

**MINUTES OF THE
OAK RIDGE CITY COUNCIL
SPECIAL MEETING
May 16, 2013**

At the May 13, 2013 City Council meeting, City Council requested a special meeting for the discussion and consideration of possible amendments to the FY2014 Budget. At the direction of the City Manager and in accordance with Article II, Section 2, of the Charter of the City of Oak Ridge, Tennessee, a special meeting of City Council was called for Thursday, May 16, 2013, at 5:00 p.m. in the Municipal Building Courtroom, 200 S. Tulane Avenue, related to the following ordinance:

AN ORDINANCE TO PROVIDE REVENUE FOR MUNICIPAL PURPOSES FOR THE FISCAL YEAR BEGINNING JULY 1, 2013, BY IMPOSING A TAX ON ALL PROPERTY WITHIN THE CITY, FIXING THE RATES OF THE TAX, ADOPTING A BUDGET AND ADOPTING APPROPRIATIONS.

The special meeting of the City Council of the City of Oak Ridge, Tennessee convened at 5:15 p.m. on May 16, 2013, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

INVOCATION

The Invocation was delivered by Mayor Pro Tem D. Jane Miller.

PLEDGE OF ALLEGIANCE

Ms. Nancy Stanley led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

Upon roll call the following councilmembers were present: Councilmember Trina Baughn; Mayor Thomas L. Beehan; Councilmember Anne Garcia Garland; Councilmember L. Charles Hensley; Councilmember Charles J. Hope, Jr.; and Mayor Pro Tem D. Jane Miller.

Councilmember David N. Mosby was absent during roll call, but arrived shortly after the conclusion of the roll call.

Also present were Mark S. Watson, City Manager; Janice E. McGinnis, Finance Director; Kenneth R. Krushenski, City Attorney; and Diana R. Stanley, City Clerk.

Prior to presenting any motions, the City Manager, Mayor Beehan, Councilmember Garcia Garland, Councilmember Baughn, Councilmember Hope, Mayor Pro Tem Miller, Councilmember Hensley, and Councilmember Mosby all provided their goals and outlooks on the FY 2014 Budget.

CITY COUNCIL PROPOSED AMENDMENTS TO THE GENERAL FUND FOR FY2014 BUDGET

The amendments below were presented by City Council to City Staff for inclusion and discussion during the May 16, 2013 Special Meeting of City Council:

Economic Development/Maintenance and Operation/Fire Station

Motion to amend the appropriation ordinance to provide revenue for municipal purposes by increasing the General Fund by \$500,000.00 (Councilmember Hope and Mayor Pro Tem Miller).

- *Increase funding by \$200,000.00 for economic development by adding \$75,000.00 to the Oak Ridge Chamber of Commerce Contract with the remaining \$125,000.00 established as a contingency from reserves.*
- *Increase capital maintenance of the Maintenance and Operation Fund by \$250,000.00 from sources to be determined.*
- *Add \$50,000 to start the process of pre-engineer drawings and studies for the*

relocation of Fire Station No. 2 to Melton Lake Drive from reserves.

Increase funding by \$200,000.00 for economic development by adding \$75,000.00 to the Oak Ridge Chamber of Commerce Contract with the remaining \$125,000.00 established as a contingency from reserves.

Councilmember Hensley moved to amend the General Fund for FY2014 by splitting the three specific motions related to economic development into four (4) separate motions: (1) increase the funding for the Oak Ridge Chamber of Commerce to \$75,000.00; (2) increase the contingency reserve to \$125,000.00; (3) increase the capital maintenance to \$250,000.00; and (4) add \$50,000.00 to begin the pre-engineering drawings and studies of relocating Fire Station No. 2. The motion was not seconded.

Councilmember Hope moved to amend the General Fund for FY2014 to increase funding by \$200,000.00 for economic development by adding \$75,000.00 to the Oak Ridge Chamber of Commerce Contract with the remaining \$125,000.00 established as a contingency from reserves. The motion was seconded by Councilmember Hensley.

The City Manager reviewed the amendment and explained staff's recommendation for funding the Oak Ridge Chamber of Commerce. Councilmember Hope reviewed, in detail, the purpose for his proposed motion with other councilmembers providing their opinions related to the motion and economic development.

Following the in-depth discussions of Councilmember Hope's motion, Councilmember Mosby moved to make an amendment to the motion. Councilmember Mosby proposed to increase the partnership funding with the Chamber of Commerce for FY 2014 by \$50,000.00 to an amount of \$175,000.00. Funds to be encumbered from FY 2013 sources shall remain in a reserve at \$25,000.00. The proposed increase of this reserve to \$125,000.00 for the FY 2014 budget was eliminated as a contingency per Councilmember Mosby's motion. Councilmember Hope seconded the amendment to the motion for discussion purposes. City Council discussed the proposed amendment to the motion.

Mr. Andy Marathe, 121 Westlook Circle, requested that City Council agree on objectives before voting on the reallocation of funds.

The amendment to the motion as presented passed by board vote with Councilmembers Hensley, Hope, Mosby, and Mayor Pro Tem Miller voting "Aye," and Councilmembers Baughn, Garcia Garland, and Mayor Beehan voting "Nay."

Mr. Andrew Howe, 115 East Maiden Lane, expressed his opinion that the City should not fund the Chamber of Commerce or economic development. Mr. Howe commented that the City should provide schools, public and emergency services, and infrastructures.

Mr. David Bradshaw, 116 Pratt Lane, explained that the Oak Ridge Chamber of Commerce proposal was not to be spent for personnel affiliations of the Chamber, but would be spent by an agreement of a four person team—the Mayor or his/her designee, the City Manager, the Chairman of the Chamber, and the Chamber President—for items related to economic development.

Mr. Mike Massey, 454 East Drive, commented that spending money on economic development does not seem frugal and requested that the City Council give serious consideration on where to spend economic development monies.

Ms. Martha Fowler, 116 Wendover Circle, does not believe that it is prudent to make any changes at this stage in the budget. Ms. Fowler praised Councilmember Baughn's comments on figures of other cities, such as Farragut, and suggested that the City study some of the surrounding communities to determine their economic success.

The main motion, as amended, was approved by board vote with Councilmembers Hensley, Hope, Mosby, and Mayor Pro Tem Miller voting "Aye," and Councilmembers Baughn, Garcia Garland, and Mayor Beehan voting "Nay."

Increase capital maintenance of the Maintenance and Operation Fund by \$250,000.00 from sources to be determined.

The City Manager advised that if the Maintenance and Operation Fund is increased by \$250,000.00 then the Council may wish to restrict the monies or specifically identify a need.

Following with the City Council and the City Manager on capital projects, Mr. Watson suggested considering using funds from the traffic cameras.

Councilmember Hope moved to amend the General Fund for FY2014 by increasing the capital maintenance of the Maintenance and Operation Fund by \$250,000.00 from sources to be determined which was seconded by Councilmember Henley. Councilmember Hensley moved to amend the aforementioned motion, to clarify that the funding come from the Traffic Camera Funds (Special Program Funds). This motion was seconded by Mayor Pro Tem Miller.

Mr. David Mullins, 105 Caldwell Drive, noted that City Council could fund this item from reserves, similarly to the previous motion on economic development.

City Council discussed the amendment to the motion, including the use of Traffic Camera Funds.

The amendment to the main motion passed by board vote with Councilmembers Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmembers Baughn and Garcia Garland voting "Nay."

The main motion, as amended, failed board vote with Councilmembers Baughn, Garcia Garland, Mosby, and Mayor Beehan voting "Nay," and Councilmembers Hensley, Hope, and Mayor Pro Tem Miller voting "Aye."

Add \$50,000 to start the process of pre-engineer drawings and studies for the relocation of Fire Station No. 2 to Melton Lake Drive from reserves.

Councilmember Hope explained the reason for the proposed amendment was related to the residents of the southeastern part of the City being impacted by insurance rates as they are located outside of a five-mile driving range of a fire station.

Deputy Chief of the Fire Department David Harrington provided an overview of fire responses related to the Melton Lake Drive vicinity. Mr. Harrington also responded to questions and comments of City Council.

City Council discussed the feasibility of the study, request for additional data, and the need to relocate the fire station.

Councilmember Hope moved to amend the General Fund for FY2014 by adding \$50,000.00 to start the process of pre-engineer drawings and studies for the relocation of Fire Station No. 2 to Melton Lake Drive from reserves. The motion was seconded by Councilmember Hensley.

Councilmember Mosby moved, seconded by Councilmember Garcia Garland to include the aforementioned motion as a departmental goal for the FY2014 Budget rather than consider the funding portion of the amendment.

Mr. Jeff Collins, 124 Tabor Road, remarked that an additional fire station may need to be considered if

Parcel A continues to grow and develop, but that would not be advantageous to have a fire station in that location with the current number of residents.

The motion to include the relocation of Fire Station No. 2 as part of the goals for the FY2014 Budget passed by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, and Mayor Beehan voting "Aye," and Councilmember Baughn and Mayor Pro Tem Miller voting "Nay."

The main motion, as amended (without consideration of funding for studies), passed by board with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmember Baughn voting "Nay."

Personnel

Motion to freeze/reduce city personnel levels through attrition (retirements/resignation (Mayor Pro Tem Miller and Councilmember Baughn).

Mayor Pro Tem Miller provided an overview of the motion to reduce city personnel through attrition and noted that police and fire personnel were not included in the proposal. Mayor Pro Tem Miller indicated that the motion was not related to reducing the property tax, rather it would allow funds to be rearranged as needed.

Discussions were held amongst City Council and City Staff regarding the motions' impact toward policy and allocation of potential for extra funding.

During these discussions, Councilmember Baughn indicated that her intent was to reduce the tax rate and that she intended to withdraw all her other motions and would not pursue further reductions.

City staff, including Police Chief James Akagi and Personnel Director Penelope Sissom responded to questions and comments of City Council.

Following much debate, Mayor Pro Tem Miller explained that she would not pursue her proposal on attrition.

Training & Travel

Motion to reduce the travel/training funds by 36% except for Police and Fire Departments (Mayor Pro Tem Miller).

Mayor Pro Tem Miller moved to amend the General Fund for FY2014 by reducing non-police and non-fire total travel and training funds by 20%. The motion was seconded by Councilmember Baughn for discussions purposes.

Following discussions amongst City Council and City Staff, Councilmember Baughn moved to amend the original motion by reducing City Council's training and travel budget by \$3,000.00 as she explained that she did not intend to travel and considered the among her portion of travel. The motion was seconded by Councilmember Hope. The amendment to the original motion failed by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Nay," and Councilmember Garcia Garland voting "Aye."

The main motion failed by board vote with Councilmembers Baughn, Garcia Garland, Hope, Mayor Beehan voting "Nay," and Councilmembers Hensley, Mosby, and Mayor Pro Tem Miller voting "Aye."

Sanitation Services

Motion to transition the tax-funded portion of the City's refuse contract to the individual rate payer's bill

(Councilmember Baughn).

Councilmember Baughn indicated that if the monies would not be returned to the tax payer then she did not wish to address the motion. The item was not discussed by City Council.

Traffic Camera

Motion to direct the City Manager to research alternative safety solutions in advance of next year's contract negotiations and dedicate all monies received from traffic camera toward that solution (Councilmember Baughn).

Councilmember Baughn moved to direct the City Manager to research alternative safety solutions in advance of next year's contract negotiations and dedicate all monies received from the traffic camera revenue toward replacement solution specifically at the locations for the Oak Ridge High School crossings and Robertsville, Illinois location. The motion was seconded by Councilmember Garcia Garland.

Councilmember Hensley moved to divide the question into two considerations: (1) move to direct the City Manager to research alternative safety solutions in advance of next year's contract negotiations; and (2) move to dedicate all monies received from the traffic camera revenue toward replacement solution specifically at the locations for the Oak Ridge High School crossings and Robertsville, Illinois location. The motion was seconded by Councilmember Mosby. The motion to divide the question was approved by board vote with Councilmembers Baughn, Hensley, Mosby, and Mayor Beehan voting "Aye," and Councilmembers Garcia Garland, Hope, and Mayor Pro Tem Miller voting "Nay."

Mr. Andrew Howe, 115 East Maiden Lane, commented that the public likes having the traffic cameras at the school locations, but not the other locations.

Councilmember Mosby moved to amend the motion to direct the City Manager to include the first motion--research alternative safety solutions in advance of next year's contract negotiations—as a goal in the FY 2014 Budget. The motion was seconded by Councilmember Hensley. The amendment failed by board vote with Councilmembers Baughn, Hope, Mayor Pro Tem Miller, and Mayor Beehan voting "Nay," and Councilmembers Garcia Garland, Hensley, and Mosby voting "Aye." The first motion—direct the City Manager to research alternative safety solutions in advance of next year's contract [RedFlex] negotiations—passed by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, and Mayor Beehan voting "Aye," and Mayor Pro Tem Miller voting "Nay."

Councilmember Baughn moved to amend the language of the second motion to read "reserve all Redflex revenues until that time in which Council can agree upon a conclusion." The motion was seconded by Councilmember Garcia Garland for discussion.

Councilmember Baughn clarified that her motion pertains to the fund balance as of the special meeting and revenues generated from that point forward.

City Staff and City Council discussed the intended purpose of the Traffic Camera Funds (Special Program Funds) related to safety improvements.

Public Works Director Gary Cinder responded to inquires of City Council regarding current safety improvement projects funded by traffic camera monies.

Ms. Ellen Smith, 116 Morningside Drive, requested that City Council consider postponing discussions of the item to a different meeting given that it was of policy making nature.

Councilmember Garcia Garland moved to table the second portion of the motion, which was seconded by Councilmember Hensley. The motion passed by board vote with Councilmembers Garcia Garland,

Hensley, Hope, Mosby, and Mayor Beehan voting "Aye," and Councilmember Baughn and Mayor Pro Tem Miller voting "Nay."

Previously Acted Upon Motions (Councilmember Baughn)

Councilmember Baughn did not wish to discuss the remaining motions presented below:

- a. Eliminate excess funding for acquiring and demolishing blighted properties
- b. Refund a small portion (1/3) of the Economic Development Fund
- c. Reduce travel expenditures by 20%.
- d. Reduce club membership costs by 50%.
- e. Reduce library funding to per capital spending of \$16 per person.
- f. Reduce the Recreation and Parks by 10%.

OTHER CITY COUNCIL AMENDMENTS TO BY2014 BUDGET NOT PRESENTED ABOVE

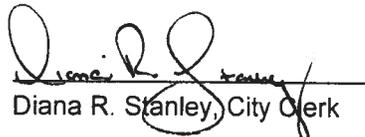
Councilmember Hensley moved to receive a staff recommendation by second reading of the appropriation ordinance of the potential adding two (2) additional school resource officers to the FY2014 budget. The motion was seconded by Mayor Pro Tem Miller and approved by voice vote with Councilmembers Baughn, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmember Garcia Garland voting "Nay."

OTHER INFORMATIONAL ITEMS

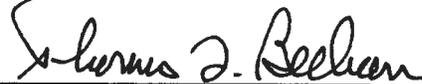
No action was taken by City Council regarding the other informational items presented as part of the May 16, 2013 agenda packet.

ADJOURNMENT

The meeting adjourned at 8:55 p.m.


Diana R. Stanley, City Clerk

APPROVED BY CITY COUNCIL
May 28, 2013


Thomas L. Beehan, Mayor