

**MINUTES OF
CITY COMMISSION MEETING
MONDAY, JUNE 30 2008, 5:30 P.M.
CITY HALL, PIGEON FORGE, TENNESSEE**

Mayor Whaley called the meeting to order with the following in attendance: Vice Mayor McClure, Commissioner Brackins, Commissioner Reagan, City Manager Teaster, City Recorder Clabo, City Attorney Gass, members of the press and interested citizens.

Mayor Whaley opened the meeting and asked for a moment of silence for the passing of Commissioner Sexton.

Vice Mayor McClure led in the pledge of allegiance.

REGULAR MEETING

The minutes were unanimously approved following motion by Vice Mayor McClure and second to motion by Commissioner Reagan.

The authorization for the payment of bills was unanimously approved following motion by Commissioner Brackins and second to motion by Commissioner Reagan.

Ordinance No. 867 to replace in its entirety **Ordinance No. 768** establishing Stormwater Management Standards and Practices within the City of Pigeon Forge was presented for the second reading. City Manager Teaster stated that this was a federal and state mandate. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting "aye" the motion was approved on the second reading.

Ordinance No. 868 to amend **Ordinance No. 836** annual appropriations for fiscal year 2007 – 2008 was presented for the second reading. On a motion by Commissioner Brackins, second by Vice Mayor McClure and with all voting "aye" the motion was approved on the second reading.

Ordinance No. 869 to make and fix the annual appropriations for the several departments of the City of Pigeon Forge, Tennessee, for this fiscal year beginning July 1, 2008, and ending June 30, 2009 was presented for the second reading. City Manager Teaster discussed the budget ordinance and summarized the various departments. On a motion by Vice Mayor McClure, second by Commissioner Brackins and with all voting "aye" the motion was approved on the second reading.

Ordinance No. 870 to amend the Pigeon Forge Municipal Code by revising Section 18-109 water rates and Section 18-110 sewer rates for the City of Pigeon Forge, Tennessee was presented for the second reading. City Manager Teaster explained reasons for the rate increase were to due to several factors including modifications to the existing wastewater plant, running a force main line to the French Broad River, and fixing and replacing existing lines that have been in the ground for years. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting "aye" the motion was approved on the second reading.

Ordinance No. 871 to adopt a tax levy ordinance for 2008 was presented for the first reading. On a motion by Vice Mayor McClure, second by Commissioner Reagan and with all voting “aye” the motion was approved on the first reading.

Approval of indemnity and hold harmless agreement between Allene McInturg d/b/a Barnes Realty World regarding stormwater drain on City property was presented for approval. City Attorney Gass stated that this had been requested by council at a previous meeting for a drainage easement. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the agreement as presented.

Approval of annual audit contract for fiscal year 2007 – 2008 with Pugh & Company was presented for approval. City Manager Teaster stated that the contract would be between \$75,900 and \$80,900 with an additional cost of approximately \$7,500 to implement SAS 104 – 111. On a motion by Commissioner Brackins, second by Vice Mayor McClure, it was unanimously approved to accept the contract as presented.

Approval of printing of bid for 2009 – 2010 travel planner for the tourism department was presented for approval. Director of Tourism Downey recommended low bid from PBM Graphics at a cost of \$531,144 for 600,000 copies. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the request as presented.

Approval of bid on fall flowering plants for parks and recreation department was presented for approval. Parks and Recreation Director Wilbanks recommended low bid from Martin’s Greenhouse at a cost of \$8,014.50. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept bid as presented.

Approval of acceptance of water line for Laurel Branch Phase 2 as developed by Craig Faulkner and Bob Barnes was presented for approval. Public Works Director Miller stated that a maintenance agreement has been received by Craig Faulkner and he is not aware of any other issues. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the request as presented.

Approval of change order number one to the Pigeon Forge Phase III Greenway project was presented for approval. Steve Fritts stated that the change order request was for the lighting to the trail at a cost of \$243,170, storm drain pipe at a cost of \$2,250, and slope layback at a cost of \$9,750 for a total change order cost of \$255,170. On a motion by Vice Mayor McClure, second by Commissioner Brackins, it was unanimously approved to accept the changer order as requested.

Resolution No. 748 for a referendum on the levy of an additional local option sales and use tax and directing the revenues therefrom was presented for approval. On a motion by Vice Mayor McClure, second by Commissioner Reagan, the resolution was approved as presented. Commissioner Brackins voted no.

Approval of agreement for engineering consulting services with Smith Seckman Reid, Inc. for the design of modifications to the wastewater treatment plant was presented for approval. Public Works Director Miller stated the purpose of this was to increase aeration efficiency. The cost of the services would be a lump sum of \$10,200. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to accept the agreement as presented.

Discussion of bids received on June 20, 2008 regarding construction of City parking lot on Thomas property was presented for approval. City Attorney Gass stated that the scope of the project had drastically changed and therefore the project should be rebid with the reduced scope. Melissa Ziegler stated that the project could be rebid with the next bid opening on July 11, 2008 and award bids on July 14, 2008. On a motion by Vice Mayor McClure, second by Commissioner Reagan, it was unanimously approved to reject all bids and rebid project.

Manager's report included the following:

1. There will be a public hearing on ordinance number 866 on July 14, 2008 in the council room.
2. There will be a planning commission meeting on July 22, 2008 in the council room at 3:00 p.m.

Comments were made by board members about the loss of Commissioner Howard Sexton.

After general comments, and Public Works Director Miller offering a closing prayer, the meeting was duly adjourned at 6:20 p.m.

APPROVED: _____
MAYOR

ATTEST: _____
CITY RECORDER