The Gatlinburg Board of Commissioners met in a regular meeting on Tuesday, March 22, 2022, 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. Finance Director Robert Holt gave the Invocation.

Mayor Werner then called for a motion to approve the Minutes of the regular meeting of February 22, 2022. Commissioner Chad Reagan made a motion to approve the Minutes which was seconded by Commissioner Ryan DeSear and then unanimously adopted.

Regarding Petitions and Communications from the Public, Mayor Werner recognized Mr. Richard Ebright of Margaritaville Hotel, who signed up to speak about parking permits. Mr. Ebright explained he was a business operator and a friend of other business operators and was advocating on behalf of his employees regarding the proposed fee increase for parking permits. Mr. Ebright explained that a potential increase in parking permit fees would be detrimental to the recruitment of employees in Gatlinburg and asked Commission to consider this when voting on the issue. Commissioner DeSear asked if Mr. Ebright's only concern was the potential fee increase and Mr. Ebright said that it was. Commissioner Reagan asked if employees are paying for parking and Mr. Ebright replied that his establishment was supplementing parking through a bonus given to the employees.

The City Manager reported and/or requested:

(1) that she would like to advise status updates of several Capital Projects and the Convention Center Renovation Project have been placed at the podium for review; and

(2) The Public Information Officer then gave updates on upcoming events, including Sparkle Days, the Firefighter Fit for Duty 5K and 10K, and the Spring Trout Tournament and River Cleanup.

Old Business:

ORDINANCE NUMBER 2586, AN ORDINANCE TO AMEND SECTION 15-607 OF THE MUNICIPAL CODE AND FURTHER BEING AN ORDINANCE TO MAKE ADDITIONAL CHANGES TO PARKING REQUIREMENTS INCLUDING CHANGES TO THE PARKING RATES FOR USAGE OF CITY PARKING FACILITIES USING MONTHLY PARKING PERMITS AND NOT ALLOW OVERNIGHT OR LONG TERM PARKING, Second Reading (Passed First Reading 2/22/2022).

Item A under Old Business was Ordinance Number 2586, an Ordinance to amend Section 15-607 of the Municipal Code and further being an Ordinance to make additional changes to parking requirements including changes to the parking rates for usage of City parking facilities using monthly parking permits and not allow overnight or long term parking, Second Reading (Passed First Reading 2/22/2022). Commissioner DeSear made a motion to adopt the Ordinance on second reading, which was seconded by Commissioner Reagan. The City Manager explained that there was a Workshop Meeting earlier in the evening where Staff recommended that monthly parking permit rates remain $30 for all City parking facilities with the exception of the Aquarium Garage, which is $60. The City Manager also explained that remaining items in the Ordinance would need approval. Commissioner DeSear stated that with rising fuel prices impacting many, that he would amend his motion to keep permit rates at their current amount, and to reevaluate the permit program in late Summer. Vice Mayor McCown seconded Commissioner DeSear's amending motion. After these comments, the motion to adopt the Ordinance as amended on second reading was unanimously approved.

New Business:

Discussion and Consideration of MODIFYING THE PREVIOUSLY APPROVED LIMITATION ON THE SALE AND USE OF MONTHLY PARKING PERMITS AT CITY PARKING FACILITIES.

Item A under New Business was discussion and consideration of modifying the previously approved limitation on the sales and use of monthly parking permits at the City parking facilities. Commissioner DeSear made a motion to modify the limitation of the sale of monthly parking permits which was seconded by Vice Mayor Mark McCown. The City Manager explained that at the February 22 City Commission meeting, a policy was approved to allow businesses to purchase a maximum of 100 permits per month with the limitations on the number of permits that can be used at one time as 50. The City Manager further explained that Staff is recommending modifying the amounts to allow a business to purchase a maximum of 160 permits per month with the limitations on the number of permits that can be used at one time to 70. After these comments, the motion to approve the modified policy regarding the sale of monthly parking permits was unanimously adopted.

Discussion and Consideration of ACCEPTING THE RESIGNATION OF DON SMITH AS SEAT E REPRESENTATIVE ON THE CITY COMMISSION.

Item B under New Business was discussion and consideration of accepting the resignation of Don Smith as Seat E representative on the City Commission. Commissioner Reagan made a motion to accept the resignation of Don Smith as Seat E Representative which was seconded by Commissioner DeSear. The motion to accept the resignation of Don Smith was unanimously adopted.

Discussion and Consideration of MAKING AN APPOINTMENT TO FILL THE UNEXPIRED TERM OF SEAT E ON CITY COMMISSION.

Item C under New Business was discussion and consideration of making an appointment to fill the unexpired term of Seat E on City Commission. Commissioner DeSear nominated Kirby Smith to fill the unexpired term of Seat E on City Commission and was seconded by Vice Mayor McCown. The motion to appoint Kirby Smith to fill the unexpired term of Seat

E on City Commission was approved unanimously.

Discussion and Consideration of APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH SRA ARCHITECTS RELATED TO SPRINKLER SYSTEM REPAIRS, BREEZEWAY/STAIRWELL REPAIRS AND ADA IMPROVEMENTS FOR CITY HALL.

Item D under New Business was approving a Professional Services Agreement with SRA Architects related to sprinkler system repairs, breezeway/stairwell repairs and ADA Improvements for City Hall. Vice Mayor McCown made a motion to approve the Professional Services Agreement which was seconded by Commissioner Reagan. The City Manager explained that the Agreement is in the amount of $32,000 of which $5,337.50 has already been paid for the window replacement portion of the Project, leaving a balance of $25,662.50 for the additional professional services and that monies have been set up in a Project account for these necessary improvements to the City Hall facility. Mr. Mike Smelcer with SRA Architects also explained that as part of this agreement a Civil Engineer is working on including ADA Parking at City Hall and a Fire Protection Engineer is working on replacing piping in the City Hall Sprinkler System. After these comments, the motion to approve the Professional Services Agreement was unanimously adopted.

Discussion and Consideration of APPROVING A TROLLEY SERVICE CONTRACT WITH GREENBRIER CAMPGROUND.

Item E under New Business was discussion and consideration of approving a Trolley Service Contract with Greenbrier Campground. Commissioner DeSear made a motion to approve the Contract which was seconded by Vice Mayor McCown. The motion to approve the Contract was unanimously adopted.

Discussion and Consideration of APPROVING A SINGLE BID TO WHALEY CONSTRUCTION, LLC RELATED TO THE MILLS PARK BASKETBALL COURT IMPROVEMENTS PROJECT.

Item F under New Business was discussion and Consideration of approving a Single Bid to Whaley Construction, LLC related to the Mills Park Basketball Court Improvements Project. Commissioner DeSear made a motion to approve the Single Bid which was seconded by Commissioner Reagan. Commissioner DeSear asked if the scope of the Project was what was needed due to it being over budget $122,335. The Recreation Director explained that the bulk of the cost was due to the wall and fencing around the court. Commissioner Reagan asked if the single bid was because no one else wanted to bid and the Recreation Director replied that the current business climate makes it hard to find Contractors. Vice Mayor McCown asked what the Project completion date is, and the Recreation Director explained that the Contractor had 60 days to finish the Project. Commissioner Reagan asked how many Contractors were contacted about the bid and the Finance Director explained that the City sent the bid documents to seven or eight vendors, placed on the City's website, placed in The Mountain Press and placed on the Vendor Registry. Following these comments, the motion to approve the Single Bid was unanimously adopted.

Discussion and Consideration of APPROVING A SINGLE BID TO WHALEY CONSTRUCTION, LLC RELATED TO THE PAVILION AND RESTROOMS REMODELING PROJECT AT MYNATT PARK.

Item G under discussion and consideration of approving a Single Bid to Whaley Construction, LLC related to the Pavilion and Restrooms Remodeling Project at Mynatt Park. Commissioner Reagan made a motion to approve the Single Bid which was seconded by Vice Mayor McCown. The City Manager explained that single bids are not preferred and that in the current business environment, Contractors have too much work to participate in a competitive business process. She also explained that the single bid is in the amount of $498,373 from Whaley Construction and that there is $250,000 budgeted for the Project, leaving the cost over budget by $248,373 and that it is recommended that this overage be covered by using most of the $293,000 set aside for the Public Restrooms Renovations Project, leaving a balance of $44,737 in the account to do some repairs to the other public restrooms and reappropriate the rest of the Project next year. The City Manager further explained that the Mynatt Park ADA Accessibility Project was now declared complete after a Tennessee Department of Environment and Conservation inspection on March 16. Commissioner DeSear asked what this remodeling project would do to the pavilion, and the Recreation Director replied that it would place new siding on the building, replace the guttering, remodel the restrooms, repair the concrete flooring, repaint the ceiling, add large fans and upgrade the lighting. Mayor Werner said that Mynatt Park looks amazing after the completion of the ADA Accessibility Project and remodeling the pavilion and restrooms would be a great completion to the Project. After these comments, the motion to approve the single bid was unanimously adopted.

Discussion and Consideration of APPROVING THE USE OF THE GATLINBURG COMMUNITY CENTER FOR THE SEVIER COUNTY SCHOOL SYSTEM FUN AND FITNESS DAY ON MAY 19, 2022.

Item H under New Business was discussion and consideration of approving the use of the Gatlinburg Community Center for the Sevier County School System Fun and Fitness Day on May 19, 2022. Vice Mayor McCown made a motion to approve the use of the Community Center which was seconded by Commissioner Reagan. The motion to approve the use of the Community Center was unanimously adopted.

Discussion and Consideration of MAKING APPOINTMENTS TO THE RECREATION BOARD.

Item I under New Business was discussion and consideration of making appointments to the Recreation Board. Vice Mayor McCown made a motion to reappoint Buster Flynn, Lester Flynn, Al Shirley, Allen Cox and Whit Helton to another two year term on the Recreation Board which was seconded by Commissioner DeSear. The motion to make these reappointments to the Recreation Board was unanimously adopted.

Discussion and Consideration of DECLARING CERTAIN CITY ITEMS AS SURPLUS.

Item J under New Business was discussion and Consideration of declaring certain City item as surplus. Commissioner DeSear made a motion to declare the certain City items as surplus, which was seconded by Commissioner Reagan. The motion to declare certain City items as surplus was unanimously adopted.

UNSCHEDULED ITEMS:

Commissioner Chad Reagan

(1) Stated that he wanted to thank Commissioner Don Smith for serving on the City Commission and that he looked forward to working with new Seat E Commissioner Appointee Kirby Smith, and;

(2) Stated that he wanted to wish his Mother a Happy Birthday.

Vice Mayor Mark McCown

(1) Stated that he too wanted to thank Commissioner Smith for his service on the City Commission and that he would miss serving alongside him, as he was a fine Commissioner and a good friend, and;

Mayor Mike Werner

(1) Stated that he too wanted to thank Commissioner Smith for his service and that he was happy that Kirby Smith was appointed to City Commission to replace Commissioner Smith, and;

(2) Stated that he wanted to congratulate the Gatlinburg-Pittman High School Girls Basketball Team for their season, which saw the team reach the State Semifinals.

There being no further business to come before the City Commission, Commissioner DeSear made a motion to adjourn. Commissioner Reagan seconded the motion which was unanimously approved.

Mike Werner, Mayor

Cindy C. Ogle

Cindy Cameron Ogle, City Recorder

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