

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Tuesday, May 27, 2008 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston. Also present were Mr. John Owings, Knox County Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Mike Ragsdale, Knox County Mayor, Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Strickland, Chairman, presided.

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

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IN RE: ROLL CALL:

Mrs. Martha Beeler, Administrative Assistant to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Doctor Eric Leake, Pastor of Greater Warner Tabernacle AME Zion Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Rountree led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Strickland amended the agenda to add the following items: Resolution R-08-5-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a project agreement (contract no. 080072, project identification no. 107018.00) with the State of Tennessee Department of Transportation (TDOT) for the installation of a traffic signal at the intersection of Rutledge Pike, Harris Road and Old Rutledge Pike; Resolution R-08-5-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the waste tire grant in the amount of \$1,135,500.00 with the State of Tennessee Department of

Environment and Conservation for fiscal years 2008-2009, 2009-2010 and 2010-2011; Resolution R-08-5-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving utility relocation agreement with the Knoxville Utilities Board (KUB) for the Gallaher View Road and Gleason Drive intersection improvement project; Resolution R-08-5-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by KR, LLC, Mank Fancher, Jr., Frances Fancher, Ralph Luther Berry, Jr., Geraldine Berry and Tamera Easterday for property located at Babelay Road; Resolution R-08-5-917 - Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission (MPC) to study and make recommendations to the Knox County Commission for amending the Knox County Zoning Ordinance related to the Industrial Zone; Resolution R-08-5-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Frank Leuthold as the Fifth District representative to the Knox County Library Board of Trustees; Resolution R-08-5-813 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Law Director to file motion for partial relief from injunction in McElroy v. Knox County Commission to allow electronic communication via "IRC" in accordance with the amendment to the Public Meetings Act; Resolution R-08-5-918 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to a lease agreement with Knoxville Center, LLC for the Knox County Clerk's Satellite office at the Knoxville Center Mall; Resolution R-08-5-919 - Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to allow for the Finance Committee meeting to begin at 8:30 a.m. and the Intergovernmental Committee meeting to begin at 10:00 a.m. both on the Monday prior to the Commission meeting; and Ordinance O-08-5-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a nepotism policy for Knox County (Knox County Code, Part II, Chapter 2, Article I, Section 2-5, previously reserved).

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2. Commissioner Strickland amended the agenda to withdraw the following items: Resolution R-08-5-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee, to approve a referendum authorizing the sale of liquor by the package and drink in the unincorporated areas of Knox County; and Resolution R-08-5-913 - Consideration of a

Resolution of the Commission of Knox County, Tennessee, requesting legislation to allow for and elected School Superintendent in Knox County.

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3. Commissioner Strickland amended the agenda to defer the following items to the June 2008 Board of Commissioners meeting: Resolution R-08-5-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract with the State of Tennessee Department of Health in the amount of \$326,000.00 for the provision of services related to Tuberculosis Control, Prevention and Outreach Services for the period July 1, 2008 through June 30, 2009; Resolution R-08-5-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to Knox County contract number 02-324 as amended, with the Knoxville Tourism and Sports Corporation; R-08-5-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County tax rates for the fiscal year beginning July 1, 2008 and ending June 30, 2009; Resolution R-08-5-806 - Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing a budget for Knox County, Tennessee for the fiscal year 2008-2009; Resolution R-08-5-807 - Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting a Capital Improvement Plan (CIP) for fiscal years 2009-2013 and appropriating funds for the first year of the plan in accordance with said plan; Resolution R-08-5-808 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the issuance of Capital Outlay notes according to the 2008-2009 Knox County Budget; and Resolution R-08-5-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee, terminating the operating contract between the Public Building Authority (PBA) and Knox County Public Library Buildings for management, security and/or maintenance services.

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4. Without objection, Commissioner Strickland amended the agenda to remove the following item from the Consent Calendar: Resolution R-08-5-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the volunteers of the five Citizen Review Panels.

Mr. Erik Hoglund, Director for Knox County Community Development, was present and spoke on the matter.

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5. Without objection, Commissioner Strickland amended the agenda to add the following items: Discussion of an Ordinance adding Civil

Service Merit Board Rules & Regulations for Knox County Employees; and Discussion of an Ordinance that would bring the fee offices budgets under County Commission control.

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6. Commissioner Strickland amended the agenda to remove the following item from the Consent Calendar: Resolution R-08-5-812 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract renewal with Rodefer Moss and Company, PLLC for the Independent Annual Financial Audit for fiscal year 2007-2008.

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7. Without objection, Commissioner Strickland amended the agenda to add the following item: Discussion regarding the Knox County School System.

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8. Commissioner Strickland amended the agenda to withdraw the following item: Resolution R-08-5-911 – Resolution of the Commission of Knox County, Tennessee, requesting clarification from the Knox County Clerk through the Business Tax Licensing Department, regarding policies and procedures for approving or denying applications for business tax license.

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9. Commissioner Strickland amended the agenda to allow Mr. Chuck Bowers to address the Commission at 7:00 p.m. or after completion of the zoning agenda.

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10. Without objection, Commissioner Strickland amended the agenda to remove the following item from the Consent Calendar: Resolution R-08-5-811 - Consideration of a Resolution of the Commission of Knox County, Tennessee, to receive the operational audit report of the Knox County Medical Examiner's office from the independent auditors.

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

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11. Without objection, Commissioner Strickland amended the agenda to defer the following item to the June 2008 Board of Commissioners meeting: Resolution R-08-5-916 - Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting a Victims' Assistance Assessment and designating the Knoxville Family Justice Center to receive the funds generated by the assessment.

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12. Commissioner Hammond moved to amend the agenda to defer the following item to the June 2008 Board of Commissioners meeting: Resolution R-08-5-914 - Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the Knox County Law Director to renegotiate the Order of Compromise between the Knox County Commission and the Knox County Board of Education as it pertains to the expenditure of funds previously appropriated and the approval of contracts. Commissioner Craig Leuthold seconded the motion and upon voice vote the motion carried 19-0-0-0.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:
No request received.

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2. Notary Public Applications:
199 Notary Public Applications received.

Commissioner Craig Leuthold moved to approve all Consent Items. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN E-RATE CONTRACT WITH CENTRIFUGE SOLUTIONS DBA SCHOOLFUSION FOR WEB HOSTING SERVICES – R-08-5-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an E-Rate contract with Centrifuge Solutions dba SchoolFusion for web hosting services was before the Board of Commissioners.

Commissioner Mark Harmon moved to recommend approval to the full commission of Resolution R-08-5-201 - Resolution of the Commission of Knox County, Tennessee, approving an E-Rate contract with Centrifuge Solutions dba SchoolFusion for web hosting services. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree,

Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH GODDARD GUTTERING, INC. FOR THE EXTRUDED ALUMINUM WALKWAY COVERS – R-08-5-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Goddard Guttering, Inc. for the extruded aluminum walkway covers was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-08-5-202 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Goddard Guttering, Inc. for the extruded aluminum walkway covers. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH CUSTOMER SERVICE ELECTRIC SUPPLY, CC DICKSON COMPANY, CARRIER SALES AND DISTRIBUTION, M AND A SUPPLY COMPANY, SHIELDS ELECTRONICS SUPPLY, REA PARTS, INC., R E MICHEL, INC., KENNY PIPE AND SUPPLY, INC., JOHNSTONE SUPPLY, JDM INTERNATIONAL, INC., AND FENCO SUPPLY COMPANY FOR THE PROVISION OF HVAC COMPONENTS, COMPRESSORS AND SUPPLIES – R-08-5-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with Customer Service Electric Supply, CC Dickson Company, Carrier Sales and Distribution, M and A Supply Company, Shields Electronics Supply, REA Parts, Inc., R E Michel, Inc., Kenny Pipe and Supply, Inc., Johnstone Supply, JDM International, Inc., and Fenco Supply Company for the provision of HVAC components, compressors and supplies was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-08-5-203 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Customer Service Electric Supply, CC Dickson Company, Carrier Sales and Distribution, M and A Supply Company,

Shields Electronics Supply, REA Parts, Inc., R E Michel, Inc., Kenny Pipe and Supply, Inc., Johnstone Supply, JDM International, Inc., and Fenco Supply Company for the provision of HVAC components, compressors and supplies. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING YOUTH VILLAGES OF KNOXVILLE AND DECLARING MAY 2008 TO BE FOSTER CARE MONTH IN KNOX COUNTY – R-08-5-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Youth Villages of Knoxville and declaring May 2008 to be Foster Care Month in Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-101 - Resolution of the Commission of Knox County, Tennessee, honoring Youth Villages of Knoxville and declaring May 2008 to be Foster Care Month in Knox County. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE CEDAR BLUFF MIDDLE SCHOOL 6TH GRADE “SET A GOOD EXAMPLE” STUDENT CHALLENGE CONTESTANTS AND DECLARING KNOX COUNTY TO BE THE FIRST “SET A GOOD EXAMPLE” COUNTY IN THE UNITED STATES – R-08-5-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Cedar Bluff Middle School 6th grade “Set A Good Example” Student Challenge contestants and declaring Knox County to be the first “Set A Good Example” County in the United States was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-5-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Cedar Bluff Middle School 6th grade “Set A Good Example” Student Challenge contestants and declaring Knox County to be the first “Set A Good Example” County in the United States. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE VOLUNTEERS OF THE FIVE CITIZEN REVIEW PANELS – R-08-5-103:

_____ This item was heard later on the day’s agenda. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE VETERANS OF WORLD WAR II – R-08-5-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Veterans of World War II was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-104 - Resolution of the Commission of Knox County, Tennessee, honoring the Veterans of World War II. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE DESTINATION IMAGINATION TEAM “KNOXVILLE GO FOR IT” – R-08-5-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Destination Imagination team “Knoxville Go For It” was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-5-105 - Resolution of the Commission of Knox County, Tennessee, honoring the Destination Imagination team “Knoxville Go For It”. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

The resolution was presented to Ms. Kristin Toussaint and the Destination Imagination team “Knoxville Go For It” 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, APPROVING A LEASE AGREEMENT WITH MACK R. WALKER FOR THE MASCOT BRANCH LIBRARY – R-08-5-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Mack R. Walker for the Mascot Branch Library was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-204 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Mack R. Walker for the Mascot Branch Library. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT IN THE AMOUNT OF \$1,500.00 WITH THE EAST TENNESSEE FOUNDATION TO SUPPORT THE COMMUNICATION THROUGH ART PROGRAM – R-08-5-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$1,500.00 with the East Tennessee Foundation to support the Communication Through Art Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-205 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$1,500.00 with the East Tennessee Foundation to support the Communication Through Art Program.

Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORM WATER FACILITIES BY EXEDY AMERICA CORPORATION FOR PROPERTY AT 9533 COMMISSION DRIVE – R-08-5-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by Exedy America Corporation for property at 9533 Commission Drive was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-401 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by Exedy America Corporation for property at 9533 Commission Drive. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORM WATER FACILITIES BY JAMES K. AND AMY M. WESTER FOR PROPERTY LOCATED AT 10217 KINGSTON PIKE – R-08-5-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by James K. and Amy M. Wester for property located at 10217 Kingston Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-402 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by James K. and Amy M. Wester for property located at 10217 Kingston Pike.

Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman,

Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORM WATER FACILITIES BY AUCTION LAND PARTNERSHIP FOR PROPERTY LOCATED AT 9616 PARKSIDE DRIVE – R-08-5-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by Auction Land Partnership for property located at 9616 Parkside Drive was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-403 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of storm water facilities by Auction Land Partnership for property located at 9616 Parkside Drive. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$2,881,989.00 WITH DESIGN AND CONSTRUCTION SERVICES, INC. FOR GALLAHER VIEW ROAD AND GLEASON DRIVE INTERSECTION IMPROVEMENTS – R-08-5-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$2,881,989.00 with Design and Construction Services, Inc. for Gallaher View Road and Gleason Drive intersection improvements was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-404 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$2,881,989.00 with Design and Construction Services, Inc. for Gallaher View Road and Gleason Drive intersection improvements. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon,

Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A PROJECT AGREEMENT (CONTRACT NO. 080072, PROJECT IDENTIFICATION NO. 107018.00) WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF RUTLEDGE PIKE, HARRIS ROAD AND OLD RUTLEDGE PIKE – R-08-5-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a project agreement (contract no. 080072, project identification no. 107018.00) with the State of Tennessee Department of Transportation (TDOT) for the installation of a traffic signal at the intersection of Rutledge Pike, Harris Road and Old Rutledge Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-405 - Resolution of the Commission of Knox County, Tennessee, approving a project agreement (contract no. 080072, project identification no. 107018.00) with the State of Tennessee Department of Transportation (TDOT) for the installation of a traffic signal at the intersection of Rutledge Pike, Harris Road and Old Rutledge Pike. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE WASTE TIRE GRANT IN THE AMOUNT OF \$1,135,500.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION FOR FISCAL YEARS 2008-2009, 2009-2010 AND 2010-2011 – R-08-5-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the waste tire grant in the amount of \$1,135,500.00 with the State of Tennessee Department of Environment and Conservation for fiscal years 2008-2009, 2009-2010 and 2010-2011 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-406 - Resolution of the Commission of Knox County, Tennessee, approving the waste tire grant in the amount of \$1,135,500.00 with the State of Tennessee Department of Environment and Conservation for fiscal years 2008-2009, 2009-2010 and 2010-2011. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A UTILITY RELOCATION AGREEMENT WITH THE KNOXVILLE UTILITIES BOARD (KUB) FOR THE GALLAHER VIEW ROAD AND GLEASON DRIVE INTERSECTION IMPROVEMENT PROJECT – R-08-5-407:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a utility relocation agreement with the Knoxville Utilities Board (KUB) for the Gallaher View Road and Gleason Drive intersection improvement project was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-407 - Resolution of the Commission of Knox County, Tennessee, approving a utility relocation agreement with the Knoxville Utilities Board (KUB) for the Gallaher View Road and Gleason Drive intersection improvement project. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY KR, LLC, MANK FANCHER, JR., FRANCES FANCHER, RALPH LUTHER BERRY, JR., GERALDINE BERRY AND TAMERA EASTERDAY FOR PROPERTY LOCATED AT BABELAY ROAD – R-08-5-408:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of

stormwater facilities by KR, LLC, Mank Fancher, Jr., Frances Fancher, Ralph Luther Berry, Jr., Geraldine Berry and Tamera Easterday for property located at Babelay Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-408 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by KR, LLC, Mank Fancher, Jr., Frances Fancher, Ralph Luther Berry, Jr., Geraldine Berry and Tamera Easterday for property located at Babelay Road. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING ALL COMMUNITY GRANT RECIPIENTS TO DOCUMENT AND REPORT THE STATUS OF THEIR USE OF FUNDS RECEIVED – R-08-5-501:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring all Community Grant recipients to document and report the status of their use of funds received was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-501 - Resolution of the Commission of Knox County, Tennessee, requiring all Community Grant recipients to document and report the status of their use of funds received. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$647,300.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR FAMILY PLANNING R-08-5-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$647,300.00 with the State of Tennessee Department of Health for Family Planning was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-601 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$647,300.00 with the State of Tennessee Department of Health for Family Planning. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$55,000.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR THE TENNESSEE BREAST AND CERVICAL CANCER EARLY DETECTION PROGRAM – R-08-5-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$55,000.00 with the State of Tennessee Department of Health for the Tennessee Breast and Cervical Cancer Early Detection Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-603 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$55,000.00 with the State of Tennessee Department of Health for the Tennessee Breast and Cervical Cancer Early Detection Program. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN ENDOWMENT GRANT CONTRACT IN THE AMOUNT OF \$25,000.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR EMERGENCY DENTAL SERVICES TO UNINSURED ADULTS NINETEEN YEARS OF AGE AND OLDER – R-08-5-604:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an endowment grant contract in the amount of \$25,000.00 with the State of Tennessee Department of Health for

Emergency Dental Services to uninsured adults nineteen years of age and older was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-604 - Resolution of the Commission of Knox County, Tennessee, approving an endowment grant contract in the amount of \$25,000.00 with the State of Tennessee Department of Health for Emergency Dental Services to uninsured adults nineteen years of age and older. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$241,900.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR HELP US GROW SUCCESSFULLY (HUGS) FOR SERVICES – R-08-5-605:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$241,900.00 with the State of Tennessee Department of Health for Help Us Grow Successfully (HUGS) for services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-605 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$241,900.00 with the State of Tennessee Department of Health for Help Us Grow Successfully (HUGS) for services. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$190,000.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR CARE COORDINATION SERVICES – R-08-5-606:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of

\$190,000.00 with the State of Tennessee Department of Health for Care Coordination Services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-606 -Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$190,000.00 with the State of Tennessee Department of Health for Care Coordination Services.

Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT ONE TO GRANT CONTRACT #GG-08-22530-00 WITH THE DEPARTMENT OF HEALTH FOR PUBLIC EMERGENCY PREPAREDNESS SERVICES – R-08-5-607:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment One to Grant Contract #GG-08-22530-00 with the Department of Health for Public Emergency Preparedness Services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-607 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to Grant Contract #GG-08-22530-00 with the Department of Health for Public Emergency Preparedness Services. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A TOTAL OF \$8,550.00 FOR THE 2008 TENNDERCARE FAMILY HEALTH FAIR – R-08-5-608:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a total of \$8,550.00 for the 2008 TENNderCare Family Health Fair was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-5-608 - Resolution of the Commission of Knox County, Tennessee, accepting a total of \$8,550.00 for the 2008 TENNderCare Family Health Fair. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN ENDOWMENT GRANT CONTRACT IN THE AMOUNT OF \$196,000.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR GRANT IN AID FUNDING – R-08-5-609:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an endowment grant contract in the amount of \$196,000.00 with the State of Tennessee Department of Health for Grant in Aid funding was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-609 - Resolution of the Commission of Knox County, Tennessee, approving an endowment grant contract in the amount of \$196,000.00 with the State of Tennessee Department of Health for Grant in Aid funding. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE DONATION OF 1.00 ACRE FROM J. EARL AND CHERYL CRUZE TO BE USED FOR PUBLIC ACCESS TO THE FRENCH BROAD RIVER – R-08-5-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the donation of 1.00 acre from J. Earl and Cheryl Cruze to be used for public access to the French Broad River was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-701 - Resolution of the Commission of Knox County, Tennessee, accepting the donation of 1.00 acre from J. Earl and Cheryl Cruze to be used for public access to the French Broad River. Commissioner Daniels

seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$99,635.00 WITH THE OFFICIAL SOURCE, INC. FOR PROVIDING OFFICIALS TO THE KNOX COUNTY PARKS AND RECREATION DEPARTMENT'S FY2008-2009 SOFTBALL AND BASEBALL LEAGUES – R-08-5-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$99,635.00 with the Official Source, Inc. for providing officials to the Knox County Parks and Recreation Department's fy2008-2009 softball and baseball leagues was before the Board of Commissioners.

Ms. Ellen Blasius, Parks Program and Marketing Coordinator for Knox County Parks and Recreation, was present and spoke on the matter.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-702 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$99,635.00 with the Official Source, Inc. for providing officials to the Knox County Parks and Recreation Department's fy2008-2009 softball and baseball leagues. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT IN THE AMOUNT OF \$100.00 WITH THE KNOXVILLE UTILITIES BOARD (KUB) FOR A UTILITY EASEMENT AT JOHN TARLETON PARK ON SUTHERLAND AVENUE (CLT 108A, PARCEL E20) – R-08-5-703:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$100.00 with the Knoxville Utilities Board (KUB) for a utility easement at John Tarleton

Park on Sutherland Avenue (CLT 108A, Parcel E20) was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-703 - Resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$100.00 with the Knoxville Utilities Board (KUB) for a utility easement at John Tarleton Park on Sutherland Avenue (CLT 108A, Parcel E20). Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT IN THE AMOUNT OF \$900.00 WITH THE KNOXVILLE UTILITIES BOARD (KUB) FOR A UTILITY EASEMENT AT JOHN TARLETON PARK, LOCATED AT 2455 SUTHERLAND AVENUE (CLT 94P, PARCEL D24) – R-08-5-704:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$900.00 with the Knoxville Utilities Board (KUB) for a utility easement at John Tarleton Park, located at 2455 Sutherland Avenue (CLT 94P, parcel D24) was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-704 - Resolution of the Commission of Knox County, Tennessee, approving an agreement in the amount of \$900.00 with the Knoxville Utilities Board (KUB) for a utility easement at John Tarleton Park, located at 2455 Sutherland Avenue (CLT 94P, parcel D24). Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DIRECTING OF THE CONVERSION OF THE INTEREST RATE ON THE LOCAL GOVERNMENT PUBLIC IMPROVEMENT BONDS SERIES C-1-A FROM AN AUCTION RATE OR A WEEKLY RATE PURSUANT TO

ITS SERIES C-1-A LOAN AGREEMENT WITH THE PUBLIC BUILDING AUTHORITY OF BLOUNT COUNTY, TENNESSEE – R-08-5-804:

Consideration of a Resolution of the Commission of Knox County, Tennessee, directing of the conversion of the interest rate on the local government public improvement bonds series C-1-A from an auction rate or a weekly rate pursuant to its series C-1-A loan agreement with the Public Building Authority of Blount County, Tennessee was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-804 Resolution of the Commission of Knox County, Tennessee, directing of the conversion of the interest rate on the local government public improvement bonds series C-1-A from an auction rate or a weekly rate pursuant to its series C-1-A loan agreement with the Public Building Authority of Blount County, Tennessee. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN ADVANCE TO THE KNOXVILLE-KNOX COUNTY CAC – R-08-5-809:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an advance to the Knoxville-Knox County CAC was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-809 - Resolution of the Commission of Knox County, Tennessee, approving an advance to the Knoxville-Knox County CAC. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH KNOXVILLE COCA-COLA ENTERPRISES, INC. FOR THE PROVISION OF BEVERAGE SERVICES – R-08-5-810:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Coca-Cola Enterprises, Inc. for the provision of beverage services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-810 Resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Coca-Cola Enterprises, Inc. for the provision of beverage services. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreeze and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO RECEIVE THE OPERATIONAL AUDIT REPORT OF THE KNOX COUNTY MEDICAL EXAMINER'S OFFICE FROM THE INDEPENDENT AUDITORS – R-08-5-811:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT RENEWAL WITH RODEFER MOSS AND COMPANY, PLLC FOR THE INDEPENDENT ANNUAL FINANCIAL AUDIT FOR FISCAL YEAR 2007-2008 – R-08-5-812:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A THREE YEAR CONTRACT IN THE AMOUNT OF \$75,000.00 BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF HEALTH AND KNOX COUNTY AIR QUALITY MANAGEMENT FOR PM 2.5 FILTER TESTING – R-08-5-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a three year contract in the amount of \$75,000.00 between the State of Tennessee Department of Health and Knox County Air Quality Management for PM 2.5 filter testing was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-901 - Resolution of the Commission of Knox County, Tennessee, approving a three year contract in the amount of \$75,000.00 between the State of Tennessee Department of Health and Knox County Air Quality Management for PM 2.5 filter testing. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING GRANT AGREEMENT (CONTRACT NUMBER 09-03-PY8-303-YOUTH) IN THE AMOUNT OF \$689,958.37 WITH THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT YOUTH EMPLOYMENT AND TRAINING PROGRAMS IN KNOX COUNTY – R-08-5-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving grant agreement (contract number 09-03-PY8-303-YOUTH) in the amount of \$689,958.37 with the State of Tennessee Department of Labor and Workforce Development youth employment and training programs in Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-905 - Resolution of the Commission of Knox County, Tennessee, approving grant agreement (contract number 09-03-PY8-303-YOUTH) in the amount of \$689,958.37 with the State of Tennessee Department of Labor and Workforce Development youth employment and training programs in Knox County. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ASKING THE METROPOLITAN PLANNING COMMISSION TO STUDY THE KNOX COUNTY ZONING ORDINANCE SECTION(S) REGULATING AIRCRAFT LANDING FIELDS, HANGARS AND EQUIPMENT AND REPORT BACK TO THE KNOX COUNTY COMMISSION – R-08-5-906:

Consideration of a Resolution of the Commission of Knox County, Tennessee, asking the Metropolitan Planning Commission to study the Knox County Zoning Ordinance section(s) regulating aircraft landing fields, hangars and equipment and report back to the Knox County Commission was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-906 - Resolution of the Commission of Knox County, Tennessee, asking the Metropolitan Planning Commission to study the Knox County Zoning Ordinance section(s) regulating aircraft landing fields, hangars and equipment and report back to the Knox County Commission.

Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY COMMISSION RULES TO PROVIDE THAT ANY CHARTER AMENDMENT TO BE CONSIDERED BY THE KNOX COUNTY COMMISSION BE REVIEWED BY THE KNOX COUNTY LAW DIRECTOR BEFORE BEING CONSIDERED ON FIRST READING, AND TO REQUIRE A MINIMUM OF TWO PUBLIC HEARINGS BEFORE THE CHARTER AMENDMENT IS CONSIDERED ON SECOND READING – R-08-5-907:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to provide that any charter amendment to be considered by the Knox County Commission be reviewed by the Knox County Law Director before being considered on first reading, and to require a minimum of two public hearings before the charter amendment is considered on second reading was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-907 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to provide that any charter amendment to be considered by the Knox County Commission be reviewed by the Knox County Law Director before being considered on first reading, and to require a minimum of two public hearings before the charter amendment is considered on second reading. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie,

Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A COMMITTEE TO EXPLORE THE FEASIBILITY OF AN EMPLOYEE INCENTIVE PROGRAM FOR KNOX COUNTY – R-08-5-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing a committee to explore the feasibility of an Employee Incentive Program for Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-909 - Resolution of the Commission of Knox County, Tennessee, establishing a committee to explore the feasibility of an Employee Incentive Program for Knox County. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ASKING THE CLERKS OF THE SEVERAL COURTS AND THE CLERK AND MASTER OF THE CHANCERY COURT IF THERE ARE ANY OUTSTANDING COURT COSTS OWED TO KNOX COUNTY AND THE KNOX COUNTY ELECTION COMMISSION IF ANY PERSONS OWE MONEY TO KNOX COUNTY – R-08-5-912:

Consideration of a Resolution of the Commission of Knox County, Tennessee, asking the Clerks of the several courts and the Clerk and Master of the Chancery Court if there are any outstanding court costs owed to Knox County and the Knox County Election Commission if any persons owe money to Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-912 - Resolution of the Commission of Knox County, Tennessee, asking the Clerks of the several courts and the Clerk and Master of the Chancery Court if there are any outstanding court costs owed to Knox County and the Knox County Election Commission if any persons owe money to Knox County. Commissioner Daniels seconded the motion and

upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE METROPOLITAN PLANNING COMMISSION (MPC) TO STUDY AND MAKE RECOMMENDATIONS TO THE KNOX COUNTY COMMISSION FOR AMENDING THE KNOX COUNTY ZONING ORDINANCE RELATED TO THE INDUSTRIAL ZONE – R-08-5-917:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission (MPC) to study and make recommendations to the Knox County Commission for amending the Knox County Zoning Ordinance related to the Industrial Zone was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-5-917 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission (MPC) to study and make recommendations to the Knox County Commission for amending the Knox County Zoning Ordinance related to the Industrial Zone. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ACCEPTANCE OF NEW COUNTY ROADS:

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

- A. Hunt Crest Road, Hunt Crest Subdivision, Unit 1, District 6.
- B. Gaslight Lane, Hunt Crest Subdivision, Unit I, District 6.
- C. Champions Trail Lane, Hunt Crest Subdivision, Unit I, District 6.

Commissioner Craig Leuthold moved to approve the above acceptance of new county roads. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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

13. At this time, there was discussion regarding the following item: Resolution R-08-5-105 – Resolution of the Commission of Knox County, Tennessee, honoring the Destination Imagination team “Knoxville Go For It”.

Mrs. Martha Beeler, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Ms. Kristin Toussaint and the Destination Imagination team “Knoxville Go For It” were present to accept the resolution and expressed appreciation to the commission for the resolution.

This resolution was approved earlier on the day’s agenda. (See Page _____)

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IN RE: DISCUSSION REGARDING THE KNOX COUNTY SCHOOL SYSTEM:

Discussion regarding the Knox County School System was before the Board of Commissioners.

Mr. Vic Spencer, concerned citizen, was present and spoke on the matter.

No action was taken.

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

14. Without objection, Commissioner Strickland amended the agenda to allow Ms. Charlotte Lusk, concerned citizen, to address the commission.

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IN RE: PUBLIC FORUM:

1. Ms. Charlotte Lusk, concerned citizen, was present and spoke concerning road problems and other conditions at a gas station at the corner of Hidden Haven Way and Rutledge Pike.

Mr. Jim Snowden, Knox County Engineering and Public Works, and Mr. Grant Rosenberg, Deputy Director for Knox County Office of Neighborhoods, were present and spoke on the matter.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Daniels moved to approve the minutes from the previous meeting. The motion was seconded and upon roll call vote

Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING MEMBERS TO THE KNOX COUNTY HEALTH INSURANCE APPEALS BOARD – R-08-5-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Health Insurance Appeals Board was before the Board of Commissioners.

Ms. Frances Fogerson, Knox County Human Resources Director, was present and spoke on the matter.

Commissioner Mark Harmon moved to approve Resolution R-08-5-110 - Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Health Insurance Appeals Board and that the following individuals be appointed: Mr. Frank D. Robinson, Ms. Pamela Tracy, Mr. Abe Brown and Mr. Wardell Milan. Commissioner Craig Leuthold seconded the motion.

Commissioner Smith moved as a substitute motion to approve Resolution R-08-5-110 - Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Health Insurance Appeals Board and that the following individuals be appointed: Mr. Bill Taylor, Mr. Frank D. Robinson, Mr. Wardell Milan and Mr. Dave Parmly. Commissioner Rountree seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioner Mark Harmon voted no. The substitute motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING MEMBERS TO THE KNOX COUNTY PERSONNEL BOARD – R-08-5-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Personnel Board was before the Board of Commissioners.

Ms. Frances Fogerson, Knox County Human Resources Director, was present and spoke on the matter.

Commissioner Mark Harmon moved to approve Resolution R-08-5-111 - Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Personnel Board and that the following individuals be appointed: Ms. Pamela Tracy, Mr. Chuck Williams, Mr. Logan Brummitt and Ms. Lori Stephens. Commissioner DeFreese seconded the motion.

Commissioner Smith moved as a substitute motion to approve Resolution R-08-5-111 - Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Personnel Board and that the following individuals be appointed: Ms. Deborah York, Mr. Logan Brummitt, Ms. Irma Thompson and Mr. Abe Brown. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright and Pinkston voted aye. Commissioners Mark Harmon, Campen, Davis and DeFreese voted no. The substitute motion carried 15-4-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF MARTHA S. (MISSY) WALLEN AND THE REAPPOINTMENT OF HARRY CALL, JIM HARRISON AND ALVIN NANCE TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND THE HEALTH, EDUCATIONAL AND HOUSING FACILITY BOARD OF THE COUNTY OF KNOX – R-08-5-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of Martha S. (Missy) Wallen and the reappointment of Harry Call, Jim Harrison and Alvin Nance to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox was before the Board of Commissioners.

Mr. Mike Edwards, Development Corporation, Mr. John Owings, Knox County Law Director, and Mr. Herbert Slatery, Industrial Development Board, were present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution

R-08-5-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Martha S. (Missy) Wallen and the reappointment of Harry Call, Jim Harrison and Alvin Nance to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox. Commissioner Rountree seconded the motion.

Commissioner Moore moved as a substitute motion to approve Resolution R-08-5-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Martha S. (Missy) Wallen and the reappointment of Harry Call, Jim Harrison and Alvin Nance to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox with the amendment that the following individuals be appointed: Carl Tindell, Alvin Nance, Clem Renfro and Charles Benton. Commissioner Smith seconded the motion.

Commissioner Ivan Harmon called for the question to end debate at this time. Upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners Hammond and Craig Leuthold voted no. The vote carried 17-2-0-0.

Upon roll call vote of the substitute motion to approve Resolution R-08-5-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Martha S. (Missy) Wallen and the reappointment of Harry Call, Jim Harrison and Alvin Nance to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox with the amendment that the following individuals be appointed: Carl Tindell, Alvin Nance, Clem Renfro and Charles Benton, Commissioners Ivan Harmon, Davis, Daniels, Craig Leuthold, Lambert, Smith, Moore, Ballard and Wright voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Hammond, Briggs, Rountree, DeFreese and Pinkston voted no. The substitute motion failed 9-10-0-0.

Commissioner Hammond moved as a substitute motion to defer to the June 2008 Board of Commissioners meeting Resolution R-08-5-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Martha S. (Missy) Wallen and the reappointment of Harry Call, Jim Harrison and Alvin Nance to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Campen, Ivan Harmon, Davis,

Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners McKenzie, Mark Harmon and Norman voted no. The substitute motion carried 16-3-0-0.

Commissioner Davis moved to request individuals seeking appointment to the Industrial Development Board of the County of Knox and the Health, Educational and Housing Facility Board of the County of Knox to provide the following information to the County Commission no later than June 6, 2008: Resumes, letters, etc.; information regarding their membership to the Chamber of Commerce; and include the district they reside in and if it is incorporated. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Campen, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners McKenzie, Mark Harmon and Norman voted no. The motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF WILLIAM DANIELS TO THE KNOX COUNTY BOARD OF ZONING APPEALS – R-08-5-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of William Daniels to the Knox County Board of Zoning Appeals was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-08-5-113 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of William Daniels to the Knox County Board of Zoning Appeals. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING DARINKA MILEUSNIC, M.D. TO BE THE KNOX COUNTY MEDICAL EXAMINER – R-08-5-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing Darinka Mileusnic, M.D. to be the Knox County Medical Examiner was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-08-5-114 - Resolution of the Commission of Knox County, Tennessee, appointing Darinka Mileusnic, M.D. to be the Knox County Medical Examiner. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REAPPOINTMENT OF FRANK LEUTHOLD AS THE FIFTH DISTRICT REPRESENTATIVE TO THE KNOX COUNTY LIBRARY BOARD OF TRUSTEES – R-08-5-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Frank Leuthold as the Fifth District representative to the Knox County Library Board of Trustees was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-08-5-115 - Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Frank Leuthold as the Fifth District representative to the Knox County Library Board of Trustees. Commissioner Norman seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioner Craig Leuthold recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY ON CONNER ROAD. PROPERTY LOCATED OFF CONNER ROAD. SCOTT WILLIAMS, PROPERTY OWNER:

Consideration of closure of right of way on Conner Road was before the Board of Commissioners. Property located off Conner Road. Scott Williams, property owner.

Commissioner Pinkston moved to approve the closure of right of way on Conner Road. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark

Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Conner Road. Scott Williams, property owner.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE VOLUNTEERS OF THE FIVE CITIZEN REVIEW PANELS – R-08-5-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the volunteers of the five Citizen Review Panels was before the Board of Commissioners.

Mr. Mike Arms, Chief of Staff for the Knox County Mayor, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-103 - Resolution of the Commission of Knox County, Tennessee, honoring the volunteers of the five Citizen Review Panels. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

The following individuals were present to accept resolutions and expressed appreciation to the commission for the resolutions: Ms. Donna McEvers, Mr. Mark Hancock, Ms. Martha Arnold-Charnay and Mr. Dan Smith.

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

15. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-08-5-811 - Consideration of a Resolution of the Commission of Knox County, Tennessee, to receive the operational audit report of the Knox County Medical Examiner's office from the independent auditors.

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IN RE: RESOLUTIONS:

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

OPERATIONAL AUDIT REPORT OF THE KNOX COUNTY MEDICAL EXAMINER'S OFFICE FROM THE INDEPENDENT AUDITORS – R-08-5-811:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to receive the operational audit report of the Knox County Medical Examiner's office from the independent auditors was before the Board of Commissioners.

Mr. Edwin Osborne, representing Lewis H. Jones, CPA, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Mike Arms, Chief of Staff for the Knox County Mayor, and Dr. Stuart VanMeter, University of Tennessee Pathologists, were present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-811 - Resolution of the Commission of Knox County, Tennessee, to receive the operational audit report of the Knox County Medical Examiner's office from the independent auditors. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING ONE OR MORE LOANS UNDER ONE OR MORE LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FORTY MILLION DOLLARS (\$40,000,000) AND EXECUTION AND DELIVERY OF ONE OR MORE LOAN AGREEMENTS AND OTHER DOCUMENTS RELATING TO SAID BORROWING; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF SAID BORROWING AND THE PAYMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS; CONSENTING TO THE ASSIGNMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS; APPROVING ONE OR MORE SWAP AGREEMENTS IN CONNECTION WITH THE LOAN AGREEMENTS AUTHORIZED HEREUNDER; AND TAKING ALL OTHER NECESSARY ACTIONS WITH RESPECT TO THE FOREGOING – R-08-5-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing one or more loans under one or more loan

agreements between Knox County, Tennessee and a Tennessee Public Building Authority in an aggregate principal amount of not to exceed forty million dollars (\$40,000,000) and execution and delivery of one or more loan agreements and other documents relating to said borrowing; providing for the application of the proceeds of said borrowing and the payment of the County's obligations under the loan agreements; consenting to the assignment of the County's obligations under the loan agreements; approving one or more swap agreements in connection with the loan agreements authorized hereunder; and taking all other necessary actions with respect to the foregoing was before the Board of Commissioners.

