

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, October 22, 2012 at 1:45 P.M. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Commissioner Broyles was absent from the meeting. Also present were Mr. Richard Walls, Knox County Internal Auditor, Mr. Richard Armstrong, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Chris Caldwell, Director, Knox County Finance, Dr. James McIntyre, Jr., Knox County Superintendent of Schools, Mr. J.J. Jones, Knox County Sheriff and news media.

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

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

Commissioner Norman called the meeting to order.

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IN RE: PUBLIC FORUM:

Ms. Jennifer Wallis, Director, Move on Political Action, was present and spoke on voter I.D. laws.

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Ms. Jessica Rankin, concerned resident, was present and spoke in support of Ms. Jennifer Wallis on voter I.D. laws.

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Mr. John Mayer, concerned resident, was present and spoke on voter I.D. laws.

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Mr. Bryan Stephens, concerned resident, was present and spoke on voter I.D. laws.

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IN RE: HONORARY RESOLUTIONS:

No Honorary Resolutions received.

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

Commissioner Norman called the meeting to order.

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

Commissioner Brad Anders gave the devotional.

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IN RE: PLEDGE TO THE FLAG:

Commissioner Jeff Ownby led the Pledge to the Flag.

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

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

Commissioner McKenzie moved to approve the minutes of the previous meeting held on September 24, 2012. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: AMENDMENTS TO THE AGENDA:

Commissioner Anders moved to amend the agenda as follows:

Add Spread of Record of the Knox County Commission Chairman's appointments to the Cable TV Committee.

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Add R-12-10-114 – Resolution of the Commission of Knox County, Tennessee designating the Knox County Commission's Representative on the Tennessee County Commissioners Association (TCCA) Board of Directors to be the commissioner serving in the position of Chair of the Knox County Commission.

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Add discussion on the Greenbelt.

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Withdraw R-12-10-302 – Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$298,907.00

between Taser International and the Knox County Sheriff's Office for the purchase of 285 tasers.

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Add Spread of Record of the Knox County Mayor's amended order correcting the term of office of Kenneth Maples on the First Utility District Board of Commissioners.

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Add R-12-10-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee 1) directing the Knox County Finance Director to, subject to Knoxville City Council's action of same, put a hold on implementing the City-County Building Garage monthly parking rate increase effective January 1, 2013 to \$60.00 for Knox County employees paying the full rate and \$30.00 for those employees paying the 50% rate and 2) requesting the City-County-PBA Parking Committee to reconvene, as recommended in the City-County PBA Parking Committee Report dated May 18, 2010, to review the parking rate and structure and other matters affecting parking policies and submit its findings and recommendations to the County Commission, City Council, Board of Education and PBA Board of Directors for their consideration and approval.

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Add R-12-10-903 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$425,000.00 (no local match required) with the Tennessee Department of Mental Health and Substance Abuse Services for the operation of the Knox County Drug Court.

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Add Spread of Record of the Knox County Mayor's order appointing Richard Montgomery to the Knox Chapman Utility District Board of Commissioners.

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Defer to the November 2012 Board of Commissioners meeting R-12-10-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee determining the method of disposal of property located at 7215 Middlebrook Pike to be by public auction and providing for said property to be subdivided and rezoned according to its highest and best use prior to its sale by public auction.

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Add R-12-10-803 – Resolution of the Commission of Knox County, Tennessee releasing and reallocating to the State of Tennessee the County's Qualified Energy Conservation Bond (QECB) formula allocation and

authority in the amount of \$2,501,003.00 allocated to Knox County pursuant to the provisions of the Energy Improvement and Extension Act of 2008, Division B of Public Law 110-343, as amended.

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

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IN RE: DRIVES AND ROADS:

Consideration of the closure of a portion of the unused right of way for Yarnell Road was before the Board of Commissioners on second reading. Property located at the portion of the old Yarnell Road relocated by TDOT as part of Lovell Road widening (350 feet south of existing intersection). Property owners: Ron Watkins, Partners V, LLC.

Commissioner Brown moved to approve consideration of the closure of a portion of the unused right of way for Yarnell Road on second reading. Property located at the portion of the old Yarnell Road relocated by TDOT as part of Lovell Road widening (350 feet south of existing intersection). Property owners: Ron Watkins, Partners V, LLC. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: LINE ITEM TRANSFERS:

No Line Item Transfers received.

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IN RE: NOTARY APPLICATIONS:

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

Commissioner Anders moved to approve 139 Notary Public applications. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE KNOX COUNTY MAYOR'S APPOINTMENTS OF KIM DAVIS AND

CATHERINE WILT TO THE KNOX COUNTY REGIONAL SOLID WASTE BOARD: R-12-10-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Knox County Mayor's appointments of Kim Davis and Catherine Wilt to the Knox County Regional Solid Waste Board was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Knox County Mayor's appointments of Kim Davis and Catherine Wilt to the Knox County Regional Solid Waste Board. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A QUIT CLAIM DEED FOR THE TRANSFER OF APPROXIMATELY 604 SQUARE FEET OF PROPERTY LOCATED AT 8352 KINGSTON PIKE, ALSO KNOWN AS BEARDEN HIGH SCHOOL PROPERTY, CLT NO. 120 I-B 002, FROM KNOX COUNTY TO THE CITY OF KNOXVILLE FOR THE CITY'S GALLAHER VIEW ROAD SIDEWALK IMPROVEMENT PROJECT: R-12-10-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed for the transfer of approximately 604 square feet of property located at 8352 Kingston Pike, also known as Bearden High School property, CLT No. 120 I-B 002, from Knox County to the City of Knoxville for the City's Gallaher View Road Sidewalk Improvement Project was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed for the transfer of approximately 604 square feet of property located at 8352 Kingston Pike, also known as Bearden High School property, CLT No. 120 I-B 002, from Knox County to the City of Knoxville for the City's Gallaher View Road Sidewalk Improvement Project. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$74,100.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO PROVIDE OVERTIME FOR ALCOHOL COUNTERMEASURE INITIATIVES TO BE IMPLEMENTED BY THE KNOX COUNTY SHERIFF'S OFFICE TRAFFIC UNIT AND PATROL DIVISION: R-12-10-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$74,100.00 (no local match required) with the Tennessee Department of Transportation to provide overtime for alcohol countermeasure initiatives to be implemented by the Knox County Sheriff's Office Traffic Unit and Patrol Division was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$74,100.00 (no local match required) with the Tennessee Department of Transportation to provide overtime for alcohol countermeasure initiatives to be implemented by the Knox County Sheriff's Office Traffic Unit and Patrol Division. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH ROBERT AND PAMELA CAIN FOR PROPERTY LOCATED AT 2040 CASTAIC LANE: R-12-10-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Robert and Pamela Cain for property located at 2040 Castaic Lane was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Robert and Pamela Cain for property located at

2040 Castaic Lane. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH MURPHY OIL USA, INC. FOR PROPERTY LOCATED AT 7555 FORK STATION WAY:R-12-10-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Murphy Oil USA, Inc. for property located at 7555 Fork Station Way was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Murphy Oil USA, Inc. for property located at 7555 Fork Station Way. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH BRYAN E. TESTERMAN, SR. FOR PROPERTY LOCATED AT 1196 WHISPER TRACE LANE: R-12-10-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Bryan E. Testerman, Sr. for property located at 1196 Whisper Trace Lane was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best

Management Practices with Bryan E. Testerman, Sr. for property located at 1196 Whisper Trace Lane. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH VALLEY PROTEINS (DE), INC. FOR PROPERTY LOCATED AT 9300 JOHNSON ROAD:R-12-10-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Valley Proteins (DE), Inc. for property located at 9300 Johnson Road was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Valley Proteins (DE), Inc. for property located at 9300 Johnson Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH DAVID TRANTANELLA FOR PROPERTY LOCATED AT 100 CHANDLERS COUNTRY WAY:R-12-10-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with David Trantanella for property located at 100 Chandlers Country Way was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with David Trantanella for property located at 100 Chandlers Country Way. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH LANDVIEW FOR PROPERTY LOCATED AT 0 SAILPOINTE LANE: R-12-10-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Landview for property located at 0 Sailpointe Lane was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Landview for property located at 0 Sailpointe Lane. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE NECESSARY RIGHT OF WAY ACQUISITIONS FOR THE INTERSECTION IMPROVEMENTS AT EBENEZER ROAD AND EAST WESTLAND DRIVE (3 TRACTS) AS SHOWN ON THE VAUGHN AND MELTON RIGHT OF WAY PLANS:R-12-10-407:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the necessary right of way acquisitions for the intersection improvements at Ebenezer Road and East Westland Drive (3 tracts) as shown on the Vaughn and Melton right of way plans was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the necessary right of way acquisitions for the intersection improvements at Ebenezer Road and East Westland Drive (3 tracts) as shown on the Vaughn and Melton right of way plans. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE AGREEMENT IN THE AMOUNT OF \$650.00 PER MONTH WITH JOHN K. CHESNEY FOR THE CARTER CONVENIENCE CENTER: R-12-10-409:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement in the amount of \$650.00 per month with John K. Chesney for the Carter Convenience Center was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-409 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement in the amount of \$650.00 per month with John K. Chesney for the Carter Convenience Center. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$210,000.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF HEALTH TO PROVIDE HEALTH CARE SAFETY NET EMERGENCY DENTAL SERVICES FOR UNINSURED ADULTS AGES 19-64: R-12-10-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$210,000.00 (no local match required) with the Tennessee Department of Health to provide health care safety net emergency dental services for uninsured adults ages 19-64 was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$210,000.00 (no local match required) with the Tennessee Department of Health to provide health care safety net emergency dental services for uninsured adults ages 19-64. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RELEASING AND REALLOCATING TO THE STATE OF TENNESSEE THE COUNTY'S QUALIFIED ENERGY CONSERVATION BOND (QECB) FORMULA ALLOCATION AND AUTHORITY IN THE AMOUNT OF \$2,501,003.00 ALLOCATED TO KNOX COUNTY PURSUANT TO THE PROVISIONS OF THE ENERGY IMPROVEMENT AND EXTENSION ACT OF 2008, DIVISION B OF PUBLIC LAW 110-343, AS AMENDED: R-12-10-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee releasing and reallocating to the State of Tennessee the County's Qualified Energy Conservation Bond (QECB) formula allocation and authority in the amount of \$2,501,003.00 allocated to Knox County pursuant to the provisions of the Energy Improvement and Extension Act of 2008, Division B of Public Law 110-343, as amended was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee releasing and reallocating to the State of Tennessee the County's Qualified Energy Conservation Bond (QECB) formula allocation and authority in the amount of \$2,501,003.00 allocated to Knox County pursuant to the provisions of the Energy Improvement and Extension Act of 2008, Division B of Public Law 110-343, as amended. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT FOUR TO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HUMAN SERVICES FOR CHILD

SUPPORT ENFORCEMENT SERVICES, WHICH AMENDMENT REPLACES THE CONTRACT'S REPORTING FORM ATTACHMENT: R-12-10-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Four to a grant contract with the Tennessee Department of Human Services for Child Support Enforcement Services, which amendment replaces the contract's reporting form attachment was before the Board of Commissioners.

