

MINUTES OF THE MEETING OF
CITY COUNCIL
CITY OF ELIZABETHTON, TENNESSEE
REGULAR SESSION

MARCH 12, 2020

THE CITY COUNCIL OF THE CITY OF ELIZABETHTON MET AT CITY HALL ON THURSDAY, MARCH 12, 2020 AT 6:00 PM IN REGULAR SESSION.

INVOCATION WAS LED BY SCOTT FISHER, BORDERVIEW CHRISTIAN CHURCH AND PLEDGE OF ALLEGIANCE TO THE FLAG WAS LED BY MAYOR ALEXANDER.

THE FOLLOWING OFFICIALS WERE PRESENT: CURT ALEXANDER, MAYOR; WILLIAM E. (BILL) CARTER, MAYOR PRO-TEM; RICHARD BARKER, KIM BIRCHFIELD, WES FRAZIER, MICHAEL SIMERLY AND JEFFREY C. TREADWAY, COUNCILMEN; ROGER G. DAY, CITY ATTORNEY; PRESTON T. COBB, FINANCE DIRECTOR / CITY CLERK AND DANIEL A. ESTES, CITY MANAGER.

AGENDA AMENDMENT

MAYOR ALEXANDER ASKED FOR A MOTION AND SECOND FROM COUNCILMEMBERS TO ADD TWO NEW BUSINESS ITEMS TO THE AGENDA AS 10J AND 10K.

MOTION BY MR. BIRCHFIELD, SECOND BY MR. BARKER, APPROVING THE AGENDA AMENDMENT TO ADD TWO (2) ITEMS TO NEW BUSINESS AS 10J FIRST READING OF AN ORDINANCE TO ABANDON A RIGHT-OF-WAY KNOWN AS EAST STREET BETWEEN EAST ELK AVENUE AND EAST 2ND STREET AND 10K MOTION TO APPROVE THE CITY MANAGER TO NEGOTIATE CONTRACTS AND NECESSARY DOWN PAYMENTS WITH VARIOUS ENTERTAINMENT GROUPS FOR COVERED BRIDGE DAYS AT A TOTAL COST NOT TO EXCEED TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS.

PASSED BY UNANIMOUS VOICE VOTE.

MINUTES

MOTION BY MR. BARKER, SECOND BY MR. FRAZIER, THAT THE MINUTES OF FEBRUARY 13, 2020 REGULAR SESSION BE APPROVED AS DISTRIBUTED.

PASSED BY UNANIMOUS VOICE VOTE.

NATIONAL DRUG & ALCOHOL FACTS WEEK PROCLAMATION
CITY ATTORNEY DAY READ A PROCLAMATION TO PROCLAIM THE WEEK OF MARCH 30, 2020 – APRIL 5, 2020 AS:

“NATIONAL DRUG AND ALCOHOL FACTS WEEK”

IN THE CITY OF ELIZABETHTON, TENNESSEE.

MAYOR ALEXANDER PRESENTED THE PROCLAMATION TO KELLY KITCHENS, SPECIAL EVENTS COORDINATOR, ON BEHALF OF JILLIAN REECE, DIRECTOR OF THE CARTER COUNTY DRUG PREVENTION COLITION.

DOLLY PARTON DAY PROCLAMATION
CITY ATTORNEY DAY READ A PROCLAMATION TO PROCLAIM THE THURSDAY, APRIL 2, 2020 AS:

“DOLLY PARTON DAY”

IN ELIZABETHTON, TENNESSEE.

MAYOR ALEXANDER PRESENTED THE PROCLAMATION TO BERNADETTE “BERNIE” WEESE, DIRECTOR OF THE ELIZABETHTON / CARTER COUNTY PUBLIC LIBRARY.

CITIZENS COMMENTS

CHARLIE VONCANNON, CARTER COUNTY COMMISSIONER, SPOKE ON BEHALF OF THE CARTER COUNTY COMMISSION TO SUPPORT THE CITY OF ELIZABETHTON AND THE ELIZABETHTON CITY COUNCIL REGARDING AGENDA ITEM 10E - A RESOLUTION TO SUPPORT MINOR LEAGUE BASEBALL AND THE ELIZABETHTON TWINS.

COMMUNICATIONS FROM THE CITY MANAGER
CITY MANAGER ESTES PRESENTED THE FOLLOWING MONTHLY DEPARTMENTAL REPORTS & CORRESPONDENCE FOR REVIEW:

- LOCAL OPTION SALES TAX REPORT FROM THE TENNESSEE DEPARTMENT OF REVENUE FOR THE MONTH OF JANUARY 2020 AND LOCAL OPTION SALES TAX GRAPHS FOR THE MONTH OF FEBRUARY 2020
- POLICE, FIRE, STREETS AND SANITATION, CODE ENFORCEMENT, BUILDING DEPARTMENT PROJECT VALUATION & FEE REPORT, ELECTRIC, WATER RESOURCES CONSTRUCTION REPORT AND WATER RESOURCES FACILITIES REPORTS, PARKS & RECREATION, LIBRARY, PLANNING AND ECONOMIC DEVELOPMENT MONTHLY DEPARTMENT REPORTS FOR THE MONTH OF FEBRUARY 2020
- LITIGATION REPORT FOR THE MONTH OF FEBRUARY 2020
- WATAUGA RIVER REGIONAL WATER AUTHORITY AGENDA FOR FEBRUARY 24, 2020
- NeTREP AGENDA FEBRUARY 20, 2020

CARTER COUNTY CAR CLUB CRUISE-IN AND ANNUAL CAR SHOW EVENTS
CITY MANAGER ESTES PRESENTED A SPECIAL EVENT REQUEST FOR CONSIDERATION AND ACTION ON BEHALF OF THE CARTER COUNTY CAR CLUB FOR THE 2020 CAR CLUB ACTIVITIES AND REQUEST FOR STREET CLOSURE FOR THE CAR SHOWS.

MOTION BY MR. SIMERLY, SECOND BY MR. BIRCHFIELD, APPROVING THE REQUEST BY THE CARTER COUNTY CAR CLUB WEEKLY SATURDAY NIGHT CAR SHOWS FROM 5:00 P.M. UNTIL 9:30 P.M. SATURDAY, APRIL 4, 2020 UNTIL OCTOBER 31, 2020 CLOSING THE 400 BLOCK OF “E” STREET AND ALSO APPROVAL OF THE ANNUAL ALL DAY CAR SHOW ON SATURDAY, JULY 11, 2020 FROM 5:00 A.M. UNTIL 5:30 P.M. CLOSING ELK AVENUE AND THE 400 BLOCK OF “E” STREET THEN CONTINUING THE SATURDAY NIGHT CRUISE UNTIL 9:30 P.M.

PASSED BY UNANIMOUS VOICE VOTE.

BOARD, COMMITTEE & COMMISSIONS
MAYOR ALEXANDER RECOMMENDED REAPPOINTMENT OF COUNCILMAN KIM BIRCHFIELD AS A COUNCIL REPRESENTATIVE REAPPOINTMENT TO THE PARKS & REC BOARD AND APPOINTMENT OF DAN HOLDER TO THE ELIZABETHTON REGIONAL PLANNING COMMISSION AS AN URBAN REGION APPOINTMENT.

MOTION BY MR. BARKER, SECOND BY MR. CARTER, APPROVING THE REAPPOINTMENT OF COUNCILMAN KIM BIRCHFIELD AS A ONE-YEAR COUNCIL REPRESENTATIVE REAPPOINTMENT TO THE PARKS & REC BOARD

AND APPOINTMENT OF DAN HOLDER TO THE ELIZABETHTON REGIONAL PLANNING COMMISSION AS AN URBAN REGION APPOINTMENT.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BUDGET ORD AMENDMENT- GENERAL FUND
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE TO AMEND THE FISCAL YEAR 2019/20 BUDGET FOR THE GENERAL FUND.

MAYOR ALEXANDER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR ALEXANDER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. FRAZIER, SECOND BY MR. SIMERLY, APPROVING AN ORDINANCE TO AMEND THE BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020 AND FURTHER REFERENCED AS FISCAL YEAR 2019-2020 BUDGET APPROPRIATION ORDINANCE AMENDMENT #7, BE PASSED ON SECOND READING.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BUDGET ORD AMENDMENT – GENERAL FUND
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE TO AMEND THE FISCAL YEAR 2019/20 BUDGET FOR THE GENERAL FUND.

MAYOR ALEXANDER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR ALEXANDER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. TREADWAY, SECOND BY MR. BARKER, APPROVING AN ORDINANCE TO AMEND THE BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020 AND FURTHER REFERENCED AS FISCAL YEAR 2019-2020 BUDGET APPROPRIATION ORDINANCE AMENDMENT #8, BE PASSED ON SECOND READING.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BUDGET ORD AMENDMENT – BONNIE KATE FUND
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE TO AMEND THE FISCAL YEAR 2019/20 CITY OF ELIZABETHTON BUDGET FOR THE BONNIE KATE FUND.

MAYOR ALEXANDER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR ALEXANDER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. TREADWAY, SECOND BY MR. CARTER, APPROVING AN ORDINANCE TO AMEND THE BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020 AND FURTHER REFERENCED AS FISCAL YEAR 2019-2020 BUDGET APPROPRIATION ORDINANCE AMENDMENT #1, BE PASSED ON SECOND READING.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BUDGET ORD AMENDMENT – SANITATION FUND
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE TO AMEND THE FISCAL YEAR 2019/20 BUDGET FOR THE SANITATION FUND.

MAYOR ALEXANDER OPENED THE MEETING FOR PUBLIC HEARING.

THERE BEING NO ONE PRESENT WISHING TO SPEAK, MAYOR ALEXANDER CLOSED THE MEETING FOR PUBLIC HEARING.

MOTION BY MR. SIMERLY, SECOND BY MR. BIRCHFIELD, APPROVING AN ORDINANCE TO AMEND THE BUDGET APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020 AND FURTHER REFERENCED AS FISCAL YEAR 2019-2020 BUDGET APPROPRIATION ORDINANCE AMENDMENT #2, BE PASSED ON SECOND READING.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

MUNICIPAL ELECTION

CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION TO CALL A MUNICIPAL ELECTION IN AUGUST 2020.

MOTION BY MR. BARKER, SECOND BY MR. TREADWAY THAT, A RESOLUTION CALLING FOR A MUNICIPAL ELECTION OF AND FOR THE CITY OF ELIZABETHTON, TENNESSEE, TO BE HELD ON THURSDAY, AUGUST 6, 2020, TO ELECT THE CITY OF ELIZABETHTON CITY JUDGE TO FILL THE UNEXPIRED TERM OF THE OFFICE OF CITY JUDGE WHICH TERM WILL EXPIRE IN NOVEMBER, 2020, AND REQUESTING THE CARTER COUNTY ELECTION COMMISSION TO DO WHAT NEEDS TO BE DONE TO SEE THAT SAID ELECTION IS OFFICIALLY CALLED AND HELD, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

MUNICIPAL BIENNIAL ELECTION

CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION TO CALL THE REGULAR BIENNIAL ELECTION IN NOVEMBER 2020.

MOTION BY MR. CARTER, SECOND BY MR. BARKER THAT, A RESOLUTION CALLING FOR THE REGULAR BIENNIAL MUNICIPAL ELECTION OF AND FOR THE CITY OF ELIZABETHTON, TENNESSEE, TO BE HELD ON TUESDAY, NOVEMBER 3, 2020, FOR THE PURPOSE OF ELECTING THREE (3) MEMBERS OF CITY COUNCIL, THREE (3) MEMBERS OF THE BOARD OF EDUCATION AND ONE (1) MUNICIPAL CITY JUDGE FOR REGULAR TERMS EXPIRING IN NOVEMBER, 2024, AND REQUESTING THE CARTER COUNTY ELECTION COMMISSION TO DO WHAT NEEDS TO BE DONE TO SEE THAT SAID ELECTION IS OFFICIALLY CALLED AND HELD, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BCS AUDIT CONTRACT EXTENSION

CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON AN AUDIT CONTRACT EXTENSION WITH BLACKBURN, CHILDERS & STEAGALL, PLC FOR AUDITING SERVICES.

