

REGULAR MEETING KINGSTON CITY COUNCIL
TUESDAY SEPTEMBER 10, 2019 – 6:00 P.M.
KINGSTON CITY HALL

The Kingston City Council met in regular session on Tuesday, September 10, 2019 at 6:00 p.m. Mayor Neal called the meeting to order. Council Member Brown gave the Invocation and Carter Bolling led the pledge.

Upon roll call the following members were present: Council Member Brackett, Council Member Brown, Council Member Childs, Council Member Humphreys, Vice Mayor Stockton, Council Member Wright, and Mayor Neal. Staff present: City Manager David Bolling, Finance Director Carolyn Brewer, and City Clerk Marsha Marshall. Absent - City Attorney Jack McPherson.

PREVIOUS MINUTES

A motion was made by Council Member Childs, second by Vice Mayor Stockton to waive the reading and approve as written the minutes of the regular meeting on August 13, 2019.

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

CITIZENS COMMENTS/ PERSONS TO APPEAR – None

REPORTS –

Mayor and Council – Council Member Brown, Vice Mayor Stockton, and Council Member Childs

City Manager’s Report – Mr. Bolling

ADDITION OF ITEMS TO THE MEETING AGENDA RECEIVED AFTER CLOSE OF AGENDA DEADLINE (BY UNANIMOUS CONSENT OF ALL MEMBERS PRESENT). – NONE

UNFINISHED BUSINESS – NONE

NEW BUSINESS –

- A. Consideration to Adopt a Donation Policy for the City of Kingston by Resolution 19-9-10-1

A motion was made by Council Member Wright, second by Vice Mayor Stockton to Adopt a Donation Policy for the City of Kingston by Resolution 19-9-10-1

Discussion – Council Member Wright, City Manager David Boling, and Mayor Tim Neal

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

B. Consideration to Authorize the Mayor to enter into the 2019-2020 E-911 Dispatch Agreement

A motion was made by Council Member Childs, Second by Council Member Humphreys to Authorize the Mayor to enter into the 2019-2020 E-911 Dispatch Agreement

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

Mayor Neal adjourned the meeting at 6:14 pm

APPROVED October 8, 2019



Tim Neal, Mayor

ATTEST:



City Clerk

RESOLUTION 19-9-10-1

A RESOLUTION IMPLEMENTING A DONATION POLICY FOR THE CITY OF KINGSTON

WHEREAS, The City of Kingston, by Resolution 19-9-10-1, wishes to adopt a donation policy pursuant to TCA § 6-54-111; and

WHEREAS, The City of Kingston wishes to allocate funding to nonprofit charitable and civic organizations that are exempt from taxation pursuant to § 501 (c)(4) or (c)(6) of the Internal Revenue Code of 1954, codified in 26 U.S.C. § 501 (c)(4) or (c)(6), which operate primarily for the purpose of bringing about civic betterment and social improvement through efforts to maintain and increase employment opportunities by promoting industry, trade, commerce, tourism and recreation or inducing manufacturing, industrial, governmental, educational, financial, service, commercial, recreational or agricultural enterprises to locate in or remain in the City of Kingston; and

WHEREAS, nonprofit charitable and civic organizations seeking donations from the City of Kingston shall meet the requirements outlined in TCA § 6-54-111 and shall fill out a Charitable Donation Application Form on an annual basis starting January 1st through March 1st; and

WHEREAS, the City Council of the City of Kingston will determine total appropriations for all donation requests by nonprofit charitable and civic organizations through the annual budget process; and

WHEREAS, total donations to nonprofit charitable and civic organizations from the General Fund shall not exceed \$25,000 annually;

NOW THEREFORE BE IT RESOLVED, that the City of Kingston hereby adopts a donation policy as stated above. This resolution shall take effect immediately upon passage, this 10 day of September 2019.



Mayor Timothy Neal

Attest:



City Clerk Marsha Marshall

AGREEMENT

Whereas, the Roane County Emergency Communications District, hereinafter referred to as District, and the City of Kingston, hereinafter referred to as Kingston, desire to enter into an agreement.

Whereas, the District was created pursuant to pertinent Tennessee statute by the people of Roane County in a referendum on August 2, 1990.

Whereas, the District was established for the purpose of providing a system of emergency communications and whereby the telephone user could, by dialing 9-1-1, be electronically connected to Public Safety Answering Point (PSAP) so that emergency services might be dispatched.

Whereas, the duly elected Board of Directors of the Roane County Emergency Communications District has determined that it is in the best interest of Roane County that one PSAP be located centrally in the County rather than providing PSAP's to each jurisdiction.

Whereas, control of the E-911 services is within the exclusive prerogative of the District.

Whereas, the District desires to contract with Kingston to provide dispatching services for Kingston.

W I T N E S S E T H

The parties hereby covenant and agree, to-wit:

1. Kingston agrees to make annual payment to the District in the sum of Seventy Nine Thousand Nine Hundred Thirty Eight (\$79,938) Dollars for its share of the costs to dispatch E-911 calls. This sum shall be paid in equal monthly payments on the first day of each month until paid in full.
2. The District agrees to provide twenty-four (24) hour dispatching with dispatchers trained according to national standards.
3. Both parties agree that the said dispatching will emanate from an Emergency Operations Center but nothing shall prevent Kingston from maintaining a separate non-emergency communications system, at its own expense.

4. All emergency 911 telephone calls originating from Kingston will be directed electronically to the Central Emergency Communications System.
5. The parties agree that the system will be governed by the rules and regulations promulgated by the Board of Directors of the District, pursuant to State law.
6. The parties further agree that Kingston shall have representation on said Board.
7. The parties agree that an advisory committee shall be appointed with one representative from the District and one representative from each user to make suggestions to the Board regarding the rules and regulations governing the operation of the Emergency Operations Center.
8. The parties agree that the District shall hold Kingston harmless from any injuries to person or property as a result of the negligence of the District or its employees or agents, except for any injuries to person or property caused by the negligence of Kingston.
9. The parties agree that no discrimination will be made, all laws will be observed, specifically including those relating to employment, so that no person, otherwise qualified, is denied an opportunity to be considered for employment on the basis of race, national origin, creed, age, sex or handicap.
10. This Agreement shall stay in full force and effect for a period of one (1) year, July 1, 2019 to June 30, 2020. The next annual payment may be increased by three (3) percent. This can be revisited on annual basis and agencies notified in time for their budget planning.
11. If any court of competent jurisdiction should declare any part of this Agreement void, illegal or otherwise ineffective, such provision shall be severed from the Agreement and the Agreement shall otherwise remain in effect according to its remaining terms and provisions, unless the severed portion is so material as to substantially alter the balance of interests expressed in the Agreement, in which event the Agreement shall fail and be of no effect, except the provisions hereof regarding liability and indemnification, supra, which shall not be effected unless specifically declared void by court order.
12. This contract may not be assigned. Any assignment of this contract without the written consent of the parties shall render the contract void.

13. This Agreement shall not be altered, revised, modified or amended unless in writing and approved by both parties.

The City of Kingston

Roane County Emergency
Communications District



Kingston City Mayor



Board Chairman



Attest:



Attest:

Date: September 19, 2019

Date: 9/20/19