

OAK RIDGE CITY COUNCIL MEETING

Municipal Building Courtroom

August 11, 2014—7:00 p.m.

AGENDA

I. INVOCATION

Father Dustin Collins, St. Mary's Catholic Church

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. APPEARANCE OF CITIZENS

V. PROCLAMATIONS AND PUBLIC RECOGNITIONS

Appreciation from the Oak Ridge Girl Scout hostesses and Oak Ridge Middle School student participants for their involvements in the 2014 Sister City Partners Exchange Program.

VI. SPECIAL REPORTS

(NONE)

VII. CONSENT AGENDA

- a. Approval of the July 14, 2014 City Council meeting minutes.
- b. Approval of the July 21, 2014 City Council Special Meeting minutes.
- c. Approval of the July 28, 2014 City Council Work Session meeting minutes.
- d. Adoption of a resolution awarding a contract (FY2015-135) to Hydro Meter Service, Inc., Pontiac, Michigan, for water meter testing and repair services in the estimated amount of \$30,000.00.
- e. Adoption of a resolution awarding a bid in the estimated amount of \$55,860.00 to Graybar Electric, Knoxville, Tennessee, for the furnishing of three (3) 480 volt electrical switchgears for the Wastewater Treatment Plant.

VIII. RESOLUTIONS

- a. A RESOLUTION APPROVING INSTALLATION OF A TRAFFIC SIGNAL ON THE OAK RIDGE TURNPIKE AT THE OAK RIDGE HIGH SCHOOL CONDITIONED UPON DESIGN APPROVAL BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) AND EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND TDOT ASSIGNING PERPETUAL MAINTENANCE OF THE TRAFFIC SIGNAL TO THE CITY.
- b. A RESOLUTION AUTHORIZING THE EXPENDITURE OF UP TO \$99,176.00 FROM THE EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE AND EQUIPPING OF TWO (2) PATROL VEHICLES FOR THE POLICE DEPARTMENT.
- c. A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS WITH VARIOUS QUALIFIED CONSULTANTS FOR AS-NEEDED ENGINEERING SERVICES FOR THE ELECTRIC DEPARTMENT IN THE ESTIMATED AMOUNT OF \$85,000.00.

- d. A RESOLUTION AUTHORIZING THE CITY MANAGER TO CONDUCT FURTHER DISCUSSIONS WITH THE U.S. DEPARTMENT OF ENERGY'S OAK RIDGE SITE MANAGER ON THE DISPOSITION OF CLARK CENTER PARK.

IX. PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

- a. AN ORDINANCE TO AMEND THE COMPREHENSIVE PLAN'S LAND USE PLAN BY CHANGING THE DESIGNATION OF PARCEL 039.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R, RESIDENTIAL TO B, GENERAL BUSINESS.
- b. AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCEL 039.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R-2 MDO, LOW DENSITY RESIDENTIAL IN THE MANHATTAN DISTRICT OVERLAY, AND RG-1, RESIDENTIAL, OPEN SPACE, AND RESERVED, TO UB-2 PUD, UNIFIED GENERAL BUSINESS WITH A PLANNED UNIT DEVELOPMENT OVERLAY; CHANGING THE ZONING DISTRICT OF PARCEL 040.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R-2 MDO, LOW DENSITY RESIDENTIAL IN THE MANHATTAN DISTRICT OVERLAY, TO UB-2 PUD, UNIFIED GENERAL BUSINESS WITH A PLANNED UNIT DEVELOPMENT OVERLAY; AND APPROVING THE PLANNED UNIT DEVELOPMENT PRELIMINARY MASTER PLAN FOR SAID PARCELS.
- c. AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE, BY AMENDING THE FOLLOWING: ARTICLE II, TITLED "DEFINITIONS" TO ADD DEFINITIONS FOR "INDOOR SPORT SHOOTING RANGE" AND "OUTDOOR SPORT SHOOTING RANGE;" ARTICLE III, TITLED "GENERAL PROVISIONS," TO ADD A NEW SECTION 3.26, TITLED "SPORT SHOOTING RANGES"; SECTION 7.03, TITLED "B-2, GENERAL BUSINESS DISTRICTS," TO ADD "INDOOR SPORT SHOOTING RANGES" AS A USE REQUIRING SPECIAL EXCEPTION APPROVAL FROM THE BOARD OF ZONING APPEALS; AND SECTION 7.04, TITLED "UB-2, UNIFIED GENERAL BUSINESS DISTRICTS," TO ADD "INDOOR SPORT SHOOTING RANGES" AS A USE REQUIRING SPECIAL EXCEPTION APPROVAL FROM THE BOARD OF ZONING APPEALS; ALL FOR THE PURPOSE OF ESTABLISHING PROVISIONS FOR SPORT SHOOTING RANGES.

(NOTE: The scheduled public hearing related to zoning amendments for signage has been canceled.)

X. FINAL ADOPTION OF ORDINANCES

- a. AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 5, TITLED "SPEED REGULATIONS," SECTION 15-502, TITLED "SCHOOL ZONE SPEED LIMITS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO CREATE A NEW SUBSECTION (3) REGARDING THE DISPOSITION OF TRAFFIC CITATIONS FOR SCHOOL ZONE SPEED VIOLATIONS.
- b. 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, BY DELETING SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," FOR THE PURPOSE OF CREATING ADDITIONAL PEDESTRIAN PROTECTION IN

SCHOOL ZONES.

XI. ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

- a. Elections/Appointments
- b. Announcements
- c. Scheduling

XII. COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Invitation to Senior DOE Officials to discuss Clark Center Park and other pending DOE issues.

XIII. SUMMARY OF CURRENT EVENTS

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

XIV. ADJOURNMENT

CONSENT AGENDA

**MINUTES OF THE
OAK RIDGE CITY COUNCIL MEETING**

July 14, 2014

The regular meeting of the City Council of the City of Oak Ridge, Tennessee convened at 7:00 p.m. on July 14, 2014, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

INVOCATION

The Invocation was delivered by Councilmember David N. Mosby.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag of the United States of America was led by Representative John Ragan.

ROLL CALL

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

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

APPEARANCE OF CITIZENS

Mr. Raymond Mitchell, 148 N. Hollywood Circle, expressed complaints on the Oak Ridge Police Chief and the City Manager regarding an incident involving his daughter and his ability to obtain records related to the incident.

Ms. Virginia Jones, 103 Burgess Lane, congratulated the Oak Ridge Police Department on their Crisis Intervention Training Program and inquired about a response from the City involving a situation with Mr. Eugene Rod Harris.

Ms. Laurie Paine, 132 LaSalle Road, inquired about the School's funding for FY2015 regarding transportation and pedestrian crossing.

Mr. Jim Horton, 106 Carson Lane, expressed his opposition to the change in property tax and delinquent property tax date changes.

Ms. Sarah Stags, 104 East Magnolia Lane, commented about available crossing lanes for her children's safety to walk to school.

PROCLAMATIONS AND PUBLIC RECOGNITIONS

A proclamation paying tribute to the Oak Ridge Community Band.

Councilmember Hensley moved, seconded by Councilmember Hope to approve the proclamation. The proclamation was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

The proclamation was presented to Ms. Martha Lux representative of the Oak Ridge Community Band.

A proclamation designating July 14-19, 2014 as "Anderson County Fair Week."

Councilmember Hensley moved, seconded by Councilmember Baughn to approve the proclamation. The

proclamation was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting “Aye.”

The proclamation was accepted by Anderson County Commissioner Robin Biloski.

Tennessee Valley Authority (TVA) presentation of EPA Green Power Community Recognition.

Mr. Rob Manning, TVA’s Executive Vice President and Chief External Relations Officer congratulated Oak Ridge for receiving the EPA Green Power Community Recognition, the first in the Southeast and one of only 51 Green Power Communities. Additionally, Mr. Manning presented the City with a special sign with the designation imprinted.

SPECIAL REPORTS

(NONE)

CONSENT AGENDA

Councilmember Baughn requested to remove the following items from the Consent Agenda: a resolution awarding a contract (FY2015-003) to Rogers Group, Inc., Oak Ridge, Tennessee, for the resurfacing of a portion of West Bear Creek Road in the estimated amount of \$48,571.75; and a resolution authorizing a professional services agreement with Consolidated Technologies, Inc., (CTI), Knoxville, Tennessee, for engineering services for the East Tennessee Technology Park K-1530 Potable Water Storage Tank Rehabilitation, modification, and repainting project in the estimated amount of \$86,800.00.

Councilmember Hensley similarly requested to remove the resolution awarding a contract (FY2015-003) to Rogers Group, Inc., Oak Ridge, Tennessee, for the resurfacing of a portion of West Bear Creek Road in the estimated amount of \$48,571.75.

Following removal of the items, Councilmember Hope moved, seconded by Councilmember Baughn to approve the remainder of the Consent Agenda. The motion was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting “Aye,” thereby:

- Approving the May 27, 2014 City Council Work Session minutes.
- Approving the June 2, 2014 City Council meetings minutes.
- Approving the June 9, 2014 City Council meetings minutes.
- Approving the June 16, 2014 City Council meetings minutes
- Confirming sixteen (16) members—Caroline Bradshaw, Lauren Collier, Koren Foglesanger, Shane Harris, Ovi Kabir, Peter Magill, Riley Mosby, Hannah Oran, Candace Pang, Stella Powel, Ashley Riedy, Brent Robinson, Wesley Robinson, Curtis Rookard, Lewis Wang, and Shichen Zhang—to the Youth Advisory Board (YAB), as selected by the YAB Screening Panel, for one year terms of office commencing on August 1, 2014.
- Adopted **Resolution No. 07-58-2014** approving a contract with the Tennessee Department of Transportation (TDOT) for maintenance of State highways within the corporate city limits whereby the City is reimbursed by TDOT for said services in the amount of \$151,947.00.
- Adopted **Resolution No. 07-59-2014** awarding a bid to Graybar, Knoxville, Tennessee, for the furnishing of a replacement motor control center for the East Plant Sewer Pump

Station in the estimated amount of \$82,600.00.

- Adopted **Resolution No. 07-60-2014** awarding a bid to Nixon Power Services Company, Knoxville, Tennessee, for the furnishing of a replacement generator and automatic transfer switch for the East Plant Sewer Pump Station in the estimated amount of \$94,500.00.
- Adopted **Resolution No. 07-61-2014** authorizing the City to continue participation in the East Tennessee Economic Development Agency, with annual membership dues in the amount of \$26,116.00 for the 2014 calendar year.

Items Removed from the Consent Agenda

Resolution No. 07-62-2014

A resolution awarding a contract (FY2015-003) to Rogers Group, Inc., Oak Ridge, Tennessee, for the resurfacing of a portion of West Bear Creek Road in the estimated amount of \$48,571.75.

Councilmember Hope moved, seconded by Councilmember Hensley that the resolution be adopted.

Public Works Director Gary Cinder responded to inquiries of Council regarding bid awards to Rogers from the City and funding for this project.

The resolution was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-63-2014

A resolution authorizing a professional services agreement with Consolidated Technologies, Inc., (CTI), Knoxville, Tennessee, for engineering services for the East Tennessee Technology Park K-1530 Potable Water Storage Tank Rehabilitation, modification, and repainting project in the estimated amount of \$86,800.00.

Councilmember Hope moved, seconded by Councilmember Garcia Garland that the resolution be adopted.

Following discussions of City Council and Public Works Director Gary Cinder, the resolution was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Agenda Amendment-Diverting from the Presented Order of the Agenda

Councilmember Hensley moved, seconded by Councilmember Baughn to amend the agenda by adding a resolution under "Resolutions" as a first item. The motion was approved by unanimous board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," thereby including the following resolution:

A RESOLUTION AMENDING RESOLUTION 5-38-2014 TO INCREASE FUNDING FROM THE SPECIAL PROGRAMS FUND FOR IMPROVEMENTS TO THE LOWER PARKING LOT AT BLANKENSHIP FIELD FROM AN ESTIMATED AMOUNT OF \$180,000.00 TO A NOT TO EXCEED AMOUNT OF \$250,000.00; TO AUTHORIZE THE CITY TO WORK WITH THE BLANKENSHIP FIELD REVITALIZATION COMMITTEE AND PROCEED WITH COMPETITIVE BIDDING FOR IMPROVEMENTS CONSISTENT WITH THE COMMITTEE'S DRAWINGS; AND TO REQUIRE THE PROJECT TO BE BROUGHT BACK TO CITY COUNCIL FOR APPROVAL UPON COMPLETION OF THE COMPETITIVE BIDDING PROCESS.

(Reverting back to the Presented Order of the Agenda)

PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

AN ORDINANCE TO AMEND ORDINANCE NO. 06-2014, WHICH ORDINANCE IMPOSES A TAX ON ALL PROPERTY WITHIN THE CITY, FIXING THE RATE OF THE TAX, ADOPTING A BUDGET, AND ADOPTING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2014, BY AMENDING SAID APPROPRIATIONS.

Councilmember Hope moved, seconded by Mayor Pro Tem Miller that the ordinance be approved on first reading.

Councilmember Baughn moved, seconded by Councilmember Garcia Garland to divide the question so as to consider the two (2) fund changes—General Purpose School Fund and the West End Fund—separately. Following discussions on the adjustment requested by the Oak Ridge Board of Education to the General Purpose School Fund and the purpose of presenting a balanced budget to the State of Tennessee, the motion failed by board vote with Councilmember Baughn voting “Aye,” and Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting “Nay.”

Mayor Beehan opened the floor to accept comments as part of the scheduled public hearing:

No citizens participated in the public hearing.

The Mayor then closed the floor for the public hearing.

Additional discussions were held regarding the total budget figures for FY2015. Following these discussions, the ordinance, as presented, was approved on first reading by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting “Aye,” and Councilmember Baughn voting “Nay.”

AN ORDINANCE TO AMEND TITLE 15, TITLED “MOTOR VEHICLES, TRAFFIC AND PARKING,” CHAPTER 5, TITLED “SPEED REGULATIONS,” SECTION 15-502, TITLED “SCHOOL ZONE SPEED LIMITS,” OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO CREATE A NEW SUBSECTION (3) REGARDING THE DISPOSITION OF TRAFFIC CITATIONS FOR SCHOOL ZONE SPEED VIOLATIONS.

Councilmember Hensley moved, seconded by Mayor Pro Tem Miller that the ordinance be approved on first reading.

The City Attorney provided an overview of the ordinance explaining that the change was introduced so as to enhance pedestrian safety in school zones with the new school year approaching.

Following discussions, the ordinance was approved on first reading by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting “Aye.”

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, BY DELETING SECTION 15-802, TITLED “RIGHT-OF-WAY IN CROSSWALKS,” IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 15-802, TITLED “RIGHT-OF-WAY IN CROSSWALKS,” FOR THE PURPOSE OF CREATING ADDITIONAL PEDESTRIAN PROTECTION IN SCHOOL ZONES.

Councilmember Hensley moved, seconded by Councilmember Hope that the ordinance be approved on first reading.

The City Attorney noted that this change was also an enhancement for safety and also includes language

that makes the City compliant with State Law regarding infrastructure add-ons to crosswalks.

Following discussions, the ordinance was approved on first reading by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

RESOLUTIONS

Resolution No. 07-64-2014

A RESOLUTION AMENDING RESOLUTION 5-38-2014 TO INCREASE FUNDING FROM THE SPECIAL PROGRAMS FUND FOR IMPROVEMENTS TO THE LOWER PARKING LOT AT BLANKENSHIP FIELD FROM AN ESTIMATED AMOUNT OF \$180,000.00 TO A NOT TO EXCEED AMOUNT OF \$250,000.00; TO AUTHORIZE THE CITY TO WORK WITH THE BLANKENSHIP FIELD REVITALIZATION COMMITTEE AND PROCEED WITH COMPETITIVE BIDDING FOR IMPROVEMENTS CONSISTENT WITH THE COMMITTEE'S DRAWINGS; AND TO REQUIRE THE PROJECT TO BE BROUGHT BACK TO CITY COUNCIL FOR APPROVAL UPON COMPLETION OF THE COMPETITIVE BIDDING PROCESS.

Councilmember Hensley moved, seconded by Councilmember Hope that the resolution be adopted.

Councilmember Hensley explained this resolution was being amended to allow for the more detailed designed that was developed following approval of Resolution No. 5-38-2014 and allow to Council to have approval on the completion.

During consideration of the item, City Council and City Staff discussed components of the project, including the design; construction; funding; project ownership; and public accessibility, specifically regarding the visitor bleachers and the ADA complaint ramp.

Mr. Rick Chinn, 101 Stonebridge Way, representative of the Blankenship Field Revitalization Committee, explained that he believed ownership of the project belonged to that of the City and that the Committee was still interested in determining a location of the accessibility ramp.

