

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Tuesday, May 26, 2009 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Also present were Mr. Bill Lockett, 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. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Strickland, Chairman, presided.

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

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IN RE: ROLL CALL:

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

At this time, Commissioner Strickland expressed appreciation to everyone for all acts of kindness shown to him and his donor, Ms. Beverly Mulholland, during his kidney transplant procedure.

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IN RE: DEVOTIONAL:

Commissioner McKenzie gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mark Harmon 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 hear the following items after completion of the consent agenda: Resolution R-09-5-802, Resolution R-09-5-803, Resolution R-09-5-804, Resolution R-09-5-805, Resolution R-09-5-806, Resolution R-09-5-807 and Resolution R-09-5-808.

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2. Commissioner Strickland amended the agenda to remove the following items from the consent calendar to be heard after completion of public forum: Resolution R-09-5-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Russell Monett for earning the rank of Eagle Scout; and Resolution R-09-5-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chris Fansler for earning the rank of Eagle Scout.

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3. Commissioner Strickland amended the agenda to remove the following item from the consent calendar to be heard after completion of approval of minutes of the previous meeting: Resolution R-09-5-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Jeannie Dulaney upon the occasion of her retirement from Leadership Knoxville.

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4. Commissioner Strickland amended the agenda to add the following item: Discussion regarding the moratorium placed on billboards.

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5. Commissioner Strickland amended the agenda to remove the following item from the consent calendar to be heard on the regular agenda: Resolution R-09-5-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of a member of the Knox County Ethics Committee (Lewis Cosby) to the Knox County Audit Committee as a non-voting ex officio member.

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6. Commissioner Strickland amended the agenda to add the following items: Resolution R-09-5-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chris Fansler for earning the rank of Eagle Scout; Resolution R-0-9-5-105 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Shane Webb, David Hutsell, Greg Kidd, Trey Young, David Patterson and Zack Webb of the Knox County Office of Information Technology for winning the County Government Week Volleyball Tournament; Resolution R-09-5-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Environmental Safety & Health Inc. for environmental review services for the Knox County Community Development Department; Resolution R-09-5-606 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$35,000.00 for the

acquisition of property located at 149 Dameron Avenue for the purpose of expanding the Knox County Health Department's parking lot; Resolution R-09-5-809 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Tax Management Associates, Inc. for business personal property audit services for the Knox County Property Assessor's Office; Discussion regarding the process for payment of Discretionary Funds; Discussion regarding House Bill 714 and Senate Bill 679; and Discussion to request Knox County Fee Offices to provide information regarding positions, salaries, and policies on overtime, salary enhancements and bonuses intended for next year.

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7. Commissioner Strickland amended the agenda to withdraw the following item: Resolution R-09-5-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring meeting minutes of certain committees and boards to be posted on the Knox County Commission's website.

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8. Commissioner Strickland amended the agenda to defer the following item to the July 2009 Board of Commissioners meeting: Resolution R-09-5-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:
No request received.

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2. Notary Public Applications:
148 Notary Public Applications received.

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

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IN RE: EDUCATION CONSENT CALENDAR:

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

**EASEMENT TO PROPERTY LOCATED AT 8463 GLEASON ROAD
(BEHIND BEARDEN HIGH SCHOOL) – R-09-5-201:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of a slope and construction easement to property located at 8463 Gleason Road (behind Bearden High School) was before the Board of Commissioners.

Commissioner Ivan Harmon moved to approve Resolution R-09-5-201 - Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of a slope and construction easement to property located at 8463 Gleason Road (behind Bearden High School).

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

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT IN THE AMOUNT OF \$849,520.00 WITH C.M. HENLEY
COMPANY, LLC FOR ROOF UPGRADES AT CENTRAL HIGH
SCHOOL – R-09-5-202:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$849,520.00 with C.M. Henley Company, LLC for roof upgrades at Central High School was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-09-5-202 Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$849,520.00 with C.M. Henley Company, LLC for roof upgrades at Central High School. Commissioner Carringer seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT CALENDAR:

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

FROM LEADERSHIP KNOXVILLE – R-09-5-101:

_____) 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 RUSSELL MONETT FOR EARNING THE RANK OF EAGLE SCOUT – R-09-5-102:

_____) 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 FULTON HIGH SCHOOL BOYS’ BASKETBALL TEAM FOR THEIR BACK-TO-BACK STATE CHAMPIONSHIP WIN – R-09-5-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Boys’ Basketball Team for their back-to-back State Championship win was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-103 - Resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Boys’ Basketball Team for their back-to-back State Championship win. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CHRIS FANSLER FOR EARNING THE RANK OF EAGLE SCOUT – R-09-5-104:

_____) 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 SHANE WEBB, DAVID HUTSELL, GREG KIDD, TREY YOUNG, DAVID PATTERSON AND ZACK WEBB OF THE KNOX COUNTY

**COUNTY GOVERNMENT WEEK VOLLEYBALL TOURNAMENT –
R-09-5-105:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Shane Webb, David Hutsell, Greg Kidd, Trey Young, David Patterson and Zack Webb of the Knox County Office of Information Technology for winning the County Government Week Volleyball Tournament was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-105 - Resolution of the Commission of Knox County, Tennessee, honoring Shane Webb, David Hutsell, Greg Kidd, Trey Young, David Patterson and Zack Webb of the Knox County Office of Information Technology for winning the County Government Week Volleyball Tournament. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
2009 LIBRARY TECHNOLOGY GRANT IN THE AMOUNT OF
\$2,500.00 WITH THE TENNESSEE STATE LIBRARY AND
ARCHIVES FOR PERSONAL COMPUTERS AND/OR LIBRARY
MANAGEMENT SOFTWARE – R-09-5-203:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the 2009 Library Technology Grant in the amount of \$2,500.00 with the Tennessee State Library and Archives for personal computers and/or Library Management software was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-203 - Resolution of the Commission of Knox County, Tennessee, approving the 2009 Library Technology Grant in the amount of \$2,500.00 with the Tennessee State Library and Archives for personal computers and/or Library Management software. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT IN THE AMOUNT OF \$5,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS FOR THE 5TH ANNUAL CHILDREN'S FESTIVAL OF READING – R-09-5-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$5,000.00 from the National Endowment for the Arts for the 5th Annual Children's Festival of Reading was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-204 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$5,000.00 from the National Endowment for the Arts for the 5th Annual Children's Festival of Reading.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT IN THE AMOUNT OF \$5,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS FOR THE 6TH ANNUAL CHILDREN'S FESTIVAL OF READING – R-09-5-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$5,000.00 from the National Endowment for the Arts for the 6th Annual Children's Festival of Reading was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-205 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$5,000.00 from the National Endowment for the Arts for the 6th Annual Children's Festival of Reading.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION IN THE AMOUNT OF \$1,000.00 FROM WAL-MART TO SUPPORT THE KNOX COUNTY FIRE PREVENTION BUREAU'S SMOKE ALARM PROGRAM FOR THE DEAF AND HARD OF HEARING – R-09-5-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,000.00 from Wal-Mart to support the Knox County Fire Prevention Bureau's smoke alarm program for the deaf and hard of hearing was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-401 - Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,000.00 from Wal-Mart to support the Knox County Fire Prevention Bureau's smoke alarm program for the deaf and hard of hearing. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$521,700.00 WITH DESIGN AND CONSTRUCTION SERVICES, INC. FOR IMPROVEMENTS TO THE DUTCHTOWN ROAD CONVENIENCE CENTER – R-09-5-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a construction contract in the amount of \$521,700.00 with Design and Construction Services, Inc. for improvements to the Dutchtown Road Convenience Center was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-402 - Resolution of the Commission of Knox County, Tennessee, approving a construction contract in the amount of \$521,700.00 with Design and Construction Services, Inc. for improvements to the Dutchtown Road Convenience Center. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CONVEYANCE OF A PERMANENT DRAINAGE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT LOCATED AT 9045 CROSS PARK DRIVE TO THE CITY OF KNOXVILLE FOR THE CROSS PARK DRIVE DRAINAGE IMPROVEMENT PROJECT – R-09-5-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the conveyance of a permanent drainage easement and temporary construction easement located at 9045 Cross Park Drive to the City of Knoxville for the Cross Park Drive Drainage Improvement Project was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-403 - Resolution of the Commission of Knox County, Tennessee, approving the conveyance of a permanent drainage easement and temporary construction easement located at 9045 Cross Park Drive to the City of Knoxville for the Cross Park Drive Drainage Improvement Project. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING SUPPLEMENT NUMBER 6 TO CONTRACT NUMBER 00035817 WITH THE TENNESSEE VALLEY AUTHORITY (TVA) IN THE AMOUNT OF \$9,000.00 FOR REIMBURSEMENT TO KNOX COUNTY IN SUPPORT OF THE BEAVER CREEK WATERSHED INITIATIVE – R-09-5-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving supplement Number 6 to contract Number 00035817 with the Tennessee Valley Authority (TVA) in the amount of \$9,000.00 for reimbursement to Knox County in support of the Beaver Creek Watershed Initiative was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution

R-09-5-404 - Resolution of the Commission of Knox County, Tennessee, approving supplement Number 6 to contract Number 00035817 with the Tennessee Valley Authority (TVA) in the amount of \$9,000.00 for reimbursement to Knox County in support of the Beaver Creek Watershed Initiative. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$107,524.00 WITH J. CUMBY CONSTRUCTION FOR APPROXIMATELY 1300 FEET OF SIDEWALK ON STEELE ROAD – R-09-5-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a construction contract in the amount of \$107,524.00 with J. Cumby Construction for approximately 1300 feet of sidewalk on Steele Road was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-405 - Resolution of the Commission of Knox County, Tennessee, approving a construction contract in the amount of \$107,524.00 with J. Cumby Construction for approximately 1300 feet of sidewalk on Steele Road. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT OF SALE WITH ALBERTA RUDDER RANDLE IN THE AMOUNT OF \$3,000.00 FOR THE ACQUISITION OF A RIGHT-OF-WAY EASEMENT FOR THE PURPOSE OF BRIDGE IMPROVEMENTS AT THE MALONEY ROAD UNDERPASS – R-09-5-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement of sale with Alberta Rudder Randle in the amount of \$3,000.00 for the acquisition of a right-of-way

easement for the purpose of bridge improvements at the Maloney Road underpass was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-406 - Resolution of the Commission of Knox County, Tennessee, approving an agreement of sale with Alberta Rudder Randle in the amount of \$3,000.00 for the acquisition of a right-of-way easement for the purpose of bridge improvements at the Maloney Road underpass. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY ARNOLD TREECE AND GAIL TREECE FOR PROPERTY LOCATED AT 7714 QUARRY ROAD – R-09-5-407:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Arnold Treece and Gail Treece for property located at 7714 Quarry Road was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-407 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Arnold Treece and Gail Treece for property located at 7714 Quarry Road. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO KNOX COUNTY CONTRACT NUMBER 08-083 WITH KNOX HOUSING PARTNERSHIP TO CHANGE THE SCOPE OF SERVICES SECTION OF THE CONTRACT – R-09-5-501:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to Knox County contract

Number 08-083 with Knox Housing Partnership to change the scope of services section of the contract was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-501 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to Knox County contract Number 08-083 with Knox Housing Partnership to change the scope of services section of the contract. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH ENVIRONMENTAL SAFETY & HEALTH INC. FOR ENVIRONMENTAL REVIEW SERVICES FOR THE KNOX COUNTY COMMUNITY DEVELOPMENT DEPARTMENT – R-09-5-502:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Environmental Safety & Health Inc. for environmental review services for the Knox County Community Development Department was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-502 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Environmental Safety & Health Inc. for environmental review services for the Knox County Community Development Department. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$55,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE TENNESSEE BREAST AND CERVICAL CENTER CANCER EARLY DETECTION PROGRAM – R-09-5-601:

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

Commissioner Saunders moved to approve Resolution R-09-5-601 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$55,000.00 with the Tennessee Department of Health for the Tennessee Breast and Cervical Center Cancer Early Detection Program. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$270,900.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR HIV/AIDS PREVENTION SERVICES – R-09-5-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$270,900.00 with the Tennessee Department of Health for HIV/AIDS Prevention Services was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-602 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$270,900.00 with the Tennessee Department of Health for HIV/AIDS Prevention Services. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT ONE TO GRANT CONTRACT #GG-09-26118-00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR PUBLIC EMERGENCY PREPAREDNESS – R-09-5-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment One to grant contract #GG-09-26118-00 with the State of Tennessee Department of Health for Public Emergency Preparedness was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-603 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to grant contract #GG-09-26118-00 with the State of Tennessee Department of Health for Public Emergency Preparedness. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$190,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR CARE COORDINATION SERVICES FOR THE CHILDREN'S SPECIAL SERVICES PROGRAM – R-09-5-604:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$190,000.00 with the Tennessee Department of Health for Care Coordination Services for the Children's Special Services Program was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-604 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$190,000.00 with the Tennessee Department of Health for Care Coordination Services for the Children's Special Services Program. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING DONATIONS IN THE AMOUNT OF \$5,250.00 FOR THE 2009 TENNERCARE FAMILY HEALTH FAIR – R-09-5-605:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting donations in the amount of \$5,250.00 for the 2009 TENNderCare Family Health Fair was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-605 - Resolution of the Commission of Knox County, Tennessee, accepting donations in the amount of \$5,250.00 for the 2009 TENNderCare Family Health Fair. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$35,000.00 FOR THE ACQUISITION OF PROPERTY LOCATED AT 149 DAMERON AVENUE FOR THE PURPOSE OF EXPANDING THE KNOX COUNTY HEALTH DEPARTMENT'S PARKING LOT – R-09-5-606:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$35,000.00 for the acquisition of property located at 149 Dameron Avenue for the purpose of expanding the Knox County Health Department's parking lot was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-606 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$35,000.00 for the acquisition of property located at 149 Dameron Avenue for the purpose of expanding the Knox County Health Department's parking lot. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LICENSE AND LEASE AGREEMENT WITH RIVERSPORTS, INC. FOR THE OPERATION AND MANAGEMENT OF OUTFITTER SERVICES AT THE SEVEN ISLANDS WILDLIFE REFUGE –

R-09-5-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a license and lease agreement with Riversports, Inc. for the operation and management of outfitter services at the Seven Islands Wildlife Refuge was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-701 - Resolution of the Commission of Knox County, Tennessee, approving a license and lease agreement with Riversports, Inc. for the operation and management of outfitter services at the Seven Islands Wildlife Refuge. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH OFFICE FURNITURE USA TO PROVIDE OFFICE FURNITURE FOR VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT AS NEEDED – R-09-5-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Office Furniture USA to provide office furniture for various departments of Knox County Government as needed was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-801 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Office Furniture USA to provide office furniture for various departments of Knox County Government as needed. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT (CONTRACT NUMBER LW03ST91ADULT09) WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT IN THE AMOUNT OF \$456,383.00 TO AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS

COUNTY – R-09-5-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91ADULT09) with the Tennessee Department of Labor and Workforce Development in the amount of \$456,383.00 to American Recovery and Reinvestment Act funds for adult employment and training programs in Knox County was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-901 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91ADULT09) with the Tennessee Department of Labor and Workforce Development in the amount of \$456,383.00 to American Recovery and Reinvestment Act funds for adult employment and training programs in Knox County.

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

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT (CONTRACT NUMBER LW03ST91DSLWK09)
WITH THE TENNESSEE DEPARTMENT OF LABOR AND
WORKFORCE DEVELOPMENT IN THE AMOUNT OF \$1,001,816.00
IN AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS TO
PROVIDE VOCATIONAL TRAINING AND OTHER SERVICES TO
UNEMPLOYED AND UNDEREMPLOYED DISLOCATED WORKERS
IN KNOX COUNTY – R-09-5-902:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91DSLWK09) with the Tennessee Department of Labor and Workforce Development in the amount of \$1,001,816.00 in American Recovery and Reinvestment Act funds to provide vocational training and other services to unemployed and underemployed dislocated workers in Knox County was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-902 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91DSLWK09) with the Tennessee Department of Labor and Workforce Development in the

amount of \$1,001,816.00 in American Recovery and Reinvestment Act funds to provide vocational training and other services to unemployed and underemployed dislocated workers in Knox County. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT (CONTRACT NUMBER LW03ST91YOUTH09) WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT IN THE AMOUNT OF \$1,062,556.00 IN AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS TO PROVIDE SUMMER WORK EXPERIENCE AND TRAINING TO LOW-INCOME YOUTH IN KNOX COUNTY – R-09-5-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91YOUTH09) with the Tennessee Department of Labor and Workforce Development in the amount of \$1,062,556.00 in American Recovery and Reinvestment Act funds to provide summer work experience and training to low-income youth in Knox County was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-903- Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number LW03ST91YOUTH09) with the Tennessee Department of Labor and Workforce Development in the amount of \$1,062,556.00 in American Recovery and Reinvestment Act funds to provide summer work experience and training to low-income youth in Knox County. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$163,815.00 WITH THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) TO

APPROPRIATE TECHNOLOGIES TO REDUCE FINE PARTICULATE EMISSIONS – R-09-5-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$163,815.00 with the U.S. Environmental Protection Agency (EPA) to retrofit the Knox County Diesel Fleet with appropriate technologies to reduce fine particulate emissions was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-5-904 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$163,815.00 with the U.S. Environmental Protection Agency (EPA) to retrofit the Knox County Diesel Fleet with appropriate technologies to reduce fine particulate emissions. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF A MEMBER OF THE KNOX COUNTY ETHICS COMMITTEE (LEWIS COSBY) TO THE KNOX COUNTY AUDIT COMMITTEE AS A NON-VOTING EX OFFICIO MEMBER – R-09-5-905:

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

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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. Shannon Valley Farms Boulevard, Shannon Valley Farms Subdivision, Unit I and II, District 8.
- B. Jade Pasture Lane, Shannon Valley Farms Subdivision, Unit I & II, District 8.
- C. Prairie Clover Lane, Shannon Valley Farms Subdivision, Unit I, District 8.
- D. Fresh Garden Drive, Shannon Valley Farms Subdivision, Unit I, District 8.

- E. Blazing Star Lane, Shannon Valley Farms Subdivision, Unit I, District 8.
- F. Cornsilk Drive, Shannon Valley Farms Subdivision, Unit II, District 8.
- G. Horstall Drive, Shannon Valley Farms Subdivision, Unit II, District 8.
- H. Sunday Silence Lane, Shannon Valley Farms Subdivision, Unit II, District 8.
- I. Gallant Lane, Shannon Valley Farms Subdivision, Unit II, District 8.
- J. Creekrock Lane, Shannon Valley Farms Subdivision, Unit II, District 8.
- K. Ingleside Lane, Fox Ridge Subdivision, District 8.
- L. Kirkstone Lane, Fox Ridge Subdivision, District 8.
- M. Fox Ridge Drive, Vista Hills Subdivision, District 7.
- N. Knoll Pines Lane, Vista Hills Subdivision, District 7.

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

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Ivan Harmon moved to approve the minutes from the previous meeting held on April 27, 2009 (Regular Session). Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS:

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

FROM LEADERSHIP KNOXVILLE – R-09-5-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Jeannie Dulaney upon the occasion of her retirement from Leadership Knoxville was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-09-5-101 - Resolution of the Commission of Knox County, Tennessee, honoring Jeannie Dulaney upon the occasion of her retirement from Leadership Knoxville. The motion was seconded and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Ms. Jeannie Dulaney was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, (1) ESTABLISHING A GENERAL COUNTY BUDGET, MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF KNOX COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010; (2) APPROVING THE ORGANIZATION OF THE EXECUTIVE BRANCH OF KNOX COUNTY GOVERNMENT; AND (3) DESIGNATING THE PROCEEDS FROM THE SALE OF THE STATE STREET PROPERTY TO OFFSET THE DEFINED BENEFIT PLAN COSTS – R-09-5-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee, (1) establishing a General County Budget, making appropriations from the several funds for Departments, Institutions, Offices and Agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 2009 and ending June 30, 2010; (2) approving the organization of the Executive Branch of Knox County Government; and (3) designating the proceeds from the sale of the State Street property to offset the Defined Benefit Plan costs was before the Board of Commissioners.

Commissioner Craig Leuthold made disclosure that he is an employee in the Knox County Trustee Office prior to voting on the matter.

Commissioner Smith made disclosure that he serves on several boards that are receiving funds and/or provides insurance for several of the individuals prior to voting on the matter.

Commissioner Anders made disclosure that his wife is employed by Knox County prior to voting on the matter.

Commissioner Hammond made disclosure that he will be the co-chair for the Dogwood Arts Festival in 2010 prior to voting on the matter.

The following individuals were present and spoke on the matter: Mr. Bill Lockett, Knox County Law Director, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Erik Hoglund, Director for Knox County Community Development, Mr. Phil Ballard, Knox County Property Assessor, Mr. Todd Napier, Development Corporation of Knox County, Dr. Jim McIntyre, Superintendent for Knox County Schools, Mr. Mike Edwards, Chamber of Partnership, Mr. Mike Reeves, Knox County Purchasing, Mr. Dwight VanDeVate, Senior Director of Community Relations and Governmental Affairs for Knox County, Mr. Mike Ragsdale, Knox County Mayor, Ms. Jolie Bonavita, Director for the Knox County Commission Office, Mr. Nick McBride, Chief Deputy for the Knox County Register of Deeds Office, and Mr. Chuck Williams, Youth Committee Panel member.

Commissioner Craig Leuthold moved to approve Resolution R-09-5-802 - Resolution of the Commission of Knox County, Tennessee, (1) establishing a General County Budget, making appropriations from the several funds for Departments, Institutions, Offices and Agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 2009 and ending June 30, 2010; (2) approving the organization of the Executive Branch of Knox County Government; and (3) designating the proceeds from the sale of the State Street property to offset the Defined Benefit Plan costs with the following amendments: add the following amounts for the following departments to be funded from the General Fund for the 2008-2009 fiscal year: \$10,000.00 for the Cerebral Palsy Center; \$12,000.00 for the Helen Ross McNabb Mother Goose; \$8,000.00 for the Senior Information Referral Service. Also included in the motion was to delete all references to the proceeds from the sale of the State Street property. Commissioner McKenzie seconded the motion.

Commissioner Pinkston moved as a substitute motion to defer to the Board of Commissioners Special Session meeting scheduled for June 4, 2009, Resolution R-09-5-802 - Resolution of the Commission of Knox

County, Tennessee, (1) establishing a General County Budget, making appropriations from the several funds for Departments, Institutions, Offices and Agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 2009 and ending June 30, 2010; (2) approving the organization of the Executive Branch of Knox County Government; and (3) designating the proceeds from the sale of the State Street property to offset the Defined Benefit Plan costs. Also included in the motion was to defer the following items to the Board of Commissioners Special Session meeting scheduled for June 4, 2009: Resolution R-09-5-803; Resolution R-09-5-804; Resolution R-09-5-805; Resolution R-09-5-806; Resolution R-09-5-807; and Resolution R-09-5-807. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Mark Harmon, Lambert and Pinkston voted aye. Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Smith, Carringer, Armstrong, Wright and Brown and voted no. The substitute motion failed 3-16-0-0.

Commissioner Broyles moved as an amendment to reduce the budgets by ten percent for the following: Innovation Valley - \$350,000.00; Chamber of Partnership - \$150,000.00; and Development Corporation - \$900,000.00. This would amount to \$135,000.00 and this amount is to be added to the Knox County School budget. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Mark Harmon and Broyles voted aye. Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted no. The amendment failed 2-17-0-0.

Upon roll call vote of the original motion to approve Resolution R-09-5-802 - Resolution of the Commission of Knox County, Tennessee, (1) establishing a General County Budget, making appropriations from the several funds for Departments, Institutions, Offices and Agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 2009 and ending June 30, 2010; (2) approving the organization of the Executive Branch of Knox County Government; and (3) designating the proceeds from the sale of the State Street property to offset the Defined Benefit Plan costs with the following amendments: add the following amounts for the following departments to be funded from the General Fund for the 2008-2009 fiscal year: \$10,000.00 for the Cerebral Palsy Center; \$12,000.00 for the Helen Ross McNabb Mother Goose; \$8,000.00 for the Senior Information Referral Service; and also included in the motion was to delete all references to the proceeds from the sale of the State Street property, Commissioners

McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Brown voted aye. Commissioner Pinkston voted no. The motion carried 18-1-0-0.

RESOLUTION

A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, (1) ESTABLISHING A GENERAL COUNTY BUDGET, MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF KNOX COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010 AND (2) APPROVING THE ORGANIZATION OF THE EXECUTIVE BRANCH OF KNOX COUNTY GOVERNMENT.

RESOLUTION: R-09-5-802
REQUESTED BY: FINANCE
**PREPARED BY: KNOX COUNTY
LAW DIRECTOR**

**APPROVED AS TO FORM
AND CORRECTNESS: /s/Wm. S. Lockett, Jr.
DIRECTOR OF LAW**

APPROVED: MAY 26, 2009 DATE

VETOED: _____ DATE

**VETO
OVERRIDE: _____ DATE**

**MINUTE
BOOK _____ PAGE _____**

WHEREAS, pursuant to Article II, Section 2.01 of the Charter of Knox County, Tennessee the Commission of Knox County, as the Legislative Body of Knox County, Tennessee, is vested with the authority and responsibility to adopt and amend the County budget, to fix county tax rates, and to appropriate county funds for any and all lawful purposes; and

WHEREAS, pursuant to Ordinance No. O-90-9-122 the Commission must adopt a consolidated budget, tax rates, and appropriations on or before midnight, June 30, for the subsequent fiscal year beginning on the 1st day of July; and

WHEREAS, the Mayor of Knox County has presented a proposed consolidated budget to the Commission, pursuant to Article III, Section 3.07 of the Charter of Knox County, Tennessee.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION OF KNOX COUNTY AS FOLLOWS:

That the amounts hereafter in the budget printout, attached hereto as Exhibit A, shall constitute the Knox County budget, and said sums are hereby appropriated for the purpose of meeting the expenses of the various departments, institutions, offices, and agencies of Knox County, Tennessee for capital outlay and for meeting payments of principal and interest on the County debt maturing during the fiscal year beginning July 1, 2009 and ending June 30, 2010. The budget and appropriations are for the purposes itemized under the funds from which they are chargeable, to wit:

BE IT FURTHER RESOLVED, in summary form, the budgeted amounts by fund are as follows:

General Fund:	\$ 152,829,798	plus Operating Transfers for Libraries of \$10,714,808 and for Solid Waste of \$3,000,000
Govt. Law Library Fund:	195,000	
Public Library Fund:	12,837,000	
Solid Waste Fund:	4,477,550	
Air Quality Fund:	199,932	
Hotel-Motel Tax Fund:	5,558,192	
Fire District Fund:	200,000	
Eng. & Public Works Fund:	12,413,634	
Central Cafeteria Fund:	23,742,500	
General Purpose School Fund:	375,250,000	
General Debt Fund:	66,000,000	plus Operating Transfer for General Fund of \$2,472,000
School Construction Fund:	19,802,665	
ADA Construction Fund:	400,000	
Total Budgeted Funds:	\$ 673,906,271	

In addition to these budgeted funds, the Sheriff's Drug Control Fund -- of \$470,000 -- is limited to those funds collected by and on behalf of the Sheriff's Office dedicated to the Drug Fund.

In addition to these budgeted funds, the Golf Course Fund -- of \$1,162,697 is operated as an Enterprise Fund.

These funds are budgeted at the following category levels: Personal Services; Employee Benefits; Contracted Services; Supplies and Materials; Other Charges; Debt Service Payments and Capital Outlay per the detailed budgeted documents as published by the Mayor's Office.

BE IT FURTHER RESOLVED, that the Knox County Commission, in accordance with Knox County Charter § 3.06 and Knox County Code § 2-61, hereby approves the structure of the Executive Branch of Knox County

Government, as set forth in the Organizational Chart attached hereto as Exhibit B and incorporated herein by reference.

