

OAK RIDGE CITY COUNCIL MEETING

Municipal Building Courtroom

January 11, 2010 – 7:00 p.m.

AGENDA

1. **INVOCATION**

The Reverend Robert Mayes, Oak Ridge Family Bible Church

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **APPEARANCE OF CITIZENS**

5. **APPROVAL OF AGENDA**

6. **RECOGNITION OF VISITORS**

7. **PROCLAMATIONS AND COURTESY RESOLUTIONS**

A proclamation designating February 22–27, 2010 as “Invasive Species Awareness Week.”

8. **PUBLIC HEARING**

Amendment of Ordinance No. 21-08 which adopted the Fiscal 2009 City budget and appropriations to increase the General Purpose School Fund appropriation by \$456,993, resulting in a total General Purpose School Fund appropriation of \$51,496,933.

9. **CONSENT AGENDA**

- a. Approval of the Minutes of the December 14, 2009 City Council meeting.
- b. Adoption of a resolution accepting a grant from the State of Tennessee Emergency Management Agency for U.S. Department of Energy pass-through funding in the amount of \$16,000 for use by the Fire Department for emergency management and/or hazmat response purposes.
- c. Adoption of a resolution awarding a contract in the estimated amount of \$46,050.00 to Rogers Group, Inc., Oak Ridge, Tennessee, for the furnishing of all labor, materials, tools, equipment and supplies necessary to perform all work and services for construction of a parking lot at LaSalle Park.

10. **SPECIAL REPORTS**

- a. Mayor and City Council
- b. Special Committees
- c. Boards and Commissions
- d. Other

11. **APPROVAL OF MINUTES**

12. ORDINANCES

a. First Reading of New Ordinances

AN ORDINANCE TO AMEND ORDINANCE NO. 21-08, AS AMENDED, WHICH ORDINANCE IMPOSES A TAX ON ALL PROPERTY WITHIN THE CITY, FIXES THE RATE OF THE TAX, ADOPTS A BUDGET, AND ADOPTS APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, BY AMENDING SAID APPROPRIATIONS.

AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 5, TITLED "SPEED REGULATIONS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO CREATE A NEW SECTION 15-514, TITLED "MAXIMUM SPEED LIMITS ON SPECIFIC STREETS – FIFTEEN MILES PER HOUR," TO ESTABLISH A FIFTEEN MILE PER HOUR SPEED LIMIT FOR THE GRAVEL PORTION OF TUSKEGEE DRIVE.

b. Adoption of Ordinances (Second Reading) - None

13. RESOLUTIONS

a. General Resolutions

A resolution amending the City's FY 2010 Annual Action Plan to add the allocation of \$32,000 for the City's acquisition of blighted properties within the Community Development Block Grant (CDBG) Target Area.

A resolution approving the CDBG Committee's FY 2011 CDBG Program Model.

A resolution reducing the speed limit on State Route 95 (the Oak Ridge Turnpike) from a point approximately 0.51 miles west of Southwood Lane to the State Route 95/58 interchange from 55 miles per hour to 45 miles per hour until such time as the current roadway construction project is completed by the State of Tennessee Department of Transportation or until such time as new speed limits are established on the redesigned roadway, whichever occurs first.

A resolution urging the National Park Service to rewrite its Draft Special Resource Study/Environmental Assessment on the Manhattan Project Sites to include Oak Ridge and Hanford in the Alternative E option, and inclusion of these key sites in the designation of the *Manhattan Project National Historical Park*.

A resolution approving an expenditure of \$50,000 from the Economic Diversification Fund for 2010 Secret City Festival expenditures.

b. Bids and Contracts

A resolution providing that the City of Oak Ridge will sign the Memorandum of Understanding *Establishing a Regional Integrated Transportation Project* in order to participate in the planning and implementation of a regional sustainability initiative that can result in tangible benefits to the Oak Ridge community.

A resolution approving Amendment No. 11 to AGREEMENT PILT-OAK RIDGE-002, between the U.S. Department of Energy and the City of Oak Ridge for payment in lieu of taxes for tax year 2009 in the sum of \$1,475,378.94.

A resolution approving a Professional Services Agreement between the City of Oak Ridge and the Arts Council of Oak Ridge for the provision of entertainment, production support, activities, and programs related to the upcoming 2010 Secret City Festival in an amount not to exceed \$150,000.

14. ELECTIONS

Election of one (1) member to the Oak Ridge Municipal Planning Commission to complete the balance of an unexpired term of office ending on February 11, 2013.

Notice of Elections

Three (3) elections are scheduled for the February 8, 2010 City Council meeting to appoint:

- One (1) member to the Beer Permit Board
- One (1) member to the Board of Electrical Examiners
- Two (2) members to the Oak Ridge Municipal Planning Commission

The deadline for filing is 5:00 p.m. on Tuesday, January 29, 2010.

15. COMMUNICATIONS

16. CITY MANAGER'S REPORT

17. CITY ATTORNEY'S REPORT

18. UNFINISHED BUSINESS

19. NEW BUSINESS

20. MISCELLANEOUS

21. UPCOMING MEETINGS/MAJOR ISSUES

22. ADJOURNMENT

**PROCLAMATIONS
AND COURTESY
RESOLUTIONS**

CITY CLERK MEMORANDUM

09-72

DATE: December 31, 2009
TO: Honorable Mayor and Members of City Council
FROM: Jacquelyn J. Bernard, City Clerk
SUBJECT: PROCLAMATION

Invasive Species Awareness Week

The accompanying proclamation is presented for the Council's consideration at the request of Mr. James P. Groton, Jr., Chairman of the Environmental Quality Advisory Board. Mr. Groton will be present at the Council meeting to accept the proclamation.


City Clerk

Attachment

PROCLAMATION

WHEREAS, Tennessee must routinely manage pest plant species that are not native to the state and are both injurious to and costly in the management of our state's natural areas, wildlands, farmlands, managed forests, recreation areas and parks, and home landscapes; and

WHEREAS, invasive pest plant species are expensive with costs to private landowners, small businesses, state and federal agencies which are substantial and result in economic losses in crops, timber sales, and grazing and foraging across Tennessee and the United States; and

WHEREAS, invasions by pest plant species result in significant decreases in biodiversity with invasion of habitat by exotic pest plant species as one of the primary reasons cited for endangerment of rare species; and community structure and ecological processes such as nutrient cycling, fire regimes, and hydrology are altered when pest plant species are introduced; and

WHEREAS, Tennessee recreational groups, government and industry, educational institutions and entities, land trusts, conservation organizations, nurseries, botanic gardens, and gardening groups acknowledge the economic and environmental dangers posed to their continued economic and social well-being by the presence of invasive pest plants; and Tennessee government agencies, private sector entities and conservation groups strongly support implementation of all aspects of integrated weed management; and

WHEREAS, several non-governmental organizations such as, but not limited to, the Oak Ridge Environmental Quality Advisory Board, Tennessee Citizens for Wilderness Planning, Greenways Oak Ridge, and others will sponsor special events during *National Invasive Species Awareness Week*, and throughout 2010 to focus attention on the severe impacts caused by invasive weeds; and to eradicate invasive plants from public lands, including City property; and

WHEREAS, Governor Phil Bredesen declared the week of February 23 through 28, 2009 to be *First Annual Weed Awareness Week* in the State of Tennessee; and

WHEREAS, the *National Invasive Species Awareness Week* is held annually in Washington, D.C., to bring together groups from across the country to focus attention on the severe impacts caused by invasive weeds; and

WHEREAS, the Senate of the One Hundred Sixth General Assembly of the State of Tennessee, the House of Representatives concurring, has designated the week of February 22-27, 2010, as Invasive Weed Awareness Week.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE that February 22– 27, 2010 be proclaimed

INVASIVE SPECIES AWARENESS WEEK

in the City of Oak Ridge, Tennessee, and that all citizens be encouraged to join in this worthy observance.

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 11th day of January in the year 2010.

Mayor

PUBLIC HEARING

Jacquelyn J. Bernard, City Clerk
City of Oak Ridge - P. O. Box 1
Oak Ridge, TN 37831-0001
Telephone: 425-3411

FOR PUBLICATION ON
JANUARY 6, 2010

LEGAL NOTICE

Notice is hereby given that the City Council of the City of Oak Ridge, Tennessee, will conduct a public hearing at 7:00 p.m. on Monday, January 11, 2010, in the Courtroom of the Municipal Building at 200 S. Tulane Avenue, on the following:

Amendment of Ordinance No. 21-08 which adopted the Fiscal 2009 City budget and appropriations to increase the General Purpose School Fund appropriation by \$456,993 resulting in a total General Purpose School Fund appropriation of \$51,496,933.

All interested citizens are invited to attend and participate in this public hearing.

Jacquelyn J. Bernard, City Clerk
CITY OF OAK RIDGE, TENNESSEE

CONSENT AGENDA

CITY CLERK MEMORANDUM

09-75

DATE: December 31 2009

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: CONSENT AGENDA

The following items are presented for the Council's consideration as the Consent Agenda for the January 11, 2010 City Council meeting.

Approval of Minutes – December 14, 2010

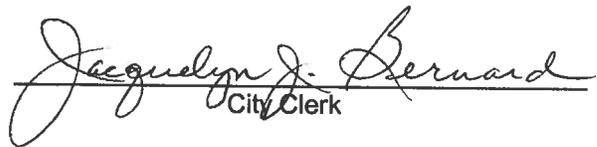
General Resolutions

Adoption of a resolution accepting a grant from the State of Tennessee Emergency Management Agency for U.S. Department of Energy pass-through funding in the amount of \$16,000 for use by the Fire Department for emergency management and/or hazmat response purposes.

Bids and Contracts

Adoption of a resolution awarding a contract in the estimated amount of \$46,050.00 to Rogers Group, Inc., Oak Ridge, Tennessee, for the furnishing of all labor, materials, tools, equipment and supplies necessary to perform all work and services for construction of a parking lot at LaSalle Park.

The documentation for these items follows this memorandum.


City Clerk

MINUTES OF THE OAK RIDGE CITY COUNCIL MEETING

December 14, 2009

The regular meeting of the City Council of the City of Oak Ridge, Tennessee, convened at 7:00 p.m. on December 14, 2009, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

INVOCATION

The Invocation was given by The Reverend Alan Klaefkorn of the Christian Outreach Center in Oak Ridge.

PLEDGE OF ALLEGIANCE

Oak Ridge Troop 129 of the Boy Scouts of America led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

The following members of Council were present: Anne Garcia Garland, Thomas W. Hayes, L. Charles Hensley, D. Jane Miller, David N. Mosby, Ellen D. Smith, and Mayor Thomas L. Beehan.

Also present were James R. O'Connor, City Manager; Kenneth R. Krushenski, City Attorney; Steven W. Jenkins, Deputy City Manager; and Jacquelyn J. Bernard, City Clerk.

APPEARANCE OF CITIZENS

Alexander Inn Restoration

Ms. Kate Groover of the Oak Ridge Revitalization Effort (ORRE) commented on ORRE's acquisition of the historical Alexander Inn in Oak Ridge and the organization's immediate plans to initiate restoration efforts.

Appreciation of Anderson County Ambulance Service and Oak Ridge Fire Department

Mr. Kerry Trammell, 1125 West Outer Drive, advised that he had just completed (and passed) the EMT (Emergency Medical Technician) course at Roane State Community College and in the process learned first-hand about the "first responder" health services that are available to Oak Ridge citizens. He expressed his appreciation of the Anderson County Ambulance Service and the Oak Ridge Fire Department for their excellent programs in this regard.

APPROVAL OF AGENDA

Councilwoman Miller moved that the agenda be approved as published. The motion was seconded by Councilman Hensley and carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

RECOGNITION OF VISITORS

Mayor Beehan welcomed all visitors to the meeting.

PROCLAMATIONS AND COURTESY RESOLUTIONS – None

PUBLIC HEARING

A public hearing was held on the following:

Proposed amendment to the PY2009/FY2010 Community Development Block Grant (CDBG) Annual Action Plan for the City of Oak Ridge; and the Proposed Program Model for the CDBG Entitlement funds for the period of July 1, 2010 through June 30, 2011.

The City Manager reviewed both the proposed amendment and the program model briefly and advised that these items would be on the agenda for the Council's approval at the January 11, 2010 regular meeting.

There were no citizen comments.

CONSENT AGENDA

Councilman Hayes moved that the Consent Agenda be approved as presented, seconded by Councilwoman Miller.

Councilwoman Smith requested that the following items be removed from the Consent Agenda for consideration at the appropriate locations on the regular agenda:

- Approval of the Minutes of the November 16, 2009 City Council meeting.
- Adoption of a resolution authorizing the Mayor to execute on behalf of the City of Oak Ridge a Certificate of Good Moral Character for James M. Leitnaker, Jr., the City Council having made investigation of the general character of Mr. Leitnaker and from such investigation his character is found to be good.

The Consent Agenda was approved, as amended, thereby adopting the remaining item:

- **Resolution No. 12-110-09** authorizing the City to execute Valley Investment Initiative Participation Agreements between the City of Oak Ridge, the Tennessee Valley Authority, and any eligible utility customer.

The vote was unanimous with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

SPECIAL REPORTS

Resignation of the City Manager

Mayor Beehan reported that the City Manager, James R. O'Connor, will be leaving Oak Ridge to assume the position of City Manager of the City of Winchester, Virginia. The Mayor advised that he plans to call a special meeting of City Council for January 4, 2010 to consider such matters as the appointment of an Interim City Manager and the appointment of a new City Manager Search Committee.

Report on City Council Goal-Setting Retreat

The Mayor announced that the Council has received the report from Ms. Margaret Norris, the Municipal Management Consultant with the University of Tennessee's Municipal Technical Advisory Service who

served as facilitator of the goal-setting retreat held by City Council on November 6 and 7, 2009. He indicated that this report will be addressed by the Council in a workshop to be scheduled at the earliest possible time.

At the suggestion of Councilwoman Garcia Garland, it was agreed that Ms. Norris' report would be placed on the City's web site.

Secret City Festival Kickoff

Councilwoman Miller announced that the Secret City Festival Kickoff event will be held on December 17, 2009, from 5:30 to 7:00 p.m. at Y-12's New Hope Center.

APPROVAL OF MINUTES

Councilwoman Smith moved that the minutes of the November 16, 2009 City Council meeting be approved as presented, seconded by Councilman Hayes.

Councilwoman Smith proposed the following amendments to the minutes.

Under First Reading of New Ordinances

- Revision of the paragraph recording the vote for the first ordinance under this heading (An Ordinance to Amend Ordinance No. 10-09) to read as follows (changes highlighted in boldface type):

The ordinance was approved on first reading by electronic vote with all Council members voting "Aye" except Councilwoman Smith, who abstained, **citing her concern that the Council had not received adequate backup information regarding the additional funding and expenditures being added to the budget.**

- The insertion of the following sentence after the listing of items that Councilwoman Smith would like to have addressed as possible revisions to the second ordinance under this heading (An Ordinance to Amend Ordinance No. 2, Article XIV, Sign Regulations):

The Director of Community Development explained that the third of these requested items could not be included in an ordinance. (The referenced third item was listed as *Assurance that such signs will be used for other community events by including that as a condition of approval of a specific sign.*)

Councilwoman Smith moved that the first of the proposed amendments be approved. The motion was seconded by Councilwoman Garcia Garland and carried by voice vote with Council members Garcia Garland, Hayes, Miller, Mosby, Smith, and Mayor Beehan voting "Aye" and Councilman Hensley voting "Nay."

Councilwoman Garcia Garland moved that the second of the proposed amendments be approved. The motion was seconded by Councilwoman Smith and carried by voice vote with Council members Garcia Garland, Hayes, Miller, Mosby, Smith, and Mayor Beehan voting "Aye" and Councilman Hensley voting "Nay."

The minutes were approved, as amended, by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

ORDINANCES

First Reading of New Ordinances - None

Adoption of Ordinances (Second Reading)

Ordinance No. 19-09

AN ORDINANCE TO AMEND ORDINANCE NO. 10-09, WHICH ORDINANCE IMPOSES A TAX ON ALL PROPERTY WITHIN THE CITY, FIXES THE RATE OF THE TAX, ADOPTS A BUDGET, AND ADOPTS APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2009, BY AMENDING SAID APPROPRIATIONS.

Councilman Hensley moved that the ordinance be adopted, seconded by Councilwoman Miller.

The City Manager explained that this amendment was requested by the Board of Education and involves an increase in the FY 2010 General Purpose School Fund appropriation from \$51,576,180 to \$54,068,788 for a total increase of \$2,492,608. He explained that this is related to additional Federal and State funding received by Schools and will have no effect on the property tax rate or the contribution from the City's General Fund.

Councilwoman Smith expressed concerns about the lack of information that would clarify the sources of this additional funding and its designated use. Mr. Alex Heitman, Supervisor of Business Services for Oak Ridge Schools, and Dr. Thomas Bailey, the Superintendent of Schools, attempted to respond to her concerns but apparently without success, although Dr. Bailey indicated that his staff would provide to the Council whatever information it deems necessary to understand this proposed amendment.

Councilwoman Smith moved that the Council "defer action on this item until next month when we can get more details from the Schools so that we have a better understanding of what it is we are being asked to approve." The motion was seconded by Councilwoman Garcia Garland but failed to carry by electronic vote with Council members Hayes, Hensley, Miller, Mosby, and Mayor Beehan voting "Nay" and Council members Garcia Garland and Smith voting "Aye."

The ordinance was adopted by roll call vote with Council members Hayes, Hensley, Miller, Mosby, and Mayor Beehan voting "Aye" and Councilwoman Garcia Garland voting "Nay." Councilwoman Smith abstained.

Ordinance No. 20-09

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," ARTICLE XIV, TITLED "SIGN REGULATIONS," SECTION 14.09, TITLED "SIGNS FOR EDUCATION DISTRICTS," TO AMEND SUBSECTION 1, TITLED "TYPES, SIZE, AND LOCATION OF SIGNS ALLOWED," TO INCLUDE A NEW SUBPART "P", TITLED "POLE SIGNS," TO ALLOW SCHOOL FACILITIES WITH OVER 1,000 STUDENTS TO HAVE A POLE SIGN CONSISTING OF EITHER A CHANGEABLE COPY SIGN (READERBOARD) OR A MOVING COPY SIGN TO PROVIDE FOR PUBLIC NOTIFICATION OF SCHOOL AND COMMUNITY EVENTS AND TO AMEND THE "SUMMARY OF SIGN REGULATIONS" TABLE TO REFLECT THAT CHANGE.

Councilwoman Miller moved that the ordinance be adopted, seconded by Councilman Hensley.

A brief discussion followed in which the City Manager responded to Councilwoman Smith's reiterated concerns, expressed as proposed revisions at the November 16, 2009 City Council meeting.

The ordinance was adopted by voice vote with Council members Hayes, Hensley, Miller, Mosby, and Mayor Beehan voting “Aye” and Council members Garcia Garland and Smith voting “Nay.”

RESOLUTIONS

General Resolutions

Resolution No. 12-111-09

A resolution rescinding Resolution Number 9-178-01 and granting revised supplementary compensation and benefits for regular full-time employees of the City of Oak Ridge who have been called or who will be called to active military duty as part of the resulting wars against the terrorist attacks against our country, effective December 1, 2009.

Councilwoman Miller moved that the resolution be adopted. The motion was seconded by Councilman Hayes and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

Resolution No. 12-112-09

A resolution authorizing the novation of interest rate swap agreements heretofore entered into by the public building authority of Sevier County, Tennessee, for the benefit of the City of Oak Ridge, Tennessee, and authorizing the execution and delivery of documents relating to such novated swap agreements.

Councilwoman Miller moved that the resolution be adopted, seconded by Councilman Hensley.

The resolution was deliberated at some length with the City Manager, the Deputy City Manager, and Mr. Christopher Bessler of Morgan Keegan & Company, the City’s financial consultant for bond issues, responding to the Council’s questions and comments.

The resolution was adopted by unanimous electronic vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

Resolution No. 12-113-09

A resolution approving the Oak Ridge Waterfront Development Plan, Final Draft, dated December 14, 2009, including both the text and a map, for use as a tool to guide the City in future improvements of the waterfront area.

Councilwoman Miller moved that the resolution be adopted. The motion was seconded by Councilman Hensley and the Plan was discussed at some length, with the City Manager responding to the Council’s questions and comments. The discussion became contentious briefly when Councilwoman Garcia Garland questioned the openness of proceedings that involved the Melton Lake Redevelopment Committee during the initial stages of the process that led eventually to the completion of this Waterfront Development Plan by the Oak Ridge Municipal Planning Commission. The discussion ended with an electronic call for the question.

The resolution was adopted by electronic vote with Council members Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.” Councilwoman Garcia Garland abstained.

Resolution No. 12-114-09

A resolution authorizing the Mayor to execute on behalf of the City of Oak Ridge a Certificate of Good Moral Character for James M. Leitnaker, Jr., the City Council having made investigation of the general character of Mr. Leitnaker and from such investigation his character is found to be good.

Councilwoman Smith moved that the resolution be adopted, seconded by Councilman Hensley.

The Mayor acknowledged the presence of Mr. James M. Leitnaker, Jr.

The resolution was adopted by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith and Mayor Beehan voting "Aye."

Bids and Contracts

Resolution No. 12-115-09

A resolution awarding bids in the grand total amount of \$738,431.19 to Jacky Jones Ford, Sweetwater, Tennessee for the furnishing of one (1) pickup truck; Bobcat of Knoxville, Knoxville, Tennessee, for the furnishing of one (1) compact track loader with accessories; and to Terex Utilities, Glen Allen, Virginia, for the furnishing of one (1) 45-foot bucket truck, one (1) 55-foot bucket truck, and one (1) 65-foot bucket truck.

Councilwoman Miller moved that the resolution be adopted. The motion was seconded by Councilwoman Smith and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 12-116-09

A resolution awarding a contract in the estimated amount of \$352,050.00 to Jack Southard Company, LLC, Clinton, Tennessee, for the furnishing of all labor, materials, tools, equipment and supplies necessary to perform all work and services for construction of the Clinch River Industrial Park Pump Station and Force Main.

Councilwoman Miller moved that the resolution be adopted. The motion was seconded by Councilwoman Smith and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 12-117-09

A resolution approving a lease agreement between the City of Oak Ridge and Anderson County to lease space at the Daniel Arthur Rehabilitation Center for a five-year term beginning January 1, 2010 and ending December 31, 2014 for the purpose of operating a senior center.

Councilman Hayes moved that the resolution be adopted, seconded by Councilwoman Miller.

The resolution was deliberated at some length with the City Manager; the City Attorney; Mr. Josh Collins, the Director of Recreation and Parks; and Messrs. David McCoy and Kerry Trammell, the Chair and Vice Chair of the Elder Citizens Advisory Board, responding to the Council's questions and comments.

The resolution was adopted by unanimous electronic vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting "Aye."

Resolution No. 12-118-09

A resolution directing the Elder Citizens Advisory Board and City Staff to move forward with development of a timeline for construction of a new senior center at the Daniel Arthur Rehabilitation Center location.

Councilwoman Miller moved that the resolution be adopted. The motion was seconded by Councilman Hayes and after brief deliberation, it carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

ELECTIONS

Beer Permit Board

Councilwoman Smith moved that Ms. Debra K. Solmonson be elected by acclamation to serve on the Oak Ridge Beer Permit Board for a three-year term of office commencing on January 2, 2010. The motion was seconded by Councilman Hensley and carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.” There were no other candidates.

Notice of Elections

Mayor Beehan announced that three (3) elections are scheduled for the January 11, 2010 City Council meeting to appoint:

- One (1) member to the Oak Ridge Beer Permit Board
- One (1) member to the Board of Electrical Examiners
- One (1) member to the Oak Ridge Municipal Planning Commission

The deadline for filing is 5:00 p.m. on Tuesday, December 29, 2009.

COMMUNICATIONS

A communication from Dennis Brock, Chief of the Petros Volunteer Fire Department, requesting the donation of the next available fire engine to the Petros Volunteer Fire Department and the consideration of that Department when reviewing any surplus equipment from the Oak Ridge Fire Department; and inviting City Council to attend their monthly fundraiser dinner which is held on the 4th Saturday of each month at the fire hall or to schedule an inspection of the Petros Volunteer Fire Department and equipment.

Councilman Hayes moved that the communication be received for the record. The motion was seconded by Councilman Hensley and carried by unanimous voice vote with Council members Garcia Garland, Hayes, Hensley, Miller, Mosby, Smith, and Mayor Beehan voting “Aye.”

CITY MANAGER'S REPORT

I. 2008 Safe Routes to School Grant

The City Manager reported that staff members Steve Byrd and Susan Fallon, along with Mike Baker, Principal at Robertsville Middle School, have worked diligently with the Tennessee Department of Transportation (TDOT) to get the 2008 Safe Routes to School Grant underway. He advised that the total amount of the grant is \$238,095, with \$225,719 being available for infrastructure projects and \$12,376 for

the educational component. He anticipated that the executed contract will be received from TDOT by December 31, 2009, and noted that the time allowed for completion of the project is two years, or by December 31, 2011. He added that City Council will receive more details about the project when the contract award for the construction of sidewalks is presented for approval during the summer of 2010.

II. Bicycle/Pedestrian Plan

The City Manager reported that the City does not have a current Bicycle/Pedestrian Plan and the lack of such a plan makes it almost impossible for the City to obtain grant monies for new sidewalk construction. He advised that a request to prepare a Bicycle/Pedestrian Plan was submitted to the Transportation Planning Organization (TPO) under the Unified Planning Work Program (UPWP) and it was funded. He explained that the TPO staff will perform detailed work on the Plan and City staff from the Community Development, Recreation and Parks, and Public Works Departments will perform support services.

Continuing, the City Manager reported that at the request of the TPO staff, a technical advisory committee has been assembled comprised of residents who are involved in organizations affiliated with bicycle and pedestrian activities throughout the city. He advised that representatives of Greenways Oak Ridge, the Oak Ridge Board of Education, the Youth Advisory Board, and the business community, along with other organizations, have agreed to serve on the committee, and a bicycle pedestrian forum is scheduled for January 6, 2010 to obtain information from the public regarding bicycle and pedestrian activity, lack of connectivity, and traffic generators. He clarified that this is the first of two planned public forums. Concluding, the City Manager advised that once developed, the Bicycle/Pedestrian Plan will guide activities for years to come and better prepare the staff to submit grant applications to state and federal agencies as construction monies become available.

CITY ATTORNEY'S REPORT – None

MISCELLANEOUS

SR 95 Improvement Project

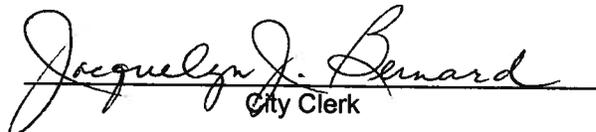
On inquiry by Councilman Hayes, the City Manager confirmed that Stage 3 of the SR 95 Improvement Project is scheduled to begin immediately. Councilman Hayes suggested that a news release apprising the public of that fact would be advisable. Councilwoman Smith expressed concern about the fact that the existing speed limit signs in the area have been covered and no new limits have been posted. The City Manager agreed that he would look into both the news release and the posting of speed limits.

UPCOMING MEETINGS/MAJOR ISSUES

Councilman Hensley, who chairs the Council's Budget and Finance Special Committee, reported that the next meeting of the committee is planned for January 5, 2010, at 4:30 p.m. in the Municipal Building Training Room.

ADJOURNMENT

The meeting adjourned at 9:18 p.m.


City Clerk

FIRE DEPARTMENT MEMORANDUM
09-29

DATE: December 29, 2009

TO: James R. O'Connor, City Manager

FROM: Mack Bailey, Fire Chief 

SUBJECT: ACCEPTANCE OF DOE/TEMA GRANT

The attached resolution authorizes the acceptance of \$16,000 from the Department of Energy through the Tennessee Emergency Management Agency for on- and off-site emergency response and planning.

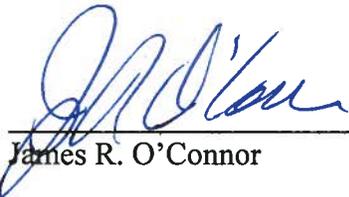
While there is no "local match" specified in terms of the grant contract, this amount does not cover City of Oak Ridge costs in planning, attendance at meetings, and participation in exercises.

The terms of the grant contract are broad enough to allow our continuing to upgrade our hazardous material response and fire fighting capabilities to the sites. No decision has been reached on the use of these funds. Last year's funds (\$15,000) were used for personal safety equipment for fire fighters.

Attachment

City Manager's Comments:

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



James R. O'Connor

12/29/09
Date

NUMBER _____

RESOLUTION

WHEREAS, the City of Oak Ridge has determined that emergency management planning and response is in the best interest of its citizens; and

WHEREAS, the U.S. Department of Energy makes grant funds available to local jurisdictions through the Tennessee Emergency Management Agency; and

WHEREAS, the City is eligible to receive a portion of these funds; and

WHEREAS, said grant requires no local matching funds; and

WHEREAS, the City Manager recommends acceptance of said grant.

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 a grant from the State of Tennessee Emergency Management Agency for U.S. Department of Energy pass-through funding in the amount of \$16,000 is hereby accepted for use by the Fire Department for emergency management and/or hazmat response purposes.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This is the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

RECREATION AND PARKS MEMORANDUM
09-12

DATE: December 28, 2009
TO: James R. O'Connor, City Manager
FROM: Josh Collins, Recreation and Parks Director
SUBJECT: LASALLE PARK PARKING LOT

The accompanying Resolution awards a contract to Rogers Group, Inc., in the estimated amount of \$46,050.00 for the construction of a paved parking lot at LaSalle Park.

The proposed project envisions the construction of a paved, 9-space parking lot at LaSalle Park. The proposed lot will provide off-street parking to serve the playground, softball field and the picnic area located at the park. Two spaces will be provided for handicap parking.

Currently, the large centrally located parking lot serves the soccer field as well as the picnic area, playground and softball field located on the upper level of the park. Due to the topography of the park, there is no accessible route from the existing lot to the play areas on the upper level. The proposed parking lot will provide parking on the upper level near the play features and provide an accessible route to the playground.

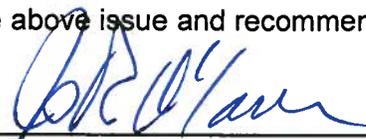
Replacement of the playground equipment is also scheduled for fiscal 2010. The proposed ADA compliant playground will meet all current safety standards and will be a welcome addition to the active park area. An accessible water fountain will be installed at this location as a part of these scheduled upgrades. The new parking lot is a major piece of this project, providing off-street parking complete with handicap parking spaces that connect directly to the accessible playground.

Staff recommends approval of the accompanying Resolution as submitted. Funding for the project has been included in the Capital Projects Fund.

Attachments

City Manager's Comments:

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



James R. O'Connor



Date

**CITY OF OAK RIDGE, TENNESSEE
Abstract of Bids**

COR # 09-19
OPENING DATE: DECEMBER 10, 2009 2:00 P.M.

FOR -- DESCRIPTION	BIDDER: Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830		BIDDER: H-S Whitson Construction 2669 Byington Solway Rd Knoxville, TN 37921		BIDDER: Bellamy Excavating 6433 Orchard Creek Lane Knoxville, TN 37918	
	ITEM	UNIT	UNIT COST	TOTAL	UNIT COST	TOTAL
LASALLE PARK PLAYGROUND PARKING LOT						
FURNISH ALL LABOR, MATERIALS, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES REQUIRED FOR THE LASALLE PARK PLAYGROUND PARKING LOT PER THE SPECIFICATIONS PROVIDED BY CITY OF OAK RIDGE RECREATION AND PARKS DEPARTMENT			\$ 46,050.00	\$ 46,050.00	\$ 53,120.00	\$ 53,120.00
					\$ 59,944.00	\$ 59,944.00
TOTAL PRICE			\$ 46,050.00	\$ 46,050.00	\$ 53,120.00	\$ 59,944.00
TERMS			Net 30	Net 30	Net 30	Net 30
DELIVERY			per Contract	per Contract	per Contract	per Contract
F.O.B.			Job Site	Job Site	Job Site	Job Site
VIA			Truck	Truck	Truck	Truck
OTHER BIDDERS CONTACTED: APAC-Atlantic, Inc. dba Harrison Construction - Knoxville, TN J.G. Mullins Construction Co., Inc. - Oak Ridge, TN Blount Excavating - Maryville, TN Hamilton & Sons - Vonore, TN Land, Maintenance & Development - Knoxville, TN			Duracap Asphalt Paving Co., Inc. - Knoxville, TN Southland Excavating - Knoxville, TN			
REASON FOR AWARD:	<input type="checkbox"/> ONLY BID RECEIVED <input type="checkbox"/> LOW PRICE <input type="checkbox"/> BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input checked="" type="checkbox"/> LOWEST TOTAL COST		RECOMMEND AWARD BE MADE TO: Rogers Group, Inc. 250 Union Valley Rd Oak Ridge, TN 37830		BIDS OPENED AND RECORDED BY:-- Lyn Dowlen Accounting Division Manager	BIDS REVIEWED BY:-- Janice McGinnis Finance Director

NUMBER _____

RESOLUTION

WHEREAS, the City has issued invitations to bid for the furnishing of all labor, materials, tools, equipment and supplies necessary construct a parking lot at the LaSalle Park; and

WHEREAS, bids were received and publicly opened on December 10, 2009, with Rogers Group, Inc., Oak Ridge, Tennessee, submitting the lowest and best bid, which bid the City Manager recommends be accepted.

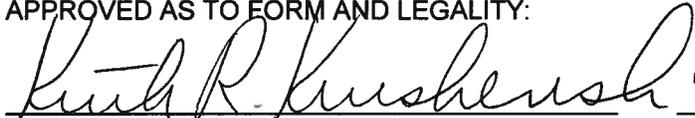
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and award is hereby made to Rogers Group, Inc., 250 Union Valley Road, Oak Ridge, Tennessee 37830, for the furnishing of all labor, materials, tools, equipment and supplies necessary to perform all work and services for construction of a parking lot at LaSalle Park; said award in strict accordance with COR 09-19, the required specifications, and the bid as submitted and publicly opened December 10, 2009, and in the estimated amount of \$46,050.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

**ORDINANCES
FIRST READING**

CITY CLERK MEMORANDUM
09-76

DATE: December 31, 2009

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: AMENDMENT OF FY 2009 APPROPRIATIONS ORDINANCE

The attached ordinance to amend the FY 2009 Appropriations Ordinance is presented for the Council's consideration at the request of the Board of Education. The amendment will increase the appropriation by \$456,993 for a total FY 2009 appropriation of \$51,496,933.

The attached memorandum was drafted by Mr. Charles W. Cagle of Nashville, who serves as the attorney for the Oak Ridge Schools, with the approval of the Chairman of the Board of Education and the Director of Schools. Mr. Cagle's reference to the "appropriation resolution" simply reflects a lack of knowledge of our local procedure. As you know, our City Charter requires that appropriations amendments be accomplished by ordinance.

The public hearing on this proposed amendment will be given the five (5) days' notice required by the Charter. It is scheduled for publication on January 6, 2010.


City Clerk

Attachments

TO: The Mayor and the Members of the City Council
FROM: The Oak Ridge City Schools Board of Education
RE: Oak Ridge Schools Budget Appropriation

Due to an unfortunate technical oversight, a portion of the grant funding and other state aid received by Oak Ridge Schools that resulted in an additional increase in our Fiscal 2009 operating budget was not officially appropriated by City Council resolution as required by municipal ordinance. Additionally, the school department used undesignated fund balance dollars to off-set a deficit in the textbook fund that should also be considered an increase in the school department budget for which no appropriation request was presented to the Council for approval. Since no City Council resolution approving these expenditures has been adopted, the technical result is that the Fiscal 2009 budget for the Oak Ridge Schools reflects expenditures exceeding authorized and approved budgeted revenues in amount of \$456,993. Please be advised that these dollars do not reflect any increase in locally-generated revenues from the City of Oak Ridge. The budget amendment presented for approval to correct this oversight would have no effect on municipal appropriations, municipal taxes, or funding for other municipal departments. To reiterate, all monies received and expended were increases in state level funding and/or appropriation of undesignated fund balance revenues. Appropriation resolutions for such purposes are routine as many sources of grant funding are unknown at the time of development and formulation of the school system budget. Approval of this resolution will allow for official closure of the Fiscal 2009 books for the school department.

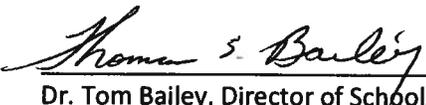
Please note that the Oak Ridge Schools Board of Education did properly approve resolutions reflecting receipt of these funds on both first and second readings in October and November, 2008; however, no record exists that these items were properly transmitted for the required subsequent approval by the City Council. All respective line item expenditures have already been submitted to, and approved by the State Office of Local Finance at the Department of Education.

This matter came to the attention of the staff of the Oak Ridge City Schools on Tuesday, December 15, 2009, during a Business Services Department review of end of year 2009 financial statements. Oak Ridge Schools has already initiated an internal review process assuring that such an oversight will not occur in the future.

Oak Ridge Schools takes seriously the responsibility of managing its funding including additional funds received via the grant process from state and federal agencies throughout the fiscal year. Please be advised that all funds subject to this resolution were expended for the benefit of the students of the school system in full compliance with the guidelines and restrictions placed thereon by the grantor agency and/or the laws of the State of Tennessee.

FOR THE OAK RIDGE CITY BOARD OF EDUCATION


Keys Fillauer, Chairman


Dr. Tom Bailey, Director of Schools

Date: 12/31/09

Date: 12/31/09

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 21-08, AS AMENDED, WHICH ORDINANCE IMPOSES A TAX ON ALL PROPERTY WITHIN THE CITY, FIXES THE RATE OF THE TAX, ADOPTS A BUDGET, AND ADOPTS APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, BY AMENDING SAID APPROPRIATIONS.

WHEREAS, there exists a need to amend the original appropriations for Fiscal Year 2009 and for the accomplishment of the same, a public hearing has been held before the City Council after five (5) days' notice thereof published in The Oak Ridger, the official newspaper, as provided by law; and

WHEREAS, the City Manager has certified in writing that a sufficient amount of unappropriated revenue will be available for the needed amendment.

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

Section 1. Ordinance No. 21-08, which adopts appropriations for Fiscal Year 2009, is hereby amended by revising Section 3 so that the same, as revised, will read as follows:

Section 3. In accordance with Article V, Section 14, of the Charter of the City of Oak Ridge, the following amounts shall be and hereby are adopted as appropriations by funds for the operation of the City of Oak Ridge, Tennessee, for Fiscal Year 2009:

General Fund, Municipal Operations	\$18,064,507
Debt Service (Bond and Interest Redemption Fund)	9,400,000
State Street Aid Fund	1,403,470
Streets and Public Transportation Fund	263,000
Drug Enforcement Program Fund	300,000
Grant Fund	4,168,000
General Purpose School Fund	51,496,933
Golf Course Fund	1,395,000
Capital Projects Fund	19,315,000
Solid Waste Fund	2,250,000
Economic Diversification Fund	2,530,000
West End Fund	2,750,000

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:

City Attorney

Mayor

City Clerk

Public Hearing: 1/11/10
 First Reading: _____
 Publication Date: _____
 Second Reading: _____
 Publication Date: _____
 Effective Date: _____

PUBLIC WORKS MEMORANDUM
09-40

DATE: December 18, 2009

TO: James R. O'Connor, City Manager

THROUGH: Gary M. Cinder, P.E., Director of Public Works 

FROM: Steven R. Byrd, P.E., City Engineer

SUBJECT: **Tuskegee Drive Gravel Road – Proposed 15 mph Speed Zone**

An item for City Council agenda is an ordinance establishing a new 15 mph speed zone on the gravel road portion of Tuskegee Drive. The enclosed drawing shows the Tuskegee Drive gravel road from Wiltshire Drive to the west end of the old South Hills Golf Course, a distance of 1.1 miles.

On December 3, 2009, City staff met with eight residents that live on the gravel road portion of Tuskegee Drive to discuss traffic safety concerns. City staff completed an investigation and the Traffic Safety Advisory Board (TSAB) reviewed the matter for new traffic control improvements, as provided below. The recommendation to post a new 15 mph speed limit zone along the gravel road portion of Tuskegee Drive requires City Council approval.

The Atomic Energy Commission transferred Tuskegee Drive to the City in 1959 as a 60-foot wide right-of-way. From the 1960's to the 1980's, the road was maintained in a passable condition for trucks to patrol and maintain the 69 KV electric lines that run along the right-of-way. It was generally only re-graded annually. Beginning in the 1980's, large tracts of land were sold and now there are nine homes that have direct access to the gravel road. State law permits the development of large tracts of land in excess of five acres, without Planning Commission review and approval. Subdivision of land in this area occurred without city requirements that the original owner of the property construct roadway and utility infrastructure that meets City Subdivision Regulation standards. The City could not deny requests for building permits for these large tracts of land.

The gravel portion of Tuskegee Drive originally began at Tempura Drive and extended to Wiltshire Drive, an approximate distance of two miles. In the early 1990's, Roane State Community College considered locating opposite the old South Hills Golf Course and there was City interest in opening up the southwest quadrant for development and in creating an east/west connector road between South Illinois Avenue and the Oak Ridge Turnpike. At that time, the City worked with the Tennessee Department of Transportation on an Advance Planning Report to improve the road in stages from Tempura Drive to Oak Ridge Turnpike. The City utilized Federal allocated city funds to construct the first phase of improvements from Tempura Drive to the west end of the golf course, a distance of 4,500 feet at a cost of \$1,000,000. Over the years Roane State relocated to another site. Development in the southwest quadrant area did not materialize and interest decreased in the need for an east/west connector route. These factors, along with a very high roadway construction cost, were the primary reasons the Planning Commission removed the Tuskegee Drive improvements from the City's Capital Improvement Program in the late 1990's. Since that time, Tuskegee Drive has remained an arterial street designation from South Illinois Avenue to Oak Ridge Turnpike. The gravel 1.1 mile road portion of Tuskegee Drive was listed in the 1992 Advance Planning Report as the Phase Two project at an estimated cost of \$2,046,100.

In the early 1980's, approximately five residents lived on Tuskegee Drive. The owners of the residences were advised in writing, with City Council's concurrence, that it would be inappropriate for the City to spend public funds to materially upgrade this section of Tuskegee Drive and that the City would provide minimal maintenance along the gravel road. Throughout the years, several more homes were built on large tracts and the City received more requests for safety improvements. Since the 1980's, the City has installed a couple of cross-road drainage pipes, increased the frequency of maintenance by working and placing new gravel on the road surface, cutting side-road drainage ditches for positive drainage, improving two drainage stream crossings for a more all-weather passable driving condition, and by installing some traffic control warning signs. The City's increased

maintenance effort has improved motorists driving comfort, but to some extent has created a road where some motorists feel comfortable in driving faster and to use the road as a by-pass from the Turnpike to Illinois Avenue. A November 2009 traffic count revealed that approximately 140 vehicles travel the road in a 24-hour period.

The existing Tuskegee Drive residents have requested the City to consider physically closing the road to through traffic, making the road one-way, or other physical barriers to prohibit through traffic. The City Police, Fire and Electric Departments oppose these types of measures due to increasing the amount of response time for emergency and service vehicles to the area.

Staff's traffic investigation included travel trips along the road, collection of crash data and discussions with the local residents. It is staff's opinion that motorists should feel comfortable traveling the gravel road at a speed up to 15 mph, with the exception of several sharp curves. Vehicle crashes along the gravel portion of Tuskegee Drive generally occur within the several sharp curves where the road is very narrow with steep side banks and drop-offs. Crash reports for the last three years revealed one crash in 2007, one crash in 2008 and two crashes through November in 2009. The 2009 crash resulted in two injuries. The local residents have indicated that more "run-off-the-road" crashes and "sliding-to-a-stop" near crashes have occurred on the gravel road without reports to the Police Department.

City staff's recommendation to improve safety and discourage through traffic movements include:

- Install 15 mph speed limit signs at each end of the gravel road. Presently, the last existing speed limit signs viewed are on Wiltshire Drive (25 mph) and the paved portion of Tuskegee Drive (35 mph).
- Install "Caution - Unpaved Road - No Thru Traffic" signs at each end of the gravel road section and on Wiltshire Drive near Oak Ridge Turnpike.
- Install "One Lane Road – Yield to Oncoming Traffic" signs at the beginning of the gravel road and at appropriate locations in advance of the sharp curves.
- Install two sets of plastic pavement marking rumble strips near the end of the paved Tuskegee Drive section to further assist in the identification of the end of pavement. Presently, there are two sets of warning signs that identify where the pavement ends.
- Place additional base stone on the shoulders at the end of the Tuskegee Drive paved section to improve the area for vehicles turn-around.
- Monitor the gravel road section annually by conducting traffic counts and reviewing available crash reports to determine the effectiveness of the recommended measures.

TSAB met December 15, 2009 and approved a motion to recommend to Council a 15 mph speed zone along the gravel road. Other TSAB recommendations for traffic safety control measures are incorporated in the aforementioned staff recommendations.

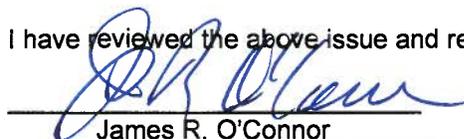
City staff recommends approval of a new 15 mph speed zone on Tuskegee Drive beginning at Wiltshire Drive and extending 1.1 miles to the beginning of the paved portion of Tuskegee Drive or extending to a point on Tuskegee Drive that lies 0.57 miles west of TeeJay Drive.


Steven R. Byrd

ks

City Manager's Comments:

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


James R. O'Connor


Date



OAK RIDGE TURNPIKE

OAK RIDGE TURNPIKE

WILTSHIRE DRIVE

TUSKEGEE DRIVE
RESERVED
RIGHT OF WAY

GRAVEL ROAD
PORTION OF
TUSKEGEE DRIVE
1.1 MILES

PAVED TUSKEGEE DRIVE

1,800 Feet

0

900

COR ENGINEERING 12/8/09

2009 DEC 28 AM 8: 37

OFFICE OF THE CITY CLERK

COMMUNICATION

Dec 27, 2009

Subject: Proposed Establishment of 15 mph speed limit on gravel road portion of Tuskegee Drive

To: Honorable Mayor and members of City Council:

At the regular meeting of the Traffic Safety Advisory Board on Dec 15 the board was asked to offer a recommendation regarding the question of establishing a posted speed limit for the gravel road section of Tuskegee Drive. Eight of the ten members of the board were present at the meeting, with staff representative and city engineer Steve Byrd, about six city residents who live along the road, and one council member.

Mr Byrd explained that TSAB's input was requested by the City Manager following a staff meeting with eight city residents who live along this roadway. I will not attempt to summarize the historical information about this roadway section, which I assume is provided in your information packet. More than ten years ago I used to regularly run along this road in the afternoon with a friend. We encountered very little vehicle traffic, and that combined with it not being like typical suburbia made it very enjoyable. I rode with one of my daughters on this roadway late Sunday afternoon before our meeting, and we followed a pickup with 3 people, which eventually went west along the Turnpike, and had another car right behind us. This was not consistent with my experience from the past.

Mr Byrd reviewed the history of the roadway, provided some information on input from residents along the road over time, and presented a number of recommended actions staff was proposing to try to address the problems resulting from increased traffic volume coupled with excessive speed. I hope all council members have driven or walked this roadway at least once. This is an approximately one mile long gravel roadway. There are at least two fairly sharp blind curves. There are roadway sections where two cars could not pass. There are sections with banks at one edge of the roadway. There are sections where there are steep slopes at one edge of the roadway. There are sections where both of these issues are present together.

The residents presented their experiences with accidents they have had, and with accidents which have and have not been reported. One resident had correspondence to city staff on concerns from more than 20 years ago. All residents felt the problems were becoming more frequent, and more dangerous. Since the western part of Tuskegee was rebuilt, several large apartment complexes have been constructed along it. A developer is presently building on the old South Hills Golf Course. Present roadway construction on the Turnpike may be tempting people to divert to this roadway as a way around that inconvenience. Tuskegee roadway residents indicated they see seasonal traffic rises with spring and summer, as well as afternoon spikes consistent with the high school letting out.

The problem is not the increased traffic volume itself, it is that coupled with speeding. When approaching a blind curve on a one lane road, if someone comes toward you with no regard for the fact that you may be there, then the choice is to wait for them to run into you, or to go off the road to avoid hitting them, opting instead for banks, ditches, rocks or trees.

Staff is recommending establishment of a posted 15 mph speed limit on the gravel section of Tuskegee Drive, along with a number of signage changes at both ends of the roadway, and around the blind curves. This speed limit will hopefully slow down the average citizen. It may deter some of the cut through traffic using this roadway as a "shortcut". It may also minimize the problems in the blind curves, and one lane sections of the roadway. A posted limit will also allow for the possibility of speed enforcement activities.

Following a short discussion and interaction with the guests, it was moved and seconded that TSAB support establishment of a posted 15 mph speed limit for the gravel section of Tuskegee Drive. This motion passed by a vote of 8 to 0.

Respectfully Submitted,

A handwritten signature in cursive script that reads "William A. Davis".

William A Davis
Chairman, Traffic Safety Advisory Board

TITLE

AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 5, TITLED "SPEED REGULATIONS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO CREATE A NEW SECTION 15-514, TITLED "MAXIMUM SPEED LIMITS ON SPECIFIC STREETS – FIFTEEN MILES PER HOUR," TO ESTABLISH A FIFTEEN MILE PER HOUR SPEED LIMIT FOR THE GRAVEL PORTION OF TUSKEGEE DRIVE.

WHEREAS, the Code of Ordinances, City of Oak Ridge, Tennessee, specifies a maximum speed limit for all roads, streets and lanes open to public travel within the city limits; and

WHEREAS, City Staff has conducted a traffic investigation along the gravel portion of Tuskegee Drive in response to concerns from the residents along this portion of the roadway; and

WHEREAS, as a result of this traffic investigation, City Staff recommends a speed limit of fifteen (15) miles per hour along the gravel portion of Tuskegee Drive, and at its December 15, 2009 meeting, the Traffic Safety Advisory Board recommended the same.

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

Section 1. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 5, titled "Speed Regulations," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by creating a new Section 15-514, titled "Maximum speed limits on specific streets – fifteen miles per hour," which new section shall read as follows:

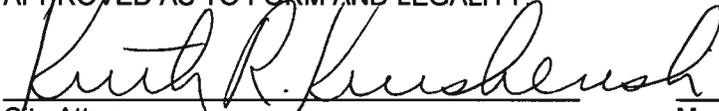
Sec. 15-514. Maximum speed limits on specific streets – fifteen miles per hour.

A maximum speed limit of fifteen (15) miles per hour is hereby established on the following streets and roads, or parts thereof, and it shall be unlawful for any person to operate a vehicle at a speed in excess thereof:

- (1) Tuskegee Drive beginning at Wiltshire Drive and extending to a point the lies 0.57 miles west of TeeJay Drive.

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:



 City Attorney

Mayor

City Clerk

First Reading: _____
 Publication Date: _____
 Second Reading: _____
 Publication Date: _____
 Effective Date: _____

RESOLUTIONS GENERAL

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM
09-75**

DATE: December 29, 2009
TO: James R. O'Connor, City Manager
FROM: Kahla Gentry, Senior Planner *KG*
THROUGH: Kathryn Baldwin, Community Development Director *KG B*
**SUBJECT: AMENDMENT TO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
ANNUAL ACTION PLAN FOR FY 2010**

The accompanying resolution recommends amending the City of Oak Ridge FY 2010 Annual Action Plan of the CDBG Entitlement Program for the reallocation of \$32,000 of unused funds for acquisition of blighted properties within the CDBG target area.

When a CDBG grantee decides to change the purpose, scope, location or beneficiaries of an activity previously approved in the Annual Action Plan, the U.S. Department of Housing and Urban Development (HUD) Consolidated Plan regulations (24 CFR 91.505) require the grantee to amend its approved Consolidated Plan-Annual Action Plan and notify them of the decision.

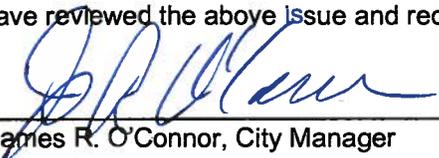
City staff is finding a need for funds for the acquisition and demolition of buildings in cases such as abandoned burn-outs or in cases where the owner of a vacant dilapidated building is unable or unwilling to make required repairs. These funds are derived from previous years unused CDBG entitlement funds and will not affect any of the funded projects for FY 2010.

HUD requires a thirty-day public comment period prior to approval of an amendment to the Annual Action Plan. The City of Oak Ridge has met this requirement with a public comment period from November 20, 2009 through December 21, 2009 and a public hearing was held on December 14, 2009. Staff did not receive any comments regarding the proposed amendment to the FY 2010 CDBG Annual Action Plan.

Staff recommends approval of the attached resolution as submitted.

City Manager's Comments:

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



James R. O'Connor, City Manager



Date

RESOLUTION

WHEREAS, by Resolution 5-34-09, City Council approved the City's Community Development Block Grant (CDBG) FY2010 Annual Action Plan of the Consolidated Plan for funds from the U. S. Department of Housing and Urban Development (HUD); and

WHEREAS, the FY2010 Annual Action Plan did not allocate \$32,000 of unused CDBG funds from prior years; and

WHEREAS, the City has determined a need for funds to address the problem of blighted properties within the CDBG Target Area; and

WHEREAS, the City's CDBG staff committee recommends these funds be allocated to FY2010 projects for the acquisition of blighted properties within the CDBG Target Area; and

WHEREAS, pursuant to HUD regulations (24 CFR 91.505), when a CDBG grantee decides to change the purpose, scope, location or beneficiaries of an activity previously approved in the Annual Action Plan, the grantee is required to amend its approved Consolidated Plan-Annual Action Plan and notify HUD of the decision.

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

That the City's FY2010 Annual Action Plan approved by Resolution 5-34-09 is hereby amended to add the allocation of \$32,000 for the City's acquisition of blighted properties within the Community Development Block Grant (CDBG) Target Area.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM
09-76

DATE: December 29, 2009

TO: James R. O'Connor, City Manager

FROM: Kahla Gentry, Senior Planner *KG*

THROUGH: Kathryn Baldwin, Community Development Director *KAB*

SUBJECT: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM MODEL

The accompanying resolution approves the FY2011 CDBG Program Model for the City of Oak Ridge, which outlines the process for receiving and evaluating project applications.

The CDBG Program Model was originally approved by City Council on January 22, 2002 and was modified to incorporate the goals of the three-year City of Oak Ridge Consolidated Plan 2005 – 2007, primarily to provide for the concentration of effort within the Highland View Redevelopment Area. The CDBG Program Model serves as a guide to evaluate projects and to make funding decisions. The seven broad funding categories reflect the wishes of the community and benefit residents with low to moderate incomes. FY2011 will be the third year of the three-year City of Oak Ridge CDBG Consolidated Plan 2008 – 2010, which is for the CDBG program years of 2008, 2009, 2010, and for the period of July 1, 2008 through June 30, 2011.

As in the past eight years, the FY2011 CDBG Program Model continues to have housing as the priority for CDBG funding. The proposed FY2011 CDBG Program Model, as presented to City Council at the December 14, 2009 public hearing, does not include any changes for the FY2011 funding cycle. Staff has attached copies of the proposed point system to evaluate projects and recommend funding.

The FY2011 CDBG Program Model requires detailed information about the proposed project and the sponsoring organization to be submitted with the application for funding. The application form coincides with HUD required reporting information and includes a matching funds form to be submitted with each application.

The Program Model contains four sections (A, B, C and D) with a maximum of twenty-five (25) points awarded per section, with a possible grand total of one hundred (100) points. The points are awarded based on benefits to the community and effectiveness of the sponsoring organization.

Two public hearings have been held for PY2010/FY2011 CDBG program. The minutes of the needs assessment public hearing held on October 16, 2009 are attached to this memo. A public hearing for the FY2011 CDBG Program Model was held during the City Council meeting on December 14, 2009 with no comments made or received in writing from the public. Staff appreciates the support and encouragement for the CDBG program from the City Council and City Manager.

The CDBG Program Model will be reviewed each year by City Council with program changes based on current community needs and expectations. Upon approval of the FY2011 CDBG Program Model, community groups and organizations will complete and submit applications for the CDBG Entitlement funds, using the model as a guide. All of the CDBG Program Model information is available on the City's website, including the application for funding. Approval of the allocation of funds and the one-year Annual Action Plan will be requested from City Council during May 2010.

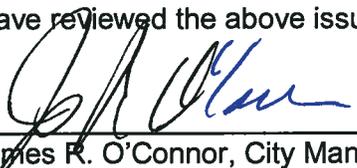
Significant dates for the FY2011 CDBG process include the following:

10/16/09	Public Hearing #1 – Needs Assessment and Potential Projects
12/14/09	Public Hearing #2 – CDBG Program Model
1/11/10	City Council Approval of PY10/FY11 CDBG Program Model
2/15/10	Subrecipient Applications Deadline
4/1/10	30-Day Public Comment Period Begins for Annual Action Plan
4/12/10	Public Hearing #3 – Annual Action Plan
5/3/10	City Council Approval of Annual Action Plan and Subrecipient Awards
5/15/10	Annual Action Plan due to HUD
7/1/10	FY2011 Projects Begin

Staff recommends approval of the accompanying resolution as submitted.

City Manager's Comments:

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



James R. O'Connor, City Manager



Date

Section A – Community Priority

25 Points

Priority	CDBG Project Category	Points	Definition and Examples
1	Housing Rehabilitation and Construction	25	The <i>Housing Rehab and Construction</i> category is for "bricks and mortar" housing projects for people of low to moderate income. Examples of these projects and programs include, but are not limited to, physical improvements to existing housing stock, repairs to existing housing stock, and construction of new housing stock.
2	Housing Subsidies and Loans, including transitional housing assistance.	25	The <i>Housing Subsidies and Loans</i> category is for projects that provide people of low to moderate income with loans, assistance with closing costs, rent subsidies, or rent. This category is for actual provision of a subsidy; it is not for programs that provide counseling with no monetary component. Examples of the projects and programs include, but are not limited to, providing rent for transitional houses for people leaving shelters and institutions, supplementing rent for qualified people, supplements towards closing costs on mortgages, and providing housing incentives for people of low to moderate income.
3	Public Improvements – by community organizations.	15	The <i>Public Improvements</i> category is for community-initiated projects on public or private property benefiting areas of low to moderate income. Examples of these projects would include, but not be limited to, parks or park equipment, gazebos, landscaping, buildings, parking areas, sidewalks, and greenways.
4	Counseling and Education Programs, and Non-housing subsidies.	15	The <i>Counseling and Education Programs</i> category is for projects that provide counseling, educational programs, and non-housing subsidies to people of low to moderate income. Examples of these projects and programs would include, but not be limited to, child care programs, counseling on budgeting, education on how to obtain a loan, education on how to handle a mortgage during crisis, counseling for battered women on how to obtain housing, job training, counseling on how to obtain a job, and emergency help with utilities, medicine, and transportation.
5	Studies, Evaluations, and Assessments	10	The <i>Studies, Evaluations, and Assessments</i> category is for projects that perform studies, evaluations, or assessments involving people of low to moderate income. Examples would include, but not be limited to, energy audits, evaluation of housing stock, studies evaluating housing for the homeless or transient, and evaluating discrimination issues and disparities in housing options.
6	Business Development and Job Creation	10	The <i>Business Development and Job Creation</i> category is for projects that help people of low income start businesses and programs that provide jobs. An example would be an owner/operated business.
7	Program Administration and Project Management (This category is subject to additional caps and constraints by HUD)	10	The Program Administration and Project Management category is for projects where funds are used to support administrative staff in eligible organizations, or support project management services. Examples would include, but not be limited to, funding for a sub-recipient's administrator or staff personnel, purchase of equipment for personnel, and funding for management of projects.

Section B – Financial Criteria

25 Points

1. Up to 5 points may be earned based on a review of the financial stability demonstrated by the applicant and established financial systems. The applicant is expected to indicate how an activity will be funded in the future, if the project is an ongoing program.
2. Up to 5 points may be earned based on the financial capacity indicated by audited financial statements and past financial performance.
3. Up to 15 points may be earned based on evidence of matching funds used to complement or leverage our financial interest.

Section C – Organizational Strength

25 Points

1. Up to 5 points may be earned based on demonstration of adequate staffing.
2. Up to 10 points may be earned based on demonstration of adequate record keeping methods and reporting.
3. Up to 10 points may be earned based on how well the organization administering the project has demonstrated effective and efficient management throughout its history.

Section D – General Considerations

25 Points

1. Up to 20 points may be earned based on the project's contribution to the Highland View Neighborhood Redevelopment Area.
2. Up to 5 points may be earned based on the catalytic effect of the project in the community - does it directly cause another good thing to happen?

City of Oak Ridge
CDBG Entitlement Program
PY10/FY11 July 1, 2010 through June 30, 2011

Minutes of Public Hearing #1 – Needs Assessment and Potential Projects

Friday October 16, 2009 10:00 a.m.
Public Library Auditorium

Attended by City of Oak Ridge staff members – Kahla Gentry, Susie Stooksbury, and Tim Ward

Other attendees – Cindy Ross, Aid to Distressed Families of Appalachian Counties(ADFAC)

Agenda Items

The agenda for the public hearing was followed with Kahla Gentry, City of Oak Ridge Senior Planner, introducing the staff members present from the City of Oak Ridge, presenting a brief history of the city's funding from the CDBG program, providing the three national objectives of the CDBG program and reviewing the FY10 funded projects. It is anticipated that the City of Oak Ridge will receive a CDBG allocation similar to the current year amount of \$259,079.

The CDBG application for funds and the program model were discussed. City staff is not recommending changes to the program model, the scoring and categories. The application for funds has been modified to coincide with HUD required information and includes a match funds information form to be submitted with the application. Application forms were made available at the hearing.

A schedule of the projected funds available for FY10 was distributed, which include estimated funds for City projects of \$176,000 and estimated funds for subrecipient projects of \$118,405.

Needs and Potential Projects

A discussion was held concerning the possibility of the City utilizing future CDBG funds for acquiring properties with dilapidated housing in cases where the owner is unwilling or unable to make repairs that are necessary to make the structure suitable for occupancy. Structures unfit for habitation would be demolished and the vacant property made available for residential redevelopment. Cindy Ross said that ADFAC would be interested in obtaining the properties for new housing construction.

The public hearing was adjourned at 11:10 a.m.

RESOLUTION

WHEREAS, the City of Oak Ridge is the recipient of certain Community Development Block Grant (CDBG) funds from the U. S. Department of Housing and Urban Development (HUD); and

WHEREAS, by Resolution 5-37-08, City Council adopted the three-year Consolidated Plan for the period of July 1, 2008 through June 30, 2011, pursuant to HUD requirements; and

WHEREAS, the City is preparing to accept applications from qualified applicants for CDBG funds for FY2011 and has established a staff committee to review and make recommendations concerning the CDBG application process; and

WHEREAS, said committee has proposed a CDBG Program Model for FY2011; and

WHEREAS, the City Manager recommends approval of the CDBG Committee's proposed program model for FY2011.

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 CDBG Committee's FY2011 CDBG Program Model is hereby approved.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

PUBLIC WORKS MEMORANDUM
09-41

DATE: December 28, 2009

TO: James R. O'Connor, City Manager

THROUGH: Gary M. Cinder, P.E., Director of Public Works *SMR*

FROM: Steven R. Byrd, P.E., City Engineer

SUBJECT: **State Route 95 (Oak Ridge Turnpike) Construction Project – Temporary 45 MPH Speed Limit Reduction During Construction**

An item for City Council agenda is a Resolution changing the current 55 mph posted speed limit to a temporary 45 mph speed limit zone along a portion of the new State Route 95 project from a point 0.51 miles west of Southwood Lane to the State Route 95/58 interchange, a distance of 1.95 miles.

The Tennessee Department of Transportation (TDOT) reviewed and approved a request from the roadway contractor, G.W. Wyatt, to reduce the speed limit to 45 mph until the project is completed, which is scheduled for May 2012. TDOT recommendation was based on their review of current traffic volumes, existing speed limits along the road section of State Route 95 and the potential of construction conflicts. On December 22, 2009, the City Manager authorized a reduction in the speed limit to 45 mph for a period not to exceed three months under Oak Ridge Municipal Code, Section 15-512, Reduction of speed limits during periods of street construction or improvement. Under the same code section, City Council may by resolution extend the three months until such length of time it deems necessary.

In July 2009 (Ordinance No. 12-09), City Council reduced the current 55 mph speed limit zone to 45 mph along a portion of State Route 95 from Westover Drive to west of the Rarity Oaks Subdivision. The majority of this speed zone section lies within the limits of the current construction project. The proposed temporary speed limit reduction on the new project does not change the action taken by Council in July, as this section will remain 45 mph during construction. Based on TDOT's review, it is not necessary to reduce the previously established permanent 45 mph speed limit zone. The eastern limit of the proposed temporary 45 mph speed limit zone is located at the end of the permanent 45 mph zone established by Council in July. Upon Council's approval of the temporary 45 mph speed limit zone, the entire length of the construction project will have a 45 mph speed limit during the length of the project or until permanent signs are posted based on the design plans. The design plans show the road section from near Westover Drive to west of Southwood Lane to be posted at 45 mph and the remaining road section to be posted at 55 mph. If an adjustment to the previous permanent 45 mph speed limit zone is necessary near the end of construction, staff will prepare a new Ordinance for consideration of approval by Council.

Staff recommends approval of the proposed temporary 45 mph speed limit from a point 0.51 miles west of Southwood Lane to the State Route 95/58 interchange.



Steven R. Byrd

pc: David Beams, Police Chief

City Manager's Comments:

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



James R. O'Connor

12/29/09

Date

NUMBER _____

RESOLUTION

WHEREAS, on December 22, 2009, pursuant to City Code §15-512, the City Manager authorized a three-month reduction in the speed limit for traffic safety purposes on a portion of State Route 95 (the Oak Ridge Turnpike) from 55 miles per hour to 45 miles per hour due to the roadway construction project conducted by the State of Tennessee Department of Transportation (TDOT) on said roadway; and

WHEREAS, in accordance with City Code §15-512, the City Manager notified City Council of the reduced speed limit at the January 11, 2010 meeting; and

WHEREAS, the City Manager authorized speed limit reduction is in effect until March 22, 2010, however, for the safety of the traveling public as well as the construction workers along this roadway, the speed limit reduction is needed for the duration of the TDOT construction project, which is expected to be complete in May 2012; and

WHEREAS, pursuant to City Code §15-512, City Council may by resolution extend the City Manager authorized speed limit reduction for such length of time it deems necessary; and

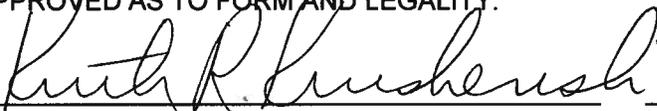
WHEREAS, City Council deems it necessary to extend the speed limit reduction for the duration of the TDOT project or until such time as new speed limits are established for the redesigned roadway, whichever occurs first.

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

That the speed limit on State Route 95 (the Oak Ridge Turnpike) from a point approximately 0.51 miles west of Southwood Lane to the State Route 95/58 interchange is hereby reduced from 55 miles per hour to 45 miles per hour until such time as the current roadway construction project is completed by the State of Tennessee Department of Transportation or until such time as new speed limits are established on the redesigned roadway, whichever occurs first.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM
09-06

TO: James R. O'Connor
City Manager

FROM: Amy Fitzgerald, Ph.D.
Government and Public Affairs Coordinator

DATE: December 30, 2009

RE: **Resolution on the National Park Service (NPS) Draft Special Resource Study/Environmental Assessment on the Manhattan Project Sites (November 2009)**

An item for the January 11th City Council meeting agenda is the adoption of the attached resolution urging the National Park Service to rewrite its Draft Special Resource Study on the Manhattan Project to include Oak Ridge and Hanford in the Alternative E option, and inclusion of these key sites in the designation of the *Manhattan Project National Historical Park*. As currently written in the Draft Study, the Alternative E option recommends a congressional designation only of a site in the Los Alamos, New Mexico area.

As you recall, Public Law 108-340 "The Manhattan Project National Historical Park Study Act," signed by President Bush in October 2004, directed the Secretary of the Interior--in consultation with the U.S. Department of Energy--to conduct a special resource study to assess the national significance, suitability, and feasibility of designating one or more of three sites named in the study as a unit of the National Park System. The three sites include the Los Alamos National Laboratory and town site in New Mexico; the Hanford Site in Washington; and the Oak Ridge Reservation in Tennessee. Congress added the Dayton, Ohio area sites where polonium-based triggers were designed and produced for the first atomic bombs.

National Park Service staff held public "scoping" meetings in Oak Ridge on April 11 and 12, 2006 pursuant to the National Environmental Policy Act of 1969 and the Council of Environmental Quality regulations. The purpose of these meetings was to gather public input into the scope of the study, including suggestions about the future of the Manhattan Project Sites and what actions should be explored in the study. The meetings were well attended, and NPS staff received significant input from Oak Ridge residents and attendees from throughout the region.

Through the Energy Communities Alliance, the City of Oak Ridge, Los Alamos, and Richland have worked constructively for many years on historic preservation and heritage tourism initiatives. Thus, the exclusion by NPS of Oak Ridge and Hanford from the Draft Special Resource study is extremely disappointing, especially in light of the major contributions each site made to the Manhattan Project. In Oak Ridge's case, the Manhattan Project was headquartered in, and managed from Oak Ridge. In addition, roughly 60% of the Project's budget was spent on facilities and activities at Oak Ridge. At Hanford, the B Reactor was the world's first large-scale plutonium production reactor.

Exclusion of these equally important sites from the NPS designation drastically weakens the public interpretation of the Manhattan Project. The DOE Office of History and Heritage Resources (DOE OHHR) has written a detailed "non-concurrence" in Appendix F of the subject document. In its assessment, DOE OHHR agrees that Oak Ridge and Hanford deserve recognition equal to that given to Los Alamos, and continues to favor location of the *Manhattan Project National Historical Park* headquarters at Oak Ridge, which is consistent with the Project's history.

The National Park Service planning teams will be holding public meetings in each of the four communities. The Oak Ridge meetings are scheduled for **Tuesday, January 26, 2010**. Two sessions will be held: 1:00-3:00 p.m. and 6:00-8:00 p.m. at the DOE Information Center located at 475 Oak Ridge Turnpike.

The deadline for comments on the Draft Special Resource Study is March 1, 2010. However, with the public meetings a few weeks away, staff recommends adoption of the attached resolution, with the

GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM 09-06

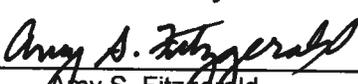
December 30, 2009

Page Two

possibility of submitting more detailed comments in February. After the NPS considers input received during the comment period, the agency will issue its final report to Congress. A copy of the Draft Special Resource Study has been placed in the Council mailroom for review.

Comments can be submitted electronically at <http://parkplanning.nps.gov/mapr> or mailed to:

National Park Service
Denver Service Center
Carla McConnell, DSC-P
12795 West Alameda Parkway
P.O. Box 25287
Denver, CO 80225-9901



Amy S. Fitzgerald

Attachments

City Manager's Comments:

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



James R. O'Connor

12/30/09
Date



National Park Service News Release

Release date: Immediate

Contact(s): Lindy Allen or Samantha

Phone number: Richardson

Date: (303) 969-2588 or (303) 969-
2825

National Park Service Seeks Public Input on Manhattan Project Sites Special Resource Study

As part of the Manhattan Project Sites Special Resource Study, the National Park Service will host public open houses on Tuesday, January 26 from 1-3pm and from 6-8pm at the U.S Department of Energy Information Center, 475 Oak Ridge Turnpike, Oak Ridge, Tennessee 37830, to obtain public input to evaluate the suitability and feasibility of designating one or more sites as units of the National Park System. The open houses are designed for the public to drop-in and comment. Attendees do not need to plan to stay for the entire two hours.

The Manhattan Project was an unprecedented, top-secret government program during World War II that was aimed at constructing a nuclear bomb before Nazi Germany. The project resulted in scientific and technological advancements that transformed the role of the United States in the world community and ushered in the atomic age. Operating from December 1942-September 1945, the Manhattan Project employed 130,000 workers at its peak.

Currently, there are no nationally designated sites to recognize and interpret the full significance and importance of the Manhattan Project. Congress has directed the Department of the Interior, in consultation with the Department of Energy, to conduct a study for the preservation and interpretation of four historic sites associated with the Manhattan Project. These sites are: Los Alamos National Laboratory and townsite in New Mexico; Hanford Site in Washington; Oak Ridge Reservation in Tennessee; and sites in Dayton, Ohio.

This study will include a range of alternatives to examine various means of ensuring long term preservation and interpretation of these sites. The study will result in final recommendations to Congress for appropriate levels of National Park Service involvement with these sites. Congress will make the final decision about designation for the sites.

If you would like to provide input about the Manhattan Project to be considered in the special resource study, but are unable to attend one of the public meetings, you may submit your comments by visiting the Manhattan Project Sites Special Resource Study website at:
<http://parkplanning.nps.gov/mapr>

RESOLUTION

WHEREAS, Public Law 108-340 "The Manhattan Project National Historical Park Study Act" directs the Secretary of the Interior, in consultation with the U.S. Department of Energy, to conduct a Special Resource Study (SRS) on the preservation and interpretation of historic sites of the Manhattan Project for potential inclusion in the National Park System; and

WHEREAS, the three major sites are the Los Alamos National Laboratory and town site in New Mexico; the Hanford Site in Washington; and the Oak Ridge Reservation in Oak Ridge, Tennessee; and

WHEREAS, the National Park Service released the Draft Special Resource Study/Environmental Assessment on the Manhattan Project Sites in November 2009, which recommends an option named "Alternative E," that provides for the *Manhattan Project National Historical Park* congressional designation be given only to a site in the Los Alamos, New Mexico area; and

WHEREAS, the Draft Special Resource Study excludes the key Manhattan Project sites Oak Ridge and Hanford from the option named "Alternative E;" and

WHEREAS, a panel of experts convened by the federal Advisory Council on Historic Preservation deem the development and use of the atomic bomb as the "single most significant event of the 20th century;" and

WHEREAS many beneficial technologies including nuclear medicine and nuclear energy have been developed from Manhattan Project era-research conducted in Oak Ridge and the other sites; and

WHEREAS, the Manhattan Project was managed from Oak Ridge, Tennessee, with roughly sixty percent of Manhattan Project Resources spent on facilities in Oak Ridge; and

WHEREAS, with three of DOE's Manhattan Project "Signature Facilities" located in Oak Ridge, there is no doubt regarding the significance of Oak Ridge to interpreting the scale and importance of the Manhattan Project; and

WHEREAS, because of its unique heritage associated with the Manhattan Project, the City of Oak Ridge received the *Preserve America Community* designation in 2006, a designation developed in cooperation with the Advisory Council on Historic Preservation, the Department of the Interior, and other federal agencies; and

WHEREAS, the National Park Service is seeking comments on the Draft SRS; and

WHEREAS, because of Oak Ridge's unique history, and because assets of historical significance are located within the corporate limits of Oak Ridge, the City of Oak Ridge has a strong interest in, and desires to comment on the Draft Special Resources Study; and

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

That the City urges the National Park Service to rewrite its Draft Special Resource Study/Environmental Assessment on the Manhattan Project Sites to include Oak Ridge and Hanford in the Alternative E option, and inclusion of these key sites in the designation of the *Manhattan Project National Historical Park*.

BE IT FURTHER RESOLVED, that the City of Oak Ridge pledges to continue to work cooperatively with the National Park Service, the Department of Energy, the Energy Communities Alliance, and other

stakeholders, to develop a viable and cost-effective *Manhattan Project National Historical Park* designation for the historic sites at Oak Ridge, Los Alamos, and Hanford.

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to the National Park Service, the Department of Energy, the Tennessee Congressional Delegation, and the City's representatives in the Tennessee General Assembly.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

RECREATION AND PARKS MEMORANDUM
09-10

DATE: December 28, 2009
TO: James R. O'Connor, City Manager
FROM: Josh Collins, Recreation and Parks Director
SUBJECT: SECRET CITY FESTIVAL FUNDING

The accompanying Resolution authorizes an expenditure of \$50,000 from the City's Economic Diversification Fund to provide a sponsorship grant to the Secret City Festival to help defray entertainment costs for Friday and Saturday nights.

The Secret City Festival Steering Committee is requesting City support for the June 18-19, 2010 event to assist with activity and entertainment expenses. The festival continues to grow and expand each year as it attracts visitors from throughout the region. The festival provides the public with an opportunity to learn about the history of the City and the sacrifices that were made during the Manhattan Project days. The festival also showcases the diversity and community pride of the City. The festival steering committee is composed of representatives from City staff, the Arts Council of Oak Ridge and the Convention and Visitors Bureau.

Last year over 20,000 residents and visitors attended the festival and enjoyed a variety of entertainment opportunities. The committee anticipates an even larger crowd in 2010 for activities such as:

- Live Friday and Saturday Night Entertainment
- World War II Reenactment
- Partnership with the Ever Popular Lavender Festival at Jackson Square
- Antiques and Arts & Crafts
- Historical Tours
- Expanded Children's Area
- Lots of Food

The proposed budget for the 2010 Secret City Festival is \$200,000. City funding will defray the costs for the Friday and Saturday night entertainment. The committee has contracted for 25 billboards throughout the area in an effort to market the event as a regional attraction. Festival brochures and posters will also be included in the marketing package and will be distributed to publicize the activities. Negotiations are underway for the Friday and Saturday night entertainment, and entertainers should be selected by the end of the month.

City support and funding for the festival will send a clear message to the community and will encourage financial support from our corporate partners. Staff recommends approval of the accompanying Resolution as submitted. Funding will come from the Economic Diversification Fund.

Attachment

City Manager's Comments:

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


James R. O'Connor


Date

RESOLUTION

WHEREAS, the City's annual Secret City Festival continues to grow and expand in an effort to attract visitors from throughout the region; and

WHEREAS, the Secret City Festival Steering Committee has marketed the festival as an opportunity to learn about the history of Oak Ridge and the sacrifices that were made during the days of the Manhattan Project; and

WHEREAS, the festival also showcases community pride and the diversity of Oak Ridge; and

WHEREAS, the proposed budget for the 2010 festival is \$200,000; and

WHEREAS, funds in the amount of \$50,000 are available in the Economic Diversification Fund to help cover the costs associated with festival expenses; and

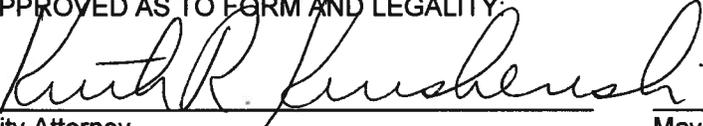
WHEREAS, the City Manager recommends authorization to expend \$50,000 from the Economic Diversification Fund for expenses associated with the 2010 Secret City Festival.

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 an expenditure of \$50,000 from the Economic Diversification Fund for 2010 Secret City Festival expenditures is hereby approved.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

**RESOLUTIONS
BIDS AND
CONTRACTS**

GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM
09-05

TO: James R. O'Connor
City Manager

FROM: Amy Fitzgerald, Ph.D.
Government and Public Affairs Coordinator

DATE: December 30, 2009

RE: **Resolution Authorizing Participation in an Energy Parks Memorandum of Understanding (MOU) Establishing a Regional Integrated Transportation Project Within the Oak Ridge Energy Corridor**

An item for the January 11th City Council meeting is the adoption of the attached resolution authorizing the City of Oak Ridge's participation in the subject MOU. The City Council's Intergovernmental Relations Committee was briefed on the MOU concept at its meeting this fall.

Background

The Department of Energy hosted a workshop in Oak Ridge on March 12, 2009 to discuss the agency's recent Energy Parks initiative. The initiative is designed to utilize DOE assets and expertise for projects that support national goals including greater energy-efficiency, energy security, and reductions in emissions to the environment. DOE officials from the Oak Ridge Office and Headquarters participated in the workshop, which attracted more than 300 attendees. The position of Executive Director, Oak Ridge Energy Corridor, was established to develop and coordinate the Energy Parks initiative in the Oak Ridge area, and the individual named to that position is based in the DOE Federal Building. City staff has worked with the Executive Director on several prospective projects, including integration of Energy Parks activities into the city's sustainability program.

In addition, the Energy Communities Alliance (ECA) hosted an Energy Parks peer exchange meeting in April 2009 to discuss the communities' interest in developing projects at members' sites. The Mayor and several staff participated in the meeting, as did officials from DOE's Environmental Management and Energy Efficiency and Renewable Energy offices. While every site has unique assets and resources, there is a common interest in working with DOE and other partners to promote projects involving conventional and/or advanced energy technologies, particularly at sites where the DOE Environmental Management program will be reducing its footprint. As a result, the ECA established an Energy Parks Committee, on which staff serves, and whose members have participated in several meetings and conferences this year.

For the purpose of the proposed MOU, the Oak Ridge Energy Corridor has been defined as the region including Oak Ridge and parts of Blount, Knox and Anderson Counties, which has been designated an eight-hour non-attainment area for both ozone and PM-2.5 by the U.S. Environmental Protection Agency. The Corridor encompasses the intersection of major interstates I-40 and I-75 as well as the Pellissippi Parkway, McGhee Tyson Airport, the City of Oak Ridge and the DOE facilities located here. Commuters from the region traveling to and from work in Oak Ridge create a significant chokepoint at the Anderson-Knox county line on Oak Ridge Highway (Route 62) where the work-shift traffic slowdown increases levels of idling emissions, impairs community mobility and creates safety situations to which City of Oak Ridge employees frequently respond. Congestion along this corridor--as well as other major thoroughfares in Oak Ridge--could be relieved by enhancing pedestrian and bicycle movement, implementing intelligent transportation technologies, and by evaluating public transportation opportunities.

GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM 09-05
December 30, 2009
Page Two

Next Steps

Over the past several months, representatives of Oak Ridge Energy Corridor organizations have met informally to identify mutual interests, develop viable projects, and assess potential funding sources. The MOU is the next step to formally establish a framework for continuing cooperation among the key parties--the City of Oak Ridge, the DOE, the Oak Ridge National Laboratory, the Y-12 National Security Complex, Oak Ridge Associated Universities, the National Transportation and Research Center, the Knoxville Regional Transportation Planning Organization, the Metropolitan Knoxville Airport Authority, and the Community Reuse Organization of East Tennessee. The objective is to use the partnership among the parties to develop and implement a regional integrated transportation project within the Oak Ridge Energy Corridor.

The Parties, by signing this agreement, pledge to continue to work together to provide for the planning and implementation of a regional multimodal transportation system that demonstrates a safe, energy efficient and economical solution to a regional transportation challenge. Thus, the project presents an educational opportunity for other regional transportation planning organizations during implementation of energy and environmentally sound transportation projects. The project also represents a microcosm of current energy challenges, the solutions to which could positively affect national transportation and energy security policies. Funding for the project is expected to come from a variety of sources, including grant opportunities identified by the parties.

As with the previous MOUs, the document does not legally obligate the City in any way; rather, it represents a commitment to participate in a regional sustainability initiative that can result in tangible benefits to the Oak Ridge community. The proposed project could also help realize the emissions reduction targets adopted by City Council in August as a component of the Local Governments for Sustainability (ICLEI) milestones. City Council will be kept informed as the planning progresses, and city involvement in projects resulting from the planning stage will be brought forth to Council for consideration and authorization.

Staff recommends adoption of the resolution.



Amy S. Fitzgerald

Attachments

City Manager's Comments:

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



James R. O'Connor



Date

MEMORANDUM OF UNDERSTANDING

among
THE CITY OF OAK RIDGE, TENNESSEE
and
METROPOLITAN KNOXVILLE MUNICIPAL AIRPORT AUTHORITY
and
KNOXVILLE TRANSPORTATION PLANNING ORGANIZATION
and
THE UNITED STATES DEPARTMENT OF ENERGY
and
OAK RIDGE NATIONAL LABORATORY
and
OAK RIDGE ASSOCIATED UNIVIERSITIES
and
Y-12 NATIONAL SECURITY COMPLEX
and
NATIONAL TRANSPORATION AND RESEARCH CENTER
and
THE COMMUNITY REUSE ORGANIZATION OF EAST TENNESSEE
on

Establishing a Regional Integrated Transportation Project

I. OBJECTIVE

This Memorandum of Understanding (MOU) establishes a framework for continuing cooperation among the City of Oak Ridge ("the City"), the U.S. Department of Energy ("DOE"), the Oak Ridge National Laboratory ("ORNL"), the Y-12 National Security Complex ("Y-12"), Oak Ridge Associated Universities ("ORAU"), the National Transportation and Research Center ("NTRC"), the Knoxville Regional Transportation Planning Organization ("TPO"), the Metropolitan Knoxville Airport Authority ("MCAA"), and the Community Reuse Organization of East Tennessee ("CROET"), hereinafter referred to as "the Parties."

The objective is to use the partnership among the Parties to develop and implement a regional integrated transportation project within the Oak Ridge Energy Corridor (the Corridor), which is the geographic area in which the Parties are located. The Parties, by signing this agreement, pledge to work together to provide for the planning and implementation of a regional multimodal transportation system to demonstrate a safe, energy efficient and economical solution to a regional transportation challenge.

II. BACKGROUND

The Oak Ridge Energy Corridor provides a unique opportunity to test and demonstrate a scalable solution to a complex transportation challenge. The Oak Ridge-Knoxville region is unique in that commuter traffic is extremely high for a metropolitan area of its size. This corridor is a microcosm of current energy challenges experienced throughout the country and provides a demonstration region for a project that will positively impact national transportation and energy security.

The demonstration project will include alternatively fueled mass transit vehicles, integrated recharging and parking facilities for electric and hybrid vehicles, and intelligent transportation technology. In addition, interconnected bike and pedestrian paths will terminate at key parking and destination locations.

The Parties have a long history of cooperation. Their participation in this initiative will support the following outcomes:

- Enhanced electric vehicle use, minimized carbon footprint, and emissions reductions in a region that experiences non-attainment challenges ,
- A platform to test, demonstrate, and evaluate intelligent transportation technology utilizing the expertise at the NTRC, ORNL, and Y-12,
- A public transportation opportunity for an underserved population in a community with a high influx of commuter traffic.
- An education opportunity for other regional transportation planning organizations during implementation of energy and environmentally sound transportation projects.

III. IMPLEMENTATION

A coordinating committee comprised of senior-level individuals from each of the Parties will meet periodically to continue communication, evaluate opportunities to obtain the implementing resources, resolve issues, and provide guidance. The project will be conducted under the energy park initiative in the area designated as the Oak Ridge Energy Corridor.

IV. AUTHORITY

Nothing in this agreement shall be construed to alter the statutory authorities or the responsibilities of the Parties. The MOU does not supersede or void existing understandings or agreements between or among Parties. Any further actions of the Parties will be covered by separate agreements, and any commitments for funding therein will be subject to the availability of funds of the participants as each shall determine.

V. AUTHENTICICATION

Signature Page

**Thomas L. Beehan
Mayor, City of Oak Ridge
Date**

RESOLUTION

WHEREAS, the U.S. Department of Energy (DOE), has established an Energy Parks initiative designed to utilize DOE assets and expertise for projects that support national goals including greater energy-efficiency, energy security, and reductions in emissions to the environment; and

WHEREAS, pursuant to the Energy Parks initiative, key organizations including the City of Oak Ridge, the DOE, the Oak Ridge National Laboratory, the Y-12 National Security Complex, Oak Ridge Associated Universities, the National Transportation and Research Center, the Knoxville Regional Transportation Planning Organization, the Metropolitan Knoxville Airport Authority, and the Community Reuse Organization of East Tennessee (the Parties) have the facilities, capabilities and resources to effectively foster the development of energy technologies to serve regional needs and national goals; and

WHEREAS, the Oak Ridge Energy Corridor (the Corridor) has been defined as the region including Oak Ridge and parts of Blount, Knox and Anderson Counties, and an Executive Director has been appointed to coordinate Energy Parks initiatives within the Corridor; and

WHEREAS, the Parties desire to enter into a Memorandum of Understanding (MOU) in support the Energy Parks initiative entitled *Establishing a Regional Integrated Transportation Project* within the Oak Ridge Energy Corridor; and

WHEREAS, projects developed through implementation of the MOU can assist the City of Oak Ridge realize the emissions reduction targets adopted by City Council Resolution 8-79-09 as a component of the Local Governments for Sustainability (ICLEI) milestones; and

WHEREAS, the City Manager recommends that the City of Oak Ridge sign the MOU *Establishing a Regional Integrated Transportation Project* in order to participate in the planning and implementation of a regional sustainability initiative that can result in tangible benefits to the Oak Ridge community.

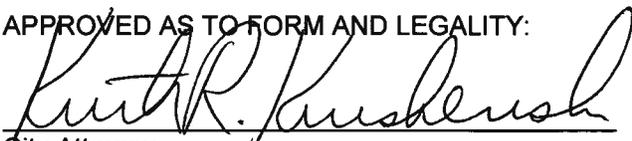
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and the City of Oak Ridge will sign the MOU *Establishing a Regional Integrated Transportation Project* in order to participate in the planning and implementation of a regional sustainability initiative that can result in tangible benefits to the Oak Ridge community.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal documents to accomplish the same.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

GOVERNMENT AND PUBLIC AFFAIRS MEMORANDUM
09-04

TO: James R. O'Connor
City Manager

FROM: Amy Fitzgerald, Ph.D.
Government and Public Affairs Coordinator

DATE: December 29, 2009

**RE: RESOLUTION ACCEPTING PAYMENT IN LIEU OF TAXES FROM THE U.S.
DEPARTMENT OF ENERGY FOR TAX YEAR 2009**

An item for the January 11th City Council meeting agenda is the adoption of the attached resolution authorizing acceptance of an amendment to the intergovernmental agreement between the City of Oak Ridge and the U.S. Department of Energy (DOE), which serves as the basis for the receipt of Payment in Lieu of Taxes (PILT) in the amount of \$1,475,378.94.

Payment for 2009 is based on 33,031.18 acres owned by DOE within the city limits. This reflects a reduction of approximately 14.43 acres associated with the conveyance of four properties at the East Tennessee Technology Park: Parcel ED-4, Buildings K-1000, 1501-H&L, and K-1008F.

The 2009 payment reflects the increase in the per acre valuation of DOE property from \$5,327 to \$6,450 that was made in 2005 as a result of the 2005 state-mandated reappraisal and subsequent decrease in the local jurisdictions' certified tax rates.

Staff recommends adoption of the resolution.

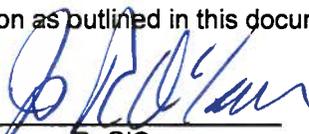


Amy S. Fitzgerald

Attachments

City Manager's Comments:

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



James R. O'Connor

Date 12/29/09

AGREEMENT PILT-OAKRIDGE-002
CITY OF OAK RIDGE, TENNESSEE

AMENDMENT NO. 11 TO AGREEMENT

This Amendment to Agreement PILT-OAKRIDGE-002 is made and entered into this _____ day of _____, 2009, by and between the UNITED STATES OF AMERICA DEPARTMENT OF ENERGY (DOE), and CITY OF OAK RIDGE, State of Tennessee.

The following revisions are made to the cited Agreement and are applicable to the payment-in-lieu-of-taxes for tax year 2009:

1. The tax year is changed to reflect "2009."
2. Item II.a. of the Agreement is revised to reflect that the payment-in-lieu-of-tax amount for tax year 2009 is \$1,475,378.94 as reflected in Exhibit No. 1 to this Amendment.

Payment of funds by DOE in lieu of property taxes constitutes financial assistance within the meaning of 10 CFR Part 1040; therefore, the City of Oak Ridge must comply with such regulations.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 11 to Agreement PILT-OAKRIDGE-002 on the day and year first above written.

CITY OF OAK RIDGE, TENNESSEE

U.S. DEPARTMENT OF ENERGY

BY: _____
Thomas L. Beehan

BY: _____
Cindy B. Finn

TITLE: Mayor

TITLE: DOE ORO Realty Officer

DATE: _____

DATE: _____

AMENDMENT NO. 11 TO
AGREEMENT PILT-OAKRIDGE-002
CITY OF OAK RIDGE, TENNESSEE

EXHIBIT NO. 1

PAYMENT IN LIEU OF TAXES FOR TAX YEAR 2009

The following computations are based on the Department of Energy Headquarters approval to make PILT payment on a revised per-acre-valuation based on availability of funds. Accordingly, the value of \$6,450 is applied pursuant to previously approved valuations.

1. A full assessment of \$53,262,777.75 for 33,031.18 acres of farm property in the City of Oak Ridge classified as farm or agriculture property (assessed at 25% rate) is equivalent to a value of \$6,450 per acre (33,031.18 acres x \$6,450 value per acre = \$213,051,111.00 appraised value x 25% agriculture assessment = \$53,262,777.75 land value).
2. Application of the City of Oak Ridge tax rate for tax year 2009 of \$2.77 per \$100.00 of assessed valuation to \$53,262,777.75 yields a tax payment of \$1,475,378.94 for tax year 2009.

RESOLUTION

WHEREAS, the City of Oak Ridge has requested that the U.S. Department of Energy (DOE) render financial assistance in the form of a payment in lieu of taxes on real property acquired for nuclear and other energy purposes; and

WHEREAS, the DOE has agreed to aid the City of Oak Ridge by making a payment in lieu of taxes in the amount of the ad valorem tax revenue loss for the tax year 2009, which the City of Oak Ridge has suffered by virtue of removal of said real property from taxable ownership, provided the City will accept such payment in release of tax claims, if any, it may have against DOE or its contractors engaged in the performance of functions of DOE in the City of Oak Ridge; and

WHEREAS, the City of Oak Ridge is authorized by state law to accept financial assistance from federal agencies and to make agreements and execute instruments containing such terms and conditions as may be necessary for the purpose of obtaining such financial assistance; and

WHEREAS, the City Manager recommends approval of the attached amended agreement with DOE for payment in lieu of taxes.

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 attached amendment, designated as Amendment No. 11 to AGREEMENT PILT-OAK RIDGE-002, between the U.S. Department of Energy and the City of Oak Ridge for payment in lieu of taxes for tax year 2009 in the sum of \$1,475,378.94 in full satisfaction and release of any claims against DOE and its contractors based on or measured by the value of federal property utilized by such contractors in the performance of activities of DOE in the City of Oak Ridge, provided that the acceptance of this payment shall not operate in any manner in prejudice of the City of Oak Ridge's eligibility for payment in lieu of taxes based on the benefits and burdens test prescribed in Section 168 of the Atomic Energy Act; and further provided that the acceptance of this payment shall not operate in any manner in prejudice of the City of Oak Ridge's eligibility for annual assistance payments under § 91 of the Atomic Energy Communities Act of 1955, is hereby approved.

BE IT FURTHER RESOLVED, that the City Manager or Mayor is hereby authorized to execute the appropriate legal documents to accomplish the same.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

RECREATION AND PARKS MEMORANDUM
09-11

DATE: December 28, 2009
TO: James R. O'Connor, City Manager
FROM: Josh Collins, Recreation and Parks Director
SUBJECT: ARTS COUNCIL CONTRACT FOR THE SECRET CITY FESTIVAL

The accompanying Resolution awards a contract to the Arts Council of Oak Ridge to provide professional services and activity support for the Secret City Festival in an amount not to exceed \$150,000.

The proposed award will allow the City to contract with the Arts Council of Oak Ridge to provide entertainment, production support, activities and programs for the Secret City Festival. Currently, the Arts Council joins the Oak Ridge Convention and Visitor's Bureau and the City of Oak Ridge as presenters of the festival. The Arts Council schedules and oversees the entertainment and production setup for the two-day event. The contract will designate certain responsibilities to the Arts Council and provide them with the flexibility to secure the services of professional artists and performers in a timely fashion. Under this contract, the Arts Council of Oak Ridge will be able to expedite the process of contacting, negotiating, contracting and accommodating the festival entertainers and service providers. In addition to providing a more flexible process, the contract will reduce staff time spent on securing services, preparing contracts and processing invoices.

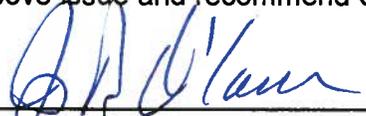
With the planning effort for the 2010 festival well underway, securing the Friday and Saturday night entertainment within the next few weeks is essential. The Arts Council has already started the process and hopes to have arrangements finalized by late January. The Secret City Festival Committee will continue its role of directing and managing the festival and will rely heavily on the Arts Council for its expertise in entertainment.

Staff recommends approval of the accompanying Resolution as submitted. Funding for this contract will be provided from sponsor donations, fees and ticket sales.

Attachment

City Manager's Comments:

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



James R. O'Connor



Date

RESOLUTION

WHEREAS, the City of Oak Ridge has a need for professional services to provide entertainment, production support, activities, and programs related to the upcoming 2010 Secret City Festival; and

WHEREAS, the Arts Council of Oak Ridge has been providing such services in the past to the satisfaction of the City; and

WHEREAS, the City and the Arts Council of Oak Ridge desire to enter into an agreement to provide such services for the upcoming 2010 Secret City Festival, which agreement the City Manager recommends be accepted.

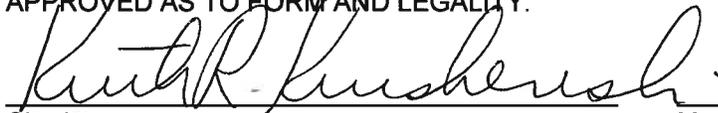
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

That the recommendation of the City Manager is approved and a Professional Services Agreement between the City of Oak Ridge and the Arts Council of Oak Ridge, P.O. Box 4324, Oak Ridge, Tennessee 37831, to provide entertainment, production support, activities, and programs related to the upcoming 2010 Secret City Festival is hereby approved; said agreement in an amount not to exceed \$150,000.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same.

This the 11th day of January 2010.

APPROVED AS TO FORM AND LEGALITY:



City Attorney

Mayor

City Clerk

ELECTIONS

**OAK RIDGE
MUNICIPAL
PLANNING
COMMISSION**

Lauren R. Biloski
101 Hugh Lane
Oak Ridge, Tennessee 37830
(865) 696-7806
lrbiloski@yahoo.com
December 29, 2009

RECEIVED
2009 DEC 29 PM 12:46
OFFICE OF THE CITY CLERK

Honorable Tom Beehan
Mayor for the City of Oak Ridge
Oak Ridge City Council
200 South Tulane Avenue
Oak Ridge, Tennessee 37830

RE: Appointment to Planning Commission

Dear Honorable Mayor Beehan and Members of City Council:

Please consider the enclosed resume an application for an appointed position on the City of Oak Ridge's Planning Commission. I was excited to learn that opportunities exist to become involved in making our community a more dynamic area. As a graduate of Oak Ridge High School, I did not realize nor understand the unique community that Oak Ridge was until I relocated back upon my completion of law school in Indiana. While residing in Indianapolis, Indiana, I was able to gain a unique perspective on how vital good land use and urban planning were to revitalizing downtown Indianapolis. I am confident that my age and experience provides me with a unique perspective to not only foresee challenges in urban planning but to create opportunities that will allow Oak Ridge to become a modern city attractive to individuals of all ages.

My legal background allows me to appreciate the city ordinances and the importance of the enforcement of regulations. I look forward to being able to work with the Community Development Office to ensure that the City of Oak Ridge attracts more middle-income homeowners and businesses to Oak Ridge

Choosing to purchase my first home in Oak Ridge in October was an enlightening experience because I became knowledgeable in the areas that Oak Ridge needs to attract individuals in my populace to aid in population growth. Not only did I choose to reside in Oak Ridge, but also I was instrumental in forming a small business in our City. I appreciate the challenges that owning a home and business in Oak Ridge poses and my knowledge would provide a diverse insight in the planning process for attracting first-time homeowners and recruiting small business owners.

Oak Ridge desperately needs to attract young and energetic leaders and citizens and I look forward to being able to serve as an impetus for younger individuals to become involved in their community.

I look forward to mutually beneficial discussions regarding a position, which can be arranged at your convenience.

Sincerely,

Lauren R. Biloski

Enclosure: Resume

Lauren R. Biloski
101 Hugh Lane
Oak Ridge, Tennessee 37830
(865) 696-7806
lrbiloski@yahoo.com

EDUCATION

Indiana University School of Law – Indianapolis
Juris Doctor, May 2006

- Recipient, Norman Lefstein Award of Excellence for 200+ hours of Pro-Bono work
- Recipient, Women’s Caucus Scholarship
- Vice-Magister, Phi Delta Phi Legal Fraternity
- Certified Civil Mediator in Indiana

University of Tennessee, Knoxville, TN

Bachelor of Science in Psychology w/ Minor in Spanish, May 2003

- Member, Psi Chi National Honor Society (Psychology)
 - Founding Member, University of Tennessee Girls Lacrosse Team
 - Member, Court Appointed Special Advocates (CASA) in Knox County, Tennessee
-

EXPERIENCE

Associate Attorney

Angel and Associates, Oak Ridge, Tennessee

February 2008 – Present

- Juvenile Court, General Sessions Court and Criminal Court of Anderson County, Tennessee appointed Guardian ad Litem and Pauper’s Counsel.
- Represented clients in criminal matters, domestic relations matters, personal injury, workers compensation, children facing Juvenile Justice Commitments, and appellate issues.
- Co-Founded and Transferred with senior counsel from Ridenour and Ridenour to establish new firm in Oak Ridge, TN.

Associate Attorney

Ridenour and Ridenour, Clinton, Tennessee

June 2007 – February 2008

- Assisted Senior counsel on juvenile, domestic relations, and criminal cases
- Maintained and dealt effectively with a case load of over 400 cases in 10 different counties

Associate Attorney

Judkins Law Firm, Oak Ridge, Tennessee

November 2006- April 2007

- Counseled victims in a small firm environment facing a variety of legal issues both civil and criminal.
- Assumed a key role in representing Morgan County, Tennessee.

Assistant Deputy Prosecuting Attorney

Hamilton County Prosecutor’s Office, Noblesville, Indiana

Fall 2006 – November 2006

- Assistant Prosecuting Attorney assigned to the Domestic Violence Unit
- Represented victims in felony and misdemeanor proceedings involving domestic violence, harassment, stalking, various battery charges

Certified Legal Intern

Hamilton County Prosecutor’s Office, Noblesville, Indiana

January 2006-Fall 2006

- Argued in felony and misdemeanor courts, helped negotiate various plea bargains, and conducted extensive research on various crimes and evidentiary problems
- Actively involved with the domestic violence program and helped educate a fact team consisting of police officers, counselors, attorneys, and victims on the causes, trends, and solutions of domestic violence and juvenile commitments.

Certified Legal Intern

Child Advocates, Indianapolis, Indiana

February 2005 – January 2006

- Facilitated interactions between volunteer guardian ad litems, attorneys, school districts, and organizations within the Indianapolis community for outreach focused on at risk youth.
 - Co-Developed and assisted in formulating Payton’s Pals, a program involving Payton Manning and the Indianapolis Colts, to fund outings and provide children in the foster care system with necessities and luxuries.
-

COMMUNITY INVOLVEMENT

- Member of the Anderson County Bar Association and American Bar Association
- Admitted to the Indiana and Tennessee Bar in 2006
- Listed on Strathmore’s Who’s Who List of Professionals and Executives
- Member of Court Appointed Special Advocates (CASA) program in Anderson County and Marion County, Indiana.
- Mentor and Volunteer at Girls, Inc. of Oak Ridge, Anderson County, Tennessee

RECEIVED

December 21, 2009

2009 DEC 21 AM 11:16

OFFICE OF THE CITY CLERK

City of Oak Ridge
City Council
PO Box 1
Oak Ridge, TN 37831-0001

Dear Oak Ridge City Council,
I submit for your consideration my request to become a member of the Oak Ridge Municipal Planning Commission.

I have strong qualifications to serve in this position; a passion to see Oak Ridge develop, prosper and continue to evolve as an excellent place to live, work and visit; and the time, energy and dedication to excel in the role. Let me briefly state my qualifications:

- I am an Oak Ridge native attending Elm Grove Elementary, Jefferson Junior High School and graduating from Oak Ridge High School in 1968. I understand the history and significance of this city.
- I retired the beginning of November 2009 as an Executive and Officer of International Paper Corporation, a fortune 100 company, where I was responsible for the leadership of multiple large businesses.
- I have a 37 year proven track record in the corporate business world developing, communicating, and implementing business vision and strategy; managing and leading change; effectively leading, developing and making things happen through people; demonstrating strong follow-through and execution competencies, and delivering results.
- I have been active in communities, boards, and associations throughout my career
- I have an excellent record of integrity, ethics, and character.
- I chose in 2005 to build my retirement home in Oak Ridge in the Park Meade development of Centennial, demonstrating my commitment to Oak Ridge.
- I am passionate about Oak Ridge and committed to see Oak Ridge succeed as a special place to live, work, retire and visit.

Growing up in Oak Ridge was special. The education, experiences and culture provided the basis for my successful career. I am passionate to give back to Oak Ridge my time, experience, and energy as thanks for what this city has given me. I am committed to developing and maintaining a city environment that is special, one that our city youth can learn, grow and prosper from, one that our adult citizens can be proud of and prosper from, one that our senior citizens can enjoy and feel safe as they enjoy their retirement years, and one that visitors and businesses will want to move to.

Thank you for your consideration of my application.

Sincerely,



Austin E Lance
138 Center Park Lane
Oak Ridge, TN 37830

Biography of Austin Lance

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2009 DEC 21 AM 11:16

OFFICE OF THE CITY CLERK

Background

Austin Lance is the President of Lance Associates, a management consulting business specializing in helping companies address business, market, and sales issues. Lance Associates brings strong leadership and change management experience in resolving strategic, operational and organizational challenges leading to positive major changes in their customers' ability to deliver results.

Austin is a retired Executive and Officer of International Paper Corporation, a \$25 billion Forest Products Company, where he was Vice President and General Manager of the Foodservice Business, a packaging converting division focused on manufacturing single use packaging for the Foodservice Industry. He began his career with International Paper in 1995. He held positions in the Paper Group of Vice President and General Manager of the Coated Papers Division, a manufacturer of catalog and publication papers, and Vice President and General Manager of the Converting Papers Division, a manufacturer of envelope, forms, and specialty papers, prior to joining the Consumer Packaging Group in 2005.

Before joining International Paper, Austin spent 22 years with Mead Corporation, serving in a variety of sales, marketing, financial and operational positions in multiple divisions.

Austin has served on the Board of the Foodservice Packaging Institute, with membership in the International Foodservice Manufacturers Association. He was past board chairman of Ducart IP Foodservice, Ltd., of Ashrat, Israel, and has served on the boards of Envas Puros International Paper Ltda., of Bogota, Columbia, Nextier and IDEAlliance.

He was former chairman of International Paper's United Way campaign, former member of the Strategic Long Range Planning Committee of the Envelope Manufacturers Association and former member of the Printing and Writing executive committee of American Forest Products Association. He has received recognition and numerous awards in leadership, sales, marketing and product innovation.

He holds a bachelor's degree in Accounting from the University of Tennessee, a Master of Business Administration from the University of Dayton, a Paper Technology Certificate from Paper Technology Institute at the University of Maine, and has completed the International Paper Executive Program from the Kellogg Graduate School of Management at Northwestern University.



Austin E. Lance

**Prncipa and President
Lance Associates
Management Consultants**

**138 Center Park Lane
Oak Ridge, Tennessee 37830**

**Email: alance.associates@gmail.com
Business Phone: 865 253 4570
Fax: 66 483 7108**

Austin E Lance
138 Center Park Lane
Oak Ridge, TN 37830
Home Phone: 865 483 7108
Cell Phone: 901 569 4443

OBJECTIVE

To become a member of the Oak Ridge Municipal Planning Commission utilizing my experience and talents to help Oak Ridge develop, prosper and continue to evolve as an excellent place to live, work and visit.

SUMMARY OF QUALIFICATIONS

- 37 years experience in corporate business, retiring as a corporate officer of International Paper (a fortune 100 company) in an executive leadership role responsible for multiple domestic and global divisions ranging in size from \$500 million to over \$1.5 billion in sales
- Proven track record in developing, communicating and implementing business vision and strategy; managing and leading change; effectively leading, developing, and making things happen through people; strong follow-through and execution competencies; and exceptional drive for results
- Experienced in Sales, Marketing, Finance, and Operational Management
- Experienced in acquiring and selling companies
- Strong experience in negotiating large volume contracts with customers and suppliers
- Excellent record of integrity, ethics, and character

EDUCATION

- IP Executive Program-Kellogg Graduate School of Mgmt 1999 Northwestern University
- MBA-Management 1979 University of Dayton
- Summer Institute Pulp and Paper 1975 University of Maine
- BS-Accounting 1972 University of Tennessee
- Oak Ridge High School 1968
- Numerous seminars/courses in leadership, management, marketing, sales and finance

PROFESSIONAL EXPERIENCE

11/09 to Present Lance Associates
Management Consulting Business
Oak Ridge, Tennessee

Responsibilities: Principal-President of Lance Associates, a start up management consulting business initiated following retirement from International Paper.

Business Focus: Lance Associates specializes in helping companies address business, market and sales issues, bringing strong leadership and change management experience to resolve strategic, operational, and organizational challenges that lead to positive major changes in our customers' ability to deliver results.

7/05 to 11/09

**International Paper
Consumer Packaging Group
Foodservice Packaging Division
6400 Poplar Avenue
Memphis, TN 37918**

Responsibilities: Corporate Officer, Vice President and General Manager of the Foodservice Packaging Division, a \$500 million global packaging converting business, employing 1900 people, with locations in the U.S., China, U.K., Columbia, and Israel, focused on manufacturing single use packaging for the foodservice industry.

Accomplishments: Grew business 150% over 4 years with profit growing from near breakeven in 2004 to consistent greater than cost of capital returns in 2008-09. Set in place a vision and strategy that will double the business size over the next 5 year cycle.

7/03 to 7/05

**International Paper
Paper Group
Converting and Specialty Paper Division
6400 Poplar Ave
Memphis, TN 37918**

Responsibilities: Corporate Officer, Vice President and General Manager of the Converting and Specialty Paper Division, a \$1.0 billion domestic paper manufacturing business employing over 9500 people, with 4 paper mills and multiple US sales offices manufacturing and selling Envelope, Forms, Bristol, and multiple other specialty converting papers.

Accomplishments: Consolidated 4 businesses in this division into 2 businesses, developed and implemented a customer value management strategy, implemented a capacity to demand balancing strategy requiring the shutdown of multiple paper machines, and set the trend for improved profitability via this restructuring of vision and strategy.

04/99 to 7/03

**International Paper
Coated Paper Group
6400 Poplar Ave. Memphis, TN 37918**

Responsibilities: Corporate Officer, Vice President of Sales, Marketing, Supply Chain, Product Development and Customer Service of the Coated Paper Group, a \$1.5 billion domestic paper manufacturing business employing over 12,000 people, with 6 paper mills, a technology center, and multiple sales offices across the U.S. manufacturing and selling catalog and publication papers.

Accomplishments: Under my leadership as General Manager of the Coated Paper Business, a \$400 million, 3 paper mill manufacturing system, the system grew from medium profit performance to greater than cost of capital performance. I was instrumental in developing and implementing business growth strategy that led to the \$1.0 billion acquisition of the Champion International Paper Corporation in late 2000. I became a Vice President during this process and played a key role in the integration of the two companies into one that exceeded sales of \$1.5 billion. Under my leadership, the business implemented a customer value strategy that included new product innovation and industry leading customer service platforms, implemented an operational strategy to balance capacity/demand, shutdown excess capacity, and significantly improve the cost effectiveness position of the business to a 1st quartile competitive position, and saw employee engagement improve significantly while diversity of the organization grew.

11/95 to 4/99

**International Paper
Coated and Converting Paper Group
Coated Paper Business
6400 Poplar Ave
Memphis, TN 37918**

Responsibilities: Director of Marketing and Sales for the Coated Paper Business, a \$250 million, 4 paper machine manufacturing system with sales focused in NYC, Chicago and Los Angeles.

Accomplishments: Led a team to develop and introduce new innovative products, restructured the sales organization, implemented a customer value driven marketing and sales strategy and expand the business sales nearly 60%. New markets in the catalog, publishing and printing industry were penetrated for share growth.

11/92 to 11/95

**Mead Corporation
Fine Paper Division
Kingsport, TN**

Responsibilities: Director of Sales, Marketing, Product Development, Customer Service, and Production Planning for a \$250 million Uncoated and Specialty Coated Printing Paper Business focused on manufacturing domestically and selling globally.

Accomplishments: This division was created in 1992 as a separate division of Mead Corporation. The Business was losing money and challenged to implement a strategy change to reinvent itself and become profitable. I was an integral member of a team charged with this task. The division put in place a targeted market strategy focused on customer value management which required organizational restructuring, new customer penetration in new markets, and repositioning of capacity to produce new products. The Business accomplished share growth, and improved operational efficiency and resumed profitable performance from a multiple year profit/loss performance. In late 1994, the decision was made by Mead Corporation to sell the business and I became an integral manager in this process, ultimately accomplishing the sale to Willamette Industries.

10/73 to 11/92

**Mead Corporation
Courthouse Plaza Ne
Dayton, Ohio**

Responsibilities: Multiple positions in multiple divisions over this 19 year time period
1/92 to 11/92 VP Sales/Branch Manager, Zellerbach Distribution Central Division Cincinnati, OH
1/89 to 1/92 VP Marketing /Purchasing, Zellerbach Distribution Piedmont Division Atlanta, GA
1/82 to 1/89 Industry Manager, Coated Papers Mead Paper Group Dayton, OH
8/79 to 1/82 Administrative Project Manager, New Paper Mill Expansion, Chillicothe, OH
1/76 to 8/79 Financial Analyst, Mead Paper Group, Dayton, OH
10/73 to 1/76 Accountant, Mead Paper, Kingsport Mill, Kingsport, TN

Accomplishments: Multiple major accomplishments
Zellerbach – As VP Sales and VP Marketing I played major role in business restructuring process, strategy development and implementation, new store openings and profitability improvement.
Mead Coated Papers – As Industry Manager I had product line profit responsibility for a \$150 million coated printing and specialty paper business. I was instrumental in strategy development and implementation, new product development, pricing responsibility, customer contract negotiations and

paper mill demand management, leading to this division re-establishing itself in the market place and achieving cost of capital return performance.

New Paper Mill Expansion – As Administrative Manager of this project team, I played a key role in managing a \$150mm capital project to build and start up a new paper machine and finishing complex.

Mead Paper Accounting – As a cost accountant and business planner, I gained structural understanding of manufacturing process and facilitated multiple cost savings and capital expenditure projects.

6/72 to 10/73

**Allied Chemical Corporation
Automotive Products Division
Knoxville, TN**

Responsibilities: Cost Accounting Manager for a seat belt manufacturing business that involved die casting, steel stamping and finishing, injection molding, fabric sewing and assembly operations producing seatbelts and air bags for GM, Ford and the after-market

Accomplishments: Multiple cost reduction project initiatives, general accounting process changes, standard cost file process change and auditing process changes

PAST BOARD, PROFESSIONAL ASSOCIATION MEMBERSHIPS, AND CHARITY GROUPS

Board Chairman, Ducart IP Foodservice, LTD, Ashrat Israel

Board member Envases Puros IP Ltda, Bogota, Columbia

Board member Nextier, Memphis, TN

Board member IDEAlliance, Chicago, IL

Strategic Long Range Planning Committee of the Envelope Manufacturers Association, Washington, DC

Member Printing and Writing Committee of American Forest Products Association, Washington, DC

Member Magazine Publishing Association, New York, NY

Member Direct Marketing Association, New York, NY

Chairman of International Paper Memphis United Way Campaign

Junior Achievement Advisor- Kingsport TN and Chillicothe Oh

Jaycees Kingsport TN

AWARDS/RECOGNITION

Numerous product innovation, sales, marketing and leadership awards

REFERENCES (phone numbers and addresses available upon request)

Oak Ridge: Tom Tuck President TnBank

Harry Lillard Attorney

Mike Magill Former State of Tennessee Labor Commissioner

Memphis: John Faraci Chairman and CEO International Paper

Mike Balduino SVP Consumer Packaging Group International Paper

Other: Bert Berkley Chairman and CEO Tension Envelope Kansas City, MO

Peter Vogel, Former President, NewPage Paper Corporation Dayton OH

Jerry Tatar Former Chairman and CEO Mead Corporation Dayton, OH

Rob Amen Former Chairman and CEO International Flavor and Fragrance Corporation NY, NY

Ann Wroblewski VP Global Government Affairs International Paper Washington DC

Phil Truluck CEO The Heritage Foundation Washington DC

Newel Holt CEO National Paper Trade Association NY, NY

Maynard Benjamin President Envelope Manufacturers Association Washington DC

**NOTICE
OF
ELECTIONS**

CITY CLERK MEMORANDUM
09-73

DATE: December 31, 2009

TO: Honorable Mayor and Members of City Council

FROM: Jacquelyn J. Bernard, City Clerk

SUBJECT: ELECTIONS – February 8, 2010

The following elections are scheduled for the February 8, 2010 City Council meeting:

Beer Permit Board

One (1) vacancy remains on the Oak Ridge Beer Permit Board. The incumbent, Ronald H. Andrus, has indicated that he does not choose to serve again. As of this date, there are no new candidates. Members of this board are required to be at least 22 years of age and have been residents of Oak Ridge for at least two years before their appointment to the Board. The term of office is three years.

Board of Electrical Examiners

There is one (1) vacancy on the Board of Electrical Examiners due to a member's removal from office. There are no special qualifications for this seat and the unexpired term will end on March 10, 2011. As of this date, there are no candidates.

Oak Ridge Municipal Planning Commission

On February 11, 2010, two (2) seats will become vacant on the Oak Ridge Municipal Planning Commission due to normal expirations of term. Letters have been sent to the incumbents, Chuck Agle and Stacy Myers, but we have yet to hear from either as to whether they desire to serve again. There are no special qualifications for membership on the Planning Commission and the term of office is four years. As of this date, there are no candidates.

Deadline for Filing

The deadline for filing is 5:00 p.m. on Tuesday, January 29, 2010.


City Clerk