

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, JUNE 22 2009, 5:30 P.M.
CITY HALL, PIGEON FORGE, TENNESSEE**

Mayor Whaley called the meeting to order with the following in attendance: Commissioner Brackins, Commissioner Robinson, Commissioner Wear, City Manager Teaster, City Recorder Clabo, City Attorney Gass, members of the press and interested citizens. Vice Mayor McClure was absent.

Mayor Whaley opened the meeting and Commissioner Wear led in the pledge of allegiance.

REGULAR MEETING

Commissioner Robinson requested that the minutes from last meeting be changed to reflect comments he said were omitted from his reasoning for voting no to the sales tax resolution. City Recorder Clabo agreed to include changes to June 8, 2009 meeting minutes. The minutes were unanimously approved with changes noted following motion by Commissioner Brackins and second to motion by Commissioner Wear.

The authorization for the payment of bills was unanimously approved following motion by Commissioner Brackins and second to motion by Commissioner Wear.

Ordinance No. 891 to annex certain property located along Little Valley Road into the corporate limits of Pigeon Forge, Tennessee, said property being owned by Tony Lee Rast was presented for the first reading. Mr. Rast discussed with council his desire for an RV park stating benefits for the city to annex his property and also noting it was currently located in the urban growth area. It was noted by Community Development Director David Taylor and Mayor Whaley that primary concerns are regarding the flood potential to the property and serving sewer to an area outside the corporate limits before the wastewater plant can be expanded. After lengthy discussion and Commissioner Wear making motion to deny ordinance, second by Commissioner Brackins and with all voting "aye" the motion was denied.

Resolution No. 761 calling a public hearing to determine whether certain property located along Little Valley Road, being owned by Tony Lee Rast, should be annexed into the corporate limits of Pigeon Forge, Tennessee was presented. **Resolution No. 761** was removed from agenda due to **Ordinance No. 891** being denied.

Ordinance No. 892 to amend Section 409.1 (re: Adding "Surveyor" to list that can prepare a site plan) of the text of the zoning ordinance of Pigeon Forge, Tennessee was presented for the second reading. On a motion by Commissioner Brackins, second by Commissioner Wear and with all voting "aye" the motion was approved on the second reading.

Ordinance No. 893 to amend **Ordinance No. 869** annual appropriations for fiscal year 2008 – 2009 was presented for the second reading. City Recorder Clabo summarized necessary adjustments. On a motion by Commissioner Robinson, second by Commissioner Wear and with all voting “aye” the motion was approved on the second reading.

Ordinance No. 894 to make and fix the annual appropriations for the several departments of the City of Pigeon Forge, Tennessee for the fiscal year beginning July 1, 2009, and ending June 30, 2010 was presented for the second reading. City Manager Teaster discussed the ordinance and summarized the various departments noting the few items that had been changed in the budget per councils request at a recent work session. Commissioner Robinson expressed his concern for the budget and said he had a statement that he wanted included as part of the minutes. He read his letter and gave a copy to City Recorder Clabo to include as part of the minutes. See attached letter on page four and five. Mayor Whaley stated that USDM contract Commissioner Robinson referred to would be discussed at an upcoming meeting. On a motion by Commissioner Brackins, second by Commissioner Wear, the motion was approved on the second reading. Commissioner Robinson voted no.

Ordinance No. 895 to levy a property tax rate for year 2009 was presented for the first reading. On a motion by Commissioner Wear, second by Commissioner Brackins and with all voting “aye” the motion was approved on the first reading.

Approval of appointments to Wellness Committee was presented for approval. The following will serve a two year term beginning July 1, 2009: Public Works – Karl Kreis, Street – Jackie Parton, Fire – Reece White, and Police – Patty Campbell. On a motion by Commissioner Wear, second by Commissioner Robinson, it was unanimously approved to accept the appointments as presented.

Approval of Memorandum of Understanding between Pigeon Forge Police Department and Knoxville Police Department for handling of explosive ordinance incidents was presented for approval. Police Chief Baldwin stated that this allowed the City of Pigeon Forge request the City of Knoxville if needed and basically continues MOU already in existence. He further noted that the City of Knoxville would be responsible for their police officers unless the City of Pigeon Forge acted negligently. On a motion by Commissioner Brackins, second by Commissioner Wear, it was unanimously approved to accept the MOU as presented.

Manager’s report included the following:

1. There will be a planning commission meeting on June 23, 2009 at 3:00 p.m. in the council room of City Hall.
2. City offices will be closed July 3rd, 2009 in observance of July 4th, 2009 holiday.

3. July 4th activities will begin at 4:00 p.m. at Patriot Park

Mayor Whaley asked for comments from the floor.

After no comments from floor and Leon Downey offering a closing prayer, the meeting was duly adjourned at 6:20 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER