

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

**August 18, 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 August 18, 2008, at 7:00 PM.

**There were present and participating at the meeting:**

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

**Senior Staff Present:**

Jim Deanda, Information Services Director  
Steve Flynn, Water & Sewer Director  
Bryon Fortner, Public Works Director  
Steve Hendrix, Interim City Administrator  
Jerry Hickman, City Engineer  
Lynn McClurg, Chief Financial Office & City Recorder  
Bob Moncrief, Events Center Acct. & Admin. Director  
Don Myers, Police Chief  
Ed Owens, Acting City Attorney  
Faye Randolph, Golf Director  
Mike Rawlings, Fire Chief  
Butch Stott, Codes Enforcement Director  
Mike Wilds, Events Center Dev. & Mtkg Director

Mayor Atchley chaired the meeting with Lynn K. McClurg as secretary of the meeting. Atchley expressed appreciation to the community for thoughts expressed following the passing of Bill and Harold Atchley. A motion was made by Alderman Ownby and seconded by Vice-Mayor McCroskey to approve the minutes of the August 4, 2008 meeting and of the August 4, 2008 workshop and to dispense with the readings. Motion carried.

**PUBLIC FORUM**

Mayor Atchley opened the public forum section of the meeting. Atchley opened a public hearing on 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." There being no comments, the public hearing was closed.

Mayor Atchley opened a public hearing on 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." There being no comments, the public hearing was closed.

Mayor Atchley opened a public hearing on 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.” There being no comments, the public hearing was closed.

Alderman Gibbs requested that David Wade be recognized during discussion of item I-4. There being no further comments, the public forum was closed.

## COMMUNICATIONS

Council recognized the following community events:

Vietnam Memorial Wall	August 28 <sup>th</sup> – September 1 <sup>st</sup>	Sevierville
Chamber Coffee Talk	August 19 <sup>th</sup>	Civic Center
Chamber Hero’s Lunch	August 21 <sup>st</sup>	Civic Center
PD Accreditation Breakfast	August 25 <sup>th</sup>	Police Department
PD Accreditation Public Hearing	August 25 <sup>th</sup>	Police Department

Alderman Ownby requested that staff develop a policy for police traffic assistance during funeral processions. A motion was made by Alderman Carr and seconded by Alderman Loveday to reschedule the September 1, 2008 Council meeting to September 2, 2008 due to the Labor Day holiday. Motion carried.

## REPORTS

Mayor Atchley recognized Steve Hendrix, who presented monthly staff reports, the Sevier Water Board report, and the Sevierville Chamber of Commerce brief.

## OLD BUSINESS

Mayor Atchley 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 Ownby and seconded by Alderman Loveday to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, Ownby. Those voting No: None. Those abstaining: McCroskey. Atchley declared the ordinance passed on third and final reading.

Mayor Atchley 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. Atchley declared the ordinance passed on third and final reading.

Mayor Atchley 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 Vice-Mayor McCroskey 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. Atchley declared the ordinance passed on third and final reading.

Mayor Atchley noted that Ordinance O2008-018 had been removed from the agenda as it had passed on third and final reading on August 4, 2008.

Mayor Atchley presented and placed for passage an Ordinance O2008-019 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 104, 106 AND 108 Y ROAD FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-4 ARTERIAL COMMERCIAL DISTRICT." A motion was made by Alderman Ownby 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. Atchley declared the ordinance passed on the second reading.

Mayor Atchley presented and placed for passage an Ordinance O2008-020 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 OLD KNOXVILLE HIGHWAY, SEVIER COUNTY PROPERTY MAP 49A, GROUP B, PART OF PARCEL 2 FROM M-1 INDUSTRIAL DISTRICT TO R-3 HIGH DENSITY RESIDENTIAL DISTRICT." A motion was made by Alderman Ownby 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. Atchley declared the ordinance passed on the second reading.

### **NEW BUSINESS**

Mayor Atchley presented and placed for passage an Ordinance O2008-021 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 ON SEVIER COUNTY PROPERTY MAP 49, PART OF PARCEL 26 FRONTING ALLENSVILLE ROAD FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-4 ARTERIAL COMMERCIAL DISTRICT." A motion was made by Alderman Gibbs and seconded by Alderman Loveday to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. Atchley declared the ordinance passed on first reading.

Mayor Atchley presented and placed for passage an Ordinance O2008-022 entitled "AN ORDINANCE TO CLOSE AND ABANDON THE RIGHT OF WAY OF AN UNOPENED PORTION OF DICKEY DRIVE, AN UNOPENED PORTION OF RIVERSIDE DRIVE, AND AN UNOPENED PORTION OF WEST AVENUE LYING NORTH OF DOLLY PARTON PARKWAY (US441/SR35)." 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. Atchley declared the ordinance passed on first reading.

Mayor Atchley presented and placed for passage an Ordinance O2008-023 entitled "AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE BOUNDARIES OF THE CITY OF SEVIERVILLE, TENNESSEE, PROPERTY ON RED BANK ROAD." 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. Atchley declared the ordinance passed on first reading.

Mayor Atchley recognized Bryon Fortner, who presented bids for the purchase of a 2009 automated side-loading garbage truck and recommended acceptance of the low qualified bid and award of contract to Premier Equipment, LLC in the amount of \$214,510.21. Atchley recognized David Wade with D&W Environmental, who requested further consideration of his bid. A motion was made by Alderman Carr and seconded by Vice-Mayor McCroskey to approve the low qualified bid and award the contract as presented. Motion carried.

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

- |                   |                       |            |             |
|-------------------|-----------------------|------------|-------------|
| 1. C&F Sales      | Public works uniforms | \$7,316.00 | Low price   |
| 2. J&F Mechanical | Boiler repair         | \$1,597.87 | Incremental |

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

Mayor Atchley recognized Don Myers who requested, on behalf of the Robert Tino Gallery, permission to close Old Douglas Dam Road on October 4<sup>th</sup> and 5<sup>th</sup>, 2008 from 8:00 AM until 6:00 PM for an annual Autumn Festival. A motion was made by Alderman Ownby and seconded by Alderman Gibbs to allow the street closure as requested. Motion carried.

Mayor Atchley recognized Don Myers who requested, on behalf of Allen Newton, permission to close lanes on Highway 66 on Saturday, October 4, 2007 for a 5-K race. A motion was made by Alderman Gibbs and seconded by Vice-Mayor McCroskey to allow the lane closures as requested. Motion carried.

Mayor Atchley recognized Steve Flynn, who requested approval of an annual contract for dry sodium chloride with Greenway Products, Inc. in the amount of \$214.30 per ton. Flynn explained that bidders were asked to re-submit pricing information with the clarification that the product is NSF Certified ANSI Standard 60, as required by the State. A motion was made by Alderman Ownby and seconded by Alderman Loveday to approve the contract as presented. Motion carried.

Mayor Atchley recognized Steve Flynn, who presented price quotes and requested approval of an annual contract for uniforms with Aramark Uniform Services. A motion was made by Alderman Loveday and seconded by Alderman Carr to approve the contract as presented. Motion carried.

At the request of Mayor Atchley, a motion was made by Alderman Loveday and seconded by Vice-Mayor McCroskey to appoint Steve Hendrix as Interim City Administrator. Motion carried.

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

Approved: \_\_\_\_\_  
Bryan C. Atchley, Mayor

Attest: \_\_\_\_\_  
Lynn K. McClurg, City Recorder