



KINGSTON CITY COUNCIL

Regular Meeting

Tuesday, December 8, 2020

6:00 P.M.

A G E N D A

- 1. Call to Order**
- 2. Invocation and Pledge**
- 3. Roll Call**
- 4. Approval of Previous Minutes**
- 5. Citizens Comments/Persons to Appear/Proclamations**
 - A. None
- 6. Reports**
 - A. Mayor and Council
 - B. City Manager's Report
- 7. Addition of items to the meeting agenda received after close of agenda deadline (By unanimous consent of all members present)**
- 8. Unfinished Business**
 - A. Consideration of the second reading to adopt Ordinance 20-11-10-1, an ordinance of the City of Kingston, Tennessee to amend the general fund budget appropriation ordinance for the fiscal year beginning July 1, 2020 and ending June 30, 2021
- 9. New Business**
 - A. Confirmation of the appointment of Councilmember Becky Humphreys as Vice-Mayor
 - B. Consideration to rescind Council action from May 2, 1985 regarding infrastructure at 615 N. Kentucky Street and authorize the City Attorney and City Manager to negotiate with the interested parties of said property to secure any necessary easement assurances, maintenance guarantees and hold harmless agreements
 - C. Consideration of Resolution 20-12-08-01, a resolution authorizing the City of Kingston to participate in Public Entity Partners' property conservation matching grant program
 - D. Consideration to authorize the installation of petition requested speed bumps on Sunrise Drive
 - E. Consideration of appointments to fill three vacancies due to expiring terms on the Historic Zoning Commission
 - F. Consideration of an appointment to fill a term limited vacancy on the Library Board

IN AN EFFORT TO HELP REDUCE THE SPREAD OF COVID-19, THIS MEETING WILL TAKE PLACE VIA ZOOM AND WILL BE LIVESTREAMED ON OUR WEBSITE, WWW.KINGSTONTN.GOV AND POSTED TO OUR FACEBOOK PAGE.

REGULAR MEETING KINGSTON CITY COUNCIL

TUESDAY, NOVEMBER 17, 2020 – 6:00 P.M.

KINGSTON CITY HALL

(Regular Meeting was scheduled for November 10, 2020 but was postponed out of respect for the passing of Council Member Wiley Brackett)

IN KEEPING WITH SOCIAL DISTANCING RECOMMENDATIONS RELATED TO THE SPREAD OF COVID-19, THIS MEETING WAS CLOSED TO THE PUBLIC UNDER THE GUIDELINES OUTLINED IN EXECUTIVE ORDERS. IN ADDITION, IT WAS LIVESTREAMED ON OUR WEBSITE, WWW.KINGSTONTN.GOV, AND A LINK TO THE VIDEO WILL BE POSTED TO OUR FACEBOOK PAGE.

The Kingston City Council met in regular session on Tuesday, November 17, 2020 at 6:00 p.m. Mayor Neal called the meeting to order. City Attorney Jack McPherson gave the Invocation and City Manager David Bolling led the pledge. Upon roll call the following members were present: Council Member Brown (via phone), Council Member Childs, Council Member Humphreys (via phone), Council Member Wright (via phone) and Mayor Neal. Staff present: City Manager David Bolling, City Clerk Kelly Jackson, Finance Director Michelle Kelley (via phone) and City Attorney Jack McPherson. Vice-Mayor Stockton was absent.

PREVIOUS MINUTES

A motion was made by Member Humphreys, second by Member Childs to waive the reading and approve as written the minutes of the regular meeting on October 13, 2020.

The motion passed with a unanimous roll call vote. 5 Ayes

PERSONS TO APPEAR/CITIZEN COMMENTS: NONE

REPORTS – MAYOR AND COUNCIL –

- Member Humphreys-Kingston Christmas Parade, Community Center closed to the Public, Christmas Tree Lighting, Indoor Facility at Southwest Point, Floating Dock repairs
- Member Childs-REU Board meeting minutes included in the Packet
- Member Brown-911 Board meeting minutes not included in the Packet due to the Board not having a quorum.

CITY MANAGER – Mr. Bolling provided updates on the following topics:

- Due to the increasing positive COVID cases in the area, City Hall, Community Center and Southwest Point Visitor Center is closed to the public. (Exception of a Public Hearing previously scheduled for November 19 at the Community Center)
- City Christmas Luncheon cancelled
- City Court will not meet in November and the December cases will be postponed until a later date
- Requested guidance from Council regarding the swearing in ceremony for Members recently re-elected.

