RECOMMEND ACCEPTANCE OF ONLY ACCEPTABLE BID, CIRCLED ABOVE. TOTAL COST: \$ 43,500.

- ii. **ITB #6034**
 Don Brown Bus Sales, Inc. \$105,778.00
 Johnson City Schools
 30 Passenger Activity Buses
 Funding Source: General Purpose School Funds

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 APRIL 26, 2016 - 1:30 PM
 ITB #6034 30 PASSENGER ACTIVITY BUSES
 JOHNSON CITY SCHOOLS

<u>Vendor</u>	<u>Unit Price (2/EACH)</u>	<u>Proposed Make/Model</u>
Dan Brown Bus Sales	\$ 52,889.00	Starcraft Prodigy
Alliance Bus Group	\$ 53,700.00	Thomas My Bus DRW 051
Central States Bus Sales	\$ 58,869.00	2016 BlueBird MicroBird w/ General Motors Chassis

*No Response: The Bus Center, Mt. Joy RV, MFSAB Direct, Mid South Bus Center, Beatty Chevrolet, Southeastern Fleet,
 Mid-State Equipment, Taylor Bus Sales, Bill Heard, Whiteside Chevrolet, Carpenter Bus Sales, Jacky Jones Central Fleet,
 Ford of Murfreesboro, Acme Auto Leasing*

RECOMMEND ACCEPTANCE OF LOW BID, CIRCLED ABOVE. TOTAL COST: \$ 105,778.

- iii. **ITB #6036**
 Music Doctors, Inc. \$37,735.00
 Johnson City Schools
 SHHS Band Instruments

Funding Source: General Purpose School Funds

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 MAY 10, 2016 - 2:00 PM
 ITB #6036 BAND INSTRUMENTS
 JOHNSON CITY SCHOOLS

Vendor	Jupiter Sousophones (\$/EACH)	Marching Baritone (\$/EACH)	Marching Mellophones (\$/EACH)	Total
Music & Arts	\$ 4,279.00	\$ 1,567.00	\$ 1,137.00	\$ 34,915.00*
Midwest Musical Imports	\$ 4,318.00	\$ 1,590.00	\$ 1,150.00	\$ 35,290.00*
Music Doctors	\$ 4,579.00	\$ 1,689.00	\$ 1,279.00	\$ 37,735.00
*no set-up, service/maintenance				
Decline: Campbell's Music Company, Taylor Music				
No Response: DF Music Enterprise, Aash's Musical Services, Woodwind & Brasswind, Jim McHart Piano & Organ, Interstate Music				
RECOMMEND ACCEPTANCE OF ONLY ACCEPTABLE BID, CIRCLED ABOVE.				

- iv. ITB #6037
 Osborne Electric \$34,000.00
 Fleet Management
 Fueling Station Electrical Renovations
 Funding Source: Capital Project Fund

TABULATION OF BIDS
 CITY OF JOHNSON CITY, TENNESSEE
 MAY 10, 2016 - 2:30 PM
 ITB #6037 FUELING STATION ELECTRICAL RENOVATIONS
 FLEET MANAGEMENT

<u>Vendor</u>	<u>License No.</u>	<u>Lump Sum</u>
Osborne Electrical	26871	\$ 34,000.00
Massey Electric	41851	\$ 34,800.00

Decline: Preston Construction
No Response: Acorn Electrical, Holman Construction

RECOMMEND ACCEPTANCE OF LOW BID, CIRCLED ABOVE.

D. PURCHASES

- i. Inspire Business Interiors \$30,156.02
 Johnson City Schools
 Indian Trail Intermediate School Furnishings
 Funding Source: General Purpose School Funds

- ii. MUSCO Sports Lighting \$195,000.00
 Johnson City Schools
 SHHS Stadium Sports Lighting
 Funding Source: ETSU Stadium Rental Fee, TVA Incentive
 Program & General Fund

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jeff Banyas, **Ordinance No. 4605-16**, "AN ORDINANCE FOR THE EXCHANGE OF REAL ESTATE BETWEEN RENASANT BANK AND THE CITY OF JOHNSON CITY," was **passed on first reading**. The motion **carried** by five ayes. There were no nay votes.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jenny Brock, **Ordinance No. 4603-16**, "AN ORDINANCE FOR THE CONTROL OF EROSION AND SEDIMENT," was **passed on second reading**. The motion **carried** by five ayes. There were no nay votes.

At this time, City Manager Pete Peterson presented General Fund Revenues.

There being no further business or discussion, Mayor Clayton Stout adjourned the meeting at 7:50 p.m.

CLAYTON STOUT
 MAYOR

JANET JENNINGS
CITY RECORDER

ITEMS DEFERRED:

1. None.

ACTION ITEMS:

1. The appointments Polly Peterson and Al Spritzer to the Washington County Board of Equalization, conditional on the receipt of an application by Friday morning, May 20, 2016.