

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, March 22, 2010 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Also present were Mr. Richard Walls, Knox County Internal Auditor, Mr. Joe Jarret, Knox County Chief Deputy Law Director, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Mike Ragsdale, Knox County Mayor, 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 Strickland, Chairman, presided.

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

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IN RE: ROLL CALL: (Book 29/Page 218)

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

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IN RE: DEVOTIONAL: (Book 29/Page 218)

Reverend Fredrick Brabson, Senior Pastor at New Covenant Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 29/Page 218)

Commissioner McKenzie led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 29/Pages 219 & 220)

1. Without objection, Commissioner Strickland amended the agenda to hear the following items earlier on the day's agenda: Ordinance O-10-3-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved); and Resolution R-10-3-606 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$970,300.00 with University Pathologists, P.C. for services relating to Post Mortem Services and the operation of the Knox County Medical Examiner's Office. ***(Book 29/Page 219)***

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2. Commissioner Shouse moved to amend the agenda to add the following item: Presentation of a Proclamation to publicly recognize the West High School Wrestling Team for winning the District 2 AAA and Regional 2 AAA Championships and for qualifying for the State 2 AAA

Championship. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. (*Book 29/Page 219 & 220*)

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3. Commissioner Strickland amended the agenda to add the following item: Discussion regarding tax circumstances faced by New Covenant Baptist Church. (*Book 29/Page 220*)

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4. Commissioner Craig Leuthold moved to amend the agenda as follows: (1) Add the following items: Resolution R-10-3-911 - Consideration of a resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590; Resolution R-10-3-112 - Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Tierney Bates to the Knox County Personnel Board; and Ordinance O-10-3-105 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, to amend Chapter 12, Article II of the Knox County Code relative to the Peddlers and Solicitors on first reading; and (2) Defer the following item to the April 2010 Board of Commissioners meeting: Resolution R-10-3-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, endorsing the development of a Public Safety Center in cooperation with the Helen Ross McNabb Center and Knoxville's Community Development Corporation. Commissioner Anders seconded the

motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. (***Book 29/Page 220***)

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IN RE: CONSENT ITEMS: (Book 29/Page 221)

1. Tax Refunds: (***Book 29/Page 221***)

No request received.

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2. Notary Public Applications: (***Book 29/Page 221***)

181 Notary Public Applications received.

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Commissioner Ivan Harmon moved to approve all Consent Items. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):
(Book 29/Page 221)

5. Commissioner Norman moved to amend the agenda to remove the following items from the Consent Calendar: Resolution R-10-3-903 - Consideration of a resolution of the Commission of Knox County, Tennessee, empowering the Knox County Law Director's Office to

exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement; and Resolution R-10-3-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting, pursuant to Resolution R-08-12-908, that a representative of Hillcrest appear before the Commission to answer questions. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. (*Book 29/Page 221 & 222*)

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6. Commissioner Strickland amended the agenda to withdraw the following item: Ordinance O-10-3-105 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, to amend Chapter 12, Article II of the Knox County Code relative to the Peddlers and Solicitors on first reading. (*Book 29/Page 222*)

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IN RE: EDUCATION CONSENT CALENDAR: (*Book 29/Pages 222-224*)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A

**CONTRACT WITH RISO, INC. FOR HIGH SPEED PRINTERS WITH
ASSESSMENT TOOLS FOR KNOX COUNTY SCHOOLS – R-10-3-201:**

(Book 29/Page 222 & 223)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with RISO, Inc. for high speed printers with assessment tools for Knox County Schools was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-201 - Resolution of the Commission of Knox County, Tennessee, approving a contract with RISO, Inc. for high speed printers with assessment tools for Knox County Schools. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT IN THE AMOUNT OF \$417,530.00 WITH DIXIE
ROOFING, INC. FOR ROOF UPGRADES AT POWELL
ELEMENTARY SCHOOL – R-10-3-202: (Book 29/Page 223 & 224)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$417,530.00 with

Dixie Roofing, Inc. for roof upgrades at Powell Elementary School was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-202 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$417,530.00 with Dixie Roofing, Inc. for roof upgrades at Powell Elementary School. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$168,385.00 WITH VOLUNTEER RESTORATION, INC. FOR STADIUM RENOVATIONS AT BEARDEN HIGH SCHOOL – R-10-3-203: (Book 29/Page 224)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$168,385.00 with Volunteer Restoration, Inc. for stadium renovations at Bearden High School was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-203 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$168,385.00 with Volunteer Restoration, Inc. for stadium renovations at Bearden High School. Commissioner Smith seconded the motion and upon roll call vote

Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT CALENDAR: (Book 29/Pages 224-241)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING YVETTE MARTINEZ FOR HER COVERAGE OF THE AFFAIRS OF KNOX COUNTY – R-10-3-102: (Book 29/Page 224 & 225)

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Yvette Martinez for her coverage of the affairs of Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-102 - Resolution of the Commission of Knox County, Tennessee, honoring Yvette Martinez for her coverage of the affairs of Knox County. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING LARRY HUTSELL FOR HIS SERVICE AS THE EMERGENCY

RESPONSE COORDINATOR FOR KNOX COUNTY - R-10-3-103:

(Book 29/Page 225 & 226)

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Larry Hutsell for his service as the Emergency Response Coordinator for Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-103 - Resolution of the Commission of Knox County, Tennessee, honoring Larry Hutsell for his service as the Emergency Response Coordinator for Knox County. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

This resolution was presented to Mr. Hutsell later at the day's meeting. (See Page 241)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
MEMORANDUM OF AGREEMENT WITH THE BUREAU OF
ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES (ATF) FOR
THE REIMBURSEMENT OF OVERTIME SALARY COSTS –
R-10-3-301: (Book 29/Page 226)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a memorandum of agreement with the Bureau

of Alcohol, Tobacco, Firearms and Explosives (ATF) for the reimbursement of overtime salary costs was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-301 - Resolution of the Commission of Knox County, Tennessee, approving a memorandum of agreement with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for the reimbursement of overtime salary costs. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH AUBREY R. BURLESON FOR PROPERTY
LOCATED AT 9208 MIDDLEBROOK PIKE – R-10-3-401: (Book
29/Page 227)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Aubrey R. Burleson for property located at 9208 Middlebrook Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-10-3-401 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Aubrey R. Burleson for property located at 9208 Middlebrook Pike. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH LILLIE MAE CAIN C/O CLIFF HELTON FOR
PROPERTY LOCATED AT 10557 KINGSTON PIKE – R-10-3-402:
(Book 29/Page 227 & 228)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Lillie Mae Cain c/o Cliff Helton for property located at 10557 Kingston Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-402 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Lillie Mae Cain c/o Cliff Helton for property located at 10557 Kingston Pike. Commissioner Saunders seconded

the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH SOUTHLAND GROUP, INC. FOR PROPERTY LOCATED AT 4209 MCCLOUD ROAD – R-10-3-403: (Book 29/Page 228 & 229)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Southland Group, Inc. for property located at 4209 McCloud Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-403 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Southland Group, Inc. for property located at 4209 McCloud Road. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig

Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$70,000.00 WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR TURN LANES ON EBENEZER ROAD AND NORTH WESTLAND DRIVE – R-10-3-404: (Book 29/Page 229 & 230)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$70,000.00 with the Tennessee Department of Transportation (TDOT) for turn lanes on Ebenezer Road and North Westland Drive was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-404 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$70,000.00 with the Tennessee Department of Transportation (TDOT) for turn lanes on Ebenezer Road and North Westland Drive. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$215,000.00 WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR TRAFFIC CONTROL EQUIPMENT UPGRADES AT VARIOUS LOCATIONS IN KNOX COUNTY – R-10-3-405: (Book 29/Page 230 & 231)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$215,000.00 with the Tennessee Department of Transportation (TDOT) for traffic control equipment upgrades at various locations in Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-405 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$215,000.00 with the Tennessee Department of Transportation (TDOT) for traffic control equipment upgrades at various locations in Knox County. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE QUIT CLAIM DEED CONVEYING PROPERTY LOCATED AT 135

WEST BEAVER CREEK DRIVE TO KNOX HOUSING PARTNERSHIP

R-10-3-501: (Book 29/Page 231)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Quit Claim Deed conveying property located at 135 West Beaver Creek Drive to Knox Housing Partnership was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-501 - Resolution of the Commission of Knox County, Tennessee, approving the Quit Claim Deed conveying property located at 135 West Beaver Creek Drive to Knox Housing Partnership. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT IN THE AMOUNT OF \$5,000.00 WITH THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) TO BUILD LOCAL MEDICAL RESERVE CORPS (MRC) UNITS – R-10-3-602: (Book 29/Page 232)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$5,000.00 with the National Association of County and City Health Officials

(NACCHO) to build local Medical Reserve Corps (MRC) units was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-602 - Resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$5,000.00 with the National Association of County and City Health Officials (NACCHO) to build local Medical Reserve Corps (MRC) units. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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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 \$125,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH IN SUPPORT OF PROJECT DIABETES – R-10-3-603: (Book 29/Page 232 & 233)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$125,000.00 with the Tennessee Department of Health in support of Project Diabetes was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-603 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$125,000.00 with the Tennessee Department of Health in support of Project Diabetes. Commissioner Saunders seconded the motion and upon roll call vote

Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
FISCAL YEAR 2010-2011 KNOX COUNTY INDIGENT CARE
PROGRAM AGREEMENT IN THE AMOUNT OF \$5,250,000.00 –
R-10-3-604: (Book 29/Page 233 & 234)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the fiscal year 2010-2011 Knox County Indigent Care Program Agreement in the amount of \$5,250,000.00 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-604 - Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 2010-2011 Knox County Indigent Care Program Agreement in the amount of \$5,250,000.00. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A

**CONTRACT IN THE AMOUNT OF \$1,650,000.00 WITH CHEROKEE
HEALTH SYSTEMS FOR INDIGENT PRIMARY CARE SERVICES
FOR ADULT ENROLLEES IN THE KNOX COUNTY INDIGENT
CARE PROGRAM – R-10-3-605: (Book 29/Page 234 & 235)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$1,650,000.00 with Cherokee Health Systems for Indigent Primary Care Services for adult enrollees in the Knox County Indigent Care Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-605 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$1,650,000.00 with Cherokee Health Systems for Indigent Primary Care Services for adult enrollees in the Knox County Indigent Care Program. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
BYLAWS OF THE THREE RIDGES GOLF BOARD – R-10-3-701:
(Book 29/Page 235)**

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the bylaws of the Three Ridges Golf Board was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-701 - Resolution of the Commission of Knox County, Tennessee, amending the bylaws of the Three Ridges Golf Board. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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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, 2010 – R-10-3-801: (Book 29/Page 235 & 236)

Consideration of a resolution of the Commission of Knox County, Tennessee, extending the billboard moratorium for an additional six (6) months, expiring September 30, 2010 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-801 - Resolution of the Commission of Knox County, Tennessee, extending the billboard moratorium for an additional six (6) months, expiring September 30, 2010. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH SCRIPPS MEDIA, INC./NEWS SENTINEL FOR
NEWSPAPER ADVERTISING FOR ALL KNOX COUNTY
DEPARTMENTS – R-10-3-802: (Book 29/Page 236 & 237)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Scripps Media, Inc./News Sentinel for newspaper advertising for all Knox County Departments was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-802 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Scripps Media, Inc./News Sentinel for newspaper advertising for all Knox County Departments. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH DATA MANAGEMENT INTERNATIONALE FOR
DIGITAL ARCHIVE WRITING TO MICROFILM – R-10-3-902: (Book
29/Page 237)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Data Management Internationale for digital archive writing to microfilm was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-902 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Data Management Internationale for digital archive writing to microfilm. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, EMPOWERING
THE KNOX COUNTY LAW DIRECTOR'S OFFICE TO EXERCISE, ON
THE COUNTY COMMISSION'S BEHALF, SECTION FIFTEEN OF
THE AMENDED AND RESTATED LEASE AGREEMENT BETWEEN
KNOX COUNTY AND HILLCREST HEALTHCARE DATED MARCH
24, 2009, BY PUTTING HILLCREST HEALTHCARE ON NOTICE FOR
MATERIAL BREACH OF THE AGREEMENT FOR CAUSE IN
ACCORDANCE WITH THE REQUIREMENTS OF SAID SECTION OF
THE AGREEMENT – R-10-3-903: (Book 29/Page 237 & 238)

This item was heard later on the day's agenda. (See Pages 257-
259)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING, PURSUANT TO RESOLUTION R-08-12-908, THAT A REPRESENTATIVE OF HILLCREST APPEAR BEFORE THE COMMISSION TO ANSWER QUESTIONS – R-10-3-906: (Book 29/Page 238)

This item was heard later on the day's agenda. (See Page 259 and 260)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE KNOX COUNTY RETIREMENT AND PENSION BOARD FOR SERVICES FOR PAYMENT OF OPERATING EXPENSES – R-10-3-907: (Book 29/Page 238 & 239)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a memorandum of understanding with the Knox County Retirement and Pension Board for services for payment of operating expenses was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-907 - Resolution of the Commission of Knox County, Tennessee, approving a memorandum of understanding with the Knox County Retirement and Pension Board for services for payment of operating expenses. Commissioner Saunders seconded the motion and upon roll call

vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
CHARTER OF THE KNOX COUNTY AUDIT COMMITTEE TO
REQUIRE THAT THE AUDIT COMMITTEE ADHERE TO THE
AUDITING STANDARDS ESTABLISHED BY THE INSTITUTE OF
INTERNAL AUDITORS – R-10-3-908: (Book 29/Page 239 & 240)

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Charter of the Knox County Audit Committee to require that the Audit Committee adhere to the auditing standards established by the Institute of Internal Auditors was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-908 - Resolution of the Commission of Knox County, Tennessee, amending the Charter of the Knox County Audit Committee to require that the Audit Committee adhere to the auditing standards established by the Institute of Internal Auditors. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOMMENDING TO THE COUNTY COMMISSION BY THE KNOX COUNTY AUDIT COMMITTEE THAT AN AUDIT OF THE KNOX COUNTY SOLID WASTE DEPARTMENT BE UNDERTAKEN BY KPMG, KNOX COUNTY'S OUTSIDE AUDITOR – R-10-3-909: (Book 29/Page 240 & 241)

Consideration of a resolution of the Commission of Knox County, Tennessee, recommending to the County Commission by the Knox County Audit Committee that an audit of the Knox County Solid Waste Department be undertaken by KPMG, Knox County's outside auditor was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-10-3-909 - Resolution of the Commission of Knox County, Tennessee, recommending to the County Commission by the Knox County Audit Committee that an audit of the Knox County Solid Waste Department be undertaken by KPMG, Knox County's outside auditor with the following amendment: insert language which indicates a cost estimate will be provided before the contract is approved. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, TO URGE THE
GENERAL ASSEMBLY TO OPPOSE SB2938/HB3590 – R-10-3-911:**

(Book 29/Page 241)

Consideration of a resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590 was before the Board of Commissioners.

Commissioner Strickland removed this item from the Consent Calendar to be heard later on the day's agenda. (See Pages 255-257)

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

(Book 29/Page 241)

7. At this time, there was a presentation of the following resolution which was approved earlier on the day's meeting on Page 225 and 226: Resolution R-10-3-103 - Resolution of the Commission of Knox County, Tennessee, honoring Larry Hutsell for his service as the Emergency Response Coordinator for Knox County. ***(Book 29/Page 241)***

Mr. Mark Jones, Director for the Knox County Health Department, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Mr. Larry Hutsell, along with his wife, was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS

MEETING: (Book 29/Page 242)

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

Commissioner Brown moved to approve the minutes from the previous meeting held on February 22, 2010 (Regular Session).

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS: (Book 29/Pages 242-244)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING SAM BOUNDS, MARTHA DOOLEY, DAVE WATSON, J.V. DEAN AND COMMISSIONERS MICHELE CARRINGER TO THE THREE RIDGES GOLF BOARD – R-10-3-110: (Book 29/Page 242 & 243)

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Sam Bounds, Martha Dooley, Dave Watson, J.V. Dean and Commissioners Michele Carringer to the Three Ridges Golf Board was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-10-3-110 - Resolution of the Commission of Knox County, Tennessee, appointing Sam Bounds, Martha Dooley, Dave Watson, J.V. Dean and Commissioners Michele Carringer to the Three Ridges Golf Board.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING TARA RICHARDSON TO THE COMMUNITY CORRECTIONS ADVISORY BOARD FOR THE COMMUNITY ALTERNATIVES TO PRISON PROGRAM (CAPP) – R-10-3-111: (Book 29/Page 243)

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Tara Richardson to the Community Corrections Advisory Board for the Community alternatives to Prison Program (CAPP) was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-10-3-111 - Resolution of the Commission of Knox County, Tennessee, appointing Tara Richardson to the Community Corrections Advisory Board for the Community alternatives to Prison Program (CAPP). Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING
TIERNEY BATES TO THE KNOX COUNTY PERSONNEL BOARD –
R-10-3-112: (Book 29/Page 244)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Tierney Bates to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-10-3-112 - Resolution of the Commission of Knox County, Tennessee, appointing Tierney Bates to the Knox County Personnel Board.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):
(Book 29/Page 244)**

8. At this time, Commissioner Strickland amended the agenda to present the Proclamation to publicly recognize the West High School Wrestling Team for winning the District 2 AAA and Regional 2 AAA Championships and for qualifying for the State 2 AAA Championship.

(Book 29/Page 244)

Mr. Mike Ragsdale, Knox County Mayor, presented the proclamation to the team.

The West High School Wrestling Team, along with their coach, Mr. Marc Giles, was present to accept the proclamation.

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IN RE: **PUBLIC FORUM:** *(Book 29/Page 245)*

1. Reverend Fredrick Brabson, Senior Pastor at New Covenant Baptist Church, was present and spoke concerning tax circumstances faced by New Covenant Baptist Church. *(Book 29/Page 245)*

Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Mr. Phil Ballard, Knox County Property Assessor, were present and spoke on the matter.

Commissioner Mark Harmon moved to amend the agenda to add the following item to be heard at this time: Resolution R-10-3-912 – Consideration of a resolution of the Commission of Knox County, Tennessee, expressing sympathy for the unusual tax situation faced by New Covenant Baptist Church and expressing hope that all relevant authorities recognize the unusual tax circumstances faced by New Covenant Baptist Church. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: **RESOLUTION:**

IN RE: **CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING**

SYMPATHY FOR THE UNUSUAL TAX SITUATION FACED BY NEW COVENANT BAPTIST CHURCH AND EXPRESSING HOPE THAT ALL RELEVANT AUTHORITIES RECOGNIZE THE UNUSUAL TAX CIRCUMSTANCES FACED BY NEW COVENANT BAPTIST CHURCH
R-10-3-912: (Book 29/Page 245 & 246)

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing sympathy for the unusual tax situation faced by New Covenant Baptist Church and expressing hope that all relevant authorities recognize the unusual tax circumstances faced by New Covenant Baptist Church was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-10-3-912 - Resolution of the Commission of Knox County, Tennessee, expressing sympathy for the unusual tax situation faced by New Covenant Baptist Church and expressing hope that all relevant authorities recognize the unusual tax circumstances faced by New Covenant Baptist Church.

Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: PUBLIC FORUM – (CONTINUED): (Book 29/Page 246 & 247)

2. Dr. Jim McIntyre, Superintendent for Knox County Schools, was present and spoke concerning the Knox County General Purpose School Fund fiscal year 2010-2011 Preliminary Budget. **(Book 29/Page 246)**

Mr. John Troyer, Senior Director for Knox County Finance, and Mr. Bob Thomas, Assistant Superintendent/Administrative Services for Knox County Schools, were present and spoke on the matter.

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3. At this time, Commissioner Wright indicated he was the 1st Place Winner, for his age group, at the “Run Eight (8) for the Boys and Girls Club, held in February 2010. He also indicated the “Run for the Schools” would be held on Saturday, April 10, 2010 at the Knoxville Zoo, Chilhowee Park. (*Book 29/Page 247*)

Dr. Jim McIntyre, Superintendent for Knox County Schools, was present and spoke on the matter.

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IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):
(Book 29/Page 247)

9. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-10-3-606 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$970,300.00 with University Pathologists, P.C. for services relating to Post Mortem Services and the operation of the Knox County Medical Examiner’s Office.

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IN RE: RESOLUTION:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$970,300.00 WITH UNIVERSITY

PATHOLOGISTS, P.C. FOR SERVICES RELATING TO POST
MORTEM SERVICES AND THE OPERATION OF THE KNOX
COUNTY MEDICAL EXAMINER'S OFFICE – R-10-3-606: (Book
29/Page 247 & 248)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$970,300.00 with University Pathologists, P.C. for services relating to Post Mortem Services and the operation of the Knox County Medical Examiner's Office was before the Board of Commissioners.

Dr. Darinka Mileusnic, Knox County Medical Examiner, Dr. Stuart VanMeter, Department of Pathology for University of Tennessee Medical Center, and Mr. Joe Jarret, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Norman moved to approve Resolution R-10-3-606 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$970,300.00 with University Pathologists, P.C. for services relating to Post Mortem Services and the operation of the Knox County Medical Examiner's Office. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING
VIOLET TUDOR – R-10-3-101: (Book 29/Page 248 & 249)

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Violet Tudor was before the Board of Commissioners.

Commissioner Craig Leuthold moved to withdraw from the agenda Resolution R-10-3-101 - Resolution of the Commission of Knox County, Tennessee, honoring Violet Tudor. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ALL
KNOX COUNTY GIRL SCOUTS WHO RECEIVED THEIR GOLD
AWARD – R-10-3-104: (Book 29/Page 249)

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring all Knox County Girl Scouts who received their Gold Award was before the Board of Commissioners.

Commissioner Norman moved to defer to the April 2010 Board of Commissioners meeting Resolution R-10-3-104 - Resolution of the Commission of Knox County, Tennessee, honoring all Knox County Girl Scouts who received their Gold Award. Commissioner Anders seconded the

motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT IN THE AMOUNT OF \$39,700.00 WITH THE
STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR
TOBACCO USE PREVENTION SERVICES – R-10-3-601: (Book
29/Page 250)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$39,700.00 with the State of Tennessee Department of Health for Tobacco Use Prevention Services was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-10-3-601 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$39,700.00 with the State of Tennessee Department of Health for Tobacco Use Prevention Services. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$970,300.00 WITH UNIVERSITY PATHOLOGISTS, P.C. FOR SERVICES RELATING TO POST

MORTEM SERVICES AND THE OPERATION OF THE KNOX COUNTY MEDICAL EXAMINER'S OFFICE – R-10-3-606: (Book 29/Page 250 & 251)

This item was heard earlier on the day's agenda. (See Page 247 and 248)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REORGANIZATION OF THE KNOX COUNTY JUVENILE COURT AND CHILD SUPPORT IV-D PROGRAM BY TRANSFERRING THE PERSONNEL, DUTIES, RESPONSIBILITIES AND FUNDING OF THE COURT OFFICERS OF BOTH OFFICES TO THE KNOX COUNTY SHERIFF'S OFFICE EFFECTIVE JULY 1, 2010 – R-10-3-901: (Book 29/Page 251 & 252)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the reorganization of the Knox County Juvenile Court and Child Support IV-D Program by transferring the personnel, duties, responsibilities and funding of the court officers of both offices to the Knox County Sheriff's Office effective July 1, 2010 was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Tim Irwin, Knox County Juvenile Judge, Mr. John Troyer, Senior Director for Knox County Finance, Mr. J.J. Jones, Knox County Sheriff, Ms. Kim Bennett, Executive Director for Knox County Retirement, and Ms. Allison Rogers, Knox County Sheriff's Department.

Commissioner Ivan Harmon moved to approve Resolution R-10-3-901 - Resolution of the Commission of Knox County, Tennessee, approving the reorganization of the Knox County Juvenile Court and Child Support IV-D Program by transferring the personnel, duties, responsibilities and funding of the court officers of both offices to the Knox County Sheriff's Office effective July 1, 2010. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon voted no. Commissioner Armstrong recused himself from the vote. The motion carried 17-1-1-0.

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IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):
(Book 29/Page 252 & 253)

10. At this time, Commissioner Wright spoke concerning the following item which was approved earlier on the day's agenda: Resolution R-10-3-701 – Resolution of the Commission of Knox County, Tennessee, amending the bylaws of the Three Ridges Golf Board. ***(Book 29/Page 252)***

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11. Commissioner Strickland amended the agenda to hear the following item at this time: Ordinance O-10-3-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) (FIRST READING) (*Book 29/Page 252 & 253*)

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IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, TO ADD A NEW
SECTION TO THE KNOX COUNTY CODE TO REQUIRE THAT
SCHOOL BOARD DISTRICTS CONTAIN VOTING PRECINCTS THAT
ARE REASONABLY COMPACT, CONTIGUOUS, NOT OVERLAPPING
NOR CONTAIN SPLIT VOTING PRECINCTS, EFFECTIVE WITH
THE REDISTRICTING FOLLOWING THE 2010 FEDERAL
DECENNIAL CENSUS (KNOX COUNTY CODE, PART II, CHAPTER
2, ARTICLE I, ESTABLISHING SECTION 2-7, PREVIOUSLY
RESERVED) – O-10-3-101 – (FIRST READING): (Book 29/Page 253-
255)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are

reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) was before the Board of Commissioners on first reading.

Mr. Joe Jarret, Knox County Chief Deputy Law Director, Ms. Indya Kincannon, Chairwoman for the Knox County Board of Education, and Mr. Greg Mackay, Administrator of Elections for the Knox County Election Commission, were present and spoke on the matter.

Commissioner Craig Leuthold moved to approve Ordinance O-10-3-101 - Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) on first reading. Commissioner Anders seconded the motion.

Commissioner Saunders moved as a substitute motion to table Ordinance O-10-3-101 - Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) on first reading. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon,

Broyles, Norman, Saunders, Shouse and Pinkston voted aye.

Commissioners Strickland, Ivan Harmon, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Brown voted no. The substitute motion failed 7-12-0-0.

Upon roll call vote of the original motion to approve Ordinance O-10-3-101 - Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) on first reading, Commissioners Strickland, Ivan Harmon, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners McKenzie, Mark Harmon, Broyles, Norman and Saunders voted no. The motion carried 14-5-0-0.

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

(Book 29/Page 255)

12. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-10-3-911 - Consideration of a resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590. ***(Book 29/Page 255)***

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO URGE THE

GENERAL ASSEMBLY TO OPPOSE SB2938/HB3590 – R-10-3-911:

(Book 29/Page 255 & 256)

Consideration of a resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590 was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-10-3-911 - Resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590. Commissioner Hammond seconded the motion.

This item continued later on the day's agenda. (See below)

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

(Book 29/Page 256)

13. At this time, there was discussion regarding the following item which was approved earlier on the day's agenda: Ordinance O-10-3-101 - Ordinance of the Commission of Knox County, Tennessee, to add a new section to the Knox County Code to require that School Board Districts contain voting precincts that are reasonably compact, contiguous, not overlapping nor contain split voting precincts, effective with the redistricting following the 2010 Federal Decennial Census (Knox County Code, Part II, Chapter 2, Article I, establishing Section 2-7, previously reserved) on first reading. *(Book 29/Page 256)*

Ms. Indya Kincannon, Chairwoman for the Knox County Board of Education, was present and spoke on the matter.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, TO URGE THE
GENERAL ASSEMBLY TO OPPOSE SB2938/HB3590 – R-10-3-911 –
(CONTINUED): (Book 29/Page 256 & 257**

Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Ms. Indya Kincannon, Chairwoman for the Knox County Board of Education, were present and spoke on the matter.

Upon roll call vote of the motion to approve Resolution R-10-3-911 - Resolution of the Commission of Knox County, Tennessee, to urge the General Assembly to oppose SB2938/HB3590, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, EMPOWERING
THE KNOX COUNTY LAW DIRECTOR'S OFFICE TO EXERCISE, ON
THE COUNTY COMMISSION'S BEHALF, SECTION FIFTEEN OF
THE AMENDED AND RESTATED LEASE AGREEMENT BETWEEN
KNOX COUNTY AND HILLCREST HEALTHCARE DATED MARCH
24, 2009, BY PUTTING HILLCREST HEALTHCARE ON NOTICE FOR
MATERIAL BREACH OF THE AGREEMENT FOR CAUSE IN**

**ACCORDANCE WITH THE REQUIREMENTS OF SAID SECTION OF
THE AGREEMENT – R-10-3-903: (Book 29/Page 257-259))**

Consideration of a resolution of the Commission of Knox County, Tennessee, empowering the Knox County Law Director's Office to exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement was before the Board of Commissioners.

Mr. Bill Mason, Chairman for the Hillcrest Board of Directors, Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Mr. Trent Tolbert, Chief Operating Officer at Grace Healthcare, were present and spoke on the matter.

Commissioner Mark Harmon moved to approve Resolution R-10-3-903 - Resolution of the Commission of Knox County, Tennessee, empowering the Knox County Law Director's Office to exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement. Commissioner Craig Leuthold seconded the motion.

Commissioner Norman moved as a substitute motion to defer to the July 2010 Board of Commissioners meeting Resolution R-10-3-903 - Resolution of the Commission of Knox County, Tennessee, empowering the

Knox County Law Director's Office to exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement. Also included in the motion was an amendment to request a representative of Hillcrest to attend Commission meetings on a quarterly basis to report progress, etc. Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, Norman, Saunders, Shouse, Anders, Lambert, Smith, Carringer, Armstrong and Wright voted aye. Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Craig Leuthold, Briggs, Brown and Pinkston voted no. Commissioner Hammond was absent from the meeting. The substitute motion carried 10-8-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ENDORSING THE DEVELOPMENT OF A PUBLIC SAFETY CENTER, IN COOPERATION WITH THE HELEN ROSS MCNABB CENTER AND KNOXVILLE'S COMMUNITY DEVELOPMENT CORPORATION – R-10-3-904: (Book 29/Page 259)

This item was deferred to the April 2010 Board of Commissioners meeting. (See Amendments to the Agenda, Page 220)

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IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED): (Book 29/Page 259)

14. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-10-3-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting, pursuant to Resolution R-08-12-908, that a representative of Hillcrest appear before the Commission to answer questions. (*Book 29/Page 259*)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING, PURSUANT TO RESOLUTION R-08-12-908, THAT A REPRESENTATIVE OF HILLCREST APPEAR BEFORE THE COMMISSION TO ANSWER QUESTIONS – R-10-3-906: (Book 29/Page 259 & 260)

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting, pursuant to Resolution R-08-12-908, that a representative of Hillcrest appear before the Commission to answer questions was before the Board of Commissioners.

Commissioner Craig Leuthold moved to withdraw from the agenda Resolution R-10-3-906 - Resolution of the Commission of Knox County, Tennessee, requesting, pursuant to Resolution R-08-12-908, that a representative of Hillcrest appear before the Commission to answer questions. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon voted no. Commissioner Hammond was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: ROLL CALL – (6:50 P.M.) (Book 29/Page 260)

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Commissioner Hammond was absent from the meeting.

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IN RE: ZONING REQUESTS: (Book 29/Page 260-262)

1. Consideration of the request of Huber Properties, LLC for Southwest County Sector Plan Amendment from LDR Low Density Residential Zone to NC Neighborhood Commercial Zone was before the Board of Commissioners. Property located southeast side South Northshore Drive, northeast of Choto Road. (5th Commission District) ***(Book 29/Page 260 & 261)***

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

Commissioner Briggs moved to approve Resolution RZ-10-3-101 – Approving zoning request 1-C-10-SP – Request of Huber Properties, LLC for Southwest County Sector Plan Amendment from LDR Low Density Residential Zone to NC Neighborhood Commercial Zone as per MPC’s recommendation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Shouse, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners Mark

Harmon and Broyles voted no. Commissioner Craig Leuthold recused himself from the vote. Commissioner Hammond was absent from the meeting. The motion carried 15-2-1-1. Property located southeast side South Northshore Drive, northeast of Choto Road. (5th Commission District)

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2. Consideration of the request of Huber Properties, LLC for rezoning from Agricultural Zone to CN Neighborhood Commercial Zone was before the Board of Commissioners. Property located southeast side South Northshore Drive, northeast of Choto Road. (5th Commission District) (*Book 29/Page 261 & 262*)

