

REGULAR MEETING KINGSTON CITY COUNCIL
TUESDAY, DECEMBER 11, 2018 – 6:00 P.M.
KINGSTON CITY HALL

The Kingston City Council met in regular session on Tuesday, December 11, 2018 at 6:00 p.m. Mayor Neal called the meeting to order. Council Member Brown gave the Invocation and Council Member Stockton led the pledge. Upon roll call the following members were present: Council Member Brackett, Council Member Brown, Vice Mayor Childs, Council Member Humphreys, Council Member Stockton, Council Member Wright, and Mayor Neal. Staff present: City Manager David Bolling, Finance Director Carolyn Brewer, City Clerk Marsha Marshall, and City Attorney Jack McPherson.

PREVIOUS MINUTES

A motion was made by Council Member Wright, second by Council Member Stockton to waive the reading and approve as written the minutes of the regular meeting on November 13, 2018.

The motion passed with a unanimous roll call vote. 7 Ayes

CITIZEN COMMENTS –NONE

PERSONS TO APPEAR – Browder Williams- 1232 Dogwood Drive, Kingston spoke against the City helping to fund the Dogwood Drive Extension Project, Mr. Rob Parker of Cove Lane agreed with Mr. Williams as well as another resident from Davis Drive

REPORTS – MAYOR AND COUNCIL – Council Member Stockton reported on the Dog Park and Reschedule of the Candlelight Tour at the Fort.

CITY MANAGER – Mr. Bolling reported Amphitheater Project; New Director at the 911 Center: Opening in Public Works; Brush Policy; TML Conference in March; and the Christmas Holiday Schedule

ADDITION OF ITEMS TO THE MEETING AGENDA RECEIVED AFTER CLOSE OF AGENDA DEADLINE (BY UNANIMOUS CONSENT OF ALL MEMBERS PRESENT). –

Mayor Neal asked that a motion be made to add to the Agenda Election of the new Vice Mayor. A motion was made by Council Member Childs second by Council Member Humphreys to add to the agenda "Election of the New Vice Mayor."

The motion passed with a unanimous roll call vote. 7ayes

UNFINISHED BUSINESS –

1. Authorization for the Mayor to Enter in a Contract with TDOT for the Dogwood Drive Roadway Extension Project

A motion was made by Council Member Brown second by Council Member Brackett to Authorize the Mayor to Enter in to a Contract with TDOT for the Dogwood Drive Roadway Extension Project.
Roll Call Vote-

Discussion by Council Member Wright

Council Member Brackett – Aye
Council Member Brown – Aye
Council Member Childs – Nay
Council Member Humphreys - Aye

Council Member Stockton - Aye
Council Member Wright – Nay
Mayor Neal – Nay

Motion Passed – Ayes – 4
Nays – 3

NEW BUSINESS –

1. Nomination of Two Persons to the Kingston Library Board

A nomination was made by Council Member Stockton for Savannah Washam; A nomination was made by Council Member Wright for Emily Smith.

Council Member Brown moved that nominations cease and elect by Acclamation.

The nominations passed with a unanimous roll call vote. 7 Ayes

2. Appointment of One Person to the Historic Zoning Commission

Council Member Childs nominated Kyriana Marshall
There were no other nominations

The nomination passed with a unanimous roll call vote. 7 Ayes

3. Appointment of a Council Representative to the Parks and Recreation Board

Council Member Stockton nominated Becky Humphreys
There were no other nominations

The nomination passed with a unanimous roll call vote. 7 Ayes

4. Appointment of a Council Representative to the Board of Zoning Appeals

Council Member Wright nominated Mayor Neal
There were no other nominations

The nomination passed with a unanimous roll call vote. 7 Ayes

5. Appointment of a Council Representative to the Kingston Library Board

Council Member Stockton nominated Stephanie Wright
There were no other nominations

The nomination passed with a unanimous roll call vote. 7 Ayes

6. Recommendation for Council Representative to the Rockwood Electric Utility Board

Council Member Brown recommended Council Member Randy Childs to be the Council Representative for the Rockwood Electric Utility Board for the duration of his term; Council Member Brackett recommended the existing Board Member Don White

Roll Call vote

Council Member Brackett – Don White
Council Member Brown – Randy Childs
Council Member Childs – Randy Childs
Council Member Humphreys – Randy Childs

Council Member Stockton – Randy Childs
Council Member Wright – Randy Childs
Mayor Neal – Randy Childs

Recommendation to Rockwood City Council for Council Member Randy Childs to be Council Representative to the Rockwood Electric Utility Board

7. Election of Vice Mayor

A motion was made by Council Member Humphreys, second by Council Member Childs to Elect Council Member Stockton as Vice Mayor.

The motion passed with a unanimous roll call vote. 7 Ayes

8. Approval to Move the January work session to Thursday January 3, 2019

A motion was made by Council Member Wright, second by Council Member Brackett to Approve the move of the January work session to Thursday January 3, 2019

The motion passed with a unanimous roll call vote. 7 Ayes

9. Discussion of County Commission Resolution 12-18/01

City Attorney suggested information to be given to Council in an Executive Session

Mayor Neal recessed the Council Meeting for an Executive Session

Mayor Neal Called the Regular Council Meeting back to order at 7:08 pm

A motion was made by Council Member Wright, second by Council Member Humphreys to Adopt Resolution 18-12-11-1

Discussion by Council Member Wright, City Attorney, Council Member Humphreys

The motion passed with a unanimous roll call vote. 7 Ayes

Mayor Neal adjourned the meeting.

APPROVED January 8, 2019



Tim Neal, Mayor

ATTEST:



City Clerk

RESOLUTION NO. 18-12-11-1

A RESOLUTION TO AUTHORIZE THE ENGAGEMENT OF COUNSEL TO PURSUE LEGAL ACTION AGAINST PARTIES RESPONSIBLE FOR DAMAGES TO THE CITY OF KINGSTON AND ITS CITIZENS

WHEREAS, it appears that true nature of the damages and effects of the 2008 ash spill were concealed by the parties responsible for the incident and the subsequent attempts to ameliorate the impact on the community; and,

WHEREAS, the impact of the ash spill upon the city of Kingston and its citizens continues; and,

WHEREAS, it appears that the Roane County Commission has decided to pursue investigation and legal action against the responsible parties; and,

WHEREAS, the city council of the city of Kingston finds it to be in the best interest of the city and its citizens to join with Roane County in a claim for damages.

NOW THEREFORE BE IT RESOLVED that the Mayor be, and he is hereby authorized to engage outside legal counsel, providing for an agreement expending up to Eleven Thousand Dollars (\$11,000) and allowing legal counsel a contingency fee of Twenty Percent (20%) of damages recovered, with the city paying related actual expenses and that said legal counsel shall be authorized to file suit as needed against Jacobs Engineering and/or TVA or any other responsible party for the damages to the city of Kingston and its citizens.

This resolution shall take effect upon final passage, the public welfare requiring it.

Adopted: December 11, 2018



Mayor

ATTEST:



City Clerk