

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, April 25, 2011 in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Also present were Mr. Joe Jarret, Knox County Law Director, Mr. Tim Burchett, Knox County Mayor, Mr. John Troyer, Director, Knox County Finance, Mr. Richard Walls, Knox County Internal Auditor, Mr. J. J. Jones, Knox County Sheriff and news media.

Commissioner Hammond, Chairman, presided.

The following proceedings were had and entered of record to-wit:

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IN RE: CALL TO ORDER: 1:45P.M.

Commissioner Hammond called the Board of Commissioners to order.

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IN RE: PUBLIC FORUM:

Mr. Bryan Moneyhun, concerned resident, was present and spoke regarding the appointment of State Senator.

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Mr. William Daniels, Chairman, Board of Zoning and Appeals, was present and spoke regarding non solicitation in Knox County.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

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IN RE: ROLL CALL: 2:00 P.M.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse.

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IN RE: DEVOTIONAL:

Commissioner Richard Briggs gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Jeff Ownby led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Hammond heard from Dr. Martha Buchanan, Director, Knox County Health Department, spoke regarding a Community Walking Program and asked Commission to create a walking group and Commissioner Broyles will be the leader.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting held on March 28, 2011 was before the Board of Commissioners.

Commissioner Brown moved to approve the minutes of March 28, 2011. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: AMENDMENTS TO THE AGENDA:

Commissioner McKenzie moved to amend the agenda as follows:

Mr. Dwight Van de Vate, Director, Engineering and Public Works, was present and stated R-11-4-401 was amended to read as follows: Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of the Solway Greenwaste property which includes 50.86 acres located at 8706 Joe Daniels Road, 106.49 acres located at 8707 Joe Daniels Road, and 2.51 acres located at 0 W. Emory Road, for a total of 159.86 acres, to be by public auction.

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Defer to the May Board of Commissioners meeting O-11-4-102 – Consideration of an Ordinance of the Commission of Knox County, Tennessee to 1) add a new section 2-558, previously reserved, to the Knox County Code to require the Knox County Clerk, Knox County Trustee, and the Knox County Register of Deeds to transmit monthly all fees of their respective offices to the Knox County Trustee and to pay the salaries and expenses of said offices from the General Fund beginning Fiscal Year 2012-2013 and 2) amend section 2-478 (d) of the Knox County Code relative to the Maintenance of excess fees equivalent to three months of operating and payroll expenses in separate fee accounts (Ord. No. O-90-9-122, adopted 9-10-90 and Ord. No. O-90-9-125, adopted 9-10-90).

Mr. John King, Attorney, was present and spoke on the matter.

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Defer to the May Board of Commissioners meeting R-11-4-901 – Consideration of a Resolution of the Commission of Knox County, Tennessee ratifying the rules promulgated by the Knox County Audit Committee relative to a process by which employees, taxpayers, or other citizens may confidentially report suspected illegal, improper, wasteful or fraudulent activity.

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Withdraw from the agenda R-11-4-902 – Consideration of a Resolution of the Commission of Knox County, Tennessee requiring certain fee offices to transmit monthly all fees of their respective offices to the Knox County Trustee and to pay the salaries and expenses to said offices from the General Fund beginning fiscal year 2012-2013. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Hammond added Notary Public Applications to the agenda.

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IN RE: DRIVES AND ROADS:

Consideration of the closure of an unnamed right of way located off Shipetown Road was before the Board of Commissioners on first reading. Property owners: Church of God of the Union Assembly and Wilma Leath.

Commissioner Ownby moved to approve closure of an unnamed right of way located off Shipetown Road on first reading. Property owners: Church of God of the Union Assembly and Wilma Leath. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: LINE ITEM TRANSFERS:

Consideration of line item transfers was before the Board of Commissioners.

Commissioner Anders moved to approve the line item transfers. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE KNOX COUNTY MAYOR’S APPOINTMENT OF ROB QUILLIN AS THE “HEARING OFFICER” FOR VIOLATIONS ASSOCIATED WITH THE ORDINANCE REGULATING SEXUALLY ORIENTED BUSINESSES WITHIN KNOX COUNTY: R-11-4-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor’s appointment of Rob Quillin as the “Hearing Officer” for violations associated with the Ordinance regulating sexually oriented businesses within Knox County was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor’s appointment of Rob Quillin as the “Hearing Officer” for violations associated with the Ordinance regulating sexually oriented businesses within Knox County. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING KIM WEBBER TO THE KNOX COUNTY PERSONNEL BOARD: R-11-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Kim Webber to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Kim Webber to the Knox County Personnel Board. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING E-RATE CONTRACTS (TERM BIDS) WITH 1) SOS COMPUTERS, LLC D/B/A/ TECHNOLOGY EXPRESS FOR NETWORK AND 2) ANIXTER, INC. FOR INTERACTIVE TELEVISION ELECTRONICS AND COMPONENTS, NETWORK CABINETS, NETWORK

