

**MINUTES OF  
CITY COMMISSION MEETING  
MONDAY, DECEMBER 12 2011, 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.

**PUBLIC HEARING 1**

A public hearing to receive public comment regarding an ordinance to amend section 709 (“C5 Commercial Amusement District”) of the text of the zoning ordinance of Pigeon Forge, Tennessee to allow passenger carrying tethered helium balloons (Ordinance No. 934).

Leland Wykoff asked if this had been brought up in the past. City Manager Teaster said that it had not previously passed.

There being no further comments received, the public hearing was closed.

**PUBLIC HEARING 2**

A public hearing to receive public comment regarding an ordinance amending section 711.3 (“Uses permitted on review by the Board of Zoning Appeals in a C-6 district”) of the text of the zoning ordinance of Pigeon Forge, Tennessee regarding horseback riding stables (Ordinance No. 935).

There being no comments received, the public hearing was closed.

**PUBLIC HEARING 3**

A public hearing to receive public comment regarding an ordinance to amend the zoning map of Pigeon Forge, Tennessee by rezoning parcels 4.01 and 5.00 of tax map 84 (located on the west side of Veterans Boulevard and North of Goldrush Road) from R-1 (low density residential) district to C-6 (mixed use commercial) district (Ordinance No. 936).

There being no comments received, the public hearing was closed.

## 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.

Holly Walker asked for a dedicated soccer field instead of a multipurpose or football field.

Eddie Walker stated that most fields are located at distances at least an hour away and would like to have a closer soccer field.

Leland Wykoff stated that he was concerned that there were deficiencies in the debt policy. He stated that a matrix is not required for the policy but one is needed and there is currently no ceiling for debt in the policy but there should be.

No further 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 noted. Commissioner Robinson noted that he was for the normal bills but opposed items in question that are not bid.

### Old Business

**Ordinance No. 934** to amend section 709 (“C5 Commercial Amusement District”) of the text of the zoning ordinance of Pigeon Forge, Tennessee to allow passenger carrying tethered helium balloons was presented for the second reading. Community Development Director Taylor mentioned that the last time this was addressed advertising was requested on the balloon. Advertising is not allowed. On a motion by Vice Mayor McClure, second by Commissioner Brackins, and with all voting “aye” the motion was approved on the second reading.

**Ordinance No. 935** to amend section 711.3 (“Uses permitted on review by the Board of Zoning Appeals in a C-6 district”) of the text of the zoning ordinance of Pigeon Forge, Tennessee regarding horseback riding stables was presented for the second reading. Community Development Director Taylor noted that this had been approved by the Planning Commission. On a motion by Commissioner Reagan, second by Vice Mayor McClure, the motion was approved on the second reading. Commissioner Brackins voted no.

**Ordinance No. 936** to amend the zoning map of Pigeon Forge, Tennessee by rezoning parcels 4.01 and 5.00 of tax map 84 (located on the west side of Veterans Boulevard and North of Goldrush Road) from R-1 (low density residential) district to C-6 (mixed use commercial) district was presented for the second reading. On a motion by

Commissioner Brackins, second by Vice Mayor McClure, and with all voting “aye” the motion was approved on the second reading.

### **New Business**

**Resolution No. 786** to keep the City’s 457(b) Deferred Compensation Plan documents up to date was presented for approval. City Manager Teaster explained this briefly. On a motion by Vice Mayor McClure, second by Commissioner Brackins and with all voting “aye” the motion was approved.

**Resolution No. 787** to support Goodwill Industries Knoxville, Inc. Recycle Centers was presented for approval. Commissioner Robinson asked if the City has done anything towards recycling. City Manager Teaster noted that there are recycling places around the City that are working well. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting “aye” the motion was approved.

Discussion and consideration of an addendum to the contract with Barge, Waggoner, Sumner & Cannon for the engineering of the new Wear Farm City Park was presented for approval. The amount of \$118,268 is unbudgeted and will be paid for out of fund balance or a future bond issue. Steve Fritts with Barge Waggoner stated that the original contract was based on an estimate of the project and now that costs are known this addendum is to adjust to actual percentage of construction. Commissioner Robinson asked if this would be funded from fund balance or a bond issue. Assistant City Manager stated that it would be a board decision. Presently expenses will be paid from fund balance but a bond issue could be done to reimburse city. 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 construct the new Wear Farm City Park from Charles Blalock and Sons was presented for approval. The amount \$6,875,000 is unbudgeted and will be paid for out of fund balance or a future bond issue. The total cost for the construction of the new park is estimated to be \$7,917,152 and will be paid for out of fund balance or a future bond issue. Commissioner Robinson asked to clarify that this was not approving a bond issue. It was noted that this did not approve a bond issue. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to accept the bid as presented.