BE IT FURTHER RESOLVED, that all unexpended and unencumbered balances of appropriations remaining at the end of the fiscal year, except those in (1) capital projects funds and (2) state, federal, and other grants, shall lapse and be of no further effect at the end of the fiscal year and shall be placed to the credit of the fund from which said funds were originally appropriated, and shall be subject to reappropriation for the next fiscal year.

BE IT FURTHER RESOLVED, that the analysis of revenue and appropriation for the year ending June 30, 2010, as set out in this document, is a summary of the sources of revenue and appropriations made by this Commission for the operation of the departments of County government, including the specific allocation of restricted revenues to designated funds.

BE IT FURTHER RESOLVED, that the Knox County Finance Department is hereby authorized to provide the accounting and record keeping agency services for the Knoxville-Knox County Metropolitan Planning Commission, the Knoxville-Knox County Community Action Committee, the Knox County Emergency Communications District, the Knoxville-Knox County Geographic Information System, the Knoxville-Knox County Animal Center, the Public Building Authority, the Retirement Office Operations and The Great Schools Partnership and that the funds of said agencies be deposited with the Knox County Trustee in a fund appropriately designated, and that the budget and estimated revenue document prepared by the respective agencies be properly recorded in the Finance Department Ledgers, and that authority to make expenditures be determined by the appropriate agency board or committee.

BE IT FURTHER RESOLVED, that interest earnings on County Funds be credited according to budget, except that the interest earnings on the General Purpose School Fund be credited to the School Construction Fund. KGIS, E-911 and the Knoxville-Knox County Animal Center be credited interest earnings on their respective funds in accordance with balances on hand with the Knox County Trustee. Interest and Investment earnings on unspent bond funds will be credited according to the Budget. Interest on the authorized accounts will be credited to their respective agencies.

BE IT FURTHER RESOLVED, that the Internal Service Funds are authorized as follows:

Vehicle Service Center Fund	\$4,131,065
Mailroom Service Fund	\$325,000
Employee Benefits Fund	\$28,000,000
Risk Management Fund	\$5,000,000
Building Maintenance Fund	\$6,722,304
Technical Support Services Fund	\$475,000
Capital Leasing Fund	\$2,940,000
Self Insurance Fund	\$24,000,000
Total Internal Service Funds	\$71,593,369

These funds are supported by internal charges for services provided to internal customers. The funds are designed to provide a cost accumulation and clearing function. Higher levels of activity must be supported by increased billings. The Knox County Pension Board will administer the Retirement Office Operations within funds under their jurisdiction that have been adopted in this budget.

BE IT FURTHER RESOLVED, that interest earnings (charges) will be credited (charged) according to the State LGIP rate for CAC.

BE IT FURTHER RESOLVED, grants, gifts, and reimbursements of expenditures in which the County has no match and no future monetary obligations beyond this fiscal period are hereby approved.

BE IT FURTHER RESOLVED, amounts authorized but unspent or otherwise designated in the General Fund for the 2008-2009 fiscal year and amounts greater than Budgeted Revenue in the General Fund and less than Budgeted Expenditures be designated toward funding the County’s Capital Improvement Plan for 2010-2014 as indicated on the plan funding -- unless a prior designation or reservation of those funds is required or made until the planned amount of funding is reached – and provided that the Undesignated portion of the General Fund Balance does not decrease below planned and approved levels.

BE IT FURTHER RESOLVED, that to the extent any previous resolution adopted by the Knox County Commission and signed into law by the County Mayor is in conflict with this resolution, then said previously passed resolution is hereby repealed to the sole extent of its conflict with this Resolution.

BE IT FURTHER RESOLVED, that the budget document recognizes the total level of authorized spending for the School Board is set by the County Commission, and the detailed amounts are at the discretion of the Knox County School Board. Further, this budget adopts the line items totaling \$375,250,000 for the General Purpose School Fund as adopted by the Knox County School Board by line item for expenditures and revenues.

BE IT FURTHER RESOLVED, that the sale of all county property will be credited to the General Fund.

BE IT FURTHER RESOLVED, that any reserve dollars refunded back to Knox County from PBA will be deposited into the Building Maintenance Fund.

BE IT FURTHER RESOLVED, amounts authorized but unspent in the General Fund for the 2008-2009 fiscal year be designated and reappropriated to meet the expenses of the various departments:

Juvenile Court Judges	\$20,000.00
Karns Fire Department	\$15,000.00
Second Harvest Food Bank	\$50,000.00
Carter Senior Center	\$10,000.00
Juvenile Court Judges	\$30,000.00
Law Department	\$68,000.00
Cerebral Palsy Center	\$10,000.00
Helen Ross McNabb – Mother Goose	\$12,000.00
Senior Information Referral Service	\$8,000.00
Total	\$223,000.00

BE IT FURTHER RESOLVED, amounts authorized but unspent in the General Fund for the 2008-2009 fiscal year and amounts greater than Budgeted Revenue in the General Fund and less than Budgeted Expenditure be designated and reappropriated toward funding a onetime bonus of \$500.00 for all full time employees on the payroll at June 30, 2009 and classified as A 1 status. Bonus will be paid in December 2009.

BE IT FURTHER RESOLVED, that all full time employees on the payroll at June 30, 2009 and classified as A 1 status will receive a onetime additional personal leave day.

BE IT FURTHER RESOLVED, the County's appropriation for the Beck Cultural Center in the amount of \$225,000 is considered as a contractual service to provide historical services to the citizens of Knox County and be paid in quarterly installments of \$56,250. If any of the Beck Center employees currently on Knox County's insurance wish to continue said coverage, the Beck Center is authorized to pay on their behalf to continue said coverage.

BE IT FURTHER RESOLVED, if any notifications are to be made to effectuate this Resolution, then the County Clerk is hereby requested to forward a copy of this Resolution to the proper authority(s).

BE IT FURTHER RESOLVED, that this Resolution be spread on the minutes of the Commission of Knox County, Tennessee.

BE IT FURTHER RESOLVED, that this Resolution shall take effect as provided by the Charter of Knox County, Tennessee, the public welfare requiring it, and its provisions shall be enforced from and after July 1, 2009.

THIS 26th day of May, 2009.

/s/ Thomas E. Strickland, Jr. 6/4/09
Presiding Officer of the Commission Date

/s/ Foster D. Arnett, Jr. 6/2/09
County Clerk Date

Approved: /s/ Michael R. Ragsdale
County Mayor Date

Vetoed: _____
County Mayor Date

* * * * *

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

9. At this time, Mr. Mike Arms, Chief of Staff for the Knox County Mayor, was present and indicated Mr. Erik Hoglund, Director for

Knox County Community Development, would be leaving Knox County to take a position with the Federal Government/HUD.

Mr. Hoglund was present and expressed appreciation to the commission for all their support during his employment at Knox County.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING THE KNOX COUNTY TAX RATES FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010 – R-09-5-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County tax rates for the fiscal year beginning July 1, 2009 and ending June 30, 2010 was before the Board of Commissioners.

