A G E N D A

FARRAGUT BOARD OF MAYOR AND ALDERMEN
June 24, 2010

Committee Workshop
5:30 PM

BEER BOARD
6:55 PM
(See beer board agenda)

FBMA MEETING
7:00 PM

I. Silent Prayer, Pledge of Allegiance, Roll Call

II. Approval of Agenda

III. Mayor's Report
- A. Presentation of 2010 Beautification Awards

IV. Citizens Forum

V. Approval of Minutes
- A. June 10, 2010

VI. Business Items
- A. Approval of Request for Utility Easement from First Utility District
- B. Approval of Bids for Contract 2011-01, Annual Road Maintenance
- C. Approval of Bids for Contract 2011-02, Installation of Pavement Markings
- D. Approval of Bids for Contract 2011-03, Annual Guardrail Maintenance
- E. Approval of Bids for Contract 2011-04, Annual Signal Maintenance
- F. Approval of Bids for Contract 2011-06, HVAC Maintenance
- G. Approval of Bids for Contract 2011-07, Street Sweeping Maintenance
- H. Approval of Resolution 2010-03, Community Grant Funding Source
- I. Appointments to Boards and Committees

VII. Town Administrator's Report

VIII. Associate Town Administrator's Report

IX. Engineer's Report

X. Recorder's Report

XI. Attorney's Report

FARRAGUT BEER BOARD

June 24, 2010
6:55 PM

I. **Approval of Minutes**
   A. May 27, 2010

II. **Consider Approval of an On-Premise Beer Permit for:**
   A. Jet's Pizza, 11124 Kingston Pike Suite 101
   B. Restaurant Linderhof, 11831 Kingston Pike
   C. Red, Whites, and Blues One Day Special Event

FARRAGUT BEER BOARD

May 27, 2010
6:55 PM

John Williams, Chairman, called the beer board meeting to order at 6:55 PM. Elected officials present were, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams.

Approval of Minutes

Motion was made to approve the minutes of May 13, 2010 as presented. Moved by Alderman Markli, seconded by Alderman Elliott; voting yes, Aldermen Elliott, LaMarche, Markli and Williams; Mayor McGill abstained; no nays; motion passed.

Consider Approval of an Off-Premise Beer Permit for:

Motion was made to approve the off-premise beer permit for Pilot #107, 13061 Kingston Pike. Moved by Alderman Markli, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams; no nays; motion passed.

Beer Board meeting adjourned at 7:00 PM

_____
John Williams, Chairman

_____
Allison Myers, Town Recorder

AGENDA NUMBER 11.A. MEETING DATE June 24, 2010

REPORT TO THE BEER BOARD

PREPARED BY: Allison Myers

SUBJECT: Approval of an On Premise Beer Permit for Jet's Pizza

---

INTRODUCTION:

The purpose of this agenda item is approval of an on-premise beer permit for Jet's Pizza, 11124 Kingston Pike, Suite 101.

RECOMMENDATION BY:

Allison Myers, Town Recorder

PROPOSED MOTION:

To approve the On-Premise Beer Permit for Jet's Pizza subject to obtaining a certificate of occupancy.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	ELLIOTT	LAMARCHE	MARKLI	WILLIAMS
YES					
NO					
ABSTAIN					

BEER PERMIT APPLICATION

TOWN OF FARRAGUT, TENNESSEE

*called 6-14-10

APPLICANT

Name of Business: JET'S Pizza

Address: 11124 KINGSTON PIKE STE 101

City/State/Zip: Farragut TN Phone No.: Coming Soon

NAME OF MANAGER, OPERATOR AND/OR FRANCHISE OWNER

Name: JOE FORD.

Home Address: 11 W. 14 Mile Rd. Ste 201B

City/State/Zip: CLAWSON, MI. 48017 Phone No.: 248-259-6549

Social Security No.: [redacted] Date of Birth: 11/20/70

Name of owner of the business premises: JOE Ford

Beer Permit desired: Off Premise _____ On/~~Off~~ Premise 11124 KINGSTON PIKE

Has applicant ever had a beer permit or beer license revoked in any city or county?

Yes _____ No ✓

If answer to preceding question is " yes," state time and place of revocation.

_____

_____

Has applicant been convicted of any crime within the past ten years? Yes _____ No ✓

X Applicant has obtained or will obtain a state certificate of registration and has complied or will fully comply with state and federal laws requiring the payment of special fees and taxes (consult TCA '57-202). Yes ✓ No _____

X Applicant has appraised or will appraise himself of all federal, state and local laws relating to the control and regulation of beer and will abide by those laws. Yes ✓ No _____

X Applicant recognizes and agrees that the Farragut Beer Board may revoke or suspend his permit or place him on probation for a designated period of time if in the operation of his business he commits or is responsible for any violation of law.

Yes ✓ No _____

X Applicant warrants that no owner or distributor of vending machines, pinball machines, jukeboxes and other amusement machines or devices, other than the applicant himself, has any interest, financial or otherwise, in the premises or in the business of the applicant.

Yes ✓ No _____

X Applicant warrants that, at the time of the making of this application, he/she has no indebtedness or other financial obligation to any brewer, distiller or manufacturer of beer, and will not during the period this beer permit shall be in force, contract any financial obligation to any brewer, distiller or manufacturer of beer other than the purchase of such beer.

Yes ✓ No _____

ALL OF THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Name (Print): Joe Ford.

Address: 11 W. 14 Mile Rd Ste 201B

City/State/Zip: Clawson, MI 48017

Signature: JCF

Subscribed and sworn to before me, this 9 *day of* June, 20 10.

Notary Public Renay Ann Rytlewski

My Commission Expires: 6/29/10

Application approved this _____ *day of* _____, 20 _____.

_____

Chairman, Farragut Beer Board

02/06/06

RENAY ANN RYTLEWSKI
NOTARY PUBLIC – STATE OF MICHIGAN
COUNTY OF MACOMB
My Commission expires June 29, 2010
Acting in the County of Oakland

AGENDA NUMBER 11.B. MEETING DATE June 24, 2010

REPORT TO THE BEER BOARD

PREPARED BY: Allison Myers

SUBJECT: Approval of an On Premise Beer Permit for Restaurant Linderhof

---

INTRODUCTION:

The purpose of this agenda item is approval of an on-premise beer permit for Restaurant Linderhof, 11831 Kingston Pike.

BACKGROUND:

The restaurant is changing ownership.

RECOMMENDATION BY:

Allison Myers, Town Recorder

PROPOSED MOTION:

To approve the On-Premise Beer Permit for Restaurant Linderhof subject to obtaining a certificate of occupancy.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	ELLIOTT	LAMARCHE	MARKLI	WILLIAMS
YES					
NO					
ABSTAIN					

BEER PERMIT APPLICATION

TOWN OF FARRAGUT, TENNESSEE

RECEIVED
JUN - 9 2010
TOWN OF FARRAGUT

APPLICANT

Name of Business: Restaurant Linderhof

Address: 11831 Kingston Pike

City/ State/ Zip: Farragut, TN 37934 Phone No.: 865-675-8700

NAME OF MANAGER, OPERATOR AND/OR FRANCHISE OWNER

Name: Aaron Schmissranter

Home Address: 629 Weldon Drive

City/ State/ Zip: Maryville, TN 37801 Phone No.: 865-209-4794

Social Security No. : [redacted] Date of Birth : 09/05/85

Name of owner of the business premises: Robert Ingles

Beer Permit desired: Off Premise _____ On/ Off Premise ✓

Has applicant ever had a beer permit or beer license revoked in any city or county?

Yes _____ No ✓

If answer to preceding question is "yes," state time and place of revocation.

_____

_____

Has applicant been convicted of any crime within the past ten years? Yes _____ No ✓

X Applicant has obtained or will obtain a state certificate of registration and has complied or will fully comply with state and federal laws requiring the payment of special fees and taxes (consult TCA '57-202). Yes ✓ No _____

X Applicant has appraised or will appraise himself of all federal, state and local laws relating to the control and regulation of beer and will abide by those laws. Yes ✓ No _____

X Applicant recognizes and agrees that the Farragut Beer Board may revoke or suspend his permit or place him on probation for a designated period of time if in the operation of his business he commits or is responsible for any violation of law.

Yes ✓ No _____

X Applicant warrants that no owner or distributor of vending machines, pinball machines, jukeboxes and other amusement machines or devices, other than the applicant himself, has any interest, financial or otherwise, in the premises or in the business of the applicant.

Yes ✓ No _____

X Applicant warrants that, at the time of the making of this application, he/ she has no indebtedness or other financial obligation to any brewer, distiller or manufacturer of beer, and will not during the period this beer permit shall be in force, contract any financial obligation to any brewer, distiller or manufacturer of beer other than the purchase of such beer.

Yes ✓ No _____

ALL OF THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Name (Print): Aaron Schmissrauter

Address: 629 Welson Drive

City/ State/ Zip: Maryville, TN 37801

Signature: Aaron Schmissrauter

Subscribed and sworn to before me, this 9th day of June, 20 10.

Notary Public Pam Hall

My Commission Expires My Commission Expires November 25, 2012

PAM HALL
NOTARY PUBLIC
STATE OF TENNESSEE
KNOX COUNTY

Application approved this _____ day of _____, 20 _____.

_____
Chairman, Farragut Beer Board

02/ 06/ 06

AGENDA NUMBER III. A. **MEETING DATE** June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Sue Stuhl, Parks and Leisure Services Director

SUBJECT: Presentation of the 2010 Landscape Beautification Awards

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INTRODUCTION: The purpose of this agenda item is to present the 2010 Landscape Beautification Awards. Owners or representatives from each of the winners have been invited to the meeting to accept their award (plaques). Clare Ansink, Beautification Committee Chair, will discuss the methods for judging and will give a short visual presentation of the winners. Attached is the method of scoring that the Beautification Committee used to determine the award winners when they made their site visits in mid-May.

BACKGROUND: This is the 27th year that these awards have been presented by the Town of Farragut. This year the categories are: Commercial/Office Building; Commercial/Retail Building; Residential Entrance; Religious Institution; Retail Commercial Complex; Multi-Family Residential Complex and Special Award of Landscaping Excellence.

RECOMMENDATION BY: Beautification Committee

PROPOSED MOTION: None

BOARD ACTION:

Memorandum

To: Farragut Board of Mayor & Aldermen
From: Farragut Beautification Committee and Chelsey Riemann
Subject: 2010 Landscape Beautification Awards
Date: June 10, 2010

The Farragut Beautification Committee made up the judging team which included members that have done the judging in past years. This makes the 27th year the awards have been given. The following criteria were used in evaluating the various developments located within the Town of Farragut:

LANDSCAPE DESIGN - (Functional & Aesthetic Aspects) 30%

SELECTION OF PLANT MATERIAL - (Construction Features & Plant Materials) . . . 30%

MAINTENANCE 30%

FIRST IMPRESSIONS 5%

LAST IMPRESSIONS 5%

(The last two criteria are subjective impressions)

Beautification Committee Chair Clare Ansink will attend the June 24 meeting to explain the awards process and announce the award winners. The judging team chose winners in each of the following categories:

COMMERCIAL/OFFICE BUILDING

Winner – Michael Bates Homes, 11826 Kingston Pike

COMMERCIAL/RETAIL BUILDING

Winner – Weigel's at Smith Road, 12001 Kingston Pike

RESIDENTIAL ENTRANCE

Winner – Baldwin Park, Boring Road

RELIGIOUS INSTITUTION

Winner – St. Elizabeth's Episcopal Church, 110 Sugarwood Drive

RETAIL COMMERCIAL COMPLEX

Winner – Farragut Office Park, 11915 Kingston Pike

MULTI-FAMILY RESIDENTIAL COMPLEX

Winner – NHC Farragut, 120 Cavette Hill Lane

SPECIAL AWARD OF LANDSCAPING EXCELLENCE

Winner – Bridgemore Subdivision, McFee Road

A G E N D A

FARRAGUT BOARD OF MAYOR AND ALDERMEN
June 10, 2010

FBMA MEETING
7:00 PM

I. Silent Prayer, Pledge of Allegiance, Roll Call

II. Approval of Agenda

III. Citizens Forum

IV. Mayor's Report

V. Approval of Minutes
   A. May 27, 2010

VI. Ordinances
   A. Public Hearing & Second Reading
      1. Ordinance 10-10, Fiscal Year 2011 Budget

VII. Business Items
   A. Decommission Farragut Arts Council
   B. Decommission Farragut Beautification Committee
   C. Approval of Farragut Arts and Beautification Council charter
   D. Approval of Farragut Arts and Beautification Council by-laws
   E. Consider Approval of Change Order No. 1, Contract 2010-12, McFee Park Phase 2

VIII. Town Administrator's Report

IX. Associate Town Administrator's Report

X. Engineer's Report

XI. Recorder's Report

XII. Attorney's Report

A G E N D A

FARRAGUT BOARD OF MAYOR AND ALDERMEN
June 10, 2010

FBMA MEETING

Mayor McGill called the meeting to order at 7:00 PM. Members present were Mayor McGill, Aldermen Elliott, LaMarche, and Williams; Alderman Markli was absent.

Silent Prayer, Pledge of Allegiance, Roll Call
John Brewster, First Farragut United Methodist Church

Approval of Agenda
Motion was made to remove items VII, A, B, C, and D from the agenda. Moved by Alderman Williams, seconded by Mayor McGill; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, and Williams; Alderman Markli was absent; no nays, motion passed.

Citizens Forum
David Purvis announced that Heather Mayes, with the Farragut Press, received an Award of Excellence for investigative reporting in the 2009 Golden Press Card Competition.

Sandy Garber, Chairman of the Farragut Arts Council, passed out accomplishments of the Arts Council from 2000 to present.

Pam Ziegler, member of the Farragut Arts Council, requested that in the future hopes that things are not handled as this was handled.

Bill Nichols, member of the Farragut Arts Council, asked the board to do due diligence in the future.

Mayor's Report
Mayor McGill announced that he is waiting on the term limits bill that the Governor has signed.

Alderman LaMarche thanked the Arts council members for being present.

Approval of Minutes
Motion was made to approve the minutes of May 27, 2010 as presented. Moved by Alderman LaMarche, seconded by Alderman Elliott; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, and Williams; Alderman Markli was absent; no nays, motion passed.

Alderman Markli arrived at 7:30 PM

Ordinances
Public Hearing & Second Reading
Ordinance 10-10, Fiscal Year 2011 Budget

Motion was made to approve Ordinance 10-10 on second and final reading and Community Grant Request, Exhibit B (see attachment). Moved by Alderman Williams, seconded by Alderman Elliott; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams; no nays, motion passed.

Business Items

Consider Approval of Change Order No. 1, Contract 2010-12, McFee Park Phase 2

Motion was made to approve Change Order No. 1, Contract 2010-12, McFee Park Phase 2 in the amount of $2,367.47. Moved by Alderman LaMarche, seconded by Alderman Elliott; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams; no nays, motion passed.

Engineer's Report

Darryl Smith announced The Town of Farragut, through the Water Quality Forum of Knoxville, contributed a significant amount of financial and in-kind support to the 2010 Rainy Day Brush-Off Artistic Rain Barrel Competition, which was recently awarded the 2010 Governor's Environmental Stewardship Award for Excellence in Environmental Education and Outreach. The purpose of this award is to recognize outstanding achievements by individuals, businesses, organizations and other agencies for successful environmental projects and conservation measures. Jason Scott, engineering technician, played an integral role in this year's Rainy Day Brush-Off event, providing art direction which included the coordination of 30-plus visual artists; photography, design and printing of the official poster; website and Facebook page design and management; sponsorship solicitation; and securing the Knoxville Museum of Art as the event venue.

Recorder's Report

Allison Myers, Town Recorder, presented the following bill for approval:

Tennessee Municipal League (TML), 05/27/10, $30,755

Motion was made to approve the bill as presented. Moved by Mayor McGill, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams; no nays; motion passed.

Attorney's Report

Tom Hale, Town Attorney, gave a brief update concerning the Farm @ Willow Creek.

Motion was made to adjourn. Moved Alderman Markli, seconded by Mayor McGill; voting yes, Mayor McGill, Aldermen Elliott, LaMarche, Markli and Williams; no nays; motion passed.

Meeting adjourned at 8:30 PM.

_____
Ralph McGill, Mayor

_____
Allison M. Myers, Town Recorder

AGENDA NUMBER VI. A. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of First Utility District Easement on Town Property

---

INTRODUCTION: The purpose of this agenda item is to consider approval of a request for easement from First Utility District across property owned by the Town at 603 Concord Road.

BACKGROUND: You may be aware that First Utility District is planning to install a new wastewater sewer line along Turkey Creek and Concord Road to replace their existing line with a larger one with an improved alignment. Attached is a request from FUD for an easement across property owned by the Town on the western side of Concord Road at Loop Road (see drawing, last page). The majority of this requested 20' easement overlays an existing 15' easement on the subject property, though the new easement follows a more westward bend toward the north. Staff has confirmed that FUD intends to abandon the old line (and its accompanying easement) once the new sewer line is in place. At that time, FUD will relinquish their old easement with a separate document.

RECOMMENDATION BY: Darryl Smith, Town Engineer, for approval.

PROPOSED MOTION: Approval of request for utility easement to First Utility District at 603 Concord Road.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

P.O. Box 22580
122 Durwood Road
Knoxville, TN 37933-0580
Phone (865) 966-9741
FAX (865) 675-4955

FIRST UTILITY DISTRICT
of Knox County

Water & Sewer Services
Member
American Water Works Association
Water Environment Federation

RECEIVED
JUN - 7 2010
TOWN OF FARRAGUT

June 4, 2010

Dr. Ralph McGill, Mayor
Town of Farragut
11408 Municipal Center Drive
Farragut, TN 37934

Re: WWSI-10-TCALT-30

Dear Dr. McGill:

First Utility District of Knox County, in an ongoing effort to meet the demands of our service area, will soon need to begin installation of a new wastewater line along Turkey Creek. In order to do so, we will need to acquire some additional permanent and temporary utility easement on property owned by Town of Farragut.

I have enclosed the easement document for your review. As you can discern from the easement map, the new line will, to a great extent, simply replace the existing line; however, some new permanent easement is necessary to service the new, larger pipe. The temporary easement simply allows us room to work during construction.

Please review, with your staff, the enclosed document. I will call soon to discuss the matter, or if you prefer, please feel free to contact me with any questions or concerns you or your staff may have. I have enclosed my card with contact information.

I look forward to working with you on this very important project.

Sincerely,

Robert Burnett
Dept. of Engineering

Enclosure

THIS INSTRUMENT PREPARED BY:
Wm. Barton Kaserman, Attorney
112 Glenleigh Court, Suite I
Knoxville, Tennessee 37934

TRACT NUMBER **WWSI-10-TCALR-30**

Knox County, Tennessee
Map 143, Parcel 073

UTILITY EASEMENT

THIS EASEMENT is made and entered into as of this _____ day of _____, **2010**, by and between **THE TOWN OF FARRAGUT, a municipal corporation,** of Knox County, Tennessee ("Owner") and **THE FIRST UTILITY DISTRICT OF KNOX COUNTY, TENNESSEE**, ("FUD").

FACTS: The Owner owns the property described in the deed book and page or instrument number shown below which includes the property shown on Exhibit A (the "Easement Tract"). FUD desires to install utility facilities and lines on the Easement Tract. The Owner has agreed that FUD can have an easement across the Easement Tract for its utility facilities and lines owned by FUD. By executing this easement, Owner acknowledged that FUD has compensated the Owner an amount that the Owner agrees is a reasonable payment for the easement given to FUD under this Agreement. Based on all of the above, the Owner agrees as follows:

1. The Owner grants to FUD a permanent utility easement over, under and across the Easement Tract and agrees that FUD has the perpetual right to enter on the Easement Tract and to do those things that are necessary to place, construct, operate, repair, maintain, remove and replace on the Easement Tract one or more utility lines and related equipment and facilities, (all herein included in the term "utility line") that are owned by FUD. It is agreed that the **EASEMENT TRACT** shall include a **TEMPORARY CONSTRUCTION EASEMENT** more fully shown on Exhibit A – Page Two hereto attached. The Owner agrees that FUD shall have reasonable access across Owner's property to reach the Easement Tract as may be needed.

2. The Owner understands and agrees that:
   a. FUD has agreed that it will restore the Easement Tract after it installs the utility line. Trees, shrubbery and other vegetation located in the Easement Tract may be removed by FUD during construction and FUD is not obligated to replace trees, shrubbery or other vegetation (other than grass) within the Easement Tract that is removed or disturbed.
   b. FUD has the right to keep the Easement Tract free and clear of buildings, trees, and anything else that interferes with the installation, maintenance and use of the utility line on the Easement Tract.
   c. Three (3) days before allowing any digging or other work on the Easement Tract by any persons or entities other than FUD, the Owner will notify the person(s) doing the work of the existence of this Agreement and will instruct the person(s) doing the work that they must contact FUD prior to working.
   d. The Easement Tract will not be used for anything that will interfere with or endanger the use and operation of the utility line that is placed on the Easement Tract. No permanent structure will be erected on the Easement Tract.
   e. The ground level of the Easement Tract will not be changed by Owner without FUD's written approval in advance. Approval shall not be unreasonably withheld by FUD.

3. The Owner will have the right to use and enjoy the Easement Tract for lawns, gardens, pastures, roads, parking lots, and any purpose that does not interfere with or endanger the use and operation of the utility line installed on the Easement Tract by FUD. The Owner is only granting FUD an easement over, under and across the Easement Tract. The Easement Tract will continue to be owned by the Owner.

4. Ownership of the property was determined by a review of warranty deeds, tax records, and a limited title opinion. No subordination of liens was obtained for this property. The Owner, by executing this Agreement, represents that he/she/they is/are the owner of the Easement Tract and has the exclusive right to receive the compensation paid by FUD and to grant the rights to FUD as set forth in this Agreement. The Owner agrees to defend and hold FUD harmless in the event of any legal or financial claim by any third party to such compensation or otherwise involving FUD's rights as set forth in this Agreement.

5. This Agreement is intended to be binding on and to benefit FUD and its successors and assigns and the Owner and Owner's heirs, successors and assigns. In this Agreement, the singular shall include the plural, the plural the singular and the use of any gender is meant to refer to all genders.

IN WITNESS WHEREOF, the Owner(s) have executed this instrument as of the day and year first written above.

Property Reference:
Instrument #199907300008949

THE TOWN OF FARRAGUT

By: _____
Dr. Ralph McGill

Attest: _____
Allison M. Myers, Town Recorder

APPROVED FOR FORM AND SUFFICIENCY

_____
Thomas M. Hale, Town Attorney

STATE OF TENNESSEE
COUNTY OF KNOX

Before me, the undersigned authority, a notary public in and for the state and county aforesaid, personally appeared **DR. RALPH McGILL**, with whom I am personally acquainted (or who proved to me on the basis of satisfactory evidence) and who, upon oath acknowledged himself to be Mayor of **THE TOWN OF FARRAGUT**, the within bargainor, a Tennessee municipal corporation, and that he, as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as said officer.

Witness my hand and official seal at office on this _____ day of _____, **2010**.

