

The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday October 17, 2017 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. Mayor Werner then asked for a moment of silence for the passing of a very dear friend and Commissioner Mike Helton. Finance Director Robert Holt gave the Invocation.

Mayor Werner then called for a motion to approve the Minutes of the regular meeting of September 19, 2017. Commissioner Don Smith made a motion to approve the Minutes which was seconded by Vice Mayor Mark McCown and then unanimously adopted.

Regarding Petitions and Communication from the Public and Items from the Audience, Mayor Werner recognized Mr. Chuck Laney and Ms. Dinah Bays who had signed up prior to the meeting and both had questions and concerns that related to the November 28, 2016, Wildfires, and actions during and subsequent to the event. The City Manager then commented that the Memorial Committee has been meeting and is formulating a plan which will be announced at a November 28, 2017, Memorial Service. Mayor Werner then recognized Ms. Cheryl Refsland who offered condolences to the family and friends of Commissioner Mike Helton and stated that her prayer is for comfort for the family and the community and also for the City Commission to be given wisdom in appointing Commissioner Helton's replacement.

Regarding Reports of Boards and Committees was the Gatlinburg Convention and Visitors Bureau Third Quarter Report presentation by President/CEO Mark Adams. Mayor Werner recognized Mr. Adams who proceeded to review highlights of the 2018 Budget and reviewed a look ahead at the 2019, 2020 and 2021 Budgets. Regarding events, Mr. Adams commented that they have been busy with Tunes and Tales and the July 4th Parade and stated that the Taste of Autumn event raised \$5,000 for United Way. Mr. Adams continued that the Convention Center Sales from 2016 to 2017 were up 11% in Rent and up 23% in F&B and that there have been forty leads sent to hotels. Mr. Adams concluded by reviewing the Marketing and Public Relations activities including accolades received during the Third Quarter as follows: "Beyond Disney: Affordable Family Destinations in the US" - www.wisebread.com; "The 98 Best Weekend Getaways in America" - msn.com; "The 20 Best Mountain Towns in America" - msn.com; "This is the country's only Salt and Pepper Shaker Museum" - USA TODAY (10best.com); and "The 11 Most Beautiful Places in the U.S. to Have A Fall Wedding" huffingtonpost.com.

The City Manager reported and/or requested:

(1) that she would like to begin by announcing upcoming Halloween events and that the first one is the Halloween Spooktacular which will be Monday, October 30, 2017, from 5:00 to 8:30 P.M. at Mills Park and that this is the third year the Recreation Department has hosted this event and families can trick or treat along the walking trail at Mills Park where local businesses will provide fun and games and treats and there will be a costume contest at 6:00 P.M. The City Manager continued that, secondly, the Trick or Treat Carnival hosted by Ripley's Aquarium, will be Tuesday, October 31, 2017, from 1:00 to 5:00 P.M. and that the Police and Fire Departments will be there along with other community organizations handing out treats, playing games and providing helpful safety information; and,

(2) that she would like to remind everyone that the Gatlinburg Fire Department will be hosting their annual Open House on Tuesday, October 25, 2017, from 5:00 to 8:00 P.M. at Station #1 adjacent to City Hall and that visitors will be treated to fire hall and truck tours, free car seat checkpoint, firefighting demonstrations, and fire safety education and that there will be refreshments served and stated that everyone is invited to attend; and,

(3) that she would like to announce that the Winter Magic Kickoff and Chili Cook-off will be Wednesday, November 8, 2017, from 5:00 to 8:00 P.M. and that the entertainment includes: Jimbo Whaley and the Grassabillies. The City Manager continued that the Winter Magic Kickoff Ceremony will be at 6:00 P.M. and that the event is in a new location at 705 Parkway which is the parking lot adjacent to the old Shoney's and is free, and a spoon for sampling can be purchased for \$10; and,

(4) that she would like to announce that the Gatlinburg Housing Rehabilitation Grant Public meeting will be held on Thursday, October 26, 2017, at 6:00 P.M. here in the Council Room and that you must live in the Corporate Limits and own your home to be eligible for the Gatlinburg Home Program Housing Rehabilitation Project. The City Manager further stated that this is a Program designed to assist low income households and is funded under an Agreement with the Tennessee Housing Development Agency; and,

(5) that she would like to announce 20 and 25 year Service Awards for City employees and that the 20 Year Service Award recipients are Kim Sharp of the Golf Department, Timothy Hughes of the Fire Department and Paul Moyers of the Utilities Department. The City Manager continued and stated that the 25 Year Service Award recipients are John Leatherwood of the Water Department, Kathy Lindsey of the Finance Department, Scott Murphy of the Convention Center, Dennis Smith of the Street Department, Douglas Shultz of the Utilities Department and Robert Wiley of the Recreation Department.

DISCUSSION AND CONSIDERATION OF MAKING AN APPOINTMENT TO FILL THE UNEXPIRED TERM OF SEAT B ON CITY COMMISSION.

Item A under New Business was discussion and consideration of making an appointment to fill the unexpired term of Seat B on City Commission. Commissioner Smith made a motion to discuss the appointment which was seconded by Vice Mayor McCown. Mayor Werner then stated that out of respect for Commissioner Helton, he had reached out to his family and first talked with his wife with regard to filling his Commission Seat, and that she was humbled but respectfully declined. Mayor Werner continued and stated that he then talked with Commissioner Helton's son who said that his responsibilities with the School System, would not allow him time to give the position justice and then Mayor Werner talked with Commissioner Helton's daughter who said she was thrilled and extremely eager to fill the position. Mayor Werner further stated that Ms. Helton previously worked for Barber McMurry and that she has a degree in Design Architecture and that she is very excited to serve if it is the desire of the Commission. Vice Mayor McCown then asked as to the residency requirements and living in Gatlinburg and also asked if she had been contacted to verify that she would be willing to serve. Mayor Werner responded in the affirmative that Ms. Helton meets the residency requirements and that he had a chance to talk with her and she said that if it was the desire of the Commission, she would be happy to serve. Mayor Werner then opened the floor for nominations and Vice Mayor McCown made a motion to appoint Hannah Helton which was seconded by Commissioner Smith and then unanimously adopted.

ORDINANCE NUMBER 2519, AN ORDINANCE TO AMEND ZONING ORDINANCE NO. 830, AND FURTHER BEING AN ORDINANCE TO RECLASSIFY PARCELS 6 AND 7 OF TAX MAP 126N, GROUP G, LOCATED ON TRENTHAM LANE FROM R-3 (HIGH DENSITY RESIDENTIAL) DISTRICT TO C-2 (GENERAL BUSINESS) DISTRICT, First Reading (Passed Planning Commission 09/21/17).

Item B under New Business was Ordinance Number 2519, An Ordinance to amend Zoning Ordinance No. 830, and further being an Ordinance to reclassify Parcels 6 and 7 of Tax Map 126N, Group G, located on Trentham Lane from R-3 (High Density Residential) District to C-2 (General Business) District, First Reading (Passed Planning Commission 09/21/17). Commissioner Jerry Hays made a motion to approve the Ordinance which was seconded by Commissioner Smith. The City Manager then asked the Building and Planning Director to give an overview and Mr. Ball proceeded to do so and stated that a copy of the map in your Agenda packet shows the two subject parcels and that the property is located on Trentham Lane. Mr. Ball continued and stated that the applicants have requested

to rezone this property from R-3, which is a high density residential, to a C-2 zoning designation and that the areas surrounding the property are R-3 and C-2 that adjoin on the south and south east portions of the property. Mr. Ball concluded by stating that Planning Commission has reviewed this request and has made a favorable recommendation to the Board to approve. After these comments, the motion to approve, Ordinance Number 2519 was unanimously adopted on First Reading.

EMERGENCY ORDINANCE NUMBER 2520, AN EMERGENCY ORDINANCE TO AMEND ORDINANCE NUMBER 2511 AND FURTHER BEING AN ORDINANCE TO EXTEND THE DEADLINE FOR REMOVAL OF DEBRIS FROM WILDFIRE DAMAGED PROPERTIES AND TO FURTHER DEFINE WHEN COMPLIANCE OCCURS FOR SAID REMOVAL, First and Final Reading.

The next Item under New Business was Emergency Ordinance Number 2520, an Emergency Ordinance to amend Ordinance Number 2511 and further being an Ordinance to extend the deadline for removal of debris from Wildfire damaged properties and to further define when compliance occurs for said removal, First and Final Reading. Vice Mayor McCown made a motion to approve the Ordinance which was seconded by Commissioner Smith. The City Manager then stated that this was brought up at the last City Commission meeting as it relates to the previous deadline set at the end of September and specifically related to the Federal Emergency Management Agency (FEMA) Private Property Debris Removal (PPDR) Program that has been slower in the process than could meet a September deadline. The City Manager continued and stated that at the last meeting, Mr. Ball reported that 90% of the properties have been cleaned up and it was recommended to extend the deadline so that the people who qualify for the PPDR Program have the opportunity to get their properties cleaned up through the Program and that these are the official Ordinances to make that change. Mayor Werner commented that there would be approximately fifty properties that would qualify for this program and the City Manager stated that at least fifty. After these comments, the motion to approve Ordinance Number 2520 was unanimously adopted on First and Final Reading.

ORDINANCE NUMBER 2521, AN ORDINANCE TO AMEND ORDINANCE NUMBER 2511 AND FURTHER BEING AN ORDINANCE TO EXTEND THE DEADLINE FOR REMOVAL OF DEBRIS FROM WILDFIRE DAMAGED PROPERTIES AND TO FURTHER DEFINE WHEN COMPLIANCE OCCURS FOR SAID REMOVAL, First Reading.

Item D under New Business was Ordinance Number 2521, an Ordinance to amend Ordinance Number 2511 and further being an Ordinance to extend the deadline for

removal of debris from Wildfire damaged properties and to further define when compliance occurs for said removal, First Reading. Commissioner Hays made a motion to approve Ordinance Number 2511 which was seconded by Vice Mayor McCown and then unanimously adopted on First Reading.

DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT FOR SERVICES AGREEMENT WITH PETS WITHOUT PARENTS SHELTER, INC.

Item E under New Business was discussion and consideration of approving a Contract for Services Agreement with Pets Without Parents Shelter, Inc. Commissioner Smith made a motion to approve the Contract which was seconded by Vice Mayor McCown. The City Manager then stated that this is the technical contract for this service and that it was approved in this year's Budget in the amount of \$34,000 and that the contract states for the City's donation, the organization will accept animals from Gatlinburg. After these comments, the motion to approve the Contract for Services Agreement with Pets Without Parents Shelter, Inc. was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING THE PURCHASE OF PROPERTY LOCATED AT 818 CLABO LOOP ROAD.

The next Item under New Business was discussion and consideration of approving the purchase of property located at 818 Clabo Loop Road. Commissioner Smith made a motion to approve the purchase which was seconded by Vice Mayor McCown. The City Manager then asked the Public Works Director to explain and he proceeded to do so and stated that this is to purchase Lot 37 of Laurel Ridge Subdivision and that in the Spring of 1990 a mudslide occurred which impacted the upper part of Clabo Loop Road and this parcel of property. Mr. Henderson continued and stated that the City purchased the property in the Summer of that year and constructed a retaining wall that was located in the middle of the property and stated that last November, the Wildfires destroyed the residence that was located on this property and the fires pitted the face of the concrete wall which does need to be repaired. Mr. Henderson further stated that the concern is in the long term that it will erode the concrete steel retaining wall and cause a failure and that the retaining wall does support the upper side of Clabo Loop Road. Mayor Werner then asked as to the purchase price. The City Manager replied that it is \$25,000 and that an appropriation of \$31,000 was approved in this year's Budget and it is well within the Budgeted amount. After these comments, the motion to approve the purchase of property located at 818 Clabo Loop Road was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A HIGHWAY

SAFETY GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF SAFETY AND HOMELAND SECURITY FOR THE POLICE DEPARTMENT.

Item G under New Business was discussion and consideration of approving a Highway Safety Grant Contract with the Tennessee Department of Safety and Homeland Security for the Police Department. Vice Mayor McCown made a motion to approve the Grant Contract which was seconded by Commissioner Smith. The City Manager then stated that this is a Contract in the amount of \$15,000 to buy some equipment and do some training for the Police Department and then asked the Police Chief to further explain. Chief Brackins then stated that this is an annual appropriation that the Police Department receives and it is for personnel costs for Highway Safety such as radar and accident investigation and also for video and camera equipment for accident investigation. After these comments, the motion to approve the Highway Safety Grant Contract was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A SINGLE BID TO WAKEFIELD CORPORATION RELATED TO THE REPLACEMENT OF ACOUSTICAL PANELS AT THE CONVENTION CENTER.

The next Item under New Business was discussion and consideration of approving a single bid to Wakefield Corporation related to the replacement of acoustical panels at the Convention Center. Vice Mayor McCown made a motion to approve the single bid which was seconded by Commissioner Smith. The City Manager then commented that this is before Commission due to it being a single bid and that the damage to the Convention Center is a result of the Wildfires. The City Manager further stated that this is covered by insurance and that the cost is a little over \$22,000. The Finance Director then commented that Wakefield is the original installer and that they are specialized in replacing these type of acoustical panels. After these comments, the motion to approve a single bid to Wakefield Corporation was unanimously adopted.

RESOLUTION NUMBER 945, A RESOLUTION ADOPTING THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) CONSULTANT SELECTION POLICY FOR PROJECTS USING FEDERAL HIGHWAY ADMINISTRATION OR TDOT FUNDS.

Item I under New Business was Resolution Number 945, a Resolution adopting the Tennessee Department of Transportation (TODT) Consultant Selection Policy for projects using Federal Highway Administration or TDOT funds. Commissioner Hays made a motion to approve the Resolution which was seconded by Commissioner Smith. The City Manager then explained that this is related to a

Multi Modal Grant that the City received a little over two years ago to construct a Trolley Shelter at Rocky Top Sports World and to also make some improvements to crosswalks on Highway 321. The City Manager further stated that in order to be in compliance with the Agreement, the City is required to pass a Resolution that states this is the process the City will use in selecting the Design Consultant for the Project. After these comments, the motion to approve Resolution Number 945 was unanimously adopted.

RESOLUTION NUMBER 946, A RESOLUTION ADOPTING THE PROGRAM POLICIES AND PROCEDURES FOR THE 2017 HOME REHABILITATION PROGRAM.

Item J under New Business was Resolution Number 946, a Resolution adopting the Program Policies and Procedures for the 2017 Home Rehabilitation Program. Commissioner Smith made a motion to approve the Resolution which was seconded by Vice Mayor McCown. The City Manager then commented that this Item and the next two are all related to the Tennessee Housing Development Agency Home Rehabilitation Grant Program and that there would be a Public Meeting held October 26 here in the Council Room. The City Manager then asked the Finance Director to further explain and Mr. Holt recognized Mr. Chris Oelgoetz who was in attendance and is with Community Development Partners who is administrating the \$500,000 Grant. Mr. Holt then explained that there are three Resolutions that have to be adopted as part of this Program for the City to be able to take the next steps and that the notification has been placed in the paper regarding the meeting that the City Manager referenced and that more detailed information will be posted on the City's website and Facebook page. Mr. Holt further stated that the main Resolution to be adopted is the Program's Policies and Procedures so that the City will be in compliance and states that the City agrees with the rules and regulations of the Program and that the two other Resolutions provide for housing inspections services and lead base paint inspections. Mr. Holt concluded by stating that these three Resolutions are necessary for the City to be in compliance with the Grant. After these comments, the motion to approve Resolution Number 946 was unanimously adopted.

RESOLUTION NUMBER 947, A RESOLUTION PROVIDING FOR HOUSING INSPECTION SERVICES FOR THE 2017 HOME REHABILITATION PROGRAM.

The next Item under New Business was Resolution Number 947, a Resolution providing for Housing Inspection Services for the 2017 Home Rehabilitation Program. Commissioner Smith made a motion to approve the Resolution which was seconded by Vice Mayor McCown and then unanimously adopted.

RESOLUTION NUMBER 948, A RESOLUTION PROVIDING FOR LEAD BASE PAINT INSPECTION SERVICES FOR THE 2017 HOME REHABILITATION PROGRAM.

Item L under new Business was Resolution Number 948, a Resolution providing fore Lead Base Paint Inspection Services for the 2017 Home Rehabilitation Program. Commissioner Hays made a motion to approve the Resolution which was seconded by Commissioner Smith and then unanimously adopted.

ORDINANCE NUMBER 2522, AMENDING THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING JULY 1, 2016 AND ENDING JUNE 30, 2017 , First Reading.

The last Item under New Business was Ordinance Number 2522, amending the Appropriation Ordinance for the Fiscal Year beginning July 1, 2016 and ending June 30, 2017, First Reading. Commissioner Smith made a motion to approve the Ordinance which was seconded by Vice Mayor McCown. The City Manager then asked the Finance Director to explain and Mr. Holt stated that a Special Fund was set up to aid in tracking expenses related to the Wildfires and that there was an estimate in the June 30, 2017, Budget and that after discussion with the Auditors, some things pertain to the previous Fiscal Year. Mr. Holt further stated that it is the recommendation of the Auditors that some of the expenses that were going to be put in this year's Budget be appropriated in last year's Budget and that requires this amendment. After these comments, the motion to approve Ordinance Number 2522 was unanimously adopted on First Reading.

UNSCHEDULED ITEMS:

Commissioner Jerry Hays:

(1) Stated that he was happy to have Mike's daughter come on Board and that she will do a great job and that he still misses Mike a lot and that it will take a while to get adjusted to his loss.

Commissioner Don Smith:

(1) Stated that he is glad that Hannah is going to fill in the empty seat and stated that her Dad was one of the finest men that he knew and that we are going to miss him and wants to keep him in our memory and his family in our prayers.

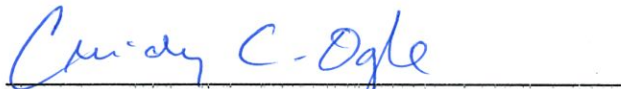
Mayor Mike Werner:

(1) Echoed the above and stated that Mike Helton was a great man, a man of his word and treated everyone with dignity and respect.

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



Mike Werner, Mayor



Cindy Cameron Ogle, City Recorder
/jv