

The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday September 19, 2017 at 6:00 P.M. in the City Council Room. All members were present with the exception of Commissioner Mike Helton. Mayor Mike Werner called the meeting to order and led 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 August 22, 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 Ms. Genie Brabham who had signed up prior to the meeting and she read her questions related to the new alarm system. Mayor Werner then stated that the City Manager would answer all her questions during the City Manager's report.

The Mayor then presented a Certificate of Recognition to the Great Smoky Arts & Craft Community recognizing the organization's 80 years of existence and thanking them for their many contributions to the City and the area.

The City Manager reported and/or requested:

(1) that she would like to begin by giving an update on the Emergency Notification System and stated that all sirens underwent a battery of tests immediately after installation and, in addition, each siren receives a silent test every morning and night and a full audible test monthly. The City Manager continued that the current 5 sirens are located at East Holly Ridge Road, Baskins Creek Bypass, the Reagan Drive Fire Station, the Gatlinburg Water/Utility Department (River Road) and the 300 block of Parkway at the City Parking Lot. The City Manager then stated that the Phase I Emergency Notification System was funded in its entirety through the budgetary process in the amount of \$209,000 and that Phase II which cost approximately \$537,000 will be split between the City, Sevier County and Great Smoky Mountains National Park and that the City is funding its portion through normal budgetary processes and that Phase II has been ordered and is currently being assembled by the manufacturer and once the assembly of all components is complete, the system will be delivered, installed and tested and that this is anticipated to occur in October; and,

(2) that due to the upcoming September 30, 2017 deadline for property clean up and that she would like to ask the Building and Planning Director to give a status report on both the cleanup of properties within the City and the FEMA Private

Property Debris Removal Program. Mr. Ball then gave the report and stated that to date approximately 540 demolition permits have been issued associated with 665 structures within the City and that more than 240 rebuild permits have been issued associated with the destroyed areas of the City. Mr. Ball then stated that a physical assessment of the same area had recently been conducted and, based on that, 90% of the properties have gone through or are currently going through debris removal activities and it is anticipated that of the remaining 10% of properties, a portion of those will be involved in the FEMA Private Property Debris Removal Program (PPDR) qualification that is currently being coordinated by Thompson Consulting Services and TEMA and FEMA representatives. Mr. Ball concluded by stating that based on the delays that have been encountered in the qualification process for these properties, Staff recommends an extension of the deadline for debris removal to coincide with the County's which is December 31, 2017; and,

(3) that she would like to remind everyone of the Employee Tailgate Luncheon that will be held on Friday, October 13, 2017 from 11:00 A.M. to 1:00 P.M. at Rocky Top Sports World and that more details will be coming soon and to please save the date; and,

(4) finally, that there will be a Joint Legislative Luncheon on Wednesday, October 18, 2017, and that State Senators Doug Overbey and Steve Southerland along with State Representatives Dale Carr, Andrew Farmer, and Art Swann will discuss issues that are important to the business community and citizens. The City Manager further stated that the luncheon will be held in W.L. Mills Auditorium and registration begins at 11:30 A.M. with the Program beginning at noon and that tickets are available through the Gatlinburg Chamber of Commerce.

ORDINANCE NUMBER 2518, A PROPERTY TAX LEVYING ORDINANCE FOR THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2017, AND ENDING JUNE 30, 2018, Second Reading, (Passed First Reading 8/22/17).

The only Item under Old Business was Ordinance Number 2518, a Property Tax Levying Ordinance for the City for the Fiscal Year beginning July 1, 2017, and ending June 30, 2018, Second Reading, (Passed First Reading 8/22/17). Commissioner Smith made a motion to approve the Ordinance which was seconded by Commissioner Hays and then unanimously adopted, on Second Reading.

DISCUSSION AND CONSIDERATION OF APPROVING A PERMANENT CONSTRUCTION EASEMENT ON PUBLIC RIGHT-OF-WAY AT 560

GREYSTONE HEIGHTS ROAD (Requested By Mr. and Mrs. Muszik).

Item A under New Business was discussion and consideration of approving a permanent construction easement on public right-of-way at 560 Greystone Heights Road (Requested by Mr. and Mrs. Muszik). Commissioner Hays made a motion to approve the easement which was seconded by Commissioner Smith. The City Manager then asked the Building and Planning Director to give an overview of the revised request from Mr. and Mrs. Muszik. Mr. Ball then stated that the initial request that was previously presented was more involved as far as paving and the construction of a retaining wall on the City right-of-way. Mr. Ball continued that the revised request involves paving on the northwest side of their property only and for a retaining wall on the public right-of-way for a length of approximately eighty-five feet. Vice Mayor McCown then asked if some restrictions have to be met as far as the contractor and deeds. Mr. Ball stated that the work must be coordinated with the Public Works and Utilities Departments to ensure the wall design is properly engineered. Mr. Ball concluded by stating that as it relates to the final wall location and improvements, that when those are completed, there will need to be a survey and documents for a permanent easement so that the City knows the exact location on the right-of-way. After these comments, the motion to approve a permanent construction easement on public right-of-way at 560 Greystone Heights Road was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING A RIGHT-OF-WAY USE REQUEST ON WILEY OAKLEY DRIVE FOR A PROPOSED SEWER LINE INSTALLATION, (Requested by RSC Properties).