The resolution was adopted by board vote with Councilmembers Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," Councilmember Baughn "Abstaining," and Councilmember Garcia Garland voting "Nay."

Resolution No. 07-65-2014

A RESOLUTION AMENDING THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY AND THE UNITED STATES DEPARTMENT OF ENERGY FOR THE PROVISION OF FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES AT THE EAST TENNESSEE TECHNOLOGY PARK TO REVISE THE RESPONSIBILITY FOR JANITORIAL, MAINTENANCE, AND NON-ELECTRIC UTILITY SERVICES FOR THE FIRST FLOOR OF BUILDING K-1652 AND TO REQUIRE THE CITY TO PROVIDE Q-CLEARED ESCORTS FOR PUBLIC WORKS EMPLOYEES ENTERING SECURED AREAS FOR WATER SUPPLY REPAIRS AND MAINTENANCE.

Councilmember Hensley moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was adopted unanimously by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-66-2014

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS WITH CANNON & CANNON, INC., AND FULGHUM, MACINDOE & ASSOCIATES, INC., FOR ENGINEERING SERVICES PERTAINING TO SEWER REMEDIATION PROJECTS AS REQUIRED FOR COMPLIANCE WITH THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) ADMINISTRATIVE ORDER, IN THE COLLECTIVE ESTIMATED AMOUNT OF \$350,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hensley that the resolution be adopted.

Mr. Aditya Savara, 109 Trenton Drive, requested that when competitive bids are waived that the City provide a justification for the waiver.

The resolution was adopted by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmember Baughn voting "Nay."

Resolution No. 07-67-2014

A RESOLUTION AWARDED A CONTRACT TO THE FERGUSON GROUP, LLC, WASHINGTON D.C., TO CONDUCT A COMMUNITY IMPACT ASSESSMENT OF THE U.S. DEPARTMENT OF ENERGY'S PROPOSED ENVIRONMENTAL MANAGEMENT DISPOSAL FACILITY IN OAK RIDGE IN THE ESTIMATED AMOUNT OF \$69,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hensley that the resolution be adopted.

Ms. Susan Gawarecki, 114 Pathfinder Lane, Andersonville, inquired about her proposal being labeled as a "non-responsive proposal" on the provided bid abstract in the agenda packet and factors used to determine proposals with her providing a lower bid than that which was awarded.

Government Affairs and Information Services Director Amy Fitzgerald responded that Ms. Gawarecki's proposal was received and considered, but that there is a misunderstanding of terminology provided on the bid abstract, and explained that proposals were not based solely on low-bid given the complexities of this assessment. Additionally, Ms. Fitzgerald outlined the key components of the assessment, specifically in relation to the Oak Ridge community while also responding to inquiries of City Council.

Additionally, Materials Management Manager Lyn Majeski explained that the term, non-responsive proposal, was a generic term utilized by city staff for proposals, not an indicator that Ms. Gawarecki had not submitted a proposal.

Following discussions on proposals submitted, Councilmember Baughn moved to table consideration of the item until next month to allow City Council to review a matrix on selection criteria provided by staff, and/or review the proposals submitted. The motion was seconded by Councilmember Garcia Garland and failed by board vote with Councilmembers Baughn, Garcia Garland, and Mayor Pro Tem Miller voting "Aye," and Councilmembers Hensley, Hope, Mosby, and Mayor Beehan voting "Nay."

The resolution, as presented, was adopted by board vote with Councilmembers Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmembers Baughn and Garcia Garland voting "Nay."

Resolution No. 07-68-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AWARDS TO POORE'S TREE SERVICE, BLANK'S TREE SERVICE, WOLF TREE EXPERTS, INC., AND OTHER SUITABLE COMPANIES AS NEEDED FOR TREE REMOVAL AND TRIMMING SERVICES FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$30,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

Following explanation of tree removal processes under this award by Public Works Director Gary Cinder, the resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-69-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AWARDS TO ROGERS GROUP, INC.,

J.G. MULLINS CONSTRUCTION COMPANY, APAC TENNESSEE, AND OTHER SUITABLE COMPANIES AS NEEDED FOR EMERGENCY STREET RESURFACING FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$175,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-70-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AWARDS TO STOWERS, BOBCAT, CONTRACTORS MACHINERY, UNITED RENTALS, NORTRAX, AND OTHER SUITABLE COMPANIES AS NEEDED FOR THE RENTAL OF HEAVY EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$75,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-71-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO WASTE MANAGEMENT FOR THE DISPOSAL OF BIOSOLIDS AT THE CHESTNUT RIDGE LANDFILL FOR THE PUBLIC WORKS DEPARTMENT FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$85,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

Following explanation regarding the disposal of material from Public Works Director Gary Cinder, the resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-72-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO MANSFIELD OIL COMPANY FOR FURNISHING UNLEADED AND DIESEL FUEL FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$683,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-73-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO HD SUPPLY POWER SOLUTIONS AND OTHER SUITABLE QUALIFIED PROVIDERS FOR FURNISHING ABB BRAND CUTOUTS OR OTHER QUALIFIED BRANDS FOR THE ELECTRIC DEPARTMENT FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$35,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-74-2014

A RESOLUTION WAIVING COMPETITIVE BIDS AND MAKING AN AWARD TO THE BEST PROVIDERS FOR FURNISHING CHEMICALS FOR THE WATER AND WASTEWATER TREATMENT PLANTS FOR FISCAL YEAR 2015 IN THE ESTIMATED AMOUNT OF \$300,000.00.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

Mr. T.J. Garland, 120 Outer Drive, expressed his concern over the utilization of fluorides in water and requested that City Council appointment a committee to study the use of fluoride in water.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-75-2014

A RESOLUTION AWARDED BIDS IN THE GRAND TOTAL ESTIMATED AMOUNT OF \$1,419,739.00 FOR THE FURNISHING OF VARIOUS MATERIALS AS REQUIRED BY THE CITY DURING FISCAL YEAR 2015.

Mayor Pro Tem Miller moved, seconded by Councilmember Hope that the resolution be adopted.

The resolution was unanimously adopted by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Resolution No. 07-76-2014

A RESOLUTION APPROVING AMENDMENT NO. 3 TO THE LEASE AGREEMENT BETWEEN THE CITY AND THE OAK RIDGE CHAMBER OF COMMERCE TO ELIMINATE THE PROHIBITION ON POLITICAL ACTIVITIES.

Councilmember Hope moved, seconded by Mayor Pro Tem Miller that the resolution be adopted.

Mr. James Normand, Legal Representative for the Oak Ridge Chamber of Commerce, explained the purpose of the amendment proposed to the lease agreement while also responding to questions and comments of City Council.

The resolution was adopted by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," and Councilmember Baughn "abstaining."

FINAL ADOPTION OF ORDINANCES

(NONE)

ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Elections/Appointments

2014 Mid-Year Election

Elect two (2) applicants to the Board of Building and Housing Code of Appeals

Councilmember Hensley moved, seconded by Councilmember Hope to consider Mr. Leonard Vaughn and Mr. Phil Yager's application, by acclamation, to the Board of Building and Housing Code of Appeals. The motion was approved by unanimous voice vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Following the voice vote, Mr. Leonard Vaughn was elected by ballot to the Board to serve a balance of an unexpired term ending on December 31, 2015 and Mr. Phil Yager was elected by ballot to the Board to serve a balance of an unexpired term ending on December 31, 2016.

Elect one (1) applicant to the Convention and Visitors Bureau

Councilmember Hope moved, seconded by Councilmember Garcia Garland to elect Mr. Jim Dodson, by acclamation, to the Oak Ridge Convention and Visitors Bureau for a balance of an unexpired term ending on December 31, 2014. The motion was approved by unanimous voice vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Elect one (1) applicant to the Oak Ridge Housing Authority

Elected Ms. Carol G. Cox, by ballot, to the Oak Ridge Housing Authority to serve a balance of an unexpired term ending on December 31, 2015.

Elect two (2) applicants to the Recreation and Parks Advisory Board

Elected Mr. John Clayton, by ballot, to serve on the Recreation and Parks Advisory Board for a balance of an unexpired term ending on December 31, 2015, and elected Mr. Bradley Spears, by ballot, to serve a balance of an unexpired term ending on December 31, 2014.

Elect one (1) applicant to the Senior Advisory Board

The City Clerk noted that due to a correction in Mr. John Clayton's application, there were no applicants to consider for the Senior Advisory Board.

Announcements

Scheduling

Scheduling of a special-called City Council meeting on Monday, July 21, 2014 at 5:00 p.m. in the Courtroom of the Municipal Building for second reading of the appropriation ordinance.

The City Manager noted the special-called meeting as referenced above, while also reminding City Council of a work session, scheduled for July 17, 2014 at 9:00 a.m. with Honna Rogers, Municipal Technical Advisory Services (MTAS) Consultant, facilitating. Mr. Watson also mentioned an upcoming community meeting (July 24, 2014) with the American Museum of Science of Energy (AMSE) on the operations and management of the facility.

COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Councilmember Hope requested information at a future meeting to remove the traffic camera equipment.

SUMMARY OF CURRENT EVENTS

CITY MANAGER'S REPORT

International Legislative Process and Governance Professional Fellows Program

Discussions were held on the City Manager's travel to Indonesia for the above referenced program in relation to city business.

No formal action was taken on the report.

CITY ATTORNEY'S REPORT

(NONE)

ADJOURNMENT

The meeting adjourned at 12:15 a.m.

Diana R. Stanley, City Clerk
CITY OF OAK RIDGE, TENNESSEE

**MINUTES OF THE OAK RIDGE
CITY COUNCIL SPECIAL MEETING**

July 21, 2014

The special meeting of the Oak Ridge City Council convened at 5:15 p.m. on July 21, 2014, in the Courtroom of the Municipal Building with Mayor Pro Tem D. Jane Miller presiding.

INVOCATION

Councilmember Trina Baughn delivered the Invocation.

PLEDGE OF ALLEGIANCE

Mr. Aaron Wells led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

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

Mayor Thomas L. Beehan was absent.

Councilmember L. Charles Hensley and Councilmember David N. Mosby were absent during roll call, but arrived later in the meeting.

Also present were Mark S. Watson, City Manager; Janice E. McGinnis, Finance Director; Tammy M. Dunn, Senior Staff Attorney serving in the absence of City Attorney Kenneth R. Krushenski; and Diana R. Stanley, City Clerk

SPECIAL REPORTS

Report from the Traffic Safety Advisory Board (TSAB) to the Oak Ridge City Council on their recommendation to improve the safety of pedestrian crossing on the Oak Ridge Turnpike between the Oak Ridge High School and the Civic Center by way of an on-demand traffic signal with a pedestrian all red phase.

Mr. Bill Redmond, Vice Chair of the Traffic Safety Advisory Board, reviewed the Board's recommendation for an on-demand traffic signal with a pedestrian all red phase for vehicular and pedestrian safety in an estimated amount of \$200,000.00. Mr. Redmond and City Engineer and Traffic Safety Advisory Board Staff Liaison Steve Byrd also responded to questions and comments of City Council during discussions of this report.

(Councilmembers Hensley and Mosby arrived during discussions of this Special Report.)

The City Manager explained that City Council would consider support of the Board's recommendation at the August City Council meeting.

Mr. Gene Dunaway, member of the Traffic Safety Advisory Board, expressed his opposition to the Board's recommendation of a traffic signal installation at the location.

The Special Report was delivered for informational and discussion purposes of City Council. No action was taken during the meeting.

RESOLUTIONS

Council was to consider one of the following options during the meeting:

Option 1: A RESOLUTION APPROVING A CONTRACT BETWEEN THE CITY AND THE OAK RIDGE CONVENTION AND VISITORS BUREAU (CVB) FOR THE PROVISION OF SERVICES AND MATERIALS TO PROMOTE TOURISM IN OAK RIDGE FOR THE PERIOD JULY 1, 2014 THROUGH JUNE 30, 2015 (FY 2015) IN AN AMOUNT NOT TO EXCEED \$ _____

Option 2: A RESOLUTION APPROVING A CONTRACT BETWEEN THE CITY AND THE OAK RIDGE CONVENTION AND VISITORS BUREAU (CVB) FOR THE PROVISION OF SERVICES AND MATERIALS TO PROMOTE TOURISM IN OAK RIDGE FOR THE PERIOD JULY 1, 2014 THROUGH JUNE 30, 2015 (FY 2015) IN AN AMOUNT NOT TO EXCEED \$275,000.00.

Option 3: A RESOLUTION APPROVING A SHORT-TERM CONTRACT BETWEEN THE CITY AND THE OAK RIDGE CONVENTION AND VISITORS BUREAU (CVB) FOR THE PROVISION OF SERVICES AND MATERIALS TO PROMOTE TOURISM IN OAK RIDGE THROUGH SEPTEMBER 30, 2014 IN AN AMOUNT NOT TO EXCEED \$75,000.00, AND DIRECTING THE CITY MANAGER TO DEVELOP A TRANSITION PLAN TO TAKE CVB OPERATIONS IN-HOUSE.

The City Manager reviewed the three above mentioned options noting that the Oak Ridge Convention and Visitors Bureau (CVB) had submitted a contract to the Oak Ridge City Council, after posting of the July 21, 2014 agenda packet for its inclusion, but that the Council later received a contract from the CVB outlining the parameters and a dollar amount as requested by the CVB.

Councilman Hensley moved to selection Option 1 in the amount of \$300,000.00 as requested by the CVB. The motion failed for a lack of a second and during discussions of the motion, Council requested discussing of the presentation by the CVB and staff before selecting an option.

CVB Chairman Aaron Wells provided an overview of the contract submitted that would address tourism in the community.

Ms. Debi Boody, Interim Director of the CVB, indicated that the CVB had prepared a budget that outlines the \$300,000.00 request and could review those details with the City Council outside of the meeting.

The City Manager noted that the \$275,000.00 was the availability based on occupancy tax collections, but that the City could accommodate the \$300,000.00 CVB request.

The City Council and the Chair of the Board discussed the Board providing matrices or results that measures the Board's accomplishments in relation to tourism in Oak Ridge, as well as a scope of work that outlines expectations or areas to achieve, and reporting measures.

Finance Director Janice McGinnis reviewed the collections of the hotel-occupancy tax collections that are provided to the CVB as part of previous year's collections.

Councilmember Baughn moved to consider Option 1 without a specified amount. The motion was seconded by Councilmember Hensley. During discussions of consideration of the motion presented by Councilmember Baughn, City Council noted the desire to review components of the CVB presented contract.

Councilmember Hensley moved to amend the motion for consideration of Option 1 with a specified amount not to exceed \$300,000.00. The motion was seconded by Councilmember Hope.

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

Following discussions on how to proceed with consideration of a contract, Councilmember Mosby moved

to table consideration until the next City Council meeting or until a time when City Council, City Staff, and the Board can further discuss details of a contract. The motion was seconded by Councilmember Hope.

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

CVB Chairman Aaron Wells requested that City Council consider approval of a contract during the meeting, in the interim, and to allow the Board to draft a satisfactory contract for City Council during this short period. Similarly, the City Manager offered a suggestion regarding a three-month extension of the existing contract to continue to work on the details of a CVB contract.

Dr. Jim Horton, 106 Carson Lane, commented about encouraging City Council to consider an end of October date to allow ample time to work on the details.

Councilmembers Baughn, Hope, Hensley, and Mosby called for the previous question to address the existing motion on the floor. The motion to approve Option 1 with an unspecified amount failed unanimously by board vote with Councilmembers Baughn, Garcia Garland, Hensley, Hope, Mosby, and Mayor Pro Tem Miller voting "Nay."

Councilmember Hensley moved to consider an extension of the current contract at \$300,000.00 pro-rated funding (\$100,000.00) beginning July 1, 2014 to October 30, 2014 so as to develop a contract that includes measures of performance and benchmarking details worked out with the City Manager and the CVB Board. The motion was seconded by Councilmember Hope.

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

FINAL ADOPTION OF ORDINANCES

Ordinance No. 07-2014

AN ORDINANCE TO AMEND ORDINANCE NO. 06-2014, WHICH ORDINANCE IMPOSES A TAX ON ALL PROPERTY WITHIN THE CITY, FIXING THE RATE OF THE TAX, ADOPTING A BUDGET, AND ADOPTING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2014, BY AMENDING SAID APPROPRIATIONS.

Councilmember Hensley moved, seconded by Councilmember Hope that the ordinance be adopted.

Dr. Jim Horton, 106 Carson Lane, expressed his opposition regarding the property tax and delinquency property tax collection dates and inquired if the amendments to the appropriation ordinance related to the interest earned on property tax collections.

Finance Director Janice McGinnis explained that the FY 2015 Budget reflected the adjustments of total interest earned.

During discussions of the ordinance changes, the Finance Director clarified that the General Purpose School Fund total was reduced from \$62,839,557 to \$55,588,127, and the West End Fund was increased from \$2,597,110 to \$2,729,522. Ms. McGinnis further noted that the budget change in the General Purpose School Fund was a reflection of the budget recently adopted by the Board of Education for Fiscal Year 2015, and that the budget total for all city funds was \$175,726,603.00, a reduction of \$7,119,018.00 from final adoption of Ordinance No. 06-2014 in June 2014.

City Council and City Staff discussed, in detail, the calculations on the one-month interest that was not earned on property tax collections as a result of shifting the property tax collection dates.

The ordinance was approved on second reading by board vote with Councilmembers Garcia Garland,

Hensley, Hope, Mosby, Mayor Pro Tem Miller voting “Aye,” and Councilmember Baughn abstaining.

ADJOURNMENT

The meeting adjourned at 7:20 p.m.

Diana R. Stanley, City Clerk
CITY OF OAK RIDGE, TENNESSEE

**OAK RIDGE CITY COUNCIL
WORK SESSION MINUTES**

July 28, 2014

The Work Session of the Oak Ridge City Council convened at 7:00 p.m. on July 28, 2014 in the Multipurpose Room in the Central Services Complex.

Present: Trina Baughn, Councilmember
Tom Beehan, Mayor
Anne Garcia Garland, Councilmember
Charlie Hensley, Councilmember
Chuck Hope, Councilmember
David Mosby, Councilmember (arrived later in the meeting)

Jane Miller, Mayor Pro Tem Miller, was absent.

Also Present: Mark S. Watson, City Manager
Ken Krushenski, City Attorney
Diana Stanley, City Clerk

DISCUSSION AND REVIEW OF STATUS OF CLARK CENTER PARK ON MELTON HILL LAKE AND DOE INQUIRY ABOUT CITY OF OAK RIDGE INTEREST IN THE PARK. DISCUSSION WILL CENTER ON CITY COUNCIL KNOWLEDGE OF THE PARK AND ITS AMENITIES, AND STRATEGIC INFORMATION NEEDS OF CITY COUNCIL TO MAKE A DECISION ON THIS REQUEST.

The City Manager and the Recreation and Parks Director Josh Collins provided a photo overview of Clark Center Park. The City Manager noted the many variables that the City needed to consider including cost, infrastructure, property transfer, and maintenance, and that this was the early stages of discussion with the Council.

During these discussions, many of Council wished to obtain additional information from the Department of Energy (DOE) regarding the transfer and/or sale of the property and the maintenance costs to possibly take a position on the interest of the property.

UPDATES AND DISCUSSION FROM CITY MANAGER:

Mr. Watson provided the following updates:

- *Progress on Blankenship Field project*
City staff has met with the Oak Ridge School and the Oak Ridge Blankenship Revitalization Committee and bid awards will be presented in accordance with city purchasing guidelines. Also, the City will bring forward a formalized document on the three entities process related to the design phase.
- *Equalization basin review process*
Basins are currently out for bid to begin the process with bid award coming to City Council possibly in September.
- *Jackson Square Revitalization Project*
The Jackson Square Revitalization Project has been redesigned to fall within budget parameters.
- *TPO update on TDOT activities/funding/bus programs*
Public area bus services may be facing federal funding shortages.
- *Scarboro Reunion*
City personnel spent time recruiting in the neighborhood for the City of Oak Ridge.
- *Review of July 17, 2014 Work Session, by Anne Garcia Garland*

City staff provided City Council with previous reports for possible discussion at the July 31, 2014 Work Session—one from former City Manager James O'Connor on goals; and the second report provided was an assessment by Mr. Watson three-weeks into his employment.

REVIEW OF PROCESS ON AMSE PROJECT AND COMMUNITY MEETINGS.

The City Manager noted that the next Community Meeting was scheduled for August 19, 2014 with topics to potentially change based on scheduling with guest speaker.

City Council also held discussions on the future operation of the AMSE museum.

UPCOMING RECOMMENDATIONS BY THE PLANNING COMMISSION ON SHOOTING RANGES AND SIGN TEXT AMENDMENTS (SCHEDULED FOR CONSIDERATION AT THE AUGUST 11, 2014 COUNCIL MEETING).

Community Development Director Kathryn Baldwin reviewed the zoning changes for shooting ranges and sign text amendments.

Ms. Baldwin noted that the Oak Ridge Sportsman's Association had been offered the opportunity to provide suggestions to staff to include language in the amendments for consideration. Additionally, she noted that the organization is, and has been, grandfathered for permitted use. She also noted that city staff had also met with the indoor shooting range prospect to allow an opportunity for that company to provide suggested language for consideration as well.

During explanations, Ms. Baldwin responded to questions and comments of City Council regarding these text amendments. During discussions of the sign text amendments, several comments were raised by Council as to the restrictive nature of the sign text amendments, the practicality of enforcement for staff, and utilization in the community. Based on these discussions, city staff would not be bringing forward sign text amendments for consideration at the August 11, 2014 City Council meeting.

ADJOURNMENT

The meeting adjourned at 9:50 p.m.

Diana R. Stanley, City Clerk
CITY OF OAK RIDGE, TENNESSEE

PUBLIC WORKS MEMORANDUM
14-29

DATE: July 15, 2014
TO: Mark S. Watson, City Manager
FROM: Gary M. Cinder, P.E., Director of Public Works
SUBJECT: WATER METER TESTING AND REPAIR

Introduction

An item for City Council's consideration is the expenditure of funds in the estimated amount of \$30,000.00 to Hydro Meter Service, Inc., Pontiac, Michigan for professional services to provide testing and repair of potable water meters servicing the City water distribution system.

Funding

Funding for this project is available in the Water Fund budget.

Background

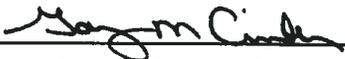
The City has approximately 170 water meters, sizes 1½ inch through 4 inch serving various commercial water customers that are tested on an annual basis. Thirty of those, which are the highest water users, are tested twice annually to ensure maximum accuracy. The bid award is based on the total cost of testing these meters, which is \$23,843.00. The remaining estimated amount of \$6,157.00 awarded in the contract will be used, as needed, contingent upon any repairs per the contract agreement, with Hydro Meter required to supply the repair parts.

The meters serving the customers act as the revenue source for the waterworks fund with the accuracy of these meters being vital in preventing unnecessary water loss and related water and sewer revenue.

This is for a one-year contract with nine one-year options to extend. Sealed bids were solicited from several vendors for these services with Hydro Meter Service, Inc. submitting the low bid. They have an excellent history of providing reliable service to the City for over ten years.

Recommendation

Staff recommends approval of the accompanying resolution for this purchase.



Gary M. Cinder, P.E.

City Manager's Comments:

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



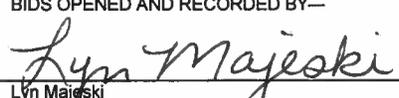
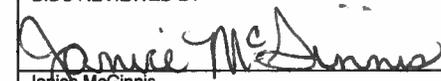
Mark S. Watson

8/1/14

Date

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

FY2015-135
OPENING DATE: July 18, 2014 11:00 A.M.

FOR --- Water Meter Testing Project			BIDDER: Hydro Meter Service, Inc. 595 Bradford Street Pontiac, MI 48341		BIDDER: Rye Engineering PLC 4210 West Main Street Erin, TN 37061		BIDDER:		BIDDER:		
DESCRIPTION	QTY	UNIT(S)	TOTAL UNIT COST	TOTAL	TOTAL UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	
FURNISH ALL LABOR, MATERIALS, TOOLS, AND EQUIPMENT NECESSARY TO PERFORM ALL WORK AND SERVICES REQUIRED FOR WATER METER TESTING AND REPAIR PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE PUBLIC WORKS DEPARTMENT											
TOTAL METER TESTING COST	1	ALL	\$ 23,843.00	\$ 23,843.00	\$ 48,076.00	\$ 48,076.00					
TOTAL CONTRACT PRICE WITH REPAIRS			\$	30,000.00	\$	125,000.00					
TERMS				Net 30		Net 30					
DELIVERY				As Required		As Required					
F.O.B.				Oak Ridge		Oak Ridge					
VIA				Best Way		Best Way					
OTHER BIDDERS CONTACTED: SLC Meter - Pontiac, MI Mid-America Meter - Medina, MN Southern Flowmeter, Inc. - Houston, TX Reed & Shows Meter Repair & Supply Co., Inc. - Douglasville, GA							BIDS OPENED AND RECORDED BY—  Lyn Majeski Accounting Division Manager				
REASON FOR AWARD:			RECOMMEND AWARD BE MADE TO:				BIDS REVIEWED BY—  Janice McGinnis Finance Director				
ONLY BID RECEIVED <input type="checkbox"/> LOW PRICE <input checked="" type="checkbox"/> X BETTER OR REQUIRED DESIGN <input type="checkbox"/> EARLY DELIVERY <input type="checkbox"/> LOWEST TOTAL COST <input type="checkbox"/>			Hydro Meter Service, Inc. 595 Bradford Street Pontiac, MI 48341								

RESOLUTION

A RESOLUTION AWARDING A CONTRACT (FY2015-135) TO HYDRO METER SERVICE, INC., PONTIAC, MICHIGAN, FOR WATER METER TESTING AND REPAIR SERVICES IN THE ESTIMATED AMOUNT OF \$30,000.00.

WHEREAS, the City of Oak Ridge has issued an invitation to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for water meter testing and repair services; and

WHEREAS, bids were received and publicly opened on July 18, 2014, with Hydro Meter Service, Inc., 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:

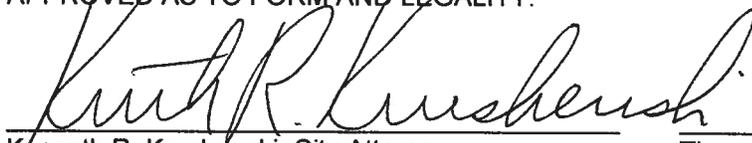
That the recommendation of the City Manager is approved and award is hereby to Hydro Meter Service, Inc., 595 Bradford Street, Pontiac, Michigan 48341, for the furnishing of all labor, tools, materials, equipment and supplies necessary to perform all work and services for water meter testing and repair; said award in strict accordance with contract number FY2015-135, the required specifications, and the bid as publicly opened on July 18, 2014, and in the estimated amount of \$30,000.00.

BE IT FURTHER RESOLVED that the contract is for an initial term of October 1, 2014 through June 30, 2015, with the City having the option to renew for up to nine (9) additional one-year terms and upon each renewal, if exercised, the contract amount will be adjusted based on the Consumer Price Index.

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 August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

ELECTRIC DEPARTMENT MEMORANDUM

14-14

DATE: July 25, 2014
TO: Mark S. Watson, City Manager
FROM: Jack L. Suggs, Electric Director
SUBJECT: PURCHASE OF ELECTRICAL EQUIPMENT FOR WASTEWATER TREATMENT PLANT

Introduction

An item for City Council's consideration is a purchase of three 480 volt electrical switchgears from Graybar Electric, Knoxville, Tennessee in the estimated amount of \$55,860.

Funding

Funding for this equipment will be through the Electric Fund. This equipment will be part of the electric distribution system for the Wastewater Treatment Plant.

Background

As described in Electric Department Memorandum 14-10 (copy attached), a dramatic failure of the electrical switchgear at the wastewater treatment plant necessitated reconfiguration and eventual reconstruction of the distribution system inside the plant.

The total cost of equipment was estimated to be near \$400,000, including the switchgears which were purchased for \$319,765.00. We remain on the budget estimate.

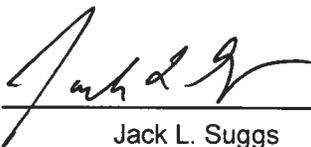
Work has started on the project in anticipation of equipment delivery and restoration of the full electrical system with backup remains targeted for this fall.

Recommendation

Approval of the attached resolution is recommended.

Attachment(s)

Electric Memorandum 14-10



Jack L. Suggs

City Manager's Comments:

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

Mark S. Watson

Mark S. Watson

8/1/14

Date

ELECTRIC DEPARTMENT MEMORANDUM

14-10

DATE: June 11, 2014
TO: Mark S. Watson, City Manager
FROM: Jack L. Suggs
SUBJECT: PURCHASE OF ELECTRICAL SWITCHGEAR EQUIPMENT

Introduction

An item for City Council's consideration is award of bids for the provision of an electrical switchgear needed for an urgent repair at the Wastewater Treatment Plant. The attached resolution makes an award to Irby Utility Distributor of Nashville, Tennessee in the estimated amount of \$319,765.00 for this equipment.

Funding

Funding for the replacement equipment is through the Electric Fund. This is because the equipment being purchased will be on the utility side of the electric meters.

Review

The Wastewater Treatment Plant (WWTP) is supplied electrical power through two high voltage utility feeds to ensure continuous operation. It also has backup emergency generators to meet critical needs in the event of simultaneous failure of the two electrical feeds.

The power from the two high voltage feeds flows into the WWTP through a series of three specialized pieces of electrical equipment, termed "metal clad switchgear (switchgear)."

Each of the switchgears has two "sides" from which power can be fed. This means if power from one "side" is lost, through a series of manual steps, power to the Wastewater Treatment Plant's equipment can be restored through the other side. This arrangement provides the redundancy needed to operate the plant.

Each switchgear is a specialty device, designed and constructed for the specific application. Inside the switchgear are switches, transformers, circuit breakers and metering. The power handled by these units is very high, and the equipment operates under a great deal of electrical stress in a difficult environment.

The switchgear was installed when the plant was built in 1979, making it 35 years old. It was inspected and rebuilt in 1991. Staff in the Electric Department was aware that the equipment was reaching the end of its life and was in the early stages of planning and executing a plan for replacement.

The situation changed this year on May 15, when one side of the main switchgear serving the WWTP failed. The failure caused severe damage which has resulted in the plant having only one electrical feed to its largest and arguably most important load. Staff immediately contacted the manufacturer of the switchgear whose service technicians arrived on May 16 to evaluate the situation.

The evaluation revealed that the switchgear was in worse condition than previously thought. The manufacture deemed the equipment obsolete and economically unrepairable. Replacement and spare parts were not generally available, but even if they were, the overall age and condition of the equipment prevented its repair. A written report dated June 2 echoed the initial examination's results. The two undamaged switchgears are of the same vintage and replacement is recommended for all units.

After extensive study and consultation with Public Works, staff has determined to replace the switchgear with a type standard to our system instead of purpose built units. In addition to the obvious advantage of having spare parts on hand that can be used in several places in our system, the new switchgear will be an advantage to our distribution automation efforts and provide a faster and more secure power restoration in case of failure. Cost is comparable to replacing the equipment directly.

With the WWTP receiving power through a single feed from a damaged piece of equipment, time is of the essence. If the current equipment fails, it will take significant time to create an emergency feed which, in itself, will be without backup until the new equipment is installed.

Normal lead time for the needed equipment is five months after receipt of order. Our engineering staff contacted the manufacturer of the switchgear we use in the Electric System, however, and learned that a current manufacturing "run" of the equipment was planned for July. We immediately prepared specifications and bid the switchgear units. Due to the urgency of the acquiring this equipment, delivery is anticipated in early September of this year.

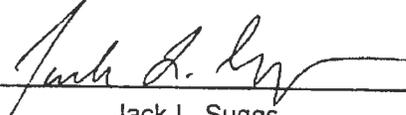
In addition to the three switchgears, the new electric feeds will require two "Intellirupters," which will be installed on electric distribution circuits. Units that are on hand will be used to expedite construction, but replacement units are included in the bid. Other expenses to complete the project will involve modification of some feed and service entrances for the WWTP facilities.

The bid specifications also includes approximately \$83,075.00 for spare switchgear being purchased. The total cost will include the Intellirupters and switchgear from this purchase plus some specialized 480 volt switchgears that will be purchased in the near future at an estimated cost of \$90,000, totaling this project at approximately \$317,000.00 (not including the spare).

We believe this investment is a good one that will provide a reliable source of power for this important facility as well as increasing the power reliability for other customers in the area.

Recommendation

Staff recommends approval of the attached resolution.



Jack L. Suggs

City Manager's Comments:

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

Mark S. Watson

Date

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

OPENING DATE: July 22, 2014 11:00 A.M.

