

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

May 3, 2010

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 May 3, 2010, at 7:00 PM.

There were present and participating at the meeting:

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

Absent:

Bryan C. Atchley, Mayor

Senior Staff Present:

Jim Bryant, Planning Director
Steve Flynn, Water & Sewer Director
Bryon Fortner, Public Works Director
Steve Hendrix, 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, City Attorney
Bob Parker, Parks & Recreation Director
Mike Rawlings, Fire Chief
Butch Stott, Codes Enforcement Director

Vice-Mayor Carr chaired the meeting with Lynn K. McClurg as secretary of the meeting. A motion was made by Alderman Ownby and seconded by Alderman McCroskey to approve the minutes of the April 19, 2010 meeting and to dispense with the reading. Motion carried.

PUBLIC FORUM

Vice-Mayor Carr opened the public forum section of the meeting. There being no comments, the public forum was closed.

COMMUNICATIONS

The Board recognized the following community events:

Election Day	May 5 th	Sevier County
Lodging Association Meeting	May 6 th , 9:00 AM	Sevierville
Chamber Business During Hours	May 13 th	Sevierville
TN Welcome to Trails Program	May 13 th ,	Robert A. Tino Gallery
Bloomin' Bluegrass & Barbeque	May 14 - 16 th	Downtown Sevierville
Board Workshop	May 17 th , 4:00 PM	Council Hall
Chamber Coffeetalk	May 18 th	Sevierville

Alderman Ownby requested repair work at the end of the Collier Drive Bridge. Ownby requested staff look at line of sight obstructed by a dumpster on Court Avenue at the Parkway. Council expressed concerns for recent victims of natural disasters in the Gulf of Mexico and in Nashville and directed City personnel to render support as needed and able.

OLD BUSINESS

Vice-Mayor Carr presented and placed for passage an Ordinance O2010-005 entitled "AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE BOUNDARIES OF THE CITY OF SEVIERVILLE, TENNESSEE, PROPERTY ON COUNTRY MEADOWS DRIVE, TAX MAP 62D, GROUP A, LOTS 178 & 179." A motion was made by Alderman Ownby and seconded by Alderman 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. Carr declared the ordinance passed on second reading.

Vice-Mayor Carr presented and placed for passage an Ordinance O2010-006 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 R-2 MEDIUM DENSITY RESIDENTIAL ZONING DESIGNATION UPON PROPERTY ON COUNTRY MEADOWS DRIVE, PROPERTY INCLUDED IN ANNEXATION ORDINANCE O2010-005." A motion was made by Alderman 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. Carr declared the ordinance passed on second reading.

Vice-Mayor Carr presented and placed for passage an Ordinance O2010-007 entitled "AN ORDINANCE SUSPENDING THE OPERATION OF CERTAIN ORDINANCES CONCERNING OVERNIGHT CAMPING, ON STREET PARKING AND SIGNAGE, AND CLOSING OF SECTIONS OF BRUCE STREET AND SECTIONS OF COURT AVENUE FOR THE BLOOMIN BLUEGRASS AND BARBEQUE FESTIVAL EVENT TO BE HELD MAY 13 THROUGH MAY 16, 2010." A motion was made by Alderman Gibbs and seconded by Alderman 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. Carr declared the ordinance passed on second reading.

Vice-Mayor Carr presented and placed for final passage an Ordinance O2010-007 entitled "AN ORDINANCE SUSPENDING THE OPERATION OF CERTAIN ORDINANCES CONCERNING OVERNIGHT CAMPING, ON STREET PARKING AND SIGNAGE, AND CLOSING OF SECTIONS OF BRUCE STREET AND SECTIONS OF COURT AVENUE FOR THE BLOOMIN BLUEGRASS AND BARBEQUE FESTIVAL EVENT TO BE HELD MAY 13 THROUGH MAY 16, 2010." A motion was made by Alderman Ownby and seconded by Alderman 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. Carr declared the ordinance passed on third and final reading.

NEW BUSINESS

Vice-Mayor Carr recognized Bob Parker, who presented bids for the Blalock Natatorium rehabilitation project and recommended the acceptance of the low qualified bid and award of contract to D&S Builders in the amount of \$284,681.00. A motion was made by Alderman Loveday and seconded by Alderman McCroskey to approve the bid and award the contract as presented. Motion carried.

Vice-Mayor Carr recognized Bryon Fortner, who presented a Contract for Maintenance of State Highways with the Tennessee Department of Transportation for maximum reimbursement of \$160,823.12. A motion was made by Alderman McCroskey and seconded by Alderman Loveday to approve the contract as presented. Motion carried.

Vice-Mayor Carr recognized Steve Flynn, who requested on behalf of Allen Newton, permission to waive water and sewer tap fees for the King Family Library building at 408 High Street. A motion was made by Alderman Ownby and seconded by Alderman Gibbs to waive the tap fees as presented. Motion carried.

Vice-Mayor Carr recognized Steve Flynn, who presented quotes for metal awnings for the McCroskey Island administrative offices and recommended purchasing the awnings from qualified low price vendor Greg Layman in the amount of \$8,900.00. A motion was made by Alderman McCroskey and seconded by Alderman Ownby to approve the purchase as presented. Motion carried.

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

Water Treatment Plant:

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| 1. Sodium Bisulfite Liquid (tote) | Brenntag Mid-South, Inc. |
| 2. Sodium Hypochlorite Solution | Greenway Products, Inc. |
| 3. Sodium Hydroxide Solution (caustic) | Univar USA |
| 4. Aluminum Sulfate Solution | The Dycho Company, Inc. |
| 5. Liquid Calcium Hydroxide (Lime Slurry) | Burnett Lime Company, Inc. |
| 6. Sodium Chloride Dry (dry) | Greenway Products, Inc. |
| 7. Fluorosilic Acid (Fluoride) | Pencoco, Inc. |
| 8. Citric Acid Solution | Univar USA |

WWTP:

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| 9. Sodium Bisulfite Liquid (bulk) | JCI Jones Chemicals, Inc. |
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A motion was made by Alderman Loveday and seconded by Alderman Gibbs to approve the bids and award the contracts as presented. Motion carried.

Vice-Mayor Carr recognized Steve Flynn, who presented contracts with the Tennessee Department of Transportation for relocation of water lines on SR66, relocation of sewer lines on SR66 and betterment fund deposits in the amount of \$669,265.73. A motion was made by Alderman McCroskey and seconded by Alderman Loveday to approve the contracts as presented. Motion carried.

Vice-Mayor Carr recognized Don Myers, who requested approval to purchase 23 Panasonic laptop computers under GSA contract #GS-35F-0143-R from CDWG at a cost of \$1,456.27 each for a total of \$33,494.21. Myers noted that the computers are funded with a Governor's Highway Safety grant. A motion was made by Alderman Loveday and seconded by Alderman McCroskey to approve the purchase as presented. Motion carried.

Vice-Mayor Carr recognized Don Myers, who requested approval to purchase 19 decommissioned laptop modems from sole source vendor JService at a cost of \$825.00 each for a total of \$15,675.00. A motion was made by Alderman Gibbs and seconded by Alderman Loveday to approve the purchase as presented. Motion carried.

Vice-Mayor Carr recognized Don Myers, who requested on behalf of Paul Whaley, permission to close Court Avenue from Commerce Street to Bruce Street on Monday May 31st from 10:00 AM through 12:00 PM for the Memorial Day Program and Thursday November 11th from 10:00 AM through 12:00 PM for the Veterans Day program. A motion was made by Alderman Ownby and seconded by Alderman McCroskey to approve the street closures as requested. Motion carried.

Vice-Mayor Carr recognized Don Myers, who requested on behalf of Ron Giddis, permission to close Bruce Street from the Parkway to the Court House, and Court Avenue from Joy Street to Commerce Street on Sunday May 30th from 8:00 AM through 11:00 AM for the Smoky Mountain Thunder motorcycle ride. A motion was made by Alderman McCroskey and seconded by Alderman Gibbs to approve the street closures as requested. Motion carried.

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

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| 1. REM Company, Inc. | Washer extractor | \$9,738.80 | Sole source |
| 2. Creative Information Systems | CISCO software support | \$12,943.50 | Sole source |

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|------------------------|---------------------|-------------|----------------|
| 3. GEO Services | Ridge Road drilling | \$10,869.00 | Urgent service |
| 4. Nedrow & Associates | Flygt pump parts | \$7,237.70 | Sole source |

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

Vice-Mayor Carr requested on behalf of Blalock & Sons, Inc., approval of the temporary closure of Buena Drive for construction for a period not to exceed three weeks. A motion was made by Alderman McCroskey and seconded by Alderman Loveday to approve the temporary street closure contingent upon the contractor contacting all affected property owners. Motion carried.

Vice-Mayor Carr recognized Ed Owens, who recommended approval of a settlement with James Robinson for back-pay (overtime) and punitive damages in the amount of \$120,000.00. A motion was made by Alderman Ownby and seconded by Alderman Loveday to approve the settlement as recommended by the City Attorney. Those voting Yes: Carr, Gibbs, Loveday, McCroskey, Ownby. Those voting No: None. Carr declared the motion passed.

There being no further business to discuss, the meeting adjourned at 8:23 PM.

Approved: _____
 Bryan C. Atchley, Mayor

Attest: _____
 Lynn K. McClurg, City Recorder