

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

April 20, 2009

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 April 20, 2009, 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
Claude Ownby, Alderman
Travis L. McCroskey, Vice-Mayor

Senior Staff Present:

Jim Deanda, Information Services Director
Steve Flynn, Water & Sewer Director
Steve Hendrix, Interim City Administrator
Lynn McClurg, Chief Financial Office & City Recorder
Don Myers, Police Chief
Ed Owens, Acting City Attorney
Bob Parker, Parks & Recreation Director
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. A motion was made by Alderman Ownby and seconded by Alderman Gibbs to approve the minutes of the April 6, 2009 meeting and to dispense with the reading. Motion carried.

PUBLIC FORUM

Mayor Atchley opened the public forum section of the meeting. Atchley opened a public hearing on Ordinance O2009-007 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 VETERANS BOULEVARD, TAX MAP 62, PARCEL 33.02 FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-3 INTERMEDIATE COMMERCIAL DISTRICT." There being no comments, the public hearing was closed.

Mayor Atchley opened a public hearing on Ordinance O2009-008 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 BLANTON DRIVE AND VETERANS BOULEVARD FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-4 ARTERIAL COMMERCIAL DISTRICT." There being no comments, the public hearing was closed.

Mayor Atchley recognized Don Collier, who requested that the City vigorously enforce codes with regard to the Vulcan Materials spoils piles being constructed adjacent to Governor's Crossing. Council requested that staff contact Vulcan to determine plans for stabilization of the soils pile. There being no further comments, the public forum was closed.

COMMUNICATIONS

Council recognized the following community events:

Arbor Day/Cemetery Park Dedication	May 15 th , 1:00 PM	Cemetery Park
GSMNP 75 th Celebration	April 24 th , 12:00 PM	Clingman's Dome
BMA Budget Workshops	May 4 th , May 18 th , June 1 st	Council Hall

Bloomin Bluegrass & BBQ
Chamber Coffee Talk

May 15th, 16th
April 23rd, 8:30 AM

Downtown Sevierville
Civic Center

Mayor Atchley noted that Bruce Brannon has resigned from the Public Building Authority after several years of service and requested recommendations for the vacancy. Alderman Gibbs requested that discussion of City Administrator applicants be placed on the May 4th workshop agenda.

REPORTS

Mayor Atchley recognized Steve Hendrix, who presented monthly staff reports, the Sevier Water Board report, and the Sevierville Chamber of Commerce brief. Alderman Loveday expressed concern about the 66% increase in DUIs noted the Police Department report. Chief Myers explained that the figures are the result of both an increase in activity and an increase in enforcement due to grant funding. Alderman Ownby requested that staff research the means by which Gatlinburg enforces at 1:00 AM liquor sale curfew.

OLD BUSINESS

Mayor Atchley presented and placed for passage an Ordinance O2009-007 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 VETERANS BOULEVARD, TAX MAP 62, PARCEL 33.02 FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-3 INTERMEDIATE COMMERCIAL DISTRICT." A motion was made by Alderman Carr 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 third and final reading.

Mayor Atchley presented and placed for passage an Ordinance O2009-008 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 BLANTON DRIVE AND VETERANS BOULEVARD FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO C-4 ARTERIAL COMMERCIAL DISTRICT." A motion was made by Alderman Carr and seconded by Vice-Mayor McCroskey 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.

NEW BUSINESS

Mayor Atchley recognized Steve Flynn, who requested that Council rescind the bid award for a ¾-ton extended cab 4-wheel drive pickup truck to Lance Cunningham Ford and allow the truck to be rebid. Flynn explained that Lance Cunningham Ford can no longer provide the vehicle. A motion was made by Alderman Loveday and seconded by Vice-Mayor McCroskey to rescind the bid award and allow the rebid as requested. Motion carried.

Mayor Atchley recognized Steve Flynn, who requested approval of compensation to Jordan, Jones and Goulding, Inc. in the amount of \$1,900,000.00 for tasks 3, 4, 5, and 6 associated with task order #2007.04. Flynn explained that the compensation is for engineering services associated with the expansion of the existing McCroskey Island wastewater treatment plant from 4 to 12 mgd and will be paid as the tasks are completed over an estimated 18 month period. A motion was made by Alderman Ownby and seconded by Alderman Carr to approve the payment as presented. Motion carried.

Mayor Atchley recognized Don Myers, who requested approval to amend the purchase of a Dodge Charger to a revised cost of \$21,811.17 (an increase of \$461.17) from Cardinal Dodge under state contract #4037294 (SWC218). A motion was made by Alderman Carr and seconded by Vice-Mayor McCroskey to approve the amended purchase as presented. Motion carried.

Mayor Atchley recognized Don Myers, who requested approval of a road race on April 25th at 8:30 AM beginning at Sevier County High School to benefit the American Cancer Society. Myers

explained that the only roadway that would need closing is one direction of Old Newport Highway while runners are present. A motion was made by Alderman Carr and seconded by Alderman Loveday to approve the race and road closure as requested. Motion carried.

Mayor Atchley presented and placed for passage an Ordinance O2009-009 entitled "AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE BOUNDARIES OF THE CITY OF SEVIERVILLE, TENNESSEE, A PORTION OF COLLIER DRIVE, PROPERTY LYING ALONG COLLIER DRIVE, AND A PORTION OF RIDGE ROAD." 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. Atchley declared the ordinance passed on first reading.

Mayor Atchley presented and placed for passage an Ordinance O2009-010 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 ZONING DESIGNATION UPON PROPERTY ON COLLIER DRIVE AND A PORTION OF THE RIGHT OF WAY OF COLLIER DRIVE AND RIDGE ROAD, AND, TO PLACE THE A-R AGRICULTURE-RESIDENTIAL ZONING DESIGNATION UPON PROPERTY ON COLLIER DRIVE AND A PORTION OF THE RIGHT OF WAY ON COLLIER DRIVE (PROPERTIES INCLUDED IN ANNEXATION ORDINANCE O2009-009)." 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 O2009-011 entitled "AN ORDINANCE TO CLOSE AND ABANDON THE RIGHT-OF-WAY OF AN UNOPENED PORTION OF AIRPORT ROAD." Steve Flynn confirmed that there are no utility easements in the right-of-way. A motion was made by Alderman Carr and seconded by Vice-Mayor McCroskey 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 Lynn McClurg, who requested approval and/or ratification of the following expense(s) in excess of \$5,000.00 and contingency expenses:

- | | | | |
|-------------------|------------------------|-------------|-------------|
| 1. Lanes Sales II | Mower | \$7,550.00 | Low price |
| 2. Ebus | Trolley parts & repair | \$3,389.86 | Sole source |
| 3. CISCO | Court software support | \$14,618.25 | Sole source |

A motion was made by Alderman Carr and seconded by Alderman Ownby to approve the expense(s) 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