The next Item under New Business was discussion and consideration of approving a right-of-way use request on Wiley Oakley Drive for a proposed sewer line installation, (Request by RSC Properties). Commissioner Smith made a motion to approve the request which was seconded by Commissioner Hays. The City Manager then asked the Building and Planner Director to explain and he proceeded to do so by stating that RSC Properties is proposing to construct a private sewer line to serve several properties in the Wiley Oakley Drive area and that there are two crossing of Wiley Oakley Drive that have to occur in order to connect to the City sewer. Mr. Ball continued that the request is a right-of-way use with permanent construction to cross the public right-of-way with a private sewer line. Mr. Ball then stated that the construction method which RSC is proposing is to bore underneath the City street, install a 12 inch steel sleeve and then insert the actual 6 inch sewer line through the sleeve as to minimize the disturbance to the public right-of-way. Further, Mr. Ball explained that there are two locations along Wiley Oakley Drive that this would occur for the width of the street and the width of the right-of-way. Mr. Ball concluded by stating that once all of that is in place, similar to the previous request, RSC would need to create the necessary legal

documents and survey information and which would then be properly recorded as a permanent construction easement. After these comments, the motion to approve a right-of-way use request was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING THE CLOSURE OF A PORTION OF REAGAN DRIVE FROM PARKWAY TO 130 REAGAN DRIVE FROM SEPTEMBER 28, TO OCTOBER 1, 2017 (Requested by the Gatlinburg Convention and Visitors Bureau Special Events Office).

Item C under New Business was discussion and consideration of approving the closure of a portion of Reagan Drive from Parkway to 130 Reagan Drive from September 28, to October 1, 2017 (Requested by the Gatlinburg Convention and Visitors Bureau Special Events Office). Commissioner Hays made a motion to approve the request which was seconded by Vice Mayor McCown. Mayor Werner then recognized Mr. Mark Adams, President/CEO of the Gatlinburg Convention and Visitors Bureau to explain the request for the closure of Reagan Drive and Mr. Adams stated that this is the inaugural Mountainfest Event that Gatlinburg is hosting and the request is for approximately 300 feet of Reagan Drive to be closed from Parkway for the three day event to serve as the main entrance to the Festival site and that it would help to alleviate congestion on the sidewalks on Parkway. Mr. Adams continued that the hope is that the Mountainfest event becomes an annual event and that it is anticipated that approximately 5,000 people will be in attendance which could grow to 10,000 in the future. Mr. Adams also stated that the closure would allow room for emergency vehicles access during the closures. Vice Mayor McCown then asked as to what would be on the street, and Mr. Adams responded that it would be the main entrance to buy tickets and there would be a few vendor tents off to the left side, keeping the right side open. Vice Mayor McCown then questioned if this could be located somewhere else and possibly on private property. Mr. Ned Vickers then responded that the footprint of the Festival takes up the entire property and logistically it did not make sense to put it anywhere else and that the setup is to accommodate up to 7,000 people. Mayor Werner then asked if businesses and residents in that area had been contacted and signed off on the requested closure and Mr. Adams stated that yes, they have contacted most of the businesses in that area and that he personally spoke with a Ripley representative and that agreements also had been received from businesses in the Space Needle and up along Reagan Drive as well. Mayor Werner then asked if there was possibly a compromise as to the road closure as to it only being at the beginning and ending of the Festival. Mr. Adams replied that the closures would be needed for each day. Mr. Vickers then stated that there is a very detailed layout for the Festival and with that many people, it takes an enormous amount of area including the grassy and parking areas. Mr. Vickers stated that the best way he could answer was that this request would not have been brought forth if there was not a concern that the Festival footprint was going to spread out and take up that

much area and have an access that could accommodate that many people. Vice Mayor McCown then commented that he has a problem with closing a City street for three days and that he does not understand why the road would have to be closed and also mentioned 5K and bike races that would be happening during the Festival. Mr. Jim Downs, Director of Special Events, then replied that the bike race is actually a rolling closure and that it will start on site and head out down the Spur and that takes place very early in the morning and that the 5K Race would follow the same path as the Earth Day 5K and that there is a 5K up Ski Mountain Road and a one mile run from Park Vista to the event site. Mayor Werner then asked the Police Chief to give his thoughts on the request and Chief Brackins stated that any road closures raise issues with traffic and problems with the flow of traffic and especially for a full weekend event and then stated that he has concerns with closing the road for three days. After these comments, the motion to approve the request for the closure of a portion of Reagan Drive was defeated with four nay votes.

