

**FARRAGUT BOARD OF MAYOR AND ALDERMEN
MINUTES
April 14, 2016**

**WORKSHOP
Equipment Fund Budget
6:30 PM**

**BMA MEETING
7:00 PM**

- I. **Silent Prayer, Pledge of Allegiance, Roll Call**
- II. **Approval of Agenda**
- III. **Mayor's Report**
- IV. **Citizens Forum**
- V. **Approval of Minutes**
 - A. March 24, 2016
- VI. **Ordinances**
 - A. First Reading
 1. **Ordinance 16-07**, an Ordinance to rezone Parcel 117, Tax Map 142, located at the south intersection of N. Campbell Station Road and Herron Road, approximately 4.68 Acres, from R-2 (General Single-Family Residential) to S-1 (Community Service) (Autumn Care II, LLC, Applicant)
 2. **Ordinance 16-08**, an Ordinance to amend Ordinance 15-08, FY2016 Budget, State Street Aid Fund
 3. **Ordinance 16-09**, an Ordinance to amend the text of the Municipal Code of the Town of Farragut, Tennessee, Ordinance 86-16, as amended, by amending Title 19, Businesses, Peddlers, Solicitors, etc., Chapter 1, Peddlers, etc.
- VII. **Business Items**
 - A. Approval of Resolution 16-05 in support of a 2016 Local Parks and Recreation Fund Grant in support of renovations and new construction at MBLP
 - B. Approval of Bids for Contract 2016-05, Street Resurfacing
- VIII. **Town Administrator's Report**
- IX. **Town Attorney's Report**

It is the policy of the Town of Farragut not to discriminate on the basis of race, color, national origin, age, sex, or disability pursuant to Title VI of the Civil Rights Act of 1964, Public Law 93-112 and 101-336 in its hiring, employment practices and programs. To request accommodations due to disabilities, please call 865-966-7057 in advance of the meeting.

The Farragut Board of Mayor and Aldermen met in a regular session on Thursday, April 14, 2016 at 7:00 p.m. Members present were Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent.

Approval of Agenda

Motion was made to approve the agenda as presented. Moved by Alderman Markli, seconded by Alderman Pinchok; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Approval of Minutes

Motion was made to approve the minutes, as amended, for the March 24, 2016. Moved by Alderman Markli, seconded by Alderman Pinchok; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinances

First Reading

Ordinance 16-07, an Ordinance to rezone Parcel 117, Tax Map 142, located at the south intersection of N. Campbell Station Road and Herron Road, approximately 4.68 Acres, from R-2 (General Single-Family Residential) to S-1 (Community Service) (Autumn Care II, LLC, Applicant)

Motion was made to approve Ordinance 16-07 on first reading with the condition that the structure is a main level and a lower level. Moved by Alderman Povlin, seconded by Alderman Markli; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinance 16-08, an Ordinance to amend Ordinance 15-08, FY2016 Budget, State Street Aid Fund

Motion was made to approve Ordinance 16-08 on first reading. Moved by Alderman Markli, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinance 16-09, an Ordinance to amend the text of the Municipal Code of the Town of Farragut, Tennessee, Ordinance 86-16, as amended, by amending Title 19, Businesses, Peddlers, Solicitors, etc., Chapter 1, Peddlers, etc.

Motion was made to approve Ordinance 16-09 on first reading. Moved by Alderman Pinchok, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Business Items

Approval of Resolution R-16-05 in support of a 2016 Local Parks and Recreation Fund Grant in support of renovations and new construction at MBLP

Motion was made to approve Resolution R-2016-05 supporting the Local Parks and Recreation (LPRF) Fund Grant Application. Moved by Alderman Pinchok, seconded by Alderman Markli; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Approval of Bids for Contract 2016-05, Street Resurfacing

Motion was made to approve bids and award Contract 2016-05 to APAC-Atlantic, Inc. for their low bid of \$466,476.25. Moved by Alderman Markli, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Town Administrator's Report

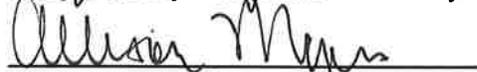
David Smoak, Town Administrator, announced the following activities:

- Book Fest had over 1,000 attendees
- April 22 is the Farragut/West Knox Chamber Auction
- April 24 is Art in the Park at Founders Park
- April 24 is a children's play presented by the Farragut Folklife Museum

Meeting adjourned at 7:40 PM



Mary Dorothy LaMarche, Vice-Mayor


Allison Myers, Town Recorder

FARRAGUT BOARD OF MAYOR AND ALDERMEN AGENDA

April 14, 2016

WORKSHOP
Equipment Fund Budget
6:30 PM

BMA MEETING
7:00 PM

- I. **Silent Prayer, Pledge of Allegiance, Roll Call**
- II. **Approval of Agenda**
- III. **Mayor's Report**
- IV. **Citizens Forum**
- V. **Approval of Minutes**
 - A. March 24, 2016
- VI. **Ordinances**
 - A. First Reading
 1. **Ordinance 16-07**, an Ordinance to rezone Parcel 117, Tax Map 142, located at the south intersection of N. Campbell Station Road and Herron Road, approximately 4.68 Acres, from R-2 (General Single-Family Residential) to S-1 (Community Service) (Autumn Care II, LLC, Applicant)
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- VII. **Business Items**
 - A. Approval of Resolution 16-05 in support of a 2016 Local Parks and Recreation Fund Grant in support of renovations and new construction at MBLP
 - B. Approval of Bids for Contract 2016-05, Street Resurfacing
- VIII. **Town Administrator's Report**
- IX. **Town Attorney's Report**

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**FARRAGUT BOARD OF MAYOR AND ALDERMEN
MINUTES
MARCH 24, 2016**

**WORKSHOP
Building Codes Update
Capital Investment Program Budget
6:00 PM**

**BMA MEETING
7:00 PM**

- I. Silent Prayer, Pledge of Allegiance, Roll Call**
- II. Approval of Agenda**
- III. Mayor's Report**
- IV. Citizens Forum**
- V. Approval of Minutes**
 - A. March 10, 2016
- VI. Business Items**
 - A. Approval of Contract 2016-17, Synthetic Turf installation at Mayor Bob Leonard Park
- VII. Ordinances**
 - A. Public Hearing and Second Reading
 1. Ordinance 16-04, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 2. Definitions, to Change the Definitions Referencing Elderly Housing and Provide for New Definitions
 2. Ordinance 16-05, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 3. Specific District Regulations, Section XX., Community Service District (S-1), to Provide for New Provisions, and Sections XI., Multi-Family Residential District (R-6), XII., General Commercial District (C-1), and XXVIII., Open Space Multi-Family Residential Overlay (OSMFR), to Change the Permitted Uses

3. Ordinance 16-06, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 4. General Provisions and Exceptions, Sections VII. Elderly Housing, X. Group or Cluster Housing Projects, XVIII. Nursing Homes, and XX. Parking and Loading, to Change the Provisions Associated with Elderly Housing and Nursing Homes and Remove the Provisions for Group or Cluster Housing Projects

B. First Reading

1. Ordinance 16-03 and Ordinance to rezone Parcels 18 and 18.01, Tax Map 162, located at 1006 McFee Road approximately 6 Acres, from R-1 to R-2 (John and Teresa Kirkland, Applicant)

VIII. Town Administrator's Report

IX. Town Attorney's Report

It is the policy of the Town of Farragut not to discriminate on the basis of race, color, national origin, age, sex, or disability pursuant to Title VI of the Civil Rights Act of 1964, Public Law 93-112 and 101-336 in its hiring, employment practices and programs. To request accommodations due to disabilities, please call 865-966-7057 in advance of the meeting.

The Farragut Board of Mayor and Aldermen met in a regular session on Thursday, March 10, 2016 at 7:00 p.m. Members present were Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent.

Approval of Agenda

Motion was made to approve the agenda as presented. Moved by Alderman Povlin, seconded by Alderman Pinchok; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Approval of Minutes

Motion was made to approve the minutes of March 10, 2016 as written. Moved by Alderman Pinchok, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Business Items

Approval of Contract 2016-17, Synthetic Turf installation at Mayor Bob Leonard Park

Motion was made to award contract 2016-17 to Playrite, LLC in the amount of \$585,391. Moved by Alderman Pinchok, seconded by Alderman Markli; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinances

Public Hearing and Second Reading

Ordinance 16-04, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 2. Definitions, to Change the Definitions Referencing Elderly Housing and Provide for New Definitions

Motion was made to approve Ordinance 16-04 on second and final reading. Moved by Alderman Markli, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinance 16-05, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 3. Specific District Regulations, Section XX., Community Service District (S-1), to Provide for New Provisions, and Sections XI., Multi-Family Residential District (R-6), XII., General Commercial District (C-1), and XXVIII., Open Space Multi-Family Residential Overlay (OSMFR), to Change the Permitted Uses

Motion was made to approve Ordinance 16-05 on second and final reading. Moved by Alderman Pinchok, seconded by Alderman Markli; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Ordinance 16-06, An Ordinance to Amend the Text of the Farragut Zoning Ordinance, Ordinance 86-16, as Amended, Pursuant to Authority Granted by Section 13-4-201, Tennessee Code Annotated, by Amending Chapter 4. General Provisions and Exceptions, Sections VII. Elderly Housing, X. Group or Cluster Housing Projects, XVIII. Nursing Homes, and XX. Parking and Loading, to Change the Provisions Associated with Elderly Housing and Nursing Homes and Remove the Provisions for Group or Cluster Housing Projects

Motion was made to approve Ordinance 16-06 on second and final reading. Moved by Alderman Povlin, seconded by Alderman Markli; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

First Reading

Ordinance 16-03 an Ordinance to rezone Parcels 18 and 18.01, Tax Map 162, located at 1006 McFee Road approximately 6 Acres, from R-1 to R-2 (John and Teresa Kirkland, Applicant)

Motion was made to approve Ordinance 16-03 on first reading and second reading subject to the barn structure being removed. Moved by Alderman Pinchok, seconded by Alderman Povlin; voting yes, Aldermen LaMarche, Markli, Pinchok and Povlin; Mayor McGill was absent; no nays; motion passed.

Town Administrator's Report

David Smoak, Town Administrator, announced the following:

- Economic Development Committee meets Wednesday March 30.
- Impact Fee Discussion is March 31 from 7-9 PM
- Adam Price received the "Building Official of the Year" award
- The Town received the Excellence in Financial Reporting for FY2015 from the GFOA
- Town is the 6th happiest city in Tennessee

Meeting adjourned at 7:30 PM

Mary Dorothy LaMarche, Vice-Mayor

Allison Myers, Town Recorder

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Mark Shipley, Community Development Director

SUBJECT: Ordinance 16-07, an ordinance to rezone Parcel 117, Tax Map 142, located at the south intersection of N. Campbell Station Road and Herron Road, approximately 4.68 Acres, from R-2 (General Single-Family Residential) to S-1 (Community Service) (Autumn Care II, LLC, Applicant)

INTRODUCTION AND DISCUSSION: This item has been discussed at a number of Planning Commission meetings that date back to May 21, 2015. The property in question is currently zoned General Single-Family Residential (R-2). Though not necessarily relevant to this request, the applicant would like to construct an assisted living facility on this property.

In order to do so the applicant requested an amendment to both the future land use map and the zoning map. After a number of workshop sessions, at their meeting on March 17, 2016, the Planning Commission voted unanimously to change the future land use map in the Comprehensive Land Use Plan (CLUP) from Very Low Density Residential to Civic Institutional. This section of N. Campbell Station Road has a number of institutional uses (school, church, library, and park) and the Civic Institutional land use designation was deemed consistent with this existing plan of development.

Related to this action, and also after a number of workshop sessions, the Planning Commission, at their meeting on March 17, 2016, recommended unanimously to approve Ordinance 16-07 to rezone the property referenced as Parcel 117, Tax Map 142 from R-2 to S-1. As described in the Town's adopted CLUP, the zoning district most similar to a Civic Institutional land use is the S-1 District.

RECOMMENDATION: Regardless of what the applicant wishes to do with the subject property, the S-1 Zoning District, from the staffs' perspective, is consistent with many of the uses that exist along this section of N. Campbell Station Road. The new provisions in the S-1 Zoning District also provide for an opportunity for enhanced context appropriate transitions from existing residential development to a Major Arterial road, such as N. Campbell Station Road.

As noted above, at their meeting on March 17, 2016, the Planning Commission recommended unanimously to approve Ordinance 16-07. The staff also recommends approval of Ordinance 16-07.

PROPOSED MOTION: To approve Ordinance 16-07 on first reading.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>PINCHOK</u>	<u>POVLIN</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

RESOLUTION PC-16-06

FARRAGUT MUNICIPAL PLANNING COMMISSION

A RESOLUTION TO APPROVE AN AMENDMENT TO THE FARRAGUT ZONING MAP, ORDINANCE 86-16, TO RECOMMEND THE APPROVAL OF THE REZONING OF PARCEL 117, TAX MAP 142, LOCATED AT THE INTERSECTION OF N. CAMPBELL STATION ROAD AND HERRON ROAD, APPROXIMATELY 4.68 ACRES, FROM R-2 (GENERAL SINGLE-FAMILY RESIDENTIAL) TO S-1 (COMMUNITY SERVICE)

WHEREAS, the Tennessee Code Annotated, Section 13-4-201et seq, provides that the Municipal Planning Commission shall make and adopt a general plan for the physical development of the municipality; and

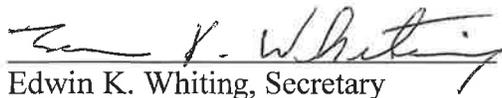
WHEREAS, the Farragut Municipal Planning Commission has adopted various elements of a zoning plan as an element of the general plan for physical development; and

WHEREAS, a public hearing was held on this request on March 17, 2016;

NOW, THEREFORE, BE IT RESOLVED that the Farragut Municipal Planning Commission hereby recommends approval to the Farragut Board of Mayor and Aldermen of an ordinance, amending Ordinance 86-16, of the Farragut Zoning Ordinance, by adding Ordinance 16-07.

ADOPTED this 17th day of March, 2016.


Rita Holladay, Chairman


Edwin K. Whiting, Secretary

ORDINANCE: 16-07
PREPARED BY: Shipley
REQUESTED BY: Autumn Care II, LLC
CERTIFIED BY FMPC: March 17, 2016
PUBLIC HEARING: _____
PUBLISHED IN: _____
DATE: _____
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE TOWN OF FARRAGUT, TENNESSEE, ORDINANCE 86-16, AS AMENDED, PURSUANT TO SECTION 13-4-201, TENNESSEE CODE ANNOTATED.

BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Farragut, Tennessee, that the Farragut Zoning Ordinance, Ordinance 86-16, as amended, is hereby amended as follows:

SECTION 1.

The Farragut Zoning Ordinance, Ordinance 86-16, as amended, is hereby amended by rezoning Parcel 117, Tax Map 142, located at the intersection of N. Campbell Station Road and Herron Road, approximately 4.68 Acres, from R-2 (General Single-Family Residential) to S-1 (Community Service) (Exhibits A and B).

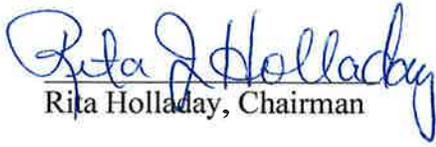
SECTION 2.

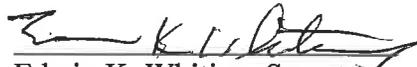
This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

 Dr. Ralph McGill, Mayor

 Allison Myers, Town Recorder

Certified to the Farragut Board of Mayor and Aldermen this _____ day of _____, 2016, with approval recommended.


Rita Holladay, Chairman


Edwin K. Whiting, Secretary

FARRAGUT MUNICIPAL PLANNING COMMISSION



**Ordinance 16-07
Exhibit A**

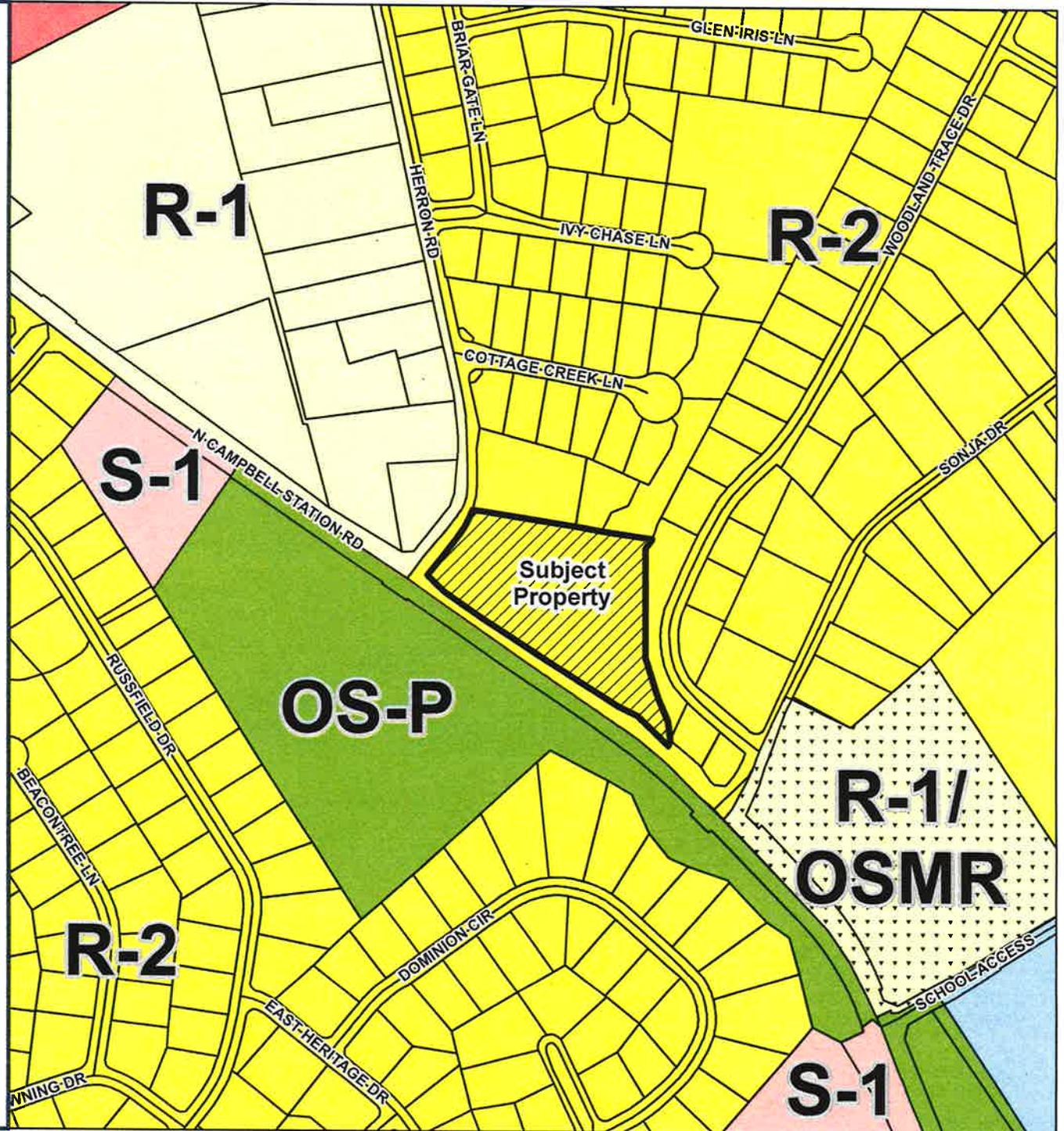
Rezone
Parcel 117, Tax Map 142

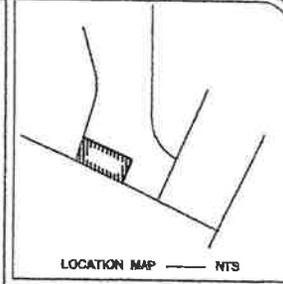
From
General Single Family
Residential (R-2)
to
Community Service (S-1)

- Streets
- ▭ Parcels
- ▭ OS-P, Open Space/Park
- ▭ S-1, Community Service
- ▭ R-1, Rural Single-Family Residential
- ▭ R-2, General Single-Family Residential
- ▭ OSMR, Open Space Mixed Residential Overlay
- ▭ O-1, Office
- ▭ O-1-3, Office, Three Stories
- ▭ C-1, General Commercial



1 in = 400 ft





- LEGEND**
- (R) FROM FIELD (NEW)
 - (R) FROM OLD (OLD)
 - UP UTILITY POLE
 - CB CATCH BASIN
 - ⊙ LS LIGHT STANDARD

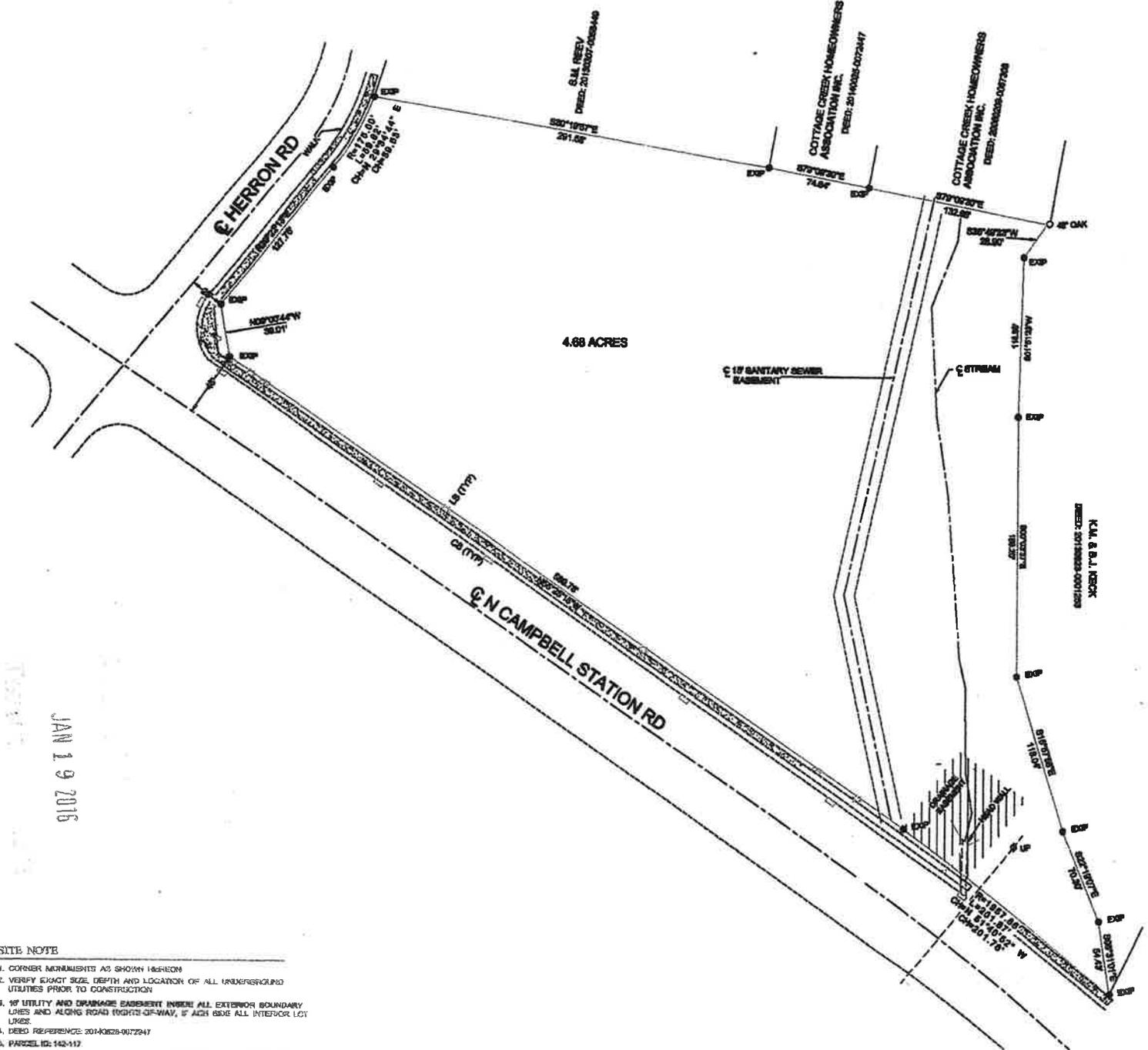
EXHIBIT B

CURRENT OWNER
STEPHEN E. & ME SUE BROWN
 PO BOX 847
 COLLETSVILLE, NC 28723

SURVEY OF:

BROWN PROPERTY

SCALE: 1"=50'	APPROVED BY: [Signature]
DATE: 01-19-2016	
DISTRICT 6 • TOWN OF FARRAGUT KNOX COUNTY • TENNESSEE	
TAX MAP 143, PARCEL 117	DRAWING NO.: 2445
SHEET 1 OF 1	



JAN 19 2016

SITE NOTE

1. CORNER MONUMENTS AS SHOWN HEREON
2. VERIFY EXACT SIZE, DEPTH AND LOCATION OF ALL UNDERGROUND UTILITIES PRIOR TO CONSTRUCTION
3. 10' UTILITY AND DRAINAGE EASEMENT INSIDE ALL EXTERIOR BOUNDARY LINES AND ALONG ROAD (RIGHT) OF-WAY, IF EACH BORE ALL INTERIOR LOT LINES.
4. DEED REFERENCE: 2014-0323-0072347
5. PARCEL ID: 142-117
6. PROPERTY SUBJECT TO ALL APPLICABLE EASEMENTS, DETACHES AND RESTRICTIONS OF RECORD.
7. BEARINGS SHOWN HEREON ARE MAGNETIC AND NOT RELATED TO USGS DATUM
8. TOTAL LOTS: 1
9. TOTAL AREA: 4.68 ACRES



LeMAY AND ASSOCIATES
CONSULTING ENGINEERS

10816 KINGSTON PIKE
 KNOXVILLE, TENNESSEE 37934
 PH: (865) 671-0183
 FAX: (865) 671-0213

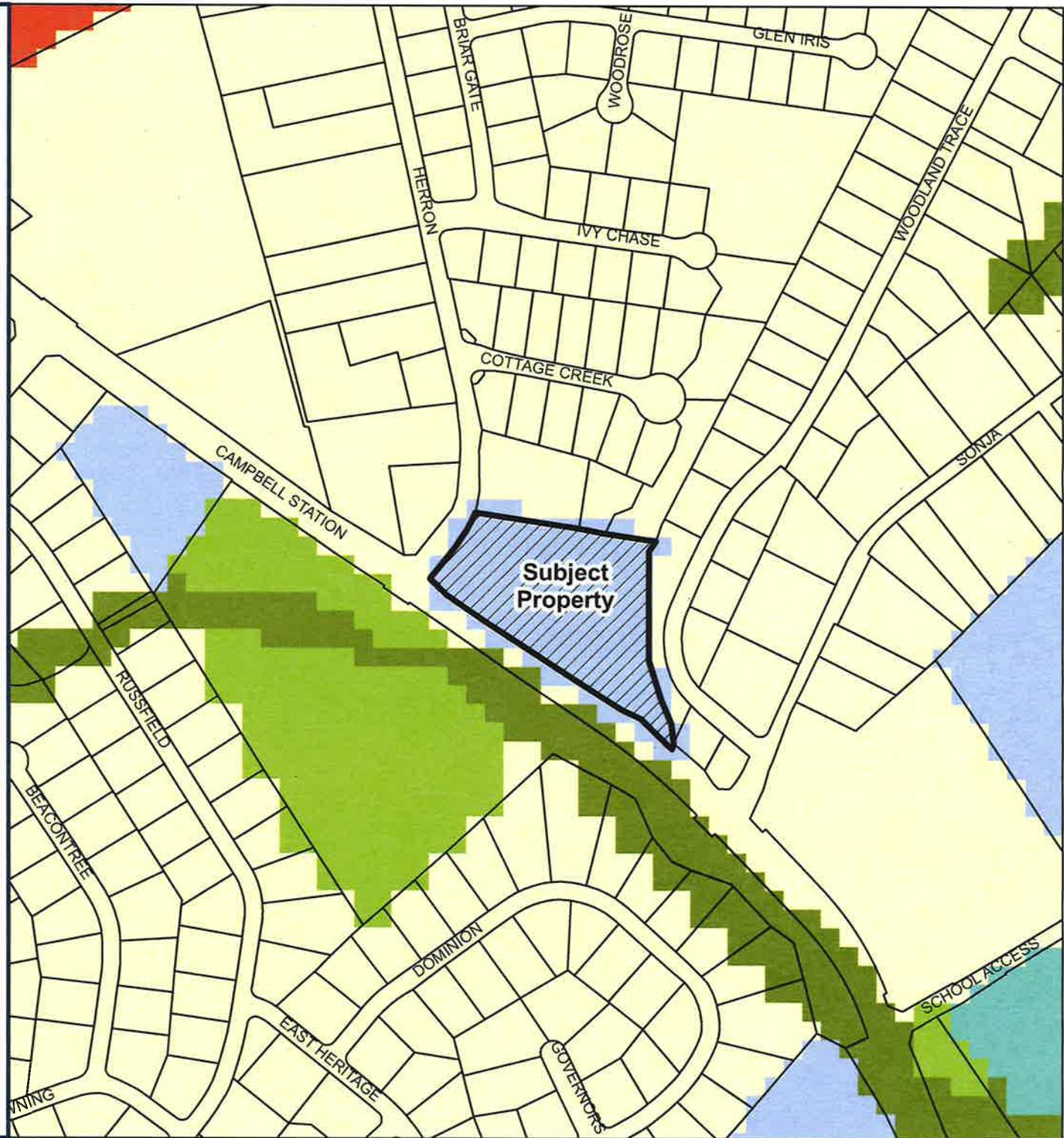


Future Land Use Map

-  Subject Property
-  Parcels
-  Civic/Institutional
-  Office/Light industrial
-  LU Industrial
-  Commercial
-  Regional Commercial
-  Open Space
-  Parks and Rec
-  Open Space Cluster Residential
-  Rural Residential (> 1 Acre lots)
-  Very Low Density Residential (2-4 DUs / Acre)
-  Low Density Residential (3-6 DUs / Acre)
-  Med Density Residential (6-12 DUs / Acre)
-  Mixed Use Neighborhood (6-10 DUs / Acre)
-  Mixed Use Town Center (8-15 DUs / Acre)



1 in = 400 ft



REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Allison Myers, Town Recorder/Treasurer

SUBJECT: Ordinance 16-08, an Ordinance to amend Ordinance 15-08, FY2016 Budget, State Street Aid Fund

INTRODUCTION:

The purpose of this agenda item is to amend the Fiscal Year 2016 State Street Aid Fund Budget.

DISCUSSION:

The State Street Aid Fund will be amended by increasing the appropriated expenditures from \$688,000 to \$1,146,000 an increase of \$458,000.

- **Resurfacing Program**
 - For the past three years, in hopes of receiving better bids, the resurfacing contract has provided for a more flexible and longer construction season. Due to this change, the resurfacing of the Town's streets typically spans multiple fiscal years. The resurfacing balance for FY2015 was \$458,000. The invoice for the FY2015 resurfacing was received in the current fiscal year. Since the invoice was paid in the current fiscal year \$458,000 will be transferred from FY2015 to FY2016.

FINANCIAL SECTION:

Account Number: State Street Aid Budget

<u>Original FY2016 Budget</u>	<u>Requested Amendment</u>	<u>FY2016 Amended Budget</u>
\$688,000	\$458,000	\$1,146,000

Approved By: *A Myers*

RECOMMENDATION BY: Allison Myers, Town Recorder/Treasurer, for approval.

PROPOSED MOTION: Motion to approve Ordinance 16-08 on first reading.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>MCGILL</u>	<u>PINCHOK</u>	<u>POVLIN</u>	<u>LAMARCHE</u>	<u>MARKLI</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

ORDINANCE	16-08
PREPARED BY	Myers
1 ST READING	April 14, 2016
2 nd READING	April 28, 2016
PUBLISHED IN	Shopper News Farragut
DATE	

**AN ORDINANCE OF THE TOWN OF FARRAGUT, TENNESSEE
AMENDING THE FISCAL YEAR 2015-2016 BUDGET, PASSED BY ORDINANCE 15-08**

WHEREAS, the Town of Farragut adopted the fiscal year 2015-16 budget by passage of Ordinance Number 15-08 on June 11, 2015; and

WHEREAS, pursuant to the Tennessee State Constitution, Section 24 of Article II, no public money shall be expended except pursuant to appropriations made by law; and

WHEREAS, expenses for the General Fund and Insurance Fund will be greater than budgeted; and

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF FARRAGUT, TENNESSEE THAT CHANGES BE MADE TO THE FISCAL YEAR 2015-2016 BUDGET AS FOLLOWS:

SECTION 1. Ordinance 15-08 is hereby amended by:

- Increasing the appropriated expenditures in the State Street Aid by \$458,000. Expenditures for the State Street Aid will total \$1,146,000.
 - Resurfacing Contract from FY2015

SECTION 2. The Board of Mayor and Aldermen authorizes the Town Recorder to make said changes in the accounting system.

