

The Gatlinburg City Commission met in a virtual meeting on Tuesday, October 6, 2020, at 6:00 P.M. The City Manager noted that the electronic meeting was being held in accordance with the Governor's Executive Orders No. 16, No. 34, No. 51 and No. 60, which temporarily allowed all members to meet via an electronic basis during the COVID-19 pandemic. The Public Information Officer conducted a roll call of the Commission and all members were present. Mayor Werner called the meeting to order and Commissioner DeSear led the Invocation.

Mayor Werner then called for a motion to approve the minutes of the meeting of September 15, 2020. Commissioner Smith made a motion to approve the minutes which was seconded by Commissioner DeSear and then unanimously approved by a roll call vote.

Regarding Petitions and Communications from the Public, Mayor Werner asked the Public Information Officer if any comments had been submitted prior to the meeting, to which he replied that none were received.

ORDINANCE NUMBER 2554, AN ORDINANCE CLOSING A PORTION OF A PUBLIC RIGHT-OF-WAY LOCATED WITHIN THE CITY LIMITS AND FURTHER BEING A PORTION OF RIGHT-OF-WAY SILVERBELL HEIGHTS LANE, FIRST READING AND PUBLIC HEARING (Passed First Reading 9/15/2020)

Item A under Old Business was Ordinance Number 2554, an Ordinance closing a portion of a public right-of-way located within the City Limits and further being a portion of right-of-way Silverbell Heights Lane, second reading and public hearing (Passed first reading 9/15/2020). Commissioner DeSear made a motion to approve the Ordinance on second reading which was seconded by Commissioner Smith. Mayor Werner opened the Public Hearing and asked the Public Information Officer if there were any comments, to which he replied there were none. Mayor Werner then closed the Public Hearing. A roll call vote was conducted and the Ordinance was unanimously approved on second reading.

ORDINANCE NUMBER 2555, AN ORDINANCE TO AMEND TITLE 7, CHAPTER 2 OF THE GATLINBURG MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL FIRE CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, AND THE 2018 EDITION OF THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA 101) LIFE SAFETY CODE, FIRST READING.

Item A under New Business was Ordinance Number 2555, An Ordinance to amend Title 7, Chapter 2 of the Gatlinburg Municipal Code and further being an Ordinance to adopt the 2018 Edition of the International Fire Code, first reading. Commissioner DeSear made a motion to approve the Ordinance on first reading which was seconded by Commissioner Reagan. The City Manager explained that the next ten items on the Agenda were in regards to an update of the International Building Codes, which were discussed at a Workshop Meeting on September 29. The Building and Planning Director explained that the City must update these International Building Codes every six to seven years and that this update would place

the City under the 2018 International Building Codes. Commissioner DeSear asked if all the items could be addressed under one motion, and the City Manager stated that the items should be voted on separately. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2556, AN ORDINANCE TO AMEND TITLE 12, CHAPTER 1 OF THE GATLINBURG MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL BUILDING CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item B under New Business was Ordinance Number 2556, an Ordinance to amend Title 12, Chapter 1 of the Gatlinburg Municipal Code and further being an Ordinance to adopt the 2018 Edition of the International Building Code as prepared by the International Code Council, first reading. Commissioner DeSear made a motion to approve the Ordinance on first reading which was seconded by Vice Mayor McCown. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2557, AN ORDINANCE TO AMEND TITLE 12, CHAPTER 2 OF THE GATLINBURG MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL PLUMBING CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item C under New Business was under New Business was Ordinance Number 2557, an Ordinance to amend Title 12, Chapter 2 of the Gatlinburg Municipal Code and further being an Ordinance to adopt the 2018 Edition of the International Plumbing Code as prepared by the International Code Council, first reading. Vice Mayor McCown made a motion to approve the Ordinance on first reading which was seconded by Commissioner DeSear. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2558, AN ORDINANCE TO AMEND TITLE 12, CHAPTER 4 OF THE GATLINBURG MUNICIPAL CODE BY REPEALING THAT CHAPTER IN ITS ENTIRETY AND ADOPTING A NEW CHAPTER IN LIEU THEREOF AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL FUEL GAS CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item D under New Business is Ordinance 2558, an Ordinance to amend Title 12, Chapter 4 of the Gatlinburg Municipal Code by repealing that chapter in its entirety and adopting a new chapter in lieu thereof and further being an Ordinance to adopt the 2018 Edition of the International Fuel Gas Code as prepared by the International Code Council, first reading. Commissioner DeSear made a motion to approve the Ordinance on first reading which was

seconded by Commissioner Smith. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2559, AN ORDINANCE TO AMEND TITLE 12, CHAPTER 5 OF THE GATLINBURG MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item E under New Business was Ordinance Number 2559, an Ordinance to amend Title 12, Chapter 5 of the Gatlinburg Municipal Code and further being an Ordinance to adopt the 2018 Edition of the International Energy Conservation Code as prepared by the International Code Council, first reading. Vice Mayor McCown made a motion to approve the Ordinance on first reading which was seconded by Commissioner DeSear. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2560, AN ORDINANCE TO AMEND TITLE 12 OF THE GATLINBURG MUNICIPAL CODE BY DELETING CHAPTER 7 IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER IN LIEU THEREOF AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL MECHANICAL CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item F under New Business was Ordinance Number 2560, an Ordinance to amend Title 12 of the Gatlinburg Municipal Code by deleting Chapter 7 in its entirety and substituting a new chapter in lieu thereof and further being an Ordinance to adopt the 2018 Edition of the International Mechanical Code as prepared by the International Code Council, first reading. Commissioner Smith made a motion to approve the Ordinance on first reading which was seconded by Commissioner DeSear. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2561, AN ORDINANCE TO REPEAL CHAPTER 8 OF TITLE 12 OF THE GATLINBURG MUNICIPAL CODE IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER IN LIEU THEREOF, AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item G under New Business was Ordinance Number 2561, an Ordinance to repeal Chapter 8 of Title 12 of the Gatlinburg Municipal Code in its entirety and substituting a new chapter in lieu thereof, and further being an Ordinance to adopt the 2018 Edition of the International Property Maintenance Code as prepared by the International Code Council, first reading. Vice Mayor McCown made a motion to approve the Ordinance on first reading which was

seconded by Commissioner DeSear. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2562, AN ORDINANCE TO AMEND TITLE 12 OF THE GATLINBURG MUNICIPAL CODE BY REPEALING CHAPTER 9 THEREOF, AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item H under New Business was Ordinance Number 2562, an Ordinance to amend Title 12 of the Gatlinburg Municipal Code by repealing Chapter 9 thereof, and further being an Ordinance to adopt the 2018 Edition of the International Residential Code as prepared by the International Code Council, first reading. Commissioner Reagan made a motion to approve the Ordinance on first reading which was seconded by Commissioner DeSear. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

ORDINANCE NUMBER 2563, AN ORDINANCE TO AMEND TITLE 12, OF THE GATLINBURG MUNICIPAL CODE BY ADDING AN ADDITIONAL CHAPTER 10 AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 EDITION OF THE EXISTING BUILDING CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item I under New Business was Ordinance Number 2563, an Ordinance to amend Title 12, of the Gatlinburg Municipal Code by adding an additional Chapter 10 and further being an Ordinance to adopt the 2018 Edition of the Existing Building Code as prepared by the International Code Council, first reading. Vice Mayor McCown made a motion to approve the Ordinance on first reading which was seconded by Commissioner Smith. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

Ordinance Number 2564, AN ORDINANCE TO AMEND TITLE 12, OF THE GATLINBURG MUNICIPAL CODE BY ADDING AN ADDITIONAL CHAPTER 11 AND FURTHER BEING AN ORDINANCE TO ADOPT THE 2018 SWIMMING POOL AND SPA CODE AS PREPARED BY THE INTERNATIONAL CODE COUNCIL, FIRST READING.

Item J under New Business was Ordinance Number 2564, an Ordinance to amend Title 12, of the Gatlinburg Municipal Code by adding an additional Chapter 11 and further being an Ordinance to adopt the 2018 Swimming Pool and Spa Code as prepared by the International Code Council, first reading. Commissioner DeSear made a motion to approve the Ordinance on first reading which was seconded by Commissioner Smith. A roll call vote was conducted and the Ordinance was unanimously approved on first reading.

RESOLUTION NUMBER 977, A RESOLUTION AUTHORIZING THE CITY TO PARTICIPATE IN THE PUBLIC ENTITY PARTNERS "DRIVERS SAFETY" LOSS CONTROL MATCHING GRANT PROGRAM.

Item K under New Business was Resolution Number 977, a Resolution authorizing the City to participate in the Public Entity Partners "Drivers Safety" Loss Control Matching Grant Program. Commissioner DeSear made a motion to approve the Resolution which was seconded by Vice Mayor McCown. The City Manager explained that this item is to apply for participation in the Driver Safety matching grant not to exceed the amount of \$5,000.00 and relates to primarily Trolley drivers. The Finance Director noted that the City has qualifying expenses in the amount of \$11,000.00 in the review of moving violation records and CDL clearinghouse records, as well as monthly GPS monitoring fees on City vehicles. A roll call vote was conducted and the Resolution was unanimously adopted.

DISCUSSION AND CONSIDERATION APPROVING A SINGLE BID TO BONITZ RELATED TO THE CITY HALL RENOVATIONS PROJECT.

Item L under New Business was discussion and consideration of approving a single bid to Bonitz related to the City Hall Renovations Project. Commissioner Reagan made a motion to approve the single bid which was seconded by Vice Mayor McCown. The City Manager explained that this item is related to the replacement of carpet and flooring in the upstairs portion of City Hall and that this is the second time the project has been put out for bid and each time it has been a single bid. The City Manager also noted that the bid is in the amount of \$28,325.00 and that \$26,935.00 was earmarked for the flooring and that there are savings in other line items of the project which can cover the additional cost. The City Manager also explained that it is preferred not to bring single bids to Commissioners for their approval, and that it is the second time the project has been bid out and that the Finance Director went to good effort to reach out to other companies to encourage their interest. A roll call vote was conducted and the single bid was unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT WITH PHOENIX COMMUNICATIONS SERVICE, LLC, FOR PRIMARY TELEPHONE AND INTERNET SERVICES.

Item M under New Business was discussion and consideration of approving a Contract with Phoenix Communications Service, LLC, for the primary telephone and internet services. Commissioner DeSear made a motion to approve the Contract which was seconded by Vice Mayor McCown. The Finance Director explained that Item M and Item N are the renewals of a 3-Year Contract for Internet providers and that Phoenix Communications is an AT&T reseller and is providing the primary Internet service, while Charter Communications is the backup Internet provider to provide redundancy which has been a City protocol since the 2016 Wildfires. The Finance Director noted that the contract with Phoenix Communications would be in the amount of \$8,142.00 per month and the contract with Charter Communications would be in the amount of \$2,425.00 and that the savings would be in the amount of approximately \$1,000.00 per month. Commissioner Reagan asked if the providers

give the best service, since he wants to see technology be efficient for the City. The Finance Director replied that the combination of services that Phoenix Communications offer is good and that both providers will be supplying new equipment and that performance and internet speed should increase once the new Contract is signed and the equipment is in place. Commissioner DeSear asked if the City would have direct customer service contacts with both providers or if the City would have to use a standard customer service hotline, to which the Finance Director replied the City has direct customer service contacts. A roll call vote was conducted and the Contract was unanimously approved.

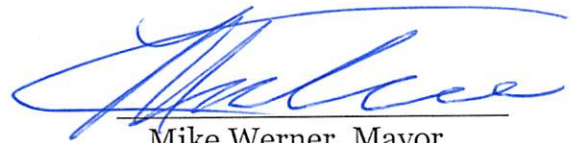
DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT WITH SPECTRUM/CHARTER COMMUNICATIONS FOR SECONDARY/BACK-UP TELEPHONE AND INTERNET SERVICES.

Item N under New Business was discussion and consideration of approving a Contract with Spectrum/Charter Communications for the secondary/back-up telephone and internet services. Commissioner DeSear made a motion to approve the Contract which was seconded by Commissioner Smith. A roll call vote was conducted and the Contract was unanimously approved.

There being no further business to come before the City Commission, Commissioner DeSear made a motion to adjourn which was seconded by Commissioner Smith and unanimously approved by a roll call vote.



Cindy Cameron Ogle, City Recorder
/mp



Mike Werner, Mayor