_____
Notary Public

My commission expires:_____

EXHIBIT A – PAGE ONE

EASEMENT TRACT NUMBER WWSI-10-TCALR-30

LYING in the Sixth (6th) Civil District of Knox County, Tennessee, and being a 20-foot wide **PERMANENT UTILITY EASEMENT** lying 10 feet along each side of a centerline, said centerline being more particularly described as follows:

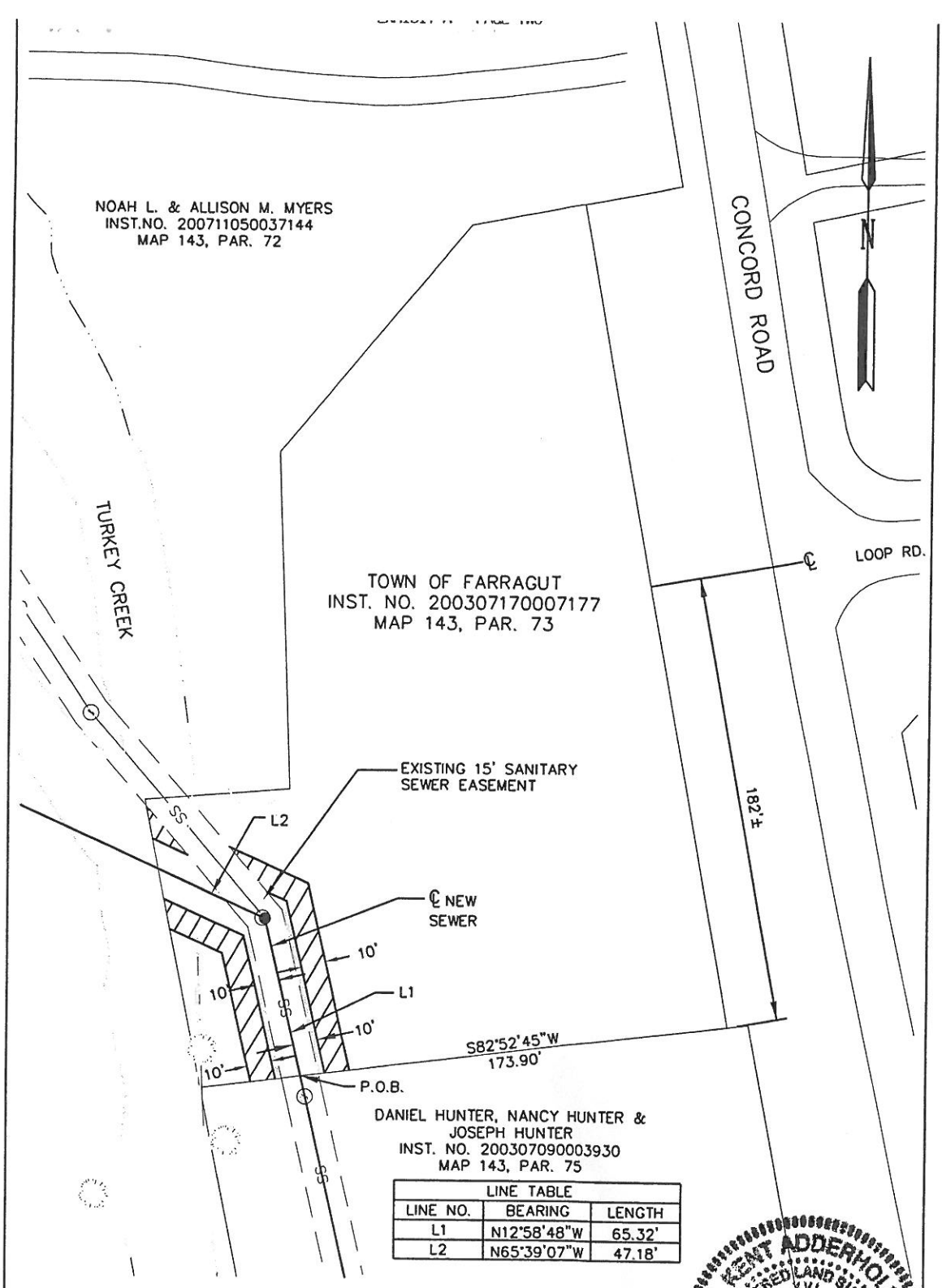
BEGINNING at the intersection of the centerline of Loop Road extended and the west right of way of Concord Road; thence southerly with the west right of way of Concord Road for a distance of 182 feet more or less to a point in the line of the Town of Farragut and Daniel Hunter, et al; thence with said line South 82° 52' 45" West for a distance of 173.90 feet to a point, said point being the TRUE POINT OF BEGINNING; thence with the centerline North 12° 58' 48" West for a distance of 65.32 feet to a point; thence North 65° 39' 07" West for a distance of 47.18 feet to a point in the line of Noah Myers.

SAID permanent easement contains 917 square feet more or less excluding any part lying within an existing sanitary sewer easement as shown on the drawing.

IN addition to the permanent easement, there is conveyed hereby a **TEMPORARY CONSTRUCTION EASEMENT** 10 feet wide running along each side of the permanent easement, said construction easement containing 1,897 square feet more or less excluding any part lying within the existing 15-foot wide sanitary sewer easement as shown on the drawing.

ALL as shown on a drawing by Jordan, Jones & Goulding, Inc., dated 5-10-10 and entitled "Permanent Utility Easement Across the Property of the Town of Farragut", said drawing being Exhibit A, Page Two.

BEING an easement crossing a portion of the property of grantor, The Town of Farragut, as conveyed by deed dated July 29, 1999, from Robert D. Norwood and W. Audra Norwood, and recorded July 30, 1999, as Instrument #199907300008949 in the Office of the Register of Deeds for Knox County, Tennessee.



LINE TABLE		
LINE NO.	BEARING	LENGTH
L1	N12°58'48"W	65.32'
L2	N65°39'07"W	47.18'

NOTE: THE PURPOSE OF THIS DRAWING IS TO SHOW AN EASEMENT ACROSS THE SUBJECT PROPERTY AND IS NOT INTENDED AS A COMPLETE PROPERTY SURVEY.

M. KENT ADDERHOLDT
REGISTERED LAND SURVEYOR
STATE OF TENNESSEE
DEPARTMENT OF AGRICULTURE
COMMERCE
TENNESSEE NO. 908

LEGEND

PERMANENT EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

PERMANENT EASEMENT AREA: 917 S.F.
CONSTRUCTION EASEMENT AREA: 1,897 S.F.

Jordan Jones & Goulding
9721 COGDILL RD., STE. 201
KNOXVILLE, TN 37932
(865) 966-1000

FIRST UTILITY DISTRICT OF KNOX COUNTY, TENNESSEE

PERMANENT UTILITY EASEMENT ACROSS THE PROPERTY OF

TOWN OF FARRAGUT

INST.NO. 200307170007177, MAP 143, PAR. 73
6th CIVIL DISTRICT, KNOX CO., TN.

DATE : 5-10-10

SCALE : 1"=50'

JOB NO.: 02092117

AGENDA NUMBER VI. B. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of Bids for Contract 2011-01, Annual Road Maintenance

---

INTRODUCTION: The purpose of this agenda item is to consider bids and award our Annual Road Maintenance contract to the chosen contractor.

BACKGROUND: Each year we advertise for bid proposals for the maintenance of our streets. Proposals are obtained for the various line items we typically see during the given year, and we recommend awarding to a contractor based upon their unit prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received bids from two contractors on June 8, and I've attached a tabulation of the unit prices provided by J.G. Mullins Construction Company, Inc. and Pavement Restoration, Inc. Based upon their unit prices and our very good working relationship, staff recommends award to J.G. Mullins Construction Company, Inc.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$65,000	$65,000	$0

Approved By: Allison Myers

RECOMMENDATION BY: Darryl Smith, Town Engineer, for approval.

PROPOSED MOTION: Approval of bids and award of Contract 2011-01 to J.G. Mullins Construction Company, Inc.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TABS FOR 2011-01 ANNUAL ROAD MAINTENANCE

Item No.	Description	Unit	J. G. Mullins 2011	PRI Pavement 2011
1-A	Hot-Mix Patch (maximum single patch of 500 Sq. Ft.)	Sq. Ft.	$3.12	$4.00
1-B	Hot-Mix Patch (single patch greater than 500 Sq. Ft.)	Sq. Ft.	$2.64	$3.50
1-C	Hot-Mix Patch (maximum single patch of 500 Sq. Ft. applied with a burn truck)	Sq. Ft.	$4.25	$5.50
1-D	Pavement Removal & Hot-Mix Patch	Sq. Ft.	$7.65	$8.00
1-E	Asphalt Trail (8' Width)	Lin. Ft.	$24.50	$30.00
1-F	Cold Patch Mix	Sq. Ft.	$19.84	$20.00
1-G	Saw Cut (Asphalt /Concrete)	Lin. Ft.	$3.64	$3.75
1-H	Grader	Per Hr	$75.00	$80.00
1-I	Backhoe	Per Hr	$72.50	$65.00
1-J	Roller (Bomag-120 AD or Equal)	Per Hr	$72.50	$65.00
1-K	Single-Axle Truck	Per Hr	$55.25	$55.00
1-L	Tri-Axle Truck	Per Hr	$70.00	$75.00
1-M	Bobcat-Including Attachment Needed	Per Hr	$72.50	$74.50
1-N	Labor	Per Hr	$35.00	$40.00
1-O	Minimum Cost Per Location	EA	$400.00	$300.00

AGENDA NUMBER VI. C. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of Bids for Contract 2011-02, Installation of Pavement Markings

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INTRODUCTION: The purpose of this agenda item is to consider bids and award this contract for installation of pavement markings.

BACKGROUND: Each year we advertise for bid proposals for the installation of pavement markings for our streets. Proposals are obtained for the various line items we typically see during the given year, and we recommend award of this contract to a contractor based upon their unit prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received bids from only one contractor on June 8, and I've attached a tabulation of the unit prices provided by Volunteer Highway Supply Company, Inc., compared with our current unit prices, obtained by Volunteer last year. The tabulation shows that Volunteer's unit prices have increased only on a few line items, while they've actually dropped on others. Volunteer has had this contract for the last several years, and we've always been pleased with their performance.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$30,000	$30,000	$0

Approved By: Allison Myers

RECOMMENDATION BY: Darryl Smith, Town Engineer, for approval.

PROPOSED MOTION: Approval of bid and award of Contract 2011-02 to Volunteer Highway Supply Company, Inc.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TAB FOR 2011-02 INSTALLATION OF PAVEMENT MARKINGS

ITEM NO.	DESCRIPTION	EST QTY	VOLUNTEER HIGHWAY 2010	VOLUNTEER HIGHWAY 2011
716.01.10	Snow Plowable Reflective Marker	Each	$45.00	$45.00
716-02.01	Plastic Pavement Marking (4" Line)	Lin. Mile	$2,600.00	$2,800.00
716-02.02	Plastic Pavement Marking (8" Barrier Line)	Lin. Ft.	$1.00	$1.00
716-02.03	Plastic Pavement Marking (Crosswalk 2 ft. Bar – 2ft Gap)	Lin. Ft.	$19.50	$21.00
216-02.04	Plastic Pavement Marking (Channelization Striping)	Lin. Ft.	$2.00	$2.25
716-02.05	Plastic Pavement (Stop Line)	Lin. Ft.	$9.50	$10.00
716-02.06	Plastic Pavement Marking (Turn Lane Arrow)	Each	$90.00	$100.00
716-02.08	Plastic Pavement (8" Dotting Line)	Lin. Ft.	$1.50	$1.50
716-03.01	Plastic Word Pavement Marking (Only)	Each	$130.00	$130.00
716-03.04	Plastic Word Pavement Marking (School)	Each	$300.00	$300.00
716-04.03	Plastic Pavement (4" Dotted Line)	Lin. Ft.	$1.00	$1.00
716-04.10	Plastic Pavement Marking Symbol (Handicap)	Each	$150.00	$150.00
716-05.01	Painted Pavement Marking (4"Line)	Lin. Mile	$495.00	$525.00
716-05.03	Painted Pavement Marking (4" Line) (Crosswalk and/or parking lot)	Lin. Ft.	$3.50	$1.00
----------	Painted Pavement Marking (8" Line) (Crosswalk)	Lin Ft.	$4.75	$2.00
----------	Painted Pavement Marking (12" Line) (Crosswalk)	Lin. Ft.	$5.75	$3.50
716-05.05	Painted Pavement Marking (Stop Line)	Lin. Ft.	$6.00	$6.00
716-05.06	Painted Pavement Marking (Turn Lane Arrow)	Each	$40.00	$40.00
716-05.08	Painted Pavement Marking (4" Parking Line)	Lin. Ft.	$0.35	$0.35
----------	Painted Pavement Word (Only)	Each	$75.00	$75.00
----------	Painted Pavement Word (School)	Each	$120.00	$120.00
716-06.01	Painted Pavement Word Marking (Handicapped Symbol)	Each	$60.00	$60.00
----------	Removal of Painted Line	Lin. Ft.	$0.65	$0.65
----------	8" Raised Ceramic Markers/Refl	Each	$65.00	$65.00

AGENDA NUMBER VI. D. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of Bids for Contract 2011-03, Annual Guardrail Maintenance

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INTRODUCTION: The purpose of this agenda item is to consider bids and award our Annual Guardrail Maintenance contract to the chosen contractor.