Commissioner Brown moved to approve R-12-10-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Four to a grant contract with the Tennessee Department of Human Services for Child Support Enforcement Services, which amendment replaces the contract's reporting form attachment. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: SPREAD OF RECORD THE KNOX COUNTY MAYOR'S ORDER APPOINTING RICHARD MONTGOMERY TO THE KNOX CHAPMAN UTILITY DISTRICT BOARD OF COMMISSIONERS:

Spread of Record of the Knox County Mayor's order appointing Richard Montgomery to the Knox Chapman Utility District Board of Commissioners was before the Board of Commissioners.

IN RE: ORDER OF THE KNOX COUNTY MAYOR APPOINTING UTILITY DISTRICT COMMISSIONER:

COMMISSIONER APPOINTMENT
FOR THE KNOX CHAPMAN UTILITY DISTRICT
KNOX COUNTY, TENNESSEE

By letter dated August 14, 2012 submitted by the Secretary of the Board of Commissioners of Knox Chapman Utility District, the Board of Commissioners of Knox Chapman Utility District of Knox County, Tennessee, certified an upcoming vacancy on said Board of Commissioners by the expiration of the term of Commissioner Richard Montgomery on October 6, 2012, and certified a list of three names nominated for appointment to fill such vacancy in accordance with T.C.A. § 7-82-307(a);

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, AS FOLLOWS:

(a) That subject to the administration of the oath of office, the nominee Richard Montgomery is hereby reappointed to the Board of Commissioners of the Knox Chapman Utility District of Knox County, Tennessee, to serve until October 6, 2016.

(b) That a copy of this Order shall be entered into the minutes of the Knox County Commission as is required by T.C.A. § 7-82-307(a) (4), and that a certified copy of this order be provided to the Knox Chapman Utility District Board of Commissioners and the appointee as required by T.C.A. § 7-82-307(a) (4).

(c) That is Order shall be kept by the Knox County Clerk as permanent record of Knox County and the Knox County Clerk shall issue certified copies of this Order as shall be requested.

ENTERED this 9th day of October, 2012.

TIM BURCHETT
KNOX COUNTY MAYOR

Commissioner Brown moved to approve the Spread of Record of the Knox County Mayor's order appointing Richard Montgomery to the Knox Chapman Utility District Board of Commissioners. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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**IN RE: SPREAD OF RECORD THE KNOX COUNTY MAYOR'S
AMENDED ORDER CORRECTING THE TERM OF OFFICE OF
KENNETH MAPLES ON THE FIRST UTILITY DISTRICT
BOARD OF COMMISSIONERS:**

Spread of Record of the Knox County Mayor's amended order correcting the term of office of Kenneth Maples on the First Utility District Board of Commissioners was before the Board of Commissioners.

**IN RE: *AMENDED ORDER OF THE KNOX COUNTY MAYOR*
*APPOINTING UTILITY DISTRICT COMMISSIONER***

COMMISSIONER APPOINTMENT
FOR THE FIRST UTILITY DISTRICT
OF KNOX COUNTY, TENNESSEE

Pursuant to the requirements of T.C.A. § 7-82-307(a), the Board of Commissioners of First Utility District of Knox County, Tennessee, certified an upcoming vacancy on said Board of Commissioners by the expiration of the term of Commissioner Kenneth Maples on June 30, 2012, and certified a list of three names nominated for appointment to fill such vacancy in accordance to fill such vacancy in accordance with T.C.A. § 7-82-307(a).

The Knox County Mayor entered an order to effect the reappointment of Kenneth Maples to the Board of Commissioners of the First Utility District of Knox County, Tennessee, which order was Spread of Record in the minutes of the September 24, 2012 Knox County Commission meeting. The Knox County Mayor enters this amended order to correct the term of office provided in said previous order.

NOW, THEREFORE, BE IT HEREBY ORDERED, ADJUGED
AND DECREED, AS FOLLOWS:

(a) That the nominee Kenneth Maples is hereby reappointed to the Board of Commissioners of the First Utility District of Knox County, Tennessee, to serve from July 1, 2012 until June 30, 2016.

(b) That a copy of this Order shall be entered into the minutes of the Knox County Commission as is required by T.C.A. §7-82-307(a)(4), and that a certified copy of this order be provided to the First Utility District Board of Commissioners and the appointee as required by T.C.A. § 7-82-307(a)(4).

(c) That this Order shall be kept by the Knox County Clerk as a permanent record of Knox County, and the Knox County Clerk shall issue certified copies of this Order as shall be requested.

Commissioner Brown moved to approve the Spread of Record of the Knox County Mayor's amended order correcting the term of office of Kenneth Maples on the First Utility District Board of Commissioners.

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

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

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

- A. Ridgewalk Lane located in Carpenter Ridge Subdivision, District 6.
- B. Redwing Lane located in Carpenter Ridge Subdivision, District 6.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE COMMITTEE ON COMMITTEES' NOMINEES TO THE STANDING COMMITTEES OF THE KNOX COUNTY COMMISSION: R-12-10-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Committee on Committees' nominees to the Standing Committees of the Knox County Commission was before the Board of Commissioners.

Commissioner Ownby moved to approve R-12-10-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Committee on Committees' nominees to the Standing Committees of the Knox County Commission. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RATIFYING THE REAPPOINTMENTS OF CAPTAIN TOM COX, ELAINE DAVIS, AND

MAE KILLEBREW-MOSLEY TO THE KNOX COUNTY ETHICS COMMITTEE:R-12-10-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee ratifying the reappointments of Captain Tom Cox, Elaine Davis, and Mae Killebrew-Mosley to the Knox County Ethics Committee was before the Board of Commissioners.

Commissioner Hammond moved to take up at the November 2012 Board of Commissioners Work Session to form an ad hoc committee regarding the Ethics Committee and Spread of Record reappointments to the Knox County Ethics Committee.

**SPREAD OF RECORD
REAPPOINTMENTS TO THE
KNOX COUNTY COMMISSION MEETING ON OCTOBER 22, 2012**

The following members have been reappointed to the Knox County Ethics Committee, each to serve a three (3) year term beginning November 1, 2012 and ending October 31, 2015:

1. Ms. Elaine Davis, a citizen member reappointed by the Ethics Committee.
2. Ms. Mae Killebrew-Mosley, a citizen member reappointed by the Ethics Committee.
3. Captain Tom Cox, an employee of the Knox County Sheriff's Office and reappointed by the Knox County Sheriff.

Commissioner Smith seconded the motion and upon roll call vote Commissioners Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 9-1-0-1. Commissioner McKenzie voted no. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING _____ TO THE KNOX COUNTY ETHICS COMMITTEE: R-12-10-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing _____ to the Knox County Ethics Committee was before the Board of Commissioners.

Commissioner McKenzie nominated Ms. Lucille Griffio.
Commissioner Broyles was absent from the meeting.
Commissioner Norman passed.

Commissioner Ownby nominated Mr. Ken Gross.
Commissioner Briggs passed.
Commissioner Anders nominated Ms. Ellen Martinez.
Commissioner Smith nominated Mr. Scott Daniel.
Commissioner Wright passed.
Commissioner Brown nominated Mr. Steven Friedlander.
Commissioner Hammond passed.
Commissioner Shouse nominated Mr. Steve Drevik.

Upon roll call vote Commissioner McKenzie voted for Lucille Griffo.
Commissioners Norman, Ownby, Briggs, Anders, Wright, Brown,
Hammond and Shouse voted for Mr. Ken Gross.
Commissioner Smith voted for Mr. Scott Daniel.
Commissioner Broyles was absent from the meeting.

Upon roll call vote Ms. Lucille Griffo received 1 vote.
Mr. Scott Daniel received 1 vote.
Mr. Ken Gross received 8 votes and was nominated.

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Commissioner Anders moved to approve R-12-10-113 -
Consideration of a Resolution of the Commission of Knox County,
Tennessee appointing Mr. Ken Gross to the Knox County Ethics Committee.
Commissioner Smith seconded the motion and upon roll call vote
Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith,
Wright, Brown, Hammond and Shouse voted aye. The motion carried
10-0-0-1. Commissioner Broyles was absent from the meeting.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE
NECESSARY RIGHT-OF-WAY ACQUISITIONS FOR THE BOB GRAY
ROAD AND MABRY HOOD ROAD INTERSECTION
IMPROVEMENTS (9 TRACTS) AS SHOWN ON THE CANNON AND
CANNON, INC. RIGHT-OF-WAY PLANS:R-12-10-408:**

Consideration of a Resolution of the Commission of Knox County,
Tennessee approving the necessary right-of-way acquisitions for the Bob
Gray Road and Mabry Hood Road Intersection Improvements (9 tracts) as
shown on the Cannon and Cannon, Inc. right-of-way plans was before the
Board of Commissioners.

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

Mr. Alan Childers, Cannon & Cannon, was present and spoke on the
matter.

Mr. Randal Carr, area resident, was present and spoke on the matter.
Mr. Norman Shaw, area resident, was present and spoke on the matter.

Mr. Hank LaForce, property owner, was present and spoke on the matter.

Ms. Cheryl Luedtke, area resident, was present and spoke on the matter.

Mr. John Sexton, Traffic Engineer, Knox County Engineering and Public Works, was present and spoke on the matter.

Commissioner Anders moved to approve R-12-10-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the necessary right-of-way acquisitions for the Bob Gray Road and Mabry Hood Road Intersection Improvements (9 tracts) as shown on the Cannon and Cannon, Inc. right-of-way plans. Commissioner Wright seconded the motion.

Commissioner Hammond moved as a substitute motion to defer to the November 2012 Board of Commissioners meeting R-12-10-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the necessary right-of-way acquisitions for the Bob Gray Road and Mabry Hood Road Intersection Improvements (9 tracts) as shown on the Cannon and Cannon, Inc. right-of-way plans. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie and Hammond voted aye. Commissioners Ownby, Briggs, Anders, Smith, Wright, Brown, Shouse and Norman voted no. The substitute motion to defer failed 2-8-0-1. Commissioner Broyles was absent from the meeting.