CONSTRUCTION MATERIALS, SYSTIMAX NETWORKING MATERIALS, AND INTERACTIVE TV CABLING AND CONSTRUCTION MATERIALS R-11-4-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving E-rate contracts (term bids) with 1) SOS Computers, LLC D/B/A/ Technology Express for network and 2) Anixter, Inc. for interactive television electronics and components, network cabinetry, network construction materials, systimax networking materials, and interactive TV cabling and construction materials was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving E-rate contracts (term bids) with 1) SOS Computers, LLC D/B/A/ Technology Express for network and 2) Anixter, Inc. for interactive television electronics and components, network cabinetry, network construction materials, systimax networking materials, and interactive TV cabling and construction materials. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACTS FOR THE COMMODITY PROCESSING OF CHICKEN BETWEEN KNOX COUNTY SCHOOLS AND TYSON PREPARED FOODS, INC. FOR \$25,920.00; LING'S 5TH TASTE FOR \$32,940.00; ASIAN FOOD SOLUTIONS, INC. FOR \$32,940.00; AND PILGRIM'S PRIDE CORPORATION FOR \$32,940.00: R-11-4-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts for the Commodity Processing of Chicken between Knox County Schools and Tyson Prepared Foods, Inc. for \$25,920.00; Ling's 5th Taste for \$32,940.00; Asian Food Solutions, Inc. for \$32,940.00; and Pilgrim's Pride Corporation for \$32,940.00 was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts for the Commodity Processing of Chicken between Knox County Schools and Tyson Prepared Foods, Inc. for \$25,920.00; Ling's 5th Taste for \$32,940.00; Asian Food Solutions, Inc. for \$32,940.00; and Pilgrim's Pride Corporation for \$32,940.00. Commissioner Wright seconded the motion

and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT 2 TO THE GRANT AGREEMENT WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT (CONTRACT #PO7334) FOR ADULT EDUCATION SERVICE TO INCREASE THE MAXIMUM LIABILITY FOR THE STATE UNDER THE CONTRACT BY \$40,000.00 FOR A NEW TOTAL CONTRACT AMOUNT OF \$404,985.00: R-11-4-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 2 to the grant agreement with the Tennessee Department of Labor and Workforce Development (contract #PO7334) for Adult Education Service to increase the maximum liability for the State under the contract by \$40,000.00 for a new total contract amount of \$404,985.00 was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 2 to the grant agreement with the Tennessee Department of Labor and Workforce Development (contract #PO7334) for Adult Education Service to increase the maximum liability for the State under the contract by \$40,000.00 for a new total contract amount of \$404,985.00. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT 3 TO THE GRANT AGREEMENT WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT (CONTRACT #Z-10-218525-00) FOR ADULT EDUCATION SERVICES TO INCREASE THE MAXIMUM LIABILITY OF THE STATE UNDER THE CONTRACT BY \$15,000.00 FOR A NEW TOTAL CONTRACT AMOUNT OF \$334,298.00: R-11-4-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 3 to the grant agreement with the Tennessee Department of Labor and Workforce Development (Contract

#Z-10-218525-00) for Adult Education Services to increase the maximum liability of the State under the contract by \$15,000.00 for a new total contract amount of \$334,298.00 was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 3 to the grant agreement with the Tennessee Department of Labor and Workforce Development (Contract #Z-10-218525-00) for Adult Education Services to increase the maximum liability of the State under the contract by \$15,000.00 for a new total contract amount of \$334,298.00.

Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT 3 TO THE GRANT AGREEMENT WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT (CONTRACT #PO7334) FOR ADULT EDUCATION SERVICES TO INCREASE THE MAXIMUM LIABILITY OF THE STATE UNDER THE CONTRACT BY \$37,500.00 FOR A NEW TOTAL CONTRACT AMOUNT OF \$442,485.00: R-11-4-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 3 to the grant agreement with the Tennessee Department of Labor and Workforce Development (Contract #PO7334) for Adult Education Services to increase the maximum liability of the State under the contract by \$37,500.00 for a new total contract amount of \$442,485.00 was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 3 to the grant agreement with the Tennessee Department of Labor and Workforce Development (Contract #PO7334) for Adult Education Services to increase the maximum liability of the State under the contract by \$37,500.00 for a new total contract amount of \$442,485.00.

Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$87,780.00 WITH RELIANCE COMMUNICATIONS, INC. FOR A PUBLIC NOTIFICATION SYSTEM FOR KNOX COUNTY SCHOOLS: R-11-4-206:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$87,780.00 with Reliance Communications, Inc. for a Public Notification System for Knox County Schools was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$87,780.00 with Reliance Communications, Inc. for a Public Notification System for Knox County Schools. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT OF SALE WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) IN THE AMOUNT OF \$8,000.00 FOR A COUNTY OWNED PARCEL, IDENTIFIED AS PARCEL #094HD022, FOR THE PURPOSE OF WIDENING SR62, ALSO KNOWN AS OAK RIDGE HIGHWAY, A PROJECT WHICH IS TO BE COMPLETED BY TDOT: R-11-4-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement of sale with the Tennessee Department of Transportation (TDOT) in the amount of \$8,000.00 for a county owned parcel, identified as parcel #094HD022, for the purpose of widening SR62, also known as Oak Ridge Highway, a project which is to be completed by TDOT was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement of sale with the Tennessee Department of Transportation (TDOT) in the amount of \$8,000.00 for a county owned parcel, identified as parcel #094HD022, for the purpose of widening SR62, also known as Oak Ridge Highway, a project which is to be completed by TDOT. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders,

Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT FOR PROFESSIONAL ENGINEERING AND CONSULTING SERVICES IN THE AMOUNT OF \$19,600.00 (100% FEDERALLY FUNDED WITH CMAQ PROGRAM FUNDS) WITH WILBUR SMITH ASSOCIATES FOR THE DESIGN OF A TRAFFIC SIGNAL INSTALLATION PLAN AT THE INTERSECTION OF MILLERTOWN PIKE AND MILL ROAD: R-11-2-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for Professional engineering and Consulting Services in the amount of \$19,600.00 (100% federally funded with CMAQ Program Funds) with Wilbur Smith Associates for the design of a Traffic Signal Installation Plan at the intersection of Millertown Pike and Mill Road was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-2-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for Professional engineering and Consulting Services in the amount of \$19,600.00 (100% federally funded with CMAQ Program Funds) with Wilbur Smith Associates for the design of a Traffic Signal Installation Plan at the intersection of Millertown Pike and Mill Road. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$182,600.00 (100% FEDERALLY FUNDED WITH CMAQ PROGRAM FUNDS) WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR A SIGNAL SYSTEM COMMUNICATIONS MASTER PLAN AND SIGNAL TIMING OPTIMIZATION PROGRAM: R-11-4-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$182,600.00 (100% Federally funded with CMAQ Program funds) with Kimley-Horn and Associates, Inc. for a Signal System Communications Master Plan and Signal Timing Optimization Program was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$182,600.00 (100% Federally funded with CMAQ Program funds) with Kimley-Horn and Associates, Inc. for a Signal System Communications Master Plan and Signal Timing Optimization Program.

Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH COOK'S PROPERTIES, LLC FOR PROPERTY LOCATED AT 7533 THUNDER LANE:R-11-4-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Cook's Properties, LLC for property located at 7533 Thunder Lane was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Cook's Properties, LLC for property located at 7533 Thunder Lane. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH EMORY PLACE GENERAL PARTNERSHIP FOR PROPERTY LOCATED AT 0 THUNDER LANE: R-11-4-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Emory Place General

Partnership for property located at 0 Thunder Lane was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Emory Place General Partnership for property located at 0 Thunder Lane. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE 2011-2012 ANNUAL ACTION PLAN UPDATE TO THE FIVE YEAR (2010-2015) CONSOLIDATED PLAN: R-11-4-501:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2011-2012 Annual Action Plan Update to the five year (2010-2015) Consolidated Plan was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2011-2012 Annual Action Plan Update to the five year (2010-2015) Consolidated Plan. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GENERAL CONTRACT AGREEMENT IN THE AMOUNT OF \$3,227.36 (NO COST TO KNOX COUNTY) BETWEEN THE COUNCIL OF STATE & TERRITORIAL EPIDEMIOLOGISTS AND THE KNOX COUNTY HEALTH DEPARTMENT FOR THE PURPOSE OF CONDUCTING TRAINING ON THE COUNCIL TO IMPROVE FOODBORNE OUTBREAK RESPONSE GUIDELINES FOR DISEASE OUTBREAK RESPONSE: R-11-4-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a general contract agreement in the amount of \$3,227.36 (no cost to Knox County) between the Council of State & Territorial Epidemiologists and the Knox County Health Department for the

