

**MINUTES OF THE MEETING OF
CITY COUNCIL
CITY OF ELIZABETHON, TENNESSEE
REGULAR SESSION**

NOVEMBER 9, 2023

The City Council of the City of Elizabethton met at City Hall, 136 S. Sycamore Street, Elizabethton, Tennessee on Thursday, November 9, 2023, at 6:00 PM in Regular Session.

THE FOLLOWING OFFICIALS WERE PRESENT: Curt Alexander, Mayor; William E. (Bill) Carter, Mayor Pro-Tem; Richard M. Barker, Wesley D. (Wes) Frazier, Jeffrey C. Treadway, Michael G. (Mike) Simerly, Councilmen; Daniel Estes, City Manager; Roger Day, City Attorney; Preston Cobb, Finance Director/City Clerk.

ABSENT: Kim Birchfield, Councilman.

1. CALL TO ORDER BY THE MAYOR

A. Invocation - Greg Key, Westside Christian

Church Pledge Allegiance To The Flag

2. ROLL CALL BY THE CITY CLERK

3. APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING

A. Minutes of the Previous Meeting - October 12, 2023

MOTION BY Michael G. (Mike) Simerly; SECOND BY Wesley D. (Wes) Frazier
THAT approves the October 12, 2023 regular session meeting as distributed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

4. PROCLAMATIONS/RECOGNITION OF CITIZENS BY THE MAYOR

5. COMMENTS FROM CITIZENS If you wish to make a comment to the City Council, please approach the lectern and state your name and address. Please keep comments limited to 3 minutes.

Martha White, 2301 Golf Course Drive, spoke regarding the history of a curb issue in front of her residence at 2301 Eagle Drive. Danny Hilbert, Director, Streets & Sanitation Department, spoke regarding Mr. & Mrs. White's concern and his discussions on the curb

issue with Gary White, husband of Martha White. Ms. White stated legal action would be taken if the curb was not fixed.

Gary White, 2301 Golf Course Drive, spoke requesting the city to fix the curb situation by removing the high curb. Mr. White threatened legal action if the curb was not fixed in thirty (30) days.

6. COMMUNICATIONS FROM THE CITY MANAGER

- A. City Manager's Monthly Departmental Reports & Miscellaneous Reports.** City Manager Estes presented monthly departmental reports for the month of October as follows: Building Department - Code Enforcement; Building Department; Electric Department; Finance Department; Fire Department; Library Department; Litigation Tax; Parks & Rec Department; Planning Department; Police Department; City Schools; Street Department; Water Resources Department - Construction; Water Resources Department - Facilities.

7. APPOINTMENT OF BOARDS, COMMISSIONS AND COMMITTEES

A. Appointment of Boards, Commissions and Committees

1 Regular Term - Library Board

1 Youth Representative Term - Library Board

MOTION BY Richard M. Barker; SECOND BY William E. (Bill) Carter THAT approves the appointment of Kelsey Frazier to the Elizabethton-Carter County Library board for a three-year term and the reappointment of McKenna Murr to the board as a youth representative for a one-year term.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

8. REPORTS FROM COMMITTEES, MEMBERS OF COUNCIL AND OTHER OFFICERS

9. OLD BUSINESS

10. NEW BUSINESS

- A. Resolution to Consider Adoption of the Downtown Elizabethton Community Mobility Plan**

MOTION BY Richard M. Barker; SECOND BY Michael G. (Mike) Simerly THAT approves A Resolution To Adopt The Downtown Elizabethton Community Mobility Plan, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander
NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

B. Resolution to Approve Request for Qualification and Contract Phase II of the existing Hampton Watershed Trail.

MOTION BY Michael G. (Mike) Simerly; SECOND BY Jeffrey C. Treadway THAT approves A Resolution Approving An Agreement/Contract Between The City of Elizabethton and Contour Trail Design Company For Construction of Phase II of The Hampton Watershed Biking and Hiking Trail, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander
NAY: Wesley D. (Wes) Frazier

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 5 - 1

C. Resolution to approve the City opening a Money Market Savings Account at Carter County Bank for the General Fund.

MOTION BY Richard M. Barker; SECOND BY Jeffrey C. Treadway THAT approves A Resolution Approving The City Of Elizabethton's Opening Of A Money Market Savings Account At Carter County Bank For The General Fund, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander
NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

D. Ordinance to consider on First Reading General Fund FY 2023-2024 Amendment #5 regarding the infield playing surface at Joe O'Brien Field.

MOTION BY Michael G. (Mike) Simerly; SECOND BY Wesley D. (Wes) Frazier THAT approves An Ordinance To Amend The Budget Appropriations For The Fiscal Year Beginning July 1, 2023, And Ending June 30, 2024, And Further Referenced As

Fiscal Year 2023-2024 Budget Appropriations Ordinance Amendment #5, Be Passed On First Reading.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

E. Ordinance to consider on First Reading City of Elizabethton 2023/2024 Budget Ordinance Amendment #6 for the General Fund regarding Rural Violent Crime Reduction Initiative Grant.

MOTION BY Wesley D. (Wes) Frazier; SECOND BY Richard M. Barker THAT approves An Ordinance To Amend The Budget Appropriations For The Fiscal Year Beginning July 1, 2023, And Ending June 30, 2024, And Further Referenced As Fiscal Year 2023-2024 Budget Appropriations Ordinance Amendment #6, Be Passed On First Reading.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

F. Resolution to approve Seven States Middle Mile Network (SSMMN) "Conditions to Participation" Agreement

MOTION BY William E. (Bill) Carter; SECOND BY Wesley D. (Wes) Frazier THAT approves A Resolution To Approve A Seven States Middle Mile Network "Conditions To Participation" Agreement On Behalf Of The City Of Elizabethton, Elizabethton Electric Department, At A Total Cost Of Fifty Four Thousand Dollars (\$54,000.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

G. Request for Qualification for History in the Making Mural Project and Contract.

MOTION BY Michael G. (Mike) Simerly; SECOND BY Jeffrey C. Treadway THAT approves A Resolution Accepting The Bid From And Awarding The Contract /Agreement To Caitlin Maupin For The History In The Making Mural Project To Be Located At 518 Hattie Avenue In Elizabethton, Tennessee, At A Total Contract/Agreement Price Of Five Thousand Four Hundred Dollars (\$5,400.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

H. Resolution to Approve Items to be declared surplus and sold utilizing online auction (GovDeals).

MOTION BY Richard M. Barker; SECOND BY Jeffrey C. Treadway THAT approves A Resolution Authorizing The Sale Of Surplus Items Owned By The City Of Elizabethton, Tennessee, On Govdeals.com Via Auction From November 13, 2023 Through November 29, 2023, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

I. Resolution to approve Surf Betsy Economic Impact Study Contract

MOTION BY Michael G. (Mike) Simerly; SECOND BY Wesley D. (Wes) Frazier THAT approves A Resolution To Approve Amendment No. 1 To The Professional Services Agreement With RiverRestoration.org, LLC For The Surf Betsy Economic Impact Study At A Total Amendment No. 1 Cost Of Forty Thousand Three Hundred And Twenty Dollars (\$40,320.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

J. Resolution to approve Agreement for Covered Bridge Park Engineering Services

There Was A Motion by Richard Barker and Second be Wesley Frazier To Defer Action On The Agreement For Engineering Services With McGill Associates For The Covered Bridge Park. The Motion To Defer Passed By Unanimous Voice Vote.

K. Resolution to approve a Memorandum of Understanding between the Elizabethton Police Department and the Knoxville Police Department for participation in the Internet Crimes Against Children (ICAC) program.

MOTION BY Wesley D. (Wes) Frazier; SECOND BY Michael G. (Mike) Simerly THAT approves A Resolution To Approve A Memorandum Of Understanding With The Knoxville, Tennessee, Police Department, For Participation In The Internet Crimes Against Children (ICAC) Program, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

L. Contract to Purchase the Former Franklin Fitness Center Property from Ballad Health

MOTION BY Richard M. Barker; SECOND BY Michael G. (Mike) Simerly THAT approves A Resolution Approving A Contract For Purchase And Sale Of Real Estate Between Mountain States Health Alliance And The City Of Elizabethton, Tennessee, For The Purchase Of The Franklin Fitness Center, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: Wesley D. (Wes) Frazier

