

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, April 29, 2013 at 1:45 P.M. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse. Commissioner Anders was absent from the meeting. Also present were Mr. Richard Walls, Knox County Internal Auditor, Mr. Richard Armstrong, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Chris Caldwell, Director, Knox County Finance, Dr. James McIntyre, Jr., Knox County Superintendent of Schools, Mr. J.J. Jones, Knox County Sheriff, Mr. Tim Burchett, Knox County Mayor, Mr. Dwight Van de Vate, Director, Engineering and Public Works and news media.

The following proceedings were had and entered of record to-wit:
Commissioner Norman, Chairman, presided.

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IN RE: CALL TO ORDER/ROLL CALL (1:45 P.M.)

Commissioner Norman called the meeting to order.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll.

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IN RE: HONORARY RESOLUTIONS:

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Norman deferred to the May 2013 Board of Commissioners meeting R-13-4-101 – Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Officer David Siedler.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING BARBARA MONTY: R-13-4-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Barbara Monty was before the Board of Commissioners.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, read the Resolution into the record.

Ms. Barbara Monty was present and thanked the Commissioners for the Resolution.

Commissioner Smith moved to approve R-13-4-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Barbara Monty. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CALL TO ORDER/ROLL CALL (2:00 P.M.)

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Commissioner Brown gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Wright led the Pledge of Allegiance to the Flag.

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

Consideration of approval of minutes of the previous meeting was before the Board of Commissioners.

Commissioner Ownby moved to approve the minutes of the previous meeting on March 25, 2013. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: AMENDMENTS TO THE AGENDA:

Commissioner Smith moved to amend the agenda as follows:

Withdraw R-13-4-801 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of the property located at 119 and 121 E. Emerald Avenue, also known as Parcel ID 081KJ032, to the Emerald Youth Foundation.

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Defer 60 days R-13-4-407 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a construction contract in the amount of \$2,193,274.31 with Rogers Group Inc. for intersection

improvements at Bob Gray Road and Mabry Hood Road/Hickey Road, Bob Gray Road and Bob Kirby Road, and Northshore Drive and Choto Road, which amount includes a total of \$416, 491.49 for utility relocations which will be reimbursed to Knox County.

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Defer 60 days R-13-4-408 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility relocation agreement in the amount of \$216,151.46 with the Knoxville Utilities Board (KUB) to provide for KUB’s reimbursement to Knox County for the cost of relocating gas lines due to the Bob Gray Road and Bob Kirby Road and Bob Gray Road and Mabry Hood Road/Hickey Road intersection improvements.

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Defer 60 days R-13-4-409 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility relocation agreement in the amount of \$200,340.03 with the West Knox Utility District (WKUD) to provide for WKUD’s reimbursement to Knox County for the cost of relocating water lines due to the Bob Gray Road and Bob Kirby Road and Bob Gray Road and Mabry Hood Road/Hickey Road intersection improvements.

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Add R-13-4-412 – Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Law Director to begin condemnation proceedings for two (2) tracts of land (tracts 8 and 9) as acquisition is necessary for Knox County to proceed with intersection improvements at Bob Gray Road and Bob Kirby Road and Bob Gray Road Mabry Hood/Hickey Road.

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Add R-13-4-603 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the dental provider agreement for the East/Northeast Tennessee Ryan White Regional Dental Plan to provide a method of reimbursement to the Knox County Health Department for dental services provided to Ryan White Clients.

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Defer to May 2013 Board of Commissioners meeting R-13-4-804 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a policy for payment and reimbursement for allowable expenditures.

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Add R-13-4-903 – Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting the Knox County

Legislative Delegation to take all necessary and appropriate steps to secure legislation to enable the enactment by referendum of term limits for Knox County Board of Education members.

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Withdraw O-13-4-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 3 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) to prohibit billboards and other advertising structures in all zone districts (Ord. No. O-90-9-130, adopted 9-10-90, as amended) on first reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: DRIVES AND ROADS:

Consideration of the closure of Sedona Canyon Trail and Horseshoe Mesa Trail was before the Board of Commissioners on first reading. Roads are located in Kinley’s Kanyon Subdivision in Commission District 8. Property Owners Johnson Koontz, LLC and EDJ Properties LLC.

