

OAK RIDGE CITY COUNCIL MEETING
Municipal Building Courtroom

June 7, 2010 – 7:00 p.m.

AGENDA

1. **INVOCATION**

The Reverend Tim Borchert, First Baptist Church

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **APPEARANCE OF CITIZENS**

5. **APPROVAL OF AGENDA**

6. **RECOGNITION OF VISITORS**

7. **PROCLAMATIONS AND COURTESY RESOLUTIONS**

A resolution reaffirming the *Agreement to Establish a Sister-City Alliance of International Friendship* between the City of Naka, Japan, and the City of Oak Ridge, Tennessee in recognition of the 20th anniversary of the original agreement.

A proclamation designating June 18 and 19, 2010 as "Secret City Festival Time."

A proclamation designating the month of July, 2010, as "Americans with Disabilities Act 20th Anniversary Month."

8. **PUBLIC HEARING**

- a. Rezoning of approximately five (5) acres of Centennial Bluff from R-3 Planned Unit Development (PUD) to R-2 PUD as shown on the revised Centennial Bluff PUD Preliminary Master Plan, for the development of approximately 24 single-family detached dwellings.
- b. Rezoning of Parcel 33.00 on Anderson County Tax Map 99E, Group G, approximately 0.28 acres, located at 313 Vermont Avenue, from R-1-C One-Family Residential to O-2 Office, and amendment of the Comprehensive Plan's Land Use Plan Map to change the designation of the property from R, Residential to O, Office/institutional.
- c. Rezoning of Parcels 32.00, 30.00 and a portion of Parcel 35.00, Anderson County Tax Map 99E, Group G, located on Vermont Avenue, being property owned by St. Mary's Catholic Church, from R-1-C One-Family Residential to R-2 Low Density Residential.
- d. Amendment of the Zoning Ordinance, Section 3.18, **Temporary Use Permits**, Subsection (h), Portable Storage Container Regulations, Subpart 1, *Storage Structure*, to provide that no portable storage container may be used for any kind of human occupancy; and Subpart 2, *Portable Storage Containers*, to provide that the purpose is for storage to prevent exceptional hardship, but shall be located on the premises no longer than ninety (90) days, that one (1) extension may be granted by the City Manager or the City Manager's designee for a period of

ninety (90) days, and that the use of a portable storage container shall require a building permit with no associated fee.

9. CONSENT AGENDA

- a. Approval of the Minutes of the May 24, 2010 City Council meeting.
- b. Adoption of a resolution entering into an agreement with Aid to Distressed Families of Appalachian Counties, Inc., Oak Ridge, Tennessee, to administer and implement the activities of the City's Social Services Policy using the City's budgeted funds in the amount not to exceed \$140,000.00.
- c. Adoption of a resolution awarding a contract in the estimated amount of \$74,998.10 to Kidz Zone Play Stations, Knoxville, Tennessee, for the furnishing of all labor, tools, materials, equipment and supplies necessary to perform all work and services for the construction of a universally accessible playground at LaSalle Park.
- d. Confirming the appointment of Dr. Thomas L. Clary, III, to serve as a Commissioner of the Oak Ridge Utility District for a five-year term of office beginning July 1, 2010.
- e. Confirming the appointment of Councilwoman D. Jane Miller to serve as the City's representative on the Anderson County Tourism Council for the Fiscal 2011 term.

10. SPECIAL REPORTS

- a. Mayor and City Council
- b. Special Committees
- c. Boards and Commissions

Ms. Rachael Foust, Chair, City of Oak Ridge Youth Advisory Board

Youth Advisory Board State of the Youth Address

- d. Other

11. APPROVAL OF MINUTES

12. ORDINANCES

- a. First Reading of New 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 A PORTION OF PARCEL 2.00, ANDERSON COUNTY TAX MAP 101F, GROUP A, FROM R-3/PUD, MEDIUM DENSITY RESIDENTIAL WITH A PLANNED UNIT DEVELOPMENT OVERLAY, TO R-2/PUD, LOW DENSITY RESIDENTIAL WITH A PLANNED UNIT DEVELOPMENT OVERLAY, AND TO APPROVE THE REVISED FINAL MASTER PLAN FOR CENTENNIAL BLUFF AS SUBMITTED BY CENTENNIAL BLUFF, LLC.

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCEL 033.00, ANDERSON COUNTY TAX MAP 99E, GROUP G, FROM R-1-C, SINGLE-FAMILY RESIDENTIAL, TO O-2, OFFICE, AND AMENDING THE COMPREHENSIVE PLAN'S LAND USE PLAN BY CHANGING THE DESIGNATION OF SAID PARCEL FROM R, RESIDENTIAL, TO O, OFFICE/INSTITUTIONAL.

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCEL 030.00, PARCEL 032.00, AND A PORTION OF PARCEL 035.00, ANDERSON COUNTY TAX MAP 99E, GROUP G, FROM R-1-C, SINGLE-FAMILY RESIDENTIAL, TO R-2, LOW DENSITY RESIDENTIAL.

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE, ARTICLE III, TITLED "GENERAL PROVISIONS," SECTION 3.18, TITLED "TEMPORARY USE PERMITS," SUBSECTION (H), TITLED "PORTABLE STORAGE CONTAINER REGULATIONS," TO AMEND SUBSECTION (1) TO CLARIFY THAT STORAGE CONTAINERS ARE NOT FOR HUMAN OCCUPANCY AND TO AMEND SUBSECTION (2) TO LIMIT TEMPORARY STORAGE TO NINETY (90) DAYS WITH THE POSSIBILITY OF ONE NINETY-DAY EXTENSION.

- b. Adoption of Ordinances (Second Reading) – None

14. RESOLUTIONS

- a. General Resolutions

A resolution accepting the dedication of such streets and sidewalks, together with all water, sanitary sewer, storm drainage infrastructure and electric utilities with easements for the same, as identified on the Final Plat for Clark's Preserve Subdivision Phase One and Phase Two.

- b. Bids and Contracts

A resolution approving the Professional Services Agreement between the City of Oak Ridge and Bill Nolan and Associates, Oak Ridge, Tennessee, for the provision of consulting services in the area of relations with the Tennessee General Assembly and the Executive Branch of the State of Tennessee for agreed upon priorities for the City, in the estimated amount of \$55,800.00.

A resolution approving the Professional Services Agreement between the City of Oak Ridge and The Ferguson Group, LLC, Washington, D.C., for the provision of consulting services to develop a comprehensive federal government relations agenda and action plan to secure federal appropriations for agreed upon priorities for the City in the estimated amount of \$102,000.

A resolution awarding a contract in the estimated amount of \$260,197.96 to Rogers Group, Inc., Oak Ridge, TN, for the furnishing of all labor, tools, materials, equipment and supplies necessary to perform all work and services for the milling and resurfacing of City streets.

A resolution awarding bids in the grand total estimated amount of \$956,500.00 for the furnishing of various materials as required by the City during Fiscal Year 2011.

A resolution waiving competitive bids and making awards in the grand total estimated amount of \$4,697,000.00 based upon written quotations and negotiated agreements with suppliers for the furnishing of routine materials, equipment and services required by the City during Fiscal Year 2011.

A resolution approving a contract between the City and the Oak Ridge Convention and Visitors Bureau for the provision of services and materials to promote tourism in Oak Ridge for the period July 1, 2010 through June 30, 2011, in the total amount of \$404,208.00.

A resolution awarding bids in the estimated total amount of \$1,182,198.54 to Aubrey Silvey Enterprises, Carrollton, Georgia, for the construction of a 13kV bay at Substation 800; to Gresco, Nashville, Tennessee, for the furnishing of regulators for Substation 800; and to HD Supply Utilities, Knoxville, Tennessee, for the furnishing of reclosers and controls for various distribution substations.

A resolution awarding a contract in the estimated amount of \$114,054.00 to WESCO Distribution, Inc., Chattanooga, Tennessee, for the furnishing of single-phase pad mounted transformers.

A resolution authorizing the execution of the "Generation Partners Agreement Between the City and the Tennessee Valley Authority," thus maintaining the framework for the City to offer a pilot program to its citizens designed to evaluate the financial and operational feasibility of customer-owned renewable power generation.

14. ELECTIONS

Election of one (1) member to the Board of Directors of the Anderson County Community Action Commission for a one-year term of office commencing on July 1, 2010.

Election of three (3) members to the Elder Citizens Advisory Board for three-year terms of office commencing on July 1, 2010, including one member of The Anderson County Adult Safety Coalition and ElderWatch, one member of the Senior Citizens Club, and one member from the community at large.

Notice of Elections

Five (5) elections are scheduled for the July 12, 2010 City Council meeting to appoint:

- Three (3) members to the Board of Building and Housing Code Appeals
- Two (2) members to the Highland View Redevelopment Advisory Board
- One (1) member to the Board of Plumbing Examiners
- One (1) member to the Traffic Safety Advisory Board
- Sixteen (16) members to the Youth Advisory Board

The deadline for filing is 5:00 p.m. on Tuesday, June 29, 2010, for all except the Youth Advisory Board which is Tuesday, June 22, 2010.

15. **COMMUNICATIONS**
16. **CITY MANAGER'S REPORT**
17. **CITY ATTORNEY'S REPORT**
18. **UNFINISHED BUSINESS**
19. **NEW BUSINESS**
20. **MISCELLANEOUS**
21. **UPCOMING MEETINGS/MAJOR ISSUES**
22. **ADJOURNMENT**

**PROCLAMATIONS
AND COURTESY
RESOLUTIONS**

MAYOR'S MEMORANDUM
10-09

DATE: May 27, 2010

TO: Fellow Members of City Council

FROM: Mayor Tom Beehan

SUBJECT: TRIP TO NAKA, JAPAN/REAFFIRMATION OF SISTER-CITY ALLIANCE

Attached is a Courtesy Resolution reaffirming our sister-city alliance with Naka, Japan. On July 4th, I will be traveling to Naka with a delegation that includes members of Oak Ridge's Sister-City Support Organization (SCSO). This is intended to be a gesture of support for the continuation of our sister-city relationship on this the 20th anniversary of the execution of our agreement with Naka (copy attached).

The cost of my airfare will be borne by the SCSO and I will be staying in the home of a host family in Naka; therefore, expenditures that may accrue to the City are minimal. I will be presenting a gift to the City of Naka from the City of Oak Ridge and I would like to present an executed copy of the attached resolution to the Mayor of Naka, The Honorable Chikaaki Oyake.

It is anticipated that a delegation from Naka will be visiting Oak Ridge in October to formally celebrate our 20th anniversary as sister cities.



Mayor

Attachments

Agreement to Establish a Sister-City Alliance of International Friendship

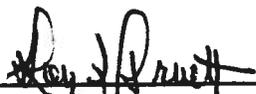
WHEREAS, the City of Oak Ridge, Tennessee, of the United States of America and Naka-machi, Ibaraki-ken, of Japan are desirous of becoming sister cities; and

WHEREAS, Oak Ridge and Naka-machi are uniquely suited for such an alliance: they are similar in size and population; both have research institutions for nuclear energy development; and both are located in beautiful areas of natural environment; and

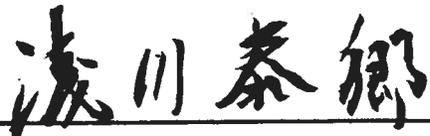
WHEREAS, the purpose of a sister-city alliance is the development of mutual understanding and friendship through educational, cultural, and economic exchanges.

NOW, THEREFORE, the City of Oak Ridge and Naka-machi hereby mutually agree to the establishment of a sister-city alliance of international friendship, and urge the citizens of both cities to join in striving toward world peace and friendly relationships between the United States of America and Japan.

This the 29th day of October 1990



Roy F. Pruett
Mayor
City of Oak Ridge



Yasusato Asakawa
Mayor
Naka-machi

CITY OF OAK RIDGE, TENNESSEE

RESOLUTION NO. 6-41-10

WHEREAS, on October 29, 2010, the City of Oak Ridge, Tennessee, of the United States of America and Naka-machi, Ibaraki-ken of Japan entered into an *Agreement to Establish a Sister-City Alliance of International Friendship*; and

WHEREAS, the purpose of this sister-city alliance was the development of mutual understanding and friendship through educational, cultural, and economic exchanges; and

WHEREAS, on January 21, 2005, Naka-machi consolidated with a town called Urizura Machi and thereby became the City of Naka; and

WHEREAS, the sister-city relationship with Oak Ridge was sustained by the newly-incorporated City of Naka, and on October 29, 2010, the cities will complete 20 years of successful partnership; and

WHEREAS, exchanges under this alliance have included mutual visits by elected and appointed officials of the two cities, exchanges under Naka's "Wings of Women" program, and ongoing student exchanges; and

WHEREAS, such exchanges have validated the merits of the Oak Ridge/Naka sister-city alliance and have assisted with the cause of world peace and the promotion of harmony between our people now and in the future; and

WHEREAS, in July of 2010, the Mayor of the City of Oak Ridge will travel to Naka to begin the celebration of our 20th anniversary as sister cities and to demonstrate our support for the continuation of our fine relationship.

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

That this Council reaffirms the *Agreement to Establish a Sister-City Alliance of International Friendship* between the City of Naka, Japan, and the City of Oak Ridge, Tennessee, USA, as a step in the ongoing process of striving toward world peace and friendly relationships between the United States of America and Japan.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:

City Attorney

Mayor

City Clerk

CITY CLERK MEMORANDUM
10-31

DATE: May 20, 2010

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: PROCLAMATION

SECRET CITY FESTIVAL TIME

The accompanying proclamation is presented for the Council's consideration at the request of the Director of the Recreations and Parks Department. Ms. Jane Gibson of the Recreation and Parks Department will be present at the council meeting to accept the proclamation.


City Clerk

Attachments

PROCLAMATION

WHEREAS, the weekend of June 18 and 19, 2010, has been set aside in Oak Ridge as a time for celebration of Oak Ridge's heritage "from the 40's to the future"; and

WHEREAS, during this time the public will be invited to participate in a variety of activities intended to provide both entertainment and enhancement of the community's cultural life; and

WHEREAS, these activities will be presented by the City of Oak Ridge, the Arts Council of Oak Ridge, and the Oak Ridge Convention and Visitors Bureau with Festival sponsors being B&W Y12 and the City of Oak Ridge, media sponsorship by The Oak Ridger, WBIR -TV, Comcast, Lamar Outdoor Advertising, and BBB Communications, and will include arts and crafts shows, antiques and collectables, juried art show, dances, musical groups, athletic events, ORHPA's historical exhibits, community exhibitors, and special children's and youth activities; and

WHEREAS, to commemorate Oak Ridge's heritage, the events this year will encompass numerous activities planned for the Civic Center area, including two Festival Concerts, one on Friday "Tribute Night" featuring Daryl Stuermer-Genesis Rewired and on Saturday featuring "Chubby Checker"; and

WHEREAS, spring in Oak Ridge is cause for great celebration.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE, that June 18 and 19, 2010 be proclaimed

SECRET CITY FESTIVAL TIME

in the City of Oak Ridge, Tennessee, and that all citizens be encouraged to honor this special time by participating in the events provided by the Arts Council, the Convention and Visitors Bureau, the City and other organizations for our entertainment and cultural enrichment.

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 7th day of June in the year 2010.

MAYOR

CITY CLERK MEMORANDUM
10-33

DATE: May 27, 2010

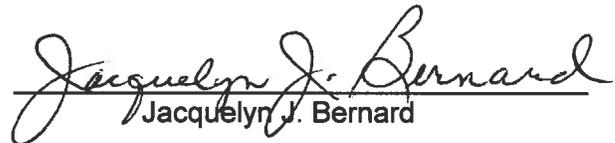
TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: PROCLAMATION

Americans with Disabilities Act 20th Anniversary Month

The accompanying proclamation is presented for the Council's consideration at the request of Councilwoman Ellen Smith.



Jacquelyn J. Bernard

Attachment

PROCLAMATION

WHEREAS, on July 26, 1990, President George H. Bush signed into law the Americans with Disabilities Act (ADA) to ensure the civil rights of people with disabilities. This legislation established a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities; and

WHEREAS, the ADA has expanded opportunities for Americans with disabilities by reducing barriers and changing perceptions, increasing full participation in community life; however, the full promise of the ADA will only be reached if public entities remain committed in their efforts to fully implement the ADA; and

WHEREAS, on the 20th anniversary of the Americans with Disabilities Act, the City of Oak Ridge celebrates and recognizes the progress that has been made by reaffirming the principals of equality and inclusion, and recommitting our efforts to reach full ADA compliance; and

WHEREAS, the City has worked to provide accessibility for our disabled citizens by measures such as modifying our public facilities for accessibility and adopting ADA-compliant building codes, but many challenges remain to fully meet the goals of this far-reaching federal law in our community; and

WHEREAS, the U.S. Census Bureau reports that almost one in five Americans has some sort of disability, and almost one in eight has a severe disability.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE, that the month of July, 2010, be proclaimed

AMERICANS WITH DISABILITIES ACT 20TH ANNIVERSARY MONTH

in the City of Oak Ridge, Tennessee, and that all citizens be urged to join with this Council in reaffirmation of our commitment to work toward full ADA compliance 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 7th day of June in the year 2010.

Mayor

PUBLIC HEARING

CITY CLERK MEMORANDUM

10-34

DATE: May 27, 2010

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: PUBLIC HEARING

A public hearing has been scheduled for the June 7, 2010 City Council meeting on the following:

- Rezoning of approximately five (5) acres of Centennial Bluff from R-3 Planned Unit Development (PUD) to R-2 PUD as shown on the revised Centennial Bluff PUD Preliminary Master Plan, for the development of approximately 24 single-family detached dwellings.
- Rezoning of Parcel 33.00 on Anderson County Tax Map 99E, Group G, approximately 0.28 acres, located at 313 Vermont Avenue, from R-1-C One-Family Residential to O-2 Office, and amendment of the Comprehensive Plan's Land Use Plan Map to change the designation of the property from R, Residential to O, Office/institutional.
- Rezoning of Parcels 32.00, 30.00 and a portion of Parcel 35.00, Anderson County Tax Map 99E, Group G, located on Vermont Avenue, being property owned by St. Mary's Catholic Church, from R-1-C One-Family Residential to R-2 Low Density Residential.
- Amendment of the Zoning Ordinance, Section 3.18, **Temporary Use Permits**, Subsection (h), Portable Storage Container Regulations, Subpart 1, *Storage Structure*, to provide that no portable storage container may be used for any kind of human occupancy; and Subpart 2, *Portable Storage Containers*, to provide that the purpose is for storage to prevent exceptional hardship, but shall be located on the premises no longer than ninety (90) days, that one (1) extension may be granted by the City Manager or the City Manager's designee for a period of ninety (90) days, and that the use of a portable storage container shall require a building permit with no associated fee.

Supporting documentation for these items will be found under First Reading of New Ordinances.


City Clerk

CONSENT AGENDA

CITY CLERK MEMORANDUM
10-35

DATE: May 27, 2010

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: CONSENT AGENDA

The following items are presented for the Council's consideration as the Consent Agenda for the June 7, 2010 City Council meeting.

Approval of Minutes – May 24, 2010

Resolutions – Bids and Contracts

Adoption of a resolution entering into an agreement with Aid to Distressed Families of Appalachian Counties, Inc., Oak Ridge, Tennessee, to administer and implement the activities of the City's Social Services Policy using the City's budgeted funds in amount not to exceed \$140,000.00.

Adoption of a resolution awarding a contract in the estimated amount of \$74,998.10 to Kidz Zone Play Stations, Knoxville, Tennessee, for the furnishing of all labor, tools, materials, equipment and supplies necessary to perform all work and services for the construction of a universally accessible playground at LaSalle Park.

Elections

Confirming the appointment of Dr. Thomas L. Clary, III, to serve as a Commissioner of the Oak Ridge Utility District for a five-year term of office beginning July 1, 2010.

Confirming the appointment of Councilwoman D. Jane Miller to serve as the City's representative on the Anderson County Tourism Council for the Fiscal 2011 term.

The documentation for these items follows this memorandum.


City Clerk

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

May 24, 2010

The Oak Ridge City Council convened in a special session at 7:00 p.m. on May 24, 2010 in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

INVOCATION

The invocation was given by Pastor Robert May, Oak Ridge Family Bible Church.

PLEDGE OF ALLEGIANCE

Ms. Patti Shelton, a member of the Board of Directors of the Oak Ridge Convention and Visitors Bureau, led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

The following members of Council were present: Anne Garcia Garland, Thomas W. Hayes, L. Charles Hensley, D. Jane Miller, David N. Mosby, Ellen D. Smith, and Mayor Thomas L. Beehan.

Also present were Gary M. Cinder, Interim City Manager; Kenneth R. Krushenski, City Attorney; Steven W. Jenkins, Deputy City Manager, Janice E. McGinnis, Finance Director; and Jacquelyn J. Bernard, City Clerk.

APPEARANCE OF CITIZENS

ORRE Event, Alexander Motor Inn

Mr. Joseph Lee, 99 E. Pasadena Road, reported that on May 21, 2010, the Oak Ridge Revitalization Effort (ORRE) held its first big event at the Alexander Motor Inn. He said that the event was a great success, with attendance by approximately 600 people.

APPROVAL OF AGENDA

Councilwoman Smith moved that the agenda be approved as published, seconded by Councilman Hensley.

The Mayor noted that the staff has recommended the agenda be amended by the addition of an item titled "Elections," which shall include the election of an Oak Ridge resident to serve on the Anderson County Board of Equalization for a two-year term of office commencing on June 1, 2010.

Councilwoman Miller moved that the agenda be amended as recommended, seconded by Councilwoman Smith.

On inquiry by Councilwoman Garcia Garland, the City Clerk explained that the notice of this opening was posted weeks ago (in mid-April for appointment on May 3, 2010) but no candidates had filed until last Friday, May 20, 2010. She explained that the staff believed the Council should have the opportunity to make this appointment if it so desired inasmuch as the subject Board of Equalization will begin its hearings on June 1st and the next regular Council meeting will not occur until June 7, 2010. The City Attorney advised that he saw no impropriety in this addition as proposed.

The amendment carried by electronic vote with Councilwoman Garcia Garland casting the only dissenting vote, and the agenda was approved, as amended, by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

RECOGNITION OF VISITORS

Mayor Beehan welcomed all visitors to the meeting.

SPECIAL REPORTS

FY 2009 Audit Committee

Councilwoman Miller, who chairs the Council's FY 2009 Audit Committee, presented the Committee's report, concluding with its recommendations (1) that the Comprehensive Annual Financial Report, City of Oak Ridge, Tennessee, for the Fiscal Year Ended June 30, 2009 and the Report on Policies, Management Guidelines and Procedures Placed in Operation, and Tests of Operating Effectiveness for the Period from July 1, 2008 to June 30, 2009 for the end-use billing process related to power purchased from TVA be accepted, and (2) that the succeeding Audit Committee establish a schedule for monitoring the staff's progress on its corrective action plan.

Councilman Hensley moved that the Committee's recommendations be approved. The motion was seconded by Councilman Hayes and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

City Manager Search Committee

Mayor Tom Beehan, who chairs the Council's City Manager Search Committee, presented the Committee report, concluding with its recommendation that the Council ratify the following resolution which was adopted unanimously by the Committee on May 18, 2010.

WHEREAS, on February 8, 2010, with the adoption of Resolution No. 2-22-10, City Council entered into an agreement with The Mercer Group, Inc., Atlanta, Georgia, for the provision of executive search services for the position of City Manager of the City of Oak Ridge; and

WHEREAS, on May 6, 2010, Mr. James Mercer, President/CEO of The Mercer Group, submitted the attached suggested timeline for the City Manager search process, which timeline was presented to City Council for approval on May 10, 2010; and

WHEREAS, in its consideration of the approval of the timeline, City Council adopted a motion providing for approval of the suggested timeline through June 24, 2010, with instructions to the City Manager Search Committee to meet and discuss the schedule and come back to the Council with a recommendation, ideally by the May 24, 2010 meeting of City Council; and

WHEREAS, the City Manager Search Committee has met and reviewed the suggested timeline as presented by The Mercer Group, and with the adoption of this resolution presents its recommendation to City Council.

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

That the attached timeline is approved as presented and, working with The Mercer Group, this Committee shall proceed with the development of a schedule of events to take place on June 28-29, 2010, when the finalist candidates for City Manager shall be in Oak Ridge for the interview process.

BE IT FURTHER RESOLVED that said schedule shall be presented to City Council for final approval.

BE IT FURTHER RESOLVED that this resolution shall be presented to City Council for ratification at its meeting on May 24, 2010.

Councilwoman Miller moved that the resolution be ratified as presented. The motion was seconded by Councilman Hayes and after brief deliberation it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

APPROVAL OF MINUTES

Councilman Hayes moved that the minutes of the May 3, 2010 and May 10, 2010 City Council meetings be approved as submitted by the City Clerk. The motion was seconded by Councilman Hensley and carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

RESOLUTIONS

General Resolutions

Resolution No. 5-39-10

A resolution determining and certifying a Certified Tax Rate of \$2.39 for the recently completed general reappraisal of property within the City of Oak Ridge, in accordance with the provisions of T.C.A. §67-5-1701.

Councilwoman Smith moved that the resolution be adopted. The motion was seconded by Councilman Hayes and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Bids and Contracts

Resolution No. 5-40-10

A resolution employing the firm of Pugh & Company, P.C., Certified Public Accountants, Knoxville, Tennessee, to audit the accounts and funds of the City of Oak Ridge, Tennessee, covering the operations for the fiscal year ending June 30, 2010 for a fee of \$49,700 for the regular audit and preparation of the City's Comprehensive Annual Financial Report and \$28,875 for additional procedures related to power purchased by the City from the Tennessee Valley Authority, for a total payment not to exceed \$78,575.00.

Councilwoman Smith moved that the resolution be adopted. The motion was seconded by Councilwoman Miller and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

ELECTIONS

Anderson County Board of Equalization

Councilman Hensley moved that Mr. Leonard A. Abbatiello be appointed by acclamation to serve on the Anderson County Board of Equalization for a two-year term of office commencing on June 1, 2010. The motion was seconded by Councilman Mosby but Councilwoman Garcia Garland voted “Nay,” thereby triggering a ballot vote.

By ballot, Mr. Leonard A. Abbatiello was elected to serve on the Anderson County Board of Equalization for a two-year term of office commencing on June 1, 2010. He received the votes of Council members Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan. Councilwoman Garcia Garland abstained.

ADOPTION OF ORDINANCES (SECOND READING)

Ordinance No. 8-10

AN ORDINANCE TO PROVIDE REVENUE FOR MUNICIPAL PURPOSES FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, BY IMPOSING A TAX ON ALL PROPERTY WITHIN THE CITY, FIXING THE RATE OF THE TAX, ADOPTING A BUDGET, AND ADOPTING APPROPRIATIONS.

Councilman Hensley moved that the ordinance be adopted. The motion was seconded by Councilwoman Miller and after brief deliberation, it carried by electronic vote with Council members Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye” and Councilwoman Garcia Garland voting “Nay.”

CITY MANAGER'S REPORT

Oak Ridge Chamber of Commerce Contract

The Interim City Manager reported that the current contract between the City and the Chamber of Commerce for economic development services will expire on June 30, 2010, but due to scheduling problems, the presentation of a new agreement between the City and the Chamber will not be presented for the Council's consideration until the July 12, 2010 meeting. As work will continue after contract expiration, he stated, it is the staff's intent to have the agreement post-dated to ensure contractual coverage for the entire period.

ADJOURNMENT

The meeting adjourned at 7:32 p.m.


City Clerk

PUBLIC WORKS DEPARTMENT MEMORANDUM
10-10

DATE: May 17, 2010
TO: Gary M. Cinder, P.E., Interim City Manager
FROM: Susan Fallon, Contracts/Grants Coordinator
SUBJECT: **SOCIAL SERVICES PROGRAM SUBRECIPIENT AGREEMENT**

The accompanying resolution authorizes a subrecipient agreement in the total amount of \$140,000.00 for Aid to Distressed Families of Appalachian Counties, Inc. (ADFAC) to administer and implement the activities included in the City of Oak Ridge Social Services (CORSS) Policy (copy attached).

ADFAC has served as the provider of the CORSS Program for the previous fourteen years. The CORSS Program, as administered by ADFAC, provides assistance to eligible clients, with rent, mortgage and utility payments; and rent and utility deposits. This financial aid is supplemented with counseling by two Licensed Clinical Social Workers employed with ADFAC.

The program budget submitted by ADFAC for the funding received from the City of Oak Ridge consists of:

\$ 20,000.00	Salaries and General Operating Expenses
\$108,500.00	Direct Assistance – Financial Aid
\$ 11,500.00	Direct Assistance – Counseling

ADFAC projects that at least \$77,000.00 in additional funding will be committed to the CORSS Program as matching funds received by the agency from The United Way of Anderson County, FEMA, Emergency Shelter Grant Program, SAFE, churches, individuals, in-kind volunteer labor and in-kind donations.

Request for sealed proposals were solicited by City staff, for the administration and implementation of activities included in the CORSS Policy, with ADFAC submitting the sole proposal (copy attached). The request for sealed proposals stated and the recommended subrecipient agreement includes the provision of four annual renewal options, including annual funding adjustments based on the Consumer Price Index. The provision of the annual renewal options of the subrecipient agreement should allow ADFAC to provide stable funding to utilize as leverage for additional sources of funds. The recommended subrecipient agreement is for the period of July 1, 2010 through June 30, 2011 with four one-year renewal options through June 30, 2015.

Adequate funding for the CORSS Program has been included in the FY2011 budget from the Grant Fund. Staff recommends approval of the attached resolution as submitted.



Susan Fallon

Interim City Manager's Comments:

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



Gary M. Cinder, P.E.

5/20/10

Date

CITY OF OAK RIDGE, TENNESSEE

SOCIAL SERVICES POLICY

July 1, 1992

(As amended February 7, 1994, June 3, 1996, June 2, 2003 and May 3, 2010)

Purpose

The City of Oak Ridge Social Service program has been developed to assist City residents in crisis with short-term housing needs.

Definitions

1. City refers to the City of Oak Ridge.
2. Eligible Client is an applicant for assistance who meets the eligibility requirements.
3. Authorized Provider is any private or governmental agency which provides social services to City residents.
4. Utility includes electric, water, sewer, and natural gas service.
5. Bona fide Resident is a person, eighteen years of age or older who has been living in Oak Ridge for one year prior to the request for assistance.
6. Self-sufficient is a state in which a person is able to provide a stable living environment, maintain a living wage, provide for basic survival needs (i.e. food & clothing) and to live independent of public support.

Categories of Assistance

1. Housing (benefits not to exceed \$400.00 per client per 12-month period).
 - a. Assistance in Maintaining Households. Rent (or mortgage payments) and utility bills will be paid for up to \$400.00 during the twelve-month period for eligible clients needing temporary assistance in maintaining a household. Payments will be made directly to the landlord (or mortgage) or utility offices upon certification of the amount owed and verification of eligibility.
 - b. Assistance in Establishing Households. Rent and utility bills and deposits will be paid for up to \$400.00 during the twelve-month period for eligible clients seeking to establish a household. Payments will be made directly to the landlord or utility offices upon certification of the amount owed and verification of eligibility.
2. Counseling

Authorized provider will screen and counsel each applicant to determine immediate need, provide referrals and work with each client to achieve short term goals and develop long term goals that will lead to self sufficiency.
3. Screening and Referrals
 - a. Referrals for client services will be made to appropriate agencies and area organizations (food and clothing banks, etc.). Information necessary for processing clients' cases may be shared with such agencies in order to assist in the effective delivery of social services. All clients will be required to sign a release of information form.

- b. Lions Club Sight Conservation Committee. The Lions Club Sight Conservation Program was established by the Oak Ridge Lions Club to provide necessary eye care for children and adults who cannot obtain it through their own resources. The authorized provider will be responsible for certifying families' inability to pay the cost of care and for recommending the use of Lions Club funds as available. Referrals from school personnel should be made through the school nurse.

Eligibility

Applicants for financial assistance must meet the following requirements:

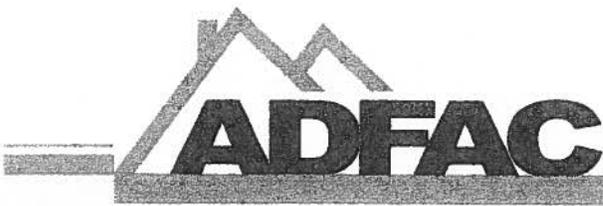
1. Bona-fide resident of Oak Ridge.
2. If a client has been convicted for drug and alcohol violations they must provide proof they are currently or have received treatment for this condition. Other convictions may be considered reason for denial of assistance based on severity or chronicity.
3. For all categories of assistance the income of the applicant must be at or below 185% of the Federal Poverty Guidelines, which is consistent with the WIC and Free and Reduced Lunch programs. Exception can be made in cases of extreme hardship especially when the financial crisis is due to medical expenses.
4. For all categories of assistance, client must provide proof of employment, job training, continuing education, disability or registration with job services. Exceptions may be made at the discretion of the social worker.
5. Assets of applicant must be limited to basic needs such as furniture and clothing; and, in addition,
 - a. Home ownership may be determined a basic need if the property value is below \$125,000.
 - b. Car or other vehicle ownership may be considered a basic need for transportation to and from work, or to receive regular medical care.

Amended 2/07/94: Resolution No. 2-1 0-94

Amended 6/03/96: Resolution No. 6-86-96

Amended 6/02/03: Resolution No. 6-71-03

Amended 5/03/10: Resolution No. 5-35-10



Serving the diverse charitable needs of rural Appalachia since 1987

Proposal Summary The City of Oak Ridge Social Services Program, FY2011

Date: May 5, 2010

Contact Information:

Aid to Distressed Families of Appalachian Counties (ADFAC)
Liz Herbes, LCSW, ACSW – Social Services Program Director
1051 Oak Ridge Turnpike, Room 103; P.O. Box 5953
Oak Ridge, TN 37831-5953
(865) 483-6028

Organization Mission:

Aid to Distressed Families of Appalachian Counties (ADFAC), a 501(c)(3) nonprofit founded in 1987, is a unique agency dedicated to serving the needs of the local low-income population. *ADFAC's mission is to promote self-sufficiency, family stability and strong communities through programs that provide assistance for immediate needs and help families plan for and/or prevent future hardships.* ADFAC's Social Services program provides short-term crisis-need financial assistance for basic survival and shelter necessities (such as rent and utilities) as well as food, cleaning and hygiene items, school supplies and holiday gifts for teens.

Amount Requested: ADFAC requests \$140,000 for FY2011 with \$4,000 incremental increases each subsequent year of the contract period.

Purpose of Request: Funds requested would provide *housing and utilities assistance* as well as *counseling services* to residents of Oak Ridge that live at or below 185% of the federal poverty level (the same guideline used to determine eligibility for WIC and reduced price lunches/school fee waiver).

Total Committed from Other Sources: \$77,000

Time Frame: Initial contract period from July 1, 2010 – June 30, 2011 with 4 one-year renewal options.

Aid to
Distressed
Families of
Appalachian
Counties

Social Services Program

Post Office Box 5953
Oak Ridge, TN 37831

phone 865.483.6028
fax 865.483.2697
www.adfac.org

*ADFAC is an equal opportunity
provider, employer and lender.*

*To file a complaint of
discrimination, write U.S.
Department of Housing and
Urban Development, Assistance
Secretary For Fair Housing and
Equal Opportunity, Washington,
D.C. 20410 or you may write
USDA, Office of Civil Rights, 1400
Independence Avenue,
Washington, D.C. 20250, or you
may call 800-795-3272 (voice) or
202-720-6382 (TTY).*



Proposal Narrative:

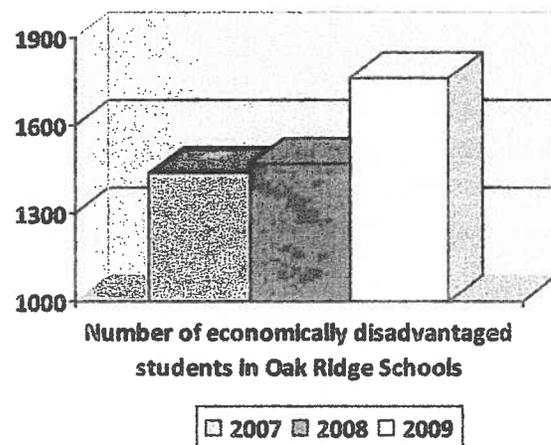
ADFAC has a twenty-three year history of providing necessary services to struggling families in our community; for 14 of these years, we have served as the Authorized Provider of the City of Oak Ridge Social Services Program (CORSS). Our extensive knowledge of the CORSS program and policies coupled with our reputation in the community enables us to effectively and efficiently administer these funds. Should we again be awarded the CORSS contract, we are confident of our ability to continue the successful administration of this program.

ADFAC's Social Service program assists clients by combining direct financial aid with counseling, screening and referrals. Specifically, the CORSS Program as administered by ADFAC provides assistance to eligible clients with housing stability issues such as rent, mortgage and utilities payments, and deposits for rent and utilities. Such assistance does not exceed \$400 per client in the 12 month period.

As mentioned above, any direct financial aid is supplemented by counseling; we strongly believe that this is what makes our program truly unique and effective. Through counseling each client, our Licensed Clinical Social Workers are able to screen for eligibility, verify the level of need, choose the best course of action for assistance and determine if referrals to other agencies (such as mental health facilities, GED classes, etc) are needed to help clients on their path to self-sufficiency. The direct one-on-one contact is critical in planting the seeds that can grow into self-esteem. Counseling also offers the clients a chance to explore other alternatives that had previously gone unnoticed. All potential clients are screened for eligibility prior to receiving any assistance and ADFAC keeps detailed, confidential records on each client served. Client responsibility is strongly encouraged; clients must keep appointment times and bring all income and residency documentation in order to qualify for services.

ADFAC's Social Services program employs two Licensed Clinical Social Workers. Liz Herbes, LCSW, ACSW, has been counseling clients at ADFAC for over 20 years; Dianne Kane, LCSW, has been at ADFAC since 2008 and has nearly two decades experience as a Social Worker. Program support is provided by two part-time employees as well as 19 regular part-time volunteers trained to assist with scheduling, client intake and general office work. The use of volunteers as well as donated office space allows ADFAC to keep overhead costs low.

Funds requested would serve low-income residents of the City of Oak Ridge, including the working poor, the elderly and disabled, single parents and families at risk of becoming homeless. Over the past year, ADFAC's Social Services office has experienced a record number of requests from families that qualify for assistance. Data from the recently released Tennessee Department of Education 2009 Report Card (<http://tn.gov/education/>) shows a sharp increase in the number of economically disadvantaged K-12 students enrolled in the Oak Ridge School System (see chart at right).



Program budget:

Line Item Expense	CORSS: Direct Assistance	CORSS: Administrative (program salaries and general operating expenses)	ADFAC Match: Direct Assistance	ADFAC Match: Administrative	Total
Housing Assistance (rent, mortgage, utilities, deposits)	\$108,500	\$18,000	\$46,000 (church/individual donations, FEMA, ESGP & SAFE)	\$19,500 (United Way)	\$192,000
Counseling	\$11,500	\$2,000	\$11,500	-0-	\$25,000
Subtotals	\$120,000	\$20,000	\$57,500	\$19,500	\$217,000
	Total request from CORSS: \$140,000		Total ADFAC Match: \$77,000		

Statement on ADFAC's compliance with all CORSS requirements: Should ADFAC be awarded the CORSS contract by the City of Oak Ridge, ADFAC agrees to comply with all CORSS requirements.

RESOLUTION

WHEREAS, the City of Oak Ridge has identified the provision of emergency assistance to low and very-low income people threatened with displacement as a priority in the City of Oak Ridge Community Development Block Grant Consolidated Plan 2008 – 2010; and

WHEREAS, the City provides assistance to City residents with short term housing through funding of the Social Services activity from the Grant Fund; and

WHEREAS, requests for proposals were solicited and Aid to Distressed Families of Appalachian Counties, Inc. (ADFAC), submitted the sole proposal to administer the City's Social Services program, which proposal the Interim City Manager recommends be accepted.

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

That the recommendation of the Interim City Manager is approved and the City is hereby authorized to enter into an agreement with Aid to Distressed Families of Appalachian Counties, Inc., Oak Ridge, Tennessee, to administer and implement the activities of the City's Social Services Policy using the City's budgeted funds; said agreement not to exceed \$140,000.00.

BE IT FURTHER RESOLVED that said agreement is for a term of July 1, 2010 through June 30, 2011, with four (4) options to renew upon the mutual consent of both parties for additional one-year terms with the compensation under the agreement being adjusted by one hundred percent (100%) of the Consumer Price Index (CPI) for the month of January of the current year.

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

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

RECREATION AND PARKS MEMORANDUM
10-07

DATE: May 21, 2010
TO: Gary M. Cinder, Interim City Manager
FROM: Josh Collins, Recreation and Parks Director 
SUBJECT: LASALLE PARK PLAYGROUND

The accompanying Resolution awards a contract to Kidz Zone Play Systems of Knoxville, Tennessee, for furnishing all labor and materials for the installation of a new playground at LaSalle Park in the estimated amount of \$74,998.10.

The proposed project envisions the installation of new, universally accessible play equipment at LaSalle Park. The proposed equipment has been designed to address both the physical and cognitive development of children aged 2 to 12 years. It will address accessibility issues through the use of transfer stations and ground-level components. Children with disabilities will be able to access the park from a recently completed parking lot adjacent to the playground. The proposed equipment meets all Consumer Products Safety Council (CPSC) and American Society of Testing and Materials (ASTM) safety standards, and all Americans with Disabilities Act (ADA) accessibility standards.

Six companies responded to the Request for Proposals (RFP) submitting a total of seven playground design proposals. City staff evaluated the designs and determined that Kidz Zone Play Systems design option #2 was the best proposal and met the requirements set forth in the RFP.

The proposed equipment will replace the existing playground at LaSalle Park. The existing playground is old and the structure is beginning to deteriorate. It does not meet current CPSC and ASTM safety standards, nor is it accessible to children with disabilities. This project will provide users with a safer and more enjoyable experience while providing play opportunities for children with disabilities. LaSalle Park will be the ninth city park brought into compliance with ADA and other nationally recognized health and safety standards.

Staff recommends approval of the accompanying Resolution as submitted. Funding for the project has been included in the Capital Projects Fund for the last five years.

Attachments

City Manager's Comments:

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

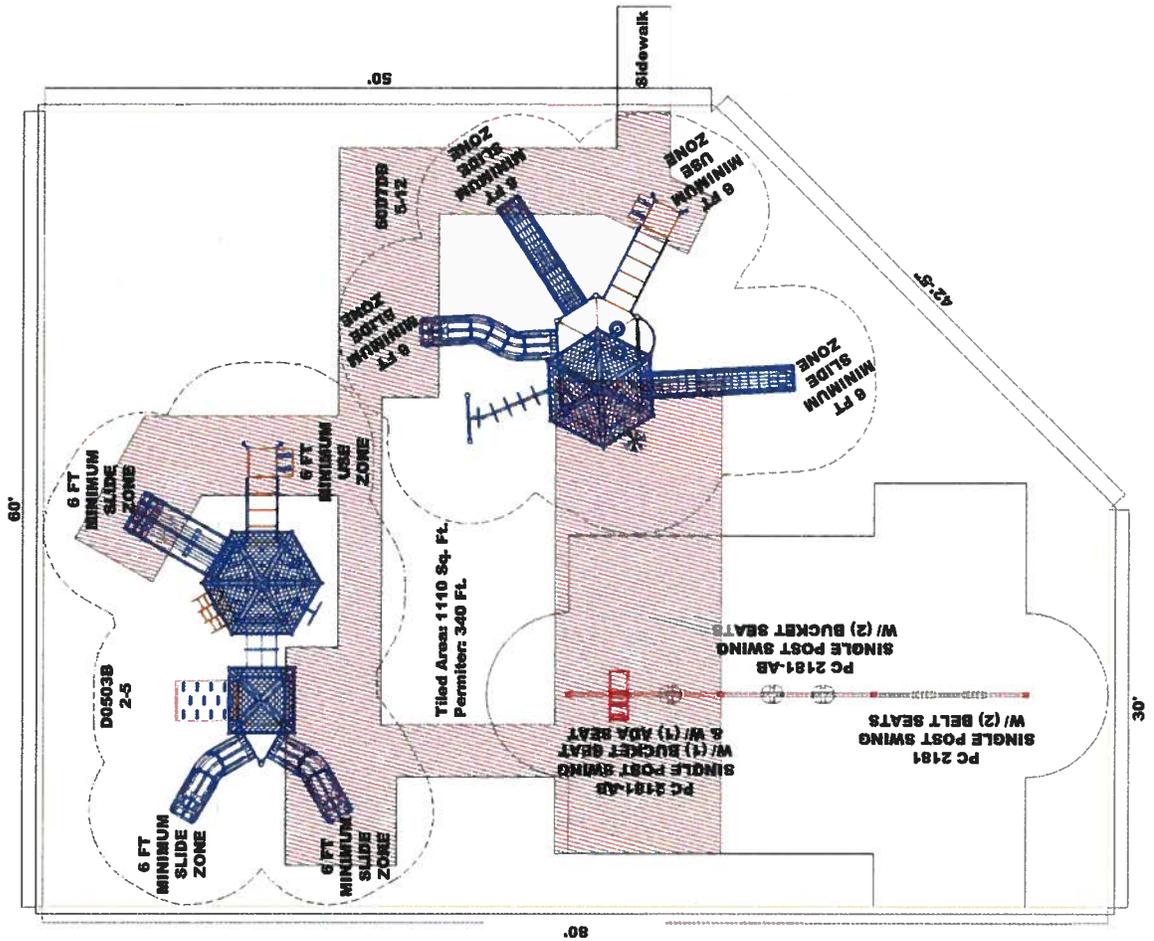


Gary M. Cinder

5/19/10

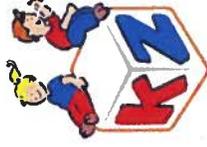
Date

City of Oak Ridge - Option 2



Preparing for Your Playground

1. Locate the structure within your play area to assure adherence to required minimum fall zone as stated on this typical design.
2. The complete playground area must be covered with impact attenuating surfacing such as wood fiber.
3. It is the customer's responsibility to check local soil conditions and drainage within the site. The site must be inspected for any underground utilities prior to excavation.
4. Completely read your installation manual to beginning construction.



**Kidz Zone
Play Systems**

www.kzplay.com
877-KZPLAYS

Project Number
Option 2
Safety Zone
See Site Plan
Age Group
2-5 & 5-12

Prep. Contact: Rep. by
Ben Brown
Toll Free: 1.877.597.5297
Mobile: 1.615.631.1809
Fax: 1.865.247.4814
Email: benb@kzplay.com

Prep. by
Vance Martin
04/07/2010
No Scale

1

*Colors on typical do not represent customers color choice.

CITY OF OAK RIDGE, TENNESSEE
Abstract of Proposals

COR # 10-05
OPENING DATE: APRIL 15, 2010 2:30 P.M.

DESCRIPTION	ITEM	UNIT	PROPOSER: Kidz Zone Play Systems 118 N. Peters Road #253 Knoxville, TN 37923	PROPOSER: KORKAT, Inc. 221 Cable Industrial Way Carrollton, GA 30117	PROPOSER: Outdoor Recreation/ LSI 3828 Bloomingdale Rd Kingsport, TN 37660	PROPOSER: Leisure Lines, Inc. 6924 Commercial Dr. Morrow, GA 30260		
			TOTAL	TOTAL	TOTAL	TOTAL		
FURNISH ALL LABOR, MATERIALS, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES REQUIRED FOR THE LASALLE PARK PLAYGROUND PER THE SPECIFICATIONS PROVIDED BY CITY OF OAK RIDGE RECREATION AND PARKS DEPARTMENT Manufacturer: Surfacing materials and installation: Equipment and Installation	2		Krauss Craft, Inc. \$ 31,962.00 \$ 43,036.10	Playland \$ 22,790.74 \$ 48,250.85	Landscape Structures \$ 9,553.70 \$ 65,313.79	GFFPlay \$ 24,566.00 \$ 50,423.00		
	TOTAL PRICE TERMS DELIVERY F.O.B. VIA			\$ 74,998.10 50% w/PO bal. NET 10 45-60 Days	\$ 71,041.59 50% w/PO bal Net 30	\$ 74,867.49 NET 30	\$ 74,989.00 NET 30	
OTHER PROPOSERS CONTACTED:			JOBSITE VENDOR	JOBSITE VENDOR	JOBSITE VENDOR	JOBSITE VENDOR		
Dominica Recreation Products, Inc. - Longwood, FL Rich Construction, Inc. - Friendsville, TN A Quality - Clinton, TN			Game Time - Lebanon, TN Play Power -Knoxville, TN Miracle Recreation - Clarkston, TN	PROPOSALS OPENED AND RECORDED BY--- Lynn Dowlen Accounting Division Manager				
REASON FOR AWARD ONLY PROPOSAL RECEIVED LOW PRICE BETTER OR REQUIRED DESIGN EARLY DELIVERY LOWEST TOTAL COST			RECOMMEND AWARD BE MADE TO: Kidz Zone Play Systems 118 N. Peters Road #253 Knoxville, TN 37922			PROPOSALS REVIEWED BY--- Janice McGinnis Finance Director		

NUMBER _____

RESOLUTION

WHEREAS, the City of Oak Ridge has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for construction of a universally accessible playground at LaSalle Park; and

WHEREAS, bids were received and publicly opened on April 15, 2010, with Kidz Zone Play Stations, Knoxville, submitting the lowest and best bid, which bid the Interim City Manager recommends be accepted.

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

That the recommendation of the Interim City Manager is approved and award is hereby made to Kidz Zone Play Stations, 118 N. Peters Road #253, Knoxville, Tennessee 37922, for the furnishing all labor, tools, materials, equipment and supplies necessary to perform all work and services for the construction of a universally accessible playground at LaSalle Park; said award in strict accordance COR 10-05, the required specifications, and the bid as publicly opened on April 15, 2010, and in the estimated amount of \$74,998.10.

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

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

**TO THE HONORABLE MAYOR AND CITY COUNCIL
OF OAK RIDGE, TENNESSEE**

1. That, by Chapter 503 of the 1951 Private Acts of Tennessee, there was created a municipal corporation designated as "Oak Ridge Utility District,"
2. That, by Section 3 of said Chapter 503, and by petitions for appointments by the Board of Commissioners of Oak Ridge Utility District and the City Manager of the City of Oak Ridge, having been confirmed by the City Council of the City of Oak Ridge as follows:
 - a. On June 30, 2005, the term of Dr. Thomas L. Clary, III expired, and he was duly nominated and re-appointed to a five-year term from July 1, 2005 expiring June 30, 2010.
 - b. On July 1, 2006, James E. Rushton was duly nominated and re-appointed to a five-year term expiring June 30, 2011.
 - c. On July 1, 2007, Nancy B. Stanley was duly nominated and re-appointed for a five-year term expiring June 30, 2012.
 - d. On July 1, 2008, James W. Charles, III was duly nominated and re-appointed for a five-year term expiring June 30, 2013.
 - e. On July 1, 2009, Alan L. Liby was duly nominated and re-appointed to a five-year term expiring June 30, 2014.
3. That, on June 30, 2010, the term of Dr. Thomas L. Clary, III expires, thereby creating a vacancy in the membership of the Board of Commissioners of Oak Ridge Utility District.
4. That Section 3 of said Chapter 503 provides that whenever a vacancy occurs, a successor shall be nominated by a majority vote of the remaining members of the Board of Commissioners and the City Manager, then the name of the person so nominated shall be submitted to the City Council of Oak Ridge, Tennessee, for confirmation and within twenty days from the submission of such name to such City Council, the Council shall act upon the nomination and advise the District thereof.
5. That Dr. Thomas L. Clary, III, of Oak Ridge, Tennessee, has been nominated to fill the vacancy created by the expiration of his current term, beginning July 1, 2010 and expiring on June 30, 2015, such nomination being made by a majority vote of the remaining members of the Board of Commissioners of Oak Ridge Utility District and the City Manager of Oak Ridge, Tennessee, as evidenced by the Resolution attached hereto.

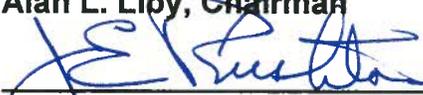
Wherefore, the undersigned Petitioners pray that Oak Ridge City Council confirm the nomination of Dr. Thomas L. Clary, III, as Commissioner of the Oak Ridge Utility District, to serve a five-year term beginning July 1, 2010 and ending June 30, 2015, as authorized by Chapter 503 of the 1951 Private Acts of Tennessee.

RESPECTFULLY SUBMITTED THIS ___ DAY OF _____, 2010,

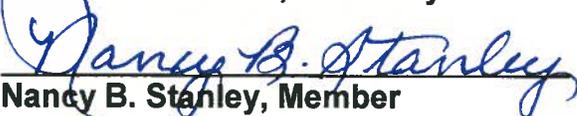
**BOARD OF COMMISSIONERS OF OAK RIDGE
UTILITY DISTRICT:**



Alan L. Liby, Chairman



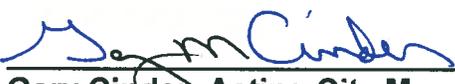
James E. Rushton, Secretary



Nancy B. Stanley, Member

James W. Charles, III, Member

CITY OF OAK RIDGE, TENNESSEE:



Gary Cinder, Acting City Manager

**APPROVED BY OAK RIDGE CITY COUNCIL
THE** _____ DAY of _____ 2010,

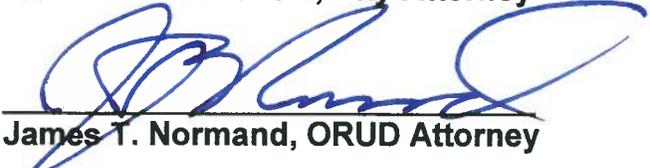
MAYOR

CITY CLERK

APPROVED AS TO FORM AND LEGALITY:



Kenneth Krushenski, City Attorney



James T. Normand, ORUD Attorney

MAYOR'S MEMORANDUM
10-10

DATE: May 27, 2010

TO: Fellow Members of City Council

FROM: Mayor Tom Beehan

SUBJECT: APPOINTMENT OF ANDERSON COUNTY TOURISM COUNCIL
REPRESENTATIVE

The bylaws of the Anderson County Tourism Council provide that each municipality in the county is represented by one member, which is either the mayor, city manager, or an appointee decided upon by the mayor or city manager. Councilwoman Miller has served as the City's representative since joining the Council. It is now time to decide upon a representative for FY 2011. At my request, the City Clerk asked Jane if she would be willing to continue serving as our representative on this Council and she has agreed to do so. Jane is uniquely suited for this role, having served on the Board of the Oak Ridge Convention and Visitors Bureau for a number of years prior to becoming a member of City Council.

Although not required, I am requesting your confirmation of Councilwoman Jane Miller to serve as the City's representative on the Anderson County Tourism Council for the Fiscal 2011 term.



Mayor

SPECIAL REPORTS

YOUTH ADVISORY BOARD MEMORANDUM

DATE: May 24, 2010
TO: Jackie Bernard, City Clerk
THROUGH: Matt Reedy, Advisor to the YAB
FROM: Rachael Foust, YAB Chairperson
SUBJECT: Youth Advisory Board State of the Youth Address

At the May 19, 2010 meeting of the Oak Ridge Youth Advisory Board, YAB members approved the State of the Youth Address to be presented at City Council on Monday night, June 7, 2010.

I will be in attendance at the Council meeting to present the report. Youth Advisory Board members have also been encouraged to attend the meeting.

If there are any questions about this statement from the Youth Advisory Board, I can be reached during after-school hours at 809-3279.

Thank you,

Rachael Foust
YAB Chairwoman

Oak Ridge Youth Advisory Board State of the Youth Address 2010

Good evening, Mr. Mayor, members of City Council, distinguished guests, and fellow citizens of Oak Ridge. My name is Rachael Foust and I am the Chairwoman of the Oak Ridge Youth Advisory Board. It is my pleasure to come before you tonight to deliver the State of the Youth Address.

The Youth Advisory Board was created in 1991 with the purpose of providing ongoing and direct input on government policies and practices that may affect teenagers. We act as the liaison between our local government and the youth of Oak Ridge. Additionally, the YAB provides the community with youth oriented events and services that encourage the young people of Oak Ridge to become active in our community. The State of the Youth Address allows us to review the events of the past term and address the concerns and opinions of the youth of Oak Ridge.

At the start of Youth Advisory Board's 2009-2010 term of office, we set down a list of goals that included volunteer services for the community, recreational and educational activities for students, and improved communication with the high school and with City Council. Some of these events were new, some were old, but with each event the YAB was able to find potential for improvement or expansion.

This year, some of our most successful recreational events were Breakfast with Santa, Graduation Celebration, which hosted 85% of the ORHS Class of 2010, and the Battle of the Bands. The Battle of the Bands is a highly attended event that I have enjoyed being a part of since my first year on the board in eighth grade, but this year we changed it up a bit. The YAB teamed up with the ORHS Haiti club and decided, even

before the disastrous earthquake, to donate all proceeds to the club. In the end, our combined efforts raised \$375.00 for Haiti.

Our educational services included CPR and First Aid certification programs, a Financial Forum for Youth, and the Kid of the Month program at Girls Inc. This program rewards kids for participating in tutoring and for displaying admirable qualities such as leadership and compassion. These and the other services the Youth Advisory Board offers aim to provide students with the knowledge and life skills necessary to be engaged members of society.

The YAB also encourages philanthropy by setting an example. Each year the Board volunteers at the city Halloween Party, collects sports equipment for the Global Gear Drive, continues the recycling program at the Civic Center, and sponsors Angel Tree children. We have donated to Angel Tree for the past five years and been involved in the Global Gear Drive for four years. The Halloween Party has continued to be successful as we shifted our focus towards a new demographic. Our “Glow Room” aims to entertain the older children and teens who come to the event with their families or younger siblings. The board also hosted a Snow Bowl Disc Golf Tournament in January to raise canned goods for the Second Harvest Food Bank.

We are very proud of the success of our programs and services and we hope to increase their impact on our community through improved advertisement and public communication. Our use of Facebook to publicize events has greatly increased YAB’s exposure and has proved to be a wonderful tool for spreading information and receiving feedback. The Youth Advisory Board would also like to thank City Council for the opportunity to attend the National League of Cities Congress of Cities. Last fall, three

YAB members, Zach Meyers, Kristen Summerlin, and I were honored with the opportunity to travel to San Antonio to teach and participate in a conference pulling in city and youth leaders from across the country. While there we were able to converse with members of youth boards like ours, compare notes, discuss youth issues, and share ideas. We also presented a workshop on the very address I am giving now. All in all, the experience was invaluable. We returned to Oak Ridge inspired and full of new ideas and would greatly appreciate such opportunities in the future.

One topic we discussed in San Antonio was how to identify and adapt to the youth's ever-changing needs. For this the YAB implemented a Youth Survey. This year's surveys were given out at the Battle of the Bands and were also available to take online. Surveying allows us to gain insight into the youth's perception of Oak Ridge and how they feel we can improve as a board. The YAB Survey for 2010 included a question regarding usage of the Traffic Camera monies, on tough issues that teenagers face, and on future programming ideas that the YAB is considering. The survey results, included at the end of this report, show the comments and ideas from Oak Ridge students on plans for the future of the City. The survey revealed that students are interested in seeing new retail opportunities, a Youth Center, development at the Marina, and any other types of plans that offer teens a place to go.

I would now like to thank the City Council on behalf of the Youth Advisory Board for their continued support. Your support of the YAB gives the youth of Oak Ridge a voice and provides its members with countless opportunities to grow as leaders and citizens and with experiences that encourage teamwork, engaged learning, and affirmative action. Also, I can personally attest that being a member of this board has

impacted my life in such a positive manner that I can no longer picture my life without also picturing the type of community involvement that I have learned to love here in Oak Ridge.

The new term of YAB begins August 1, 2010, and any council member or citizen who wishes to get involved with the Board is welcome to attend our meetings. Regularly scheduled meetings will be posted in the Oak Ridger as those meeting dates and times are set by the newly elected Youth Advisory Board. I would be more than happy to answer any questions that you may have at this time about this report. We would also love to hear your ideas on the future direction of the City of Oak Ridge Youth Advisory Board.

Thank you!

Rachael Foust

Chairwoman of the Oak Ridge Youth Advisory Board

YAB Student Survey Information - April 30, 2010

Are you an Oak Ridge resident?

Yes 117
No 13

Have you ever heard of the YAB?

Yes 109
No 21

Biggest Issue faced by the average teenager in Oak Ridge?

Finding things to do in town	76
Drug and alcohol abuse	48
Unsafe home environment	10
Gang violence and bullying	17
Other Ideas?	unsafe school
	teen pregnancy

Youth Center - What should be included?

Game Room 94
TV/Couches 85
Sports 77
Tutoring 56
Classes 49

Collision avoidance training - interested?

YES 71
NO 51

TRAFFIC CAMERA MONEY - IDEAS

Build a better Mall 16
Build a Youth Center 16
Build the Waterfront 7
School Music and Sports Programs 6
Pay down school debt 6
Expand Retail 4
New Putt Putt place 3
Award scholarships to students in need 2
Sports Complex 2
Art Program 2
Invest in new business
Something for families to do
Solar panels for ORHS
Revamp Civic Center
Property Tax Returns - one time stimulus

MAYOR FOR THE DAY IDEAS

Get rid of Traffic Cameras 11
Build the Waterfront
Fix Malfunction Junction
Drug Problems 4
Mandatory Recycling
Modernize everything in town
Fix poor housing 2
Street fairs like Knoxville
Cut school spending 3
School rating system

ORDINANCES
FIRST READING

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM
10-51**

DATE: May 20, 2010
TO: Gary Cinder, Interim City Manager
THROUGH: Kathryn Baldwin, Community Development Director *KAB*
FROM: Kahla Gentry, Senior Planner
SUBJECT: **CENTENNIAL BLUFF PUD PLAN AMENDMENT**

An item for the City Council agenda is a request to amend the Centennial Bluff PUD by changing the zoning of approximately five acres from R-3, Medium Residential with a PUD overlay to R-2, Low Density Residential with a PUD overlay. This request is made by the developer in order to respond to marketing data indicating a demand for detached single-family units within the Centennial Bluff development. Detached single-family units are a permitted use within the R-2 District but not permitted in the R-3 District, thus requiring the change in zoning.

The proposed changes to the PUD reduces the density of Centennial Bluff by removing 3 of the previously approved condominium buildings and replacing them with 20 attached housing units and 24 detached housing units. This reduces the number of housing units from 405 to 336. The proposed duplex housing units are a permitted use within the R-3 base zone for Centennial Bluff and have been approved by the Planning Commission.

At their regular meeting on January 21, 2010 the Planning Commission reviewed the Centennial Bluff PUD revisions and voted 8-0 to recommend to City Council approval of the request to rezone approximately five acres from R-3 PUD to R-2 PUD to develop approximately 24 single-family detached dwellings as shown on the drawing prepared by ACHW titled "Final Master Plan and Sketch Plat East – Centennial Bluff at Centennial Village". A narrative describing the changes and development standards is also included as part of the PUD and the Planning Commission recommendation.

The proposed setbacks within the single-family section are as follows:

- Front – 20 feet
- Side – 5 feet
- Rear – 15 feet

The minimum lot width is 40 feet and the minimum building lot size is 6,000 square feet. This is similar to lots in Willow Place, Clark's Preserve and Groves Park Commons. The exterior building materials will be consistent in color and general appearance to those materials used on the 32 unit building and the Community Clubhouse that are present on the site today. The area proposed for redesign is located where the highest ground level elevations for Centennial Bluff are located. The higher elevation helps to off-set the difference in height between the single or two story units with the multi-story units nearby. In addition, landscaped buffers will be installed between the different uses. Staff recommends approval of the requested rezoning to R-2 PUD and revised PUD Master Plan for Centennial Bluff.

Kahla Gray

City Manager's Comments:

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

Gary C. Corder
Gary Corder, Interim City Manager

5/24/10
Date

**Preliminary Master Plan, Final Master
Plan, & Sketch Plat Revisions**

for

Centennial Bluff

A 50+ Lifestyle Community

Table of Contents

- A.** Summary of Requested Revisions
- B.** Description of Architectural Character
- C.** Sample building elevations for Typical Duplexes
- D.** Sample rendering for Typical Single Family Units
- E.** Variances Request Letter (For proposed R-2, PUD)

Revision Summary

The developer of Centennial Bluff has requested the following changes:

Preliminary Master Plan

- Rezone ± 5 acres of the overall ± 39 acre development from R-3 PUD to R-2 PUD to allow for single family lots
- Along with the zoning change we are requesting the following setbacks be used for the proposed R-2 PUD section
 - Front-20'
 - Side-5'
 - Rear-15'
- Variances being requested for the zoning change
 - Reduce the lot width from 45' to 40'
 - Reduce the minimum building lot size for single family form 8,000sf to 6,000sf

Final Master Plan & Sketch Plat

- Add a section of duplexes (± 10) on ± 3 acres of the development and removing about 5 multi-family buildings to make room for duplexes and single family lots.
 - This reduces the maximum dwelling units from 405 to approx. 336
 - Showing additional 50' wide right of way to be provided to the city serving the duplex section.
 - Asking to have 15' rear setbacks for duplex area.
 - Asking to reduce the road width to 22' asphalt with curb & gutter in order to have a 5' landscaping area between the curb and sidewalk.
- Removed the 8' wide island that was along the centerline of Centennial Bluff Boulevard and moving the southern curb line in or north the 8' that the island occupied.
 - Need to move the street lighting previously in the island to the south side of the boulevard.
 - The sidewalk on the south side would like to be changed to a meandering 4' wide walkway along the area that the island was removed as there is more green space behind the curb and right of way line with the island removed and curb altered.
 - This will affect the storm drainage system along the south side of the boulevard and any structure currently constructed would have to be corrected by the developer.
- The plan shows the approximate modifications to the utilities to serve the duplexes and those affected by the boulevard change.

Architectural Character

The Centennial Bluff development (±39 acre) is located on the corner of Edgemoor Road SR 170 and Melton Lake Drive. There is currently one Residential building and Clubhouse that has been constructed. The original development showed 15 residential buildings which were to provide a maximum of 405 dwelling units. The community is set up for the active adult which is 50+ years old. The development takes advantage of the topography to provide exceptional views of Melton Lake, Centennial Golf Course, and the surrounding area as it sit on a hill with each building or development site stair stepping up the hillside. The current construction materials used in residential and clubhouse buildings is a combination of stone and hardi plank exterior with a natural or neutral appearance as seen in the pictures below taken of the two buildings.





The developer has decided to test the ever changing market by proposing to replace four of the residential multi-family and multi-story building with a small section of duplex units and a section of single family lots. The area of duplexes (±3 acres) would sit up the hillside from the existing unit and clubhouse taking advantage of the existing topography. Developing the duplexes higher up the hillside will reduce the impact of the difference in height between the four story multi-family buildings and the one to two story duplexes. A vegetative buffer of at least 35' is planned to also separate and soften the change from the multi-family section and the ±10 duplex units. An increase in street trees along the Centennial Bluff Boulevard will also provide some additional separate for the duplex area. The construction of the duplex is proposed to use shared driveways as shown on the following pages and the Revised Final Master Plan drawing. The construction material would be similar to existing materials used in order to closely matching the appearance of the clubhouse and residential buildings that are currently constructed (see attached descriptions). The floor area of the proposed one story units is between 1,300 and 1,450 square feet. This area doesn't require a zoning change as duplex units are allowed under the current R-3, PUD zoning but does need to get Planning Commission approval due to the concept change for the ±3 acres area.

The single family section would require a zoning change as it is not allowed under the current R-3, PUD zoning. The developer is requesting to change the zoning of about ±5 acres of the ±39 overall acre development to R-2, PUD. The R-2 zoning would allow for the single family units. The single family units would again be place a little higher than the duplex units toward the top of the existing hill. The section would contain approximately 24 single family lots varying from a minimum 6,000 square feet to 14,000 square feet. This would require a variance for lot size as the minimum allowed under R-2 is 8,000 for single family detached. The developer is also requesting that the side setback be reduced from 8' to 5' and the rear to be 15'. The style and concept of these small single family units is to resemble the duplex area but to give potential buyers the opportunity to have a little more space and yard to enjoy. A typical rendering of a single family unit is attached. The single story units would be between 1,450 and 1,700 square feet. This area would again have a vegetative buffer between the multi-family areas of a minimum of 20' wide. The area would also increase the number of street trees along Centennial Bluff Boulevard to provide some additional separation and provided a visual buffer for the units which back-up to the boulevard. The construction material would be similar to existing materials used in order to closely matching the appearance of the clubhouse and residential buildings that are currently constructed (see attached descriptions).

The requested changes to The Centennial Bluff Development providing an area of duplexes and single family lots will reduce the number of dwelling units from 405 that has been previously approved to about 336 units. The active adult community will remain the overall concept with the clubhouse and the golf course as the main two recreational activities. The proximity to the walking trails along Melton Lake is an additional amenity. The requested changes gives the developer and interested active adults a variety of options of living arrangements while still benefiting from the clubhouse and small community atmosphere with similar neighbors. The existing topography helps to separate the different areas by provided different elevations for each section or building pad and helping to minimize one from blocking the view of the surrounding area from one another. The vegetative buffers between the multi-story buildings also soften the impact of the different heights and sizes of the buildings. This revision in the concept seems to reduce the amount of impervious surfaces which in turn will reduce the amount of runoff and provided more green space to the overall development.

Description of proposed exterior building materials to be used on the Carriage Homes at Centennial Bluff

The exterior building materials that will be utilized in the "Carriage Homes at Centennial Bluff" will be consistent in color and general appearance to those materials used on the 32 unit building and the Community Clubhouse that are present on the site today. The materials used on the Carriage Homes have been thoughtfully selected to offer these homeowners value, superior performance and the low maintenance lifestyle they desire. Each home is available in three elevations: all siding, siding with a stone water table (streetside elevation), or full stone front. Homebuyers will make their exterior color choices from several professionally selected color palettes to ensure a community whose architectural style and color palette blends with the existing structures and creates a consistent and appealing aesthetic.

Premium Cedar Impressions siding by Certainteed on street side elevations. On non-street side elevations, a low maintenance color coordinated horizontal vinyl siding, also by Certainteed will be used.

Energy efficient beige colored vinyl single hung windows with grilles in upper sashes only.

30 year dimensional asphalt shingle roof similar in color to the roof on the Clubhouse.

Craftsman style fiberglass front entry doors.

Craftsman inspired gable brackets, board & batten accent siding, board & batten style shutters, bracketed porch posts and carriage style garage doors enhance the curb appeal of these homes.

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 A PORTION OF PARCEL 2.00, ANDERSON COUNTY TAX MAP 101F, GROUP A, FROM R-3/PUD, MEDIUM DENSITY RESIDENTIAL WITH A PLANNED UNIT DEVELOPMENT OVERLAY, TO R-2/PUD, LOW DENSITY RESIDENTIAL WITH A PLANNED UNIT DEVELOPMENT OVERLAY AND TO APPROVE THE REVISED FINAL MASTER PLAN FOR CENTENNIAL BLUFF AS SUBMITTED BY CENTENNIAL BLUFF, LLC.

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:

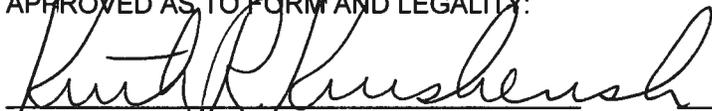
<u>Property Description</u>	<u>Location</u>	<u>Present Zoning District</u>	<u>New Zoning District</u>
A portion of Parcel 2.00, Map 101F, Group A (±5.00 Acres)	Centennial Bluff Blvd	R-3/PUD, Medium Density Residential with a Planned Unit Development Overlay	R-2/PUD, Low Density Residential with a Planned Unit Development Overlay

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

Section 3. The Planned Unit Development Revised Final Master Plan for Centennial Bluff, as submitted by Centennial Bluff, LLC, and as shown on ACHW Drawing Number 5010MP-2, dated January 25, 2010, and their appendices attached hereto, is hereby approved.

Section 4. 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:



 City Attorney Mayor

City Clerk

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

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM
10-49**

DATE: May 20, 2010
TO: Gary Cinder, Interim City Manager
THROUGH: Kathryn Baldwin, Community Development Director *KGB*
FROM: Kahla Gentry, Senior Planner
SUBJECT: **REZONING AND LAND USE PLAN AMENDMENT; PARCEL 33, ANDERSON COUNTY TAX MAP 99E, GROUP G, 313 VERMONT AVENUE**

An item for the City Council agenda is a request to rezone the lot located at 313 Vermont Avenue from R-1-C, Single-Family Residential to O-2, Office, and to amend the Land Use Plan from R, Residential to O, Office/Institutional. The application is submitted by Regions Bank to allow the construction of an ATM adjacent to their bank building located at the corners of the Oak Ridge Turnpike, N. Rutgers Avenue and Vermont Avenue. The subject property was purchased by Heritage Bank, now Regions Financial, in 1994. The house that was located on the lot was demolished in 2002 and the lot is now vacant. The property proposed for rezoning has an area of approximately 0.28 acres. At their regular meeting on May 27, 2010, the Oak Ridge Municipal Planning Commission voted 10-0 to recommend approval of the requested rezoning and the associated Land Use Plan amendment from R, Residential to O, Office/Institutional.

The zoning and land uses of the adjacent properties are as follows. To the north across Vermont Avenue are single-family homes zoned R-1-C, One-Family Residential in the Manhattan District Overlay. The adjacent property on east, also owned by Regions Bank, is a banking facility zoned O-2, Office. Bounding the property on the west and south is St. Mary's Catholic Church, zoned R-2, Low Density Residential and R-1-C, Single-Family Residential.

Staff recommends approval of the rezoning and Land Use Plan amendment. The requested rezoning will unify the zoning of the property owned by Regions Bank. The rezoning is compatible with existing zoning and uses in the area, being an area of transition between institutional and commercial uses located on the Oak Ridge Turnpike and Vermont Avenue changing to residential north of Vermont Avenue. Single-family homes that were once located on the same side of Vermont Avenue as the subject property, between St. Mary's and the bank property have been removed or put to other use. The City's Land Use Plan designates the adjoining property on the east and south as O, Office/Institutional, and the rezoning will result in a small extension of this area.

Kahla Gentry

City Manager's Comments:

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

Gary Cinder

Gary Cinder, Interim City Manager

5/28/10

Date

Staff Review of Rezoning Request

Location & Approximate Area: 313 Vermont Avenue, portion of Regions Bank property. Lot 12, Block 18-CC; Anderson County Tax Map 99E, Group G, Parcel 33.00. The site has an approximate area of 0.28 acres.

Date: May 13, 2010

Owner: Regions Financial
250 Riverchase Pkwy. Suite 600
Birmingham, AL 35244

Applicant: Anthony Oliver, PKA Architects
2100 1st Ave. N., Suite 100
Birmingham, AL 35203

Request Rezoning

From: R-1-C, One-Family Residential

To: O-2, Office

Site Characteristics:

Vacant lot, former site of single-family residence.

Adjacent Land Uses & Zoning:

North: Single-family residences zoned R-1-C, One-family Residential in the Manhattan District Overlay zone.

West: St. Mary's Catholic Church properties zoned R-1-C, One-family Residential

South: St. Mary's Catholic Church property zoned R-2, Low Density Residential

East: Region's Bank, zoned O-2, Office.

Previous Rezoning Requests: None

Background:

Purpose: The lot is owned by Region's Bank. The rezoning is requested to allow the construction of an ATM.

Conformity with 1988 Comprehensive Plan:

a. Land Use Plan: The Land Use Plan designates the area proposed for rezoning as R, Residential. If rezoning is approved a major amendment to the Land Use Plan would be required changing the designation to O, Office/Institutional.

b. Applicable Policies:

Policy L-8: The City will promote the location of intensively-designed retail, service, office, hotel, multiple-family residential, and civic activities in the Turnpike-Illinois-Rutgers vicinity and in the Jackson Square - Jackson Plaza vicinity while allowing appropriately located and designed neighborhood shopping centers.

Policy L-11: The City will locate new industrial and office areas and enforce site design standards to ensure that residential neighborhoods are protected from the adverse effects of those activities.

Analysis:

The following criteria were used to evaluate the rezoning request.

1) **Is the proposed zoning district consistent with the City's Comprehensive Plan?**

The proposed zoning district is not consistent with the Residential land use designation, however the proposed zoning is consistent with the Office/Institutional designation for the abutting property east and south.

2) **Are there substantial changes in the character of development in or near the area under consideration that support the proposed rezoning.**

Yes. In 1994 Heritage Bank acquired 313 Vermont Avenue, the subject property, and the house located there was torn down. In 1999 St. Mary's Catholic Church purchased 315 Vermont Avenue. The house on that lot is still standing and being used for after-school daycare. In 2006 St. Mary's Catholic Church purchased 317 and 319 Vermont Avenue. The two houses on these lots were torn down and replaced with a youth center for St. Mary's.

3) **Is the character of the area suitable for the uses permitted in the proposed zoning district and is the proposed zoning district compatible with surrounding zoning and uses?**

Yes. This is an area of transition between residential and non-residential uses. There are commercial uses zoned UB-2, Unified General Business along Vermont Avenue east of Rutgers Avenue. Regions Bank, zoned O-2, Office is on the west side of Rutgers, between Vermont Avenue and the Oak Ridge Turnpike, with the subject property adjoining on the west. South and west of the subject property is the St. Mary's campus, zoned R-1-C and R-2, with an Office/Institutional land use plan designation. The north side of Vermont Avenue is zoned R-1-C/MDO, Single-Family Residential within the Manhattan District Overlay, with a single-family neighborhood extending from the north side of Vermont Avenue northward.

4) **Will the proposed rezoning create an isolated district unrelated to adjacent and nearby districts?**

No, the proposed rezoning will result in the Regions Bank property having one zoning designation, O-2, Office, instead of R-1-C and O-2.

5) **Are public facilities and services adequate to accommodate the proposed zoning district?**

Public utilities and road capacity are adequate.

6) **Would the requested rezoning have environmental impacts?**

Environmental impacts are minimal. This is a small previously developed lot. The primary impact will be removal of vegetation and an increase in impermeable area.

Neighborhood Position: No comments have been received as of May 19, 2010

Landscaping/Buffering requirements: If new construction takes place, at least 20% of the site must remain in green space. A landscaped area between the parking lot and the front lot lines is required.

Notification of Property Owners Within 200': May 14, 2010

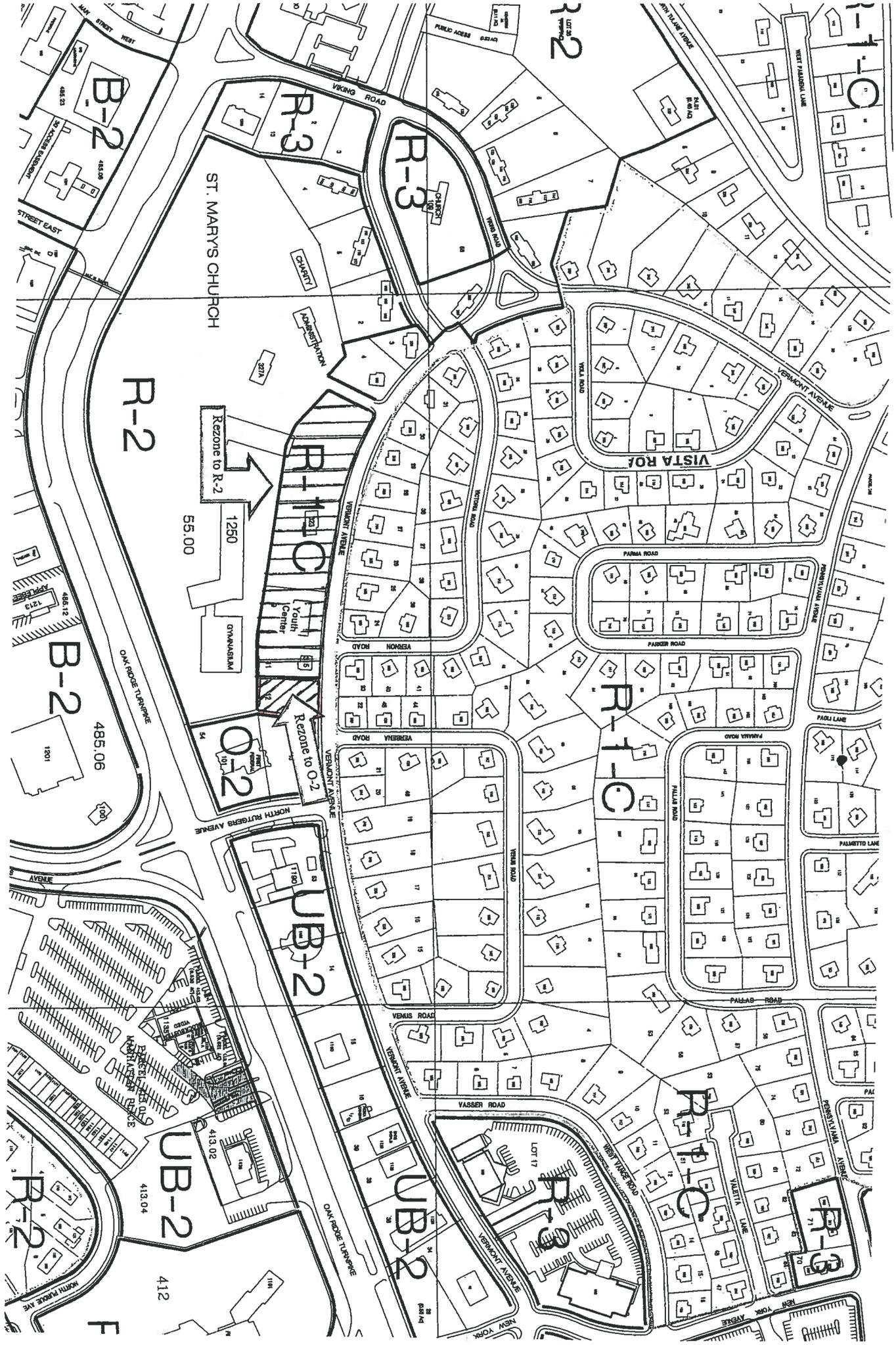
Rezoning signs posted: May 13, 2010

Conclusion and Planning Staff Recommendation: Staff recommends approval of the rezoning request. The requested rezoning will unify the zoning of the property owned by Regions Bank. The rezoning is compatible with existing zoning and uses in the area, being an area of mixed zoning transitioning between commercial and residential uses. Single-family homes that were once located on the same side of Vermont Avenue between St. Mary's and the bank property have been removed or put to other use. The City's Land Use Plan designates the adjoining property on the east and south as O, Office/Institutional, and the rezoning will result in a small extension of this area.

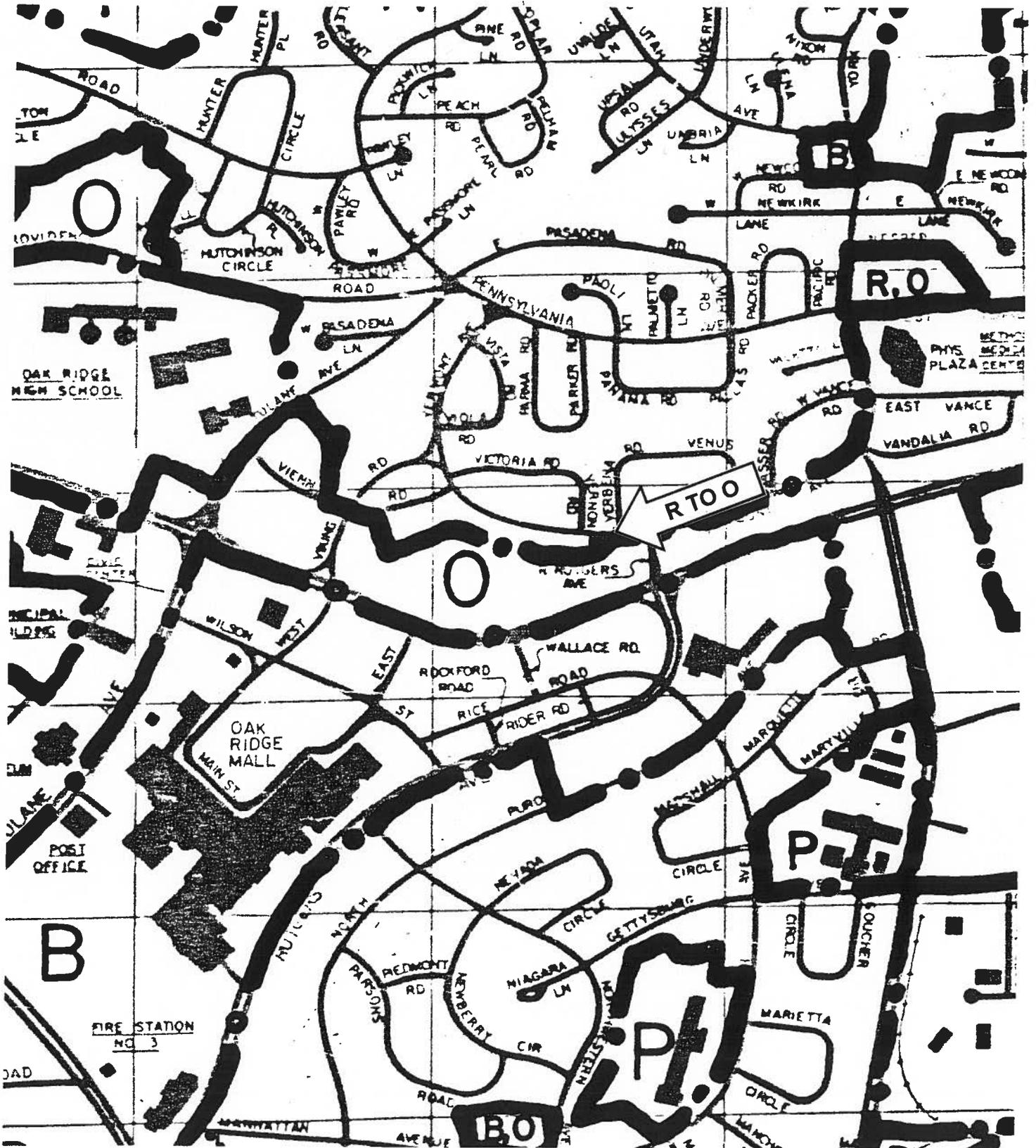
Planning Commission Recommendation: May 27, 2010:

Location Map

Rezoning a portion of St. Mary's Property from R-1-C to R-2
Rezoning 313 Vermont Avenue from R-1-C to O-2



AMEND LAND USE PLAN FROM R, RESIDENTIAL TO O, OFFICE/INSTITUTIONAL



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 PARCEL 033.00, ANDERSON COUNTY TAX MAP 99E, GROUP G, FROM R-1-C, SINGLE-FAMILY RESIDENTIAL TO O-2, OFFICE, AND AMENDING THE COMPREHENSIVE PLAN'S LAND USE PLAN BY CHANGING THE DESIGNATION OF SAID PARCEL FROM R, RESIDENTIAL TO O, OFFICE/INSTITUTIONAL.

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:

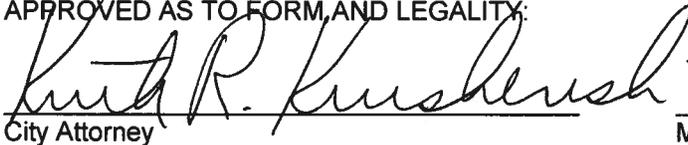
<u>Property Description</u>	<u>Location</u>	<u>Present Zoning District</u>	<u>New Zoning District</u>
Parcel 033.00, Map 99E, Group G (±0.28 Acres)	313 Vermont Avenue	R-1-C, Single-Family Residential	O-2, Office

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

Section 3. The rezoning requires a major amendment to the Comprehensive Plan's Land Use Plan, and said Plan is hereby amended by changing the designation of Parcel 033.00 Map 99E, Group G, to be changed from R, Residential to O, Office/Institutional.

Section 4. 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:


City Attorney

Mayor

City Clerk

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

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM
10-50**

DATE: May 20, 2010

TO: Gary Cinder, Interim City Manager

THROUGH: Kathryn Baldwin, Community Development Director *pepb*

FROM: Kahla Gentry, Senior Planner

SUBJECT: **REZONING PARCELS 30, 32 AND A PORTION OF PARCEL 35,
ANDERSON COUNTY TAX MAP 99E, GROUP G, VERMONT AVENUE**

An item for the City Council agenda is a request to rezone a portion of the property owned by St. Mary's Church from R-1-C, Single-Family Residential to R-2, Low Density Residential. The rezoning was initiated by city staff in order to unify the zoning of the St. Mary's campus. At their regular meeting on May 27, 2010 the Planning Commission voted 10-0 to recommend approval.

St. Mary's Church has been located at this site since the 1950's and has expanded over the years, acquiring lots on Vermont Avenue that were once used for single-family residences. In 1999 St. Mary's Catholic Church purchased 315 Vermont Avenue. The house on that lot is still standing and being used for after-school daycare. In 2006 St. Mary's purchased 317 and 319 Vermont Avenue. The two houses on these lots were torn down and replaced with a youth center for St. Mary's. Other single-family homes on Vermont Avenue that were bordering St. Mary's have been acquired and removed by the church in the past. The original church area is zoned R-2 and the area along Vermont Avenue where the church has expanded is zoned R-1-C. City staff is recommending unifying the zoning of the St. Mary's Church property to R-2.

Kahla Gentry

City Manager's Comments:

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

Gary M. Cinder
Gary Cinder, Interim City Manager

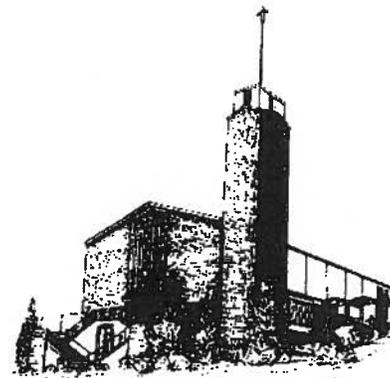
5/28/10
Date

St. Mary Church

327 VERMONT AVE.

OAK RIDGE, TENNESSEE 37830

865-482-2875



April 22, 2010

Monica Austin Carroll
Community Development Division Manager
City of Oak Ridge
PO Box 1
Oak Ridge TN 37831

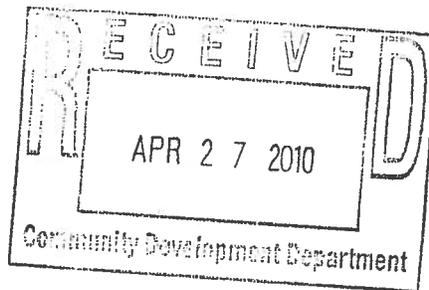
Dear Ms. Austin Carroll:

A proposal to rezone property along Vermont Avenue owned by St. Mary's Church from the current R1C zone designation to R2 zoning has been presented to St. Mary's Church. The proposed R2 zone designation will resolve the split-zoning of the properties along Vermont Avenue owned by St. Mary's Church. I am writing to confirm St. Mary's Church's concurrence with this proposal. Please let us know what St. Mary's needs to do to facilitate this change.

Sincerely,

John A. Wheeler
Business Manager

cc: Father William McKenzie



Staff Review of Rezoning Request

Location & Approximate Area: 315, 319 and a portion of 327 Vermont Avenue, portion of St. Mary's Catholic Church property. Anderson County Tax Map 99E, Group G, Parcels 30.00, 32.00 and a portion of Parcel 35.00.

Date: May 13, 2010

Owner: St. Mary's Catholic Church
327 Vermont Avenue
Oak Ridge, TN 37830

Applicant: City of Oak Ridge

Request Rezoning

From: R-1-C, One-Family Residential

To: R-2, Low Density Residential

Site Characteristics:

Portion of St. Mary's Church & school campus. Structures include a house used for after-school daycare, a youth center and a residence for the nuns.

Adjacent Land Uses & Zoning:

North: Single-family residences zoned R-1-C, One-family Residential in the Manhattan District Overlay zone.

West: Single-family homes zoned R-1-C, One-family Residential

South: St. Mary's Catholic Church property zoned R-2, Low Density Residential

East: Region's Bank, zoned R-1-C, One-family Residential and O-2, Office.

Previous Rezoning Requests: None

Background:

Purpose: The property is owned by the Roman Catholic Diocese, St. Mary's Catholic Church. The rezoning is being initiated by City to unify the zoning of the St. Mary's campus.

Conformity with 1988 Comprehensive Plan:

- a. Land Use Plan: The Land Use Plan designates the area proposed for rezoning as R, Residential.

Analysis:

The following criteria were used to evaluate the rezoning request.

- 1) **Is the proposed zoning district consistent with the City's Comprehensive Plan?**
The proposed zoning district is consistent with the Residential land use designation.
- 2) **Are there substantial changes in the character of development in or near the area under consideration that support the proposed rezoning.**
Yes. In 1999 St. Mary's Catholic Church purchased 315 Vermont Avenue. The house on that lot is still standing and being used for after-school daycare. In 2006 St. Mary's

Catholic Church purchased 317 and 319 Vermont Avenue. The two houses on these lots were torn down and replaced with a youth center for St. Mary's. Other single-family homes on Vermont Avenue that were bordering St. Mary's have been acquired and removed by the church in the past.

3) Is the character of the area suitable for the uses permitted in the proposed zoning district and is the proposed zoning district compatible with surrounding zoning and uses?

Yes. St. Mary's Church has been located here since the 1950's and has expanded over the years, acquiring lots on Vermont Avenue that were once used for single-family residences. The original church area is zoned R-2 and the area along Vermont Avenue where the church has expanded is zoned R-1-C. City staff is recommending unifying the zoning of the St. Mary's Church property to R-2.

4) Are public facilities and services adequate to accommodate the proposed zoning district?

Public utilities and road capacity are adequate.

5) Would the requested rezoning have environmental impacts?

No

Neighborhood Position: No comments have been received as of May 19, 2010

Landscaping/Buffering requirements: No changes.

Notification of Property Owners Within 200': May 14, 2010

Rezoning signs posted: May 13, 2010

Conclusion and Planning Staff Recommendation: Staff recommends approval of the rezoning. The requested rezoning will unify the zoning of the property owned by St. Mary's Church.

Planning Commission Recommendation: May 27, 2010:

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 PARCEL 030.00, PARCEL 032.00, AND A PORTION OF PARCEL 035.00, ANDERSON COUNTY TAX MAP 99E, GROUP G, FROM R-1-C, SINGLE-FAMILY RESIDENTIAL TO R-2, LOW DENSITY RESIDENTIAL.

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:

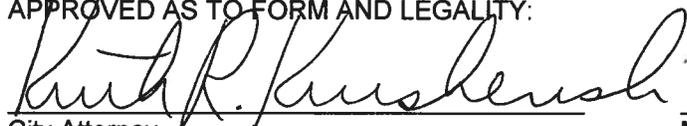
Section 1. The district boundaries of the zoning map attached to and made a part of Ordinance No. 2, as amended, are revised in the following particulars:

<u>Property Description</u>	<u>Location</u>	<u>Present Zoning District</u>	<u>New Zoning District</u>
Parcel 030.00, Map 99E, Group G (±0.495 Acres)	319 Vermont Avenue	R-1-C, Single-Family Residential	R-2, Low Density Residential
Parcel 032.00, Map 99E, Group G (±0.26 Acres)	315 Vermont Avenue	R-1-C, Single-Family Residential	R-2, Low Density Residential
A portion of Parcel 035.00, Map 99E, Group G (±1.7 Acres)	327 Vermont Avenue	R-1-C, Single-Family Residential	R-2, Low Density Residential

Section 2. The changes 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:



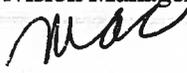
 City Attorney

 Mayor

 City Clerk

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

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
10-52**

DATE: May 21, 2010
TO: Gary Cinder, City Manager
FROM: Kathryn G. Baldwin, Community Development Director 
THROUGH: Monica Austin Carroll, AICP, Community Development Division Manager 
RE: **REVISIONS FOR THE ZONING ORDINANCE**

An item for the City Council agenda on June 7, 2010 is revisions to the zoning ordinance. The amendments were recommended for approval at the regular Planning Commission meeting on May 27, 2010 by a vote of 10-0. The proposed amendment is provided below and is noted in *bold italics* print.

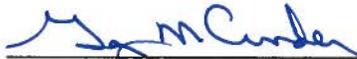
•Amend Section 3.18 (h) *Portable Storage Container Regulations*

1. *Storage Structure.* In any residential zone, a storage structure shall be an accessory use and used only for storage of materials commonly incidental to the occupancy of the principal residential use. This shall include commercial dumpsters. Such portable buildings shall meet all requirements for setbacks and building coverage. The use of a portable storage container shall not be allowed as an accessory portable building included in this section. Such portable storage containers may be utilized for temporary storage during remodeling, damage by fire, explosion or natural phenomena. The purpose is for storage to prevent exceptional hardship, but shall be located on the premises no longer than ninety (90) days. One (1) extension may be granted by the City Manager or the City Manager's designee for a period of ninety (90) days. The use of a portable storage container shall require a building permit with no associated fee. *No portable storage container may be used for any kind of human occupancy.*

2. *Portable Storage Containers.* In all other districts, no portable storage container may be used for any kind of human occupancy. Such portable storage containers may be used for storage in zoning districts that permit outside storage in designated loading areas as otherwise permitted herein provided that all site planning and screening criteria are met. *The purpose is for storage to prevent exceptional hardship, but shall be located on the premises no longer than ninety (90) days. One (1) extension may be granted by the City Manager or the City Manager's designee for a period of ninety (90) days. The use of a portable storage container shall require a building permit with no associated fee.*

Interim City Manager's Comments:

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



Gary Corder

5/24/10

Date

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE, ARTICLE III, TITLED "GENERAL PROVISIONS," SECTION 3.18, TITLED "TEMPORARY USE PERMITS," SUBSECTION (H), TITLED "PORTABLE STORAGE CONTAINER REGULATIONS," TO AMEND SUBSECTION (1) TO CLARIFY THAT STORAGE CONTAINERS ARE NOT FOR HUMAN OCCUPANCY AND TO AMEND SUBSECTION (2) TO LIMIT TEMPORARY STORAGE TO NINETY (90) DAYS WITH THE POSSIBILITY OF ONE NINETY-DAY EXTENSION.

WHEREAS, the City of Oak Ridge is continually reviewing the Zoning Ordinance to update provisions and make it more understandable to the general public; and

WHEREAS, the amendments will update the Zoning Ordinance as follows: to clarify that storage containers may not be used for human occupancy and to limit temporary storage to ninety (90) days with the possibility of one ninety-day extension; and

WHEREAS, the following changes have 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. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Section 3.18, titled "Temporary Use Permits," Subsection (h), titled "Portable Storage Container Regulations," is hereby amended by adding a new sentence to the end of Subpart (1), which new sentence shall read as follows:

Section 3.18. Temporary Use Permits

(h) Portable Storage Container Regulations

1. *Storage Structure.*

.... No portable storage container may be used for any kind of human occupancy.

Section 2. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Section 3.18, titled "Temporary Use Permits," Subsection (h), titled "Portable Storage Container Regulations," is hereby amended by adding three new sentences to the end of Subpart (2), which new sentences shall read as follows:

Section 3.18. Temporary Use Permits

(h) Portable Storage Container Regulations

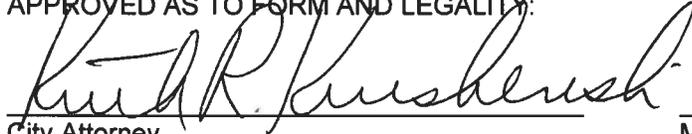
2. *Portable Storage Containers.*

.... The purpose is for storage to prevent exceptional hardship, but shall be located on the premises no longer than ninety (90) days. One (1) extension may be granted by the City Manager or the City Manager's designee for a period of

ninety (90) days. The use of a portable storage container shall require a building permit with no associated fee.

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:



City Attorney

Mayor

City Clerk

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

RESOLUTIONS GENERAL

**PUBLIC WORKS MEMORANDUM
10-12**

DATE: May 18, 2010
TO: Gary M. Cinder, P.E., Interim City Manager
FROM: Steven R. Byrd, P.E., Acting Public Works Director
SUBJECT: **Clark's Preserve at Burnham Wood Phase One and Two
Infrastructure Acceptance**

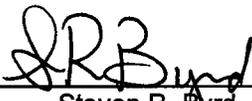
The accompanying resolution authorizes infrastructure acceptance within the Clark's Preserve Subdivision Phase One and Two as shown on the enclosed drawing. The developer, Southern Development Enterprises, LLC has requested the City to formally accept infrastructure for perpetual maintenance purposes.

The Subdivision Final Plat for Phase One was recorded in Anderson County on June 11, 2009 in Plat Cabinet 8, Envelopes 57C and 57D and for Phase Two on May 14, 2010 in Plat Cabinet 8, Envelope 96B (Tax Map 105G, Group A, Control Map 105H).

Infrastructure proposed for acceptance has been inspected by the City and has been completed in accordance with City Subdivision Regulations. The owner will post a required one-year Warranty Bond in the amount of \$24,404 for workmanship and materials. A summary of the infrastructure to be accepted includes:

- 1,645 linear feet of streets – Tempura Drive, Taube Lane North and Taube Lane South with 50-foot ROW width
- 1,635 linear feet of sidewalk located in the ROW
- 2,196 linear feet of sanitary sewer lines located in the ROW or dedicated easements
- 1,724 linear feet of water lines located in the ROW or dedicated easements
- 865 linear feet of storm drainage lines located in the ROW or dedicated easements
- Electric easement as shown on the recorded plats

The Oak Ridge Planning Commission will review the infrastructure acceptance for a recommendation to Council at their May 27, 2010 meeting. Staff recommends acceptance of the subdivision infrastructure and approval of the accompanying resolution.



Steven R. Byrd

Enclosure

ks

pc: Kathryn G. Baldwin, Community Development Director
Jack L. Suggs, Electric Director
David H. Beams, Police Chief
W. Mack Bailey, Fire Chief
Ray Evans
Len Hart, Jr.

Interim City Manager's Comments:

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



Gary M. Cinder

5/19/10

Date

RESOLUTION

WHEREAS, Southern Development Enterprises, LLC, has constructed a subdivision in Oak Ridge, a portion of such subdivision being known as Clark's Preserve, Phase One and Phase Two; and

WHEREAS, a final plat of said subdivision was filed with the Oak Ridge Municipal Planning Commission, and the Commission approved the same for recording; and

WHEREAS, the plat for Phase One was recorded in Plat Cabinet 8, Envelopes 57C and 57D, on June 11, 2009, in the Register's Office of Anderson County, Tennessee; and

WHEREAS, the plat for Phase Two was recorded in Plat Cabinet 8, Envelope 96B, on May 14, 2010 in the Register's Office of Anderson County, Tennessee; and

WHEREAS, such plat contains a certification by the developer of the intention to dedicate all streets and sidewalks, together with all water, sanitary sewer and storm drainage infrastructure and electrical utilities, with easements for the same as identified on the recorded Final Plat; and

WHEREAS, Southern Development Enterprises, LLC, is now ready to deliver over to the City of Oak Ridge certain streets and sidewalks, together with all water, sanitary sewer, storm drainage infrastructure and electrical utilities as are constructed thereon and easements for the same, all of which are identified on the recorded Final Plat as stated above; and

WHEREAS, the Oak Ridge Municipal Planning Commission, at its regular meeting on May 27, 2010 recommended to City Council that the improvements on the referenced plats be accepted for perpetual maintenance.

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

That the City of Oak Ridge hereby accepts the dedication of such streets and sidewalks, together with all water, sanitary sewer, storm drainage infrastructure and electric utilities with easements for the same, as identified on the Final Plat for Clark's Preserve Subdivision Phase One and Phase Two, recorded in the Anderson County Register of Deeds Office on June 11, 2009 and May 14, 2010, respectively, to use for public purposes.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

**RESOLUTIONS
BIDS AND
CONTRACTS**

LEGAL DEPARTMENT MEMORANDUM
10-23

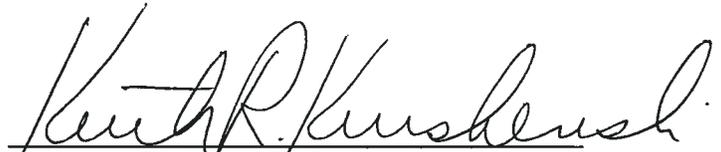
DATE: May 28, 2010
TO: Gary M. Cinder, Interim City Manager
FROM: Kenneth R. Krushenski, City Attorney
SUBJECT: PROFESSIONAL SERVICES AGREEMENTS – BILL NOLAN & ASSOCIATES AND THE FERGUSON GROUP, LLC – FY2011

Two items for the agenda are resolutions approving professional services agreements with the City's current state and federal consultants for Fiscal Year 2011.

The City has been utilizing the services of Bill Nolan & Associates for consulting services in the area of relations with the Tennessee General Assembly and the Executive Branch of the State of Tennessee, and The Ferguson Group, LLC, for consulting services to develop a comprehensive federal government relations agenda and action plan to secure federal appropriations. Both of these agreements expire on June 30, 2010. Funds were approved by City Council in the budget to continue these agreements for Fiscal Year 2011.

Attached is a professional services agreement and resolution for each consultant. The attached agreements are identical to the current agreements, with the level of compensation remaining the same for both consultants.

Staff recommends approval of the attached resolutions.


Kenneth R. Krushenski

Interim City Manager's Comments:

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


Gary M. Cinder


Date

RESOLUTION

WHEREAS, by Resolution 6-60-09, City Council approved a Professional Services Agreement in the estimated amount of \$55,800.00 between the City of Oak Ridge and Bill Nolan and Associates, 104 Cypress Lane, Oak Ridge, Tennessee 37830, to provide consulting services in the area of relations with the Tennessee General Assembly and the Executive Branch of the State of Tennessee for agreed upon priorities for the City for fiscal year 2010; and

WHEREAS, the Interim City Manager recommends that the Professional Services Agreement with Bill Nolan and Associates be continued for fiscal year 2011 at the same rates as the current agreement.

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

That the recommendation of the Interim City Manager is approved and the attached Professional Services Agreement between the City of Oak Ridge and Bill Nolan and Associates, 104 Cypress Lane, Oak Ridge, Tennessee 37830 for the provision of consulting services in the area of relations with the Tennessee General Assembly and the Executive Branch of the State of Tennessee for agreed upon priorities for the City, in the estimated amount of \$55,800.00, is hereby approved

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

This the 7th of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

PROFESSIONAL SERVICES AGREEMENT

This Professional Services Agreement is entered into as of the _____ day of _____, 2010, by and between the City of Oak Ridge, Tennessee, hereinafter referred to as the City, and Bill Nolan and Associates, 104 Cypress Lane, Oak Ridge, Tennessee 37830, hereinafter referred to as BNA.

WHEREAS, the City desires to engage a professional consulting firm to provide consultation in the area of relations with the General Assembly and the Executive Branch of the State of Tennessee for agreed upon priorities; and

WHEREAS, BNA 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 BNA

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

2. SCOPE OF SERVICES

The City desires to engage BNA to provide consultation in the area of relations with the General Assembly and the Executive Branch of the State of Tennessee for agreed upon priorities. BNA shall perform the following services for City:

- A. Track the introduction and movement through committees of legislation of interest to the City.
- B. Keep abreast of changes within local governments and represent the interests of the City to the General Assembly, state government officials and others in his capacity as governmental affairs representative.
- C. Maintain regular contact with the Mayor, City Council, and the City Manager and report any legislation that affects the City.
- D. Attend City Council meetings with the purpose of reporting on legislative matters.

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

3. TERM

This Agreement shall commence on July 1, 2010 and terminate on June 30, 2011.

4. COMPENSATION

A. Fixed Fee

For the services provided under this Agreement, the City shall pay BNA an amount not to exceed \$55,800.00. This amount is based upon a fixed fee of \$4,650.00 per month.

B. Performance Bonus

At the conclusion of this Agreement, City Council may, upon recommendation of the City Manager, award BNA a performance bonus based upon the services provided under this Agreement. A performance bonus will require separate action by City Council.

5. ASSISTANCE FROM CITY

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

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



City Attorney

Mayor

BILL NOLAN AND ASSOCIATES

Bill Nolan, President

Tax ID Number

Approved by Resolution _____

PROFESSIONAL SERVICES AGREEMENT

This Professional Services Agreement is entered into as of the _____ day of _____ 2010 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 to secure federal appropriations 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

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 to secure federal appropriations for agreed upon priorities. TFG shall perform the following services for 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.

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

This Agreement shall commence on July 1, 2010 and terminate on June 30, 2011, unless terminated earlier as specified in Section 7.

4. COMPENSATION AND EXPENSES

A. Compensation

For the services to be provided under this Agreement, the City shall pay TFG \$96,000.00 based upon a rate of \$8,000.00 per month.

B. Reimbursable Expenses

TFG shall be entitled to reimbursement of certain expenses, estimated at \$500.00 per month, which shall not exceed \$6,000.00 during the full 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.

5. ASSISTANCE FROM CITY

To assist TFG in performing legal representation, 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 reasonably requested 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



City Attorney

Mayor

THE FERGUSON GROUP, LLC

William Ferguson, Jr.
Chief Executive Officer

Tax ID Number

Approved by Resolution _____

PUBLIC WORKS MEMORANDUM
10-11

DATE: May 18, 2010
TO: Gary M. Cinder, Interim City Manager
THROUGH: Steven R. Byrd, City Engineer 
FROM: Roger Flynn, Senior Civil Engineer
SUBJECT: CONTRACT 10-09 – STREET RESURFACING

The accompanying resolution authorizes a contract in the estimated amount of \$260,197.96 to Rogers Group, Inc. (RGI), for street resurfacing.

The Public Works Department routinely rates the condition of city streets using Roadway Surface Management System (RSMS) software. The software records what defects are present, the severity of the defect and the percentage of the street affected by the defect, assisting staff in determining which streets are included in the resurfacing project each year. From 1995 to 2006, the City was able to resurface streets using a one-year contract with the option of multiple year annual renewals that included an annual price adjustment based on the Consumer Price Index. In 2007, Rogers Group, Inc., citing increasing fuel, asphalt and labor costs choose to not renew the paving contract.

In 2007, the City let Contract COR 07-07 which represented a 27 percent increase from the previous contract. Contract COR 08-09 showed an increase of approximately four percent and asphalt cost for Contract 09-08 showed an increase of approximately three percent. The current contract provides for resurfacing 2.26 miles of city streets. The price quoted in Contract COR 10-09 for a 1-inch overlay results in a 14 percent increase over last year.

Escalating paving cost along with increases in the number of lane miles in the City street inventory continue to erode the City's ability to resurface it's streets in a timely manner making programmed annual increases in funding for resurfacing essential.

Bids for this project were advertised and solicitations for bids were provided to two local firms qualified to provide street resurfacing services. Rogers Group, Inc. was the sole bidder. Staff is comfortable with the unit prices and is pleased with the contractors past performance.

Funds for this project are available in the State Street Aid Fund. Staff recommends approval of the accompanying resolution.



Roger Flynn

ks

Enclosure: List of City Streets to be Resurfaced

Interim City Manager's Comments:

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



Gary M. Cinder

5/19/10

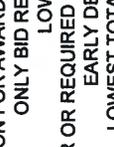
Date

**MILLING & PAVING SCHEDULE
STREETS PROPOSED FOR RESURFACING**

NAME	FROM STREET	TO STREET
HAMILTON CIRCLE	HILLSIDE ROAD	HILLSIDE ROAD
FLORIDA AVENUE	TENNESSEE AVENUE	OAK RIDGE TURNPIKE
WEST OUTER DRIVE	1122 WEST OUTER DRIVE	DEAD END
WEST OUTER DRIVE	WHIPPOORWILL DRIVE	1122 WEST OUTER DRIVE
EMERSON CIRCLE	EAST DRIVE	EAST DRIVE
EMERSON PLACE	EMERSON CIRCLE	DEAD END
BAY PATH DRIVE	BLUE MOUNTIAN COURT	DEAD END
BELLE CREEK DRIVE	BAY PATH DRIVE	DEAD END
BEECHWOOD COURT	BAY PATH DRIVE	DEAD END
DELAWARE AVENUE	OUTER DRIVE	DEWEY ROAD

CITY OF OAK RIDGE, TENNESSEE
Abstract of Bids

COR # 10-09
 OPENING DATE: May 13, 2010 2:00 P.M.

DESCRIPTION	ITEM	UNIT(S)	BIDDER:		BIDDER:		BIDDER:	
			UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
FURNISH ALL LABOR, MATERIALS, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES REQUIRED FOR THE STREET MILLING AND RESURFACING PROJECT PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE PUBLIC WORKS DEPARTMENT			\$	260,197.96				\$
TOTAL PRICE			\$	260,197.96				\$
TERMS			Net 30					
DELIVERY			per Contract					
F.O.B.			Oak Ridge					
VIA			Best Way					
OTHER BIDDERS CONTACTED: APAC-Harrison, Inc. - Knoxville, TN								
BIDS OPENED AND RECORDED BY:—  Lynn Doylen Accounting Division Manager								
BIDS REVIEWED BY:—  Janice McGinnis Finance Director								
REASON FOR AWARD			RECOMMEND AWARD BE MADE TO:					
<input checked="" type="checkbox"/> 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			Rogers Group, Inc. 250 Union Valley Road Oak Ridge, TN 37830					

NUMBER _____

RESOLUTION

WHEREAS, the City of Oak Ridge has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for milling and resurfacing of City streets; and

WHEREAS, bids were received and publicly opened on May 13, 2010, with Rogers Group, Inc., submitting the sole bid, which bid the Interim City Manager recommends be accepted.

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

That the recommendation of the Interim City Manager is approved and award is hereby made to Rogers Group, Inc., 250 Union Valley Road, Oak Ridge, Tennessee 37830, for the furnishing all labor, tools, materials, equipment and supplies necessary to perform all work and services for the milling and resurfacing of City streets; said award in strict accordance COR 10-00, the required specifications, and the bid as publicly opened on May 13, 2010, and in the estimated amount of \$260,197.96.

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

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

FINANCE DEPARTMENT MEMORANDUM
10-06

DATE: May 21, 2010

TO: Gary M. Cinder, Interim City Manager

THROUGH: Steven W. Jenkins, Deputy City Manager 
Janice E. McGinnis, Finance Director

FROM: Lyn Dowlen, Accounting Division Manager

SUBJECT: **COMPETITIVELY BID COMMODITY REQUIREMENTS FOR FISCAL YEAR 2011**

The accompanying resolution provides for the approval of the City's routine commodity requirements that are competitively bid in the total estimated amount of **\$956,500**.

Annual contract orders effectively commit the City's full requirements for a specific commodity with the supplier for a specified period. The supplier agrees to meet the City's service requirements at the agreed upon price, generally fixed for the contract term. The supplier is ensured of a certain level of business activity at an estimated quantity and can adjust their inventory and service level accordingly. Delivery lead times are reduced and additional savings are achieved through paperwork and inventory reduction. The accompanying bid abstracts provide the bid quotation detail and explain the award recommendation. The following information is provided to further explain the evaluation and recommendation process.

WAREHOUSE STOCK STONE – REQUEST #117723

The recommended supplier for this product is Rogers Group, Inc. which provided the lowest bid received. This product is delivered to the stockpile located at the Central Service Complex. The FY11 estimated cost for this product is **\$168,000**.

STONE PRODUCTS – REQUEST #117724

The recommended supplier for these items is Rogers Group, Inc., which provided the lowest total bid received. The FY11 estimated cost for these products total **\$124,800**.

HOT MIX ASPHALT – REQUEST #117725

The recommended supplier for this product is Rogers Group, Inc., which provided the only bid. Staff prefers to have a secondary supplier for this item as in years past. However, no bids were received. Staff believes this to be a fair bid for the City's annual requirement after a review of current State pricing received for construction contracts this year. The FY11 estimated cost for this product is **\$238,700**.

The following items are routinely used by City departments. These items will be competitively bid and purchased on an as needed basis during the fiscal year.

CHEMICAL SUPPLIES FOR WATERWORKS

Chlorine and Hydrofluosilic Acid for the WTP, and Ferric Chloride and Activated Carbon for the WWTP and four items that are purchased for the Treatment Plants on an as needed basis from approved suppliers. These items will be competitively bid as needed. The estimated amount for FY2011 is **\$275,000**.

COMPUTERS, PRINTERS, SERVERS AND OTHER COMPUTER RELATED EQUIPMENT

Staff is requesting that Council authorize an expenditure of \$150,000 for the purchase of computers and computer related items for City departments in FY2011 that are routinely replaced as needed. The estimated life of a computer is four years. These items will be competitively bid as the need arises. The estimated amount for FY2011 is **\$150,000**.

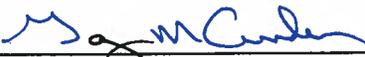
Staff recommends approval of the attached resolution as submitted. Funds are budgeted and available in fiscal 2011 and included in the approved FY11 property tax and utility rates.



Lyn Dowlen

Interim City Manager's Comments:

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



Gary M. Cinder

Date 5/26/10

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

REQUEST NUMBER: 117723
OPENING DATE: APRIL 30, 2010 2:00 P.M.

DESCRIPTION	ITEM	UNIT	BIDDER: Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830		BIDDER: Aggregates USA P.O. 2389 Knoxville, TN 37901		BIDDER: Vulcan Materials Company P.O. Box 7 Knoxville, TN 37901	
			UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
ANNUAL CONTRACT ORDER FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2011 FOR STOCK STONE FOR USE BY VARIOUS CITY OF OAK RIDGE DEPARTMENTS.								
BASE STONE	1	12,000 TONS	\$ 14.00	\$ 168,000.00	\$ 14.70	\$ 176,400.00	\$ 16.00	\$ 192,000.00
TOTAL PRICE			\$ 168,000.00	\$ 168,000.00	\$ 176,400.00	\$ 176,400.00	\$ 192,000.00	\$ 192,000.00
TERMS			NET 30 DAYS	NET 30 DAYS	NET 30 DAYS	NET 15 DAYS	NET 15 DAYS	NET 15 DAYS
DELIVERY			AS REQUESTED	AS REQUESTED	AS REQUESTED	AS REQUIRED	AS REQUIRED	AS REQUIRED
F.O.B.			DELIVERED	DELIVERED	DELIVERED	DELIVERED	DELIVERED	DELIVERED
VIA			TRUCK	TRUCK	TRUCK	TRUCK	TRUCK	TRUCK
BIDS OPENED AND RECORDED BY---								
REASON FOR AWARD			<p align="center">RECOMMEND AWARD BE MADE TO:</p> <p align="center">Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830</p>					
<input type="checkbox"/> ONLY AVAILABLE SOURCE <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input checked="" type="checkbox"/> LOWEST TOTAL COST			<p align="center">BIDS REVIEWED BY---</p> <p align="center">  Lyn Dugan Accounting Division Manager </p> <p align="center">  Janice McGinnis Finance Director </p>					

CITY OF OAK RIDGE, TENNESSEE
Abstract of Bids

REQUEST NUMBER: 117724
 OPENING DATE: APRIL 30, 2010 2:00 P.M.

DESCRIPTION	ITEM	UNIT	BIDDER: Rogers Group, Inc. 250 Union Valley Rd. Oak Ridge, TN 37830		BIDDER: USA Aggregates 2209 Blount Avenue Knoxville, TN 37920		BIDDER: Vulcan Materials Company P.O. Box 7 Knoxville, TN 37901			
			UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL		
ANNUAL CONTRACT ORDER FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2011 FOR CRUSHED AND GRADED STONE FOR THE CITY OF OAK RIDGE.										
BASE STONE - REQUIRED TO MEET TDOT BASE STONE REQUIREMENTS	1	7,000 TONS	\$ 11.00	\$ 77,000.00	\$ 11.00	\$ 77,000.00	\$ 12.50	\$ 87,500.00		
#4 STONE - REQUIRED TO MEET TDOT FOR #2 GRADATION	2	300 TONS	\$ 12.00	\$ 3,600.00	\$ 12.60	\$ 3,780.00	\$ 14.25	\$ 4,275.00		
#57 OR 1" STONE REQUIRED TO MEET TDOT #57 GRADATION	3	3,000 TONS	\$ 12.00	\$ 36,000.00	\$ 12.60	\$ 37,800.00	\$ 14.25	\$ 42,750.00		
GRADED RIP RAP	4	400 TONS	\$ 14.00	\$ 5,600.00	\$ 14.00	\$ 5,600.00	\$ 16.00	\$ 6,400.00		
SURGE RIP RAP	5	200 TONS	\$ 13.00	\$ 2,600.00	\$ 11.00	\$ 2,200.00	\$ 13.00	\$ 2,600.00		
TOTAL PRICE			\$ 124,800.00		\$ 126,380.00		\$ 143,525.00			
TERMS			NET 30 DAYS		NET 15 DAYS		NET 30 DAYS			
DELIVERY			AS REQUESTED		AS REQUESTED		AS REQUESTED			
F.O.B.			OAK RIDGE QUARRY		KNOXVILLE QUARRY		KNOXVILLE QUARRY			
VIA			TRUCK		TRUCK		TRUCK			
REASON FOR AWARD			RECOMMEND AWARD BE MADE TO:						BIDS OPENED AND RECORDED BY--	
<input type="checkbox"/> ONLY AVAILABLE SOURCE <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input checked="" type="checkbox"/> LOWEST TOTAL COST			Rogers Group, Inc. 250 Union Valley Rd. Oak Ridge, TN 37830						Lyn Doolen Accounting Division Manager BIDS REVIEWED BY-- Janice McGinnis Finance Director	

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

REQUEST NUMBER: 117725
OPENING DATE: APRIL 30, 2010 2:00 P.M.

FOR --	BIDDER:			BIDDER:			BIDDER:						
	DESCRIPTION	ITEM	UNIT	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL				
HOT MIX ASPHALT	Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830												
ANNUAL CONTRACT ORDER FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2011 FOR HOT MIX ASPHALT FOR THE CITY OF OAK RIDGE	1	2,200 TONS		\$ 62.00	\$ 136,400.00								
HOT MIX ASPHALTIC CONCRETE TDOT SECTION 411, GRADE E, PICKED UP BY CITY TRUCKS	2	1,200 TONS		\$ 54.00	\$ 64,800.00								
HOT MIX BITUMINOUS CONCRETE BASE MATERIAL TDOT SECTION 307, GRADE B, PICKED UP BY CITY TRUCKS	3	300 TONS		\$ 57.00	\$ 17,100.00								
GRADE C HOT MIX, TDOT SECTION 411 AND 307, PICKED UP BY CITY TRUCKS	4	300 TONS		\$ 68.00	\$ 20,400.00								
GRADE D HOT MIX, TDOT SECTION 411 AND 307, PICKED UP BY CITY TRUCKS	5			\$ 0.30	\$ 0								
DELIVERY CHARGE PER TON OF ITEM 1, 2, AND 3. MINIMUM 20 TON LOAD NOTE: ALL QUANTITIES ARE ESTIMATED													
TOTAL PRICE					\$ 238,700.00								
TERMS	NET 30 DAYS												
DELIVERY	AS REQUIRED												
F.O.B.	PLANT - 8 MILES												
VIA	CITY TRUCK												
OTHER BIDDERS CONTACTED	Vulcan--Knoxville, TN Aggregates USA--Knoxville, TN												
REASON FOR AWARD	RECOMMEND AWARD BE MADE TO:												
ONLY BID RECEIVED	Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830												
LOW PRICE													
BETTER OR REQUIRED DESIGN													
EARLY DELIVERY													
LOWEST TOTAL COST													
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	<p>BIDS OPENED AND RECORDED BY --</p> <p><i>Lyn Dwyer</i> Lyn Dwyer Accounting Division Manager</p> <p>BIDS REVIEWED BY --</p> <p><i>Janice McGinnis</i> Janice McGinnis Finance Director</p>												

RESOLUTION

WHEREAS, the City of Oak Ridge has issued invitations to bid for the furnishing of various materials as required during Fiscal Year 2011 (July 1, 2010 through June 30, 2011) and has received competitive bids which were publicly opened; and

WHEREAS, other required materials, with an aggregate cost exceeding \$25,000 during Fiscal Year 2011, will be competitively bid during the year on an as needed basis; and

WHEREAS, the Interim City Manager recommends that awards be made based upon the competitive bids that have or will be received with the respective suppliers of materials hereinafter set forth.

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

That the recommendation of the Interim City Manager is approved and awards are hereby made as follows:

To Rogers Group, Inc., 250 Union Valley Road, Oak Ridge, Tennessee 37830, for the furnishing of warehouse stock stone products, in accordance with its bid as submitted and publicly opened on April 30, 2010, as shown on Request No. 117723, in an estimated amount of \$168,000.00.

To Rogers Group, Inc., 250 Union Valley Road, Oak Ridge, Tennessee 37830, for the furnishing of non-stock stone products, in accordance with its bid as submitted and publicly opened on April 30, 2010, as shown on Request No. 117724 in an estimated amount of \$124,800.00.

To Rogers Group, Inc., 250 Union Valley Road, Oak Ridge, Tennessee 37830, for the furnishing of hot mix asphalt, in accordance with its bid as submitted and publicly opened on April 30, 2010, as shown on Request No. 117725, in an estimated amount of \$238,700.00.

To the lowest and best responsible bidder for the furnishing of chlorine and hydrofluoslic acid for the Water Treatment Plant, and ferric chloride and activated carbon for the Wastewater Treatment Plant, in an estimated amount of \$275,000.00.

To the lowest and best responsible bidder for the furnishing of computers and printers for City departments, in an estimated amount of \$150,000.00.

Said awards in the grand total estimated amount of \$956,500.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute contracts for and on behalf of the City of Oak Ridge in connection with supplying the above materials and services, where required by law.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

FINANCE DEPARTMENT MEMORANDUM
10-05

DATE: May 21, 2010
TO: Gary M. Cinder, Interim City Manager
THROUGH: Steven W. Jenkins, Deputy City Manager
Janice E. McGinnis, Finance Director 
FROM: Lyn Dowlen, Accounting Division Manager
SUBJECT: **NEGOTIATED ANNUAL ORDERS FOR FISCAL YEAR 2011**

The accompanying resolution provides for certain routine annual orders totaling **\$4,697,000** for those services and materials that do not lend themselves to the normal competitive bidding procedure. It is recommended that competitive bids be waived and awards made to a Sole Provider, Best Provider or Partnership Contract Provider based upon written quotations and agreements with the perspective suppliers.

While the bulk of the City's requirements for products and services are competitively bid on a routine basis, the nature and circumstances of certain needs require a negotiated award. Each requirement is listed in the accompanying resolution and the following information is provided by category to explain each recommendation.

SOLE PROVIDER

These providers are determined to be the sole source of the services or products based on being the only available supplier or the only practical supplier.

1. Shared Property Audit and Appraisal

The City is required to pay a share of Anderson and Roane County's costs for personal property identification and valuation, and reappraisal costs for property located within Oak Ridge based on Tennessee State law. The City also shares in costs for any outside appraisal services that the County may require to settle appraisal disputes on property located within Oak Ridge. The total estimated amount for these services to Anderson and Roane County's for FY2011 is **\$35,000**.

2. Computer Software Upgrade and Field Support

The City utilizes three major computer software packages, one each for public safety, financial information, and the public library. Each software package has annual upgrades, available from the supplier of the software that must be purchased for the systems to remain viable. City staff may also require support (on-site and/or off-site) from the providers for various applications. The three providers are VisionAir (\$75,000), SIRSI Corporation (\$22,000) and Oracle, Inc. (\$24,000) for the total estimated amount of **\$121,000**.

3. Radio Replacement

The City's 800 MHz radio system was purchased during FY94 from Motorola and upgraded to allow digital expansion capabilities of the system in 2008. The maintenance agreement for the radio communications system requires that the City utilize Motorola equipment. Heavily used handheld and automobile radios periodically require replacement. Additionally, the City is in the process of upgrading radios in conjunction with the digital expansion of the system that occurred in 2008. Funds are budgeted in the Emergency Communications, Electric and Waterworks Funds for the replacement radios. Individual radios cost approximately \$2,500 each. The total estimated amount is **\$90,000**.

SOLE PROVIDER, Continued

4. Recycled Biosolids Disposal

During 2003, the City began using a portable belt press to process biosolids produced at the Wastewater Treatment Plant. The estimated annual production of biosolids should be approximately 5,000 wet tons, which require disposal at an approved solid waste facility. Chestnut Ridge Landfill owned and operated by Waste Management is an approved solid waste landfill and has requested the estimated unit rate of \$27.50 per ton for FY11 that will apply to biosolids produced. The total estimated amount is **\$137,500**.

5. Advertising and Legal Notices

The Oak Ridge City Charter requires the City to present information and advertising to the public such as employment ads and legal notices. The Oak Ridger is the City's only daily newspaper and has been designated by City Council as the "official city newspaper". The City and The Oak Ridger will have an all-inclusive advertising contract that establishes the ad rates for the fiscal year and the annual dollar volume. This advertising contract includes legal ads, print ads and employment notices. The total estimated amount is **\$55,000**.

6. Fire Hydrants

Hydrants are included in warehouse stock. The value of hydrants has increased due to manufacturing costs. The Public Works Department purchases each year approximately 150 four foot bury hydrants and 50 three foot bury hydrants for the City's hydrant replacement program and emergency use. The delivery for this item can be 4-6 weeks. This item is a sole source as City staff has standardized hydrants used throughout the City, which are purchased directly from the manufacturer through G & C Supply Company or Piping Supply. The estimated amount for FY11 is **\$190,000**.

7. Electric Meters and Related Equipment

Electric meters are purchased for the Electric Department on an as needed basis. Due to standardization of electric meters throughout the city, Staff is recommending that formal sealed bids be waived and purchases be awarded to Stuart C. Irby and HD Supply (Utilities). Staff will be testing automatic meter reading (AMR) systems and new meters and related equipment would be purchased from a company such as Sensus Metering Systems, Inc. The total estimated amount for FY2011 is **\$100,000**.

8. Water Meters and Related Equipment

Water meters and expansion connections are purchased for the Public Works Department on an as needed basis for the meter replacement program and for residential and commercial growth. Due to standardization of water meters throughout the city, Staff is recommending that formal sealed bids be waived and purchases be awarded to Badger Meter, AMCO, Hayes Pipe & Supply, and Consolidated Pipe & Supply. Staff is considering an automatic meter reading (AMR) systems and new meters and related equipment would be purchased from companies such as Sensus Metering Systems, Inc. The total estimated amount for FY2011 is **\$250,000**.

9. In-Car Digital Video Cameras for Police Vehicles

The sole source vendor is L3 Communications. They will provide in-car digital video recording equipment to be compatible with the City's existing equipment. This will fund 9 cameras for new police vehicles and replacements cameras during the year. The estimated amount is **\$55,000**.

BEST PROVIDER

These providers are determined to be the best source of the services or products based on the provider's expertise, service record or contractual agreement.

1. Unleaded and Diesel Fuel

The vendor is Mansfield Oil Company. This vendor saves several staff hours each month by monitoring and shipping fuel as needed. The City experienced a 36% increase in fuel cost from FY04 (\$259,650) to FY05 (\$353,420), a 45% increase from FY05 to FY06 (\$518,974), costs were stagnant from FY06 to FY07 (\$517,311), a 47% increase was realized in FY08 (\$758,465). FY09 (\$443,365) saw a 42% decrease from FY08 largely due to schools no longer purchasing fuel for buses at our station. Estimated fuel cost for FY10 (\$483,000) is at a 9% increase over FY09. Due to fluctuating fuel costs, staff estimates a 10% price increase over the FY10 projected cost for this commodity. The total estimated amount is **\$531,300**.

2. Medical Supplies

The vendor is Emergency Medical Products, Inc. This vendor provides excellent customer service to the Fire Department. They will exchange out expired drugs (have found no other vendor that will) and provides free shipping with a minimum order. The total estimated amount is **\$35,000**.

3. Street Striping Services

The contractor is Superior Pavement Marking, Inc. This contractor provides excellent workmanship, pricing and coordination for the city in providing street striping services such as lane lines, centerlines and edge lines. This contractor is the only proven company known to city staff to provide the type of street striping services required. The total estimated amount is **\$85,000**.

PROFESSIONAL SERVICES

The following suppliers will be utilized on an as-needed basis throughout the fiscal year by various departments for professional services. These providers are chosen based on expertise, quality service and continuity of service. Tennessee Code Annotated §12-4-106 provides for the award of professional service contracts without competitive bidding.

1. Power Distribution System Consultants

The Electric Department has utilized the services of engineering consultant firms for over twenty years. This arrangement is required to allow for completion of specific projects in a timely manner. For work costing in excess of a few hundred dollars, a written proposal is required prior to commencement of the work. The expenditures are made to qualified engineering firms with electrical distribution expertise, including but not limited to: Allen and Hoshall, DHRS-Engineering Solutions, Inc., Lackey and Associates, Inc., Mesa Associates, Inc., Dean Orr and El Review and Company, Inc. The total estimated amount is **\$85,000**.

CONTRACTUAL SERVICES – CONTRACT RENEWALS

The following suppliers submitted bids or cost proposals in a previous fiscal year for the provision of materials and services on a multi-year basis.

1. Employee Uniforms

Aramark Uniform Service, Inc. has provided the City's uniform service contract for fourteen years. This contract provides work uniforms for approximately one hundred fifteen (115) City employees located in various departments. The uniform service contract consists of picking up dirty uniforms, laundering the uniforms and delivering clean uniforms for a weekly fee. The contractor also

BEST PROVIDER, Continued

CONTRACTUAL SERVICES – CONTRACT RENEWALS, Continued

charges for the replacement of worn or damaged uniforms that are replaced on an as-needed basis. City staff estimates that the cost to supply all new uniforms to these employees at one time would exceed \$47,000. The current uniforms last three to four years, which enables the City to pay for replacement uniforms on a periodic basis. The supplier has agreed to continue this contract for FY11 without a price increase per uniform cost. The total estimated amount is **\$66,000**.

2. Employee Life and Long Term Disability Insurance

Marsh USA, Inc., insurance broker for the City, negotiates the employee life insurance rates with Standard Insurance Company. The total estimated amount for FY11 is **\$188,000**.

- Life Insurance \$98,000
- LTD Premium \$90,000

3. Property, Liability and Workers' Compensation Insurance

TML Risk Management Pool has agreed to renew the City's property, liability and workers' compensation insurance policies for FY11. The City has been insured by TML Risk Management Pool since 1981 and has been satisfied with their service. The total estimated amount is **\$1,104,400**.

- Property Insurance \$307,500
- Liability Insurance \$466,900
- Workers' Compensation \$330,000

4. HAZMAT Medical Testing Services

OSHA statute and National Fire Protection Association standards require that all employees who respond to hazardous materials incidents have annual HAZMAT medical testing. This requirement is primarily for City fire service employees. Staff solicited proposals for this service and received responses from four providers. Park Med Ambulatory Care submitted the lowest total cost for the various tests included in the HAZMAT medical testing. The total estimated amount is **\$51,000**.

5. Wood and Green Waste

During 1999, Knox County government established a wood and green waste recycling center near the Solway community that is currently operated by Natural Resources Recovery of Tennessee. The City of Oak Ridge recycles approximately 2,100 tons per year of wood and green waste, with 700 tons being leaves and 1,400 tons being other wood waste. The City of Oak Ridge has negotiated with Natural Resources Recovery of Tennessee to provide unit rates of \$20.50 per ton for leaves and \$27.50 per ton for other wood waste. The total estimated amount is **\$53,000**.

5. Motorola Radio System

The City negotiated an extension to the contract with Motorola Communications and Electronics, Inc., for the provision of maintenance for the 800 MHz Trunked Communications System. The total estimated amount is **\$84,000**.

CONTRACTUAL SERVICES – ANNUAL CONTRACTS

The following suppliers will be utilized on an as needed basis throughout the fiscal year, by various departments for ongoing contractual services. These providers are chosen based on quality service and continuity of service to the City.

BEST PROVIDER, Continued

CONTRACTUAL SERVICES – ANNUAL CONTRACTS, Continues

1. Temporary Employment Services

The City has demonstrated a need for temporary employees in clerical and technical positions. When a specific need is identified, companies such as Temp Systems, Inc., ADECCO, Account Temps, Alternate Staffing, Inc., IT Staff and At-Work will provide the temporary employment services. The award will be based on price, availability and the skills of the applicants. The total estimated amount is **\$250,000**.

2. Information Services Consultants

The City has demonstrated a need for temporary technical support in the Administrative Services Division for special projects that require expertise in a timely manner in specific fields such as Geographic Information Systems. The expenditures will be made to qualified companies such as Integracon, SDI Networks, SAIC and TEK Systems. The total estimated amount is **\$150,000**.

3. Meter Reading Services

The City demonstrated a need in June 2005 for contract meter readers for electric and water meters due to a staffing vacancy and an injury. Utility Meter Services (UMS), Inc. provided contract meter readers to other area utilities and was able to provide contract meter readers to the City on a temporary basis in an expeditious manner. Based on the positive results obtained, the City has continued utilizing UMS rather than filling vacant positions. The expenditures will be made to a qualified company such as UMS. The total estimated amount is **\$225,000**.

4. Rental of Heavy Equipment

The City has demonstrated a need for the rental of heavy equipment for various projects. The urgency and nature of some of these projects require a quick response, may not allow time for the competitive bid process and the rental equipment required could exceed the City's sealed bid limit. Staff has requested monthly rental prices of various types and sizes of heavy equipment, including delivery costs from eight area companies. Utilizing the information provided from the rental companies, the equipment will be rented on an as-needed basis by city departments throughout FY11. The award will be based on type of equipment required, price and availability. The total estimated amount is **\$75,000**.

5. Street Resurfacing Emergency Service

Historically, the City has had a street resurfacing contract with Rogers Group, Inc. including annual renewal options. The urgency of certain resurfacing projects associated with utility excavations require immediate repair and could exceed the City's sealed bid limit. In the past these projects were part of the resurfacing contract. When the need arises in FY11, the City will negotiate the cost of resurfacing services with qualified companies such as Rogers Group, Inc. The total estimated amount is **\$150,000**.

6. Raising/Leveling Manhole Rings

The City has demonstrated a need for assistance with the raising/leveling of manholes as part of the street resurfacing effort. During FY2010, the City contracted on a trial basis with The Hutchins Group of Louisville, KY for these services and was pleased with their work. It is estimated that during FY2011 approximately seventy-five manholes will need to be adjusted at an approximate cost of \$925 per manhole for labor, materials, tools and equipment required, which is less than the city can complete the work and provide the materials required. The total estimated amount for FY2011 is **\$69,400**.

PARTNERSHIP CONTRACT PROVIDER

The partnership contracts with the State of Tennessee and the Tennessee Valley Authority (TVA) are the results of a competitive bid process by each agency. They have developed specifications, solicited bids, reviewed the bids and made an award. In general, the State and TVA have increased bargaining power with suppliers and receives a larger discount on their contracts than local governments.

STATE OF TENNESSEE CONTRACT PROVIDER

1. **Salt**

The storage area located at the Central Services Complex can hold approximately 2,400 tons of highway salt in two separate bins. During FY10 the City used about ½ of our supply and will need to replace it during FY11. This commodity will be purchased using the State of Tennessee Contract from the awarded vendor as needed. The total estimated amount is **\$86,400**.

TVA PARTNERSHIP CONTRACT

1. **Poles**

These items are warehouse stock and include all sizes of wood and metal poles for use by the Electric Department. This item varies by the size and quantity required for certain jobs. Staff will attempt to order by the full truckload so that freight charges will be less than with partial loads. The poles will be procured through the TVA Partnership Contract. The estimated amount for FY11 is **\$60,000**.

2. **Cables**

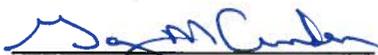
This item includes OH (overhead) and URD (underground) cables in warehouse stock for use by the Electric Department. The increasing cost of metals has directly influenced the price of these items. These items will be procured through the TVA Partnership Contract. The estimated amount for FY11 is **\$315,000**.

Staff recommends approval of the attached resolution as submitted. Funds are budgeted and available in fiscal 2011 and included in the existing property tax and utility rates. As the recommendation is that competitive bids be waived, council is reminded that a unanimous vote is required for approval.



Lyn Dowlen

Interim City Manager's Comment: I have reviewed the above issue and recommend council action as outlined in this document.



Gary M. Cinder



Date

RESOLUTION

WHEREAS, the City of Oak Ridge has need for certain routine materials, equipment and services during Fiscal Year 2011 (July 1, 2010 through June 30, 2011); and

WHEREAS, said materials and services do not lend themselves to the normal competitive bidding procedure; and

WHEREAS, the Interim City Manager recommends that competitive bids be waived and awards be made based upon the written quotations and agreements which have been negotiated with the respective suppliers of materials, equipment or services hereinafter set forth.

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

That the recommendation of the Interim City Manager that competitive bids be waived is approved and awards are hereby made to the following firms for the furnishing of the designated materials, equipment or services for Fiscal Year 2011 (July 1, 2010 through June 30, 2011), such awards being based upon the written proposals of the suppliers of the materials or furnisher of the services:

To the Anderson County Trustee and the Roane County Trustee for the City's share of the cost for personal property identifications and valuation as required by State law, in an estimated amount of \$35,000.00.

To VisionAir as the sole supplier of upgrades and field support for the public safety computer system software, in an estimated amount of \$75,000.00.

To SIRSI Corporation as the sole supplier of upgrades and field support for the Public Library computer system software, in an estimated amount of \$22,000.00.

To Oracle, Inc., as the sole supplier of upgrades and field support for the financial package software, in an estimated amount of \$24,000.00.

To Motorola as the sole supplier of compatible radios for the radio communications system, in an estimated amount of \$90,000.00.

To Waste Management for the disposal of the City's biosolids at the Chestnut Ridge Landfill based on a unit rate of \$27.50 per ton, in an estimated amount of \$137,500.00.

To The Oak Ridger as the official city newspaper for the furnishing of advertising space for legal notices, display ads, employment ads, real estate marketing plan inserts, etc., in an estimated amount of \$55,000.00.

To G & C Supply Company, Inc. and Piping Supply, as the sole suppliers of required warehouse stock fire hydrants for use by the Public Works Department, in an estimated amount of \$190,000.00.

To Stuart C. Irby and HD Supply as the sole suppliers of required warehouse stock electric meters for the Electric Department, and Sensus Metering Systems, Inc., and other suitable companies for the furnishing of automatic meter reading systems and related equipment, all in the estimated amount of \$100,000.00.

To Badger Meter Inc.; AMCO; Hayes Pipe & Supply, Inc.; and Consolidated Pipe & Supply, as the sole suppliers of required warehouse stock water meters for the Public Works Department, and Sensus Metering Systems, Inc., and other suitable companies for the furnishing of automatic meter reading systems and related equipment, all in an estimated amount of \$250,000.00.

To L3 Communications as the sole supplier of compatible in-car digital video recording equipment for new police vehicles and required replacements for the Police Department, in an estimated amount of \$55,000.00.

To Mansfield Oil Company for furnishing unleaded and diesel fuel, in an estimated amount of \$531,300.00.

To Emergency Medical Products, Inc., for furnishing medical supplies for the Fire Department, in an estimated amount of \$35,000.00.

To Superior Pavement Marking, Inc., for furnishing street striping services, in an estimated amount of \$85,000.00.

To Allen & Hoshall, DHRS-Engineering Solutions, Inc., Lackey and Associates, Inc., Mesa Associates, Inc., Dean Orr, El Review and Company, Inc., and other qualified consultants as needed for the furnishing of professional engineering services for the Electric Department, in an estimated amount of \$85,000.00.

To Aramark Uniform Services, Inc., for furnishing employee uniforms and various other services associated with employee uniforms, in an estimated amount of \$66,000.00.

To Marsh USA, Inc., insurance broker, for employee life insurance with Standard Insurance Company, in an estimated amount of \$98,000.00.

To Marsh USA, Inc., insurance broker, for long-term disability with Standard Insurance Company, in an estimated amount of \$90,000.00.

To Tennessee Municipal League Risk Management Pool for property insurance, in the estimated amount of \$307,500.00.

To Tennessee Municipal League Risk Management Pool for liability insurance, in the estimated amount of \$466,900.00.

To Tennessee Municipal League Risk Management Pool for workers' compensation insurance, in the estimated amount of \$330,000.00.

To Park Med Ambulatory Care for furnishing hazmat medical testing services for City employees, in an estimated amount of \$51,000.00.

To Natural Resources Recovery of Tennessee for the recycling of the City's wood and green waste based on a unit rate of \$20.50 per ton for leaves and \$27.50 per ton for other wood waste, in an estimated amount of \$53,000.00.

To Motorola Communications and Electronics, Inc., for furnishing of maintenance of the 800 MHz Trunked Communications System, in an estimated amount of \$84,000.00.

To Temp Systems, Inc., ADECCO, Account Temps, Alternate Staffing, Inc., IT Staff, At-Work and other suitable companies as needed for furnishing temporary employment services, in an estimated amount of \$250,000.00.

To Integracon, SDI Networks, SAIC, TEK Systems and other suitable companies as needed for furnishing temporary technical support for the Administrative Services Division, in an estimated amount of \$150,000.00.

To Utility Meter Services and other suitable companies as needed for residential and commercial meter reading services for the Business Office, in an estimated amount of \$225,000.00.

To various area City-approved companies for the rental of various heavy equipment on an as-needed basis, in an estimated amount of \$75,000.00.

To Rogers Group, Inc., and other suitable companies as needed for emergency street resurfacing, in an estimated amount of \$150,000.00.

To Hutchins Group as needed for raising and leveling manholes during street resurfacing, in an estimated amount of \$69,400.00.

To the current State contractor supplier for salt, in an estimated amount of \$86,400.00.

To the current Tennessee Valley Authority contract supplier for warehouse stock wood poles for the Electric Department, in an estimated amount of \$60,000.00.

To the current Tennessee Valley Authority contract supplier for warehouse stock underground and overhead cables for the Electric Department, in an estimated amount of \$315,000.00.

Said awards in the grand total estimated amount of \$4,697,000.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute contracts for and on behalf of the City of Oak Ridge in connection with supplying the above materials and services, where required by law.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

LEGAL DEPARTMENT MEMORANDUM
10-22

DATE: May 28, 2010
TO: Gary M. Cinder, Interim City Manager
FROM: Kenneth R. Krushenski, City Attorney
SUBJECT: OAK RIDGE CONVENTION AND VISITORS BUREAU – FY2011 CONTRACT

An item for the agenda is a resolution approving a contract between the City and the Oak Ridge Convention and Visitors Bureau for the promotion of tourism in Oak Ridge from July 1, 2010 through June 30, 2011.

The attached contract requires the same services to be provided by the Oak Ridge Convention and Visitors Bureau as is currently being provided under the FY2010 contract. The City has budgeted \$404,208.00 for the FY2011 contract, which is the same level as the FY2010 contract.

Staff recommends approval of the attached resolution.


Kenneth R. Krushenski

Interim City Manager's Comments:

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


Gary M. Cinder

5/19/10
Date

NUMBER _____

RESOLUTION

WHEREAS, the City of Oak Ridge has heretofore approved certain appropriations for FY 2011 for the Oak Ridge Convention and Visitors Bureau; and

WHEREAS, the City and the Oak Ridge Convention and Visitors Bureau desire to enter into a contract to set forth the responsibilities and obligations of the parties and to provide measures of performance and accountability for the funds so appropriated.

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

That the attached contract between the City of Oak Ridge and the Oak Ridge Convention and Visitors Bureau for the provision of services and materials to promote tourism in Oak Ridge for the period July 1, 2010 through June 30, 2011, is hereby approved; said contract in the total amount of \$404,208.00.

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

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

CONTRACT

This Contract entered into this _____ day of _____, 2010 by and between the City of Oak Ridge, Tennessee, hereinafter referred to as the "City," and the Oak Ridge Convention and Visitors Bureau, hereinafter referred to as the "Bureau."

In consideration of the mutual covenants and conditions hereinafter contained, the City and the Bureau hereby contract and agree as follows:

1. Term

This Contract shall be for a term of one (1) year commencing July 1, 2010 through June 30, 2011.

2. Scope of Work

- A. This Contract shall be implemented in cooperation with other members of the region's economic development community.
- B. The scope of work for this Contract shall be to promote the four (4) functions of the Bureau which are: General Tourism Promotion, Convention Development, Special Events, and Aquatic Activities. In furtherance of these functions, the Bureau will utilize the methods set forth in Appendix A hereto to achieve four (4) overall goals, as follows:
 - 1. Increasing visibility and use of Oak Ridge as a convention site for State and regional meetings and conventions.
 - 2. Encouraging bus tour groups to spend more time in Oak Ridge, whether for meals or overnight.
 - 3. Targeting consumer groups to encourage longer stays in Oak Ridge, especially American Automobile Association members, and develop special City-wide promotions for business travelers.
 - 4. Enhancing weekend visitation with particular emphasis on overnight stays.
 - 5. Except as otherwise specified within this Contract, the specific strategy, plans and efforts to provide such services shall be determined and implemented by the Bureau.
 - 6. The Bureau shall seek to accomplish the objective shown in Appendix A. It is understood that unusual circumstances affecting the economy may impact the achievement of these objectives.
 - 7. The City and the Bureau may make changes as mutually agreed upon in the scope of work of this Contract. Such changes shall be incorporated as written amendments to this Contract signed by both parties.
 - 8. The Bureau shall promote aquatic activities by working with the Oak Ridge Rowing Association to develop and implement a marketing plan to attract colleges and universities, rowing associations, and other organizations to utilize Melton Lake for training activities, competitive races, regattas, and olympic time trials.
 - 9. The Bureau will partner with the Arts Council of Oak Ridge and the Recreation and Parks Department to market and promote the Secret City Festival.

3. Monitoring and Reporting Requirements

- A. For purposes of monitoring and reporting, the Bureau shall provide to the City a mid-year report by January 31, 2011 which will detail the Bureau's efforts toward, and accomplishment of, the objectives as specified in Appendix A, as well as a statement of other efforts and accomplishments within the scope of the Contract not specifically included within the performance measures.
- B. The Bureau shall provide to the City by July 31, 2011 an annual report of its activities under this Contract during the contract term, an un-audited written report indicating the expenditure of City funds, and a statement of cash position.

4. Compensation

- A. The City will pay the Bureau \$404,208.00 for the services provided under this Contract as specified in Section 2, Scope of Work.
- B. The City will pay the Bureau in four (4) equal quarterly installments of \$101,052.00 on or about the following dates: July 1, 2010; October 1, 2010; January 1, 2011; and April 1, 2011.
- C. Written requests by the Bureau for cash advances may be granted by the City Manager, which cash advances shall not exceed the City's budgeted amount under this Contract.
- D. The Bureau may request budget revisions in writing. Any City approvals of budget revisions shall be made in writing.
- E. If, through any cause, the Bureau shall fail to fulfill in a timely and proper manner the obligations under this Contract, or if the Bureau shall violate any of the covenants, agreements, or stipulations of this Contract, the City may thereupon have the right to withhold quarterly payment of the annual budgeted amount until the Bureau has fulfilled said obligation or corrected any specified violation.
- F. The Bureau shall reimburse the City within sixty (60) calendar days for any disbursements or expenditures from the Contract funds which the City determines are not within the scope of the Contract.
- G. At the City's discretion, the City may request that all unexpended City funds at the end of the fiscal year be returned to the City within sixty (60) calendar days.

5. Assignment

The Bureau shall not assign, subcontract or use consultants for any portion of this Contract without prior written approval of the City Manager or the City Manager's duly authorized designee.

6. Staff

The Bureau shall pay its employees under this Contract, save for volunteers, at least the federal minimum wage.

7. Anti-Discrimination

In carrying out the work of this Contract, the Bureau shall not discriminate against any employee or applicant for employment because race, color, religion, creed, sex, sexual orientation, national origin, age, disability or any other legally protected status.

8. Termination

- A. If, through any cause, the Bureau shall fail to fulfill in a timely and proper manner the obligations under this Contract, or if the Bureau shall violate any of the covenants, agreements, or stipulations of this Contract, the City shall thereupon have the right to terminate this Contract by giving written notice to the Bureau of such termination and specifying the effective date thereof, at least two (2) months before the effective date of such termination.
- B. In that event, all finished and unfinished documents and other materials prepared by the Bureau under this Contract shall, at the option of the City, become its property and the Bureau shall be entitled to receive just and equitable compensation for any satisfactory work completed on such documents and other materials, any such amount not to exceed the City's budgeted amount under this Contract.
- C. Notwithstanding the above, the Bureau shall not be relieved of liability by the City by virtue of any breach of the Contract by the Bureau, and the City may withhold any payments to the Bureau for the purpose of setoff until such time as the exact amount of damages due the City from the Bureau is determined.

9. Contract Representatives

- A. The Bureau's contact person for this Contract shall be the Bureau's President or the President's duly authorized designee.
- B. The City's contact person for this Contract shall be the City Manager or the City Manager's duly authorized designee.

10. Availability of Documents for Inspection

- A. All Bureau documents and reports pertaining to economic development activity within the scope of this Contract shall be available for inspection by the City Manager or the City Manager's duly authorized designee.
- B. The Bureau shall maintain records in such a manner as to enable the City and/or the City's auditors to audit the expenditures for compliance with this Contract.

11. Governing Law

This Contract is governed by the laws of the State of Tennessee.

IN WITNESS WHEREOF, the parties hereto have executed this Contract as of the day and year first above written, the City of Oak Ridge, by its Mayor, by authority duly given.

APPROVED AS TO FORM AND LEGALITY:

CITY OF OAK RIDGE, TENNESSEE

City Attorney

Mayor

OAK RIDGE CONVENTION AND VISITORS
BUREAU

President

Attachment: Appendix A

Approved by Resolution _____

APPENDIX A

PERFORMANCE STANDARDS

Oak Ridge Convention and Visitors Bureau

Hotel/Motel Room Occupancy Tax Collections

The Bureau will be accountable for increasing the City hotel/motel room occupancy tax collections by seven percent (7%) over the previous year fiscal year by promoting through public relations efforts, direct advertising, internet marketing, motor coach markets, SMERF markets, leisure travelers, sports markets, etc.

ELECTRIC DEPARTMENT MEMORANDUM
10-12

DATE: May 21, 2010

To: Gary Cinder, Interim City Manager

From: Jack L. Suggs, Electrical Director

SUBJECT: RESOLUTION MAKING AWARDS FOR EXPANSION OF
SUBSTATION 800 AND RECLOSER CONTROL REPLACEMENT

Attached is a resolution making awards required for the construction of a 13 kV bay at Substation 800 located on Union Valley Road and for equipment improvements at the City's distribution substations. The awards included total \$1,182,198.54 and are specifically to Aubrey Silvey Enterprises, Inc. of Carrolton, Georgia in the approximate amount of \$760,000 for providing labor and materials for the expansion of Substation 800; to H.D. Supply Utilities of Knoxville, Tennessee in the approximate amount of \$249,412.40 for the supply of two reclosers with controls and forty replacement recloser controls; and to Gresco of Nashville, Tennessee in the amount of \$172,786.14 for the provision of voltage regulators.

For some time, the Department has been aware of growing power demands in the Scarboro Road, Union Valley Road area. The substation for that area, Substation 500, serves these areas along with Commerce Park, Bethel Valley Industrial Park, USEC (and Boeing before it) and the water plant.

With the construction of two new facilities at the Y-12 security complex, the City expanded its customer base, but at the same time entered a situation where electric growth in the Substation 500 area was constrained. Additionally, the system was placed into a situation where loss of a single power transformer during peak periods would result in a condition where we did not have adequate back up capacity.

Expansion of power supply in the area became necessary. Since physical space was not available at Substation 500, staff envisioned providing the power out of nearby Substation 800, which was designed with such expansion in mind. The estimated construction cost of the expansion was \$2 million.

As the budgets were approved and initial plans completed, however, a decrease in the system's loading removed the pressure for completing the project. This allowed staff to refocus its efforts into different areas temporarily, including enhancing substation security and evaluating the entire substation protection infrastructure with an eye toward remote controls that may become indispensable over the next few years.

Currently, it appears that load in the area may once again be poised for growth. Any of a number of drivers – ranging from the addition of facilities at the Y-12 site, to development of the Oak Ridge Summit, to infill at Commerce Park will place us back in the situation where the station expansion is critical. Construction of the station will take approximately one year, meaning that if we wait for the construction to begin, we will find ourselves pushed for capacity. For that reason, staff believes that construction of the new bay at this time is warranted and prudent.

The construction of the substation will be accomplished through several different purchases and contracts, some of which have already been made.

Completed purchases are:

- Power Transformer- purchase in 2008 for \$427,650
- 69kV Protection Equipment- purchased in 2008 for \$40,000
- High voltage Cable- purchased in 2008 for \$95,904

Purchases to complete the work (included in this package):

- 13kV Protection Equipment
- 13kV Voltage Regulators
- Labor and Materials Contract

The 13kV protection equipment necessary for the substation consists of two reclosers and controls. As part of another budget project, however, staff is preparing to change out the controls on reclosers throughout the system- forty in total. The new controllers will allow remote control of the system through a supervisory system. The existing substation controllers will be moved out onto the lines where they will replace antiquated controls for which parts are not longer available. Staff decided that by combining these two purchases, one for system upgrades and one for the Substation 800 expansion, we could reduce overall cost to the customers.

Bids were received for the recloser package, including those for Substation 800 and those to replace existing controllers throughout the system on April 29, 2010 at 11:00 a.m. Three bids were received, each quoting the same cost. As such, through random selection, H.D. Supply Utilities of Knoxville, Tennessee was selected as the successful bidder. The cost of the Substation 800 component was \$40,412.40. The cost of equipment for the replacement was \$209,000. The design consultant has reviewed the bids and recommends award to H.D. Supply, with which recommendation the staff concurs.

The 13kV voltage regulators adjust TVA voltage to levels that are acceptable to the customer. The new units may also be part of a system to reduce Oak Ridge's system peak demand, which has the potential to significantly impact our power bill from TVA.

Bids were received on April 29, 2010 at 11:00 a.m. for the voltage regulators. There were three bidders. The low bidder was Gresco of Nashville, Tennessee in the amount of \$172,786.14. Note that the difference between the low bidder and the other bidders is

only \$1.86, an indication that pricing is controlled at the manufacturer level. Staff and our consultant have reviewed the bid and recommend award to the low bidder.

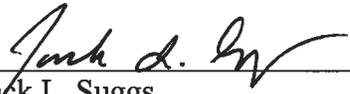
The Labor and Materials Contract ties the remainder of the contracts together. As the name implies, the contractor supplies all materials and labor, but also, all parts and equipment required to complete the work, but not purchased and supplied by the City. Such items include relay panels, structural steel, wiring, conduit and system grounding.

Bids were received for the Labor and Materials Contract for Substation 800 expansion on May 13, 2010 at 11:00 a.m. There were four bidders. The low bid was from Aubrey Silvey Enterprises, Inc. of Carrollton, Georgia in the amount of \$760,000. This bid has been reviewed by our design consultant, who recommends award to the low bidder. Staff concurs with this recommendation.

Council should note that all bidders took minor exceptions to the City's terms and conditions for the equipment purchases. These exceptions have been reviewed by Staff and found to be of no consequence and, therefore, irrelevant to the bid process.

Letters of recommendation from the design consultant supporting each of the awards are attached. Failure to make these awards will prevent the expansion of Substation 800 and potentially impact the availability of peak and back up power in the area. Failure to make the purchase of replacement recloser controls to be used in other substations will prevent the Department from further developing and implementing remote system control (SCADA).

Funding for all purchases is through the Electric Fund. Staff recommends approval of the attached resolution.



Jack L. Suggs
Electric Director

City Manager's Comments:

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



Gary Cinder

5/24/10
Date



Engineers, Consultants,
and Land Surveyors

May 17, 2010

City of Oak Ridge
Electric Department
Attn: Margaret Beams
100 Woodbury Lane
Oak Ridge, TN 37831

Subject: SUB 800 Labor & Material Bid Evaluation

Reference: Attached Bid Evaluation

Ms. Beams,

After reviewing the labor & material bids, it is my recommendation that Aubrey Silvey Enterprises Inc. be awarded the contract for the construction of your addition to substation 800. They were the lowest bidder and took no exceptions to the specifications.

There were no math errors on the Silvey bid and only minor ones on the other bidders. None of the other bidders' math errors would result in a different recommendation.

All other aspects of the proposal are acceptable and adhere to the specifications

The amount to the contractor is set at \$710,000 however with the authorized amendments the total amount requested to the board should be \$760,000..

If you have questions or concerns about this evaluation, please don't hesitate to contact me.

Respectfully,

A handwritten signature in blue ink that reads 'Keith Hurst' with a stylized flourish at the end.

Keith Hurst, PE
Program Manager
khurst@mesainc.com

City of Oak Ridge Electric Department

Substation 800 Additon

Labor & Material Bid Evaluation

5/17/2010

Prepared by: Keith Hurst, PE
Mesa Associates Inc.

	Pike Energy Solutions	Aubrey Silvey	LE Myers	New River Electric Corp.	Service Electric Company	Gaylor Inc.
Total Bid (bond \$)	\$1,523,522.00	\$1,340,000.00	\$2,060,125.00	\$1,752,206.34	\$1,515,255.00	\$1,532,500.00
Remove Owner Furnished Material	\$580,000.00	\$580,000.00	\$580,000.00	\$580,000.00	\$580,000.00	\$580,000.00
Remove Allowance for Amendments	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00
Total to Contractor	\$893,522.00	\$710,000.00	\$1,430,125.00	\$1,122,206.34	\$885,255.00	\$902,500.00
Exceptions to Spec	yes	no	no	yes	no	no
Addendums	1	1	1	1	0	1
Completion days	195	150	147	175	160	180



Engineers, Consultants,
and Land Surveyors

May 20, 2010

City of Oak Ridge
Electric Department
Attn: Margaret Beams
100 Woodbury Lane
Oak Ridge, TN 37831

Subject: Reclosers for Substation 800 and Replacements for Legacy Recloser Controls

Reference: Attached Bid Evaluation

Ms. Beams,

After reviewing the Recloser bids, it is Mesa Associates recommendation that H.D. Supply Utilities of Knoxville, TN be awarded the contract for the total amount of \$249,412.40. The specification created three responsive bidders. All three bidders took the same exceptions and returned the same prices as shown on the attached summary. A coin was flipped at the bid opening and H.D. Supply was the winner.

Respectfully,

A handwritten signature in blue ink, appearing to read 'William Goans', is written over a light blue horizontal line.

William Goans, PE
Mesa Associates
bgoans@mesainc.com

**City of Oak Ridge
Electric Department**

**Recloser and Legacy Control
Bid Evaluation
5/20/2010**

	Item #1		Item #2		Item #3		Total Price	Delivery
	VSA-16 with Form 6 (2)	Total	Spare Parts	Total	Form 6 control (40)	Total		
	Price Each		Price Each		Price Each			
Cooper Power Systems	\$20,206.20	\$40,412.40	n/b		\$5,225.00	\$209,000.00	\$249,412.40	11wks
Gresco	\$20,206.20	\$40,412.40	n/b		\$5,225.00	\$209,000.00	\$249,412.40	11wks
H.D. Supply	\$20,206.20	\$40,412.40	n/b		\$5,225.00	\$209,000.00	\$249,412.40	11wks

n/b = no bid

*Exception Notes

All bidders had the same exceptions due to the fact this is an agency item.



Engineers, Consultants,
and Land Surveyors

May 20, 2010

City of Oak Ridge
Electric Department
Attn: Margaret Beams
100 Woodbury Lane
Oak Ridge, TN 37831

Subject: SUB 800 Regulator Bid Evaluation

Reference: Attached Bid Evaluation

Ms. Beams,

After reviewing the Regulator bids, it is Mesa Associates recommendation that Gresco Utility Supply be awarded the contract for the total amount of \$172,786.14. The specification created three responsive bidders. All three bidders took the same exceptions. Gresco was the lowest overall bidder and did not have any math errors. Mounting stands will need to be ordered for six (6) of the regulators and are listed as Item #3. A summary of the pricing is attached.

Respectfully,

A handwritten signature in blue ink, appearing to read 'William Goans', is written over a horizontal line.

William Goans, PE
Mesa Associates
bgoans@mesainc.com

**City of Oak Ridge
Electric Department**

**Voltage Regulator
Bid Evaluation
5/20/2010**

	Item #1 667 Voltage Reg (3)		Item #2 333 Voltage Reg (6)		Mounting Stands (6)		Total Price	Delivery
	Price Each	Total	Price Each	Total	Price Each	Total		
Cooper Power Systems	\$24,692.00	\$74,076.00	\$16,002.00	\$96,012.00	\$450.00	\$2,700.00	\$172,788.00	10-12wks
Gresco	\$24,692.30	\$74,076.90	\$16,001.54	\$96,009.24	\$450.00	\$2,700.00	\$172,786.14	10-12wks
H.D. Supply	\$24,692.00	\$74,076.00	\$16,002.00	\$96,012.00	\$450.00	\$2,700.00	\$172,788.00	10-12wks

***Exception Notes**

All bidders had the same exceptions due to the fact this is an agency item.
Losses were not evaluated because this is an agency item and ALL bidders quoted the same losses.

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

OPENING DATE: May 13, 2010 11:00 A.M.

DESCRIPTION	BIDDER: Aubrey Silvey Enterprises, Inc. 371 Hamp Jones Road Carrollton, GA 30117		BIDDER: Service Electric Company 1631 East 25th Street Chattanooga, TN 37404		BIDDER: Pike Energy Solutions 10101 Claude Freeman Drive, Suite Charlotte, NC 28262		BIDDER: Caylor, Inc. 9231 Castlegate Drive Indianapolis, IN 46256	
	ITEM	UNIT	TOTAL	TOTAL	TOTAL	TOTAL	UNIT COST	TOTAL
FURNISH ALL LABOR, MATERIALS, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES REQUIRED FOR LABOR & MATERIAL FOR SUBSTATION 800 PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE ELECTRIC DEPARTMENT			\$ 710,000.00	\$ 885,255.00	\$ 893,552.00	\$ 902,500.00		\$ 902,500.00
Authorized Contract Amendments			\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00		\$ 50,000.00
TOTAL PRICE			\$ 760,000.00	\$ 935,255.00	\$ 943,552.00	\$ 952,500.00		\$ 952,500.00
TERMS			Net 30	Net 30	Net 30	Net 30		Net 30
COMPLETION DAYS			150	160	195	180		180
F.O.B.			Oak Ridge	Oak Ridge	Oak Ridge	Oak Ridge		Oak Ridge
VIA			Best Way	Best Way	Best Way	Best Way		Best Way
OTHER BIDDERS CONTACTED: New River Electrical Corporation - Cloverdale, VA The L. e. Myers Company - Chattanooga, TN Miller Electric - Jacksonville, FL J.L. Malone - Albany, GA								
REASON FOR AWARD			RECOMMEND AWARD BE MADE TO:			BIDS REVIEWED BY:--		
<input type="checkbox"/> ONLY BID RECEIVED <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input checked="" type="checkbox"/> LOWEST TOTAL COST			Aubrey Silvey Enterprises, Inc. 371 Hamp Jones Road Carrollton, GA 30117			Lyn Dowlen Accounting Division Manager Janice McGinnis Finance Director		

BIDS OPENED AND RECORDED BY--

RECOMMEND AWARD BE MADE TO:

BIDS REVIEWED BY:--

CITY OF OAK RIDGE, TENNESSEE
Abstract of Bids

OPENING DATE: APRIL 29, 2010 11:00 A.M.

DESCRIPTION	ITEM QUANTITY	BIDDER:		BIDDER:		BIDDER:	
		UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
FOR -- McGraw - Edison Voltage Regulators FOR SUBSTATION 800		BIDDER: Gresco 3510 Richardson Ave. Nashville, TN 37205		BIDDER: Cooper Power Systems 1319 Lincoln Ave Waukesha, WI 53186		BIDDER: HD Supply Utilities P.O. Box 10728 Knoxville, TN 37939	
THE FURNISHING OF MCGRAW-EDISON REGULATORS FOR SUBSTATION 800 FOR FY10 PER THE SPECIFICATIONS PROVIDED BY CITY OF OAK RIDGE ELECTRIC DEPARTMENT							
VR - 32, 667 kVA, CL - 6	1	\$ 24,692.30	\$ 74,076.90	\$ 24,692.00	\$ 74,076.00	\$ 24,692.00	\$ 74,076.00
VR - 32, 333 kVA, CL - 6 Option 1 for Item 2 - Substation Mounting Stand	2	\$ 16,001.54	\$ 96,009.24	\$ 16,002.00	\$ 96,012.00	\$ 16,002.00	\$ 96,012.00
	6	\$ 450.00	\$ 2,700.00	\$ 450.00	\$ 2,700.00	\$ 450.00	\$ 2,700.00
TOTAL PRICE		\$ 172,786.14	\$ 172,786.14	\$ 172,788.00	\$ 172,788.00	\$ 172,788.00	\$ 172,788.00
TERMS		NET 30	NET 30	NET 30	NET 30	NET 30	NET 30
DELIVERY		10-12 WEEKS	10-12 WEEKS	10-12 WEEKS	10-12 WEEKS	10-12 WEEKS	10-12 WEEKS
F.O.B.		OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE
VIA		BEST WAY	BEST WAY	BEST WAY	BEST WAY	BEST WAY	BEST WAY
OTHER BIDDERS CONTACTED: Graybar Electric Company - Knoxville, TN		BIDS OPENED AND RECORDED BY -- <i>Lynn Powell</i> Lyn Dignien Accounting Division Manager					
REASON FOR AWARD		RECOMMEND AWARD BE MADE TO: Gresco 3510 Richardson Ave. Nashville, TN 37205					
ONLY BID RECEIVED	<input type="checkbox"/>	(ALL BIDDERS HAD SAME EXCEPTIONS)					
LOW PRICE	<input type="checkbox"/>						
BETTER OR REQUIRED DESIGN	<input type="checkbox"/>						
EARLY DELIVERY	<input type="checkbox"/>						
LOWEST TOTAL COST	<input checked="" type="checkbox"/>						
BIDS REVIEWED BY -- <i>Janice McGinnis</i> Janice McGinnis Finance Director							

CITY OF OAK RIDGE, TENNESSEE
Abstract of Bids

OPENING DATE: APRIL 29, 20108 11:00 A.M.
FOR ---
COOPER RECLOSERS AND CONTROLS FOR
INCREASED CAPACITY OF SUB 800

DESCRIPTION	ITEM	QUANTITY	BIDDER:		BIDDER:		BIDDER:	
			UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
THE FURNISHING OF COOPER RECLOSERS AND CONTROLS FOR INCREASED CAPACITY OF SUB 800 PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE ELECTRIC DEPARTMENT								
VSA-16 with Form 6 control, substation mounting base and all accessories	1	2	\$ 20,206.20	\$ 40,412.40	\$ 20,206.20	\$ 40,412.40	\$ 20,206.20	\$ 40,412.40
Recommended spare parts for Item 1	2	0						
Form 6 Control, w/accessories: F/O board serial communications card with F/O to RS-23D converter and DB-25 connector (KME4-163), and a standard discrete interface board (DIF) with 3 inputs and 5 outputs	3	40	\$ 5,225.00	\$ 209,000.00	\$ 5,225.00	\$ 209,000.00	\$ 5,225.00	\$ 209,000.00
TOTAL PRICE			\$ 249,412.40	\$ 249,412.40	\$ 249,412.40	\$ 249,412.40	\$ 249,412.40	\$ -
TERMS			NET 30	NET 30	NET 30	NET 30	NET 30	NET 30
DELIVERY			4-15 WEEKS	4-15 WEEKS	4-15 WEEKS	4-15 WEEKS	4-15 WEEKS	4-15 WEEKS
F.O.B.			OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE	OAK RIDGE
VIA			BEST WAY	BEST WAY	BEST WAY	BEST WAY	BEST WAY	BEST WAY
OTHER BIDDERS CONTACTED:								
REASON FOR AWARD			RECOMMEND AWARD BE MADE TO:					
ONLY BID RECEIVED			All bidders had same price and same exceptions.					
LOW PRICE			HD Supply Utilities					
BETTER OR REQUIRED DESIGN			P.O. Box 10728					
WON COIN TOSS			Knoxville, TN 37939					
LOWEST TOTAL COST								
			BIDS OPENED AND RECORDED BY---					
			Lyn Dowlen Accounting Division Manager					
			BIDS REVIEWED BY---					
			Janica McGinnis Finance Director					

RESOLUTION

WHEREAS, the City of Oak Ridge has issued invitations to bid for the construction of a 13kV bay for Substation 800 to support growth in the Union Valley Road area and for equipment improvements at the City's distribution substations; and

WHEREAS, bids were received and publicly opened on May 13, 2010, with Aubrey Silvey Enterprises, Inc., Carrollton, Georgia, submitting the lowest and best bid for construction of a 13kV bay at Substation 800; and

WHEREAS, bids were received and publicly opened on April 29, 2010, with Gresco, Nashville, Tennessee, submitting the lowest and best bid for voltage regulators for Substation 800; and with HD Supply Utilities, Knoxville, Tennessee, submitting the best bid based upon a coin toss between three identical bids for reclosers and controls for various distribution substations; and

WHEREAS, the Interim City Manager recommends the above 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 Aubrey Silvey Enterprises, Inc., 371 Hamp Jones Road, Carrollton, Georgia 30117, for the furnishing all labor, tools, materials, equipment and supplies necessary to perform all work and services for the construction of a 13kV bay at Substation 800; said award in strict accordance with COR 10-06, the required specifications, and the bid as publicly opened on May 13, 2010, and in the estimated amount of \$760,000.00.

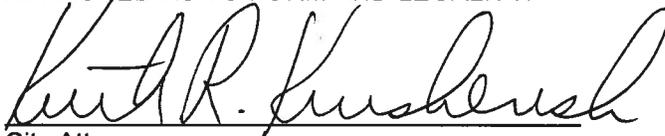
To Gresco, 3510 Richardson Avenue, Nashville, Tennessee 37205, for the furnishing of regulators for Substation 800; said award in strict accordance with the required specifications, and the bid as submitted and publicly opened on April 29, 2010, and in the estimated amount of \$172,786.14.

To HD Supply Utilities, P.O. Box 10728, Knoxville, Tennessee 37939, for the furnishing of reclosers and controls for various distribution substations; said award in strict accordance with the required specifications, and the bid as submitted and publicly opened on April 29, 2010, and in the estimated amount of \$249,412.40.

Said bids in the estimated total amount of \$1,182,198.54.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

ELECTRIC DEPARTMENT MEMORANDUM
10-11

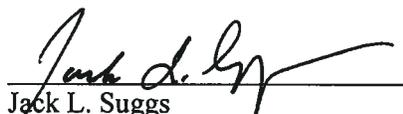
DATE: May 21, 2010
To: Gary Cinder, Interim City Manager
From: Jack L. Suggs, Electrical Director
SUBJECT: AWARD OF BIDS FOR SINGLE PHASE PAD MOUNTED TRANSFORMERS

Attached is a resolution making an award to WESCO Distribution Inc., Chattanooga, Tennessee, in the estimated amount of \$114,054 for the purchase of twenty 250 kVA and six 167 kVA single-phase pad mounted transformers.

The electric system uses distribution transformers to provide power at voltages needed by its customers. Single-phase, pad mounted transformers are used primarily to serve residential customers and small commercial loads. These units will be used primarily to feed new apartment/ condo developments in the Centennial area. Some will also be kept on hand for maintenance and emergency replacement purposes. We believe the units purchased will meet our needs for the next 12 to 18 months.

Transformer bids are not evaluated on the basis of low bid but rather based on the Total Life Cycle Cost. Total Life Cycle Cost includes not only the purchase price of the unit but also the value of the energy used by the unit itself over its lifetime (termed losses). Typically, more efficient transformers cost more to manufacture than those that have poor energy efficiency. Using Total Life Cycle Cost as the award criteria balances the two factors to the economic benefit of the system. As a side benefit, more efficient transformers are generally quieter and may resist mechanical failure better. This technique for transformer award is a standard industry practice of which the bidders are advised before the bid.

Failure to approve this resolution will result in the Electric Department not meeting customer electric needs. Funding for these purchases is through the Electric Fund. Staff recommends approval of the attached resolution.



Jack L. Suggs
Electrical Director

cc: Lyn Dowlen, Finance Department
Margaret Beams, Electrical Engineering Division Manager

City Manager's Comments:

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



Gary Cinder



Date

RESOLUTION

WHEREAS, the City of Oak Ridge operates an electric distribution utility, providing electricity to its citizens, such system requiring transformers for the delivery of electric power at usable voltages; and

WHEREAS, the City of Oak Ridge has issued invitations to bid for the purchase of single-phase pad mounted transformers for use in its electric distribution system; and

WHEREAS, bids were received and publicly opened on April 19, 2010, with WESCO Distribution, Inc., Chattanooga, Tennessee, submitting the best bid with the lowest total cost of ownership for the single-phase pad mounted transformers; which bid the Interim City Manager recommends be accepted.

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

That the recommendation of the City Manager is approved and award is hereby made to WESCO Distribution, Inc., 1709 North Orchard Knob Avenue, Chattanooga, Tennessee 37406, for the furnishing of single-phase pad mounted transformers; said award in strict accordance with the bid as received and publicly opened on April 19, 2010, and the required specifications, and in the estimated amount of \$114,054.00.

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

**ELECTRIC DEPARTMENT
10-10**

DATE: May 13, 2010
To: Gary Cinder, Interim City Manager
From: Jack L. Suggs, Electrical Director
SUBJECT: APPROVAL OF GENERATIONS PARTNERS PROJECT

Attached is a resolution approving a contract with TVA for participation in the re-designed Generations Partners Program.

Under an agreement entered in May of 2009, the City currently participates in the TVA Green Generation Pilot Program. That program was designed by TVA to, among other things, explore various technical and billing issues related to distributed generation using renewable resources. The Pilot Program will be terminated in August of this year.

The new program is similar to the old, in that, those customers who wish to produce energy from qualifying renewable energy systems will be paid incentive payments for the installation and that TVA will purchase power produced by their systems at a subsidized rate. Qualifying systems are less than 1 Megawatt and produce electricity from solar power, wind, low impact hydropower or qualified biomass.

The new program offers a wide range of metering options including interval metering and metering by a third party aggregator. There will be impact on the Electric Department staff in attempting to supply equipment necessary and make the required evaluations, but the Department believes that such impact can be handled with existing resources.

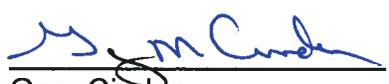
Failure to approve this contract will mean that after August 4, 2010, the City will no longer be authorized to enroll end-use customers in the TVA generation programs, effectively removing an incentive package that some customers may find attractive.

Staff recommends approval of the attached resolution.

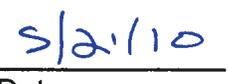


Jack L. Suggs

City Manager's Comments:
I have reviewed the above issue and recommend Council action as outlined in this document.



Gary Cinder



Date

RESOLUTION

WHEREAS, the City of Oak Ridge is a distributor of electric power purchased from the Tennessee Valley Authority (TVA), which organization from time to time offers special programs and incentives to electric customers made available through its distributors; and

WHEREAS, by Resolution 5-40-09, City Council approved an agreement (Contract Number 00067538) with TVA for the Generation Partners pilot program designed to evaluate the financial and operational feasibility of customer owned renewable power generation; and

WHEREAS, TVA has introduced a new agreement, Contract Number 72020, which updates the existing Generation Partners pilot program to address interval metering requirements, third-party vendor options for interval metering, enrollment process improvements, and other modifications to enhance the program; and

WHEREAS, the new agreement replaces the previously adopted Generation Partners pilot program agreement and the City desires to continue to participate in this new program; and

WHEREAS, the Interim City Manager recommends approval of the agreement.

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

That the recommendation of the Interim City Manager is approved and the City is hereby authorized to execute the "Generation Partners Agreement Between Oak Ridge, Tennessee and Tennessee Valley Authority" (Contract Number 72020), thus maintaining the framework for the City to offer a pilot program to its citizens designed to evaluate the financial and operational feasibility of customer owned renewable power generation.

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

This the 7th day of June 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

ELECTIONS

**ANDERSON COUNTY
COMMUNITY ACTION
COMMISSION**

CITY CLERK MEMORANDUM
10-32

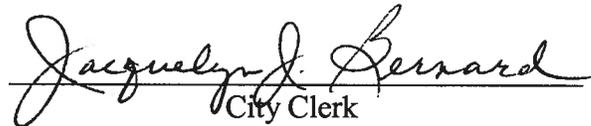
DATE: May 27, 2010

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: ATTENDANCE RECORD FOR EDWARD ALAN BEAUCHAMP

Today I spoke with Ms. Sharon Gaylor of the Anderson County Community Action Commission about the attendance record of Mr. Edward Alan Beauchamp, the incumbent candidate for the Oak Ridge seat on the Commission's Board of Directors. Ms. Gaylor said that since his reappointment on July 1, 2009, Mr. Beauchamp has missed only two meetings of the Board. She added that Mr. Beauchamp has become a valued member of the ACCAC.


City Clerk

Attachment: Resume

**ELDER CITIZENS
ADVISORY BOARD**

CITY OF OAK RIDGE, TENNESSEE
BOARDS AND COMMISSIONS

TIME IN OFFICE AND ATTENDANCE RECORD

NAME: Elizabeth Batchelor

BOARD OR COMMISSION: Elder Citizens Advisory Board

TIME IN OFFICE: Term of Office 3 Years

Date Appointed 2/20/06

Number of Terms Served 2*

ATTENDANCE RECORD (MOST RECENT TERM OF OFFICE):

Number of Meetings Held 28

Number of Absences 2

* This seat on the board was established on 2/20/06 and Ms. Batchelor was appointed to serve until 6/30/07. In June 2007, she was reappointed for the full three-year term.

Date Prepared 5/27/10

Attachment: Resume

Elizabeth Batchelor
119 Greystone Drive
Oak Ridge, TN 37830
(865) 483-1129

THE TOWN OF
OAK RIDGE CITY CLERK
2006 FEB -7 A 10:03

5 February 2006

Biography

Resident of Oak Ridge for 30 years.

Work experience during this time includes the Anderson County Board of Realtors (now Clinch Valley), Roane County, *Senior Living Newspapers*, and Talbots.

Other activities include member Oak Ridge City Council, United Way of Anderson County, Big Brothers/Big Sisters and various volunteer activities with the Oak Ridge City Schools, Oak Ridge Chamber of Commerce, League of Women Voters, Community Television, swimming, scouts, soccer, and the Oak Ridge '43 Club (current program chairman).

Currently serving on Anderson County Adult Safety Coalition and ElderWatch. Member First United Methodist Church.

Married to Don Batchelor and have two children and three grandchildren.

May 13, 2010 - President of Contact Helpline

CITY OF OAK RIDGE, TENNESSEE
BOARDS AND COMMISSIONS

TIME IN OFFICE AND ATTENDANCE RECORD

NAME: Margaret Gottshall

BOARD OR COMMISSION: Elder Citizens Advisory Board

TIME IN OFFICE: Term of Office 3 Years

Date Appointed 9/16/99

Number of Terms Served 3-2/3

ATTENDANCE RECORD (MOST RECENT TERM OF OFFICE):

Number of Meetings Held 28

Number of Absences 2

Date Prepared 5/27/10

Attachment: Resume

Rec'd. 4/11/96 5:00p.m.

Office of City Clerk

Rec'd 5/7/07 8:06am

MARGARET E. GOTTSBALL
134 Orchard Lane
Oak Ridge, TN 37830
483-1938

Nominee for Elder Citizens Advisory Board, representing the Senior Citizens Club.

Ms. Gottshall has been an Oak Ridge resident since 1945. She worked for over 40 years as a teacher in Oak Ridge schools, teaching Physical Education and Health.

Since her retirement in 1986, she has stayed active and interested in her community. She volunteers regularly at the Methodist Medical Center, the Oak Ridge Public Library, the Nearly New Shop of the YWCA, and Meals on Wheels delivery for the Senior Nutrition Program.

Update: Resume Okay as is - May 15, 2001

Update: Resume okay as is - May 7, 2007

UPDATE: Resume is okay as is - April 28, 2010

To: Members of the Oak Ridge City Council

From: Barbara Gunn, PhD.
157 Whippoorwill Dr.
Oak Ridge, TN 37830



RECEIVED
2010 MAY 21 AM 11:48
OFFICE OF THE CITY CLERK

RE: Application for Election to Membership on the Elder Citizens
Advisory Board

Personal:

I moved to Oak Ridge two years ago from Reno, NV to live with my daughter Sally and her husband, Daniel Goade, at 157 Whippoorwill Dr., Oak Ridge.

Since moving here, I've attended approximately 20 meetings of the Elder Citizens Advisory Board. If I were to be elected to membership on that Board, I would bring:

- 40 years experience working with seniors and senior programs
- knowledge of funding sources and preparation of proposals
- descriptions of at least 50 senior centers in the U.S. and Europe
- experience with filing, gaining approval, and follow through for IRS 501(c)(3)

Should I be elected to the Board, I would do my best to further the Council's vision to "make Oak Ridge a highly sought after community for people of all ages."

Brief Resume – Barbara Gunn

Education:

B.S. Univ. Of Oregon (Journalism)

M.A. UCLA (Sociology – Family Studies emphasis)

Ph.D. Stanford Univ. (Social Psychology – Attitude and Behavior Change emphasis)

Current Memberships:

AARP Chapter 625 (Legislative Chair)

Retired Federal Employees Chapter 1476

League of Women Voters

Newcomers Club, Oak Ridge

Tennessee Mountain Writers

Grace Lutheran Writers

Writers Group, Senior Center

NOTE: I'm a frequent guest columnist for the *Oak Ridger*. I focus on advantages of Oak Ridge as a great place to retire for seniors and future seniors.

My writing for the *Oak Ridger* continues my long-time interest in senior and intergenerational topics. For example, see enclosed clips from 1971 and 1987. I have probably 60 more I can reference – just ask me!

Employment:

September 1984-June 1992 – Professor and Extension Specialist, Adult Development and Aging, University of Nevada Reno. Emeritus Status, 1992

1973-1984 – State Program Leader, Home Economics, U. of Nevada Reno

1969-1973 – Extension Specialist, Human Relations, University of California

1968-1969 – Director, San Bernardino Mental Health Association

1948-1968 – Teacher, Counselor, Elementary and Secondary Schools in California

Brief Resume – Barbara Gunn –continued

Community Service (Nevada):

Member and Chair, Nevada Governor's appointee, Nevada Older Americans
Advisory Council

Member and Chair, Washoe County Health Dept., Board of Directors

Member, Board of Directors, State Health Coordinating Council

Member, Board of Directors, Greater Nevada Health Systems Agency

Member, Board of Directors, Family counseling Center, Reno and Carson City

Registered Nevada State Lobbyist for AARP

Member, Nevada State Leadership Council, AARP

Member, National AARP Housing Committee

Grants (principal investigator):

UNR Foundation

Community Services Agency Nevada

U.S. Health and Human Resources (4 grants)

Nevada Division of Health

Robert Wood Foundation and Nevada Rural Health

U.S.D.A. Nutrition Program

Also:

IRS Section 501(c)(3)

FAMILY FOOD MINISTRY

Granting "bequests, estate, charitable (including in-kind contributions)" eligible for deduction from income taxes.

I was program administrator and filed the papers for this and received approval from IRS.

VITAL SPEECHES

OF THE DAY

VOL. XXXVII, No. 19
50 cents per copy

JULY 15, 1971

TWICE A MONTH
\$10.00 A YEAR

Toward A National Policy On Aging:

July 15 - 1971 issue
vital speeches

EVERY PERSON COUNTS

By BARBARA A. GUNN, PH.D., *Human Relations Specialist, Agricultural Extension and the Univ. of California*

Delivered at the San Joaquin County White House Conference on Aging, Stockton, California, May 15, 1971

I EXPECT WE come together this morning for a great variety of reasons and we have rather different expectations of what will happen here today. For some, this is a ritual—after all, May is Senior Citizens Month and it's about time we did something for the old people. Yet I think we might well question whether a Community Conference on the Aging is the way to accomplish anything. And we wouldn't be alone in questioning the effectiveness of White House conferences in general. Let me read from a piece by Don Oberdorfer in the April 16, 1970 *Washington Post*:

"When a president needs an additional paragraph or two to fill out a tedious message to Congress, when he needs a sop to a pressure group or to a broad segment of the voters, when he needs a demonstration of his supposed commitment without actually committing himself to anything, the device that often comes to mind at 1600 Pennsylvania Ave. is the White House Conference."

And so there was the White House Conference on Children and Youth in 1960 and the White House Conference on Aging in 1961; the White House Conferences on Conservation and on Narcotics and Drug Abuse in 1962, one on Export Expansion and another on Mental Retardation in 1963; on Civil Rights, Equal Employment Opportunity, and Natural Beauty in 1965; on Food, Nutrition, and Health in 1969; on Children in 1970 and the White House Conference on Youth earlier this year, in 1971.

Is the White House Conference merely a ritual, or is it an effective way to focus attention on a problem area and then press for a national commitment? It's both—a ritual and an opportunity to press for a commitment—witness the Conference on Food, Nutrition, and Health—quickly renamed the Conference on Hunger, which elicited a promise from President Nixon to eliminate hunger in America and specifically, to make free school lunches available for all needy children beginning Thanksgiving, 1970.

The White House Conference on Aging in 1961 produced 600 recommendations and is generally credited with pointing the way toward establishment of State Councils on Aging, now operating in all fifty states of the Union.

Now, with the call for the 1971 White House Conference on Aging we have a clear mandate to develop A NATIONAL POLICY ON AGING comprehensive enough and practical enough to make the later years of life worth living—

pleasurable for the people who live them and productive for their country.

The National Policy we're being asked to formulate should meet the following criteria:

1. Is it based on knowledge and the recognized needs of older people?
2. Is it consistent with established national goals and the values of society?
3. Is it possible in terms of current Knowledge, technology, and manpower?
4. Will it benefit other elements of the population?
5. Will it preserve the dignity, freedom, and right of choice of older people?

A National Policy on Aging "to make the later years of life worth living." I'm sure we could again here today (as they did in the 1961 Conference) make a list of 600 THINGS we could do for old people.

In September, I attended one of the "Older Americans Speak to the Nation" forums in Dallas, Texas, and they mentioned many needs: adequate health insurance, decent housing, meals on wheels, transportation, homemaker aides, visiting nurses and so forth, and when it came time to determine priority of the nine areas of discussion, they voted overwhelmingly for Spiritual Well-Being. They didn't mean attending church on Sunday—they recognized the over-riding importance of a philosophy, an approach which would encompass basic needs for adequate income, housing, transportation, health care, etc. I think they were awfully close to formulating a national policy on aging—a policy which would affirm the value of human life, all human life, whatever it's state or condition.

Let me illustrate further by reading a passage from *I'm OK, You're OK*, which the author Dr. Thomas Harris points out was written by his wife, Amy. Here is the passage:

"I am important and you are important. If I devalue you, I devalue myself. . . . Returning man to his rightful place of personhood is the theme of redemption, or reconciliation, or enlightenment, central to all the great world religions. The requirement of this position is that we are responsible to and for one another, and this responsibility is the ultimate claim imposed on all men alike." (p. 223)

Or, as someone else put it: "We love to be independent, but we are also interdependent. No man is an island. We live as a family of people and when any member of that human family is in want, denied, abused, the victims of injustice—we suffer just a little bit—we are that much weaker."



PUBLIC POLICY FOR AN AGING SOCIETY: THE CASE FOR PROACTIVISM

BARBARA A. GUNN

Recent public policy debates have portrayed two dramatically different scenarios for aging America. On the one hand are those who raise the spectre of "Age Wars—The Coming Battle Between Young and Old." They contend that as the number of persons eligible for retirement benefits increases and the number of workers contributing to Social Security decreases, that system will collapse (1). On the other hand are those who envision a Social Security system that continues to provide a modicum of economic security for the elderly of the future and fosters a sense of public responsibility for the vulnerable of all ages (2).

What role can home economists have in furthering either of these—or other—scenarios for an aging America? The purpose of this paper is to encourage home economists to become proactive in helping frame a public policy agenda for today's aging society. To wait until that agenda is set by what may be the special interests of various groups is to risk having to live with public policy decisions that could foster conflict among genera-

tions that might damage persons of all ages. At stake is not only the well-being of today's elderly, but also the well-being of today's baby-boom generation who will become tomorrow's elderly, and their children who in turn will make up the work force of tomorrow.

Policy Issues Are Complex

Never before have the United States and other developed nations had the wonderful "problem" of planning for a future in which there are unprecedented proportions of elderly in the population. In the United States unfortunately that planning is complicated by a mounting federal deficit and uncertainty about the ability of the public sector to support both defense and domestic programs. There is also concern over the growing rate of poverty among children who as a group now have a higher poverty rate than the elderly. For the elderly especially, the high cost of health care is another concern. Given these factors, it is understandable that various groups differ in their approach to planning for an aging society.

Two Views, Two Scenarios

Currently there are at least two different views toward framing public policy for an aging society. One view is that emanating from a Washington, D.C.-based nonprofit research and

education group called Americans for Generational Equity (AGE). AGE spokespersons contend that we currently have "intergenerational inequity," that is, the elderly are receiving more than their fair share. As a consequence young adults are burdened by elderly dependents, and the poverty of children is increasing as the elderly become well off. In their view the situation will only get worse when the baby-boom generation enters retirement and as their children, relatively few in number, move into the work force. To bring about their goal of generational equity, AGE proposes cuts in Social Security in the form of reducing the FICA tax rate by about 2 percent, raising the age of eligibility for benefits, removing cost-of-living adjustments, and taxing benefits. In

In 1977 AHEA established issues priorities on which national and state program initiatives would focus. Starting with this issue, the *Journal* will devote space to articles and information on various aspects of AHEA's current priority issues—"Single Parenthood" and "Aging in the Family." In addition to this article on aging, a special insert on school-based home economics programs focusing on teen pregnancy and parenting, which contribute significantly to single parenthood, starts on page 29.

Dr. Gunn is Professor and Cooperative Extension Specialist, Adult Development and Aging, School of Home Economics, University of Nevada, Reno. She is also a member of AHEA's Priority Issues Subcommittee on Aging.

CITY OF OAK RIDGE, TENNESSEE
BOARDS AND COMMISSIONS

TIME IN OFFICE AND ATTENDANCE RECORD

NAME: Kerry Trammell

BOARD OR COMMISSION: Elder Citizens Advisory Board

TIME IN OFFICE: Term of Office 3 Years

Date Appointed 7/24/00

Number of Terms Served 3-1/3

ATTENDANCE RECORD (MOST RECENT TERM OF OFFICE):

Number of Meetings Held 28

Number of Absences 3

Date Prepared 5/27/10

Attachment: Resume

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OFFICE OF CITY CLERK

Kerry Trammell

JUN 8 4 20 PM '00

Graduated with honors 1978, University of Tennessee, Bachelor of Arts degree Psychology/Business

Graduated with high honors 1979, University of Tennessee, Master of Public Health/Health Planning and Administration

Employed by National Health Corp as Administrator and Personnel trainer for 20 years.

Received highest honors from NHC each year including Administrator of the Year and Facility of the Year.

Served 6 years on the Oak Ridge Chamber of Commerce. Chaired membership, health and special events committees served 3 years as treasurer of the chamber of commerce.

Board of Directors Anderson County Community Health initiatives panel

Board of Directors NHC Political Action Committee

Board of Director Oak Ridge Arts Council 2 terms

Board of Directors and President of the Anderson Co. Health Council

Board of Directors Ridgeview Psychiatric Hospital

Board of Director 10 yrs., President 7 years Oak Ridge Track Club

Governor's Advisory Council Long Term Care Task Force, Home and Community based services

numerous local health related committees

Administrator of the Year 1991 and 1992 Tn Chapter of the American College of Health Care Administrators

Certified Fellow in the American College of Health Care Administrators.

Past President Tn Chapter of the American College of Health Care Administrators

Health Services Committee Anderson Co Chamber of Commerce, Director of the Annual Health Run

Tn State Parks Advisory Board for State Park Running Series, Race Director Norris Dam Challenge

Kiwanis Club of Oak Ridge Volunteer of the Year 1992

Board member Breakfast Rotary of Oak Ridge. Past Director of Vocational Services

1997 Graduate of the Anderson Co. Sheriff Dept. Citizen Police Academy

Certified Track Official, Certified Personal Trainer, Certified Wilderness First Responder

Hobbies: Music, running, runs ultramarathons 50 and 100 mile trail runs throughout the united states. Only Tennessean to complete the prestigious Leadville Trail 100, a 100 mile trail run held in leadville colorado.

Volunteers 75-100 hrs. a year playing music for charities in the award winning bluegrass band Summerwind

Update: Resume Okay as is - May 15, 2001

Resume Okay as is - June 1, 2007

Resume okay as is - May 2010

**BOARD
OF
ZONING
APPEALS**

CITY OF OAK RIDGE, TENNESSEE
BOARDS AND COMMISSIONS

TIME IN OFFICE AND ATTENDANCE RECORD

NAME: Susan I. Donnelly

BOARD OR COMMISSION: Board of Zoning Appeals

TIME IN OFFICE: Term of Office 5 Years

Date Appointed 6/5/00

Number of Terms Served 2

ATTENDANCE RECORD (MOST RECENT TERM OF OFFICE):

Number of Meetings Held 40

Number of Absences 6

Date Prepared 5/27/10

Attachment: Resume

Susan I. Donnelly

RECEIVED

2010 MAY -7 PM 3:46

OFFICE OF THE CITY CLERK
Knoxville, TN

Education

M.S.P., Planning

1999 University of Tennessee
Concentration in Environmental Planning; 4.0 grade point average.

B.S., Mechanical Engineering

1986 Clemson University Clemson, SC

Planning Experience

Planning

- Member of the Oak Ridge City Board of Zoning Appeals since June 2000. Currently Board Secretary.
- Member of Greenways Oak Ridge.
- Tennessee Citizens for Wilderness Planning Steward for the North Ridge Trail.
- Completed several planning projects during master's study .

Working with Requirements

- Work in assessments since 1991 requires continual comparison of situations against requirements, as well as interpretation of requirements.
- Written many procedures and requirement documents.

Presentations and Verbal Communications

- Routinely present positive and negative assessment results to impacted individuals and upper management.
- Taught classes in assessment subjects since 1994.

Employment

Issues Management Program Manager

January 2007-present B&W Y-12 Oak Ridge, TN

- 1) Manage Program Requirements. Assist in changing issues management program flow and requirements. Provide lead input in issues management database decisions. Write procedures, associated forms and other tools that implement the program. Answer customer questions and interpret procedure requirements.
- 2) Design and Conduct Training. Design all training material for four different issues management courses. Conduct the same four courses on a routine basis.

Staff Assessor

June 2004-January 2007 UT-Battelle Oak Ridge, TN

- 1) Perform Assessments/Reviews. Lead and participate in independent assessments of internal organization performance-based management systems. Perform special reviews upon request such verification of the completion of corrective actions, or effectiveness and compliance of a management program or system.

Assessments Task Manager

1999-June 2004 Pacific Western Technologies, Ltd. (PWT) Oak Ridge, TN

- 1) Managed an Assessment Program. Managed the independent assessment service provided to Bechtel Jacobs Company, LLC (BJC), by directing the completion of multiple assessments in various stages of life cycle at five separate sites. Established and maintained the PWT lead auditor certification program.
- 2) Performed Assessments/Reviews. Led independent assessments for Bechtel Jacobs Company on management programs, field projects, vendors, and subcontractors. Participated in Readiness Reviews, Independent Verification Reviews for new safety basis documentation, and special reviews at request.

- 3) Performed Quality Engineering. Evaluated subcontractor Quality Assurance Plans for adequacy, rote and closed corrective actions, created evidence packages, and authored Lessons Learned. Taught. Developed and taught BWXT Y-12 Lead Auditor training and DOE surveillance course. Taught a Lead Auditor course for PWT, developed a similar course for BJC.
- 4) Wrote Procedures and Program Documents. Wrote PWT audit, lead auditor qualification, and several ISO 9001:2001 procedures. Wrote the BWXT Assessment Program Description. Revised BJC independent and management assessment procedures.
- 5) Supported ISO 9001:2001 certification. Assisted PWT in achieving and maintaining ISO 9001:2000 certification.

Senior Quality Engineer

1998–1999

Bechtel Jacobs Company, LLC

Oak Ridge, TN

- 1) Established Program. Helped establish the new BJC independent and management assessment programs, including scope, approach, and process.
- 2) Performed Assessments. Led independent assessments for Bechtel Jacobs Company on company programs, in-field projects, vendors, and subcontractors. Work included planning, performing, reporting, and following up on assessments.
- 3) Wrote Procedures. Wrote the initial BJC independent and management assessment procedures and coordinated some subsequent revisions.

Senior Quality Engineer

1991-1998

Lockheed Martin Energy Systems (LMES)

Oak Ridge, TN

- 1) Managed Program. Served as lead for the three assessors in the LMES Technical Assessment Group assigned to the K-25 Site.
- 2) Performed Assessments. Implemented the Integrated Assessment Program at K-25, which combined safety, health, environmental and quality experts together on teams as large as 32 members. Led over 50 assessments and participated in readiness reviews and as an examiner in DOE Energy Quality Awards Program.
- 3) Wrote Procedures. Wrote independent assessment procedures for LMES.
- 4) Taught. Taught and revised lead auditor course for LMES.

Industrial/Quality Engineer

1991-1998

Burlington Industries

Oxford, NC

- 1) Supervised. Supervised three hourly time clerks.
- 2) Performed Industrial/Quality Engineering. Created plant's first process control study and control charts for process equipment. Performed time-motion studies, designed machine layouts, and wrote computer programs for budget, shift, and pay calculations.

Awards

PWT Award of Excellence - 2000

BJC Distinguished Service Award - 1999

DOE Exceptional Service Award - 1998

References

Available upon request.

BERNSTEIN
STAIR &
MCADAMS LLP
ATTORNEYS AT LAW

RECEIVED

2010 MAY 11 AM 8:10

THE WESTON BUILDING | 4823 OLD KINGSTON PIKE, SUITE 300 | KNOXVILLE, TN 37919
PHONE 865-546-8030 | FAX 865-522-8879 | www.bsmlaw.com

OFFICE OF THE CITY CLERK

BERNARD E. BERNSTEIN
L. CAESAR STAIR III
THOMAS N. MCADAMS
JAMES W. PARRIS
W. TYLER CHASTAIN

May 10, 2010

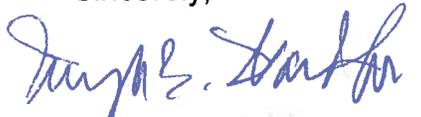
MARGO J. MAXWELL
C. SCOTT TAYLOR
ALLISON D. EASTERDAY
L. CAESAR STAIR IV
HUGH B. WARD, JR.

City Council
c/o Office of the Clerk
City of Oak Ridge
P.O. Box 1
Oak Ridge, Tennessee 37831-0001

Dear Sirs and Madams:

Enclosed please find my resume forwarded to you for consideration to fill the vacancy on the Board of Zoning Appeals. I have been a resident of the City of Oak Ridge since 1991. My wife is Dr. Frances Cross, Oak Ridge Surgeons, Methodist Medical Center and I have two daughters. My oldest daughter is currently a college student and graduated from the Oak Ridge School System in 2008. My youngest daughter is currently a fifth grader at Linden Elementary School. Please let me know if I can provide any additional information.

Sincerely,



HUGH B. WARD, JR.

HBW/vp
Enclosure

cc: Mr. Parker Hardy, Oak Ridge Chamber of Commerce

**Hugh B. Ward, Jr.
27 Montclair Road
Oak Ridge, TN 37830**

Home Telephone 865/482-7303
Office Telephone 865/546-8030
e-mail: hward@bsmlaw.com

Current Position

Bernstein, Stair & McAdams LLP
Knoxville, Tennessee

January, 2010 to present

Advise clients in the practice of commercial and business related litigation, general civil litigation, corporate bankruptcies and bankruptcy litigation.

Prior Legal Experience

United States Department of Justice, Assistant United States Attorney, Knoxville, Tennessee (1992-2009). – Federal Prosecutor. Involved in all phases of investigations and prosecutions of violations of federal laws, including national security issues, white collar crimes, criminal organizations and firearms. Held a Top Secret security clearance. **Kramer, Rayson, Leake, Rodgers & Morgan**, Knoxville, Tennessee (1991-1992) – Represented clients in the state and federal courts and government agencies on a variety of matters involving commercial law, bankruptcy, contracts, real estate, other civil actions, environmental statutes and regulations and government relations. **U.S. Department of Justice Executive Office for United States Trustees**, Washington, D.C. (1990-1992) – Representative for the United States in administration of federal Bankruptcy Law in U.S. Bankruptcy Courts and Courts of Appeals. **Myerson & Kuhn**, New York (1989) – Commercial litigation practice, marketing relations. **Hotel Association of New York City** (1988-1989) – Coordinated in-house legal affairs and outside counsel for the hotel industry in New York City; represented the association in commercial and governmental forums; administered a political action committee.

Other Professional Experience

Bush-Cheney Transition (2000-2001) – Member U.S. Department of Justice Transition Advisory committee. **Roane State Community College** (1998) – Adjunct professor Police Science. **United States Consumer Product Safety Commission** (1985-1988) – Special Assistant to the Chairman; Congressional relations; legal assistance on regulatory matters; program development and liaison with the business community. **Reagan-Bush Campaign** (1984) – Assistant Director for Voter Groups: Devised and implemented a national voter outreach strategy for certain voter groups for the reelection campaign of President Reagan. **United States House of Representatives House Administration Committee** (1975-1978) – Legislative Specialist; Researched and drafted legislative analysis for members of Congress and their staffs and federal agencies.

Education

George Mason University School of Law, Arlington, Virginia, Juris Doctor, 1987. **The American University**, Washington, D.C. and **L'Universite de Franche-Comte**, Besancon,

France, Master of Arts, International Affairs, Economics. 1980. **Shippensburg University**, Shippensburg, Pennsylvania, Bachelor of Arts, 1975.

Professional Membership

Admitted to practice in the state courts of Tennessee, and the District of Columbia.

Admitted to practice in United States District Courts in Tennessee and Pennsylvania.

Admitted to practice in the United States Court of Appeals for the Fourth and Sixth Circuits.

Member: Federalist Society

Member: Oak Ridge, Tennessee Chamber of Commerce

Member: Oak Ridge, Tennessee Breakfast Rotary Club

Awards

Special Achievement Award, United States Department of Justice for Sustained Superior Performance

Organized Crime Drug Enforcement Task Force (OCDETF) – Outstanding Case of 2000 and 2009.

**NOTICE
OF
ELECTIONS**

CITY CLERK MEMORANDUM

10-36

DATE: May 27, 2010

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: ELECTIONS – July 12, 2010

The following elections are scheduled for the July 12, 2010 City Council meeting:

Board of Building and Housing Code Appeals

On July 31, 2010, there will be three (3) vacant seats on the Board of Building and Housing Code Appeals. Two are due to normal expirations of term and one was created by the resignation of Michael Brown. Letters have been sent to the incumbents—Bruce R. LeForce, M.D., and John A. Russell, Jr., an engineer—but we have yet to hear from them as to their desire to serve again. These seats are designated for a physician and an engineer, unless no qualified persons apply. The seat formerly occupied by Michael Brown has no special qualifications attached to it. The term of office is three years for the designated seats and the term for the seat vacated by Michael Brown will end on July 31, 2012. As of this date, there are no candidates.

Highland View Redevelopment Advisory Board

Two (2) seats remain vacant on the Highland View Redevelopment Advisory Board. Those are the seats designated for a Social Services representative and a realtor; however, if no individuals meeting these criteria apply for appointment, the Council may appoint persons who do not possess such qualifications. The incumbents, Elizabeth Herbes (Social Services) and JoAnn Owens (Realtor and Highland View resident) have indicated that they do not choose to serve again and as of this date, there are no new candidates. The term of office is three years.

Board of Plumbing Examiners

There is one (1) vacant seat on the Board of Plumbing Examiners due to the resignation of Mr. Gary M. Adkins. There are no special qualifications for this seat and as of this date, there are no candidates. This unexpired term of office will end on March 10, 2012.

Traffic Safety Advisory Board

On May 31, 2010, one (1) seat will become vacant on the Traffic Safety Advisory Board. It is the seat designated for an Oak Ridge High School student. The incumbent, Sonja Solomon, has graduated and is thus not eligible to serve again and as of this date, there are no new candidates. The term of office is one year.

Youth Advisory Board

On July 31, 2010, the sixteen seats on the Youth Advisory Board (YAB) will become vacant due to normal expirations of term. Those incumbents who are eligible to serve again have been notified and understand that they must advise us if they wish to do so. Mr. Matt Reedy, the staff member who works with this board, expects that most will be willing to serve again. The members of this board are appointed by City Council upon recommendation by the YAB Screening Panel which is composed of one member of City Council (Councilman Hayes), one member of the faculty of the Oak Ridge Schools, and the City staff member assigned to work with the Board. The term of office is one year.

Deadline for Filing

The deadline for filing is 5:00 p.m. on Tuesday, June 29, 2010 for all except the Youth Advisory Board. This board is assigned an earlier deadline (June 22) to allow time for review by the Screening Panel.


City Clerk

**UPCOMING
MEETINGS
MAJOR ISSUES**

CITY COUNCIL MEMORANDUM
10-19

DATE: May 21, 2010
TO: Honorable Mayor and Members of City Council
FROM: Gary M. Cinder, Interim City Manager
SUBJECT: UPCOMING MEETINGS/MAJOR ISSUES

Sunday, June 13, 2010, thru Tuesday, June 15, 2010 – TML Annual Conference, Gatlinburg, TN

Tuesday, July 6, 2010, 6:30 p.m. – Agenda Review Session, Multipurpose Room, Central Services Complex

Monday, July 12, 2010, 7:00 p.m. – Regular Meeting

- Second Reading:
 - Zoning Ordinance Text Amendments – Portable Storage Containers
 - Rezoning – Parcel 33, Vermont Avenue
 - Rezoning – Parcels 30, 31 and a Portion of Parcel 35, Vermont Avenue
 - Rezoning – Portion of Parcel 2.00, Centennial Bluff Boulevard
- Acceptance of Lot on Park Meade Drive



Gary M. Cinder