purpose of conducting training on the Council to Improve Foodborne Outbreak Response Guidelines for Disease Outbreak Response was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a general contract agreement in the amount of \$3,227.36 (no cost to Knox County) between the Council of State & Territorial Epidemiologists and the Knox County Health Department for the purpose of conducting training on the Council to Improve Foodborne Outbreak Response Guidelines for Disease Outbreak Response. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$39,700.00 WITH A LOCAL MATCH REQUIREMENT OF \$16,100.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR TOBACCO USE PREVENTION AND CONTROL SERVICES: R-11-4-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$39,700.00 with a local match requirement of \$16,100.00 with the Tennessee Department of Health for Tobacco Use Prevention and Control Services was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$39,700.00 with a local match requirement of \$16,100.00 with the Tennessee Department of Health for Tobacco Use Prevention and Control Services. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$687,300.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR FAMILY PLANNING SERVICES: R-11-4-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$687,300.00 with the Tennessee Department of Health for Family Planning Services was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$687,300.00 with the Tennessee Department of Health for Family Planning Services. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$348,300.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE HIV/AIDS CENTER OF EXCELLENCE PROGRAM: R-11-4-604:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$348,300.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-604 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$348,300.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT ONE TO A GRANT AGREEMENT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM IN ORDER TO INCREASE THE MAXIMUM LIABILITY OF THE STATE BY \$52,000.00 FROM \$1,732,300.00 TO \$1,784,300.00 FOR PEER COUNSELING SERVICES:R-11-4-605:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to a grant agreement with the

Tennessee Department of Health for the Women, Infants and Children (WIC) Program in order to increase the maximum liability of the State by \$52,000.00 from \$1,732,300.00 to \$1,784,300.00 for Peer Counseling Services was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-605 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to a grant agreement with the Tennessee Department of Health for the Women, Infants and Children (WIC) Program in order to increase the maximum liability of the State by \$52,000.00 from \$1,732,300.00 to \$1,784,300.00 for Peer Counseling Services.

Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$351,700.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR HIV/AIDS PREVENTION, SURVEILLANCE, AND SEXUALLY TRANSMITTED DISEASE PROGRAM SERVICES: R-11-4-606:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$351,700.00 with the Tennessee Department of Health for HIV/AIDS Prevention, Surveillance, and Sexually Transmitted Disease Program Services was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-606 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$351,700.00 with the Tennessee Department of Health for HIV/AIDS Prevention, Surveillance, and Sexually Transmitted Disease Program Services. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MEMORANDUM OF UNDERSTANDING AND AGREEMENT BETWEEN KNOX COUNTY AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX

**CONCERNING THE ISSUANCE AND DISTRIBUTION OF A
REQUEST FOR PROPOSAL AND EVALUATION OF PROPOSALS
RECEIVED FOR THE DEVELOPMENT OF A NEW CARTER
ELEMENTARY SCHOOL:R-11-4-801:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox concerning the issuance and distribution of a Request for Proposal and Evaluation of Proposals received for the development of a new Carter Elementary School was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox concerning the issuance and distribution of a Request for Proposal and Evaluation of Proposals received for the development of a new Carter Elementary School. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING
CONTRACTS WITH UNITED PRINTERS OF KNOXVILLE, RUSSELL
PRINTING OPTIONS, AND DATA SUPPLIES, INC. FOR PRINTING
SERVICES FOR ALL DEPARTMENTS COMPRISING KNOX COUNTY
GOVERNMENT AND THE KNOXVILLE-KNOX COMMUNITY
ACTION COMMITTEE: R-11-4-802:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with United Printers of Knoxville, Russell Printing Options, and Data Supplies, Inc. for Printing Services for all Departments comprising Knox County Government and the Knoxville-Knox Community Action Committee was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with United Printers of Knoxville, Russell Printing Options, and Data Supplies, Inc. for Printing Services for all Departments comprising Knox County Government and the Knoxville-Knox Community Action Committee. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders,

Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REGARDING THE ACCEPTANCE OF RESUMES FROM QUALIFIED INDIVIDUALS IN ACCORDANCE WITH STATE LAW TO SERVE AS STATE SENATOR, DISTRICT SIX, UNTIL THE ELECTION TO BE DETERMINED BY THE GOVERNOR OF THE STATE OF TENNESSEE AS A RESULT OF THE VACANCY LEFT BY STATE SENATOR JAMIE WOODSON: R-11-4-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding the acceptance of resumes from qualified individuals in accordance with State law to serve as State Senator, District Six, until the election to be determined by the Governor of the State of Tennessee as a result of the vacancy left by State Senator Jamie Woodson was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee regarding the acceptance of resumes from qualified individuals in accordance with State law to serve as State Senator, District Six, until the election to be determined by the Governor of the State of Tennessee as a result of the vacancy left by State Senator Jamie Woodson. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT TWO TO A GRANT AGREEMENT WITH THE DEPARTMENT OF HUMAN SERVICES FOR CHILD SUPPORT ENFORCEMENT SERVICES TO INCREASE THE MAXIMUM LIABILITY OF THE STATE BY \$262,160.00 FOR A NEW TOTAL CONTRACT AMOUNT OF \$533,027.00 AND TO EXTEND THE GRANT TERM BY ONE YEAR, TO JUNE 30, 2012: R-11-4-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Two to a grant agreement with the Department of Human Services for Child Support Enforcement Services to increase the maximum liability of the State by \$262,160.00 for a new total contract amount of \$533,027.00 and to extend the grant term by one year, to

June 30, 2012 was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Two to a grant agreement with the Department of Human Services for Child Support Enforcement Services to increase the maximum liability of the State by \$262,160.00 for a new total contract amount of \$533,027.00 and to extend the grant term by one year, to June 30, 2012. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ACCEPTANCE OF \$1,000.00 FROM THE KNOXVILLE BAR FOUNDATION TO SUPPORT SECOND ANNUAL FERIA LATINA HOSTED BY THE KNOX COUNTY PUBLIC DEFENDER'S COMMUNITY LAW OFFICE: R-11-4-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of \$1,000.00 from the Knoxville Bar Foundation to support Second Annual Feria Latina hosted by the Knox County Public Defender's Community Law Office was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of \$1,000.00 from the Knoxville Bar Foundation to support Second Annual Feria Latina hosted by the Knox County Public Defender's Community Law Office. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING WAIVER OF DEED RESTRICTIONS TO PROPERTY LOCATED ON COUNSELOR LANE: R-11-4-907:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Waiver of Deed Restrictions to property located on Counselor Lane was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Waiver of Deed Restrictions to property located on Counselor Lane. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING 1) THE THIRD AMENDMENT TO THE LEASE AGREEMENT WITH BROADWAY CORPORATION OF KNOXVILLE FOR THE LEASE OF CERTAIN OFFICE SPACE LOCATED AT 7028 AND 7030-B MAYNARDVILLE PIKE FOR THE KNOX COUNTY CLERK'S SATELLITE OFFICE AT HALLS CENTER AND 2) A LEASE AMENDMENT AGREEMENT WITH CHAPMAN SC REALTY COMPANY, L. P. FOR THE LEASE OF CERTAIN OFFICE SPACE LOCATED AT 7339 CHAPMAN HIGHWAY FOR THE KNOX COUNTY CLERK'S SATELLITE OFFICE AT THE CHAPMAN PLAZA SHOPPING CENTER IN SOUTH KNOXVILLE: R-11-4-908:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving 1) the third amendment to the lease agreement with Broadway Corporation of Knoxville for the lease of certain office space located at 7028 and 7030-B Maynardville Pike for the Knox County Clerk's Satellite office at Halls Center and 2) a lease amendment agreement with Chapman SC Realty Company, L. P. for the lease of certain office space located at 7339 Chapman Highway for the Knox County Clerk's Satellite office at the Chapman Plaza Shopping Center in South Knoxville was before the Board of Commissioners.

Commissioner Ownby moved to approve R-11-4-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving 1) the third amendment to the lease agreement with Broadway Corporation of Knoxville for the lease of certain office space located at 7028 and 7030-B Maynardville Pike for the Knox County Clerk's Satellite office at Halls Center and 2) a lease amendment agreement with Chapman SC Realty Company, L. P. for the lease of certain office space located at 7339 Chapman Highway for the Knox County Clerk's Satellite office at the Chapman Plaza Shopping Center in South Knoxville. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie,

Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF ACCEPTANCE OF NEW COUNTY ROADS:

Consideration of acceptance of new county roads was before the Board of Commissioners.