FOR ---			BIDDER:		BIDDER:		BIDDER:		BIDDER:	
480 Volt Switchgear			Graybar Electric 3020 North Central Avenue Knoxville, TN 37918		Stokes Electric Company 1701 McCalla Avenue Knoxville, TN 37915		Stokes Electric Company 1701 McCalla Avenue Knoxville, TN 37915		Eaton Corporation 3216 Wrights Ferry Rd Louisville, TN 37777	
DESCRIPTION	ITEM	QUANTITY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
THE FURNISHING OF A 480 VOLT SWITCHGEAR PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE ELECTRIC DEPARTMENT	1	3	Manufacturer Square D		Manufacturer Square D		Manufacturer General Electric		Manufacturer Eaton Corporation	
			\$ 18,620.00	\$ 55,860.00	\$ 18,658.00	\$ 55,974.00	\$ 20,486.67	\$ 61,460.00	\$ 25,514.00	\$ 76,542.00
TOTAL PRICE			\$ 55,860.00		\$ 55,974.00		\$ 61,460.00		\$ 76,542.00	
TERMS			Net 30		Net 30		Net 30		Net 30	
DELIVERY			75 Working Days ARO		70 ARO		Not Indicated		12-14 Weeks	
F.O.B.			Oak Ridge		Oak Ridge		Oak Ridge		Oak Ridge	
VIA			Best Way		Best Way		Best Way		Best Way	

OTHER BIDDERS CONTACTED:
Wesco Distribution, Inc. - Knoxville, TN
Kendall Electric - Knoxville, TN
Siemens Energy, Inc. - Chattanooga, TN
Mayer Electric Supply - Oak Ridge, TN
Vol Power Sales - Knoxville, TN

BIDS OPENED AND RECORDED BY---

Lynn Majeski
Lynn Majeski
Accounting Division Manager

REASON FOR AWARD

ONLY BID RECEIVED	<input type="checkbox"/>
LOW PRICE	<input type="checkbox"/>
BETTER OR REQUIRED DESIGN	<input type="checkbox"/>
EARLY DELIVERY	<input type="checkbox"/>
LOWEST TOTAL COST	<input checked="" type="checkbox"/>

RECOMMEND AWARD BE MADE TO:

Graybar Electric
3020 North Central Avenue
Knoxville, TN 37918

BIDS REVIEWED BY---

Janice McGinnis
Janice McGinnis
Finance Director

NUMBER _____

RESOLUTION

A RESOLUTION AWARDING A BID IN THE ESTIMATED AMOUNT OF \$55,860.00 TO GRAYBAR ELECTRIC, KNOXVILLE, TENNESSEE, FOR THE FURNISHING OF THREE (3) 480 VOLT ELECTRICAL SWITCHGEARS FOR THE WASTEWATER TREATMENT PLANT.

WHEREAS, the City of Oak Ridge issued invitations to bid for the purchase of three (3) 480 volt electrical switchgears for the Wastewater Treatment Plant; and

WHEREAS, bids were received and publicly opened on July 22, 2014, with Graybar Electric 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 Graybar Electric, 3020 North Central Avenue, Knoxville, Tennessee 37918, for the furnishing of three (3) 480 volt electrical switchgears for the Wastewater Treatment Plant; said award in strict accordance with the required specifications and the bid as submitted and publicly opened on July 22, 2014, and in the estimated amount of \$55,860.00.

This the 11th day of August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

RESOLUTIONS

PUBLIC WORKS MEMORANDUM
14-30

DATE: August 1, 2014
TO: Mark S. Watson, City Manager
FROM: Steven R. Byrd, P.E., City Engineer
THROUGH: Gary M. Cinder, P.E., Director of Public Works *GMC*
SUBJECT: PROPOSED TRAFFIC SIGNAL - OAK RIDGE TURNPIKE/OAK RIDGE HIGH SCHOOL INTERSECTION

Introduction

An item for City Council's consideration is a resolution approving the installation of a traffic signal at the Oak Ridge Turnpike/Oak Ridge High School intersection subject to the State's approval of the traffic signal design and execution of a Memorandum of Understanding between the Tennessee Department of Transportation and the City of Oak Ridge that assigns the perpetual maintenance responsibility to the City.

Funding

Oak Ridge City Council Resolution No. 4-30-11 authorized approval of expenditures from the Special Programs Fund for transportation enhancement projects for traffic capacity/safety, school crossing, and bicycle/pedestrian safety. The Special Programs Fund is proposed for funding the traffic signal. Design and construction cost is estimated at \$200,000.

Background

Over the years, the City has implemented several safety measures at this location that include crosswalk pavement markings, pedestrian warning signs, flashing school speed limit 20 MPH signs, speed limit enforcement cameras and use of a school crossing guard during the AM and PM school arrival and dismissal times.

In March 2014, City Council requested TSAB to review possible traffic control alternatives to improve the safety for pedestrian crossing at the Oak Ridge Turnpike (State Route 95) intersection and to make a recommendation to City Council within a few months. During this period, TSAB discussed the below listed traffic/pedestrian control measures.

- Traffic signal
- Pedestrian Hybrid Beacon
- Pedestrian Guardian System
- Flashing Pedestrian Warning Sign Beacon
- Speed enforcement cameras
- Crossing guard
- Eliminating the pedestrian crosswalk
- Additional pavement markings/signs

Discussions of these measures included review of material/studies provided by staff, and other TSAB members including vehicle crash data for the last 6 years and 2 months (no crashes), traffic/pedestrian volume counts, pedestrian gap study, traffic signal warrant analysis and before/after vehicle speed data provided by Redflex Traffic Systems. At the July 15, 2014 meeting, TSAB voted 5-2 in favor of a motion recommending the installation of a traffic signal that would incorporate a pedestrian push-button activated

"all-red" exclusive signal phase for the Turnpike pedestrian crossing movement. Following the Board's approval of a recommendation for a traffic signal, the Vice Chairman reviewed TSAB's recommendation with the City Council at the July 21, 2014 Special Meeting.

The timeframe to complete signal design, bidding, Council/TDOT approvals and construction is estimated at 9-10 months. If Council approves the installation of a traffic signal, staff will have an engineering services contract for design ready within a couple of weeks at a cost of less than \$25,000. The design process will include a review of additional needed infrastructure to accommodate a possible access to a National Park facility located on the south side of the Turnpike.

Recommendation

Pursuant to TSAB's recommendation, staff recommends approval of the accompanying resolution authorizing the installation of a traffic signal at the Oak Ridge Turnpike/Oak Ridge High School intersection subject to the State's approval and execution of a Memorandum of Understanding between the Tennessee Department of Transportation and the City of Oak Ridge that assigns the perpetual maintenance responsibility to the City.

Attachments

- Intersection aerial photo
- TSAB email to City Council



Steven R. Byrd, P.E.

City Manager's Comments:

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



Mark S. Watson



Date

OR HIGH SCHOOL
ENTRANCE

1600' TO ROBERTSVILLE RD.

OR TURNPIKE

870' TO TULANE AVE.

CIVIC CENTER

COR PW ENGINEERING/SRB/CCB
APRIL 3, 2014
SCALE: 1"= 50'

From: Bill Polfus <polfi1@comcast.net>
Sent: Tuesday, July 15, 2014 11:39 PM
To: Watson, Mark; Stanley, Diana; City Council
Cc: Aditya Savara ; Andrew Howe; Ben Redmond; Bill Davis; Byrd, Steve; Gene Dunaway; Jana Humphery; Jane Shelton
Subject: TSAB Recommendation - Oak Ridge Turnpike (SR 95) / Oak Ridge High School Access

It was requested by City Council that the Traffic Safety Advisory Board (TSAB) review alternatives and make a recommendation to improve the safety of pedestrian crossing the Oak Ridge Turnpike (SR 95) between the Oak Ridge High School and the Civic Center.

After considering multiple options and multiple combinations the TSAB voted 5 to 2 in favor of a motion **recommending an on-demand traffic signal at the intersection or the Oak Ridge High School parking lot and the Turnpike (SR 95) with a pedestrian all red phase.**

The TSAB felt that this option provided for the greatest safety and the highest probability for use by pedestrians. A secondary benefit is that vehicles would be able to exit the parking lot safely. TSAB Staff Liaison Steve Byrd provided an estimate of \$150,000-\$200,000 and 9 to 11 months to install which would not be complete for the upcoming school year.

Other options considered included a Flashing Beacon similar to that installed at Emory Valley Center for a cost of \$25,000 and 2 month installation period. The TSAB felt this was a good option but it failed to stop traffic for pedestrians to cross. This means a pedestrian must step into the crosswalk and rely on four lanes of traffic to see them and stop for them. This system works well at Emory Valley Center (~7,000 vehicles per day) but could be marginal on the Turnpike (SR 95) (~22,000 vehicles per day).

The TSAB also considered several different approaches that used new technology. One was a Pedestrian Guardian System by Redflex which is set up on the crosswalk and senses when a car passes when a pedestrian is in the crosswalk and films the vehicle license plate and issues a ticket. This option was good for detecting violators but fails to assure that vehicle don't stop when pedestrians are in the roadway.

One option that did stop traffic on demand was a Hybrid Beacon (often called a HAWK) that has three lights that when activated by a pedestrian would flash yellow, then turn red. The drawback of this system was that it had to be 100 feet from the current crosswalk so as not to interfere with the parking lot vehicle exit. TSAB felt that it was not likely the students would consistently use it. Also it may be confusing to many drivers as it has not been commonly used in Tennessee.

Other safety elements considered were crossing guards, added road markings, and reactivation of the speed cameras. Doing nothing and elimination the crosswalk to require pedestrians to use the traffic signal crosswalks at Tulane were also considered.

The TSAB considered many different combination of the above elements but in the final analysis pedestrian safety could best be served by an on-demand traffic signal with a pedestrian all red phase. Once activated it would be in synchronization with other lights on the Turnpike (SR 95) but would include an all red phase of 25 to 30 seconds. If not activated the Turnpike (SR 95) would remain green. This option is expensive but also eliminates the need for a crossing guard.

Respectfully submitted,

Bill Polfus
Chairman
Oak Ridge Traffic Safety Advisory Board
865-567-0375 (cell)

RESOLUTION

A RESOLUTION APPROVING INSTALLATION OF A TRAFFIC SIGNAL ON THE OAK RIDGE TURNPIKE AT THE OAK RIDGE HIGH SCHOOL CONDITIONED UPON DESIGN APPROVAL BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) AND EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND TDOT ASSIGNING PERPETUAL MAINTENANCE OF THE TRAFFIC SIGNAL TO THE CITY.

WHEREAS, at the request of City Council, the Traffic Safety Advisory Board (TSAB) reviewed possible traffic control alternatives to improve the safety of pedestrian crossing on the Oak Ridge Turnpike at the Oak Ridge High School; and

WHEREAS, at the July 15, 2014 meeting, TSAB voted 5-to-2 to recommend to City Council the installation of a traffic signal which would incorporate a pedestrian push-button activated "all-red" exclusive signal phase for Oak Ridge Turnpike pedestrian crossing movement at the Oak Ridge High School; and

WHEREAS, installation of a traffic signal at this location is subject to design approval by the Tennessee Department of Transportation (TDOT) and, if approval is received, execution of a Memorandum of Understanding between the City and TDOT assigning perpetual maintenance of the traffic signal to the City; and

WHEREAS, City Council has determined installation of a traffic signal at this location will benefit the City of Oak Ridge, Tennessee, and the citizens thereof.

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

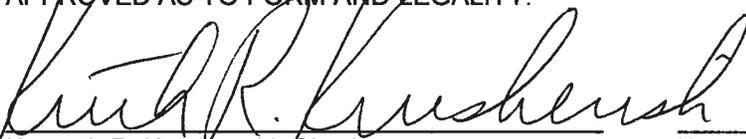
That the City is hereby authorized to install a traffic signal on the Oak Ridge Turnpike at the Oak Ridge High School conditioned upon design approval by the Tennessee Department of Transportation (TDOT) and execution of a Memorandum of Understanding between the City and TDOT assigning perpetual maintenance of the traffic signal to the City.

BE IT FURTHER RESOLVED that funds for this project, which is estimated at \$200,000.00, will come from the Special Programs Fund.

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 August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

OAK RIDGE POLICE DEPARTMENT MEMORANDUM
14-07

DATE: July 23, 2014
TO: Mark S. Watson, City Manager
FROM: James T. Akagi, Chief of Police
SUBJECT: Fleet Purchases

Introduction

An item for the agenda is a resolution authorizing the purchase and equipping of two (2) patrol vehicles (Dodge Chargers) for the Police Department in an amount not to exceed \$99,176.00 which is the state contract price for the vehicles and the additional necessary equipment for both. These purchases meet the design of the Police Department's quarterly procurement plan to extend the lifecycle of the fleet.

Funding

Funding for these purchases will come from the City's Equipment Replacement Fund to which adequate funding is available for vehicles and equipment.

Background/Analysis

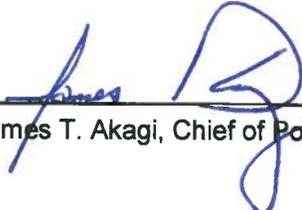
The Oak Ridge Police Department (ORPD) patrol fleet consists of forty-five (45) vehicles: twenty-three (23) of which are assigned to individual officers, twenty-two (22) that are assigned to officers that do not reside within the city limits. The department's fleet also consists of ten (10) unmarked vehicles, three (3) Animal Control vehicles and five (5) Special Services vehicles.

The Take Home Vehicle Program (THVP) was instituted in September 2011. This program dictates individual assignments of vehicles to officers living within the city limits, which is a key incentive for recruiting officers to reside in Oak Ridge. The THVP significantly increases visibility of marked units in the city by creating an enhanced presence in neighborhoods where officers reside. TVHP officers are immediately available to go in service from their residences, enhancing emergency response capabilities and improving productivity. Pride and ownership has been recognized with the TVHP program during inspections, which results in exceptional care of the vehicles and increases the length of service with lower mileage and maintenance costs.

The state bid on Dodge Chargers is currently the lowest pricing for 2014 at \$24,199.00 each. This state contract bid price is good for one year. Relative costs to outfit the patrol vehicles with, computers, radios, dash cameras, and emergency equipment totals \$25,389.00 each. These costs combined total of \$49,588.00 per patrol vehicle, which is comparable to or less than expenditures of other police agencies for fully equipped new patrol vehicles.

Recommendation

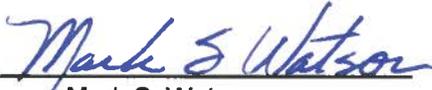
Adoption of the attached resolution is recommended to provide for the purchase and equipping of two (2) patrol vehicles for the amount not to exceed \$99,176.00 utilizing the state contract pricing system.



James T. Akagi, Chief of Police

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION

A RESOLUTION AUTHORIZING THE EXPENDITURE OF UP TO \$99,176.00 FROM THE EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE AND EQUIPPING OF TWO (2) PATROL VEHICLES FOR THE POLICE DEPARTMENT.

WHEREAS, the Police Department instituted a Take Home Vehicle Program (THVP) in September 2011 for officers living in the City Limits as a means to provide magnified police presence in residential neighborhoods and to reduce vehicle maintenance costs; and

WHEREAS, the Police Department desires to expand the THVP by two (2) additional patrol vehicles; and

WHEREAS, the Police Department selected Dodge Charges to purchase and equip the vehicles for use in patrol due to their production for police equipment package, fuel economy, and performance in nationwide trial tests by other law enforcement agencies; and

WHEREAS, the state contract price used for last year's patrol vehicle purchases is still valid and is recommended at a cost of \$24,199.00 per vehicle; and

WHEREAS, equipping of the patrol vehicles with computers, radios, dash cameras, and emergency equipment is estimated at \$25,389.00 per vehicle and will be purchased utilizing the City's bidding process and/or state contracts; and

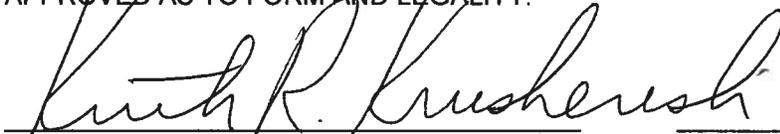
WHEREAS, the City Manager requests approval to spend up to \$99,176.00 from the Equipment Replacement Fund for the purchase and equipping of two (2) patrol vehicles using state contract pricing and/or the City's bid process

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

That the recommendation of the City Manager is approved and the City is hereby authorized to spend up to \$99,176.00 in funds from the Equipment Replacement Fund for the purchase and equipping of two (2) patrol vehicles for the Police Department utilizing state contract pricing for the patrol vehicles and state contract pricing and/or the City's bid process for equipping of the vehicles

This the 11th day of August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

ELECTRIC DEPARTMENT MEMORANDUM

14-15

DATE: August 1, 2014
TO: Mark S. Watson, City Manager
FROM: Jack L. Suggs, Electric Director
SUBJECT: POWER ENGINEERING CONSULTANTS EXPENDITURES

Introduction

An item for City Council's consideration is a resolution authorizing the expenditure of funds for electrical engineering services from a variety of qualified consultants in the estimated amount of \$85,000.

