

**AGENDA**  
**BOARD OF MAYOR & ALDERMEN**

**April 15, 2024 Meeting**

**Sevierville Civic Center**

**6:00 P.M.**



**AGENDA**  
**BOARD OF MAYOR & ALDERMEN**

April 15, 2024 Meeting  
Sevierville Civic Center  
Council Hall  
6:00 P.M.

**A. CALL TO ORDER**

1. Pledge of Allegiance
2. Invocation

**B. ROLL CALL**

**C. MINUTES – 4/1/2024**

**D. PUBLIC FORUM**

1. Consider approval of **Ordinance O-2024-006** – *3<sup>rd</sup> reading* – An Ordinance to amend the zoning map of the City of Sevierville to rezone property located on 100 John L Marshall Drive from HDR to AC – *Corey Divel*
2. Consider approval of **Ordinance O-2024-007** – *3<sup>rd</sup> reading* – An Ordinance to amend the zoning map of the City of Sevierville to rezone property on 109 River Mill Road from LDR to IC – *Corey Divel*

**E. REPORTS – Monthly Department Reports**

**F. COMMUNICATIONS FROM MAYOR & ALDERMEN**

New and Promoted Employee Introductions

**G. OLD BUSINESS**

1. Consider approval of **Ordinance O-2024-006** – *3<sup>rd</sup> reading* – An Ordinance to amend the zoning map of the City of Sevierville to rezone property located on 100 John L Marshall Drive from HDR to AC – *Corey Divel* 1
2. Consider approval of **Ordinance O-2024-007** – *3<sup>rd</sup> reading* – An Ordinance to amend the zoning map of the City of Sevierville to rezone property on 109 River Mill Road from LDR to IC – *Corey Divel* 5

**H. NEW BUSINESS**

1. Consider approval of **Ordinance O-2024-009** – *1<sup>st</sup> reading* – An Ordinance to amend the zoning map of the City of Sevierville to rezone property located off 1415 Middle Creek Road and Veterans Parkway from LDR to NC – *Corey Divel* 8
2. Consider approval of **Ordinance O-2024-010** – *1<sup>st</sup> reading* – An Ordinance amending subsection 2.7.2 of the Sevierville Zoning Ordinance – *Corey Divel* 12
3. Consider approval of **Fireworks Display for “Large Cars & Guitars III”** at Smokies Park – *Matt Henderson* 16
4. Consider approval to **purchase Celebrite Premium Unlimited** in the amount of \$246,500.01 – *Joe Manning* 24
5. Consider approval of the **WK Dickson Engineering Amendment No. 1** Additional Services Authorization for Phase 05 for the 36-Inch Sanitary Sewer Interceptor Rehabilitation Task Order 6 for a not to exceed amount of \$27,000 – *Keith Malone* 29
6. Consider approval of **design work expenditure for improvements** at the intersection of Old Newport Highway and Pittman Center Road in the amount of \$268,415 – *Doug Tarwater* 31

**I. ADJOURNMENT**

**BOARD OF MAYOR AND ALDERMEN  
CITY OF SEVIERVILLE, TENNESSEE  
April 1, 2024**

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 1, 2024 at 6:00 PM.

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

Robbie Fox, Mayor  
Wayne Helton, Alderman  
Travis L. McCroskey, Alderman  
Joey Ohman, Alderman

**Absent:**

Devin Koester, Vice Mayor  
Mitch Rader, Alderman

**Senior Staff present:**

Corey Divel, Development Director  
Keith Malone, Water & Sewer Director  
Joseph Manning, Police Chief  
Lynn McClurg, Chief Financial Officer/City Recorder  
Martha Norris, Convention Center Director  
Ed Owens, City Attorney  
Bob Parker, Parks & Recreation Director  
Dustin Smith, Deputy City Administrator  
Russell Treadway, City Administrator  
Brian Wagner, Information Technology Director

Mayor Fox chaired the meeting with Lynn K. McClurg as secretary of the meeting. A motion was made by Alderman Helton and seconded by Alderman McCroskey to approve the minutes of the March 18, 2024 meeting and to dispense with the reading. Motion carried.

**PUBLIC FORUM**

Mayor Fox opened the public forum section of the meeting. Fox opened a public hearing on ordinance O2024-004 entitled "AN ORDINANCE TO AMEND CHAPTER 10 APPENDICES OF THE SEVIERVILLE ZONING ORDINANCE". There being no comments, the public hearing was closed.

Mayor Fox opened a public hearing on ordinance O2024-005 entitled "AN ORDINANCE TO INCREASE THE COMPENSATION PAID BY THE CITY TO THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF SEVIERVILLE, TENNESSEE". There being no comments, the public hearing was closed. There being no comments, the public forum was closed.

**BOARD APPOINTMENTS**

Mayor Fox requested ratification of the following board/committee appointment(s):

Parks & Recreation Foundation	Tina Davis	Term ends 3/1/2025
	Christian Brown	Term ends 3/1/2025

Fox noted that Ms. Davis and Mr. Brown are recommended to fill the positions vacated by Bryan Atchley, Jr. and Betty Ogle, respectively. A motion was made by Alderman McCroskey and seconded by Alderman Helton to approve the appointment(s) as recommended. Motion carried.

## **OLD BUSINESS**

Mayor Fox presented and placed for passage an ordinance O2024-004 entitled "AN ORDINANCE TO AMEND CHAPTER 10 APPENDICES OF THE SEVIERVILLE ZONING ORDINANCE". Corey Divel noted that the ordinance updates the Functional Road Classification to include roads which were not included with previous annexations. A motion was made by Alderman McCroskey and seconded by Alderman Helton to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Helton, McCroskey, Ohman. Those voting No: None. Fox declared the ordinance passed on third and final reading.

Mayor Fox presented and placed for passage an ordinance O2024-005 entitled "AN ORDINANCE TO INCREASE THE COMPENSATION PAID BY THE CITY TO THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF SEVIERVILLE, TENNESSEE". A motion was made by Alderman McCroskey and seconded by Alderman Ohman to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Helton, McCroskey, Ohman. Those voting No: None. Fox declared the ordinance passed on third and final reading.

Mayor Fox presented and placed for passage an ordinance O2024-006 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, SECTION 14-201 TO REZONE PROPERTY LOCATED AT 100 JOHN L MARSHALL DR, TAX MAP 061G, GROUP B, PARCEL 049.00 FROM HIGH DENSITY RESIDENTIAL (HDR) DISTRICT TO ARTERIAL COMMERCIAL (AC) DISTRICT." A motion was made by Alderman Helton and seconded by Alderman Ohman to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Helton, McCroskey, Ohman. Those voting No: None. Fox declared the ordinance passed on second reading.

Mayor Fox presented and placed for passage an ordinance O2024-007 entitled "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE, TENNESSEE, AS SET FORTH IN THE SEVIERVILLE MUNICIPAL CODE, SECTION 14-201 TO REZONE PROPERTY LOCATED AT 109 RIVER MILL ROAD, TAX MAP 027, PARCEL 006.00 FROM LOW DENSITY RESIDENTIAL (LDR) DISTRICT TO INTERMEDIATE COMMERCIAL (IC) DISTRICT." A motion was made by Alderman McCroskey and seconded by Alderman Helton to approve the ordinance as presented and to dispense with the reading. Those voting Yes: Helton, McCroskey, Ohman. Those voting No: None. Fox declared the ordinance passed on second reading.

## **NEW BUSINESS**

Mayor Fox recognized Holly Jones, who requested approval of a Tennessee Highway Safety Office (THSO) grant application and related contracts and expenditures in the amount of \$81,800.00 for police overtime and supplies related to Tennessee Driving Under the Influence Laws. A motion was made by Alderman Ohman and seconded by Alderman Helton to approve the grant as requested. Motion carried.

Mayor Fox recognized Bob Moncrief, who presented a contract revision with Robert G. Campbell and Associates for engineering design services for the Boyds Creek Highway (SR-338) Intersection at Old Knoxville Highway in the updated amount of \$139,000.00. Moncrief noted that the project is fully funded by the Federal Highway Administration and TDOT. A motion was made by Alderman Ohman and seconded by Alderman Helton to approve the contract revision as presented. Motion carried.

Mayor Fox recognized Bob Moncrief, who requested approval to purchase mini-split HVAC systems for Public Works renovations from low price vendor Johnstone Supply in the amount of \$12,555.65. A motion was made by Alderman Helton and seconded by Alderman McCroskey to approve the purchase as requested. Motion carried.

Mayor Fox recognized Keith Malone, who requested approval of Barge Design Solutions Task Order No. 4 for a water tank capacity study in the not-to-exceed amount of \$30,000.00 plus reimbursables. A motion was made by Alderman McCroskey and seconded by Alderman Ohman to approve the task order as presented. Motion carried.

There being no further business to discuss, the meeting adjourned at 6:11 PM.

Approved: \_\_\_\_\_  
Robbie Fox, Mayor

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



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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of Ordinance O-2024-006 –  
*3rd reading* – An Ordinance to amend the  
zoning map of the City of Sevierville to rezone  
property located on 100 John L Marshall Drive  
from HDR to AC

**PRESENTATION:** As presented in the Staff report attached, Moon  
Bug Construction LLC requested the property, located on 100 John L  
Marshall Dr, Tax Map 061G, Group B, Parcel 049.00, be rezoned from High  
Density Residential (HDR) to Arterial Commercial (AC). The property was  
recently rezoned from Arterial Commercial (AC) to High Density  
Residential (HDR) and the current proposal would revert to the original  
zoning classifications.

**REQUESTED ACTION:** Approval of O-2024-006 on 3rd Reading.

**ORDINANCE NO. O-2024-006**

**AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE,  
TENNESSEE, AS SET FORTH IN SEVIERVILLE MUNICIPAL CODE,  
SECTION 14-201 TO REZONE PROPERTY LOCATED AT 100 JOHN L MARSHALL  
DR, TAX MAP 061G, GROUP B, PARCEL 049.00 FROM HIGH DENSITY  
RESIDENTIAL (HDR) DISTRICT TO ARTERIAL COMMERCIAL (AC) DISTRICT**

**BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE  
CITY OF SEVIERVILLE, TENNESSEE, THAT:**

**Section 1.** The Zoning Map of the City of Sevierville, Tennessee, be hereby amended by the rezoning a portion of property located at 100 John L Marshall Dr (Tax Map 061G, Group B, Parcel 049.00), from High Density Residential (HDR) District to Arterial Commercial (AC) District. Said property is more clearly identified on the attached map.

**Section 2.** This ordinance shall become effective five days from and after its final passage, the public welfare requiring it.

**APPROVED:** \_\_\_\_\_  
**Robbie Fox, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Lynn K. McClurg, City Recorder**

**Passed on 1<sup>st</sup> reading: 03/18/2024**

**Passed on 2<sup>nd</sup> reading: 04/01/2024**

**Passed on 3<sup>rd</sup> reading: \_\_\_\_\_**

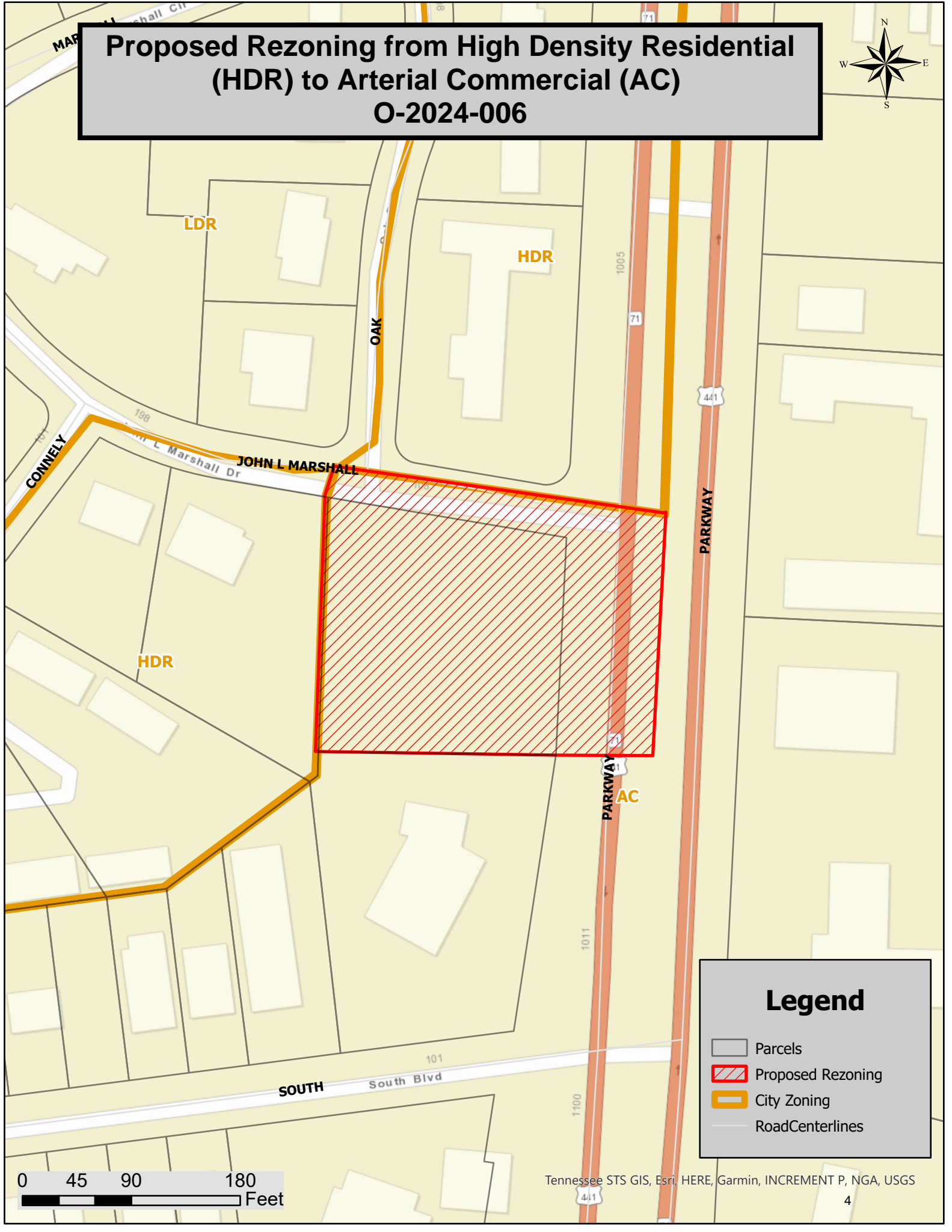


Development Department  
Staff Report to Planning Commission  
Rezoning Request – City of Sevierville  
100 John L Marshall Dr – Parcel 061G B 049.00

<p><b><u>Applicant:</u></b> Moon Bug Construction LLC</p> <p><b><u>Owners:</u></b> Moon Bug Construction LLC</p> <p><b><u>Staff:</u></b> Corey Divel and Kristina Rodreick</p> <p><b><u>Tax ID Number:</u></b> Tax Map 061G, Group B, Parcel 049.00</p> <p><b><u>Current Zone:</u></b> High Density Residential (HDR)</p> <p><b><u>Requested Zone:</u></b> Arterial Commercial (AC)</p> <p><b><u>Number of Lots:</u></b> 1</p> <p><b><u>Current Use:</u></b> Vacant</p> <p><b><u>Proposed Use:</u></b> Boutique Hotel</p> <p><b><u>Notification:</u></b> City will provide notice in accordance with City of Sevierville Planning Department policies and procedures.</p> <p><b><u>Exhibits:</u></b> Application and Map</p>	<p><b><u>Request</u></b> Rezoning 1 parcel totaling 0.88 acres +/- from High Density Residential (HDR) to Arterial Commercial (AC)</p> <p><b><u>Background</u></b> Property is located within the City Limits</p> <p>The properties abutting the proposed rezoning area are as follows:</p> <p>North&amp; West – High Density Residential (HDR) used for residential</p> <p>South &amp; East – Arterial Commercial (AC) used for commercial</p> <p><b><u>Staff Comments</u></b> The immediate surrounding area is vacant and residential to the north and west. The area to the south and east is commercial.</p> <p><b><u>Public Comments</u></b> None to date.</p> <p><b><u>Staff Recommendation</u></b> The property is located off the Parkway and John L Marshall Road. It was originally zoned Arterial Commercial (AC) and was recently rezoned to High Density Residential (HDR) for multifamily. The request is to revert to the original Arterial Commercial (AC) zoning to construct a boutique hotel. Staff recommends approval.</p>
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# Proposed Rezoning from High Density Residential (HDR) to Arterial Commercial (AC) O-2024-006



## Legend

- Parcels
- Proposed Rezoning
- City Zoning
- RoadCenterlines

0 45 90 180 Feet



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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of Ordinance O-2024-007 –  
*3rd reading* – An Ordinance to amend the  
zoning map of the City of Sevierville to rezone  
property on 109 River Mill Road from LDR to  
IC

**PRESENTATION:** As presented in the Staff report attached, Whaley  
Construction LLC requested the property, located on 109 River Mill Road,  
Tax Map 027, Parcel 006.00, be rezoned from Low Density Residential  
(LDR) to Intermediate Commercial (IC).

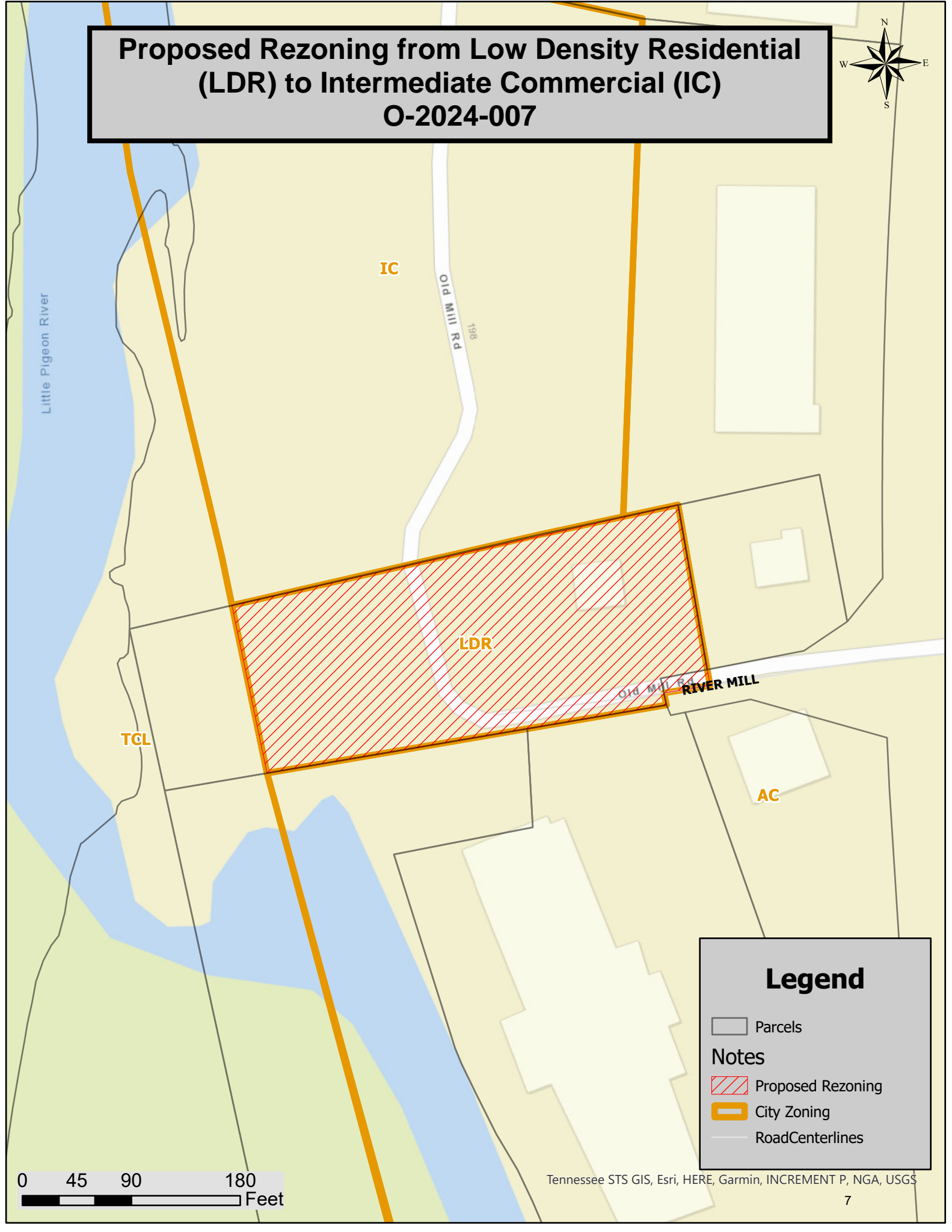
**REQUESTED ACTION:** Approval of O-2024-007 on 3rd Reading.



Development Department  
Staff Report to Planning Commission  
Rezoning Request – City of Sevierville  
109 River Mill Road – Parcel 027 006.00

<p><b><u>Applicant:</u></b> Whaley Construction LLC</p> <p><b><u>Owners:</u></b> Matthew Whaley</p>	<p><b><u>Request</u></b> Rezoning 1 parcel totaling 1.3 acres +/- from Low Density Residential (LDR) to Intermediate Commercial (IC).</p>
<p><b><u>Staff:</u></b> Corey Divel and Kristina Rodreick</p> <p><b><u>Tax ID Number:</u></b> Tax Map 027, Parcel 006.00</p> <p><b><u>Current Zone:</u></b> Low Density Residential</p> <p><b><u>Requested Zone:</u></b> Intermediate Commercial</p> <p><b><u>Number of Lots:</u></b> 1</p>	<p><b><u>Background</u></b> Property is located within the City Limits</p> <p>The properties abutting the proposed rezoning area are as follows:</p> <p>North – Intermediate Commercial (IC) used for commercial</p> <p>South &amp; East– Arterial Commercial (AC) used for commercial</p> <p>West- Tourist Commercial (TCL) used for the golf course</p>
<p><b><u>Current Use:</u></b> Residential</p> <p><b><u>Proposed Use:</u></b> Short-Term Rental</p>	<p><b><u>Staff Comments</u></b> The immediate surrounding area is zoned for commercial.</p> <p><b><u>Public Comments</u></b> None to date.</p>
<p><b><u>Notification:</u></b> City will provide notice in accordance with City of Sevierville Planning Department policies and procedures.</p> <p><b><u>Exhibits:</u></b> Application and Map</p>	<p><b><u>Staff Recommendation</u></b> The property is located off River Mill Road, is currently zoned Low Density Residential (LDR) and is considered spot zoning. The request is to rezone to Intermediate Commercial (IC) for short-term rental. As the request will eliminate the spot zoning and make the site consistent with the surrounding zoning, staff recommends approval.</p>

# Proposed Rezoning from Low Density Residential (LDR) to Intermediate Commercial (IC) O-2024-007



## Legend

Parcels

### Notes

Proposed Rezoning

City Zoning

Road Centerlines



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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of Ordinance O-2024-009 –  
*1<sup>st</sup> reading* – An Ordinance to amend the zoning  
map of the City of Sevierville to rezone  
property located off 1415 Middle Creek Road  
and Veterans Parkway from LDR to NC

**PRESENTATION:** As presented in the Staff report attached, Lynn  
Janutolo requested the property, located off 1415 Middle Creek Road and  
Veterans Pkwy, Tax Map 072, Parcel 163.29, be rezoned from Low Density  
Residential (LDR) to Neighborhood Commercial (NC).

**REQUESTED ACTION:** Approval of O-2024-009 on 1<sup>st</sup> Reading.

**ORDINANCE NO. O-2024-009**

**AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SEVIERVILLE,  
TENNESSEE, AS SET FORTH IN SEVIERVILLE MUNICIPAL CODE,  
SECTION 14-201 TO REZONE PROPERTY LOCATED OFF 1415 MIDDLE CREEK  
ROAD & ON VETERANS PARKWAY, TAX MAP 072, PARCEL 163.29 FROM LOW  
DENSITY RESIDENTIAL (LDR) DISTRICT TO NEIGHBORHOOD COMMERCIAL  
(NC) DISTRICT**

**BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE  
CITY OF SEVIERVILLE, TENNESSEE, THAT:**

**Section 1. The Zoning Map of the City of Sevierville, Tennessee, be hereby amended by the rezoning a portion of property located off of 1415 Middle Creek Road and on Veterans Parkway (Tax Map 072, Parcel 163.29), from Low Density Residential (LDR) District to Neighborhood Commercial (NC) District. Said property is more clearly identified on the attached map.**

**Section 2. This ordinance shall become effective five days from and after its final passage, the public welfare requiring it.**

**APPROVED: \_\_\_\_\_  
Robbie Fox, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Lynn K. McClurg, City Recorder**

**Passed on 1<sup>st</sup> reading: \_\_\_\_\_**  
**Passed on 2<sup>nd</sup> reading: \_\_\_\_\_**  
**Passed on 3<sup>rd</sup> reading: \_\_\_\_\_**

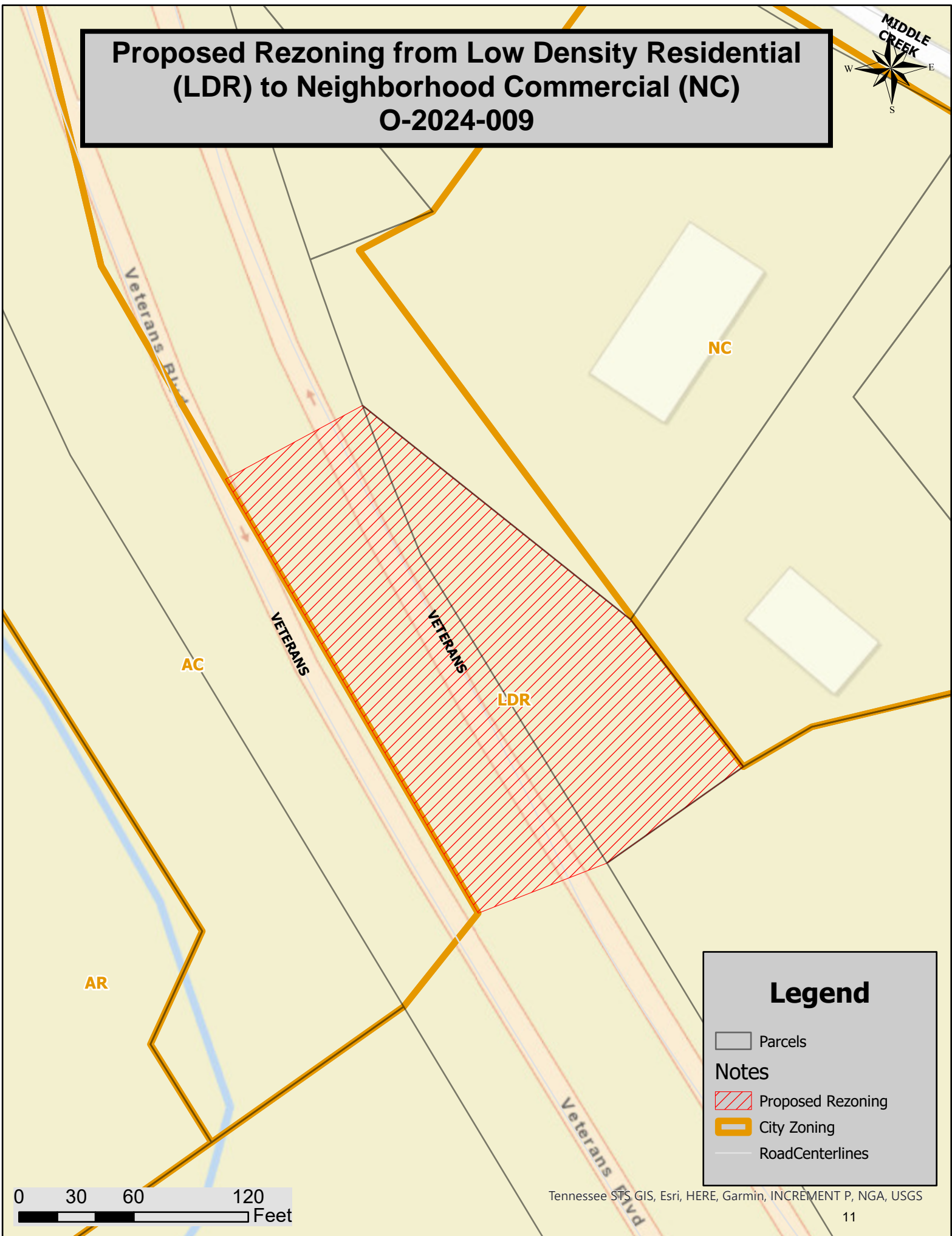


Development Department  
Staff Report to Planning Commission  
Rezoning Request – City of Sevierville  
1415 Middle Creek Road – Parcel 072 163.29

<p><b><u>Applicant:</u></b> Lynn Janutolo</p> <p><b><u>Owners:</u></b> Jalisco LLC</p> <p><b><u>Staff:</u></b> Corey Divel and Kristina Rodreick</p> <p><b><u>Tax ID Number:</u></b> Tax Map 072, Parcel 163.29</p> <p><b><u>Current Zone:</u></b> Low Density Residential</p> <p><b><u>Requested Zone:</u></b> Neighborhood Commercial</p> <p><b><u>Number of Lots:</u></b> 1</p> <p><b><u>Current Use:</u></b> Commercial</p> <p><b><u>Proposed Use:</u></b> Commercial</p> <p><b><u>Notification:</u></b> City will provide notice in accordance with City of Sevierville Planning Department policies and procedures.</p> <p><b><u>Exhibits:</u></b> Application and Map</p>	<p><b><u>Request</u></b> Rezoning 1 parcel totaling .35 acres +/- from Low Density Residential (LDR) to Neighborhood Commercial (NC).</p> <p><b><u>Background</u></b> Property is located within the City Limits</p> <p>The properties abutting the proposed rezoning area are as follows:</p> <p>North &amp; South – Low Density Residential (LDR) currently vacant</p> <p>East – Neighborhood Commercial (NC) used for commercial</p> <p>West- Arterial Commercial (AC) currently vacant</p> <p><b><u>Staff Comments</u></b> The immediate surrounding area is zoned for commercial and residential.</p> <p><b><u>Public Comments</u></b> None to date.</p> <p><b><u>Staff Recommendation</u></b> The property is located off Middle Creek Road to the east and Veterans Blvd to the west. The property is part of an existing development which includes a restaurant and apartments. The rezoning will create consistent zoning across the development and allow for adequate commercial signage as the current designation of LDR does not allow for normal commercial signage. Staff recommends approval.</p>
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# Proposed Rezoning from Low Density Residential (LDR) to Neighborhood Commercial (NC) O-2024-009







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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of Ordinance O-2024-010 –  
*1<sup>st</sup> reading* – An Ordinance amending  
subsection 2.7.2 of the Sevierville Zoning  
Ordinance

**PRESENTATION:** As presented in the support documentation attached, the proposed Zoning Ordinance amendment updates the Zoning Ordinance as it pertains to the Maximum Heights for Buildings and Non-Building Structures in the Tourist Commercial (TCL) zone. The amendment increases the allowable height of non-building structures from 88' to match the current allowable height limit of buildings at 110'. The ordinance also creates the requirement for any structures (building or non-building) over 88' in height to provide for a viewshed analysis. At a minimum, the analysis would study the impact of structures along nearby arterials and other points within the City of Sevierville as determined by the Planning Commission. The amendment would apply to the 8 TCL districts within the City limits which are established for the unique impact of this specialized zone.

These changes were approved by the Planning Commission at the April 4, 2024 meeting.

**REQUESTED ACTION:** Adoption of O-2024-010 on 1<sup>st</sup> Reading.

ORDINANCE NO. O-2024-010

**AN ORDINANCE TO AMEND CHAPTER 2, TOURIST COMMERCIAL DISTRICT OF  
THE SEVIERVILLE ZONING ORDINANCE**

WHEREAS, the Tennessee Code Annotated (TCA), Section 13-7-201, grants municipalities the authority to adopt zoning requirements for the purposes of the public health, safety, morals, convenience, order, prosperity, and general welfare; and

WHEREAS, Sections 13-7-202 through 204 of the TCA provide for the regulation of buildings, structures, and land according to zoning district, and, provide for the amendment of zoning requirements according to certain procedures; and

WHEREAS, this ordinance is an amendment to the zoning ordinance intended to enhance the public safety and convenience,

NOW THEREFORE, BE IT ORDAINED, by the BOARD OF MAYOR AND ALDERMEN OF THE CITY OF SEVIERVILLE, TENNESSEE, that:

**Section 1.** Chapter 2, Zoning District is hereby amended by updating Subsection 2.7.2 regarding the heights of buildings and non-building structures to reflect the updates in Exhibits A & B.

**Section 2.** This ordinance shall become effective five (5) days from and after its final passage, the public welfare requiring it.

APPROVED:

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Robbie Fox, Mayor

ATTEST:

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Lynn K. McClurg, City Recorder

Passed on 1<sup>st</sup> reading: \_\_\_\_\_, 2024

Passed on 2<sup>nd</sup> reading: \_\_\_\_\_, 2024

Passed on 3<sup>rd</sup> reading: \_\_\_\_\_, 2024

2.7.2 Tourist Commercial - TCL (C-5)	
PURPOSE	
It is the intent of this district to provide areas for large comprehensively designed mixed use developments for tourist-related uses and to further provide development regulations which recognize the unique impact and needs of such specialized mixed use developments. No previously developed area nor a presently undeveloped area shall be considered for rezoning to TCL until and unless the conditions set out in 2.7.3.1-2.7.3.3 are met.	
AREA, YARD, AND HEIGHT REQUIREMENTS (ARTICLE VIII)	
Minimum district and lot area	^
Minimum lot width (ft)	n/a
Minimum floor area per dwelling/short-term rental unit (sf)	n/a
Maximum impervious lot coverage (% of lot area)	n/a
Maximum Gross Unit Density (ac)	21
Maximum height for buildings (ft)	110*
Maximum height for non-building structures (ft)	110*
Minimum front yard setback for buildings	30ft
Minimum side yard setback for buildings - Up to 64ft	10^^
Minimum side yard setback for buildings - >64ft to 80ft	30
Minimum side yard setback for buildings - >80ft to 110	30 plus 1 ft for each ft above 80
Minimum rear yard setback for buildings - Up to 64ft	25
Minimum rear yard setback for buildings - >64ft to 80ft	30
Minimum rear yard setback for buildings - >80ft to 110	30 plus 1 ft for each ft above 80
Minimum front yard setback for non-building structures	The height of the structure but no less than 30 ft
Minimum side yard setback for non-building structures	The height of the structure but no less than 10 ft^^
Minimum rear yard setback for non-building structures	The height of the structure but no less than 30 ft
District Land Use	See Section 3
Development Standards	See Section 4
Parking Requirements	See Section 5
NOTES: (sf = square feet, ft = feet) Site plan review is required according to Section 8.3, 10.1 Appendix, 8.4 if applicable. ^25 ac shall be required to create a C-5 zone. (See 2.7.3.1 - 2.7.3) ^^Except that no structure shall be located closer than 25 ft to the boundary to a zoning district other than TCL. *No structure may be more than 44 feet above the next highest structure. All structures above 88 feet in height shall comply with section 2.7.2.3.	

2.7.2.3 Viewshed Analysis. The applicant shall conduct a viewshed analysis for any structure over 88 feet in height. The analysis shall identify and assess key view-points and visual resources within and surrounding the project site. The analysis should include consideration of natural features, historic landmarks, and other elements contributing to the overall visual character of the area. At a minimum, the analysis should include impact on the viewshed of Mt. Leconte and the Great Smoky Mountains National Park. The analysis shall be conducted 1,320 feet north of the nearest major arterial street most directly parallel to the non-building structure. Based on the results of the initial analysis, the Planning Commission may require additional analysis from additional elevations within the City limits of the City of Sevierville should they deem it necessary. In determination an adequate viewshed is present, the Planning Commission may consider a five (5) percent alteration to the maximum height of non-building structures.

- i. Preservation of Significant Vistas: Development projects shall be designed and sited to preserve significant vistas and scenic views identified in the viewshed analysis. Buildings and structures should not obstruct or significantly diminish these views.
- ii. Vegetation Management: Maintain and enhance existing vegetation that contributes to the visual quality of the viewshed. In cases where vegetation removal is necessary, replacement with native and visually compatible vegetation may be required.
- iii. Architectural Design Considerations: Architectural elements, such as building height, massing, and materials, should be thoughtfully designed to minimize visual impact on the surrounding viewshed. Rooftop features and rooftop equipment should be screened where feasible.



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## Board Memorandum

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**Date:** April 15, 2024

**Agenda Item:** Consider approval of Fireworks Display for “Large Cars & Guitars III” at Smokies Park.

**Presentation:** Pyro Shows, Inc. has requested approval of Fireworks Display for the upcoming “Large Cars & Guitars III” show on May 11, 2024. Our Fire Department staff worked with the staff of Pyro Shows, Inc. to ensure the fireworks display meets all State and Local regulations.

**Requested Action:** Recommend approval of Fireworks Display Permit



500 James Robertson Parkway  
Nashville, TN 37243  
Tel: 615-741-2981  
<http://www.tn.gov/commerce/>

FOR OFFICE USE ONLY

LICENSE TYPE 4504

NEW ENTITY NUMBER \_\_\_\_\_

ALL FUNDS GO ON NEW ENTITY

## APPLICATION FOR DISPLAY OF FIREWORKS/PYROTECHNICS/FLAME EFFECTS PERMIT

**Applications received by the State Fire Marshal's Office within ten (10) or fewer days prior to the display date must pay an expediting fee of fifty dollars (\$50) in addition to the permit fee.**

A permit is required for all outdoor fireworks displays regulated by National Fire Protection Association ("NFPA") 1123, all proximate pyrotechnic displays regulated by NFPA 1126, and all flame effect displays regulated by NFPA 160.

### INSTRUCTIONS:

1. For Individual displays, a fifty-dollar (\$50) fee must be submitted. Displays extending beyond one (1) day or occurring at multiple locations, and not meeting the requirements stated in item 3 require a separate permit for each day (including a separate application and fifty-dollar (\$50) fee for each permit).
2. Multiple displays that are exactly the same in regard to display pieces, firing locations, setup, emergency vehicle locations, audience locations, etc., require one permit and a fifty-dollar (\$50) fee per display up to a maximum fee of four-hundred dollars (\$400). The permit is valid for one (1)-year from the date of issuance.
3. All permit applications for public fireworks display must be in writing and received in the State Fire Marshal's Office **at least 10 or more days** before the date of the proposed display. However, the State Fire Marshal **may** accept applications and issue permits within the ten (10)-day window of the display date. There will be a \$50 expediting fee for submissions within this ten (10)-day window (in addition to the regular permit fee).
4. Payment shall be submitted along with the application to the Department of Commerce and Insurance. Please note that payment of fee does not guarantee issuance of permit.
5. The chief supervisory official of the fire department(s) must sign the application in the space provided. You must also send written notification to the chief supervisory official of the municipality or chief law enforcement official of the county, depending on the site of the display. You must state the date, time and location of the public display.
6. Submit a copy of your current Certificate of Liability, with the State of Tennessee listed as the certificate holder or additional insured.
7. All applications will be reviewed by the Codes Enforcement section for compliance with codes and standards. Deficiencies must be corrected prior to issuance of the permit.
8. Alterations or revisions submitted after the original permit is issued may require a new permit application and fee.

Applicant: The sponsor or an individual representing the sponsor. Permits are issued and mailed to the applicant.

Sponsor: Any person or organization that contracts with a licensed exhibitor and certified operator to perform a display.

Exhibitor: A business licensed by the state to perform displays or provide flame effects, fireworks or pyrotechnic materials for displays.

Operator: An individual who by experience, training and examination by the state, has demonstrated the necessary knowledge and ability to use and supervise fireworks, pyrotechnics, or flame effect displays.



FOR OFFICE USE ONLY  
LICENSE TYPE 4504  
NEW ENTITY NUMBER \_\_\_\_\_  
ALL FUNDS GO ON NEW ENTITY

**APPLICATION FOR DISPLAY OF FIREWORKS/PYROTECHNICS/FLAME EFFECTS PERMIT**  
(Pursuant to Tenn. Code Ann. § 68-104-201 *et al.*)

Please type or print all information. All fields below are required, and failure to answer any field below will result in the application being returned unprocessed. Please note that you may complete the following form online at <https://core.tn.gov>. Completing the form online will allow you to pay by credit card. If you choose to fill out the paper form, please mail the completed form with a check or money order to: Tennessee Department of Commerce & Insurance, 500 James Robertson Parkway, Division of Fire Prevention, Permits & Licensing Section, 500 James Robertson Parkway, Nashville, TN 37243. The check or money order should be made payable to the Department of Commerce and Insurance. For questions regarding this application or the permit, please contact the Permits and Licensing Section at (615) 741-2981.

**APPLICANT**

Name: Pyro Shows, Inc.  
Mailing Address: PO Box 1776  
City: LaFollette County: Campbell State: TN Zip: 37766  
Phone #: (800) 662-1331 Email Address: PERMITS-TN@PYROSHOWS.COM

**SPONSOR**

Name: 5th Wheel Records  
Mailing Address: PO Box 496  
City: Dandridge County: \_\_\_\_\_ State: TN Zip: 37725  
Phone #: (865) 789-0997 Email Address: \_\_\_\_\_

**I have submitted the following permit fee with this application (check all that apply):**

- ☒ Individual Display Fee (\$50) ☐ Multiple Display Fee (\$400 max)  
☐ Expediting fee for permits received by State Fire Marshal's Office within 10 days of display (\$50, in addition to permit fee)

Name of Display: 5th Wheel Records - Large Cars & Guitars III  
Location of Display: 3540 Line Drive, SE Parking Lot  

<u>Kodak</u>	<u>Sevier</u> <small>Street Address</small>	<u>37764</u>
<small>City</small>	<small>County</small>	<small>Zip</small>

Date(s) and Time(s) of Display: May 11, 2024 11:00PM

Tennessee Licensed Exhibitor: Pyro Shows, Inc. 6  
Name of Exhibitor Tennessee License No.

Tennessee Certified Operator(s): Donovan Long 411  
Operator Name Tennessee Certification No.

\_\_\_\_\_  
Operator Name Tennessee Certification No.

\_\_\_\_\_  
Operator Name Tennessee Certification No.

FOR OFFICE USE ONLY  
LICENSE TYPE 4504  
NEW ENTITY NUMBER \_\_\_\_\_  
ALL FUNDS GO ON NEW ENTITY

Please select the type(s) of display(s):

☒ Outdoor Fireworks (NFPA 1123) ☐ Proximate Pyrotechnics (NFPA 1126) ☐ Flame Effects (NFPA 160)

Please select the types of fireworks/pyrotechnics to be used:

☒ 1.3 ☐ 1.4G ☐ 1.4S ☐ Consumer or common

Please list the types of fireworks (including mortar sizes), pyrotechnic devices, and/or flame effects to be used at the display(s), using additional paper if necessary: Please See Attached Shell Summary

5th Wheel Records - Large Cars & Guitars III

By signing below, I certify that I am familiar with Tenn. Code Ann. Title 68, Chapter 104, Part 2, and the Rules and Regulations issued pursuant thereto. I further certify that all information provided herein is correct.

Jennifer Robbins  
Signature of Applicant

03/08/2024  
Date

**SIGNATURE OF CHIEF SUPERVISORY OFFICIAL**

*Please note that the permit will not be issued without the signature below. Please print or type legibly.*

If the proposed display is to be performed within the limits of a municipality, submit the signed approval of the chief supervisory officials of the fire department of such municipality. If the proposed display is to be performed within the limits of a county, but outside the limits of a municipality, submit the signed approval of the fire department officials of such county, or such officials' designee.

I, \_\_\_\_\_, Chief Supervisory Official of the Fire Department of the City/County of \_\_\_\_\_, hereby approve this application.

\_\_\_\_\_  
Signature of Official of Fire Department

\_\_\_\_\_  
Date





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/1/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Acrisure, LLC dba Britton Gallagher & Associates One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	<b>CONTACT NAME:</b>	
	<b>PHONE (A/C, No, Ext):</b> 216-658-7100	<b>FAX (A/C, No):</b>
<b>INSURED</b> Pyro Shows, Inc. PO Box 1776 115 North 1st Street La Follette TN 37766	<b>E-MAIL ADDRESS:</b>	
	<b>INSURER(S) AFFORDING COVERAGE</b>	
	<b>INSURER A :</b> Everest Indemnity Insurance Co.	
	<b>INSURER B :</b> Everest Denali Insurance Company	
	<b>INSURER C :</b> Arch Speciality Ins Co	
	<b>INSURER D :</b>	
<b>INSURER E :</b>		
<b>INSURER F :</b>		

**COVERAGES**

CERTIFICATE NUMBER: 679123637

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> <b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	Y	Y	SI8ML01929-231	11/1/2023	11/1/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	Y	Y	SI8CA00004-231	11/1/2023	11/1/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE  DED RETENTIONS	Y	Y	UXP1034375-04	11/1/2023	11/1/2024	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Excess Liability #2	Y	Y	SI8EX01662-231	11/1/2023	11/1/2024	Each Occ/ Aggregate Total Limits 5,000,000 10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Additional Insured extension of coverage is provided by above referenced policies where required by written agreement.

Excess policies are excess of both the general liability and automobile policies for total limits of \$10 million each.

Firework Display: May 11, 2024 (Large Cars &amp; Guitars III)

5th Wheel Records: Tennessee Smokies Baseball: Sevier County: City of Sevierville: State of Tennessee.

**CERTIFICATE HOLDER****CANCELLATION**

5th Wheel Records P.O. Box 496 Dandridge TN 37725	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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ACORD 25 (2010/05)

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THIS CERTIFICATE SUPERSEDES PREVIOUSLY ISSUED CERTIFICATE



STATE OF TENNESSEE  
DEPARTMENT OF  
COMMERCE AND INSURANCE



2344

DONOVAN LONG

ID NUMBER: 411  
LIC STATUS: CERTIFIED  
EXPIRATION DATE: May 27, 2026

TENNESSEE FIREWORKS PERMITS  
FIREWORKS DISPLAY OPERATORS

THIS IS TO CERTIFY THAT ALL REQUIREMENTS  
OF THE STATE OF TENNESSEE HAVE BEEN MET

DONOVAN LONG  
P.O. BOX 1776  
LA FOLLETTE, TN 37766

# State of Tennessee

2344

13389393

TENNESSEE FIREWORKS PERMITS  
FIREWORKS DISPLAY OPERATORS

DONOVAN LONG

*This is to certify that all requirements of the State of Tennessee have been met by virtue of  
Chapter 118, Public Acts of 1961, as amended by Chapter 146, Public Acts of 1969.*

ID NUMBER: 411  
LIC STATUS: CERTIFIED  
EXPIRATION DATE: May 27, 2026

Proximate Pyrotechnic Operator  
Flame Effects Operator No Fe  
Outdoor Display Operator



IN-1313  
DEPARTMENT OF  
COMMERCE AND INSURANCE

# 5th Wheel Records

## Large Cars & Guitars II 2024

### Saturday, May 11, 2024

Show Time: 11:00 p.m. | Show Length: 15 Minutes

### MAIN BODY

SHELL SIZE	DEVICE	QUANTITY	TOTAL
3"	Aerial Shells	400	400
4"	Aerial Shells	100	100
MAIN BODY DEVICE TOTAL			500

### FINALE

SHELL SIZE	DEVICE	QUANTITY	TOTAL
2.5	Aerial Shells	270	270
3"	Aerial Shells	120	120
4"	Aerial Shells	25	25
TOTAL FINALE DEVICES			415

TOTAL DEVICE COUNT - MAIN BODY AND FINALE	915
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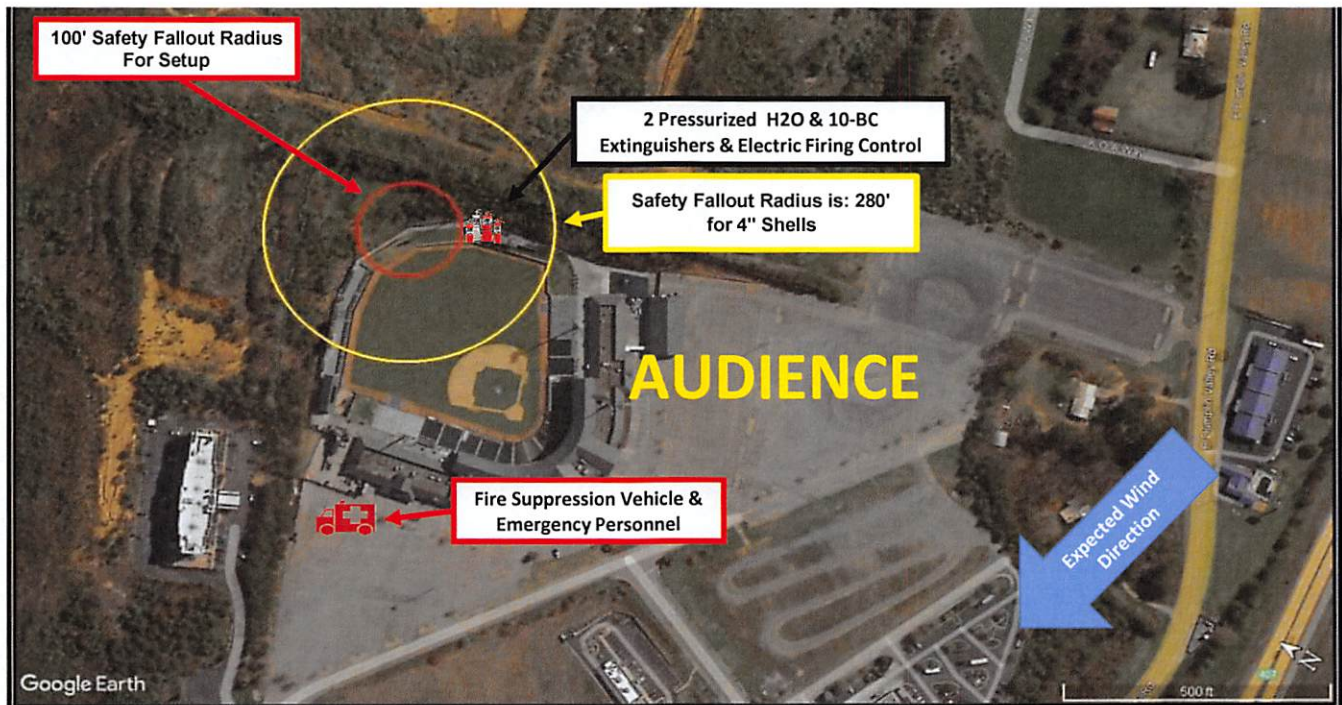
#### Fireworks 1.3 G Display

Largest Shell: 4

Safety Radius: 280'

Show Time: 11:00 p.m.

Show Length: 15 Minutes



Customer: 5th Wheel Records  
Show Date: Saturday, May 11, 2024  
Show Address: 3540 Line Drive Parking lot in SE Kodak, TN 37764  
Show Site Lat / Long: 35°59'14.7"N 83°36'08.0"W  
Show Time: 11:00 p.m.  
Rain Date: null

Show Name: Large Cars & Guitars II 2024  
Maximum Device Size: 4  
Safety Fallout Radius: 280'  
Storage Required: No  
Diagram Created: 02/28/24  
Diagram Created By:



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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval to purchase Cellebrite Premium Unlimited in the amount of \$246,500.01.

**PRESENTATION:** The Sevierville Police Department is looking to purchase Cellebrite Premium Unlimited cellphone digital forensics extraction software, purchased with grant funding through the FY23 BJA Rural & Small Violent Crime Reduction Grant. The cost will cover use of software for three years. Cellebrite is the sole compatible source that will integrate with the department's existing software.

**REQUESTED ACTION:** Approval of purchase of cellphone digital forensics software. This is a budgeted item.



Cellebrite Inc.  
8065 Leesburg Pike,  
Suite T3-302  
Vienna, VA 22182  
USA

Tel. +1 800 942 3415  
Fax. +1 201 848 9982  
Tax ID#: 22-3770059  
DUNS: 033095568  
CAGE: 4C9Q7  
Company Website:  
<http://www.cellebrite.com>



# Quote

Quote# Q-361356-1  
Date: Dec 06, 2023

**Billing Information**  
Sevierville Police Department  
PO Box 5500  
Sevierville, Tennessee 37864-5500  
United States

**Delivery Information**  
Sevierville PD  
300 Gary Wade Blvd  
Sevierville, TN 37862  
United States

**Wire To:**  
Bank Routing Number: 021000021  
Account Number: 761020590  
Account Name: Cellebrite Inc.

**Check Remittance (Only for NA):**  
Cellebrite Inc. ,  
PO BOX 23551  
New York, NY, 10087-3551

**Contact:** Holly Jones  
**Phone:** 865 755 4942

**Contact:** Holly Jones  
**Phone:** 865 755 4942

**End Customer:** Sevierville Police Department

Click [here](#) to process with Credit Card payment  
By clicking the link above and accepting this quote,  
You are expressing your agreement and compliance to and with the terms contained on this quote.

Customer ID	Good Through	Payment Terms	Currency	Sales Rep
SF-00060512	Apr 30, 2024	Net 30	USD	Kaleb Rutledge

Product Code	Product Name	Qty	Start Date	End Date	Serial Number	Net PriceUnit	Net Price
B-PAAS-02-006	Premium as a Service Unlimited package	1	Dec 06, 2023	Dec 05, 2026		0.00	0.00
U-AIS-02-136	Premium aaS Unlimited Unlocks and Extraction Annual Subscription	1	Dec 06, 2023	Dec 05, 2026		246,000.00	246,000.00
U-AIS-02-139	Premium as a Service End Point	3	Dec 06, 2023	Dec 05, 2026		0.00	0.00
U-AIS-02-105	Cellebrite Premium Adapter	3				166.67	500.01
U-TRN-03-038	In-Person/Virtual (CCPO) - Cellebrite Certified Premium Operator (2 days)	2				0.00	0.00

SubTotal	USD 246,500.01
Shipping & Handling	USD 0.00
Sales Tax	USD 0.00
Total	USD 246,500.01

Comments:

**Terms and Conditions:**

- This Quote/Proforma Invoice/Tax Invoice, together with the terms and conditions and license agreement listed below that are incorporated by reference to this Quote/Proforma Invoice (together, the "Agreement"), constitute an offer by Cellebrite. By signing this the Quote/Proforma Invoice, issuing a purchase order (or other ordering document) in connection with this the Quote/Proforma Invoice, or downloading and/or using the products identified in this the Quote/Proforma Invoice/Tax Invoice, the customer agrees to be bound by the terms of this Agreement. Any additional or different terms or conditions contained in any customer document, purchase order or other ordering document will not be binding upon Cellebrite unless expressly accepted in a document signed by a Cellebrite authorized signatory.
- Quote is subject to regulatory approval.
- Freight Terms: FCA (NJ)
- Limited Warranty: Hardware:12 Months; Software:60 days; Touch Screen:30 days
- General: The following terms shall apply to any product at <http://legal.cellebrite.com/us/index.html>
- EULA: All Cellebrite Software is licensed subject to the end user license agreement available at <https://legal.cellebrite.com/End-User-License-Agreement.html>
- Advanced Services (CAS): The following terms apply to Cellebrite Advanced Services at <https://legal.cellebrite.com/CB-us-us/index.html>
- Premium: The following terms shall apply only to Cellebrite Premium at <http://legal.cellebrite.com/intl/PremiumUS.htm>
- Pathfinder: The following terms apply to Cellebrite Pathfinder at <https://legal.cellebrite.com/PF-Addendum.htm>
- Training Services: The following terms apply to Cellebrite Training Services at <http://legal.cellebrite.com/intl/Training.htm>
- SaaS: The following terms apply to Cellebrite SaaS Services at <https://legal.cellebrite.com/SaaS.htm>
- Endpoint Mobile: The following terms apply to Cellebrite Endpoint Mobile at <https://legal.cellebrite.com/Endpoint-SAAS.html>

In the event of any dispute as to which terms apply, Cellebrite shall have the right to reasonably determine which terms apply to a given purchase order.  
Please indicate the invoice number when remitting payment

\*SALES TAX DISCLAIMER: Cellebrite Inc. is required to collect Sales and Use Tax for purchases made from the following certain U.S. States. Orders are accepted with the understanding that such taxes and charges shall be added, as required by law. Where applicable, Cellebrite Inc. will charge sales tax unless you have a valid sales tax exemption certificate on file with Cellebrite Inc. Cellebrite Inc. will not refund tax amounts collected in the event a valid sales tax certificate is not provided. If you are exempt from sales tax, you must provide us with your sales tax exempt number and fax a copy of your sales tax exempt certificate to Cellebrite Inc.  
Please include the following information on your PO for Cellebrite UFED purchase:  
- Please include the ORIGINAL QUOTE NUMBER (For example - Q-XXXXX) on your PO  
- CONTACT NAME & NUMBER of individual purchasing and bill to address  
- E-MAIL ADDRESS of END USER for monthly software update as this is critical for future functionality

I, the undersigned, hereby confirm that I am authorized to sign this Quote/Proforma Invoice on behalf the customer identified above , and I hereby approve that my signature is legally binding upon the customer identified above.

**Customer Name:** Sevierville Police Department

<b>Signature:</b>	_____	<b>Effective Date:</b>	
<b>Name (Print):</b>	_____	<b>Title:</b>	_____

Please sign and email to Kaleb Rutledge at [kaleb.rutledge@cellebrite.com](mailto:kaleb.rutledge@cellebrite.com)

April 2022

TO WHOM IT MAY CONCERN,

This letter is provided to inform you that a **Sole Source justification** exists because the solution identified in this document, required to satisfy the Agency's needs, are only manufactured, developed or made available from Cellebrite Inc. This letter identifies Cellebrite Inc. As the sole Developer, and Manufacturer of respective items listed below in detail:

### **Cellebrite Premium & Premium Enterprise**

Cellebrite Inc. was established in 1999 and is based in Parsippany, NJ and Vienna, VA, and is incorporated in the state of Delaware. Cellebrite Inc. supports customers and users in the US, Latin America, Canada and Mexico. With more than 60,000 extraction licenses deployed in 150 countries, Cellebrite's forensic extraction products have been deployed throughout the world, and our Cellebrite Analytics Enterprise Product is an extension of these forensic extraction products. Our forensic extraction customers include the Department of Defense, Federal Government, Intelligence Organizations, Military, and Law Enforcement Divisions.

Cellebrite Premium & Premium ES have capabilities that are exclusive to Cellebrite and not available from any other company. No other solution can unlock and extract leading Android vendors such as Samsung, LG, Huawei, Motorola, Sony, Google and others in addition to Apple iOS devices. As Mobile devices play a major role during investigations, Cellebrite Premium technology provides Law Enforcement personnel access to the newest locked, encrypted, and updated Mobile devices. This capability enables the Law Enforcement to collect digital evidence such as phone logs, chat messages, emails, images and other information that is locked and encrypted.

Our competitive advantages include:

- **Access Locked and Encrypted leading mobile devices.** Cellebrite Premium & Premium ES supports Full File-System, User data extraction and Physical extraction from the widest range of iOS and Android

Cellebrite Inc., 7 Campus Drive, Suite 210, Parsippany, NJ 07054

Tel: (973) 206-7700 • [www.cellebrite.com](http://www.cellebrite.com)

**Tax ID: 22-3770059 • DUNS: 033095568 • CAGE: 4C9Q7 • ORCA Registration Complete**



devices while bypassing, After-First-Unlocking or brute forcing the device passcode and other security measures. Cellebrite Premium is the only tool that provides both a Generic iOS and Generic Android devices in the same product. Premium support all the leading vendors in the market including Apple, Samsung, Huawei, Motorola, LG, OPPO, VIVO, Google, Sony, Xiaomi and many others.

In addition, Cellebrite Premium provide access (extraction and decoding) to leading Android secured containers such as Samsung secured folder, Huawei Private Space and Xiaomi 2<sup>nd</sup> Space.

- **Large, Established User Community.** Since 2007, Cellebrite has deployed more than 60,000 Cellebrite UFED in 100+ countries to support law enforcement, intelligence services, border patrols, military forces, public safety agencies and commercial organizations.

- **Industry's Broadest Device & App Support.** Cellebrite has the largest device inventory in the industry that holds more than 15K mobile devices from different vendors, OS, Locations and years. Cellebrite is purchasing dozens of devices each month from different countries to support customer's needs.

- **Forensically Sound Evidence Every Time.** Unlike competitors' "black box" third-party boot loaders or other tools, Cellebrite Premium uses custom-designed, read-only methods, which ensure forensically sound File-System and Physical extractions.

- **Technology and Research and Development (R&D) Leadership.** Cellebrite provides the mobile forensic industry's most comprehensive Android, Apple iOS, Blackberry, and Windows Mobile support. Cellebrite has a staff of 250+ engineers—the most of any mobile forensics' solution provider. We are committed to investing in the ongoing R&D to innovate around customer and market needs.

- **Best-in Class Training Ensures a Repeatable, Reproducible Mobile Forensics Process.** Open to all user levels, from beginners to advanced, Cellebrite certification training provides hands-on experience with Cellebrite products and applications, delivering the tools and knowledge required for evidence collection data analysis, searching, and reporting.

Sincerely,

**Hagit Reuven**



**VP, Sales Operations**

Cellebrite Inc., 7 Campus Drive, Suite 210, Parsippany, NJ 07054

Tel: (973) 206-7700 • [www.cellebrite.com](http://www.cellebrite.com)

**Tax ID: 22-3770059 • DUNS: 033095568 • CAGE: 4C9Q7 • ORCA Registration Complete**



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## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of the WK Dickson Engineering Amendment No. 1 Additional Services Authorization for Phase 05 for the 36-Inch Sanitary Sewer Interceptor Rehabilitation Task Order 6 for a not to exceed amount of \$27,000.

**PRESENTATION:** The Consultant shall provide the attached Additional Scope of Work on an hourly plus expenses basis not-to-exceed \$27,000 for Phase 05 – Construction Phase Services.

The additional work is due to the project contract extension, extra coordination with the golf course staff, and extra site visits due to field issues.

The total Contract fee is increased from \$298,000 to \$323,000.

All other terms of the Contract remain unchanged.

**REQUESTED ACTION:** Approval of contract amendment No. 01.



## CONTRACT FOR SERVICES

### AMENDMENT NO. 01

#### ADDITIONAL SERVICES AUTHORIZATION

The following modifications to the Contract for **36-Inch Sanitary Sewer Interceptor Rehabilitation** ("Contract"), **WKD #20210730.00.KV**, dated November 1, 2021, between the **City of Sevierville, Tennessee**, (OWNER) and W.K. Dickson & Co., Inc. (CONSULTANT) are authorized.

1. SCOPE OF SERVICES.

The CONSULTANT will perform the following tasks as part of Phase 05 – Construction Phase Services. This additional scope of work is related to the following: additional coordination meetings with the Contractor, processing of 2 additional Pay Requests from the Contractor; and additional site visits to oversee rehabilitation activities.

2. COMPENSATION.

The CONSULTANT shall provide the above Additional Scope of Work on an hourly plus expenses basis not-to-exceed \$27,000 for Phase 05 – Construction Phase Services. The total Contract fee is increased from \$298,000 to \$323,000.

All other terms of the Contract remain unchanged.

OWNER:

**CITY OF SEVIERVILLE, TENNESSEE**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

CONSULTANT:

**W.K. DICKSON & CO., INC.**

By: \_\_\_\_\_

Name: Ryan Blake

Title: Vice President

Date: \_\_\_\_\_



---

## Board Memorandum

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**DATE:** April 15, 2024

**AGENDA ITEM:** Consider approval of design work expenditure for improvements at the intersection of Old Newport Highway and Pittman Center Road in the amount of \$268,415.

**PRESENTATION:** This task order under the City's on-call Traffic Engineering contract with Cannon & Cannon will produce analysis, recommendations for design, and full final design of the needed improvements on SR 416 at the intersection of Old Newport Highway and Pittman Center Road. This is a budgeted expense.

**REQUESTED ACTION:** Approval of analysis and design task order for intersection improvements on SR 416 at Old Newport Highway and Pittman Center Road in the amount of \$268,415.

April 8, 2024

Mr. Doug Tarwater, P.E.  
City of Sevierville  
Public Works Director  
310 Robert Henderson Road  
Sevierville, TN 37862

RE: On-Call Professional Traffic Engineering Services – Task Order No. 2018-12  
State Route 416 at Pittman Center Road Improvements

Dear Mr. Tarwater:

Cannon & Cannon, Inc. (CCI) appreciates the opportunity to prepare this proposal to provide engineering services for improvements at the intersection of State Route 416 (Old Newport Highway) at Pittman Center Road in Sevierville, Tennessee. In accordance with your request, the following is a summary of our proposed scope of work, fee structure, and project schedule.

## **SCOPE OF WORK**

Our understanding is that the City of Sevierville (the City) desires to construct roadway improvements at the intersection of State Route (SR) 416 at Pittman Center Road. The City has asked CCI to prepare a proposal to evaluate the intersection and prepare engineering design plans for the construction of said improvements. The scope of work will generally consist of traffic analyses of various alternatives and selection of a preferred alternative, conceptual design, preliminary design, development of construction plans, utility coordination, environmental permitting, and bid/construction phase assistance. The following is a detailed description of our proposed scope of services for this effort.

### **Task 1 – Project Management**

This task will be performed throughout the life of the project and includes general project coordination with staff from the City, invoicing, etc.

## **Task 2 – Evaluation of Improvement Alternatives**

### **2.1 Traffic Data Collection**

CCI will collect turning movement count (TMC) traffic data at the subject intersection as well as at the adjacent intersection of SR 416 at Ernest McMahan Road. Up to sixteen (16) hours of TMC data will be collected, which may span two separate days (presumably one weekday and one Saturday). Traffic data will be utilized for capacity analyses and signal warrant analyses in the evaluation of alternative intersection designs.

### **2.2 Traffic Analyses**

Utilizing the traffic data collected in Task 2.1, CCI will perform an operational evaluation of the intersection for various forms of traffic control and lane assignments. Such evaluations may include no build, traffic signal with turn lanes, traffic signal without turn lanes, and roundabout. These capacity analyses will be performed with both current traffic and future forecasted traffic volumes. Additionally, CCI will evaluate traffic signal warrants, which may be required for the Tennessee Department of Transportation (TDOT) approval of the installation of a traffic signal.

### **2.3 Conceptual Design**

CCI will prepare conceptual layout design plans for up to three (3) alternative intersection improvement designs. The conceptual layouts will be developed using an aerial photography background so that reviewers and City staff / officials can easily see the impact to existing conditions.

### **2.4 Cost Estimate of Alternatives**

Once the conceptual layout design plans have been developed, CCI will prepare estimates of probable construction costs for each of the alternatives. These cost estimates will be prepared utilizing TDOT's planning-level cost estimation tool. Potential utility relocation and right-of-way acquisition costs will also be considered.

### **2.5 Select Alternative**

CCI will facilitate a plans review meeting to discuss the results of the traffic analyses, the impacts of each of the potential design alternatives, and the estimated cost impacts for these alternatives. It is anticipated that a preferred alternative will be selected during this meeting, or soon thereafter, with which to proceed for detailed design.

### **Task 3 – Preliminary Design**

#### **3.1 Field Survey**

CCI will perform a formal field survey of the project intersection in order to obtain detailed topographic data, presence of utilities (along with utility owner information), and right-of-way / parcel lines (along with property owner information). Survey data will be obtained for a distance of approximately 500 feet along each leg of the intersection. If needed, this effort may also involve potholing and survey of subsurface utility locations.

#### **3.2 Preliminary Review Design Plans**

CCI will prepare preliminary design plans for the selected alternative. Anticipated plan sheets for this effort include:

- Title Sheet
- Typical Sections
- Right-of-Way Notes, Utility Notes, and Utility Owners
- Property Map
- Present Layout
- Right-of-Way Details
- Proposed Layout
- Profiles
- Signing and Pavement Marking
- Roadway Cross-Sections
- Proposed Signal Layout (if applicable)
- Traffic Control Plans (general construction phasing)

CCI will submit a PDF of the Preliminary Review plans to the City for comment.

#### **3.3 Final Preliminary Plans**

CCI will facilitate a plans review meeting with the City to discuss the preliminary design and to prompt City feedback on the plans. CCI will incorporate comments from the City and will submit a PDF of the Final Preliminary plans. CCI will also prepare a preliminary construction cost estimate. This estimate will be based on calculated quantities with unit costs where sufficient plans detail exists to make such a determination. Some quantities, such as traffic control and erosion control, may be based on a percent of total project cost.

## **Task 4 – Utility, Right-of-Way, and Permitting Coordination**

### **4.1 Utility Coordination**

CCI will submit the final preliminary plans developed in Task 3 to all potentially affected utility companies for their review for conflicts. Upon utility review of the plans, CCI will facilitate a utility coordination meeting for with utility owners to provide an overview of potential conflicts of the project with their facilities. CCI will revise the proposed design as appropriate to avoid utility conflicts; however, some conflicts may be unavoidable and would require relocation. This scope of work does not include preparation of utility relocation plans and assumes that this work will be performed by others.

### **4.2 ROW Acquisition**

This project has the potential for right-of-way acquisition or easements on up to two (2) properties not owned by the City. For either of these properties that may require acquisition, CCI (or its subconsultant) will perform the following:

- Perform an appraisal of the affected properties
- Preparation of offers to property owners
- Coordination with and recommendations of settlement or condemnation to the City
- Preparation of legal descriptions and exhibits for the City's use in right-of-way and/or easement acquisition

This scope of services does not include effort or fees associated with the actual procurement of right-of-way or easements.

### **4.3 Environmental Permitting**

CCI will coordinate with various agencies, such as FEMA, TVA, TDEC, and USACE, regarding the requirement of environmental permits to build the project. If it is deemed that permits are required, CCI will prepare any permit applications and exhibits associated with these permits. This scope of services does not include application or permit fees, which will be paid for by the City.

Due to the location of the subject intersection in relation to the Little Pigeon River, portions of the improvements may occur with a Federal Emergency Management Agency (FEMA) floodway. If the floodway is potentially affected by the improvements, CCI will perform a FEMA floodway study and will prepare a FEMA No Rise Certification application. This scope of work does not include additional FEMA documentation should a No Rise Certification be deemed infeasible, such as a Conditional Letter of Map Revision (CLOMR) or Letter of Map Revision (LOMR).



## **Task 5 – Construction Plans**

### **5.1 Construction Review Plans**

CCI will incorporate any comments arising from coordination in Task 4 that may require revisions to the proposed improvements. In addition to finalizing the project design based on these comments, CCI will prepare the following sheets that are in addition to those prepared in Task 3:

- Index and Standard Roadway Drawings
- Standard Traffic Operations Drawings
- Estimated Quantities
- General Notes
- Special Notes
- Erosion Prevention and Sediment Control Plans
- Traffic Signal Details (if applicable)
- Traffic Control Plans (with details, notes, and quantities)

CCI will submit a PDF of the Construction Review plans to the City for comment.

### **5.2 Final Construction Plans**

CCI will facilitate a plans review meeting with the City to discuss the final design and to prompt City feedback on the plans. CCI will incorporate comments from the City and will submit a PDF of the Final Construction plans, which will be sealed by a Professional Engineer. CCI will also prepare a final construction cost estimate that will be determined based on anticipated unit costs of calculated quantities.

## **Task 6 – Construction Services**

### **6.1 Bid Phase Services**

CCI will assist the City during the construction bidding phase by facilitating a pre bid meeting, responding to prospective contractors' questions, and preparing plans revisions as needed to be included in bid addenda. It is assumed that the City will prepare the construction contract and associated bid documents, prepare and submit bid addenda, tabulate bids, and prepare a contract award recommendation.

### **6.2 Construction Administration**

CCI will provide limited construction administration services to assist the City and contractor when building the proposed improvements. These services will include the following as needed:

- Attendance at the preconstruction meeting
- Attendance at construction status meetings, as appropriate
- Review and respond to contractor requests for information
- Equipment submittal review
- Plans revisions due to unforeseen field conditions
- Field visits as requested by the City

This scope of work does not include formal construction engineering and inspection (CEI), change order requests, quantity tracking, contractor payment request review or approval, etc.

## FEE STRUCTURE

Based on our understanding of this project, the proposed budget for the scope of work described is **\$268,415.00**. CCI will invoice this on an hourly not to exceed plus direct expenses basis, with monthly invoices to be issued in accordance with actual effort expended. Additional services that may become necessary beyond the project scope of work will be invoiced on an hourly basis at the then-current CCI standard hourly rates. In the unforeseen event the scope of work significantly changes requiring an amended budget, a revised proposal will be submitted for your approval prior to proceeding. Anticipated fees per task includes the following:

- Task 1, Project Management:	\$4,640.00
- Task 2, Evaluation of Improvement Alternatives:	\$26,585.00
- Task 3, Preliminary Design:	\$110,480.00
- Task 4, Utility, Right-of-Way, and Permitting Coordination:	\$68,340.00
- Task 5, Construction Plans:	\$31,750.00
- Task 6, Construction Services:	<u>\$26,620.00</u>
- <b>Total:</b>	<b>\$268,415.00</b>

Individual task amounts are provided for budgeting purposes only. CCI reserves the right to reallocate amounts among tasks as necessary.

## ADDITIONAL SERVICES

The following services are not included in this proposal and may require an amended budget:

- Attendance at public meetings or City Council meetings
- Utility relocation design
- Right-of-way acquisition fees
- Permit fees
- Preparation of CLOMR or LOMR

- Environmental testing
- Pavement design
- Structural engineering including bridges or retaining walls
- Construction staking services
- Construction engineering and inspection (CEI)
- Preparation of the construction contract and bid documents
- Bid tabulations and construction contract award recommendations

## PROJECT SCHEDULE

CCI will start work immediately upon authorization to proceed. The date of completion for the attached scope of work will be mutually agreed upon between the City and CCI upon receiving the Authorization to Proceed. Reference is made to the Standard Terms and Conditions attached to the On-Call Professional Traffic Engineering Services contract, executed on September 18, 2018, that will be applicable for this project.

This proposal is valid for 90 days from the date this letter was sent for your review. The budget and timeframe for this proposal shall be renegotiated if it hasn't been signed within this period of time.

We look forward to working with you on this project. Please do not hesitate to contact us with any questions or if you require additional information.

Sincerely,



Brian J. Haas, P.E., PTOE  
Traffic Team Leader

## AUTHORIZATION TO PROCEED:

By: \_\_\_\_\_

Date: \_\_\_\_\_