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 –

1. Consideration to authorize the City Manager to solicit bids for roof replacement at the Community Center.

A motion was made by Council Member Humphreys, second by Council Member Wright to authorize the City Manager to solicit bids for roof replacement at the Community Center.

The motion passed with a unanimous roll call vote. 5 Ayes

2. Consideration to adopt Resolution 20-11-10-1, a resolution to establish an updated occupational safety and health program plan, devise rules and regulations and to provide for a safety director and the implementation of such program plan.

A motion was made by Council Member Wright, second by Council Member Childs to adopt Resolution 20-11-10-1, a resolution to establish an updated occupational safety and health program plan, devise rules and regulations and to provide for a safety director and the implementation of such program plan.

The motion passed with a unanimous roll call vote. 5 Ayes

3. Consideration to adopt Resolution 20-11-10-2, a resolution to adopt the Kingston ADA Transition Plan.

A motion was made by Council Member Childs, second by Council Member Humphreys to adopt Resolution 20-11-10-2, a resolution to adopt the Kingston ADA Transition Plan.

The motion passed with a unanimous roll call vote. 5 Ayes

4. Consideration to adopt Ordinance 20-11-10-1, an ordinance of the City of Kingston, Tennessee to amend the general fund budget appropriation ordinance for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

A motion was made by Council Member Brown, second by Council Member Childs to adopt Ordinance 20-11-10-1, an ordinance of the City of Kingston, Tennessee to amend the general fund budget appropriation ordinance for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

The motion passed with a unanimous roll call vote. 5 Ayes

5. Consideration to approve an appropriation not to exceed \$10,000 from the 300-capital fund for the completion of the Southwest Point indoor batting facility.

A motion was made by Council Member Childs, second by Council Member Brown to approve an appropriation not to exceed \$10,000 from the 300-capital fund for the completion of the Southwest Point indoor batting facility.

The motion passed with a unanimous roll call vote. 5 Ayes.

Mayor Neal adjourned the meeting at 6:18 pm

APPROVED _____

Tim Neal, Mayor

ATTEST:

City Clerk

ORDINANCE No. 20-11-10-01

**AN ORDINANCE OF THE
CITY OF KINGSTON, TENNESSEE
TO AMEND THE BUDGET APPROPRIATION ORDINANCE
FOR THE FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021**

WHEREAS, Tennessee Code Annotated § 9-1-116 requires funds first be appropriated before being expended and that no appropriations may exceed available funds;

WHEREAS, Tennessee Code Annotated Title 6 Chapter 56 Section 208 allows amendment of the budget ordinance in the same manner as any other ordinance may be amended;

WHEREAS, funds were not appropriated for the repairs to the greenway due to damage which occurred during flooding in the Spring of 2019;

WHEREAS, the City has now received notice of the final approved amount of FEMA reimbursement funds and needs to appropriate the revenue and expenditures for the fiscal year as noted below;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KINGSTON, TENNESSEE AS FOLLOWS:

SECTION 1: Appropriations. The governing body appropriates the following increases to be amended in the amounts as follows:

Revenue:		
110-33202	FEMA Proceeds	\$64,947
General Fund Revenue Total:		\$6,089,241
Expenditures:		
110-43100-269	Greenway Repairs	\$64,947
General Fund Expenditure Total:		\$6,128,506

SECTION 2: Submission to the Director of Local Finance. This amendment will be submitted to the Director of the Office of State and Local Finance as required by state statute to show continued compliance with the requirements of Tennessee Code Annotated Title 9 Chapter 21 Section 403 to maintain a balanced budget.

Passed 1st Reading: November 17, 2020

Passed 2nd Reading: _____

Tim Neal, Mayor

ATTESTED:

Kelly Jackson, City Clerk

SPECIAL CALLED MEETING
KINGSTON CITY COUNCIL/COUNCIL WATER BOARD
THURSDAY, MAY 2, 1985-7:30 P.M.
KINGSTON MUNICIPAL BUILDING

A special meeting called by Mayor Luckey, of the Kingston City Council/Council Water Board was held Thursday, May 2, 1985-7:30 P.M. at the Kingston Municipal Building. The meeting was called for the purpose of possibly taking action on the sewer line problem back of the IGA Store on N. Kentucky Street. The following council members were present:

Councilman Ford
Councilman Leffew
Councilman Skinner
Councilman Woody
Councilwoman Wyatt

Absent: Vice Mayor Gullett
Councilwoman Wyatt

PREVIOUS MINUTES

There was a motion by Councilman Ford, seconded by Councilman Woody, to defer the previous minutes until the next meeting. The motion passed with a unanimous voice vote.