Funding

Funding for the engineering services used will be through the Electric Fund and is further charged to the particular project for which the work is required.

Consideration

The Electric Department has utilized the services of various engineering consultant firms for over twenty-five years, both to supplement its engineering staff and for specialty engineering work. This arrangement is required to allow for completion of work in a timely manner. For work costing in excess of a few hundred dollars, a written proposal is required prior to the commencement of the work.

The expenditures will be made to qualified engineering firms with electrical distribution experience, including, but not limited to Cannon and Cannon Engineering, Allen and Hoshall, DHRS-Engineering Solutions, Mesa Engineering and EI Review and Company, Inc.

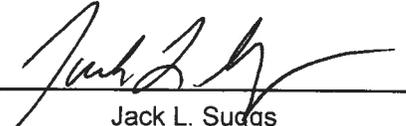
Projects typical of those for which these funds will be used include evaluation of solar projects, engineering studies of system wide performance under modeled conditions, evaluation of the impact of specific speculative loads, cost estimates related to new or expanded industrial loads, engineering design services for project that exceed staff capacity and similar.

Part of the funds authorized will also be used to complete the engineering work necessary for restoring the electrical feeds to the Wastewater Treatment Plant, work which was started with an emergency contract with Cannon & Cannon, Inc., May 28, 2014 as authorized by the City Manager in the amount of \$24,680.

Larger projects, such as the engineering required for the construction of a substation (should one be required) are brought to the Council separately for consideration.

Recommendation

Approval of the attached resolution is recommended.


Jack L. Suggs

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS WITH VARIOUS QUALIFIED CONSULTANTS FOR AS-NEEDED ENGINEERING SERVICES FOR THE ELECTRIC DEPARTMENT IN THE ESTIMATED AMOUNT OF \$85,000.00.

WHEREAS, the Electric Department has a need for professional engineering services throughout the fiscal year; and

WHEREAS, by State law, professional services agreements are not to be based upon competitive procurement methods, but shall be awarded on the basis of recognized competence and integrity; and

WHEREAS, in the past, the Electric Department has used the services of Allen and Hoshall, Cannon and Cannon Engineering, DHRS-Engineering Solutions, EI Review and Company, Inc., Mesa Engineering, and other consultants for professional engineering services, which services have been satisfactory to the City; and

WHEREAS, the City Manager recommends authorization to enter into professional services agreements with various qualified consultants, such as those listed above, for as-needed engineering services for the Electric Department in the estimated amount of \$85,000.00.

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

That the recommendation of the City Manager is approved and the City is hereby authorized to enter into professional services agreements with various qualified consultants for as-needed engineering services for the Electric Department for Fiscal Year 2015 in the estimated amount of \$85,000.00.

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 August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

CITY COUNCIL MEMORANDUM
14-27

DATE: August 5, 2014
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: CLARK CENTER PARK AND DOE

Introduction:

An item for City Council's consideration is a resolution authorizing the City Manager to conduct further discussions with the Department of Energy Oak Ridge Site Manager on the disposition of Clark Center Park on Melton Hill Lake. The City Manager will also begin the collection of important background information needed to make a decision on this matter in conjunction with DOE timetables.

Funding:

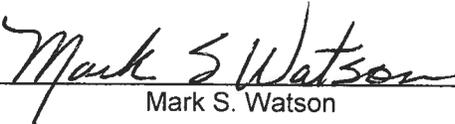
None is required of the City at this time as it is an analytical project and under study by the City Manager's office.

Background:

The City of Oak Ridge has been approached by the Department of Energy in recent weeks about its intent to consider the change of operations at Clark Center Park along Melton Hill Lake. This park has been utilized by many Oak Ridge residents over the years, particularly since it was established by the Union Carbide Company. As operational costs impact DOE facilities, the reduction of \$300,000 in annual operating costs became a high priority. Recognizing that the City of Oak Ridge has considered transfer of facility ownership in the past, the City Manager requested time for the City staff to review with the City Council, which was held on Monday, July 28, 2014. Additionally, a request was made of the DOE Site Manager's office for official documentation of the pending offer, which is attached herewith.

Recommendation:

Approval of the attached resolution is recommended.



Mark S. Watson

Attachments



Department of Energy

Oak Ridge Office
P.O. Box 2001
Oak Ridge, Tennessee 37831

August 4, 2014

The Honorable Tom Beehan
Mayor, City of Oak Ridge
200 South Tulane Avenue
Post Office Box 1
Oak Ridge, Tennessee 37831

Dear Mayor Beehan:

The Department of Energy (DOE) Oak Ridge Office (ORO) is in the process of assessing DOE's continued ownership of land holdings across the Oak Ridge Reservation. One parcel of land under consideration by ORO for disposition is approximately 80 acres of land known as Clark Center Park (Park). This parcel of land is wholly within the city limits of Oak Ridge.

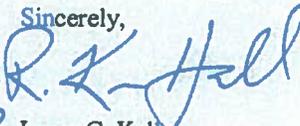
I would like to take this opportunity to thank you for meeting with my staff and me on July 10, 2014, to begin the discussion of a possible future transfer of the Park from federal ownership. As you are aware, federal land transfers can be a lengthy process and I wanted to reach out to the community to assess your views and concerns on a potential transfer of this particular parcel to the City of Oak Ridge.

The citizens of Oak Ridge have long enjoyed the Park for its many amenities and features, much of which are available year round. As you know, DOE has a number of options for disposing of excess real property, and in the case of Clark Center Park, we would be interested in transferring the property to the City of Oak Ridge as a public benefit conveyance. Given the Park's benefit to the citizens of Oak Ridge, the option we currently favor would be to transfer ownership to the City at no cost, provided that the property remains a recreational park asset for the public.

If the City is interested in pursuing ownership of the Clark Center Park parcel, ORO would be pleased to participate in further conversations with you. We understand that in considering this offer, you will need to seek input and direction from a variety of entities. We are available to provide additional information at any time. As I stated in our July 10, 2014, meeting, DOE has not set any deadlines for a response from the City. It is also important to point out that DOE has not established any timeframes for pursuing options to disposition the property.

Please feel free to contact me at (865) 576-4444, or our Assistant Manager for Administration, John Shewairy, at (865) 576-9603, respectively. I look forward to working with you on this or any other matters of interest to the City of Oak Ridge.

Sincerely,


FUR Larry C. Kelly
Manager

cc:

Mark Watson, City of Oak Ridge
Kevin Hall, M-2, OR-SC
John Shewairy, AD-40, OR-SC

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY MANAGER TO CONDUCT FURTHER DISCUSSIONS WITH THE U.S. DEPARTMENT OF ENERGY'S OAK RIDGE SITE MANAGER ON THE DISPOSITION OF CLARK CENTER PARK.

WHEREAS, the U.S. Department of Energy (DOE) is the owner and operator of Clark Center Park (formerly known as Carbide Park), a recreation area at Melton Hill Lake located off of Bull Bluff Road near Bethel Valley Road; and

WHEREAS, the City has been approached by DOE about DOE's intent to consider a change in operations at Clark Center Park; and

WHEREAS, the City Manager requests authorization from City Council to conduct further discussions with DOE's Oak Ridge Site Manager on the disposition of Clark Center Park.

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

That the City Manager is hereby authorized to conduct further discussions with the U.S. Department of Energy's Oak Ridge Site Manager regarding the disposition of Clark Center Park, and provide Council with a monthly report on the progress of these discussions at scheduled work sessions.

BE IT FURTHER RESOLVED that when discussions are finalized, the City Manager shall bring his recommendation with supporting documentation back to Council for approval.

This the 11th day of August 2014.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

**PUBLIC HEARINGS
AND
FIRST READING OF
ORDINANCES**

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
14-30**

DATE: July 22, 2014
TO: Mark Watson, City Manager
FROM: Monica Austin Carroll, Community Development Division Manager 
THROUGH: Kathryn Baldwin, Community Development Director 
SUBJECT: Land Use Plan Amendment – Parcels 039.00, Map 106A, Group A Located on South Illinois Avenue, West of Panera Bread and Aubrey's

Introduction

An item for City Council's consideration is an ordinance to approve a major amendment to the Land Use Plan by changing the designation for Anderson County Tax Map 106A, Group A, Parcel 039.00 from R, Residential to B, General Business.

Funding

No funding is necessary for this item.

Analysis

The subject property is approximately 1.49 acres and is located adjacent to the Woodland Town Center, Phase II PUD, located between South Purdue Avenue and South Illinois Avenue near Woodland Terrace East. By changing this amendment, the Land Use Plan map will be changed to coincide with the proposed zoning for this property. The proposed rezoning is also on the agenda for consideration along with the Preliminary PUD Master Plan.

Staff recommends approval of an amendment to the Land Use Plan Map changing the designation for the subject property from R, Residential to B, General Business due to the location being within a planned growth corridor in the central area of the city, frontage on a major thoroughfare and in an area with existing commercial development. The proposed amendment is consistent with Comprehensive Plan policies to locate commercial development in the city center with access to major thoroughfares and to support the development of retail sales as an important component of the Oak Ridge economic development strategy. Consideration for access to South Illinois Avenue will be discussed during the second reading scheduled for September 8, 2014.

Recommendation

A public hearing was held by the Planning Commission on June 26, 2014. No one from the general public attended the public hearing. The Land Use Amendment was also discussed and recommended to City Council for approval by a vote of 8 – 0 during the regularly scheduled Planning Commission meeting on June 26, 2014.

City Manager's Comments:

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



Mark S. Watson



Date

RESOLUTION OF THE OAK RIDGE MUNICIPAL PLANNING COMMISSION

A RESOLUTION TO REQUEST CITY COUNCIL'S CONSIDERATION AND APPROVAL OF AN AMENDMENT TO THE COMPREHENSIVE PLAN'S LAND USE PLAN, AS A MAJOR AMENDMENT, BY CHANGING THE DESIGNATION OF PARCEL 039.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R, RESIDENTIAL, TO B, GENERAL BUSINESS.

WHEREAS, the Oak Ridge Municipal Planning Commission has received a request to amend the Comprehensive Plan's Land Use Plan, as a major amendment, by changing the designation of Parcel 039.00, Anderson County Tax Map 106A, Group A, from R, Residential to B, General Business; and

WHEREAS, a public hearing thereon has been held as required by law; and

WHEREAS, the Oak Ridge Municipal Planning Commission has approved the requested amendment; and

WHEREAS, the Oak Ridge Municipal Planning Commission hereby requests City Council's consideration and approval of the requested amendment.

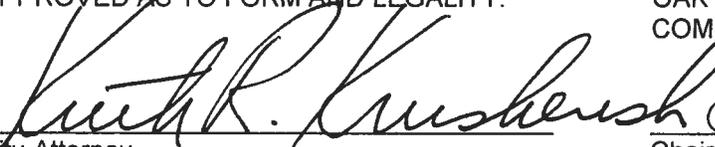
NOW, THEREFORE, BE IT RESOLVED BY THE OAK RIDGE MUNICIPAL PLANNING COMMISSION:

That the Oak Ridge Municipal Planning Commission hereby requests City Council's consideration and approval of an amendment to the Comprehensive Plan's Land Use Plan, as a major amendment, by changing the designation of Parcel 039.00, Anderson County Tax Map 106A, Group A, from R, Residential to B, General Business.

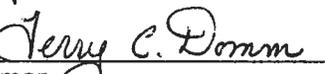
This the 26th day of June 2014.

APPROVED AS TO FORM AND LEGALITY:

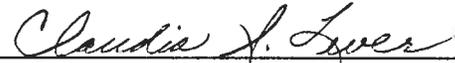
OAK RIDGE MUNICIPAL PLANNING
COMMISSION



City Attorney

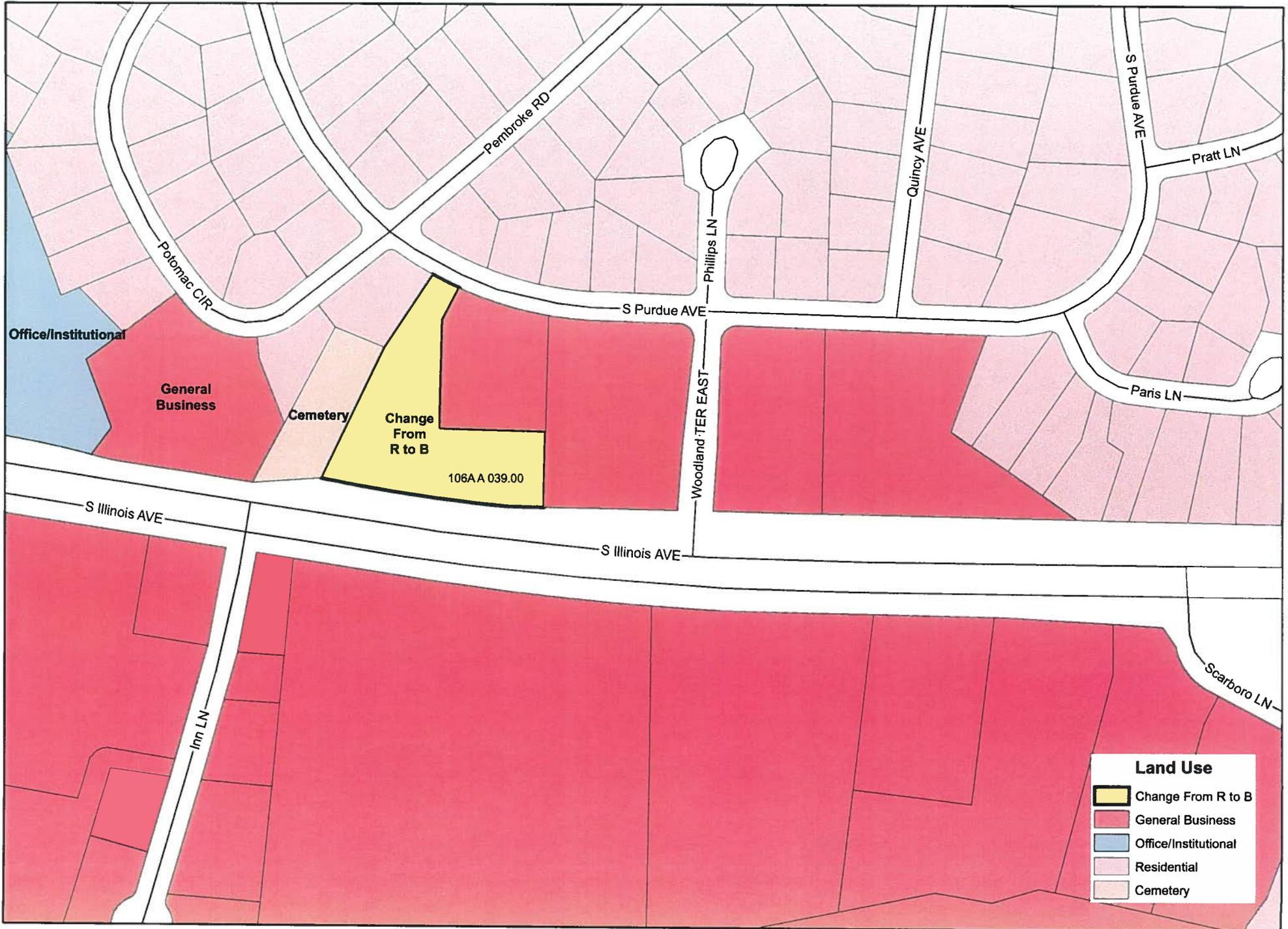


Chairman



Secretary

Current Land Use Designation



TITLE

AN ORDINANCE TO AMEND THE COMPREHENSIVE PLAN'S LAND USE PLAN BY CHANGING THE DESIGNATION OF PARCEL 039.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R, RESIDENTIAL TO B, GENERAL BUSINESS.

WHEREAS, the following change has been submitted for approval or disapproval to the Oak Ridge Municipal Planning Commission and the Commission has approved the same; and

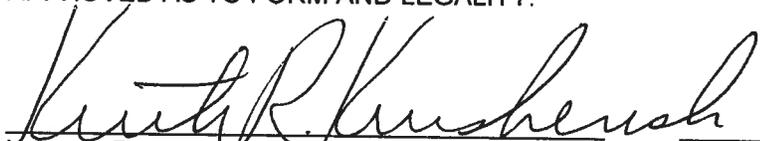
WHEREAS, a public hearing thereon has been held as required by law.

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

Section 1. The Comprehensive Plan's Land Use Plan is hereby amended, as a major amendment, by changing the designation of Parcel 039.00, Anderson County Tax Map 106A, Group A, from R, Residential to B, General Business.

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:



Kenneth R. Krusherski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

Public Hearing: 08/11/2014
Publication Date: 07/08/2014
First Reading: 08/11/2014
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
14-31**

DATE: July 22, 2014

TO: Mark Watson, City Manager

FROM: Monica Austin Carroll, Community Development Division Manager

THROUGH: Kathryn Baldwin, Community Development Director 

SUBJECT: Rezoning of Parcel 039.00 and Parcel 040.00, Map 106A, Group A and Approval of Preliminary Planned Unit Development (PUD) Master Plan, Located on South Illinois Avenue, West of Panera Bread and Aubrey's

Introduction

An item for City Council's consideration is a request to approve the Preliminary PUD Master Plan for South Illinois Retail Development. Included as part of the South Illinois Avenue Retail Development plan is a request to rezone Parcel 039.00, Map 106A, Group A, from R-2/MDO, Low Density Residential in the Manhattan District Overlay and RG-1, Residential, Open Space and Reserved to UB-2, Unified General Business PUD and Anderson County Tax Map 106A, Group A, Parcel 040.00 from R-2/MDO, Low Density Residential in the Manhattan District Overlay to UB-2, Unified General Business PUD. The parcels total approximately 2.29 acres and are located between South Illinois Avenue and South Purdue Avenue on the west side of Woodland Terrace East.

Funding

No funding is necessary for this item.

Analysis

The Planning Commission approval also included several variances. These variances are as follows:

- A variance to allow the minimum PUD size of five (5) acres be waived; the proposed Preliminary PUD Plan is only 2.29 acres. It should be noted that this is the last phase of the adjacent PUD subdivisions and as a whole the overall area is larger than 5 acres.
- A variance to waive the requirement to submit a Final Master PUD Plan.
- Variance to waive the buffer (nuisance screening) requirements along South Illinois Avenue due to the large rights-of-way associated with this 7-lane major arterial street. It should be noted that the Streetscape requirements will be provided along South Illinois Avenue.

The proposed rezoning is consistent with the Comprehensive Plan policies encouraging commercial development on South Illinois Avenue and the central city area. The proposed rezoning is also consistent with the South Illinois Avenue Corridor Study plan for commercial development on the northeast side of South Illinois Avenue. The rezoning and the Preliminary PUD Plan is also in conformity with zoning and land uses along South Illinois Avenue adjacent to and across from the subject property.

Recommendation

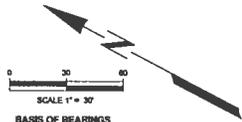
The Preliminary PUD Master Plan and the rezoning request was discussed and recommended for approval to City Council for approval by a vote of 8 – 0 during the regularly scheduled Planning Commission meeting on July 17, 2014.

City Manager's Comments:

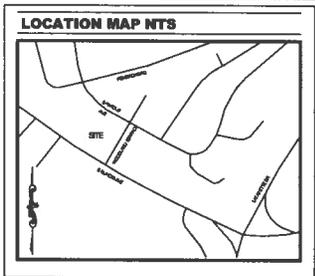
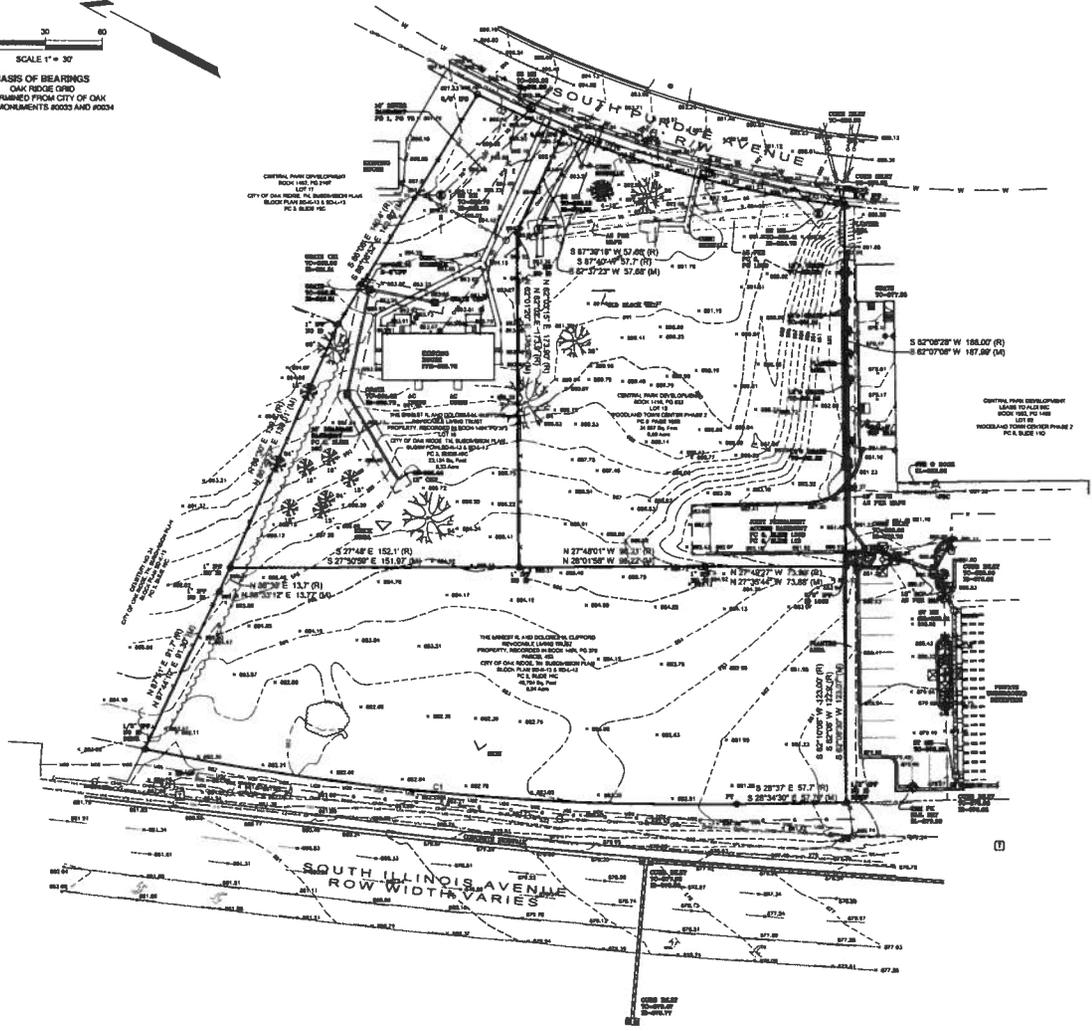
I have reviewed the above issue and recommend Council action as outlined in this document.


Mark S. Watson


Date



BASIS OF BEARINGS
 OAK RIDGE CURV
 DETERMINED FROM CITY OF OAK
 RIDGE MOVEMENTS 80033 AND 80034



LEGEND

ST	STORM SEWER PIPE, AS NOTED	-----	LEASE LINES
II	INVERT ELEVATION	-----	PROPERTY LINE
CCP	COMPLICATED PIPE	-----	BARBERMAY LINE
CCM	COMPLICATED METAL PIPE	-----	BYRHOE LINE
CCP	REINFORCED CONCRETE PIPE	-----	CORTLAND LINE, ELEV
○	IRON PIN SET (PTS)	-----	CORTLAND LINE CDD
△	IRON PIN FOUND, AS NOTED	-----	OVERHEAD WIRE
▲	P. K. HAS SET (PTS)	-----	SEWAGE SANITARY SEWER, AS NOTED
◆	SEWAGE SANITARY, AS NOTED	-----	WATER LINE, AS NOTED
○	PIPE HYDRANT	-----	STORM SEWER PIPE, AS NOTED
○	WATER VALVE	-----	FENCE LINE
□	POD PULL BOX	-----	LOW LINE, AS NOTED
○	CURB INLET	-----	PHONE OPTIC CABLE
○	SPOT ELEVATION	-----	UNDERGROUND ELECTRIC
○	STORM MANHOLE	-----	OVERHEAD ELECTRIC
○	GLASS WIRE	-----	UNDERGROUND TELEPHONE
○	TELEPHONE BOX	-----	
○	SEWER CLEAN OUT	-----	
○	SOIL, AS NOTED	-----	
○	GIS VALVE	-----	
○	LITELY POLE	-----	
○	WATER METER	-----	
○	ELECTRIC METER	-----	
○	GAS METER	-----	
○	ELECTRIC BOX	-----	
○	OUTLET (ELECTRIC)	-----	
○	TRIP	-----	
○	LIGHT POLE	-----	
○	LIGHT POLE (DRY)	-----	
○	LIGHT POLE (DRY)	-----	
○	LIGHT POLE (DRY)	-----	

SURVEY NOTES:

INFORMATION REGARDING THE PRESENCE, SIZE AND LOCATION OF UNDERGROUND UTILITIES IS SHOWN HEREON. THIS INFORMATION HAS BEEN OBTAINED FROM THE LOCATION OF ABOVE GROUND APPURTENANCES, AVAILABLE DESIGN PLANS, AND FLAGS AND MARK PLACED BY THE UNDERGROUND PROTECTION BOARD. NO CLAIM IS MADE AS TO THE ACCURACY OF THIS INFORMATION. THE INFORMATION CONCERNING UNDERGROUND UTILITIES AND STRUCTURES SHOWN HEREON, (TENSURE ONE CALL SYSTEM, P.C. 408-211-111).

CONTACT PROPRIETARY AUTHORITIES BEFORE BUILDING NEW UTILITY LINES, FOR AGREEMENT WITH AND RESTRICTIONS, UTILITIES ARE APPROXIMATE AND SHOULD BE VERIFIED PRIOR TO ANY CONSTRUCTION.

THIS SURVEY HAS BEEN PREPARED FOR THE EXCLUSIVE USE OF THE PERSONS WHOSE NAMES ARE SHOWN HEREON. NO EXPRESS OR IMPLIED WARRANTIES WITH RESPECT TO THE INFORMATION SHOWN HEREON IS TO BE EXTENDED TO ANY PERSONS OR ENTITIES OTHER THAN THOSE SO SHOWN HEREON.

THIS PROPERTY IS SUBJECT TO ALL EASEMENTS, RIGHT OF WAY, RESTRICTIONS AND COVENANTS OR RECORD ON EXISTENCE.

CONTROLS WERE DERIVED FROM RANDOM SHOTS AND LEVEL CROSS SECTIONS. ELEVATIONS SHOWN HEREON ARE BASED ON CITY OF OAK RIDGE MOVEMENT NETWORK. REFERENCE NETWORK MOVEMENT NUMBER 8001. A 2" BRASS MARKER IN THE CONCRETE BASE OF A TRAFFIC LIGHT SUPPORT POLE, STAMPED CITY OF OAK RIDGE, MO. 8001, SUBSTANTIATED BEARINGS.

THE PROPERTY IS CURRENTLY ZONED R1-C AND LIES WITHIN THE MANHATTAN DISTRICT OVERLAY. THE CURRENT SETBACKS ARE:
 FRONT YARD: 5'
 REAR YARD: 5'

THE INFORMATION WAS OBTAINED FROM OUR OFFICE OF THE COMMUNITY DEVELOPMENT DEPARTMENT, PHONE NUMBER 888-02-3355.

NO PRIVATE UTILITY LOCATE WAS PERFORMED ON THIS SITE AT THE TIME OF THIS SURVEY.

THE PROPERTY DESCRIBED HEREON LIES WITHIN ZONE 20" AS DETERMINED BY THE NATIONAL FLOOD INSURANCE PROGRAM. FLOOD INSURANCE IS TO BE MAP FOR ANDERSON COUNTY, TENNESSEE, PARCEL NUMBER 47080228P, EFFECTIVE DATE OF JANUARY 17, 2007.

THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH CHAPTER 283A, STANDARDS OF PRACTICE AS ADOPTED BY THE TENNESSEE STATE BOARD OF STANDARDS FOR LAND SURVEYORS.

UNLESS STATED OTHERWISE, ANY MONUMENT REFERRED TO HEREON AS AN "IRON PIN SET" IS A SET 30" DIAMETER REBAR, 18" IN LENGTH, WITH A YELLOW PLASTIC CAP STAMPED "YOUNG & HOBSBS".

I HEREBY CERTIFY THAT THIS SURVEY HAS BEEN MADE USING THE RECORDS INFORMATION SHOWN AND THAT THIS SURVEY IS CONDUCTED TO THE BEST OF MY KNOWLEDGE AND BELIEF. THIS LOT IS SUBJECT TO ANY RELATED RECORDED INSTRUMENTS AND THE PRESENCE OF AN ACCURATE TITLE SEARCH AND HEREBY CERTIFY THAT THIS IS A LOCATOR SURVEY AND THAT THE NATURE OF PRECISION OF THE UNADJUSTED TRVERSE IS BETTER THAN 1/4 INCH AS SHOWN HEREON.

CURVE	ARC	LENGTH	BANG'S	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
CL 1	111.4	117.6	117.6	27.0	S 79.0° 50' E	157.2
CL 2	111.4	117.6	N/A	N/A	N/A	N/A
CL 3	111.4	117.6	117.6	27.0	S 79.0° 50' E	157.2
CL 4	111.4	117.6	117.6	27.0	S 79.0° 50' E	157.2



YOUNG - HOBSBS AND ASSOCIATES
 1383 OGDON AVE.
 CLARKSVILLE, TN 37040
 PHONE 931-645-2524
 FAX 931-645-2768

DAVID H. YOUNG, PLS
 DAVID H. HOBSBS, PLS, SLS

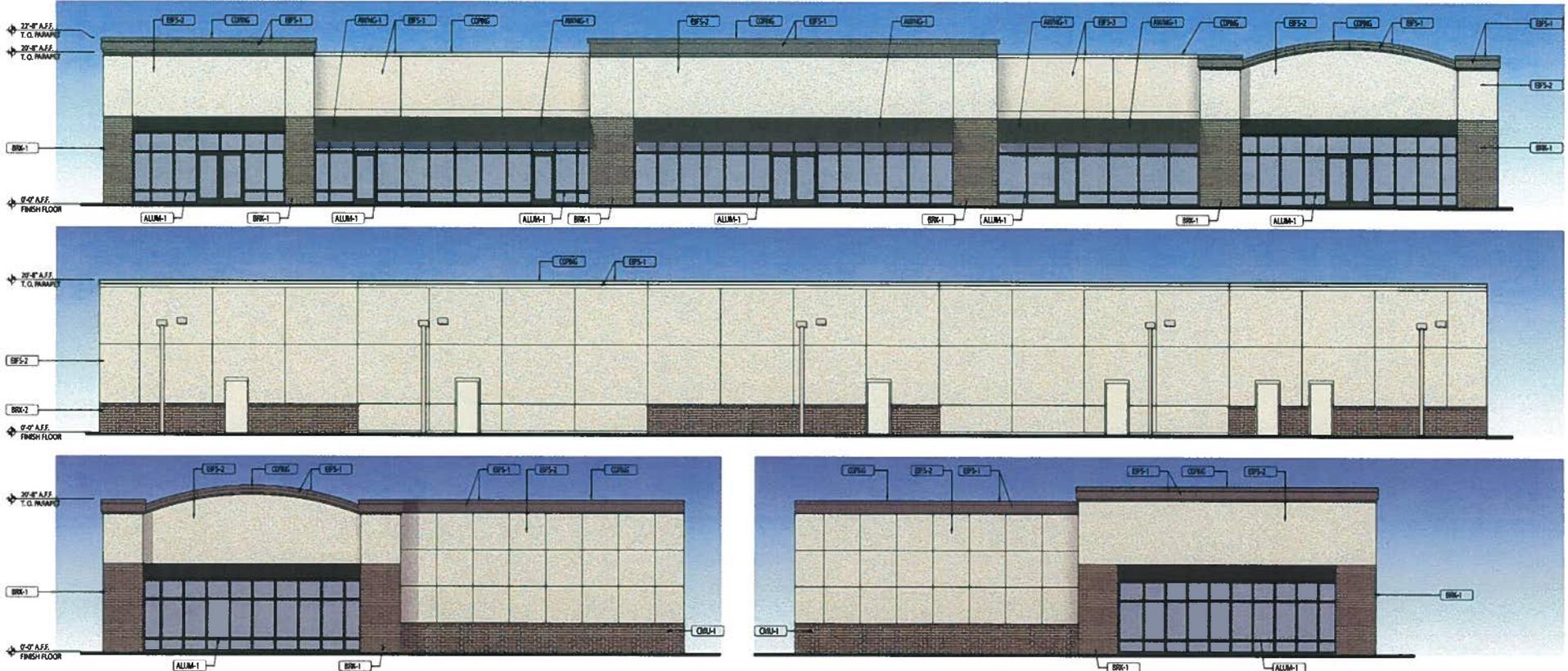


CLIENT:
 Perry Engineering, LLC
 100 North Main Street,
 Suite F
 Goodlettsville,
 Tennessee 37072
 615-855-2220

BOUNDARY & TOPGRAPHIC SURVEY

OWNER INFORMATION
 AS TO PARCEL 105A A 0380-
 ERNEST CLIFFORD TRUST,
 RECORDED IN DEED BOOK
 1094, PAGE 375.
 AS TO PARCEL 105A A 0390-
 CENTRAL PARK
 DEVELOPMENT, RECORDED IN
 DEED BOOK 1094, PAGE 375.
 CITY OF OAK RIDGE
 COUNTY OF ANDERSON
 STATE OF TENNESSEE

DRAWN BY: CTH
 APPROVED BY: KAB
 DATE (FIELD): 4/10/2014
 DATE (OFFICE): 4/18/2014
 TWA PROJ.# 033-14



EXTERIOR FINISH SCHEDULE				
KEY	MATERIAL	MARKET	COLOR	REMARKS
BRG-1	FACE BRICK	HELDON BRICK	MOCCALAR BR37A	MODULAR TO BE DETERMINED
BRG-2	FACE BRICK	HELDON BRICK	SUMMERT BLEND	MODULAR TO BE DETERMINED
EPS-1	EPS-1	DEWBT		BRANCH BRK EPS-1 GARRETT GRAY
EPS-2	EPS-2	DEWBT		BRANCH BRK EPS-2 WOOD SEEN
EPS-3	EPS-3	DEWBT		1113 BRANCH EPS-3
PT-1	EXTERIOR PAINT	PHOENIX WALLBOND	MATCH EPS-1	COLOR MATCH EPS-1
PT-2	EXTERIOR PAINT	PHOENIX WALLBOND	PURET	BRANCH BRK EPS-1 CATCH STROKE
BRNG-1	CANALS	SUMMITELLA	TRD	
ALUM-1	ALUM. LICKERPRINT	AMFIBOND	ORANGE BROWN ANTI-CORROD	TOP OF RETURN @ 10'-0" A.F.F.
COPNG	PRE-FINISHED METAL COPING			BLK BRANCH EPS-1
PS-1	PRE-FINISHED METAL CORRUGATED			BLK BRANCH EPS-1

PREPARED BY:

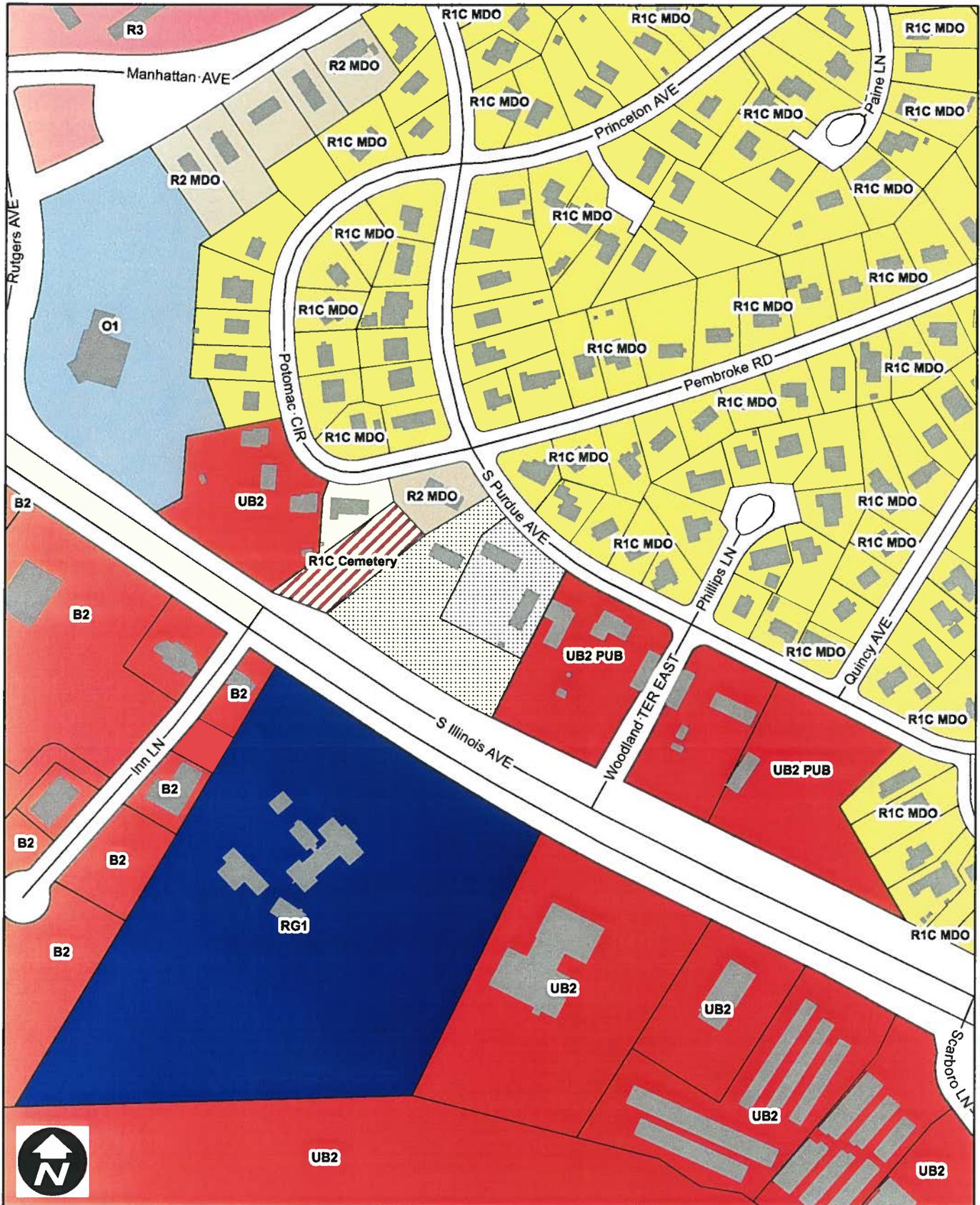


M&M ARCHITECTS, LLC 425 Broadway, 4th Floor, Nashville, TN 37203
 Phone: 615.244.6170 Fax: 615.244.6141 www.mmmconsultants.com

OAK RIDGE, TN



Rezoning – Zoning Map for South Illinois Retail Development PUD



1 inch = 250 feet

 Rezone to UB-2, Unified General Business PUD

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE," BY AMENDING THE ZONING MAP WHICH IS MADE A PART OF THE ORDINANCE BY CHANGING THE ZONING DISTRICT OF PARCEL 039.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R-2 MDO, LOW DENSITY RESIDENTIAL IN THE MANHATTAN DISTRICT OVERLAY, AND RG-1, RESIDENTIAL, OPEN SPACE, AND RESERVED, TO UB-2 PUD, UNIFIED GENERAL BUSINESS WITH A PLANNED UNIT DEVELOPMENT OVERLAY; CHANGING THE ZONING DISTRICT OF PARCEL 040.00, ANDERSON COUNTY TAX MAP 106A, GROUP A, FROM R-2 MDO, LOW DENSITY RESIDENTIAL IN THE MANHATTAN DISTRICT OVERLAY, TO UB-2 PUD, UNIFIED GENERAL BUSINESS WITH A PLANNED UNIT DEVELOPMENT OVERLAY; AND APPROVING THE PLANNED UNIT DEVELOPMENT PRELIMINARY MASTER PLAN FOR SAID PARCELS.

WHEREAS, the following change has been submitted for approval or disapproval to the Oak Ridge Municipal Planning Commission and the Commission has approved the same; and

WHEREAS, a public hearing thereon has been held as required by law.

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

Section 1. The district boundaries of the zoning map attached to and made a part of Ordinance No. 2, as amended, are revised in the following particulars:

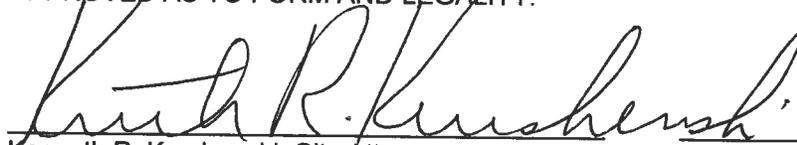
<u>Property Description</u>	<u>Location</u>	<u>Present Zoning District</u>	<u>New Zoning District</u>
Parcel 039.00 Anderson County Tax Map 106A, Group A (± 1.49 Acres)	Between S. Illinois Avenue and S. Purdue Avenue on the west side of Woodland Terrace East	R-2 MDO, Low Density Residential with a Manhattan District Overlay, and RG-1, Residential, Open Space, and Reserved	UB-2 PUD, Unified General Business with a Planned Unit Development Overlay
Parcel 040.00 Anderson County Tax Map 106A, Group A (± 0.80 Acres)	Between S. Illinois Avenue and S. Purdue Avenue on the west side of Woodland Terrace East	R-2 MDO, Low Density Residential with a Manhattan District Overlay	UB-2 PUD, Unified General Business with a Planned Unit Development Overlay

Section 2. The changes shall be imposed upon said map and shall be as much a part of Ordinance No. 2 as if fully described therein.

Section 3. The Planned Unit Development Preliminary Master Plan for said parcels, as approved by the Oak Ridge Municipal Planning Commission on July 17, 2014, is hereby approved.

Section 4. 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:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Public Hearing: 08/11/2014
Publication Date: 07/08/2014
First Reading: 08/11/2014
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____

Diana R. Stanley, City Clerk

**COMMUNITY DEVELOPMENT MEMORANDUM
PLANNING DIVISION
14-28**

DATE: July 22, 2014
TO: Mark Watson, City Manager
FROM: Monica Austin Carroll, Community Development Division Manager
THROUGH: Kathryn Baldwin, Community Development Director
SUBJECT: Zoning Ordinance Amendments



Introduction

An item for City Council's consideration is an ordinance to address regulations for sport shooting ranges. The current zoning Ordinance does not address this use.

Funding

No funding is necessary for this item.

Analysis

The following is a summary of the changes to the Zoning Ordinance:

- 1. The current Zoning Ordinance does not address sport shooting ranges. Currently, the only similar use located within the City is the Oak Ridge Sportsman Association site, which is zoned RG-1. However, adequate safeguards are needed to address commercial sport shooting ranges, including defining such uses. Add the following definitions to Article II:**

INDOOR SPORT SHOOTING RANGE: A fully enclosed building or part of a fully enclosed building specifically designed and operated for the use of rifles, shotguns, pistols, silhouettes, skeet, trap, black powder, archery, or any other shooting activity, but does not include police or military indoor firing ranges operated by any level of government.

OUTDOOR SPORT SHOOTING RANGE: An outdoor area designed and operated for the use of rifles, shotguns, pistols, silhouettes, skeet, trap, black powder, archery, or any other shooting activity, but does not include police or military firing ranges operated by any level of government, and does not include occasional not-for-profit charitable events (commonly called "turkey shoots"); provided, however, that the presence of "Buildings, Unenclosed" and/or "Buildings, Accessory," including, but not limited to, sheltered firing lines, firing ports, stations, pavilions, sheds and canopies, on or within the outdoor area shall be permitted and the presence of such structures shall not cause a sport shooting range to be considered an indoor range.

- 2. Add the following supplementary regulations to Article III General Provisions regarding commercial indoor sport shooting ranges. Currently the Zoning Ordinance does not address this use.**

(a) License Required

No person shall conduct, maintain, operate, or cause to be conducted, maintained or operated, any indoor or outdoor sport shooting range without being licensed through the State of Tennessee Department of Safety and Homeland Security and meet all other applicable state and federal regulations for operating a sport

shooting range. Any licenses or permits required for shooting range activity by any level of government shall be submitted as supporting documentation with the site plan.

(b) Standards, Site Plan

All sport shooting ranges shall be planned, constructed and maintained according to standards that are at least as stringent as the standards contained in the National Rifle Association range manual and the standards set forth by the State of Tennessee Department of Safety and Homeland Security *Handgun Safety School Firing Range Requirements*. The proposed sport shooting range shall be shown on a site plan showing all buildings, firing lines or stations, shooting related activity areas and other areas or structures.

(c) Location

Sport shooting ranges shall be designed to minimize noise to surrounding properties. No indoor sport shooting range shall be located closer than 1,000 feet (measured from property line to property line) from any school, church, hospital, or other indoor sport shooting range, nor in any location that would constitute a nuisance under the City Code, common law or any other applicable law, statute or regulation, or in a location such that the noise from the indoor sport shooting range would constitute such a nuisance or other violation under the City Code.

(d) Hours of Operation

No indoor sport shooting range shall be operated between the hours of 10:00 p.m. and 7:00 a.m. These hours of operation coincide with allowable decibel levels as defined in Section 12.04 of the Zoning Ordinance.

(e) Safety Rules

In the operation of any indoor sport shooting range, the following safety rules shall at all times be observed:

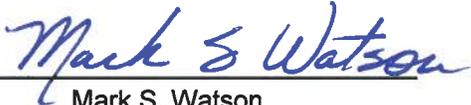
1. Sport shooting ranges shall contain all projectile and shot fall within the property of the sport shooting range.
2. A lead mitigation plan meeting requirements of the Environmental Protection Agency (EPA) shall be submitted with the site plan.
3. It is the sport shooting range operator's responsibility to determine if a shooter is of appropriate age and has the physical and mental ability to safely utilize the sport shooting range and provide their shooters with appropriate qualified supervision.
4. The sport shooting range shall be properly and adequately ventilated and filtered at all times and comply with all applicable OSHA, NIOSH, EPA standards and any other applicable local, state and federal codes, standards, laws and regulations.

Recommendation

The aforementioned changes regarding the proposed amendments to the Zoning Ordinance were discussed and recommended to City Council for approval by a vote of 8 – 0 during the regularly scheduled Planning Commission meeting on July 17, 2014.

City Manager's Comments:

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



Mark S. Watson



Date

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 2, TITLED "THE ZONING ORDINANCE OF THE CITY OF OAK RIDGE, TENNESSEE, BY AMENDING THE FOLLOWING: ARTICLE II, TITLED "DEFINITIONS" TO ADD DEFINITIONS FOR "INDOOR SPORT SHOOTING RANGE" AND "OUTDOOR SPORT SHOOTING RANGE;" ARTICLE III, TITLED "GENERAL PROVISIONS," TO ADD A NEW SECTION 3.26, TITLED "SPORT SHOOTING RANGES"; SECTION 7.03, TITLED "B-2, GENERAL BUSINESS DISTRICTS," TO ADD "INDOOR SPORT SHOOTING RANGES" AS A USE REQUIRING SPECIAL EXCEPTION APPROVAL FROM THE BOARD OF ZONING APPEALS; AND SECTION 7.04, TITLED "UB-2, UNIFIED GENERAL BUSINESS DISTRICTS," TO ADD "INDOOR SPORT SHOOTING RANGES" AS A USE REQUIRING SPECIAL EXCEPTION APPROVAL FROM THE BOARD OF ZONING APPEALS; ALL FOR THE PURPOSE OF ESTABLISHING PROVISIONS FOR SPORT SHOOTING RANGES.

WHEREAS, the City of Oak Ridge is continually reviewing the Zoning Ordinance to update provisions and make it more understandable to the general public; and

WHEREAS, the amendments will update the Zoning Ordinance to address sport shooting ranges; and

WHEREAS, the following changes have been submitted for approval or disapproval to the Oak Ridge Municipal Planning Commission and the Commission has approved the same; and

WHEREAS, a public hearing thereon has been held as required by law.

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

Section 1. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Article II, titled "Definitions," is hereby amended by adding the following new definitions in alphabetical order, which new definitions shall read as follows:

**ARTICLE II
DEFINITIONS**

INDOOR SPORT SHOOTING RANGE: A fully enclosed building or part of a fully enclosed building specifically designed and operated for the use of rifles, shotguns, pistols, silhouettes, skeet, trap, black powder, archery, or any other shooting activity, but does not include police or military indoor firing ranges operated by any level of government.

OUTDOOR SPORT SHOOTING RANGE: An outdoor area designed and operated for the use of rifles, shotguns, pistols, silhouettes, skeet, trap, black powder, archery, or any other shooting activity, but does not include police or military firing ranges operated by any level of government, and does not include occasional not-for-profit charitable events (commonly called "turkey shoots"); provided, however, that the presence of "Buildings, Unenclosed" and/or "Buildings, Accessory," including, but not limited to, sheltered firing lines, firing ports, stations, pavilions, sheds and canopies, on or within the outdoor area shall be permitted and the presence of such structures shall not cause a sport shooting range to be considered an indoor range.