Commissioner Pinkston moved to defer to the June 2008 Board of Commissioners meeting Resolution R-08-5-801 - Resolution of the Commission of Knox County, Tennessee, authorizing one or more loans under one or more loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority in an aggregate principal amount of not to exceed forty million dollars (\$40,000,000) and execution and delivery of one or more loan agreements and other documents relating to said borrowing; providing for the application of the proceeds of said borrowing and the payment of the County's obligations under the loan agreements; consenting to the assignment of the County's obligations under the loan agreements; approving one or more swap agreements in connection with the loan agreements authorized hereunder; and taking all other necessary actions with respect to the foregoing. Commissioner Moore seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, APPROVING AN INITIAL RESOLUTION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRING OF NOT TO EXCEED \$40,000,000.00 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT INDEBTEDNESS THROUGH THE ISSUANCE OF BONDS, NOTES OR OTHER OBLIGATIONS OR BY ENTERING INTO LOAN AGREEMENTS, IN ANY SUCH CASE, THE SAME TO BE SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY IN KNOX COUNTY, FOR THE PURPOSES OF FINANCING AND PAYING FOR VARIOUS ROADS, LIBRARIES, UTILITIES, HEALTH DEPARTMENT FACILITIES,

PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES, SCHOOLS PROJECTS, THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AND FACILITIES, AND THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT – R-08-5-802:

Consideration of a Resolution of the Commission of Knox County, approving an initial resolution of Knox County, Tennessee, authorizing the incurring of not to exceed \$40,000,000.00 of General Obligation Public Improvement Indebtedness through the issuance of bonds, notes or other obligations or by entering into loan agreements, in any such case, the same to be secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County, for the purposes of financing and paying for various roads, libraries, utilities, health department facilities, parks and recreation facilities, justice and law enforcement facilities, juvenile facilities, schools projects, the acquisition, construction, improvement and rehabilitation of public buildings and facilities, and the acquisition of technological equipment was before the Board of Commissioners.

Commissioner Pinkston moved to defer to the June 2008 Board of Commissioners meeting Resolution R-08-5-802 - Resolution of the Commission of Knox County, approving an initial resolution of Knox County, Tennessee, authorizing the incurring of not to exceed \$40,000,000.00 of General Obligation Public Improvement Indebtedness through the issuance of bonds, notes or other obligations or by entering into loan agreements, in any such case, the same to be secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County, for the purposes of financing and paying for various roads, libraries, utilities, health department facilities, parks and recreation facilities, justice and law enforcement facilities, juvenile facilities, schools projects, the acquisition, construction, improvement and rehabilitation of public buildings and facilities, and the acquisition of technological equipment. Commissioner Moore seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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

CONTRACT RENEWAL WITH RODEFER MOSS AND COMPANY, PLLC FOR THE INDEPENDENT ANNUAL FINANCIAL AUDIT FOR FISCAL YEAR 2007-2008 – R-08-5-812:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract renewal with Rodefer Moss and Company, PLLC for the Independent Annual Financial Audit for fiscal year 2007-2008 was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-08-5-812 – Resolution of the Commission of Knox County, Tennessee, approving a contract renewal with Rodefer Moss and Company, PLLC for the Independent Annual Financial Audit for fiscal year 2007-2008. Commissioner Moore seconded the motion.

Commissioner Craig Leuthold moved as a substitute motion that the contract renewal with Rodefer Moss and Company, PLLC for the Independent Annual Financial Audit for fiscal year 2007-2008 be put out for bid. Commissioner Briggs seconded the motion.

Commissioner DeFreese called for the question to end debate at this time. Commissioner Hammond seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Briggs, Rountree, Lambert, Smith, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners Craig Leuthold and Moore voted no. The vote carried 17-2-0-0.

Upon roll call vote of the substitute motion that the contract renewal with Rodefer Moss and Company, PLLC for the Independent Annual Financial Audit for fiscal year 2007-2008 be put out for bid, Commissioners Mark Harmon, Campen, Norman, Davis, Daniels, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners McKenzie, Strickland, Ivan Harmon, Hammond and Moore voted no. The substitute motion carried 14-5-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE KNOX COUNTY LAW DIRECTOR TO FILE MOTION FOR PARTIAL RELIEF FROM INJUNCTION IN MCELROY V. KNOX COUNTY COMMISSION TO ALLOW ELECTRONIC

COMMUNICATION VIA “IRC” IN ACCORDANCE WITH THE AMENDMENT TO THE PUBLIC MEETINGS ACT – R-08-5-813:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Law Director to file motion for partial relief from injunction in McElroy v. Knox County Commission to allow electronic communication via “IRC” in accordance with the amendment to the Public Meetings Act was before the Board of Commissioners.

Commissioner DeFreese moved to approve Resolution R-08-5-813 - Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Law Director to file motion for partial relief from injunction in McElroy v. Knox County Commission to allow electronic communication via “IRC” in accordance with the amendment to the Public Meetings Act. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioner Norman voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN INCREASE OF PROBATION SUPERVISION FEES TO THE MAXIMUM DOLLAR AMOUNT OF \$45.00 PER MONTH, AS ALLOWED BY TENNESSEE CODE ANNOTATED § 40-35-303(I)(1) – R-08-5-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an increase of probation supervision fees to the maximum dollar amount of \$45.00 per month, as allowed by Tennessee Code Annotated § 40-35-303(i)(1) was before the Board of Commissioners.

Mr. Todd Cook, Director for Knox County Probation/Pretrial Release, and Mr. John Owings, Knox County Law Director, were present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-902 - Resolution of the Commission of Knox County, Tennessee, approving an increase of probation supervision fees to the maximum dollar amount of \$45.00 per month, as allowed by Tennessee Code Annotated § 40-35-303(i)(1). Commissioner Ballard seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs,

Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$60,000.00 FOR LEGAL EXPENSES ASSOCIATED WITH JORDAN, ET AL. V. KNOX COUNTY, ET AL. – R-08-5-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$60,000.00 for legal expenses associated with Jordan, et al. v. Knox County, et al. was before the Board of Commissioners.

Mr. Greg Mackay, Administrator of Elections for the Knox County Election Commission, and Mr. John Owings, Knox County Law Director, were present and spoke on the matter.

Commissioner Hammond moved to approve Resolution R-08-5-903 - Resolution of the Commission of Knox County, Tennessee, appropriating \$60,000.00 for legal expenses associated with Jordan, et al. v. Knox County, et al. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$65,000.00 FOR THE ANNUAL SOFTWARE LICENSE AND MAINTENANCE AGREEMENT WITH HART INTERCIVIC, INC. FOR VOTING MACHINES – R-08-5-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for the annual software license and maintenance agreement with Hart Intercivic, Inc. for voting machines was before the Board of Commissioners.

Mr. Greg Mackay, Administrator of Elections for the Knox County Election Commission, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-904 - Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for the annual software license and maintenance agreement with Hart Intercivic, Inc. for voting machines. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon,

Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONSIDERING THE USE OF COMCAST SPOTLIGHT TO ADVERTISE THE AUCTION OF OLD SOUTH HIGH SCHOOL AND FUTURE EFFORTS TO LIQUIDATE KNOX COUNTY ASSETS AND SURPLUS PROPERTY R-08-5-915:

Consideration of a Resolution of the Commission of Knox County, Tennessee, considering the use of Comcast Spotlight to advertise the auction of Old South High School and future efforts to liquidate Knox County assets and surplus property was before the Board of Commissioners.

Mr. Matt Myers, Knox County Purchasing Department, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-915 - Resolution of the Commission of Knox County, Tennessee, considering the use of Comcast Spotlight to advertise the auction of Old South High School and future efforts to liquidate Knox County assets and surplus property. Commissioners Daniels seconded the motion.

