

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, August 18, 2016.

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

ABSENT: Mayor Clayton Stout.

Vice-Mayor David Tomita called the meeting to order at 6:02 p.m.

At this time, Reverend Lester Lattany, Pastor, New Jerusalem Baptist Church, gave the invocation, which was followed by the pledge of allegiance.

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by three ayes. Commissioner Ralph Van Brocklin 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, August 4, 2016, be and the same are hereby approved.

Upon motion by Commissioner 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 the addition to the agenda of consideration of the contract with Blue Ridge Medical for the management of the Employee Health Center, be and the same is hereby approved.

At this time, Vice-Mayor David Tomita presented a proclamation recognizing the Washington County Area United Way Local Campaign Kickoff. Lester Lattany, President and CEO, United Way, joined by members of the United Way Board and Campaign Team, was present to accept.

Whereas, The United Way of Washington County, TN is a catalyst for community impact and economic empowerment, advancing the common good and creating opportunities for a better life for all by focusing on the three key building blocks of education, income and health. The United Way movement creates long lasting community change by addressing the underlying causes of problems that prevent progress in these areas; and

Whereas, The United Way of Washington County, TN takes responsibility for solicitation and receipt of contributions, and allocates and distributes those funds to partner agencies after proper budget study, using local and national accountability standards; and

Whereas, The United Way of Washington County, TN promotes efficiency by providing a single means through which contributions can be made to multiple agencies, using cooperative appeal to reduce the expense of raising funds independently; and

Whereas, The United Way of Washington County, TN will officially begin its annual fundraising campaign, "Strengthening Our COMMUNITY Through Others" and invites all citizens to the kickoff event on August 19 at Holiday Inn in Johnson City.

Now, Therefore, I, W. Clayton Stout, Mayor of the City of Johnson City, Tennessee, do hereby proclaim August 19, 2016

**UNITED WAY OF WASHINGTON COUNTY, TN
LOCAL KICKOFF DAY**

and urge residents to participate in the \$1.725 million fund-raising campaign in support of United Way and its partner agencies, thereby making ours a more caring and compassionate community, where we all "Give. Advocate. Volunteer. LIVE UNITED."

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
18th day of August 2016.

/s/ Clayton Stout

W. Clayton Stout, Mayor

At this time, Tom Witherspoon, Water/Sewer Services Director, presented the Water and Sewer Services Capital Project update.

At this time, Mark Scott, Fire Chief, presented the Fire Department Dashboard and Angie Carrier, Development Services Director, presented the Development Services Department Dashboard.

At this time, Vice-Mayor David Tomita opened the public input session. No one spoke.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner 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 3-year contract with Blue Ridge Medical Management Corporation for management of the Employee Health Center, be and the same is hereby approved. Steve Willis, Human Resource Director, presented details of the contract.

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner 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 a Temporary Occasion License to sell beer for the Downtown Johnson City Foundation on August 28, 2016 during the Grown & Gathered Event to be held at Founders Park, be and the same is hereby approved. Dianna Cantler was present.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner 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 a Temporary Occasion License to sell beer for the Downtown Johnson City Foundation on September 8, 2016 during the Bootleg Bash Event to be held at Founders Park, be and the same is hereby approved. Dianna Cantler was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jeff Banyas, 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 Verahi, Inc., d/b/a Tri City Wholesale Tobacco, 2518 South Roan Street, Johnson City, Tennessee, be and the same is hereby approved. Hiteshkumar Patel was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jeff Banyas, 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 Amy Goins and Dale West, d/b/a Dawg House Tavern, 3712 West Market Street, Johnson City, Tennessee, be and the same is hereby approved. Amy Goins and Dale West were present.

Upon motion by Commissioner 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 beer license for TITHI, Inc., d/b/a Tri City Wholesale Tobacco, 4726 North Roan Street, Johnson City, Tennessee, be and the same is hereby approved. Hiteshkumar Patel 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 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 Thursday, September 1, 2016, until 2:00 a.m. on Sunday, September 4, 2016, as requested by Umoja Arts & Culture, Inc., for the Umoja Music & Arts Festival, be and the same is hereby approved. Ralph Davis was present.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner Jeff Banyas, 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 9:30 a.m. until 11:15 a.m. on Saturday, September 3, 2016, as requested by Umoja Arts & Culture, Inc., for the Umoja Parade, be and the same is hereby approved. Ralph Davis was present.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jeff Banyas, 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 pulling of consideration of the use of contingency funds on the Freedom Hall Civic Center Renovations and Additions project (BurWil Construction) from the Consent Agenda, be and the same is hereby approved.