- A. Country Rose Lane in the Rosewood Subdivision, District 7.
- B. Garden Rose Lane in the Rosewood Subdivision, District 7.
- C. Morning Rose Lane in the Rosewood Subdivision, District 7.

Commissioner Ownby moved to approve the above acceptance of new county roads. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DETERMINING THE METHOD OF DISPOSAL OF THE SOLWAY GREENWASTE PROPERTY WHICH INCLUDES 50.86 ACRES LOCATED AT 8706 JOE DANIELS ROAD, 106.49 ACRES LOCATED AT 8707 JOE DANIELS ROAD, AND 2.51 ACRES LOCATED AT 0 W. EMORY ROAD, FOR A TOTAL OF 159.86 ACRES, TO BE BY PUBLIC AUCTION: R-11-4-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of the Solway Greenwaste property which includes 50.86 acres located at 8706 Joe Daniels Road, 106.49 acres located at 8707 Joe Daniels Road, and 2.51 acres located at 0 W. Emory Road, for a total of 159.86 acres, to be by public auction was before the Board of Commissioners.

Mr. Dwight Van de Vate, Director, Engineering and Public Works, was present and spoke on the matter.

Mr. Matt Myers, Deputy Director, Knox County Purchasing, was present and spoke on the matter.

Mr. John King, Attorney, was present and spoke on the matter.

Commissioner Anders moved to approve R-11-4-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of the Solway Greenwaste property which includes 50.86 acres located at 8706 Joe Daniels Road, 106.49 acres located at 8707 Joe Daniels Road, and 2.51 acres located at 0 W. Emory Road, for a total of

159.86 acres, to be by public auction. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THAT THE KNOX COUNTY LAW DIRECTOR CONDUCT RESEARCH TO DETERMINE WHETHER SECTION 2-286 OF THE KNOX COUNTY CODE MAY BE AMENDED TO PROVIDE FOR THE REIMBURSEMENT OF KNOX COUNTY EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS FOR COURT COSTS AND ATTORNEY'S FEES IN MATTERS OTHER THAN OUSTER LAWSUITS OR MATTERS NOT OTHERWISE PROVIDED FOR IN SECTION 2-286 OF THE KNOX COUNTY CODE: R-11-4-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Knox County Law Director conduct research to determine whether Section 2-286 of the Knox County Code may be amended to provide for the reimbursement of Knox County Employees and Elected and Appointed Officials for court costs and attorney's fees in matters other than Ouster Lawsuits or matters not otherwise provided for in Section 2-286 of the Knox County Code was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-11-4-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Knox County Law Director conduct research to determine whether Section 2-286 of the Knox County Code may be amended to provide for the reimbursement of Knox County Employees and Elected and Appointed Officials for court costs and attorney's fees in matters other than Ouster Lawsuits or matters not otherwise provided for in Section 2-286 of the Knox County Code. Commissioners Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-1-0. Commissioner Smith recused himself from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REGARDING AN APPLICATION FOR TAX INCREMENT FINANCING (TIF) FILED

WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX BY I-40/75 BUSINESS PARK, LLC:

R-11-4-906:

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding an application for Tax Increment Financing (TIF) filed with The Industrial Development Board of the County of Knox by I-40/75 Business Park, LLC was before the Board of Commissioners.

Mr. Mark Mamantov, Attorney, was present and spoke on the matter.

Mr. Todd Napier, Industrial Development Board, was present and spoke on the matter.

Mr. Steven Maddox, President, Maddox Companies, was present and spoke on the matter.

Ms. Cindy Pionkee, Assistant Planning Director, Engineering and Public Works, was present and spoke on the matter.

Mr. John Troyer, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Anders moved to approve R-11-4-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee regarding an application for Tax Increment Financing (TIF) filed with The Industrial Development Board of the County of Knox by I-40/75 Business Park, LLC. Commissioner Brown seconded the motion and upon roll call vote Commissioners Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners McKenzie, Broyles and Norman voted no. The motion carried 8-3-0-0.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of Notary Public Applications was before the Board of Commissioners.

Commissioner Anders moved to approve 173 notary public applications. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: DISCUSSION REGARDING THE PURPOSE, SCOPE OF AUTHORITY AND OVERSIGHT OF THE PUBLIC BUILDING AUTHORITY:

Discussion regarding the purpose, scope of authority and oversight of the Public Building Authority was before the Board of Commissioners.

