

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

August 13, 2012—7:00 p.m.

**AGENDA**

I. **INVOCATION**

Pastor Matt Reed, Faith Baptist Church

II. **PLEDGE OF ALLEGIANCE**

III. **ROLL CALL**

IV. **APPEARANCE OF CITIZENS**

V. **PROCLAMATIONS AND PUBLIC RECOGNITIONS**

VI. **SPECIAL REPORTS**

VII. **CONSENT AGENDA**

- a. Approval of the minutes of the July 9, 2012 City Council Meeting.
- b. Adoption of a resolution awarding bids in the estimated amount of \$20,859.00 to Wesco Distribution, Inc., Chattanooga, Tennessee, and in the estimated amount of \$25,116.00 to Ermco Distribution Transformers, Dyersburg, Tennessee, for the furnishing of single-phase pole mounted transformers for use by the Electric Department.
- c. Adoption of a resolution authorizing the submittal of a grant application for FY2013 to the Tennessee Department of Transportation (TDOT) for an Operating Assistance Grant to reimburse the City for up to fifty percent (50%) of the net operating expenses of the City's Public Transportation Program in the estimated amount of \$268,424.00, and to accept said grant if approved by TDOT.

VIII. **RESOLUTIONS**

Adoption of a resolution to amend the Power Contract with TVA in order to establish a new wholesale rate structure.

IX. **PUBLIC HEARINGS AND FIRST READING OF ORDINANCES**

X. **FINAL ADOPTION OF ORDINANCES**

AN ORDINANCE TO AMEND ORDINANCE NO. 27-85, TITLED "A PERSONNEL PLAN FOR EMPLOYEES OF THE CITY OF OAK RIDGE, TENNESSEE," AS AMENDED, BY AMENDING SECTION 11.1, TITLED "GENERAL LEAVE," SUBSECTION B., TITLED "CREDITING GENERAL LEAVE," TO ADJUST THE LEAVE ACCRUAL RATES FOR POLICE DEPARTMENT PATROL SHIFT EMPLOYEES AND FIRE DEPARTMENT STATION-BASED SHIFT EMPLOYEES, AND BY AMENDING SECTION 11.3, TITLED "HOLIDAY LEAVE," TO ADD A NEW HOLIDAY, PRESIDENTS' DAY, IN CHRONOLOGICAL ORDER.

XI. **ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

- a. **Elections/Appointments**

b. Announcements

c. Scheduling

Discussion on potential election impacts causing rescheduling of the November 12, 2012 City Council Meeting.

XII. COUNCIL REQUESTS FOR NEW BUSINESS ITEMS OR FUTURE BRIEFINGS

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**

July 9, 2012

The regular meeting of the City Council City of Oak Ridge, Tennessee convened at 7:00 p.m. on July 9, 2012, in the Courtroom of the Municipal Building with Mayor Thomas L. Beehan presiding.

**INVOCATION**

The Invocation was given by the Reverend Jake Morrill, Unitarian Universalist Church.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the Flag of the United States was given Ms. Katy Brown, President of the Oak Ridge Convention and Visitors Bureau (CVB).

**ROLL CALL**

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

Also present were Mark S. Watson, City Manager; Dr. Amy S. Fitzgerald, Ph.D., Government & Public Affairs Coordinator; Kenneth R. Krushenski, City Attorney; and Diana R. Stanley, City Clerk.

**Agenda Amendment**

The City Clerk noted that the City Manager had submitted a communication to City Council prior to the meeting requesting that a resolution titled, "Adoption of a resolution to amend the City Manager's Employment Agreement (approved by Resolution 7-73-10 and amended by Resolution 7-72-11) to provide for a two-year contract extension, an equivalent one and one-half percent (1.5%) salary increase, a modification to the severance package, and the addition of an education package" under "Resolutions" be removed from the agenda.

Councilmember Hensley moved to remove the aforementioned resolution. The motion was seconded by Councilmember Mosby and approved by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**APPEARANCE OF CITIZENS**

(NONE)

**PROCLAMATIONS AND PUBLIC RECOGNITIONS**

*A proclamation designating July 16-21, 2012 as Anderson County Fair Week.*

Councilmember Hensley moved, seconded by Councilmember Smith that the proclamation be adopted. The proclamation was adopted by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**SPECIAL REPORTS**

*ADA Status Report from Pat Fallon, Public Works Operations and Maintenance Manager.*

Mr. Fallon, ADA Coordinator as designated by the City Manager, reviewed a number of projects that staff has undertaken toward updating city properties under the new ADA compliances. These include striping on city parking lots, renovation of municipal building restrooms, and increasing handicapped parking at

other city facilities.

Mayor Beehan briefly noted that the PlanET program was going to be conducting a "Meeting in a Box" for City Council and Commissions on July 11, 2012 at 6:00 p.m. in the Civic Center, A/B Rooms.

### **CONSENT AGENDA**

At the request of Councilmember Mosby item e titled, "Adoption of a resolution to give Fire Department personnel citation authority in accordance with Tennessee Code Annotated §7-63-101 for enforcement of ordinance violations as part of the Not in Our City Campaign Policies & Ordinances Program Initiative" was removed from the Consent Agenda

Following removal of the resolution, Councilmember Hensley moved, seconded by Mayor Pro Tem Miller to approve the remainder of the Consent Agenda as amended. The motion was unanimously approved by voice vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," thereby:

- Approving the minutes of the June 11, 2012 City Council Meeting.
- **Adopting Resolution No. 7-53-2012 of a resolution approving two amendments to the power contract between the City and the Tennessee Valley Authority (TVA) to extend the electric power services contracts for East Tennessee Technology Park (ETTP) and the Science and Technology Park.**
- **Adopting Resolution No. 7-54-2012 to accept a \$16,000.00 Emergency Management Grant from the State of Tennessee, Department of Military, Tennessee Emergency Management Agency (TEMA).**
- **Adopting Resolution No. 7-55-2012 amending Resolution 5-31-2012 to delete the SEP requirement and approve a cash settlement in the total amount of \$171,000.00 with the United States Environmental Protection Agency (EPA) for alleged violations.**

### **RESOLUTIONS**

#### **Resolution No. 7-56-2012**

**Adoption of a resolution to give Fire Department personnel citation authority in accordance with Tennessee Code Annotated §7-63-101 for enforcement of ordinance violations as part of the *Not in Our City Campaign Policies & Ordinances Program Initiative*.**

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

Oak Ridge Police Chief James Akagi responded to inquires by Councilmember David Mosby regarding training on issuing citations, and Oak Ridge Fire Chief Darryl Kerley explained that, at this time, only salaried personnel will issue citations on an as-encountered basis.

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

#### **Resolution No. 7-57-2012**

**Adoption of a resolution awarding a contract (COR 11-13-E1) to Morgan Contracting, Inc., Baker, Florida, for the East Plant Sewer Improvement Project as required for compliance with the U.S. Environmental Protection Agency Administrative Order, said contract in the total estimated**

**amount of \$899,619.00.**

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

City staff responded to questions presented by City Council and noted that the improvements outlined in the bid requirements is extremely specialized for the sewer. Public Works Director Gary Cinder indicated that staff had received positive remarks from the bidder's provided references.

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

#### **Resolution No. 7-58-2012**

**Adoption of a resolution authorizing the City to purchase a replacement vehicle for the Fire Department, in an amount not to exceed \$50,000.00, provided such vehicle is purchased under the City's bidding requirements.**

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

Oak Ridge Fire Chief Darryl Kerley responded to Councilmember Mosby's inquiries regarding uses and the pursuance of other vehicle options by explaining that the recommended vehicle met the department's requirements for carrying the additional necessary equipment of the Fire Department, and has the power to tow and haul such equipment.

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

#### **Resolution No. 7-59-2012**

**Adoption of a resolution to approve an agreement with Ray Evans for economic development services in the estimated amount of \$42,000.00.**

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

The City Manager explained that he has requested City Council to approve an agreement with Mr. Evans to work directly with him and to serve as a main point of contact for the City for economic development. Mr. Watson noted that Mr. Evans' assistance would streamline the City's response time to potential business customers.

Mr. Parker Hardy, President of the Oak Ridge Chamber of Commerce (ORCC), 123 Amanda Drive, expressed his support for the resolution and commented that the partnership between the two organizations—ORCC and the City of Oak Ridge—is important when dealing with economic development. Mr. Hardy indicated that having a highly responsive contact at the City is an important element for addressing matters beyond the expertise or authority of the Chamber. Mr. Hardy concluded that the partnership between the City and the Chamber is twofold in regard to economic development.

Councilmember Smith proposed an amendment to item 10 in the agreement to make explicit reference to rules and regulations regarding conflicts of interest and ethics by adding the following language to item 10: ". . . and would be subject to all the same laws, ordinances, codes, and policies related to ethics and conflicts of interests as applies to regular city employees." The motion was seconded by Councilmember Garcia Garland, and approved by unanimous voice vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

Mr. Jerry Marrow, 105 Regent Circle, commented about the possibility of hiring a subordinate to assist the City Manager and raised several questions about possible conflicts of interest regarding the contractor

working for the City.

Mr. Joe Lee, 99 East Pasadena Road, complimented the City Manager's work and expressed his support of the resolution and hiring contractors.

Mr. Walter Wise, 3804 Maloney Road, Knox County Tennessee, reviewed his business history with the City of Oak Ridge. Mr. Wise commented that since Mr. Evans has begun working with the City, he has provided relief to his busy schedule, and that Mr. Evans has been beneficial to his development projects.

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

#### **Resolution No. 7-60-2012**

**Adoption of 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, 2012 through June 30, 2013 (FY2013) in an amount not to exceed \$410,000.00.**

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

Ms. Katy Brown, President of the Oak Ridge Convention and Visitors Bureau (CVB), responded to several questions and comments of City Council.

Councilmember Garcia Garland proposed an amendment to the resolution that the compensation amount be the same as last year's amount, given that there were not any noted increases in revenue from the Hotel/Motel Occupancy Tax. The motion was seconded by Councilmember Smith.

The motion to amend the resolution failed by board vote with Councilmembers Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Nay," and Councilmember Garcia Garland voting "Aye."

The main motion was approved unanimously by board vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

#### **Resolution 7-61-2012**

**Adoption of a resolution to amend the City Manager's Employment Agreement (approved by Resolution 7-73-10 and amended by Resolution 7-72-11) to provide for a two-year contract extension, an equivalent one and one-half percent (1.5%) salary increase, and a modification to the severance package.**

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

Councilmember Mosby, Chairman of the City Manager Evaluation Committee, briefly reviewed the recommendations of the Committee while noting the evaluations reflected an above average performance for the year.

Mr. Bill Henry, 104 Davidson Lane, expressed his objections toward the Committee's recommendations. Mr. Henry asked that City Council consider waiting until next year's performance review before extending the City Manager's contract, and suggested that the Manager's emergency leave buyback, included in his proposed severance package, mirror that of other city employees.

Ms. Trina Baughn, 119 Newport Drive, reviewed some of the compensation benefits received by the City Manager while closing that she is not in favor of the emergency leave being included as part of the City

Manager's severance package.

Councilmember Mosby proposed an amendment to the resolution to decrease the contract extension from two years to one year since the majority of the evaluation recommendations completed by City Council indicated a one-year extension. The amendment was seconded by Councilmember Garcia Garland.

Councilmember Smith, who served on the City Manager's Evaluation Committee, explained that it was discussed during the Committee meeting that the longer extension would serve to symbolically make the statement that his employment would be endorsed by the community, and would provide stability through the next election cycle. Councilmember Hope added that the two-year contract extension was a representation of passing a "probationary period."

The motion to amend the resolution failed by board vote with Councilmembers Hensley, Hope, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Nay," and Councilmembers Garcia Garland and Mosby voting "Aye."

Councilmember Garcia Garland moved to amend the resolution by removing the "emergency leave" compensation as part of severance, which was seconded by Councilmember Mosby, to make the benefit more equitable with other city employees.

Councilmember Smith explained that according to explanations provided during the City Manager Evaluation Committee meeting, the City Manager's pension exists in the Tennessee Consolidated Retirement System (TCRS) which vests after five (5) years of service.

Mr. Bill Henry, 104 Davidson Lane, proposed a compromise to City Council to leave the "emergency leave" clause in the agreement until he has become vested in the TCRS.

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

Personnel Director Penelope Sissom noted that the salary amount listed in the resolution is the correct amount, as opposed to the amount listed in the evaluation summaries.

Ms. Trina Baughn, 119 Newport Drive, commented that she is not in favor of the compensation packages that the City Manager has received by the resolution.

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

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

### **First Reading of Ordinances**

**AN ORDINANCE TO AMEND ORDINANCE NO. 27-85, TITLED "A PERSONNEL PLAN FOR EMPLOYEES OF THE CITY OF OAK RIDGE, TENNESSEE," AS AMENDED, BY AMENDING SECTION 11.1, TITLED "GENERAL LEAVE," SUBSECTION B., TITLED "CREDITING GENERAL LEAVE," TO ADJUST THE LEAVE ACCRUAL RATES FOR POLICE DEPARTMENT PATROL SHIFT EMPLOYEES AND FIRE DEPARTMENT STATION-BASED SHIFT EMPLOYEES, AND BY AMENDING SECTION 11.3, TITLED "HOLIDAY LEAVE," TO ADD A NEW HOLIDAY, PRESIDENTS' DAY, IN CHRONOLOGICAL ORDER.**

The ordinance was unanimously approved on first reading by voice vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**FINAL ADOPTION OF ORDINANCES**

(NONE)

**ELECTIONS/APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

**Elections/Appointments**

*Election of sixteen (16) members to the Youth Advisory Board for one year term of office commencing on August 1, 2012.*

Councilmember Smith moved to approve the recommendation of the Youth Advisory Board Screening Panel by acclamation, which was seconded by Councilmember Hensley. The motion was approved unanimously by vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye," thereby, electing the following students to the Youth Advisory Board (YAB) for a one-year term of office beginning August 1, 2012: Monil Mehta, Aaron Chasan, Patrick Williams, Hannah Magill, Ross Landenberger, Kelsey Warmbrod, Richard Goyette, Lara de Almeida, Hannah Craig, Caroline Bradshaw, Shane Harris, Shelby Chambers, Lauren Collier, Laura Skipper, Peter Magill, and Dalysa Webb.

*Election of one (1) applicant to the Traffic Safety Advisory Board for a balance of an unexpired term ending on December 31, 2013.*

Councilmember Smith moved, seconded by Councilmember Hensley to elect Mr. Richard Raridon by acclamation to the Traffic Safety Advisory Board for a balance of an unexpired term ending on December 31, 2013.

The motion was approved unanimously by vote with Councilmembers Garcia Garland, Hensley, Hope, Mosby, Smith, Mayor Pro Tem Miller, and Mayor Beehan voting "Aye."

**Announcements**

The City Clerk requested that recruitment efforts for future board and commission vacancies cease, so that the City Clerk's Office can begin to plan and prepare for the end of year election, and that any vacancy from this point forward would be filled as a result of that election unless there are quorum issues.

Discussion took place among City Council with Councilmember Smith asking to exempt the Elder Citizens Advisory Board, given that many of those members represent specific constituencies and so as to remain fully engaged.

The City Attorney advised that this item not be voted on as a "Resolution" since it was not advertised as such, to which Mayor Beehan requested that the information be presented again to City Council as applicable.

**Scheduling**

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

Councilmember Garcia Garland requested traffic accident reports for the Jefferson Avenue intersection. Additionally, she requested a meeting of City Council to discuss policy for economic development.

Councilmember Smith identified the following reports or items for possible action: reports on status of completion of construction of western part of Highway 95; pursuance of accepting property tax payments on-line; reports on spending expenditures of the City in the range of \$10,000.00 to \$20,000.00.

Electric Department Director Jack Suggs responded to Councilmember Smith's information request about accepting property tax payments on-line by explaining that staff was pursuing possible options.

Councilmember Mosby inquired about the status of the "parking lot" of items requiring information or feedback, and the possibility of receiving that information once a month or once a quarter.

Councilmember Hensley requested that the recommendations from the recent Council retreat not be lost, and that City Council build on the ideas presented during the retreat. He also commented that the retreat facilitator, Darryl Akins, volunteered to provide suggestions based on comments received from said retreat.

Councilmember Hope requested a summary report from the City Council retreat and congratulated those involved in the July 4<sup>th</sup> community event.

Councilmember Garcia Garland wanted to ensure that a City Council session on economic development not replace a City Council retreat, which can be facilitated by City Council.

*"Executive Time": Policy discussion on recently adopted land bank legislation by City Council, including updates from land bank conference held this week. Discussion shall center on the initial goals and vision for this program*

Community Development Director Kathryn Baldwin gave a presentation about Land Bank use that included explanations about the definition, barriers to overcome, and creating and operating Land Banks.

Additionally, Mr. Charlie Jernigan, 118 Claymore Lane, noted additional information and assessments regarding Land Bank use.

Following the presentation, city staff and Mr. Jernigan responded to questions and comments from City Council.

### **SUMMARY OF CURRENT EVENTS**

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

(NONE)

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

(NONE)

### **ADJOURNMENT**

The meeting adjourned at 10:35 p.m.

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

**ELECTRIC DEPARTMENT MEMORANDUM  
12-17**

DATE: August 3, 2012  
To: Mark S. Watson, City Manager  
From: Jack L. Suggs, Electrical Director  
SUBJECT: AWARD OF BID FOR SINGLE PHASE POLE MOUNTED TRANSFORMERS

Attached is a resolution making awards to WESCO Distribution Inc., Chattanooga, Tennessee, in the amount of \$20,859.00 and to ERMC Distribution Transformers, Dyersburg, Tennessee, in the amount of \$25,116.00 for the supply of pole mounted single-phase transformers.

The electric system uses distribution transformers to provide power at voltages needed by its customers. Single-phase, pole-mounted transformers are used primarily to serve residential customers and small commercial loads. These units are also kept on hand for maintenance and emergency replacement purposes. We believe the units purchased will meet our needs for the next 12 to 18 months.

Transformer bids are not evaluated on the basis of low bid, but rather based on the Total Life Cycle Cost. Total Life Cycle Cost includes not only the purchase price of the unit but also the value of the energy used by the unit itself over its lifetime (termed losses). Typically, more efficient transformers cost more to manufacture than those that have poor energy efficiency. Using Total Life Cycle Cost as the award criteria balances the two factors to the economic benefit of the system. As a side benefit, more efficient transformers are generally quieter and may resist mechanical failure better. This technique for transformer award is a standard industry practice of which the bidders are advised before the bid.

Five bids were received for these units. Unfortunately, two bids had to be removed from consideration. One bid did not meet the technical specifications, as the vendor proposed to use aluminum for some internal components when copper was specified. Another vendor refused to honor the City's purchase agreement conditions and inserted a variety of additional conditions which compromised the City's position in case of a problem, this rendering the bid irresponsible.

Awards are recommended to the bidders with lowest Total Life Cycle Cost among the three qualifying bidders. The award was split between two vendors for the benefit of the city.

Failure to approve this resolution will result in the Electric Department not meeting customer electric needs. Funding for these purchases is through the Electric Fund. Staff recommends approval of the attached resolution.

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

cc: Margaret Elgin  
Lyn Majeski

**City Manager's Comments:**

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

*Mark S. Watson* *8/8/2012*  
Mark S. Watson Date

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

OPENING DATE: JULY 17, 2012 2:30 P.M.

DESCRIPTION	ITEM #	QUANTITY	BIDDER: WESCO Distribution Inc. 1709 North Orchard Knob Avenue Chattanooga, TN 37406		BIDDER: ERMCO Distribution Transformers 2225 Industrial Blvd Dyersburg, TN 38024		BIDDER: Moloney Electric, Inc. 35 Leading Road Toronto, Ontario Canada M9V 4B7		
			UNIT COST / LIFE CYCLE UNIT COST	TOTAL	UNIT COST / LIFE CYCLE UNIT COST	TOTAL	UNIT COST / LIFE CYCLE UNIT COST	TOTAL	
THE FURNISHING OF SINGLE PHASE POLE MOUNTED TRANSFORMERS FOR FY13 PER THE SPECIFICATIONS PROVIDED BY THE CITY OF OAK RIDGE ELECTRIC DEPARTMENT.			MANUFACTURER:						
			Power Partners		ERMCO		Moloney Electric		
1-POL-0025.0-16 25 kVA Evaluated Life Cost (Memo Only)	1	3	\$ 1,192.00 \$ 2,118.05	\$ 3,576.00	\$ 1,225.00 \$ 2,162.50	\$ 3,675.00	\$ 1,355.00 \$ 2,298.60	\$ 4,065.00	
1-POL-0025.0-13 25 kVA Evaluated Life Cost (Memo Only)	2	12	\$ 1,021.00 \$ 1,919.60	\$ 12,252.00	\$ 1,253.00 \$ 2,212.30	\$ 15,036.00	\$ 1,375.00 \$ 2,342.50	\$ 16,500.00	
1-POL-0037.5-13 37.5 kVA Evaluated Life Cost (Memo Only)	3	12	\$ 1,510.00 \$ 2,788.75	\$ 18,120.00	\$ 1,483.00 \$ 2,728.35	\$ 17,796.00	\$ 1,685.00 \$ 2,972.25	\$ 20,220.00	
1-POL-0050.0-16 50 kVA Evaluated Life Cost (Memo Only)	4	3	\$ 1,677.00 \$ 3,201.40	\$ 5,031.00	\$ 1,682.00 \$ 3,236.45	\$ 5,046.00	\$ 1,880.00 \$ 3,488.05	\$ 5,640.00	
1-POL-0075.5-17 75 kVA Evaluated Life Cost (Memo Only)	5	3	\$ 2,610.00 \$ 4,642.75	\$ 7,830.00	\$ 2,440.00 \$ 4,441.25	\$ 7,320.00	\$ 2,730.00 \$ 4,888.95	\$ 8,190.00	
TOTAL PRICE			\$ 20,859.00		\$ 25,116.00				
TERMS			NET 30 DAYS		NET 30 DAYS				
DELIVERY			6 WEEKS ARO		8-10 WEEKS ARO				
F.O.B.			OAK RIDGE, TN		OAK RIDGE, TN				
VIA			BEST WAY		BEST WAY				
OTHER BIDDERS CONTACTED:			BIDS OPENED AND RECORDED BY:—						
Stuart C. Irby Company - Johnson City, TN / MANUFACTURER: Howard Industries - Removed from Consideration: aluminum LV windings			Lyn Majeski Accounting Division Manager						
HD Supply-Knoxville, TN / MANUFACTURER: Cooper - Removed from Consideration: too many exceptions			BIDS REVIEWED BY:— Janice McGinnis Finance Director						
REASON FOR AWARD:			RECOMMEND AWARD, BASED ON LOWEST LIFE CYCLE COST, BE MADE TO:						
ONLY BID RECEIVED			ITEM #s 3, 5						
LOW PRICE			ERMCO Distribution Transformers						
BETTER OR REQUIRED DESIGN			2225 Industrial Blvd						
EARLY DELIVERY			Dyersburg, TN 38024						
LOWEST TOTAL COST			Lenoir City, TN 37771						
EVALUATED LIFE COST									

**RESOLUTION**

A RESOLUTION AWARDING BIDS IN THE ESTIMATED AMOUNT OF \$20,859.00 TO WESCO DISTRIBUTION, INC., CHATTANOOGA, TENNESSEE, AND IN THE ESTIMATED AMOUNT OF \$25,116.00 TO ERMCO DISTRIBUTION TRANSFORMERS, DYERSBURG, TENNESSEE, FOR THE FURNISHING OF SINGLE-PHASE POLE MOUNTED TRANSFORMERS FOR USE BY THE ELECTRIC DEPARTMENT.

WHEREAS, the City of Oak Ridge operates an electric distribution utility, providing electricity to its citizens, such system requiring transformers for the delivery of electric power at usable voltages; and

WHEREAS, the City of Oak Ridge has issued invitations to bid for the purchase of single-phase pole mounted transformers for use in its electric distribution system; and

WHEREAS, bids were received and publicly opened on July 17, 2012, with WESCO Distribution, Inc., Chattanooga, Tennessee, and ERMCO Distribution Transformers, Dyersburg, Tennessee, submitting the best bids with the lowest total cost of ownership for various the single-phase pole mounted transformers; which bids 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 awards are hereby made as follows:

To WESCO Distribution, Inc., 1709 North Orchard Knob Avenue, Chattanooga, Tennessee 37406, for the furnishing of 25 kVA and 50 kVA single-phase pole mounted transformers; said award in strict accordance with the bid as received and publicly opened on July 17, 2012, and the required specifications, and in the estimated amount of \$20,859.00.

To ERMCO Distribution Transformers, 2225 Industrial Blvd, Dyersburg, Tennessee 38024, for the furnishing of 37.5 kVA and 75 kVA single-phase pole mounted transformers; said award in strict accordance with the bid as received and publicly opened on July 17, 2012, and the required specifications, and in the estimated amount of \$25,116.00.

This the 13th day of August 2012.

APPROVED AS TO FORM AND LEGALITY:

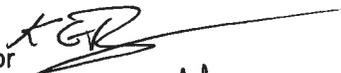


Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

**COMMUNITY DEVELOPMENT DEPARTMENT MEMORANDUM**  
**12-22**

DATE: August 2, 2012  
TO: Mark Watson, City Manager  
THROUGH: Kathryn Baldwin, Community Development Director   
FROM: Athanasia Senecal Lewis, Community Development Specialist   
SUBJECT: TENNESSEE DEPARTMENT OF TRANSPORTATION(TDOT) OPERATING ASSISTANCE GRANT FOR FY 2013

An item for City Council's consideration is a resolution authorizing the City to apply for an Operating Assistance Grant from the Tennessee Department of Transportation (TDOT) for public transportation services during fiscal year 2013. The resolution also authorizes acceptance of the grant upon approval from TDOT. The City has been receiving this grant on an annual basis since 1993.

For fiscal year 2013, the State has allocated \$268,424.00 in operational funding for the City's transit programs. This Operating Assistance Grant will be used to pay for 50% of the operating expenses for the City's two Public Transit Programs. Other eligible uses for the grant funds include advertising, marketing and promotions of the City's transit programs.

The City's share of expenses comes through the Streets and Public Transportation Fund, which gets its revenue primarily from a 1-cent-per-gallon fee levied by the State on petroleum products and shared with local governments, and an annual operating transfer from the City's General Fund. The City's revenue from the State source has been relatively flat over the past few years. This revenue is allocated to local governments on a prorated share based on population. The operating transfer from the City's General Fund provides the remaining funding to match the grant with the fiscal year 2013 transfer set at \$60,000.00.

**Overview of Oak Ridge Public Transit Program** - The City of Oak Ridge Public Transportation Program offers a valuable service to area citizens by providing door-to-door, on-demand transportation to any location within the City limits. The program consists of two components:

1. **Demand Responsive Transit System.** The City's Demand Responsive Transit System was created in 1993 to provide transportation service to all persons within the corporate limits of Oak Ridge. Riders can utilize the City's disabled-accessible minibuses to reach their doctors offices, places of employment, and favorite stores. Approximately 25% of the passenger trips are for individuals in wheelchairs. ETHRA provided 5,951 trips during fiscal year 2012 and 1,886 of these trips were for wheelchair users.

By Resolution 6-75-03, City Council awarded a contract to East Tennessee Human Resource Agency (ETHRA) to provide demand-responsive public transportation services for the City. ETHRA is responsible for the daily operations and management of the system. This contract was for an initial one-year term, running on the City's fiscal year, and provides for up to nine (9) additional one-year terms upon the mutual consent of both parties. Fiscal year 2013 will be the tenth year and final year of this contract. The City may reduce the amount of services rendered if, in the City's determination, the monthly ridership does not warrant operation of the vehicles during all service hours.

The City provides ETHRA with three disabled-accessible minibuses, with the capacity to carry 12 ambulatory and 2 wheelchair passengers each; and a van equipped with a hydraulic lift, which accommodates 13 ambulatory and 2 wheelchairs passengers.

The vehicles currently operate six days a week, Monday through Saturday, from 8:00 a.m. until 4:30 p.m., and are leased to ETHRA for the sum of \$1.00 per vehicle per year by the City. ETHRA is responsible for maintenance, at its expense, of the vehicles in accordance with manufacturer's and state maintenance standards and also provides fuel for operation of the vehicles.

Passengers are picked up and delivered anywhere within the City limits for only \$1.50 per one-way trip, or \$3.00 round trip. Rides are scheduled one day in advance by calling 482-2785. Same-day service is provided for emergency trips whenever feasible. The \$1.50 charged per trip rate will be reviewed during fiscal 2013 to see if a rate increase is warranted. This rate has not changed since inception of the program in 1993.

2. Transportation Assistance Program. The Transportation Assistance Program began in December 1974, offering a means to supplement transportation for eligible participants to healthcare, shopping, social, cultural and recreational events. The program was not designed to meet the total transportation needs of residents, but rather to supplement the efforts of family, neighbors and friends to assist with transportation needs within the City. Originally established to assist senior citizens, the program was restructured in 1987 to provide help for disabled adults as well. Any resident age 55 or older or any disabled resident age 18 or older with a physician-certified disability may purchase taxicab coupons. One coupon may be used per one-way trip.

Coupons are sold from 9:00 a.m. to 4:00 p.m., Monday through Friday, at the Oak Ridge Senior Center. Proof of identification, age, and residency is required. Any qualified person may purchase a maximum of 144 coupons per year. Coupons are sold in books of 12 for \$9.00 per book. Each coupon is good from July 1 through June 30. Persons having coupons left over after June 30 can trade them at the Senior Center for current coupons. The taxicab company offers a 10% discount, absorbing thirty cents of the coupon cost, and the City provides the remaining \$1.95.

**Financial Breakdown**

City's Share	\$1.95	65%
Participant's Share	\$0.75	25%
Taxicab Share	\$0.30	10%
	\$3.00	100%

Projected fiscal year 2013 City expenditures on the two programs are outlined as follows:

ETHRA Public Transit	\$195,000
City's Share Taxi Coupons	<u>\$ 65,000</u>
Total Expenditures	\$260,000

Staff recommends approval of the attached resolution.

City Manager's Comments:

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

  
 \_\_\_\_\_  
 Mark Watson

8/8/2012  
 \_\_\_\_\_  
 Date

**RESOLUTION**

A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION FOR FY2013 TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR AN OPERATING ASSISTANCE GRANT TO REIMBURSE THE CITY FOR UP TO FIFTY PERCENT (50%) OF THE NET OPERATING EXPENSES OF THE CITY'S PUBLIC TRANSPORTATION PROGRAM IN THE ESTIMATED AMOUNT OF \$268,424.00, AND TO ACCEPT SAID GRANT IF APPROVED BY TDOT.

WHEREAS, the City has implemented a public transportation program including a demand-responsive system and a transportation assistance program; and

WHEREAS, the Tennessee Department of Transportation has grant monies available under its Operating Assistance Grant program and has allocated funding to reimburse the City for a portion of the operating expenses for the City's transit system; and

WHEREAS, the City Manager recommends submittal of an application for said grant and recommends acceptance of said grant should it be approved by the Tennessee Department of Transportation.

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

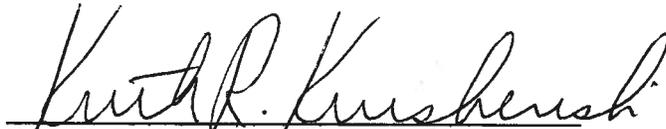
That the recommendation of the City Manager is approved and the City is hereby authorized to submit a grant application to the Tennessee Department of Transportation for an Operating Assistance Grant to reimburse the City for up to fifty percent (50%) of the net operating expenses of the City's Public Transportation Program in the estimated amount of \$268,424.00.

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

BE IT FURTHER RESOLVED that if said application is approved by the Tennessee Department of Transportation, the Mayor is authorized to accept said grant for the City.

This the 13th day of August 2012.

APPROVED AS TO FORM AND LEGALITY:

  
Kenneth R. Krushenski, City Attorney

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

# RESOLUTIONS

**ELECTRIC DEPARTMENT MEMORANDUM  
12-15**

DATE: August 3, 2012  
To: Mark S. Watson, City Manager  
From: Jack L. Suggs, Electrical Director  
SUBJECT: POWER PURCHASE AGREEMENT WITH TVA, TV-54097A Supp. No.85

Attached is a resolution approving a contract with the Tennessee Valley Authority (TVA) establishing a new wholesale rate structure governing power purchased from TVA by the City of Oak Ridge.

As you are aware, over the last several years, TVA has been adjusting its wholesale rate structures in an attempt to change demand curves for distributors and the TVA system as a whole. Prior to these adjustments, power was provided to distributors under the "End Use Wholesale Rate" structure which guaranteed a specific margin on power sold. When this option was eliminated in April, 2011, Oak Ridge, like most distributors, adopted a demand and energy rate. TVA is eliminating that rate in October of 2012 and Oak Ridge must select a new rate structure.

In a City Council work session earlier this year, our consultant Chris Mitchell explained that TVA was presenting three options for the City, one termed the Seasonal Demand and Energy rate, which was not time of use sensitive, and two time of use rates. As he demonstrated, the most advantageous rate structure for Oak Ridge is the "Modified Wholesale Time-of-Use" rate. By selecting this rate, Oak Ridge should save about \$128,000 a year over the non-time of use rate. Estimates by TVA staff prepared independently of Mr. Mitchell confirmed this savings.

The rate changes are intended to be "revenue neutral" to TVA. Because of our geographic position in the eastern time zone, as well as our current demand curves, the change should result in a very slightly positive outcome, with our cost of power decreasing around 0.1%. Adoption of the other alternatives would result in a very slight increase in rates.

Potentially more important than the savings from the rate charge, however, is the inherent incentive for distributors to reduce their peak demand. Simply stated, reducing our system's peak demand will reduce the cost of power, and the savings can be significant. As we have discussed, staff is moving forward with programs to prepare us to be able to address peak demand without negatively impacting our citizens.

These efforts include working to establish a communication network for SCADA control of voltage, continued use of discounted rates to encourage off peak use of power where practical, and advanced metering infrastructure that will allow us to facilitate programs such as hot water heater control, when our customer permit us to do so.

Staff recommends approval of the attached resolution.

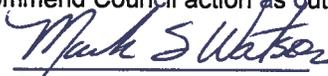


Jack L. Suggs,  
Electrical Director

cc: Janice McGinnis

**City Manager's Comments:**

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

 8/8/2012  
Mark S. Watson Date

**RESOLUTION**

A RESOLUTION TO AMEND THE POWER CONTRACT WITH TVA IN ORDER TO ESTABLISH A NEW WHOLESALE RATE STRUCTURE.

WHEREAS, the City of Oak Ridge is a distributor of electric power purchased from the Tennessee Valley Authority (TVA) under an agreement known as the Power Contract (TV-54097A); and

WHEREAS, by Resolution 3-19-11, City Council authorized an amendment to the Power Contract to incorporate the new wholesale and resale rate structures; and

WHEREAS, TVA is eliminating the wholesale rate structure in October 2012 and Oak Ridge must select a new wholesale rate structure; and

WHEREAS, Oak Ridge desires to select the Modified Wholesale Time-of-Use rate structure, as presented to City Council at the February 27, 2012 work session meeting; and

WHEREAS, TVA has submitted an agreement to amend the Power Contract to incorporate the new wholesale rate structure, which agreement is recommended by the City Manager.

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 execute an agreement to amend the Power Contract (TV-54097A) with the Tennessee Valley Authority to incorporate the new wholesale rate structure.

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

This the 13th day of August 2012.

APPROVED AS TO FORM AND LEGALITY:

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

\_\_\_\_\_  
Thomas L. Beehan, Mayor

\_\_\_\_\_  
Diana R. Stanley, City Clerk

**FINAL ADOPTION  
OF  
ORDINANCES**

PERSONNEL MEMORANDUM  
12-068

DATE: June 25, 2012  
TO: Mark S. Watson, City Manager  
FROM: Penelope H. Sissom, Personnel Director  
SUBJECT: PERSONNEL PLAN/ORDINANCE AMENDMENT – ADDITION OF PRESIDENTS' DAY  
AS A HOLIDAY FOR REGULAR CITY EMPLOYEES

An item for the agenda is an ordinance to amend the Personnel Plan/Ordinance to provide an additional holiday for regular City employees. A bold/strikethrough version of the proposed amendments is included for ease of reference.

As part of the adoption of the FY 2013 Budget, an additional holiday (Presidents' Day) was approved for City employees. Since this was a recommendation by the City Manager and approved by the City Council, it was not necessary for the Personnel Advisory Board to take action on this item.

The following sections of Personnel Plan/Ordinance are proposed to be amended:

Crediting General Leave – Article 11, Section 11.1, Subsection b

As the Section of the Personnel Plan/Ordinance on Holiday Leave specifies, time off for holidays for Police Department patrol shift employees and Fire Department station-based employees is included in their General Leave accrual rate and all usage is taken as if it were General Leave. Employees in these categories accrue an additional amount of General Leave in lieu of specified holidays and this change reflects the additional proportionate amount to the current General Leave accruals.

Holiday Leave – Article 11, Section 11.3

This section of the Personnel/Plan Ordinance lists the holidays that are granted to regular forty hours per week employees with pay. The Section is being modified by the addition of Presidents' Day (Third Monday in February).

The City budgets on the basis of 2,080 hours per year for forty hours per week employees, including Police personnel, and 2,912 hours per year for Fire Department station-based employees. These base amounts include all hours actually worked as well as any hours of leave used by employees. Therefore, there is no direct cost associated with an additional holiday, unless an employee, other than a Police Department patrol shift employee or a Fire Department station-based shift employee, is required to work overtime on a day designated as a holiday. There would be one less day of productive service to citizens and there could be payment on termination of additional General Leave hours if Police Department patrol shift employees or Fire Department station-based employees did not use the additional hours accrued in lieu of the extra holiday.

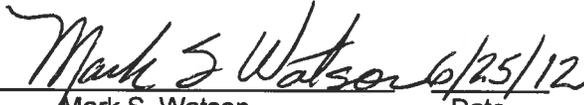
The City Manager and staff recommend approval of the attached ordinance.

  
Penelope H. Sissom

Attachments

**City Manager's Comments:**

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

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

ARTICLE 11 – LEAVE

11.1 GENERAL LEAVE

b. Crediting General Leave

Regular full-time employees shall be credited with the following amounts of General Leave and regular part-time employees shall receive a proportionate amount of General Leave. General Leave credit shall not be given if an employee is in a non-pay status for more than one-half of the accrual period or on injury leave for more than one-half of the pay period.