BACKGROUND: Each year we advertise for bid proposals for maintenance of guardrail. Proposals are obtained for the various line items we typically see during the given year, and we recommend awarding to a contractor based upon their unit prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received bids from two contractors on June 8, and I've attached a tabulation of the unit prices provided by Highway Markings, Inc. and Tennessee Guardrail, Inc. Unit prices for the two companies appear to be competitive, with neither contractor being clearly less expensive than the other. However, we've had an excellent working relationship with Tennessee Guardrail for the past several years, and staff recommends that we stay with Tennessee Guardrail.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$30,000	$30,000	$0

Approved By: Allison Myers

RECOMMENDATION BY: Darryl Smith, Town Engineer, for approval

PROPOSED MOTION: Approval of bids and award of Contract 2011-03 to Tennessee Guardrail, Inc.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TAB FOR 2011-03 ANNUAL GUARDRAIL MAINTENANCE

ITEM NO.	DESCRIPTION	Unit	Highway Markings, Inc 2011	Tennessee Guardrail, Inc 2011
705-01.01	Guardrail at Bridge Ends	LF	$59.75	$50.00
705-01.02	Guardrail at Bridge Piers	LF	$65.00	$45.00
705-02.02	Single Guardrail (type 2)	LF	$18.25	$21.00
705-02.20	Single Guardrail (type 2) Long Post (6' – 9')	LF	$21.75	$29.00
705-02.25	Single Guardrail (type 2) Long Post (9' – 12')	LF	$24.25	$37.00
705-04.03	Guardrail Terminal (type 13)	LF	$525.00	$500.00
705-04.07	Tan Energy Absg Term (NCHRP 350,TL3)	EA	$2,675.00	$2,800.00
705-04.08	Flared Energy Absorbing Terminal	EA	$2,895.00	$2,550.00
706-02.21	Reset Single Guardrail (type 2)	LF	$5.75	$4.00
705-02.02R	Radius Rail	LF	$23.50	$33.00
705-02.03R	Radius Rail on Long Post	LF	$26.75	$46.00
706.10.26	Rounded End Element	EA	$47.50	$75.00
706-10.53	Lane Closer	EA	$350.00	$400.00
706-10.73	Removal of Guardrail & Post for Reuse	LF	$3.75	$3.00
706-10.80	Michigan and Modified Michigan End Shoe	EA	$75.00	$75.00

AGENDA NUMBER VI. E. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Darryl W. Smith, PE

SUBJECT: Approval of Bids for Contract 2011-04, Annual Signal Maintenance Contract

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INTRODUCTION: The purpose of this agenda item is to consider bids and award our Annual Signal Maintenance contract to the chosen contractor.

BACKGROUND: Each year we advertise for bid proposals for maintenance of our traffic signals. Proposals are obtained for the various line items we typically see during the given year, and we recommend awarding to a contractor based upon their unit prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received only one bid, from Progression Electric, LLC. I've attached a tabulation of Progression Electric's unit prices in order to compare with their unit prices for the current year, which shows that none of their prices have increased. We've been very pleased with their performance in the past, and recommend award to Progression Electric.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$28,000	$28,000	$0

Approved By: Allison Myers

RECOMMENDATION BY: Darryl Smith, Town Engineer, for approval.

PROPOSED MOTION: Approval of bids and award of Contract 2011-04 to Progression Electric, LLC.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TAB FOR 2011-04 ANNUAL SIGNAL MAINTENANCE

Item No.	Description	Unit	Estimated Quantity	PROG. ELEC. 2010 UNIT PRICE	PROG. ELEC. 2011 UNIT PRICE
1-A	Signal Preventive Maintenance per intersection (Appendix A)	EA	19	$600.00	$600.00
2-A	Bucket Truck	HR	20	$45.00	$45.00
2-B	Loop Saw	LF	500	$6.00	$6.00
3-A	Laborer	HR	24	$30.00	$30.00
3-B	Licensed Electrician	HR	24	$50.00	$50.00
3-C	IMSA Certified I	HR	24	$50.00	$50.00
3-D	IMSA Certified II	HR	24	$50.00	$50.00
3-E	IMSA Certified III	HR	8	$50.00	$50.00

AGENDA NUMBER VI. F. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Bud McKelvey, Public Works Director

SUBJECT: Approval of Bids for Contract 2011-06, HVAC Maintenance Contract

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INTRODUCTION: The purpose of this agenda item is to consider bids and award our HVAC Maintenance Contract to the chosen contractor.

BACKGROUND: Each year we advertise for bid proposals for the HVAC Maintenance Contract. This year the Town of Farragut has decided to go with a multi-year proposal that should save the Town money in the long run. We recommend awarding to a contractor based upon their yearly prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received bids from four contractors on June 15, 2010 and I've attached a tabulation of the yearly prices provided by Interstate Mechanical Contractors, Inc., Cook's Mechanical Services, Quality Plumbing & Mechanical LLC, and Trane. Based upon their yearly prices, as well as their performance over the past year, staff recommends award to Interstate Mechanical Contractors, Inc.

DISCUSSION: The contract consist of providing full maintenance coverage and equipment servicing of all heating, ventilation and air conditioning ("HVAC") systems located within Town Hall, on call 24 hours per day/7 days per week.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$50,000	$8,900	$41,100

Approved By: Allison Myers

RECOMMENDATION BY: Bud McKelvey, Public Works Director, for approval.

PROPOSED MOTION: Approval of bids and award of Contract 2011-06 to Interstate Mechanical Contractors, Inc.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TAB FOR 2011-06 - HVAC MAINTENANCE CONTRACT

Bidder	Bid Prices
Interstate Mechanical Contractors, Inc.	1st yr $8,940.00 2nd yr $8,820.00 3rd yr $8,688.00 **36 Mos $26,448.00**
Cook's Mechanical Services	1st yr $13,300.00 2nd yr $13,965.00 3rd yr $14,665.00 **36 Mos $41,930.00**
Quality Plumbing & Mechanical LLC	1st yr $19,800.00 2nd yr $20,988.00 3rd yr $22,247.00 **36 Mos $63,035.00**
Trane	1st yr $26,693.59 2nd yr $26,693.59 3rd yr $26,693.59 **36 Mos $80,080.77**

AGENDA NUMBER VI. G. MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Bud McKelvey, Public Works Director

SUBJECT: Approval of Bids for Contract 2011-07, Street Sweeping Contract

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INTRODUCTION: The purpose of this agenda item is to consider bids and award our Street Sweeping Contract to the chosen contractor.

BACKGROUND: Each year we advertise for bid proposals for the Street Sweeping Contract. This year the Town of Farragut has decided to go with a multi-year proposal that should save the Town money in the long run. We recommend awarding to a contractor based upon their yearly prices, as well as their responsiveness (if they've completed this contract in the past) and their ability to perform the required work. We received bids from two contractors on June 15, 2010 and I've attached a tabulation of the yearly prices provided by Huskey Vac of Kodak and Sweeping Corporation of America, Inc. The contract includes monthly street sweeping (see attached map) and sweeping of parking lots at Town Hall, Campbell Station Parks (2 lots), Anchor Park (2 lots), Mayor Bob Leonard Parks (3 lots), Commuter Lot, and McFee Park five times per year. Based upon their yearly prices, as well as their performance over the past 10 years, staff recommends award to Huskey Vac of Kodak.

FINANCIAL SECTION:

Project:

Total Budget	Contract Amount	Remaining Amount
$21,000	$19,400	$1,600

Approved By: Allison Myers

RECOMMENDATION BY: Bud McKelvey, Public Works Director, for approval.

PROPOSED MOTION: Approval of bids and award of Contract 2011-07 to Huskey Vac of Kodak.

BOARD ACTION:

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

VOTE/TOTAL	MCGILL	LAMARCHE	WILLIAMS	MARKLI	ELLIOTT
YES					
NO					
ABSTAIN					

BID TAB FOR 2011-07 STREET SWEEPING

Bidder	Bid Price
Huskey Vac of Kodak	1st yr $17,400.00 2nd yr $17,400.00 3rd yr $17,400.00 **36 Mos $52,200.00** ***Curbed Road/Monthly***
	1st yr $2,000.00 2nd yr $2,000.00 3rd yr $2,000.00 **36 Mos $6,000.00** ***Parking lots/5 times/yr***
	Hourly call out $75
Sweeping Corporation of America	1st yr $16,764.00 2nd yr $17,602.20 3rd yr $18,482.31 **36 Mos $52,848.51** ***Curbed Road/Monthly***
	1st yr $7,700.00 2nd yr $8,085.00 3rd yr $8,489.25 **36 Mos $24,274.25** ***Parking lots/5 times/yr***
	Hourly call out $150 / 3 Hr Minimum Charge

AGENDA NUMBER VI.H MEETING DATE June 24, 2010

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: David Smoak, Town Administrator DS

SUBJECT: Resolution 2010-03, Authorizing the use of net revenues collected from the Traffic Enforcement Program to be used for community grants.

INTRODUCTION:

Resolution 2010-03 will authorize the use of net revenues from the Traffic Enforcement Program to be used to fund community grants.

BACKGROUND:

At the request of Mayor McGill the attached resolution has been introduced for the Board's consideration. There have been ongoing discussions during the FY2011 budget process to designate revenues from the traffic enforcement program be used for grants to various organizations that make application to the Town of Farragut.

If the Board approves Resolution 2010-03, future net revenues that are received from the traffic enforcement program would be designated solely to be used for community grants. The Board could each year designate how much money to budget for community grants and if there are any remaining funds available could elect to increase the allocation for grants or save the money and use it in a future budget year.

The Board approved the FY2011 budget at the June 10, 2010 Board of Mayor and Aldermen meeting. The approval of this resolution would not require an amendment to the budget unless the Board elected to increase the funding levels for grants that were approved as part of the budget process.

PROPOSED MOTION:

To approve Resolution 2010-03, Authorizing the use of net revenues collected from the Traffic Enforcement Program to be used for community grants.

BOARD ACTION:

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

VOTE/TOTAL	ELLIOTT	LAMARCHE	MARKLI	WILLIAMS	MCGILL
YES					
NO					
ABSTAIN					

Town of Farragut, Tennessee

RESOLUTION: R-10-03
A RESOLUTION BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF FARRAGUT AUTHORIZING NET REVENUES COLLECTED FROM THE TRAFFIC ENFORCEMENT PROGRAM TO BE USED FOR COMMUNITY GRANTS.

WHEREAS, in the interest of public health and safety, the Town of Farragut Traffic Enforcement Program began in May 2009; and

WHEREAS, each year the Town of Farragut accepts applications and approves funding for Community Grant requests that benefit residents, businesses and schools throughout the Town; and

WHEREAS, the Farragut Board of Mayor and Aldermen wish to dedicate the net revenues from the Traffic Enforcement Program to fund Community Grants within the Town of Farragut;

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the Town of Farragut, to appropriate the net revenues from the traffic enforcement program to fund Community Grants.

This Resolution is duly adopted by the Board of Mayor and Aldermen of the Town of Farragut on this 24th day of June 2010.

_____

Ralph McGill, Mayor

_____

Allison Myers, Town Recorder