Discussion and consideration of bid for the rehabilitation of the tennis courts at City Park from Competition Athletic Construction, LLC was presented for approval. The amount \$131,700 is unbudgeted and will be paid for out of fund balance. Parks and Recreation Director Wilbanks recommended the low bid which would include rehab of surface, recoat the surface, and redo fencing. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was unanimously approved accept the bid as presented.

Discussion and consideration of the Tennessee Emergency Communications District NG911 user agreement was presented for approval. Police Chief Baldwin noted the City had to enter into this agreement in order to receive funding from the Emergency Communications Board. He added that the only things needed to be in compliance is a one hour uninterruptable power supply and a master clock, both of which should be funded by the Sevier County 911 group. 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 the 2012 Spring/Summer media plan for the Department of Tourism was presented for approval. David Bohan with the Bohan Agency discussed the markets that the City would be advertising in. Mr. Bohan discussed tier one and tier two advertising. He further discussed the use of television media and publication. Following lengthy presentation and on a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the request as presented.

Discussion and consideration of bid for the City's IVR Solution for the Tourism phone system for Century Link (formerly known as Qwest) was presented for approval. Information Technology Director Ogle stated that the testing had gone well and he recommended that the City accept the bid at \$.11 cents per minute. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was unanimously approved to accept the bid as presented.

Discussion and consideration to utilize Century Link (formerly known as Qwest) for toll free/8xx services provider for the Tourism phone system per state contract #4036517 was presented for approval. Information Director Ogle stated that once the City discontinues service with Tollfree Fullfillment Services, a new provider for toll free or "8xx" services will be required. The service will be at a rate of \$.0225 cents per minute and will receive an immediate discount of \$.03 cents per minute on its hosted IVR solution. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the request as presented.

Discussion and consideration to recycle old City cell phones utilizing eCycle, LLC was presented for approval. Information Technology Director Ogle noted that the service is free for the City to use. Further, every battery is removed and sent to an EPA – registered facility to make certain its toxic materials do not end up in a landfill. Also, the core technology, including the motherboard and all wiring is shredded and melted down so that the precious metals can be reused. Commissioner Reagan asked if any of these phones could be used for E911 purposes. Mr. Ogle stated that if the phones could be used then they would be. If not, they would be disposed of as noted above. 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 purchase Kyocera copy machines for City Administration, Public Works, Police, and Fire Station #1 from PTS Office Automation utilizing Loudon County Government proposal was presented for approval. Information

Technology Director Ogle stated that three copiers would be at a cost of \$11,630 and one for the Fire Station would be at a cost of \$8,390. Service for the machines will be billed at \$.0075 for black prints and \$.065 for color prints. 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 for the construction of the Wear Farm City Park Reuse waterline from Adams and Sons, Inc. was presented for approval. Ken Hawkins with SSR stated that he recommended low bid from Adams and Sons, Inc. in the amount of \$687,625. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the bid as presented.

Discussion and consideration to adopt a Debt Management Policy for the City of Pigeon Forge was presented for approval. Mayor Wear stated that this had been discussed previously at two work sessions. Vice Mayor McClure made motion to approve which was seconded by Commissioner Reagan. Before the vote, Commissioner Robinson made a separate motion to amend debt policy by including language that advisors hired are independent advisors that do not make money on project. Motion was seconded by Commissioner Reagan. Following lengthy discussion, Commissioner Robinson stated that he would sit down with City Attorney Gass to discuss further options and therefore would withdraw his motion for amendment. Following original motion by Vice Mayor McClure, and second by Commissioner Reagan, it was unanimously approved to accept original request as presented.

Manager's report included the following:

1. There will be a Planning Commission meeting on December 13, 2011 at 3:00 p.m. in the council room of city hall. Following the meeting, board members will have their annual Christmas dinner at JT Hannah's.
2. The annual Christmas lunch for employees will be Friday December 16, 2011 at 11:30 a.m.
3. City offices will be closed Friday December 23, 2011 and Monday December 26, 2011 for Christmas. City offices will also be closed Monday January 2, 2012 for New Year's Day.
4. The next city council meeting will be Monday January 9, 2012.
5. Wilderness Wildlife Week will kick off Saturday January 7, 2012.

Mayor Wear asked for comments from the board.

Commissioner Robinson stated he would like the Tourism Advisory Board more involved in the financial end of advertising so that they know what they are spending.

Mayor Wear stated that it could be discussed further with Executive Director of Tourism Downey and Tourism Advisory Board to determine options.

Mayor Wear wished everyone a Blessed Christmas.

Having no other comments received, the meeting was duly adjourned at 6:45 p.m.

APPROVED: \_\_\_\_\_  
MAYOR

ATTEST: \_\_\_\_\_  
CITY RECORDER