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

Commissioner McKenzie moved to approve Resolution R-09-5-803 - Resolution of the Commission of Knox County, Tennessee, establishing the Knox County tax rates for the fiscal year beginning July 1, 2009 and ending June 30, 2010. Commissioner Norman seconded the motion.

Commissioner Craig Leuthold moved as a substitute motion to approve Resolution R-09-5-803 - Resolution of the Commission of Knox County, Tennessee, establishing the Knox County tax rates for the fiscal year beginning July 1, 2009 and ending June 30, 2010 with the following amendment that the following be established as follows: Property Taxes: General Fund - \$1.10; Schools General Purpose - \$1.23; and General Debt Service - .36. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The substitute motion carried 19-0-0-0.

RESOLUTION

A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING THE KNOX COUNTY TAX RATES FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010.

RESOLUTION: R-09-5-803

REQUESTED BY: FINANCE

PREPARED BY: KNOX COUNTY
LAW DIRECTOR

APPROVED AS TO FORM
AND CORRECTNESS: /s/ Wm. S. Lockett,
Jr.
DIRECTOR OF
LAW

APPROVED: May 26,
2009 DATE

VETOED: _____
_____ DATE

VETO
OVERRIDE: _____
_____ DATE

MINUTE
BOOK _____ PAGE _____

WHEREAS, pursuant to Article II, Section 2.01 of the Charter of Knox County, Tennessee, the Commission of Knox County, as the Legislative Body of Knox County, Tennessee, is vested with the authority and responsibility to adopt and amend the county budget, to fix county tax rates, and to appropriate county funds for any and all lawful purposes; and

WHEREAS, pursuant to Ordinance No. O-90-9-122, the Commission must adopt a consolidated budget, tax rates, and appropriations on or before midnight, June 30, for the subsequent fiscal year beginning on the 1st day of July; and

WHEREAS, the Mayor of Knox County has presented a proposed consolidated budget to the Commission, pursuant to Article III, Section 3.07 of the Charter of Knox County, Tennessee.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION OF KNOX COUNTY AS FOLLOWS:

The Knox County Tax Rates for the fiscal year beginning July 1, 2009 and ending June 30, 2010 are hereby established and levied as follows:

Property Taxes:	
General Fund	<u>\$1.10</u>
Schools General Purpose	<u>1.23</u>
General Debt Service	<u>.36</u>

Vetoed: _____
County Mayor _____ Date _____

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2010-2014 AND APPROPRIATING FUNDS FOR THE FIRST YEAR OF THE PLAN IN ACCORDANCE WITH SAID PLAN – R-09-5-804:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting a Capital Improvement Plan for fiscal years 2010-2014 and appropriating funds for the first year of the plan in accordance with said plan was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-5-804 - Resolution of the Commission of Knox County, Tennessee, adopting a Capital Improvement Plan for fiscal years 2010-2014 and appropriating funds for the first year of the plan in accordance with said plan. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRING OF NOT TO EXCEED \$16,000,000.00 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, WITHOUT LIMITATION, 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-09-5-805:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the incurring of not to exceed \$16,000,000.00 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, without limitation, 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 Norman moved to approve Resolution R-09-5-805 - Resolution of the Commission of Knox County, Tennessee, authorizing the incurring of not to exceed \$16,000,000.00 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, without limitation, 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 Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRING OF NOT TO EXCEED \$16,000,000.00 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT INDEBTEDNESS THROUGH THE ISSUANCE OF BONDS, NOTES, OR OTHER OBLIGATIONS, 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, WITHOUT

DEPARTMENT FACILITIES, PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES, SCHOOL PROJECTS, THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AN FACILITIES, AND THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT – R-09-5-806:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the incurring of not to exceed \$16,000,000.00 of general obligation public improvement indebtedness through the issuance of bonds, notes, or other obligations, 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, without limitation, various roads, libraries, utilities, Health Department Facilities, Parks and Recreation Facilities, Justice and Law Enforcement Facilities, Juvenile Facilities, School Projects, the acquisition, construction, improvement and rehabilitation of public buildings an facilities, and the acquisition of Technological equipment was before the Board of Commissioners.

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

Commissioner Norman moved to approve Resolution R-09-5-806 - Resolution of the Commission of Knox County, Tennessee, authorizing the incurring of not to exceed \$16,000,000.00 of general obligation public improvement indebtedness through the issuance of bonds, notes, or other obligations, 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, without limitation, various roads, libraries, utilities, Health Department Facilities, Parks and Recreation Facilities, Justice and Law Enforcement Facilities, Juvenile Facilities, School Projects, the acquisition, construction, improvement and rehabilitation of public buildings an facilities, and the acquisition of Technological equipment. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF SERIES 2010 CAPITAL OUTLAY NOTES NOT TO EXCEED \$576,000.00 – R-09-5-807:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the issuance, sale and payment of Series 2010 Capital Outlay Notes not to exceed \$576,000.00 was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-5-807 - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance, sale and payment of Series 2010 Capital Outlay Notes not to exceed \$576,000.00. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRING IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$16,000,000.00 (SIXTEEN MILLION DOLLARS) GENERAL OBLIGATION PUBLIC IMPROVEMENT INDEBTEDNESS THROUGH THE ISSUANCE OF INTEREST BEARING BOND ANTICIPATION NOTES, PROVIDING THE DETAILS THEREOF, AUTHORIZING THE SALE AND APPLICATION OF PROCEEDS THEREOF, AND PROVIDING FOR THE PAYMENT OF PRINCIPAL THEREOF AND INTEREST THEREON, THE SAME TO BE SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED IN KNOX COUNTY, FOR THE PURPOSES OF FINANCING AND PAYING FOR VARIOUS PROJECTS INCLUDING, WITHOUT LIMITATION, ROADS, LIBRARIES, UTILITIES, HEALTH DEPARTMENT FACILITIES, PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES, SCHOOL PROJECTS, THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AND FACILITIES AND THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT – R-09-5-808:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the incurring in the aggregate principal

amount of not to exceed \$16,000,000.00 (sixteen million dollars) general obligation public improvement indebtedness through the issuance of interest bearing bond anticipation notes, providing the details thereof, authorizing the sale and application of proceeds thereof, and providing for the payment of principal thereof and interest thereon, the same to be secured by and payable from revenues from ad valorem taxes levied in Knox County, for the purposes of financing and paying for various projects including, without limitation, Roads, Libraries, Utilities, Health Department Facilities, Parks and Recreation Facilities, Justice and Law Enforcement Facilities, juvenile Facilities, School 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 Norman moved to approve Resolution R-09-5-808 - Resolution of the Commission of Knox County, Tennessee, authorizing the incurring in the aggregate principal amount of not to exceed \$16,000,000.00 (sixteen million dollars) general obligation public improvement indebtedness through the issuance of interest bearing bond anticipation notes, providing the details thereof, authorizing the sale and application of proceeds thereof, and providing for the payment of principal thereof and interest thereon, the same to be secured by and payable from revenues from ad valorem taxes levied in Knox County, for the purposes of financing and paying for various projects including, without limitation, Roads, Libraries, Utilities, Health Department Facilities, Parks and Recreation Facilities, Justice and Law Enforcement Facilities, juvenile Facilities, School Projects, the acquisition, construction, improvement and rehabilitation of Public Buildings and facilities and the acquisition of Technological Equipment. Commissioners Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH TAX MANAGEMENT ASSOCIATES, INC. FOR BUSINESS PERSONAL PROPERTY AUDIT SERVICES FOR THE KNOX COUNTY PROPERTY ASSESSOR'S OFFICE – R-90-5-809:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Tax Management Associates,

Inc. for business personal property audit services for the Knox County Property Assessor's Office was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-5-809 – Resolution of the Commission of Knox County, Tennessee, approving a contract with Tax Management Associates, Inc. for business personal property audit services for the Knox County Property Assessor's Office. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF A MEMBER OF THE KNOX COUNTY ETHICS COMMITTEE (LEWIS COSBY) TO THE KNOX COUNTY AUDIT COMMITTEE AS A NON-VOTING EX OFFICIO MEMBER – R-09-5-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of a member of the Knox County Ethics Committee (Lewis Cosby) to the Knox County Audit Committee as a non-voting ex officio member was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, was present and spoke on the matter.

