The Gatlinburg Board of Commission met in a regular meeting on Tuesday August 3, 2021, at 6:00 P.M. in the City Council Room. All members were present with the exception of Commissioner Ryan DeSear. Mayor Mike Werner called the meeting to order and led the Pledge of Allegiance. Finance Director Robert Holt gave the Invocation.

Mayor Werner then called for a motion to approve the Minutes of the regular meeting of July 20, 2021. Commissioner Don Smith made a motion to approve the Minutes which was seconded by Commissioner Chad Reagan and then unanimously adopted.

The City Manager reported and/or requested:

(1) that she would like to report on the status of various Capital Projects including the Convention Center Renovation Project and stated that copies of the reports were placed at the podium and that these Projects include Glades/Buckhorn Road Water and Sewer Extension, Mynatt Park ADA Accessibility Project, Dog Park at Mills Park, Winterfest Lights Warehouse Construction, and the Convention Center Renovations Project; and,

(2) that she would like to announce a couple of events regarding the Chamber of Commerce. The first event is the Chamber Picnic that will be held on Thursday, August 12, 2021, at the Rocky Top Sports World and the second event is the Gatlinburg Chamber of Commerce Foundation Golf Tournament that will be held on September 2, at the Gatlinburg Golf Course with a shotgun start at 8:30 A.M. and,

(3) that she would also like to announce that Gatlinburg was nominated by USA Today's 10 Best Contests for Best Destination for Fall Foliage and that information on how to vote in the contest is located on the City's Facebook page and the Visit Gatlinburg Facebook page and,

(4) that she would like to remind everyone about the annual closing of the Community Center for the week of August 8, 2021, for annual maintenance and that the facility will reopen on August 9, 2021, and,

(5) lastly, she would like to announce that beginning on August 8 the Herbert Holt Park will be closing Monday through Friday and reopening at 3:00P.M. on Friday and staying open until dusk on Sunday due to the West Prong Force Main Project.

**Old Business:**

**ORDINANCE NUMBER 2577, AN ORDINANCE MAKING AND FIXING THE ANNUAL APPROPRIATION FOR THE SEVERAL DEPARTMENTS OF THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2021, AND ENDING JUNE 30, 2022, AND TO CARRY FORWARD APPROPRIATIONS FOR PRIOR YEAR ENCUMBRANCES, SECOND READING, AS AMENDED (Passed First Reading 7/20/2021).**

Item A under Old Business was Ordinance Number 2577, an Ordinance making and fixing the annual appropriation for the several Departments of the City for the Fiscal Year beginning July 1, 2022, and to carry forward appropriations for the prior year encumbrances, second reading, as amended (Passed First Reading 7/20/2021). Commissioner Reagan made a motion to adopt the Ordinance on second reading which was seconded by Vice Mayor McCown. The motion to adopt the Ordinance was unanimously approved on second reading.

**New Business:**

**ORDINANCE NUMBER 2578, AN ORDINANCE TO RE-NUMBER SECTION 9-103 OF THE MUNICIPAL CODE TO SECTION 9-103(a) AND TO ADD AN ADDITIONAL SUBSECTION (b) AND FURTHER BEING AN ORDINANCE TO ALLOW LIGHTED STRUCTURES IN CERTAIN LOCATIONS AND UNDER CERTAIN CONDITIONS, FIRST READING.**

Item A under New Business was Ordinance Number 2578, an Ordinance to re-number section 9-103 of the Municipal Code to section 9-103(a) and to add an additional subsection (b) and further being an Ordinance to allow lighted structures in certain locations and under certain conditions, first reading. The Building and Planning Director explained that the developer requesting the Ordinance was not in attendance at the meeting and that the proposed Ordinance would allow the projection of a movable image, animation, scene, or light show onto a structure or building or any object having a physical attachment to the ground. He further explained that the parameters of the proposed Ordinance include a minimum property size of 50 acres and a 300-foot minimum distance to City streets and is connected to the Scenic and Landscape Resources of Significant areas identified in the Hillside Ridges Regulations. Vice Mayor McCown asked if the projections would be visible from ridgetops and the Building and Planning Director said that there are no restrictions from seeing such a projection from private property. Commissioner Reagan asked why the parameters included tracts with a minimum of 50 acres of property and the Building and Planning Director replied that it was purposefully written to conceal the projections. Vice Mayor McCown noted he would be worried about residences on Greystone Heights able to observe the projections and what would the City do if it receives complaints. Commissioner Reagan noted that the developer needed to be present for the Commission to learn more information. The City Manager explained to Commissioners that the proposed Ordinance was a reaction to questions posed by the developer. Vice Mayor McCown then made a motion to defer the Ordinance until more information from the developer is available which was seconded by Commissioner Reagan. After these comments, the motion to defer the Ordinance was unanimously approved.

**DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #2 TO THE LOSE DESIGN AGREEMENT RELATED TO THE MYNATT PARK ADA IMPROVEMENTS PROJECT.**

Item B under New Business was discussion and consideration of approving Change Order #2 to the Lose Design Agreement related to the Mynatt Park ADA Improvements Project. Commissioner Smith made a motion to approve the Change Order which was seconded by Commissioner Reagan. The City Manager explained that this Change Order is in the amount of $8,500.00 and is needed to redesign the proposed pathways around the playground area in Mynatt Park and that after the pathways are redesigned it will be given to the Contractor to provide an estimate on construction costs. After these comments, the motion to approve the Change Order was unanimously adopted.

**DISCUSSION AND CONSIDERATION OF APPROVING A SINGLE BID WITH CITY WIDE JANITORIAL SERVICES FOR THE CLEANING OF FIVE (5) PUBLIC RESTROOMS.**

Item C under New Business was discussion and consideration of approving a Single Bid with City Wide Janitorial Services for the cleaning of five (5) public restrooms. Vice Mayor McCown made a motion to approve the Single Bid which was seconded by Commissioner Smith. The City Manager explained that the Single Bid is in the amount of $64,051 from City Wide Janitorial Services for the cleaning of five (5) public restrooms and that this item was reviewed by Commissioners during the Budget Presentation. The Finance Director noted that the bid was to provide for restroom cleaning once a day, before 9 a.m. The restrooms would be cleaned either 3, 5, or 7 days per week, depending on the month. Commissioner Reagan asked where the contractor was located and the Finance Director responded they are based in Knoxville and that he and the Recreation Director have met with the company to discuss the Agreement. Vice Mayor McCown remarked that if the City is busy in the Winter months that the cleaning may need to be more frequent and that Finance Director replied that the City can adjust the Agreement if there is a need to increase cleaning frequency. Commissioner Reagan asked if the contractor does not clean up to expectations if the City can end the contract and the Finance Director confirmed that the City can cancel the contract. After these comments, the motion to approve the Single Bid was unanimously adopted.

**RESOLUTION NUMBER 986, A RESOLUTION AUTHORIZING THE CITY TO PARTICIPATE IN THE PUBLIC ENTITY PARTNERS (PEP) "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.**

Item D under New Business was Resolution Number 986, a Resolution authorizing the City to participate in the Public Entity Partners (PEP) "Safety Partners" Loss Control Matching Grant Program. Commissioner Reagan made a motion to adopt the Resolution which was seconded by Commissioner Smith. The City Manager explained that the City anticipates receiving $3,000, which would be used to offset the cost of turn-out gear for Firefighters. After these comments, the motion to adopt the Resolution was unanimously approved.

**ORDINANCE NUMBER 2579, AN ORDINANCE TO AMEND SECTION 15-607**

**(1) OF THE MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO CHANGE THE PARKING RATES FOR USAGE AT THE AQUARIUM AND MCMAHAN/PARKWAY PARKING FACILITIES, FIRST READING.**

Item E under New Business was Ordinance Number 2579, an Ordinance to amend section 15-607 (1) of the Municipal Code and further being an Ordinance to change the parking rates for usage at the Aquarium and McMahan/Parkway parking facilities, First Reading. Commissioner Smith made a motion to adopt the Ordinance on first reading which was seconded by Commissioner Reagan. The City Manager explained that the Ordinance would increase the flat rate at the City Parking Garages from $8.00 per visit to $10.00 per visit and that this was discussed at the Budget Presentation. After these comments, the motion to adopt the Ordinance was unanimously approved.

**RESOLUTION NUMBER 987, A RESOLUTION SETTING AND ESTABLISHING THE FEES, RATES AND CHARGES FOR THE GOLF COURSE.**

Item F under New Business was Resolution Number 987, a Resolution setting and establishing the fees, rates, and charges for the Golf Course. Commissioner Reagan made a motion to adopt the Resolution which was seconded by Vice Mayor McCown. The City Manager noted that these changes came forth from the Golf Course General Manager. The Finance Director explained that these changes were discussed at the Budget Presentation and that the main changes are additions to add another Junior Rate category, establishing a Rider Fee and introducing a Twilight Rate. After these comments, the motion to adopt the Resolution was unanimously approved.

**ORDINANCE NUMBER 2580, A PROPERTY TAX LEVYING ORDINANCE FOR THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2021, AND ENDING JUNE 30, 2022, FIRST READING.**

Item G under New Business was Ordinance Number 2580, a Property Tax Levying Ordinance for the City for the Fiscal Year beginning July 1, 2021, and ending June 30, 2022, First Reading. Commissioner Smith made a motion to adopt the Ordinance on first reading which was seconded by Vice Mayor McCown. The City Manager explained that the Ordinance sets the Property Tax rate at $0.1257 dollars per $100 of assessed valuation and that the rate is established as that because State Law requires the City to achieve the same revenue as the previous Fiscal Year in the years that property is reappraised. Mayor Werner noted that there was no tax increase. After these comments, the motion to adopt the Ordinance was unanimously approved on first reading.

**UNSCHEDULED ITEMS:**

**Vice Mayor Mark McCown**

(1) Stated that the 2020-21 Fiscal Year was a record year for revenue for the City and that the 2021-22 Budget was a record for appropriations and that he hopes the City's success continues.

**Mayor Mike Werner**

(1) Stated that he would like everyone to keep Dan Brooks in their thoughts as he was recently back home from a stint in the hospital, and;

(2) Stated that he would like to keep Bud Ogle in everyone's prayers as he is battling pneumonia.

There being no further business to come before the City Commission, Vice Mayor McCown made a motion to adjourn. Commissioner Smith seconded the motion which was unanimously approved.

Mike Werner, Mayor

Cindy C. Ogle

Cindy Cameron Ogle, City Recorder

/mp