

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, March 28, 2011 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, 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, Senior Director for Knox County Finance, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Hammond, Chairman, presided.

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

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***IN RE: ROLL CALL – (1:45 P.M.):***

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll.

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***IN RE: AMENDMENTS TO THE AGENDA:***

1. Commissioner Hammond amended the agenda to hear Item B – Honorary Resolutions before Item A – Public Forum.

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***IN RE: HONORARY RESOLUTIONS***

***IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW) AND IBEW LOCAL 760 PRESIDENT, LONNIE RICHARD HUNLEY – R-11-3-101:***

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the International Brotherhood of Electrical Workers (IBEW) and IBEW Local 760 President, Lonnie Richard Hunley was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-101 - Resolution of the Commission of Knox County, Tennessee, honoring the International Brotherhood of Electrical Workers (IBEW) and IBEW Local 760 President, Lonnie Richard Hunley. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and

Hammond voted aye. Commissioner Shouse was absent from the vote. The motion carried 10-0-0-1.

Mr. Hunley was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING HUGH B. JENKINS – R-11-3-102:**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Hugh B. Jenkins was before the Board of Commissioners.

Commissioner Ownby moved to approve Resolution R-11-3-102 - Resolution of the Commission of Knox County, Tennessee, honoring Hugh B. Jenkins. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioner Shouse was absent from the vote. The motion carried 10-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FORMER CITY OF KNOXVILLE CHIEF OF POLICE STERLING P. OWEN, IV FOR HIS HONORABLE SERVICE TO THE CITIZENS OF KNOX COUNTY – R-11-3-103:**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring former City of Knoxville Chief of Police Sterling P. Owen, IV for his honorable service to the citizens of Knox County was before the Board of Commissioners.

Commissioner Brown moved to approve Resolution R-11-3-103 - Resolution of the Commission of Knox County, Tennessee, honoring former City of Knoxville Chief of Police Sterling P. Owen, IV for his honorable service to the citizens of Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioner Shouse was absent from the vote. The motion carried 10-0-0-1.

The resolution was presented to Mr. Owen later at the day's meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING THE MONTH OF MARCH AS WOMEN’S HISTORY MONTH – R-11-3-104:**

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing the month of March as Women’s History Month was before the Board of Commissioners.

Commissioner Broyles moved to approve Resolution R-11-3-104 - Resolution of the Commission of Knox County, Tennessee, recognizing the month of March as Women’s History Month.

Commissioner McKenzie 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.

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, read the resolution into the record.

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**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

2. At this time, there was discussion regarding the following item which was approved earlier at the day’s meeting: Resolution R-11-3-103 – Resolution of the Commission of Knox County, Tennessee, honoring former City of Knoxville Chief of Police Sterling P. Owen, IV for his honorable service to the citizens of Knox County.

Mr. Owen was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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**IN RE: PUBLIC FORUM:**

1. Mr. Howard Hogan, Knox County Clerk and Master, was present and spoke concerning Resolution R-11-3-905.

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2. Mr. John King, Attorney, was present and spoke concerning Resolution R-11-3-905.

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**IN RE: ROLL CALL – (2:05 P.M.):**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll.

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**IN RE: DEVOTIONAL:**

Commissioner Anders gave the devotional.

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**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:**

Commissioner Broyles led the Pledge of Allegiance to the Flag.

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

Consideration of approval of minutes from the previous meeting held on January 24, 2011 (Regular Session) and February 28, 2011 (Regular Session) was before the Board of Commissioners.

Commissioner Anders moved to approve the minutes from the previous meeting held on January 24, 2011 (Regular Session) and February 28, 2011 (Regular Session). Commissioner Smith 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 – (CONTINUED):**

3. Commissioner Hammond amended the agenda to withdraw the following items: Discussion regarding the Solway Greenwaste Facility Contract; Discussion regarding the Knox County Pension Plan; and Presentation by TVA Representative to discuss their Switchyard Plans at Midway.

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4. Commissioner Hammond amended the agenda to add the following item: Resolution R-11-3-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knox County State Legislative Delegation inform the Knox County Commission of any proposed legislation that may affect the Legislative and/or executive duties, responsibilities and authority of the Knox County Commission and/or the Knox County Mayor in a timely manner.

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5. Commissioner Hammond amended the agenda to defer the following item to the April 2011 Board of Commissioners meeting: Resolution R-11-3-113 - Consideration of a resolution of the Commission of Knox County, Tennessee, appointing a member to the Knox County Personnel Board.

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6. Commissioner Hammond amended the agenda to add the following item: Discussion regarding Legislative bills regarding the alcohol content in high energy drinks.

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7. Commissioner Hammond amended the agenda to defer the following item to the April 2011 Board of Commissioners meeting: Discussion regarding the purpose, scope of authority and oversight of the Public Building Authority.

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8. Commissioner Hammond amended the agenda to add the following item: Resolution R-11-3-803 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Commission direct the Knox County Internal Auditor to orchestrate an audit of the fiscal aspects of the Knox County Drug Court.

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9. Commissioner Anders moved to amend the agenda to add the following items: Resolution R-11-3-905 - 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 of said offices from the General Fund beginning fiscal year 2012-2013; and Discussion regarding the Hilltop and Ridgetop Protection Plan. Commissioner McKenzie 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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10. Commissioner Anders moved to amend the agenda to defer the following item to the April 2011 Board of Commissioners meeting: Resolution R-11-3-903 - 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. Commissioner McKenzie 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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11. Commissioner Anders moved to amend the agenda to withdraw the following item: Resolution R-11-3-110 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the bylaws of the Three Ridges Golf Board to increase the membership to sixteen (16) voting members and approving the reappointment of John Whitehead as the 16<sup>th</sup> voting member on the Board. Commissioner McKenzie 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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12. Commissioner Hammond amended the agenda to hear the following item at this time: Consideration of the acceptance of new county roads.

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**IN RE: ACCEPTANCE OF NEW KNOX COUNTY ROADS:**

Consideration of acceptance of the following new Knox County roads was before the Board of Commissioners:

- A. Cantrell Boulevard, Cantrell Heights Subdivision, District 7.
- B. Christine Lynnae Street, Cantrell Heights Subdivision, District 7.
- C. Frederick John Street, Cantrell Heights Subdivision, District 7.
- D. Earl Bryan Lane, Cantrell Heights Subdivision, District 7.
- E. Ivan Scott Drive, Cantrell Heights Subdivision, District 7.

Commissioner Smith moved to approve the above acceptance of new county roads. Commissioner McKenzie 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: DRIVES AND ROADS – (TO BE CLOSED):**

No request received.

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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 all request for Line Item Transfers. Commissioner McKenzie 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: CONSENT CALENDAR:**

**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-11-3-112:**

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.

This item was removed from the Consent Calendar and heard later at the day’s meeting. (See Page \_\_\_\_\_)

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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 #640 IN THE APPROXIMATE AMOUNT OF \$117,800.00 TO STRATEGIC EQUIPMENT AND SUPPLY FOR THE PURCHASE OF SERVING LINE EQUIPMENT IN BOTH TRADITIONAL AND KIOSK STYLES FOR SCHOOL CAFETERIAS – R-11-3-201:**

Consideration of a resolution of the Commission of Knox County, Tennessee, to approve the awarding of invitation for bid #640 in the approximate amount of \$117,800.00 to Strategic Equipment and Supply for the purchase of serving line equipment in both traditional and kiosk styles for school cafeterias was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-201 - Resolution of the Commission of Knox County, Tennessee, to approve the awarding of invitation for bid #640 in the approximate amount of \$117,800.00 to Strategic Equipment and Supply for the purchase of serving line equipment in both traditional and kiosk styles for school cafeterias. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS FOR THE COMMODITY PROCESSING OF CHEESE AND DRY MILK BETWEEN KNOX COUNTY AND LAND O’ LAKES FOR \$77,500.00; JTM PROVISIONS COMPANY FOR \$77,500.00; SCHWAN’S FOR \$31,248.00; INTEGRATED FOOD SERVICE FOR \$31,248.00; CONAGRA FOODS FOR \$31,248.00; HIGH LINER FOODS**

**FOR \$31,248.00; TABATCHNICK FINE FOODS FOR \$31,248.00; AND ES FOODS FOR \$31,248.00 – R-11-3-202:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts for the commodity processing of cheese and dry milk between Knox County and Land O' Lakes for \$77,500.00; JTM Provisions Company for \$77,500.00; Schwan's for \$31,248.00; Integrated Food Service for \$31,248.00; ConAgra Foods for \$31,248.00; High Liner Foods for \$31,248.00; Tabatchnick Fine Foods for \$31,248.00; and ES Foods for \$31,248.00 was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-202 - Resolution of the Commission of Knox County, Tennessee, approving contracts for the commodity processing of cheese and dry milk between Knox County and Land O' Lakes for \$77,500.00; JTM Provisions Company for \$77,500.00; Schwan's for \$31,248.00; Integrated Food Service for \$31,248.00; ConAgra Foods for \$31,248.00; High Liner Foods for \$31,248.00; Tabatchnick Fine Foods for \$31,248.00; and ES Foods for \$31,248.00. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING (1) CONTRACTS FOR THE COMMODITY PROCESSING OF PORK WITH CULINARY STANDARDS FOR \$21,811.00; BROOKWOOD FARMS, INC. FOR \$21.811.00; AND JTM PROVISIONS COMPANY FOR \$21,811.00 AND (2) CONTRACTS FOR THE COMMODITY PROCESSING OF BEEF WITH INTEGRATED FOOD SERVICE FOR \$30,975.00; ADVANCE PIERRE FOODS FOR \$30,975.00; TYSON PREPARED FOODS FOR \$30,975.00; DON LEE FARMS FOR \$30,975.00; AND CULINARY STANDARDS FOR \$30,975.00 – R-11-3-203:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving (1) contracts for the commodity processing of Pork with culinary standards for \$21,811.00; Brookwood Farms, Inc. for \$21.811.00; and JTM Provisions Company for \$21,811.00 and (2) contracts for the commodity processing of beef with Integrated Food Service for \$30,975.00; Advance Pierre Foods for \$30,975.00; Tyson Prepared Foods



for \$30,975.00; Don Lee Farms for \$30,975.00; and Culinary Standards for \$30,975.00 was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-203 - Resolution of the Commission of Knox County, Tennessee, approving (1) contracts for the commodity processing of Pork with culinary standards for \$21,811.00; Brookwood Farms, Inc. for \$21,811.00; and JTM Provisions Company for \$21,811.00 and (2) contracts for the commodity processing of beef with Integrated Food Service for \$30,975.00; Advance Pierre Foods for \$30,975.00; Tyson Prepared Foods for \$30,975.00; Don Lee Farms for \$30,975.00; and Culinary Standards for \$30,975.00. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$542,500.00 PLUS REIMBURSABLE EXPENSES WITH COPE ASSOCIATES, INC. FOR THE DESIGN OF THE NEW SOUTHWEST ELEMENTARY SCHOOL R-11-3-204:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$542,500.00 plus reimbursable expenses with Cope Associates, Inc. for the design of the New Southwest Elementary School was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-204 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$542,500.00 plus reimbursable expenses with Cope Associates, Inc. for the design of the New Southwest Elementary School. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING ADDENDUM NUMBER TWO TO THE LEASE AND OPERATING AGREEMENT BETWEEN THE METROPOLITAN KNOXVILLE AIRPORT AUTHORITY AND THE KNOX COUNTY SHERIFF'S OFFICE TO LEASE AND OBTAIN CERTAIN PREMISES,**

**FACILITIES, RIGHTS AND PRIVILEGES AT THE KNOXVILLE DOWNTOWN ISLAND AIRPORT IN ORDER TO EXTEND THE TERM OF THE LEASE THROUGH JUNE 30, 2016 AND TO INCREASE THE MONTHLY RENT BEGINNING JULY 1, 2011 FROM \$3,500.00 TO \$4,000.00 – R-11-3-301:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Addendum Number Two to the Lease and Operating Agreement between the Metropolitan Knoxville Airport Authority and the Knox County Sheriff's Office to lease and obtain certain premises, facilities, rights and privileges at the Knoxville Downtown Island Airport in order to extend the term of the lease through June 30, 2016 and to increase the monthly rent beginning July 1, 2011 from \$3,500.00 to \$4,000.00 was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-301 - Resolution of the Commission of Knox County, Tennessee, approving Addendum Number Two to the Lease and Operating Agreement between the Metropolitan Knoxville Airport Authority and the Knox County Sheriff's Office to lease and obtain certain premises, facilities, rights and privileges at the Knoxville Downtown Island Airport in order to extend the term of the lease through June 30, 2016 and to increase the monthly rent beginning July 1, 2011 from \$3,500.00 to \$4,000.00. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) IN THE AMOUNT OF \$106,300.00 WITH KNOX COUNTY'S PORTION BEING \$2,150.00 FOR THE DESIGN AND CONSTRUCTION OF SAFETY IMPROVEMENTS ON STRAWBERRY PLAINS PIKE FROM GRINNELL CIRCLE TO ASHEVILLE HIGHWAY – R-11-3-401:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Tennessee Department of Transportation (TDOT) in the amount of \$106,300.00 with Knox County's portion being \$2,150.00 for the design and construction of safety improvements on Strawberry Plains Pike from Grinnell Circle to Asheville Highway was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution

R-11-3-401 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Tennessee Department of Transportation (TDOT) in the amount of \$106,300.00 with Knox County's portion being \$2,150.00 for the design and construction of safety improvements on Strawberry Plains Pike from Grinnell Circle to Asheville Highway. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$335,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR IMMUNIZATION SERVICES – R-11-3-601:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$335,000.00 with the Tennessee Department of Health for Immunization Services was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-601 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$335,000.00 with the Tennessee Department of Health for Immunization Services. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$196,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR GRANT IN AID FUNDING – R-11-3-602:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$196,000.00 with the Tennessee Department of Health for grant in aid funding was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-602 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$196,000.00 with the Tennessee Department of Health for grant in aid funding. 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: 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 PROVISION OF EMERGENCY DENTAL SERVICES FOR UNINSURED ADULTS IN ORDER TO DECREASE THE MAXIMUM LIABILITY OF THE STATE FROM \$216,000.00 TO \$199,410.00 AND REDUCES THE ESTIMATED NUMBER OF UNINSURED ADULTS RECEIVING EMERGENCY DENTAL SERVICES FROM 7,200 TO 6,647 – R-11-3-603:**

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 provision of emergency dental services for uninsured adults in order to decrease the maximum liability of the state from \$216,000.00 to \$199,410.00 and reduces the estimated number of uninsured adults receiving emergency dental services from 7,200 to 6,647 was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-603 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to a grant agreement with the Tennessee Department of Health for the provision of emergency dental services for uninsured adults in order to decrease the maximum liability of the state from \$216,000.00 to \$199,410.00 and reduces the estimated number of uninsured adults receiving emergency dental services from 7,200 to 6,647.

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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT FOR THE CONVEYANCE OF A PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY KNOWN AS CONCORD PARK (CLT MAP 153, PARCEL 063) TO THE FIRST UTILITY DISTRICT IN ORDER TO CONSTRUCT A PORTION OF NEW SEWER LINE IN**

**CONCORD PARK TO AVOID DISRUPTION TO THE CONCORD DOG PARK CURRENTLY UNDER CONSTRUCTION – R-11-3-701:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement for the conveyance of a permanent utility easement and temporary construction easement on property known as Concord Park (CLT Map 153, parcel 063) to the First Utility District in order to construct a portion of new sewer line in Concord Park to avoid disruption to the Concord Dog Park currently under construction was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-701 - Resolution of the Commission of Knox County, Tennessee, approving an agreement for the conveyance of a permanent utility easement and temporary construction easement on property known as Concord Park (CLT Map 153, parcel 063) to the First Utility District in order to construct a portion of new sewer line in Concord Park to avoid disruption to the Concord Dog Park currently under construction. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A TEMPORARY EASEMENT/ENTRY AGREEMENT FOR THE INSTALLATION OF A TENNESSEE CIVIL WAR TRAILS HISTORICAL MARKER TO COMMEMORATE ADMIRAL FARRAGUT AT ADMIRAL FARRAGUT PARK WITH LOCAL MATCH REQUIREMENT OF \$1,100.00 TO BE SPLIT EQUALLY BETWEEN KNOX COUNTY AND THE TOWN OF FARRAGUT FOLKLIFE MUSEUM AND ANNUAL MAINTENANCE FEES OF \$200.00 TO BE PAID BY HOLA HORA LATINA – R-11-3-702:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a temporary easement/entry agreement for the installation of a Tennessee Civil War Trails Historical Marker to commemorate Admiral Farragut at Admiral Farragut Park with local match requirement of \$1,100.00 to be split equally between Knox County and the Town of Farragut Folklife Museum and annual maintenance fees of \$200.00 to be paid by Hola Hora Latina was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-702 - Resolution of the Commission of Knox County, Tennessee, approving a temporary easement/entry agreement for the installation of a

