

The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday, February 24, 2015, at 6:00 P.M. in the City Council Room. All members were present with the exception of Commissioner Jerry Hays and Commissioner Mark McCown. Mayor Mike Helton called the meeting to order and led the Pledge of Allegiance. Finance Director Robert Holt gave the Invocation.

Mayor Helton then called for a motion to approve the Minutes of the regular meeting of January 20, 2015. Vice Mayor Mike Werner made a motion to approve the Minutes which was seconded by Commissioner Don Smith and then unanimously adopted.

Item A under Petitions and Communications from the Public was the presentation of a Proclamation by the Mayor recognizing March as Litter Awareness Month to Keep Sevier Beautiful Executive Director Laura Howard.

Item A under Reports of Boards and Committees was a report on behalf of the Recreation Board presented by Recreation Director Marty Nicely. The City Manager introduced Marty Nicely who read the report from the Recreation Board which stated that the Gatlinburg Recreation Board would like to unanimously recommend that, due to requests from local residents and from tourists, the City explore the possibility of creating a dog park in Gatlinburg as it would give local residents and the increasing number of tourists who travel with their dogs a place for their dog to run off leash. Mr. Nicely further stated that there are currently no designated dog parks in Sevier County and that if Gatlinburg was the first to build a dog park, it would be an added attraction for a significant number of tourists. Mayor Helton then commented that it was his understanding that in order for a municipality to set up a dog park that certain guidelines would have to be followed in accordance with the American Kennel Club and Mr. Nicely responded that there are recommended guidelines by the American Kennel Club, such as minimum size acreage, double fencing, areas for large and small dogs as well as designated shade and water areas and stated that these are only recommendations, not requirements, from the American Kennel Club. Vice mayor Werner then asked as to possible locations and Mr. Nicely stated that there is a small piece of old Holiday Inn property and also property located at Glades Road and Autumn Lane. Vice Mayor Werner also asked if grants were available and Mr. Nicely stated that the next cycle for grant funding would be a year from now due to having just received a grant for improvements to Mills Park and that Mr. Randy Boyd, owner of Pet Safe which is headquartered in Knoxville, has made monies available to Knoxville City and Knox County for the construction of dog parks in those areas and that may be a possible resource for funding.

The City Manager reported and/or requested:

- (1) that she wanted to reminded everyone of the 4<sup>th</sup> Annual Fit for Duty Firefighters 5K and 10K that will be held on Saturday, March 21, 2015, at

9:00 A.M. and will begin at the Fire Hall on East Parkway. The City Manager further stated that all proceeds help fund the Gatlinburg Firefighter's Association community education programs; and,

- (2) that she wanted to announce that the public is invited to an open house to meet the new Park Superintendent Cassius Cash that will be held Thursday, February 26, 2015, from 4:00 to 6:00 P.M. at Calhoun's Banquet Room in Gatlinburg; and,
- (3) that she would like to announce that Gatlinburg was recognized by Trip Advisor as one of 16 Top Romantic Destinations with vacation rentals and that also on the list Cape Cod, Santa Barbara, Branson, Estes Park, Colorado, New Orleans, Asheville, Wisconsin Dells, Chicago, Bali, Rome, Las Vegas, Boulder, Islamorada, Florida, Catalina Island and Taos, New Mexico; and,
- (4) that she wanted to express compliments to the City Street Department, Water Department and all City employees who worked diligently last week to maintain uninterrupted City services as best as possible in such rough weather conditions and stated that it was a tough week.

**DISCUSSION AND CONSIDERATION OF APPROVING IMPROVEMENTS TO THE DUDLEY CREEK BYPASS REQUESTED BY WESTGATE SMOKY MOUNTAIN RESORT.**

The first Item under New Business was discussion and consideration of approving improvements to the Dudley Creek Bypass requested by Westgate Smoky Mountain Resort. Vice Mayor Werner made a motion to approve the request which was seconded by Commissioner Don Smith. Mayor Helton then commented that a Workshop meeting was held a couple of weeks ago regarding this request. The City Manager then stated that representatives were in attendance from Westgate and can answer questions and that to summarize for general public purposes, this was indeed reviewed at a recent Workshop and to simplify, the request is to add a turn lane on Dudley Creek Bypass prior to the bridge. Mr. Ted Mullikan then asked for clarification of the location and the Westgate Engineer showed Mr. Mullikan a map and the Engineer stated that the road would begin in the general area where an old structure currently exists. After these comments, the motion to approve improvements to the Dudley Creek Bypass requested by Westgate Smoky Mountain Resort was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING AN ON-PREMISE CERTIFICATE OF GOOD MORAL CHARACTER FOR TIM FULTON, TRI**

**C, D/B/A COLLIER RESTAURANT GROUP, 235 HISTORIC NATURE TRAIL.**

Item B under New Business was discussion and consideration of approving an On-Premise Certificate of Good Moral Character for Tim Fulton, TRI C, d/b/a Collier Restaurant Group, 235 Historic Nature Trail. Commissioner Smith made a motion to approve the Certificate which was seconded by Vice Mayor Werner and then unanimously approved.

**DISCUSSION AND CONSIDERATION OF APPROVING AN ON-PREMISE CERTIFICATE OF GOOD MORAL CHARACTER FOR TAMMY HARRIS, D/B/A POPS ITALIAN KITCHEN, 1235 EAST PARKWAY, SUITE 2 & 3.**

The next Item under New Business was discussion and consideration of approving an On-Premise Certificate of Good Moral Character for Tammy Harris, d/b/a Pops Italian Kitchen, 1235 East Parkway, Suite 2 & 3. Vice Mayor Werner made a motion to approve the Certificate which was seconded by Commissioner Smith and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING AN OFF-PREMISE CERTIFICATE OF GOOD MORAL CHARACTER FOR KERRY J. RADER AND ROBERT M. TROSPER, D/B/A GATEWAY PACKAGE STORE, INC., 1125 PARKWAY.**

The next Item under New Business was discussion and consideration of approving an Off-Premise Certificate of Good Moral Character for Kerry J. Rader and Robert M. Trospen, d/b/a Gateway Package Store, Inc., 1125 Parkway. Commissioner Smith made a motion to approve the Certificate which was seconded by Vice Mayor Werner and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING A CERTIFICATE OF COMPLIANCE FOR KERRY J. RADER AND ROBERT M. TROSPER, D/B/A GATEWAY PACKAGE STORE, INC., 1125 PARKWAY.**

Item E under New Business was discussion and consideration of approving a Certificate of Compliance for Kerry J. Rader and Robert M. Trospen, d/b/a Gateway Package Store, Inc., 1125 Parkway. Commissioner Smith made a motion to approve the Certificate of Compliance which was seconded by Vice Mayor Werner and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF MAKING AN APPOINTMENT TO THE BOARD OF APPEALS.**

The next Item under New Business was discussion and consideration of making an

appointment to the Board of Appeals. Vice Mayor Werner made a motion to nominate Mr. Hugh Clabo which was seconded by Commissioner Smith and then unanimously approved.

**DISCUSSION AND CONSIDERATION OF MAKING AN APPOINTMENT TO THE GATLINBURG AIRPORT AUTHORITY BOARD OF DIRECTORS.**

Item G under New Business was discussion and consideration of making an appointment to the Gatlinburg Airport Authority Board of Directors. Vice Mayor Werner made a motion to appoint Mr. Allen Newton to represent the Industrial Community. The motion was seconded by Commissioner Smith and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #2 TO THE SOUTHERN CONSTRUCTORS, INC., CONTRACT FOR THE NEWMAN ROAD LIFT STATION IMPROVEMENTS PROJECT.**

The next Item under New Business was discussion and consideration of approving Change Order #2 to the Southern Constructors, Inc., Contract for the Newman Road Lift Station Improvements Project. Vice Mayor Werner made a motion to approve the change order which was seconded by Commissioner Smith. The City Manager then commented that this Project is successfully complete and has been since late December and that this change order will close out the Project and reflects a slight reduction in the contract amount. The City Manager then asked the Utilities Manager to further explain and Mr. Phelps stated that there is a credit of \$1,633.00 and that this is the second and final change order and that this was a major rehabilitation to the sewer pumping station on Newman Road. After these comments, the motion to approve Change Order #2 to the Southern Constructors, Inc., Contract for the Newman Road Lift Station Improvements Project was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #2 TO THE JARVIS AWARD, SIGN AND FLAG COMPANY CONTRACT FOR THE PHASE II WAYFINDING SIGNAGE PROJECT.**

Item I under New Business was discussion and consideration of approving Change Order #2 to the Jarvis Award, Sign and Flag Company Contract for the Phase II Wayfinding Signage Project. Commissioner Smith made a motion to approve the change order which was seconded by Vice Mayor Werner. The City Manager then commented that this change order reflects a savings of \$9,900.00 to the City due to the fact that traffic signal number signs that were anticipated to be installed on Highway 321 were not due to safety concerns related to installation and that this is the final action to complete this Project. After these comments, the motion to approve Change Order #2 to the Jarvis Award, Sign and Flag Company Contract for the Phase II Wayfinding Signage Project was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING AN AMENDMENT TO THE CONTRACT WITH BARGE WAGGONER SUMNER AND CANNON, INC., FOR THE PARKWAY PEDESTRIAN PLAZA PROJECT.**

The next Item under New Business was discussion and consideration of approving an amendment to the Contract with Barge Waggoner Sumner and Cannon, Inc., for the Parkway Pedestrian Plaza Project. Vice Mayor Werner made a motion to approve the amendment which was seconded by Commissioner Smith and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #1 TO THE FALIN ENTERPRISES, INC., CONTRACT FOR THE GLADES ROAD RETAINING WALL AND REPLACEMENT PROJECT.**

Item K under New Business was discussion and consideration of approving change order #1 to the Falin Enterprises, Inc., Contract for the Glades Road Retaining Wall and Replacement Project. Vice Mayor Werner made a motion to approve the change order which was seconded by Commissioner Smith. The City Manager commented that this Project is under Budget and ahead of schedule and then asked the Public Works Director to further explain. Mr. Henderson stated that the net change order is an additional amount of \$10,277.38 and is made up of increases of \$3,615.30 to remove bad soils, \$10,514.40 for backfill under the wall and \$9,999.68 for slope stabilization. Mr. Henderson referenced decreases in the amounts of \$3,488.00 for concrete leveling pad, \$5,364.00 for reduced guardrail footage and \$5,000.00 for temporary traffic control signals that were not needed and stated that there are only a few things left to be done which include road markings and seeding and strawing of the lot. After these comments, the motion to approve Change Order #1 was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING A SINGLE BID FOR THE LEASING OF TWO HARLEY-DAVIDSON MOTORCYCLES FROM SMOKY MOUNTAIN HARLEY-DAVIDSON FOR THE POLICE DEPARTMENT.**

The next Item under New Business was discussion and consideration of approving a single bid for the leasing of two Harley-Davidson motorcycles from Smoky Mountain Harley-Davidson for the Police Department. Commissioner Smith made a motion to approve the single bid which was seconded by Vice Mayor Werner. Chief Brackins then commented that this is the third year that the motorcycles have been in the Police Department Budget and that the single bid is with Smoky Mountain Harley-Davidson. After these comments, the motion to approve the single bid was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF DECLARING CERTAIN CITY VEHICLES AND MISCELLANEOUS ITEMS AS SURPLUS.**

Item M under New Business was discussion and consideration of declaring certain City vehicles and miscellaneous items as surplus. Vice Mayor Werner made a motion to declare as surplus which was seconded by Commissioner Smith and then unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING AN AMENDMENT TO THE CHARLES RICHARD RESOURCES FOOD SERVICES AGREEMENT.**

The last Item under New Business was discussion and consideration of approving an amendment to the Charles Richard Resources Food Services Agreement. Vice Mayor Werner made a motion to approve the amendment which was seconded by Commissioner Smith and then unanimously adopted.

**UNSCHEDULED ITEMS:**

**Commissioner Don Smith:**

- (1) Expressed to the Public Works Director what a great job the Street Department and City staff have done to keep the roads safe these last two weeks and stated thanks to all that have made this possible

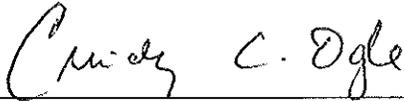
**Vice Mayor Mike Werner:**

- (1) Echoed the above regarding the Street Department and stated that it was amazing that they got the salt down before the ice storm hit and that it helps a lot when you can tell your guests what a great job the Street Department has done and that visitors can get to their lodging and not have to cancel.

**Mayor Mike Helton:**

- (1) Echoed all of the above.

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



---

Cindy Cameron Ogle, City Recorder

/jv



---

Mike Helton, Mayor