Upon motion by Commissioner 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 the remainder of the Consent Agenda for August 18, 2016, be and the same is hereby approved.
CONSENT AGENDA:

A. GENERAL:

i. Purchasing Department

Consider certain items from Freedom Hall, Parks & Recreation, Public Works Street Department & Water & Sewer Services as surplus

ii. Water & Sewer Services

Consider authorization for Mayor to execute the Supplements to Utility Relocation Contracts for SR-75 Contract #6576 (Water) & Contract #6674 (Sewer)

iii. Administration

Consider use of project contingency for BurWil Construction on the Freedom Hall Civic Center Renovations and Additions Project

B. INVOICES:

- i. Hazen & Sawyer\$31,089.39
 Water & Sewer Services
 Lower Brush Creek Sanitary Sewer Interceptor Replacement
 Funding Source: Bond Funded

- ii. Burleson Construction Co. \$165,369.97
 Water & Sewer Services
 Pay Request #4: State of Franklin Booster Station
 Funding Source: Bond Funded

- iii. Portland Utilities \$368,694.58
 Water & Sewer Services
 Pay Request #3: Cash Hollow Sewer Rehab
 Funding Source: Budgeted Expense

- iv. AMEC Foster Wheeler \$1,383.57
 Public Works Department
 Stormwater Planning Group 2015/2016
 Funding Source: Stormwater Fund

- v. Stansell Electric (**FINAL PAYMENT**) \$55,806.48
 Public Works Department
 Pay Requests #10 & #11: Traffic Signalization Project
 Funding Source: STP Funds

- vi. Littlejohn Engineering \$8,820.68
 Public Works Department
 Invoice #4756: VA Access Road Project
 Funding Source: Federal HPP, FLAP & State TCSP, TDOTES and
 20% Local Match

- vii. Musco Sports Lighting, LLC \$195,000.00
 Administration

Kermit Tipton Stadium Lighting Project (Invoice #286537)
Funding Source: Bond Funded

C. BIDS

i. ITB #6046

Thomas Construction Company \$237,231.50
Public Works Department: Stormwater Division
Sevier Street Culvert Extension
Funding Source: Stormwater Fund

ii. ITB #6051

Aggregates USA & Vulcan \$500,000.00
Public Works Street Division / Water& Sewer Services
Crushed Stone Contract
Funding Source: Budgeted Expense

iii. ITB # 6052

Performance Food Service \$81,555.87
Police Department: Jail Division
Jail Foods Contract
Funding Source: Budgeted Expense

D. PURCHASES

i. ESRI \$150,000.00

Information Technology
Enterprise License Agreement
Funding Source: Budgeted Expense

- ii. Johnson City Power Board \$66,910.30
 Water & Sewer Services
 Transformer Upgrades @ Brush Creek & Knob Creek WWTP
 Funding Source: Rate Funded Project

- iii. Summers Taylor Inc. \$33,500.00
 Public Works Department: Stormwater Division
 Seminole Drive Retaining Wall Materials
 Funding Source: Rate Funded Project

E. PROPOSALS

- i. Pepsi Bottling Company \$35,000.00
 Freedom Hall Civic Center ~ **CHANGE ORDER REQUEST (RFP #5669)**
 Beverage Sponsorship Contract
 Funding Source: Budgeted Expense (Offset by Concession Revenues)

Upon motion by Commissioner 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 the use of contingency funds on the Freedom Hall Civic Center Renovations and Additions project (BurWil Construction) to address fire alarm system upgrades in the amount of \$166,459.00, with pool area work funding to be considered as a secondary project in the future after coordinating the timing with the swimming coach, be and the same is hereby approved.

Upon motion by Commissioner Ralph Van Brocklin, seconded by Commissioner Jenny Brock, **Ordinance No. 4609-16**, "SUPPLEMENTAL BUDGET FOR FISCAL YEAR 2015-2016," was **passed on third reading**. The motion **carried** by four ayes. There were no nay votes.

ORDINANCE 4609-16

AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS TO THE VARIOUS DEPARTMENTS AND DIVISIONS OF THE CITY OF JOHNSON CITY, TENNESSEE, WITH THE ADDITIONAL REVENUE FROM LOCAL, STATE AND FEDERAL SOURCES.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JOHNSON CITY AS FOLLOWS:

SECTION 1. WHEREAS, it has been recommended and approved by the Board of Commissioners that certain expenditures have become necessary over and above the regular appropriation effective July 1, 2015, and

SECTION 2. WHEREAS, it is deemed expedient by the Board of Commissioners, with regard to Fiscal Year 2015/2016 budget to appropriate additional revenues from federal, state and local sources, to be offset by corresponding expenses, and further, to reclassify certain other expenditures and operating transfers, as noted below:

General Fund – Basic Supplement

Revenues/Other Financing Sources:

Local Taxes	72,228
Other Revenue	5,244
Operating Transfer from Capital Projects - Parks	4,850
Fund Balance Committed for Economic Development	<u>1,000,000</u>
Total Revenues/Other Financing Sources	<u>1,082,322</u>