MOTION BY MR. BARKER, SECOND BY MR. FRAZIER THAT, A RESOLUTION EXTENDING THE AUDIT CONTRACT WITH BLACKBURN, CHILDERS & STEAGALL, PLC, FOR AUDIT SERVICES FOR THE 2019/2020 FISCAL YEAR AT A TOTAL CONTRACT PRICE OF SIXTY-NINE THOUSAND DOLLARS (\$69,000.00), WHICH FEE INCLUDES FIFTEEN HUNDRED DOLLARS (\$1,500.00) FOR THE ADDITIONAL TESTING OF CENSUS DATA FOR THE PENSION PLAN WITH TCRS, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

BCS AUDIT CONTRACT EXTENSION- ELECTRIC DEPT

CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON AN AUDIT CONTRACT EXTENSION WITH BLACKBURN, CHILDERS & STEAGALL, PLC FOR AUDITING SERVICES FOR THE ELIZABETHTON ELECTRIC DEPARTMENT.

MOTION BY MR. BIRCHFIELD, SECOND BY MR. BARKER THAT, A RESOLUTION APPROVING THE AUDIT CONTACT WITH BLACKBURN, CHILDERS & STEAGALL, PLC FOR AUDIT SERVICES TO THE CITY OF ELIZABETHTON, ELIZABETHTON ELECTRIC DEPARTMENT, FOR THE 2019/2020 FISCAL YEAR AT A TOTAL CONTRACT PRICE OF THIRTY FIVE THOUSAND DOLLARS (\$35,000.00), WHICH FEE INCLUDES FIFTEEN HUNDRED DOLLARS (\$1,500.00) FOR THE ADDITIONAL TESTING OF CENSUS DATA FOR THE PENSION PLANS WITH MASS MUTUAL AND TCRS, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

MINOR LEAGUE BASEBALL SUPPORT
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION IN SUPPORT OF MINOR LEAGUE BASEBALL AND THE ELIZABETHTON TWINS.

MOTION BY MR. BARKER, SECOND BY MR. BIRCHFIELD THAT, A RESOLUTION OF SUPPORT TO KEEP MINOR LEAGUE BASEBALL IN COMMUNITIES ACROSS TENNESSEE, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

NEXTRAQ GPS TRACKING
CITY ATTORNEY DAY READ A RESOLUTION FOR CONSIDERATION AND ACTION ON A CONTRACT WITH NEXTRAQ TO INSTALL GPS TRACKING UNITS ON ELECTRIC DEPARTMENT TRUCKS.

MOTION BY MR. SIMERLY, SECOND BY MR. FRAZIER THAT, A RESOLUTION TO ENTER INTO A THREE (3) YEAR CONTRACT WITH NEXTRAQ FOR GPS TRACKING OF ALL TRUCKS OF THE ELIZABETHTON ELECTRIC DEPARTMENT AT A TOTAL MONTHLY COST OF SIX HUNDRED FIFTY-SEVEN AND 80/100 DOLLARS (\$657.80) PER MONTH AND A COST PER UNIT OF FOURTEEN AND 95/100 DOLLARS (\$14.95) PER MONTH, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

MCGILL ASSOCIATES TASK ORDER
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON A TASK ORDER FOR AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH MCGILL ASSOCIATES.

MOTION BY MR. SIMERLY, SECOND BY MR. BARKER THAT, A RESOLUTION APPROVING TASK ORDER NO. 2018-04 WITH MCGILL ASSOCIATES, P.A., FOR ENGINEERING SERVICES FOR THE DOE RIVER CROSSING WATER LINE REPLACEMENT PROJECT IN THE AMOUNT OF TWO HUNDRED NINETY-ONE THOUSAND EIGHT HUNDRED SIXTY-FIVE DOLLARS (\$291,865.00). THIS TASK ORDER NO. 2018-04 AMENDS TASK ORDER NO. 2018-03, WHICH WAS APPROVED BY THE ELIZABETHTON CITY COUNCIL ON SEPTEMBER 12, 2019 AND INCREASES THE CONTRACT PRICE FOR ENGINEERING SERVICES FROM TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000.00) TO TWO HUNDRED NINETY-ONE THOUSAND EIGHT HUNDRED SIXTY-FIVE DOLLARS (\$291,865.00), BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

DOWNTOWN FAÇADE REHABILITATION GRANT
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON A GRANT PROGRAM TO PROVIDE INCENTIVES TO IMPROVE THE FAÇADES OF BUILDINGS IN DOWNTOWN ELIZABETHTON WITHIN THE MAIN STREET DISTRICT.

