

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, JANUARY 14, 2013, 5:30 P.M.
CITY HALL, PIGEON FORGE, TENNESSEE**

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

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

REGULAR MEETING

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

Mayor Wear asked if there were any comments from citizens.

James Overstreet stated he meant no disrespect to commissioners but they showed a lack of respect to Commissioner Robinson at the last council meeting. He asked if businesses with liquor licenses were still going to be allowed to serve. He further stated it was not fair to other businesses that didn't have a liquor license and wanted to know if the City was going to rescind the liquor ordinances.

Leland Wykoff stated that the election commission had failed in their duties. He asked that the City request funds back that were spent on election since the election commission failed in their responsibility. He further asked the City to use all power available to have liquor licenses suspended.

No other comments were received.

The authorization for the payment of bills was presented for approval. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was approved to accept the bills as presented. Commissioner Robinson noted that he was for the normal bills but opposed items in question that are not bid.

Old Business

There was no old business.

New Business

Ordinance No. 955 to annex certain property located off Wears Valley Road and South of Waldens Creek known as Wear Farm City Park into the corporate limits of Pigeon Forge, Tennessee said property being owned by the City of Pigeon Forge was presented on the first

reading. On a motion by Vice Mayor McClure, second by Commissioner Brackins, and with all voting "aye" the motion was approved on the first reading.

Resolution No. 798 calling for a public hearing to determine whether certain lands located off Wears Valley Road known as Wear Farm City Park, owned by the City of Pigeon Forge, should be annexed into the City of Pigeon Forge, Tennessee was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Brackins, and with all voting "aye" the motion was approved.

Discussion and consideration to purchase computers for the Police Department from Insight Public Sector via the U.S. Communities IT products and services contract was presented for approval. IT Director Ogle presented and stated 10 computers would be purchased for a total of \$9,883.18. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was unanimously approved to accept the request as presented.

Discussion and consideration of an addendum with Barge Waggoner Sumner and Cannon for additional services for the greenway in the amount of \$19,500 was presented for approval. The amount is unbudgeted and will be paid for out of fund balance or grant funds if allowed. Steve Fritts with Barge Waggoner Sumner and Cannon spoke and stated the addendum would serve 3 purposes: 1) prepare and submit an aquatic resource alteration permit package to TDEC and a 26A permit package to TVA for work within the riparian zone of the West Prong of the Little Pigeon River; 2) prepare right of way plans for easement acquisition; and 3) prepare plans for an extension of the trail from behind the Lumberjack Feud to connect to a sidewalk/trail along a parking lot and new bridge that provides access to Belle Island and prepare additional easement documentation for the new tracts. Following discussion and on a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the addendum as presented.

Discussion and consideration of bids to purchase a garage door for the Building Maintenance Department from Williams Door Company was presented for approval. Parks and Recreation Director Wilbanks stated three bids had been received and it was his recommendation to accept Williams Door Company with a low bid of \$5,847. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the bid as presented.

Discussion and consideration to retroactively approve the purchase of turbidimeters for the Water Plant from the sole source provider HACH was presented for approval. Public Works Director Miller stated that this had already been approved by council individually on December 18, 2012 prior to a price increase at the beginning of the new calendar year of approximately \$5,000. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Discussion and consideration to accept a SAFER grant from FEMA to hire 3 additional firefighters was presented for approval. Fire Chief Watson and stated that this grant would allow for the hiring of three additional firefighters for a 2 year period with a 0% match from the City. Further, each military veteran hired would be funded for a 3 year period with a 0% match from the City. The grant award is in the amount of \$269,043 which will fund wages and benefits. On a motion by Commissioner Brackins, second by Commissioner Robinson, it was approved to accept the grant as presented. Commissioner Reagan abstained from the vote.

Discussion and consideration to donate surplus air bottles to English Mountain Volunteer Fire Department and the City of Kingston Fire Department was presented for approval. Fire Chief Watson presented and noted that he recommended donating 30 air bottles (15 to English Mountain Volunteer Fire Department, 15 to City of Kingston Fire Department) since receiving a grant to purchase new air packs and bottles. The donated bottles will be going out of service in less than one year and the receiving departments understand that the equipment is "as is". On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was approved to make the donation as presented. Commissioner Reagan abstained from the vote.

Discussion and consideration for a vacuum truck debris tank replacement from Ingram Equipment for the Wastewater Plant was presented for approval. Martin Cross with Veolia Water noted that the debris tank and associated inlet assembly was in need of replacement due to deterioration. Since this item was not budgeted, it is recommended that capital projects be re-prioritized and this repair take priority over other budgeted projects. The scope of the project includes replacement of the debris body, inlet adaptor assembly and completely repainting the equipment and cab at a cost of \$26,924.09. It is recommended postponing the rehabilitation of 8 manholes and 2 wet wells at a budgeted cost of \$28,236. It was further noted that this was a sole source purchase as the equipment is only serviceable by the manufacturer. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was unanimously approved to accept the request as presented.

Discussion and consideration of bid to purchase historic markers recognizing noted places in our town from Pro Signs Inc. was presented for approval. Assistant City Manager Brackins presented and stated three bids had been received and the Library was recommending the lowest bid that met specifications in the amount of \$4,296 from Pro Signs Inc. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the bid as presented.

Manager's report included the following:

1. The Beer Board meeting for the month has been cancelled due to no pending applications.
2. There will be a planning commission meeting on Tuesday January 22, 2013 at 3:00 p.m. in the council room of city hall.
3. Wilderness Wildlife Week is currently underway.
4. The next regularly scheduled City Council Meeting will be January 28, 2013.
5. There will be a public hearing on Ordinance No. 955 at the February 11, 2013 council meeting.
6. Would like to schedule a work session and tour the new city park in the near future.

Mayor Wear asked for comments from the board.

Commissioner Robinson stated that TCA 6-20-106 is confusing and stated the qualifications of voters need clarification. Following lengthy discussion to clarify what qualifies as a voter and on a motion by Commissioner Robinson, second by Commissioner Reagan, motion failed to clarify voter qualification. Commissioner Brackins, Vice Mayor McClure, and Mayor Wear voted no.

Commissioner Robinson asked if the City has any input regarding liquor by the drink. Mayor Wear stated it was controlled by the Alcohol Beverage Commission. Commissioner Robinson asked if someone would check on how funds are disbursed to the schools.

Mayor Wear said public comment time is time for public to speak but not necessarily time to ask questions.

Mayor Wear suggested observing Martin Luther King Jr. Day as an observed City Holiday. On a motion by Mayor Wear, second by Vice Mayor McClure, it was unanimously approved to accept Martin Luther King Jr. Day as an observed City Holiday.

Additional comments were made by Commissioner Brackins, Commissioner Reagan, and Mayor Wear regarding voting and liquor by the drink.

Having no other comments received, the meeting was duly adjourned at 6:40 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER