

OAK RIDGE CITY COUNCIL MEETING

Municipal Building Courtroom

September 12, 2016 —7:00 p.m.

AGENDA

I. INVOCATION

Pastor Derrick Hammond, Oak Valley Baptist Church

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. APPEARANCE OF CITIZENS

V. PROCLAMATIONS AND PUBLIC RECOGNITIONS

Proclamations

- a. A proclamation recognizing Dover Development for receipt of the Chairman's Award for Achievement in Historic Preservation
- b. A proclamation designating September 13, 2016 as Industry Appreciation Day
- c. A proclamation designating September, 2016 as Suicide Prevention Month

VI. SPECIAL REPORTS

VII. CONSENT AGENDA

- a. Approval of the August 8, 2016 City Council meeting minutes
- b. 2016-2017 Youth Advisory Board Goals and Objectives
- c. A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF OAK RIDGE A CERTIFICATE OF GOOD MORAL CHARACTER FOR RHONDA HAMILTON, OAK RIDGE BPOE (ELKS) LODGE NO. 1684.
- d. A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A RELEASE OF DEDICATION FOR LOT 67 IN WILLOW PLACE SUBDIVISION.

VIII. RESOLUTIONS

- a. A RESOLUTION GRANTING A PERMIT TO KALPESH TRAMBADIA AND NILAYKUMAR TRAMBADIA TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN THE CITY OF OAK RIDGE AT TURNPIKE LIQUOR STORE, 331 OAK RIDGE TURNPIKE, AND WAIVING THE RESIDENCY REQUIREMENT FOR BOTH APPLICANTS.
- b. A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND ISSUE ON BEHALF OF THE CITY OF OAK RIDGE CERTIFICATES OF COMPLIANCE FOR KALPESH TRAMBADIA AND NILAYKUMAR TRAMBADIA TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES AT TURNPIKE LIQUOR STORE, 331 OAK RIDGE TURNPIKE.

- c. A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$228,702.96 FROM THE EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE AND EQUIPPING OF FOUR (4) PATROL VEHICLES FOR THE POLICE DEPARTMENT UTILIZING STATE CONTRACT PRICING.
- d. A RESOLUTION AUTHORIZING THE PURCHASE OF ELECTRICAL SWITCHGEAR FOR THE WASTEWATER TREATMENT PLANT FROM STOKES ELECTRIC COMPANY, KNOXVILLE, IN THE ESTIMATED AMOUNT OF \$219,555.00 AND AWARDED A CONTRACT (FY2017-040) TO EAST TN TECHNICAL SERVICES, INC., HARRIMAN, IN THE ESTIMATED AMOUNT OF \$64,950.00 FOR INSTALLATION OF SAID ELECTRICAL SWITCHGEAR AT THE WASTEWATER TREATMENT PLANT.
- e. A RESOLUTION ESTABLISHING NEW ELECTRIC RATES EFFECTIVE OCTOBER 1, 2016 TO ACCOUNT FOR TVA'S WHOLESALE RATE ADJUSTMENT.
- f. A RESOLUTION WAIVING COMPETITIVE BIDS AND AUTHORIZING THE CITY TO PURCHASE ONE FIRE ENGINE FROM SUTPHEN CORPORATION IN THE ESTIMATED AMOUNT OF \$501,811.00.
- g. A RESOLUTION TO TRANSFER NINE (9) CITY-OWNED REAL PROPERTIES TO THE OAK RIDGE LAND BANK CORPORATION FOR DISPOSITION AS SET FORTH IN RESOLUTION 11-108-2013.
- h. A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH STUDIO FOUR DESIGN, INC., KNOXVILLE, TENNESSEE, TO PERFORM AS-NEEDED ARCHITECTURAL SERVICES FOR VARIOUS UPCOMING PROJECTS.
- i. A RESOLUTION AUTHORIZING THE CITY TO EXPEND UP TO \$500,000.00 IN GRANT FUNDS RECEIVED FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA) AS PART OF THDA'S HOME GRANT PROGRAM.
- j. A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE FERGUSON GROUP, LLC, WASHINGTON, D.C., FOR THE PROVISION OF CONSULTING SERVICES TO PROVIDE GRANT SUPPORT AND TO DEVELOP A COMPREHENSIVE FEDERAL GOVERNMENT RELATIONS AGENDA AND ACTION PLAN FOR AGREED UPON PRIORITIES FOR THE CITY IN THE AMOUNT OF \$30,000.00 AT A MAXIMUM RATE OF \$425.00 PER HOUR WITH AN ALLOWANCE OF \$5,000.00 FOR EXPENSES.
- k. A RESOLUTION AUTHORIZING THE CITY TO APPLY FOR, AND ACCEPT IF AWARDED, A GRANT FROM THE JAPAN WORLD EXPOSITION 1970 COMMEMORATIVE FUND IN AN AMOUNT UP TO \$100,000.00 TO CONSTRUCT A PAVILION TO HOUSE THE FRIENDSHIP BELL; SAID GRANT REQUIRING A 50/50 MATCH.
- l. A RESOLUTION APPROVING A PROJECT DEVELOPMENT AGREEMENT WITH ENERGY SYSTEMS GROUP, LLC, JOHNSON CITY, TENNESSEE, TO CONDUCT AN ENERGY AUDIT OF DESIGNATED CITY AND SCHOOL FACILITIES AS THE INITIAL PHASE OF AN OVERALL ENERGY SAVINGS PERFORMANCE PROJECT.

IX. PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

First Reading of Ordinances

- a. AN ORDINANCE TO AMEND ORDINANCE NO. 19-82, AS AMENDED, BY DELETING THE PROVISION OF SECTION 2 PERTAINING TO THE SCHEDULE OF WATER RATES FOR COMMODITY CHARGES AND MINIMUM MONTHLY BILLING IN ITS ENTIRETY, AND SUBSTITUTING THEREFOR A NEW SCHEDULE OF WATER RATES.

- b. AN ORDINANCE TO AMEND ORDINANCE NO. 21-82, AS AMENDED, BY DELETING THE PROVISION OF SECTION 13 PERTAINING TO THE SCHEDULE OF WASTEWATER RATES IN ITS ENTIRETY, AND SUBSTITUTING THEREFOR A NEW SCHEDULE OF WASTEWATER RATES.

X. FINAL ADOPTION OF ORDINANCES

Public Hearing and Final Adoption of an Ordinance

- a. 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 AN APPROXIMATE 2.50 ACRE PORTION OF PARCEL 003.00, ANDERSON COUNTY TAX MAP 094E, GROUP A, FROM B-2, GENERAL BUSINESS TO IND-1, INDUSTRIAL, SAID PARCEL BEING LOCATED AT 110 MELTON LAKE DRIVE.

Final Adoption of Ordinances

- a. AN ORDINANCE CLOSING THE PORTION OF FAIRBANKS ROAD BETWEEN BRIARCLIFF AVENUE AND EMORY VALLEY ROAD TO PUBLIC TRAVEL.
- b. AN ORDINANCE TO AMEND ORDINANCE NO. 17-98 (AS AMENDED), SECTION 1, TO INCREASE THE MONTHLY RESIDENTIAL REFUSE COLLECTION FEE FROM \$10.50 TO \$14.00 AND TO CLARIFY LANGUAGE REGARDING THE FEE.

XI. ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

- a. Elections/Appointments
- b. Announcements
- a. 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
16-23

DATE: August 30, 2016
TO: Honorable Mayor and Members of City Council
FROM: Mary Beth Hickman, City Clerk
SUBJECT: PROCLAMATIONS FOR THE SEPTEMBER 12 CITY COUNCIL AGENDA

The following proclamations are presented for the September 12, 2016 City Council meeting for the City Council's consideration:

Recognition of Dover Development for receipt of the Chairman's Award for Achievement in Historic Preservation

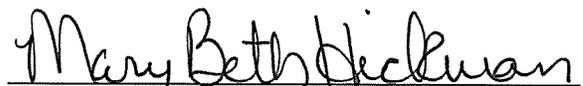
This request was submitted by Mayor Warren Gooch in honor of Dover Development's receipt of the Chairman's Award for Achievement in Historic Preservation from the Advisory Council on Historic Preservation for the rehabilitation of the Alexander Inn. This award is one of the highest honors given in the country for historic preservation, and Dover Development is the only Tennessee developer who has ever received the award.

Designation of September 13, 2016 as Industry Appreciation Day

This request was submitted by Greta Ownby, Executive Vice-President of the Oak Ridge Chamber of Commerce in order to commemorate Industry Appreciation Day. A breakfast will be held on September 13, 2016 at which the proclamation will be read.

Designation of September, 2016 as Suicide Prevention Month

This request was submitted by Michael Yates with Ridgeview Behavioral Health Services to designate September, 2016 as Suicide Prevention Month.



Mary Beth Hickman

Attachments:

Proclamation recognizing Dover Development for receiving the Chairman's Award for Achievement in Historic Preservation
Proclamation recognizing September 13, 2016 as Industry Appreciation Day
Proclamation recognizing September, 2016 as Suicide Prevention Month

PROCLAMATION

WHEREAS, Dover Development and owner Rick Dover have been honored with the Chairman's Award for Achievement in Historic Preservation from the Advisory Council on Historic Preservation, whose members are appointed by the President of the United States; and

WHEREAS, this prestigious award was given to Dover Development for its rehabilitation of the Alexander Inn in Oak Ridge, a project which embraced the Inn's history and much of its original character; and

WHEREAS, Dover Development is the only Tennessee developer to ever win the Chairman's Award, which is one of the highest honors given for historic preservation in the country; and

WHEREAS, Knox Heritage and the East Tennessee Preservation Alliance played a key role with Dover Development in this cooperative and innovative project by coordinating a financing project that included a grant from the Department of Energy; and

WHEREAS, originally known as the Guest House, the Alexander Inn was built during World War II and accommodated dignitaries here for the Manhattan Project site, including scientists J. Robert Oppenheimer and Enrico Fermi, General Leslie Groves, and Secretary of War Henry Stimson, and now serves as an assisted living facility; and

WHEREAS, the Alexander Inn project fulfills a number of the objectives honored through the Chairman's Award, including significant contributions to economic development and heritage tourism, as well as rehabilitation of historic resources.

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

That in recognition of an outstanding contribution to the preservation of an iconic and landmark structure that is at the very heart of Oak Ridge history and in honor of receiving the Chairman's Award for Achievement in Historic Preservation, the City of Oak Ridge pays tribute to

DOVER DEVELOPMENT

and encourages all citizens to express their appreciation for the efforts of this company to preserve a vital part of the history of the Oak Ridge community.

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 12th day of September in the year 2016.

WARREN L. GOOCH
MAYOR

PROCLAMATION

WHEREAS, local industry is the backbone of a community's economic success; and

WHEREAS, there are 195 businesses, including manufacturing, construction, utilities, transportation and warehousing located in Oak Ridge; and

WHEREAS, local industries employ 12,300 people in Oak Ridge; and

WHEREAS, the businesses and the employees contribute to the community through their leadership, involvement, and commitment as well as financial support to local not-for-profit organizations; and

WHEREAS, the employees of these industries contribute to the economy by living and shopping in our community; and

WHEREAS, typically 60-80% of new jobs in a community come from existing employers whose expansions seldom create headlines; and

WHEREAS, the basic jobs created by these existing industries feed the creation of service jobs in retail, commercial, restaurant and service industries, as well as education; and

WHEREAS, the Oak Ridge Chamber of Commerce and Oak Ridge Utility District are hosting a breakfast on Tuesday, September 13, 2016 to honor and celebrate local industries.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE that September 13, 2016 be proclaimed

INDUSTRY APPRECIATION DAY

in the City of Oak Ridge, Tennessee, and that all citizens be encouraged support local industries and recognize the vital role they play in our community.

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 12th day of September in the year 2016.

WARREN L. GOOCH
MAYOR

PROCLAMATION

WHEREAS, in the United States, one person dies by suicide every 12.3 minutes, with 42,773 deaths by suicide in during 2014; and

WHEREAS, in our country, suicide is the 2nd leading cause of death for 15-24 year olds, and is the 10th leading cause of death for people of all ages; and

WHEREAS, each person's death by suicide intimately affects at least six other people, with over 200,000 newly bereaved each year; and

WHEREAS, in 2014, 945 Tennesseans, 9 of whom were Anderson County residents, died by suicide, and lives of several thousand friends and family members were changed forever by losing those people; and

WHEREAS, many of those people who died never received effective behavioral health service for many reasons; and

WHEREAS, Ridgeview's Suicide Prevention Community Forum is comprised of representatives of behavioral health organizations, state agencies, military / veterans organizations, educational institutions, civic groups, communities of faith, and the community at large, who are dedicated to reducing the frequency of suicide attempts and deaths, and the pain for those affected by suicide deaths; and

WHEREAS, Ridgeview Behavioral Health Services would like to encourage residents to: recognize suicide as a significant public health problem in Tennessee and recognize suicide prevention as a community priority; share the accessibility of Ridgeview Behavioral Health Services for all residents of Oak Ridge; and encourage initiatives based on the goals and activities contained in the National Strategy for Suicide Prevention, Zero Suicide of the National Action Alliance for Suicide Prevention, and The Way Forward by the Action Alliance's Suicide Attempt Survivor Task Force.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE that the month of September 2016 be proclaimed

SUICIDE PREVENTION MONTH

in the City of Oak Ridge, Tennessee, and that all citizens be encouraged to learn preventative measures to help those in need.

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 12th day of September in the year 2016.

WARREN L. GOOCH
MAYOR

CONSENT AGENDA

OAK RIDGE CITY COUNCIL MEETING
Municipal Building Courtroom

August 8, 2016

Minutes

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on August 8, 2016 in the Courtroom of the Municipal Building with Mayor Warren L. Gooch presiding.

INVOCATION

The invocation was given by Mayor Warren Gooch.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag of the United States of America was led by Councilmember Kelly Callison.

ROLL CALL

Upon roll call the following councilmembers were present: Councilmember Trina Baughn; Councilmember Kelly Callison; Councilmember Rick Chinn, Jr.; Mayor Warren L. Gooch; Councilmember L. Charles Hensley; Councilmember Charles J. Hope, Jr.; and Mayor Pro Tem Ellen D. Smith. Also present were Mark S. Watson, City Manager; Mary Beth Hickman, City Clerk; Janice McGinnis, Finance Director and Kenneth R. Krushenski, City Attorney.

APPEARANCE OF CITIZENS

Anne Garcia Garland, 120 Outer Drive, Oak Ridge, addressed Council regarding the closure of the outdoor pool and stated that several citizens have suggested that the pool open after 3:00 p.m. and on the weekends during continued hot weather.

Martin McBride, 954 W. Outer Drive, Oak Ridge, addressed Council regarding the difficulties Oak Ridge realtors are having getting audiences with new employees of the Department of Energy contractors.

PROCLAMATIONS AND PUBLIC RECOGNITIONS

Public Recognitions

City Manager Mark Watson recognized Finance Director Janice McGinnis and the City of Oak Ridge for receiving the Distinguished Budget Presentation Award from the Government Finance Officers Association. Mr. Watson pointed out that 1,880 cities compete for this award nationwide.

A proclamation recognizing the 40th anniversary of the Oak Ridge Farmers Market.

Mayor Gooch moved for approval, and Councilmember Hope seconded. The proclamation was approved unanimously by voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

CONSENT AGENDA

Councilmember Chinn moved for adoption, and Councilmember Hope seconded. At the request of Councilmember Baughn, items c. and d. were removed from the Consent Agenda for discussion.

The Consent Agenda was unanimously adopted by voice vote with Councilmembers Baughn, Chinn, Callison, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

Approval of the July 11, 2016 City Council meeting minutes

A RESOLUTION APPROVING A FY2017 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 Consent Agenda

A RESOLUTION TO APPROVE AN AGREEMENT WITH RAY EVANS FOR ECONOMIC DEVELOPMENT SERVICES FOR FISCAL YEAR 2017 IN THE AMOUNT OF \$54,000.00.

Councilmember Hensley moved to approve the resolution, and Councilmember Callison seconded.

Anne Garcia Garland, 120 Outer Drive, Oak Ridge, stated that the City devotes almost 2/3 of a million dollars to its economic agenda and requested that City Council start requiring reports that outline achievements in the area of economic development from the Chamber of Commerce, the Convention and Visitors Bureau, Ray Evans, Steve Jones and the Community Development Department.

The resolution was approved by board vote with Councilmembers Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye" and Councilmember Baughn voting "No."

A RESOLUTION TO APPROVE AN AGREEMENT WITH STEVE JONES FOR ECONOMIC DEVELOPMENT SERVICES FOR FISCAL YEAR 2017 IN THE AMOUNT OF \$54,000.00.

Councilmember Hensley moved to approve the resolution, and Councilmember Chinn seconded.

Councilmember Baughn stated that she could not support continuing to pay someone who has produced no results, and we have seen surrounding cities such as Clinton be more successful with recruitment.

Councilmember Hensley stated that industrial recruitment is a difficult process that takes time, and that Mr. Jones has an extensive background in this area.

Councilmember Hope stated that economic development activity is on the uptick and it does take a long time to develop relationships in this area. He also asked if it is possible to get some type of feedback regarding the efforts of Mr. Evans and Mr. Jones that could be shared with citizens. The City Manager indicated that it is possible and that Mr. Jones does submit a mid-year report that is shared with City Council.

Councilmember Chinn stated that the reason the City of Clinton has been so successful in economic development is because they had Steve Jones and he appreciates the efforts of Mr. Jones and Mr. Evans on behalf of the City of Oak Ridge in this area.

Mayor Gooch stated that over the last year he has had an opportunity to work with Mr. Evans and Mr. Jones and can attest to the quality of their work.

Joe Lee, 99 E. Pasadena Road, Oak Ridge, stated that Mr. Evans and Mr. Jones are working with private individuals, private property and private money to encourage them to invest in our community, and he applauded their efforts.

The resolution was approved by board vote with Councilmembers Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye," and Councilmember Baughn voting "No."

RESOLUTIONS

A RESOLUTION ACCEPTING A MULTIMODAL ACCESS GRANT FROM THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION IN THE ESTIMATED AMOUNT OF \$927,021.40, WITH AN APPROXIMATE \$48,790.60 LOCAL MATCH, FOR SIDEWALK IMPROVEMENTS INCLUDING NEW SIDEWALKS, ADA-COMPLIANT RAMPS, AND CROSSWALKS ALONG THE SOUTH SIDE OF THE OAK RIDGE TURNPIKE BETWEEN ILLINOIS AVENUE AND FAIRBANKS ROAD.

Councilmember Hensley moved for approval of the resolution, and Councilmember Callison seconded. City Manager Mark Watson provided an overview of the resolution and answered questions from Council.

The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

A RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF PROGRAMMABLE LOGIC CONTROLS (PLCS) AT THE WASTEWATER TREATMENT PLANT FROM INDUSTRIAL TECHNOLOGIES, LLC, CALHOUN, GEORGIA, IN THE ESTIMATED AMOUNT OF \$198,680.00.

Councilmember Chinn moved for approval of the resolution, and Councilmember Hope seconded. City Manager Mark Watson provided an overview of the resolution.

The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC., FOR FURNISHING OF MAINTENANCE OF THE 800 MHZ TRUNKED COMMUNICATIONS SYSTEM FOR FISCAL YEAR 2017 IN THE AMOUNT OF \$90,426.96.

Mayor Pro Tem Smith moved for approval of the resolution, and Councilmember Callison seconded. The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith and Mayor Gooch voting "Aye."

A RESOLUTION APPROVING A CONTRACT BETWEEN THE CITY AND THE OAK RIDGE CHAMBER OF COMMERCE FOR ECONOMIC DEVELOPMENT ACTIVITIES IN AN AMOUNT NOT TO EXCEED \$175,000.00 FOR FY2017.

Councilmember Hope moved for approval of the resolution, and Councilmember Callison seconded.

Mayor Gooch removed himself from the dais during consideration of this resolution, citing his involvement as an ex-officio member of the Oak Ridge Economic Development Initiative Committee. Mayor Pro Tem Smith presided over discussion of this resolution. City Manager Mark Watson answered questions from Council.

Anne Garcia Garland, 120 Outer Drive, Oak Ridge, suggested that Councilmember Callison and Mayor Pro Tem Smith might want to recuse themselves as well since they received campaign support from the Chamber of Commerce. Mayor Pro Tem Smith stated that they were endorsed by the Progress PAC and are not affiliated with the Chamber. Councilmember Callison stated because they PAC got started so late, no funds were expended to candidates. Councilmember Baughn stated that that the Progress PAC was formulated by the Chamber, hosted by the Chamber in their building on City property, and Mayor Pro Tem Smith and Councilmember Callison did seek and did receive the Chamber's endorsement. City Attorney Ken Krushenski stated he had no concerns with Mayor Pro Tem Smith and Councilmember Callison voting.

The resolution was approved by board vote with Councilmembers Callison, Chinn, Hensley, Hope, and Mayor Pro Tem Smith voting "Aye," and Councilmember Baughn voting "No." Mayor Gooch did not vote.

A RESOLUTION APPROVING A CONTRACT BETWEEN THE CITY AND THE OAK RIDGE CONVENTION AND VISITORS BUREAU (CVB) FOR THE PROVISION OF SERVICES AND MATERIALS TO PROMOTE TOURISM IN OAK RIDGE FOR THE PERIOD JULY 1, 2016 THROUGH JUNE 30, 2017 (FISCAL YEAR 2017) IN AN AMOUNT NOT TO EXCEED \$325,000.00.

Councilmember Hensley moved for approval of the resolution, and Councilmember Callison seconded. Marc DeRose, Executive Director of the Convention and Visitors Bureau, answered questions from Council.

The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE, AUTHORIZING THE EXTENSION OF ITS WATERWORKS INTERFUND LOAN CAPITAL OUTLAY NOTE.

Mayor Pro Tem Smith moved for approval of the resolution, and Councilmember Hope seconded. Finance Director Janice McGinnis provided an overview of the resolution and answered questions from Council.

The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

A RESOLUTION AWARDED A CONTRACT (FY2017-016) TO FIRST PLACE FINISH, INC., OAK RIDGE, TENNESSEE, FOR THE REMAINING ABATEMENT AND DEMOLITION OF THREE (3) CITY-OWNED 4-PLEX RESIDENTIAL STRUCTURES, IN THE ESTIMATED AMOUNT OF \$37,326.00.

Councilmember Hensley moved for approval of the resolution, and Councilmember Callison seconded. City Manager Mark Watson provided an overview of the resolution.

The resolution was approved unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch, and Mayor Pro Tem Smith voting "Aye."

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

First Reading of Ordinances

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 AN APPROXIMATE 2.50 ACRE PORTION OF PARCEL 003.00, ANDERSON COUNTY TAX MAP 094E, GROUP A, FROM B-2, GENERAL BUSINESS TO IND-1, INDUSTRIAL, SAID PARCEL BEING LOCATED AT 110 MELTON LAKE DRIVE.

Councilmember Hope moved for approval of the ordinance, and Mayor Pro Tem Smith seconded. Mayor Gooch stated the public hearing will be held prior to second reading if the ordinance passes on first reading due to the short timeframe in which the Planning Commission met to discuss the ordinance.

The ordinance was unanimously approved by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

AN ORDINANCE CLOSING THE PORTION OF FAIRBANKS ROAD BETWEEN BRIARCLIFF AVENUE AND EMORY VALLEY ROAD TO PUBLIC TRAVEL.

Mayor Pro Tem Smith moved to approve the ordinance, and Councilmember Callison seconded. City Manager Mark Watson provided an overview of the ordinance. Anne Garcia Garland, 120 Outer Drive, Oak Ridge, stated that the portion of Fairbanks that is being

considered for closure has been an asset to trucks coming down Fairbanks.

The ordinance was unanimously approved by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

AN ORDINANCE TO AMEND ORDINANCE NO. 17-98 (AS AMENDED), SECTION 1, TO INCREASE THE MONTHLY RESIDENTIAL REFUSE COLLECTION FEE FROM \$10.50 TO \$14.00 AND TO CLARIFY LANGUAGE REGARDING THE FEE.

Councilman Callison moved to approve the ordinance, and Councilmember Chinn seconded. The ordinance was approved by board vote with Councilmembers Callison, Chinn, Hensley, Hope, Mayor Gooch, and Mayor Pro Tem Smith voting "Aye," and Councilmember Baughn voting "No."

FINAL ADOPTION OF ORDINANCES

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," SO AS TO NOT CONFLICT WITH THE NEW STORMWATER MANAGEMENT ORDINANCE AS SET FORTH IN CITY CODE, TITLE 14, CHAPTER 5, ADOPTED BY ORDINANCE NO. 1-2016.

Councilmember Hensley moved to adopt the ordinance, and Mayor Pro Tem Smith seconded. The ordinance was adopted unanimously by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

AN ORDINANCE TO AMEND TITLE 8, TITLED "ALCOHOLIC BEVERAGES," CHAPTER 6, TITLED "BEER AND OTHER LIGHT BEVERAGES," AND CHAPTER 7, TITLED "BEER PERMITS AND MANAGER CERTIFICATES," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, FOR THE PURPOSES OF UPDATING PROVISIONS FOR STATE LAW COMPLIANCE, ALLOWING THE SALE OF GROWLERS (TAP BEER TO GO), CREATING A NEW DUAL ON-AND-OFF PREMISES BEER PERMIT, ALLOWING MANUFACTURERS TO SELL BEER WITH THE PROPER PERMIT, AND TO SET FORTH A TIMEFRAME BETWEEN BEER PERMIT APPROVAL AND OPENING A NEW BUSINESS.

Mayor Pro Tem Smith moved for adoption of the ordinance, and Councilmember Hope seconded. City Attorney Ken Krushenski provided an overview of the ordinance.

The ordinance was unanimously adopted by board vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

Confirmation of appointment of Shira McWaters to the Anderson County Regional Solid Waste Planning Board.

Councilmember Chinn moved to confirm the appointment, and Councilmember Callison seconded. The motion was approved unanimously by voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Gooch, and Mayor Pro Tem Smith voting "Aye."

Announcements

Councilmember Chinn thanked the Council for allowing him to travel to Naka, Japan to represent the City of Oak Ridge at the celebration of the 25th Anniversary of the Sister City Program. He also announced that the Naka students will be in Oak Ridge August 18-25, and there will be an event at Jefferson Middle School on August 19.

Councilmember Hope announced that he is traveling to the Energy Communities Alliance meeting in

Denver August 18-19.

Councilmember Hensley stated that the Scarboro parade and other associated events were a real treat, and he announced that all members of City Council participated.

Councilmember Hensley stated that the Planning Commission has been very active lately, approving a plat for the southeast corner of the Main Street project and the Towne Place Suites plat. The Land Bank also completed its visioning exercise.

Scheduling

City Manager Mark Watson announced that a special called meeting might be necessary to vote on the 8th rowing lane project bid award. He also discussed the moving of the Sessions court in eleven months, which will necessitate the moving of the Senior Center and the Recreation and Parks administrative offices. There is a selection process underway for a City architect.

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Mayor Pro Tem Smith inquired about whether or not the Civic Center is going to be available for events in the Fall. The City Manager said there are no plans currently to cancel any events, but that the architect will provide a timetable once they get started.

Councilmember Hensley would like to meet with DOE representatives to address issues that have been raised by citizens at City Council meetings. Councilmember Hope stated he would bring this issue up at the ECA meeting.

SUMMARY OF CURRENT EVENTS

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

ADJOURNMENT: 8:17 p.m.



YOUTH ADVISORY BOARD MEMORANDUM

DATE: August 18, 2016
TO: Beth Hickman, City Clerk
THROUGH: Matt Reedy, Advisor to the YAB
FROM: Brent Robinson, YAB Chairman
SUBJECT: Youth Advisory Board Approval of Annual Goals

At the August 17, 2016 meeting of the Oak Ridge Youth Advisory Board, YAB members discussed goals and events for the upcoming year. Board members voted unanimously to approve the attached set of goals for the 2016-2017 term of office.

If there are any questions about this statement from the Youth Advisory Board, contact City-Staff Liaison Matt Reedy at 425-3442.

Thank you,

Brent Robinson
YAB Chairman

2016-2017 YAB Goals and Objectives

Sponsor recreational activities for students

1. Coffeehouse Events for Teens – Fall 2016/Spring 2017
2. Graduation Celebration – June 1, 2017
3. Holiday Trip for Teens – December 2016
4. City Halloween Party – October 27, 2016
5. YAB Hiking Trip – Fall 2017
6. Dodgeball Tournaments for Teens – October 24, 2015/April 2, 2016
7. YAB Field Night/Teen Night – May 6, 2016
8. Movie in the Park – Spring 2017
9. YAB Paint Party for Teens– Spring 2017

Sponsor educational events or programs

1. ORHS Open House – August 25, 2016
2. Water Awareness for Kids – January 2017
3. YAB Leadership Trip to Nashville with Youth Leadership - Spring 2017

Offer community volunteer services

1. Support the Mission of Hope holiday program – Dec 2016
2. City Easter Egg Hunt – March 2017

Increase communication within Oak Ridge Schools

1. Communicate regularly with Student Affairs and Guidance
2. Promote Graduation Celebration
3. Partner on an event with ORHS Student Council
4. Make regular announcements via Channel 15, school bulletin

Increase public's awareness of YAB programs

1. City website updates
2. Facebook/Instagram/Twitter/Group Me for YAB Events – updated weekly
3. News Releases to papers and school bulletins

Increase communication and participation within the Board and with City Council

1. Focus on attendance at meetings and events
2. Survey Oak Ridge Teens on public issues and report findings
3. State of the Youth Address - Summer 2017

LEGAL MEMORANDUM
16-13

DATE: August 30, 2016
TO: Honorable Mayor and Members of City Council
FROM: Kenneth R. Krushenski, City Attorney
SUBJECT: CERTIFICATE OF GOOD MORAL CHARACTER –
RHONDA HAMILTON, OAK RIDGE BPOE (ELKS) LODGE NO. 1684

Introduction

An item for City Council's consideration is a resolution authorizing the Mayor to execute on behalf of the City of Oak Ridge a Certificate of Good Moral Character for Rhonda Hamilton, Oak Ridge BPOE (Elks) Lodge No. 1684.

Analysis

State statute requires that as a condition for any club seeking a license to sell alcoholic beverages for consumption on the premises, the person in the actual charge of the sale of alcoholic beverages shall submit to the state a certificate stating that she is of good moral character.

A request for a Certificate of Good Moral Character for Rhonda Hamilton, Oak Ridge BPOE (Elks) Lodge No. 1684, has been submitted for consideration. A police background check on this individual has been conducted and previously provided to the Council.

Recommendation

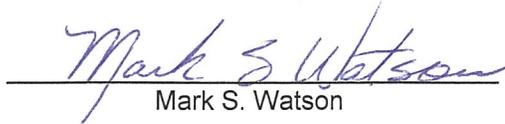
Adoption of the attached resolution is recommended.


Kenneth R. Krushenski

Attachment

City Manager's Comments:

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


Mark S. Watson

9-2-2016
Date

NUMBER _____

RESOLUTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF OAK RIDGE A CERTIFICATE OF GOOD MORAL CHARACTER FOR RHONDA HAMILTON, OAK RIDGE BPOE (ELKS) LODGE NO. 1684.

WHEREAS, Tennessee Code Annotated, Section 57-4-201(c)(2), requires that as a condition for obtaining a license to sell alcoholic beverages for consumption on the premises that a club obtain a Certificate of Good Moral Character for the person who will be responsible for the operation of the establishment, and

WHEREAS, Rhonda Hamilton, on behalf of the Oak Ridge BPOE (Elks) Lodge No. 1684, 684 Emory Valley Road, has made application to the City of Oak Ridge for such Certificate of Good Moral Character.

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

That the Mayor is hereby authorized to execute on behalf of the City of Oak Ridge a Certificate of Good Moral Character for Rhonda Hamilton, Oak Ridge BPOE (Elks) Lodge No. 1684, City Council having made an investigation of the general character of Ms. Hamilton and from such investigation her character is found to be good.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

CITY COUNCIL MEMORANDUM
16-29

DATE: September 2, 2016
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: WILLOW PLACE SUBDIVISION

Introduction

An item for City Council's consideration is a resolution authorizing the Mayor to sign a release of dedication for Lot 67 in Willow Place Subdivision.

Funding

No City funds are involved with this transfer of interest, but the City will avoid future maintenance costs and citizen expectations.

Background

Due to prior dedications by the developer of the Willow Place Subdivision, the City has become aware that it has property interests in Lot 67 which is located in the center of Willow Place and contains a gazebo and associated infrastructure. The Willow Place Homeowners Association owns Lot 67, and as it organizes its affairs on several issues with the developer, it has identified this item as an issue to clarify and resolve. The City has no strong interest in the ongoing maintenance of this private park and infrastructure and finds that it is better resolved with the Homeowners Association.

Recommendation

Approval of the attached resolution is recommended.


Mark S. Watson

Attachment

RESOLUTION

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A RELEASE OF DEDICATION FOR LOT 67 IN WILLOW PLACE SUBDIVISION.

WHEREAS, by a notation on a subdivision plat for Willow Place Planned Unit Development, Phase One B, recorded in the Anderson County Register of Deeds Office in Plat Cabinet 6, Envelope 70-C, Lot 67 was dedicated to the City for recreational purposes; and

WHEREAS, the City has never taken ownership or possession of Lot 67 and Willow Place has improved, maintained, and paid real estate taxes on Lot 67; and

WHEREAS, Lot 67 is owned by Willow Place as indicated on a Quit Claim Deed recorded in the Anderson County Register of Deeds Office in Book 1521, Page 1218; and

WHEREAS, at the request of the Willow Place Homeowners Association, the City Manager recommends City Council authorization to sign a Release of Dedication to release any interest of the City in Lot 67 back to Willow Place.

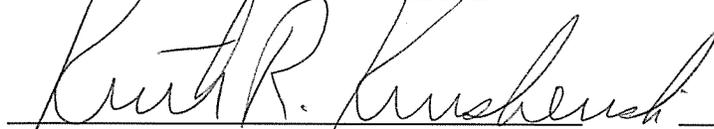
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the Mayor is hereby authorized to sign a Release of Dedication to release to Willow Place the City's interest in Lot 67, as shown on a notation on a subdivision plat for Willow Place Planned Unit Development, Phase One B, recorded in the Anderson County Register of Deeds Office in Plat Cabinet 6, Envelope 70-C.

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

This the 12th of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

RESOLUTIONS

LEGAL MEMORANDUM
16-14

DATE: August 30, 2016
TO: Honorable Mayor and Members of City Council
FROM: Kenneth K. Krushenski, City Attorney
SUBJECT: APPLICATION FOR RETAIL PACKAGE STORE
PERMIT AND CERTIFICATE OF COMPLIANCE

Introduction

Two items for City Council's consideration are (1) a resolution granting a permit for Kalpesh Trambadia and Nilaykumar Trambadia to engage in the retail sale of alcoholic beverages at Turnpike Liquor Store, 331 Oak Ridge Turnpike, and waiving the residency requirement for both applicants; and (2) a resolution authorizing the Mayor to sign and issue on behalf of the City of Oak Ridge certificates of compliance for Kalpesh Trambadia and Nilaykumar Trambadia.

Background

Kalpesh Trambadia and Nilaykumar Trambadia recently purchased the business known as Turnpike Liquor Store, 331 Oak Ridge Turnpike, and are requesting a City of Oak Ridge Retailer's Permit and their state-required Certificates of Compliance. Pertinent information concerning their application has been distributed to the Council, and notice has been published in The Oak Ridger advising that consideration of the issuance of their Certificates of Compliance would be considered at the September 12, 2016 Council meeting. Staff has advised the applicants to be in attendance at the meeting to answer any questions Council may have.

Recommendation

Adoption of the attached resolutions is recommended.



Kenneth R. Krushenski

Im

Attachments

City Manager's Comments:

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



Mark S. Watson

9-2-2016

Date

NUMBER _____

RESOLUTION

A RESOLUTION GRANTING A PERMIT TO KALPESH TRAMBADIA AND NILAYKUMAR TRAMBADIA TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN THE CITY OF OAK RIDGE AT TURNPIKE LIQUOR STORE, 331 OAK RIDGE TURNPIKE, AND WAIVING THE RESIDENCY REQUIREMENT FOR BOTH APPLICANTS.

WHEREAS, Title 8, Chapter 4, of the Oak Ridge Code of Ordinances requires a permit to be issued before anyone may engage in the retail sale of alcoholic beverages, and

WHEREAS, Kalpesh Trambadia and Nilaykumar Trambadia have made proper application for such a permit, and

WHEREAS, said applicants meet all the necessary conditions and requirements of the laws of the City of Oak Ridge and the State of Tennessee, and

WHEREAS, the City Council is authorized to waive the residency requirement for an applicant who possesses sufficient contacts with the City which would permit Council to verify the good moral character of that nonresident applicant.

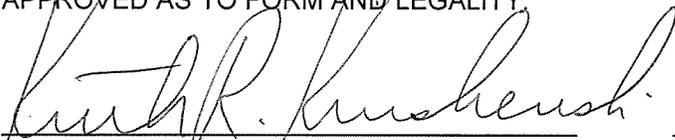
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That Kalpesh Trambadia and Nilaykumar Trambadia are hereby granted a permit to engage in the retail sale of alcoholic beverages in the City of Oak Ridge at Turnpike Liquor Store, 331 Oak Ridge Turnpike and that the Mayor is authorized to sign said permit on behalf of the City of Oak Ridge.

BE IT FURTHER RESOLVED that Council does hereby waive the residency requirement for Kalpesh Trambadia and Nilaykumar Trambadia.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

RESOLUTION

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND ISSUE ON BEHALF OF THE CITY OF OAK RIDGE CERTIFICATES OF COMPLIANCE FOR KALPESH TRAMBADIA AND NILAYKUMAR TRAMBADIA TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES AT TURNPIKE LIQUOR STORE, 331 OAK RIDGE TURNPIKE.

WHEREAS, after diligent inquiry and careful investigation of Kalpesh Trambadia and Nilaykumar Trambadia, City Council has found their general character to be good, and

WHEREAS, City Council feels assured that the applicants will refrain from any violation of Title 8, Chapter 4, of the Oak Ridge Code of Ordinances, and Title 57, Chapters 1, 6, 7, and 8, of the Tennessee Code Annotated (Chapter No. 49, Public Acts, 1939), which are the alcoholic beverage laws, or any statutory amendment thereof or any rule or regulation promulgated pursuant thereto, and

WHEREAS, City Council has granted the necessary permit to Kalpesh Trambadia and Nilaykumar Tramadia for the retail sale of alcoholic beverages thereby signifying full compliance with the ordinances of the City of Oak Ridge, and

WHEREAS, City Council is of the opinion that said applicants are entitled to the State license applied for.

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

That the Mayor is hereby authorized to sign and issue on behalf of the City of Oak Ridge Certificates of Compliance for Kalpesh Trambadia and Nilaykumar Tramadia, Turnpike Liquor Store, 331 Oak Ridge Turnpike, City Council finding that they have not been convicted of a felony, that all local regulations have been complied with, and that they will refrain from any violations hereinabove set forth.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

OAK RIDGE POLICE DEPARTMENT MEMORANDUM
16-05

DATE: August 25, 2016
TO: Mark S. Watson, City Manager 
FROM: James T. Akagi, Chief of Police
SUBJECT: Police Fleet Purchases

Introduction

An item for City Council's September 2016 meeting agenda is a resolution authorizing the purchase and equipping of four Ford Police Interceptor Utility All-Wheel Drive (AWD) patrol vehicles for the Oak Ridge Police Department (ORPD) in an amount not to exceed \$228,702.96 utilizing the state contract pricing system for the vehicles and additional emergency equipment. These purchases meet the design of the Police Department's fleet lifecycle management plan and will replace high mileage vehicles currently in the fleet. If these replacement purchases are approved by City Council, the Police Department will surplus four patrol vehicles with more than 100,000 miles when the newly purchased vehicles are placed into service.

Funding

Funding for these purchases will come from the City's Equipment Replacement Fund in which adequate funding is available for vehicles and equipment

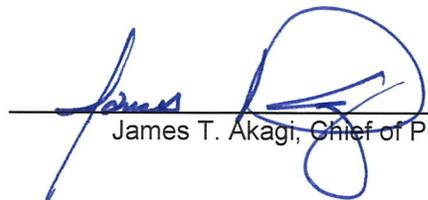
Background

In November 2012, City Council approved Resolution No. 11-92-2012, which enhanced the Police Department's Take Home Vehicle Program. The Michigan State Police Vehicle Evaluation Program revealed that the Ford Police Interceptor Utility is a highly capable vehicle which is currently deployed in many police departments throughout the United States, including the Tennessee Highway Patrol (THP). THP plans to convert their current fleet to Ford Police Interceptor Utility AWD vehicles due to fuel efficiency, storage capacity for officer equipment, and the versatility of an AWD drivetrain.

The FY2017 state contract price for a Ford Police Interceptor Utility AWD vehicle is \$28,839.40. Costs to outfit the patrol vehicles with computers and related emergency equipment (i.e. two-way radios, in-car video cameras, lights/sirens, etc.) is \$28,336.34 per vehicle. The cost for four equipped Ford Police Interceptor Utility AWD patrol vehicles is \$228,702.96.

Recommendation

Approval of the attached resolution is recommended to provide for the purchase and equipping of four Ford Police Interceptor Utility AWD patrol vehicles for an amount not to exceed \$228,702.96 utilizing the state contract pricing system.



James T. Akagi, Chief of Police

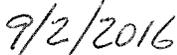
Attachment(s): Resolution

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION

A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$228,702.96 FROM THE EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE AND EQUIPPING OF FOUR (4) PATROL VEHICLES FOR THE POLICE DEPARTMENT UTILIZING STATE CONTRACT PRICING.

WHEREAS, four (4) patrol vehicles with over 100,000 miles are scheduled for replacement; and

WHEREAS, due to fuel economy, greater storage capacity for officer equipment, and the all-wheel drive drivetrain, the City desires to purchase Ford Police Interceptor Utility All-Wheel Drive (AWD) replacement vehicles; and

WHEREAS, the state contract FY2017 price for the Ford Police Interceptor Utility AWD vehicle is \$28,839.40 each, with an additional cost of \$28,336.34 for equipping each vehicle with computers, radios, in-car video cameras, and required emergency equipment, for a total cost of \$228,702.96 for all four vehicles with equipment; and

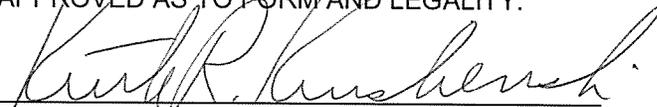
WHEREAS, the City Manager requests approval to spend \$228,702.96 from the Equipment Replacement Fund for the purchase and equipping of four (4) patrol vehicles using state contract pricing.

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 spend \$228,702.96 from the Equipment Replacement Fund for the purchase and equipping of four (4) patrol utility vehicles (Ford Police Interceptor Utility AWD vehicles) using state contract pricing.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

PUBLIC WORKS DEPARTMENT MEMORANDUM
16-23

DATE: August 24, 2016
TO: Mark S. Watson, City Manager
FROM: Shira A. McWaters, P.E., Public Works Director
SUBJECT: ELECTRICAL SWITCHGEAR – WASTEWATER TREATMENT PLANT

Introduction

An item for City Council consideration is a resolution authorizing the purchase and installation of electrical switchgear at the Wastewater Treatment Plant on Monterey Road, with the purchase from Stokes Electric Company, Knoxville, Tennessee in the estimated amount of \$219,555 and the installation by East TN Technical Services, Inc., Knoxville, Tennessee, in the estimated amount of \$64,950, for an estimated total project cost of \$284,505.

Funding

Funding for this project is available in the FY2017 Waterworks budget.

Background

Electrical switchgear is the combination of disconnect switches, fuses or circuit breakers to control, protect and isolate electrical equipment. A basic function of the switchgear protection, which is interruption of short-circuit and overload fault currents while maintaining service to unaffected circuits. Switchgear also allows for the isolation of circuits from power supplies and allows more than one source to feed an electrical load.

The current switchgear at the Wastewater Treatment Plant (WWTP) requires replacement due to age, reliability, worker safety and obsolete replacement parts. The two units (U-1, U-2) comprising the switchgear are of original design and material from when the plant was built thirty-five (35) years ago. These units are no longer safe to work with and many of the parts are no longer available. The manufacturer (Westinghouse) performed a field survey on the units and deemed them unrepairable.

The switchgear recommended for purchase and installation is of current design and meets all of the Arc Flash requirements of the Tennessee Occupational Safety and Health Administration (TOSHA). The electrical contractor will remove the existing switchgear and install the new switchgear in accordance with the drawings and specifications prepared by an electrical engineer.

Recommendation

Sealed bids were solicited from several vendors for the purchase of the switchgear and from several contractors for the installation of the switchgear. Stokes Electric Company submitted the lowest total cost bid for the purchase of the switchgear and East TN Technical Services, Inc. submitted the sole bid for the installation of the switchgear. Staff recommends approval of the accompanying resolution.



Shira A. McWaters

City Manager's Comments:

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



Mark S. Watson

9-6-2016

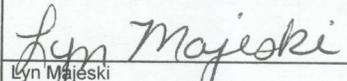
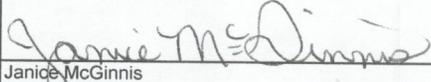
Date

CITY OF OAK RIDGE, TENNESSEE

Abstract of Bids

RFQ #149092

OPENING DATE: August 9, 2016 2:00 P.M.

FOR --- Outdoor Switchgear			BIDDER: Stokes Electric Company 1701 McCall Avenue Knoxville, TN 37915		BIDDER: Stuart C Irby Company 1918 N Cherry Street, Suite 105 Knoxville, TN 37917		BIDDER: Graybar Electric 3020 N. Central Street Knoxville, TN 37917		BIDDER: WW Grainger, Inc. 1657 Shermer Road Northbrook, IL 60062		
DESCRIPTION	ITEM	QUANTITY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	
THE FURNISHING OF OUTDOOR SWITCHGEAR PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE PUBLIC WORKS DEPARTMENT	1			\$ 219,555.00		\$ 221,869.00		\$ 222,306.61		\$ 250,000.00	
TOTAL PRICE				\$ 219,555.00		\$ 221,869.00		\$ 222,306.61		\$ 250,000.00	
TERMS				Net 30 Days		Net 30 Days		1% 15 Days, Net 30		Net 30	
DELIVERY				90 Working Days		SQD - 90 Working Days / ASCO 8 Wks.		90 Working Days		90 Days from Order	
F.O.B.				Destination Oak Ridge		SQD - Dest / ASCO - Shipping Point		Destination		Destination	
VIA				Truck Direct		Best Way		Best Way		UPS	
OTHER BIDDERS CONTACTED: Customer Service Electric Supply Co. - Knoxville, TN								BIDS OPENED AND RECORDED BY---  Lyn Majeski Accounting Division Manager			
REASON FOR AWARD: ONLY BID RECEIVED <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input type="checkbox"/> LOWEST TOTAL COST <input checked="" type="checkbox"/>				RECOMMEND AWARD BE MADE TO: Stokes Electric Company 1701 McCall Avenue Knoxville, TN 37915				BIDS REVIEWED BY---  Janice McGinnis Finance Director			

BID PROCESS FORM



BID NAME RFQ 149092 **DESCRIPTION** Outdoor Switchgear

CITY COUNCIL MEETING September 12, 2016

BIDDERS CONTACTED (CONTACT INFORMATION)

<u>Company</u>	<u>Name</u>	<u>Address</u>	<u>City, State ZIP</u>	<u>Phone</u>	<u>Email</u>	<u>Contacted Via</u>
Stokes Electric Company	John Hickman	600 East Magnolia	Knoxville, TN 37915	865-546-0981	jhickman@stokeselec.com	[e-mail]
Stuart C Irby Company	Lynda Miller	1918 N. Cherry Street, Suite 105	Knoxville, TN 37917	865-291-6626	lmiller@irby.com	[e-mail]
Graybar Electric	Christopher Blas	3020 N. Central Street	Knoxville, TN 37917	865-251-5911	christopher.blas@graybar.com	[e-mail]
WW Grainger, Inc.	Gina Webb	1657 Shermer Road	Northbrook, IL 60062		gina.webb@grainger.com	[e-mail]
Customer Service Electric Supply Co.	Mike Lazzaro	1621 N. Sixth Street	Knoxville, TN 37917	865-524-7555	'mlazzaro@cses-inc.com'	[e-mail]

BIDDERS WHO CONTACTED THE CITY AFTER ADVERTISED (CONTACT INFORMATION)

BIDS RECEIVED FROM BIDDERS CONTACTED DIRECTLY BY THE CITY

Stokes Electric Company, Stuart C Irby Company, Graybar Electric, WW Grainger, Inc.

BIDS RECEIVED FROM BIDDERS NOT DIRECTLY CONTACTED BY THE CITY

(e.g., City's Website, Vendor Registry, Planrooms, Word of Mouth)

ADVERTISEMENT

The City of Oak Ridge advertised this bid on the Finance Department's Departmental Webpage for a duration of 21 days.

CITY OF OAK RIDGE, TENNESSEE

Abstract of Bids

FY2017-040

OPENING DATE: August 23, 2016 2:00 P.M.

FOR --- Installation of WWTP Switchgear Replacements			BIDDER: East TN Technical Services, Inc. 110 Silva Lane Harriman, TN 37748		BIDDER:		BIDDER:		BIDDER:								
DESCRIPTION	ITEM	QUANTITY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL							
THE INSTALLATION OF WWTP SWITCHGEAR REPLACEMENTS PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE PUBLIC WORKS DEPARTMENT	1			\$ 64,950.00													
TOTAL PRICE				\$ 64,950.00		\$ -		\$ -		\$ -							
TERMS			Net 30 Days														
DELIVERY			Per Contract														
F.O.B.																	
VIA			Best Way														
OTHER BIDDERS CONTACTED: Davis H. Elliott Co. Inc. - Nashville, TN Marble-Pirkle Services, LLC (MPS) - Cleveland, TN Service Electric Company, Inc. - New Market, TN William E. Groves Construction, Inc. - Madisonville, KY Pike Electric, LLC - Mount Airy, NC						New River Electric Corporation - Westerville, OH Massey Electric - Alcoa, TN Broadway Electric Service Corporation - Knoxville, TN											
REASON FOR AWARD: ONLY BID RECEIVED <input checked="" type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input type="checkbox"/> LOWEST TOTAL COST <input type="checkbox"/>						RECOMMEND AWARD BE MADE TO: East TN Technical Services, Inc. 110 Silva Lane Harriman, TN 37748						BIDS OPENED AND RECORDED BY---					
												Lyn Majeski Accounting Division Manager					
						BIDS REVIEWED BY---											
						Janice McGinnis Finance Director											

BID PROCESS FORM

BID NAME FY2017-040 **DESCRIPTION** Installation of WWTP Switchgear Replacements

CITY COUNCIL MEETING September 12, 2016

BIDDERS CONTACTED (CONTACT INFORMATION)

<u>Company</u>	<u>Name</u>	<u>Address</u>	<u>City, State ZIP</u>	<u>Phone</u>	<u>Email</u>	<u>Contacted Via</u>
Davis H. Elliot Co. Inc.	Bill Harrison	4211 Georgia Avenue	Nashville, TN 37209	615-460-7166	wharrison@dhec.com	[e-mail]
Marble-Pirkle Services, LLC (MPS)	Dan Dudley	P.O. Box 3178	Cleveland, TN 37320-3178	423-472-1463	drdudley@mps-llc.com	[e-mail]
Service Electric Company, Inc.	Chris Froehlich	P.O. Box 339	New Market, TN 37820	865-475-4721	estimating@mps-llc.com	[e-mail]
William E. Groves Construction, Inc.	John Morris	3135 Grapevine Road	Madisonville, KY 42431	270-825-1485	cfroehlich@serviceelectricco.com	[e-mail]
Pike Electric, LLC	Ronnie Gilbert	100 Pike Way	Mount Airy, NC 27030	336-789-7750	dinstead@grovesconstruction.com	[e-mail]
New River Electric Corporation	Ike Poe	6005 Westerville Road	Westerville, OH 43081	614-370-0043	rgilbert@pike.com	[e-mail]
Massey Electric	Andy Allen	3204 Regal Drive	Alcoa, TN 37701	865-583-8168	chunter@pike.com	[e-mail]
Broadway Electric Service Corporation	Justin Wojciechowski	1800 N. Central Street	Knoxville, TN 37917	865-740-1125	ipoe@nrec.net	[e-mail]
					'jrobinson@masseyelectric.com'	[e-mail]
					jwojciechowski@besco.com	

BIDDERS WHO CONTACTED THE CITY AFTER ADVERTISED (CONTACT INFORMATION)

East TN Technical Services, Inc.	Ernie & Mark	110 Silva Lane	Harriman, TN 37748	865-349-0728		Pre-Bid
Tennessee Associated Electric	Randy Norton	7511 Taggart Lane	Knoxville, TN 37938	865-292-8828	rnorton@tn-associated.com	Pre-Bid
	Chris Rogers			865-209-1055	crogers@tn-associated.com	Pre-Bid

BIDS RECEIVED FROM BIDDERS CONTACTED DIRECTLY BY THE CITY

BIDS RECEIVED FROM BIDDERS NOT DIRECTLY CONTACTED BY THE CITY

(e.g., City's Website, Vendor Registry, Planrooms, Word of Mouth)

Tennessee Associated Electric

ADVERTISEMENT

The City of Oak Ridge advertised this bid on the Finance Department's Departmental Webpage for a duration of 22 days.

RESOLUTION

A RESOLUTION AUTHORIZING THE PURCHASE OF ELECTRICAL SWITCHGEAR FOR THE WASTEWATER TREATMENT PLANT FROM STOKES ELECTRIC COMPANY, KNOXVILLE, IN THE ESTIMATED AMOUNT OF \$219,555.00 AND AWARDED A CONTRACT (FY2017-040) TO EAST TN TECHNICAL SERVICES, INC., HARRIMAN, IN THE ESTIMATED AMOUNT OF \$64,950.00 FOR INSTALLATION OF SAID ELECTRICAL SWITCHGEAR AT THE WASTEWATER TREATMENT PLANT.

WHEREAS, the switchgear at the Wastewater Treatment Plant is in need of replacement due to age, reliability, worker safety, and obsolete replacement parts; and

WHEREAS, the City issued an invitation to bid for the purchase of electrical switchgear for the Wastewater Treatment Plant, with Stokes Electric Company, Knoxville, Tennessee, submitting the lowest total cost for the purchase; and

WHEREAS, the City also issued an invitation to bid for the installation of said electrical switchgear with East TN Technical Services, Inc., Harriman, Tennessee, submitting the sole bid for the installation; and

WHEREAS, the City Manager recommends both bids 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 awards are hereby made as follows:

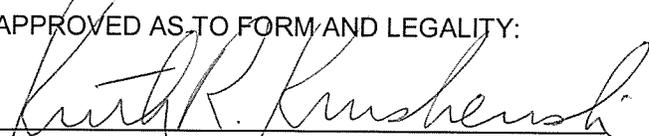
- To Stokes Electric Company, 1701 McCalla Avenue, Knoxville, Tennessee 37915, for the purchase of electrical switchgear for the Wastewater Treatment Plant; said award in strict accordance with Requisition No. 149092 the required specifications, and the bid as submitted and publicly opened on August 9, 2016, and the estimated amount of \$219,555.00.
- To East TN Technical Services, Inc., 110 Silva Lane, Harriman, Tennessee 37748, for the furnishing of all labor, tools, equipment, and supplies necessary to install said electrical switchgear at the Wastewater Treatment Plant; said award in strict accordance with the terms of the contract (FY2017-040), the bid as submitted and publicly opened on August 23, 2016, and in the estimated amount of \$64,950.00.

Said awards in the grand total estimated amount of \$284,505.00.

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

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:


Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

ELECTRIC DEPARTMENT MEMORANDUM

16-20

DATE: August 29, 2016
TO: Mark S. Watson, City Manager
FROM: Jack L. Suggs, Electric Director
SUBJECT: PASS THROUGH OF TVA RATE INCREASE

Introduction

An item for City Council's consideration is the approval of a resolution establishing new electric rates based on the Tennessee Valley Authority Adjustment Addendum to the Schedule of Rates and Charges for Oak Ridge, Tennessee effective October 1, 2016, which modified our contract TV-54097A.

Funding

There is no direct cost associated with this action with the exception of adjusting the billing system. Since the action is a simple "pass-through" of TVA rate actions, no significant impact on net revenue will occur.

Background and Analysis

The purpose of this action is to establish new electric rates for customers of the City of Oak Ridge. The new rates are mandated by a TVA wholesale rate adjustment of 2.36%. According to information previously provided by TVA, the funds will go primarily toward reduction of debt and capital maintenance items on the TVA system. It is part of a long term overall financial plan to prepare TVA for the future. There is no change to rate structure included in this action.

Oak Ridge is *not* requesting any rate increase to support its own operations.

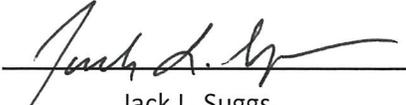
The impact on customers at the retail level in Oak Ridge will be 1.36%. The actual cost, of course, will vary widely based on their use. For an average residential customer, the cost of power will increase a total of about \$1.50 a month. Other users will see proportional increases.

A number of strategies to reduce purchase power cost are under consideration and development at the staff level. Regardless of the success of these future efforts, however, the cost increase cannot be absorbed and must therefore be passed on to customers.

The consequences of not approving the rate adjustment will negatively affect the financial security and stability of the Electric Fund and mandate higher rate increases in future years in order for the fund to remain viable and meet accepted and mandated standards for fund performance.

Recommendation

Staff recommends adoption of the attached resolution.



Jack L. Suggs

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION

A RESOLUTION ESTABLISHING NEW ELECTRIC RATES EFFECTIVE OCTOBER 1, 2016 TO ACCOUNT FOR TVA'S WHOLESALE RATE ADJUSTMENT.

WHEREAS, the City of Oak Ridge is a distributor of electric power purchased from the Tennessee Valley Authority (TVA) under an agreement known as the Power Contract (TV-54097A); and

WHEREAS, TVA is increasing wholesale rates by 2.36% through a rate adjustment which will take effect October 1, 2016; and

WHEREAS, a rate increase is necessary in order to recover the wholesale rate increase from TVA and to assure the financial integrity of the Electric Fund; and

WHEREAS, TVA has submitted an Adjustment Addendum to Schedule of Rates and Charges to incorporate the rate change, which document is recommended for approval by the City Manager.

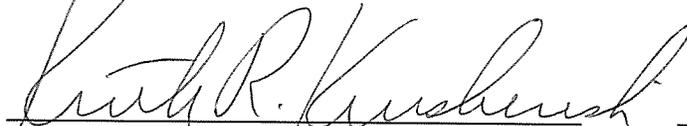
NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is hereby approved and the City is hereby authorized to execute TVA's Adjustment Addendum to Schedule of Rates and Charges for Oak Ridge, Tennessee, which establishes new electric retail rates effective October 1, 2016.

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

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

**FIRE DEPARTMENT HEADQUARTERS
MEMORANDUM**

HQ-16-0015

DATE: August 9, 2016
TO: Mark S. Watson, City Manager
FROM: Darryl Kerley, Fire Chief
SUBJECT: REQUEST FOR PURCHASE OF FIRE ENGINE

Introduction

Attached for City Council's consideration is a resolution authorizing the City to purchase one (1) Sutphen Class A fire engine to replace Engine 4, an 18-year old engine currently being used as primary response vehicle at Fire Station 4. Attached for review are the results of the sealed bid process used to select the vendor and the letter from Anderson County Government guaranteeing a 235,250-dollar stipend towards the purchase price.

Funding

The total cost of purchasing the one (1) fire engine is \$ 501,811.00, which will be funded through the West End (DOE) Fire Department budgeted contributions to the Equipment Replacement Fund in the amount of \$ 266,561 and the \$ 235,250 stipend from Anderson County.

Background

The current fire engine located at Fire Station 4 was purchased in 1998 and currently has more than 160,000 miles on it and is currently in need of a rear axle replacement. The engine was on a fifteen (15) year depreciation plan and is now fully depreciated. Since the purchase in 1998, the technology of the fire engines has changed to meet today's demands for service. The Fire Department assembled a group of officers, firefighters and the public works department emergency vehicle technician to serve as the Vehicle Replacement Committee. This committee reviewed the Fire Department response data for the a thirty six (36) month period and researched new technology available on the fire apparatus, including inspection of vendor's equipment at the Fire Department Instructors Conference in Indianapolis, Indiana. The Committee determined the engine currently in use meet approximately ninety (90) percent of the City's needs. There is, however some new technology the Committee determined would be better suited for today's emergency service delivery in Oak Ridge. The features recommended by the Committee were incorporated into the new bid specification package.

The National Fire Protection Association (NFPA) 1901 Standard for Motorized Fire Apparatus recommends that first responding engines be in-service for no more than twelve (12) years, then be retained for an additional twelve (12) years as reserve apparatus. The nationally agreed standard on mileage accumulation for fire apparatus is approximately 100,000 miles, as one (1) mile on a fire apparatus is equivalent to approximately three and a half (3.5) miles on a commercial vehicle based on the type of use.

Analysis

Upon review of the sealed bids submitted on July 10, 2013, the Fire Department Vehicle Replacement Committee recommends the purchase be awarded to the Sutphen Corporation based on the following:

- Sutphen was closest to meeting the overall fire engine specification as posted by the city.
- Based on the price per fire engine, Sutphen was the low bidder.
- Sutphen Manufacturing specified a labeled and coded, hard wire electrical harness, to all electrical components on the fire engine

- The City currently owns and has operated four (4) Sutphen products (3-engines and 1- tower) for the past 15 years, which reduces the training dynamic for both the firefighters who operate the engines and the central service emergency vehicle technicians who repair the fire engines.

The engine purchase is an extension of the original bid process with a letter of price guarantee from the manufacture, Sutphen Corporation, who was selected through the competitive sealed bid process and meets the current NFPA standard for motorized fire apparatus and will be manufactured by a vendor who has been in business building fire engines for more than fifty (50) years. When the new engine is delivered the current engine will be nineteen (19) years old with approximately 175,000 miles and will be placed in-service as reserve engine only. At that point, the City will be able to surplus one of the current reserve engines.

Recommendation

City staff recommends the replacement of the Engines for Fire Stations 4 in a single purchase process waiving additional sealed bids to maintain continuity of operations, which will minimize training hours required for new apparatus for both the firefighters and central service facility emergency vehicle technicians. Upon award of the contract to purchase, it will take approximately eleven (11) months to have the vehicles manufactured, with a projected delivery date of September 11, 2016.

Staff recommends approval of the attached resolution

Attachments

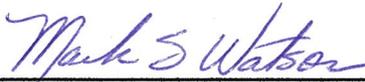
1. Letter from Anderson County guaranteeing the 235,205-dollar stipend
2. Letter from Sutphen with the adjusted bid price for purchase in 2016



Darryl Kerley, Fire Chief

City Manager's Comments:

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



Mark S. Watson

9-2-2016

Date



RECEIVED
AUG 08 2016

BY: RDK.....

To: Mark Watson, City Manager

From: Purchasing Director or Mayor Frank

The Anderson County Commission has approved funding in the amount of \$235,250 for the City of Oak Ridge, Fire Department to purchase a fire apparatus in accordance with the state and local purchasing policies. The annual stipend is a part of the Fire Truck Purchase Resolution, which is funded on a year-to-year basis. The 2016/2017 funds are designated to the City of Oak Ridge to purchase an apparatus for the mutual benefit of the taxpayers of Anderson County and the City of Oak Ridge.

The vehicle specifications have been approved and the funds will be distributed upon delivery and final acceptance of the new apparatus.

This correspondence serves as official notification of approval to proceed with the acquisition of the vehicle, guaranteeing the commitment of County Funds in the amount of \$235,250 upon receipt of invoice from manufacture.

Steve Emert, Chairman County Commission

Natalie Erb, Director of Finance

Natalie Erb, CPA, CTP
Anderson County Director of Finance
100 North Main Street, Suite 210
Clinton, TN 37716-3625

RESOLUTION

A RESOLUTION WAIVING COMPETITIVE BIDS AND AUTHORIZING THE CITY TO PURCHASE ONE FIRE ENGINE FROM SUTPHEN CORPORATION IN THE ESTIMATED AMOUNT OF \$501,811.00.

WHEREAS, the City has a fire engine in need of replacement due to age, high mileage and needed repairs, which vehicle is fully depreciated; and

WHEREAS, Sutphen Corporation is the manufacturer of three fire engines and one tower currently in use by the Fire Department and maintained by the City's Public Works Department; and

WHEREAS, Sutphen Corporation was selected during a bid process in 2013 based upon the Fire Department's vehicle specifications and with the National Fire Protection Association (NFPA) 109 Standard for Motorized Fire Apparatus; and

WHEREAS, Sutphen Corporation has submitted a proposal for the replacement fire engine based on the 2013 bid price plus four percent (4%) to account for increased costs over the last three years; and

WHEREAS, to retain continuity of maintenance and training operations, the City Manager recommends that competitive bids be waived and award made to Sutphen Corporation for the replacement fire engine.

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

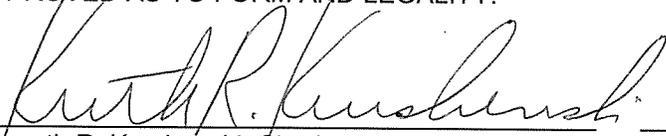
That the recommendation of the City Manager to waive competitive bids is approved and award is hereby made to Sutphen Corporation, P.O. Box 158, Amlin, Ohio 43002, for the furnishing of one (1) Sutphen fire engine in the estimated amount of \$501,811.00.

BE IT FURTHER RESOLVED that funding for the fire engine is available in the Equipment Replacement Fund, with \$235,250.00 of the funding coming from a stipend as part of Anderson County's Fire Truck Purchase Resolution, which funds have been committed to the City and will be distributed upon delivery and acceptance of the fire engine.

BE IT FURTHER RESOLVED that the Mayor and/or City Manager are hereby authorized to enter into the appropriate legal instruments to accomplish the same.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

DEPARTMENT OF COMMUNITY DEVELOPMENT MEMORANDUM

16-35

DATE: August 22, 2016
TO: Mark S. Watson, City Manager
THROUGH: Kathryn Baldwin, Community Development Director
FROM: Matthew Widner, Housing Specialist
SUBJECT: LAND BANK TRANSFER

KAB

MW

Introduction

The Community Development Department has continued to purchase blighted property for demolition using both City Housing Initiatives and Community Development Block Grant (CDBG) funds. The properties listed below are currently vacant lots that are ready for transfer to the Oak Ridge Land Bank Corporation (ORLBC).

Funding

Initial funding for purchase of these properties was primarily carried out with money from the Oak Ridge CDBG annual allocation along with Federal Economic Development Initiatives (EDI) and City Housing Initiative funds depending on neighborhood circumstances.

Background/Analysis/Review/Consideration

As part of the "Not in Our City Campaign" adopted by City Council, Community Development staff has pursued identification, purchase and demolition of the City's most blighted properties. In addition, Council adopted Ordinance 08-213, which established the Oak Ridge Land Bank Corporation. Since the Land Bank's creation, a total of twenty-four (24) properties have been transferred by the City. The Oak Ridge Land Bank has been actively pursuing goals and objectives established by City Council in Resolution 11-108-2013. At this time, Community Development staff has purchased and removed structures from these additional nine (9) properties (listed below). Please find the attached a letter from Charlie Jernigan, Chairman of the Oak Ridge Land Bank Corporation, requesting ownership of these properties to be transferred from the City of Oak Ridge to the Oak Ridge Land Bank Corporation.

Oak Ridge Land Bank Corporation – Anticipated 4th Transfer of Property

Table with 3 columns: NO, Address, Legal Description. It lists 5 properties with their respective addresses and legal descriptions.

6	389 W. Outer Dr (vacant lot)	Map: 099C Grp: B Ctrl Map: 099C Parcel: 031.00 Pl: S/l: 000 Subdivision: BLOCK 0C13 LOT 0039
7	145 Spellman Ave (vacant lot)	Map: 105K Grp: C Ctrl Map: 105K Parcel: 024.00 Pl: S/l: 000 Subdivision: BLOCK 0L09 LOT 0002
8	115 Warrior Cir (vacant lot)	Map: 099G Grp: A Ctrl Map: 099G Parcel: 010.00 Pl: S/l: 000 Subdivision: BLOCK 0B10 LOT 0031
9	353 Vermont Ave (vacant lot)	Map: 099E Grp: F Ctrl Map: 099E Parcel: 002.00 Pl: S/l: 000 Subdivision: BLOCK 0F14 LOT 0020

Recommendation

Staff recommends approval of the attached resolution, which will transfer ownership of the above referenced property to the Oak Ridge Land Bank Corporation in an effort to prepare for redevelopment.

Attachment(s)

A Resolution to transfer nine (9) city-owned real properties to the Oak Ridge Land Bank Corporation and a copy of the ORLBC letter by the Chairman, Charlie Jernigan requesting properties to be transferred to the Land Bank.



Matthew Widner

City Manager's Comments:

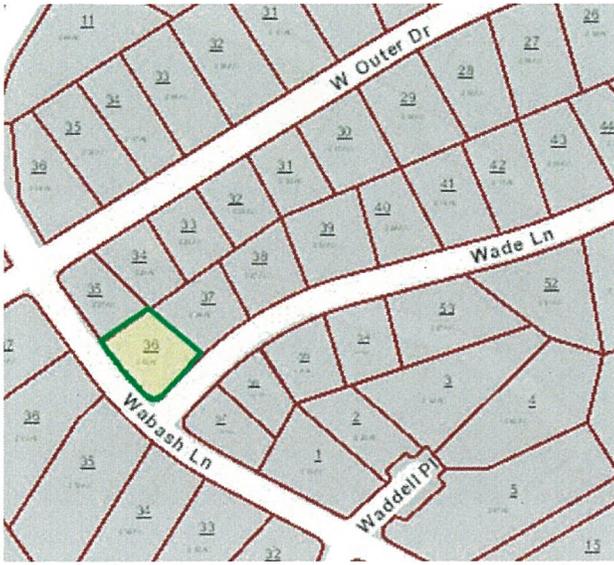
I have reviewed the above issue and recommend Council action as outlined in this document.



Mark S. Watson

9-2-2016
Date

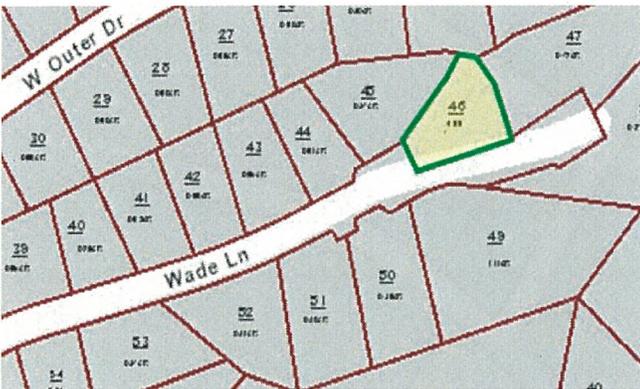
101 Wade Ln



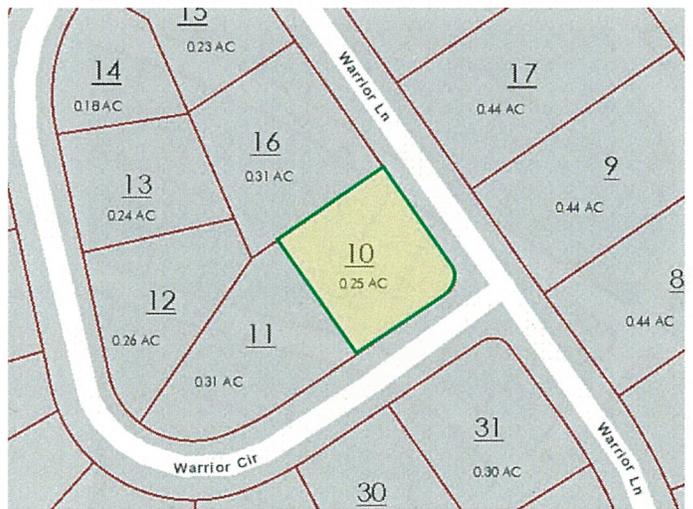
117 Wade Ln



157 Wade Ln



115 Warrior Cir



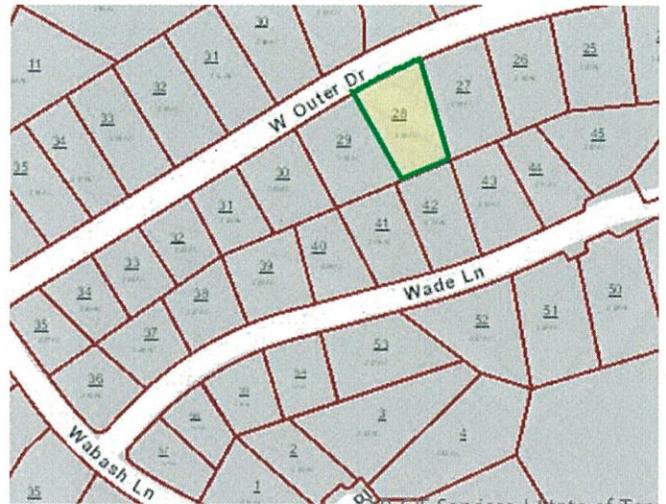
353 Vermont Ave



355 W. Outer Dr



363 W. Outer Dr



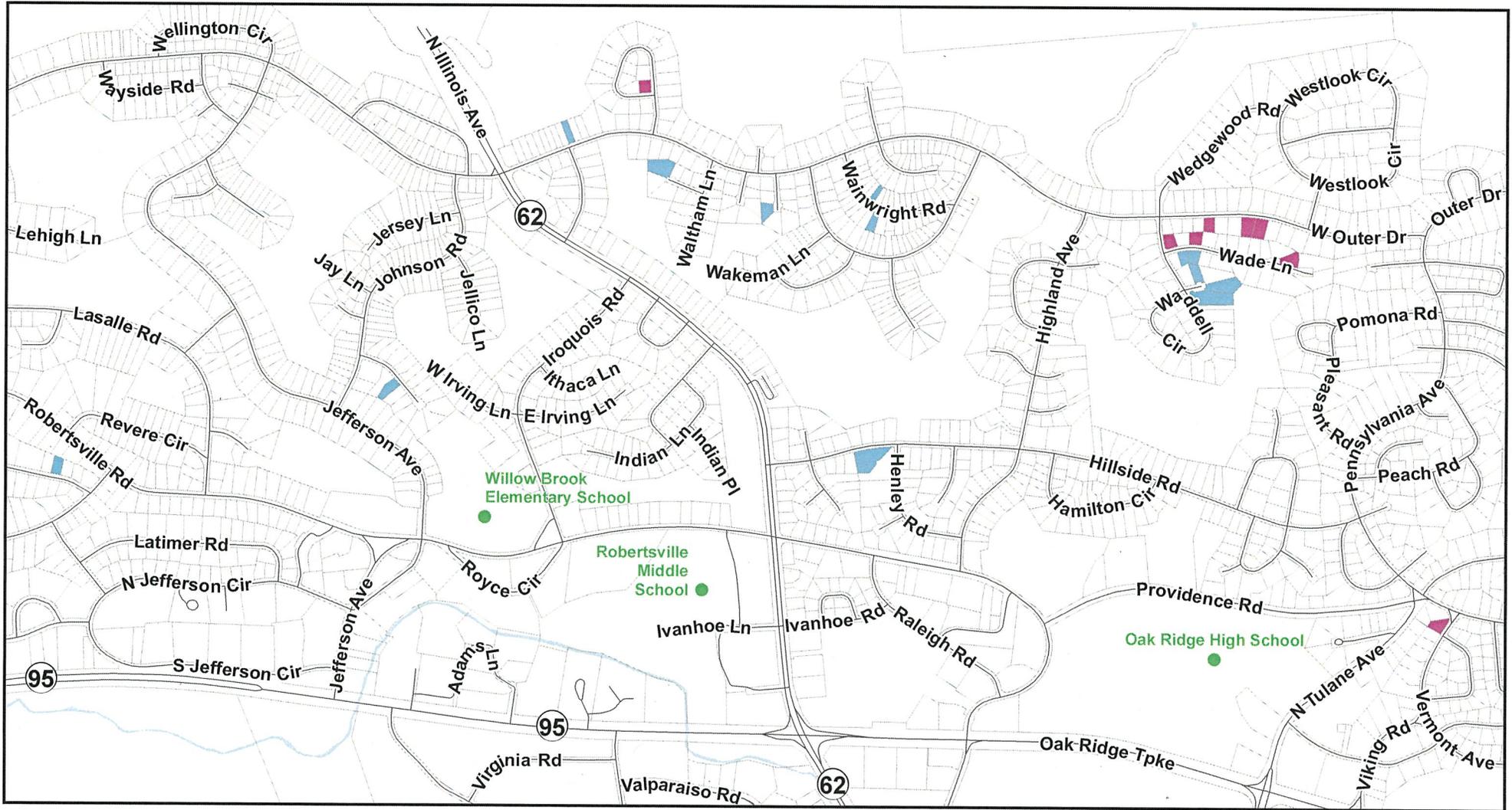
389 W. Outer Dr



145 Spellman Ave



Properties to be transferred from the City of Oak Ridge to the Land Bank



COR Owned Property

- 115 Warrior Circle
- 355 W. Outer Drive
- 101 Wade Lane
- 117 Wade Lane
- 157 Wade Lane
- 363 W. Outer Drive
- 389 W. Outer Drive
- 353 Vermont Avenue

ORLBC Owned Property

114-116 Lawton Road	112-114 Wade Lane
116 Jarrett Lane	118 Wade Lane
608 W. Outer Road	104-106 Waddell Place
214 Waltham Place	105-107 Waddell Place
110-112 Walnut Lane	109-111 Waddell Place
121 Wainwright Road	223 Hillside Road
124 Wainwright Road	

- COR Owned
- ORLBC Owned
- Schools

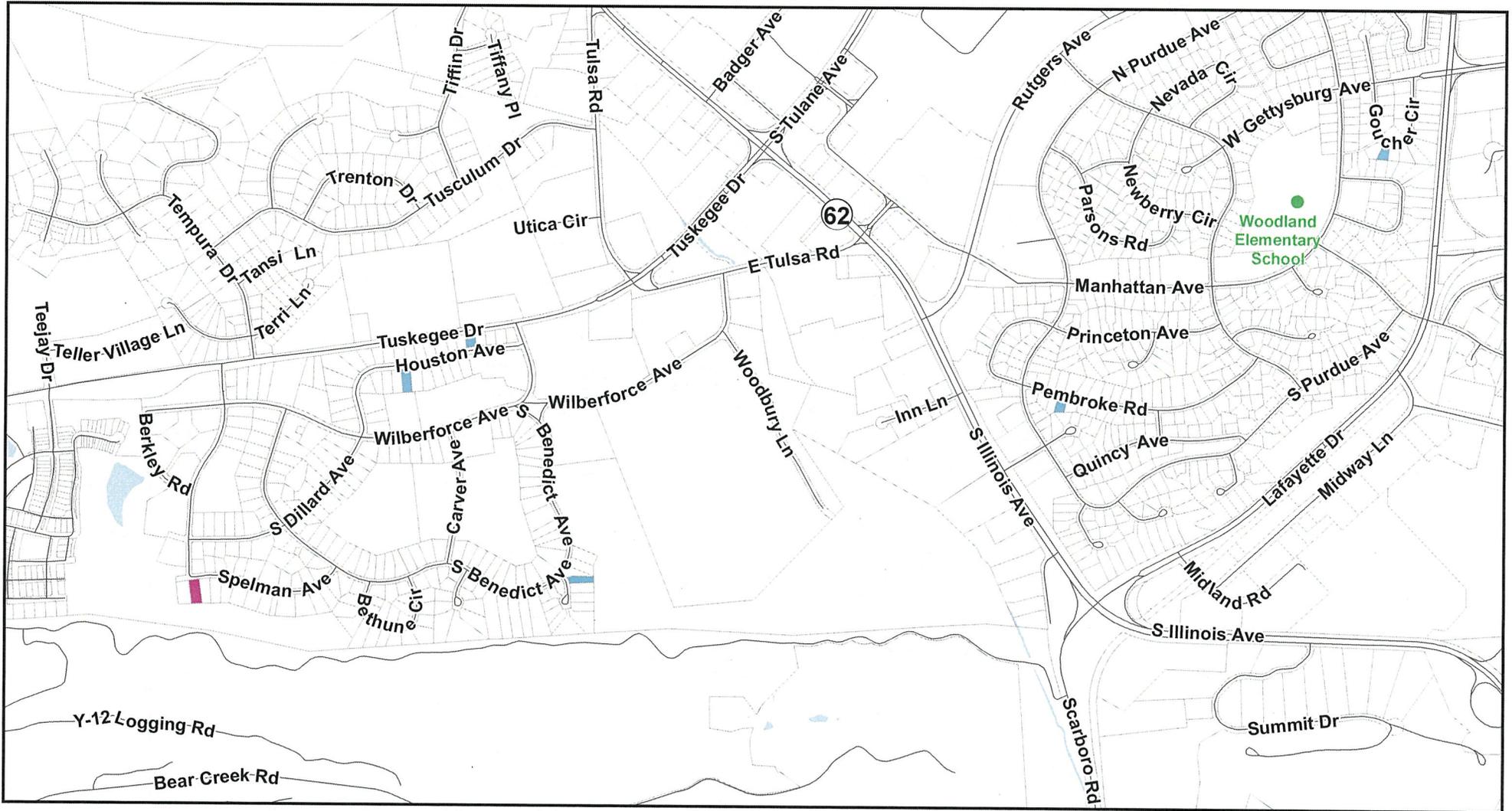


1 inch = 1,200 feet

This map is for informational purposes only; its accuracy is not guaranteed. The City of Oak Ridge assumes no legal responsibility for the information on this map.

Revised: 8/24/2016

Properties to be transferred from the City of Oak Ridge to the Land Bank



COR Owned Property
145 Spellman Avenue

ORLBC Owned Property
117 Houston Avenue
134 Houston Avenue
106 Pembroke Road
121 Goucher Circle
103 Bennett Lane

- COR Owned
- ORLBC Owned
- Schools



1 inch = 1,200 feet

This map is for informational purposes only; its accuracy is not guaranteed. The City of Oak Ridge assumes no legal responsibility for the information on this map.

Revised: 8/24/2016



OAK RIDGE
LAND BANK, Inc.

August 29, 2016

To: Mark Watson
City Manager, City of Oak Ridge, TN

From: Charlie Jernigan
Chairman, Oak Ridge Land Bank, Inc.

Mark,

The purpose of this letter is to request the transfer to the Land Bank of any additional properties that the city is prepared to convey at this time. Per our guidelines, we have a working program in place for the final disposal of these properties.

Thank you for your continued support of the Oak Ridge Land Bank, Inc.



Charlie Jernigan
Chairman, Oak Ridge Land Bank, Inc

RESOLUTION

A RESOLUTION TO TRANSFER NINE (9) CITY-OWNED REAL PROPERTIES TO THE OAK RIDGE LAND BANK CORPORATION FOR DISPOSITION AS SET FORTH IN RESOLUTION 11-108-2013.

WHEREAS, by Resolution 11-109-11, City Council approved the *Not in Our City* conceptual plan which included establishment of a land bank program to reclaim unused, vacant, and/or undesirable land for potential housing opportunities or public use; and

WHEREAS, by Ordinance 08-2013, City Council created the Oak Ridge Land Bank Corporation (Land Bank) and established requirements for the corporation set forth in City Code Title 13, Chapter 6, including requirements regarding ownership and conveyance of real property; and

WHEREAS, by Resolution 11-108-2013, City Council established a hierarchical ranking of priorities for the use of real property held by the Land Bank; and

WHEREAS, the City desires to transfer nine (9) City-owned real properties to the Land Bank for disposition as set forth in Resolution 11-108-2013.

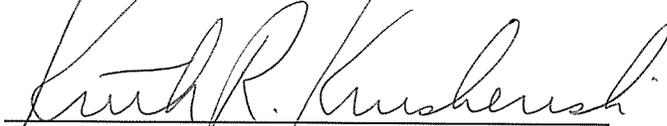
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the City hereby transfers to the Oak Ridge Land Bank Corporation by quit claim deed the following properties: 145 Spellman Avenue, 353 Vermont Avenue, 101 Wade Lane, 117 Wade Lane, 157 Wade Lane, 115 Warrior Circle, 355 W. Outer Drive, 363 W. Outer Drive, and 389 W. Outer Drive.

BE IT FURTHER RESOLVED that the Oak Ridge Land Bank Corporation shall follow the hierarchical ranking of priorities for the use of real property as set forth in Resolution 11-108-2013:

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

CITY MANAGER MEMORANDUM
16-28

DATE: September 2, 2016
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: SELECTION OF STUDIO FOUR DESIGN, INC., TO PERFORM CITY/SCHOOL AS-NEEDED ARCHITECTURAL SERVICES

Introduction

An item for the agenda is a resolution approving a professional services agreement with Studio Four Design, Inc., Knoxville, Tennessee, to provide as-needed architectural services for various upcoming city/school projects.

Funding

Anticipated total cost of these projects are not to cumulatively exceed \$100,000.00 and funds are allocated in the budget for these projects. Major project costs exceeding the estimated amount will be brought back before City Council for approval.

Background

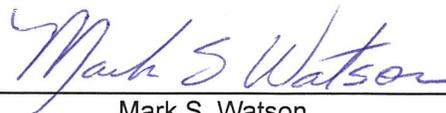
On Friday, June 17, 2016, the City issued a Request for Qualifications soliciting the application of architectural firms with the range of skills and experience needed to address upcoming City of Oak Ridge projects including the remodeling of the building on Badger Avenue, updates to the Utility Business Office, and improvements to the Civic Center required for the relocation of the Senior Center from the Daniel Arthur Center. The City received twelve (12) responses from highly qualified firms across the state.

The selection process was comprised of two phases: (1) an initial pool reduction through review and ranking based on upcoming City/School projects and comparable firm experience, by City and School officials; and (2) an evaluation of the top four (4) firms through oral interviews, with final selection by the City Manager and key staff.

City staff selected Studio Four Design, Inc., in Knoxville, Tennessee. Studio Four's lengthy experience and familiarity with comparable projects guarantees a timely completion of all projects to the standards set by the City. It is requested that City Council approve a professional services agreement in an amount not to exceed \$100,000.00 with Studio Four to carry out various as-needed architectural services, space analysis, future building modification planning, design of Senior Center, and eventually Pre-K Building for the City/Schools and the assorted day-to-day activities of project implementation.

Recommendation

Approval of the attached resolution is recommended.



Mark S. Watson

Attachments

RESOLUTION

A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH STUDIO FOUR DESIGN, INC., KNOXVILLE, TENNESSEE, TO PERFORM AS-NEEDED ARCHITECTURAL SERVICES FOR VARIOUS UPCOMING PROJECTS.

WHEREAS, the City issued a Request for Qualifications for architectural firms with the necessary skills and experience to provide architectural services for various upcoming City and/or School projects; and

WHEREAS, a total of twelve proposals were received with Studio Four Design, Inc., Knoxville, submitting the best proposal for the anticipated services; and

WHEREAS, based upon their lengthy experience and familiarity with comparable projects ensuring timely completion of projects to the City's standards, the City Manager recommends Studio Four Design, Inc., as the selected architect for various upcoming projects.

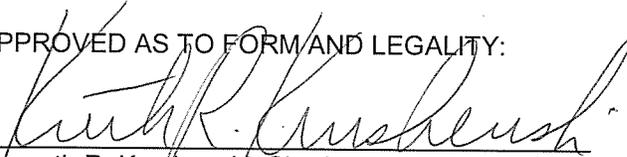
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City is hereby authorized to enter into a Professional Services Agreement with Studio Four Design, Inc., Knoxville, Tennessee, in the amount of \$100,000.00 for architectural services related to various upcoming projects.

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

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
16-38**

DATE: August 31, 2016
TO: Mark Watson, City Manager
FROM: Sherith Colverson, Senior Planner *SEC*
THROUGH: Kathryn Baldwin, Community Development Director *KEB*
SUBJECT: THDA HOME Program Allocations

Introduction

An item for City Council's approval is a resolution to authorize the HOME Program administrators in the Community Development department to move forward with bidding renovation projects that exceed \$25,000.00 but not to exceed \$40,000.00.

Due to the nature and extent of the renovations that the HOME Program will assist owner occupied homeowners, there may be projects that exceed the \$25,000.00 approval amount of the City Manager. In an effort to ensure these projects are completed in a timely manner staff requests authorization to allow these projects to be bid without seeking Council approval for every residential structure.

The HOME program was awarded by the Tennessee Housing Development Agency (THDA) to the City in the amount of \$500,000.00. Overall, the purpose of the HOME program is to promote the production, preservation and rehabilitation of single family housing for low-income households. The City of Oak Ridge's approved program is for 19 owner occupied, single family homes in the Manhattan District Overlay (MDO) zone to assist with necessary renovation(s). The availability of THDA HOME Program funds will benefit from the leverage funding for improving our MDO home's energy efficiency through our Make Oak Ridge Energy Efficient (MORE²) project. The MORE² project will be performing energy retrofits for several hundred homes in our aged neighborhoods. Energy audits will be performed on each MORE² home to determine what energy related retrofits are of most benefit to the homeowner. HOME funds may be used in addition to the MORE funds to provide upgrades that are not related to energy efficiency but will increase the value and livability of residential structures.

Funding

THDA has awarded the City \$500,000 from their HOME Program designated funds. No match is required from the City in order to receive this funding.

Consideration

With the acceptance of the THDA HOME funding award, the City has a unique opportunity to not only reinvest in its historic properties for energy efficiency, but to go deeper in its investment to ensure quality, affordable housing for its owner occupied residents.

Recommendation

The City Council will approve a waiver specifically for administration of the HOME program to increase the expenditure threshold from \$25,000 to \$40,000. This will ensure efficiency in administration of the program and timely completion of the residential construction phase. In addition, this action will eliminate the chance of interrupting an active construction project in the event additional funds are necessary to upgrade a structure.

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY TO EXPEND UP TO \$500,000.00 IN GRANT FUNDS RECEIVED FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA) AS PART OF THDA'S HOME GRANT PROGRAM.

WHEREAS, the Tennessee Housing Development Agency (THDA) administers the federally funded HOME grant program to promote the production, preservation, and rehabilitation of housing for low-income households; and

WHEREAS, by Resolution 6-41-2016, City Council accepted a \$500,000.00 HOME grant from THDA and specified the use of the grant funds for the Make Oak Ridge Energy Efficient (MORE²) program; and

WHEREAS, by the terms of the grant agreement, the City is capped at \$40,000.00 per project (per house) but it is anticipated that costs may exceed \$25,000.00 per project; and

WHEREAS, in order to expedite the project, the City Manager recommends City Council authorization to expend the grant funds provided the City's bidding process is followed.

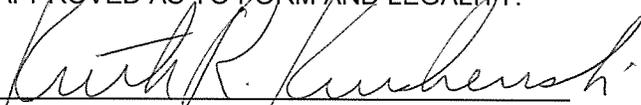
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE

That the recommendation of the City Manager is approved and the City is hereby authorized to expend up to \$500,000.00 in grant funds received from the Tennessee Housing Development Agency (THDA) as part of the HOME program provided the City's bidding process is followed for the expenditures.

BE IT FURTHER RESOLVED that, to allow contracts associated with project costs to be processed more quickly, the City Manager is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

CITY COUNCIL MEMORANDUM
16-26

DATE: September 1, 2016
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: PROFESSIONAL SERVICES AGREEMENT – THE FERGUSON GROUP, LLC, FOR FISCAL YEAR 2017

Introduction

An item for City Council's consideration is a resolution to approve a Professional Services Agreement between the City and The Ferguson Group, LLC, for the provision of consulting services to provide grant support and to develop a comprehensive federal government relations agenda and action plan for agreed upon priorities for the City for Fiscal Year 2017 in the amount of \$30,000.00 at a maximum rate of \$425.00 per hour with an allowance of \$5,000.00 for expenses.

Funding

Funding for this agreement is available in the City Manager's Budget.

Review

For several years, the City has been utilizing the services of The Ferguson Group, LLC, for consulting services to support and develop a federal government relations agenda and action plan. The current professional services agreement expired on June 30, 2016. The attached Professional Services Agreement for Fiscal Year 2017 contains the same terms and conditions as were approved by City Council for Fiscal Year 2016 except for the addition of four mutual options to renew for additional one-year, fiscal year terms. The services will be provided on an hourly basis at the rate of \$425.00 per hour with an initial amount established at \$30,000.00 plus \$5,000.00 for expenses. Any additional hours over the \$30,000.00 must be approved by the City Manager.

For the coming year, the City of Oak Ridge anticipates that The Ferguson Group will be utilized for possible actions associated with the Manhattan Project National Historic Park, federal budget priority for water plant infrastructure and facilities, Oak Ridge general aviation project, and grant identification.

Recommendation

Approval of the attached resolution is recommended.



Mark S. Watson

Attachments: Annual Federal Advocacy Update
Resolution
Proposed Agreement



THE
FERGUSON
GROUP LLC

1130 Connecticut Avenue, NW
Suite 300
Washington, D.C. 20036
202.331.8500
202.331.1598 fax



To: City of Oak Ridge
From: Jennifer Imo
Date: September 1, 2016
Re: Annual Federal Advocacy Update

The City of Oak Ridge is represented in Washington, D.C., by The Ferguson Group. Jennifer Imo is the primary contact for federal advocacy, and through a separate contract, Karl Kalbacher works with the City on issues related to the Oak Ridge Reservation landfill and the Environmental Protection Agency. This memorandum highlights the work achieved from July 1, 2015 through June 30, 2016. We continue to inform the City of federal initiatives of interest to you and advocate your interests at the federal level. We hope to continue our productive working relationship in the coming year.

Federal Advocacy Highlights

- Provided real-time updates on the surface transportation reauthorization, the **FAST Act**, and gave the City the opportunity to weigh in on relevant amendments.
- Extensively researched a provision in the FAST Act that allowed **unobligated transportation earmarks** to be reprogrammed to other local priorities; sent those earmarks to the City.
- Provided real-time updates on the Continuing Resolution, and ultimately the **Omnibus Appropriations bill**, to fund the federal agencies for fiscal year 2016. The omnibus package also included a **tax extender agreement** that we detailed for the City.
- Sent detailed information on rescissions to the **asset forfeiture fund** included in the omnibus package, which impacts local law enforcement like the Oak Ridge Police Department.
- Provided an analysis of the **online sales tax bills** and highlighted the differences between the two working drafts.
- Drafted a memorandum on the final guidelines related to the **Floodplain Executive Order**. (In the previous year, TFG worked with the City to draft comments to the proposed Order.)

- Provided updates to a bill that would allow financial institutions to count certain **municipal bonds as high quality liquid assets**, making municipal bonds more marketable and lowering borrowing costs for local governments. (H.R. 2209 passed the House, but has not been introduced in the Senate.)
- Sent periodic updates on the **Waters of the U.S.**, which proposed to expand the definition of protected waters under the Clean Water Act.
- Provided real-time updates on the **Department of Labor's overtime rule** that increased the salary threshold for employees that are eligible for overtime from \$455/week to \$913/work (or \$23,660/year to \$47,476/year). Also sent information on Congressional response to the rule.
- Coordinated **meetings with the City's Congressional Delegation and senior staff at the Department of Energy** to discuss the Manhattan Project Park/AMSE/NPS visitors' center, and water treatment plant needs at Y-12. Meetings were held with DOE Office of Management, DOE Office of Safety, Infrastructure and Operations - National Nuclear Security Administration (NNSA), DOE Office of Science, and DOE Office of the Under Secretary for Management and Performance.
- Provide **weekly legislative and grant opportunity updates**.
- Remain **on-call** to local staff to help with the various issues that arise.

As you can see, we have had a productive year working on the City's behalf, but there is much more we can do to advance your interests at the federal level. For example, we would like to develop and implement a strategy to secure federal funds from the Department of Energy to help pay for the necessary upgrades to the water treatment plant at Y-12. TFG stands ready to assist Oak Ridge with this and other federal priorities, and we look forward to another successful year.

RESOLUTION

A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE FERGUSON GROUP, LLC, WASHINGTON, D.C., FOR THE PROVISION OF CONSULTING SERVICES TO PROVIDE GRANT SUPPORT AND TO DEVELOP A COMPREHENSIVE FEDERAL GOVERNMENT RELATIONS AGENDA AND ACTION PLAN FOR AGREED UPON PRIORITIES FOR THE CITY IN THE AMOUNT OF \$30,000.00 AT A MAXIMUM RATE OF \$425.00 PER HOUR WITH AN ALLOWANCE OF \$5,000.00 FOR EXPENSES.

WHEREAS, by Resolution 09-113-2015, City Council approved a Professional Services Agreement between the City of Oak Ridge and The Ferguson Group, LLC, Washington, D.C., to provide consulting services to provide grant support and to develop a comprehensive federal government relations agenda and action plan for agreed upon priorities for the City for Fiscal Year 2016 in the amount of \$30,000.00 at a maximum rate of \$425.00 per hour with an allowance of \$5,000.00 for expenses; and

WHEREAS, the current agreement expired on June 30, 2016; and

WHEREAS, the City Manager recommends approval of a Professional Services Agreement with The Ferguson Group, LLC, for Fiscal Year 2017 upon the same terms and conditions as the Fiscal Year 2016 agreement, with the addition of built-in renewal options.

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 Professional Services Agreement between the City of Oak Ridge and The Ferguson Group, LLC, 1130 Connecticut Avenue, Suite 300, Washington, D.C. 20036, for the provision of consulting services to provide grant support and to develop a comprehensive federal government relations agenda and action plan for agreed upon priorities for the City, in the amount of \$30,000.00 at the maximum rate of \$425.00 per hour and such other hourly rates as set out in the billing guide provided by the Ferguson Group as an addendum to the Professional Services Agreement with an allowance of \$5,000.00 for expenses.

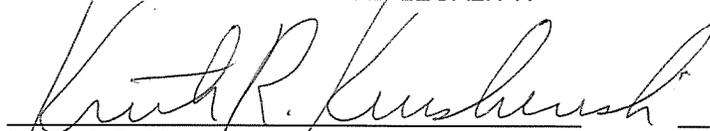
BE IT FURTHER RESOLVED that any additional hours over the \$30,000.00 cap must be approved by the City Manager.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to renew said agreement for up to four (4) additional fiscal year terms provided funding is available.

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

This the 12th of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

PROFESSIONAL SERVICES AGREEMENT

This Professional Services Agreement is entered into as of the day of the 12th day of September 2016 by and between the City of Oak Ridge, Tennessee, hereinafter referred to as the City, and The Ferguson Group, LLC, 1130 Connecticut Avenue, Suite 300, Washington, D.C. 20036, hereinafter referred to as TFG.

WHEREAS, the City desires to engage a professional consulting firm to develop a comprehensive federal government relations agenda and action plan for agreed upon priorities; and

WHEREAS, TFG has provided such services in the past and is willing to provide such services again on behalf of City under the terms and conditions set forth below.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties do hereby agree as follows:

1. ENGAGEMENT OF TFG

The City hereby engages TFG to perform the services hereinafter set forth, and TFG hereby accepts such engagement.

2. SCOPE OF SERVICES

The City desires to engage TFG to develop a comprehensive federal government relations agenda and action plan for agreed upon priorities. TFG shall perform the following services for the City:

- A. Monitor in general terms developments in Washington, D.C. that may influence the City's interests and report such developments that come to the attention of TFG. Counsel with the City and recommend appropriate response to such developments.
- B. Track the introduction and movement through committees of legislation of interest to the City.
- C. Undertake specific assignments as requested by the City from time to time.
- D. Attend City Council meetings with the purpose of reporting on legislative matters.
- E. Provide grant support to the City.

TFG agrees to keep detailed records of activities conducted on behalf of the City and expenses related to the business of the City. TFG agrees to report to the City regularly on the status of the agenda and to advise the City on additional steps to be taken in order to achieve the City's goals and objectives. In addition, TFG agrees to file all required documentation according to the Lobbying Disclosure Act to represent the City before Congress and federal agencies.

3. TERM AND RENEWAL OPTIONS

This Agreement shall commence on July 1, 2016 and terminate of June 30, 2017, with up to four (4) mutual options to renew for additional one-year fiscal year terms unless terminated earlier as specified in Section 6.

4. COMPENSATION AND EXPENSES

A. Compensation

For the services to be provided under this Agreement per term year, the City shall pay TFG an amount not to exceed \$30,000.00 based upon a maximum rate of \$425.00 per hour and additional hours over the \$30,000.00 cap must be approved by the City Manager. The attached fee/rate structure of TFG employees shall be used as a billing guide for their services.

B. Reimbursable Expenses

TFG shall be entitled to reimbursement of certain expenses which shall not exceed \$5,000.00 during each term of this Agreement. Reimbursable expenses shall be invoiced separately to the City along with a detailed list of expenses. Reimbursable expenses shall include long distance telephone calls, faxes, document production, overnight delivery, courier services, business meals, out-of-town travel that has been pre-approved by the City, and in-town taxicab transportation within D.C. Similar expenses not specified above may be reimbursable by the City upon approval of the City.

C. Invoices/Billing

Prior to receiving any compensation under this Agreement, TFG shall submit an itemized invoice/bill containing, at a minimum, what services were provided, who provided the service, the hourly rate for each person providing services, and the amount of time spent on the services by each person.

5. ASSISTANCE FROM THE CITY

To assist TFG in performing legal representation, the City shall furnish to TFG, without charge, copies of all available agreements, reports, memoranda, correspondence, ordinances, legislation, rules and regulations, technical data and other information reasonable request by TFG relevant to the services to be provided by TFG.

6. TERMINATION

Either party may terminate this Agreement at any time upon thirty (30) days' written notice to the other party without penalty.

7. ENTIRE AGREEMENT

This Agreement constitutes the entire agreement among the parties with respect to the transactions contemplated by this Agreement, and it supersedes all prior oral or written agreements, commitments or understandings with respect to the matters provided for in this Agreement. No amendment, modification or discharge of this Agreement shall be valid or binding unless set forth in writing and duly executed by the party against whom enforcement of the amendment, modification or discharge is sought.

8. INDEPENDENT CONTRACTORS

The parties acknowledge that the relationship created under this Agreement is that of independent contracting parties and this Agreement does not create a general agency, joint venture, partnership, employment relationship or franchise between the parties. Neither party shall represent itself to be an agent of the other, nor shall it execute any documents or make any commitments to any contractual or other obligations with third parties.

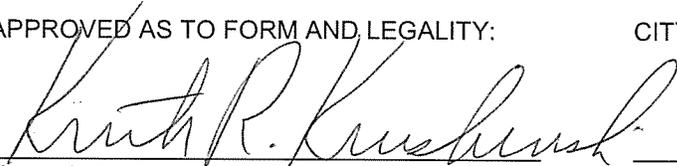
9. GOVERNING LAW

This Agreement, the rights and obligations of the parties, and any claims or disputes relating thereto shall be governed and construed in accordance with the laws of the State of Tennessee.

IN WITNESS WHEREOF, the parties have caused this Agreement to be duly executed on their behalf, as of the day and year first written above.

APPROVED AS TO FORM AND LEGALITY:

CITY OF OAK RIDGE, TENNESSEE


Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

THE FERGUSON GROUP, LLC

W. Roger Gwinn, President and CEO

(Already on file)
Tax ID Number

Attachment: Fee/Rate Structure

Approved by Resolution _____



1130 Connecticut Avenue, NW
Suite 300
Washington, D.C. 20036
202.331.8500
202.331.1598 fax

2016 FEES FOR PROFESSIONAL SERVICES

HOURLY CONTRACTS

(Expenses not included)

Hourly Rates:	\$465	Partners
	\$395	Principals
	\$265	Senior Associates
	\$245	Director of Grant Services
	\$185	Associates
	\$125	Research Assistants

Expenses: Client billed monthly for reimbursable expenses, including out-of-town travel (pre-approved by client), in-town travel (taxicab), long-distance telephone charges, facsimiles, document reproduction, overnight delivery and in-town courier services. Contract may specify an annual limit on reimbursable expenses.

Contracts may specify an annual cap on reimbursable expenses in order to provide predictability for the client. These will be billed separately, and TFG will provide appropriate documentation for billing and payment.

www.fergusongroup.us

RECREATION AND PARKS MEMORANDUM
16-04

DATE: September 2, 2016
TO: Mark S. Watson, City Manager
FROM: Jonathan W. Hetrick, Recreation & Parks Director
SUBJECT: PEACE BELL PAVILION GRANT

Introduction

An item for City Council's consideration is a resolution authorizing the submission of a grant application to the Japan World Exposition 1970 Commemorative Fund (JWECF) for matching funds to construct a Peace Pavilion to house the International Friendship Bell. The Commemorative Fund supports projects that "contribute to international cultural exchange and goodwill."

Funding

The City is requesting \$100,000 from the Japan World Exposition 1970 Commemorative Fund to match up to \$75,000 in local government funds. Private funds are projected at \$250,000 from community contributions, bequests and donations. The grant application outlines a 50/50 match requirement if the request is approved.

To receive the funding from Japan, the City of Oak Ridge through its Recreation and Parks Board will seek approval for the grant. If approved the project will need to be completed within the coming year. All costs will be expended with City and private resources, then reimbursement will be received for the grant amount based on actual final costs. Because the deadline for this grant is September 30, 2016 and received in Japan, the City will need to approve the grant application now. Further questions have been asked as to the JWECF's needs to determine if this request should be one year from now. If so, this item will be requested to be withdrawn.

Review

In February 2014, an evaluation of the original structure built to house the International Friendship Bell by Tetra Tech found that 65-70% of the wooden beams in the structure were significantly deteriorated due to water damage. For the safety of park visitors, the engineer conducting the inspection recommended the structure be closed to the public and fenced off.

At the May 27, 2014, City Council Work Session, the Tetra Tech engineer and City staff presented an overview of the bell house report and looked at options. At the City Manager's suggestion, the report was referred to the Recreation & Parks Advisory Board for a recommendation. At its June 19, 2014, meeting the board recommended that the bell house structure be removed and the bell placed on the concrete pad at the site. This work was accomplished by City staff in August 2014.

The Recreation and Parks Board then created a committee to develop a long-term redevelopment plan for the International Friendship Bell. The committee engaged the firm of Demian Wilbur Architects, Washington, D.C., to develop plans for a new Peace Pavilion for the Friendship Bell. After several public meetings and much consideration, the Parks Board elected to adopt one of the two design options presented by Ziad Demian of Demian Wilbur Architects. Development of final conceptual planning is continuing as the board looks to construct the new Peace Pavilion to house the International Friendship Bell in 2017. Plans include substantial fundraising efforts to support this ambitious project. Application for this grant will provide significant support to move the project forward.

Recommendation

Staff recommends approval of the accompanying Resolution as submitted.


Jonathan W. Hetrick

Attachment

City Manager's Comments:

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


Mark S. Watson



Date

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY TO APPLY FOR, AND ACCEPT IF AWARDED, A GRANT FROM THE JAPAN WORLD EXPOSITION 1970 COMMEMORATIVE FUND IN AN AMOUNT UP TO \$100,000.00 TO CONSTRUCT A PAVILION TO HOUSE THE FRIENDSHIP BELL; SAID GRANT REQUIRING A 50/50 MATCH.

WHEREAS, due to signs of deterioration, the Friendship Bell House was evaluated in February 2014 by engineers who found substantial deterioration and recommended closure for public safety; and

WHEREAS, the bell house was removed in August 2014 and is in need to replacement; and

WHEREAS, the Recreation and Parks Advisory Board created a committee to develop a long-term redevelopment plan for the bell and has now selected a design option provided by Demian Wilbur Architects, Washington, DC, for a new pavilion to house the bell; and

WHEREAS, the Kansai Osaka 21st Century Association is now accepting grant applications for the FY2017 Japan World Exposition 1970 Commemorative Fund (JEC Fund) for projects such as international cultural exchange and international goodwill; and

WHEREAS, the City Manager recommends submittal and acceptance of a \$100,000.00 JEC Fund grant application with the required 50/50 local match to come from the Capital Projects Fund (\$75,000.00) and a projected \$250,000.00 private/community contributions and donations; and

WHEREAS, plans include substantial fundraising efforts to support this ambitious project and the grant will provide significant support to move the project forward.

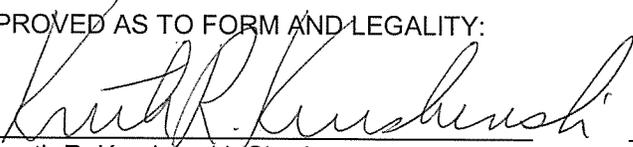
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City is hereby authorized to submit an application in the amount of \$100,000.00 to the Kansai Osaka 21st Century Association for a FY2017 Japan World Exposition 1970 Commemorative Fund grant to construct a pavilion to house the Friendship Bell, and to accept said grant if awarded.

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

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

CITY COUNCIL MEMORANDUM
16-27

DATE: September 2, 2016
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: ENERGY SAVINGS COMPANY (ESCO) – PROJECT DEVELOPMENT AGREEMENT

Introduction

An item for the agenda is a resolution approving a Project Development Agreement with Energy Systems Group, LLC (ESG), Johnson City, Tennessee, for an energy audit of designated City and School facilities.

Funding

Funding for the work associated with the Project Development Agreement will be included in the cost of the approved projects if the plan is implemented. These projects will be funded by future bonded debt and low interest loans, with the energy savings in currently budgeted utility costs paying the associated debt. If the projects developed under the agreement are not implemented, funding for the study will be provided by the City and the Schools.

Background

Energy service/savings companies, commonly known in their field as ESCOs, are in the business of providing facility-wide energy audits to then provide energy and facility improvement recommendations to help building owners maximize their energy efficiency and operational performance and reducing their carbon footprint. The resulting contracts are known as energy savings performance contracts (ESPCs) where ESCOs will guarantee a level of energy savings with the goal that the energy/utility savings essentially fund the project over a specified time.

The City issued a Request for Qualifications for an energy saving performance project for joint City and School facilities. Four proposals were received and were evaluated by a seven-member committee comprised of City and School representatives selected by the City Manager and the School Superintendent. The Committee recommended Energy Systems Group, LLC (ESG), Johnson City, Tennessee as the best ESCO firm to provide the services.

Project Development Agreement (Energy Audit) – Initial Phase

The initial phase (first step) in conducting an energy saving performance project is conducting an energy audit of the facilities. The City and Schools have selected specific facilities to be audited (see attached Facility Listing for ESCO). The cost of the energy audit is \$0.10 per square foot, or \$131,457.50 based upon the attached list.

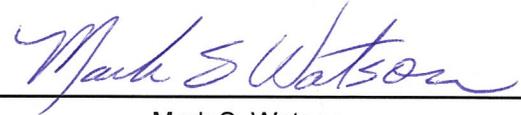
ESG is ready to begin the energy audit through a letter agreement from the City, known as the Project Development Agreement. This will allow ESG to perform a technical audit of the designated City and School buildings and prioritize specific projects in the buildings that will be recommended for implementation. Once the audit is complete and the prioritized projects costs are estimated, the City and Schools will then have the opportunity to implement any or all of the recommendations in the plan by approving specific projects and costs for construction, or choose to not implement the plan.

If the City and School choose to implement the plan, the cost of the audit will eventually be included in the total project costs. If the City and Schools choose not to implement the plan, ESG will be paid the cost of the audit (an amount not to exceed \$131,457.50). The City and Schools will share in the cost of the audit

based upon their respective total square footage for facilities evaluated (City \$26,890.00; Schools \$104,567.50).

Recommendation

Approval of the attached resolution is recommended. Any decision to move forward with the energy savings performance project for City and School facilities will require further action by City Council and the Oak Ridge Board of Education.



Mark S. Watson

Attachments

FACILITY LISTING FOR ESCO

CITY OF OAK RIDGE – Facility	Square Footage
Central Services Complex	97,525
Municipal Building	35,500
Public Library	24,000
Recreation Building	32,000
Scarboro Community Center	18,520
Badger Building	4,500
Animal Shelter	6,059
Fire Station #1	5,440
Fire Station #3	8,153
Fire Station #4	8,153
1010 Commerce Park Building (Incubator)	14,200
Wastewater Treatment Plant	10,375
Centennial Golf - Clubhouse	4,475
City Square Footage	268,900
OAK RIDGE SCHOOLS	
Oak Ridge High (includes G Building)	419,944
Jefferson Middle	137,300
Robertsville Middle	124,960
Glenwood Elementary	70,400
Linden Elementary	86,250
Willow Brook Elementary	78,700
Woodland Elementary	62,600
Blankenship Press Box (w/ Concessions)	6,173
Administration Building	59,348
Schools Square Footage	1,045,675
TOTAL SQUARE FOOTAGE	1,314,575

RESOLUTION

A RESOLUTION APPROVING A PROJECT DEVELOPMENT AGREEMENT WITH ENERGY SYSTEMS GROUP, LLC, JOHNSON CITY, TENNESSEE, TO CONDUCT AN ENERGY AUDIT OF DESIGNATED CITY AND SCHOOL FACILITIES AS THE INITIAL PHASE OF AN OVERALL ENERGY SAVINGS PERFORMANCE PROJECT.

WHEREAS, energy service/savings companies, commonly known in their field as ESCOs, are in the business of providing facility-wide energy audits to then provide energy and facility improvement recommendations to building owners to maximum their energy efficiency and operational performance while reducing their carbon footprint; and

WHEREAS, the resulting contracts are known as energy savings performance contracts (ESPCs) where ESCOs will guarantee a level of energy savings, with the goal that the energy (utility) savings essentially fund the project over time; and

WHEREAS, the City issued a Request for Qualifications for an energy saving performance project for City and School facilities; and

WHEREAS, an ESCO review committee comprised of City and School representatives was selected by the City Manager and the School Superintendent to evaluate proposals and make a recommendation; and

WHEREAS, a total of four proposals were received from ESCOs, with the committee recommending Energy Systems Group, LLC (ESG), Johnson City, Tennessee; and

WHEREAS, ESG is accredited by the National Association of Energy Service Companies (NAESCO) as an energy services provider and has performed a significant amount of ESPCs within the State of Tennessee for municipal governments and school systems;

WHEREAS, the first step of an energy saving performance project is for an ESCO to conduct an energy audit of facilities to obtain recommendations for energy savings per facility; and

WHEREAS, should the City/Schools elect to move forward with an ESPC after the audit, the cost of the audit will be incorporated into the ESPC; and

WHEREAS, should the City/Schools elect to not move forward with an ESPC after the audit, the City and Schools will be responsible for the cost of the energy audit (an amount not to exceed \$131,457.50); and

WHEREAS, the City Manager recommends City Council approval to move forward with ESG to conduct a technical audit of City and School buildings to prioritize projects that will result in energy savings to the City and Schools.

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 Mayor is hereby authorized to sign a project development agreement with Energy Systems Group, LLC (ESG), Johnson City, Tennessee, to conduct an energy audit of specified City and School facilities.

BE IT FURTHER RESOLVED that, if the City/Schools elect to move forward with an energy savings performance project with ESG, the cost of the energy audit will be incorporated into the resulting energy savings performance contract (ESPC).

BE IT FURTHER RESOLVED that, if the City/Schools elect to not move forward with an energy savings performance project with ESG, the cost of the energy audit will be paid by and allocated between the City and the Schools based upon the cost per square foot for each of their respective facilities evaluated.

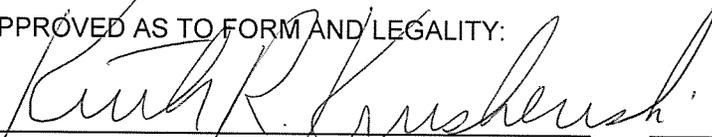
BE IT FURTHER RESOLVED that, if the City/Schools elect to move forward with an energy savings performance project with ESG, City Council approval will be required for the ESPC as well as for the issuing of debt to initially fund the project.

BE IT FURTHER RESOLVED that, if the City/Schools elect to move forward with an ESPC, it is intended that the project will pay for itself over time through the energy utility savings received from implementing the energy savings recommendations, which will require a joint resolution of the City Council and Oak Ridge Board of Education (School Board) to capture the Schools' energy savings for repayment of the debt.

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

This the 12th day of September 2016.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

PUBLIC HEARINGS
AND
FIRST READING OF
ORDINANCES

FINANCE DEPARTMENT MEMORANDUM

16-14

DATE: September 6, 2016
TO: Mark S. Watson, City Manager
FROM: Janice E. McGinnis, Finance Director
SUBJECT: ORDINANCE AMENDMENT TO WATER AND WASTEWATER RATES

Introduction

An item for City Council's consideration is an ordinance amendment to water and wastewater rates. For both water and wastewater, the ordinance amendment includes a rate structure effective January 1, 2017 and a rate structure effective January 1, 2018. The applicable water and wastewater rate increase percentages are the same across all customers, excluding water sold to the US Department of Energy (DOE) for the ORNL and Y-12 facilities.

At the August 26, 2013 City Council work session, Chris Mitchell, Management Consultant, presented a water and wastewater rate study based on a long-term view of those systems through 2019. The study anticipated rate increases on January 1 of each calendar year through fiscal 2019 based on the funding parameters contained in the study (e.g. capital and debt service requirements, operating expenses, inflation, etc.). The projected rate increases were spread across the years of the study with a goal of building much needed cash reserve levels and funding the anticipated capital and ongoing operations of the water and wastewater activities. At that time it was anticipated that annual rate increases, beginning in January 2014, would be necessary for both water and wastewater services through the study time frame of 2019. Mr. Mitchell conducted an updated review of the study in mid-2015 which indicated the continuing need for annual rate increases to both water and wastewater services at the same levels as originally projected. It was however determined that due to delays in major capital renovations to the water plant and the delay in the beginning of over \$1 million in annual principal repayment on wastewater State Revolving Loans, rate increases planned for January 2016 could be delayed to January 2017. The overall plan outlined in the rate study remains the same with anticipated rate increases from 2016 to 2019 being extended by one year to 2017 through 2020.

Water Rate Analysis

The water rates incorporated in the ordinance amendment include a 6% increase effective January 1, 2017 and a 4% increase effective January 1, 2018. The water rate ordinance amendment retains the per gallon tier structure that is incorporated in the current rate structure, with the exception of an additional tier for a major customer such as DOE. Listed below is the summary of the rate changes for the minimum rate bill for the 5/8" meter size and the per thousand gallon rate structure. 94% of all water billings are for the 5/8" meter size. The minimum bill rate for meter sizes larger than 5/8" all increase at the same percentage as the 5/8" meter.

An additional rate tier has been added for usages above 20,000,000 gallons per month. This rate would only be applicable to DOE for monthly water usage at ORNL and Y-12 if water billing rates were established under City ordinances rather than by contract. There are currently no other water customers that would be impacted by the addition of this new rate tier. The rate tier was structured to generate revenues that were estimated to be required from DOE during contract negotiations in late 2015 to early 2016. The 25% increase in the over 20,000,000 per gallon rate from 2017 to 2018 is related to funding of debt for capital improvements in the water plant. The City's current contract with DOE is through March 31, 2017.

	Current Rates	Proposed Rates January 1, 2017	Proposed Rates January 1, 2018
Minimum Bill 2,000 Gallons 5/8" Meter	\$16.04	\$17.00	\$17.68
3,000 - 10,000 Per Gallon	\$6.65	\$7.05	\$7.33
11,000 - 50,000 Per Gallon	\$6.06	\$6.42	\$6.68
51,000 - 20,000,000 Per Gallon	\$4.94	\$5.24	\$5.45
Over 20,000,000 Per Gallon	\$4.94	\$1.08	\$1.35

As shown above, the monthly bill increase for the residential minimum bill user is \$.96 effective January 1, 2017 and an additional \$.68 per month effective January 1, 2018. A residential customer using 5,000 gallons per month would see a \$2.16 per month increase in January 1, 2017 and a \$1.52 per month increase in January 1, 2018.

Wastewater Rate Analysis

The wastewater rates incorporated in the ordinance amendment include a 6% increase effective January 1, 2017 and a 6% increase effective January 1, 2018. The wastewater rate ordinance amendment retains the per gallon tier structure that is incorporated in the current rate structure. Listed below is the summary of the rate changes for the minimum rate bill for the 5/8" meter size and the per thousand gallon rate structure. 95% of all wastewater billings are for the 5/8" meter size. The minimum bill rate for meter sizes larger than 5/8" all increase at the same percentage as the 5/8" meter.

	Current Rates	Proposed Rates January 1, 2017	Proposed Rates January 1, 2018
Minimum Bill 2,000 Gallons 5/8" Meter	\$23.41	\$24.81	\$26.30
Over 2,000 Per Gallon	\$9.80	\$10.39	\$11.01

As shown above, the monthly bill increase for the residential minimum bill user is \$1.40 effective January 1, 2017 and an additional \$1.49 per month effective January 1, 2018. A residential customer using 5,000 gallons per month would see a \$3.17 per month increase in January 1, 2017 and a \$3.35 per month increase in January 1, 2018.

Recommendation

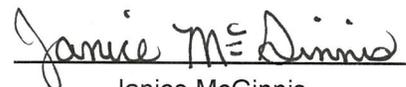
Staff recommends adoption of the attached water and wastewater ordinance amendments. The attached ordinance amendments include the recommended rates for the next two calendar years. Both the water and wastewater rate increases are required to continue to operate and maintain these systems, perform necessary capital improvements and meet our contractual and debt service obligations.

The water and sewer rate increases are necessary to continue with the operation and maintenance and capital costs required for these systems to function. Water and sewer rates provide funding to operate and maintain over 251 miles of water and 262 miles of sewer lines along with related pumping systems and operation of the water and wastewater treatment plants. In order to continue to meet EPA requirements, annual sewer line replacement and/or system improvements will be required. An annual water line replacement plan is being developed by the Public Works Department that may require additional annual capital funding requirements above that level anticipated in the rate study.

An updated rate review status will be conducted in the summer of 2017 and if any adjustments are necessary for the January 2018 rate they will be brought forward for amendment at that time. The two year rate adoption schedule provides customers with the adopted rate for a two-year period for planning purposes. As with any study, actual results will vary from estimates and longer range estimates are less accurate than those in the near term time frames. Low volume customer usage and declining consumption levels due to conservation and technology efficiencies continue to impact rates. Approximately 40% of our customer base is billed at only the minimum bill rate, 70% is billed for only 4,000 gallons usage or less per month and 93% of water and 95% of wastewater billings are for only 10,000 gallons or less usage per month.

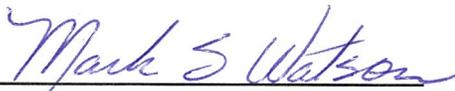
Attachment(s)

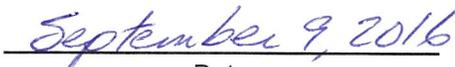
Water Rate Ordinance
Wastewater Rate Ordinance


Janice McGinnis

City Manager's Comments:

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


Mark S. Watson


Date

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 19-82, AS AMENDED, BY DELETING THE PROVISION OF SECTION 2 PERTAINING TO THE SCHEDULE OF WATER RATES FOR COMMODITY CHARGES AND MINIMUM MONTHLY BILLING IN ITS ENTIRETY, AND SUBSTITUTING THEREFOR A NEW SCHEDULE OF WATER RATES.

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

Section 1. Ordinance No. 19-82, as amended, is hereby amended by deleting the provisions of Section 2 pertaining to the schedule of water rates for commodity charges and minimum monthly billing in their entirety, as of midnight December 31, 2016, and substituting therefor a new Section 2 which shall read as follows:

Section 2 – Water Rate Schedule – Effective January 1, 2017

The following schedule of rates for metered billing of water furnished to consumers by the water system of the City of Oak Ridge is hereby established and adopted, effective with January 1, 2017 water billings.

1. Commodity Charge

First 2,000 gallons or any part thereof, minimum billing as outlined in subsection 2 below.

Next	8,000 gallons	@	\$7.05 per thousand
Next	40,000 gallons	@	\$6.42 per thousand
Next	19,950,000 gallons	@	\$5.24 per thousand
Over	20,000,000 gallons	@	\$1.08 per thousand

2. Minimum Monthly Billing includes first 2,000 gallons or any part thereof

For customers using 5/8" meter	\$ 17.00 per month
For customers using 3/4" meter	21.41 per month
For customers using 1" meter	37.78 per month
For customers using 1-1/2" meter	81.85 per month
For customers using 2" meter	157.41 per month
For customers using 3" meter	277.04 per month
For customers using 4" meter	365.19 per month
For customers using 6" meter	525.46 per month
For customers using 8" meter	685.74 per month
For customers using 10" meter	846.01 per month

For customers using meters sizes not specifically listed above, the minimum billing monthly amount will be determined by the City at the time the service is established.

The above rates are net, the gross rates being five percent higher.

Section 2 – Water Rate Schedule – Effective January 1, 2018

The following schedule of rates for metered billing of water furnished to consumers by the water system of the City of Oak Ridge is hereby established and adopted, effective with January 1, 2018 water billings

1. Commodity Charge

First 2,000 gallons or any part thereof, minimum billing as outlined in subsection 2 below.

Next	8,000 gallons	@	\$7.33 per thousand
Next	40,000 gallons	@	\$6.68 per thousand
Next	19,950,000 gallons	@	\$5.45 per thousand
Over	20,000,000 gallons	@	\$1.35 per thousand

2. Minimum Monthly Billing includes first 2,000 gallons or any part thereof

For customers using 5/8" meter	\$ 17.68 per month
For customers using 3/4" meter	22.27 per month
For customers using 1" meter	39.29 per month
For customers using 1-1/2" meter	85.12 per month
For customers using 2" meter	163.71 per month
For customers using 3" meter	288.12 per month
For customers using 4" meter	379.80 per month
For customers using 6" meter	546.48 per month
For customers using 8" meter	713.17 per month
For customers using 10" meter	879.85 per month

For customers using meters sizes not specifically listed above, the minimum billing monthly amount will be determined by the City at the time the service is established.

The above rates are net, the gross rates being five percent higher.

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:


Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

First Reading: _____
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 21-82, AS AMENDED, BY DELETING THE PROVISION OF SECTION 13 PERTAINING TO THE SCHEDULE OF WASTEWATER RATES IN ITS ENTIRETY, AND SUBSTITUTING THEREFOR A NEW SCHEDULE OF WASTEWATER RATES.

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

Section 1. Ordinance No. 21-82, as amended, is hereby amended by deleting the provisions of Section 13 pertaining to the schedule of wastewater rates in its entirety, as of midnight December 31, 2016, and substituting therefor a new Section 13 which shall read as follows:

Section 13 – Wastewater Rate Schedule – Effective January 1, 2017

All references to usage (gallons) or to meter readings shall mean water meter readings.

The following wastewater rate schedule shall apply to each user of the wastewater facilities, effective with the January 1, 2017 wastewater billings.

- 1. Sanitary sewer disposal charge for all customers except those applicable to subsection 3 below.

First 2,000 gallons or any part thereof, minimum billing as outlined in subsection 2 below.

Over 2,000 gallons at \$10.39 per thousand gallons

- 2. Minimum Monthly Billing includes first 2,000 gallons or any part thereof for all customers except those applicable to subsection 3 below.

For customers using 5/8" meter	\$ 24.81 per month
For customers using 3/4" meter	29.50 per month
For customers using 1" meter	46.94 per month
For customers using 1-1/2" meter	93.86 per month
For customers using 2" meter	174.32 per month
For customers using 3" meter	301.71 per month
For customers using 4" meter	395.57 per month
For customers using 6" meter	558.81 per month
For customers using 8" meter	722.05 per month
For customers using 10" meter	885.29 per month

For customers using meters sizes not specifically listed above, the minimum billing monthly amount will be determined by the City at the time the service is established.

- 3. Customers whose single-meter usage averages over 8,000,000 gallons per month for a contiguous 12 month period will be charged a minimum flat monthly rate of \$127,200.00 each month for the succeeding 12 month period. The minimum flat monthly rate covers usage up to 8,000,000 gallons. Monthly usage over 8,000,000 gallons will be charged an additional \$10.39 per thousand gallons.

Minimum Charge per Month

The total wastewater charge shall be no less than \$24.81 per month.

Maximum Charge per Month

The following terms are defined:

Winter Period – November 2 through May 1.

Summer Period – May 2 through November 1.

Single-family residential meter readings shall be subject to a maximum monthly billable wastewater consumption of 20,000 gallons during the Summer Period. Single-family residential customers that have maintained water service at the metered location continuously during the preceding Winter Period will have a maximum billable monthly wastewater consumption during the Summer Period using the highest monthly meter reading taken during the immediately preceding Winter Period, not to exceed 20,000 gallons per month.

The above rates are net, the gross rate being five percent higher.

Section 13 – Wastewater Rate Schedule – Effective January 1, 2018

All references to usage (gallons) or to meter readings shall mean water meter readings.

The following wastewater rate schedule shall apply to each user of the wastewater facilities, effective with the January 1, 2018 wastewater billings.

1. Sanitary sewer disposal charge for all customers except those applicable to subsection 3 below.

First 2,000 gallons or any part thereof, minimum billing as outlined in subsection 2 below.

Over 2,000 gallons at \$11.01 per thousand gallons

2. Minimum Monthly Billing includes first 2,000 gallons or any part thereof for all customers except those applicable to subsection 3 below.

For customers using 5/8" meter	\$ 26.30 per month
For customers using 3/4" meter	31.27 per month
For customers using 1" meter	49.76 per month
For customers using 1-1/2" meter	99.49 per month
For customers using 2" meter	184.78 per month
For customers using 3" meter	319.81 per month
For customers using 4" meter	419.30 per month
For customers using 6" meter	592.34 per month
For customers using 8" meter	765.37 per month
For customers using 10" meter	938.41 per month

For customers using meters sizes not specifically listed above, the minimum billing monthly amount will be determined by the City at the time the service is established.

- 3. Customers whose single-meter usage averages over 8,000,000 gallons per month for a contiguous 12 month period will be charged a minimum flat monthly rate of \$134,835.00 each month for the succeeding 12 month period. The minimum flat monthly rate covers usage up to 8,000,000 gallons. Monthly usage over 8,000,000 gallons will be charged an additional \$11.01 per thousand gallons.

Minimum Charge per Month

The total wastewater charge shall be no less than \$26.30 per month.

Maximum Charge per Month

The following terms are defined:

- Winter Period – November 2 through May 1.
- Summer Period – May 2 through November 1.

Single-family residential meter readings shall be subject to a maximum monthly billable wastewater consumption of 20,000 gallons during the Summer Period. Single-family residential customers that have maintained water service at the metered location continuously during the preceding Winter Period will have a maximum billable monthly wastewater consumption during the Summer Period using the highest monthly meter reading taken during the immediately preceding Winter Period, not to exceed 20,000 gallons per month.

The above rates are net, the gross rate being five percent higher.

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

First Reading: _____
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____

FINAL ADOPTION OF ORDINANCES

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
16-30**

DATE: July 20, 2016

TO: Mark Watson, City Manager

FROM: Andrea Kupfer, Community Development Specialist *AMK*

THROUGH: Kathryn Baldwin, Community Development Director *KER*

SUBJECT: PROPOSED REZONING OF PARCEL 003.00, MAP 094E, GROUP A, LOCATED AT 110 MELTON LAKE DRIVE

Introduction

An item for City Council's consideration is a request to approve the rezoning of a portion of Parcel 003.00, Map 094E, Group A from B-2, General Business District to IND-1, Industrial District. The parcel is located at 110 Melton Lake Drive and totals approximately 7.42 acres. The rezoning request is for approximately 2.5 acres in the center of the property.

Funding

No funding is necessary for this item.

Analysis

The proposed rezoning does not require a Land Use Plan Map Amendment. The proposed zoning district is consistent with the industrial land use designation and is consistent with Comprehensive Plan policies to allow new industrial and office areas.

The property currently has split zoning. The portion extending from roughly the center east to Melton Lake Drive is zoned B-2, General Business District. The intent of this zone designation is to permit the sale of new merchandise in an enclosed building. The remainder of the property is zoned IND-1, Industrial District. The intent of this current zone designation is to provide areas in which the principal use of land is for light manufacturing and assembly plants, storage, warehousing, wholesaling and distribution. Permitted commercial uses, excluding retail stores, include yard equipment and supply dealers as well as rental establishments.

The proposed IND-1, Industrial District zoning designation is already designated to a portion of the subject property and adjacent properties. Approximately 3.42 acres of the subject property is currently zoned IND-1, Industrial District and the property is currently located adjacent to other industrial zoned properties. The Melton Lake Industrial Park is located to the south and a self-storage facility is located to the north; these properties are zoned for industrial uses.

Approximately 4.0 acres of the subject property is also zoned B-2, General Business District. Surrounding properties currently zoned General Business includes an auto repair facility and retail flooring sales. The proposed B-2 zoning is consistent with the character of the surrounding area.

Recommendation

The rezoning request was reviewed and discussed by the Oak Ridge Planning Commission and unanimously recommended for approval to City Council during the regularly scheduled meeting on July 28, 2016.

City Manager's Comments:

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

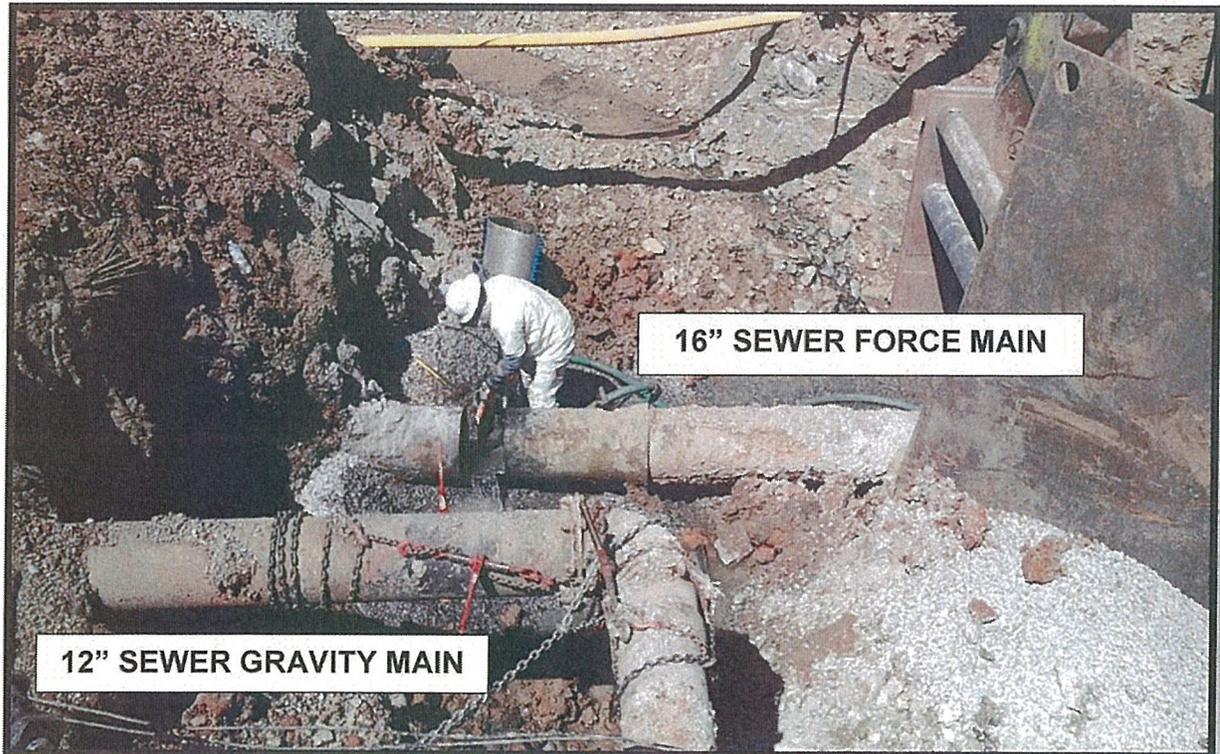
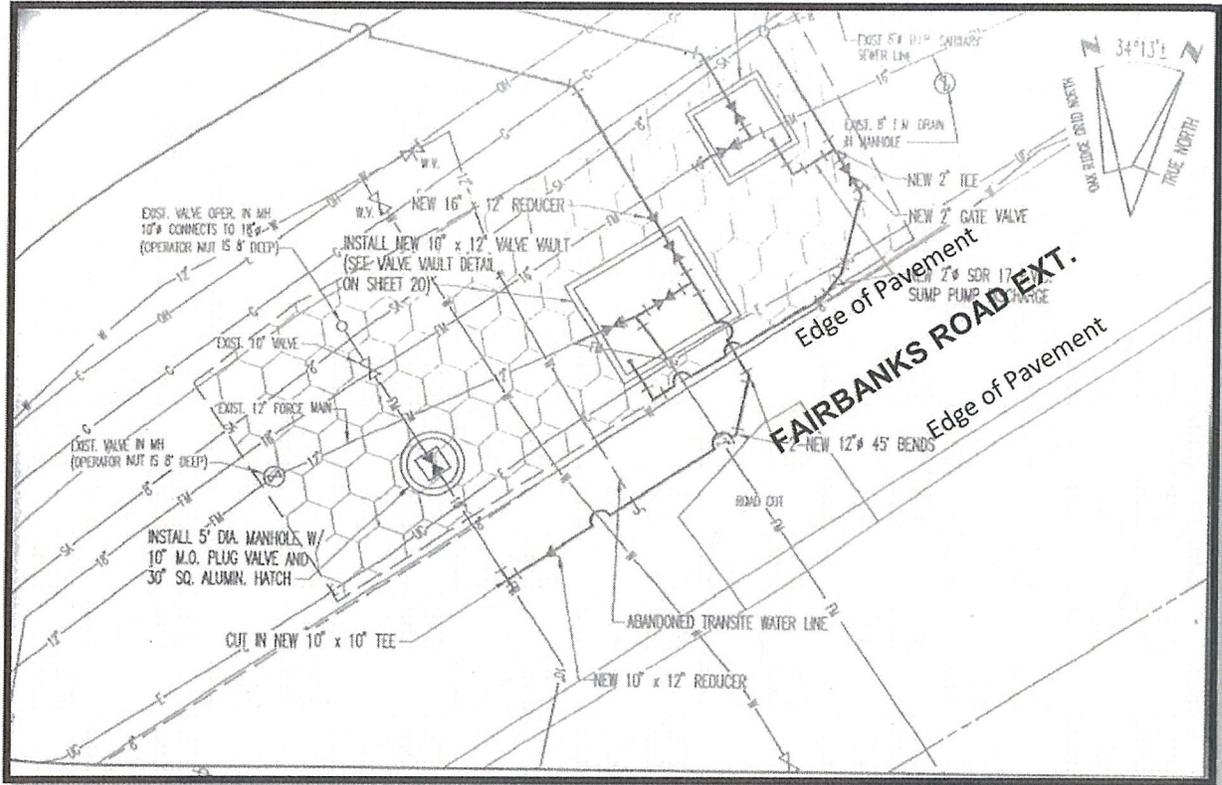


Mark S. Watson

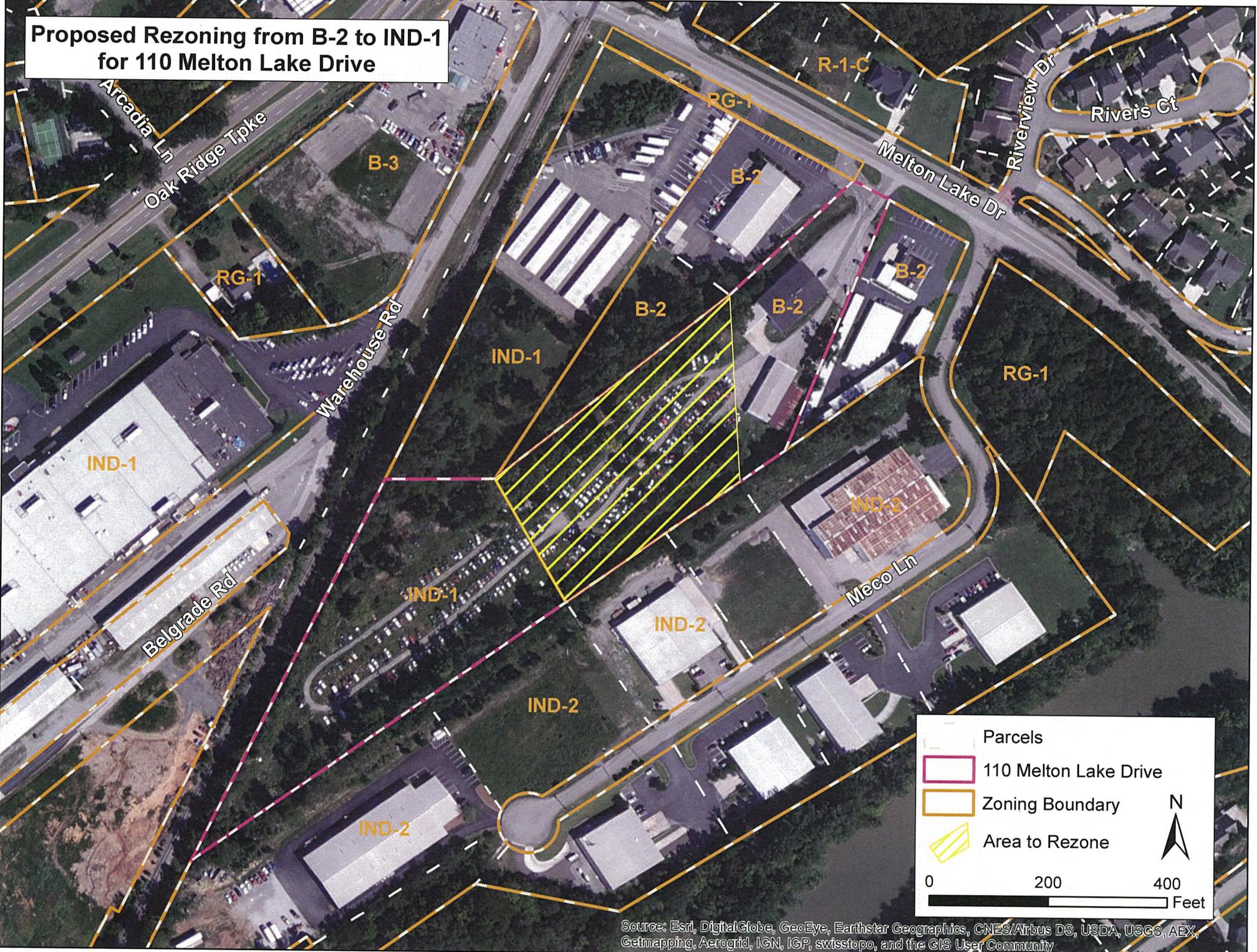


Date

EMORY VALLEY EQUALIZATION BASIN YARD PIPING PLAN & PHOTO



**Proposed Rezoning from B-2 to IND-1
for 110 Melton Lake Drive**



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

TITLE

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 AN APPROXIMATE 2.50 ACRE PORTION OF PARCEL 003.00, ANDERSON COUNTY TAX MAP 094E, GROUP A, FROM B-2, GENERAL BUSINESS TO IND-1, INDUSTRIAL, SAID PARCEL BEING LOCATED AT 110 MELTON LAKE DRIVE.

WHEREAS, the following change has been submitted for approval or disapproval to the Oak Ridge Municipal Planning Commission and the Commission has approved the same; and

WHEREAS, a public hearing thereon has been held as required by law.

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

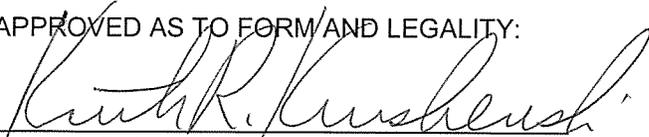
Section 1. The district boundaries of the zoning map attached to and made a part of Ordinance No. 2, as amended, are revised in the following particulars:

<u>Property Description</u>	<u>Location</u>	<u>Present Zoning District</u>	<u>New Zoning District</u>
An approximate 2.50 acre portion of Parcel 003.00 Map 94E, Group A (as shown on the attached map)	110 Melton Lake Drive	B-2, General Business	IND-1, Industrial

Section 2. The change shall be imposed upon said map and shall be as much a part of Ordinance No. 2 as if fully described therein.

Section 3. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:


Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

Public Hearing: 8/8/2016
Publication Date: 8/11/2016
First Reading: _____
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____

PUBLIC WORKS DEPARTMENT MEMORANDUM
16-22

DATE: July 15, 2016
TO: Mark S. Watson, City Manager
THROUGH: Shira McWaters, P.E., Public Works Director *SAM*
FROM: Roger Flynn, P.E., City Engineer
SUBJECT: FAIRBANKS ROAD EXTENSION CLOSURE

Introduction

An item for City Council consideration is the recommendation to permanently close the Fairbanks Road extension from the intersection of Fairbanks Road and Briarcliff Road to Emory Valley Road.

Funding

Funding for this road closure is estimated at \$2,000. It is planned to remove and install new pavement markings to allow for the best flow of traffic at the affected intersections. The cost for the pavement marking work is available in the FY2017 State Street Aid Fund.

Analysis

On Monday, March 14, 2016, Morgan Contracting, Inc., the contractor building the wastewater equalization basin on Emory Valley Road, closed the Fairbanks Road extension to accommodate construction of three (3) underground valve pits.

The original design plans for these valve vaults were based on the utility drawings provided by the City, which showed adequate separation between the 16" and 12" sewer force main lines, allowing for the installation of a large valve vault between the 12" sewer force main line and an 8" waterline at the edge of the roadway and to install a 5' manhole with a valve in it.

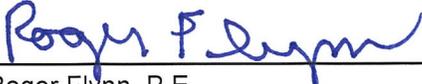
During excavation for the valve vaults and manhole, it was discovered that the actual location of the sewer force mains were closer together than reflected on the drawings and closer to the roadway and waterline. Once the sewer mains and waterline were exposed, the placement of the valve vaults was required to be shifted to the south and the manhole constructed in the existing roadway.

To reopen this portion of Fairbanks Road for safe travel and security of the valves, the roadway would have to be shifted requiring approximately 1,000 square feet of new roadway, guard rail with end treatments, pavement striping and a new street light at an estimated cost of \$20,000. The installation of guardrail would make it extremely difficult for the maintenance staff to reach the vaults and manhole.

The permanent road closure has been reviewed and approved by the Traffic Safety Advisory Board (April 19, 2016) and the Planning Commission (May 19, 2016).

Recommendation

Staff recommends approval of the ordinance as submitted to permanently close the Fairbanks Road extension.



Roger Flynn, P.E.

Attachment(s)

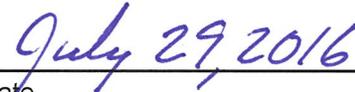
- Location map
- Photographs of vaults and manhole as constructed.
- Photocopy of a portion of page 23 of the construction plans for the EQ basins entitled, *Emory Valley Road Yard Piping*, showing anticipated separation between underground piping and Fairbanks Road.
- Photograph taken during construction showing the two (2) force main lines only a few feet apart.
- TSAB and Planning Commission minutes with approval for the permanent road closure.
- New pavement marking and lane configuration at intersection of Briarcliff and Emory Valley Roads.

City Manager's Comments:

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



Mark S. Watson



Date

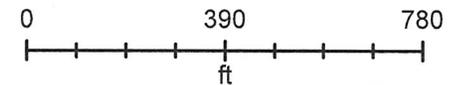
FAIRBANKS ROAD CLOSURE



City of Oak Ridge, Tennessee

DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.

MAP DATE: July 15, 2016

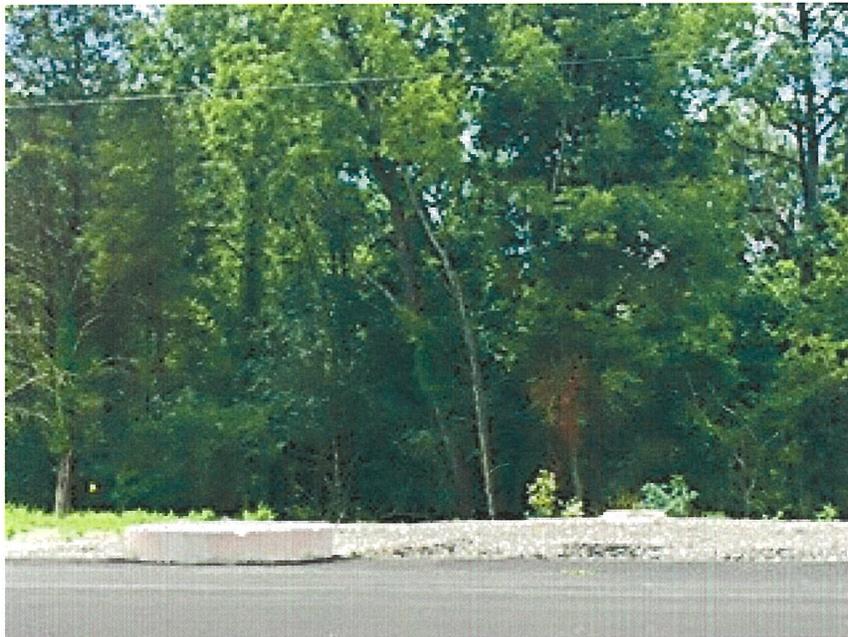


VAULTS AND MANHOLE AS CONSTRUCTED

Vaults



Manhole



OAK RIDGE MUNICIPAL PLANNING COMMISSION
MINUTES

APPROVE!

Meeting Date: May 19, 2016

Call to Order: The regular meeting of the Oak Ridge Municipal Planning Commission (Planning Commission) was held in the Municipal Building, Oak Ridge, TN on May 19, 2016. The meeting convened at 5:32 p.m. with Mr. Whitson presiding.

Members in Attendance: Charlie Hensley, Sharon Kohler, Austin Lance, Claudia Lever, Jane Shelton, Stephen Whitson, Hans Vogel, Patrick McMillan, and Todd Wilson. Zabrina Minor arrived after Business Item a.1 was approved. Staff Representatives – Kathryn Baldwin and Andrea Kupfer.

Members not in Attendance: None

Visitors/Others: See attached sign in sheet.

Approval of Agenda: Unanimous vote (9 – 0) to approve the agenda as presented.

Approval of Minutes: Motion by Ms. Lever to approve the April 21, 2016 minutes as corrected. Seconded by Mr. Wilson and followed by unanimous vote (9 – 0) to approve.

Consent Agenda:

- a. Motion made by Ms. Lever to approve the May Bond Report. Seconded by Mr. Vogel and followed by unanimous vote (9-0) to approve.

Business Items:

- a. Zoning Items

1. Fitness and Recreational Sports Centers

Ms. Baldwin reviewed the proposed text amendments to Article VII (Parking and Business Districts) of the Zoning Ordinance, which includes adding fitness and recreational centers as a permitted principal use to zoning districts B-2, UB-2 and IND-1. Additionally, the proposed zoning amendments establish a definition for the fitness and recreational centers.

Ms. Baldwin stated the new definition provides greater detail and specifics pertaining to the nature of fitness and recreational centers. As many of these facilities require large indoor open space with clear upper stories, staff recommends allowing this principal use in the UB-2 and IND-1 in addition to B-2, which currently allows similar activities.

Motion made by Mr. Hensley to approve the proposed text amendments. Seconded by Ms. Kohler and followed by a unanimous vote (9-0) to approve.

- b. Subdivision Items

1. Revision of Briarwood Subdivision

Ms. Baldwin reviewed the proposed amendment to the Briarwood subdivision, which will include a reduction of the required setbacks for the property at 104 Comet Lane. This property is located in the R-1-C zone district. The setbacks established at the time the Briarwood subdivision Final Plat was approved were more restrictive than the current setbacks, which were reduced in 2008 to allow greater flexibility for residential development. Due to the shape of the lot, placement of a structure is difficult within the existing restrictive setbacks. The property owner is requesting approval of the current R-1-C setbacks for this property in the Briarwood subdivision.

Mr. Vogel inquired if the building footprint will fit within the reduced setbacks; the property owner, Mr. Meredith, confirmed the site plan will be in compliance when formally submitted.

Motion made by Mr. Hensley to approve the proposed subdivision amendment to reduce the setbacks. Seconded by Mr. McMillian and followed by a unanimous vote (10-0) to approve.

c. Other Items

1. Fairbanks Road Extension

Ms. Baldwin stated the construction of the wastewater equalization basin on Emory Valley Road, which required Fairbanks Road extension to be temporarily closed, has encroached upon the travel lane more than anticipated. Consequently, the City's Public Works Department has proposed permanently closing the Fairbanks Road extension, but retaining the right-of-way. The closure will be less costly than shifting this section of the roadway so it can be reopened. The closure will improve traffic safety by eliminating a difficult turning movement onto Emory Valley Road. Ms. Baldwin added the retention of the right-of-way will provide a long term opportunities for the proposed Rails to Trails project.

Motion made by Ms. Lever to approve the closing of the Fairbanks Road extension. Seconded by Ms. Kohler and followed by a unanimous vote (10-0) to approve.

Ms. Baldwin noted the Public Works Department is recommending renaming a portion of Fairbanks Road, extending from the existing Hendrix Drive to Emory Valley Road, to Hendrix Drive. This section of roadway does not connect to the other portion of Fairbanks Road, additionally there are no properties addressed on this roadway that would need to be renumbered. Renaming the roadway would create a consistency for emergency response vehicles.

Motion made by Mr. Hensley to change the name of the Fairbanks Road extension remnant to Hendrix Drive. Seconded by Ms. Minor and followed by a unanimous vote (10-0) to approve.

Reports

- a. City Council Actions – Mr. Hensley reported City Council is continuing to discuss the allowance of chickens in residential zoning districts. There is a particular concern about heavily wooded lots where it might be difficult to determine the property boundary.

Mr. Hensley reported City Council is reviewing a list of schools, with roofs and air-conditioning units in need of repair, compiled and being considered as part of the Capital Improvements Program.

Mr. Hensley stated City Council is looking at options for the management of the Centennial Golf Course, which include buying out the existing contract or waiting until the contract is near its expiration date to advertise a new RFQ. Council does not want to turn over management of the golf course.

Mr. Hensley reported the Anderson County Commission is considering upgrading the current building they utilize for Sessions Court in Oak Ridge or relocating to a new building. He added depending on this move, the City's Recreation and Parks Department may relocate from the Civic Center, which would allow the senior center to move into the Civic Center. Despite previous opposition, this idea looks move promising as the center could potentially be expanded to accommodate the seniors' needs.

Mr. Hensley noted TDEC will be installing signs along East Fork Popular Creek to warn residents of the creek's water quality. TDEC initially proposed a press release for this activity, but Council has requested the press release not be held.

Mr. Hensley added a meeting with the Energy Communities Alliance, DOE and various communities was held to discuss the opportunity for DOE to provide additional support to the communities in which it is located.

Ms. Lever inquired if the proposed preschool upgrades were on the Capital Improvements Program and Mr. Hensley stated these plans were likely to be financed.

Mr. Wilson questioned if the city was at risk for losing the rowing venue grant. Mr. Hensley replied no; however, the current cost estimate has increase beyond the grant funding.

- b. Staff Report – Ms. Baldwin noted the Transportation Planning Organization, as part of its 2040 Mobility Plan update, formally requested Knox County look into methods to reduce traffic congestion on the Solway Bridge.
- c. TSAB (J. Shelton) – No Report
- d. Anderson and Roane County Regional Planning Commissions (Staff) – No Report

Adjournment: The meeting was adjourned at 6:18 p.m.

Chairman
Oak Ridge Municipal Planning Commission

Date of Approval

APPROVED

Minutes
April 19, 2016

The April meeting of the TSAB was held at 7 pm on Tuesday, April 19, 2016 in the training room of the municipal building (room 104). Meeting was called to order at 7:00 pm.

Present were:

Marty Adler-Jasny, Jeremy Hunt, Andrew Howe, Jana Humphrey, Melissa McMahan, Ilona Kazocha, Halfen Hoyt, William Polfus, Jane Shelton, Roger Flynn

Absent were:

Ben Redmond

1) Minutes from the March 15, 2016 meeting were approved unanimously.

2 - 4) Issues and Concerns / Comments on Road Work / Additional Business

Jeremy asked about the fencing near Hardees. Roger informed us that there are some errors in a 1976 easement that are causing a dispute. A site plan has been submitted for a Dairy Queen and the owner has put up fencing to make a statement of "don't park here."

Bill asked when the city will begin work on the intersection at Division and the Turnpike. Roger informed us that an engineering contract will be submitted to council next month. It will have a start date of Sept 2016. Due to the nature of the grant being used to fund the work it may take up to three years to actually complete the job. The main hardship of the work will be moving the mast arm of the signal at that location.

--

Andy asked if there's been a solution to the problems with the new ORHS / Turnpike traffic signal caused by the way people are parking during the Saturday flea market in the ORHS parking lot. Roger said the flea market will barricade off that area to prohibit parking and halt the problem.

Jane informed us that a light is out at 1023 West Outer.

Roger updated us on the progress of the mall. The drainage issues have been worked out as have been the electrical and financing. The sale may close in three weeks if all goes well.

Roger informed us about the situation at the last leg of Fairbanks, the one-way section between Briarcliff and Emory Valley Rd. It is presently blocked off due to construction needs related to the new retention tanks being put in. The infrastructure is so close to Fairbanks that the road needs to be torn up to work on it. So far it's been closed off for weeks and nobody has yet called the city to complain. Roger requested that the board vote to approve a permanent closure of the road, for the following reasons:

A) Due to the sharp angle where Fairbanks joins Emory Valley Rd, looking left to check for oncoming traffic for merging is difficult and can pose a hazard.

B) If the road remains, guardrails will be needed to provide safety for vehicles since the road is so close to the new structure, which is costly.

C) There's not a true need for that road, since Briarcliff itself intersects with Emory Valley Rd.

D) Since railroad tracks run adjacent to this last leg of Fairbanks on one side, and the Roane State CC run-off and new retention tank are on the opposite side of the road, no buildings will likely ever be put there requiring street access to them.

Melissa said that the existence of this last leg of Fairbanks can often actually cause problems at the intersection of Fairbanks and Briarcliff. Drivers moving SW down Fairbanks will stop before crossing Briarcliff to continue on Fairbanks, but impatient drivers behind them will at times think the car in front of them has simply forgotten to use their left turn signal. The impatient second car will then go around the first driver to cross the intersection, essentially leap-frogging the first driver. Is a safety concern, since both cars could then end heading across the intersection at the same time. She stated that since the last leg of Fairbanks has been blocked off, this problem no longer exists.

Jane made a motion "To approve the recommendation of City Public Works Department to close the one way segment of Fairbanks Road between Briarcliff Avenue and Emory Valley Road".

The board unanimously passed this motion.

Jeremy said he saw on line a comment that someone blew a tire due to a pothole near Rutgers Ave. Melissa found the comment on line and was able to confirm the pothole is actually on private property and beyond the city's scope.

Andy asked if the striping on Rutgers at the location of the new entrance to the new ORNL FCU building has been corrected to allow for left turns entering and exiting the parking lot. Roger informed us that it has been – the double strips have been painted over at that location.

5) Request of new business items of future briefings

Andy noted that we may see the issue of Red Light Cameras come by our board at some time. It was one of the items on the agenda of the City Council's meeting on April 19.

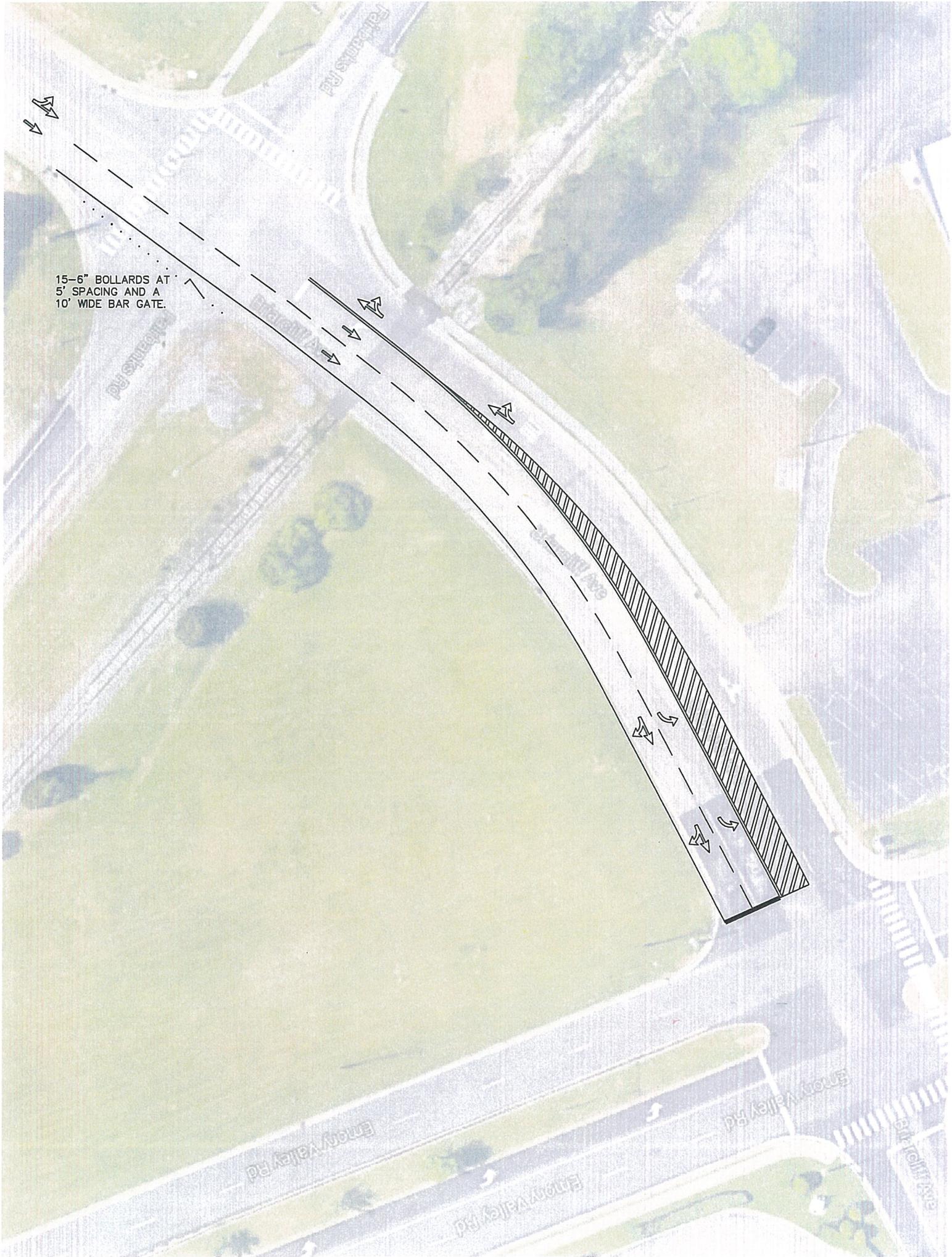
6) A motion to adjourn was made and passed unanimously.

The meeting was adjourned at 8:02 pm.

Andrew Howe
TSAB Secretary

Martha V. Miller-Jansy

Approved with amendments: Jane Shelton reported that the Planning Commission was interested in connecting the sidewalks between frequently visited areas. Roger Flynn will check on previous sidewalk studies.



15-6" BOLLARDS AT 5' SPACING AND A 10' WIDE BAR GATE.

Emory Valley Rd

Emory Valley Rd

Emory Valley Rd

Emory Valley Blvd

TITLE

AN ORDINANCE CLOSING THE PORTION OF FAIRBANKS ROAD BETWEEN BRIARCLIFF AVENUE AND EMORY VALLEY ROAD TO PUBLIC TRAVEL:

WHEREAS, during excavation for valve vaults and a manhole as part of the construction of the Wastewater Equalization (EQ) Basin on Emory Valley Road, it was discovered that the actual location of existing utilities under Fairbanks Road were not exactly as shown on the drawings provided to the contractor; and

WHEREAS, this resulted in the contractor having to place the valve vaults closer to the roadway with the manhole constructed in the roadway; and

WHEREAS, to re-open this portion of the roadway for safe public travel and security of the valves would require shifting the roadway, as well as installing a new guardrail, new pavement striping, and a new street light; and

WHEREAS, closure of the portion of Fairbanks Road between Briarcliff Avenue and Emory Valley Road was reviewed and approved by the Traffic Safety Advisory Board and the Oak Ridge Municipal Planning Commission; and

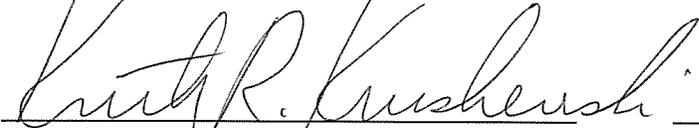
WHEREAS, it is recommended that this portion of the roadway only be closed to public travel and that the City retain the right-of-way for future opportunities including the proposed Rails to Trails project.

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

Section 1. The portion of Fairbanks Road between Briarcliff Avenue and Emory Valley Road is hereby closed to public travel.

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

First Reading: 8/8/2016
Publication Date: 8/11/2016
Second Reading: _____
Publication Date: _____
Effective Date: _____

ELECTRIC DEPARTMENT MEMORANDUM
16-18

DATE: July 25, 2016
TO: Mark S. Watson, City Manager
FROM: Jack L. Suggs, Electric Director
SUBJECT: INCREASE IN REFUSE FEE AND LANGUAGE MODIFICATION

Introduction

An item for City Council's consideration is the modification of ordinance number 17-98. The proposed change increases the refuse fee for residential customers by \$3.50 to \$14.00 as well as making a text modification for housekeeping reasons.

Funding

Adoption of this ordinance will increase funding to the City by approximately \$375,000 for fiscal year 2017.

Review

As a part of its consideration of the FY2017 budget, City Council expressed its desire to increase the residential refuse fee from its current level of \$10.50 to \$14.00. The attached ordinance implements that intent of Council.

In the process of examining the ordinance, staff became concerned that some language, since deemed superfluous, could negatively impact the intent of Council. As such, staff is recommending further modification to the ordinance language to make it clear that all residential customer for whom refuse service is made available by the City of Oak Ridge are required to pay the fee. As written, certain users who might not have a water meter in their name (e.g. residents in a duplex where water is provided by the landlord through a common water meter) might assert that the refuse fee does not apply to them even though City refuse service is available.

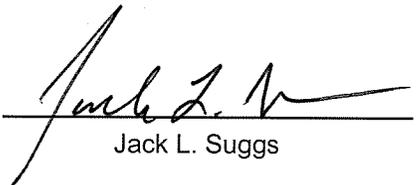
The modification proposed both enacts the expressed intent of Council and resolves this issue.

Recommendation

Staff recommends approval of the attached ordinance.

Attachment

Redline version indicating proposed changes to ordinance.

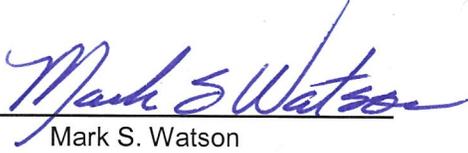


Jack L. Suggs

Cc: Janice McGinnis, Finance Director
Marlene Witt, Business Office Manger

City Manager's Comments:

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


Mark S. Watson


Date

Language from Ordinance 17-98 (as amended)

Section 1. That a monthly residential refuse collection fee is hereby established and adopted. The residential refuse collection fee is hereby set at \$10.50 per month per residential unit. The monthly residential refuse collection fee shall be billed and collected by the Utility Business Office of the City of Oak Ridge as part of an integrated monthly utility bill and shall be included on all utility bills for water meters read on or after November 1, 2015.

Language from Ordinance 17-98 (as amended) red line version

Section 1. That a monthly residential refuse collection fee is hereby established and adopted. The residential refuse collection fee is hereby set at ~~\$10.50~~ **\$14.00** per month per residential unit. The monthly residential refuse collection fee shall be billed and collected by the Utility Business Office of the City of Oak Ridge as part of an integrated monthly utility bill and shall be included on all utility bills ~~for water meters read on or after November 1, 2015-~~ **for residential units where the City of Oak Ridge makes available refuse collection on or after October 1, 2016. Regular penalty provisions apply for nonpayment.**

Proposed Language for Ordinance 17-98 Section 1

Section 1. That a monthly residential refuse collection fee is hereby established and adopted. The residential refuse collection fee is hereby set at \$14.00 per month per residential unit. The monthly residential refuse collection fee shall be billed and collected by the Utility Business Office of the City of Oak Ridge as part of an integrated monthly utility bill and shall be included on all utility bills for residential units where the City of Oak Ridge makes available refuse collection on or after October 1, 2016. Regular penalty provisions apply for nonpayment.

ORDINANCE NO. _____

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 17-98 (AS AMENDED), SECTION 1, TO INCREASE THE MONTHLY RESIDENTIAL REFUSE COLLECTION FEE FROM \$10.50 TO \$14.00 AND TO CLARIFY LANGUAGE REGARDING THE FEE.

WHEREAS, the City of Oak Ridge provides residential refuse collection with the corporate limits of the City; and

WHEREAS, in an effort to offset the property tax rate and to recover a portion of the residential refuse collection costs from the residents of Oak Ridge, Ordinance No. 17-98 established a monthly residential refuse fee to be collected as part of each residential customer's utility bill; and

WHEREAS, the monthly residential refuse fee was originally established at \$5.00 and was later increased to \$7.00 effective with the February 2009 billing cycle and then to \$10.50 effective with the November 2015 billing cycle; and

WHEREAS, as part of the FY2017 budget as approved by Ordinance No. 3-2016, City Council discussed increasing the monthly residential refuse fee from \$10.50 to \$14.00; and

WHEREAS, city staff recommends a modification to the language in Ordinance No. 17-98 to clarify that all residential customers for whom refuse service is available are required to pay the fee and that regular penalties do apply for nonpayment.

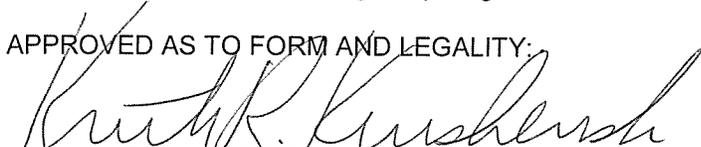
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

Section 1: Ordinance No. 17-98 (as amended), is hereby amended by deleting Section 1 in its entirety and substituting therefor a new Section 1 which new section shall read as follows:

Section 1: That a monthly residential refuse collection fee is hereby established and adopted. The residential refuse collection fee is hereby set at \$14.00 per month per residential unit. The monthly residential refuse collection fee shall be billed and collected by the Utility Business Office of the City of Oak Ridge as part of an integrated monthly utility bill and shall be included on all utility bills for residential units where the City of Oak Ridge makes available refuse collection on or after October 1, 2016. Regular penalty provisions apply for nonpayment.

Section 2: This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

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