Tennessee Civil War Trails Historical Marker to commemorate Admiral Farragut at Admiral Farragut Park with local match requirement of \$1,100.00 to be split equally between Knox County and the Town of Farragut Folklife Museum and annual maintenance fees of \$200.00 to be paid by Hola Hora Latina. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE BUDGETED REVENUES BETWEEN THE GENERAL FUND, THE LIBRARY FUND AND THE SOLID WASTE FUND IN ORDER TO MAINTAIN THE SEPARATE SPECIAL REVENUE FUND STATUS OF THE LIBRARY AND SOLID WASTE FUNDS UNDER THE GUIDELINES OF THE GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT (GASBS) #54 (THESE AMENDMENTS DO NOT AUTHORIZE ANY ADDITIONAL SPENDING BETWEEN OR AMONG ANY OF THE SAID FUNDS) – R-11-3-801:**

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the budgeted revenues between the General Fund, the Library Fund and the Solid Waste Fund in order to maintain the separate Special Revenue Fund status of the Library and Solid Waste Funds under the guidelines of the Governmental Accounting Standards Board Statement (GASBS) #54 (these amendments do not authorize any additional spending between or among any of the said funds) was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-801 - Resolution of the Commission of Knox County, Tennessee, amending the budgeted revenues between the General Fund, the Library Fund and the Solid Waste Fund in order to maintain the separate Special Revenue Fund status of the Library and Solid Waste Funds under the guidelines of the Governmental Accounting Standards Board Statement (GASBS) #54 (these amendments do not authorize any additional spending between or among any of the said funds). 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXTENDING THE BILLBOARD MORATORIUM FOR AN ADDITIONAL SIX (6) MONTHS, EXPIRING SEPTEMBER 30, 2011 – R-11-3-802:**

Consideration of a resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring September 30, 2011 was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-802 - Resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring September 30, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$16,000.00 WITH THE TENNESSEE EMERGENCY MANAGEMENT AGENCY (TEMA) TO PURCHASE EQUIPMENT TO ENHANCE THE CAPABILITIES OF THE EMERGENCY OPERATIONS CENTER DURING A DEPARTMENT OF ENERGY EVENT – R-11-3-901:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$16,000.00 with the Tennessee Emergency Management Agency (TEMA) to purchase equipment to enhance the capabilities of the Emergency Operations Center during a Department of Energy event was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-901 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$16,000.00 with the Tennessee Emergency Management Agency (TEMA) to purchase equipment to enhance the capabilities of the Emergency Operations Center during a Department of Energy event. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$23,755.36 FOR THE PURPOSE OF REIMBURSING FORMER KNOX COUNTY COMMISSIONER PAUL PINKSTON FOR REASONABLE ATTORNEY'S FEES INCURRED WHILE SUCCESSFULLY DEFENDING AN OUSTER LAWSUIT, AS PROVIDED BY TENNESSEE LAW – R-11-3-902:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$23,755.36 for the purpose of reimbursing former Knox County Commissioner Paul Pinkston for reasonable attorney's fees incurred while successfully defending an ouster lawsuit, as provided by Tennessee Law was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-11-3-902 - Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$23,755.36 for the purpose of reimbursing former Knox County Commissioner Paul Pinkston for reasonable attorney's fees incurred while successfully defending an ouster lawsuit, as provided by Tennessee Law. 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: ACCEPTANCE OF NEW KNOX COUNTY ROADS:**

This item was heard earlier at the day's meeting. (See Page \_\_\_\_\_)

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**IN RE: RESOLUTIONS**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE BYLAWS OF THE THREE RIDGES GOLF BOARD TO INCREASE THE MEMBERSHIP TO SIXTEEN (16) VOTING MEMBERS AND APPROVING THE REAPPOINTMENT OF JOHN WHITEHEAD AS THE 16<sup>TH</sup> VOTING MEMBER ON THE BOARD – R-11-3-110:**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CREATING A COMMITTEE TO ASSIST IN THE COUNTY COMMISSION REDISTRICTING PROCESS – R-11-3-111:**

Consideration of a resolution of the Commission of Knox County, Tennessee, creating a committee to assist in the County Commission redistricting process was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-11-3-111 - Resolution of the Commission of Knox County, Tennessee, creating a committee to assist in the County Commission redistricting process with the following amendment: pending the school board's approval, the committee would be made up of four (4) Commissioners; four (4) school board members; one (1) representative from the Town of Farragut; one (1) representative from the City of Knoxville; and two (2) ex officio members. Commissioner McKenzie 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-11-3-112:**

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.

