

OAK RIDGE CITY COUNCIL MEETING
Municipal Building Courtroom

March 14, 2016

Minutes

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on March 14, 2016 in the Courtroom of the Municipal Building with Mayor Warren L. Gooch presiding.

INVOCATION

Pastor Dale Crank, Oak Ridge Alliance Church

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag of the United States of America was led by Councilmember Rick Chinn.

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; Janice E. McGinnis, Mary Beth Hickman, City Clerk; and Kenneth R. Krushenski, City Attorney.

APPEARANCE OF CITIZENS

Kayla Wyatt, 121 Revere Circle, Oak Ridge, addressed the Council concerning amending the City Code to allow backyard chickens within the city limits.

Nolan Mayes, 418 Jefferson Avenue, Oak Ridge, addressed the Council regarding the removal of some parking spaces at the corner of Wayne Road and Jefferson Avenue. City Manager Mark Watson responded that the City would investigate the issue and possibly refer the issue to the Traffic Safety Advisory Board.

Don Bell, 100 Panama Road, Oak Ridge, addressed the Council regarding the road that leads from California Avenue to Cedar Lane. He stated that the asphalt has been eaten up, and the road is in need of paving. Mr. Bell also spoke about the dedication of the Howe Irwin Memorial playground and indicated that anyone who wished to contribute toward the purchase of new playground equipment may do so through the Glenwood PTO.

Dr. Jim Horton, 106 Carson Lane, addressed the Council regarding the appearance of the city with respect to litter and trash throughout the city, as well as sticks and leaves in the catch basins. Mayor Gooch requested that Public Works respond to Dr. Horton's concerns.

Dan Robbins, Chairman of Greenways Oak Ridge, stated that that organization has spent over 800 hours last year picking up trash along the greenways in Oak Ridge. They also have a volunteer steward for each trail in the Greenway system.

PROCLAMATIONS AND PUBLIC RECOGNITIONS

Public Recognitions

City Manager Mark Watson recognized Mary Beth Hickman, new City Clerk, Shira McWaters, new Director of Public Works, and Travis Solomon, new Fire Marshal.

Proclamations

A proclamation designating the month of March, 2016 as Adopt a Shelter Pet Month.

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

A proclamation designating March 30, 2016 as Oak Ridge Wellness Day.

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

A proclamation designating April 10-16, 2016 as Library Week.

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

SPECIAL REPORTS

Recreation and Parks Advisory Board 2015 Annual Report, by Board Chair Alan Tatum.

The report was received for the record.

CONSENT AGENDA

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

Approval of the February 8, 2016 City Council meeting minutes.

Resolution No. 03-0012-2016

A RESOLUTION MAKING AN AWARD TO IRBY UTILITIES, JOHNSON CITY, TENNESSEE, FOR FURNISHING OF TWO (2) SWITCHGEARS FOR THE ELECTRIC DEPARTMENT IN THE ESTIMATED AMOUNT OF \$37,938.00.

RESOLUTIONS

Resolution No. 03-0013-2016

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF OAK RIDGE A CERTIFICATE OF GOOD MORAL CHARACTER FOR DENNIS L. MCCARTER, FRATERNAL ORDER OF EAGLES, 1650 OAK RIDGE TURNPIKE.

Councilmember Hensley moved for adoption and Councilmember Baughn seconded. Mayor Gooch requested that City Attorney Ken Krushenski provide details of his correspondence with the Tennessee Alcoholic Beverage Commission concerning the state requirements for issuing certificates.

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

Resolution No. 03-0014-2016

A RESOLUTION GRANTING A PERMIT TO JAMES ROBERT WILLIAMS TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN THE CITY OF OAK RIDGE AT SECRET CITY LIQUOR AND WINE, 858 OAK RIDGE TURNPIKE.

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

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

Resolution No. 03-0015-2016

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND ISSUE ON BEHALF OF THE CITY OF OAK RIDGE A CERTIFICATE OF COMPLIANCE FOR JAMES ROBERT WILLIAMS TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES AT SECRET CITY LIQUOR AND WINE, 858 OAK RIDGE TURNPIKE.

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

Resolution No. 03-0016-2016

A RESOLUTION GRANTING RENEWAL PERMITS TO PERSONS ENGAGED IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES FOR ONE YEAR AND WAIVING THE RESIDENCY REQUIREMENT FOR NONRESIDENT APPLICANTS.

Councilmember Hope moved for adoption, and Councilmember Callison seconded. Councilmember Baughn recused herself and removed herself from the dais for the vote. The resolution was adopted by board vote with Councilmembers Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye" and Councilmember Baughn abstaining.

Resolution No. 03-0017-2016

A RESOLUTION AUTHORIZING THE APPLICATION OF A LOCAL PARKS AND RECREATION FUND GRANT FROM THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION, AS WELL AS ACCEPTANCE OF SAID GRANT IF APPROVED, IN AN AMOUNT UP TO \$500,000 FOR THE PURPOSE OF INSTALLING SYNTHETIC TURF AT BLANKENSHIP FIELD.

Councilmember Chinn moved for adoption, and Councilmember Hensley seconded. City Manager Mark Watson provided an overview of the grant application and Oak Ridge High School Athletic Director Mike Mullins, 118 Claremont Road, Oak Ridge, gave a presentation on the Blankenship Field Revitalization Project and answered questions from Council.

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

A RESOLUTION TO APPROVE A WATER SERVICES CONTRACT BETWEEN THE CITY AND THE UNITED STATES DEPARTMENT OF ENERGY (DOE).

This item was removed from the agenda at the request of City Manager Mark Watson.

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

Public Hearing and First Reading:

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 456.02, ANDERSON COUNTY TAX MAP 105D, GROUP A, (APPROXIMATELY 3.29 ACRES) FROM RG-1, RESIDENTIAL, OPEN SPACE AND RESERVED, TO B-2, GENERAL BUSINESS, SAID PARCEL BEING LOCATED ON EAST TULSA ROAD.

Councilmember Hensley moved for adoption, and Councilmember Hope seconded. Community Development Director Kathryn Baldwin provided an overview of the rezoning request and answered questions from Council.

Councilmember Hope made a motion to close the public hearing, and Councilmember Hensley seconded. The motion was unanimously adopted by voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

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

AN ORDINANCE TO AMEND ORDINANCE NO. 11-2015, WHICH ORDINANCE ADOPTS A BUDGET AND ADOPTS APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, BY AMENDING SAID APPROPRIATIONS.

Mayor Pro Tem Smith moved for adoption, and Councilmember Hensley seconded. Finance Director Janice McGinnis provided an explanation of the ordinance and answered questions from Council.

Councilmember Hensley made a motion to close the public hearing, and Councilmember Callison seconded. The motion was unanimously adopted by voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

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

FINAL ADOPTION OF ORDINANCES

Ordinance No. 0001-2016

AN ORDINANCE TO AMEND TITLE 14, TITLED "ZONING AND LAND USE CONTROL," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING CHAPTER 5, TITLED "EROSION CONTROL AND STORMWATER MANAGEMENT," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW CHAPTER 5, TITLED "STORMWATER MANAGEMENT," FOR THE PURPOSE OF COMPLIANCE WITH THE STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PROGRAM.

Councilman Hensley moved for adoption, and Councilmember Callison seconded. Mayor Pro Tem Smith moved to amend the ordinance to incorporate the changes outlined in City Staff's memorandum to Council, and Councilmember Hensley seconded. The amendment was unanimously adopted by voice vote with Councilmembers Baughn, Callison, Chinn, Hensley, Hope, Mayor Pro Tem Smith, and Mayor Gooch voting "Aye."

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

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

Appointment of City Judge Salary Review Committee

Mayor Gooch made a motion, and Councilmember Hope seconded, to appoint Councilmembers Callison, Chinn, and Mayor Pro Tem Smith to serve on the City Judge Salary Review Committee.

Appointment of Council Representative to participate in the Engineering Firm Evaluation/Selection Process

Councilmember Hensley requested that the Council consider appointing Councilmember Callison as the Council representative to participate in the process of evaluating and selecting engineering firms. Councilmember Baughn had also expressed an interest in serving. City Manager Mark Watson and City Attorney Ken Krushenski answered questions from Council. Councilmember Baughn deferred to Councilmember Callison and withdrew her name from consideration. The Council voted unanimously by voice vote to appoint Councilmember Callison as the Council representative in this process.

Announcements

Councilmember Hope requested that Public Works Director Shira McWaters drive the streets of the City and observe trouble spots, such as California Avenue, Georgia Avenue, and East Drive in order to develop a plan to address citizens' concerns about the wearing of asphalt and bank erosion, among other issues.

Councilmember Hensley announced that the Planning Commission is working with staff on subdivision regulations to comply with the newly adopted stormwater ordinance. The Planning Commission is also addressing sign regulations pertaining to moving copy signs for churches. An item pertaining to individuals holding temporary signs will not be considered by the Planning Commission in the near future.

Scheduling

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Councilmember Baughn inquired whether staff had responded to an email request for information pertaining to financials for the golf course.

Councilmember Chinn encouraged Public Works Director Shira McWaters to get out and meet developers and others in the community and try to build relationships before issues arise.

Councilmember Smith requested that staff obtain a copy of the City of Knoxville's ordinance pertaining to domesticated chickens.

Councilmember Baughn requested that the City address the coyote population and obtain information regarding the size of the coyote population. City Manager Mark Watson indicated that staff will request that information from the Tennessee Wildlife Resources Agency. Councilmember Hensley requested that the item be placed on a work session agenda.

Mayor Gooch requested information from Recreation and Parks on how the City is maintaining the softball fields and the baseball complex and whether the Boys and Girls Club can be fit into the schedule. He also inquired when Recreation and Parks is coming forward with a plan for using Jackson Square for festivals.

Councilmember Hensley requested that the City Attorney lay out the process for taking legal action against the Department of Energy and that item be placed on a future work session.

SUMMARY OF CURRENT EVENTS

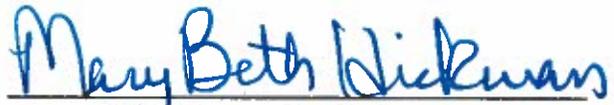
CITY MANAGER'S REPORT

City Manager Mark Watson discussed items on the agenda for the March 22nd work session. He stated that the managers of the DOE facilities have been invited to attend to discuss the DOE travel policy, but so far only one manager had confirmed. There will also be discussion of DOE responses pertaining to the proposed waste disposal facility.

Mr. Watson also informed Council that he had requested an extension of the water contract between the City and DOE, and there may be a need for a special-called meeting to extend the contract, which expires March 30.

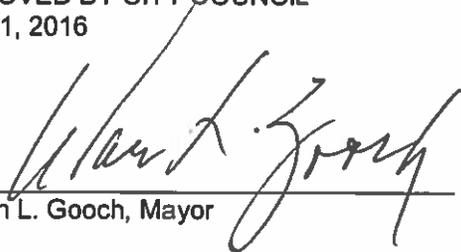
CITY ATTORNEY'S REPORT

ADJOURNMENT: 8:45 p.m.



Mary Beth Hickman, City Clerk

APPROVED BY CITY COUNCIL
April 11, 2016



Warren L. Gooch, Mayor