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 5 - 1

M. Resolution to consider Special Duty Police Services Agreement with Junior Cyclone Basketball Club

MOTION BY Richard M. Barker; SECOND BY Michael G. (Mike) Simerly THAT approves A Resolution To Approve A Special Duty Police Services Agreement With The Jr. Cyclone Basketball Club, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

N. Resolution to approve agreement with Carter County Emergency Communications District for police and fire dispatch for the fiscal year 2023-2024

MOTION BY Michael G. (Mike) Simerly; SECOND BY Richard M. Barker THAT approves A Resolution Approving A Cooperation Agreement For Emergency Communications With The Carter County Emergency Communications District For The 2023-2024 Fiscal Year At A Total Agreement Cost Of Two Hundred Forty One Thousand One Hundred And Fourteen Dollars (\$24,114.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

O. Resolution to accept Tennessee Historical Records Advisory Board Grant

MOTION BY Wesley D. (Wes) Frazier; SECOND BY Richard M. Barker THAT approves A Resolution To Ratify The Mayor's Signature To A Grant Award Acknowledgement With The Tennessee State Library And Archives For A Tennessee

Historical Records Advisory Board (THRAB) Programming Grant In The Amount of Two Thousand And Eight Hundred Dollars (\$2,800.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 – 0

P. Resolution to approve TECH Grant Contract

MOTION BY Richard M. Barker; SECOND BY William E. (Bill) Carter THAT approves A Resolution To Ratify The Mayor's Signature To A Grant Award Acknowledgement With The Tennessee State Library And Archives For A Tennessee Historical Records Advisory Board (THRAB) Programming Grant In The Amount Of Two Thousand And Eight Hundred Dollars (\$2,800.00), Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

Q. Ordinance to consider on First Reading City of Elizabethton 2023/2024 Budget Ordinance Amendment #7 for the General Fund regarding the TOP Grant, TECH Grant, and Archives Grant for the Public Library.

MOTION BY Michael G. (Mike) Simerly; SECOND BY Richard M. Barker THAT approves An Ordinance To Amend The Budget Appropriations For The Fiscal Year Beginning July 1, 2023, And Ending June 30, 2024, And Further Referenced As Fiscal Year 2023-2024 Budget Appropriations Ordinance Amendment #7, Be Passed On First Reading.

ROLL CALL:

YAY: Richard M. Barker, Wesley D. (Wes) Frazier, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 6 - 0

R. Resolution to approve Letter of Intent to purchase 2025 Mack Chassis with Heil DP Python Automated Side Loader Garbage Truck

MOTION BY Richard M. Barker; SECOND BY Michael G. (Mike) Simerly THAT approves A Resolution To Approve A Letter Of Intent To Stringfellow, Inc. To Purchase A 2025 Mack Chassis With Heil DP Python Automated Side Loader Garbage Truck For The City Of Elizabethton Sanitation Department, Be Passed.

ROLL CALL:

YAY: Richard M. Barker, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 5 - 0

11. PURCHASES, EXPENSES AND BIDS

A. Purchases, Expenses, and Bids for the Month of October 2023.

MOTION BY Michael G. (Mike) Simerly; SECOND BY Richard M. Barker THAT approves The Following Bids For: Three (3) All-Wheel Drive Ford Mavericks State Contract - Elizabethton Electric Department (\$80,487.00); One (1) F150 Crew Cab Pickup Truck State Contract - Elizabethton Electric Department (\$46,034.00); For A Total Amount of \$126,521.00.

ROLL CALL:

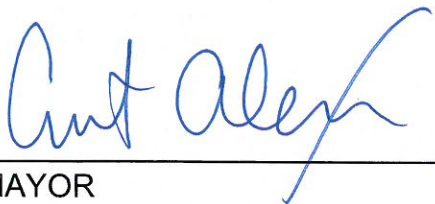
YAY: Richard M. Barker, Michael G. (Mike) Simerly, Jeffrey C. Treadway, William E. (Bill) Carter, Curt Alexander

NAY: None

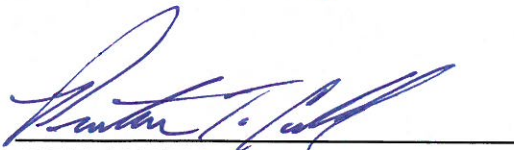
ABSTAIN: None

THE MOTION PASSED BY A VOTE OF 5 - 0

12. ADJOURNMENT



MAYOR



CITY CLERK