

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, September 26, 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, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Commissioner Norman was absent from the meeting. Also present were Mr. Joe Jarret, Knox County Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Dean Rice, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Tim Burchett, 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 Hammond, Chairman, presided.

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

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IN RE: PUBLIC FORUM:

1. Mr. Larry Clark, former Knox County Commissioner, was present and spoke concerning the proposed new Carter Elementary School; and the request for a new New Hopewell Elementary School.

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IN RE: ROLL CALL – (2:00 P.M.):

Mrs. Sandra Sexton, Minutes Clerk Librarian to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Commissioner Smith gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Briggs 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 August 22, 2011 (Regular Session) was before the Board of Commissioners.

Commissioner Anders moved to approve the minutes from the previous meeting held on August 22, 2011 (Regular Session). Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Hammond amended the agenda to withdraw the following item from the Consent Calendar: Resolution R-11-9-804 - Consideration of a resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring March 31, 2012.

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2. Commissioner Hammond amended the agenda to add the following item: Resolution R-11-9-604 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$1,663,300.00 (no local match required) with the Tennessee Department of Health for the Women, Infants and Children (WIC) Program.

Dr. Martha Buchanan, Health Officer and Director for the Knox County Health Department, was present and spoke on the matter.

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3. Without objection, Commissioner Hammond amended the agenda to hear the following item at 4:00 p.m. at the day's meeting: Resolution R-11-9-807 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the following documents related to the new Carter Elementary School: (1) An Interlocal Cooperation Agreement between Knox County, The Industrial Development Board of the County of Knox, and the Knox County Board of Education; (2) A purchase agreement between Knox County and the Industrial Development Board of the County of Knox; and (3) A Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox.

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4. Commissioner Hammond amended the agenda to defer the following item to the October 2011 Board of Commissioners meeting: Resolution R-11-9-805 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$134,277.95 from the General Fund Balance for the purpose of reimbursing former Knox County Sheriff Timothy Hutchison for reasonable attorney's fees incurred while successfully defending an ouster lawsuit, as provided by Tennessee Law.

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

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5. Commissioner Smith moved to amend the agenda to add the following items: Resolution R-11-9-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that Tennessee State

Representative Ryan A. Haynes consider legislation serving to amend the Tennessee Code Annotated to move the offices of the Clerk of the Criminal Court, Fourth Circuit Court, and General Sessions Court-Criminal Division in counties with a Charter form of Government having a population of not less than 350,000 nor more than 450,000, according to the 2000 Federal Census or any subsequent Federal Census from the provisions of T.C.A. §8-21-409 to the provisions of T.C.A. §8-21-401; and Resolution R-11-9-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an outparcel lease agreement with Markman Properties for the lease of certain premises located at 3010 South Mall Road, which is an outparcel in the Isaiah's Landing Shopping Center, for a satellite office of the Knox County Clerk's Office for an eight (8) year term with a monthly rent of \$5,061.75 plus common area charges. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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6. Commissioner Smith moved to amend the agenda to defer the following item to the October 2011 Board of Commissioners meeting: Discussion regarding an amendment to the Commission meeting Rules of Procedure. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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7. Commissioner Smith moved to amend the agenda to withdraw the following items: Consideration of the closure of road and right of way at the intersection of Pleasant Ridge Road and Clinton Highway on first reading; Resolution R-11-9-504 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the fiscal year 2011-2012 Defined Service Memorandum of Understanding in the amount of \$14,000.00, as approved in the fiscal year 2011-2012 Knox County Budget under Contractual Funding with funding from the General Fund, between Knox County and the East Tennessee Economic Development Agency (ETEDA); and Resolution R-11-9-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, placing employees of the Knox County Commission under the General Knox County Employee Handbook. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie

arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: DRIVES AND ROADS – TO BE CLOSED:

IN RE: CONSIDERATION OF THE CLOSURE OF A PORTION OF KATHY LANE OFF EVERETT ROAD. PROPERTY OWNERS: BLUE BEACON, USA L.P. AND CWW ENTERPRISES, L.P. – (SECOND READING):

Consideration of the closure of a portion of Kathy Lane off Everett Road was before the Board of Commissioners on second reading. Property owners: Blue Beacon, USA L.P. and CWW Enterprises, L.P.

Commissioner Anders moved to approve the closure of a portion of Kathy Lane off Everett Road on second reading. Commissioner Smith seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2. Property owners: Blue Beacon, USA L.P. and CWW Enterprises, L.P.

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IN RE: CONSIDERATION OF THE CLOSURE OF ROAD AND RIGHT OF WAY AT THE INTERSECTION OF PLEASANT RIDGE ROAD AND CLINTON HIGHWAY – (FIRST READING):

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

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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 Smith seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: NOTARY PUBLIC APPLICATIONS:

232 Notary Public Applications received.

Commissioner Anders moved to approve the 232 Notary Public Applications. Commissioner Brown seconded the motion and upon roll call vote

Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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

8. At this time, there was discussion regarding the following item which was withdrawn from the agenda earlier at the day’s meeting: Consideration of the closure of road and right of way at the intersection of Pleasant Ridge Road and Clinton Highway on first reading.

Mr. Dwight VanDeVate, Director for Knox County Engineering and Public Works, was present and spoke on the matter.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING BEAL BOURNE (DISTRICT 1), LAUREN RIDER (DISTRICT 2), GREG HAROLD (DISTRICT 5) AND JENNIFER HUGHES (DISTRICT 8) ON THE KNOX COUNTY LIBRARY ADVISORY BOARD – R-11-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Beal Bourne (District 1), Lauren Rider (District 2), Greg Harold (District 5) and Jennifer Hughes (District 8) on the Knox County Library Advisory Board was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-111 – Resolution of the Commission of Knox County, Tennessee, reappointing Beal Bourne (District 1), Lauren Rider (District 2), Greg Harold (District 5) and Jennifer Hughes (District 8) on the Knox County Library Advisory Board. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE APPROXIMATE ANNUAL AMOUNT OF \$65,000.00 WITH WOLFE MEDICAL, INC. FOR UNIFORMS FOR KNOX COUNTY SCHOOLS SCHOOL NUTRITION DEPARTMENT PERSONNEL – R-11-9-201:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the approximate annual amount of \$65,000.00

with Wolfe Medical, Inc. for uniforms for Knox County Schools School Nutrition Department Personnel was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-201 – Resolution of the Commission of Knox County, Tennessee, approving a contract in the approximate annual amount of \$65,000.00 with Wolfe Medical, Inc. for uniforms for Knox County Schools School Nutrition Department Personnel. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$363,681.00 (REQUIRES A LOCAL MATCH OF \$36,368.10) WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR THE PROVISION OF ADULT EDUCATION SERVICES – R-11-9-202:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$363,681.00 (requires a local match of \$36,368.10) with the Tennessee Department of Labor and Workforce Development for the provision of Adult Education Services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-202 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$363,681.00 (requires a local match of \$36,368.10) with the Tennessee Department of Labor and Workforce Development for the provision of Adult Education Services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$212,190.00 FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES TO EXPAND THE VINE SCHOOL HEALTH CLINIC TO THE FOLLOWING EIGHT (8) ADDITIONAL SCHOOLS: LONSDALE ELEMENTARY, CHRISTENBERRY ELEMENTARY, DOGWOOD ELEMENTARY, SARAH MOORE GREENE ELEMENTARY, BELLE MORRIS ELEMENTARY, POND GAP

ELEMENTARY, SOUTH DOYLE MIDDLE AND AUSTIN-EAST HIGH – R-11-9-203:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$212,190.00 from the U.S. Department of Health and Human Services to expand the Vine School Health Clinic to the following eight (8) additional schools: Lonsdale Elementary, Christenberry Elementary, Dogwood Elementary, Sarah Moore Greene Elementary, Belle Morris Elementary, Pond Gap Elementary, South Doyle Middle and Austin-East High was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-203 - Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$212,190.00 from the U.S. Department of Health and Human Services to expand the Vine School Health Clinic to the following eight (8) additional schools: Lonsdale Elementary, Christenberry Elementary, Dogwood Elementary, Sarah Moore Greene Elementary, Belle Morris Elementary, Pond Gap Elementary, South Doyle Middle and Austin-East High. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH PROGRESSIVE BENEFIT SOLUTIONS, LLC TO ADMINISTER THE FLEXIBLE BENEFIT PLAN FOR KNOX COUNTY SCHOOLS – R-11-9-204:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Progressive Benefit Solutions, LLC to administer the Flexible Benefit Plan for Knox County Schools was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-204 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Progressive Benefit Solutions, LLC to administer the Flexible Benefit Plan for Knox County Schools. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE APPROXIMATE ANNUAL AMOUNT OF \$1,500,000.00 WITH AMERICAN PAPER AND TWINE COMPANY FOR NON-FOOD SUPPLIES (DISPOSABLE PAPER GOODS AND CLEANING SUPPLIES) FOR THE KNOX COUNTY SCHOOLS NUTRITION DEPARTMENT – R-11-9-205:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the approximate annual amount of \$1,500,000.00 with American Paper and Twine Company for non-food supplies (disposable paper goods and cleaning supplies) for the Knox County Schools Nutrition Department was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-205 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the approximate annual amount of \$1,500,000.00 with American Paper and Twine Company for non-food supplies (disposable paper goods and cleaning supplies) for the Knox County Schools Nutrition Department. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT OF EMPLOYMENT BETWEEN DR. JAMES MCINTYRE AND THE KNOX COUNTY BOARD OF EDUCATION FOR SUPERINTENDENT OF KNOX COUNTY SCHOOLS – R-11-9-206:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract of employment between Dr. James McIntyre and the Knox County Board of Education for Superintendent of Knox County Schools was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-206 - Resolution of the Commission of Knox County, Tennessee, approving a contract of employment between Dr. James McIntyre and the Knox County Board of Education for Superintendent of Knox County Schools. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$2,400.00 FROM THE TENNESSEE ARTS COMMISSION FOR THE 2012 CHILDREN'S FESTIVAL OF READING – R-11-9-207:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$2,400.00 from the Tennessee Arts Commission for the 2012 Children's Festival of Reading was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-207 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$2,400.00 from the Tennessee Arts Commission for the 2012 Children's Festival of Reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$10,000.00 (REQUIRES AN IN-KIND SERVICES MATCH OF \$11,000.00 AND A CASH MATCH OF \$25,000.00 WHICH WILL BE FUNDED THROUGH CORPORATE SPONSORSHIPS AND GRANTS) FROM THE NATIONAL ENDOWMENT FOR THE ARTS IN SUPPORT OF THE 2012 CHILDREN'S FESTIVAL OF READING – R-11-9-208:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$10,000.00 (requires an in-kind services match of \$11,000.00 and a cash match of \$25,000.00 which will be funded through corporate sponsorships and grants) from the National Endowment for the Arts in support of the 2012 Children's Festival of Reading was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-208 - Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$10,000.00 (requires an in-kind services match of \$11,000.00 and a cash match of \$25,000.00 which will be funded through corporate sponsorships and grants) from the National Endowment for the Arts in support of the 2012 Children's Festival of Reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye.

Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$2,000.00 FROM TARGET TO SUPPORT THE “SATURDAY STORIES AND SONGS” PROGRAM – R-11-9-209:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$2,000.00 from Target to support the “Saturday Stories and Songs” Program was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-209 - Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a grant award in the amount of \$2,000.00 from Target to support the “Saturday Stories and Songs” Program. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$51,306.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE STATE LIBRARY AND ARCHIVES FOR GENERAL LIBRARY SERVICES, LIBRARY MATERIALS FOR THE DISADVANTAGED AND INTERLIBRARY LOAN SERVICES – R-11-9-210:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$51,306.00 (no local match required) with the Tennessee State Library and Archives for general library services, library materials for the disadvantaged and interlibrary loan services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-210 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$51,306.00 (no local match required) with the Tennessee State Library and Archives for general library services, library materials for the disadvantaged and interlibrary loan services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye.

Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A UTILITY RELOCATION AGREEMENT IN THE AMOUNT OF \$346,115.20 WITH THE KNOXVILLE UTILITIES BOARD (KUB) TO PROVIDE FOR KUB'S REIMBURSEMENT TO KNOX COUNTY OF THE COST OF RELOCATING GAS LINES NECESSARY DUE TO THE OUTLET DRIVE EXTENSION PROJECT – R-11-9-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Utility Relocation Agreement in the amount of \$346,115.20 with the Knoxville Utilities Board (KUB) to provide for KUB's reimbursement to Knox County of the cost of relocating gas lines necessary due to the Outlet Drive Extension Project was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-401 - Resolution of the Commission of Knox County, Tennessee, approving a Utility Relocation Agreement in the amount of \$346,115.20 with the Knoxville Utilities Board (KUB) to provide for KUB's reimbursement to Knox County of the cost of relocating gas lines necessary due to the Outlet Drive Extension Project. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A UTILITY RELOCATION AGREEMENT IN THE AMOUNT OF \$479,560.00 WITH THE FIRST UTILITY DISTRICT (FUD) TO PROVIDE FOR FUD'S REIMBURSEMENT TO KNOX COUNTY OF THE COST OF RELOCATING WATER AND SEWER LINES NECESSARY DUE TO THE OUTLET DRIVE EXTENSION PROJECT – R-11-9-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Utility Relocation Agreement in the amount of \$479,560.00 with the First Utility District (FUD) to provide for FUD's reimbursement to Knox County of the cost of relocating water and sewer lines necessary due to the Outlet Drive Extension Project was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-402 - Resolution of the Commission of Knox County, Tennessee, approving a Utility

Relocation Agreement in the amount of \$479,560.00 with the First Utility District (FUD) to provide for FUD's reimbursement to Knox County of the cost of relocating water and sewer lines necessary due to the Outlet Drive Extension Project. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MEMORANDUM OF UNDERSTANDING WITH WEST KNOX UTILITY DISTRICT (WKUD) FOR THE PURPOSE OF MEMORIALIZING WKUD'S REIMBURSEMENT (ESTIMATED TO BE \$40,193.96) TO KNOX COUNTY FOR THE COSTS ASSOCIATED WITH REPAVING SMITHLAND LANE AND FROSTLAND DRIVE – R-11-9-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding with West Knox Utility District (WKUD) for the purpose of memorializing WKUD's reimbursement (estimated to be \$40,193.96) to Knox County for the costs associated with repaving Smithland Lane and Frostland Drive was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-403 - Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding with West Knox Utility District (WKUD) for the purpose of memorializing WKUD's reimbursement (estimated to be \$40,193.96) to Knox County for the costs associated with repaving Smithland Lane and Frostland Drive. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 GALLAHER OVERHOLT PROPERTIES, LLC FOR PROPERTY LOCATED AT 7560 DANNAHER DRIVE – R-11-9-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Gallaher Overholt Properties, LLC for property located at 7560 Dannaher Drive was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-404 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Gallaher Overholt Properties, LLC for property located at 7560 Dannaher Drive. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 7541 GROUP, LLC FOR PROPERTY LOCATED AT 7541 CROSSWOOD BOULEVARD – R-11-9-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with 7541 Group, LLC for property located at 7541 Crosswood Boulevard was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-405 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with 7541 Group, LLC for property located at 7541 Crosswood Boulevard. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$44,100.00 WITH THE KNOX COUNTY CAC AMERICORPS FOR THE AMERICORPS WATER QUALITY TEAM TO ASSIST WITH COORDINATING AND CONDUCTING WATER QUALITY EDUCATION AND OUTREACH INITIATIVES, STREAM MONITORING, AND

WATERSHED RESTORATION EFFORTS AS REQUIRED FOR KNOX COUNTY TO MEET EPA PERMIT REQUIREMENTS – R-11-9-407:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$44,100.00 with the Knox County CAC AmeriCorps for the AmeriCorps Water Quality Team to assist with coordinating and conducting water quality education and outreach initiatives, stream monitoring, and watershed restoration efforts as required for Knox County to meet EPA permit requirements was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-407 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$44,100.00 with the Knox County CAC AmeriCorps for the AmeriCorps Water Quality Team to assist with coordinating and conducting water quality education and outreach initiatives, stream monitoring, and watershed restoration efforts as required for Knox County to meet EPA permit requirements. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A JOINT FUNDING AGREEMENT IN THE AMOUNT OF \$106,200.00 WITH \$53,100.00 (50%) PROVIDED BY KNOX COUNTY AND \$53,100.00 (50%) PROVIDED BY THE U.S. GEOLOGICAL SURVEY FOR THE OPERATION AND MAINTENANCE OF STREAMFLOW AND PRECIPITATION GAGES IN KNOX COUNTY FOR FY 2011-2012 – R-11-9-408:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Joint Funding Agreement in the amount of \$106,200.00 with \$53,100.00 (50%) provided by Knox County and \$53,100.00 (50%) provided by the U.S. Geological Survey for the operation and maintenance of streamflow and precipitation gages in Knox County for FY 2011-2012 was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-408 - Resolution of the Commission of Knox County, Tennessee, approving a Joint Funding Agreement in the amount of \$106,200.00 with \$53,100.00 (50%) provided by Knox County and \$53,100.00 (50%) provided by the U.S. Geological Survey for the operation and maintenance of streamflow and precipitation gages in Knox County for FY 2011-2012. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie

arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT BETWEEN KNOX COUNTY, AS HOST COUNTY FOR HOMELAND SECURITY DISTRICT 2, AND WILLIAM E. COLE IN THE AMOUNT OF \$71,748.00 PLUS MILEAGE REIMBURSEMENT (FEDERALLY FUNDED POSITION) FOR HOMELAND SECURITY REGIONAL PLANNER CONSULTING SERVICES – R-11-9-501:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract between Knox County, as host county for Homeland Security District 2, and William E. Cole in the amount of \$71,748.00 plus mileage reimbursement (federally funded position) for Homeland Security Regional Planner Consulting Services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-501 - Resolution of the Commission of Knox County, Tennessee, approving a contract between Knox County, as host county for Homeland Security District 2, and William E. Cole in the amount of \$71,748.00 plus mileage reimbursement (federally funded position) for Homeland Security Regional Planner Consulting Services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT NUMBER 3 TO KNOX COUNTY CONTRACT NUMBER 09-450 WITH KNOX HOUSING PARTNERSHIP RELATIVE TO THE BLUEBERRY RIDGE SENIOR HOUSING DEVELOPMENT PROJECT FOR THE PURPOSE OF: 1) PROVIDING ADDITIONAL FUNDING IN THE AMOUNT OF \$51,031.66 IN HOME INVESTMENT PARTNERSHIP PROGRAM FUNDS; AND 2) EXTENDING THE TERM OF THE CONTRACT THROUGH NOVEMBER 1, 2011 DUE TO CHANGES IN THE FIRE CODE, KUB REQUIREMENTS AND INCLEMENT WEATHER DELAYS – R-11-9-502:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment Number 3 to Knox County contract Number 09-450 with Knox Housing Partnership relative to the Blueberry Ridge Senior Housing Development Project for the purpose of: 1) Providing additional funding

in the amount of \$51,031.66 in HOME Investment Partnership Program Funds; and 2) Extending the term of the contract through November 1, 2011 due to changes in the Fire Code, KUB requirements and inclement weather delays was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-502 - Resolution of the Commission of Knox County, Tennessee, approving Amendment Number 3 to Knox County contract Number 09-450 with Knox Housing Partnership relative to the Blueberry Ridge Senior Housing Development Project for the purpose of: 1) Providing additional funding in the amount of \$51,031.66 in HOME Investment Partnership Program Funds; and 2) Extending the term of the contract through November 1, 2011 due to changes in the Fire Code, KUB requirements and inclement weather delays. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$214,722.00 WITH THE UNITED STATES OFFICE OF JUSTICE PROGRAMS RELATIVE TO THE 2011 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM – R-11-9-503:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$214,722.00 with the United States Office of Justice Programs relative to the 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) Program was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-503 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$214,722.00 with the United States Office of Justice Programs relative to the 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$30,000.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR RAPE PREVENTION EDUCATION SERVICES – R-11-9-601:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$30,000.00 (no local match required) with the Tennessee Department of Health for Rape Prevention Education Services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-601 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$30,000.00 (no local match required) with the Tennessee Department of Health for Rape Prevention Education Services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE YEAR TWO NOTICE OF GRANT AWARD IN THE AMOUNT OF \$602,846.00 FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, OFFICE OF ADOLESCENT HEALTH, FOR PROMOTING SAFER SEX IN TENNESSEE, “THE PSST PROJECT” – R-11-9-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the year two notice of grant award in the amount of \$602,846.00 from the U.S. Department of Health and Human Services, Office of Adolescent Health, for promoting safer sex in Tennessee, “The PSST Project” was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-602 - Resolution of the Commission of Knox County, Tennessee, approving the year two notice of grant award in the amount of \$602,846.00 from the U.S. Department of Health and Human Services, Office of Adolescent Health, for promoting safer sex in Tennessee, “The PSST Project”. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$579,500.00 (REQUIRES AN IN-KIND SERVICES

MATCH OF \$57,900.00) WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE CONTINUATION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM IN KNOX COUNTY – R-11-9-603:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$579,500.00 (requires an in-kind services match of \$57,900.00) with the Tennessee Department of Health for the continuation of the Public Health Emergency Preparedness Program in Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-603 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$579,500.00 (requires an in-kind services match of \$57,900.00) with the Tennessee Department of Health for the continuation of the Public Health Emergency Preparedness Program in Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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 \$1,663,300.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM – R-11-9-604:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$1,663,300.00 (no local match required) with the Tennessee Department of Health for the Women, Infants and Children (WIC) Program was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-604 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$1,663,300.00 (no local match required) with the Tennessee Department of Health for the Women, Infants and Children (WIC) Program. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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

BETWEEN MELTON HILL COMMUNITY CENTER, INC. AND KNOX COUNTY FOR THE DONATION, TRANSFER AND CONVEYANCE OF PROPERTY OWNED BY THE MELTON HILL COMMUNITY CENTER, INC. LOCATED ON HICKORY CREEK ROAD (PROPERTY ID 129 058) TO KNOX COUNTY – R-11-9-701:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the warranty deed between Melton Hill Community Center, Inc. and Knox County for the donation, transfer and conveyance of property owned by the Melton Hill Community Center, Inc. located on Hickory Creek Road (property ID 129 058) to Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-701 - Resolution of the Commission of Knox County, Tennessee, approving the warranty deed between Melton Hill Community Center, Inc. and Knox County for the donation, transfer and conveyance of property owned by the Melton Hill Community Center, Inc. located on Hickory Creek Road (property ID 129 058) to Knox County. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN ENERGY EFFICIENT SCHOOLS INITIATIVE LOAN AGREEMENT IN THE PRINCIPAL AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000.00) BETWEEN KNOX COUNTY, TENNESSEE, AND THE ENERGY EFFICIENT SCHOOLS COUNCIL TO FUND CERTAIN ENERGY MANAGEMENT IMPROVEMENTS FOR THE KNOX COUNTY BOARD OF EDUCATION TO BE PAID THROUGH SAVINGS FROM SAID IMPROVEMENTS – R-11-9-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an Energy Efficient Schools Initiative Loan Agreement in the principal amount of five million dollars (\$5,000,000.00) between Knox County, Tennessee, and the Energy Efficient Schools Council to fund certain energy management improvements for the Knox County Board of Education to be paid through savings from said improvements was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-802 - Resolution of the Commission of Knox County, Tennessee, approving an Energy Efficient Schools Initiative Loan Agreement in the principal amount of five million

dollars (\$5,000,000.00) between Knox County, Tennessee, and the Energy Efficient Schools Council to fund certain energy management improvements for the Knox County Board of Education to be paid through savings from said improvements. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH BASS, BERRY, SIMS, PLC FOR BOND COUNSEL SERVICES – R-11-9-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Bass, Berry, Sims, PLC for Bond Counsel Services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-803 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Bass, Berry, Sims, PLC for Bond Counsel Services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DESIGNATING \$17,455.00 WHICH WAS UNSPENT FROM THE KNOX COUNTY SHERIFF'S FISCAL YEAR 2010-2011 BUDGET FOR EQUIPMENT AND RE-APPROPRIATING SAID FUNDS FOR THE SAME PURPOSE IN THE FISCAL YEAR 2011-2012 BUDGET – R-11-9-806:

