

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, JULY 9 2007, 5:30 P.M.
CITY HALL, PIGEON FORGE, TENNESSEE**

Mayor Whaley called the meeting to order with the following in attendance: Vice Mayor McClure, Commissioner Brackins, Commissioner Reagan, City Manager Teaster, City Recorder Clabo, City Attorney Gass, Public Works Director Miller, Community Development Director Jagger, members of the press and interested citizens. Commissioner Sexton was absent.

Mayor Whaley opened the meeting and Vice Mayor McClure led in the pledge of allegiance.

PUBLIC HEARING

Mayor Whaley opened the public hearing to receive public comment regarding the proposal annexation of certain properties located between U.S. 441 (The "Spur") and Upper Middle Creek Road into the corporate limits of Pigeon Forge, Tennessee, said property being owned by Five Star Properties.

There being no comments received, Mayor Whaley closed the public hearing.

REGULAR MEETING

The minutes were unanimously approved following motion by Vice Mayor McClure and second to motion by Commissioner Brackins.

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

Ordinance No. 828 to annex certain properties located between U.S. 441 (The "Spur") and Upper Middle Creek Road into the corporate limits of Pigeon Forge, Tennessee, said property owned by Five Star Properties was presented for the second reading. City Attorney Gass spoke of additional information that had been received too late for council to have an opportunity to review regarding a road being built on the property. He recommended deferring ordinance until next meeting to give council an opportunity to review further. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting "aye" the ordinance was deferred until the following regular council meeting.

Ordinance No. 837 to adopt tax levy ordinance for 2007 was presented for the second reading. On a motion by Vice Mayor McClure, second by Commissioner Brackins and with all voting "aye" the ordinance was approved on the second reading.

Ordinance No. 838 to amend the zoning map of Pigeon Forge, Tennessee, by rezoning parcel B-8 of tax map 93-H owned by Robert and Connie Mathis and others, from R-1 (Low Density Residential) to C-3 (Low Density Residential) to C-3 (Neighborhood Commercial) was presented for the first reading. On a motion by Commissioner Brackins, second by Commissioner Reagan and with all voting “aye” the ordinance was approved on the first reading.

Resolution No. 738 to adopt a Plan of Services for the property of Five Star Properties, LLC, tax map 95, parcel 37 and 56, and tax map 106, parcels 38, 39, 39.01, 39.02, and 42, located between U.S. 441 (The “Spur”) and Upper Middle Creek Road, proposed for annexation into the corporate limits of the City of Pigeon Forge, Tennessee was presented for approval. City Attorney Gass spoke of additional information that had been received too late for council to have an opportunity to review regarding a road being built on the property. He recommended deferring resolution until next meeting to give council an opportunity to review further. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting “aye” the resolution was deferred until the following regular council meeting.

Ordinance No. 839 to amend the zoning map of Pigeon Forge, Tennessee by rezoning parcels 151, 151.04, and 156 of tax map 94 and parcel F-31.01 of tax map 94-F, owned by David Wear and others, from R-1 (High Density Residential) and R-2 (High Density Residential) to C-2 (Tourist Commercial) was presented for the first reading. City Attorney Gass spoke and said that new information was available and said that part of this property was tied up in an estate and that this should go back to planning commission since recommendations were made by them based on inaccurate information. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting “aye” the ordinance was deferred back to planning commission.

Ordinance No. 840 to amend the zoning map of Pigeon Forge, Tennessee by rezoning parcel 9 of tax map 73 and parcel 2 of tax map 84, owned by James Fox and Martin Roberts, from R-1 (Low Density Residential) to C-2 (Tourist Commercial) was presented for the first reading. On a motion by Commissioner Brackins, second by Commissioner Reagan, the ordinance was approved on the first reading. Mayor Whaley abstained from the vote.

Resolution No. 737 to authorize the City of Pigeon Forge, Tennessee, to participate in the TML Risk Management Pool “Safety Partners” Loss Control Matching Grant Program was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Brackins and with all voting “aye” the resolution was approved as presented.

Approval of bids on traffic signs was presented for approval. Public Works Director Miller discussed the bid and stated that items would be purchased from three vendors (G & C Supply, Hall Signs, and Vulcan) based on lowest bid of each item. On a

motion by Commissioner Brackins, second by Commissioner Reagan, it was unanimously approved to accept the bid as presented.

Approval of bid on uniforms for new firefighters was presented for approval. Fire Chief Watson stated that he was recommending 9 ½ sets of gear to be purchased from Tennessee Fire Equipment & Supply who was the lowest bidder that met bid specifications. The coats were \$975 each and pants were \$675 each for a total cost of \$15,825. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved accept bid as presented.

Approval to purchase Oceans System Video System for police department per current budget was presented for approval. Police Chief Baldwin stated that this was a sole source item and the total cost was \$19,431. On a motion by Commissioner Brackins, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Ordinance No. 841 to amend **Ordinance No. 483** of the City of Pigeon Forge travel reimbursement regulations was presented for the first reading. City Manager Teaster explained the policy and stated that changes were made to help make things more efficient for the city and employees. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting “aye” the ordinance was approved on the first reading.

Approval of pass through request for sludge transportation and disposal services on a temporary basis was presented for approval. City Manager Teaster explained that the Sevier County land fill will no longer take sludge from the wastewater plant where about two loads are hauled daily. It is therefore recommended that the sludge be transported by Tidy Waste Systems at a low bid of approximately \$32,400 per month. On a motion by Commissioner Brackins, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Consideration of proposal from Wilbur Smith Associates for signal design and coordination at Parkway and Mill Creek Road was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the proposal as presented.

Approval of surplus equipment donation to Pigeon Forge Middle School was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Manager’s report included the following:

1. There was a public hearing for water quality permits on Jake Thomas farm on June 28, 2007 at city hall.
2. The next council meeting will be held July 23, 2007.

3. A public hearing will be held on Ordinance No. 838 and 840 on August 13, 2007 at city hall in the council room at 5:30 p.m.
4. There will be a planning commission meeting on July 24, 2007 at 5:30 p.m. in the council room.

Mayor Whaley asked for comments from the floor or Board.

Richard Balk made general comments.

Bill Howell asked for guidance about noise problem with Dick Clark Bandstand.

Bob Sutton made general comments.

Vice Mayor McClure stated that 4th of July event was a success.

There being no further comments, and Public Works Director Miller offering a closing prayer, the meeting was duly adjourned at 6:20 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER