

TENNESSEE OVERSIGHT INTERLOCAL AGREEMENT

Between the Counties of Anderson, Knox, Loudon, Meigs, Morgan, Rhea, Roane along with the City of Oak Ridge to Cooperate on Issues Related to the U.S. Department of Energy's Environmental Management Program and Emergency Management Activities

WHEREAS, the Tennessee Oversight Agreement (TOA) was established between the State of Tennessee (State) and the U.S. Department of Energy (DOE) in May 1991 to assure the citizens of Tennessee that their health, safety and environment are being protected by DOE; and

WHEREAS, the Tennessee Oversight Agreement has been renewed for the period July 1, 2011 through June 30, 2016; and

WHEREAS, the TOA states that the DOE and the State commit to maintaining a direct and open relationship with local governments, and that affected local governments will have direct access to Tennessee and DOE officials on a regular basis; and

WHEREAS, the affected local governments for the purpose of TOA implementation are the counties of Anderson, Knox, Loudon, Meigs, Morgan, Rhea, Roane, and the City of Oak Ridge; and

WHEREAS, although each jurisdiction fully reserves the right to pursue its own interests, through communication, cooperation, and joint utilization of resources, the Mayors and County Executive of the affected local governments desire to meet on a regular basis regarding DOE or State activities requiring local government action or participation pursuant to the TOA.

I. PURPOSE

This **Interlocal Agreement** is established among the affected local government jurisdictions for the purpose of implementing the Tennessee Oversight Agreement. The objective of the Interlocal Agreement is to provide:

- A. A mechanism for ongoing review and study of DOE's current and planned environmental program at the Oak Ridge Reservation (ORR)
- B. A forum for local governments and citizens to communicate about environmental issues and public concerns related to the Oak Ridge Reservation
- C. A forum to enhance emergency management planning and training related to the ORR
- D. Position statements, as needed, pertaining to policies, projects, issues and studies related to the ORR

II. **PARTIES TO THE AGREEMENT**

The Parties to the Agreement shall be the local governments most directly affected by the implementation of the Tennessee Oversight Agreement. These are: (1) Anderson County; (2) Knox County; (3) Loudon County; (4) Meigs County; (5) Morgan County; (6) Rhea County; (7) Roane County; and (8) the City of Oak Ridge.

III. **ORGANIZATION**

A. Board of Mayors/Executive

Upon the execution of this agreement, a Board of Mayors/Executive is herein created (Board). This Board consist of the Mayors of each affected local governments and the Roane County Executive.

B. Officers

There shall be a Chairperson and Vice-Chairperson elected from among the Board to serve one-year terms effective January 1 of each year.

IV. **OPERATION**

- A. The Board shall meet annually to approve a budget and work program for the coming year, and at least once per quarter thereafter, and at other times as needed. Meetings shall be open to the public.
- B. The Board shall take recommendations and establish agenda items from their respective local government jurisdictions, including Environmental Review Boards and the public.
- C. Work with TEMA, DOE, and other agencies and local government jurisdictions on emergency management preparedness.
- D. The Board may establish subcommittees from time to time to study and report on issues.
- E. Each Board Member has an equal vote on all issues. Each Board Member shall be entitled to appoint a proxy as needed in the event of his/her absence at a meeting.

V. **ADMINISTRATION**

The Board shall appoint a Fiscal Agent (FA), which shall be a governmental entity. The FA shall:

- A. Receive a normal and customary fee of One (1%) percent of revenue (Trustee's commission);

- B. Receive, distribute, and report financial activities related to the grant to the parties, state and public;
- C. Disburse funds under the direction of an annual budget and/or approval of the expenditures by the Agreed Parties;
- D. Be an ad hoc secretary to the parties by preparing and maintaining all minutes of the Advisory Board;
- E. Assist with meeting logistics and distribution of materials.

VI. **DURATION OF THE AGREEMENT**

This agreement shall be effective when signed by the participating jurisdictions and shall continue through June 30, 2016. The term of this agreement may be extended thereafter with the written approval of the participating jurisdictions.

VII. **AMENDMENT**

This Agreement may be amended by a majority vote of the Board.

VIII. **WITHDRAWAL**

At any time a local government jurisdiction may withdraw from this agreement by providing written notification to the parties.

This Interlocal Agreement is signed by the Agreed Parties this the _____ day of _____, 2011.

Anderson County Mayor

Knox County Mayor

Loudon County Mayor

Meigs County Mayor

Morgan County Executive

Rhea County Executive

Roane County Executive

City of Oak Ridge Mayor