Commissioner Norman moved to approve Resolution R-09-5-905 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of a member of the Knox County Ethics Committee (Lewis Cosby) to the Knox County Audit Committee as a non-voting ex officio member. Commissioner Brown seconded the motion and upon roll call vote Commissioners Mark Harmon, Briggs and Lambert voted aye. Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Anders, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted no. The motion failed 3-16-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CHARTER OF THE KNOX COUNTY AUDIT COMMITTEE – R-09-5-906:

This item was deferred to the July 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING MEETING MINUTES OF CERTAIN COMMITTEES AND BOARDS TO BE POSTED ON THE KNOX COUNTY COMMISSION'S WEBSITE R-09-5-907:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A POLICY TO CLARIFY THE USE OF TAKE HOME VEHICLES AND OTHER POLICIES NOW CURRENTLY IN PLACE IN KNOX COUNTY R-09-5-908:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a policy to clarify the use of take home vehicles and other policies now currently in place in Knox County was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, was present and spoke on the matter.

Commissioner Hammond moved to defer to the June 2009 Board of Commissioners meeting Resolution R-09-5-908 – Resolution of the Commission of Knox County, Tennessee, approving a policy to clarify the use of take home vehicles and other policies now currently in place in Knox County. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING STEPS TO BE TAKEN TO REDUCE VEHICLE COSTS AND TO IMPROVE VEHICLE EFFICIENCY – R-09-5-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving steps to be taken to reduce vehicle costs and to improve vehicle efficiency was before the Board of Commissioners.

Mr. Tom Spangler, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Mark Harmon moved to approve Resolution R-09-5-909 - Resolution of the Commission of Knox County, Tennessee, approving steps to be taken to reduce vehicle costs and to improve vehicle efficiency. Commissioner Norman seconded the motion.

Commissioner Craig Leuthold moved as a substitute motion to defer to the June 2009 Board of Commissioners meeting Resolution R-09-5-909 - Resolution of the Commission of Knox County, Tennessee, approving steps to be taken to reduce vehicle costs and to improve vehicle efficiency. Also included in the motion was for the Vehicle Committee to bring back a recommendation for one policy. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon voted no. The substitute motion carried 18-1-0-0.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, CHAPTER 30, ARTICLE II, 2006 INTERNATIONAL FIRE CODE (IFC) BY RESCINDING "APPENDIX B. FIRE-FLOW REQUIREMENTS FOR BUILDINGS" FROM EXHIBIT VI, AMENDMENTS TO THE 2006 INTERNATIONAL FIRE CODE, SECTION 101.2.1 APPENDICES (AMENDING ORDINANCE O-07-3-101, §§ 14, 15, ADOPTED APRIL 16, 2007) – O-09-4-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 30, Article II, 2006 International Fire Code (IFC) by rescinding "Appendix B. Fire-flow Requirements for Buildings" from Exhibit VI, Amendments to the 2006 International Fire Code, Section 101.2.1 Appendices (Amending Ordinance O-07-3-101, §§ 14, 15, adopted April 16, 2007) was before the Board of Commissioners on second reading.

Commissioner Norman moved to approve Ordinance O-09-4-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 30, Article II, 2006 International Fire Code (IFC) by rescinding "Appendix B. Fire-flow Requirements for

Buildings” from Exhibit VI, Amendments to the 2006 International Fire Code, Section 101.2.1 Appendices (Amending Ordinance O-07-3-101, §§ 14, 15, adopted April 16, 2007) on second reading. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO ADD A NEW SECTION 1-12 FOR THE PROVISION OF AN “OFFICIAL COMMENTS” SECTION IN SELECTED ORDINANCES (KNOX COUNTY CODE, PART II, CHAPTER 1, ESTABLISHING SECTION 1-12) – O-09-4-102 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, to add a new Section 1-12 for the provision of an “Official Comments” section in selected ordinances (Knox County Code, Part II, Chapter 1, establishing Section 1-12) was before the Board of Commissioners on second reading.

Commissioner Norman moved to approve Ordinance O-09-4-102 - Ordinance of the Commission of Knox County, Tennessee, to add a new Section 1-12 for the provision of an “Official Comments” section in selected ordinances (Knox County Code, Part II, Chapter 1, establishing Section 1-12) on second reading. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, CHAPTER 26, ARTICLE IV, VACANT, DETERIORATED OR BLIGHTED PROPERTIES BY AMENDING SECTION 26-98(B) AND SECTION 26-99(C)(5) ORDINANCE O-94-11-101, §§ 3 AND 4, ADOPTED DECEMBER 19, 1994; AND ORDINANCE O-08-3-101, §§ 2 AND 3, ADOPTED APRIL 28, 2008 – O-09-4-103 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 26, Article IV,

Vacant, Deteriorated or Blighted Properties by amending Section 26-98(b) and Section 26-99(c)(5) Ordinance O-94-11-101, §§ 3 and 4, adopted December 19, 1994; and Ordinance O-08-3-101, §§ 2 and 3, adopted April 28, 2008 was before the Board of Commissioners on second reading.

Commissioner Norman moved to approve Ordinance O-09-4-103 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 26, Article IV, Vacant, Deteriorated or Blighted Properties by amending Section 26-98(b) and Section 26-9(c)(5) Ordinance O-94-11-101, §§ 3 and 4, adopted December 19, 1994; and Ordinance O-08-3-101, §§ 2 and 3, adopted April 28, 2008 on second reading. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: PUBLIC FORUM:

1. Mr. Brad Mayes, concerned citizen, was present and spoke concerning original EPA reports filed in Knox County; and documents from Natural Resources.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING RUSSELL MONETT FOR EARNING THE RANK OF EAGLE SCOUT – R-09-5-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Russell Monett for earning the rank of Eagle Scout was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-09-5-102 - Resolution of the Commission of Knox County, Tennessee, honoring Russell Monett for earning the rank of Eagle Scout. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Dwight VanDeVate, Senior Director of Community Relations and Governmental Affairs for Knox County, was present and presented a proclamation to Mr. Monett.