Mr. Dale Smith, Chief Executive Officer, Public Building Authority, was present and spoke on the matter.

No action was taken.

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IN RE: RECEIVE REPORT FROM PUBLIC FINANCIAL MANAGEMENT (PFM) ON KNOX COUNTY'S DEBT:

Receive report from Public Financial Management (PFM) on Knox County's Debt was before the Board of Commissioners.

No action was taken.

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IN RE: ROLL CALL: 6:00 P.M.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse.

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IN RE: Request of Cate Road Developers, LLC for Northwest County Sector Plan Amendment from MU (Mixed Use) to C (Commercial) 3-A-11-SP was before the Board of Commissioners. Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District.

Without objection, Commissioner Hammond moved to the end of the agenda 3-A-11-SP - Request of Cate Road Developers, LLC for Northwest County Sector Plan Amendment from MU (Mixed Use) to C (Commercial).

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IN RE: Request of Cate Road Developers, LLC for rezoning from A (Agricultural) to CA (General Business) 3-A-11- RZ was before the Board of Commissioners. Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District.

Without objection, Commissioner Hammond moved to the end of the agenda 3-A-11-RZ - Request of Cate Road Developers, LLC for rezoning from A (Agricultural) to CA (General Business).

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IN RE: Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 3-B-11-RZ was before the Board of Commissioners. Property located northeast side Dry Gap Pike, northwest of Cunningham Road. 7th Commission District.

Without objection, Commissioner Hammond moved to the end of the agenda 3-B-11-RZ Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential).

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IN RE: Request of Wanis Rghebi for rezoning from A (Agricultural) to PR (Planned Residential) 3-C-11-RZ was before the Board of Commissioners. Property located west side Childress Road, north of Yow Way. 7th Commission District.

Without objection, Commissioner Hammond moved to the end of the agenda 3-C-11-RZ Request of Wanis Rghebi for rezoning from A (Agricultural) to PR (Planned Residential).

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IN RE: Request of Mark A. Cannon for rezoning from A (Agricultural) to RA (Low Density Residential) 2-F-11-RZ was before the Board of Commissioners. Property located south side Burnett Creek Road, east of Island Home Pike. 9th Commission District.

Without objection, Commissioner Hammond moved to the end of the agenda 2-F-11-RZ - Request of Mark A. Cannon for rezoning from A (Agricultural) to RA (Low Density Residential).

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Hammond heard Amendments to the Knox County Zoning Ordinance next on the agenda.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE TO CORRECT ERRORS IN VARIOUS SECTIONS OF THE ORDINANCE INCLUDING 1) ARTICLE 5, SECTIONS 5.22, 5.37, 5.38, 5.50 AND 5.61 AND 2) ARTICLE 3, SECTION 3.10 (ORD. NO. O-90-9-130, ADOPTED 9-10-90, AS AMENDED: O-11-4-101: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee approving amendments to the Knox County Zoning Ordinance to correct errors in various sections of the ordinance including 1) Article 5, Sections 5.22, 5.37, 5.38, 5.50 and 5.61 and 2) Article 3, Section 3.10 (Ord. No. O-90-9-130, adopted 9-10-90, as amended was before the Board of Commissioners on first reading.

Commissioner Anders moved to approve on first reading O-11-4-101 Consideration of an Ordinance of the Commission of Knox County, Tennessee approving amendments to the Knox County Zoning Ordinance to

correct errors in various sections of the ordinance including 1) Article 5, Sections 5.22, 5.37, 5.38, 5.50 and 5.61 and 2) Article 3, Section 3.10 (Ord. No. O-90-9-130, adopted 9-10-90, as amended. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: Request of Metropolitan Planning Commission to adopt the Knoxville Knox County Hillside and Ridgetop Protection Plan 12-A-09-SAP was before the Board of Commissioners.

Mr. Claude Weems, concerned citizen, was present and spoke in favor of the plan.

Ms. Diane Shackeford, concerned citizen, was present and spoke on the matter.

Mr. Alex Ringe, Vice Conservation Chair of the Ciara Club, was present and spoke on the matter.

Mr. Chris Irwin, concerned citizen, was present and spoke on the matter.

Ms. Jamey Dobbs, representing League of Women's Voters, was present and spoke on the matter.

Mr. Ron Peabody, concerned citizen, was present and spoke on voting the plan down.

Ms. Margot Kline, representing West Knox Homeowners, was present and spoke on the matter.

Mr. David Drews, concerned citizen, was present and spoke on the matter.

Mr. Mike Sullivan, concerned citizen, was present and spoke on the matter.

Mr. Dan Hurst, concerned citizen, was present and spoke in support of the plan.

Mr. Kevin Hill, concerned citizen, was present and spoke on the matter.

Mr. Kent Bresford, concerned citizen, was present and spoke in opposition to the plan.

Mr. Robert Hill, concerned citizen, was present and spoke in favor of the plan.

Ms. Robyn Askew, concerned citizen, was present and spoke on the matter.

Mr. Mike Stevens, concerned citizen, was present and spoke against the plan.

Mr. Lonnie Harris, concerned citizen, was present and spoke against the plan.

Mr. Joe Holquist, City Co-Chair for the Task Force, was present and spoke in favor of the plan.

Mr. Rachel Craig, concerned citizen, was present and spoke on the matter.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Mr. Mark Donaldson, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Norman moved to approve 12-A-09-SAP- Request of Metropolitan Planning Commission to adopt the Knoxville Knox County Hillside and Ridgetop Protection Plan. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Wright and Brown voted aye. Commissioners Ownby, Briggs, Anders, Smith, Hammond and Shouse voted no. The motion to approve failed 5-6-0-0.

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RE: Request of Cate Road Developers, LLC for Northwest County Sector Plan Amendment from MU (Mixed Use) to C (Commercial) 3-A-11-SP was before the Board of Commissioners. Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District.

Mr. Jim Hill, representing Cate Road Developers, LLC, was present and spoke on the matter.

Mr. Buzz Johnson, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Anders moved to approve 3-A-11-SP - Request of Cate Road Developers, LLC for Northwest County Sector Plan Amendment from MU (Mixed Use) to C (Commercial). Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 9-0-0-2. Commissioners Broyles and Wright were absent from the vote.

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IN RE: Request of Cate Road Developers, LLC for rezoning from A (Agricultural) to CA (General Business) 3-A-11- RZ was before the Board of Commissioners. Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District.

Mr. Jim Hill, representing Cate Road Developers, LLC, was present and spoke on the matter.

Mr. Buzz Johnson, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Anders moved to approve 3-A-11-RZ - Request of Cate Road Developers, LLC for rezoning from A (Agricultural) to CA (General Business) as per Metropolitan Planning Commission's Recommendation: Approve CA (General Business). Property located northwest side Schaad Road, northeast of Grassy Creek Way. 6th Commission District. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Wright was absent from the vote.

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IN RE: Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 3-B-11-RZ was before the Board of Commissioners. Property located northeast side Dry Gap Pike, northwest of Cunningham Road. 7th Commission District.

Mr. Jim Hill, representing Cate Road Developers, LLC, was present and spoke on the matter.

Mr. Buzz Johnson, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Smith moved to approve 3-B-11-RZ - Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) zoning at a density up to 5 dwelling units per acre. Property located northeast side Dry Gap Pike, northwest of Cunningham Road. 7th Commission District. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Wright was absent from the vote.

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IN RE: Request of Wanis Rghebi for rezoning from A (Agricultural) to PR (Planned Residential) 3-C-11-RZ was before the Board of Commissioners. Property located west side Childress Road, north of Yow Way. 7th Commission District.

Mr. Jim Hill, representing applicant, was present and spoke on behalf of the request.

Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Smith moved to approve 3-C-11-RZ - Request of Wanis Rghebi for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) zoning at a density up to 3 dwelling units per acre. Property located west side Childress Road, north of Yow Way. 7th Commission District. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Wright was absent from the vote.

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IN RE: Request of Mark A. Cannon for rezoning from A (Agricultural) to RA (Low Density Residential) 2-F-11-RZ was before the Board of Commissioners. Property located south side Burnett Creek Road, east of Island Home Pike. 9th Commission District.

Mr. Buzz Johnson, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Brown moved to approve 2-F-11-RZ - Request of Mark A. Cannon for rezoning from A (Agricultural) to RA (Low Density Residential). Property located south side Burnett Creek Road, east of Island Home Pike. 9th Commission District. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Wright was absent from the vote.

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IN RE: ADJOURNMENT:

There being no further business to come before the Board of Commissioners, Commissioner Hammond declared the meeting adjourned.

MIKE HAMMOND, CHAIRMAN