

OAK RIDGE CITY COUNCIL MEETING
Municipal Building Courtroom

August 8, 2016

Minutes

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

INVOCATION

The invocation was given by Mayor Warren Gooch.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

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

APPEARANCE OF CITIZENS

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

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

PROCLAMATIONS AND PUBLIC RECOGNITIONS

Public Recognitions

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

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

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

CONSENT AGENDA

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

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

Approval of the July 11, 2016 City Council meeting minutes

Resolution No. 8-49-2016

A RESOLUTION APPROVING A FY2017 GRANT AGREEMENT WITH PREVENT CHILD ABUSE TENNESSEE FOR USE IN THE HEALTHY START OF ANDERSON COUNTY PROGRAM AND AUTHORIZING THE DISBURSEMENT OF BUDGETED FUNDS IN THE AMOUNT OF \$31,850.00 FOR THIS PURPOSE.

Items Removed from Consent Agenda

Resolution No. 8-50-2016

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

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

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

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

Resolution No. 8-51-2016

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

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

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

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

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

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

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

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

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

RESOLUTIONS

Resolution No. 8-52-2016

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

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

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

Resolution No. 8-53-2016

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

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

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

Resolution No. 8-54-2016

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

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

Resolution No. 8-55-2016

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

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

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

Anne Garcia Garland, 120 Outer Drive, Oak Ridge, suggested that Councilmember Callison and Mayor Pro Tem Smith might want to recuse themselves as well since they received campaign support from the Chamber of Commerce. Mayor Pro Tem Smith stated that they were endorsed by the Progress PAC and are not affiliated with the Chamber. Councilmember Callison stated because they PAC got started so late, no funds were expended to candidates. Councilmember Baughn stated that that the Progress PAC

was formulated by the Chamber, hosted by the Chamber in their building on City property, and Mayor Pro Tem Smith and Councilmember Callison did seek and did receive the Chamber's endorsement. City Attorney Ken Krushenski stated he had no concerns with Mayor Pro Tem Smith and Councilmember Callison voting.

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

Resolution No. 8-56-2016

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

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

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

Resolution No. 8-57-2016

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

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

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

Resolution No. 8-58-2016

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

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

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

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

First Reading of Ordinances

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF AN APPROXIMATE 2.50 ACRE PORTION OF PARCEL 003.00, ANDERSON COUNTY TAX MAP 094E, GROUP A, FROM B-2, GENERAL BUSINESS TO IND-1, INDUSTRIAL, SAID PARCEL BEING LOCATED AT 110 MELTON LAKE DRIVE.

Councilmember Hope moved for approval of the ordinance, and Mayor Pro Tem Smith seconded. Mayor Gooch stated the public hearing will be held prior to second reading if the ordinance passes on first

reading due to the short timeframe in which the Planning Commission met to discuss the ordinance.

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

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

Mayor Pro Tem Smith moved to approve the ordinance, and Councilmember Callison seconded. City Manager Mark Watson provided an overview of the ordinance.

Anne Garcia Garland, 120 Outer Drive, Oak Ridge, stated that the portion of Fairbanks that is being considered for closure has been an asset to trucks coming down Fairbanks.

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

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

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

FINAL ADOPTION OF ORDINANCES

Ordinance No. 7-2016

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

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

Ordinance No. 8-2016

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

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

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

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

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

Board.

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

Announcements

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

Councilmember Hope announced that he is traveling to the Energy Communities Alliance meeting in Denver August 18-19.

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

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

Scheduling

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

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

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

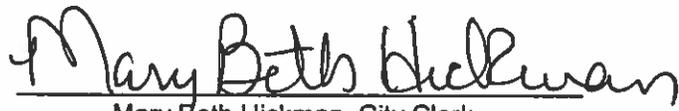
Councilmember Hensley would like to meet with DOE representatives to address issues that have been raised by citizens at City Council meetings. Councilmember Hope stated he would bring this issue up at the ECA meeting.

SUMMARY OF CURRENT EVENTS

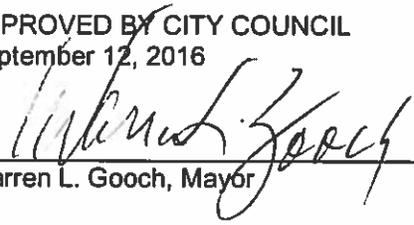
CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

ADJOURNMENT: 8:17 p.m.


Mary Beth Hickman, City Clerk

APPROVED BY CITY COUNCIL
September 12, 2016


Warren L. Gooch, Mayor