

OAK RIDGE CITY COUNCIL MEETING
Municipal Building Courtroom

July 11, 2016

Minutes

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on July 11, 2016 in the Courtroom of the Municipal Building with Mayor Warren L. Gooch presiding.

INVOCATION

Pastor David Allred, High Places Community Church

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag of the United States of America was led by Councilmember Chuck Hope.

ROLL CALL

Upon roll call the following councilmembers were present: Councilmember Trina Baughn; Councilmember Kelly Callison; Mayor Warren L. Gooch; Councilmember L. Charles Hensley; Councilmember Charles J. Hope, Jr.; and Mayor Pro Tem Ellen D. Smith. Councilmember Rick Chinn, Jr. was absent.

Also present were Mark S. Watson, City Manager; Mary Beth Hickman, City Clerk; and Kenneth R. Krushenski, City Attorney.

APPEARANCE OF CITIZENS

Joy Henderson, 103 Paris Lane, Oak Ridge, addressed Council regarding an issue with the traffic signal at Manhattan Avenue, as well as the new traffic signal at Oak Ridge High School. She also requested that the brush pickup schedule be better publicized since several people on her street were unaware of the schedule.

Martin McBride, 954 W. Outer Drive, Oak Ridge, addressed Council regarding DOE housing practices and requested that representatives from DOE headquarters in Washington be invited to a City Council meeting or work session to discuss this issue.

Curtis Rookard, 114 W. Pasadena Lane, Oak Ridge, addressed Council regarding his support for an airport in the City of Oak Ridge.

PROCLAMATIONS

A proclamation recognizing July 15, 2016 as Penelope H. Sissom Day.

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

SPECIAL REPORTS

2015-2016 State of the Youth Address.

Mr. Lewis Wang, Chair of the Youth Advisory Board, gave the 2015-2016 State of the Youth Address. Councilmember Hope thanked Mr. Wang and the other members of the Youth Advisory Board for their service and commented on the outstanding quality of the applicants for the 2016-2017 Board.

Oak Ridge Chamber of Commerce Housing Study Committee Report

Melinda Hillman, Chairman of the Housing Study Committee and Immediate Past Chair of the Oak Ridge Chamber of Commerce, presented the report to City Council. Ms. Hillman stated that data had been acquired and was being analyzed in order to formulate the vision statement, mission statement and strategy for addressing issues surrounding housing. The target date for the final report is December, 2016, and Ms. Hillman will be returning to City Council in October with an update on the status of the report.

Mayor Pro Tem Smith inquired if the data that has been collected will be made available prior to October as there is a great deal of interest in the results. Ms. Hillman stated that the Committee will make a decision as to the timing of the release of the data after its members have had a chance to analyze it.

Councilmember Baughn requested that the Committee release any raw data in addition to an analysis of the data that has been collected.

Councilmember Hensley commented that the number of DOE employees surveyed who live in Oak Ridge was 23 percent, which was a higher number than he had expected.

CONSENT AGENDA

Councilmember Hensley moved for adoption, and Mayor Pro Tem Smith seconded.

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

Approval of the June 6, 2016 City Council meeting minutes

Approval of the June 13, 2016 City Council special meeting minutes

Confirmation of sixteen (16) members to the Youth Advisory Board, as selected by the YAB Screening Panel, for one year terms of office commencing on August 1, 2016

A RESOLUTION AWARDED BIDS IN THE GRAND TOTAL ESTIMATED AMOUNT OF \$1,248,080.00 FOR THE FURNISHING OF VARIOUS MATERIALS AS REQUIRED BY THE CITY DURING FISCAL YEAR 2017.

RESOLUTIONS

A RESOLUTION ACCEPTING EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM SET-ASIDE FUNDS FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY AND AUTHORIZING A SUBRECIPIENT AGREEMENT WITH TRINITY OUTREACH CENTER OF HOPE (TORCH) TO CONDUCT CERTAIN ESG ACTIVITIES.

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

Mayor Pro Tem Ellen Smith removed herself from the dais during consideration of this resolution, citing her membership on the Board of Directors of TORCH.

The resolution was approved by board vote with Councilmembers Baughn, Callison, Hensley, Hope, and Mayor Gooch voting "Aye." Mayor Pro Tem Smith did not vote.

A RESOLUTION MAKING AWARDS TO ALTERNATE STAFFING, INC., AND OTHER QUALIFIED COMPANIES FOR FURNISHING AS NEEDED TEMPORARY EMPLOYMENT SERVICES FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2017 (JULY 1, 2016 THROUGH JUNE 30, 2017) IN THE ESTIMATED AMOUNT OF \$100,000.00.

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

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

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO THE BEST PROVIDERS FOR FURNISHING CHEMICALS FOR THE WATER AND WASTEWATER TREATMENT PLANTS FOR FISCAL YEAR 2017 IN THE ESTIMATED AMOUNT OF \$300,000.00.

Councilmember Hensley moved for approval of the resolution, and Mayor Pro Tem Smith seconded.

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

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AWARDS TO STOWERS, BOBCAT, CONTRACTORS MACHINERY, UNITED RENTALS, NORTRAX, AND OTHER SUITABLE COMPANIES FOR AS NEEDED HEAVY EQUIPMENT RENTAL FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2017 IN THE ESTIMATED AMOUNT OF \$100,000.00.

Councilmember Chuck Hope moved for approval of the resolution, and Mayor Pro Tem Smith seconded.

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

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO WASTE MANAGEMENT FOR DISPOSAL OF BIOSOLIDS AT THE CHESTNUT RIDGE LANDFILL FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2017 IN THE ESTIMATED AMOUNT OF \$115,000.00.

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

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

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO THE BEST PROVIDERS FOR EMERGENCY STREET RESURFACING FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2017 IN THE ESTIMATED AMOUNT OF \$125,000.00.

Mayor Pro Tem Smith moved for approval of the resolution, and Councilmember Callison seconded.

City Manager Mark Watson provided an overview of the resolution and answered questions from Council.

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

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

Public Hearing and First Reading of Ordinances

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

Councilmember Hensley moved for approval of the ordinance, and Councilmember Callison seconded.

Councilmember Hensley moved to open the public hearing, and Councilmember Hope seconded.

Community Development Director Kathryn Baldwin provided a brief overview of the ordinance and answered questions from Council. Seeing no citizens who wished to address Council on this issue, Councilmember Hensley moved that the public hearing be closed, and Councilmember Callison seconded. By unanimous voice vote, the public hearing was closed.

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

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

Mayor Pro Tem Smith moved for approval of the ordinance, and Councilmember Callison seconded.

City Attorney Kenneth Krushenski provided a brief overview of the ordinance.

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

FINAL ADOPTION OF ORDINANCES

AN ORDINANCE TO AMEND TITLE 10, TITLED "ANIMAL CONTROL," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY ADDING A NEW CHAPTER 4, TITLED "KEEPING OF HENS," FOR THE PURPOSE OF SETTING FORTH REGULATIONS FOR THE KEEPING AND POSSESSING OF FEMALE DOMESTICATED CHICKENS (HENS) IN RESIDENTIAL AREAS EXCEPT FOR RG-1.

Councilmember Hensley moved for adoption of the ordinance, and Mayor Pro Tem Smith seconded.

City Manager Mark Watson and Assistant to the City Manager Bruce Applegate answered questions from Council.

Mayor Pro Tem Smith moved to amend section 10-405 of the ordinance to read "the slaughtering of chickens" rather than "the slaughtering of hens," and Councilmember Hensley seconded.

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

Councilmember Baughn moved to amend the ordinance by lowering the building permit fee from \$50 to \$25, and Councilmember Hope seconded.

David Kitzmiller, 144 Wellington Circle, Oak Ridge, requested that undue hardship not be placed on residents through excessive fees.

Kayla Wyatt, 121 Revere Circle, also addressed Council regarding the fairness of the building permit fee.

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

Mayor Gooch stated that he appreciated the persistence and professionalism of those who have supported this ordinance, but his opinion has not changed and he will be voting against the ordinance.

The ordinance as amended was adopted by Board vote with Councilmembers Baughn, Callison, Hensley, Hope and Mayor Pro Tem Smith voting "Aye," and Mayor Gooch voting "No."

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

- i. Elect one representative to the Anderson County Economic Development Association board for the balance of an unexpired term ending on December 31, 2017.

Mr. Terry McGhee was elected on first ballot.

- ii. Elect one representative to the Environmental Quality Advisory Board for the balance of an unexpired term ending on December 31, 2016 or the balance of an unexpired term ending on December 31, 2018.

City Attorney Ken Krushenski stated that since there is only one candidate, Mr. Anthony Flores, that the Council may choose to elect him by acclamation. He also stated that Mr. Flores be elected to serve the longer of the two terms.

Mayor Pro Tem Smith moved to elect Anthony Flores to the Environmental Quality Advisory Board by acclamation, and Councilmember Hensley seconded. Mr. Flores was elected by acclamation with a voice vote.

Councilmember Hope moved that Anthony Flores be elected to the unexpired term ending on December 31, 2018, and Councilmember Callison seconded. The motion passed unanimously by voice vote.

- iii. Elect one high school representative to the Environmental Quality Advisory Board for a two-year term ending on May 31, 2018 and one high school representative to fill the balance of an unexpired term ending on May 31, 2017.

City Clerk Mary Beth Hickman clarified that there are actually two vacancies for the high school representatives due to the graduation of the person who was elected last year upon recommendation of the Youth Advisory Board Screening Panel. City Attorney Ken Krushenski stated that since there are two vacancies and two candidates that both could be elected by acclamation.

Councilmember Hensley moved that Mr. Tripp Chinn and Mr. Adithyan Sujithkumar be elected by acclamation, and Councilmember Hope seconded. Both applicants were elected by acclamation on a voice vote.

Councilmember Hensley moved that Mr. Sujithkumar be elected to the two-year term ending on May 31, 2018, and Mr. Chinn be elected to fill the balance of the unexpired term ending on May 31, 2017. Mayor Pro Tem Smith seconded, and the motion was approved unanimously by voice vote.

- iv. Elect one high school representative to the Traffic Safety Advisory Board for a one-year term ending on May 31, 2017.

Ms. Hannah Oran was elected on the first ballot.

v. Appointment of City Manager Evaluation Committee

Mayor Gooch recommended in accordance with a prior resolution passed by City Council pertaining to the rotation of members on and off the committee that the City Manager Evaluation Committee be comprised of Councilman Callison, Chair; Mayor Pro Tem Smith; and Councilmember Baughn.

Councilman Hope moved to accept the Mayor's recommendation, and Mayor Pro Tem Smith seconded.

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

vi. Appointment of City Attorney Evaluation Committee

Mayor Gooch recommended in accordance with a prior resolution passed by City Council pertaining to the rotation of members on and off the committee that the City Attorney Evaluation Committee be comprised of Councilmember Rick Chinn, Chair; Mayor Gooch and Councilmember Hensley.

Councilmember Hope moved to accept the Mayor's recommendation, and Councilmember Callison seconded. The motion was approved by voice vote with Councilmembers Baughn, Callison, Hensley, Hope, Mayor Gooch, and Mayor Pro Tem Smith voting "Aye."

vii. Appointment of Budget and Finance Committee

Mayor Gooch recommended that the Budget and Finance Committee be comprised of Councilmember Kelly Callison, Mayor Pro Tem Smith and Mayor Gooch.

Councilmember Hope moved to accept the Mayor's recommendation, and Councilmember Callison seconded. The motion was approved by voice vote with Councilmembers Baughn, Callison, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

viii. Confirmation of Mayoral Appointment of Councilmember Trina Baughn to the Anderson County Tourism Council.

Mayor Gooch moved that Councilmember Baughn be reappointed to the Anderson County Tourism Council, and Councilmember Hope seconded. The motion was approved by voice vote with Councilmembers Baughn, Callison, Hensley, Hope, Mayor Gooch and Mayor Pro Tem Smith voting "Aye."

Announcements

City Manager Mark Watson announced that the groundbreaking for Main Street Oak Ridge would be held on July 20 at 2:00 p.m., and more information would be forthcoming. He also announced that the City is eligible for blighted housing funds that have become available through the United States Treasury, and the City has received a sidewalk completion grant through the Tennessee Department of Transportation.

Due to Penny Sissom's retirement, City Manager Mark Watson has asked Bruce Applegate to serve as Interim Personnel Director.

The City Manager also thanked Jack Suggs and the Electric Department for their work during three storms that hit the City in a row, as well as the Police, Fire, and Public Works Departments for their assistance.

The City has received another design from Barge Waggoner on the 8th Lane project, so that project will be re-bid.

Scheduling

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Councilmember Hope asked if there will be anything proposed pertaining to connectivity as the county Clinton Highway road project progresses. Community Development Director Kathryn Baldwin stated that the project is not actually an upgrade, so there would be no opportunity for sidewalk additions. Councilmember Hensley clarified that the Clinton Highway project is not a widening but intends to cut the highway down to two lanes and adding a turning lane.

Councilmember Callison asked if anything was happening with the Rails to Trails program. Community Development Director Kathryn Baldwin stated there is a unified planning work program on the agenda for technical staff on July 12 and then the TPO board the end of July which includes money for two projects. This will enable the City to hire consultants to create a master plan.

Mayor Pro Tem Smith asked for follow-up regarding the registration of vacant property with a registration fee and would like to know if that is something that is allowed under Tennessee law.

Councilmember Hope inquired if the sensitivity training for the Police and Fire Departments are at the highest level, in the light of recent developments across the country.

Councilmember Hensley announced that on August 2 at 8:00 a.m., the Land Bank is going to meet at the Chamber office to continue their visioning exercise.

SUMMARY OF CURRENT EVENTS

CITY MANAGER'S REPORT

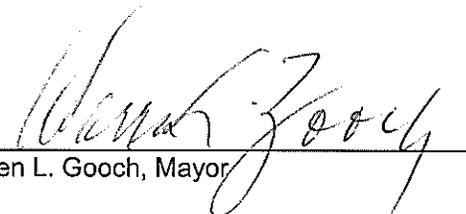
CITY ATTORNEY'S REPORT

ADJOURNMENT: 8:53 p.m.



Mary Beth Hickman, City Clerk

APPROVED BY CITY COUNCIL
August 8, 2016



Warren L. Gooch, Mayor