CITIZENS COMMENTS

Mr. Chip Woods, Engineer with J.R. Wauford & Co. consulting Engineers, Inc. stated that constructing buildings over sewers present several problems and that occasional explosions occur in sewers and that the most common source of explosive gases are inflammable and volatile liquids in the sewage from accidental spills or leaking tanks and sometimes from sewer gases. He stated that several alternatives were discussed with Mr. Jerry R. Smith, Design Group, concerning the problem. He, also, said that Murphys law tends to apply to sewers and that he would recommend rerouting the sewer at an approximate cost of \$7,000.


Mr. Jerry R. Smith, Architect with Design Group of Greenville, requested council to consider attaching a condition to the deed requiring the property owner to relocate the sewer should a problem occur.

SEWER LINE PROBLEM BACK OF THE IGA STORE ON N. KENTUCKY STREET


There was a motion by Councilman Woody, seconded by Councilman Leffew, that council go with Mr. Smiths request of attaching a condition to the deed requiring the property owner to relocate the sewer should a problem occur and that the city attorney shall draw up the proper deed attachment which would hold the city harmless from any damages which might occur. The motion passed with a unanimous roll call vote.

Whereupon Mayor Luckey duly adjourned the meeting.

APPROVED ON THIS 14th DAY OF MAY, 1985


Ruby Luckey, Mayor

ATTEST:


City Manager

20-12-08-01

**A RESOLUTION AUTHORIZING
THE CITY OF KINGSTON
TO PARTICIPATE IN
Public Entity Partners'**

Property Conservation Matching Grant Program

WHEREAS, the citizens of the City of Kingston have entrusted this administration with the care and custody of city-owned property; and

WHEREAS, all efforts shall be made to protect city-owned property from various perils that may arise for the City of Kingston; and

WHEREAS, Public Entity Partners seeks to encourage members with property coverage to develop and implement a property conservation program by offering the **PROPERTY CONSERVATION MATCHING GRANT PROGRAM**; and

WHEREAS, the City of Kingston now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KINGSTON, TENNESSEE the following:

SECTION 1. That the City of Kingston is hereby authorized to submit application for the **PROPERTY CONSERVATION MATCHING GRANT PROGRAM** through the Loss Control Department of Public Entity Partners.

SECTION 2. That the City of Kingston is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this _____ day of _____ in the year of _____.

Mayor

ATTEST:

City Clerk

**ATTACHMENT 1
CITY OF KINGSTON
APPLICATION FOR SPEED HUMPS**

An individual may request the City of Kingston to install a speed hump along their neighborhood street. The request must be submitted in writing and must include the signature of no more than one resident of at least 51% of the household units located along the street for which speed humps are proposed.

Name of Proposed Street: Sunrise Drive

Description of Problem: DOWN Hill Speeding

Name of Applicant: Jack Edelbach

Address: 319 Sunrise Drive

Phone Numbers: 865-387-5009 (Home) ----- (Work)

Please provide signatures (1 per household unit) from at least 51% of the household units located along the proposed street. These signatures must be from a household, business, school, etc. long the proposed street.

Name	Address	Phone Nos.	Signature
1. Darik Bruckert	321 Sunrise Dr	865-809-6443	<i>[Signature]</i>
2. Macy Jones	329 Sunrise Dr	865-202-4377	<i>[Signature]</i>
3. Benny Raines	335 Sunrise Dr	865-4010	<i>[Signature]</i>
4. ROBERT L. MOORE	339 SUNRISE	865-934-9209	<i>[Signature]</i>
5. Gordon Hamilton	349 Sunrise Dr.	865-603-3911	<i>[Signature]</i>
6. Robert Davis	334 Sunrise Dr.	865-386-0539	<i>[Signature]</i>
7. SEAN MUIRHEAD	336 SUNRISE DR	228-224-2745	<i>[Signature]</i>
8. Tim Green	320 Sunrise Drive	865-603-1296	<i>[Signature]</i>
9. Thomas Sultigerak	326 Sunrise Dr		<i>[Signature]</i>
10. Erik Zwerg	346 Sunrise Dr.	865-898-6004	<i>[Signature]</i>
11. Lena Bennett / Jessica Snapp	338 Sunrise Drive		<i>[Signature]</i> 865-466-4746
12. Mike - Barry Jeff	516 Sunrise Dr Kingston TN	37263	<i>[Signature]</i>

(If necessary, an additional page may be attached for signatures)

Please forward this completed application to: David L. Bolling, City Manager
900 Waterford Place
Kingston, TN 37763
Kingston, TN 37763

328 vacant all year
363 vacant New Double-Wide

November 2, 2020

To whom it may concern.