Mr. Tim Burchett, Knox County Mayor, and Mr. Joe Jarret, Knox County Law Director, were present and spoke on the matter.

Commissioner Anders moved to approve Resolution R-11-3-112 - 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 Brown seconded the motion.

Commissioner Norman moved as a substitute motion to defer to the April 2011 Board of Commissioners meeting Resolution R-11-3-112 -

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

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A MEMBER TO THE KNOX COUNTY PERSONNEL BOARD – R-11-3-113:**

This item was deferred to the April 2011 Board of Commissioners meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE KNOX COUNTY COMMISSION DIRECT THE KNOX COUNTY INTERNAL AUDITOR TO ORCHESTRATE AN AUDIT OF THE FISCAL ASPECTS OF THE KNOX COUNTY DRUG COURT – R-11-3-803:**

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Commission direct the Knox County Internal Auditor to orchestrate an audit of the fiscal aspects of the Knox County Drug Court was before the Board of Commissioners.

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

Commissioner Anders moved to approve Resolution R-11-3-803 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Commission direct the Knox County Internal Auditor to orchestrate an audit of the fiscal aspects of the Knox County Drug Court. 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: 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 – R-11-3-903:**

This item was deferred to the April 2011 Board of Commissioners meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

There was also a brief discussion regarding this item later at the day's meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENTS TO THE KNOX COUNTY COMMISSION RULES, AS RECOMMENDED BY THE RULES COMMITTEE, TO (1) CHANGE THE MEETING TIME TO HEAR BEER MATTERS AT 3:00 P.M.; TO HEAR THE LEGISLATIVE AGENDA AT 4:00 P.M.; AND FOR THE ZONING SESSION TO REMAIN AT 6:00 P.M. AND (2) INCLUDE THE APPROVAL OF NOTARY PUBLIC APPLICATIONS ON THE LEGISLATIVE AGENDA – R-11-3-904:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving amendments to the Knox County Commission Rules, as recommended by the Rules Committee, to (1) change the meeting time to hear beer matters at 3:00 p.m.; to hear the legislative agenda at 4:00 p.m.; and for the zoning session to remain at 6:00 p.m. and (2) include the approval of notary public applications on the legislative agenda was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-11-3-904 - Resolution of the Commission of Knox County, Tennessee, approving amendments to the Knox County Commission Rules, as recommended by the Rules Committee, to (1) change the meeting time to hear beer matters at 3:00 p.m.; to hear the legislative agenda at 4:00 p.m.; and for the zoning session to remain at 6:00 p.m. and (2) include the approval of notary public applications on the legislative agenda with the following amendment: delete sub-section (1) which reads as follows: change the meeting time to hear beer matters at 3:00 p.m. to hear the Legislative agenda at 4:00 p.m.; and for the zoning session to remain at 6:00 p.m. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Norman, Briggs, Anders, Wright, Brown, Hammond and Shouse voted aye. Commissioners McKenzie, Ownby and Smith voted no. The motion carried 8-3-0-0.

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**IN RE: 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 OF SAID OFFICES FROM THE GENERAL FUND BEGINNING FISCAL YEAR 2012-2013 R-11-3-905:**

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 of said offices from the General Fund beginning fiscal year 2012-2013 was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Joe Jarret, Knox County Law Director, Mr. John Duncan, Knox County Trustee, Mr. Foster Arnett, Knox County Clerk, Mr. Tim Burchett, Knox County Mayor, Ms. Sherry Witt, Knox County Register of Deeds, and Mr. John King, Attorney.

Commissioner Hammond moved to approve Resolution R-11-3-905 - 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 of said offices from the General Fund beginning fiscal year 2012-2013. Commissioner McKenzie seconded the motion.

Commissioner Briggs moved as a substitute motion to divide the question on Resolution R-11-3-905 and vote on two (2) separate parts as follows:

Part 1 - Requiring the Knox County Trustee, Knox County Clerk, and 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

Part 2 – Requiring the Knox County Criminal Court Clerk, Knox County Circuit Court Clerk, and Knox County Clerk and Master 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.

Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Smith, Hammond and Shouse voted aye. Commissioners Broyles, Anders, Wright and Brown voted no. Commissioner Norman abstained from voting. The substitute motion carried 6-4-1-0.

Commissioner Broyles moved to defer to the April 2011 Board of Commissioners meeting Resolution R-11-3-905 - Part 1 - Requiring the Knox County Trustee, Knox County Clerk, and 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. Commissioner Norman seconded the motion and upon roll call vote Commissioners Broyles, Norman, Anders, Wright, Brown and Shouse voted aye. Commissioners McKenzie, Ownby, Briggs, Smith and Hammond voted no. The motion carried 6-5-0-0.

Commissioner Anders moved to defer to the April 2011 Board of Commissioners meeting Resolution R-11-3-905 - Part 2 – Requiring the Knox County Criminal Court Clerk, Knox County Circuit Court Clerk, and Knox County Clerk and Master 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. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Briggs and Hammond voted no. The motion carried 9-2-0-0.

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**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

13. At this time there was discussion regarding the following item which had been deferred to the April 2011 Board of Commissioners meeting: Resolution R-11-3-903 - 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.

Mr. Mark Jones, Director of Risk Management for Knox County, and Mr. Joe Jarret, Knox County Law Director, were present and spoke on the matter.

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14. At this time, Mr. Howard Hogan, Knox County Clerk and Master, spoke concerning Resolution R-11-3-905.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE KNOX COUNTY STATE LEGISLATIVE DELEGATION INFORM THE KNOX COUNTY COMMISSION OF ANY PROPOSED LEGISLATION THAT MAY AFFECT THE LEGISLATIVE AND/OR**

**EXECUTIVE DUTIES, RESPONSIBILITIES AND AUTHORITY OF THE KNOX COUNTY COMMISSION AND/OR THE KNOX COUNTY MAYOR IN A TIMELY MANNER – R-11-9-906:**

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knox County State Legislative Delegation inform the Knox County Commission of any proposed legislation that may affect the Legislative and/or executive duties, responsibilities and authority of the Knox County Commission and/or the Knox County Mayor in a timely manner was before the Board of Commissioners.

Mr. Tim Burchett, Knox County Mayor, was present and spoke on the matter.

Commissioner Broyles moved to approve Resolution R-11-9-906 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knox County State Legislative Delegation inform the Knox County Commission of any proposed legislation that may affect the Legislative and/or executive duties, responsibilities and authority of the Knox County Commission and/or the Knox County Mayor in a timely manner. Commissioner Norman 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: NOTARY PUBLIC APPLICATIONS:**

177 Notary Public Applications received.

Commissioner Anders moved to approve the 177 Notary Public Applications. Commissioner McKenzie 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: OTHER BUSINESS**

**IN RE: DISCUSSION REGARDING THE SOLWAY GREENWASTE FACILITY CONTRACT:**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page \_\_\_\_\_)

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

This item was deferred to the April 2011 Board of Commissioners meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: DISCUSSION REGARDING THE KNOX COUNTY PENSION PLAN:**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: PRESENTATION BY TVA REPRESENTATIVE TO DISCUSS THEIR SWITCHYARD PLANS AT MIDWAY:**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page \_\_\_\_\_)

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**IN RE: DISCUSSION REGARDING THE HILLTOP AND RIDGETOP PROTECTION PLAN:**

Discussion regarding the Hillside and Ridgetop Protection Plan was before the Board of Commissioners.

A workshop was scheduled for Wednesday, April 13, 2011.

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**IN RE: DISCUSSION REGARDING LEGISLATIVE BILLS REGARDING THE ALCOHOL CONTENT IN HIGH ENERGY DRINKS:**

Discussion regarding Legislative bills regarding the alcohol content in high energy drinks was before the Board of Commissioners.

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

Commissioner Brown moved for the commission to submit a letter to all sponsoring legislators showing their support of the legislative bills regarding the alcohol content in high energy drinks. 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.

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**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

15. Commissioner Broyles indicated she and Commissioner Ownby will meet on Wednesday, March 30, 2011 at 3:30 p.m. at Fountain City Park to discuss the issues surrounding the Public Building Authority.

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16. Commissioner Broyles indicated she, Commissioners Wright, Briggs and Norman will participate in the “Run for the Schools” on Saturday, April 30, 2011 and encouraged other Commissioners to participate.

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**IN RE: ROLL CALL – (6:00 P.M.)**

Mrs. Angie Nesbitt, 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: ZONING REQUEST**

1. Consideration of the request of PetSafe for street name change from Electric Avenue to Petsafe Way was before the Board of Commissioners. Street located between Cogdill Road and southwest deadend of joint permanent easement. (6<sup>th</sup> Commission District)

Commissioner Anders moved to approve zoning request RZ-11-3-101 - Request of PetSafe for street name change from Electric Avenue to “Petsafe Way”. Commissioner Smith 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. Street located between Cogdill Road and southwest deadend of joint permanent easement. (6<sup>th</sup> Commission District) Request of PetSafe for street name change from Electric Avenue to “Petsafe Way”. Street located between Cogdill Road and southwest deadend of joint permanent easement. (6<sup>th</sup> Commission District) MPC’s file number: 2-A-11-SNC.

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2. Consideration of the request of Rufus H. Smith & Co. for rezoning from RA Low Density Residential and A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located north side of Old Blacks Ferry Lane, east of Blacks Ferry Road. (8<sup>th</sup> Commission District)

Mr. Jim Hill, representing Rufus H. Smith & Co., was present and spoke on the matter.

Commissioner Anders moved to approve zoning request RZ-11-3-102 - Request of Rufus H. Smith & Co. for rezoning from RA Low Density Residential and A Agricultural Zone to PR Planned Residential Zone at a density up to 3 dwelling units per acre as per MPC’s



recommendation. The motion was seconded 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. Property located north side of Old Blacks Ferry Lane, east of Blacks Ferry Road. (8<sup>th</sup> Commission District) MPC's file number: 1-B-11-RZ.

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3. Consideration of the request of Tommy Johnson for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side of Brown Gap Road, southeast of Bakersfield Way. (7<sup>th</sup> Commission District) Commissioner Hammond asked if there was any opposition to the request. There was no response.

Commissioner Smith moved to approve zoning request RZ-11-3-103 - Request of Tommy Johnson for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. 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. Property located southeast side of Brown Gap Road, southeast of Bakersfield Way. (7<sup>th</sup> Commission District) MPC's file number: 2-C-11-RZ.

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4. Consideration of the request of Mark A. Cannon for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side of Burnett Creek Road, east of Island Home Pike. (8<sup>th</sup> Commission District)

No one was present to represent the request.

Commissioner Brown moved to defer to the April 2011 Board of Commissioners meeting the request of Mark A. Cannon for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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. Property located south side of Burnett Creek Road, east of Island Home Pike. (8<sup>th</sup> Commission District) MPC's file number: 2-F-11-RZ.

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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, AMENDING ARTICLE 2, ARTICLE 4 AND ARTICLE 5 OF THE KNOX COUNTY ZONING ORDINANCE REGARDING REGULATIONS FOR PRIVATE SWIMMING POOLS, REGULATIONS IN THE PR PLANNED RESIDENTIAL ZONE DISTRICT AND DEFINITIONS (AMENDING ORDINANCE O-90-9-130, ADOPTED SEPTEMBER 10, 1990, AS AMENDED) – O-11-2-101 – (SECOND READING):**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article 2, Article 4 and Article 5 of the Knox County Zoning Ordinance regarding regulations for private swimming pools, regulations in the PR Planned Residential Zone district and definitions (amending Ordinance O-90-9-130, adopted September 10, 1990, as amended) was before the Board of Commissioners on second reading.

Mr. Roy Braden, Chief Building Official for Knox County Codes, was present and spoke on the matter.

Commissioner Brown moved to approve Ordinance O-11-2-101 Ordinance of the Commission of Knox County, Tennessee, amending Article 2, Article 4 and Article 5 of the Knox County Zoning Ordinance regarding regulations for private swimming pools, regulations in the PR Planned Residential Zone district and definitions (amending Ordinance O-90-9-130, adopted September 10, 1990, as amended) on second reading. Commissioner McKenzie 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: ADJOURNMENT:**

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

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***KNOX COUNTY BOARD OF COMMISSIONERS***

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***MIKE HAMMOND, CHAIRMAN***