

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, NOVEMBER 8 2010, 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 Robinson, City Manager Teaster, City Recorder Clabo, City Attorney Gass, members of the press and interested citizens. Commissioner Wear was absent.

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

PUBLIC HEARING

A public hearing to receive public comment regarding a proposed amendment to the text zoning ordinance of Pigeon Forge, Tennessee by amending section 414 ("site plan regulations for special events, festivals, and similar activity uses) of the text of the zoning ordinance of Pigeon Forge, Tennessee.

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

REGULAR MEETING

Commissioner Robinson made a motion to approve minutes and keep audio tape of meeting as permanent record to keep from adding and deleting from existing minutes. Mayor Whaley asked what the procedure would be regarding this. City Recorder Clabo stated that a motion would be necessary since the audio tape is merely a working document until the minutes are approved by the board and the current tape would be recycled and taped over at a future meeting. Motion failed due to lack of second motion. Vice Mayor McClure asked if the minutes were supposed to represent the action of the board and not necessarily every word said. Attorney Gass stated that was correct. Vice Mayor McClure asked if a tape had ever been kept in the past. City Recorder Clabo stated that a tape had been kept a few time previously. The minutes were approved following motion by Vice Mayor McClure and second to motion by Commissioner Brackins. Commissioner Robinson voted no.

Mayor Whaley asked if there were any comments from citizens.

Charles Rhodes was in attendance and stated he would like to have a copy of the tape of the prior meeting. He stated he had a question about item number 10 and if it would be alright to ask when it came up on the agenda. Mayor Whaley said that would be fine. Mr. Rhodes asked about the status of having the booking engine on the next agenda. Mayor Whaley said that issues needed to be worked out with the Department of Tourism and Tourism Advisory Board before bringing back to council for consideration. Mr. Rhodes stated that he could not access the city's website from his cell phone and kept getting directed to a mobi site. Mayor Whaley stated that he would have IT Director Ogle look into the issue.

Mr. Rhodes stated that he has started an open discussion for the booking engine on mypigeonforgebookingengine.com.

No other comments were received.

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

Old Business

Ordinance No. 915 amending section 414 (“site plan regulations for special events, festivals, and similar activity uses) of the text of the zoning ordinance of Pigeon forge, Tennessee was presented for the second reading. 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. 776 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 noted that in the past this type grant if approved was usually a few thousand dollars. On a motion by Commissioner Brackins, second by Vice Mayor McClure and with all voting “aye” the motion was approved.

Discussion and consideration of a request to donate books to the Friends of Pigeon Forge Public Library was presented for approval. City Manager Teaster explained that this was usually done a few times per year. 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 a proposal from SSR to complete a study of the Mill Creek Lift Station and associated collection system was presented for approval. Martin Cross with Veolia stated that SSR had done an original study in 2003 and this new study would be used to determine capacity needed for future flow demands at a cost of \$6,000. Commissioner Robinson asked if there was a current study about free flowing sewer. Mr. Cross said there was not one currently and the terrain would have to be examined. Sam Harrison with SSR said that he would need approximately 25 to 30 hours to analyze free flow option. On a motion by Vice Mayor McClure, second by Commissioner Robinson, it was unanimously approved to defer action on this study until the proposal could be redone to include a free flow option.

Discussion and consideration of a proposal from Kentucky Engineering Group for the evaluation of the Middle Creek force main was presented for approval. Martin Cross with Veolia explained that this area has had several issues with repeated breaks and subsequent overflows. Based on a meeting with TDEC representatives, the initial step in the process is the development of an engineering report to determine the cause of the failures and recommend corrective action. Four proposals have been received and it is

recommended that the proposal be awarded to Kentucky Engineering Group at a low cost of \$3,250. Mayor Whaley asked if the City had worked with this firm in the past and Mr. Cross stated that he had worked with this firm before. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the proposal as presented.

Discussion and consideration of recommended city streets to be paved this fall was presented for approval. Public Works Director Miller stated he recommended: Mr. Marshall (Progress Hills Blvd. to Gold Dust Drive) – L – 3,540' W – 18' at a cost of \$68,250; Winston St. (Veteran's Blvd. to end of street) L – 730' W – 20' at a cost of \$15,750; Methodist St. (Parkway to Driver Rd.) – L – 350' W – 20' at a cost of \$7,875; and E. Mill Creek (Parkway to River Rd.) L – 350' W – 20' at a cost of \$7,875 for a grand total of \$99,750. Vice Mayor McClure said he had received calls regarding road condition of Meadowbrook Drive. Miller stated that he could add to list to look at to see how it compares with conditions of other roads. Charles Rhodes asked about the guardrail on Battle Hill Road. Miller stated that the city did not maintain that part of the road and the guardrail issues there had been handled by the county but he would be glad to talk to County Road Superintendent Smelcer. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the request as presented.

Manager's report included the following:

1. There will be a Planning Commission meeting that combines the November and December meeting on December 14, 2010 at 3:00 p.m. in the council room of city hall.
2. Winterfest kickoff is tomorrow at Patriot Park. Council members need to be there by 6:15 p.m.
3. City offices will be closed Thursday, November 11, 2010 to observe Veteran's Day.
4. The Christmas celebration at the Titanic is Friday, November 12, 2010 at 7:00 p.m.
5. A work session is needed to discuss the wastewater plant.

Mayor Whaley said Charles Rhodes was interested in scheduling another booking engine meeting. However, Mayor Whaley stated he didn't think that the project is ready for board discussion due to issues that need worked out at a lower level before bringing back to board for possible action. Mr. Rhodes stated he thinks that several businesses have been excluded so far and wants to make sure that everyone interested is allowed input. Dana Day stated that when the community center was built many meetings were held to get feedback. Vice Mayor McClure stated he wanted to put a rumor to rest that from his standpoint the City is not in this to make a profit on the booking engine. Commissioner Robinson asked about possibility of taxation on timeshares. City Manager Teaster said that this was a state issue and there is nothing that the city can do.

Mayor Whaley asked for comments from the board.

Commissioner Brackins thanked Fire Chief Watson and Fire Inspector Price for the smoke detector awareness at Pigeon Forge First Baptist Church on Sunday November 7, 2010.

Vice Mayor McClure thanked everyone for their prayers and support for his sister's brother-in-law John Sellars.

Mayor Whaley stated he was asked to mention at the Winterfest kickoff that Northview Primary School is in the running for a \$50,000 and individuals can go online to show support for the school to hopefully be awarded the grant. He did not have the website but said individuals could contact the school for more information.

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

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER