The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday May 4, 2021 at 6:00 P.M. in the City Council Room. All members were present. Mayor Mike Werner called the meeting to order and led the Pledge of Allegiance. Building and Planning Director David Ball gave the Invocation.

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

The City Manager reported and/or requested:

(1) that she would like to give an update on the Convention Center Renovation Project and stated that the landscape plan is being worked on for the Parkway side of the Convention Center and all that is lacking with the public restrooms was accent color tile, grout and certain fixtures which are on backorder; the stonework in the front is nearing completion; and, the handicap ramp is completed and all construction fencing has been taken down except for areas where grout is needing to be installed; and

(2) that she would like to report on the status of several Projects and referenced a copy of the report placed at the podium. The Projects include Glades Road Water and Sewer Extension, Rattlesnake Hollow Waterline Installation, Parking Garage Digital Signage, Mynatt Park ADA Project, and Winterfest Lights Warehouse Construction; and,

(3) that she would like to announce that the City was selected on Friday, April 30, 2021, to advance to the social engagement phase of the Tennessee Dog Park Dash Grant Program and that the City is one of the 20 remaining finalists for the Grant and that the City needs help from the public by submitting support letters online at DogParkDash.com/Support and post photos of your pet on the City's social media pages with the hashtag #dogparkdash2021; and,

(4) that the last item she would like to announce was that a COVID-19 Vaccination Clinic will be held at Rocky Top Sports World by Sevier County Health Department on Monday, May 17, 2021, and to make an appointment for the Pfizer vaccine please call 865-774-3944 and that vaccinations are also being given at the Health Department without an appointment.

Old Business:

ORDINANCE NUMBER 2571, AMENDING THE ZONING ORDINANCE, BEING ORDINANCE NO.830, AND FURTHER BEING AN ORDINANCE TO REPEAL SECTIONS 714 AND 715 IN THEIR ENTIRETY AND SUBSTITUTE NEW SECTIONS IN LIEU THEREOF AND FURTHER BEING AN

ORDINANCE TO ADOPT NEW CRITICAL SLOPE FLOATING ZONE AND HILLSIDE OVERLAY DISTRICT PROVISIONS, First Reading (Deferred 4/20/2021 and Passed Planning Commission 2/20/2020).

Item A under old Business was Ordinance Number 2571, Amending the Zoning Ordinance, being Ordinance No. 830, and further being an Ordinance to repeal sections 714 and715 in their entirety and substitute new sections in lieu thereof and further being and Ordinance to adopt new critical slope floating zone and Hillside Overlay District Provisions, first reading (Deferred 4/20/2021 and Passed Planning Commission 3/16/2021). Commissioner Reagan made a motion to adopt the Ordinance which was seconded by Commissioner Smith. The City Manager noted that there had been two recent Workshop Meetings regarding the Ordinance and it had been deferred at the last meeting so that the second Workshop Meeting could be held and further explained it is the same Ordinance, with the exception of adding additional roadways to the Scenic and Landscape Resources of Significance list and a change to the light reflectance values. The Building and Planning Director explained that Dudley Creek Bypass, Ridge Road, Cherokee Orchard Road and Baskins Creek Bypass were added to the Scenic and Landscape Resources of Significance road list and that structure and roof colors cannot exceed a 40 percent light reflectance value. After these comments, the motion to approve the Ordinance was unanimously adopted on first reading.

New Business:

DISCUSSION AND CONSIDERATION OF APPROVING AN AGREEMENT WITH CANNON AND CANNON INC., CONSULTING ENGINEERS FOR A DOWNTOWN CORRIDOR TRAFFIC AND PEDESTRIAN MOBILITY STUDY.

Item A under New Business was discussion and consideration of approving an Agreement with Cannon and Cannon Inc., Consulting Engineers for a Downtown Corridor Traffic and Pedestrian Mobility Study. Vice Mayor McCown made a motion to approve the Agreement which was seconded by Commissioner Smith. The City Manager noted that the Traffic and Pedestrian Mobility Study was discussed at the April 27 Workshop meeting and that representatives from Cannon and Cannon were present to discuss the Study. Cannon and Cannon President/CEO Houston Daugherty explained that the purpose of the Study was to examine the flow of vehicular and pedestrian traffic in the downtown corridor along Parkway and River Road and that the Study would examine many factors, including signal timing, pedestrian management and provide analysis of crosswalks. Mr. Daugherty further explained that the Study would give the City a roadmap for options to manage pedestrian and vehicular traffic. Mayor Werner asked if the recommendations would include additional equipment and technology to which Mr. Daugherty replied that some recommendations from the Study may include technology updates, while also noting that some temporary recommendations could be implemented to examine how they would affect the flow of traffic and that the Study would also provide a 10-year plan to help the City build a Capital Improvement Plan to manage vehicular and pedestrian traffic in the future. Mayor Werner noted that many individuals have ideas of what may work and that the City needed the Study to determine the appropriate recommendations for traffic flow. Commissioner Reagan asked if crosswalks and intersections would be examined during the Study to which Mr. Daugherty replied that they would be. After these comments, the motion to approve the Agreement for the Study was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #2 TO THE WHALEY CONSTRUCTION, LLC, CONTRACT RELATED TO THE MYNATT PARK ADA IMPROVEMENTS PROJECT.

Item B under New Business was discussion and consideration of approving Change Order #2 to the Whaley Construction, LLC, Contract related to the Mynatt Park ADA Improvements Project. Vice Mayor McCown made a motion to approve the Change Order which was seconded by Commissioner Ryan DeSear. The City Manager explained that this is a Change Order in the amount of $140,975 and was for improvements associated with the Mynatt Park ADA Improvements Project. The Parks and Recreation Director explained that the majority of the Change Order was related to the replacement of the boulder retaining wall at the basketball court which has deteoriated in recent years and that other elements of the Change Order are related to handrails with LED lighting near the tennis courts and for the replacement of curbing in the parking lots. Commissioner Reagan asked if the replacement of the retaining wall would allow for more space and the Parks and Recreation Director noted that it would allow for usable space for spectators to sit along. After these comments, the motion to approve the Change Order was unanimously adopted.

DISCUSSION AND CONSIDERATION OF APPROVING CHANGE ORDER #1 TO THE LOSE AND ASSOCIATES, INC. DESIGN CONSULTANT AGREEMENT RELATED TO THE MYNATT PARK ADA IMPROVEMENTS PROJECT.

Item C under New Business was discussion and consideration of approving Change Order #1 to the Lose and Associates, Inc. Design Consultant Agreement related to the Mynatt Park ADA Improvements Project. Commissioner Smith made a motion to approve the Change Order which was seconded by Vice Mayor McCown. The City Manager explained that the Change Order was in the amount of $4,500 and is related to engineering services required for the retaining wall replacement previously discussed. After these comments, the motion to approve the Change Order was unanimously adopted.

ORDINANCE NUMBER 2572, AN ORDINANCE TO AMEND THE MUNICIPAL CODE BY REPEALING CHAPTER 4 OF TITLE 4 AND SUBSTITUTING A NEW CHAPTER IN LIEU THEREOF, AND FURTHER BEING AN ORDINANCE TO ESTABLISH AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A SAFETY DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM PLAN, First Reading.

Item D under New Business was Ordinance Number 2572, an Ordinance to amend the

Municipal Code by repealing Chapter 4 of title 4 and substitution a new chapter in lieu therof, and further being an Ordinance to establish an updated Occupational Safety and Health Program Plan, devise rules and regulations, and to provide for a Safety Director and the implementation of such Program Plan, First Reading. Commissioner DeSear made a motion to adopt the Ordinance Amendment on first reading which was seconded by Commissioner Smith. The City Manager explained that the Ordinance is related to a Plan that has been in place for some time and that Tennessee Occupational Safety and Health Association (TOSHA) requested an update to the document to include recent changes by the Occupational Safety and Health Association (OSHA) of the reporting period of hospitalizations, amputation, and losses of an eye that being a 24 hour period. The Finance Director also explained that the Ordinance also updates contact information for the City. Vice Mayor McCown asked if the Ordinance adds a position of Safety Director, to which the City Manager replied that position is handled through the Human Resources Director. After these comments, the motion to adopt the Ordinance Number 2572 on first reading was unanimously approved.

DISCUSSION AND CONSIDERATION OF APPROVING AN AUDIT CONTRACT WITH CROSSLIN, PLLC FOR THE FISCAL YEAR ENDING JUNE 30, 2021.

Item E under New Business was discussion and consideration of approving an Audit Contract with Crosslin, PLLC for the Fiscal Year ending June 30, 2021. Commissioner Reagan made a motion to approve the Audit Contract which was seconded by Vice Mayor McCown. The City Manager explained that approval was granted at the April 20, 2021, meeting for the usage of Crosslin, PLLC for the City Audit and that the Contract is specifically for the Audit of the Fiscal Year ending June 30, 2021. The Finance Director explained that each year a Contract would need to be approved. Commissioner Reagan asked if the cost of the Contract would change each year to which the Finance Director explained that the cost of the Contract was the same as previously approved. After these comments, the motion to approve the Audit Contract was unanimously adopted.

DISCUSSION AND CONSIDERATION OF DECLARING CERTAIN CITY EQUIPMENT AND VEHICLES AS SURPLUS.

Item F under New Business was discussion and consideration of declaring certain City equipment and vehicles as surplus. Commissioner Smith made a motion to declare the City equipment and vehicles as surplus which was seconded by Vice Mayor McCown. The motion to approve the City equipment and vehicles as surplus was unanimously adopted.

ORDINANCE NUMBER 2573, APPROPRIATING AN AMOUNT SUFFICIENT TO COVER THE NECESSARY EXPENSES OF THE VARIOUS DEPARTMENTS, OFFICES AND BOARDS OF THE CITY PENDING THE FINAL PASSAGE OF THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 2021-22, First Reading.

Item G under New Business is Ordinance Number 2573, appropriating an amount sufficient to cover the necessary expenses of the various Department offices and Boards of the City pending the final passage of the Annual Appropriation Ordinance for the Fiscal Year 2021-21. Commissioner DeSear made a motion to approve Ordinance 2573 which was seconded by Commissioner Smith. The City Manager stated that this Ordinance is referred to as the Interim Budget Ordinance and is necessary to fund expenses for the operation of the City during the months of July and August. After these comments, the Ordinance was unanimously approved on first reading.

UNSCHEDULED ITEMS:

Commissioner Ryan DeSear

(1) Stated that he was glad that the Dog Park Project was about to begin construction soon; and,

(2) Stated that there are plenty of employment opportunities available in the community and that the lack of employees is becoming a critical factor for businesses.

Commissioner Don Smith

(1) Stated that he wished to remind everyone of the upcoming Municipal Election on May 18.

Commissioner Chad Reagan:

(1) Stated that there have been many citizens and alumni of Pi Beta Phi Elementary School and Gatlinburg-Pittman High School recently pass away and that he wished to offer his condolences to theses families.

Ms. Reeni Martinson was recognized by Vice Mayor McCown to speak and she expressed her concerns with trash collection in the Reagan Drive area in the early morning hours. Ms. Martinson stated that she lived on West Holly Ridge Road and that the trash collection was awakening her and neighbors in nearby residences and lodging facilities. Ms. Martinson also expressed concern with recent disturbances in the West Holly Ridge Road area due to individuals spinning their tires late in the evening. The City Manager asked for Ms. Martinson to meet with the Public Works Director to further discuss her concerns.

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 Cameron Ogle, City Recorder

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