1. During the first year (twenty-six [26] full pay periods) of continuous employment and subject to the provisions of Section 11.2.a., the following amounts of General Leave will be credited to fulltime employees:

Forty hours per week employees: 8.31 hours per pay period

Police Department patrol shift employees: **11.69** ~~44.39~~ hours per pay period

Fire Department station-based shift employees: **16.36** ~~45.94~~ hours per pay period

2. During the next two years (fifty-two [52] full pay periods) of employment and subject to the provisions of Section 11.2.a., the following amounts of General Leave will be credited to fulltime employees:

Forty hours per week employees: 9.31 hours per pay period

Police Department patrol shift employees: **12.69** ~~42.39~~ hours per pay period

Fire Department station-based shift employees: **17.76** ~~47.44~~ hours per pay period

3. Following completion of three years (seventy-eight [78] full pay periods) of employment and subject to the provisions of Section 11.2.a., the following amounts of General Leave will be credited to fulltime employees:

Forty hours per week employees: 10.31 hours per pay period

Police Department patrol shift employees: **13.69** ~~43.39~~ hours per pay period

Fire Department station-based shift employees: **19.16** ~~48.74~~ hours per pay period

4. Following completion of three hundred ninety (390) full pay periods of employment (15 years) and subject to the provisions of Section 11.2.a., the following amounts of General Leave will be credited to fulltime employees:

Forty hours per week employees: 11.81 hours per pay period

Police Department patrol shift employees: **15.19** ~~44.89~~ hours per pay period

Fire Department station-based shift employees: **21.26** ~~20.84~~ hours per pay period

[Note: The above changes to the accrual leave become effective on January 6, 2013 since Presidents' Day has already passed for Calendar Year 2012]

11.3 HOLIDAY LEAVE

Holiday Leave Policy

The following holidays are observed by the City and shall be granted, as provided below, to regular forty hours per week employees with pay, and shall be observed during the calendar year in which they fall or be forfeited. Unless required to be on scheduled duty, provisional, temporary or seasonal employees will not be paid for observed holidays.

- (1) New Year's Day (January 1)
- (2) Martin Luther Kind, Jr. Day (Third Monday in January)
- (3) Presidents' Day (Third Monday in February)**
- ~~(4)(3)~~ Good Friday (Friday before Easter)
- ~~(5)(4)~~ Memorial Day (Last Monday in May)
- ~~(6)(5)~~ Independence Day (July 4)
- ~~(7)(6)~~ Labor Day (First Monday in September)
- ~~(8)(7)~~ Thanksgiving Day (Fourth Thursday in November)
- ~~(9)(8)~~ Friday after Thanksgiving Day
- ~~(10)(9)~~ Christmas Even (December 24) or Day after Christmas (December 26) to be specified by the City Manager
- ~~(11)(10)~~ Christmas Day (December 25)

When a holiday falls on Saturday, it shall be observed on the preceding Friday; when a holiday falls on Sunday, the following Monday shall be observed.

[Note: The effective date for the above changes to the list of holidays does not need to be different than any regular ordinance amendment since Presidents' Day has already passed for Calendar Year 2012. It is only the leave accrual rate changes on the previous page that need a specific effective date.]

TITLE

AN ORDINANCE TO AMEND ORDINANCE NO. 27-85, TITLED "A PERSONNEL PLAN FOR EMPLOYEES OF THE CITY OF OAK RIDGE, TENNESSEE," AS AMENDED, BY AMENDING SECTION 11.1, TITLED "GENERAL LEAVE," SUBSECTION B., TITLED "CREDITING GENERAL LEAVE," TO ADJUST THE LEAVE ACCRUAL RATES FOR POLICE DEPARTMENT PATROL SHIFT EMPLOYEES AND FIRE DEPARTMENT STATION-BASED SHIFT EMPLOYEES, AND BY AMENDING SECTION 11.3, TITLED "HOLIDAY LEAVE," TO ADD A NEW HOLIDAY, PRESIDENTS' DAY, IN CHRONOLOGICAL ORDER.

WHEREAS, by adoption of the FY2013 budget, City Council has incorporated an additional holiday, Presidents' Day, into the list of observed City holidays; and

WHEREAS, Section 11.3, Holiday Leave, of the Personnel Plan sets forth the observed City holidays and requires an amendment to incorporate the additional holiday of Presidents' Day; and

WHEREAS, additionally, Section 11.1, General Leave, Subsection b, Crediting General Leave, requires an amendment to adjust the leave accrual rate for Police Department patrol shift employees and Fire Department station-based shift employees; and

WHEREAS, since this addition is a housekeeping measure for consistency with the FY2013 budget adopted by City Council, this amendment did not go to the Personnel Advisory Board for recommendation; and

WHEREAS, the City Manager recommends that the Personnel Plan be amended as set forth above.

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

Section 1. Ordinance No. 27-85, titled "A Personnel Plan for Employees of the City of Oak Ridge, Tennessee," Article 11, "Leave," Section 11.1, titled "General Leave," Subsection b, titled "Crediting General Leave," is hereby amended by changing the leave accrual rates, effective January 6, 2013, as follows:

For Police Department patrol shift employees:

- 11.69 hours per pay period during the first year of continuous employment (§11.1.b.1.)
- 12.69 hours per pay period during the next two years of employment (§11.1.b.2.)
- 13.69 hours per pay period after completion of three years of employment (§11.1.b.3.)
- 15.19 hours per pay period after completion of fifteen years of employment (§11.1.b.4.)

For Fire Department station-based shift employees:

- 16.36 hours per pay period during the first year of continuous employment (§11.1.b.1.)
- 17.76 hours per pay period during the next two years of employment (§11.1.b.2.)
- 19.16 hours per pay period after completion of three years of employment (§11.1.b.3.)
- 21.26 hours per pay period after completion of fifteen years of employment (§11.1.b.4.)

Section 2. Ordinance No. 27-85, titled "A Personnel Plan for Employees of the City of Oak Ridge, Tennessee," Article 11, "Leave," Section 11.3, titled "Holiday Leave," is hereby amended by adding a new holiday in chronological order, which new holiday shall read as follows :

Presidents' Day (Third Monday in February)

Section 3. 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: 07/09/2012  
Publication Date: 07/16/2012  
Second Reading: 08/13/2012  
Publication Date: \_\_\_\_\_  
Effective Date: \_\_\_\_\_