SECTION 3. This ordinance shall take effect after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Allison Myers, Town Recorder/Treasurer

SUBJECT: Ordinance 16-09, an Ordinance to amend the text of the Municipal Code of the Town of Farragut, Tennessee, Ordinance 86-16, as amended, by amending Title 19, Businesses, Peddlers, Solicitors, etc., Chapter 1, Peddlers, etc.

INTRODUCTION:

The purpose of this agenda item is to amend the text of the Businesses, Peddlers, Solicitors chapter in the Municipal Code. This section of the code has not been amended since 1985.

DISCUSSION:

The Town has very few request for solicitation permits. The most significant change to the proposed ordinance is the requirement to obtain a Knox County permit as well. Typically when someone questions the validity of a permit holder they call Knox County Sheriff's office. This new requirement will help with the continuity between the agencies.

Some of the changes are as follows:

- Expanded definitions section
- Applicants must obtain a solicitation permit from Knox County as well.
- The fee will be established in the Fee Schedule
- Added hours that one can solicit, Monday-Saturday 9:00 AM – 7:00 PM (8:00 PM during daylight savings)
- Prohibits the selling of goods or services or solicit in vehicular traffic lanes, or operate a "road block" of any kind.

Attached is a current copy of the code as well as the proposed ordinance with the changes highlighted.

RECOMMENDATION BY: Allison Myers, Town Recorder/Treasurer, for approval.

PROPOSED MOTION: Motion to approve Ordinance 16-09 on first reading.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>MCGILL</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>PINCHOK</u>	<u>POVLIN</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

ORDINANCE: 16-09
PREPARED BY: Myers
REQUESTED BY: Staff
PUBLIC HEARING: April 28, 2016
PUBLISHED IN: Shopper News Farragut
DATE: April 14, 2016
1ST READING: April 14, 2016
2ND READING: April 28, 2016
PUBLISHED IN: Shopper News Farragut
DATE:

AN ORDINANCE TO AMEND THE TEXT OF THE MUNICIPAL CODE OF THE TOWN OF FARRAGUT, TENNESSEE, ORDINANCE 86-16, AS AMENDED, BY AMENDING TITLE 19, BUSINESSES, PEDDLERS, SOLICITORS, ETC., CHAPTER 1, PEDDLERS, ETC.

BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Farragut, Tennessee, that the Farragut Municipal Code, Ordinance 86-16, as amended, is hereby amended as follows:

SECTION 1.

Title 19, Chapter 1, Peddlers, is deleted in its entirety and substituted in lieu thereof the following:

Sec. 9-101. - Definitions.

Unless otherwise expressly stated, whenever used in this chapter, the following words shall have the meaning given to them in this section.

(a) *Peddler* means any person, firm or corporation, either a resident or a nonresident of the town, who has no permanent regular place of business and who goes from dwelling to dwelling, business to business, place to place, or from street to street, carrying or transporting goods, wares or merchandise and offering or exposing the same for sale.

(b) *Solicitor* means any person, firm or corporation who goes from dwelling to dwelling, business to business, place to place, or from street to street, taking or attempting to take orders for any goods, wares or merchandise, or personal property of any nature whatever for future delivery, except that the term shall not include solicitors for charitable and religious purposes and solicitors for subscriptions as those terms are defined below. Town businesses that have an established, physical location in the town are exempt from the permit fees required by this chapter.

(c) *Solicitor for charitable or religious purposes* means any person, firm, corporation or organization who or which solicits contributions from the public from door to door, business to

business or place to place, for any charitable or religious organization, and who does not sell or offer to sell any single item at a cost to the purchaser in excess of ten dollars. No organization shall qualify as a "charitable" or "religious" organization unless the organization meets one of the following conditions:

- (1) Has a current exemption certificate from the Internal Revenue Service issued under Section 501(c)(3) of the Internal Revenue Service Code of 1954, as amended;
- (2) Is a member of United Way, or similar "umbrella" organization for charitable or religious organizations.

(d) *Solicitor for subscriptions* means any person who solicits subscriptions from the public, either from door to door, business to business or place to place and who offers for sale subscriptions to magazines or other materials protected by provisions of the Constitution of the United States.

(e) *Transient vendor* means any person who brings into temporary premises and exhibits stocks of merchandise to the public for the purpose of selling or offering to sell the merchandise to the public. Transient vendor does not include any person selling goods by sample, brochure, or sales catalog for future delivery; or to sales resulting from the prior invitation to the seller by the owner or occupant of a residence. For purposes of this definition, "merchandise" means any consumer item that is or is represented to be new or not previously owned by a consumer, and "temporary premises" means any public or quasi-public place including a hotel, rooming house, storeroom, building or part of a building, which is temporarily occupied for the purpose of exhibiting stocks of merchandise to the public. Premises are not temporary if the same person has conducted business at those premises for more than six consecutive months or has occupied the premises as his or her permanent residence for more than six consecutive months.

(f) *Permanent place of business* shall mean a physical location, open to the public at regular business hours for the purpose of conducting trade.

(g) *News Agent* shall refer to any agent or employee of any newspaper distributed in the town who is engaged in the delivery of newspapers or the solicitation of subscriptions thereof.

Sec. 9-102. - Exemptions.

The terms of this chapter shall neither apply to persons selling at wholesale to dealers, nor to news agents, nor to bona fide merchants who merely deliver goods in the regular course of business.

Sec. 9-103. - Permit required.

No person, firm or corporation shall operate a business as a peddler, transient vendor, solicitor and no solicitor for charitable or religious purposes or solicitor for subscriptions shall solicit within the town except in accordance with the provisions of this chapter.

Sec. 9-104. - Permit procedure.

- (a) Obtain a solicitation permit from Knox County prior to applying with the Town of Farragut.
- (b) *Application form.* A sworn application containing the following information shall be completed and filed with the town recorder by each applicant for a permit as a peddler, transient

vendor, solicitor, or street barker and by each applicant for a permit as a solicitor for charitable or religious purposes or as a solicitor for subscriptions:

- (1) The complete name and permanent address of the business or organization the applicant represents.
 - (2) A brief description of the type of business and the goods to be sold.
 - (3) The dates for which the applicant intends to do business or make solicitations.
 - (4) The name, permanent address and date of birth of the person who will make sales or solicitations within the town.
 - (5) The names of at least two (2) reputable local property owners who will certify as to the applicant's good moral reputation and business responsibility or in lieu of the names of references, such other available evidence as will enable an investigator to properly evaluate the applicant's moral reputation and business responsibility. This shall not apply, however, to nonprofit organizations.
 - (6) The last three (3) cities or towns, if that many, where applicant carried on business immediately preceding the date of application and, in the case of transient merchants, the addresses from which such business was conducted in those municipalities. This shall not apply, however, to nonprofit organizations.
 - (7) The make, model, complete description, and license tag number and state of issue, of each vehicle to be used to make sales or solicitations, whether or not such vehicle is owned individually by the person making sales or solicitations, by the business or organization itself, or rented or borrowed from another business or person.
 - (8) A recent clear photograph approximately two (2) inches square showing the head and shoulders of the applicant. This shall not apply, however, to nonprofit organizations.
 - (9) Tennessee State sales tax number, if applicable.
- (c) *Permit fee.* Each applicant for a permit as a peddler, transient vendor or solicitor shall submit with the application a non-refundable fee as stated in the Town of Farragut fee schedule. There shall be no fee for an application for a permit as a solicitor for charitable purposes.
- (d) *Permit issued.* Upon the completion of the application form and the payment of the permit fee, where required, the town recorder shall review, deny or issue a permit and, provide to the applicant the reason for denial, or a copy of the permit, as the case may be, within seven (7) days.

Sec. 9-105. - Restrictions on peddlers and solicitors.

No peddler, solicitor, solicitor for charitable purposes, or solicitor for subscriptions shall:

- (1) Be permitted to set up and operate a booth or stand on any street or sidewalk, or in any other property or public area within the town.
- (2) Stand or sit in or near the entrance to any dwelling or place of business, or in any other place which may disrupt or impede pedestrian or vehicular traffic.

- (3) Offer to sell goods or services or solicit in vehicular traffic lanes, or operate a "road block" of any kind.
- (4) Call attention to his business or merchandise or to his solicitation efforts by crying out, by blowing a horn, by ringing a bell, or creating other noise.
- (5) Enter, or attempt to enter, into or upon any premises wherein a sign or placard bearing the notice "Peddlers or Solicitors Prohibited," or similar language carrying the same meaning, is located.