Commissioner Wright moved to approve consideration of the closure of Sedona Canyon Trail and Horseshoe Mesa Trail on first reading. Roads are located in Kinley’s Kanyon Subdivision in Commission District 8. Property Owners Johnson Koontz, LLC and EDJ Properties LLC. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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Consideration of the closure of Jennings Road and Parrott Road was before the Board of Commissioners on second reading. Roads are located off of Howell Road in Commission District 8. Property owners: Barry and Joy Vaulton, and Michael and Linda Ellis.

Commissioner Wright moved to approve consideration of the closure of Jennings Road and Parrott Road on second reading. Roads are located off of Howell Road in Commission District 8. Property owners: Barry and Joy Vaulton, and Michael and Linda Ellis. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: LINE ITEM TRANSFERS:

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

Commissioner Smith moved to approve the line item transfers. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: NOTARY APPLICATIONS:

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

Commissioner Ownby moved to approve 219 Notary Public applications. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING DAVID COLLINS TO THE TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY (TTCDA) BOARD OF COMMISSIONERS. (MEMBERS ARE NOMINATED BY THE GOVERNOR UPON RECOMMENDATIONS RECEIVED FROM THE COUNTY MAYOR AND APPROVED BY THE COUNTY COMMISSION): R-13-4-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing David Collins to the Tennessee Technology Corridor Development Authority (TTCDA) Board of Commissioners. (Members are nominated by the Governor upon recommendations received from the County Mayor and approved by the County Commission) was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing David Collins to the Tennessee Technology Corridor Development Authority (TTCDA) Board of Commissioners. (Members are nominated by the Governor upon recommendations received from the County Mayor and

approved by the County Commission). Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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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 MIKE CROWDER TO THE KNOX COUNTY HISTORIC ZONING COMMISSION: R-13-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of Mike Crowder to the Knox County Historic Zoning Commission was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of Mike Crowder to the Knox County Historic Zoning Commission. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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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 CHARLES SEVERANCE, JR. TO THE PUBLIC BUILDING AUTHORITY (PBA) BOARD OF DIRECTORS TO SERVE THE REMAINING TERM OF CHIP MILLER, WHICH TERM EXPIRES SEPTEMBER 13, 2015: R-13-4-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of Charles Severance, Jr. to the Public Building Authority (PBA) Board of Directors to serve the remaining term of Chip Miller, which term expires September 13, 2015 was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of Charles Severance, Jr. to the Public Building Authority (PBA) Board of Directors to serve the remaining

term of Chip Miller, which term expires September 13, 2015. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A PERMANENT ACCESS AND UTILITY EASEMENT AGREEMENT IN THE AMOUNT OF \$2,600.00 BETWEEN THE KNOX COUNTY BOARD OF EDUCATION AND THE WEST KNOX UTILITY DISTRICT FOR A 20 FOOT PERPETUAL EASEMENT AND RIGHT OF WAY LOCATED AT 2710 BYINGTON SOLWAY ROAD (KARNS HIGH SCHOOL) FOR THE CONSTRUCTION AND MAINTENANCE OF A 24 INCH WATER LINE ACROSS THE KARNS HIGH SCHOOL PROPERTY: R-13-4-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a permanent access and utility easement agreement in the amount of \$2,600.00 between the Knox County Board of Education and the West Knox Utility District for a 20 foot perpetual easement and right of way located at 2710 Byington Solway Road (Karns High School) for the construction and maintenance of a 24 inch water line across the Karns High School property was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a permanent access and utility easement agreement in the amount of \$2,600.00 between the Knox County Board of Education and the West Knox Utility District for a 20 foot perpetual easement and right of way located at 2710 Byington Solway Road (Karns High School) for the construction and maintenance of a 24 inch water line across the Karns High School property. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO APPROVE THE AWARDING OF INVITATION FOR BID #1561 TO CUSTOMER SERVICE ELECTRIC SUPPLY CO., GRAYBAR, AND KENDALL ELECTRIC SUPPLY TO PROVIDE ELECTRICAL SUPPLIES AS

NEEDED FOR THE KNOX COUNTY SCHOOLS MAINTENANCE AND OPERATIONS DEPARTMENT IN THE AMOUNT NOT TO EXCEED \$150,000.00 ANNUALLY: R-13-4-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee to approve the awarding of invitation for Bid #1561 to Customer Service Electric Supply Co., Graybar, and Kendall Electric Supply to provide electrical supplies as needed for the Knox County Schools Maintenance and Operations Department in the amount not to exceed \$150,000.00 annually was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee to approve the awarding of invitation for Bid #1561 to Customer Service Electric Supply Co., Graybar, and Kendall Electric Supply to provide electrical supplies as needed for the Knox County Schools Maintenance and Operations Department in the amount not to exceed \$150,000.00 annually. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT FOUR WITH THE TENNESSEE DEPARTMENT OF HUMAN SERVICES FOR CHILD SUPPORT ENFORCEMENT SERVICES, WHICH AMENDMENT 1) INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE GRANT BY \$211,315.00; 2) INCREASES THE LOCAL MATCH BY \$108,859.25; AND 3) EXTENDS THE GRANT TERM BY ONE YEAR, TO JUNE 30, 2014: R-13-4-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Four with the Tennessee Department of Human Services for Child Support Enforcement Services, which amendment 1) increases the maximum liability of the State under the grant by \$211,315.00; 2) increases the local match by \$108,859.25; and 3) extends the grant term by one year, to June 30, 2014 was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Four with the Tennessee Department of Human Services for Child Support Enforcement Services, which amendment 1) increases the maximum liability of the State under the grant by \$211,315.00; 2) increases

the local match by \$108,859.25; and 3) extends the grant term by one year, to June 30, 2014. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT WITH THE CITY OF KNOXVILLE TO RECEIVE GRANT FUNDS IN THE AMOUNT OF \$3,953.42 TO FUND OVERTIME COSTS INCURRED BY THE KNOX COUNTY SHERIFF'S OFFICE FOR ITS PARTICIPATION IN THE INTERNET CRIMES AGAINST CHILDREN INITIATIVE: R-13-4-302:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the City of Knoxville to receive grant funds in the amount of \$3,953.42 to fund overtime costs incurred by the Knox County Sheriff's Office for its participation in the Internet Crimes Against Children Initiative was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the City of Knoxville to receive grant funds in the amount of \$3,953.42 to fund overtime costs incurred by the Knox County Sheriff's Office for its participation in the Internet Crimes Against Children Initiative. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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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 AUTUMN CARE II, LLC FOR PROPERTY LOCATED AT 136 CANTON HOLLOW ROAD: R-13-4-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Autumn Care II, LLC for property located at 136 Canton Hollow Road was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Autumn Care II, LLC for property located at 136 Canton Hollow Road. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE REVISED MEMORANDUM OF UNDERSTANDING IN THE AMOUNT NOT TO EXCEED \$7,000.00 WITH THE UNIVERSITY OF TENNESSEE TO PROVIDE PROJECT MANAGEMENT AND CONSTRUCTION ADMINISTRATION FOR PHASE II OF THE HARRELL ROAD STORMWATER DEMONSTRATION PARK, WHICH PROJECT IS FUNDED THROUGH GRANT FUNDS FROM THE NATURE CONSERVANCY UNDER ITS TENNESSEE HEALTHY WATERSHED INITIATIVE: R-13-4-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the revised Memorandum Of Understanding in the amount not to exceed \$7,000.00 with the University of Tennessee to provide project management and construction administration for Phase II of the Harrell Road Stormwater Demonstration Park, which project is funded through grant funds from the Nature Conservancy under its Tennessee Healthy Watershed Initiative was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the revised Memorandum Of Understanding in the amount not to exceed \$7,000.00 with the University of Tennessee to provide project management and construction administration for Phase II of the Harrell Road Stormwater Demonstration Park, which project is funded through grant funds from the Nature Conservancy under its Tennessee Healthy Watershed Initiative. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A STATE AID CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE RESURFACING OF SCHAAD ROAD FROM PLEASANT RIDGE ROAD TO THE KNOXVILLE CITY LIMIT FOR AN ESTIMATED PROJECT COST OF \$122,900.00 WITH \$92,175.00 (75%) PROVIDED BY THE STATE AND \$30,725.00 (25%) PROVIDED BY KNOX COUNTY: R-13-4-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Schaad Road from Pleasant Ridge Road to the Knoxville City Limit for an estimated project cost of \$122,900.00 with \$92,175.00 (75%) provided by the state and \$30,725.00 (25%) provided by Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Schaad Road from Pleasant Ridge Road to the Knoxville City Limit for an estimated project cost of \$122,900.00 with \$92,175.00 (75%) provided by the State and \$30,725.00 (25%) provided by Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A STATE AID CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE RESURFACING OF HENDRONS CHAPEL ROAD FROM CHAPMAN HIGHWAY TO KIMBERLIN HEIGHTS ROAD FOR AN ESTIMATED PROJECT COST OF \$351,100.00 WITH \$263,325.00 (75%) PROVIDED BY THE STATE AND \$87,775.00 (25%) PROVIDED BY KNOX COUNTY: R-13-4-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Hendrons Chapel Road from Chapman Highway to Kimberlin Heights Road for an estimated project cost of \$351,100.00 with \$263,325.00 (75%) provided by the State and

\$87,775.00 (25%) provided by Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Hendrons Chapel Road from Chapman Highway to Kimberlin Heights Road for an estimated project cost of \$351,100.00 with \$263,325.00 (75%) provided by the State and \$87,775.00 (25%) provided by Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A STATE AID CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE RESURFACING OF WEST BEAVER CREEK DRIVE FROM CLINTON HIGHWAY TO CENTRAL AVENUE PIKE FOR AN ESTIMATED PROJECT COST OF \$329,900.00 WITH \$247,425.00 (75%) PROVIDED BY THE STATE AND \$82,475.00 (25%) PROVIDED BY KNOX COUNTY: R-13-4-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of West Beaver Creek Drive from Clinton Highway to Central Avenue Pike for an estimated project cost of \$329,900.00 with \$247,425.00 (75%) provided by the State and \$82,475.00 (25%) provided by Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of West Beaver Creek Drive from Clinton Highway to Central Avenue Pike for an estimated project cost of \$329,900.00 with \$247,425.00 (75%) provided by the State and \$82,475.00 (25%) provided by Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A STATE AID CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE RESURFACING OF SOLWAY ROAD FROM HARDIN VALLEY ROAD TO OAK RIDGE HIGHWAY FOR AN ESTIMATED PROJECT COST OF \$317,600.00 WITH \$238,200.00 (75%) PROVIDED BY THE STATE AND \$79,400.00 (25%) PROVIDED BY KNOX COUNTY: R-13-4-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Solway Road from Hardin Valley Road to Oak Ridge Highway for an estimated project cost of \$317,600.00 with \$238,200.00 (75%) provided by the State and \$79,400.00 (25%) provided by Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a state aid contract with the Tennessee Department of Transportation (TDOT) for the resurfacing of Solway Road from Hardin Valley Road to Oak Ridge Highway for an estimated project cost of \$317,600.00 with \$238,200.00 (75%) provided by the State and \$79,400.00 (25%) provided by Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE ROADSIDE LITTER PICKUP GRANT FOR FISCAL YEAR 2013-2014 FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION AND, IF SAID APPLICATION IS APPROVED, AUTHORIZING THE ACCEPTANCE OF THE GRANT AWARD IN AN AMOUNT UP TO \$144,700.00: R-13-4-410:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing submission of an application for the Roadside Litter Pickup Grant for fiscal year 2013-2014 from the Tennessee Department of Transportation and, if said application is approved, authorizing the acceptance of the grant award in an amount up to \$144,700.00 was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-410 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing submission of an application for the Roadside Litter Pickup Grant for fiscal year 2013-2014 from the Tennessee Department of Transportation and, if said application is approved, authorizing the acceptance of the grant award in an amount up to \$144,700.00. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$158,982.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO CLEAN-UP AN UNPERMITTED WASTE TIRE SITE: R-13-4-411:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$158,982.00 (no local match required) with the Tennessee Department of Environment and Conservation to clean-up an unpermitted waste tire site was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-411 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$158,982.00 (no local match required) with the Tennessee Department of Environment and Conservation to clean-up an unpermitted waste tire site. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE KNOX COUNTY LAW DIRECTOR TO BEGIN CONDEMNATION PROCEEDINGS FOR TWO (2) TRACTS OF LAND (TRACTS 8 AND 9) AS ACQUISITION IS NECESSARY FOR KNOX COUNTY TO PROCEED WITH INTERSECTION IMPROVEMENTS AT BOB GRAY ROAD AND BOB KIRBY ROAD AND BOB GRAY ROAD AND MABRY HOOD/HICKEY ROAD: R-13-4-412:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Law Director to begin condemnation proceedings for two (2) tracts of land (tracts 8 and 9) as acquisition is necessary for Knox County to proceed with intersection improvements at Bob Gray Road and Bob Kirby Road and Bob Gray Road and Mabry Hood/Hickey Road was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-412 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Law Director to begin condemnation proceedings for two (2) tracts of land (tracts 8 and 9) as acquisition is necessary for Knox County to proceed with intersection improvements at Bob Gray Road and Bob Kirby Road and Bob Gray Road and Mabry Hood/Hickey Road. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING KNOX COUNTY'S FOURTH ANNUAL ACTION PLAN UPDATE TO THE 2010-2015 CONSOLIDATED PLAN FOR THE PROGRAM YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014: R-13-4-501:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's Fourth Annual Action Plan Update to the 2010-2015 Consolidated Plan for the program year beginning July 1, 2013 and ending June 30, 2014 was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's Fourth Annual Action Plan Update to the 2010-2015 Consolidated Plan for the program year beginning July 1, 2013 and ending June 30, 2014. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$67,800.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF

**HEALTH FOR THE TENNESSEE BREAST AND CERVICAL CANCER
EARLY DETECTION PROGRAM: R-13-4-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$67,800.00 (no local match required) with the Tennessee Department of Health for the Tennessee Breast and Cervical Cancer Early Detection Program was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$67,800.00 (no local match required) with the Tennessee Department of Health for the Tennessee Breast and Cervical Cancer Early Detection Program. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE
NOTICE OF AWARD FOR THE CARRYOVER OF \$91,000.00 FROM
THE YEAR TWO GRANT BUDGET TO THE YEAR THREE GRANT
BUDGET FOR THE GRANT FROM THE U.S. DEPARTMENT OF
HEALTH AND HUMAN SERVICES FOR PROMOTING SAFER SEX
IN TENNESSEE, ALSO KNOWN AS "THE PSST PROJECT":
R-13-4-602:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the notice of award for the carryover of \$91,000.00 from the year two grant budget to the year three grant budget for the grant from the U.S. Department of Health and Human Services for Promoting Safer Sex in Tennessee, also known as "The PSST Project" was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the notice of award for the carryover of \$91,000.00 from the year two grant budget to the year three grant budget for the grant from the U.S. Department of Health and Human Services for Promoting Safer Sex in Tennessee, also known as "The PSST Project." Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye.

The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE DENTAL PROVIDER AGREEMENT FOR THE EAST/NORTHEAST TENNESSEE RYAN WHITE REGIONAL DENTAL PLAN TO PROVIDE A METHOD OF REIMBURSEMENT TO THE KNOX COUNTY HEALTH DEPARTMENT FOR DENTAL SERVICES PROVIDED TO RYAN WHITE CLIENTS:R-13-4-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the dental provider agreement for the East/Northeast Tennessee Ryan White Regional Dental Plan to provide a method of reimbursement to the Knox County Health Department for dental services provided to Ryan White Clients was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the dental provider agreement for the East/Northeast Tennessee Ryan White Regional Dental Plan to provide a method of reimbursement to the Knox County Health Department for dental services provided to Ryan White Clients. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LETTER OF AGREEMENT FOR THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$750.00 FROM THE WATER QUALITY FORUM AS PART OF THE ENVIRONMENTAL STEWARDSHIP PROGRAM TO PURCHASE NATIVE VEGETATION TO PLANT AROUND THE RECENTLY RENOVATED POND AT THE DOG PARK AT SCHUMPERT PARK: R-13-4-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a letter of agreement for the acceptance of a grant award in the amount of \$750.00 from the Water Quality Forum as part of the Environmental Stewardship Program to purchase native vegetation to plant around the recently renovated pond at the dog park at Schumpert Park was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a letter of agreement for the acceptance of a grant award in the amount of \$750.00 from the Water Quality Forum as part of the Environmental Stewardship Program to purchase native vegetation to plant around the recently renovated pond at the dog park at Schumpert Park. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DETERMINING THE METHOD OF DISPOSAL OF SURPLUS PROPERTY LOCATED AT 9238 STRAWBERRY PLAINS PIKE TO BE BY NEGOTIATED SALE WITH THE TRENTVILLE CEMETERY ASSOCIATION: R-13-4-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of surplus property located at 9238 Strawberry Plains Pike to be by negotiated sale with the Trentville Cemetery Association was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of surplus property located at 9238 Strawberry Plains Pike to be by negotiated sale with the Trentville Cemetery Association. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH POWELL AUCTION AND REALTY, LLC FOR AUCTIONEERING SERVICES FOR KNOX COUNTY GOVERNMENT: R-13-4-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Powell Auction and Realty, LLC for Auctioneering Services for Knox County Government was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Powell Auction and Realty, LLC for Auctioneering Services for Knox County Government. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN EXTENSION TO THE CONTRACT WITH PUGH & COMPANY, PC FOR PROFESSIONAL AUDITING SERVICES FOR THE FISCAL YEAR 2013 EXTERNAL AUDIT IN THE AMOUNT OF \$413,000.00: R-13-4-805:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an extension to the contract with Pugh & Company, PC for professional auditing services for the fiscal year 2013 external audit in the amount of \$413,000.00 was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an extension to the contract with Pugh & Company, PC for professional auditing services for the fiscal year 2013 external audit in the amount of \$413,000.00. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AND AUTHORIZING THE ACCEPTANCE OF FUNDS FROM VARIOUS SOURCES IN THE FY2012-2013 BUDGET FOR THE FURTHERANCE OF CERTAIN PROGRAMS: R-13-4-806:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving and authorizing the acceptance of funds from various sources in the FY2012-2013 Budget for the furtherance of certain programs was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-806 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving and authorizing the acceptance of funds from various sources in the

FY2012-2013 Budget for the furtherance of certain programs.
Commissioner Ownby seconded the motion and upon roll call vote
Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith,
Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-
0-1. Commissioner Anders was absent from the meeting.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE TO ENUMERATE
THE SEATS OF THE JUDICIAL MAGISTRATES FOR KNOX
COUNTY, TENNESSEE: R-13-4-807:**

Consideration of a Resolution of the Commission of Knox County,
Tennessee to enumerate the seats of the Judicial Magistrates for Knox
County, Tennessee was before the Board of Commissioners.

Commissioner Smith moved to approve R-13-4-807 - Consideration
of a Resolution of the Commission of Knox County, Tennessee to enumerate
the seats of the Judicial Magistrates for Knox County, Tennessee.
Commissioner Ownby seconded the motion and upon roll call vote
Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith,
Wright, Brown, Hammond and Shouse voted aye. The motion carried
10-0-0-1. Commissioner Anders was absent from the meeting.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A
GRANT CONTRACT IN THE AMOUNT OF \$16,000.00 (NO LOCAL
MATCH REQUIRED) WITH THE TENNESSEE EMERGENCY
MANAGEMENT AGENCY (TEMA) FOR OFF-SITE EMERGENCY
PLANNING AND RESPONSE: R-13-4-902:**

Consideration of a Resolution of the Commission of Knox County,
Tennessee approving a grant contract in the amount of \$16,000.00 (no local
match required) with the Tennessee Emergency Management Agency
(TEMA) for off-site emergency planning and response was before the Board
of Commissioners.

Commissioner Smith moved to approve R-13-4-902 - Consideration
of a Resolution of the Commission of Knox County, Tennessee approving a
grant contract in the amount of \$16,000.00 (no local match required) with
the Tennessee Emergency Management Agency (TEMA) for off-site
emergency planning and response. Commissioner Ownby seconded the
motion and upon roll call vote Commissioners McKenzie, Broyles, Norman,
Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye.

The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF THE ACCEPTANCE OF NEW COUNTY ROADS:

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

A. Asher Lane located in the Blacksberry Pointe Subdivision, District 6.

Commissioner Smith moved to approve the above acceptance of new county roads. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 8 OF THE KNOX COUNTY CODE OF ETHICS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE AD HOC COMMITTEE ON ETHICS (THE AD HOC COMMITTEE ALSO RECOMMENDED THAT THE COMMISSION REVIEW SECTION 4 OF THE CODE OF ETHICS REGARDING THE ACCEPTANCE OF GIFTS AND OTHER THINGS OF VALUE): R-13-4-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending Section 8 of the Knox County Code of Ethics in accordance with the recommendations of the Ad Hoc Committee on Ethics (the Ad Hoc Committee also recommended that the Commission review Section 4 of the Code of Ethics regarding the acceptance of gifts and other things of value) was before the Board of Commissioners.

Commissioner Briggs moved to approve R-13-4-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending Section 8 of the Knox County Code of Ethics in accordance with the recommendations of the Ad Hoc Committee on Ethics (the Ad Hoc Committee also recommended that the Commission review Section 4 of the Code of Ethics regarding the acceptance of gifts and other things of value) with the following amendment: Add under Section 8: Ethics Committee: Members shall not be employees or elected officials of Knox County. In the event a member of the Ethics Committee submits a Candidate Nominating Petition to the Knox County Election Commission to be a candidate for an elected office in Knox County, then that member shall immediately resign as a member of the Ethics Committee. Commissioner Broyles seconded the

motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RESPECTFULLY REQUESTING THE KNOX COUNTY LEGISLATIVE DELEGATION TO TAKE ALL NECESSARY AND APPROPRIATE STEPS TO SECURE LEGISLATION TO ENABLE THE ENACTMENT BY REFERENDUM OF TERM LIMITS FOR KNOX COUNTY BOARD OF EDUCATION MEMBERS: R-13-4-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting the Knox County Legislative Delegation to take all necessary and appropriate steps to secure legislation to enable the enactment by referendum of term limits for Knox County Board of Education members was before the Board of Commissioners.

Commissioner Brown moved to approve R-13-4-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting the Knox County Legislative Delegation to take all necessary and appropriate steps to secure legislation to enable the enactment by referendum of term limits for Knox County Board of Education members. Commissioner Ownby seconded the motion.

Commissioner Hammond moved as a substitute motion to approve R-13-4-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting the Knox County Legislative Delegation to take all necessary and appropriate steps to secure legislation to enable the enactment by referendum of term limits for Knox County Board of Education members with the following amendment: The Commission of Knox County hereby respectfully requests the Chairman of the Knox County Legislative Delegation to report to the Commission within sixty (60) days the appropriate and necessary steps to secure legislation to enable the enactment by referendum of term limits for Knox County Board of Education members. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Hammond and Shouse voted aye. The substitute motion carried 7-3-0-1. Commissioners Smith, Wright and Brown voted no. Commissioner Anders was absent from the meeting.

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IN RE: ORDINANCES ON FIRST READING:

No Ordinances received on first reading.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING CHAPTER 2, ARTICLE X, DIVISION 2 OF THE KNOX COUNTY CODE BY ADDING A NEW SECTION 2-774, PREVIOUSLY RESERVED, TO ESTABLISH HIRING PREFERENCE FOR MILITARY VETERANS IN THE KNOX COUNTY PERSONNEL PLAN (ORD. NO. O-02-7-101, ADOPTED 8-26-02): O-13-3-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Chapter 2, Article X, Division 2 of the Knox County Code by adding a new Section 2-774, previously reserved, to establish hiring preference for military veterans in the Knox County Personnel Plan (Ord. No. O-02-7-101, adopted 8-26-02) was before the Board of Commissioners on second reading.

Commissioner Brown moved to approve O-13-3-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Chapter 2, Article X, Division 2 of the Knox County Code by adding a new Section 2-774, previously reserved, to establish hiring preference for military veterans in the Knox County Personnel Plan (Ord. No. O-02-7-101, adopted 8-26-02) on second reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO AMEND KNOX COUNTY CODE, CHAPTER 26, ARTICLE VI ENTITLED "STORMWATER MANAGEMENT" IN ORDER TO AUTHORIZE THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS TO ESTABLISH REASONABLE FEES IN SECTION 26-153 (ORD. O-07-12-101, ADOPTED 1-28-08): O-13-3-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee to amend Knox County Code, Chapter 26, Article VI entitled "Stormwater Management" in order to authorize the Director of Engineering and Public Works to establish reasonable fees in Section 26-153

(Ord. O-07-12-101, adopted 1-28-08) was before the Board of Commissioners.

Commissioner Ownby moved to approve O-13-3-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee to amend Knox County Code, Chapter 26, Article VI entitled "Stormwater Management" in order to authorize the Director of Engineering and Public Works to establish reasonable fees in Section 26-153 (Ord. O-07-12-101, adopted 1-28-08) on second reading with the following amendment: Section 1. Knox County Code, Chapter 26, Article VI, Division 1, Section 26-153 entitled "Authority of the Director", shall be amended by adding a new appropriately designated subsection to read as follows:

The director shall have authority to establish reasonable fees for permits issued and services provided by the County Department of Engineering and Public Works under the Knox County Stormwater Management Ordinance. The fee for construction general permits shall be at least eighty percent (80%) of the amount charged by the Tennessee Department of Environment and Conservation for construction general permits on May 15, 2013. The director may increase the fee for a construction general permit from time to time. Any increase in the construction general permit fee charged by the director shall be effective thirty (30) days after notice of the increase is served on the County Commission. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: PUBLIC FORUM:

No one was present to speak.

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IN RE: ROLL CALL: ZONING REQUESTS: (5:00 P.M.)

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

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IN RE: Request of David C. Campbell for rezoning from A (Agricultural) to PR (Planned Residential) 2-E-13-RZ was before the Board of Commissioners. Property located south side Shackelford Lane, east of Graves Road. Commission District 8.

Mr. David Campbell, applicant, was present and spoke on behalf of the request.

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

Mr. Robbie Franklin, area resident was present and spoke on the matter.

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

Mr. Paul Schmierbach, area resident was present and spoke on the matter.

Mr. Daniel Sanders, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Wright moved to approve PR (Planned Residential) at one dwelling unit per acre on 2-E-13- RZ - Request of David C. Campbell for rezoning from A (Agricultural) to PR (Planned Residential). Property located south side Shackelford Lane, east of Graves Road. Commission District 8. Commissioner Hammond seconded the motion.

Commissioner Broyles moved as a substitute motion to defer to the June Board of Commissioners meeting 2-E-13-RZ - Request of David C. Campbell for rezoning from A (Agricultural) to PR (Planned Residential). Property located south side Shackelford Lane, east of Graves Road. Commission District 8. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Wright, Brown, Hammond and Shouse voted aye. The substitute motion carried 8-2-0-1. Commissioners Briggs and Smith voted no. Commissioner Anders was absent from the meeting.

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IN RE: Request of Todd Howarth for rezoning from RA (Low Density Residential) to OA (Office Park) RZ-13-4-101 was before the Board of Commissioners. Property located northeast side of S. Peters Road, northwest of Sony Lane. Commission District 3.

Mr. Danny Kirby, representing Mr. Todd Howarth, was present and spoke on behalf of the request.

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

Commissioner Smith moved to approve RZ-13-4-101 – Request of Todd Howarth for rezoning from RA (Low Density Residential) to OA (Office Park) as per Metropolitan Planning Commission’s recommendation: Recommend the Knox County Commission approve OA (Office Park). Commissioner Ownby seconded the motion and upon roll call vote

Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting. Property located northeast side of S. Peters Road, northwest of Sony Lane. Commission District 3. MPC File Number 3-B-13-RZ

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IN RE: Request of Knox County Commission for Northeast County Sector Plan Amendment from AG/RR (Agricultural/Rural Residential) and NC (Neighborhood Commercial) to RC (Rural Commercial) RZ-13-4-102 was before the Board of Commissioners. Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8.

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

Commissioner Wright moved to approve RZ-13-4-102 - Request of Knox County Commission for Northeast County Sector Plan Amendment from AG/RR (Agricultural/Rural Residential) and NC (Neighborhood Commercial) to RC (Rural Commercial) as per Metropolitan Planning Commission's Recommendation: Adopted Resolution #12-B-12-SP amending the Northeast County Sector Plan to RC (Rural Commercial) for a portion of the site and recommend the Knox County Commission also approve the Sector Plan amendment to make it operative. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting. Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8. MPC File Number #12-B-12-SP.

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IN RE: Request of Jack Walker for rezoning from RB (General Residential) to CR (Rural Commercial) 9-A-12-RZ was before the Board of Commissioners. Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8.

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

Commissioner Wright moved to defer to the May Board of Commissioners meeting 9-A-12-RZ - Request of Jack Walker for rezoning from RB (General Residential) to CR (Rural Commercial). Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8. Commissioner Smith seconded the motion and upon roll call vote

Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE 2 AND ARTICLE 3 OF THE KNOX COUNTY ZONING ORDINANCE (APPENDIX A OF THE KNOX COUNTY CODE) TO REGULATE ELECTRONIC MESSAGE CENTER SIGNS IN ALL ZONE DISTRICTS (ORD. NO. O-90-9-130, ADOPTED 9-10-90, AS AMENDED): O-13-4-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 2 and Article 3 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) to regulate electronic message center signs in all zone districts (Ord. No. O-90-9-130, adopted 9-10-90, as amended) was before the Board of Commissioners on first reading.

Mr. Daniel Sanders, Knox County Deputy Law Director, was present and spoke on the matter.

Ms. Joyce Feld, Scenic Knoxville, was present and spoke on the matter.

Ms. Margot Kline, President, West Knoxville Homeowners Association, was present and spoke on the matter.

Mr. Jim Rankin, concerned citizen, was present and spoke on the matter.

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

Commissioner Briggs moved to approve O-13-4-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 2 and Article 3 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) to regulate electronic message center signs in all zone districts (Ord. No. O-90-9-130, adopted 9-10-90, as amended) on first reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: ADJOURNMENT:

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

TONY NORMAN, CHAIRMAN