

**BOARD OF MAYOR AND ALDERMEN
CITY OF SEVIERVILLE, TENNESSEE**

June 16, 2008

A regular meeting of the Board of Mayor and Aldermen of the City of Sevierville, Tennessee, was held at the Sevierville Civic Center, 130 Gary Wade Boulevard, Sevierville, Tennessee, on June 16, 2008, at 7:00 PM.

There were present and participating at the meeting:

Dale Carr, Alderman
Barry Gibbs, Alderman
Jerry W. Loveday, Alderman
Travis L. McCroskey, Vice-Mayor
Claude Ownby, Alderman

Absent:

Bryan C. Atchley, Mayor

Senior Staff Present:

Doug Bishop, City Administrator
Jim Bryant, Planning Director
Jim Deanda, Information Services Director
Steve Flynn, Water & Sewer Director
Byron Fortner, Public Works Director
Steve Hendrix, Assistant City Administrator
Jerry Hickman, City Engineer
Dennis Jarvis, City Attorney
Lynn McClurg, Chief Financial Office & City Recorder
Bob Moncrief, Events Center Acct. & Admin. Director
Bob Parker, Parks & Recreation Director
Faye Randolph, Golf Director
Mike Rawlings, Fire Chief
Butch Stott, Codes Enforcement Director
Mike Wilds, Events Center Dev. & Mtkg Director

Vice-Mayor McCroskey chaired the meeting with Lynn K. McClurg as secretary of the meeting. A motion was made by Alderman Ownby and seconded by Alderman Loveday to approve the minutes of the June 2, 2008 meeting and of the June 2, 2008 workshop and to dispense with the readings. Motion carried.

PUBLIC FORUM

Vice-Mayor McCroskey opened the public forum section of the meeting. McCroskey opened a Public Hearing on Ordinance O2008-010 entitled "AN ORDINANCE APPROPRIATING FUNDS FOR THE VARIOUS DEPARTMENTS, CAPITAL PROJECTS AND PUBLIC BUILDING AUTHORITY OF THE CITY OF SEVIERVILLE FOR THE FISCAL PERIOD JULY 1, 2008 - JUNE 30, 2009, AND ESTABLISHING A PROPERTY TAX RATE FOR TAX YEAR 2008." There being no comments, the Public Hearing was closed.

Vice-Mayor McCroskey opened a Public Hearing on Ordinance O2008-011 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY AT 408 HIGH STREET FROM R-3 HIGH DENSITY RESIDENTIAL DISTRICT TO C-3 INTERMEDIATE COMMERCIAL DISTRICT." There being no comments, the Public Hearing was closed.

Vice-Mayor McCroskey opened a Public Hearing on Ordinance O2008-012 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY NEAR HIGHWAY

66 AND INTERSTATE 40, SITE OF DUMPLIN CREEK DEVELOPMENT, FROM C-4 ARTERIAL COMMERCIAL DISTRICT TO C-5 TOURIST COMMERCIAL DISTRICT." There being no comments, the Public Hearing was closed.

Vice-Mayor McCroskey opened a Public Hearing on Resolution R2008-013 Relating to a Special Assessment. There being no comments, the Public Hearing was closed. There being no comments, the public forum was closed.

COMMUNICATIONS

Council recognized the following community events:

Air Force Band Concert

June 24th

Community Center

Alderman Ownby expressed appreciation for brush pick up in Shannon Green subdivision. Alderman Loveday noted state improvements to the intersection at Dolly Parton Parkway and Gary Wade Boulevard.

REPORTS

Vice-Mayor McCroskey recognized Frank McDaniel, who presented the City's fiscal year 2007 Comprehensive Annual Financial Report. A motion was made by Alderman Loveday and seconded by Alderman Gibbs to approve report as presented. Motion carried. McCroskey recognized Doug Bishop, who presented monthly staff reports, the Sevier Water Board report, and the Sevierville Chamber of Commerce brief. A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the reports as presented. Motion carried.

OLD BUSINESS

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-010 entitled "AN ORDINANCE APPROPRIATING FUNDS FOR THE VARIOUS DEPARTMENTS, CAPITAL PROJECTS AND PUBLIC BUILDING AUTHORITY OF THE CITY OF SEVIERVILLE FOR THE FISCAL PERIOD JULY 1, 2008 - JUNE 30, 2009, AND ESTABLISHING A PROPERTY TAX RATE FOR TAX YEAR 2008." A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on third and final reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-011 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY AT 408 HIGH STREET FROM R-3 HIGH DENSITY RESIDENTIAL DISTRICT TO C-3 INTERMEDIATE COMMERCIAL DISTRICT." A motion was made by Alderman Ownby and seconded by Alderman Carr to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on third and final reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-012 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY NEAR HIGHWAY 66 AND INTERSTATE 40, SITE OF DUMPLIN CREEK DEVELOPMENT, FROM C-4 ARTERIAL COMMERCIAL DISTRICT TO C-5 TOURIST COMMERCIAL DISTRICT." A motion was made by Alderman Gibbs and seconded by Alderman Ownby to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on third and final reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-013 entitled "AN ORDINANCE TO CLOSE AND ABANDON THE RIGHT OF WAY OF A PORTION OF INDUSTRIAL PARK DRIVE." The Board inquired about the method for adding or removing agenda items. Dennis Jarvis stated that the Mayor, as Chairman, has the authority to add or remove items from the agenda at any point prior to the beginning of the meeting. A motion was made by Alderman Ownby and seconded by Alderman Carr to approve the ordinance as presented and to dispense with the reading. Those voting Yes:

Carr, McCroskey, Ownby. Those voting No: Gibbs, Loveday. McCroskey declared the ordinance passed on second reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-014 entitled "STORM WATER ORDINANCE." A motion was made by Alderman Ownby and seconded by Alderman Carr to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on third and final reading. Doug Bishop noted that the County Commission may request an amendment to change the constitution of the storm water board.

NEW BUSINESS

Vice-Mayor McCroskey presented a Resolution R2008-013 Relating to a Special Assessment. McCroskey recognized Mark Mamantov, with Bass, Berry & Sims, who stated that the document replaces the resolution previously passed, clarifies some property references and slightly redistributes assessments. A motion was made by Alderman Loveday and seconded by Alderman Carr to approve the resolution as presented. Motion carried.

Vice-Mayor McCroskey recognized Lynn McClurg, who presented a contract between the City and Brown, Jake & McDaniel, PC for auditing services in the amount of \$52,300.00 for the fiscal year ending June 30, 2008, which complies with requirements of the State Comptroller of the Treasury. McClurg noted that the audit would include the general fund, capital projects fund, solid waste fund, water and sewer fund and other miscellaneous funds. A motion was made by Alderman Ownby and seconded by Alderman Carr to approve the contract as presented. Motion carried.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-015 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO PLACE THE C-3 INTERMEDIATE COMMERCIAL DESIGNATION, THE M-1 INDUSTRIAL DESIGNATION, AND R-3 HIGH DENSITY RESIDENTIAL DESIGNATION UPON CERTAIN PROPERTIES ALONG BOYDS CREEK HIGHWAY, MCCROSKEY ISLAND ROAD, AND FRENCH BROAD CIRCLE." A motion was made by Alderman Carr and seconded by Alderman Loveday to approve the ordinance as amended to add R-2 zoning and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, Ownby. Those voting No: None. Those abstaining: McCroskey. McCroskey declared the ordinance passed on first reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-016 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY ADJACENT TO BASS PRO DRIVE FROM A-R AGRICULTURE-RESIDENTIAL DISTRICT TO M-1 INDUSTRIAL DISTRICT." A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on first reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-017 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, §14-201, TO REZONE PROPERTY ADJACENT TO WINFIELD DUNN PARKWAY FROM C-4 ARTERIAL COMMERCIAL DISTRICT TO C-3 INTERMEDIATE COMMERCIAL DISTRICT." A motion was made by Alderman Carr and seconded by Alderman Gibbs to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on first reading.

Vice-Mayor McCroskey presented and placed for passage an Ordinance O2008-018 entitled "AN ORDINANCE TO CLOSE AND ABANDON AN UNNAMED RIGHT OF WAY EXTENDING FROM THE SOUTHERN BOUNDARY OF THE RIGHT OF WAY OF LONESOME VALLEY ROAD TO THE

INTERSECTION OF SUCH UNNAMED RIGHT OF WAY WITH THE CENTERLINE OF THE WEST PRONG OF THE LITTLE PIGEON RIVER.” A motion was made by Alderman Loveday and seconded by Alderman Carr to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. McCroskey declared the ordinance passed on first reading.

Vice-Mayor McCroskey recognized Steve Hendrix, who requested approval of the purchase of an interior glass framed window from Clearview Glass in the amount of \$5,200.00. A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the purchase as presented. Motion carried.

Vice-Mayor McCroskey recognized Steve Hendrix, who requested approval of the purchase of a hybrid battery conditioner and battery charger from sole source vendor E-bus in the net amount of \$50,000.00. Hendrix explained that the cost includes a credit for recent rental fees. A motion was made by Alderman Loveday and seconded by Alderman Ownby to approve the purchase as presented. Motion carried.

Vice-Mayor McCroskey recognized Bryon Fortner, who requested approval of a contract extension for Reclamite with Pavement Technology under existing contract terms. A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the contract extension as requested. Motion carried.

Vice-Mayor McCroskey recognized Bryon Fortner, who presented bids for annual public works products/contracts and recommended that contracts be awarded as follows:

Guardrail improvements	Highway Markings, Inc.
Sidewalk improvements	Charles Blalock & Sons, Inc.
Reflective sign sheeting	3M Company
Aluminum sign blanks	Osburn Associates, Inc.
Sign posts and hardware	Vulcan Signs

A motion was made by Alderman Loveday and seconded by Alderman Carr to approve the contracts as presented. Motion carried.

Vice-Mayor McCroskey recognized Doug Bishop, who requested approval of a lease agreement with Gateway Village Apartments, a Douglas Cherokee Economic Authority Housing Division, for a satellite police station with a term ending June 30, 2009. A motion was made by Alderman Carr and seconded by Alderman Loveday to approve the lease agreement as presented. Motion carried.

Vice-Mayor McCroskey recognized Doug Bishop, who presented a School Resource Officer Program agreement between the City and the Sevier County School Board that outlines the program, responsibilities and payment. A motion was made by Alderman Loveday and seconded by Alderman Carr to approve the agreement as presented. Motion carried.

Vice-Mayor McCroskey recognized Doug Bishop, who requested approval of an incremental expense for police vehicles with Wilson County Motors, LLC in the total amount of \$435.00. Myers explained that the vehicles came with hubcaps that were not part of the original contract. A motion was made by Alderman Carr and seconded by Alderman Loveday to approve the incremental expense as requested. Motion carried.

Vice-Mayor McCroskey recognized Mike Rawlings, who presented a fire and emergency agreement between the City and the Sevier County Volunteer Fire Department to provide services during larger fires and for other needs for annual payments totaling \$22,000.00. Rawlings noted that the agreement has an automatic renewal clause. A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the contract as presented. Motion carried.

Vice-Mayor McCroskey recognized Mike Rawlings, who presented a fire and emergency agreement between the City and the Northview Volunteer Fire Department to provide services in the

Northview/Kodak area for annual payments totaling \$32,000.00. Rawlings noted that the agreement has an automatic renewal clause. A motion was made by Alderman Carr and seconded by Alderman Gibbs to approve the contract as presented. Motion carried.

Vice-Mayor McCroskey recognized Lynn McClurg, who requested approval and/or ratification of the following expense(s) in excess of \$5,000.00:

1. AEC CAD Solutions	42" plotter	\$9,145.25	Low price
2. Worldwide	Cummins engine	\$8,500.00	Low price
3. ASC Construction Equipment	Paver repair	\$7,313.70	Sole source
4. Craig's Firearm Supply	Body armor	\$5,506.83	Low price
5. Pall Corporation	Training	\$8,100.00	Prof. services

A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the expense(s) as presented. Motion carried.

Vice-Mayor McCroskey recognized Steve Flynn, who presented bids for annual water and sewer contracts and recommended that contracts be awarded as follows:

Hydrated lime	Carl Ownby Co., Inc.
Stone	Vulcan Construction Materials LP
Trucking of stone	Spence Trucking Inc.
Precast manholes	Hampton Precast Concrete
Ductile Iron Pipe	Hayes Pipe Supply, Inc.
OLD WTP:	
1. Sodium Silicofluoride (98% min.)	The Dycho Company, Inc.
2. Sodium Hypochlorite Solution (12.5 wt%)	The Dycho Company, Inc.
NEW WTP:	
3. Sodium Bisulfite Liquid (38%-40%)	Industrial Chemicals, Inc.
4. Sodium Hypochlorite Solution (12.5 wt%)	Greenway Products, Inc.
5. Sodium Hydroxide Solution Caustic	WILL BE RE-BID.
6. Purate	Siemens Water Technologies Corp.
7. Sulfuric Acid (78%)	NO BIDS.
8. Aluminum Sulfate Solution (8.0% min.)	The Dycho Company, Inc.
9. Liquid Calcium Hydroxide (Lime Slurry)	Burnett Lime Company, Inc.
10. Sodium Chloride (Dry)	Greenway Products, Inc.
11. Fluorosilic Acid (Fluoride) (23% min)	Brenntag Mid-South, Inc.
12. Citric Acid Solution (50%)	UnivarUSA
WWTP:	
13. Sodium Bisulfite Liquid (38%-40%)	The Dycho Company, Inc.
14. Sodium Hypochlorite Solution (12.5 wt%)	The Dycho Company, Inc.

A motion was made by Alderman Carr and seconded by Alderman Gibbs to approve the bids and award the contracts as presented. Motion carried.

Vice-Mayor McCroskey recognized Doug Bishop, who presented a Resolution R2008-014 Regarding a Referendum on the Levy of an Additional Local Option Sales and Use Tax and Directing the Revenues Therefrom. A motion was made by Alderman Gibbs and seconded by Alderman Loveday to approve the resolution as presented. Motion carried.

There being no further business to discuss, the meeting adjourned.

Approved: _____
Bryan C. Atchley, Mayor

Attest: _____
Lynn K. McClurg, City Recorder