

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, SEPTEMBER 24, 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 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 presented for approval. Vice Mayor McClure made motion to approve which was seconded by Commissioner Brackins. Commissioner Robinson stated he would like language added where Mr. Downey stated that the software would represent all businesses in Pigeon Forge at no charge. He further asked for copy of audio meeting to be kept as a permanent record. Mayor Wear asked Marketing Manager Carr to verify what Commissioner Robinson had asked to be included was what Mr. Downey had stated. Mrs. Carr stated that any City sponsored event that is used by the housing bureau, there will be no cost to any lodging property. With a friendly amendment motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept minutes with noted change, keep audio, and to include clarification comments from Marketing Manager Carr.

Mayor Wear asked if there were any comments from citizens.

Paul Bennett with Firehouse Subs asked council to think twice before making decisions regarding car shows that may keep them from coming to Pigeon Forge.

James Overstreet asked commissioners to take a stand against using school system to go with or against liquor by the drink.

Peggy Wilson representing Pigeon Forge Carriage rides stated that an issue had been brought up regarding changing the definition of special events. A decision was made to include her under special events. She has been advised to get with Community Development Director Taylor to discuss her situation. Tomorrow at the Planning Commission meeting she is supposed to be considered for her permit for the next six months. She has contacted Mr. Taylor's office six times and saw him at the last meeting where he stated he had not forgot about her and she has yet to hear from him. She is concerned because Planning Commission meets tomorrow and she doesn't know what to do and if she is going to get closed down. Mayor Wear said he would expect city management to get Mr. Taylor to talk to her before the meeting tomorrow.

Charles Rhodes stated he asked some questions fourteen days ago to the city commission and it was passed to Executive Director of Tourism Downey for the city's response. To date, there have been no responses given and Mr. Rhodes stated he expects when answers are given they are answers of the city commission, city manager, and tourism department head and not just the answers of the marketing director.

Ken Maples stated he appreciates what city does and does not want to focus on the negative. He also has had questions that haven't been answered but understands that things do take time.

Cleo Ramsey said he was concerned what kind of ordinance there is on garage sales or yard sales. He stated he was run off from trying to have a yard sale. He called and said others were selling things and he reported them. Why were others allowed to sell and he was told to stop? Commissioner Reagan asked if he had talked to Mr. Taylor. Mr. Ramsey said he talked to Mr. Taylor and was told to have a good day and walked away. He said he was screamed at by Mr. Taylor. Assistant City Manager Brackins stated this issue with selling things happened during one of the recent car shows and there were some issues where not everyone was reached. Mayor Wear stated he could come to city complex tomorrow and pick up information pertaining to garage sales.

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

Ordinance No. 952 to replace in its entirety ordinance number 867 establishing stormwater management standards and practices within the City of Pigeon Forge was presented on the second reading. City Manager Teaster discussed the ordinance. On a motion by Vice Mayor McClure, second by Commissioner Brackins, and with all voting "aye" the motion was approved on the second reading.

New Business

Resolution No. 795 authorizing the City of Pigeon Forge to participate in the TML Risk Management Pool "Driver Safety" matching grant program was presented for approval. City Manager Teaster presented. On a motion by Commissioner Brackins, second by Commissioner Robinson, and with all voting "aye" the motion was approved.

Discussion and consideration of a bid to construct Jake Thomas Road Extension from Charles Blalock and Sons was presented for approval. The amount will be paid for out of bond funds. Shap Stiles with Gresham Smith and Partners presented and stated three bids had been received and he recommended the low bid from Charles Blalock and Sons at a cost of \$5,740,865.82. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was approved to accept the bid as presented. Commissioner Reagan and Commissioner Robinson abstained from the vote.

Discussion and consideration of construction, engineering and inspection services from Gresham Smith and Partners for the Jake Thomas Road Extension was presented for approval. The amount will be paid for out of bond funds. Jody Vance with Gresham Smith and Partners presented and stated that the scope of work would not exceed \$628,370. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was approved to accept the bid as presented. Commissioner Reagan and Commissioner Robinson abstained from the vote.

