

The Gatlinburg Board of Commission met in a regular meeting on Tuesday August 20, 2019, at 6:00 P.M. in the City Council Room. All members were present. Mayor Mike Werner called the meeting to order and led the Pledge of Allegiance. The Finance Director Robert Holt gave the Invocation.

Mayor Werner then called for a motion to approve the Minutes of the regular meeting of August 6, 2019. Commissioner Smith made a motion to approve the Minutes which was seconded by Vice Mayor McCown and then unanimously adopted.

Regarding Petitions and Communications from the Public, Mayor Werner recognized two individuals who had signed in to speak which were Ms. Shirley LaBorde and Mr. Ira Lapidés. Both of these individuals that addressed City Commission wanted to express their support of a Dog Park and that it is incredibly needed and will be greatly appreciated by the community.

There were no Reports of Boards and Committees.

The City Manager reported and/or requested:

(1) that she spoke about this Event at the last Commission Meeting and wanted to remind everyone of the 20th Annual Gatlinburg Chamber of Commerce Foundation Golf Tournament will be Thursday, August 29, 2019, at the Gatlinburg Golf Course and that registration and lunch will be from 11:00 A.M. to Noon and that there is still time to register teams and that this is the biggest fundraiser of the year for the Foundation which funds academic traditional scholarships, provides support to local schools and teachers and provides community educational programs; and,

(2) that she would like to announce the Taste of Autumn and this is a Community Fundraiser that benefits the Sevier County United Way which will be held on Thursday, September 12, 2019, from 5 to 8 P.M. in the Tennessee Ballroom at Mills Conference Center and that over the last 20 years, the City has raised over \$180,000 for the Sevier County United Way; and,

(3) finally, that she would like to announce that the Smoky Mountain Trout Tournament will be held on Saturday and Sunday October 5 & 6 and is the largest trout tournament in the Smokies and for rules and regulations, visit Rocky top Outfitters online or drop by Smoky Mountain Angler in Winery Square.

ORDINANCE NUMBER 2539, A PROPERTY TAX LEVYING ORDINANCE FOR THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020, SECOND READING, (Passed First Reading 8/6/19).

Item A under Old Business was Ordinance Number 2539, a Property Tax Levying Ordinance for the City for the Fiscal Year beginning July 1, 2019 and ending June 30, 2020, Second Reading, (Passed First Reading 8/6/19). Vice Mayor McCown made a motion to approve the Ordinance which was seconded by Commissioner Reagan and then unanimously adopted.

ORDINANCE NUMBER 2538, AN ORDINANCE MAKING AND FIXING THE ANNUAL APPROPRIATION FOR THE SEVERAL DEPARTMENTS OF THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020, AND TO CARRY FORWARD APPROPRIATIONS FOR PRIOR YEAR ENCUMBRANCES, Third and Final Reading, (Passed First Reading 7/23/19 and Second Reading 8/6/19, as Amended 8/6/19).

Item B under Old Business was Ordinance Number 2538, an Ordinance making and fixing the Annual Appropriation for several Departments of the City for the Fiscal Year beginning July 1, 2019 and ending June 30, 2020, and to carry forward appropriations for prior year encumbrances, Third and Final Reading, (Passed First Reading 7/23/19 and Second Reading as Amended, 8/6/19). Commissioner Smith made a motion to approve the Ordinance which was seconded by Commissioner DeSear and then was unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING AN OPTION AGREEMENT WITH GATLINBURG APARTMENTS, LLC, FOR THE SALE OF PROPERTY AT 226 CIRCLE DRIVE.

Item A under New Business was discussion and consideration of approving an Option Agreement with Gatlinburg Apartments, LLC, for the sale of property at 226 Circle Drive. Vice Mayor McCown made a motion to approve the Option Agreement which was seconded by Commissioner Smith. The City Manager stated that Mr. Bob Bentz was in the audience if anyone had questions for him and that the proposed Agreement is based on Mr. Bentz's presentation at the previous City Commission Workshop meeting. She further advised that some of the highlights of the Agreement included that the buyer has the option to purchase the property for \$305,000 with a deposit of \$1,000 in earnest money and that the Option commences, if Commission approves, this evening and expires the end of the year being December 31, 2019, and that this Option also allows the City to access the buildings where the Winter Lights are stored until March 31, 2020, and states that the buyer will commence construction on workforce housing within ninety (90) days. Commissioner Reagan clarified with Mr. Bentz that the apartments were going to start construction this Fall and that the City buildings would be left up until March 2020. After these comments, the motion to approve the Option Agreement was unanimously adopted.

DISCUSSION AND CONSIDERATION OF A CONTRACT WITH COMMUNITY DEVELOPMENT PARTNERS, LLC, FOR SERVICES RELATED TO ADMINISTERING THE LPRF MYNATT PARK GRANT PROJECT.

Item B under New Business was discussion and consideration of a Contract with Community Development Partners, LLC, for services related to administering the LPRF Mynatt Park Grant Project. Commissioner Reagan made a motion to approve the Contract with Community Development Partners, LLC, which was seconded by Vice Mayor McCown. The City Manager stated that the Recreation Director and a representative from Community Development Partners, LLC, were in attendance if Commission had any questions and she advised that this Grant Project is associated with bringing Mynatt Park into compliance with the American with Disabilities Act (ADA) and this Contract is for \$40,000 for the administration of the Project. After these comments, the motion to approve the Contract was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT WITH LOSE DESIGN FOR PROFESSIONAL SERVICES RELATED TO THE LPRF MYNATT PARK GRANT PROJECT.