Expenditures/Other Financing Uses:

General Government (Finance)	72,228
Fire	5,244
Parks and Recreation	4,850
Operating Transfer to Capital Projects – Parks	750,000
Operating Transfer to Capital Projects – Infrastructure	<u>250,000</u>
Total Expenditures/Other Financing Uses	<u>1,082,322</u>

General Fund – Additional Supplement

Other Financing Uses:

Operating Transfer to Capital Equipment	343,000
Operating Transfer to Capital Projects – Facilities	815,000
Operating Transfer to Capital Projects – Infrastructure	300,000
Operating Transfer to Capital Projects – Schools	<u>814,505</u>
Total Other Financing Uses	<u>2,272,505</u>

General Purpose School Fund

Revenues:

County Taxes/Licenses	758,896
Charges for Services	77,120
Other Local Revenue	11,085
State/Federal Education Funds	305,434
Fund Balance	<u>431,331</u>
Total Revenues/Use of Fund Balance	<u>1,583,866</u>

Expenditures **1,583,866**

School Food Services Fund

Revenues:

Charges for Services	(1,109)
Federal	360,821
Other	<u>(1,793)</u>
Total Revenues	<u>357,919</u>

Expenditures **185,950**

*\$171,969 addition to Fund Balance

School Federal Projects Fund

Revenues - Federal	<u>267,578</u>
Expenditures	<u>267,578</u>

School Special Projects Fund

Revenues - Federal	<u>19,980</u>
Expenditures	<u>19,980</u>

Police Grant Fund

Revenues - Grants	<u>44,615</u>
Expenditures	<u>44,615</u>

Freedom Hall Fund**Revenues:**

Ticket Sales	872,700
Other	<u>459,550</u>
Total Revenues	<u>1,332,250</u>
Expenditures	<u>1,332,250</u>

Capital Projects - Parks**Other Financing Sources:**

Operating Transfer from General Fund – Fund Balance	750,000
Committed for Economic Development	<u>4,850</u>
Fund Balance	<u>754,850</u>

Expenditures/Other Financing Uses:

Expenditures	750,000
Operating Transfer to General Fund	<u>4,850</u>
Total Expenditures/Other Financing Uses	<u>754,850</u>

Capital Equipment Fund

<i>Operating Transfer from General Fund</i>	<u><i>343,000</i></u>
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Capital Projects - Facilities

<i>Operating Transfer from General Fund</i>	<u><i>815,000</i></u>
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Capital Projects - Infrastructure**Other Financing Sources:**

Operating Transfer from General Fund – Fund Balance	(750,000)
Committed for Economic Development	<u>300,000</u>
<i>Operating Transfer from General Fund</i>	<u><i>300,000</i></u>
Total Other Financing Sources	<u>(450,000)</u>
Expenditures	<u>(750,000)</u>

Capital Projects - Schools

<i>Operating Transfer from General Fund</i>	<u><i>814,505</i></u>
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Passed on First Reading 21 July 2016
Passed on Second Reading 04 AUG 2016
Passed on Third Reading 18 AUG 2016

Approved and signed in open meeting on the 18th day of August, 2016

JOHNSON CITY BOARD OF COMMISSIONERS



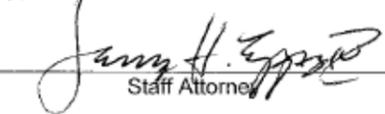
Mayor

Attest:



City Recorder

Approved as to Form:



Staff Attorney

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

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Traffic Engineering Study for Automated Speed Enforcement, be and the same is hereby **denied**.

Upon motion by Vice-Mayor David Tomita, seconded by Commissioner 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 Bond Reimbursement Resolution for Langston, MINCO and School Improvements, be and the same is 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 four ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a contract with Energy Systems Group (ESG) for energy improvements at Science Hill High School and other school facilities, be and the same is hereby approved. The City Commission requested that City Management look at the components of the project that the City can handle either in-house or contract out and prepare a cost comparison against including them in the ESG contract.

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. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the placement of certain signage associated with the Washington County Area United Way Local campaign, be and the same is hereby approved.

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

There being no further business or discussion, Vice-Mayor David Tomita adjourned the meeting at 9:32 p.m.

CLAYTON STOUT
MAYOR

JANET JENNINGS
CITY RECORDER

ITEMS DEFERRED:

1. None.

ACTION ITEMS:

1. Staff to coordinate with the swimming coach to coordinate the work to the Freedom Hall pool area and bring that back for consideration by the City Commission as a secondary project.
2. The City Commission requested that City Management look at the components of the project that the City can handle either in-house or contract out and prepare a cost comparison against including them in the ESG contract.