Consideration of a resolution of the Commission of Knox County, Tennessee, designating \$17,455.00 which was unspent from the Knox County Sheriff's fiscal year 2010-2011 budget for equipment and re-appropriating said funds for the same purpose in the fiscal year 2011-2012 budget was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-806 - Resolution of the Commission of Knox County, Tennessee, designating \$17,455.00 which was unspent from the Knox County Sheriff's fiscal year 2010-2011 budget for equipment and re-appropriating said funds for the same purpose in the fiscal year 2011-2012 budget. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith,

Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PREVIOUSLY ADOPTED FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2012-2016 AND APPROPRIATING FUNDS NOT PREVIOUSLY APPROPRIATED FOR THE FIRST YEAR OF THE PLAN – R-11-9-808:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the previously adopted Five-Year Capital Improvement Plan for fiscal years 2012-2016 and appropriating funds not previously appropriated for the first year of the plan was before the Board of Commissioners.

The agenda was amended to remove this item from the Consent Calendar and that it be heard after completion of Resolution R-11-9-807 at 4:00 p.m. at the day's meeting. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RESCINDING RESOLUTION R-09-1-908, AND AUTHORIZING THE SUBDIVISION, PLATTING, AND CONVEYANCE OF A NORTHEASTERN 1.88 ACRE PORTION OF KNOX COUNTY PROPERTY LOCATED AT 1758 HILLWOOD DRIVE, CLT #095NB001, TO THE CITY OF KNOXVILLE AT NO COST AND ACCEPTING A WESTERN 1.3 ACRE PORTION OF KUB PROPERTY LOCATED AT 1862 ISLAND HOME AVENUE, CLT #095NB00101 – R-11-8-901:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-09-1-908, and authorizing the subdivision, platting, and conveyance of a northeastern 1.88 acre portion of Knox County property located at 1758 Hillwood Drive, CLT #095NB001, to the City of Knoxville at no cost and accepting a western 1.3 acre portion of KUB property located at 1862 Island Home Avenue, CLT #095NB00101 was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-901 Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-09-1-908, and authorizing the subdivision, platting, and conveyance of a northeastern 1.88 acre portion of Knox County property located at 1758 Hillwood Drive, CLT #095NB001, to the City of Knoxville at no cost and accepting a western 1.3 acre portion of KUB property located at 1862 Island Home Avenue, CLT #095NB00101. Commissioner Ownby seconded the motion and upon roll

call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY PURCHASING DIRECTOR TO ISSUE A REQUEST FOR PROPOSAL (RFP) FOR THE PURCHASE AND INSTALLATION OF AN ELECTRONIC VOTING TRACKING SYSTEM – R-11-9-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Purchasing Director to issue a Request for Proposal (RFP) for the purchase and installation of an Electronic Voting Tracking System was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-903 - Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Purchasing Director to issue a Request for Proposal (RFP) for the purchase and installation of an Electronic Voting Tracking System. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT TENNESSEE STATE REPRESENTATIVE RYAN A. HAYNES CONSIDER LEGISLATION SERVING TO AMEND THE TENNESSEE CODE ANNOTATED TO MOVE THE OFFICES OF THE CLERK OF THE CRIMINAL COURT, FOURTH CIRCUIT COURT, AND GENERAL SESSIONS COURT-CRIMINAL DIVISION IN COUNTIES WITH A CHARTER FORM OF GOVERNMENT HAVING A POPULATION OF NOT LESS THAN 350,000 NOR MORE THAN 450,000, ACCORDING TO THE 2000 FEDERAL CENSUS OR ANY SUBSEQUENT FEDERAL CENSUS FROM THE PROVISIONS OF T.C.A. §8-21-409 TO THE PROVISIONS OF T.C.A. §8-21-401 – R-11-9-904:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that Tennessee State Representative Ryan A. Haynes consider legislation serving to amend the Tennessee Code Annotated to move the offices of the Clerk of the Criminal Court, Fourth Circuit Court, and General Sessions Court-Criminal Division in counties with a Charter form of Government having a population of not less than 350,000 nor more than 450,000, according to

the 2000 Federal Census or any subsequent Federal Census from the provisions of T.C.A. §8-21-409 to the provisions of T.C.A. §8-21-401 was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-9-904 - Resolution of the Commission of Knox County, Tennessee, requesting that Tennessee State Representative Ryan A. Haynes consider legislation serving to amend the Tennessee Code Annotated to move the offices of the Clerk of the Criminal Court, Fourth Circuit Court, and General Sessions Court-Criminal Division in counties with a Charter form of Government having a population of not less than 350,000 nor more than 450,000, according to the 2000 Federal Census or any subsequent Federal Census from the provisions of T.C.A. §8-21-409 to the provisions of T.C.A. §8-21-401. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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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. Peony Drive, Victoria's Landing Subdivision, District 7.
- B. Silveridge Road, Victoria's Landing Subdivision, District 7.
- C. Thornbrook Lane, Thornbrook Subdivision, District 6.

Commissioner Smith moved to recommend approval of the above acceptance of new county roads. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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

9. Commissioner Hammond amended the agenda to withdraw the following item from the Consent Calendar and that it be heard at 4:00 p.m.: Resolution R-11-9-808 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the previously adopted Five-Year Capital Improvement Plan for fiscal years 2012-2016 and appropriating funds not previously appropriated for the first year of the plan.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING MARKUS CHADY (DISTRICT 2), WILLIAM DANIELS (DISTRICT 4), LARRY YORK (DISTRICT 6), AND KEVIN MURPHY (DISTRICT 8) TO THE KNOX COUNTY BOARD OF ZONING APPEALS – R-11-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Markus Chady (District 2), William Daniels (District 4), Larry York (District 6), and Kevin Murphy (District 8) to the Knox County Board of Zoning Appeals was before the Board of Commissioners.

Commissioner Broyles moved to approve Resolution R-11-9-110 - Resolution of the Commission of Knox County, Tennessee, reappointing Markus Chady (District 2), William Daniels (District 4), Larry York (District 6), and Kevin Murphy (District 8) to the Knox County Board of Zoning Appeals. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF ANTHONY L. SPEZIA TO THE BOARD OF DIRECTORS OF THE DEVELOPMENT CORPORATION OF THE COUNTY OF KNOX – R-11-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of Anthony L. Spezia to the Board of Directors of The Development Corporation of the County of Knox was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-11-9-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Anthony L. Spezia to the Board of Directors of The Development Corporation of the County of Knox. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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

AGREEMENT AND SCOPE OF SERVICES IN THE AMOUNT OF \$87,600.00 WITH AMEC EARTH & ENVIRONMENTAL, INC. FOR CONSULTING SERVICES RELATED TO THE STORMWATER MANAGEMENT PLAN AND WATER QUALITY SCORECARD AS REQUIRED FOR KNOX COUNTY TO MEET EPA PERMIT REQUIREMENTS – R-11-9-406:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Master Services Agreement and Scope of Services in the amount of \$87,600.00 with AMEC Earth & Environmental, Inc. for consulting services related to the Stormwater Management Plan and Water Quality Scorecard as required for Knox County to meet EPA Permit requirements was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-11-9-406 - Resolution of the Commission of Knox County, Tennessee, approving a Master Services Agreement and Scope of Services in the amount of \$87,600.00 with AMEC Earth & Environmental, Inc. for consulting services related to the Stormwater Management Plan and Water Quality Scorecard as required for Knox County to meet EPA Permit requirements. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE FISCAL YEAR 2011-2012 DEFINED SERVICE MEMORANDUM OF UNDERSTANDING IN THE AMOUNT OF \$14,000.00, AS APPROVED IN THE FISCAL YEAR 2011-2012 KNOX COUNTY BUDGET UNDER CONTRACTUAL FUNDING WITH FUNDING FROM THE GENERAL FUND, BETWEEN KNOX COUNTY AND THE EAST TENNESSEE ECONOMIC DEVELOPMENT AGENCY (ETEDA) R-11-9-504:

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, APPROVING CONTRACTS WITH PUBLIC FINANCIAL MANAGEMENT, INC., MORGAN KEEGAN & COMPANY, INC. AND BB&T CAPITAL MARKETS DIVISION OF SCOTT & STRINGFELLOW, LLC FOR FINANCIAL ADVISORY SERVICES – R-11-9-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts with Public Financial Management, Inc., Morgan Keegan & Company, Inc. and BB&T Capital Markets Division of Scott & Stringfellow, LLC for Financial Advisory Services was before the Board of Commissioners.

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

Commissioner Anders moved to approve Resolution R-11-9-801 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Public Financial Management, Inc., Morgan Keegan & Company, Inc. and BB&T Capital Markets Division of Scott & Stringfellow, LLC for Financial Advisory Services. Commissioner Shouse seconded the motion and upon roll call vote Commissioners Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner Broyles and Smith reused themselves from the vote. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 7-0-2-2.

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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 MARCH 31, 2012 – R-11-9-804:

Consideration of a resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring March 31, 2012 was before the Board of Commissioners.

Ms. Joyce Feld, President for Scenic Knoxville, and Mr. Joe Jarret, Knox County Law Director, were present and spoke on the matter.

Commissioner Briggs moved to approve Resolution R-11-9-804 - Resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring March 31, 2012. Commissioner Brown seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$134,277.95 FROM THE GENERAL FUND BALANCE FOR THE PURPOSE OF REIMBURSING FORMER KNOX COUNTY SHERIFF TIMOTHY HUTCHISON FOR REASONABLE ATTORNEY'S

FEES INCURRED WHILE SUCCESSFULLY DEFENDING AN OUSTER LAWSUIT, AS PROVIDED BY TENNESSEE LAW – R-11-9-805:

This item was deferred to the October 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, APPROVING THE FOLLOWING DOCUMENTS RELATED TO THE NEW CARTER ELEMENTARY SCHOOL: (1) AN INTERLOCAL COOPERATION AGREEMENT BETWEEN KNOX COUNTY, THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX, AND THE KNOX COUNTY BOARD OF EDUCATION; (2) A PURCHASE AGREEMENT BETWEEN KNOX COUNTY AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX; AND (3) A MEMORANDUM OF UNDERSTANDING AND AGREEMENT BETWEEN KNOX COUNTY AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX – R-11-9-807:

This item was 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, AMENDING THE PREVIOUSLY ADOPTED FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2012-2016 AND APPROPRIATING FUNDS NOT PREVIOUSLY APPROPRIATED FOR THE FIRST YEAR OF THE PLAN – R-11-9-808:

This item was 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, PLACING EMPLOYEES OF THE KNOX COUNTY COMMISSION UNDER THE GENERAL KNOX COUNTY EMPLOYEE HANDBOOK – R-11-9-902:

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, APPROVING AN OUTPARCEL LEASE AGREEMENT WITH MARKMAN PROPERTIES FOR THE LEASE OF CERTAIN PREMISES LOCATED AT 3010 SOUTH MALL ROAD, WHICH IS AN OUTPARCEL IN THE ISAIAH'S LANDING SHOPPING CENTER, FOR A SATELLITE OFFICE OF THE KNOX COUNTY CLERK'S OFFICE FOR AN EIGHT (8) YEAR TERM WITH A MONTHLY RENT OF \$5,061.75 PLUS COMMON AREA CHARGES – R-11-9-905:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an outparcel lease agreement with Markman Properties for the lease of certain premises located at 3010 South Mall Road, which is an outparcel in the Isaiah's Landing Shopping Center, for a satellite office of the Knox County Clerk's Office for an eight (8) year term with a monthly rent of \$5,061.75 plus common area charges was before the Board of Commissioners.

Mr. Foster Arnett, Knox County Clerk, was present and spoke on the matter.

Commissioner Anders moved to approve Resolution R-11-9-905 - Resolution of the Commission of Knox County, Tennessee, approving an outparcel lease agreement with Markman Properties for the lease of certain premises located at 3010 South Mall Road, which is an outparcel in the Isaiah's Landing Shopping Center, for a satellite office of the Knox County Clerk's Office for an eight (8) year term with a monthly rent of \$5,061.75 plus common area charges.

Commissioner Ownby seconded the motion and upon roll call vote Commissioners Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie arrived later in the meeting. Commissioner Norman was absent from the meeting. The motion carried 9-0-0-2.

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IN RE: ORDINANCES ON FIRST READING:

No Ordinances received.

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IN RE: ORDINANCES ON SECOND READING.

No Ordinances received.

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IN RE: PUBLIC FORUM:

No one was present to speak.

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IN RE: DISCUSSION REGARDING AN AMENDMENT TO THE COMMISSION MEETING RULES OF PROCEDURE:

Discussion regarding an amendment to the Commission Meeting Rules of Procedure was before the Board of Commissioners.

This item was deferred to the October 2011 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: DISCUSSION REGARDING THE HILLSIDE AND RIDGETOP PROTECTION PLAN:

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

Commissioner Hammond indicated a Public Hearing was scheduled for Thursday, September 29, 2011 at 4:30 p.m.

No action was taken.

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IN RE: DISCUSSION REGARDING POND FAILURE AT THE SMITHBILT, LLC CHILDRESS ROAD CONSTRUCTION SITE AT COPPER RIDGE:

Discussion regarding pond failure at the Smithbilt, LLC Childress Road construction site at Copper Ridge was before the Board of Commissioners.

No action was taken.

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IN RE: DISCUSSION REGARDING ALL KNOX COUNTY PROPERTY NOT CURRENTLY BEING USED AND WHAT THE PLANS ARE FOR THOSE PROPERTIES:

Discussion regarding all Knox County property not currently being used and what the plans are for those properties was before the Board of Commissioners.

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

No action was taken.

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

10. At this time, there was discussion regarding redistricting. Commissioner Smith indicated the Redistricting Committee was scheduled to meet on September 27, 2011 at 4:00 p.m. in the Board of Education Room in the Andrew Johnson Building, Gay Street.

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11. At this time, a revised calendar was submitted showing date changes for the November 2011 and December 2011 Board of Commissioners meetings due to the holidays.

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12. At this time, Commissioner Brown made public acknowledgement of a meeting scheduled for Tuesday, September 2011 at 11:30 a.m. at Gondolier Restaurant, Chapman Highway.

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IN RE: DISCUSSION REGARDING TIME LIMITS FOR SPEAKERS DURING COMMISSION MEETINGS:

Discussion regarding time limits for speakers during Commission meetings was before the Board of Commissioners.

No action was taken.

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

13. At this time, there was additional discussion regarding all Knox County property not currently being used and what the plans are for those properties.

No action was taken.

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IN RE: ROLL CALL – (4:00 P.M.):

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE FOLLOWING DOCUMENTS RELATED TO THE NEW CARTER ELEMENTARY SCHOOL: (1) AN INTERLOCAL COOPERATION AGREEMENT BETWEEN KNOX COUNTY, THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX, AND THE KNOX COUNTY BOARD OF EDUCATION; (2) A PURCHASE AGREEMENT BETWEEN KNOX COUNTY AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX; AND (3) A MEMORANDUM OF UNDERSTANDING AND AGREEMENT BETWEEN KNOX COUNTY AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX – R-11-9-807:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the following documents related to the new Carter Elementary School: (1) An Interlocal Cooperation Agreement between Knox County, The Industrial Development Board of the County of Knox, and the Knox County Board of Education; (2) A purchase agreement between Knox County and the Industrial Development Board of the County of Knox; and (3) A Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Hugh Holt, Director for Knox County Purchasing, Mr. John Troyer, Senior Director for Knox County Finance, Ms. Kim Watson, Bass Berry, Mr. Doug Dillingham, Supervisor of Facilities and Construction for Knox County Schools, Mr. Darryl Johnson, Johnson Architecture, Inc., Mr. Tim Burchett, Knox County Mayor, and Mr. James McIntyre, Superintendent for Knox County Schools.

Commissioner Wright moved to approve Resolution R-11-9-807 - Resolution of the Commission of Knox County, Tennessee, approving the following documents related to the new Carter Elementary School: (1) An Interlocal Cooperation Agreement between Knox County, The Industrial Development Board of the County of Knox, and the Knox County Board of Education; (2) A purchase agreement between Knox County and the Industrial Development Board of the County of Knox; and (3) A Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox. Commissioner Ownby seconded the motion.

Commissioner Briggs moved as a substitute motion to send this item back to the school board and ask them to consider a more substantial renovation including the most modern technology and report the recommendation to the commission. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles and Briggs voted aye. Commissioners Ownby, Anders, Smith, Wright, Brown, Hammond and Shouse voted no. Commissioner Norman was absent from the meeting. The substitute motion failed 3-7-0-1.

Upon roll call vote of the original motion to Resolution R-11-9-807 - Resolution of the Commission of Knox County, Tennessee, approving the following documents related to the new Carter Elementary School: (1) An Interlocal Cooperation Agreement between Knox County, The Industrial Development Board of the County of Knox, and the Knox County Board of Education; (2) A purchase agreement between Knox County and the Industrial Development Board of the County of Knox; and (3) A Memorandum of Understanding and Agreement between Knox County and the Industrial Development Board of the County of Knox, Commissioners Ownby, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners McKenzie, Broyles and Briggs voted no. Commissioner Norman was absent from the meeting. The motion carried 7-3-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PREVIOUSLY ADOPTED FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2012-2016 AND APPROPRIATING FUNDS NOT PREVIOUSLY APPROPRIATED FOR THE FIRST YEAR OF THE PLAN – R-11-9-808:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the previously adopted Five-Year Capital Improvement Plan for fiscal years 2012-2016 and appropriating funds not previously appropriated for the first year of the plan was before the Board of Commissioners.

Mr. John Troyer, Senior Director for Knox County Finance, and Mr. James McIntyre, Superintendent for Knox County Schools, were present and spoke on the matter.

Commissioner Anders moved to approve Resolution R-11-9-808 - Resolution of the Commission of Knox County, Tennessee, amending the previously adopted Five-Year Capital Improvement Plan for fiscal years 2012-2016 and appropriating funds not previously appropriated for the first year of the plan. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner Norman was absent from the meeting. The motion carried 10-0-0-1.

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IN RE: ROLL CALL – (6:00 P.M.):

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

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IN RE: ZONING REQUESTS:

1. Consideration of the request of Vance and Pam Griffin for rezoning from RA Low Density Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located southwest side of Shoffner Lane, northwest of Griffith Road. (7th Commission District)

The applicant requested this item be deferred to the October 2011 Board of Commissioners meeting via e-mail.

Without objection, Commissioner Hammond deferred to the October 2011 Board of Commissioners meeting the request of Vance and Pam Griffin for rezoning from RA Low Density Residential Zone to A Agricultural Zone. Property located southwest side of Shoffner Lane, northwest of Griffith Road. (7th Commission District)

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2. Consideration of the request of the Metropolitan Planning Commission to adopt the South City Sector Plan Update was before the Board of Commissioners. (9th Commission District)

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

Commissioner Brown moved to defer to the October 2011 Board of Commissioners meeting the request of the Metropolitan Planning Commission to adopt the South City Sector Plan Update. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby,

Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. (9th Commission District)

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3. Consideration of the request of Chris Yousif for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side of Clinton Highway, east of Cherrybrook Drive. (6th Commission District)

No one was present to represent the request.

Commissioner Anders moved to defer to the October 2011 Board of Commissioners meeting the request of Chris Yousif for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner Norman was absent from the meeting. The motion carried 10-0-0-1. Property located north side of Clinton Highway, east of Cherrybrook Drive. (6th Commission District)

This item was reconsidered later at the day's meeting. (See Amendments to the Agenda, Page _____)

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4. Consideration of the request of William H. White for Northwest County Sector Plan Amendment from TP Technology Park Zone to O Office Zone was before the Board of Commissioners. Property located southwest side of Solway Road, southeast side of Greystone Summit Drive. (6th Commission District)

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

Commissioner Anders moved to approve zoning request RZ-11-9-102 Request of William H. White for Northwest County Sector Plan Amendment from TP Technology Park Zone to O Office Zone. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. Property located southwest side of Solway Road, southeast side of Greystone Summit Drive. (6th Commission District) MPC's file number: 8-A-11-SP.

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5. Consideration of the request of William H. White for rezoning from B Business and Technology/TO Technology Overlay Zone to OB Office, Medical and Related Services/TO Technology Overlay Zone was before the Board

of Commissioners. Property located southwest side of Solway Road, southeast side of Greystone Summit Drive. (6th Commission District)

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

Commissioner Anders moved to approve zoning request RZ-11-9-103 Request of William H. White for rezoning from B Business and Technology/TO Technology Overlay Zone to OB Office, Medical and Related Services/TO Technology Overlay Zone. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. Property located northwest side of Yarnell Road, southwest of Armiger Lane. (6th Commission District) MPC's file number: 8-B-11-RZ.

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6. Consideration of the request of Steven D. Young for rezoning from A Agricultural/TO Technology Overlay Zone to RA Low Density Residential/TO Technology Overlay Zone was before the Board of Commissioners. Property located northwest side of Yarnell Road, southwest of Armiger Lane. (6th Commission District)

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

Commissioner Anders moved to approve zoning request RZ-11-9-104 Request of Steven D. Young for rezoning from A Agricultural/TO Technology Overlay Zone to RA Low Density Residential/TO Technology Overlay Zone. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. Property located northwest side of Yarnell Road, southwest of Armiger Lane. (6th Commission District) MPC's file number: 8-C-11-RZ.

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7. Consideration of the request of Knox County Commission to study and make recommendations regarding amendments to the Knox County Zoning Ordinance to provide for the raising and maintenance of domesticated chickens in certain parts of unincorporated Knox County.

Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Joe Jarret, Knox County Law Director, were present and spoke on the matter.

No action was taken.

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

14. Commissioner Anders moved to amend the agenda to reconsider the following item: Request of Chris Yousif for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. Property located north side of Clinton Highway, east of Cherrybrook Drive. (6th Commission District)

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IN RE: ZONING REQUEST (CONTINUED):

8. Consideration of the request of Chris Yousif for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side of Clinton Highway, east of Cherrybrook Drive. (6th Commission District)

Mr. Chris Ethers, representing applicant, was present and spoke on behalf of the request.

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

Commissioner Anders moved to approve zoning request RZ-11-9-101 Request of Chris Yousif for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. Property located north side of Clinton Highway, east of Cherrybrook Drive. (6th Commission District) MPC's file number: 8-A-11-RZ.

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9. Consideration of revisions to the Tennessee Technology Corridor Development Authority (TTCDA) Design Guidelines allowing for the review of medium and high density residential developments in the Technology Overlay was before the Board of Commissioners.

Commissioner Anders moved to approve zoning request RZ-11-9-105 Approving revisions to the Tennessee Technology Corridor Development Authority (TTCDA) Design Guidelines allowing for the review of medium and high density residential developments in the Technology Overlay. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Briggs, Anders, Smith, Wright, Brown and Hammond voted aye. Commissioners Norman and Shouse were absent from the meeting. The motion carried 9-0-0-2. MPC's file number: 7-B-11-OB.

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IN RE: ZONING APPEALS:

No request received.

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**IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING
ORDINANCE:**

No request received.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

MIKE HAMMOND, CHAIRMAN