Discussion and consideration to purchase stream mitigation credits from the Tennessee Stream Mitigation program for the Jake Thomas Road extension. The amount will be paid for out of

bond funds. Assistant City Manager Brackins discussed and noted that the City would purchase 1479 credits at a cost of \$295,800. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was approved to accept the request as presented. Commissioner Reagan and Commissioner Robinson abstained from the vote.

Discussion and consideration to purchase wildland fire equipment for the Fire Department utilizing the 2013 volunteer assistance grant award was presented for approval. Fire Chief Watson stated that the grant award is in the amount of \$5,930 with a 50% local match (Tennessee Department of Agriculture provides \$2,965 and the City of Pigeon Forge provides \$2,965). 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 of a memorandum of understanding between the Pigeon Forge Fire Department and the Tennessee Division of Forestry was presented for approval. Fire Chief Watson discussed and stated that this MOU needs to be updated every five years. On a motion by Commissioner Robinson, second by Vice Mayor McClure, it was approved to accept the memorandum of understanding as presented. Commissioner Reagan abstained from the vote.

Discussion and consideration to complete a vacuum truck overhaul to be performed by Ingram Equipment for the wastewater plant was presented for approval. Martin Cross with Veolia noted that the primary scope of work includes miscellaneous telescopic boom and tank repairs and overhaul and balancing of the blower. The cost is in the amount of \$23,012.09. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the request as presented.

Discussion and consideration to purchase a root cutter from Rodders and Jets Supply Company for the wastewater collection system rehab program was presented for approval. Martin Cross with Veolia stated he recommended the low quote from Rodders and Jets Supply Company in the amount of \$2,140. On a motion by Commissioner Brackins, second by Commissioner Robinson, it was unanimously approved to accept the request as presented.

Discussion and consideration to purchase 6 Ford Police Interceptors per the statewide contract and the City of Murfreesboro's bid for the Police Department was presented for approval. Police Chief Baldwin presented and stated he recommended 4 Ford Police Interceptor Utility vehicles at a cost of \$30,864 for a total of \$123,456 and 1 Ford Police Interceptor Utility vehicle at a cost of \$26,370 for a total of \$149,826 per statewide contract. He further recommended 1 Ford Police Interceptor Sedan at a cost of \$23,824 per City of Murfreesboro bid. The total cost for all vehicles is \$173,650. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the request as presented.

Discussion and consideration to purchase lightbars and sound package per the statewide contract for the Police Department was presented for approval. Police Chief Baldwin presented and recommended the purchase of 4 lightbar and sound packages at a cost of \$2,363 each for a total of \$9,452. On a motion by Commissioner Robinson, second by Commissioner Brackins, it was unanimously approved to accept the request as presented.

Discussion and consideration of bid to purchase Winterfest lighting from GP Designs was presented for approval. Marketing Manager Carr presented and stated it was recommended to accept the low bid from GP Designs in the amount of \$31,395. 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. There will be a planning commission meeting on Tuesday September 25, 2012 at 3:00 p.m. in the council room of city hall.
2. There will be a preconstruction meeting on the Jake Thomas Road project on September 25, 2012 at 10:00 a.m.
3. There will be a beer board meeting on Wednesday October 24, 2012 at 1:30 p.m. in the council room of city hall.
4. There will be a grand opening ceremony for the new Hampton Inn on September 25, 2012 at 10:30 a.m.

Mayor Wear asked for comments from the board.

Vice Mayor McClure said that the school had a great turnout for the pink out at the last football game.

Commissioner Robinson stated that the bills on tires seemed high and asked if they were bid. City Recorder Clabo stated that they were.

Commissioner Brackins stated that there was a good turnout for the steel signing ceremony at the events center.

Having no other comments received, the meeting was duly adjourned at 6:10 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER