

MINUTES OF THE OAK RIDGE CITY COUNCIL MEETING

September 12, 2011

The regular meeting of the City Council of the City of Oak Ridge, Tennessee, convened at 7:00 p.m. on September 12, 2011 in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

INVOCATION

The Invocation was given by Pastor Robert May from the Oak Ridge Family Bible Church.

PLEDGE OF ALLEGIANCE

Jeff Collins, Oak Ridge Firefighter Engineer, led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

Upon roll call, the following members of Council were present: Mayor Thomas Beehan; Anne Garcia Garland; L. Charles Hensley; Charles J. Hope, Jr.; D. Jane Miller; David N. Mosby; and Ellen D. Smith.

Also present were Mark S. Watson, City Manager; Kenneth R. Krushenski, City Attorney; Steven W. Jenkins, Deputy City Manager; and Diana R. Stanley, Acting City Clerk.

APPROVAL OF AGENDA ADDITIONS

Councilmember Hensley made a motion to have the additions: (1) Swearing-in of Oak Ridge Fire Chief, Richard Darryl Kerley; and (2) A special presentation of a commemorative plaque from the Oak Ridge Firefighter Association in remembrance of the 10th Anniversary of the September 11, 2001 tragedy added to the agenda. The motion was seconded by Councilmember Hope and carried by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith and Mayor Beehan voting "Aye."

PUBLIC RECOGNITIONS

Swearing-in of Oak Ridge Fire Chief, Richard Darryl Kerley.

City Manager Mark S. Watson swore-in Oak Ridge Fire Chief, Richard Darryl Kerley. Immediately following, Fire Chief Kerley recognized his family who was in attendance as well as fellow firefighters from Seymour, Tennessee.

A special presentation of a commemorative plaque from the Oak Ridge Firefighter Association in remembrance of the 10th Anniversary of the September 11, 2001 tragedy. The commemorative plaque includes a piece of steel from one of the towers of the World Trade Center.

Members of the Oak Ridge Firefighter Association Local 1446, Jeff Collins and Andy Sheets, presented a special commemorative plaque to the City of Oak Ridge for cooperating with a relief drive following the September 11, 2001 tragedy. The plaque was accepted by Mayor Beehan and City Manager Mark S. Watson.

APPEARANCE OF CITIZENS

Martha de la Garza Fowler, 116 Windover Circle, came forward and discussed using alternative facilities, such as the Wildcat Den, the refurbished Daniel Arthur Building, and the Civic Center as a facility for

senior citizens. She went on to further discuss whether or not the City needed a new senior center and the costs that would be associated with the new facility.

Leroy Gilliam, 108 Tracy Lane, came forward and spoke in support of an updated senior center in Oak Ridge. Mr. Gilliam expressed his concerns regarding the use of other facilities and their accessibility.

Trina Baughn, 119 Newport Drive, came forward and expressed her concerns regarding the costs for the Senior Center studies that have taken place.

PROCLAMATIONS

A proclamation designating the week of September 11–17, 2011 as National Direct Support Professionals Week.

Councilmember Hensley moved, seconded by Councilmember Miller, that the proclamation be adopted. The motion carried by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye." The proclamation was presented to Lola Norbury from the Emory Valley Center and Tony Harper, a Direct Support Professional.

A proclamation recognizing September 24, 2011 as National Public Lands Day.

Councilmember Smith moved, seconded by Councilmember Hensley, that the proclamation be adopted. The motion carried by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye." Jimmy Groton, President of Tennessee Citizens Wilderness Planning (TCWP) accepted the proclamation along with Dr. LeAnn Russell, co-founder of the TCWP.

SPECIAL REPORTS

Presentation to City Council from five City Boards and Commissions Representatives to provide information to the public about the structure, purpose, and achievements of their boards to generate interest in the end of year elections.

City Manager Mark S. Watson briefly explained that the purpose of the presentations was to provide a televised overview of the boards to City Council and the public to assist with the recruiting efforts that will take place in the fall. Mr. Watson further explained that the election occurring at year end. The boards that are presenting are those that would be participating in the end of year elections.

The Personnel Advisory Board presentation was postponed until the October City Council Meeting.

The following chairs provided an overview of the history, structure, current members, membership, meetings, community involvement, and duties:

- Randy Tedford, Chair of Beer Permit Board
- Katy Brown, Executive Director of the Oak Ridge Convention and Visitors Bureau
- David McCoy, Chair of Elder Citizens Advisory Board
- Jimmy Groton, Chair of Environmental Quality Advisory Board

Presentation from City Manager Mark S. Watson on the Manhattan Project National Historical Park: Interpretive History Center.

City Manager Mark S. Watson introduced a presentation regarding Oak Ridge's National Park Service designation and the idea of having an interpretive history center connected to the Oak Ridge Library. The

presentation focused on the library expansion as part of the history center, as well as the use of existing structures and/or facilities located near or around the Library to strengthen connectivity and possibly build on partnerships with existing organizations, such as the American Museum of Science and Energy. Additionally, the City Manager briefly discussed the use of the K-25 Fire Station as a possible Interpretive Center for the K-25 landmark.

CONSENT AGENDA

Councilmember Miller moved, seconded by Councilmember Hensley and carried by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye," the Consent Agenda was approved as presented, thereby:

- a. Approving the minutes of the August 8, 2011 City Council Meeting.
- b. Adopting Resolution No. 9-84-11 to change the name of the Oak Ridge Entrepreneurial Center located at 1010 Commerce Park Drive to the Oak Ridge Tech Commercialization Center.
- c. Adopting Resolution No. 9-85-11 authorizing an agreement with First Place Finish, Inc., Oak Ridge, Tennessee for poured-in-place rubber safety surfacing for Cedar Hill Park Playground in the estimated amount of \$34,150.00.
- d. Adopting Resolution No. 9-86-11 approving the City's Management-Operations-Maintenance Program as required for compliance with the U.S. Environmental Protection Agency (EPA) Administrative Order.

RESOLUTIONS

Resolution No. 9-87-11

A resolution authorizing the City to enter into a Memorandum of Agreement with the United States Department of Energy to continue the provision of fire protection and emergency response services to the East Tennessee Technology Park through September 30, 2015.

Councilmember Hensley moved, seconded by Councilmember Miller, that the resolution be adopted. After brief deliberation the resolution was adopted by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 9-88-11

A resolution awarding two contracts (COR 11-14-E2 and COR 11-15-E2) to Improved Technologies Group, LLC, Knoxville, Tennessee, for the rehabilitation of portions of the wastewater collection and transportation system as required for compliance with the U.S. Environmental Protection Agency Administrative Order, said contracts in the grand total estimated amount of \$2,069,335.00.

Councilmember Smith moved, seconded by Councilmember Hensley, that the resolution be adopted. After brief deliberation the resolution was adopted by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 9-89-11

A resolution awarding a contract (COR 11-18) to Portland Utilities Construction Co., LLC, Portland, Tennessee, for the furnishing of all labor, tools, materials, equipment and supplies necessary to

perform all work and services for the sewer point repair project in the estimated amount of \$827,610.00.

Councilmember Smith moved, seconded by Councilmember Hensley, that the resolution be adopted. After brief deliberation the resolution was adopted by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 9-90-11

A resolution to transmit the document entitled City of Oak Ridge Comments on the Request for Proposals (RFP) entitled "Management and Operating Contract of the Y-12 National Security Complex (Y-12) and Pantex Plant (Pantex), with an option for Savannah River Tritium Operations (SRTO)," (DE-SOL-0001458) to the U.S. Department of Energy as the official comments of the City of Oak Ridge.

Councilmember Hensley moved, seconded by Councilmember Smith, that the resolution be adopted. Councilmember Miller recused herself from taking any action on this resolution given that her employer is participating in the bid.

City Council requested that the City Manager direct staff to incorporate the following additions and changes provided by members of Council to the document titled, "Management and Operating Contract of the Y-12 National Security Complex (Y-12) and Pantex Plant (Pantex), with an option for Savannah River Tritium Operations (SRTO)."

- Strengthen the point for item #2 regarding separate security contracts, clarify the definition of security clearance for item #6, and provide a statement of "why" the City requests the headquarters to be located within city limits for item #8. (Request made by Councilmember Smith).
- Incorporate a broader statement for item #6, so as to not have limitations on the contractor's engagements with the community. (Request made by Councilmember Hensley).
- Provide a reason for item #8 regarding the request to have the headquarters within city limits. (Request made by Councilmember Garcia Garland).
- Structure item #3 to be specific so as to emphasize distinct economic pledges. (Request made by Councilmember Hope).

Following the discussion of changes and additions, the resolution was adopted by voice vote with Councilmembers Garcia Garland, Hensley, Hope, Smith, and Mayor Beehan voting "Aye." Councilmembers Miller and Mosby abstained. Mosby abstained because his employer is participating in the bid.

Resolution No. 9-91-11

A resolution to amend the City Attorney's Employment Agreement, as approved by Resolution 2-26-01, to provide for a one-year contract extension and a two percent (2%) salary increase, with the salary increase effective on March 1, 2011.

Councilmember Miller moved, seconded by Councilmember Smith, that the resolution be adopted. Councilmember Miller, Chair of the City Attorney Evaluation Committee, reported on the committee's recommendation of a 2% salary increase and one-year contract extension as a show of support.

Following a brief discussion regarding the contract extension, the resolution was adopted by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

PUBLIC HEARING AND FIRST READING OF ORDINANCES

(NONE)

FINAL ADOPTION OF ORDINANCES

(NONE)

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections / Appointments

Council's confirmation and election of the three new hotel/motel members to the Oak Ridge Convention and Visitors Bureau Board of Directors.

On first ballot, Ms. Ashley Walden-Richards was unanimously elected to serve on the Oak Ridge Convention and Visitors Bureau representing the hotel/motel membership for a term of office ending on December 31, 2012 receiving the votes of Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan.

Councilmember Hensley moved, seconded by Councilmember Hope that City Council confirms Gretchen Julius and Misty Williams as hotel/motel appointments for the Oak Ridge Convention and Visitors Bureau for terms of office ending on December 31, 2012. The appointments were confirmed by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Announcements

(NONE)

Scheduling

(NONE)

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Councilmember Hensley requested that the City not lose sight of visioning.

Councilmember Mosby briefly discussed an idea for a "Community Bike Ride" that is tentatively scheduled for November 5, 2011.

SUMMARY OF CURRENT EVENTS

City Manager's Report

Certificate of Achievement for Excellence in Financial Reporting to be awarded to the City of Oak Ridge.

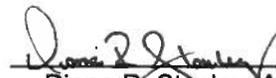
City Manager Mark S. Watson explained that he had recently received notice that the City of Oak Ridge was a recipient for financial reporting.

City Attorney's Report

(NONE)

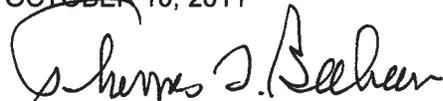
ADJOURNMENT

The meeting adjourned at 9:30 p.m.



Diana R. Stanley, Acting City Clerk

APPROVED BY CITY COUNCIL
OCTOBER 10, 2011



Thomas L. Beehan, Mayor