

The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday May 7, 2019 at 6:00 P.M. in the City Council Room. All members were present. Mayor Mike Werner called the meeting to order and asked Boy Scout, Matthew Tinker to lead the Pledge of Allegiance. Finance Director Robert Holt gave the Invocation.

Mayor Werner then called for a motion to approve the Minutes of the regular meeting of April 16, 2019. Commissioner DeSear made a motion to approve the Minutes which was seconded by Commissioner Smith and then unanimously adopted.

There were no Petitions or Communications from the Public or Reports of Boards and Committees.

The City Manager reported and/or requested:

(1) that she would like to announce that the Emergency Management Services Annual Golf Tournament is Friday, May 10, 2019, with lunch at noon and a shotgun start at 1:00 P.M. and that this tournament is a Fundraiser that supports both the Police and Fire non-profit organizations; and,

(2) that she would like to announce that Sparkle Days are under way and this week May 6-10 is for commercial pick up and May 13-17 will be for residential pick up and for more information to call the Street Department at 865-430-1370.

(3) that she would like to congratulate Ripley's Aquarium of the Smokies for being named the number one Aquarium in North America by USA Today; and,

(4) that she would like to give an update on the Tennessee Department of Transportation (TDOT) Project regarding the slope failure located just past the First Baptist Church entrance. The Public Works Director then stated that he had gotten an update before the meeting and that TDOT had encountered bad soils at the top and were having to reevaluate the time it would take to repair the slope failure; and,

(5) that she would like to announce that the Utility Department will start a Project in the Ski Mountain area to improve the water line on, May 8, 2019. She stated that the work will begin at the intersection with Tamins Court and proceed through the 2000 block of Luzerne Drive and that crews will work daytime hours Monday-Friday, except Holidays and, during this time, motorists may be detoured through Zurich Drive to access Tamins Court, Tamins Drive, and portions of Luzerne Drive that will be affected by the utility construction. She concluded by advising that the anticipated completion date is June 28, 2019; and,

(6) that she would like to give an update on the Hidden Hills Road and East Parkway Project and that, to date, there have been no further development plans submitted for this site nor has the Building and Planning Director had any discussions with the property owner related to the development of the site and that the City and the State have an active Storm Water Pollution Prevention Plan (SWPPP) for the site and the site is monitored on a weekly basis.

DISCUSSION AND CONSIDERATION OF APPROVING AN OFF-PREMISE CERTIFICATE OF GOOD MORAL CHARACTER FOR STACY CHAMPAGNE, SHELLY JACQUES & JEFF EWING D/B/A BEER WINE LIQUOR SUPERSTORE, 1349 EAST PARKWAY.

Item A under New Business was discussion and consideration of approving an Off-Premise certificate of Good Moral Character for Stacy Champagne, Shelly Jacques & Jeff Ewing D/B/A Beer Wine Liquor Superstore, 1349 East Parkway. Commissioner Don Smith made a motion to approve the Certificate of Good Moral Character which was seconded by Commissioner Harper and then unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A CERTIFICATE OF COMPLIANCE FOR STACY CHAMPAGNE, SHELLY JACQUES & JEFF EWING D/B/A BEER WINE LIQUOR SUPERSTORE, 1349 EAST PARKWAY.

Item B under New Business was discussion and consideration of approving a Certificate of Compliance for Stacy Champagne, Shelly Jacques & Jeff Ewing, D/B/A Beer Wine Liquor Superstore, 1349 East Parkway. Vice Mayor McCown made a motion to approve the Certificate of Compliance which was seconded by Commissioner Harper and then unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING AN OFF-PREMISE CERTIFICATE OF GOOD MORAL CHARACTER FOR ROBERT M. TROSPER D/B/A GATLINBURG PACKAGE STORE, 1125 PARKWAY.

Item C under New Business was discussion and consideration of approving an Off-Premise Good Moral Character Certificate for Robert M. Trospen, D/B/A Gatlinburg Package Store, 1125 Parkway. Commission DeSear made a motion to approve the Certificate of Good Moral Character which was seconded by Commissioner Smith and then unanimously adopted.

DISCUSSION AND CONSIDERATION OF MAKING AN APPOINTMENT TO THE BOARD OF EDUCATION.

Item D under New Business was discussion and consideration of making an appointment

to the Board of Education. Vice Mayor McCown made a motion to reappoint Mrs. Sara Valentine. The motion was seconded by Commissioner Smith and then unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING A RIGHT-OF WAY USE REQUEST FOR 505, 509, AND 513 BASKINS CREEK ROAD. (REQUESTED BY JAMESON RENTAL RETREATS, LLC.).

Item E under New Business was discussion and consideration of approving a Right-of-Way use request for 505, 509, and 513 Baskins Creek Road. (Requested by Jameson Rental Retreats, LLC.). Vice Mayor McCown made a motion to approve the request which was seconded by Commissioner Smith. The City Manager asked the Planning and Building Director to explain the request and Mr. Ball stated that the three residences located on these lots were lost in the 2016 Wildfires and further noted that the lots were small with the rear portions being steep and the front areas impacted by Baskins Creek. Mr. Ball stated that previously, 505 and 509, had parked in the right-of-way area parallel to the City Street and that the owner would like to utilize that area again for parking. Mr. Ball further stated that the Public Works and the Fire Departments have reviewed the site plan and parking request. Mr. Ball explained that the owner has requested to park perpendicular to the street at 513 Baskins Creek Road which will be partly on the private bridge and partly in the right-of-way. Mr. Ball also stated the owners own a lot down the street and have indicated that they would use the lot to accommodate the parking spaces in the event the City ever needed the right-of-way for public improvements and further stated that the owner was made aware that a parking easement for the alternative parking would have to be created and made of permanent record at the Sevier County Court House. Commissioner DeSear asked if the parking was to be striped and Mr. Ball answered yes. The motion to approve the request was then unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING THE BID TO RONALD FRANKS CONSTRUCTION FOR THE REBUILDING OF THE MILLS PARK PRESS BOX.

Item F under New Business was discussion and consideration of approving the bid to Ronald Franks Construction for the rebuilding of the Mills Park Press Box. Commissioner Smith made a motion to approve the bid which was seconded by Commissioner DeSear. The City Manager stated the Press Box was lost in a fire not related to the 2016 Wildfires and that staff had been working on the Project for about a year and that the Press Box was insured and the value was \$45,000 and after the deductible, the City received \$35,000 to rebuild. The City Manager advised that this is the second time the Project has been out for bid and that Robert Franks Construction came in with the low bid at \$59,000 and that the difference in the bid amount and insurance award will be placed in a year end Budget Transfer Ordinance. The City Manager asked the Recreation Director if he had anything to add and he stated that Ronald Franks Construction did the rebuild on the Trout Facility and did a great job. The motion to approve the Contract with Ronald Frank Construction

was then unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT WITH PUGH AND COMPANY, PC, FOR AUDIT SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2019.

Item G under New Business was discussion and consideration of approving a contract with Pugh and Company, PC, for Audit Services for the Fiscal Year ending June 30, 2019. Commissioner DeSear made a motion to approve which was seconded by Commissioner Smith. The City Manager then commented that Mr. Travis Lowe with Pugh and Company was in attendance and then explained that a three year Agreement with Pugh and Company was approved last year and that this is to approve the annual Contract with Pugh and Company to perform the Audit for Fiscal Year ending 2019. The motion to approve the Audit Contract with Pugh and Company, P.C., was then unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING THE GROUP LIFE/AD&D INSURANCE RENEWAL WITH THE BOSTON MUTUAL LIFE INSURANCE COMPANY.

Item H under New Business was discussion and consideration of approving the renewal of the Boston Mutual Group Life and AD&D Insurance Plans. The City Manager stated there was not an increase in the premium for this Insurance Coverage. Commissioner Smith made a motion to approve the renewal which was seconded by Vice Mayor McCown and then unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH ROBERT G. CAMPBELL AND ASSOCIATES FOR THE LOOP ROAD SLOPE REPAIR PROJECT.

Item I under New Business was approving a Professional Services Agreement with Robert G. Campbell and Associates for the Loop Road Slope Repair Project. The City Manager stated this is an unanticipated Slope Repair Project that occurred after the April 19, 2019, rain event. The City Manager asked the Public Works Director to give an overview of the Project and he stated the Agreement total was \$16,600 with an estimated cost of \$110,000 for the total Project. Mayor Werner asked how long it would take to fix the slope to which Mr. Kyle Horner with Robert G. Campbell and Associates stated it was a thirty day Contract. After these comments, the Agreement with Robert G. Campbell and Associates was unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING THE TITLE VI PROGRAM FOR THE CITY OF GATLINBURG.

Item J under New Business was discussion and consideration of approving the Title VI Program for the City of Gatlinburg. Commissioner DeSear made a motion to approve which was seconded by Commissioner Harper. The City Manager stated the City has had a Title VI Program in place for many years and the Plan is normally administered by Human Resources Department and that the Tennessee Department of Transportation (TDOT) is now requiring approval by the Elected Board. The City Manager stated that the City's Mass Transit Department relies heavily on TDOT for a great amount of that Department's funding. The Finance Director stated the City has to secure approval every three years for this nondiscrimination requirement to receive federal funding and that this Plan is part of the Human Resources Manual and is a part of a new employee's orientation and that TDOT did require it to be officially approved and documented. After these comments, the motion to approve the Title VI Program was unanimously adopted.

UNSCHEDULED ITEMS:

Commissioner Hannah Helton Harper:

(1) Commissioner Harper stated this is her last City Commission meeting and she wanted to thank the City Manager, Commissioners, City Employees and the community for all their support and that she appreciates all of them and it has certainly been a good learning experience. Commissioner Harper further stated that she is very thankful for her Father who served on the Board for seventeen years and is very honored and humbled to have finished his term for him and looks forward to watching the City grow in the future.

Commissioner Don Smith:

(1) Commissioner Smith wanted to remind everyone of the upcoming City Election on May 21, 2019, from 8:00 A.M. to 8:00 P.M. and urged people to get out and vote.

Commissioner Ryan DeSear:

(1) Commissioner DeSear asked if the City could pursue striping the parking areas on River Road; and,

(2) Commissioner DeSear also asked if it was possible to take a look at the Mills Park old exercise path and advised that he would not be at the next meeting because he would be on vacation.

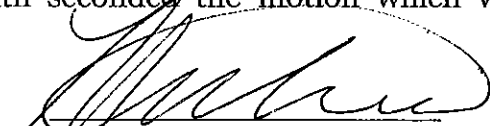
Mayor Mike Werner:

(1) Mayor Mike Werner wanted to congratulate the Aquarium for winning the #1 Aquarium in North America by USA Today and thanked Boy Scout Matt Tinker for coming out and leading the Pledge of Allegiance.

There being no further business to come before the City Commission, Mayor Werner made a motion to adjourn. Commissioner Smith seconded the motion which was unanimously approved.

Cindy C. Ogle

Cindy Cameron Ogle, City Recorder
/mp



Mike Werner, Mayor