I would like to volunteer to continue to serve on the Historical Zoning Commission. I have a strong interest in history, historic homes and neighborhoods. As a journalist I have written about subjects ranging from urban renewal to zoning. I am a Kingston resident living within the historic zone.

Sincerely
Hugh G. Willett
202 S. Kentucky St.
Kingston, TN 37763
865-454-4768

Kelly Jackson

From: Robert L. Bailey <rbtbailey@mindspring.com>
Sent: Tuesday, November 17, 2020 3:33 PM
To: Kelly Jackson
Subject: Re: Historic Zoning Commission

****EXTERNAL****

Hi Kelly,

If there is a position open, I would like to serve another term. If not, I understand.

Thanks,
Robert Bailey

-----Original Message-----

From: Kelly Jackson
Sent: Nov 2, 2020 12:24 PM
To: "rbtbailey@mindspring.com"
Subject: Historic Zoning Commission

Robert,

Good afternoon. Hope all is well. Our records indicate that your term on the Historic Zoning Commission expires on 12/31/2020. While we have to advertise for the upcoming vacancy if you would like to serve another term please just send me an email of interest.

Thank you for all you do

Kelly Jackson

Kingston City Manager's Office
City of Kingston
900 Waterford Place
Kingston, TN 37763
(865) 376-6584 ext 1102
Kelly.Jackson@kingstontn.gov

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Kelly Jackson

From: Comcast <cantrell@comcast.net>
Sent: Monday, November 2, 2020 1:40 PM
To: Kelly Jackson
Subject: Re: Historic Zoning Commission

****EXTERNAL****

Hi Kelly,

I would love to continue to serve on the Historic Zoning Commission.

Thank you,

Bruce

Sent from my iPhone

On Nov 2, 2020, at 12:26 PM, Kelly Jackson <Kelly.Jackson@kingstontn.gov> wrote:

Mr. Cantrell,

Good afternoon. Hope all is well. Our records indicate that your term on the Historic Zoning Commission expires on 12/31/2020. We have to advertise for the position however if you would like to serve another term please just send me an email of interest.

Thank you for all you do
Have a great day

Kelly Jackson

Kingston City Manager's Office
City of Kingston
900 Waterford Place
Kingston, TN 37763
(865) 376-6584 ext 1102
Kelly.Jackson@kingstontn.gov

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Kingston Library Board Trustee Application

From the By-Laws: The objective of the Kingston Library Board is to, but not limited to, foster and promote the library, to provide advice and direction to the Library Director, to initiate policies that govern the activities of the library, to assist the Library Director in setting goals and objectives, to submit an annual budget to the City of Kingston, and to assist the Kingston City Council in selecting Library Board Trustees. The term of a Library Board Trustee is three years.

Name: Kerry Willett

Address: 202 S. Kentucky St

Occupation: Retired teacher - still tutoring part time.

What is your area of expertise? literacy & literature based learning

Do you have any supervisory or personnel experience? What type? The small children classroom management type.

Do you have any local, regional or state library experience? (if yes, please explain)
Only as an avid reader & book leader.

Are you a patron of the Kingston Public Library? How often do you visit the library? Yes - monthly

What do you think are the qualities of a "good" library? Keeps current on new books, has childrens educational programs, provides community support for new modes of learning such as the internet and provides a space for community meetings.

What attributes do you feel you have that would assist the Kingston Library Board?
Life long lover of libraries and books, background in early childhood education with specialization in literacy.

Why are you interested in serving on the Kingston Library Board? I was impressed by the Kingston Library when I moved here from Faramak.

Signed Kerry Willett Date 9-29-2020

(If you would like to nominate someone else, please take a copy of this form to them to complete and submit.)

Kingston Library Board Trustee Application

From the By-Laws: *The objective of the Kingston Library Board is to, but not limited to, foster and promote the library, to provide advice and direction to the Library Director, to initiate policies that govern the activities of the library, to assist the Library Director in setting goals and objectives, to submit an annual budget to the City of Kingston, and to assist the Kingston City Council in selecting Library Board Trustees. The term of a Library Board Trustee is three years.*

Name: Jared Houston (931-261-0565)

Address: 1116 Fairgrounds Court, Kingston, TN 37763

Occupation: One Bank of Tennessee, Branch Manager

What is your area of expertise?

Banking, lending, Evolution, Inequality, Income disparity

Do you have any supervisory or personnel experience? What type?

Manager and district manager of retail store, branch manager of bank branch.

