

**OAK RIDGE CITY COUNCIL MEETING**  
Municipal Building Courtroom

February 10, 2020 - 7:00 p.m.

AGENDA

- I. INVOCATION  
Pastor Rafael Morales, Oak Ridge Seventh-day Adventist Church
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. ELECTIONS/APPOINTMENTS  
Board and Commission Elections
  - a. Elect one (1) applicant to the Anderson County Community Action Commission
  - b. Elect three (3) applicants to the Oak Ridge Beer Permit Board
  - c. Elect two (2) applicants to the Board of Building and Housing Code Appeals
  - d. Elect one (1) applicant to the Board of Zoning Appeals
  - e. Elect five (5) applicants to the Convention and Visitors Bureau/Explore Oak Ridge (including Hotel Representatives)
  - f. Elect three (3) applicants to the Environmental Quality Advisory Board (including a Student Representative)
  - g. Elect three (3) applicants to the Health & Educational Facilities Board
  - h. Elect one (1) applicant to the Oak Ridge Heritage Railroad Authority
  - i. Elect one (1) applicant to the Oak Ridge Housing Authority
  - j. Elect two (2) applicants to the Oak Ridge Land Bank Board of Directors
  - k. Elect two (2) applicants to the Oak Ridge Municipal Planning Commission
  - l. Elect one (1) applicant to the Personnel Advisory Board
  - m. Elect five (5) applicants to the Recreation and Parks Advisory Board
  - n. Elect five (5) applicants to the Senior Advisory Board
  - o. Elect four (4) applicants to the Trade Licensing Board
  - p. Elect four (4) applicants to the Traffic Safety Advisory Board

Election of Council Representatives/Confirmation of Mayoral Appointments

- a. Election of three (3) Councilmembers to the City Judge Salary Review Committee
- b. Election of City Council representative to the Anderson County Economic Development Association
- c. Election of City Council representative to serve on the City/Schools committee to develop a solution on the School Administration Building
- d. Confirmation of Mayor's reappointment of Shira McWaters to the Anderson County Regional Solid Waste Planning Board
- e. Confirmation of appointment of Mark Watson, City Manager to represent Oak Ridge on the Knoxville Regional Transportation Planning Organization (TPO) Board and the Anderson County Economic Development Association

V. PROCLAMATIONS AND PUBLIC RECOGNITIONS

- a. A proclamation designating February, 2020 as Influenza Prevention Month

VI. SPECIAL REPORTS

- a. Approval of letter to TVA from City of Oak Ridge to provide for an Oak Ridge public hearing/meeting on Bull Run Power Plant plans
- b. Report of City Manager Mark Watson and Councilmember Chuck Hope on status of Oak Ridge Rowing Association lease and NCAA Rowing Championship and any necessary discussion and Council directive

VII. CONSENT AGENDA

- a. Approval of January 13, 2020 City Council regular meeting minutes
- b. A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH THE TENNESSEE VALLEY AUTHORITY (TVA) TO CONTINUE PARTICIPATION IN THE ENERGYRIGHT® PROGRAM.
- c. A RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO SUPPORT THE TENNESSEE EMERGENCY COMMUNICATIONS BOARD'S DECISION TO INCREASE THE STATEWIDE 911 SURCHARGE RATE FROM TO \$1.50.
- d. A RESOLUTION TO RECOGNIZE A CITIZEN COMMITTEE TO COMMEMORATE THE 65<sup>TH</sup> ANNIVERSARY OF SCHOOL DESEGREGATION IN OAK RIDGE AND TO AUTHORIZE THE TRANSMITTAL OF A LETTER TO CONGRESSMAN CHUCK FLEISCHMANN TO SUPPORT THE COMMITTEE'S EFFORTS IN OBTAINING PARTICIPATION IN THE COMMEMORATION OF THIS LANDMARK EVENT BY THE NATIONAL NUCLEAR SECURITY ADMINISTRATION.
- e. A RESOLUTION AUTHORIZING ACCEPTANCE OF A "TENNESSEE COUNTS" GRANT FROM THE TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS IN AN AMOUNT UP TO \$10,000.00 TO BE USED IN THE CITY'S EFFORTS TO PROMOTE THE IMPORTANCE OF THE 2020 CENSUS.

VIII. PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

(NONE)

IX. FINAL ADOPTION OF ORDINANCES

(NONE)

X. RESOLUTIONS

- a. A RESOLUTION AWARDING A CONTRACT (FY2020-093) TO HENLEY ROOFING, CO., HEISKELL, TENNESSEE, FOR ROOF REPLACEMENT AT THE CENTRAL SERVICES COMPLEX IN AN AMOUNT NOT TO EXCEED \$978,500.00.
- b. A RESOLUTION EXPRESSING SUPPORT AND INTEREST IN THE FURTHER DEVELOPMENT OF THE HORIZON CENTER ON LOTS 5, 6, AND 7, CONTAINING APPROXIMATELY 327 ACRES, FOR A TEST TRACK AND RESEARCH FACILITY.

XI. APPEARANCE OF CITIZENS

XII. ANNOUNCEMENTS AND SCHEDULING

- a. Announcements
- b. Scheduling

XIII. COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

XIV. SUMMARY OF CURRENT EVENTS

- a. CITY MANAGER'S REPORT
- b. CITY ATTORNEY'S REPORT

XV. ADJOURNMENT

# PROCLAMATIONS

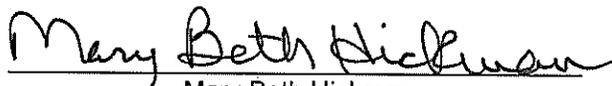
**CITY CLERK MEMORANDUM**  
**20-03**

DATE: February 4, 2020  
TO: Honorable Mayor and Members of City Council  
FROM: Mary Beth Hickman, City Clerk  
SUBJECT: PROCLAMATIONS FOR THE FEBRUARY 10, 2020 CITY COUNCIL MEETING

The following proclamation is presented for the February 10, 2020 City Council meeting for the City Council's consideration:

A proclamation designating February, 2020 as Influenza Prevention Month

This proclamation was requested by City Manager Mark Watson to call attention to the seriousness of influenza and to encourage residents to take all necessary precautions to remain in good health.

  
Mary Beth Hickman

Attachments:  
Proclamation

# PROCLAMATION

**WHEREAS**, in the United States, flu diagnoses are most common during the fall and winter months, according to the U.S. Centers for Disease Control and Prevention (CDC), and influenza activity increases in October and November, peaks between December and February and can last as late as May; and

**WHEREAS**, during the 2019-2020 flu season, the CDC estimates that influenza viruses have caused 19 million flu illnesses, 180,000 hospitalizations and 10,000 deaths; and

**WHEREAS**, the Tennessee Department of Health reports that 45 of 95 Tennessee counties have had at least one confirmed influenza-positive result in recent weeks, with ten pediatric influenza-related deaths; and

**WHEREAS**, although certain groups are at higher risk for serious flu-related complications, including those under age five or over age 65, pregnant women and people with certain chronic health conditions, anyone can be affected; and

**WHEREAS**, in order to help prevent the spread of the influenza virus, annual flu vaccinations are recommended and approved for most people over the age of six months, and the CDC advises that it is never too late to vaccinate during the flu season; and

**WHEREAS**, the CDC established National Influenza Vaccination Week in 2005 to highlight the importance of continuing flu vaccinations through the holiday season and beyond; and

**WHEREAS**, although National Influenza Vaccination Week was proclaimed December 1-7, 2019, it is critical to highlight the importance of taking preventive measures to avoid the flu during the entire season, such as washing hands frequently, covering coughs or sneezes with sleeves and not hands, and staying home when ill.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE** that February, 2020 be proclaimed

## INFLUENZA PREVENTION MONTH

in the City of Oak Ridge, Tennessee, and that citizens be encouraged to take all necessary precautions to avoid contracting or transmitting influenza and help to ensure that our fellow residents remain healthy and safe.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Great Seal of the City of Oak Ridge to be affixed this the 10<sup>th</sup> day of February in the year 2020.

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**WARREN L. GOOCH, MAYOR**

# SPECIAL REPORTS

**CITY COUNCIL MEMORANDUM**  
**20-01**

DATE: February 4, 2020  
TO: Mayor and City Council  
FROM: Mark S. Watson, City Manager  
SUBJECT: REQUEST FOR TVA PUBLIC HEARING

Recommendation

The City Council shall authorize the City Manager to register communication with the Tennessee Valley Authority (TVA) requesting the scheduling of a public hearing and information sessions on future plans for the Bull Run Power Plant located adjacent to the City of Oak Ridge. The hearing shall be a specific meeting for the informational benefit of Oak Ridge residents.

Background

The City of Oak Ridge has been advised of plans by the Tennessee Valley Authority (TVA) to remove the Bull Run Power Plant from their fleet of power plants. The coal fired generation plant is reaching a level of inefficiency in the system due to the addition of new generation facilities elsewhere in the TVA system. As identified by TVA, the Bull Run plant will be shut down and removed from the generation system.

Due to its proximity to the City of Oak Ridge, various impacts upon the City may be identified that will require further definition and clarification as the TVA process moves forward. Now, that we are early in the process, it is appropriate to clarify any impacts upon the City and to allow direct communication with Oak Ridge residents through a public hearing and information session. The City will coordinate the meeting with TVA officials and will ask that we examine impacts caused by landfill changes, predicted river impacts, electric line configurations, transportation improvements to Edgemore Road, and other related items.

Upon approval, the City Manager will make official request of the Oak Ridge public meeting.



Mark S. Watson, City Manager



February 12, 2020

Mr. Jeffery J. Lyash  
CEO, Tennessee Valley Authority  
400 West Summit Hill Drive  
Knoxville, TN 37902

***RE: Request for Oak Ridge Public Meeting – Bull Run plant***

Dear Mr. Lyash:

On behalf of the City of Oak Ridge as their City Manager, I am writing to formally request the inclusion of a public informational meeting and hearing for the citizens of Oak Ridge. The subject is requested to be the Tennessee Valley Authority's (TVA) plans and status of the Bull Run power plant located in Anderson County. Since the announcement of the plant's closure, numerous Oak Ridge citizens have inquired about TVA intentions for the gradual plant demolition and intents for the landfill, both long term and short term. Simultaneously, power grid changes in the Haw Ridge area, as well as plans to widen Edgemore Road as part of regional transportation improvements, and the potential impacts downstream for the new Oak Ridge water treatment plant facility, establish strong interest by the City of Oak Ridge with future impacts. I have attached a City Council resolution from our February 10, 2020 meeting indicating the City Council desire to request such from TVA.

Please have the appropriate person that would coordinate such a meeting and hearing contact my office at 865-425-3550. We will work to locate an appropriate venue and be willing to host such an event for our interested citizens.

Sincerely Yours,

A handwritten signature in blue ink that reads "Mark S. Watson".

Mark S. Watson  
City Manager  
City of Oak Ridge

Cc: Mayor and City Council  
Jack Suggs, Electrical Director

**CITY COUNCIL MEMORANDUM**  
**20-05**

DATE: February 4, 2020  
TO: Honorable Mayor and Members of City Council  
FROM: Mark S. Watson, City Manager  
SUBJECT: **LEASE FOR ROWING FACILITIES AND NCAA STATUS**

Recommendation

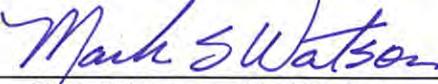
The City Council shall receive reports from the City Manager and City Councilman Chuck Hope regarding the current lack of a contract for leasing the boathouse facilities at Melton Hill Lake park and plans for City involvement in the NCAA Women's Rowing Championships in late May 2020.

Background

The City of Oak Ridge had a lease for the boathouse facilities by Oak Ridge Rowing Association (ORRA) which expired on December 31, 2019. Previously, City Manager Watson and Councilmember Hope conducted a significant amount of discussion in early fall to come to a new agreement. After completing much of the terms and shaking hands, approval of the agreement was declined by ORRA. A new lease option was presented and again found to be unacceptable to the association. The request of the association to extend the old agreement for ten more years was unacceptable to the City in the old format due to changes in the amount of lakefront activity. Current discussions are ongoing between the City Attorney and the ORRA attorney.

Councilmember Hope and the City Manager have expressed several concerns for closer working relationships with the local hotels, and closer communication with ORCVB and City parks staff. The lease rate is very low and has not been adjusted appropriately. The City has completed several capital improvements in recent years, but no improvements have occurred on the metal boathouse building.

Most recently, the City has found that inclusion in the planning efforts for the NCAA Women's National Rowing Championships is not occurring, by ORRA. This is extremely important to the image of the City of Oak Ridge and the University of Tennessee. Discussion about this effort occurring the week after Memorial Day will occur with the City Council.

  
\_\_\_\_\_  
Mark S. Watson, City Manager

# CONSENT AGENDA

**OAK RIDGE CITY COUNCIL MEETING**  
Municipal Building Courtroom

January 13, 2020

Minutes

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 6:00 p.m. on January 13, 2020 in the Courtroom of the Municipal Building with Mayor Warren Gooch presiding. Mayor Gooch offered condolences to former Oak Ridge Mayor Walt Brown and his family for the loss of their son Roger.

**INVOCATION**

The invocation was given by Pastor Sharon Youngs, First Presbyterian Church.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Parker Sorah, member of Boy Scout Troop 224.

**ROLL CALL**

Upon roll call the following Councilmembers were present: Councilmember Kelly Callison; Mayor Pro Tem Rick Chinn, Jr.; Councilmember Jim Dodson; Mayor Warren Gooch; Councilmember Derrick Hammond; Councilmember Charles J. Hope, Jr.; and Councilmember Ellen Smith.

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

**PROCLAMATIONS AND PUBLIC RECOGNITIONS**

Public Recognitions

City Manager Mark Watson recognized Public Works Director Shira McWaters and the Public Works Department for receipt of the American Council of Engineering Companies Award for the Turtle Park Pump Station project.

**SPECIAL REPORTS**

*City Manager Evaluation Committee Report – Mayor Warren Gooch, Chair*

Mayor Gooch gave the report from the committee and moved for approval of the following resolution:

**Resolution No. 1-1-2020**

A RESOLUTION TO AMEND THE CITY MANAGER'S EMPLOYMENT AGREEMENT TO EXTEND THE TERM BY ONE YEAR AND TO PROVIDE FOR A NEW ANNUAL BASE SALARY AMOUNT OF \$176,508.80.

Mayor Pro Tem Chinn seconded the motion. The resolution was approved unanimously by board vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

**CONSENT AGENDA**

Councilmember Smith requested that the following item be removed from the Consent Agenda for discussion:

A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$301,270.24 FROM THE EQUIPMENT REPLACEMENT FUND AND WATERWORKS FUND FOR THE PURCHASE OF FOUR (4) VEHICLES AND ONE (1) EQUIPMENT ITEM FOR THE PUBLIC WORKS DEPARTMENT UTILIZING STATE CONTRACT PRICING.

Councilmember Hope moved for approval of the Consent Agenda as amended, and Councilmember Dodson seconded.

The Consent Agenda was approved unanimously as amended by voice vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

Approval of the December 9, 2019 City Council regular meeting minutes

**Resolution No. 1-2-2020**

A RESOLUTION APPROVING ANNUAL MAINTENANCE FEES FOR CUSTOMER INFORMATION SYSTEM, UTILITY BILLING, AND RELATED THIRD PARTY SOFTWARE WITH CAYENTA COMPANY, A DIVISION OF HARRIS CORPORATION IN THE AMOUNT OF \$117,395.88.

**Resolution No. 1-3-2020**

A RESOLUTION TO AMEND RESOLUTION 6-49-2019 TO INCLUDE FLEXIBLE STAFFING SERVICES OF TENNESSEE, INC., KNOXVILLE, TENNESSEE, TO THE LIST OF QUALIFIED COMPANIES AUTHORIZED TO FURNISH AS NEEDED TEMPORARY EMPLOYMENT SERVICES FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2020 IN AN AMOUNT NOT TO EXCEED \$100,000.00.

The next item considered was the following item that had been removed from the Consent Agenda:

**Resolution No. 1-4-2020**

A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$301,270.24 FROM THE EQUIPMENT REPLACEMENT FUND AND WATERWORKS FUND FOR THE PURCHASE OF FOUR (4) VEHICLES AND ONE (1) EQUIPMENT ITEM FOR THE PUBLIC WORKS DEPARTMENT UTILIZING STATE CONTRACT PRICING.

Mayor Pro Tem Chinn moved for approval of the resolution, and Councilmember Callison seconded. City Manager Mark Watson provided an overview of the resolution, and Public Works Director Shira McWaters answered questions from Council.

The resolution passed unanimously by voice vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

**PUBLIC HEARINGS AND FIRST READING OF ORDINANCES**

(NONE)

\*\*\*Final Adoption of Ordinances was moved down in the agenda in order to hold a pre-publicized public hearing at the correct time.\*\*\*

**RESOLUTIONS**

**Resolution No. 1-5-2020**

A RESOLUTION AMENDING THE CONTRACT (FY2020-006) WITH CLASSIC PROTECTIVE COATINGS, INC., MENOMONIE, WISCONSIN, FOR REHABILITATION AND REPAINTING OF THE LOUISIANA AVENUE WATER TANK TO INCREASE THE COMPENSATION BY \$38,985.00 FOR LEAD PAINT ABATEMENT.

Councilmember Dodson moved for approval of the resolution, and Mayor Pro Tem Chinn seconded.

The resolution was approved unanimously by board vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

**Resolution No. 1-6-2020**

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH FOXPE, LLC, NASHVILLE, TENNESSEE, FOR THE DESIGN PHASE OF THE TURTLE PARK WASTEWATER TREATMENT PLANT SCREENING FACILITIES PROJECT IN AN AMOUNT NOT TO EXCEED \$81,270.00.

Councilmember Smith moved for approval of the resolution, and Councilmember Callison seconded.

The resolution was approved unanimously by board vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

**Resolution No. 1-7-2020**

A RESOLUTION ENDORSING THE VISION FOR THE WILSON STREET CORRIDOR, KNOWN AS "DOWNTOWN OAK RIDGE," AS A GUIDELINE FOR THE CITY.

Councilmember Dodson moved for approval of the resolution, and Councilmember Hammond seconded. City Manager Mark Watson and Community Development Director Wayne Blasius provided an overview of the resolution and answered questions from Council. Mr. Blasius made a brief presentation regarding the proposed plan.

Mayor Pro Tem Chinn stated that he is excited to lead the citizens advisory committee that will be working on the downtown vision and that the creation of a downtown will go a long way to attract potential residents and developers to the city.

Jeff Smith, Deputy Director for Laboratory Operations at Oak Ridge National Laboratory, spoke in favor of the resolution. He stated that Oak Ridge National Laboratory hired over 500 new staff last year and support the idea of a downtown area to attract more employees to live in Oak Ridge.

Mayor Gooch asked that everyone contact Mayor Terry Frank in opposition to her plan to place a moratorium on tax increment financing for new development.

Kathy Toth, 100 Westview Lane, Oak Ridge, spoke in favor of the resolution and the citizens' advisory committee and stated the concept of a downtown is a great recruiting tool for businesses and employees and to magnify the assets of the city.

Pat Postma, 104 Berea Road, Oak Ridge, spoke in favor of the resolution. She highlighted the city's exceptional history and stated that the Wilson Street concept is one of the most exciting ideas the city has seen in years.

Adam Moreno, 127 Princeton Avenue, Oak Ridge, spoke in favor of the resolution and stated that mixed space will go a long way to bringing people to the city to see how amazing it really is.

Maria Catron, Executive Director of Oak Ridge Housing Authority, spoke in favor of the resolution and stressed the importance of workforce housing.

The resolution was approved unanimously by board vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, Mayor Gooch and Mayor Pro Tem Chinn voting "Aye."

### **APPEARANCE OF CITIZENS**

Sonya Johnson, 103 Thelma Road, Oak Ridge, addressed Council regarding a water leak issue affecting her home and other homes in the neighborhood, as well as standing water in a meter box. She stated she would like to see a commitment to addressing these issues.

Juanita Richards, 104 Tilden Road, Oak Ridge, addressed Council regarding elevated water rate readings and meters not being able to be read due to water in the meter box.

Ben Rankin, 103 Thelma Road, Oak Ridge, addressed Council regarding the need for change in the types of testing used by the City to detect water issues and in the use of estimated billing.

City Manager Mark Watson stated that water safety is a prime concern and issues with reading meters will be addressed with the third party contractor.

Public Works Director Shira McWaters briefed Council on action that had been taken on these issues up to this point.

Councilmember Smith stated it appears that there is a serious issue that needs to be addressed, and it appears that something may have changed that has contributed to this.

Councilmember Dodson asked that the City Manager and the Public Works Director go out and visit the properties to assess the issue and report back to City Council.

Martin McBride, 954 West Outer Drive, Oak Ridge, and Rose Weaver, 142 Hendrix Drive, Oak Ridge, addressed Council regarding efforts of the committee commemorating the 65<sup>th</sup> anniversary of the desegregation of Oak Ridge schools. He requested that the City Council send a letter to Congressman Chuck Fleischmann asking him to contact the Department of Energy and the National Nuclear Security Administration regarding seven suggested actions. Mayor Gooch stated that we are on the clock as a community with respect to those students who are still living, and they need to be recognized as an integral part of Oak Ridge's history. He said it would be appropriate to raise this issue during the joint work session with the Board of Education, and we should recognize certain activities going on in the city in the coming year at which it would be appropriate to highlight the bravery of the students involved with the desegregation.

### **FINAL ADOPTION OF ORDINANCES**

#### **Ordinance No. 1-2020**

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 AN APPROXIMATE 1.14 ACRE PORTION OF PARCEL 002.00, ANDERSON COUNTY TAX MAP 099N, GROUP B, FROM UB-2, UNIFIED GENERAL BUSINESS DISTRICT, TO UB- 2/PUD, UNIFIED GENERAL BUSINESS DISTRICT WITH A PLANNED UNIT DEVELOPMENT OVERLAY, AND APPROVING AN AMENDMENT TO THE ASSOCIATED PLANNED UNIT DEVELOPMENT PRELIMINARY MASTER PLAN; SAID PARCEL BEING LOCATED AT 300 SOUTH TULANE AVENUE AND ALSO REFERRED TO AS LOT 482.

Councilmember Dodson moved for adoption of the ordinance, and Councilmember Hope seconded. Mayor Pro Tem Chinn recused himself and left the dais during discussion of the ordinance.

Councilmember Dodson made a motion to open the public hearing, and Councilmember Smith seconded. The motion to open the public hearing was approved unanimously by voice vote. Seeing no citizen who wished to speak during the public hearing, Councilmember Hammond moved to close the public hearing, and Councilmember Smith seconded. The motion to close the public hearing was approved unanimously by voice vote.

The ordinance was approved by board vote with Councilmembers Callison, Dodson, Hammond, Hope, Smith, and Mayor Gooch voting "Aye." Mayor Pro Tem Chinn recused himself and did not vote.

### **ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

#### **Announcements**

Councilmember Smith reminded the audience and viewers that the deadline for applying to city boards and commissions is Friday, January 24<sup>th</sup> at 5:00 p.m.

#### **Scheduling**

City Manager Mark Watson announced that the work session for January will be a joint work session with the City Council and the Board of Education. Items on the agenda include discussion of the energy savings program, a recent study on school population, and joint meeting space for City Council and the school board. The City Manager also announced that the Budget and Finance Committee will meet as scheduled on January 15<sup>th</sup>.

### **COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS**

#### **SUMMARY OF CURRENT EVENTS**

#### **CITY MANAGER'S REPORT**

City Manager Mark Watson stated that the Rutgers overlay is completed and the City is moving on to the next phase of roadway improvements. He also stated that he will be attending the Energy Communities Alliance meeting in Washington, D.C. at the end of the month. He also informed Council about a Tennessee Advisory Committee on Intergovernmental Relations report that will be coming out to discuss cost-shifting between cities and counties.

#### **CITY ATTORNEY'S REPORT**

**ADJOURNMENT:** 7:19 p.m.

**ELECTRIC DEPARTMENT MEMORANDUM**

**20-02**

**DATE:** January 23, 2020  
**TO:** Mark S. Watson, City Manager  
**FROM:** Jack L. Suggs, Electric Director  
**SUBJECT:** TVA ENERGYRIGHT HOME FINANCING PROGRAM

Introduction

An item for City Council's consideration is a resolution approving participation in TVA's EnergyRight Solutions for the Home Program.

Funding

There should be no financial impact for participation.

Review

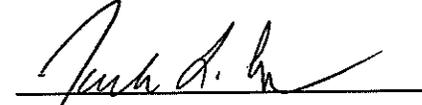
For many years, the City of Oak Ridge has participated in a program offered by TVA termed EnergyRight Solutions for the Home. Under its current incarnation, participation in the program allows Oak Ridge customers to obtain favorable financing for installation of qualified HVAC systems and other limited improvements. All aspects of the financing are handled by a third party financial institution. In the past, Oak Ridge was able to offer "on bill" financing which we administered. TVA provides backing for the loans.

TVA, in response to concerns raised by its OIG has modified the program with regard to those "on bill" loans. The modification places responsibility for the interest (but not principal) of those specific loans on Oak Ridge if, and only if, the borrower defaults and after learning of the default, Oak Ridge does not inform TVA. The City is responsible for that interest only until the City informs TVA of the default.

In order for Oak Ridge customers to be able to continue to take out new EnergyRight loans, the new agreement must be executed before the end of February. The risk exposure to the City is very small and the program has been of benefit to our customers. For that reason we recommend participation in the program.

Recommendation

Staff recommends approval of the attached resolution.

  
\_\_\_\_\_  
Jack L. Suggs

cc: Marlene Bannon, Business Office Manager

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

  
\_\_\_\_\_  
Mark S. Watson

  
\_\_\_\_\_  
Date

**RESOLUTION**

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH THE TENNESSEE VALLEY AUTHORITY (TVA) TO CONTINUE PARTICIPATION IN THE ENERGYRIGHT® PROGRAM.

WHEREAS, the City is currently a participant in the Tennessee Valley Authority's (TVA) EnergyRight® Solutions for the Home Program so that customers can obtain favorable financing for installation of qualified HVAC systems and other limited improvements; and

WHEREAS, TVA has modified this program and, in order to continue participation, the City must sign a new agreement; and

WHEREAS, the modification to the program places responsibility for the interest (but not the principal) of those specified loans on the City if, and only if, the borrower defaults and after learning of the default the City fails to inform TVA; and

WHEREAS, the City desires to remain a participant in this program as the City's risk exposure is very small and the program has been a benefit to the City's customers; and

WHEREAS, the City Manager recommends approval authorization to sign the required TVA agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City is hereby authorized to enter the EnergyRight® Solutions for the Home Financing Program Agreement with the Tennessee Valley Authority for the City's continued participation in this program.

BE IT FURTHER RESOLVED that the Mayor and City Manager are hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 10th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:



\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Warren L. Gooch, Mayor

\_\_\_\_\_  
Mary Beth Hickman, City Clerk

**POLICE DEPARTMENT MEMORANDUM**  
**20-01**

DATE: February 3, 2020  
TO: Mark S. Watson, City Manager  
FROM: Charles R. Smith, Police Chief  
SUBJECT: RESOLUTION TO SUPPORT AN INCREASE IN THE 911 SURCHARGE RATE

Introduction

An item for City Council's consideration is a resolution supporting an increase in the statewide 911 surcharge rate from \$1.16 to \$1.50, as determined by the Tennessee Emergency Communications Board.

Funding

No funding is associated with this item.

Consideration

The 911 surcharge is a flat fee imposed on telecommunication service users to fund emergency services, specifically fire and police, in the City's 911 district. The 911 surcharge is currently \$1.16 per prepaid wireless sale of \$10 or more; and for wireline and non-prepaid wireless telecommunication monthly charges of \$5 or more.

The current statewide 911 surcharge rate of \$1.16 has been in effect since January 1, 2015. On August 7, 2019, the Tennessee Emergency Communications Board determined a need for increased funds and established a new statewide 911 surcharge rate of \$1.50. The statewide increase is scheduled to take effect January 1, 2021 upon ratification by the Tennessee General Assembly.

Recommendation

Approval of the attached resolution is recommended.

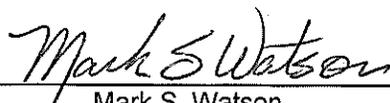


Charles R. Smith

Attachment:  
Resolution

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

  
Mark S. Watson  
2/5/20  
Date

**RESOLUTION**

A RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO SUPPORT THE TENNESSEE EMERGENCY COMMUNICATIONS BOARD'S DECISION TO INCREASE THE STATEWIDE 911 SURCHARGE RATE FROM TO \$1.50.

WHEREAS, the statewide 911 surcharge rate of \$1.16 has been in effect since January 1, 2015; and

WHEREAS, pursuant to Tennessee Code Annotated §7-86-128(b)(1), the Tennessee Emergency Communications Board (the "Board") may increase the 911 surcharge upon determination of a need for additional funds and after a public hearing; and

WHEREAS, the Board has determined the need for additional funds and has established a new statewide 911 surcharge rate of \$1.50 which will not take effect until ratified by a joint resolution of the General Assembly; and

WHEREAS, the 911 emergency communications service is an essential public service for the health and safety of the citizens, visitors, and businesses in the State of Tennessee by providing emergency and lifesaving aid to the public and should be funded at a level to sustain and enhance operations.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the City of Oak Ridge, Tennessee, respectfully requests the General Assembly fully support the 911 surcharge rate increase to \$1.50 as established by the Tennessee Emergency Communications Board.

BE IT FURTHER RESOLVED that copies of this resolution shall be forwarded to the Oak Ridge legislative delegation.

This the 10th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:



\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Warren L. Gooch, Mayor

\_\_\_\_\_  
Mary Beth Hickman, City Clerk

**CITY COUNCIL MEMORANDUM**  
**20-04**

DATE: February 4, 2020

TO: Honorable Mayor and Members of City Council

FROM: Mark S. Watson, City Manager

SUBJECT: **RECOGNITION OF CITIZEN COMMITTEE TO COMMEMORATE THE 65<sup>TH</sup> ANNIVERSARY OF SCHOOL DESEGREGATION IN OAK RIDGE AND TO AUTHORIZE TRANSMITTAL OF CORRESPONDENCE TO CONGRESSMAN CHUCK FLEISCHMANN**

Introduction

An item for City Council's consideration is a resolution to recognize a citizen committee to commemorate the 65<sup>th</sup> anniversary of the desegregation of Oak Ridge schools, which is being co-chaired by Martin McBride and Rose Weaver, and to authorize the transmittal of correspondence to Congressman Chuck Fleischmann regarding several suggested actions by the National Nuclear Security Administration in support of this commemoration.

Funding

No funding is required for this request.

Background

In September, 1955, Oak Ridge schools became the first public school system in the deep South to desegregate. This landmark desegregation occurred at the direction of the Department of Energy, then the Atomic Energy Commission Defense Nuclear Complex, who owned and operated Oak Ridge schools during that time. Oak Ridge residents Martin McBride and Rose Weaver have led efforts to form a citizen committee to commemorate the anniversary of the desegregation in Oak Ridge and have requested that the National Nuclear Security Administration actively participate in the commemoration through several suggested actions. The committee is composed of Oak Ridge residents and representatives from the City of Oak Ridge, Oak Ridge Schools, and other organizations. A request has also been made that a letter signed by all members of City Council be transmitted to Congressman Chuck Fleischmann that asks him to encourage the National Nuclear Security Administration to participate in the commemoration efforts through the suggested actions. The attached resolution would recognize the efforts of the 65<sup>th</sup> Anniversary Committee and authorize the transmittal of the letter to Congressman Fleischmann.

Recommendation

Approval of the attached resolution is recommended.

  
\_\_\_\_\_  
Mark S. Watson, City Manager

Attachments:  
Resolution  
Draft Letter to Congressman Chuck Fleischmann



February 10, 2020

The Honorable Chuck Fleischmann  
2410 Rayburn HOB  
Washington, DC 20515

**RE: NATIONAL NUCLEAR SECURITY ADMINISTRATION ACTIONS TO CELEBRATE THE 65<sup>TH</sup>  
ANNIVERSARY OF THE DESEGREGATION OF OAK RIDGE SCHOOLS**

Dear Congressman Fleischmann:

In September, 1955, the Oak Ridge schools became the first public school system in the deep South to desegregate when eighty-five brave Oak Ridge students entered the previously all-white classes in the Oak Ridge High School and the Robertsville Junior High School.

This landmark desegregation occurred at the direction of the Department of Energy (then the Atomic Energy Commission) Defense Nuclear Complex, who owned and operated the Oak Ridge public schools at the time.

A National Nuclear Security Administration celebration of the 65<sup>th</sup> Anniversary would honor these brave students, their courageous parents and teachers, and the Department of Energy's amazing civil rights leadership back in 1955.

We are writing to ask if you would suggest the seven National Nuclear Security Administration actions listed in the attachment to this letter to Secretary of Energy Dan Brouillette and National Nuclear Security Administrator Lisa Gordon-Hagerty. We also request a written Department of Energy response at their earliest convenience in order to help the planning process of the 65<sup>th</sup> Anniversary Committee.

Sincerely,

\_\_\_\_\_  
Warren L. Gooch, Mayor

\_\_\_\_\_  
Kelly Callison, Councilmember

\_\_\_\_\_  
Rick Chinn, Jr., Mayor Pro Tem

\_\_\_\_\_  
Jim Dodson, Councilmember

\_\_\_\_\_  
Derrick Hammond, Councilmember

\_\_\_\_\_  
Charles J. Hope, Councilmember

\_\_\_\_\_  
Ellen Smith, Councilmember

Attachment:  
Exhibit A

cc: W. Keys Fillauer, Chairman, Oak Ridge Board of Education

## Exhibit A

### **SEVEN SUGGESTED NATIONAL NUCLEAR SECURITY ADMINISTRATION ACTIONS TO CELEBRATE THE FIRST PUBLIC SCHOOL SYSTEM DESEGREGATION IN THE DEEP SOUTH**

This is a key NNSA anniversary that Americans, including the thousands of dedicated NNSA workers in the Defense Nuclear Complex, should hear about. It would be wonderful if NNSA would:

- 1) Celebrate the 65<sup>th</sup> Anniversary in NNSA Headquarters, Oak Ridge, and across the NNSA complex;
- 2) Issue national press releases throughout the year on the 85 courageous African American students, their parents and teachers, and on national NNSA anniversary activities;
- 3) Sponsor a documentary film and several You Tube mini-documentaries;
- 4) Coordinate with other federal organizations, including: the National Museum of African American History and Culture and the Department of Education;
- 5) Prominently connect this anniversary to another major NNSA milestone: the 75<sup>th</sup> year without a global WWII;

(Background: Parents of many of the Oak-Ridge-85 students helped build the NNSA's amazing defense nuclear complex during WWII's top-secret Manhattan Project. For three quarters of a century, dedicated NNSA workers within that complex have successfully pushed mankind back from the abyss of a third devastating world war. This extended period of peace has allowed for international economic development.)

- 6) Sponsor three commemorative monuments to help build institutional memory of the event: an Oak-Ridge-85 monument in DOE's Forrestal Building, a second Oak-Ridge-85 monument in the City of Oak Ridge, and a third monument to the pivotal Scarboro school;
- (7) Sponsor grants to fund the preservation of the heritage and historic artifacts related to this landmark school integration---for the benefit of future Americans.

**RESOLUTION**

A RESOLUTION TO RECOGNIZE A CITIZEN COMMITTEE TO COMMEMORATE THE 65<sup>TH</sup> ANNIVERSARY OF SCHOOL DESEGREGATION IN OAK RIDGE AND TO AUTHORIZE THE TRANSMITTAL OF A LETTER TO CONGRESSMAN CHUCK FLEISCHMANN TO SUPPORT THE COMMITTEE'S EFFORTS IN OBTAINING PARTICIPATION IN THE COMMEMORATION OF THIS LANDMARK EVENT BY THE NATIONAL NUCLEAR SECURITY ADMINISTRATION.

WHEREAS, in September 1955, Oak Ridge Schools became the first public school system in the deep South to desegregate; and

WHEREAS, this landmark desegregation occurred at the direction of the U.S. Department of Energy (then the Atomic Energy Commission) Defense Nuclear Complex, who operated the Oak Ridge public schools during that time; and

WHEREAS, Martin McBride and Rose Weaver have led efforts to form a citizen committee to commemorate the 65<sup>th</sup> anniversary and have requested the National Nuclear Security Administration (NNSA) actively participate in the commemoration; and

WHEREAS, the City Manager recommends the City support the efforts of the citizen committee by transmittal of a letter to Congressman Chuck Fleischmann asking him to encourage the NNSA to participate in the commemoration through seven suggested actions as shown on the attached Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City hereby supports the efforts of the citizen committee to commemorate the 65<sup>th</sup> anniversary of desegregation in the Oak Ridge school system through transmittal of a letter to Congressman Chuck Fleischmann asking him to encourage participation the commemoration by the National Nuclear Security Administration through seven suggested actions as shown on the attached exhibit, labeled Exhibit A.

This the 20th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:



\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Warren L. Gooch, Mayor

\_\_\_\_\_  
Mary Beth Hickman, City Clerk

**CITY COUNCIL MEMORANDUM  
20-02**

DATE: January 27, 2020  
TO: Honorable Mayor and Members of City Council  
FROM: Mark S. Watson, City Manager  
SUBJECT: REQUEST FOR AUTHORIZATION TO ACCEPT 'TENNESSEE COUNTS' GRANT FUNDS

Introduction

An item for City Council's consideration is a resolution to accept, if awarded, a grant of up to ten thousand dollars (\$10,000) from the Tennessee Office of Criminal Justice Programs. These funds are from the "Tennessee Counts" grant program, and will be used in the City's efforts to promote the importance of the 2020 Census.

Funding

No local match is required for this grant.

Background

The 2020 Census plays an important role in determining how over \$675 billion in federal funds and grants are distributed. Therefore, an accurate count of Oak Ridge's population is critical to ensure that the city receives adequate funding. In preparation, city staff have been working internally and in conjunction with other local partners over several months to prepare for Census Day (April 1, 2020). A major component of these efforts is sharing information about the Census with Oak Ridge citizens: what to expect, how to participate, and how census data is kept confidential.

The Tennessee Office of Criminal Justice Programs is offering grants funds, with no local match required, of up to \$10,000 to support education, training, or technical assistance about the census and the process for participating. If awarded, the City can use these funds to print flyers, promote the Census at events, provide resources to other local organizations, and more.

Recommendation

Approval of the attached resolution is recommended.

  
Mark S. Watson, City Manager

Attachments: Proposed Resolution



February 3, 2020

Tennessee Department of Finance and Administration  
Office of Criminal Justice Programs  
312 Rosa Parks Ave, Ste. 1800  
Nashville, Tennessee 37243-1102

RE: CITY OF OAK RIDGE APPLICATION FOR "TENNESSEE COUNTS" 2020 CENSUS  
GRANT, HIGH-RISK DESIGNATION

The City of Oak Ridge, Tennessee, is submitting a "Tennessee Counts" grant application for up to \$10,000.00 to be used to promote the 2020 Census. As required by the grant application process, this letter provides the requested information regarding the City's high-risk designation.

Federal Awarding Agency that Designated the City as High-Risk  
U.S. Department of Justice

Date Designated  
July 10, 2019

Point of contact  
Name: Thomas Murphy, DOJ High-Risk Designation Coordinator  
Telephone: (202) 353-8734  
Email: Thomas.Martin@usdoj.gov

Reason  
The City has questioned costs in the amount of \$1,044,662 (Audit Report Number TJ-50-19-014). Grantees with questioned costs in excess of \$500,000 are designated as high-risk by the U.S. Department of Justice.

The City is working with the U.S. Department of Justice to resolve the questioned costs and address the high-risk issues. The City's direct point of contact at the U.S. Department of Justice regarding resolution of the findings in the Audit Report is Linda J. Taylor, Lead Auditor, Audit Coordination Branch, Audit and Review Division. Ms. Taylor can be reached at (202) 514-7270 or Linda.Taylor2@usdoj.gov.

Sincerely,

A handwritten signature in black ink that reads "Mark S. Watson". The signature is written in a cursive, flowing style.

Mark S. Watson  
City Manager  
City of Oak Ridge

cc: Tammy Dunn, City Attorney



Tennessee Department of Finance and Administration  
Office of Criminal Justice Programs  
312 Rosa Parks Ave, Ste. 1800  
Nashville, TN 37243-1102

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### High-Risk Designation Certification

The Office of Criminal Justice Programs (OCJP) subrecipients of Department of Justice (DOJ) funds are required to disclose whether the subrecipient is designated "high risk" by a federal grant-making agency. If the subrecipient is designated "high risk" by a federal grant-making agency, currently or at any time during the course of the period of performance under this award, **the subrecipient must disclose that fact and certain related information to Office of Criminal Justice Programs (OCJP) by emailing the Program Manager.**

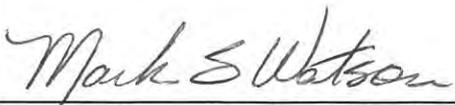
For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following:

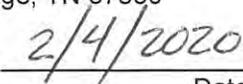
1. The federal awarding agency that currently designates the recipient high risk,
2. The date the recipient was designated high risk,
3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and
4. The reasons for the high-risk status, as set out by the federal awarding agency.

The recipient agrees to comply with any additional requirements that may be imposed by the OCJP during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

**Name and Title of Authorized Official or Designee:** Dr. Mark Watson, City Manager

**Name and Address of Authorizing Agency:** City of Oak Ridge  
200 S Tulane Avenue  
Oak Ridge, TN 37830

  
\_\_\_\_\_  
Authorized Signature of the Applicant Agency or Designee

  
\_\_\_\_\_  
Date

## Instructions for Completing the Certification Forms

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- Read the Certifications thoroughly prior to completing the certification documents.
- Identify who will complete the certification documents, the Authorized Official or their Designee
  - **NOTE: A Designee is defined as a person who has been designated by the authorized official as responsible for completing the Certifications and has been granted permission by the Authorized Official to sign the documents with the Authorized Official's signature.**
  - When the Designee is completing the Certifications, the sections of the Certifications collecting the Designee's personal information must be completed in full for the Designee.
- The Certifications have check boxes to indicate whether the Agency certifies to the statement or whether it is not applicable. Make sure all appropriate check boxes are marked.
- At times, the Certification requires an explanation of why a Certification is not applicable for an agency. Agencies must then add this information to the Certification form.
- Agencies should review the Certifications to ensure they are completed in full, all appropriate check boxes marked, signatures and dates are present and designee information completed if necessary.
- Agencies should make a copy of the completed Certifications and keep them in their Agency Grant file.
- Completed Certification forms should be returned to OCJP along with the signed Grant Contract.

**Instructions for Certification Regarding Debarment, Suspension,  
Ineligibility and Voluntary Exclusion Lower Tier Covered Transactions (Sub-  
recipients)**

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certificate, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to whom this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549.
5. The prospective lower tier participation agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause title "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may check the Non-procurement List.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntary excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

CERTIFICATION REGARDING DEBARMENT, ET AL (CONTINUED)  
(PAGE 2 OF 3)

US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS  
OFFICE OF THE COMPTROLLER

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION  
LOWER TIER COVERED TRANSACTIONS  
(SUB-RECIPIENTS)**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR part 67, section 67.510, and Participants' responsibilities. The regulations were published as part vii of the May 26, 1988 Federal Register (pages 19160-19211)

**(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON PREVIOUS PAGE)**

(1) The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

(2) Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

**Name and Title of Authorized Official:** Dr. Mark Watson, City Manager

**Name and Address of Authorizing Agency:** City of Oak Ridge  
200 S Tulane Avenue  
Oak Ridge, TN 37830

"The Authorized Official certifies that to the best of his or her knowledge and belief that the information contained in this certification is correct and in accordance with the requirements of the application guidelines. The Authorized Official also certifies that the person named below is considered to be certifying this application, and is either the person legally responsible for committing the applying agency to this certification, or is executing this certification with the informed consent of the authorizing person (named and described in attachment A)."

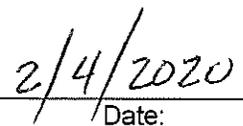
**Certification:** I certify, by my signature at the end of this form, that I have read and am fully cognizant of our duties and responsibilities under this Certification. *(Please click the box to the left)*

**NAME, TITLE, AND ADDRESS OF CERTIFYING DESIGNEE (IF DIFFERENT FROM AUTHORIZED OFFICIAL):**  
*(Please click & complete the name, title, & address form field text boxes below, if applicable)*

**Certifying Designee's Name:** N/A  
**Certifying Designee's Title:** N/A  
**Certifying Designee's Address:** N/A  
**Certifying Designee's Address:** N/A

*Please complete all certifications, print them, and then sign & date each certification*

  
\_\_\_\_\_  
Authorized Signature of the Applicant Agency:

  
\_\_\_\_\_  
Date:

**CERTIFICATION REGARDING LOBBYING**

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OCJP for guidance, and may not proceed without the express prior written approval of OCJP.

Each person shall file the most current edition of this certification and disclosure form, if applicable, with each submission that initiates agency consideration of such person for an award of a Federal grant, or cooperative agreement over \$100,000 as defined at CFR Part 69.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more that \$100,000 for each such failure.

**Name and Title of Authorized Official:** Dr. Mark Watson, City Manager  
**Name and Address of Authorizing Agency:** City of Oak Ridge  
 200 S Tulane Avenue  
 Oak Ridge, TN 37830

"The Authorized Official certifies that to the best of his or her knowledge and belief that the information contained in this certification is correct and in accordance with the requirements of the application guidelines. The Authorized Official also certifies that the person named below is either the person legally responsible for committing the applying agency to this certification, or is executing this certification with the informed consent of the authorizing person (named and described in Attachment A)."

**Certification:** I certify, by my signature at the end of this form, that I have read and am fully cognizant of our duties and responsibilities under this Certification. *(Please click the box to the left)*

**NAME, TITLE, AND ADDRESS OF CERTIFYING DESIGNEE (IF DIFFERENT FROM AUTHORIZED OFFICIAL):**  
*(Please click & complete the name, title, & address form field text boxes below, if applicable)*

**Certifying Designee's Name:** N/A  
**Certifying Designee's Title:** N/A  
**Certifying Designee's Address:** N/A  
**Certifying Designee's Address:** N/A

*Please complete all certifications, print them, and then sign & date each certification*

Mark S Watson  
 Authorized Signature of the Applicant Agency:

2/4/2020  
 /Date:

CERTIFICATION OF CIVIL RIGHTS COMPLIANCE

(PAGE 1 OF 2)

TENNESSEE CERTIFICATION OF COMPLIANCE  
WITH REGULATIONS FROM U. S. DEPARTMENT OF JUSTICE,  
OFFICE OF JUSTICE PROGRAMS, OFFICE FOR CIVIL RIGHTS  
FOR SUBGRANTS ISSUED BY  
THE TENNESSEE DEPARTMENT OF FINANCE AND ADMINISTRATION,  
OFFICE OF CRIMINAL JUSTICE PROGRAMS

**INSTRUCTIONS:** Complete the identifying information below. Read this form completely, identifying the person responsible for reporting civil rights findings in certification #3. Please obtain the signature of the Authorized Official on page 2, forward a copy of this form to the person identified in #3 and return the original copy of the form to the Office of Criminal Justice Programs, William R. Snodgrass Tennessee Tower, 312 Rosa L Parks Avenue, Suite 1800, Nashville, Tennessee 37243-1102 with your signed contracts.

<b>Agency Name:</b>	City of Oak Ridge	<b>Project Director's Name:</b>	Jennifer Williams
<b>Agency Address:</b>	200 S Tulane Avenue Oak Ridge, TN 37830	<b>Project Director's Phone:</b>	(865) 425-3581
<b>Grant Project Title:</b>	Oak Ridge Counts		
<b>Grant Start Date:</b>	April 1, 2020	<b>Grant End Date:</b>	June 30, 2020
<b>Grant Duration:</b>	3 Months	<b>Grant Amount:</b>	\$10,000

**I. REQUIREMENTS OF SUBGRANTEE RECIPIENTS:**

All subgrantee recipients (regardless of type of entity or amount awarded) are subject to prohibitions against discrimination in any program or activity, and must take reasonable steps to provide meaningful access for persons with limited English proficiency.

1. I certify that this agency will maintain data (and submit when required) to ensure that:
  - a. all services provided by our agency are delivered in an equitable manner without discrimination on the basis of race, color, religion, national origin, age, sex or disability, or, if this agency receives funds under the Violence Against Women Act of 1994, as amended, sexual orientation or gender identity to all segments of the service population;
  - b. our employment practices comply with Equal Opportunity Requirements, 28 CFR 42.207 and 42.301 *et. Seq.*;
  - c. all projects and activities of our agency will take reasonable steps to provide meaningful access for people with limited English proficiency as required by Title VI of the Civil Rights Act, (*See also* 2000 Executive Order #13166).
  - d. I certify that this agency will register within 60 days of award start date with the [Office of Justice Programs, Office for Civil Rights online Equal Employment Opportunity \(EEO\) Program Reporting Tool](#) to submit the information requested and, if required, create and submit an EEO Utilization Report. The agency can access the tool at: <https://ocr-eeop.ncjrs.gov>.
  
2. I certify that this agency will comply (and will require any subgrantees or contractors to comply) with any applicable statutorily-imposed nondiscrimination requirements which may include:
  - a. Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. § 10228);
  - b. Victims of Crime Act (34 U.S.C. § 20110(e));
  - c. Juvenile Justice and Delinquency Prevention Act of 2002 (34 U.S.C. § 11182(b));
  - d. Civil Rights Act of 1964 (42 U.S.C. § 2000d);
  - e. Rehabilitation Act of 1973 (29 U.S.C. § 7 94);
  - f. Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34);
  - g. Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); and the
  - h. Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); and
  - i. Ex. Order 13,559 (Partnerships with Faith-Based and Other Neighborhood Organizations)
  - j. Violence Against Women Act (VAWA) of 1994, as amended, 34 U.S.C. §

3. I also certify that this agency will report all civil rights complaints and findings of discrimination, if any, to the Tennessee Office of Criminal Justice Programs, within the Department of Finance and Administration, in compliance with Chapter XXII of the Grant's manual, and with 28 CFR 42.202(c). Any such findings will be provided within 45 days of the complaint or finding and/or if the finding occurred **within 3 years prior to** the grant award beginning date, within 45 days of the grant award beginning date. A copy of this Certification will be provided to the person responsible for reporting civil rights complaints and findings of discrimination, as identified below:

**Name:** Tammy Dunn                      **Title:** Title VI Coordinator                      **Phone:** (865) 425-3555

**Address:** PO Box 1                      **City & State:** Oak Ridge, TN                      **Zip Code:** 37381

"The Authorized Official certifies that to the best of his or her knowledge and belief that the information contained in this certification is correct and in accordance with the requirements of the application guidelines. The Authorized Official also certifies that the person named below is either the person legally responsible for committing the applying agency to this certification, or is executing this certification with the informed consent of the authorizing person (named and described in attachment A)."

**Certification:** I certify, by my signature at the end of this form, that I have read and am fully cognizant of our duties and responsibilities under this Certification. *(Please click the box to the left)*

**Name, Title, and Address of Certifying Designee (IF DIFFERENT FROM AUTHORIZED OFFICIAL):**

*(Please click & complete the name, title, & address form field text boxes below, if applicable)*

**Certifying Designee's Name:** N/A

**Certifying Designee's Title:** N/A

*Please complete all certifications, print them, and then sign & date each certification*

Mark S Watson  
Authorized Signature of the Applicant Agency:

2/4/2020  
Date:

**RESOLUTION**

A RESOLUTION AUTHORIZING ACCEPTANCE OF A "TENNESSEE COUNTS" GRANT FROM THE TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS IN AN AMOUNT UP TO \$10,000.00 TO BE USED IN THE CITY'S EFFORTS TO PROMOTE THE IMPORTANCE OF THE 2020 CENSUS.

WHEREAS, the Tennessee Office of Criminal Justice Programs has available grant funds, known as "Tennessee Counts," to support education, training, or technical assistance for the 2020 Census and the process for participating; and

WHEREAS, grant funds are available up to \$10,000.00 with no local match required; and

WHEREAS, if awarded, the City would use the grant funds to promote the 2020 Census through allowable uses such printing flyers, promoting the census at events, and providing educational, training, or technical resources to other local organizations; and

WHEREAS, the grant was applied for under the City Manager's authority due to the timing requirements of the application; and

WHEREAS, in accordance with City policy and procedure, the City Manager requests City Council's approval to accept the grant if the City's application is selected for a grant award.

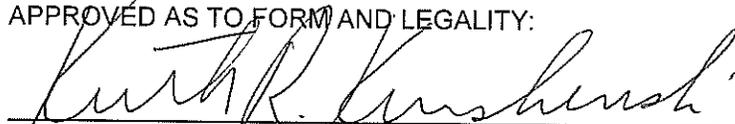
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

The City is hereby authorized to accept, if awarded, a Tennessee Counts grant from the Tennessee Office of Criminal Justice Programs in an amount up to \$10,000.00 for use by the City to promote the 2020 Census; said grant requiring no local match.

BE IT FURTHER RESOLVED that the Mayor and City Manager are hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 10th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

Mary Beth Hickman, City Clerk

# RESOLUTIONS

**PUBLIC WORKS DEPARTMENT MEMORANDUM  
20-07**

**DATE:** February 4, 2020  
**TO:** Dr. Mark S. Watson, PhD, City Manager  
**FROM:** Shira McWaters, P.E., Public Works Director  
**SUBJECT: CENTRAL SERVICE CENTER – ROOF REPLACEMENT**

Introduction

An item for City Council's consideration is the recommendation for approval of a resolution authorizing a contract in the not to exceed amount of \$978,500 with Henley Roofing., located in Knoxville, TN, for the replacement of the Central Service Center (CSC) roof. The total not to exceed price includes the base bid price of \$884,000, a not to exceed price of \$13,400 for Alternative No. 1, a not to exceed price of \$21,100 for Alternative No. 2 and an allowance of up to \$60,000 for contingencies.

Funding

Funds are available in the FY20 Capital Projects Fund.

Background and Analysis

An evaluation of all the City-owned buildings, conducted by Roof Connect National Roofing Services, dated December 2017, showed multiples defects and described the CSC roof as being in fair to poor condition, with brittle areas and deteriorating lap sealant throughout the roof. The recommendation is for full replacement. As part of the energy savings project, recently completed, several improvements have been made at this facility including lighting upgrades, new HVAC units and controls, and new ceiling tiles. Additionally, this building houses the Electric Department, Public Works Department, Warehouse, Materials Management, School Maintenance and First Student, and a portion of the Parks Department. Replacement of this roof is needed to protect this important asset.

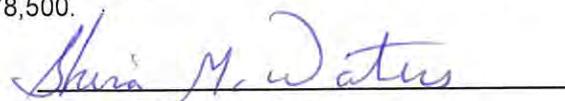
An infra-red scan was completed for this roof resulting in a reduction of overall surface area that needs to be fully replaced. These areas will be torn down to the decking and replaced with new material and new roofing. The remaining areas will have new PVC roofing material and insulation placed over the existing material. This has resulted in an approximate \$500,000 savings from the budgetary estimate of \$1.6 million.

The award of this contract is based on a not to exceed price of \$918,500.

The bid proposal asked for unit prices for items, such as the repair/replacement of the structural deck and related components that may be required to support the new roof assembly. Most of these items, needing to be replaced, cannot be seen until the old roof sections are removed; therefore, the quantities required are not known in advance. An allowance has been provided in the contract that is not included in the base bid and additive alternates (1 and 2) price of \$918,500. An allowance in the amount of \$60,000 has been included to provide compensation for additional potential unknown quantities. Allowance item payment will only be provided for units actually used.

Recommendation

Sealed bids were solicited and responses were received from eight (8) bidders. Based on this information, Public Works is satisfied with the results of the bid process and recommends award of the contract to Henley Roofing located in Knoxville, in the not to exceed amount of \$978,500.

  
Shira A. McWaters, P.E.

Attachment(s)  
Abstract of bids  
RoofConnect – Bid Tabulation

**City Manager's Comments:**

I have reviewed the above issue and recommend Council action as outlined in this document.

*Mark S. Watson*

Mark S. Watson

*2/5/20*

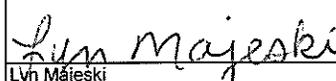
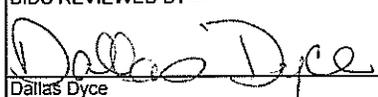
Date

**CITY OF OAK RIDGE, TENNESSEE**

**Abstract of Bids**

FY2020-093

OPENING DATE: January 23, 2020 2:00 P.M.

FOR --- Central Services Complex Project - Roof Replacement			BIDDER: Henley Roofing Co. 514 Gamble Drive Heiskell, TN 37754		BIDDER: Eskola, LLC 2418 N Morelock Road Morristown, TN 37814		BIDDER: E Cornell Malone Corporation 6214 Enterprise Drive Knoxville, TN 37919		BIDDER: Porter Roofing Contractors, Inc. 9057 Manchester Hwy Morrison, TN 37357		
DESCRIPTION	ITEM	QUANTITY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	
THE FURNISHING OF ALL LABOR, MATERIALS, SUPPLIES, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES NECESSARY FOR THE CENTRAL SERVICES COMPLEX - ROOF REPLACEMENT PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE, PUBLIC WORKS DEPARTMENT				\$ 918,500.00		\$ 988,400.00		\$ 999,976.00		\$ 1,018,950.00	
ALLOWANCE NOT-TO EXCEED				\$ 60,000.00		\$ 60,000.00		\$ 60,000.00		\$ 60,000.00	
<b>TOTAL PRICE</b>				\$ 978,500.00		\$ 1,048,400.00		\$ 1,059,976.00		\$ 1,018,950.00	
<b>TERMS</b>				Net 30		Net 30		Net 30		Net 30	
<b>DELIVERY</b>				Per Contract		Per Contract		Per Contract		Per Contract	
<b>F.O.B.</b>				Oak Ridge		Oak Ridge		Oak Ridge		Oak Ridge	
<b>VIA</b>				Vendor		Vendor		Vendor		Vendor	
OTHER BIDDERS CONTACTED: See Bid Process Form							BIDS OPENED AND RECORDED BY---  Lyn Majeski Purchasing Manager				
REASON FOR AWARD:			RECOMMEND AWARD BE MADE TO:				BIDS REVIEWED BY---				
ONLY BID RECEIVED <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input type="checkbox"/> LOWEST TOTAL COST <input checked="" type="checkbox"/>			Henley Roofing Co. 514 Gamble Drive Heiskell, TN 37754				 Dallas Dyce Accounting Manager				

# BID PROCESS FORM

**BID NAME** FY2020-093 **DESCRIPTION** Central Services - Roof Replacement

**CITY COUNCIL MEETING** May 13, 2019

## BIDDERS CONTACTED ( CONTACT INFORMATION)

<u>Company</u>	<u>Name</u>	<u>Address</u>	<u>City, State ZIP</u>	<u>Phone</u>	<u>Email</u>	<u>Contacted Via</u>
Dixie Roofing, Inc.	Larry Rosson Sam Watkins	1703 Depot Street	Powell, TN 37839	865-938-9880	larryDRI@aol.com Jacob@Dixieroofiginc.com	[e-mail] [e-mail]
Rackley East TN Eskola, LLC	Eric McMillan Ben Eskola David Strange Ty Konkle	2117 Mitchell Street 2933 NW Park Drive	Knoxville, TN 37917 Knoxville, TN 37921	865-525-0313 865-224-3106	eric.mcmillan@rackleyeastn.com beskola@eskolaroofig.com dstrange@eskolaroofig.com ty@eskolaroofig.com	[e-mail] [e-mail] [e-mail] [e-mail]
Porter Roofing Contractors, Inc.	Jason Schaffer Barrett B Eric Cason	9057 Manchester Highway	Morrison, TN 37110	931-668-2298	Jason@porter-roofing.com BarrettB@porter-roofing.com EricCason@porter-roofing.com	[e-mail]
Brogdon Roofing Henley Roofing Co. Anderson Lumber Company, Inc. Eskola, LLC	David Brogdon Luke Grooms Michael Richardson Jon Eskola	108 Meco Lane 514 Gamble Drive 780 Louisville Road 2933 NW Park Drive	Oak Ridge, TN 37830 Heiskell, TN 37754 Alcoa, TN 37701 Knoxville, TN 37921	865-483-8900 865-859-9051 865-389-7994 865-224-3106	wayne@brogdonroofinginc.com henleyroofing@comcast.net mrichardson@andersonlumbercompany.co jeskola@eskolaroofig.com	[e-mail] [e-mail] [e-mail] [e-mail]
Adams Roofing & Remodeling Zurix Roofing	Greg Reed Brandelyn Smith	249 Bateman Lane 9111 Cross Park Dr. Bldg. D, Ste. 284	Loudon, TN 37774 Knoxville, TN 37923	865-986-2946 404-932-7022	adamsroofing1@msn.com bhall@zurixroofing.com	[e-mail] [e-mail]

## BIDDERS WHO CONTACTED THE CITY AFTER ADVERTISED ( CONTACT INFORMATION)

E. Cornell Malone Corp. Progressive Roofing Ideal Building Solutions Tri State Roofing	James Luntz Mike Richardson Josh Barney Daniel Ellison Christopher Fetty	6214 Enterprise Drive 118 40th St. North 6753 Jones Mill Ct, Ste F 3126 Alton Park Blvd.	Knoxville, TN 37909 Birmingham, AL 35222 Norcross, GA 30092 Chatanooga, TN 37410	865-770-4441 423-419-0591 404-934-7682 423-825-4261 423-362-1654	jkuntz@ecmalone.com mike.richardson@progressiveus.com JoshB@iberoofing.com dellison@rstateroofig.com cfetty@rstateroofig.com	
Genesis Roofing Mid Atlantic Roofing Supply AAR of North Carolina, Inc. KH Commercial Roofing Larimer Shannon Group Beacon Roofing Supply Company	Scott Herron John McNichols Greg Hodges Zach Lina Todd Hartman Bob Foster	394 W Main Street, A5 345 Maple Street 655 Peddycord Road 5213 Rio Vista Lane SW 2859 Paces Ferry Road SE Ste 700 540 W Baxter Avenue	Hendersonville, TN 37075 Gallatin, TN 37066 Kernersville, NC 27284 Knoxville, TN 37919 Atlanta, GA 30339 Knoxville, TN 37921	615-440-9805 615-948-6780 336-727-4534 615-482-9727 423-260-5979 423-260-5979	scott@genesisroofing.net jmcnicholas@marsupply.com aarestimators@aarnc.com zach@khcommercialroofing.com todd@lserp.com bob.foster@becn.com	

## BIDS RECEIVED

Henley Roofing Co., Eskola, LLC, E Cornell Malone Corporation, Porter Roofing Contractors, Inc., Tri-State Roofing Contractors, LLC, AAR of North Carolina, Inc., Ideal Building Solutions, LLC, Dixie Roofing, Inc.

## ADVERTISEMENT

The City of Oak Ridge advertised this bid on the Finance Department's Departmental Webpage for a duration of 45 days.

**RESOLUTION**

A RESOLUTION AWARDING A CONTRACT (FY2020-093) TO HENLEY ROOFING CO., HEISKELL, TENNESSEE, FOR ROOF REPLACEMENT AT THE CENTRAL SERVICES COMPLEX IN AN AMOUNT NOT TO EXCEED \$978,500.00.

WHEREAS, the roof at the Central Services Complex is in fair-to-poor condition with brittle areas and deteriorating lap sealant, and is in need of replacement; and

WHEREAS, bids were received and publicly opened on January 23, 2020, with Henley Roofing, Inc., Heiskell, Tennessee, submitting the lowest and best bid, which bid the City Manager recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and award is hereby made to Henley Roofing Co., 514 Gamble Drive, Heiskell, Tennessee 37754, for the furnishing of all labor, tools, materials, equipment and supplies necessary to perform all work and services necessary for roof replacement at the Central Services Complex; said award in strict accordance with contract number FY2020-093, the required specifications, the bid as publicly opened on January 23, 2020, and in an amount not to exceed \$978,500.00, which amount includes the base bid, Alternative #1, Alternative #2, and a \$60,000.00 contingency for potential unknown quantities that will not be known until the old roof is removed.

BE IT FURTHER RESOLVED that the Mayor and City Manager are hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 10th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Warren L. Gooch, Mayor

\_\_\_\_\_  
Mary Beth Hickman, City Clerk

**CITY COUNCIL MEMORANDUM**  
**20-06**

DATE: February 5, 2020  
TO: Honorable Mayor and Members of City Council  
FROM: Mark S. Watson, City Manager  
SUBJECT: **PROPOSED PROJECT AT HORIZON CENTER**

Recommendation

The City Council should consider a resolution expressing support and interest in the further development of the Horizon Center on Lots 5, 6, and 7. Said resolution will be conveyed to the Oak Ridge Industrial Development Board (IDB) for further due diligence, reviews and recommended actions on sale of property and development of a sizeable portion of the Horizon Center for test track and research centers.

Finances

The IDB will review the request for this project and associated purchase of property. Financial actions will occur with the IDB.

Background

The City of Oak Ridge has been a partner in the reindustrialization of DOE properties since the 1990s. The Horizon Industrial Park, initially developed by the CROET organization, is property that has only been partially developed during the interim period. Transferred to the IDB by the CROET in 2010, the Horizon Center has several buildings constructed and is exclusive of the larger back parcels on the tract. The back parcels have been the object of electrical system service upgrades. The three lots represent approximately 327 acres.

The proposed project is to build a motorway and test track facility on the site. Similar private and public facilities are built throughout the country and involve utilizing the contours of the surrounding lands plus the development of roadway systems for use. Please see the attached information describing the proposed project. With positive interest on the part of the City Council, this project will be returned to the IDB for review and as approved by them, a sale of property and rights of refusal will also be considered by the IDB. Due to the uniqueness of the project, the potential economic effects and the activation of Horizon Center with a viable project, the IDB has been in contact with the City Manager's office to determine City Council interest to proceed. The resolution will assist them in their assessment.

Recommendation

Approval of the attached resolution is recommended.

  
Mark S. Watson, City Manager

Attachments:  
4 Photos from Monticello Motor Club, New York  
Resolution



To: Mark Watson, City Manager  
Steve Jones  
From: H. E. Bittle III  
Re: Proposed development within Horizon Center  
Date: February 2, 2020

Gentlemen,

This correspondence is intended to more fully explain the plans for a motorsports park, amphitheater and related facilities to be located on Parcels 5, 6 and 7 of Horizon Center. Motorsports parks take many forms determined by factors such as size, budget, target audience, access and market factors. Parks can be as simple as a track with a viewing area and rudimentary concessions or as large and elaborate as Circuit of the Americas (<http://circuitoftheamericas.com/about>). The motorsports park planned for Oak Ridge will cover over 300 acres; and could cost in excess of \$50,000,000.00. The main components of the park will be a road course suitable for FIA (Federation Internationale de L'Automobile) sanctioned events, such as Formula E, Indy Car, IMSA, NASA, and other sanctioning bodies. The venue will also include an amphitheater with a mix of permanent and lawn seating for 7,000+ persons similar to the Ascend Amphitheater in Nashville. Other planned amenities include a Karting Track, Paddock Club, Club House, Restaurants, Pro Shop, Garages, Day and Overnight Lodging, Meeting and Conference Space, RV Park, and Public Facilities to include walking trails and outdoor meeting spaces.

It is anticipated that there will be various user groups enjoying the resources of the facility. First, the public will enjoy the concerts and events staged in the amphitheater and on the road course as well as the additional public facilities such as walking & bike trails, outdoor meeting spaces, and have access to the conference spaces for a fee.

Second, an Oak Ridge motorsports park would be uniquely positioned to take advantage of the expanding automotive related manufacturing base and the research being conducted at ORNL and the University of Tennessee. The innovation center, jointly sponsored by Volkswagen, ORNL and UT, that was recently announced for Cherokee Farms is just the most recent example of the plethora of research opportunities into



electric vehicles, autonomous vehicles, carbon fiber, tires, etc. that an Oak Ridge motorsports park could support. The facility will be designed with the needs of a motorsports research park to attract companies to locate adjacent to the track.

Third, there is an established community of motorsports enthusiasts, typically affluent, who will employ these facilities to indulge their passion for motorsports and high-performance vehicles. These individuals will pay fees to have access to the course and other racing related amenities which include garages, hospitality areas and multiple forms of high-end lodging. There will also be weekend track rentals to out of town organizations who put on events. These events would draw hundreds of out of town drivers and their families for a weekend at the track. Additionally, the development would generate demand for business and corporate outings and retreats, which would support the need for meeting and conference spaces.

Fourth, plans include contracting with Tilke Engineers and Architects, the preeminent race course designer in the world, to design the course. The intent and long-range goal is to build a facility that can attract FIA and other motorsports organizing bodies to sanction race events at this location. As that effort gains traction, additional amenities and resources will need to be added and upgraded.

Finally, the location at Horizon Center will provide the motorsports park and amphitheater a unique feature that is important to both the City of Oak Ridge and to the thousands of visitors who will use the park's facilities. The park's adjacency to the new Oak Ridge Airport will be especially attractive to a racing clientele accustomed to utilizing private aircraft to attend motorsports events across the country. For racing participants, the ability to land at an airport two minutes from the motorsports park will often be a discriminating factor in their choice to come to Oak Ridge. For Oak Ridge, a substantial increase in the number of relatively affluent visitors will represent a sustained contribution to the city's tax base.

We are very early in the conceptual process for the Oak Ridge motorsports park, amphitheater, and conference center and look forward to moving into the formal conceptual, design, and construction phases for the facilities . There are many possible



constituent users for the facility and a wide range of components that can make up the final design mix. Most likely, the venue will be developed in stages plugging in amenities and resources as needed modularly. That way the park develops to meet the specific user and markets demands.

We hope this narrative is useful in your discussions and invite any questions you might have.

Regards,

A handwritten signature in blue ink, appearing to be 'H. E. Bittle III', enclosed in a blue circular scribble.

H. E. Bittle III









**RESOLUTION**

A RESOLUTION EXPRESSING SUPPORT AND INTEREST IN THE FURTHER DEVELOPMENT OF THE HORIZON CENTER ON LOTS 5, 6, AND 7, CONTAINING APPROXIMATELY 327 ACRES, FOR A TEST TRACK AND RESEARCH FACILITY.

WHEREAS, the City Manager has submitted a memorandum with attachments to City Council regarding a proposed project on Lots 5, 6, and 7 in the Horizon Center for development of a test track and research facility; and

WHEREAS, due to the uniqueness of the project, the potential economic effects, and the activation of the Horizon Center with a viable project, the Industrial Development Board of the City of Oak Ridge (IDB) has reached out to the City Manager's Office to determine City Council's interest to proceed; and

WHEREAS, the City Manager recommends City Council support the IDB's request and endorse this project.

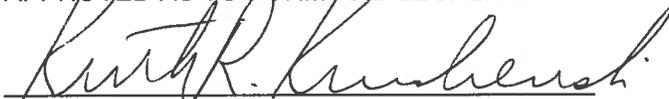
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and City Council hereby supports the request of Industrial Development Board of the City of Oak Ridge (IDB) and endorses the proposed project on Lots 5, 6, and 7 in the Horizon Center for development of a test track and research facility.

BE IT FURTHER RESOLVED a copy of this resolution shall be transmitted to the Oak Ridge Industrial Development Board.

This the 10th day of February 2020.

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Warren L. Gooch, Mayor

\_\_\_\_\_  
Mary Beth Hickman, City Clerk