

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, AUGUST 13, 2012, 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 Reagan, Commissioner Robinson, City Manager Teaster, City Recorder Clabo, City Attorney Gass, members of the press and interested citizens. Commissioner Brackins was absent.

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 Reagan.

Mayor Wear asked if there were any comments from citizens.

James Overstreet thanked the Street Department for their hard work. He further stated that there can't ever be enough checks and balances and encouraged council to do a good job.

Charles Rhodes stated that there was a low area on South River Road and would like it checked out.

Leland Wykoff commended the Street Department and Electric System for their work through the recent storm.

No other comments were received.

The authorization for the payment of bills was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the bills as presented.

Old Business

There was no old business.

New Business

Ordinance No. 951 to amend section 18-111 of the Pigeon Forge Municipal Code as it relates to reconnection fees inside and outside the corporate limits was presented on the first reading. On a motion by Vice Mayor McClure, second by Commissioner Robinson, and with all voting "aye" the motion was approved on the first reading.

Discussion and consideration to participate in the cost of catastrophic athletic insurance for the Fourth Annual Smoky Mountain Football Jamboree Kick-off in the amount of \$5,000 was presented for approval. This will be paid for out of surplus funds. On a motion by Commissioner Reagan, second by Vice Mayor McClure, it was unanimously approved to accept the request as presented.

Discussion and consideration to fund nine new firefighter positions for Fire Station # 2 in the amount of \$434,000 was presented for approval. This amount is not budgeted and will be paid for out of fund balance. Fire Chief Watson presented and discussed that the grant for personnel was not approved. Commissioner Robinson asked with these funds not being budgeted, was there any way to get by with less than nine positions. He asked if there was a possibility to staff during the day with full-time staff and staff with volunteers at night. Fire Chief Watson stated he didn't have enough volunteers to staff during the night. Commissioner Robinson asked if the hiring could be postponed. Chief Watson stated it may impact the ISO rating. Commissioner Robinson asked if the station could be staffed during the day. Chief Watson stated it would be difficult to decide which days the station did not have personnel. Commissioner Robinson asked about needing vehicles also. Chief Watson stated there would be a need for vehicles but could get by right now. City Manager Teaster stated that if the positions were not filled until November, the cost would be closer to \$290,000. City Recorder Clabo confirmed that the \$434,000 represented a full year for salaries and the actual costs would be determined by when positions were actually filled. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was approved to accept the request as presented. Commissioner Reagan abstained from the vote.

Discussion and consideration to reject bid for structural firefighting gear for the Fire Department and rebid was presented for approval. Fire Chief Watson stated after further review there were concerns about firefighter safety and would like to start the process over and go through an evaluation process and rebid. Chief Watson stated that 8 sets of turnout gear had already been purchased under this bid but he would make use of the 8 existing sets of gear already purchased. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was approved to reject the bid as presented and rebid. Commissioner Reagan abstained from the vote.

Discussion and consideration to repair the Middle Creek lift station pump by purchasing parts from Water and Waste Equipment and Landon Electric was presented for approval. Martin Cross with Veolia presented and stated that the parts would be purchased directly from the pump supplier and the pump assembled by Landon Electric. The costs would be broken down by \$18,418.46 to Water and Wastewater Equipment and \$6,470 to Landon Electric. It was noted that the labor and parts are warranted for one year. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Discussion and consideration of a change order number 1 from Adams and Sons for the Wear Park Reuse Water Line to decrease the contract value by \$111,707.10 and add two days to the contract time was presented for approval. Sam Harrison with SSR presented the change order and the following items were noted: 1) the design of the reuse line included cuts up to 8 feet in depth to maintain positive grade. The contractor offered a credit to install the line with a minimum cover of 3 feet with additional air release valves at the high points in the line. The total credit for the change in depth was \$18,822.50; 2) The design of the reuse line in the shoulder of Henderson Springs road was outside the right of way and would have required an easement. The light was

rerouted to stay in the right of way which required additional pavement replacement and repair. The additional cost for this change was \$20,100 based on bid unit prices; 3) The project was based on unit prices bid for anticipated quantities of work. To balance the contract based on actual units consumed resulted in a credit of \$112,984.60; and 4) The contract allows additional time for weather related delays. The contractor stayed ahead of schedule for the duration of the project and only requested two additional days for rain in the month of February. The project was completed a month ahead of schedule. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the change order request as presented.

Discussion and consideration to reappoint Bruce Johnson to the Tourism Advisory Board for a two year term was presented for approval. Executive Director of Tourism Downey presented. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the request as presented.

Discussion and consideration of an agreement with Lofthouse Enterprises for the UK partnership marketing program was presented for approval. Executive Director of Tourism Downey presented and noted that the cost was \$20,000. Commissioner Robinson asked about the \$20,000 being spent locally. Mr. Downey stated that they would do whatever council advised them to do. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was approved to accept the request as presented. Commissioner Robinson voted no.

Discussion and consideration of an agreement with S&ME for an Indiana Bat habitat assessment at the proposed baseball complex site was presented for approval. Assistant City Manager Brackins presented and it was noted that the scope of services is in response to a request from the US Army Corps of Engineers. The cost is \$3,895. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the request as presented.

Discussion and consideration of bid to purchase a commercial refuse truck from Stringfellow for the Sanitation Department was presented for approval. Public Works Director Miller presented and stated that bids had been received from seven vendors and he recommended the bid from Stringfellow with a maximum 30 day delivery schedule. Mr. Miller stated that some of the criteria considered was some vendors did not bid a current year (2013) truck, the metal thickness, the delivery time due to the City currently renting a truck since one was recently lost in a fire, service, and this would allow fleet maintenance to be able to carry one type of parts for 3 vehicles. Mr. Miller also asked to for permission to pay for truck upon delivery and inspection in order to get registered at courthouse and start using immediately instead of bringing back again through bill approval. On a motion by Commissioner Robinson, second by Vice Mayor McClure, it was unanimously approved to accept the request as presented.

Discussion and consideration to sale three old trolleys was presented for approval. Mass Transit Director Marine presented and stated that three trolleys had recently been delivered and these vehicles would be replaced by the new ones. Commissioner Reagan asked how the vehicles would be disposed. Mr. Marine stated the last time this was done he took sealed bids and that seemed to be more successful by getting interested parties to bid versus selling in city auction. 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 appoint Marti Cantrell to the Library Board was presented for approval. City Manager Teaster presented. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Discussion and consideration of a contract with East Tennessee Development District for providing local planning advisory services was presented for approval. Planning Assistant Karl Kreis presented and noted that the contract would be from July 1, 2012 through June 30, 2013 and cost \$9,250. On a motion by Commissioner Robinson, second by Vice Mayor McClure, it was unanimously approved to accept the request as presented.

Manager's report included the following:

1. Council member have been provided in their agenda packet the Official Statement for bond series 2012 and a copy of CT-0253 form for reference.
2. There will be a planning commission meeting on Tuesday August 28, 2012 at 3:00 p.m. in the council room of city hall.
3. There will be an Industrial Development Board meeting on Tuesday August 14, 2012 in Meeting Room A of the City Hall complex at 4:00 p.m.

Mayor Wear asked for comments from the board.

Vice Mayor McClure asked everyone to remember the family of John Sellars that recently passed.

Mayor Wear thanked everyone for their participation with the Midnight Road Race that recently took place.

Having no comments received, the meeting was duly adjourned at 6:20 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER