

## **LEGAL NOTICE**

A regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on March 11, 2019, in the Courtroom of the Municipal Building with Mayor Warren L. Gooch presiding.

## **INVOCATION**

The invocation was led by Councilmember Derrick Hammond.

## **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag of the United States of America was led by Naval JROTC Cadet and Oak Ridge High School student Thomas McWaters.

**ROLL CALL:** Upon roll call the following councilmembers were present: Councilmember Kelly Callison; Mayor Pro Tem Rick Chinn; Councilmember Jim Dodson; Mayor Warren Gooch; Councilmember Derrick Hammond; and Councilmember Charles J. Hope, Jr. Councilmember Ellen Smith was absent to represent the City of Oak Ridge at the National League of Cities Conference.

Also present were Mark S. Watson, City Manager; Ken Krushenski, City Attorney; Janice McGinnis, Finance Director; and Mary Beth Hickman, City Clerk.

## **THE FOLLOWING ACTIONS WERE TAKEN:**

### **PROCLAMATIONS AND PUBLIC RECOGNITIONS**

#### Public Recognitions

Recognition of Road Superintendent Gary Long and the Anderson County Highway Department for assisting with the Blankenship Field project was postponed to a later date.

#### Proclamations

Approved a proclamation designating March 19, 2019 as American Museum of Science and Energy and the Opening of the Gates 70<sup>th</sup> Anniversary Day

Approved a proclamation designating March 23, 2019 as Oak Ridge History Museum Day

### **SPECIAL REPORTS**

Received for the record the Capital Improvements Program transmittal by Steve Whitson, Chair, Oak Ridge Municipal Planning Commission

### **CONSENT AGENDA**

Approved the following:

Approval of February 11, 2019 City Council regular meeting minutes

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE MEMORANDUM OF AGREEMENT AMONG THE U.S. DEPARTMENT OF ENERGY OAK RIDGE OFFICE OF ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF ENERGY FEDERAL PRESERVATION OFFICER, THE TENNESSEE STATE HISTORIC PRESERVATION OFFICE, THE ADVISORY COUNCIL ON HISTORIC PRESERVATION, THE CITY OF OAK RIDGE, TENNESSEE, AND THE EAST TENNESSEE PRESERVATION ALLIANCE, PURSUANT TO 36 CFR PART 800.6(b)(2) FOR DECOMMISSIONING AND DEMOLITION OF THE K-25 SITE AND INTERPRETATION OF THE EAST TENNESSEE TECHNOLOGY PARK, ON THE OAK RIDGE RESERVATION, ROANE COUNTY, TENNESSEE.

A RESOLUTION GRANTING RENEWAL PERMITS TO PERSONS ENGAGED IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES IN THE CITY FOR ONE YEAR.

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND ISSUE CERTIFICATES OF COMPLIANCE FOR PERSONS GRANTED PERMITS TO ENGAGE IN THE RETAIL SALE OF ALCOHOLIC BEVERAGES FOR TWO YEARS.

A RESOLUTION AUTHORIZING THE TRANSFER OF A SURPLUS DUMP TRUCK (#379) TO ROCKY TOP, TENNESSEE, AT NO COST.

A RESOLUTION AUTHORIZING THE TRANSFER OF A SURPLUS BACKHOE TO THE OAK RIDGE SCHOOLS AT NO COST.

### **PUBLIC HEARINGS AND FIRST READING OF ORDINANCES**

*The following ordinances listed below were approved on first reading. The ordinances have been published on the City's website in their entirety (<http://www.oakridgetn.gov>). The ordinances are also available at the Oak Ridge Public Library and at the Office of the City Clerk in the Municipal Building during regular office hours. The ordinances are scheduled for second reading on April 8 2019.*

AN ORDINANCE TO AMEND TITLE 8, TITLED "ALCOHOLIC BEVERAGES," CHAPTER 8, TITLED "BEER AND OTHER LIGHT BEVERAGES – PROHIBITIONS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO DELETE SECTION 8-806, TITLED "CURB SERVICE PROHIBITED."

Amended and approved AN ORDINANCE TO AMEND TITLE 11, TITLED "MUNICIPAL OFFENSES," CHAPTER 2, TITLED "ALCOHOL, DRUGS, ETC.," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO AMEND SECTION 11-201, TITLED "CUSTOMER'S ABILITY TO BRING ALCOHOLIC BEVERAGES INTO A PLACE OF BUSINESS FOR PERSONAL CONSUMPTION," TO LESSEN THE RESTRICTIONS FOR SUCH ACTIVITY.

### **FINAL ADOPTION OF ORDINANCES**

*The following ordinances were adopted on second reading and will become effective on March 21, 2019. The ordinances have been published on the City's website in its entirety (<http://www.oakridgetn.gov>). The ordinance is also available at the Oak Ridge Public Library and at the Office of the City Clerk in the Municipal Building during regular office hours.*

Held a public hearing and adopted AN ORDINANCE TO AMEND SUBAREA F OF THE MASTER PLAN FOR THE PRESERVE AT CLINCH RIVER (FORMERLY RARITY RIDGE); SAID AMENDMENTS DO NOT CHANGE THE ZONING DESIGNATION OF THE DEVELOPMENT WHICH REMAINS TND, TRADITIONAL NEIGHBORHOOD DEVELOPMENT DISTRICT.

Amended and adopted AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 2, TITLED "BUILDING CODE," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-201, TITLED "BUILDING CODE ADOPTED," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 12-201, TITLED "BUILDING CODE ADOPTED," TO ADOPT THE 2018 EDITION INTERNATIONAL BUILDING CODE; AND TO AMEND SECTION 12-202, TITLED "AMENDMENTS," SUBSECTION (12), TITLED "SECTION 903, AUTOMATIC SPRINKLER SYSTEMS," TO CHANGE THE SQUARE FOOTAGE REQUIREMENTS.

Amended and adopted AN ORDINANCE TO AMEND TITLE 7, TITLED "FIRE PROTECTION AND FIREWORKS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 7-101, TITLED "INTERNATIONAL FIRE CODE ADOPTED," AND SUBSTITUTING THEREFOR A NEW SECTION 7-101, TITLED "INTERNATIONAL FIRE CODE ADOPTED," TO ADOPT THE INTERNATIONAL FIRE CODE, 2018 EDITION, AND TO AMEND THE FOLLOWING SECTIONS TO PROVIDE FOR THE NECESSARY AMENDMENTS: SECTION 7-104, TITLED "REVISIONS"; SECTION 7-105, TITLED "REPLACEMENTS"; SECTION 7-107, TITLED "GEOGRAPHIC LIMITS," SUBSECTION (1); SECTION 7-109, TITLED "FIREWORKS – DISCHARGE PROHIBITED WITHOUT PERMIT"; AND SECTION 7-110, TITLED "VIOLATIONS."

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 4, TITLED "ELECTRICAL CODE," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-405, TITLED "ELECTRICAL CODE ADOPTED," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 12-405, TITLED "ELECTRICAL CODE ADOPTED; AMENDMENTS," IN ORDER TO ADOPT THE 2017 EDITION OF THE NATIONAL ELECTRICAL CODE AND ANY NECESSARY AMENDMENTS THERETO.

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 13, TITLED "MECHANICAL CODE," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-1301, TITLED "MECHANICAL CODE ADOPTED," AND SUBSTITUTING THEREFOR A NEW SECTION 12-1301, TITLED "MECHANICAL CODE ADOPTED," TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL MECHANICAL CODE.

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 7, TITLED "PLUMBING CODE - GENERALLY," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-705, TITLED "PLUMBING CODE ADOPTED," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 12-705, TITLED "PLUMBING CODE ADOPTED," IN ORDER TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL PLUMBING CODE.

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 11, TITLED "RESIDENTIAL CODE," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-1101, TITLED "RESIDENTIAL CODE," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 12-1101, TITLED "RESIDENTIAL CODE," TO ADOPT THE 2018 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE; AND TO AMEND SECTION 12-1102, TITLED "AMENDMENTS," TO UPDATE THE NECESSARY AMENDMENTS THERETO BY DELETING THE SUBSECTIONS ON TOWNHOUSES AND ILLUMINATION, AND BY CORRECTED THE SECTION REFERENCE PERTAINING TO SEWER DEPTH.

## **RESOLUTIONS**

Approved the following:

A RESOLUTION CONSENTING TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF OAK RIDGE NEGOTIATING AND ACCEPTING PAYMENTS IN LIEU OF AD VALOREM TAX WITH RESPECT TO A CERTAIN PROJECT IN THE CITY OF OAK RIDGE, TENNESSEE AND FINDING THAT SUCH PAYMENTS ARE DEEMED TO BE IN FURTHERANCE OF THE PUBLIC PURPOSES OF THE BOARD AS DEFINED IN TENNESSEE CODE ANNOTATED SECTION 7-53-305.

A RESOLUTION AUTHORIZING AN AMENDMENT IN THE AMOUNT OF \$50,000 TO THE PROFESSIONAL SERVICES AGREEMENT (FY2019-078) WITH BURR & FORMAN, LLP, FOR LEGAL SERVICES RELATED TO THE TENNESSEE RIVERKEEPER LAWSUIT.

A RESOLUTION APPROVING AN AGREEMENT WITH THE OAK RIDGE HOUSING AUTHORITY DEVELOPMENT CORPORATION TO ADMINISTER THE CITY'S TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA) HOME GRANT PROGRAM IN AN AMOUNT NOT TO EXCEED \$30,000.00.

A RESOLUTION APPROVING A CONTRACT (FY2019-116) WITH CLEAN AIR CONCEPTS, CINCINNATI, OHIO, FOR A DIRECT CAPTURE VEHICLE EXHAUST REMOVAL SYSTEM FOR THE FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$130,000.00.

A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$407,948.24 FROM THE EQUIPMENT REPLACEMENT FUND AND WATERWORKS FUND FOR THE PURCHASE OF SEVEN (7) VEHICLES FOR THE PUBLIC WORKS DEPARTMENT UTILIZING STATE CONTRACT PRICING.

**ADJOURNMENT:** 8:38 p.m.

Mary Beth Hickman, City Clerk  
CITY OF OAK RIDGE, TENNESSEE