Sec. 9-106. - Restrictions on transient vendors.

A transient vendor shall not advertise, represent, or hold forth a sale of goods, wares or merchandise as a sale by an insurance company, bankrupt, insolvent, assignee, trustee, estate, executor, administrator, receiver manufacturer at wholesale, or as the result of a canceled order, or at sale, or closing-out sale, or a sale of any goods damaged by smoke, fire, water or otherwise, unless such advertisement, representation or holding forth is actually of the character it is advertised, represented or held forth.

Sec. 9-107. - Display of permit.

Each peddler, solicitor, solicitor for charitable purposes or solicitor for subscriptions is required to have in his possession a valid permit while making sales or solicitations, and shall be required to display the same to any Knox County Sheriff's officer upon demand.

Sec. 9-108. - Suspension or revocation of permit.

(a) *Suspension by the Town Administrator.* The permit issued to any person or organization under this chapter may be suspended by the Town Administrator for any of the following causes:

- (1) Any false statement, material omission, or untrue or misleading information which is contained in or left out of the application; or
- (2) Any violation of this chapter.

(b) *Suspension or revocation by the Board of Mayor and Aldermen.* The permit issued to any person or organization under this chapter may be suspended or revoked by the Board of Mayor and Aldermen after notice and hearing, for the same causes set out in subsection (a) above. Notice of the hearing for suspension or revocation of a permit shall be given by the Town Administrator in writing, setting forth specifically the grounds of complaint and the time and place of the hearing. Such notice shall be mailed to the permit holder at his last known address at least five days prior to the date set for hearing, or it shall be delivered by a sheriff's officer in the same manner as a summons at least three (3) days prior to the date set for hearing.

Sec. 9-109. - Expiration and renewal of permit.

The permit of peddlers, solicitors and transient vendors shall expire thirty (30) days from the date of issuance. The permit of solicitors for religious or charitable purposes and solicitors for subscriptions shall expire on the date provided in the permit, not to exceed thirty (30) days.

Sec. 9-110. - Permittee must leave on request.

Any peddler, solicitor, solicitor for charitable or religious purposes or solicitor for subscriptions, while engaged in any sale or solicitation for sales upon the property of any private residence must, upon request of the owner or leaseholder of the property, vacate the property immediately. Failure to immediately vacate the property upon the request of the owner or leaseholder shall be a violation of this chapter.

Sec. 9-111. - Violation and penalty.

In addition to any other action the town may take against a permit holder in violation of this chapter, such violation shall be punishable by a penalty of up to \$500 for each offense. Each day a violation occurs shall constitute a separate offense.

Sec. 9-112. - Hours of solicitation.

No permittee shall conduct any solicitations or sales except between the hours of 9:00 A.M. and 7:00 P.M. (8:00 P.M. during daylight savings time) on Monday through Saturday, it being the intent that door-to-door sales occur during daylight hours and at times when citizens feel secure in their homes to receive unexpected visitors.

SECTION 2.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

Current Version

CHAPTER 1. - PEDDLERS, ETC.

Sec. 9-101. - Definitions.

Whenever used in this chapter, unless the context requires otherwise, the following definitions shall apply:

Merchandise. The word "merchandise" means and includes all personal property of whatever kind, whether tangible or intangible, including but not limited to, goods, wares, produce, insurance, stocks and bonds.

Nonprofit organization. The term "nonprofit organization" means and includes any charitable, civic, religious or educational organization whose purpose is not-for-profit and whose funds are used for charitable, civic, religious or educational purposes.

Soliciting. The terms "soliciting" or "to solicit" means and includes offering merchandise for sale, barter or exchange, whether for present or future delivery, or in any manner disposing of personal property by peddling or hawking the same or making requests for gifts or contributions.

Solicitor. The term "solicitor" means and includes peddler, huckster or itinerant merchant and all persons of any age who solicit, attempt to solicit, sell, barter, exchange or offer to sell, barter or exchange, and includes persons soliciting on behalf of a nonprofit organization.

Town administrator. The term "town administrator" means the town administrator of this town or his duly authorized representative.

(1985 Code, § 5-201)

Sec. 9-102. - Shouting, using horns, bells, etc.

No person holding a permit under this chapter, or any person in his behalf, shall shout, cry out, blow a horn, ring a bell or use any sound amplifying device upon any of the sidewalks, streets, alleys, parks or other public places of the town or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the adjacent sidewalks, streets, alleys, parks, or other public places, for the purpose of attracting attention to any goods, wares, or merchandise which such permittee proposes to sell.

(1985 Code, § 5-202)

Sec. 9-103. - Use of streets.

No person holding a permit under this chapter shall have any exclusive right to any location in the public streets or be permitted a stationary location thereon, nor shall any such person be permitted to operate in a congested area where such operation might impede or inconvenience the public use of such streets, nor shall any such person be permitted to accept orders for goods or sell directly from a vehicle of any kind while standing in a public street. For the purpose of this section the judgment of the town administrator, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

(1985 Code, § 5-203)

Sec. 9-104. - Exemptions from chapter.

The provisions of this chapter shall not be applicable to persons selling at wholesale to dealers, nor to newsboys, nor to bona fide merchants who merely deliver goods and merchandise in the regular course of business.

(1985 Code, § 5-204)

Sec. 9-105. - Permit required.

It shall be unlawful for any solicitor to solicit the sale of merchandise or the furnishing of a service or otherwise within the town without first obtaining a permit therefrom in compliance with the provisions of this chapter. Furthermore, no person shall solicit contributions or the sale of merchandise for a nonprofit organization unless the organization first obtains a permit therefor in compliance with this chapter.

(1985 Code, § 5-205)

Sec. 9-106. - Application for permit.

Applicants for a permit under this chapter must file with the town administrator a sworn written application containing the following:

- (1) Name and physical description of the applicant. In the case of a nonprofit organization, a list of all proposed solicitors or canvassers, if such a list is available.
- (2) Complete permanent home address and local address of the applicant and, in the case of transient merchants, the local address from which proposed sales will be made.
- (3) A brief description of the nature of the business and the goods to be sold.
- (4) If applicant is employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship. This shall not apply to nonprofit organizations.
- (5) The length of time for which the right to do business is desired.
- (6) A recent clear photograph approximately two (2) inches square showing the head and shoulders of the applicant. This shall not apply to nonprofit organizations.
- (7) The names of at least two (2) reputable local property owners who will certify as to the applicant's good moral reputation and business responsibility, or in lieu of the names of references, such other available evidence as will enable an investigator to properly evaluate the applicant's moral reputation and business responsibility. This shall not apply, however, to nonprofit organizations.
- (8) A statement as to whether or not the applicant has been convicted of any crime or misdemeanor or for violating any municipal ordinance; the nature of the offense; and the punishment or penalty assessed therefor. This shall not apply, however, to nonprofit organizations.
- (9) The last three (3) cities or towns, if that many, where applicant carried on business immediately preceding the date of application and, in the case of transient merchants, the addresses from which such business was conducted in those municipalities. This shall not apply, however, to nonprofit organizations.
- (10) The state identification number for any occupation licensed by the state.

(1985 Code, § 5-206)

Sec. 9-107. - Fee for permit.

At the time of filing the application for a permit under this chapter, a fee of two dollars (\$2.00) for persons over sixteen (16) years of age and one dollar (\$1.00) for persons under sixteen (16) years of age shall be paid to the town to cover the costs of investigating the facts stated therein.

(1985 Code, § 5-207)

Sec. 9-108. - Investigation of applicants; issuance or refusal of permits.

Each application for a permit under this chapter shall be submitted to the town administrator, who shall cause an investigation to be made of the applicant's moral reputation or business responsibility. If such reputation and business responsibility appear satisfactory, in the sole discretion of the town administrator, then he shall issue a permit upon payment of all applicable privilege taxes; otherwise, the town administrator shall deny the permit and shall so notify the applicant in writing. In order that a full investigation may be made of the applicant, the town may delay the issuance or denial of a permit for up to seven (7) days. However, this shall not apply to renewal permits.

(1985 Code, § 5-208)

Sec. 9-109. - Permit to be used by permittee only.

No permit issued under this chapter shall be used at any time by any person or organization other than the one to whom it is issued.

(1985 Code, § 5-209)

Sec. 9-110. - Exhibition of permit.

Every person holding a permit under this chapter shall exhibit his permit at the request of any policeman or citizen.