MOTION BY MR. BIRCHFIELD, SECOND BY MR. TREADWAY THAT, A RESOLUTION APPROVING THE POLICY FOR THE DOWNTOWN FAÇADE REHABILITATION GRANT PROGRAM, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

PEP SAFETY PARTNER'S GRANT
CITY ATTORNEY DAY CAPTION READ A RESOLUTION FOR CONSIDERATION AND ACTION ON A SAFETY PARTNER'S GRANT FOR THE ELIZABETHTON ELECTRIC DEPARTMENT.

MOTION BY MR. FRAZIER, SECOND BY MR. TREADWAY THAT, A RESOLUTION AUTHORIZING THE CITY OF ELIZABETHTON, ELIZABETHTON ELECTRIC DEPARTMENT, TO PARTICIPATE IN THE PUBLIC ENTITY PARTNERS "SAFETY PARTNERS" MATCHING GRANT PROGRAM, BE PASSED.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

RIGHT-OF-WAY ABANDONMENT
CITY ATTORNEY DAY CAPTION READ AN ORDINANCE FOR CONSIDERATION AND ACTION ON CLOSURE OF A RIGHT-OF-WAY KNOWN AS EAST STREET BETWEEN EAST ELK AVENUE AND EAST 2ND STREET.

MOTION BY MR. SIMERLY, SECOND BY MR. CARTER, APPROVING AN ORDINANCE UPON THE RECOMMENDATION OF THE ELIZABETHTON REGIONAL PLANNING COMMISSION PERMANENTLY CLOSING EAST STREET, AN UNOPENED STREET, FROM EAST ELK AVENUE TO EAST SECOND STREET IN ELIZABETHTON, TENNESSEE, AND ADJOINING THE PROPERTY AS SHOWN ON THE ATTACHED MAP AND HEREINAFTER DESCRIBED, PASSED ON FIRST READING.

ROLL CALL: BARKER, AYE; BIRCHFIELD, AYE; FRAZIER, AYE; SIMERLY, AYE; TREADWAY, NAY; CARTER, AYE; ALEXANDER, AYE.

THE MOTION PASSED BY A VOTE OF 6-1.

COVERED BRIDGE DAYS ENTERTAINMENT CONTRACTS
CITY ATTORNEY DAY READ A REQUEST FOR CONSIDERATION AND ACTION ON PERMISSION FOR THE CITY MANAGER TO NEGOTIATE CONTRACTS FOR COVERED BRIDGE DAYS ENTERTAINMENT.

MOTION BY MR. SIMERLY, SECOND BY MR. BIRCHFIELD, APPROVING THE CITY MANAGER NEGOTIATE CONTRACTS AND PAY NECESSARY DOWN-PAYMENTS WITH VARIOUS ENTERTAINMENT GROUPS FOR COVERED BRIDGE DAYS AT A TOTAL COST NOT TO EXCEED TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS, BE PASSED.


ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

PURCHASES, EXPENSES & BIDS
CITY ATTORNEY DAY STATED THAT THE CITY'S TOTAL OF PURCHASES EXPENSES AND BIDS IN THE TOTAL AMOUNT NOT TO EXCEED \$26,147.97.

MOTION BY MR. SIMERLY, SECOND BY MR. CARTER, APPROVING PURCHASES: (a) FUEL PURCHASES - CITY GARAGE - LYKINS OIL - GASOLINE, \$14,501.85 AND MANSFIELD OIL - DIESEL, \$11,646.12, ALL PURCHASES NOT TO EXCEED \$26,147.97.

ROLL CALL WAS UNANIMOUS AND THE MOTION CARRIED.

THERE BEING NO OTHER BUSINESS TO COME BEFORE COUNCIL,
MAYOR ALEXANDER DECLARED THE MEETING ADJOURNED.



CITY CLERK



MAYOR