At this time, there was a call for the question to end debate. Upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Hammond, Craig Leuthold, Rountree, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioners Davis, Daniels, Briggs and Lambert voted no. The vote carried 15-4-0-0.

Upon roll call vote to approve Resolution R-08-5-915 – Resolution of the Commission of Knox County, Tennessee, considering the use of Comcast Spotlight to advertise the auction of Old South High School and future efforts to liquidate Knox County assets and surplus property, Commissioners Ivan Harmon, Rountree, Moore, DeFreese and Pinkston voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Ballard and Wright voted no. The motion failed 5-14-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO A LEASE AGREEMENT WITH KNOXVILLE

CENTER, LLC FOR THE KNOX COUNTY CLERK'S SATELLITE OFFICE AT THE KNOXVILLE CENTER MALL – R-08-5-918:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to a lease agreement with Knoxville Center, LLC for the Knox County Clerk's Satellite Office at the Knoxville Center Mall was before the Board of Commissioners.

Mr. George Stooksbury, Knox County Clerk, and Mr. John Owings, Knox County Law Director, were present and spoke on the matter.

Commissioner Rountree moved to approve Resolution R-08-5-918 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to a lease agreement with Knoxville Center, LLC for the Knox County Clerk's Satellite Office at the Knoxville Center Mall. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. Commissioner Craig Leuthold recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY COMMISSION RULES TO ALLOW FOR THE FINANCE COMMITTEE MEETING TO BEGIN AT 8:30 A.M. AND THE INTERGOVERNMENTAL COMMITTEE MEETING TO BEGIN AT 10:00 A.M. BOTH ON THE MONDAY PRIOR TO THE COMMISSION MEETING – R-08-5-919:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to allow for the Finance Committee meeting to begin at 8:30 a.m. and the Intergovernmental Committee meeting to begin at 10:00 a.m. both on the Monday prior to the Commission meeting was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-08-5-919 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to allow for the Finance Committee meeting to begin at 8:30 a.m. and the Intergovernmental Committee meeting to begin at 10:00 a.m. both on the Monday prior to the Commission meeting. Commissioner Daniels seconded the motion.

Commissioner Craig Leuthold moved as a substitute motion to approve Resolution R-08-5-919 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to allow for the Finance Committee meeting to begin at 8:30 a.m. and the Intergovernmental Committee meeting to begin at 10:00 a.m. both on the Monday prior to the Commission meeting with the following amendment: Effective June 2008, the Finance Committee meeting will begin at 8:30 a.m. on the Monday prior to the Commission meeting; and the Intergovernmental Committee will begin at 8:30 a.m. on the Tuesday prior to the Commission meeting. Commissioner Rountree seconded the motion.

Commissioner Ballard moved to suspend the rules to vote on the substitute motion. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright and Pinkston voted aye. Commissioner DeFreese voted no. The motion carried 18-1-0-0.

Upon roll call vote of the substitute motion to approve Resolution R-08-5-919 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission rules to allow for the Finance Committee meeting to begin at 8:30 a.m. and the Intergovernmental Committee meeting to begin at 10:00 a.m. both on the Monday prior to the Commission meeting with the following amendment: Effective June 2008, the Finance Committee meeting will begin at 8:30 a.m. on the Monday prior to the Commission meeting; and the Intergovernmental Committee will begin at 8:30 a.m. on the Tuesday prior to the Commission meeting, Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Smith, Moore, Ballard and Wright voted aye. Commissioners Davis, Lambert, DeFreese and Pinkston voted no. The substitute motion carried 15-4-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A NEW PROCUREMENT CODE FOR KNOX COUNTY, THEREBY SUBSTITUTING EXHIBIT A, ATTACHED HERETO, IN PLACE OF THE PROCUREMENT CODE AS PREVIOUSLY ADOPTED AND AMENDED, WHICH IS HEREBY REPEALED (ORDINANCE O-05-4-101, §2, ADOPTED MAY 23, 2005, ORDINANCE O-05-12-101, ADOPTED JANUARY 23, 2006, ORDINANCE O-07-3-104, ADOPTED

APRIL 16, 2007, ORDINANCE O-07-6-104, ADOPTED JULY 23, 2007 AND ORDINANCE O-07-8-103, ADOPTED SEPTEMBER 24, 2007 – O-08-5-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a new Procurement Code for Knox County, thereby substituting Exhibit A, attached hereto, in place of the Procurement Code as previously adopted and amended, which is hereby repealed (Ordinance O-05-4-101, §2, adopted May 23, 2005, Ordinance O-05-12-101, adopted January 23, 2006, Ordinance O-07-3-104, adopted April 16, 2007, Ordinance O-07-6-104, adopted July 23, 2007 and Ordinance O-07-8-103, adopted September 24, 2007 was before the Board of Commissioners on first reading.

Commissioner Pinkston moved to approve Ordinance O-08-5-101 – Ordinance of the Commission of Knox County, Tennessee, adopting a new Procurement Code for Knox County, thereby substituting Exhibit A, attached hereto, in place of the Procurement Code as previously adopted and amended, which is hereby repealed (Ordinance O-05-4-101, §2, adopted May 23, 2005, Ordinance O-05-12-101, adopted January 23, 2006, Ordinance O-07-3-104, adopted April 16, 2007, Ordinance O-07-6-104, adopted July 23, 2007 and Ordinance O-07-8-103, adopted September 24, 2007 on first reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A NEPOTISM POLICY FOR KNOX COUNTY (KNOX COUNTY CODE, PART II, CHAPTER 2, ARTICLE I, SECTION 2-5, PREVIOUSLY RESERVED) - O-08-5-102 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a nepotism policy for Knox County (Knox County Code, Part II, Chapter 2, Article I, Section 2-5, previously reserved) was before the Board of Commissioners on first reading.

Commissioner Pinkston moved to approve Ordinance O-08-5-102 - Ordinance of the Commission of Knox County, Tennessee, adopting a nepotism policy for Knox County (Knox County Code, Part II, Chapter 2, Article I, Section 2-5, previously reserved) on first reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote

Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE IX, SECTION 9.05 OF THE KNOX COUNTY CHARTER TO MODIFY THE CHARTER REVIEW COMMITTEE PROCESS (KNOX COUNTY CHARTER AS ADOPTED NOVEMBER 8, 1988, AS AMENDED THROUGH REFERENDUM OF AUGUST 6, 2004 – O-08-4-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article IX, Section 9.05 of the Knox County Charter to modify the Charter Review Committee process (Knox County Charter as adopted November 8, 1988, as amended through Referendum of August 6, 2004 was before the Board of Commissioners on second reading.

Commissioner Pinkston moved to approve Ordinance O-08-4-101 - Ordinance of the Commission of Knox County, Tennessee, amending Article IX, Section 9.05 of the Knox County Charter to modify the Charter Review Committee process (Knox County Charter as adopted November 8, 1988, as amended through Referendum of August 6, 2004 on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE IX, SECTION 9.05 OF THE KNOX COUNTY CHARTER TO CHANGE THE TIMEFRAME REQUIRED FOR A PROPOSED CHARTER AMENDMENT TO BE PLACED ON THE BALLOT (KNOX COUNTY CHARTER AS ADOPTED NOVEMBER 8, 1988, AS AMENDED THROUGH REFERENDUM OF AUGUST 6, 2004 – O-08-4-102 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article IX, Section 9.05 of the Knox County

Charter to change the timeframe required for a proposed Charter Amendment to be placed on the ballot (Knox County Charter as adopted November 8, 1988, as amended through Referendum of August 6, 2004 was before the Board of Commissioners on second reading.

Commissioner Pinkston moved to approve Ordinance O-08-4-102 - Ordinance of the Commission of Knox County, Tennessee, amending Article IX, Section 9.05 of the Knox County Charter to change the timeframe required for a proposed Charter Amendment to be placed on the ballot (Knox County Charter as adopted November 8, 1988, as amended through Referendum of August 6, 2004 on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO ESTABLISH THE PROCEDURE FOR ISSUING AND ENFORCING A SUBPOENA ISSUED BY THE KNOX COUNTY COMMISSION PURSUANT TO SECTION 2.02 (H) OF THE KNOX COUNTY CHARTER (KNOX COUNTY CODE, PART II, CHAPTER 2, ARTICLE I, SECTION 2-4, PREVIOUSLY RESERVED – O-08-4-104 – (SECOND READING)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, to establish the procedure for issuing and enforcing a subpoena issued by the Knox County Commission pursuant to Section 2.02 (H) of the Knox County Charter (Knox County Code, Part II, Chapter 2, Article I, Section 2-4, previously reserved was before the Board of Commissioners on second reading.

Commissioner Pinkston moved to approve Ordinance O-08-4-104 - Ordinance of the Commission of Knox County, Tennessee, to establish the procedure for issuing and enforcing a subpoena issued by the Knox County Commission pursuant to Section 2.02 (H) of the Knox County Charter (Knox County Code, Part II, Chapter 2, Article I, Section 2-4, previously reserved on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: PUBLIC FORUM – (CONTINUED):

2. Mr. Brad Mayes, concerned citizen, was present and spoke concerning issues at Lynn Mayes Mulching Company, and EPA regulations for mulch.

Mr. Jim Snowden, Knox County Engineering and Public Works, Mr. Dwight VanDeVate, Director of Communications and Government Relations for Knox County, and Mr. Mark Jones, Director for the Knox County Health Department, were present and spoke on the matter.

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IN RE: ROLL CALL – (6:00 P.M.)

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of J.D. Robison for rezoning from A Agricultural Zone to RB General Residential Zone was before the Board of Commissioners. Property located on the southwest side of Old Clinton Highway, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

Commissioner Strickland deferred this item to later on the day's agenda. (See Page _____)

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2. Consideration of the request of Dutchtown Land Partners, LLC for a Northwest County Sector Plan Amendment from LDR Low Density Residential Zone to C Commercial Zone was before the Board of Commissioners. Property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road. Fifth Commission District.

Mr. John King, representing Dutchtown Land Partners, LLC, was present and spoke on behalf of the request.

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

Commissioner Craig Leuthold moved to approve zoning request 12-D-07-SP - Request of Dutchtown Land Partners, LLC for a Northwest County Sector Plan Amendment from LDR Low Density

Residential Zone to C Commercial Zone subject to the deed restrictions being completed. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road. Fifth Commission District.

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3. Consideration of the request of Dutchtown Land Partners, LLC for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road. Fifth Commission District.

Mr. John King, representing Dutchtown Land Partners, LLC, was present and spoke on behalf of the request.

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

Commissioner Craig Leuthold moved to approve zoning request 12-J-07-RZ – Request of Dutchtown Land Partners, LLC for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone subject to the deed restrictions being completed. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road. Fifth Commission District.

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4. Consideration of the request of Hardin Valley Land Partners for a Northwest County Sector Plan Amendment from LDR Low Density Residential and SLPA Slope Protection Area Zone to C Commercial and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District.

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

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

Commissioner Lambert moved to approve zoning request 2-C-08-SP – Request of Hardin Valley Land Partners for a Northwest County Sector Plan Amendment from LDR Low Density Residential and SLPA Slope Protection Area Zone to C Commercial and SLPA Slope Protection Area Zone as per MPC’s recommendation. Commissioner Rountree seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District.

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5. Consideration of the request of Hardin Valley Land Partners for rezoning from PR Planned Residential and A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District.

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

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

Commissioner Lambert moved to approve zoning request 2-K-08-RZ – Request of Hardin Valley Land Partners for rezoning from PR Planned Residential and A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Rountree seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District.

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6. Consideration of the request of James D. Lyle and Linda B. Lyle for rezoning from RA Low Density Residential and RA/F Floodway Zone to OA Office Park and OA/F Floodway Zone was before the Board of Commissioners. Property located on the southeast end of Sony Lane, northeast of South Peters Road. Fifth Commission District.

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

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

Commissioner Hammond moved to approve zoning request 4-C-08-RZ – Request of James D. Lyle and Linda B. Lyle for rezoning from RA Low Density Residential and RA/F Floodway Zone to OA Office Park and OA/F Floodway Zone as per MPC’s recommendation. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast end of Sony Lane, northeast of South Peters Road. Fifth Commission District.

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7. Consideration of the request of Steve Bethel for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the north side of East Emory Road, east of Maynardville Pike. Seventh Commission District.

Mr. John King, representing Steve Bethel, was present and spoke on behalf of the request.

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

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

Commissioner Smith moved to approve zoning request 4-G-08-RZ – Request of Steve Bethel for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the north side of East Emory Road, east of Maynardville Pike. Seventh Commission District.

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IN RE: ZONING APPEALS:

1. Consideration of the appeal by W.C. Development, owner, of MPC denial of Northwest County Sector Plan Amendment from LDR Low Density Residential and SLPA Slope Protection Area Zone to C Commercial and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

Mr. John King, Attorney representing W.C. Development, owner, was present and spoke on the matter.

Without objection, Commissioner Strickland deferred this item to the June 2008 Board of Commissioners meeting.

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2. Consideration of the appeal by W.C. Development, owner, of MPC denial of rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

Mr. John King, Attorney representing W.C. Development, owner, was present and spoke on the matter.

Without objection, Commissioner Strickland deferred this item to the June 2008 Board of Commissioners meeting.

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IN RE: ZONING REQUESTS – (CONTINUED):

8. Consideration of the request of J.D. Robison for rezoning from A Agricultural Zone to RB General Residential Zone was before the Board of Commissioners. Property located on the southwest side of Old Clinton Highway, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

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

Commissioner Craig Leuthold moved to withdraw from the agenda zoning request 11-Q-05-RZ – Request of J.D. Robison for rezoning from A Agricultural Zone to RB General Residential Zone. Commissioner Daniels seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Campen, Norman, Ivan Harmon, Davis, Daniels, Hammond, Craig Leuthold, Briggs, Rountree, Lambert, Smith, Moore, Ballard, Wright, DeFreese and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Old Clinton Highway, northeast of Clinton Highway. Sixth Commission District.

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IN RE: PUBLIC FORUM – (CONTINUED):

3. Mr. Charles Bowers, concerned citizen, was present and spoke concerning an ouster suit for Mr. Mike Ragsdale, Knox County Mayor.

Ms. Patty Walker, concerned citizen, was present and spoke concerning.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

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IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED)

16. At this time, there was discussion concerning budget hearings. The following dates were scheduled: Monday, June 2, 2008 at 8:30 a.m. for Knox County Department Heads; and Wednesday, June 11, 2008 at 8:30 a.m. for Knox County Community Grants.

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IN RE: DISCUSSION OF AN ORDINANCE ADDING CIVIL SERVICE MERIT BOARD RULES & REGULATIONS FOR KNOX COUNTY EMPLOYEES:

Discussion of an Ordinance adding Civil Service Merit Board Rules & Regulations for Knox County Employees was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

This item was added to the June 2008 Board of Commissioners meeting.

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IN RE: DISCUSSION OF AN ORDINANCE THAT WOULD BRING THE FEE OFFICES BUDGETS UNDER COUNTY COMMISSION CONTROL:

Discussion of an Ordinance that would bring the fee offices budgets under County Commission control was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

This item was added to the June 2008 Board of Commissioners meeting.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Strickland dispensed with roll call by districts and called for adjournment.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

THOMAS STRICKLAND, CHAIRMAN