

**OAK RIDGE CITY COUNCIL MEETING**  
Municipal Building Courtroom

January 9, 2012—7:00 p.m.

AGENDA

I. INVOCATION

Chaplain Myra Mansfield with the Oak Ridge Police Department

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. APPEARANCE OF CITIZENS

V. PROCLAMATIONS AND PUBLIC RECOGNITIONS

Award presentation by Mr. Bill Wilcox for the 2011 East Tennessee Preservation Award for the "Birth of the City" Monument Project.

Swearing-in of David Harrington, Deputy Chief of Operations.

A proclamation designating the week of April 28, 2012 to May 5, 2012 *The Bridge to a Sustainable Future Week*.

VI. SPECIAL REPORTS

FY 2011 Independent Audit Report from Mr. Ted Hotz with Pugh & Company, P.C.

*Not in Our City* Status Presentation.

Water and Wastewater Rate Study Presentation from Mr. Lamar Dunn with Lamar Dunn & Associates.

VII. CONSENT AGENDA

- a. Approval of the minutes of the December 12, 2011 City Council Meeting.
- b. Approval of the minutes of the December 19, 2011 Oak Ridge Emergency Communication District Board of Directors Meeting.
- c. Approval of the minutes of the December 19, 2011 City Council Special Meeting.
- d. Adoption of a resolution waiving competitive bids and awarding a contract in the estimated amount of \$42,600.00 to SirsiDynix, Lehi, Utah, to host the Oak Ridge Public Library's database and provide required computer back-ups, upgrades and other as-needed services.

VIII. RESOLUTIONS

- a. Adoption of a resolution authorizing a professional services agreement in the estimated amount of \$82,300.00 with Fulghum, MacIndoe & Associates, Inc., Knoxville, Tennessee, for the design of plans and specifications to construct a sewer line at East Tennessee Technology Park.
- b. Adoption of a resolution to adopt the City of Oak Ridge, Tennessee 2012 State and Federal Legislative Agenda to inform state and federal officials of key projects, policies, and priorities in the City of Oak Ridge and to help secure funding for agreed upon

priorities of the community.

- c. Adoption of a resolution awarding a bid in the estimated amount of \$68,571.75 to Stuart C. Irby, Co., Johnson City, Tennessee, for the furnishing of 15kv intellirupter pulse closer source transfer equipment for use in improving power reliability for Jackson Plaza.

IX. PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

- a. A public hearing to amend the City of Oak Ridge FY 2012 Annual Action Plan of the Community Development Block Grant (CDBG) Entitlement Program.

(Resolution scheduled for February 13, 2012)

X. FINAL ADOPTION OF ORDINANCES

(NONE)

XI. ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

- a. Elections/Appointments

Mayor's Appointment  
Anderson County Development Corporation

Oak Ridge Convention and Visitors Bureau  
Hotel/Motel Representative

Traffic Safety Advisory Board  
Election to fill vacancy

- b. Announcements

- c. Scheduling

XII. COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

XIII. SUMMARY OF CURRENT EVENTS

- a. City Manager's Report

- b. City Attorney's Report

XIV. ADJOURNMENT

**PROCLAMATIONS  
AND  
PUBLIC RECOGNITIONS**

**CITY CLERK MEMORANDUM**

**11-61**

**DATE:** December 29, 2011

**TO:** Honorable Mayor and Members of City Council

**FROM:** Diana R. Stanley, City Clerk

**SUBJECT:** PROCLAMATIONS AND PUBLIC RECOGNITIONS

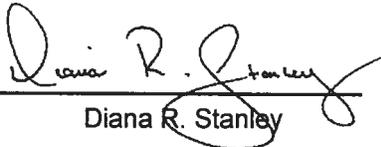
Public Recognitions

Award presentation by Mr. Bill Wilcox, City Historian and member of the Board of Directors of the Oak Ridge Heritage and Preservation Association, for the 2011 East Tennessee Preservation Award for the "Birth of the City" Monument Project. Mr. Wilcox accepted the award in November on behalf of the City of Oak Ridge.

Swearing-in of David Harrington, Deputy Chief of Operations.

Proclamations

A proclamation designating the week of April 28, 2012 to May 5, 2012 *The Bridge to a Sustainable Future Week*.

  
Diana R. Stanley

# PROCLAMATION

**WHEREAS**, Oak Ridge has long been focused on heightening the community's awareness on sustainable techniques and its importance to the overall quality of life; and

**WHEREAS**, during the months of April and May, several events will be taking place that have a common theme of sustainability and community education; and

**WHEREAS**, the 5<sup>th</sup> Annual Earth Day Festival will take place on April 28, 2012 whose purpose is to successfully plant the seeds of change by educating, encouraging and empowering area citizens to create a sustainable community via the festival and related special events; and

**WHEREAS**, the Oak Ridge Revitalization Effort will present the first Oak Ridge Sustainable Energy and Environment Expo on May 5, 2012 to build upon and expand a heightened community interest by bringing together practitioners, cutting edge researchers, and interested citizens for a day of demonstrations, exhibitions and informal conversations; and

**WHEREAS**, the Oak Ridge National Laboratory and the Oak Ridge Schools will jointly sponsor the first *Scientists in the Classroom* event from April 30 to May 4, 2012; and

**WHEREAS**, the organizers of the Earth Day Festival, Oak Ridge Sustainable Energy and Environmental Expo, and *Scientists in the Classroom* event are making contributions to the awareness of sustainability and their importance to the economic well-being to the community; and

**WHEREAS**, these events offer an opportunity for the community to learn about ways Oak Ridge could become more sustainable.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE** that the week of April 28, 2012 to May 5, 2012 be proclaimed

## **THE BRIDGE TO A SUSTAINABLE FUTURE WEEK**

in the City of Oak Ridge, Tennessee, and all citizens be encouraged to not only support the events, but actively engage in the activities offered and apply the learned knowledge in all aspects of our lives.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Great Seal of the City of Oak Ridge to be affixed, this the 9<sup>th</sup> day of January in the year 2012.



MAYOR

# **SPECIAL REPORTS**

CITY COUNCIL MEMORANDUM  
12-01

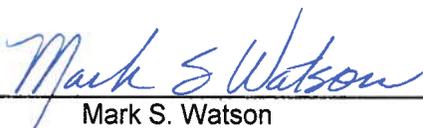
DATE: January 3, 2012

TO: Honorable Mayor and Members of City Council

FROM: Mark S. Watson, City Manager

SUBJECT: SPECIAL REPORT

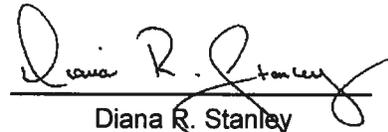
Mr. Ted Hotz with Pugh & Company, P.C., the City's financial auditors, will be present at Monday night's Council meeting to present the results of the FY 2011 independent audit. A copy of the City's Comprehensive Annual Financial Report will be distributed at a later date and available on the City's website.

  
\_\_\_\_\_  
Mark S. Watson

**CITY CLERK MEMORANDUM**  
**11-67**

**DATE:** January 4, 2012  
**TO:** Honorable Mayor and Members of City Council  
**FROM:** Diana R. Stanley, City Clerk  
**SUBJECT:** SPECIAL REPORT—NOT IN OUR CITY

Kathryn Baldwin, Community Development Director, will be present at Monday night's Council meeting to give a presentation on the status of the *Not in Our City* program, including drafts of Ordinance Amendments to the City Code and the Zoning Ordinance for City Council's information for the January 23, 2012 Work Session.

  
\_\_\_\_\_  
Diana R. Stanley

CITY COUNCIL MEMORANDUM  
12-02

DATE: January 4, 2012  
TO: Honorable Mayor and Members of City Council  
FROM: Mark S. Watson, City Manager  
SUBJECT: SPECIAL REPORT

Mr. Lamar Dunn with Lamar Dunn & Associates will be present at Monday night's Council meeting to present an overview of the results of the water and wastewater rate study, which includes the proposed water and wastewater rate structure. A copy of the rate study will be distributed at a later date and discussed the January 23, 2012 work session.

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Mark S. Watson

# CONSENT AGENDA

**MINUTES OF THE  
OAK RIDGE CITY COUNCIL MEETING**

**December 12, 2011**

The regular meeting of the City Council of the City of Oak Ridge, Tennessee, convened at 7:00 p.m. on December 12, 2011, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

**INVOCATION**

The Invocation was given by Reverend Matt Reed of Faith Baptist Church.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag of the United States of America was given by Joshua L. Waldo, Assistant Chief of Fire Prevention and Training Division.

**ROLL CALL**

Upon roll call, the following councilmembers were present: Mayor Thomas L. Beehan, Councilmember Anne Garcia Garland; Councilmember Charles J. Hope, Jr.; Mayor Pro Tem D. Jane Miller; Councilmember David N. Mosby; and Councilmember Ellen D. Smith.

Councilmember L. Charles Hensley was absent.

Also present were Mark S. Watson, City Manager; Kenneth R. Krushenski, City Attorney; Steven W. Jenkins, Deputy City Manager; and Diana R. Stanley, City Clerk.

**APPEARANCE OF CITIZENS**

Mr. Rodney Parrish, 152 Wade Lane, representing Grove Center Merchant's Association expressed his appreciation of the City of Oak Ridge's support of the Holiday Market for use of the Grove Center parking area. Mr. Parish also provided a brief report of the success of the Market, including marketing, services, partnerships, and sponsorships.

Mr. Parker Hardy, President of the Oak Ridge Chamber of Commerce, commented on the support the Chamber received for the annual Christmas parade from city staff.

**AGENDA ADDITION**

Councilmember Hope moved, seconded by Councilmember Smith, that the agenda be amended to add a resolution titled, "A resolution to direct city staff to move forward with the bid process for construction of a pavilion at Melton Lake Park and to approve the Oak Ridge Recreation and Parks Advisory Board's recommended design and site location" under the "Resolutions" portion of the agenda. The motion carried by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**PROCLAMATIONS AND PUBLIC RECOGNITIONS**

***A proclamation designating the month of January 2012 as Free Medical Clinic of Oak Ridge.***

Councilmember Hope moved, seconded by Councilmember Smith, that the proclamation be adopted. The motion carried by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Dr. Tanya Vargas, Co-Medical Director of the Free Medical Clinic of Oak Ridge, accepted the Proclamation.

City Manager Mark S. Watson swore-in Joshua L. Waldo, Assistant Chief of Fire Prevention and Training Division position for the City of Oak Ridge Fire Department.

### **SPECIAL REPORTS**

(NONE)

### **CONSENT AGENDA**

City Attorney Ken Krushenski explained that item (c.) titled, "Adoption of a resolution approving the Industrial Development Board of the City of Oak Ridge, Tennessee Tax Increment Financing Program Policies and Procedures for continued use by the Oak Ridge Industrial Development Board with the Tax Incentive Policy" needed to be amended by adding a quarter (1/4) percent to a section in the policy and requested a motion. Councilmember Smith requested to remove item (c.) for procedural purposes.

Councilmember Smith requested to remove item (a.) titled, "Approval of the minutes of the November 14, 2011 City Council Meeting."

Councilmember Hope moved, seconded by Councilmember Miller to approve the remainder of the Consent Agenda. That motion was carried by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," thereby approving:

#### **Resolution No. 12-111-11**

Adoption of a resolution approving a grant agreement with Prevent Child Abuse Tennessee for use in the Healthy Start of Anderson County Program and authorizing the disbursement of budgeted funds in the amount of \$31,850.00 for this purpose.

### **ITEMS REMOVED FROM THE CONSENT AGENDA**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope to approve the November 14, 2011 City Council Meeting minutes.

Councilmember Smith submitted a communication from Ms. Susan Gawarecki, Local Oversight Committee Executive Director, to be recorded in the December 12, 2011 minutes. Following discussion from Councilmembers and the City Manager, a suggestion was agreed upon to move the discussion of the communication to the "New Business" section of the agenda.

The minutes were then approved without amendment by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

#### **Resolution No. 12-112-11**

**Adoption of a resolution approving the Industrial Development Board of the City of Oak Ridge, Tennessee Tax Increment Financing Program Policies and Procedures for continued use by the Oak Ridge Industrial Development Board with the Tax Incentive Policy.**

Councilmember Hope moved, seconded by Councilmember Smith that the resolution be adopted. A second motion was made by Mayor Pro Tem Miller, seconded by Councilmember Mosby to amend the resolution to include a quarter (1/4) percent in the blank field of Section 5.4 of the Policy. After brief deliberation, the resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

### **RESOLUTIONS**

#### **Resolution No. 12-113-11**

**A public hearing and adoption a resolution authorizing a water line easement across City-owned greenbelt Lots 41.00 and 42.00, tax map 99g, group c, located on the east side of North Illinois Avenue just north of Irene Lane in accordance with Zoning Ordinance §9.01(c).**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted. Public Works Director Gary Cinder responded to Councilmember Smith's inquiries regarding the building state of the private lots and kudzu eradication. Ms. Smith requested that staff consult Pat Parr with the Oak Ridge National Laboratory (ORNL) for kudzu eradication.

Mayor Beehan opened the meeting for the public hearing and with no participation, the public hearing was closed.

The City Manager clarified the parameters of Councilmember Smith's request of staff by explaining that staff could obtain information and make initial contact with ORNL, and that the Public Works Director would have discretion to determine the suitability of kudzu eradication on the area discussed.

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution No. 12-114-11**

**Adoption of a resolution authorizing the purchase of control panels for various sewer pump stations from Nedrow & Associates, Murfreesboro, Tennessee, in the estimated amount of \$444,889.00.**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted. After brief explanations from City Manager Mark Watson and Public Works Director Gary Cinder regarding funding and contract phases, the resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution No. 12-115-11**

**Adoption of a resolution awarding a contract with Industrial Technologies, Calhoun, Georgia, to upgrade the control room at the Water Treatment Plant, in the estimated amount of \$49,400.95.**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted. After brief deliberation, the resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution No. 12-116-11**

**Adoption of a resolution approving two agreements between the City and TVA for pilot programs, specifically the Green Power Switch® Pure Solar Agreement and the Green Power Switch® Southeastern REC Agreement.**

Councilmember Smith moved, seconded by Mayor Pro Tem Miller that the resolution be adopted. The City Manager provided a brief over view of the pilot programs. Upon inquiry from Councilmember Smith, Electrical Engineering Division Manager, Margaret Elgin clarified that the Tennessee Valley Authority (TVA) is adding an additional price offering for energy than the previous program, and that the higher cost associated with the energy is because it is pure solar energy.

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution No. 12-117-11**

**Adoption of a resolution establishing the schedule of meetings of the Oak Ridge City Council during calendar year 2012 and providing that regular meetings shall be held on the second Monday of each month at 7:00 p.m. in the Municipal Building Courtroom, except during the months of March and May.**

Councilmember Hope moved, seconded by Mayor Pro Tem Miller that the resolution be adopted. After brief deliberation, the resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution No. 12-118-11**

**Adoption of a resolution authorizing the abandonment of Quincy Avenue between South Illinois Avenue and South Purdue Avenue to further the development of Woodland Town Center contingent upon the developer deeding the appropriate amount of real property to the City at no cost for construction of a new roadway to align Phillips Lane with the entrance to the former Dean Stallings Ford location.**

Councilmember Hope moved, seconded by Mayor Pro Tem Miller that the resolution be adopted. The City Manager briefly reviewed the project and explained the strict construction timeframe as the project would need to be completed in September of 2012.

Councilmember Mosby made a motion to amend the resolution by adding language that stipulated the abandonment of Quincy Avenue would continue subject to the conditions associated with the construction of Woodland Town Center. Councilmember Mosby's motion was seconded by Councilmember Smith and approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution 12-119-11**

**Adoption of a resolution authorizing the submittal of a grant application to the Tennessee Department of Transportation (TDOT) for an Operating Assistance Grant to reimburse the City for up to fifty percent (50%) of the net operating expenses of the City's Public Transportation Program in the estimated amount of \$268,424.00, and to accept said grant if approved by TDOT.**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

Mayor Beehan requested that staff review a potential regulation or policy to prohibit smoking by the operators in the vehicles.

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Resolution 12-120-11**

**Adoption of a resolution to approve the Tax Increment Financing (TIF) Economic Impact Plan for the S. Illinois Avenue Economic Development Area.**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted. The City Manager provided an overview of the Tax Increment Financing (TIF) Economic Impact Plan for the S. Illinois Avenue Economic Development Area. The City Manager noted that the Plan is structured so as to use the new property taxes earned to pay off the loan used for public improvement of the area first and that sales tax would also be generated the entire time.

Following presentation requests from Councilmember Smith and Mayor Beehan regarding the Economic Impact Plan, Mr. Walter Wise, Developer, explained the history of the project which began as a shopping center, but due to the economy was transformed into a restaurant venture. Mr. Wise indicated that there are two (2) restaurants of interest and that they would only construct if both would locate in the area. He outlined additional benefits of the development which included the sales tax received from the restaurants for both the City and the County, the potential for other business ventures at one of the other locations, the possible use of the former Dean Stallings Ford site, and the presence of the National Oceanic and

Atmospheric Administration (NOAA). Mr. Wise closed by explaining his thoughts on the great potential of this development.

Deputy City Manager, Steve Jenkins also outlined the expected property tax and sales tax values of the restaurants for the City and the County.

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

#### **Resolution 12-121-11**

**Adoption of a resolution to direct city staff to move forward with the bid process for construction of a pavilion at Melton Lake Park and to approve the Oak Ridge Recreation and Parks Advisory Board's recommended design and site location.**

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted. Gerry Palau, Chairman of the Recreation and Parks Advisory Board, provided information to City Council regarding the Parks Board's choice for the pavilion. Mr. Palau explained per Councilmember Smith's inquiries that the structure would be approximately 2,400 square feet and that the pavilion could include an apron to accommodate approximately 240 people and possible additional amenities.

Recreation and Parks Director, Josh Collins, responded to Councilmember's Smith inquiries regarding design of the pavilion by explaining that the Parks Board has a general concept of the pavilion design and add-on amenities, and the Parks Board would develop a plan and accept the best fit proposals.

The resolution was approved by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

#### **PUBLIC HEARINGS AND FIRST READING OF NEW ORDINANCES**

(NONE)

#### **FINAL ADOPTION OF ORDINANCES**

##### **Ordinance No. 19-11**

**AN ORDINANCE TO AMEND A USE RESTRICTION REGARDING FAST FOOD RESTAURANTS IN WOODLAND TOWN CENTER PLANNED UNIT DEVELOPMENT PLAN, WHICH FRONTS ON SOUTH ILLINOIS AVENUE AND BACKS UP TO SOUTH PURDUE AVENUE BISECTED BY QUINCY AVENUE ACROSS FROM THE FORMER DEAN STALLINGS FORD SITE, WITH NO CHANGE TO THE ZONING DISTRICT WHICH REMAINS UB-2/PUD, UNIFIED GENERAL BUSINESS WITH A PLANNED UNIT DEVELOPMENT DISTRICT OVERLAY.**

Mayor Pro Tem Miller moved, seconded by Councilmember Smith that the ordinance be adopted.

Joy Henderson, 103 Paris Lane, commented that she is concerned of flooding near the area and inquired about what action would be done to counteract the flooding. City Manager Watson responded that part of the public improvements associated with the financing for the project includes drainage, and there is a proposal for "green" parking lots that allow for absorption. Ms. Henderson also commented about the possibility of including signage in the development that indicated that the public was entering a neighborhood and not a business area.

Larry Lewis, 232 Briarcliff Avenue, speaking on behalf of his mother's property. Mr. Lewis explained that his mother is excited about the project, but that she has drainage concerns with the development as she has experienced flooding issues on the property in the past. He expressed an interest in paying attention to details to water management on surrounding properties and keeping in mind that there are residential areas nearby.

Mary Henderson, 231 S. Purdue Avenue, expressed concern over the verbiage "fast-food" in the publicity.

Councilmember Smith commented about her concerns of the existing water control problem of the area to be developed. Ms. Smith explained that if a TIF would be used for future development of nearby sites that drainage improvements be a part of the plan.

Terry Wheeler, Developer, responded to Councilmember Mosby's inquiries regarding the site layout by explaining that the layout was for functional purposes. Additionally, Mr. Wheeler elaborated that the developed property would have underground storm water storage that would remove approximately four (4) acres of water from asphalt.

The ordinance was approved on second reading by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

City Council took a brief break and upon return, Mayor Beehan recognized that Representative John Ragan was in attendance and invited him to speak. Representative Regan commented that he is anticipating the City's Legislative Agenda inputs and reminded City Council and staff about the filing deadline.

(RETURNING TO AGENDA)

**Ordinance No. 20-11**

**AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCEL 1.09, ROANE COUNTY TAX MAP 30, ALSO KNOWN AS ED-45, LOCATED AT HERITAGE CENTER, FROM F.I.R., FEDERAL INDUSTRY AND RESEARCH TO IND-2, INDUSTRIAL.**

Mayor Pro Tem Miller moved, seconded by Councilmember Smith that the ordinance be adopted. Community Development Director, Kathryn Baldwin provided a brief overview of the ordinance. Councilmember Smith expressed concern over the construction of a solar array project near a potential airport site. Jeff Deardorff, Chief Operating Officer for Heritage Center, L.L.C., explained that the purchasers of the property are aware of the airport feasibility study and would be accommodating of their project in relation to the possible airport.

The ordinance was approved on second reading by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Ordinance No. 21-11**

**AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCELS 10.06 AND 10.07, ROANE COUNTY TAX MAP 29, ALSO KNOWN AS K-792 AREA, LOCATED AT HERITAGE CENTER, FROM FIR., FEDERAL INDUSTRY AND RESEARCH TO IND-2, INDUSTRIAL MANHATTAN DISTRICT OVERLAY (IND-2/IMDO).**

Councilmember Smith moved that the ordinance be adopted. The motion was seconded by Councilmember Hope and after a brief explanation by Community Development Director Kathryn Baldwin was approved on second reading by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

Elections/Appointments

## **Mayor's Appointments**

The Mayor's announced that he is retaining his designated seats on the Anderson County Economic Development Association, the Highland View Redevelopment Advisory Board and the Local Oversight Committee (LOC). The terms of office are concurrent with the Mayor's current term.

Councilmember Hope moved, seconded by Mayor Pro Tem Miller that the Mayor's reappointments be confirmed for the following boards and members:

Mr. David R. Bradshaw and Ms. Louise B. Dunlap to serve as City of Oak Ridge representatives on the Board of Directors of the Anderson County Development Corporation for a term of office that is concurrent with the Mayor's current term.

Mayor Pro Tem Miller to serve as the City of Oak Ridge representative on the Anderson County Tourism Council's Advisory Board for a one (1) year term of office commencing January 1, 2012.

Mr. Terry C. Domm to serve as the Mayor's designee on the Oak Ridge Municipal Planning Commission for a term of office that is concurrent with the Mayor's current term.

Confirmations of the Mayor's appointments were approved by voice vote with Councilmembers Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Councilmember Garcia Garland abstained.

## **Oak Ridge Municipal Planning Commission**

Councilmember Hope moved, seconded by Mayor Pro Tem that Councilmember Charles L. Hensley's be reappointed to serve as the City Council's representative on the Oak Ridge Municipal Planning Commission to serve for two (2) years or until his term on Council expires, whichever occurs first.

The motion carried by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

## **Announcements**

The City Manager explained that the City Clerk has been instructed to verify the comments presented by Councilmember Smith from Ms. Susan Gawarecki for inclusion with the December 12, 2011 minutes for official record keeping purposes.

Councilmember Mosby made a motion to receive for the record subject to the City Clerk verifying the comments, the City Manager's instruction regarding Ms. Gawarecki's communication. The motion was seconded by Councilmember Smith and carried by unanimous voice vote with Councilmembers Garcia Garland, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

(see attachment; official communication received from Ms. Susan Gawarecki dated December 12, 2011 and received by the City Clerk on December 27, 2011)

## **Scheduling** (NONE)

## **COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS**

Councilmember Hope requested considering having boards and commissions provide briefings at Council Work Sessions.

Councilmember Smith inquired about adopting a formal vision and mission statement that was drafted at a previous City Council Retreat.

Councilmember Mosby commented about supporting another session to discuss visioning and inquired about the dates to discuss the budget with the School Board that was explained by the City Manager.

### **SUMMARY OF CURRENT EVENTS**

#### **City Manager's Report**

The City Manager presented information to City Council regarding Council convening as the Oak Ridge Emergency Communication District's Board of Directors at 6:45 p.m. on December 19, 2011 to approve a User Agreement and Acceptable Use Policy for Next Generation 911.

The City Manager also discussed City Council reviewing the Rules and Procedures as a committee in January. Additionally, Mr. Watson commented about addressing the Boards and Commissions' agendas to ensure they are drafted in accordance with Council's objectives and that the boards are participating in civic engagement.

#### **City Attorney's Report**

(NONE)

### **ADJOURNMENT**

The meeting adjourned at 9:37 p.m.

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Diana R. Stanley, City Clerk



RECEIVED

2011 DEC 27 AM 10:46

OFFICE OF THE CITY CLERK

**Oak Ridge Reservation  
Local Oversight Committee**

December 12, 2011

To the Oak Ridge City Council:

I am unable to attend tonight's Oak Ridge City Council meeting; however I wanted to bring an issue to your attention.

The City Manager's office has undertaken a campaign to discredit the Local Oversight Committee in order to justify dissolving the organization. Amy Fitzgerald spoke to the Roane County Environmental Review Board earlier this month and made several complaints about the LOC's involvement with DOE issues in order to influence RCERB's report to the Roane County Commission. None of these complaints had ever been brought before the LOC Board of Directors, and when you examine the record, they do not stand up to scrutiny. The City of Oak Ridge has actively participated in LOC activities—if not directed them—since inception, and its Mayor or alternate has chaired the LOC for most of our existence. I have presented summaries of our activities to the Oak Ridge City Council several times, and have always copied the City Manager's office on LOC agendas, minutes, and correspondence.

Over the 15 years that I have served as Executive Director of the LOC, I have strived to build a reputable and capable organization to provide oversight on DOE activities that relate to environmental management, emergency management, economic impacts of ORR decisions, and other aspects of DOE operations that affect local communities. My success is reflected by the members of the community that have appeared at LOC Board meetings and City Council meetings to speak in favor of keeping an independent oversight organization.

If the Mayors and Executives of the member jurisdictions want to change the form and nature of their participation in DOE decision-making, that is their prerogative. However, it is not necessary to denigrate the current organization in order to accomplish this. If anything, these actions reflect poorly on the office of the City Manager.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Gawarecki", written over a white background.

Susan Gawarecki  
LOC Executive Director

**Anderson • Meigs • Rhea • Roane • City of Oak Ridge • Knox • Loudon • Morgan**

**MINUTES OF THE  
OAK RIDGE EMERGENCY COMMUNICATION DISTRICT  
BOARD OF DIRECTORS MEETING**

**December 19, 2011**

The Board of Directors of the Oak Ridge Emergency Communication District met at 6:50 p.m. on December 19, 2011 in the Courtroom of the Municipal Building at Oak Ridge, Tennessee, with Thomas L. Beehan, Chairman of the Board, presiding.

**ROLL CALL**

Upon roll call, the following members of the Board were present: Thomas L. Beehan, Chairman of the Board; Anne Garcia Garland; L. Charles Hensley; Charles J. Hope, Jr.; D. Jane Miller; and Ellen D. Smith. David N. Mosby was absent.

Also present were: Gary M. Cinder, Acting City Manager in the absence of City Manager Mark S. Watson, Kenneth R. Krushenski, City Attorney; and Diana R. Stanley, City Clerk and Secretary to the Board.

**ADOPTION OF A RESOLUTION**

**Resolution No. ECD11-01**

A resolution authorizing the Chairman and Director to sign a User Agreement and Acceptable Use Policy for Next Generation 911.

Director Miller moved that the resolution be adopted, seconded by Director Smith.

The resolution was deliberated briefly and approved by unanimous voice vote with Directors Garcia Garland, Hensley, Hope, Miller, Smith, and Chairman Beehan voting "Aye."

**ADJOURNMENT**

The meeting adjourned at 6:55 p.m.

\_\_\_\_\_  
Secretary

**MINUTES OF THE  
OAK RIDGE CITY COUNCIL  
SPECIAL MEETING**

**December 19, 2011**

The special meeting of the City Council of the City of Oak Ridge, Tennessee, convened at 7:00 p.m. on December 19, 2011, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag of the United States of America was given by Katy Brown, President of the Oak Ridge Convention and Visitors Bureau.

**INVOCATION**

The Invocation was given by Benjamin Stephens.

**ROLL CALL**

Upon roll call, the following councilmembers were present: Mayor Thomas L. Beehan, Councilmember Anne Garcia Garland; Councilmember Charles J. Hope, Jr.; Mayor Pro Tem D. Jane Miller; and Councilmember Ellen D. Smith.

Councilmember David N. Mosby was absent.

Also present were Gary M. Cinder, Acting City Manager in the absence of City Manager Mark S. Watson; Kenneth R. Krushenski, City Attorney; and Diana R. Stanley, City Clerk.

**ELECTIONS**

Mayor Beehan requested that the memo in the agenda packet from City Manager Mark S. Watson outlining the goals for each of the Boards and Commissions be read by staff prior to the election of each board. Kenneth Krushenski advised that City Council should conduct the elections only.

**One (1) member to the Anderson County Community Action Commission**

(No goals listed for the Anderson County Communication Action Commission)

Mr. Benjamin J. Stephens was elected by acclamation to serve on the Anderson County Community Action Commission for a one year term of office commencing on January 1, 2012. The motion was made by Councilmember Hensley, seconded by Mayor Pro Tem Miller, and carried by unanimous voice vote with all Councilmembers present voting "Aye."

There were no other candidates.

Following an inquiry of Councilmember Hensley, Mr. Krushenski explained that Council should limit discussion to the elections since those were the only items listed on the agenda, but that Council could vote to change that if they wished. Councilmember Hensley made a motion that the board's goals be read as precursor to the vote, the motion was seconded by Councilmember Garcia Garland. The motion was carried by unanimous voice vote with all Councilmembers present voting "Aye."

**Two (2) members to the Anderson County Economic Development Association**

(No goals listed for the Anderson County Economic Development Association)

Mr. Leonard Abbatiello was reelected by ballot to the Anderson County Economic Development Association for a four year term of office commencing on January 1, 2012.

Mr. Dominic R. Giuliano was elected by ballot to the Anderson County Economic Development Association for the balance of an unexpired term of office ending on December 31, 2013.

#### Two (2) members to the Beer Permit Board

Councilmember Hope recused himself from the initial voting process for the Beer Permit Board since his father was an applicant, but later returned to the voting process for determining terms of office after his father was not selected.

Acting City Manager Gary Cinder reviewed the goals of the Beer Permit Board.

Ms. Theresa Scott was elected by ballot to the Beer Permit Board for the balance of an unexpired term of office ending on December 31, 2012.

Mr. Colin Colverson was elected by ballot to the Beer Permit Board for the balance of an unexpired term of office ending on December 31, 2014.

#### Two (2) members to the Board of Building and Housing Code Appeals

Acting City Manager Gary Cinder reviewed the goals of the Board of Building and Housing Code Appeals.

Mr. Philip W. Nipper and Ms. Amy L. Seiber were reelected by ballot to the Board of Building and Housing Code Appeals. Mr. Nipper and Ms. Seiber were elected by acclamation to serve three year terms of office commencing on January 1, 2012. The motion was made by Mayor Pro Tem Miller, seconded by Councilmember Hensley with all present Councilmembers unanimously voting "Aye."

#### One (1) member to the Board of Zoning Appeals

Acting City Manager Gary Cinder reviewed the goals of the Board of Zoning Appeals.

Mr. David R. Gengozian was elected by ballot to the Board of Zoning Appeals. Mr. Gengozian was elected by acclamation to serve a five year term of office commencing on January 1, 2012. The motion was made by Councilmember Hensley, seconded by Mayor Pro Tem Miller with all present Councilmember unanimously voting "Aye."

#### Four (4) members to the Convention and Visitors Bureau

Acting City Manager Gary Cinder reviewed the goals of the Convention and Visitors Bureau.

Ms. Trina Baughn was elected by ballot to the Convention and Visitors Bureau for the balance of an unexpired term of office ending on December 31, 2012.

Mr. Frank P. Chmielewicz was elected by ballot to the Convention and Visitors Bureau for a three year term of office commencing on January 1, 2012.

Ms. Patti Shelton and Ms. Carol Smallridge were reelected by ballot to the Convention and Visitors Bureau for three year terms of office commencing on January 1, 2012.

#### Five (5) members to the Elder Citizens Advisory Board

Acting City Manager Gary Cinder reviewed the goals of the Elder Citizens Advisory Board.

Mr. James T. Gillespie, Sr. was reelected by acclamation to the Elder Citizens Advisory Board as a Member of the 43 Club. There were no other candidates for this designated seat.

Ms. Barbara A. Gunn was reelected by acclamation to the Elder Citizens Advisory Board as a Member of the American Association of Retired Persons (AARP), Oak Ridge Chapter. There were no other candidates for this designated seat.

Mr. Robert Smallridge was elected by acclamation to the Elder Citizens Advisory Board as a member of the Oak Ridge Retired Teachers Association. There were no other candidates for this designated seat.

Mr. David McCoy was reelected by ballot to the Elder Citizens Advisory Board.

Mr. Alfred Skyberg was elected by ballot to the Elder Citizens Advisory Board.

The motion for the abovementioned acclamations was made by Councilmember Hope, seconded by Councilmember Hensley with all present Councilmembers unanimously voting "Aye;" therefore, setting the terms of office as follows:

Mr. Gillespie for a three year term of office commencing on January 1, 2012.

Ms. Gunn for a three term of office commencing on January 1, 2012.

Mr. Smallridge for the balance of an unexpired term of office ending on December 31, 2012.

Mr. McCoy for a three year term of office commencing on January 1, 2012.

Mr. Skyberg for a three year term of office commencing on January 1, 2012.

#### Six (6) members to the Environmental Quality Advisory Board

Acting City Manager Gary Cinder reviewed the goals of the Environmental Quality Advisory Board.

Mr. Chuck Agle was reelected by acclamation to the Environmental Quality Advisory Board as a representative of the Oak Ridge Planning Commission for a three year term of office commencing on January 1, 2012. The motion was made by Councilmember Smith, seconded by Councilmember Hensley with all present Councilmembers unanimously voting "Aye."

Ms. Frances Alston was elected by ballot to the Environmental Quality Advisory Board for a three year term of office commencing on January 1, 2012.

Ms. Patricia Imperato and Mr. Robert G. Kennedy, III were reelected by ballot to the Environmental Quality Advisory Board for three year terms of office commencing on January 1, 2012.

Mr. Stephen Todd Kenworthy and Mr. James G. Placke, Jr. were elected by ballot for the balance of unexpired terms of office ending on December 31, 2013.

#### Three (3) members to the Health and Educational Facilities Board

(No goals listed for the Health and Educational Facilities Board)

Mr. William S. Lenihan, III was elected by ballot to the Health and Educational Facilities Board.

Ms. Fay M. Martin and Mr. David L. Mason were reelected by ballot to the Health and Educational Facilities Board.

Councilmember Hensley moved, seconded by Councilmember Smith that the board members be elected by acclamation to serve six year terms of office commencing on January 1, 2012. The motion was approved by all present Councilmembers unanimously voting "Aye."

One (1) member to the Oak Ridge Housing Authority

Acting City Manager Gary Cinder reviewed the goals of the Oak Ridge Housing Authority.

Mr. Charlie Jernigan was elected by ballot to the Oak Ridge Housing Authority. Mayor Pro Tem Miller moved, seconded by Councilmember Hensley that Mr. Jernigan be elected by acclamation to serve a five year term of office commencing on January 1, 2012. The motion was approved by all present Councilmembers unanimously voting "Aye."

Two (2) members to the Personnel Advisory Board

(No goals listed for the Personnel Advisory Board)

Ms. Trina Baughn was elected and Ms. Mary Frances Tolliver was reelected by ballot to the Personnel Advisory Board to serve three year terms of office commencing on January 1, 2012.

Four (4) members to the Traffic Safety Advisory Board

Acting City Manager Gary Cinder reviewed the goals of the Traffic Safety Advisory Board.

Mr. William A. David and Mr. Jason Elliott were reelected by ballot to the Traffic Safety Advisory Board for three year terms of office commencing on January 1, 2012.

Ms. Sharon Kohler and Mr. Ben Redmond were elected by ballot to the Traffic Safety Advisory Board for the balance of unexpired terms of office ending December 31, 2013.

**ADJOURNMENT**

The meeting adjourned at 8:40 p.m.

**Library Memorandum**

11-17

**TO:** Mark S. Watson, City Manager  
**FROM:** Kathy E. McNeilly, Library Director  
**DATE:** December 14, 2011  
**SUBJECT:** **CONTRACT TO USE SIRSIDYNIX TO HOST LIBRARY'S DATABASE**

The accompanying resolution authorizes a contract in the estimated amount of \$42,600 to SirsiDynix to host the Public Library's database. This contact is a multiyear arrangement that can be renewed if all parties are satisfied.

Since 1997, SirsiDynix has provided the Library's Integrated Software System, and on-line cataloging since its inception. The company has delivered an array of services when required, including: day-to-day assistance, providing solutions to staff inquires, conducting upgrades, and alerting staff of upgrades, which services have been provided to the Library's satisfaction.

At present, the Library's database is housed on an outdated IBM server that no longer has available parts, and SirsiDynix cannot provide support to this server. To resolve this issue, the City would need to purchase a new server that is supported by both the City's Data Services Department and SirsiDynix. In an effort to minimize these costs, the City proposes to utilize the services of SirsiDynix to host the Library's database.

Data Services has been consulted and supports utilizing SirsiDynix for this service as it will alleviate a number of tasks that would otherwise be required of Data Services, as well as eliminate the need to purchase a new server. As part of the agreed upon services, SirsiDynix will host the software, provide nightly backups, oversee the upgrades, and deliver the services outlined in the contract.

Staff recommends a waiver of the competitive bid process and award be made to SirsiDynix. As the sole provider of the Library's current Integrated Software System, it is cost effective for the City to utilize the services of SirsiDynix rather than incur the additional expenses associated with a new replacement server and software migration efforts. As a reminder, a waiver of the competitive bid process will require unanimous approval of Council.

Funding for the contract is available from the general fund and the equipment replacement fund.

Staff recommends approval of the accompanying resolution.

  
Kathy E. McNeilly

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

  
Mark S. Watson      1/4/12  
Date

**RESOLUTION**

A RESOLUTION WAIVING COMPETITIVE BIDS AND AWARDING A CONTRACT IN THE ESTIMATED AMOUNT OF \$42,600.00 TO SIRSIDYNIX, LEHI, UTAH, TO HOST THE OAK RIDGE PUBLIC LIBRARY'S DATABASE AND PROVIDE REQUIRED COMPUTER BACK-UPS, UPGRADES AND OTHER AS-NEEDED SERVICES.

WHEREAS, the City of Oak Ridge owns and operates the Oak Ridge Public Library; and

WHEREAS, the computer server which hosts the Oak Ridge Public Library database is obsolete and in need of replacement; and

WHEREAS, SirsiDynix of Lehi, Utah, currently provides upgrades and field support for the library's software system and is the sole provider; and

WHEREAS, SirsiDynix has provided a proposal to host the library's database and provide required nightly back-ups, upgrades and other needed services; and

WHEREAS, the City Manager recommends waiving the competitive bid process and awarding a contract to SirsiDynix.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved, the competitive bid process is waived, and award is hereby made to SirsiDynix, 3300 N. Ashton Blvd – Ste 500, Lehi, Utah 84043, to host the Oak Ridge Public Library computer database and provide as-needed services for support and maintenance; said award in strict accordance with the master agreement provided by SirsiDynix, and in the estimated amount of \$42,600.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 9th day of January 2012.

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

# RESOLUTIONS

**PUBLIC WORKS MEMORANDUM**  
**11-34**

**DATE:** December 22, 2011

**TO:** Mark S. Watson, City Manager

**FROM:** Gary M. Cinder, P.E., Director of Public Works

**SUBJECT: ENGINEERING SERVICES – ETPP SEWER LINE**

The accompanying resolution authorizes a contract in the estimated amount of \$82,300 to Fulghum, MacIndoe and Associates, Inc. (FMA) of Knoxville, TN for Professional Engineering service to prepare plans and specifications to construct approximately 1,300 linear feet of 12 inch diameter gravity sewer line at the East Tennessee Technology Park.

In May of 2008, City Council approved the transfer of various water and sewer infrastructure located at the East Tennessee Technology Park (ETTP) from the Department of Energy (DOE) to the City. In that transfer were four sewer lift stations including one located at the intersection of Avenue F (Heritage Center Boulevard) and 8<sup>th</sup> Street identified as 1204-1. Due to age and condition, this station was the first to be considered for replacement. One of the remaining three lift stations was rehabilitated in-house by City personnel. The remaining two are being evaluated, but are expected to need replacement as well.

Normally to correct a lift station with deficiencies such as we have at Station 1204-1, a new lift station would be built adjacent to the existing one. Once the old mechanical and electrical equipment has been removed, the old wet well would be converted to a manhole for the new station. The average cost for reconstruction of a lift station of this size is \$150,000 to \$200,000. As an alternative to replacement, staff has located a route whereby the station can completely be eliminated by constructing a sewer line and allowing wastewater to flow by gravity to an existing manhole. The engineering estimate for construction of the gravity line is \$250,000 to \$300,000. This is approximately \$100,000 more than lift station reconstruction; however, it eliminates the cost of perpetual maintenance and also eliminates energy consumption. For a lift station this size, those costs are estimated to be \$12,500 per year yielding a payback of approximately eight years. This cost does not include any major repairs if required in the future.

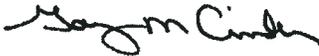
Prior to bringing this recommendation to Council, staff has tried to ensure there are no hurdles that will prevent eliminating the lift station. Staff has verbal concurrence from DOE and the Community Reuse Organization of East Tennessee (CROET) to provide the necessary easements for the gravity line to pass through and also has an understanding with Energy Solutions & Heritage Railroad to pass under the two sets of railroad tracks. Staff has discussed the project with a railroad contractor to ensure feasibility.

One issue is to be resolved during design. For locations where property has been transferred to CROET, excavations deeper than 10 feet are not permitted without regulatory approval and this work will require authorization of the Environmental Protection Agency (EPA) regulators. The authorization cannot be obtained in advance because it requires plan and profile drawings, a complete description of the route, and an excavation plan. These are all items that will be developed as part of the consultant's scope of work. Representatives from DOE's reindustrialization office have advised the City that they do not anticipate a problem obtaining the permit, but that it will require an additional 90 days.

The firm proposed to complete this design work was also recently selected to be one of the five design firms to assist staff in the development of sewer rehabilitation design documents. This selection was based on their broad experience in the wastewater field.

The DOE/City Services Agreement for ETPP arranges for DOE to provide the City with \$500,000 per year during the agreement period (5 years) for major repairs or capital improvements. Both the design and construction of this project will be funded through this agreement.

Staff recommends approval of the accompanying resolution.



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Gary M. Cinder

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**City Manager's Comments:**

I have reviewed the above issue and recommend council action as outlined in this document.



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Mark S. Watson

1/4/12

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Date

**RESOLUTION**

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT IN THE ESTIMATED AMOUNT OF \$82,300.00 WITH FULGHUM, MACINDOE & ASSOCIATES, INC., KNOXVILLE, TENNESSEE, FOR THE DESIGN OF PLANS AND SPECIFICATIONS TO CONSTRUCT A SEWER LINE AT EAST TENNESSEE TECHNOLOGY PARK.

WHEREAS, the City of Oak Ridge has a need for professional engineering services for the design of plans and specifications to construct approximately 1,300 linear feet of twelve (12) inch diameter gravity sewer line at East Tennessee Technology Park; and

WHEREAS, Fulghum, MacIndoe & Associates, Inc., Knoxville, has broad experience in the wastewater field and has performed work satisfactory to the City in the past; and

WHEREAS, Fulghum, MacIndoe & Associates, Inc. has submitted a proposal to perform such services which proposal the City Manager recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City is hereby authorized to enter into a professional services agreement with the Fulghum, MacIndoe & Associates, Inc., 10330 Hardin Valley Road #201, Knoxville, Tennessee 37932-3742, for the design of plans and specifications to construct approximately 1,300 linear feet of twelve (12) inch diameter gravity sewer line at East Tennessee Technology Park in the estimated amount of \$82,300.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 9th day of January 2012.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

**GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM**  
**11-05**

DATE: December 30, 2011

TO: Mark S. Watson  
City Manager

FROM: Amy Fitzgerald, Ph.D.  
Government and Public Affairs Coordinator

SUBJECT: City of Oak Ridge, Tennessee  
2012 State and Federal Legislative Agenda

An item for the January 9<sup>th</sup> City Council agenda is the approval of the *City of Oak Ridge 2012 State and Federal Legislative Agenda*.

Each year the City develops a list of projects, policies and priorities that are submitted to our representatives in the Tennessee General Assembly and our Tennessee Congressional delegation to assist them in advocating on behalf of the City of Oak Ridge.

The draft was developed with an emphasis on current City initiatives, Council and staff input, and a review of agendas of other key organizations. In addition, staff worked with the city's state and federal legislative consultants, seeking to match city projects with potential funding opportunities.

While the agenda is intended to be comprehensive, issues may arise that require further action during the course of the year. Once approved, the agenda will be printed and distributed to the appropriate officials.

Staff recommends approval of the resolution.

  
\_\_\_\_\_

Attachments

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

  
\_\_\_\_\_  
Mark S. Watson                      1/4/12  
Date

**RESOLUTION**

A RESOLUTION TO ADOPT THE *CITY OF OAK RIDGE, TENNESSEE 2012 STATE AND FEDERAL LEGISLATIVE AGENDA* TO INFORM STATE AND FEDERAL OFFICIALS OF KEY PROJECTS, POLICIES, AND PRIORITIES IN THE CITY OF OAK RIDGE, AND TO HELP SECURE FUNDING FOR AGREED UPON PRIORITIES OF THE COMMUNITY.

WHEREAS, the Oak Ridge City Council desires to develop a state and federal legislative agenda as an instrument to inform state and federal officials of key projects, policies, and priorities in the City of Oak Ridge, and to help secure funding for agreed upon priorities of the community; and

WHEREAS, the City Manager recommends the approval of the *City of Oak Ridge, Tennessee 2012 State and Federal Legislative Agenda* to inform state and federal officials of key projects, policies, and priorities in the City of Oak Ridge, and to help secure funding for agreed upon priorities of the community; and

WHEREAS, the City understands that a local financial match may be required for some projects; and

WHEREAS, while the *City of Oak Ridge, Tennessee 2012 State and Federal Legislative Agenda* is intended to be comprehensive, issues may arise during the course of the year that require further action.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

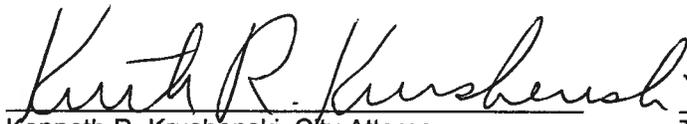
That the recommendation of the City Manager is approved and the attached *City of Oak Ridge, Tennessee 2012 State and Federal Legislative Agenda* is hereby adopted to inform state and federal officials of key projects, policies, and priorities in the City of Oak Ridge, and to help secure funding for agreed upon priorities of the community.

BE IT FURTHER RESOLVED that the Mayor or City Manager is hereby authorized to execute the appropriate legal instruments to accomplish the same.

BE IT FURTHER RESOLVED that the *City of Oak Ridge, Tennessee 2012 State and Federal Legislative Agenda* be transmitted to members of the Tennessee General Assembly and the Tennessee Congressional Delegation as the official 2012 state and federal legislative agenda for the City of Oak Ridge.

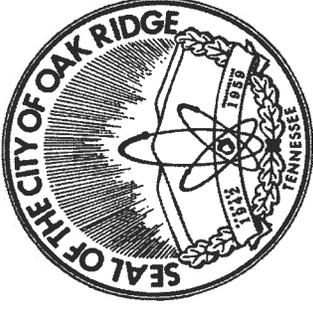
This the 9th day of January 2012.

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk



*City of Oak Ridge, Tennessee  
2012 State and Federal  
Legislative Agenda*

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**City of Oak Ridge, Tennessee  
FY 2013 (Calendar 2012) State Agenda**

<b>Project/Issue</b>	<b>Responsible Agency/Organization</b>	<b>Benefits/Action Needed</b>
Edgemoor Road (SR 170) improvements—(Exclusive of Bridge)	Tennessee Department of Transportation (TDOT)	Need to widen and improve highway. With the cancellation of the Knoxville beltway project, congestion along this major thoroughfare will continue to worsen, with additional traffic load. Need to work with TDOT on interpretation of cost sharing rules. Benefits include: improve safety, significant congestion mitigation, improve access to major employment sectors, enhance commercial development.
Not in Our City Land Bank Program	General Assembly	Legislation needed to authorize land bank program in order to assemble, temporarily manage, and dispose of vacant land for the purpose of stabilizing neighborhoods and encouraging reuse or redevelopment of urban property. Such programs are used in several states as a progressive way for cities to reclaim unused, vacant, or undesirable land for potential housing opportunities or public use.
Enhancement Grant to Revitalize Historic Jackson Square	Tennessee Department of Transportation (TDOT)	The City has submitted an enhancement grant application to support the revitalization of Jackson Square. Project includes parking and sidewalk improvements, landscaping and green space, and accessibility ramps. The improvements will support economic and sustainable development at one of Oak Ridge's historic town sites.
Manhattan Project National Historical Park	General Assembly, Tennessee Historical Commission, and Tennessee Department of Tourism	Support for federal legislation to establish the Manhattan Project National Historical Park in conjunction with the National Park Service, Los Alamos, NM, and Hanford, WA (three sites, one park concept).
Penalties and Fees for DOE Non-	Tennessee Department of	Need to modify Federal Facility Agreement to require local

# City of Oak Ridge, Tennessee

## FY 2013 (Calendar 2012) State Agenda

Project/Issue	Responsible Agency/Organization	Benefits/Action Needed
Compliance Should Restore Oak Ridge	Environment and Conservation in conjunction with DOE and EPA	involvement and that penalties, fees, and mitigation associated with CERCLA activities in the City of Oak Ridge—both current and future--be invested in environmental restoration in the City of Oak Ridge. Current requirements penalize the City of Oak Ridge.
Tennessee Oversight Interlocal Agreement	Tennessee Department of Environment and Conservation and Tennessee Emergency Management Agency in conjunction with DOE	Implement new agreement in conjunction with surrounding counties affected by Department of Energy operations. Agreement will help ensure local government participation in setting priorities for environmental management and emergency response related to DOE.
Oak Ridge General Aviation Airport	Tennessee Department of Transportation (TDOT) Aeronautics Division	Comprehensive use planning for development of a general aviation airport at K-25/ETTP.
Vacant Blighted Properties	General Assembly	Local governments in the greater Knoxville region and across the state experience significant problems associated with vacant, blighted properties. Local governments need assistance in developing solutions that return these properties to beneficial reuse. Dealing with these properties would benefit Oak Ridge by protecting property values, reducing crime, and improving neighborhoods.
Oak Ridge Energy Corridor Project	Tennessee Department of Transportation (TDOT)	Assistance with comprehensive transportation and redevelopment planning to create framework for implementation.
Economic Development Incentives	General Assembly and Tennessee Department of Economic and Community Development	Maintain the Economic Development Grant, Loan, and Incentive Programs that support economic diversification for the City of Oak Ridge, including "Fast Track" job assistance training and infrastructure programs.
Funding for Oak Ridge School System	General Assembly and Tennessee	Fully fund Basic Education Program (BEP) with local

**City of Oak Ridge, Tennessee  
 FY 2013 (Calendar 2012) State Agenda**

<b>Project/Issue</b>	<b>Responsible Agency/Organization</b>	<b>Benefits/Action Needed</b>
Recognize Local Decision Making Authority	Department of Education	capacity model that recognizes the Oak Ridge community's investment in education. Provide funding to implement the Tennessee Diploma Project, Race to the Top requirements and for needed capital improvements. Educational system is a key attraction for the City of Oak Ridge.
	General Assembly	Eliminate unfunded mandates and mandates that impose non-discretionary requirements on local governments.

City of Oak Ridge, Tennessee  
 FY 2013 (Calendar 2012) Federal Agenda

Projects for Funding

Project Name	Description	Need	Primary Funding Source
Not in Our City Conceptual Plan	Focused anti-crime strategy	TBD	<ul style="list-style-type: none"> <li>• Department of Justice, COPS Hiring Program</li> <li>• Department of Justice, COPS Technology Program</li> <li>• Department of Justice, Secure Our Schools Program</li> <li>• Department of Justice, Second Chance Program (Adult and Juvenile)</li> <li>• Department of Justice, Project Safe Neighborhoods</li> </ul>
Not in Our City Conceptual Plan	Focused Housing strategy	TBD	<ul style="list-style-type: none"> <li>• HUD's, Neighborhood Initiatives account</li> <li>• HUD's Neighborhood Stabilization Program Round IV</li> <li>• HUD's Choice Neighborhoods Program</li> <li>• Additional resources for Oak Ridge Housing Authority for redevelopment of units under its authority</li> <li>• Engagement with HUD's College of Experts to access cutting edge community-wide solutions</li> </ul>
Oak Ridge Energy Corridor Project	Assistance with comprehensive transportation and redevelopment planning to create framework for implementation	TBD	<ul style="list-style-type: none"> <li>• Department of Transportation, TIGER II</li> <li>• Department of Housing and Urban Development, (HUD) Community Challenge Grant Program</li> <li>• Discretionary funding from DOE's Oak Ridge offices (and HQ offices with presence in Oak Ridge)</li> <li>• Reauthorization of SAFETEA-LU</li> </ul>

City of Oak Ridge, Tennessee  
 FY 2013 (Calendar 2012) Federal Agenda

Projects for Funding (continued)

Project Name	Description	Need	Primary Funding Source
Oak Ridge General Aviation Airport	Comprehensive use planning for development of a general aviation airport at K-25/ETTP	TBD	<ul style="list-style-type: none"> <li>Federal Aviation Administration, Airport Improvement Program</li> </ul>
Community Infrastructure	Wastewater and sewer needs for increased commercial and residential development	TBD	<ul style="list-style-type: none"> <li>Funding from Army Corps of Engineers under 2007 WRDA Authorization for wastewater infrastructure</li> <li>U.S. Environmental Protection Agency, State and Tribal Assistance Grants (STAG) discretionary grants</li> <li>Alignment of implementation schedule set by EPA for sewer discharges with City resources</li> </ul>
Public Safety Training	Investments in Information Technology Infrastructure to facilitate multisite training of Police, Fire, and EMS	TBD	<ul style="list-style-type: none"> <li>FEMA's Assistance to Fire Fighters Grant Program</li> <li>FEMA's Fire Prevention and Safety Grant Program</li> </ul>
Economic Development Planning	Enhance Oak Ridge's marketability to major employers. Recruit, incentivize, and retain quality retail commercial businesses.	TBD	<ul style="list-style-type: none"> <li>Economic Development Administration, Planning and Technical Assistance Program</li> </ul>
Region-wide Security	Enhance regional security planning and implementation to protect the DOE's Oak Ridge Complex. Address vulnerabilities presented by City's role in protecting infrastructure	TBD	<ul style="list-style-type: none"> <li>Investments in securing City facilities, with priority on Municipal Building</li> <li>Structured commitment to collaborate between DOE's security apparatus and protocols and City's Police, Fire, and Public Safety Departments</li> </ul>
Climate Action Plan	Resources to implement recommendations and targets for Oak Ridge Climate Action Plan	TBD	<ul style="list-style-type: none"> <li>U.S. Department of Energy, Energy Efficiency Community Block Grant Competitive Program</li> </ul>

City of Oak Ridge, Tennessee  
 FY 2013 (Calendar 2012) Federal Agenda

Projects for Funding (continued)

Project Name	Description	Need	Primary Funding Source
Melton Lake Redevelopment Initiative	Capital infrastructure needs to transform venue into major tourist and recreational area	TBD	<ul style="list-style-type: none"> <li>U.S. Department of Housing and Urban Development, EDI program</li> <li>TVA; Army Corps of Engineers</li> </ul>
Smart Grid	"Smart" meters installed at premises to educate ratepayers on energy conservation measures	TBD	<ul style="list-style-type: none"> <li>U.S. Department of Energy, Energy Efficiency Smart Grid Program</li> </ul>

Department of Energy Issues

Project/Issue	Program Office Within DOE Complex	Benefits/Action Needed
Rebuild Water/Wastewater Infrastructure to Support City Compliance with EPA Administrative Order	Environmental Management (EM) and NNSA	The City of Oak Ridge is under an EPA Administrative Order to correct violations of the Clean Water Act for inflow and infiltration. Because DOE is the City's largest customer, DOE needs to budget and set aside funding to repair its systems on the Oak Ridge Reservation.
Uranium Processing Facility (UPF)	NNSA	Need to complete design work and fund construction in order to break ground in 2012. Benefits include: significant risk reduction to workforce and community; enhances Y-12 efficiencies, reduces long-term costs. Supports Y-12 as Center of Excellence for HEU.
Locate NNSA Production Complex Headquarters in Oak Ridge	NNSA	NNSA has released the RFP for a Single Management and Operating contract competition for the operations of the Y-12 National Security Complex, the Pantex Plant, the Y-12 Uranium Processing Facility, with an option for Savannah

**City of Oak Ridge, Tennessee  
FY 2013 (Calendar 2012) Federal Agenda**

<b>Project/Issue</b>	<b>Program Office Within DOE Complex</b>	<b>Benefits/Action Needed</b>
		<p>River Tritium Operations. NNSA is seeking to create efficiencies in its nuclear weapons production complex. Y-12 is the largest of operations, and works with every major program area within NNSA. Oak Ridge is centrally located, and having the headquarters in Oak Ridge increases community confidence in the operation of the NNSA facilities located here.</p>
Horizon Center 69-kV Delivery Point	Oak Ridge Site Office/ EM	<p>The success of Horizon Center is very important to the City of Oak Ridge. The economic potential of the industrial park is limited by a lack of available electric power. Approval is needed to proceed with the construction of pole line from Substation 900 across the flowage easement to the rear of the park.</p>
Finish Cleanup of the Oak Ridge Reservation	NNSA/Environmental Management lead office, with support from Office of Science	<p>Increased and stabilized funding to accelerate and finish the site cleanup. Cleanup solutions should minimize risk to Oak Ridge and avoid long-term institutional controls that stigmatize community. Benefits include: risk reduction to nearby population, reduction in life cycle costs, enhanced safety for workers, retention of environmental professionals; supports regional economic diversification, facilitates Y-12 and ORNL modernization, reduces stigma associated with environmental legacy</p>
Small Modular Reactor (SMR)	Science and Nuclear Energy	<p>Support the development of NRC-licensed SMRs; support partnerships with TVA. Benefits include: demonstration of new generation of nuclear reactors; reduction in environmental emissions; potential power source for City of Oak Ridge.</p>
Penalties and Fees for Non-Compliance Should Restore Oak	NNSA/Environmental Management in conjunction with EPA and State of TN	<p>Need to modify Federal Facility Agreement to require that penalties, fees, and mitigation associated with CERCLA</p>

**City of Oak Ridge, Tennessee  
FY 2013 (Calendar 2012) Federal Agenda**

<b>Project/Issue</b>	<b>Program Office Within DOE Complex</b>	<b>Benefits/Action Needed</b>
Ridge		activities in the City of Oak Ridge be invested in environmental restoration in the City of Oak Ridge. Current requirements penalize the City of Oak Ridge.
Coalition of Oak Ridge Retired Employees (CORRE)	DOE and NNSA	Contractor employees retiring before 2001 would have pensions adjusted to restore 75% of the lost purchasing power of the original pension; period adjustments would enhance quality of life of Oak Ridge citizens.
Contract Renewals and Rebids	DOE and NNSA	Incentivize contractors to invest in Oak Ridge community. Benefits include live where you work, expansion of local tax base to support municipal services, quality of life, and enhance economic diversification
DOE Reorganization	Headquarters and OR Site Office	Ensure access and accountability for Oak Ridge Site Office to protect investment and mission and clarity around communications with the community.

**Historic Preservation/Heritage Tourism**

<b>Project/Issue</b>	<b>Action Needed</b>
Manhattan Project National Historical Park Legislation	Advance legislation to establish the Manhattan Project National Park in conjunction National Park Service, Los Alamos, NM and Hanford, WA (three sites, one park concept).
Partnership with Oak Ridge Library	Secure support from DOE (HQ and OR office) for joint project with Oak Ridge Library re-envisioning. Project would include mutual support, mutual benefit, and shared responsibilities.
ETTP Site Interpretation	Secure commitment from DOE (HQ and OR Office) for dual use of Oak Ridge Fire Station #4, with building use for normal Fire Department operations and needs and space dedicated for site historical interpretation.

**ELECTRIC DEPARTMENT MEMORANDUM  
12-01**

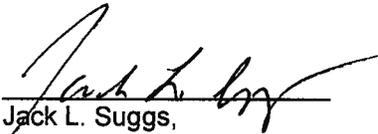
DATE: January 3, 2012  
To: Mark S. Watson, City Manager  
From: Jack L. Suggs, Electrical Director  
SUBJECT: AWARD OF BID FOR PURCHASE OF ELECTRICAL SWITCHES

Attached is a resolution awarding a bid to Stuart C. Irby Co, in the amount of \$68,571.75, for the furnishing of 15kV intellirupter pulsecloser source transfer equipment for use in improving power reliability for Jackson Plaza. This purchase is a result of a negotiation between the City, the Industrial Development Board (IDB) and Appalachian Underwriters (AU), and will be funded by the IDB.

The purchase is part of an agreement between the IDB and AU that will result in AU expanding their computer operations and adding 125 jobs over a three year period at their Oak Ridge facility. The IDB is funding the purchase of the equipment; while the City will pay \$9,730 to have it installed from funds other than Electric. (TVA non-discriminatory rules prevent Electric Funds from being used).

It is important to note that the Jackson Plaza facility is in a nearly unique position in Oak Ridge as it has two different circuits from which power can be fed. Further, the second circuit (the one not currently used) has capacity to feed the tower and the area which it serves is "built out." Because the area is "built out," the secondary source of power is anticipated to remain available in the medium to long term, although no guarantee is being made. A company desiring a standby second feed would be required to pay for expansion of facilities or "rent" facilities at the substation level.

Staff believes that this purchase and agreement represent an excellent chance to spur economic development in Oak Ridge and recommends approval of this purchase. As of this writing, the agreement between the IDB and AU has not been formalized. It is the intent of staff not to issue the purchase order until the agreement is signed.

  
\_\_\_\_\_  
Jack L. Suggs,  
Electrical Director

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

  
\_\_\_\_\_  
Mark S. Watson

  
\_\_\_\_\_  
Date

**CITY OF OAK RIDGE, TENNESSEE**  
Abstract of Bids

OPENING DATE: December 28, 2011 11:00 A.M.

FOR --		BIDDER:		BIDDER:		BIDDER:	
15 kV IntelliRupter Pulsecloser Source Transfer Equipment		Stuart C. Irby Co. 501 Mountain View Road Johnson City, TN 37605		Chas. W. Ashby Co. 2027 Riverwood Drive Hixson, TN 37343		Electrical Power Supply, Inc. 1724 Central Avenue Chattanooga, TN 37408	
DESCRIPTION	ITEM	UNIT	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST
THE FURNISHING OF 15 kV INTELLIRUPTER PULSECLOSER SOURCE TRANSFER EQUIPMENT PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE ELECTRIC DEPARTMENT	1		\$ 68,571.75	\$ 68,571.75		\$ 70,515.00	\$ 74,535.00
TOTAL PRICE			\$ 68,571.75	\$ 68,571.75		\$ 70,515.00	\$ 74,535.00
TERMS			Net 30	Net 30		Net 30	Net 30
DELIVERY			14-16 Weeks	14-16 Weeks		15-16 Weeks	14-16 Weeks
F.O.B.			Oak Ridge	Oak Ridge		Oak Ridge	Oak Ridge
VIA			Best Way	Best Way		Best Way	Best Way
OTHER BIDDERS CONTACTED: Power Supply Company - Chattanooga, TN HD Supply Utilities - Knoxville, TN							
BIDS OPENED AND RECORDED BY --  <i>Lyn Majeski</i> Lyn Majeski Accounting Division Manager							
REASON FOR AWARD ONLY BID RECEIVED LOW PRICE							
RECOMMEND AWARD BE MADE TO:  Stuart C. Irby Co. 501 Mountain View Road Johnson City, TN 37605							
BETTER OR REQUIRED DESIGN WON COIN TOSS LOWEST TOTAL COST							
BIDS REVIEWED BY --  <i>Janika McGinnis</i> Janika McGinnis Finance Director							

**RESOLUTION**

A RESOLUTION AWARDING A BID IN THE ESTIMATED AMOUNT OF \$68,571.75 TO STUART C. IRBY, CO., JOHNSON CITY, TENNESSEE, FOR THE FURNISHING OF 15KV INTELLIRUPTER PULSECLOSER SOURCE TRANSFER EQUIPMENT FOR USE IN IMPROVING POWER RELIABILITY FOR JACKSON PLAZA.

WHEREAS, the City of Oak Ridge has issued invitations to bid for the furnishing of 15kV intellirupter pulse closer source transfer equipment for use in improving power reliability for Jackson Plaza; and

WHEREAS, bids were received and publicly opened on December 28, 2011, with Stuart C. Irby, Co., Johnson City, Tennessee, submitting a tie bid and selected by coin toss, which bid the City Manager recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and award is hereby made to Stuart C. Irby, Co., 501 Mountain View Road, Johnson City, Tennessee 37605, for the furnishing of 15kV intellirupter pulse closer source transfer equipment for use in improving power reliability for Jackson Plaza; said award in strict accordance with the required specifications and the bid as submitted and publicly opened on December 28, 2011, and in the estimated amount of \$68,571.75.

BE IT FURTHER RESOLVED that the Industrial Development Board of the City of Oak Ridge will fund the purchase of the equipment as part of an agreement with Appalachian Underwriters at Jackson Plaza, with the City maintaining ownership of the equipment.

This the 9th day of January 2012.

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

**PUBLIC HEARING  
AND  
FIRST READING  
OF  
ORDINANCES**

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM**  
**11-84**

DATE: December 28, 2011  
TO: Mark S. Watson, City Manager  
FROM: Kahla Gentry, Senior Planner  
THROUGH: Kathryn Baldwin, Community Development Director  
SUBJECT: **AMENDMENT TO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
ANNUAL ACTION PLAN FOR FY 2012**

A public hearing is scheduled on amending the City of Oak Ridge FY 2012 Annual Action Plan of the CDBG Entitlement Program for the reallocation of \$126,000 of unused funds. The proposed use is for acquisition and demolition of blighted properties within the CDBG target area.

When a CDBG grantee decides to change the purpose, scope, location or beneficiaries of an activity previously approved in the Annual Action Plan, the U.S. Department of Housing and Urban Development (HUD) Consolidated Plan regulations (24 CFR 91.505) require the grantee to amend its approved Consolidated Plan-Annual Action Plan and notify them of the decision.

A reallocation of CDBG funds is recommended as a result of not fully spending the entire allotted amount in each of the following line items. The amount listed is the amount remaining for each of these items.

Habitat for Humanity	\$ 8,561.64
Scarboro Community Center	\$25,045.05
HOME Grant Match (grant application not approved by THDA)	\$25,000.00
Unused Administration Funds	\$14,624.39
Code Enforcement Inspector	<u>\$53,000.00</u>
TOTAL	\$126,231.08

City staff is finding a need for additional funds for the acquisition and demolition of vacant dilapidated buildings to be used when an owner is unable or unwilling to make required repairs. It is recommended that unused CDBG funds be redirected to this use.

HUD requires a thirty-day public comment period prior to approval of an amendment to the Annual Action Plan. The City of Oak Ridge will meet this requirement with a public comment period from January 3, 2012 through February 2, 2012 and this public hearing on January 9, 2012. A resolution to approve amending the CDBG Annual Plan will be presented at the February 13, 2012 City Council meeting.

  
Kahla Gentry, Senior Planner

**City Manager's Comments:**

I have reviewed the above issue and recommend council action as outlined in this document.

  
Mark S. Watson, City Manager

  
Date

**ELECTIONS**

**&**

**APPOINTMENTS**

**ANNOUNCEMENTS**

**SCHEDULING**

**MAYOR'S MEMORANDUM**  
**11-03**

DATE: December 29, 2011

TO: Fellow Members of City Council

FROM: Mayor Thomas L. Beehan

SUBJECT: ANDERSON COUNTY DEVELOPMENT CORPORATION APPOINTMENT

This memorandum requests the confirmation of Councilmember Charlie Hensley to the Board of Directors of the Anderson County Development Corporation (ACDC) as the City of Oak Ridge's representative.

At the December 12, 2011 City Council meeting, Mr. David R. Bradshaw was appointed to serve on the Board as the Mayor's appointee. Following the December 12 meeting, the City Clerk was contacted by Mr. Tim Thompson and informed that in January of 2012, Mr. Bradshaw will be named Chair of the Oak Ridge Chamber of Commerce which has a designated seat on the ACDC; therefore, Mr. Bradshaw is unable to serve as the City's representative on that board.

Councilmember Hensley has been contacted regarding this appointment, and has agreed to serve on the Board of Directors. Your confirmation of the appointment Councilmember Hensley to serve as the City of Oak Ridge representative will be appreciated. In accordance with the Charter of the Anderson County Development Corporation, his term of office will be concurrent with the Mayor's current term.

  
Thomas L. Beehan

**CITY CLERK MEMORANDUM**  
**11-63**

**DATE:** December 29, 2011

**TO:** Honorable Mayor and Members of City Council

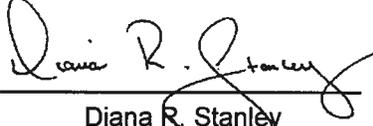
**FROM:** Diana R. Stanley, City Clerk

**SUBJECT:** NEW HOTEL/MOTEL APPOINTMENT FOR THE CONVENTION AND VISITORS BUREAU

At the September 12, 2011 City Council Meeting, Ms. Ashley Walden-Richards, General Manager of the Comfort Inn, was unanimously elected to serve on the Oak Ridge Convention and Visitors Bureau (CVB) representing the hotel/motel membership for a term of office ending on December 31, 2012.

The City Clerk's Office was recently informed by Katy Brown, President of the CVB, that Ms. Walden-Richards is no longer employed at the Comfort Inn; however, a new General Manager, Steve Hattangadi, was hired to fill that void.

In order to fill the current hotel/motel vacancy held by the General Manager of the Comfort Inn, the City Manager is requesting that Mr. Hattangadi be appointed to fill the vacancy so that the CVB can begin 2012 with a full membership that includes representation by Oak Ridge's hotels. Mr. Hattangadi will serve the balance of the unexpired term of office ending on December 31, 2012.

  
\_\_\_\_\_  
Diana R. Stanley

**CITY CLERK MEMORANDUM**  
**11-64**

**DATE:** December 29, 2011

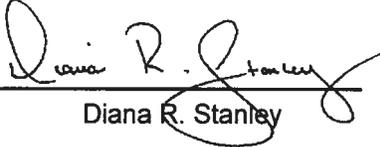
**TO:** Honorable Mayor and Members of City Council

**FROM:** Diana R. Stanley, City Clerk

**SUBJECT:** ELECTION TO FILL TRAFFIC SAFETY ADVISORY BOARD VACANCY

Recently, Harry Livesay, a longtime member of the Traffic Safety Advisory Board passed away. In order for the Traffic Safety Advisory Board (TSAB) to have a complete roster at the beginning of 2012, city staff recommends filling Mr. Livesay's balance of an unexpired term ending December 31, 2012 at the January 9<sup>th</sup> City Council meeting with an election of the remaining TSAB applicants from the December 19, 2011 Special Meeting of City Council.

Mr. Mark Crider and Mr. Richard Raridon are the remaining TSAB applicants who have both agreed to be considered to fill the vacant term. Their applications that were included as part of the December 19, 2011 special meeting have been included as an attachment to this memo, as well as ballots Council's review.

  
Diana R. Stanley

Attachments

# City of Oak Ridge Board Application

BoardName: Traffic Safety Advisory Board

2011

Application Submitted

Applicant: Crider, Mark

Choice

1

11/15/2011 12:30

371 Jefferson Avenue

HomePhone

865-640-4406

Email

MobilePhone

tncrider@comcast.net

Oak Ridge

TN

OfficePhone

Retired?

N

Occupation

Graphic Designer/Illustrator

Position

Senior Graphic Designer

Employer

SAIC

Do you currently serve on any other City board, commission or committee?

NONE

Education, Professional and or Community Activity

Kansas State University, Graphic Design, BFA

Explain why you are interested in being appointed to this board, commission or committee

I am concerned about the driving habits in our community.

Describe any special knowledge or past experience qualifying you for this appointment?

Driving for 45 years should be enough experience to qualify anyone for this position. I know, understand, and obey traffic laws.

Notes

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End of Application for Crider, Mark

For Board: Traffic Safety Advisory Board

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# City of Oak Ridge Board Application

BoardName: Traffic Safety Advisory Board

2011

Application Submitted

Applicant: Raridon, Richard

Choice

1

11/17/2011 09:00

111 Columbia Drive

HomePhone

865-483-4843

Email

MobilePhone

raridon@hotmail.com

Oak Ridge

TN

OfficePhone

Retired?

Y

Occupation

Position

Employer

ORNL

Do you currently serve on any other City board, commission or committee?

NONE

Education, Professional and or Community Activity

BA Grinnell College 1953

MA Vanderbilt Univ. 1955

PhD Vanderbilt Univ. 1959

Explain why you are interested in being appointed to this board, commission or committee

Long time interest in traffic conditions

Describe any special knowledge or past experience qualifying you for this appointment?

Oak Ridge resident for 50 years

Notes

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End of Application for

Raridon, Richard

For Board:

Traffic Safety Advisory Board

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**Voting Ballot for Traffic Safety Advisory Board  
Elect (1) One Applicant to serve a balance of an  
unexpired term ending December 31, 2012**

		Applicant's Preference		
<input type="checkbox"/>	Mark Crider	1st	<input type="checkbox"/>	Abstain
<input type="checkbox"/>	Richard J. Raridon	1st		

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Member, Oak Ridge City Council  
January 9, 2012