(1985 Code, § 5-210)

Sec. 9-111. - Expiration and renewal of permits.

Permits issued under the provisions of this chapter shall expire on the same date that the permittee's privilege license expires and shall be renewed, without costs, if the permittee applies for and obtains a new privilege license within thirty (30) days thereafter. Permits issued to permittees who are not subject to a privilege tax shall be issued for one (1) year. An application for a renewal shall be made substantially in the same form as an original application. However, only so much of the application shall be completed as is necessary to reflect conditions which have changed since the last application was filed.

(1985 Code, § 5-211)

Sec. 9-112. - Revocation or suspension of permits.

- (1) Permits issued under the provisions of this chapter may be revoked by the town administrator, after notice and hearing, for any of the following causes:
 - (a) Fraud, misrepresentation, or incorrect statement contained in the application for the permit, or made in the course of carrying on the activities of solicitor, canvasser, peddler, transient merchant, itinerant merchant or itinerant vendor.
 - (b) Any violation of this chapter.

- (c) Conviction of any crime or misdemeanor.
 - (d) Conducting the activities of peddler, canvasser, solicitor, transient merchant, itinerant merchant, or itinerant vendor, as the case may be, in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.
- (2) Notice of the hearing for revocation of a permit under this section shall be given by the town administrator in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed to the permittee at his last known address at least five (5) days prior to the date set for hearing, or it shall be delivered by the town administrator in the same manner as a summons at least three (3) days prior to the date set for hearing.
 - (3) When reasonably necessary in the public interest, the town administrator may suspend a permit issued under this chapter pending the revocation hearing.
 - (4) No permittee whose permit has been revoked shall make further application until a period of at least six (6) months has elapsed since the last revocation.

(1985 Code, § 5-212)

Sec. 9-113. - Unlawful to violate chapter.

Any person violating any provision of this chapter shall, upon conviction, be subject to a penalty under the general penalty clause for this municipal code of ordinances.

(1985 Code, § 5-213)

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Sue Stuhl, Parks & Leisure Services Director

SUBJECT: Approval of Resolution 2016-05 - Supporting Local Parks and Recreation (LPRF) Fund Grant Application

INTRODUCTION: The purpose of this agenda item is to approve the attached resolution to match funds as part of the 2016 LPRF grant application for Mayor Bob Leonard Park (MBLP). This project includes the conversion of rectangular field #3 to synthetic turf, restroom reconstruction and the construction of additional lighted parking.

BACKGROUND: Rectangular field #3 was constructed in 1990 and has received very limited renovations and improvements. The upper restroom was constructed in 1991 and has also seen very limited improvements and does not meet current ADA requirements. It is also not large enough to handle the user load for all the fields in that area of the park.

DISCUSSION: Staff is requesting that the Board of Mayor and Aldermen approve the attached resolution supporting the 2016 LPRF grant application which requests funding for the conversion of rectangular field #3 to synthetic turf, the reconstruction of the upper restroom and the construction of an additional lighted parking lot. The request is for the Town to match \$500,000 for a project total of \$1,000,000, which is the limit for this grant. The actual projected costs are above the grant limit and are subject to final construction drawings but are estimated at:

A & E:	\$70,000
Synthetic Turf Field:	\$650,000
Upper Restroom:	\$210,000
<u>Lighted Parking Lot:</u>	<u>\$250,000</u>
Total:	\$1,180,000

The increase in the cost estimate for the synthetic turf field conversion from what was just accepted for field #1 is due to replacing the antiquated drainage system that is now in place along this field, the presence of some fill in the subsurface and the addition of fencing.

Details of the project are:

- Synthetic field includes a split rail fence on the two sides that are not protected by a hill and will have a 10 foot safety buffer surrounding the actual playing field. Construction will be similar to the other two synthetic fields.
- Upper restroom will be expanded to the maximum size available at that site and will include small storage area and bench areas for changing clothes. It will be similar in design to the other park restrooms.
- Parking lot will include LED lighting similar to what is currently in the other lots with an entrance that lines up with the entrance of the lower lot. The parking lot is estimated to have between 40 and 70 additional parking spaces – dependent on final design.

Notification of grant awards is likely to be sometime in the late summer or early fall. Competition is particularly fierce with this grant round due to the increase of matching funds available (from \$250,000 to \$500,000).

RECOMMENDATION BY: Parks & Leisure Services Director Sue Stuhl for approval.

PROPOSED MOTION: To approve Resolution 2016-05 supporting the Local Parks and Recreation (LPRF) Fund Grant Application

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>PINCHOK</u>	<u>POVLIN</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____



TOWN OF FARRAGUT

RESOLUTION R-2016-05

LOCAL PARKS AND RECREATION FUND MATCHING GRANT

WHEREAS, the Board of Mayor and Aldermen of the Town of Farragut wishes to apply for a 2016 Local Parks and Recreation Fund matching grant from the State of Tennessee, and

WHEREAS, the Town of Farragut wishes to apply for a \$1,000,000 matching grant, \$500,000 to be provided by the State of Tennessee and \$500,000 to be provided by the Town of Farragut Capital Investment Plan Budget, and

WHEREAS, the Town of Farragut will use this grant money for the conversion of an athletic field to synthetic turf, restroom reconstruction and construction of additional lighted parking at Mayor Bob Leonard Park, and

WHEREAS, the property identified may be developed with state financial assistance provided by the Local Parks and Recreation Fund (LPRF) pursuant to TCA 67-4-409, and

WHEREAS, this property may not be converted to other than public recreation uses, whether by transfer or by other means, without the express written approval of the Commissioner of the Tennessee Department of Environment and Conservation and that this property has a Notice of Limitation of Use filed as part of the dead and plat,

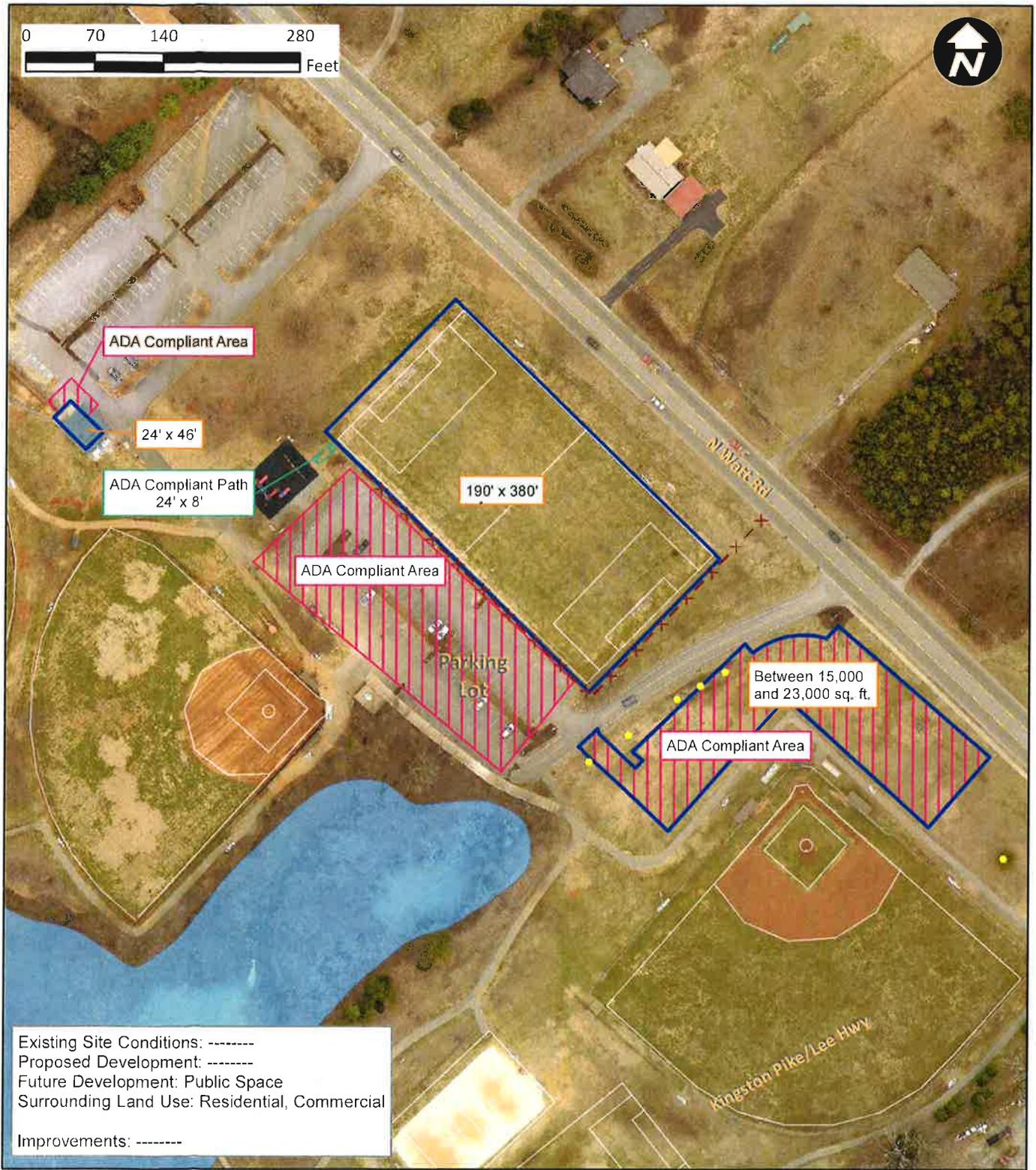
WHEREAS, this project will be completed within two years of the project contract start date if funded,

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the Town of Farragut to budget matching funds in the FY2017 budget for this project and to conform to all regulations regarding this grant.

This Resolution is duly adopted this 14th day of April, 2016.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder



Existing Site Conditions: -----
 Proposed Development: -----
 Future Development: Public Space
 Surrounding Land Use: Residential, Commercial
 Improvements: -----

Legend	
● Trees - Possibly Removed	▤ ADA Compliant Area
✕ Fence	▨ ADA Compliant Path
▭ Project Locations	■ Water

NOTES:
 Basemap: Knox County, Tennessee 2014 Aerial
 Coordinate System: NAD 1983 HARN State Plane Tennessee FIPS 4100 Feet

Exhibit 4
Preliminary Site Plan

Project Title: Mayor Bob Leonard Park – Conversion of Athletic Field, Restroom Reconstruction and Additional Parking
Town of Farragut, TN

Date: 05/04/2016 Time: 11:53:50

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of Bids for Contract 2016-05, Street Resurfacing

INTRODUCTION: The purpose of this agenda item is to consider bids and award a contract for resurfacing of selected streets within the Town.

BACKGROUND: Each year the Engineering staff examines our street network and determines our priorities within the limits of our annual resurfacing budget. Staff has identified the following streets for resurfacing: Outlet Drive (repair near At Home), Turkey Cove Lane and Ford's Cove Lane (Cove at Turkey Creek Subdivision), Lost Tree Lane (Fox Den Villas/Condos), Allen Kirby Road, Campbell Lakes Drive (eastern end), Anchor Park Greenway (Bobolink to Briarstone) and Anchor Park Greenway (Briarstone to Sailview). Please note that the Anchor Park Greenway links total 4347 linear feet of greenway.

On March 31, we received two bids for Contract 2016-05:

Greenback Asphalt Company, Inc. -	\$593,609.25
APAC-Atlantic, Inc. -	466,476.25

We have attached bid tabulations for your review.

FINANCIAL SECTION:

Project: Contract 2016-05, Resurfacing			
<u>Project Budget</u>	<u>Requested Amount</u>	<u>Expenditures to Date</u>	<u>Available Amount</u>
\$958,000	\$466,476.25	\$395,575.26	\$95,948.49
Approved By: 			

RECOMMENDATION BY: Darryl Smith, Town Engineer

PROPOSED MOTION: Approval of bids and award of Contract 2016-05 to APAC-Atlantic, Inc. for their low bid of \$466,476.25.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>MCGILL</u>	<u>LAMARCHE</u>	<u>POVLIN</u>	<u>MARKLI</u>	<u>PINCHOK</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

**Town of Farragut Contract 2016-05
(Annual Resurfacing of Various Streets)**



Bid Tabulations

ITEM #	DESCRIPTION	QUANTITY	UNIT	Greenback Asphalt		APAC-Atlantic	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
202-03.01	REMOVAL OF ASPHALT PAVEMENT (FULL DEPTH TO SUBGRADE)	450	SY	\$20.35	\$9,157.50	\$18.00	\$8,100.00
202-09.01	REMOVAL OF CURB (EXTRUDED)	350	LF	\$10.50	\$3,675.00	\$5.00	\$1,750.00
203-05	UNDERCUTTING	300	CY	\$33.25	\$9,975.00	\$21.20	\$6,360.00
203-07	FURNISH & SPREAD TOPSOIL (BACKFILLING CURB)	350	LF	\$6.75	\$2,362.50	\$3.60	\$1,260.00
303-01	MINERAL AGGREGATE, TYPE A BASE, GRADING D	215	TN	\$39.25	\$8,438.75	\$25.00	\$5,375.00
307-01.01	ASPHALT CONCRETE MIX (PG64-22) (BPMB-HM) Gr A	80	TN	\$113.00	\$9,040.00	\$73.00	\$5,840.00
307-01.08	ASPHALT CONCRETE MIX (PG64-22) (BPMB-HM) GR B-M2	2,120	TN	\$61.00	\$129,320.00	\$53.50	\$113,420.00
403-02.01	TRACKLESS TACK COAT	2,860	GAL	\$3.60	\$10,296.00	\$3.30	\$9,438.00
407-20.05	SAW CUTTING ASPHALT PAVEMENT	400	LF	\$5.25	\$2,100.00	\$1.50	\$600.00
411-01.10	ACS MIX (PG64-22) GRADING D	520	TN	\$87.25	\$45,370.00	\$75.70	\$39,364.00
411-01.11	ACS MIX (PG64-22) GRADING E RDWY	2,130	TN	\$74.15	\$157,939.50	\$63.60	\$135,468.00
411-01.11	ACS Mix (PG64-22) GrADING E (8' greenway Trail)	450	TN	\$99.30	\$44,685.00	\$80.00	\$36,000.00
415-01.01	COLD PLANING OF BITUMINOUS PAVEMENT	3,530	TN	\$21.50	\$75,895.00	\$15.00	\$52,950.00
702-01.01	EXTRUDED MOUNTABLE CURB	350	LF	\$11.65	\$4,077.50	\$7.40	\$2,590.00
709-05.06	MACHINED RIP-RAP CLASS A-1	520	TN	\$38.25	\$19,890.00	\$25.50	\$13,260.00

**Town of Farragut Contract 2016-05
(Annual Resurfacing of Various Streets)**



Bid Tabulations

ITEM #	DESCRIPTION	QUANTITY	UNIT	Greenback Asphalt		APAC-Atlantic	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
710-04	FILTER CLOTH UNDERDRAIN (WITH PIPE)	400	LF	\$15.00	\$6,000.00	\$8.00	\$3,200.00
710-06.13	LATERAL UNDERDRAIN ENDWALL (4:1)	1	EA	\$750.00	\$750.00	\$300.00	\$300.00
712-01	TRAFFIC CONTROL	1	LS	\$31,650.00	\$31,650.00	\$11,500.00	\$11,500.00
712-04.01	FLEXIBLE DRUMS (CHANNELIZING)	80	EA	\$27.50	\$2,200.00	\$23.00	\$1,840.00
712-06	SIGNS (CONSTRUCTION) W20-1 ROAD WORK AHEAD	18	SF	\$8.50	\$153.00	\$7.25	\$130.50
712-06	SIGNS (CONSTRUCTION) W1-4 SHIFT	9	SF	\$8.50	\$76.50	\$7.25	\$65.25
712-06	SIGNS (CONSTRUCTION) W9-3 CENTER LANE CLOSED AHEAD	18	SF	\$8.50	\$153.00	\$7.25	\$130.50
716-02.06	PLASTIC PAVEMENT MARKING (TURN LANE ARROW)	2	EA	\$150.00	\$300.00	\$160.00	\$320.00
716-13.01	SPRAY THERMO PVMT MRKNG (60 MIL) (4" LINE)	0.6	LM	\$2,600.00	\$1,560.00	\$2,700.00	\$1,620.00
716-05.01	PAINTED PAVEMENT Marking (4" LINE)	2.1	LM	\$450.00	\$945.00	\$470.00	\$987.00
717-01	MOBILIZATION	1	LS	\$17,100.00	\$17,100.00	\$14,400.00	\$14,400.00
801-01	SEEDING (WITH MULCH)	4	UNIT	\$125.00	\$500.00	\$52.00	\$208.00
TOTAL					\$593,609.25		\$466,476.25