Do you have any local, regional or state library experience? (If yes, please explain)

None, but I'd love to change that.

Are you a patron of the Kingston Public Library? How often do you visit the library?

No, I moved during the pandemic, but I've frequented the library where I was living.

What do you think are the qualities of a "good" library?

Inviting, ordered, clean.

What attributes do you feel you have that would assist the Kingston Library Board?

Youth, well-read, enthusiastic, I can also do different voices if kids need read to.

Why are you interested in serving on the Kingston Library Board?

I want to get involved with my new community, I'm an avid reader, and I feel like I'd be an asset to the board.

Signed *JH*

Date 10/21/20

(If you would like to nominate someone else, please take a copy of this form to them to complete and submit.)



**KINGSTON BEER BOARD
REGULAR MEETING
Tuesday, December 8, 2020**

A G E N D A

- A. Call to Order**
- B. Roll Call**
- C. Previous Minutes**
- D. New Business**
 - 1. None

REGULAR MEETING – KINGSTON BEER BOARD
TUESDAY, NOVEMBER 17, 2020
KINGSTON CITY HALL

(Regular Meeting was scheduled for November 10, 2020 but was postponed out of respect for the passing of Council Member Wiley Brackett)

IN KEEPING WITH SOCIAL DISTANCING RECOMMENDATIONS RELATED TO THE SPREAD OF COVID-19, THIS MEETING WAS CLOSED TO THE PUBLIC UNDER THE GUIDELINES OUTLINED IN EXECUTIVE ORDERS. IN ADDITION, IT WAS LIVESTREAMED ON OUR WEBSITE, WWW.KINGSTONTN.GOV, AND A LINK TO THE VIDEO WILL BE POSTED TO OUR FACEBOOK PAGE.

The Regular Meeting of the Kingston Beer Board was held on Tuesday November 17, 2020. Chairman Neal called the meeting to order with the following members present upon roll call: Member Brown (via phone), Member Childs, Member Humphreys (via phone), Member Wright (via phone) and Chairman Neal. Vice-Chair Stockton was absent

PREVIOUS MINUTES

A motion made by Member Childs, second by Member Humphreys to waive the reading and approve as written the minutes of the regular meeting on October 13, 2020.

The motion passed with a unanimous roll call vote. 5 Ayes

Citizens Comments: None

New Business: NONE

Chairman Neal adjourned the meeting. 6:19 pm

APPROVED _____

Timothy Neal, Chairman

ATTEST:

City Clerk



**KINGSTON WATER BOARD
REGULAR MEETING
Tuesday, December 8, 2020**

A G E N D A

A. Call to Order

B. Roll Call

C. Previous Minutes

D. Citizens' Comments

E. Utility Director's Report

F. New Business

1. Consideration to adopt TDEC mandated water and sewer specifications for the City of Kingston

REGULAR MEETING – KINGSTON WATER BOARD
TUESDAY NOVEMBER 17, 2020
KINGSTON CITY HALL

(Regular Meeting was scheduled for November 10, 2020 but was postponed out of respect for the passing of Council Member Wiley Brackett)

IN KEEPING WITH SOCIAL DISTANCING RECOMMENDATIONS RELATED TO THE SPREAD OF COVID-19, THIS MEETING WAS CLOSED TO THE PUBLIC UNDER THE GUIDELINES OUTLINED IN EXECUTIVE ORDERS IN ADDITION, IT WAS LIVESTREAMED ON OUR WEBSITE, WWW.KINGSTONTN.GOV, AND A LINK TO THE VIDEO WILL BE POSTED TO OUR FACEBOOK PAGE.

The Regular Meeting of the Kingston Water Board was held on Tuesday, November 17, 2020. Chairman Neal called the meeting to order with the following members present upon roll call: Member Brown (via phone), Member Childs, Member Humphreys (via phone), Member Wright (via phone) and Chairman Neal. Vice-Chair Stockton was absent.

PREVIOUS MINUTES

A motion made by Member Childs, second by Member Wright to waive the reading and approve the minutes as written the minutes of the regular meeting on October 13, 2020

The motion passed with a unanimous roll call vote. 5 Ayes

Citizen Comments – None

Board Comments – None

UTILITY DIRECTOR'S REPORT – Mr. Bolling gave updates on the following:

- Sanitary Survey Results
- David Ott successfully passing his Grade III Operator test
- Spring Street Paving due to large water main break

New Business: NONE

Chairman Neal adjourned the meeting. 6:23 pm

APPROVED _____

Timothy Neal, Chairman

ATTEST:

City Clerk