Upon roll call vote of the original motion to approve R-12-10-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the necessary right-of-way acquisitions for the Bob Gray Road and Mabry Hood Road Intersection Improvements (9 tracts) as shown on the Cannon and Cannon, Inc. right-of-way plans, Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A DEFINED SERVICES CONTRACT WITH KNOXVILLE CONVENTION AND VISITORS BUREAU, INC. D/B/A/ VISIT

KNOXVILLE FOR DESTINATION MARKETING AND EVENT MANAGEMENT SERVICES:R-12-10-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a defined services contract with Knoxville Convention and Visitors Bureau, Inc. d/b/a/ Visit Knoxville for destination marketing and event management services was before the Board of Commissioners.

Commissioner Anders moved to approve R-12-10-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a defined services contract with Knoxville Convention and Visitors Bureau, Inc. d/b/a/ Visit Knoxville for destination marketing and event management services. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 9-1-0-1. Commissioner Ownby voted no. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE 1) DIRECTING THE KNOX COUNTY FINANCE DIRECTOR TO, SUBJECT TO KNOXVILLE CITY COUNCIL'S ACTION OF SAME, PUT A HOLD ON IMPLEMENTING THE CITY-COUNTY BUILDING GARAGE MONTHLY PARKING RATE INCREASE EFFECTIVE JANUARY 1, 2013 TO \$60.00 FOR KNOX COUNTY EMPLOYEES PAYING THE FULL RATE AND \$30.00 FOR THOSE EMPLOYEES PAYING THE 50% RATE AND 2) REQUESTING THE CITY-COUNTY-PBA PARKING COMMITTEE TO RECONVENE, AS RECOMMENDED IN THE CITY-COUNTY PBA PARKING COMMITTEE REPORT DATED MAY 18, 2010, TO REVIEW THE PARKING RATE AND STRUCTURE AND OTHER MATTERS AFFECTING PARKING POLICIES AND SUBMIT ITS FINDINGS AND RECOMMENDATIONS TO THE COUNTY COMMISSION, CITY COUNCIL, BOARD OF EDUCATION AND PBA BOARD OF DIRECTORS FOR THEIR CONSIDERATION AND APPROVAL:R-12-10-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee 1) directing the Knox County Finance Director to, subject to Knoxville City Council's action of same, put a hold on implementing the City-County Building Garage monthly parking rate increase effective January 1, 2013 to \$60.00 for Knox County employees paying the full rate and \$30.00 for those employees paying the 50% rate and 2) requesting the City-County-PBA Parking Committee to reconvene, as recommended in the

City-County PBA Parking Committee Report dated May 18, 2010, to review the parking rate and structure and other matters affecting parking policies and submit its findings and recommendations to the County Commission, City Council, Board of Education and PBA Board of Directors for their consideration and approval was before the Board of Commissioners.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

Mr. Dale Smith, Administrator/CEO, Public Building Authority, was present and spoke on the matter.

Commissioner Anders moved to defer to the November 2012 Board of Commissioners meeting R-12-10-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee 1) directing the Knox County Finance Director to, subject to Knoxville City Council's action of same, put a hold on implementing the City-County Building Garage monthly parking rate increase effective January 1, 2013 to \$60.00 for Knox County employees paying the full rate and \$30.00 for those employees paying the 50% rate and 2) requesting the City-County-PBA Parking Committee to reconvene, as recommended in the City-County PBA Parking Committee Report dated May 18, 2010, to review the parking rate and structure and other matters affecting parking policies and submit its findings and recommendations to the County Commission, City Council, Board of Education and PBA Board of Directors for their consideration and approval. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$425,000.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES FOR THE OPERATION OF THE KNOX COUNTY DRUG COURT:R-12-10-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$425,000.00 (no local match required) with the Tennessee Department of Mental Health and Substance Abuse Services for the operation of the Knox County Drug Court was before the Board of Commissioners.

Commissioner Anders moved to approve R-12-10-903 - Consideration of a Resolution of the Commission of Knox County,

Tennessee approving a grant contract in the amount of \$425,000.00 (no local match required) with the Tennessee Department of Mental Health and Substance Abuse Services for the operation of the Knox County Drug Court. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DESIGNATING THE KNOX COUNTY COMMISSION'S REPRESENTATIVE OF THE TENNESSEE COUNTY COMMISSIONERS ASSOCIATION (TCCA) BOARD OF DIRECTORS TO BE THE COMMISSIONER SERVING IN THE POSITION OF CHAIR OF THE KNOX COUNTY COMMISSION: R-12-10-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee designating the Knox County Commission's representative of the Tennessee County Commissioners Association (TCCA) Board of Directors to be the Commissioner serving in the position of Chair of the Knox County Commission was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-12-10-114 - Consideration of a Resolution of the Commission of Knox County, Tennessee designating the Knox County Commission's representative of the Tennessee County Commissioners Association (TCCA) Board of Directors to be the Commissioner serving in the position of Chair of the Knox County Commission. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: SPREAD OF RECORD THE KNOX COUNTY COMMISSION CHAIRMAN'S APPOINTMENTS TO THE CABLE TV COMMITTEE:

Spread of record of the Knox County Commission Chairman's appointments to the Cable TV Committee was before the Board of Commissioners.

Pursuant to Rule V, Section K of the Knox County Commission Rules, which provides that the Cable TV Committee be comprised of nine (9) members appointed annually by the Chairman, the Chairman of the Knox County Commission appoints the following commissioners to the Cable TV

Committee to serve until the next annual reorganization meeting of the Commission electing a chair:

Commissioner Sam McKenzie
Commissioner Amy Broyles
Commissioner Jeff Ownby
Commissioner Richard Briggs
Commissioner Brad Anders
Commissioner Larry Smith
Commissioner Dave Wright
Commissioner Mike Brown
Commissioner Ed Shouse

Commissioner Ownby moved to approve Spread of Record of the Knox County Commission Chairman's Appointments to the Cable TV Committee. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE TO AMEND THE
KNOX COUNTY CODE, CHAPTER 12, ARTICLE II ENTITLED
"PEDDLERS AND SOLICITORS" TO FURTHER REGULATE
TRANSIENT VENDORS AND ENABLE THE KNOX COUNTY
DEPARTMENT OF CODES ADMINISTRATION AND INSPECTIONS
TO ENFORCE SAID REGULATIONS (ORD. NO. O-97-5-101,
ADOPTED 7-28-97 AND O-10-6-101, ADOPTED 7-26-10):
O-12-10-101: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee to amend the Knox County Code, Chapter 12, Article II entitled "Peddlers and Solicitors" to further regulate transient vendors and enable the Knox County Department of Codes Administration and Inspections to enforce said regulations (Ord. No. O-97-5-101, adopted 7-28-97 and O-10-6-101, adopted 7-26-10) was before the Board of Commissioners on first reading.

Mr. Roy Braden, Chief Building Official, was present and spoke on the matter.

Commissioner Smith moved to approve on first reading O-12-10-101

Consideration of an Ordinance of the Commission of Knox County, Tennessee to amend the Knox County Code, Chapter 12, Article II entitled "Peddlers and Solicitors" to further regulate transient vendors and enable the Knox County Department of Codes Administration and Inspections to enforce said regulations (Ord. No. O-97-5-101, adopted 7-28-97 and O-10-6-101, adopted 7-26-10). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Hammond and Shouse voted aye. The motion carried 9-0-1-1. Commissioner Brown abstained from the vote. Commissioner Broyles was absent from the meeting.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO (1) REPEAL AND REPLACE CHAPTER 10, ARTICLE 1. IN GENERAL, ARTICLE II. 2006 INTERNATIONAL BUILDING CODE (IBC), ARTICLE III. 2006 INTERNATIONAL RESIDENTIAL CODE (IRC), ARTICLE IV. 2006 INTERNATIONAL FUEL GAS CODE (IFGC), ARTICLE V 2006 INTERNATIONAL PROPERTY MAINTENANCE CODE (IPMC), ARTICLE VI. 2006 INTERNATIONAL MECHANICAL CODE (IMC), ARTICLE VII. 2006 INTERNATIONAL PLUMBING CODE (IPC), ARTICLE X, 2006 INTERNATIONAL CODE COUNCIL PERFORMANCE CODE (ICCPC), ARTICLE XI. 2006 INTERNATIONAL EXISTING BUILDING CODE (IEBC), ARTICLE XII, 2006 INTERNATIONAL ENERGY CONSERVATION CODE (IECC). (ORD. NO. O-07-3-101, ADOPTED 4-16-07, ORD. NO. O-09-9-101, ADOPTED 10-26-09, ORD. NO. O-6-11-101, ADOPTED 12-18-06) CHAPTER 30, ARTICLE II. 2006 INTERNATIONAL FIRE PREVENTION CODE (IFC) (ORD. NO. O-07-3-101, ADOPTED 4-16-07 AND ORD. NO. O-09-9-101, ADOPTED 10-26-09), ARTICLE III, 2006 LIFE SAFETY CODE (LSC), (ORD. NO. O-07-3-101, ADOPTED 4-16-07 AND ORD. NO. O-09-9-101, ADOPTED 10-26-09), CHAPTER 26, ARTICLE IV VACANT, DETERIORATED OR BLIGHTED PROPERTIES (ORD. NO. O-94-11-101, ADOPTED 12-19-94, ORD. NO. O-08-3-101, ADOPTED 4-28-08, AND ORD. NO. O-09-4-103, ADOPTED 5-26-09), CHAPTER 38, ARTICLE III, LOT CLEANLINESS, (ORD. NO. O-91-3-102, ADOPTED 7-15-91 AND ORD. NO. O-98-11-101, ADOPTED 11-16-98) AND CHAPTER 62, ARTICLE IX, ABANDONED AND INOPERABLE VEHICLES (ORD. NO. O-05-9-102, ADOPTED 10-

24-05) AND (2) ADOPTED THE INTERNATIONAL SWIMMING POOL AND SPA CODE (ISPSC) WITH AMENDMENTS AT CHAPTER 10, DIVISION 2, PREVIOUSLY RESERVED, AND ADD A NEW ARTICLE XIII TO CHAPTER 10 FOR THE INTERNATIONAL GREEN CONSTRUCTION CODE (IGCC) WITH AMENDMENTS: O-12-9-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee to (1) repeal and replace Chapter 10, Article 1. in General, Article II. 2006 International Building Code (IBC), Article III. 2006 International Residential Code (IRC), Article IV. 2006 International Fuel Gas Code (IFGC), Article V 2006 International Property Maintenance Code (IPMC), Article VI. 2006 International Mechanical Code (IMC), Article VII. 2006 International Plumbing Code (IPC), Article X, 2006 International Code Council Performance Code (ICCPC), Article XI. 2006 International Existing Building Code (IEBC), Article XII, 2006 International Energy Conservation Code (IECC). (Ord. No. O-07-3-101, adopted 4-16-07, Ord. No. O-09-9-101, adopted 10-26-09, Ord. No. O-6-11-101, adopted 12-18-06) Chapter 30, Article II. 2006 International Fire Prevention Code (IFC) (Ord. No. O-07-3-101, adopted 4-16-07 and Ord. No. O-09-9-101, adopted 10-26-09), Article III, 2006 Life Safety Code (LSC), (Ord. No. O-07-3-101, adopted 4-16-07 and Ord. No. O-09-9-101, adopted 10-26-09), Chapter 26, Article IV Vacant, Deteriorated or Blighted Properties (Ord. No. O-94-11-101, adopted 12-19-94, Ord. No. O-08-3-101, adopted 4-28-08, and Ord. No. O-09-4-103, adopted 5-26-09), Chapter 38, Article III, Lot Cleanliness, (Ord. No. O-91-3-102, adopted 7-15-91 and Ord. No. O-98-11-101, adopted 11-16-98) and Chapter 62, Article IX, Abandoned and inoperable Vehicles (Ord. No. O-05-9-102, adopted 10-24-05) and (2) adopted the International Swimming Pool and Spa Code (ISPSC) with amendments at Chapter 10, Division 2, previously reserved, and add a new Article XIII to Chapter 10 for the International Green Construction Code (IGCC) with amendments was before the Board of Commissioners on second reading.

Commissioner Anders moved to approve on second reading
O-12-9-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee to (1) repeal and replace Chapter 10, Article 1. in General, Article II. 2006 International Building Code (IBC), Article III. 2006 International Residential Code (IRC), Article IV. 2006 International Fuel Gas Code (IFGC), Article V 2006 International Property Maintenance Code (IPMC), Article VI. 2006 International Mechanical Code (IMC), Article VII. 2006 International Plumbing Code (IPC), Article X, 2006

International Code Council Performance Code (ICCPC), Article XI. 2006 International Existing Building Code (IEBC), Article XII, 2006 International Energy Conservation Code (IECC). (Ord. No. O-07-3-101, adopted 4-16-07, Ord. No. O-09-9-101, adopted 10-26-09, Ord. No. O-6-11-101, adopted 12-18-06) Chapter 30, Article II. 2006 International Fire Prevention Code (IFC) (Ord. No. O-07-3-101, adopted 4-16-07 and Ord. No. O-09-9-101, adopted 10-26-09), Article III, 2006 Life Safety Code (LSC), (Ord. No. O-07-3-101, adopted 4-16-07 and Ord. No. O-09-9-101, adopted 10-26-09), Chapter 26, Article IV Vacant, Deteriorated or Blighted Properties (Ord. No. O-94-11-101, adopted 12-19-94, Ord. No. O-08-3-101, adopted 4-28-08, and Ord. No. O-09-4-103, adopted 5-26-09), Chapter 38, Article III, Lot Cleanliness, (Ord. No. O-91-3-102, adopted 7-15-91 and Ord. No. O-98-11-101, adopted 11-16-98) and Chapter 62, Article IX, Abandoned and inoperable Vehicles (Ord. No. O-05-9-102, adopted 10-24-05) and (2) adopted the International Swimming Pool and Spa Code (ISPSC) with amendments at Chapter 10, Division 2, previously reserved, and add a new Article XIII to Chapter 10 for the International Green Construction Code (IGCC) with amendments. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: PUBLIC FORUM:

Mr. Paul Berney was present and spoke on voter ID's.

Ms. Jennifer Wallis, was present and spoke again on vote ID's.

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Mr. Craig Leuthold, Public Information Director, Knox County Property Assessor's Office, was present and spoke regarding the Greenbelt.

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IN RE: ZONING REQUESTS: CALL TO ORDER/ROLL CALL:

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

Commissioner Broyles was absent from the meeting.

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IN RE: Request of Jack Walker for a Northeast County Sector Plan Amendment from NC (Neighborhood Commercial) and AG/RR (Agricultural/Rural Residential) to RC (Rural Commercial) 9-A-12-SP was

before the Board of Commissioners. Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8.

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

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

Commissioner Anders moved to approve the request of Jack Walker for a Northeast County Sector Plan Amendment from NC (Neighborhood Commercial) and AG/RR (Agricultural/Rural Residential) to RC (Rural Commercial). Commissioner Smith seconded the motion. Property located northeast side Tillett Lane, northeast of Corryton Road. Commission District 8.

Commissioner Wright moved as a substitute motion that the Plan Amendment be submitted by Commission to Metropolitan Planning Commission for the entire parcel to be Rural Commercial. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-101)

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

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

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

Commissioner Anders moved to send back to Metropolitan Planning Commission along with the Plan Amendment on 9-A-12-RZ - Request of Jack Walker for rezoning from RB (General Residential) to CR (Rural Commercial). Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-101)

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IN RE: Request of Store Save Storage for Northwest City Sector Plan Amendment from LDR (Low Density Residential) to C (Commercial)

9-B-12-SP was before the Board of Commissioners. Property located northwest side Murray Drive, southwest side Primus Road. Commission District 7.

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

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

Commissioner Smith moved to approve 9-B-12-SP - Request of Store Save Storage for Northwest City Sector Plan Amendment from LDR (Low Density Residential) to C (Commercial) as per Metropolitan Planning Commission's Recommendation: Adopt 9-B-12-SP amending the northwest City Sector Plan to C (Commercial) and recommend the Knox County Commission approve the sector plan amendment to make it operative. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. RZ-12-10-102.

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IN RE: Request of Store Save Storage for Rezoning from A (Agricultural) to CA (General Business) 9-B-12-RZ was before the Board of Commissioners. Property located northwest side Murray Drive, southwest side Primus Road. Commission District 7.

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

Commissioner Anders moved to approve 9-B-12-RZ – Request of Store Save Storage for Rezoning from A (Agricultural) to CA (General Business). Property located northwest side Murray Drive, southwest side Primus Road. Commission District 7. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-103)

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IN RE: Request of Robert A. Maples for Northeast County Sector Plan Amendment from LDR (Low Density Residential) to C (Commercial) 9-C-12-SP was before the Board of Commissioners. Property located southeast side Three Points Road, southwest of Mascot Road. Commission District 8.

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

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

Commissioner Wright moved to approve 9-C-12-SP - Request of Robert A. Maples for Northeast County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) as per Metropolitan Planning Commission's Recommendation: Adopt #9-C-12-SP amending the Northeast County Sector Plan to O (Office) and recommend the Knox County Commission approve the sector plan amendment to make it operative. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-104)

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IN RE: Request of Robert A. Maples for rezoning from RA (Low Density Residential) to CA (General Business) 9-C-12-RZ was before the Board of Commissioners. Property located southeast side Three Points Road, southwest of Mascot Road. Commission District 8.

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

Commissioner Wright moved to approve 9-C-12-RZ - Request of Robert A. Maples for rezoning from RA (Low Density Residential) to OA (Office Park) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission approve OA (Office Park). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-105)

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IN RE: Request of Brian Blakely for rezoning from A (Agricultural) to RA (Low Density Residential) 9-D-12-RZ was before the Board of Commissioners. Property located southeast side E. Emory Road, Northeast of Emerald Ridge Lane. Commission District 7.

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

Commissioner Smith moved to approve 9-D-12-RZ - Request of Brian Blakely for rezoning from A (Agricultural) to RA (Low Density

Residential) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission approve RA (Low Density Residential). Property located southeast side E. Emory Road, Northeast of Emerald Ridge Lane. Commission District 7. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-106)

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IN RE: Request of C&T Clinton Emory Partnership for rezoning from A (Agricultural) & F (Floodway) to CA (General Business) & CA (General Business)/ F (Floodway) 9-F-12-RZ was before the Board of Commissioners. Property located north side Clinton Highway, west side of Powell Drive. Commission District 7.

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

Mr. Bud Cullum, Developer, was present and spoke on the matter.

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

Commissioner Smith moved to approve 9-F-12-RZ - Request of C&T Clinton Emory Partnership for rezoning from A (Agricultural) & F (Floodway) to CA (General Business) & CA (General Business)/ F (Floodway) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission approve CA (General Business) and CA (General Business)/F (Floodway) zoning. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting. (RZ-12-10-107)

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IN RE: ZONING APPEALS:

No Zoning Appeals received.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE 1, ARTICLE 2, ARTICLE 3, ARTICLE 4, ARTICLE 5, AND ARTICLE 6 OF THE KNOX COUNTY ZONING ORDINANCE

(APPENDIX A OF THE KNOX COUNTY CODE) TO EDIT, CLARIFY, CORRECT, AND MAKE OTHER MINOR CHANGES TO THE ZONING ORDINANCE (ORD. NO. O-90-9-130, ADOPTED 9-10-90, AS AMENDED): O-12-9-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 1, Article 2, Article 3, Article 4, Article 5, and Article 6 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) to edit, clarify, correct, and make other minor changes to the Zoning Ordinance (Ord. No. O-90-9-130, adopted 9-10-90, as amended) was before the Board of Commissioners on second reading.

Commissioner Anders moved to recommend approval on O-12-9-102- Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 1, Article 2, Article 3, Article 4, Article 5, and Article 6 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) to edit, clarify, correct, and make other minor changes to the Zoning Ordinance (Ord. No. O-90-9-130, adopted 9-10-90, as amended) on second reading. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE 5, SECTION 5.80 OF THE KNOX COUNTY ZONING ORDINANCE (APPENDIX A OF THE KNOX COUNTY CODE) ENTITLED "HISTORICAL OVERLAY ZONE (HZ)" TO CONFORM TO STATE LAW REGARDING THE COMPOSITION OF AND WHO IS RESPONSIBLE FOR APPOINTMENTS TO THE KNOX COUNTY HISTORIC ZONING COMMISSION (ORD. NO. O-96-2-101, ADOPTED 3-25-96): O-12-9-103: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 5, Section 5.80 of the Knox County Zoning Ordinance (Appendix A of the Knox County Code) entitled "Historical Overlay Zone (HZ)" to conform to State law regarding the composition of and who is responsible for appointments to the Knox County Historic Zoning Commission (Ord. No. O-96-2-101, adopted 3-25-96) O-12-9-103 was before the Board of Commissioners on second reading.

Commissioner Anders moved to recommend approval on O-12-9-103- Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 5, Section 5.80 of the Knox County Zoning

Ordinance (Appendix A of the Knox County Code) entitled “Historical Overlay Zone (HZ)” to conform to State law regarding the composition of and who is responsible for appointments to the Knox County Historic Zoning Commission (Ord. No. O-96-2-101, adopted 3-25-96) on second reading. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-0-1. Commissioner Broyles was absent from the meeting.

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IN RE: ADJOURNMENT:

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

TONY NORMAN, CHAIRMAN