Item C under New Business was discussion and consideration of approving a Contract with Lose Design for Professional Services related to the LPRF Mynatt Park Grant Project. Commissioner Smith made a motion to approve the Contract with Lose Design which was seconded by Vice Mayor McCown. The City Manager stated that this is the companion piece that goes with the LPRF Grant Project and it is for the Design Services related to the Mynatt Park Grant Project and that the Contract amount is \$102,500 and these fees are covered in the total Project amount. The City Manager then asked Mr. Daniel Boutte, the representative with Lose Design, how long will it take to do the design and Mr. Boutte responded approximately four months. After these comments, the motion to approve the Contract was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH LOSE DESIGN FOR THE DESIGN OF A DOG PARK TO BE LOCATED AT MILLS PARK.

Item D under New Business was discussion and consideration of approving a Professional Services Agreement with Lose Design for the Design of a Dog Park to be located at Mills Park. Vice Mayor McCown made a motion to approve the Agreement which was seconded by Commissioner Reagan. Mayor Mike Werner suggested that a memorial for the pets that perished in the 2016 Wildfires be placed at this location. The City Manager then stated that this is a Project that was in the Capital Improvements Program (CIP) and reviewed with Commission in June and the cost of the Design Agreement is \$50,000 which is what is in the FY 2019-20 CIP Budget. The City Manager asked Mr. Boutte the length of time it would take to design the Dog Park to which he answered Lose Design is going to try and design the Dog Park and the LPRF Mynatt Park Grant Program at the same time, therefore, approximately four months.

The Recreation Director stated that holes number 1 & 2 of the Disc Golf Course are having to be relocated and that design cost is included in the Agreement as well. After these comments, the motion to approve the Agreement was unanimously adopted.

RESOLUTION 967, A RESOLUTION SETTING THE RATES FOR THE VARIOUS ACTIVITIES AND USES OF THE GATLINBURG COMMUNITY CENTER.

Item E under New Business was Resolution 967, a Resolution setting the rates for the various activities and uses of the Gatlinburg Community Center. Commissioner Smith made a motion to approve the Resolution which was seconded by Commissioner DeSear. The City Manager stated that the rates have not been revised in the fifteen to twenty years. After these comments, the motion to approve Resolution Number 967 was unanimously adopted.

ORDINANCE 2540, AMENDING THE MUNICIPAL CODE BY INCREASING THE PARKING RATES FOR THE AQUARIUM, THE FRED W. MCMAHAN (PARKWAY) PARKING GARAGES, AND THE HIGHWAY 441 PARKING LOT, FIRST READING.

Item F under New Business was Ordinance 2540, amending the Municipal Code by increasing the parking rates for the Aquarium, the Fred W. McMahan (Parkway) Parking Garages, and the Highway 441 Parking Lot, First Reading. Commissioner Reagan made the motion to approve the Ordinance which was seconded by Commissioner DeSear. The City Manager commented that the rate changes resulted from suggestions that were made during the Budget process and she asked the Finance Director to explain the recommendations and he stated the recommendation is to increase the fees at the two parking garages from an hourly rate of \$1.75 to \$3.00 for the first hour with additional hours remaining at \$1.00 per hour with the maximum rate increasing from \$6.00 per day to \$8.00 per day. The Finance Director further stated that the rate for the Highway 441 Meter Parking would change from .75 cents to \$1.00 per hour. Commission DeSear stated that, if possible, the extra monies from the rate increase needed to be earmarked for maintenance on the Parking Garages. After these comments, the motion to approve the Ordinance 2540 on first reading was unanimously adopted.

ORDINANCE 2541, AMENDING THE MUNICIPAL CODE BY ADOPTING BY REFERENCE STATE TRAFFIC OFFENSES AND RULES OF THE ROAD, FIRST READING.

Item G under New Business was Ordinance 2541, amending the Municipal Code by adopting by reference State Traffic Offenses and Rules of the Road, First Reading. Commissioner Smith made a motion to approve the Ordinance which was seconded by Vice Mayor McCown. The City Manager asked the City Attorney and the Police Chief, to


explain and Mr. Sharp said that for many years the City has had an Ordinance to adopt the so called "Rules of the Road" statues of the State of Tennessee and that the State has adopted numerous rules of the road which applies to everything from registration to driving offenses and that it is now recommended that these Rules of the Road be specifically mentioned in order to give the Defendant notice of the State's Statue for which the City is issuing the citation. Mayor Werner asked Mr. Sharp if this included the new hands-free law and Mr. Sharp stated that it specifically includes the new hands-free law and continued to state that, once this Ordinance is adopted, the citation would be for violation of 10-101 Rules of the Road and would specifically be referenced either by the States Statute or violation of the hand-free mobile phone law. After these comments, the motion to approve the Ordinance on first reading was unanimously approved.

UNSCHEDULED ITEMS:

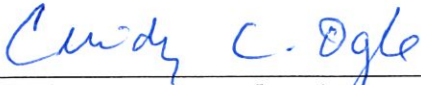
Mayor Mike Werner

- (1) Stated that he was excited the City was moving forward with the Dog Park.

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



Mike Werner, Mayor



Cindy Cameron Ogle, City Recorder
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