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

Commissioner Briggs moved to approve Resolution RZ-10-3-102 – Approving zoning request 1-E-10-RZ - Request of Huber Properties, LLC for rezoning from Agricultural Zone to CN (K) Neighborhood Commercial Zone subject to 4 conditions as per MPC’s recommendation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Shouse, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners Mark Harmon and Broyles voted no. Commissioner Craig Leuthold recused himself from the vote. Commissioner Hammond was absent from the meeting. The motion carried 15-2-1-1. Property located southeast side South Northshore Drive, northeast of Choto Road. (5th Commission District)

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3. Consideration of the request of Metropolitan Planning Commission to adopt the amended East County Sector Plan was before the Board of Commissioners. (*Book 29/Page 262 & 263*)

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

Commissioner Wright moved to defer to the April 2010 Board of Commissioners meeting zoning request 2-A-10-SAP – Request of Metropolitan Planning Commission to adopt the amended East County Sector Plan. Also included in the motion was for a workshop to be held at Carter High School regarding this matter. Commissioner Armstrong seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, INITIATING PROCEDURES TO REMOVE SCOTT MOORE FROM THE KNOX COUNTY BOARD OF ZONING APPEALS IN ACCORDANCE WITH STATE LAW – R-10-3-905: (Book 29/Page 263 & 264)

Consideration of a resolution of the Commission of Knox County, Tennessee, initiating procedures to remove Scott Moore from the

Knox County Board of Zoning Appeals in accordance with State Law was before the Board of Commissioners.

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

Commissioner Mark Harmon moved to approve Resolution R-10-3-905 - Resolution of the Commission of Knox County, Tennessee, initiating procedures to remove Scott Moore from the Knox County Board of Zoning Appeals in accordance with State Law with the hearing scheduled for Wednesday, May 5, 2010. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners Lambert and Smith recused themselves from the vote. Commissioner Hammond was absent from the meeting. The motion carried 16-0-2-1.

This item was reconsidered later at the day's meeting. (See Page 270 and 271)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING, PURSUANT TO RESOLUTION R-08-12-908, THAT A REPRESENTATIVE OF HILLCREST APPEAR BEFORE THE COMMISSION TO ANSWER QUESTIONS – R-10-3-906: (Book 29/Page 264)

This item was heard earlier on the day's agenda. (See Page 259 and 260)

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At this time, Commissioner Strickland stepped down from the Chair and Commissioner Craig Leuthold, Vice-Chairman, presided.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, COMMENDING
THE COMMUNITY GRANTS CITIZEN PANELS FOR THEIR
IMPORTANT WORK AND REMINDING THE PANELS THAT
FUNDING IS ULTIMATELY THE RESPONSIBILITY OF THE KNOX
COUNTY COMMISSION – R-10-3-910: (Book 29/Page 264 & 265)

Consideration of a resolution of the Commission of Knox County, Tennessee, commending the Community Grants Citizen Panels for their important work and reminding the panels that funding is ultimately the responsibility of the Knox County Commission was before the Board of Commissioners.

Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, was present and spoke on the matter.

Commissioner Lambert moved to approve Resolution R-10-3-910 - Resolution of the Commission of Knox County, Tennessee, commending the Community Grants Citizen Panels for their important work and reminding the panels that funding is ultimately the responsibility of the Knox County Commission. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston

voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING: (Book 29/Page 265-270)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO ADD A NEW SECTION TO THE KNOX COUNTY CODE TO REQUIRE THAT SCHOOL BOARD DISTRICTS CONTAIN VOTING PRECINCTS THAT ARE REASONABLY COMPACT, CONTIGUOUS, NOT OVERLAPPING NOR CONTAIN SPLIT VOTING PRECINCTS, EFFECTIVE WITH THE REDISTRICTING FOLLOWING THE 2010 FEDERAL DECENNIAL CENSUS (KNOX COUNTY CODE, PART II, CHAPTER 2, ARTICLE I, ESTABLISHING SECTION 2-7, PREVIOUSLY RESERVED) – O-10-3-101 - (FIRST READING): (Book 29/Page 265 & 266)

This item was heard earlier on the day's agenda. (See Pages 252-255)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTIONS 2-736 AND 2-738 OF THE KNOX COUNTY CODE, CHAPTER 2, ARTICLE IX, PROCUREMENT CODE, TO REQUIRE APPROVAL BY THE COUNTY COMMISSION ON COOPERATIVE PROCUREMENT AGREEMENTS AND ANY AGREEMENT FOR THE

**COOPERATIVE USE OF SUPPLIES OR SERVICES (AMENDING
ORDINANCE O-08-5-101, ADOPTED JUNE 23, 2008) – O-10-3-102 –
(FIRST READING): (Book 29/Page 266 & 267)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-736 and 2-738 of the Knox County Code, Chapter 2, Article IX, Procurement Code, to require approval by the County Commission on Cooperative Procurement Agreements and any agreement for the cooperative use of supplies or services (amending Ordinance O-08-5-101, adopted June 23, 2008) was before the Board of Commissioners on first reading.

Commissioner Norman moved to approve Ordinance O-10-3-102 - Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-736 and 2-738 of the Knox County Code, Chapter 2, Article IX, Procurement Code, to require approval by the County Commission on Cooperative Procurement Agreements and any agreement for the cooperative use of supplies or services (amending Ordinance O-08-5-101, adopted June 23, 2008) on first reading. Commissioner Brown seconded the motion.

Commissioner Saunders moved as a substitute motion to defer to the April 2010 Board of Commissioners meeting Ordinance O-10-3-102 - Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-736 and 2-738 of the Knox County Code, Chapter 2, Article IX, Procurement Code, to require approval by the County Commission on Cooperative Procurement Agreements and any agreement for the cooperative use of supplies or services (amending Ordinance O-08-5-101, adopted June 23, 2008) on first reading. Commissioner Broyles seconded

the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The substitute motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTIONS 2-581 AND 2-691 OF THE KNOX COUNTY CODE, CHAPTER 2, ARTICLE IX, PROCUREMENT CODE, TO REQUIRE APPROVAL BY THE COUNTY COMMISSION ON ALL CONTRACTS EXCEEDING \$50,000.00 AND ALL CHANGES TO EXISTING CONTRACTS (AMENDING ORDINANCE O-08-5-101, ADOPTED JUNE 23, 2008) – O-10-3-103 – (FIRST READING): (Book 29/Page 267 & 268)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-581 and 2-691 of the Knox County Code, Chapter 2, Article IX, Procurement Code, to require approval by the County Commission on all contracts exceeding \$50,000.00 and all changes to existing contracts (amending Ordinance O-08-5-101, adopted June 23, 2008) was before the Board of Commissioners on first reading.

Commissioner Norman moved to defer to the April 2010 Board of Commissioners meeting Ordinance O-10-3-103 - Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-581 and

2-691 of the Knox County Code, Chapter 2, Article IX, Procurement Code, to require approval by the County Commission on all contracts exceeding \$50,000.00 and all changes to existing contracts (amending Ordinance O-08-5-101, adopted June 23, 2008) on first reading. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
SECTIONS 2-279, 2-280 AND 2-281 OF THE KNOX COUNTY CODE,
CHAPTER 2, ARTICLE III, DIVISION 11, DEPARTMENT OF
INTERNAL AUDIT, TO (1) ADOPT THE AUDITING STANDARDS
ESTABLISHED BY THE INSTITUTE OF INTERNAL AUDITORS; (2)
REQUIRE ALL REPORTS OF THE DEPARTMENT OF INTERNAL
AUDIT BE MADE AVAILABLE TO THE AUDIT COMMITTEE; AND
(3) REQUIRE ALL AUDITS, REVIEWS AND LIMITED
EXAMINATIONS BE COORDINATED THROUGH THE AUDIT
COMMITTEE (AMENDING ORDINANCE O-02-8-105, ADOPTED
SEPTEMBER 23, 2002) – O-10-3-104 – (FIRST READING): (Book
29/Page 268 & 269)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-279, 2-280 and 2-281 of the Knox County Code, Chapter 2, Article III, Division 11, Department of Internal

Audit, to (1) Adopt the auditing standards established by the Institute of Internal Auditors; (2) Require all reports of the Department of Internal Audit be made available to the Audit Committee; and (3) Require all audits, reviews and limited examinations be coordinated through the Audit Committee (amending Ordinance O-02-8-105, adopted September 23, 2002) was before the Board of Commissioners on first reading.

Commissioner Norman moved to approve Ordinance O-10-3-104 - Ordinance of the Commission of Knox County, Tennessee, amending Sections 2-279, 2-280 and 2-281 of the Knox County Code, Chapter 2, Article III, Division 11, Department of Internal Audit, to (1) Adopt the auditing standards established by the Institute of Internal Auditors; (2) Require all reports of the Department of Internal Audit be made available to the Audit Committee; and (3) Require all audits, reviews and limited examinations be coordinated through the Audit Committee (amending Ordinance O-02-8-105, adopted September 23, 2002) on first reading. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, TO AMEND
CHAPTER 12, ARTICLE II OF THE KNOX COUNTY CODE

RELATIVE TO THE PEDDLERS AND SOLICITORS – O-10-3-105 –

(FIRST READING): (Book 29/Page 270)

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 222)

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

(Book 29/Page 270)

15. Commissioner Anders moved to amend the agenda to reconsider the following item at this time: Resolution R-10-3-905 - Resolution of the Commission of Knox County, Tennessee, initiating procedures to remove Scott Moore from the Knox County Board of Zoning Appeals in accordance with State Law. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners Lambert and Smith recused themselves from the vote. Commissioner Hammond was absent from the meeting. The motion carried 16-0-2-1. **(Book 29/Page 270)**

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, INITIATING PROCEDURES TO REMOVE SCOTT MOORE FROM THE KNOX COUNTY BOARD OF ZONING APPEALS IN ACCORDANCE WITH STATE LAW – R-10-3-905: (Book 29/Page 271)

Resolution of the Commission of Knox County, Tennessee, initiating procedures to remove Scott Moore from the Knox County Board of

Zoning Appeals in accordance with State Law was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-10-3-905 - Resolution of the Commission of Knox County, Tennessee, initiating procedures to remove Scott Moore from the Knox County Board of Zoning Appeals in accordance with State Law with the hearing scheduled for Tuesday, April 20, 2010. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners Lambert and Smith recused themselves from the vote. Commissioner Hammond was absent from the meeting. The motion carried 16-0-2-1.

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IN RE: OTHER BUSINESS: (Book 29/Page 272)

IN RE: DISCUSSION REGARDING STORMWATER ISSUES:

Discussion regarding stormwater issues was before the Board of Commissioners. (Book 29/Page 272)

No action was taken.

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IN RE: DISCUSSION REGARDING THE “DO 10 IN 10 CHALLENGE”: (Book 29/Page 272)

Discussion regarding the “Do 10 in 10 Challenge” was before the Board of Commissioners.

The discussion regarding the “Do 10 in 10 Challenge” was deferred to the April 2010 Board of Commissioners meeting.

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IN RE: ADJOURNMENT: (Book 29/Page 272)

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

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KNOX COUNTY BOARD OF COMMISSIONERS

CRAIG LEUTHOLD, VICE-CHAIRMAN

THOMAS STRICKLAND, CHAIRMAN