Section 2. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Article III, titled "General Provisions," is hereby amended by adding a new Section 3.36, titled "Sport Shooting Ranges," which new section shall read as follows:

Section 3.36. Sport Shooting Ranges

(a) License Required

No person shall conduct, maintain, operate, or cause to be conducted, maintained or operated, any indoor or outdoor sport shooting range without being licensed through the State of Tennessee Department of Safety and Homeland Security and meet all other applicable state and federal regulations for operating a sport shooting range. Any licenses or permits required for shooting range activity by any level of government shall be submitted as supporting documentation with the site plan.

(b) Standards, Site Plan

All sport shooting ranges shall be planned, constructed and maintained according to standards that are at least as stringent as the standards contained in the National Rifle Association range manual and the standards set forth by the State of Tennessee Department of Safety and Homeland Security *Handgun Safety School Firing Range Requirements*. The proposed sport shooting range shall be shown on a site plan showing all buildings, firing lines or stations, shooting related activity areas and other areas or structures.

(c) Location

Sport shooting ranges shall be designed to minimize noise to surrounding properties. No indoor sport shooting range shall be located closer than 1,000 feet (measured from property line to property line) from any school, church, hospital, or other indoor sport shooting range, nor in any location that would constitute a nuisance under the City Code, common law or any other applicable law, statute or regulation, or in a location such that the noise from the indoor sport shooting range would constitute such a nuisance or other violation under the City Code.

(d) Hours of Operation

No indoor sport shooting range shall be operated between the hours of 10:00 p.m. and 7:00 a.m. These hours of operation coincide with allowable decibel levels as defined in Section 12.04 of the Zoning Ordinance.

(e) Safety Rules

In the operation of any indoor sport shooting range, the following safety rules shall at all times be observed:

1. Sport shooting ranges shall contain all projectile and shot fall within the property of the sport shooting range.
2. A lead mitigation plan meeting requirements of the Environmental Protection Agency (EPA) shall be submitted with the site plan.

3. It is the sport shooting range operator's responsibility to determine if a shooter is of appropriate age and has the physical and mental ability to safely utilize the sport shooting range and provide their shooters with appropriate qualified supervision.
4. The sport shooting range shall be properly and adequately ventilated and filtered at all times and comply with all applicable OSHA, NIOSH, EPA standards and any other applicable local, state and federal codes, standards, laws and regulations.

Section 3. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Article VII, titled "Parking and Business Districts," Section 7.03, titled "B-2, Unified General Business Districts," Subsection (c), titled "Uses Requiring Board of Appeals Permit," is hereby amended by adding a new subpart 14, which subpart shall read as follows:

Section 7.03. B-2, General Business Districts

- (c) Special Exceptions Requiring Board of Zoning Appeals Approval:
14. Indoor Sport Shooting Range.

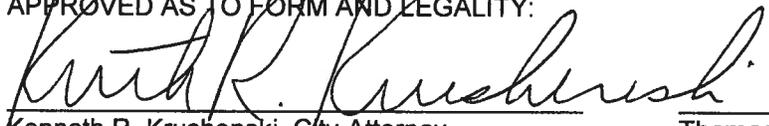
Section 4. Ordinance No. 2, titled "The Zoning Ordinance of the City of Oak Ridge, Tennessee," Article VII, titled "Parking and Business Districts," Section 7.04, titled "UB-2, Unified General Business Districts," Subsection (c), titled "Uses Requiring Board of Appeals Permit," is hereby amended by adding a new subpart 11, which subpart shall read as follows:

Section 7.04. UB-2, Unified General Business Districts

- (c) Special Exceptions Requiring Board of Zoning Appeals Approval:
11. Indoor Sport Shooting Range.

Section 5. 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:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

Public Hearing: 08/11/2014
 Publication Date: 07/24/2014
 First Reading: 08/11/2014
 Publication Date: _____
 Second Reading: _____
 Publication Date: _____
 Effective Date: _____

**FINAL ADOPTION
OF
ORDINANCES**

LEGAL DEPARTMENT MEMORANDUM
14-23

DATE: June 25, 2014

TO: Mark S. Watson, City Manager

FROM: Kenneth R. Krushenski, City Attorney
Tammy M. Dunn, Senior Staff Attorney

SUBJECT: ORDINANCE AMENDMENTS PERTAINING TO SCHOOL ZONE SAFETY –
CITY CODE §15-502 (SCHOOL ZONE SPEED LIMITS) AND CITY CODE §15-802
(RIGHT-OF-WAY IN CROSSWALKS)

Introduction

An item for the agenda is City Council's consideration of two ordinance amendments pertaining to school zone safety. The first ordinance, an amendment to City Code §15-502 (School Zone Speed Limits), will no longer allow school zone speeding violators the option of attending a driver education training course to keep the violation off of the driver's driving record with the Tennessee Department of Safety. The second ordinance, an amendment to City Code §15-802 (Right-of-Way in Crosswalks), will provide for additional pedestrian crosswalk protection while school zone speed limits are in effect and subject to enforcement.

Background – City Code §15-502

City Code §15-502, School Zone Speed Limits, provides authority to the City Manager to establish special school speed limit zones provided certain conditions are met and establishes a school speed limit zone of fifteen miles per hour (15 mph) for all school zones for which a special school speed limit zone has not been established by the City Manager. This section also addresses the effective time and enforcement of school speed limit zones for school zones with and without warning flashers.

School zone speed limits are in effect and subject to enforcement during the following times: (1) while warning flashers are flashing, or (2) for zones without warning flashers, for period of ninety (90) minutes before the opening hour of the school and for a period of ninety (90) minutes after the closing hour of the school. A driver who receives a city ordinance citation for violation of the posted school zone speed limit is currently eligible to attend a driver education training course to keep the violation off his or her driving record with the Tennessee Department of Safety if the driver has not attended a driver education training course out of City Court before and the driver does not possess a Commercial Driver's License (CDL).

In an effort to provide a deterrent to school zone speed limit violations and to protect the health, safety, and welfare of students, school personnel, and other persons present during school zone speed limit hours of operation, it is proposed to amend City Code §15-502 to add a subsection that prevents a school zone speed limit violator from being eligible to attend a driver education training course for the school zone speed violation citation. This will result in the violation being placed on the driver's record with the Tennessee Department of Safety and will result in the assessment of points on the driver's record.

A copy of the ordinance is attached. A bold-strikethrough of the ordinance amendment was not included as the ordinance adds a new subsection and does not alter or amend any existing language.

Background – City Code §15-802

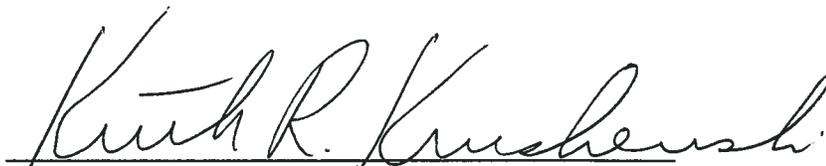
City Code §15-802, Right-of-Way in Crosswalks, establishes the procedure for when drivers are required to stop or slow down for pedestrians crossing a roadway. This city ordinance mirrors State law with one exception. Tennessee Code Annotated §55-8-134(a)(2) provides for additional protections to pedestrians crossing the roadway in school zones equipped with warning flashers by requiring drivers to remain stopped until the pedestrian has crossed the roadway. This is different from “regular” crosswalk driver requirements in that a driver can proceed to travel if the pedestrian is not within the half of the roadway upon when the vehicle is traveling or so closely approaching as to be in danger.

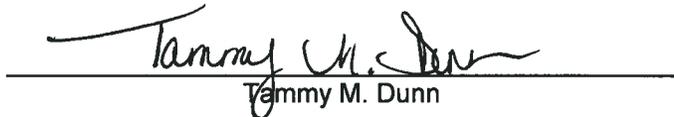
In order to provide greater protection for the health, safety, and welfare of pedestrians in school zones, it is proposed that City Code §15-802 be amended to add the additional crosswalk protection to all school zones regardless of the presence of warning flasher devices.

As part of the ordinance to add the above language, a code subsections was reorganized for clarity, which is shown on the attached bold-strikethrough version of the proposed ordinance. Additionally, a new subsection was added for compliance with state law regarding pedestrians yielding the right-of-way to vehicles if a pedestrian chooses to cross a roadway at a location where a pedestrian tunnel or overhead (bridge) crossing is present. While there are currently no pedestrian tunnels or bridges within the City Limits, the subsection was added for completeness and compliance with state law.

Recommendation

Approval of both ordinances is recommended.


Kenneth R. Krushenski


Tammy M. Dunn

Attachments: Bold-Strikethrough of Proposed Amendment to City Code §15-802
Ordinance – City Code §15-502(3)
Ordinance – City Code §15-802

City Manager's Comments:

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


Mark S. Watson


Date

**BOLD/STRIKETHROUGH OF PROPOSED CHANGE
(CROSSWALKS IN SCHOOL ZONES)**

City Code §15-802. Right-of-way in crosswalks.

- (1) (a) **Unless in a posted school zone when school zone speed limits are in operation and subject to enforcement per City Code §15-502, When** when traffic-control signals are not in place or not in operation, the driver of a vehicle shall yield the right-of-way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger. ~~but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.~~
- (b) **When in a posted school zone during the times school zone speed limits are in effect and subject to enforcement per City Code §15-502, the driver of a vehicle shall stop to yield the right-of-way to a pedestrian crossing the roadway within a marked crosswalk or at an intersection with no marked crosswalk. The driver shall remain stopped until the pedestrian has crossed the roadway on which the vehicle is stopped.**
- (2) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.
- (3) **No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.**
- (4) **Subsection (1) above does not apply under the conditions stated in City Code §15-806.**

Notes:

- The bold language in subsection (3) is not new language. It is the same language shown in the strikethrough of subsection (1)(a). Since the language applies to pedestrians in all situations, it was relocated to be a stand-alone subsection.
- The language in subsection (4) is for compliance with State law (Tennessee Code Annotated §55-8-134(c)). The reference to City Code §15-806 pertains to pedestrians who choose to cross a roadway at a location where a pedestrian tunnel or overhead (bridge) crossing is provided. In those circumstances, the pedestrian choosing to cross the roadway rather than use the tunnel or bridge must yield the right-of-way to vehicles.

TITLE

AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 5, TITLED "SPEED REGULATIONS," SECTION 15-502, TITLED "SCHOOL ZONE SPEED LIMITS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, TO CREATE A NEW SUBSECTION (3) REGARDING THE DISPOSITION OF TRAFFIC CITATIONS FOR SCHOOL ZONE SPEED VIOLATIONS.

WHEREAS, there are approximately eleven (11) school zones within the City Limits of Oak Ridge with speed limits ranging from 15 mph to 20 mph; and

WHEREAS, in order to protect the health, safety, and welfare of students, school personnel, and other persons present during school zone speed limit hours of operation, the City desires to prevent a school zone speed limit violator's ability to keep a conviction for the offense from being reported to the Tennessee Department of Safety through deferment or diversion of the citation.

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

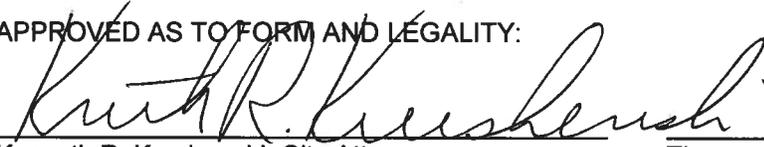
Section 1. Title 15, titled, "Motor Vehicles, Traffic and Parking," Chapter 5, titled "Speed Regulations," Section 15-502, titled "School zone speed limits," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by creating a new subsection (3), which new subsection shall read as follows:

Sec. 15-502. School zone speed limits.

- (3) For speeding violations occurring during school zone speed limits, the City shall not defer imposition of judgment or allow the defendant to enter into a diversion program, including but not limited to a driver education training course, that would prevent such defendant's conviction for the violation from appearing on the person's driving record with the Tennessee Department of Safety.

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:



 Kenneth R. Krushenski, City Attorney

 Thomas L. Beehan, Mayor

 Diana R. Stanley, City Clerk

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

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, BY DELETING SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," FOR THE PURPOSE OF CREATING ADDITIONAL PEDESTRIAN PROTECTION IN SCHOOL ZONES.

WHEREAS, City Code §15-802 is in need of updating for state law compliance regarding pedestrians in school zones while warning flashers are in operation; and

WHEREAS, in order to protect the health, safety, and welfare of pedestrians crossing the roadways at all school locations regardless of the presence of warning flasher devices, the City desires to require a driver to stop for the duration of the time a pedestrian is crossing the roadway in a school speed limit zone area at such times when the school zone speed limit time is in effect and enforceable.

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

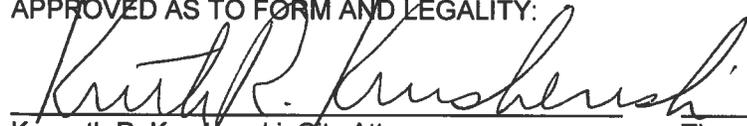
Section 1. Title 15, titled, "Motor Vehicles, Traffic and Parking," Chapter 5, titled "Speed Regulations," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Section 15-802, titled "Right-of-way in crosswalks," in its entirety and substituting therefor a new Section 15-802, titled "Right-of-way in crosswalks," which new section shall read as follows:

City Code §15-802. Right-of-way in crosswalks.

- (1) (a) Unless in a posted school zone when school zone speed limits are in operation and subject to enforcement per City Code §15-502, when traffic-control signals are not in place or not in operation, the driver of a vehicle shall yield the right-of-way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.
- (b) When in a posted school zone during the times school zone speed limits are in effect and subject to enforcement per City Code §15-502, the driver of a vehicle shall stop to yield the right-of-way to a pedestrian crossing the roadway within a marked crosswalk or at an intersection with no marked crosswalk. The driver shall remain stopped until the pedestrian has crossed the roadway on which the vehicle is stopped.
- (2) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.
- (3) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.
- (4) Subsection (1) above does not apply under the conditions stated in City Code §15-806.

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:



Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

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

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

CITY COUNCIL MEMORANDUM
14-28

DATE: August 5, 2014
TO: Honorable Mayor and Members of City Council
FROM: Mark S. Watson, City Manager
SUBJECT: COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

Invitation to Senior DOE Officials to Discuss Clark Center Park and Other Pending DOE Issues

Action Requested: City Council shall consider the request of Councilmember Baughn to extend invitations to senior DOE officials in related areas of the NNSA, Y-12, and the Office of Science and Environmental Management.

At the July 28, 2014 City Council work session, Councilmember Baughn requested an item be placed on the agenda to discuss extension of an invitation to senior Washington, D.C.-based officials to discuss such matters as the DOE CERCLA landfill plans, the future of AMSE, PILT financial impacts on Oak Ridge, and environmental matters. This request will be outside normal protocols of working with local site officials on these matters.

City Council should discuss this strategic matter with the City Manager, Government Affairs and Information Services Director, and affected staff to understand the full background of matters currently under local review. The consequences of our actions should be considered, both negative and positive. Additionally, our strategic approach should be totally agreed upon and voted on by City Council as this is a significant change in our legislative agenda.



Mark S. Watson

Attachment: Councilwoman Baughn's Correspondence

Watson, Mark

From: Trina Baughn <trina.baughn@gmail.com>
Sent: Sunday, August 03, 2014 8:49 PM
To: Watson, Mark; City Council
Cc: 'Bob Fowler'; Russel Langley; 'huotari'
Subject: Aug 11th Resolution RE: Invitation to DOE to Discuss Clark Park

Mark,

Per our phone discussion, my proposed resolution to invite DOE Headquarters officials to discuss the future of Clark Park in a joint meeting with City Council should be addressed specifically to the top appointees for the Offices of Science, Nuclear Energy, and NNSA. You will want to verify, but I believe those to be Patricia Dehmer, the Acting Director for the Office of Science, Peter B. Lyons, the Assistant Secretary for Nuclear Energy, Lieutenant General Frank G. Klotz, USAF (Ret), the Under Secretary and NNSA Administrator.

I understood you to say that originally DOE desired to make a decision on this matter by Labor Day but that the date may be delayed. With that in mind, we should propose timeframes no later than September 30th and all of council should be as flexible as possible to accommodate our guests' schedules.

I cannot over-emphasize how imperative it is that this council actively engage in the decision-making process with this and the other pending DOE issues (AMSE/nuclear landfill/etc.). Council (not you, not DOE) MUST ensure that these decisions are made in the best interest for current and future Oak Ridge residents. That is our charge, our responsibility and we simply cannot afford to take a passive stance on any of these issues.

Sincerely,

Trina Baughn