DISCUSSION AND CONSIDERATION OF APPROVING AN AGREEMENT WITH RONALD FRANKS CONSTRUCTION CO., LLC, RELATED TO THE TROUT FARM WATER INTAKE REPLACEMENT PROJECT.

Item D under New Business was discussion and consideration of approving an Agreement with Ronald Franks Construction Co., LLC, related to the Trout Farm Water Intake Replacement Project. Commissioner Smith made a motion to approve the Agreement which was seconded by Vice Mayor McCown and then unanimously adopted.

RESOLUTION NUMBER 943, A RESOLUTION AUTHORIZING THE CITY TO PARTICIPATE IN THE TENNESSEE MUNICIPAL LEAGUE (TML) RISK MANAGEMENT POOL "DRIVERS SAFETY" LOSS CONTROL MATCHING GRANT PROGRAM.

The next Item under New Business was Resolution Number 943, a Resolution authorizing the City to participate in the Tennessee Municipal League (TML) Risk Management Pool "Drivers Safety" Loss Control Matching Grant Program. Vice Mayor McCown made a motion to approve the Resolution which was second by Commissioner Smith and then unanimously adopted.

RESOLUTION NUMBER 944, A RESOLUTION AUTHORIZING THE CITY TO PARTICIPATE IN THE TENNESSEE MUNICIPAL LEAGUE (TML) RISK MANAGEMENT POOL "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.

Item F under New Business was Resolution Number 944, a Resolution authorizing the City to participate in the Tennessee Municipal League (TML) Risk Management Pool "Safety Partners" Loss Control Matching Grant Program. Commissioner Hays made a motion to approve Resolution Number 944 which was seconded by Vice Mayor McCown and then unanimously adopted.

DISCUSSION AND CONSIDERATION OF MAKING APPOINTMENTS TO THE GATLINBURG PUBLIC BUILDING AUTHORITY BOARD OF DIRECTORS.

The next Item under New Business was discussion and consideration of making appointments to the Gatlinburg Public Building Authority Board of Directors. Vice Mayor McCown made a motion to reappoint Mr. Charles Ogle and Mr. Bud Ogle which was seconded by Commissioner Smith and then unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING A CONTRACT FOR BUSINESSES LOCATED OUTSIDE GATLINBURG CITY LIMITS BUT WITHIN GATLINBURG URBAN GROWTH BOUNDARY TO BE ABLE TO PARTICIPATE IN CERTAIN GATLINBURG ADVERTISING OPPORTUNITIES .

The last Item under New Business was discussion and consideration of approving a Contract for businesses located outside Gatlinburg City Limits but within Gatlinburg urban growth boundary to be able to participate in certain Gatlinburg advertising opportunities. Commissioner Smith made a motion to approve the Contract which was seconded by Vice Mayor McCown. The City Manager then asked the Finance Director to provide an overview and Mr. Holt stated that this is a Program that allows businesses outside the City limits to participate in certain Gatlinburg advertising programs and that the main reason to update the contract was that the former contract referred to the Planning Region and that has since been updated to refer to the Urban Growth Boundary. Mr. Holt further stated that the fee is 4.25% of sales. After these comments, the motion to approve the Contract for Businesses located outside the City Limits to participate in certain Gatlinburg advertising opportunities was unanimously adopted.

UNSCHEDULED ITEMS:

Commissioner Jerry Hays:

- (1) Requested that everyone cheer on his Grandson that will be representing Gatlinburg-Pittman High School in the State Golf Tournament.

Commissioner Don Smith:

- (1) Congratulated the Arts and Crafts Community on their 80 years of business.

Vice Mayor Mark McCown:

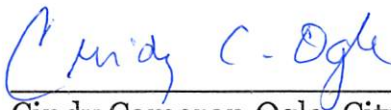
- (1) Stated that he would like to commend the flower girls for doing such a good job with the flowers in town and that the City is looking beautiful.

Mayor Mike Werner:

- (1) Offered prayers to the Ogle Family on the recent passing of Mrs. Stella Ogle and commented that it reminded him tonight, with all the people here from the Arts and Crafts Community, that Mrs. Ogle was an integral part of the success of Gatlinburg.

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