

**MINUTES OF THE
OAK RIDGE CITY COUNCIL**

July 13, 2015

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on July 13, 2015, in the Courtroom of the Municipal Building with Mayor Warren L. Gooch presiding.

INVOCATION

The Invocation was delivered Reverend Sharon Youngs, First Presbyterian Church

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; Kenneth R. Krushenski, City Attorney; Janice E. McGinnis, Finance Director; and Diana R. Stanley, City Clerk.

APPEARANCE OF CITIZENS

Ms. Joy Henderson, 103 Paris Lane, inquired on the following four subjects: regulations regarding parking in front a fire hydrant, response time for emergency calls received by the City of Oak Ridge, the businesses that would be locating to the newly constructed business center on S. Illinois Avenue, and property tax appraisals. Additionally, Ms. Henderson complimented City of Oak Ridge Staff regarding service she received for a leaking pipe.

Ms. Virginia Coleman, 106 Elliot Circle, expressed her support for the Healthy Start Program of Anderson County.

Ms. Virginia Jones, 103 Burgess Lane, expressed her support in the City funding the Healthy Start Program. Additionally, Ms. Jones noted an article that was published that described programs in other countries where police officers utilize measures except firearms.

Dr. James Horton, 201 Bus Terminal Road, inquired about approval of a budget for Fiscal Year 2016.

Ms. Emilee Smith, 118 Underwood Road, expressed disapproval about the statements provided by Councilmember Trina Baughn regarding an ex parte order of protection issued to the Oak Ridge Chief of Police. Additionally, Ms. Smith requested an apology from Councilmember Baughn and City Council regarding the review of the Oak Ridge Police Department.

Ms. Myra Mansfield, 103 Hendrix Drive, expressed her appreciation to City Council about inquiring into matters of the City of Oak Ridge and her concern about the absence of sources cited on rules and regulations quoted in news releases.

Mr. Mike Smith, 118 Underwood Road, expressed his disapproval of the public comments that were recently made regarding the Oak Ridge Chief of Police and the ex parte order of protection.

Mr. David Kitzmiller, 144 Wellington Circle, provided positive remarks about events occurring in the public and commented about the absence of an approved budget for Fiscal Year 2016.

Mr. Matt Bailey, 17 Riverside Drive, remarked about open record requests submitted for Councilmember Trina Baughn's e-mails and her involvement in requests for material related to Alex Heitman. Lastly, Mr. Bailey requested that City Council end the review of the Oak Ridge Police Department performed by the Municipal Technical Advisory Service (MTAS).

Mr. Joseph Lee, 99 East Pasadena Road, provided an overview of the eight (8) components of the 'Not in Our City' program and the importance of a housing initiative.

Ms. Evelyn Armstrong, 21 Rivers Court 21 Rivers Court, remarked about the positive elements occurring in the community including new businesses and recreational activities.

PROCLAMATIONS AND PUBLIC RECOGNITIONS

A proclamation designating July 13 through July 18, 2015 as "*Anderson County Fair Week*."

Councilmember Hensley moved, seconded by Mayor Pro Tem Smith that the proclamation be adopted.

The proclamation was approved by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Beehan voting "Aye."

No one was in attendance to accept the proclamation and Mayor Gooch indicated that he would deliver the proclamation to Anderson County Commissioner Robin Biloski for the Anderson County Fair Board of Directors.

The City Manager introduced the new Centennial Golf Course Manager Mr. Don Tillar and expressed his enthusiasm for the new management.

SPECIAL REPORTS

2014-2015 State of the Youth Address presented by Ms. Shane Harris, Chair of the Youth Advisory Board (YAB).

Ms. Shane Harris delivered the State of the Youth Address to the City Council. At the conclusion of the address, Ms. Harris responded to questions of City Council.

CONSENT AGENDA

The following items were removed from the Consent Agenda:

- Councilmember Hensley requested to remove a proclamation designating August 1, 2015 as "Atomic City Sportsmen Club Day."
- Councilmember Chinn requested to remove the following two (2) items:
 - A resolution waiving competitive bids and making an award to Mansfield Oil Company for furnishing unleaded and diesel fuel for Fiscal Year 2016 in the estimated amount of \$608,000.00; and
 - a resolution a resolution awarding bids in the grand total estimated amount of \$1,245,400.00 for the furnishing of various materials as required by the City during Fiscal Year 2016.
- Mayor Gooch requested to remove the following four (4) items:
 - A resolution making an award to CPAT Distribution, Inc., California, for the furnishing of a Candidate Physical Ability Test (CPAT) testing package for the Fire Department an amount not to exceed \$70,000.00; and
 - A resolution waiving competitive bids and making an award to Aramark Uniform Service, Inc., for furnishing employee uniforms and various other services associated with employee uniforms for Fiscal Year 2016 in the estimated amount

- of \$55,000.00; and
- A resolution making awards to Alternate Staffing, Inc.; Express Employment Professionals; Robert Half International (Accountemps and Office Team); Staffing Solutions; Temp Systems, Inc.; and Qualified Technical Firms for furnishing as needed temporary employment services for Fiscal Year 2016 in the estimated amount of \$175,000.00; and
- A resolution waiving competitive bids and making an award to HD Supply Power Solutions for furnishing ABB brand cutouts for the Electric Department for Fiscal Year 2016 in the estimated amount of \$35,000.00.
- Councilmember Baughn requested to remove the June 15, 2015 City Council meeting minutes.

Following removal of the aforementioned items, Councilmember Hope Moved, seconded by Mayor Pro Tem Smith to approve the remainder of the Consent Agenda. The motion was approved by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye," thereby:

- Approving the June 8, 2015 City Council meeting minutes.
- Confirming the sixteen (16) members to the Youth Advisory Board (YAB), as selected by the YAB Screening Panel, for one year terms of office commencing on August 1, 2015.
- Adopting **Resolution No. 07-69-2015** approving the 7th Judicial District Crime Task Force Inter-Local Agreement between the State of Tennessee, Anderson County, and the cities of Oak Ridge, Clinton, Oliver Springs, and Rocky Top.

Items Removed from the Consent Agenda

June 15, 2015 City Council meeting minutes

Councilmember Baughn noted that her vote was not reflected in the June 15, 2015 minutes in regards to the Economic Development Services Contract for Steve Jones (Resolution No. 06-65-2015).

Councilmember Chinn moved, seconded by Councilmember Hope to amend the June 15, 2015 minutes by including Councilmember Baughn's vote for the Economic Development Services Contractor Steve Jones (Resolution No. 06-65-2015). The amendment was approved by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

A proclamation designating August 1, 2015 as "Atomic City Sportsmen Club Day."

Councilmember Hensley recognized the work of the Atomic City Sportsmen Club.

Councilmember Hensley moved, seconded by Mayor Pro Tem Smith that the proclamation be adopted.

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

Additionally, Sportsmen Club Member Mr. David Mosby expressed his appreciation for the recognition and the work of the Club.

Resolution No. 07-70-2015

A resolution making an award to CPAT Distribution, Inc., California, for the furnishing of a Candidate Physical Ability Test (CPAT) testing package for the Fire Department an amount not to exceed \$70,000.00.

Oak Ridge Fire Chief Darryl Kerley responded to questions of Council regarding available funding in the Fiscal Year 2016 Budget to pay for the equipment.

Councilmember Hope moved, seconded by Councilmember Callison to adopt the resolution as presented. The resolution was adopted by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

Resolution No. 07-71-2015

A resolution waiving competitive bids and making an award to Aramark Uniform Service, Inc., for furnishing employee uniforms and various other services associated with employee uniforms for Fiscal Year 2016 in the estimated amount of \$55,000.00.

Finance Director Janice McGinnis and Materials Management Manager Lyn Majeski responded to questions and comments of City Council regarding available funding in Fiscal Year 2016 for this services. Additionally discussions were held between City staff and City Council on the benefits of the City providing laundering service of city uniforms.

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

A resolution making awards to Alternate Staffing, Inc.; Express Employment Professionals; Robert Half International (Accountemps and Office Team); Staffing Solutions; Temp Systems, Inc.; and Qualified Technical Firms for furnishing as needed temporary employment services for Fiscal Year 2016 in the estimated amount of \$175,000.00.

During discussions of this item, the Finance Director noted that departments who utilize this service are those who have funding budgeted for brief situations and noted that the \$175,000.00 was a maximum amount being requested for Fiscal Year 2016.

During discussions regarding the estimated amount requested for temporary employment services and contracting authority, Councilmember Baughn moved, seconded by Councilmember Chinn, to defer consideration of the resolution until the August 10, 2015 City Council Meeting.

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

Resolution No. 07-72-2015

A resolution waiving competitive bids and making an award to Mansfield Oil Company for furnishing unleaded and diesel fuel for Fiscal Year 2016 in the estimated amount of \$608,000.00.

Lyn Majeski Materials Management Manager and Finance Director Janice McGinnis responded to questions and comments of City Council regarding the fueling service and cost provided by Mansfield Oil Company.

Councilmember Chinn moved, seconded by Councilmember Hope to adopt the resolution as presented.

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

Resolution No. 07-73-2015

A resolution waiving competitive bids and making an award to HD Supply Power Solutions for furnishing ABB brand cutouts for the Electric Department for Fiscal Year 2016 in the estimated amount of \$35,000.00.

Electric Department Director Jack Suggs responded to inquiries regarding the City utilizing a specific brand of cutout that performs best based on an engineering study requested by the City.

Councilmember Hensley moved, seconded by Councilmember Hope to adopt the resolution as presented.

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

Resolution No. 07-74-2015

A resolution awarding bids in the grand total estimated amount of \$1,245,400.00 for the furnishing of various materials as required by the City during Fiscal Year 2016.

Public Works Director Gary Cinder provided an overview of the various materials, such as stone, fire hydrants, and other warehouse stock items outlined in the resolution. Afterwards, Materials Management Manager Lyn Majeski provided a comparison of amount requested in Fiscal Year 2015 versus Fiscal Year 2016.

Councilmember Hope moved, seconded by Councilmember Callison to adopt the resolution as presented.

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

RESOLUTIONS

Resolution No. 07-75-2015

A RESOLUTION APPROVING AN AGREEMENT WITH THE ANDERSON COUNTY WATER AUTHORITY FOR THE CITY OF OAK RIDGE TO PROVIDE WASTEWATER TREATMENT AND DISPOSAL SERVICES IN THE VICINITY OF ELZA GATE.

Councilmember Smith moved, seconded by Councilmember Callison to adopt the resolution as presented.

City Engineer Roger Flynn responded to questions and comments of City Council regarding the City's policies and regulations applying to the Anderson County customers.

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

Resolution No. 07-76-2015

A RESOLUTION AMENDING THE CITY'S SOCIAL SERVICES POLICY TO INCREASE THE AMOUNT OF INDIVIDUAL ASSISTANCE FROM \$400.00 TO \$500.00.

Councilmember Hensley moved, seconded by Councilmember Hope to adopt the resolution as presented.

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

Resolution No. 07-77-2015

A RESOLUTION APPROVING AN AGREEMENT WITH AID TO DISTRESSED FAMILIES OF APPALACHIAN COUNTIES, INC., FOR THE ADMINISTRATION OF THE CITY'S SOCIAL SERVICES POLICY.

Mayor Pro Tem Smith moved, seconded by Councilmember Hensley to adopt the resolution as presented.

Mayor Pro Tem Smith moved to amend the resolution to increase the contract amount to \$151,086 that was budgeted in Fiscal Year 2015 and proposed budget for Fiscal Year 2016 to provide utility assistance based on a full year assistance. The motion was seconded by Councilmember Hensley.

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

Contracts Administrator Susan Fallon explained that Consumer Pricing Index (CPI) adjustments were included as a component of the contract to reflect adjustments in cost increases that are experienced in utilities to be able to maintain a consistent level of support. Additionally, Assistant the City Manager Bruce Applegate responded to questions and comments of City Council regarding the increase range of the CPI adjustments experienced throughout the years noting the maximum adjustment was approximately \$6,000.00.

Discussions amongst the City Council were held regarding a set amount of funding for the duration of the contract versus providing a CPI adjustment. Councilmember Baughn moved to amend the resolution by deleting the references to the CIP adjustments. The motion was seconded by Councilmember Chinn.

Following discussions regarding the CPI adjustments, the amendment to delete the CPI reference failed by board vote with Councilmembers Callison, Hensley, Hope, Mayor Gooch, and Mayor Pro Tem Smith voting "Nay," and Councilmembers Baughn and Chinn voting "Aye."

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

Resolution No. 07-78-2015

A RESOLUTION APPROVING ACCESS TO RUTGERS AVENUE FROM ANDERSON COUNTY TAX MAP 099L, GROUP A, PARCEL 022.00.

Mayor Pro Tem Smith moved, seconded by Councilmember Hensley to adopt the resolution as presented.

City Engineer Roger Flynn responded to questions and Council and provided an overview of the access.

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

Resolution No. 07-78-2015

A RESOLUTION IN SUPPORT OF ESTABLISHING OAK RIDGE, TENNESSEE, AS THE HEADQUARTERS FOR THE PROPOSED MULTI-SITE MANHATTAN PROJECT NATIONAL HISTORICAL PARK.

Councilmember Hope moved, seconded by Councilmember Callison to adopt the resolution as presented.

Mr. Richard Cook, 136 Kentucky Avenue, remarked that the decision to designate Oak Ridge as the headquarters for the Manhattan Project National Historical Park was a political decision and that the City where the headquarters was located would receive better benefits from the National Park Service. Secondly, Mr. Cook encouraged City Council to start a foundation to raise money for the park effort.

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

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

First Reading of Ordinances

(NONE)

FINAL ADOPTION OF ORDINANCES

(NONE)

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

Elect one representative to the Environmental Quality Advisory Board for a balance of an unexpired term ending on December 31, 2015.

During the first round of voting Ms. Kaela O'Dell was elected to serve on the Environmental Quality Advisory Board (EQAB) for a balance of an unexpired term ending on December 31, 2015 receiving the votes of Councilmember Baughn, Chinn, Hensley, and Mayor Gooch. The remaining members of City Council—Councilmember Hope, Councilmember Callison, and Mayor Pro Tem Smith—voted for the other applicant, Ms. Jasmine Kreig.

Following the election, the City Council held discussions on whether to move forward with attempting to fill the remaining vacancies on other boards and commissions, such as the Traffic Safety Advisory Board and the Personnel Advisory Board. Councilmember Hensley moved, seconded by Councilmember Chinn to defer the current vacancies on the Personnel Advisory Board, Traffic Safety Advisory Board, and the Trade Licensing Board to the end-of-year elections for boards and commissions that typically occur in December. The motion was approved by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

Elect one high school representative to the Environmental Quality Advisory Board for a two-year term of office ending on May 31, 2017.

During the first round of voting, Mr. Trystan Bordeau was elected as the high school representative to the Environmental Quality Advisory Board for a two-year term of office ending on May 31, 2017 receiving the votes of Councilmembers Callison, Chinn, Hensley, Hope, and Mayor Gooch. The remaining members of City Council—Councilmember Baughn and Mayor Pro Tem Smith—voted for the other applicant, Mr. Adithyan Sujithkumar.

Elect one high school representative to the Traffic Safety Advisory Board for a one-year term of office ending on May 31, 2016.

During the first round of voting, Mr. Jeremy Hunt was elected as the high school representatives to the Traffic Safety Advisory Board for a one-year term of office ending on May 31, 2016 receiving the votes of Councilmembers Callison, Hope, Mayor Pro Tem Smith, and Mayor Gooch. The remaining members of City Council—Councilmember Baughn, Chinn, and Hensley—voted for the other applicants, Mr. Adithyan Sujithkumar.

Appoint City Manager Mark S. Watson to The Roane Alliance Board of Directors.

During staff explanations of this appointment, the City Manager noted that, per the Bylaws of The Roane Alliance, a position on the Board of Directors was designated for the City of Oak Ridge to be served by either the Mayor or the City Manager.

Councilmember Callison moved, seconded by Councilmember Hensley to appoint City Manager Mark S. Watson to the Board of Directors of the Roane Alliance. The motion was approved by unanimous voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

Announcements

Councilmember Hope announced that he would be attending the Energy Communities Alliance Peer Exchange Conference in Los Alamos, New Mexico July 15 through July 17, 2015.

Scheduling

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

In reference to inquiries from Councilmember Chinn regarding the due date for property taxes, the City Manager noted that staff was considering September 1, 2015 upon receipt from the State of Tennessee regarding a certified tax rate.

Councilmember Baughn requested advance notice regarding material and meetings related to the final adoption of budget. Additionally, Councilmember Baughn requested an update on the construction of the traffic signalization at the Oak Ridge High School and commented about the importance filling crossing guard positions in the event that the traffic signalization was not complete in time for the beginning of the school year.

Mayor Pro Tem Smith expressed concern over not receiving, to date, a certified tax rate for Anderson County from the State of Tennessee to which the Finance Director responded that the tax rate should be received fairly quickly upon completion of appraisals. Additionally, the City Manager responded to Mayor Pro Tem Smith's inquiry regarding the synchronization of Oak Ridge traffic lights explaining that said information would be forthcoming as a meeting was recently completed. Lastly, Mr. Watson explained that the release of the parking lot at Jackson Square was a work in progress with staff meeting with the appropriate parties to help expedite that process, and that portions of the parking lot that were complete were being considered to be released in line with processes of the contractor and the State of Tennessee.

In response to Councilmember Hope's questions regarding the agenda for the July 21, 2015 Work Session, the City Manager explained that he was planning strategic planning conversations, as well as budget recommendations so as to hold a special meeting of City Council toward the end of the month to approve a budget.

SUMMARY OF CURRENT EVENTS

CITY MANAGER'S REPORT

The City Manager noted about the possibility to have policy discussions regarding the City's Boards and Commissions.

CITY ATTORNEY'S REPORT

ADJOURNMENT

The meeting adjourned at 10:00 p.m.

(Signature on file) _____
Diana R. Stanley, City Clerk

APPROVED BY CITY COUNCIL
August 10, 2015

(Signature on file) _____
Warren L. Gooch, Mayor