Mr. Monett was present to accept the resolution and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CHRIS FANSLER FOR EARNING THE RANK OF EAGLE SCOUT – R-09-5-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chris Fansler for earning the rank of Eagle Scout was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-09-5-104 - Resolution of the Commission of Knox County, Tennessee, honoring Chris Fansler for earning the rank of Eagle Scout. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Dwight VanDeVate, Senior Director of Community Relations and Governmental Affairs for Knox County, was present and presented a proclamation to Mr. Fansler.

Mr. Fansler was present to accept the resolution and expressed appreciation to the commission for the resolution.

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

10. At this time, Commissioner Mark Harmon indicated the Vehicle Committee would meet on Thursday, June 4, 2009 at 10:00 a.m. in the Main Assembly Room.

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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, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston.

* * * * *

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

11. At this time, there was discussion regarding zoning appeal 1-G-09-RZ - Appeal by Armand Marcus Sanderson of MPC denial of rezoning from A Agricultural and RA Low Density Residential Zone to CA General Business and PR Planned Residential Zone at a density up to 5 dwelling units per acre, property located south side Ball Camp Pike, southwest of Fitzgerald Road, Sixth Commission District.

Mr. John King, Attorney, was present and spoke on the matter.

Mr. Mike Goode, area resident, was present and spoke on the matter.

This item was deferred to the June 2009 Board of Commissioners meeting.

* * * * *

IN RE: REZONING REQUESTS:

1. Consideration of the request of Cedar Springs Presbyterian Church for rezoning from RAE Exclusive Residential Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side Brandon Road, northwest side Clearfield Road. Fifth Commission District.

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

Commissioner Briggs moved to approve zoning request 4-C-09-RZ – Request of Cedar Springs Presbyterian Church for rezoning from RAE Exclusive Residential Zone to RA Low Density Residential Zone as per MPC’s recommendation. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. Property located north side Brandon Road, northwest side Clearfield Road. Fifth Commission District.

* * * * *

2. Consideration of the request of Nancy S. Foster for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side Granville Connor Road, southeast of Shady Lane. Sixth Commission District.

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

Commissioner Anders moved to approve zoning request 4-F-09-RZ - Request of Nancy S. Foster for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC’s recommendation.

Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. Property located southwest side Granville Connor Road, southeast of Shady Lane. Sixth Commission District.

* * * * *

3. Consideration of the request of Bill George Estate for rezoning from PC Planned Commercial Zone to CA General Business Zone was before the Board of Commissioners. Property located southeast side Maynardville Pike, southwest side Quarry Road. Seventh Commission District.

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

Commissioner Smith moved to approve zoning request 4-G-09-RZ – Request of Bill George Estate for rezoning from PC Planned Commercial Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Carringer seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon voted no. The motion carried 18-1-0-0. Property located southeast side Maynardville Pike, southwest side Quarry Road. Seventh Commission District.

* * * * *

4. Consideration of the request of Ronald A. Watkins for rezoning from PC Planned Commercial/TO Technology Overlay Zone to OB Office, Medical and Related Services/TO Technology Overlay Zone was before the Board of Commissioners. Property located northeast and southwest sides of Lovell Crossing Way, north side new Yarnell Road realignment. 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 Anders moved to approve zoning request 4-H-09-RZ - Request of Ronald A. Watkins for rezoning from PC Planned Commercial/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone limited to a maximum of 72 dwelling units as per

MPC's recommendation. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. Property located northeast and southwest sides of Lovell Crossing Way, north side new Yarnell Road realignment. Sixth Commission District.

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5. Consideration of the request of South Heights Artella Subdivision/MPC for rezoning from A Agricultural Zone to RAE Exclusive Residential Zone was before the Board of Commissioners. Property located north side Artella Drive, north and south sides of Marmor Drive, and east and west sides of Fontaine Road and Randonell Road. Ninth Commission District.

Commissioner Brown moved to approve zoning request 4-J-09-RZ - Request of South Heights Artella Subdivision/MPC for rezoning from A Agricultural Zone to RAE Exclusive Residential Zone as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. Property located north side Artella Drive, north and south sides of Marmor Drive, and east and west sides of Fontaine Road and Randonell Road. Ninth Commission District.

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IN RE: ZONING APPEALS:

1. Consideration of the appeal by Armand Marcus Sanderson of MPC denial of rezoning from A Agricultural and RA Low Density Residential Zone to CA General Business and PR Planned Residential Zone at a density up to 5 dwelling units per acre was before the Board of Commissioners. Property located south side Ball Camp Pike, southwest of Fitzgerald Road. Sixth Commission District.

This item was deferred to the June 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE, (1) ARTICLE 2, SECTION 2.20, (2) ARTICLE 4, SECTION 4.90.02 AND ESTABLISHING SECTION 4-102 AND (3) ARTICLE 5, SECTIONS 5.32.02, 5.60.02, 5.61.02, 5.22.03, 5.31.03, 5.37.03, AND 5.38.03, TO ADD DEFINITIONS, PERMITTED USES ON REVIEW AND REGULATIONS OF USES ON REVIEW RELATED TO CONTRACTORS (INCLUDING LANDSCAPE CONTRACTORS) IN THE AGRICULTURAL ZONE DISTRICT AND OTHER DISTRICTS (ORDINANCE O-06-7-101, § 1 (EXHIBIT A), ADOPTED AUGUST 28, 2006; ORDINANCE O-02-11-101, § 1 (EXHIBIT A), ADOPTED DECEMBER 16, 2002; ORDINANCE O-01-1-101, § 1 (EXHIBIT A), ADOPTED APRIL 23, 2001; ORDINANCE O-01-2-103, § 1 (EXHIBIT A), ADOPTED MARCH 26, 2001; ORDINANCE O-07-4-102, § 1 (EXHIBIT A), ADOPTED MAY 29, 2007; ORDINANCE O-02-11-101, § 1 (EXHIBIT A), ADOPTED DECEMBER 16, 2002; ORDINANCE O-03-2-103, § 1 (EXHIBIT A), ADOPTED MARCH 24, 2003; ORDINANCE O-03-2-102, § 1 (EXHIBIT A), ADOPTED MARCH 24, 2003 – O-09-5-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, approving amendments to the Knox County Zoning Ordinance, (1) Article 2, Section 2.20, (2) Article 4, Section 4.90.02 and establishing Section 4-102 and (3) Article 5, Sections 5.32.02, 5.60.02, 5.61.02, 5.22.03, 5.31.03, 5.37.03, and 5.38.03, to add definitions, permitted Uses on Review and Regulations of Uses on Review related to contractors (including landscape contractors) in the Agricultural Zone district and other districts (Ordinance O-06-7-101, § 1 (Exhibit A), adopted August 28, 2006; Ordinance O-02-11-101, § 1 (Exhibit A), adopted December 16, 2002; Ordinance O-01-1-101, § 1 (Exhibit A), adopted April 23, 2001; Ordinance O-01-2-103, § 1 (Exhibit A), adopted March 26, 2001; Ordinance O-07-4-102, § 1 (Exhibit A), adopted May 29, 2007; Ordinance O-02-11-101, § 1 (Exhibit A), adopted December 16, 2002; Ordinance O-03-2-103, § 1 (Exhibit A), adopted March 24, 2003; Ordinance O-03-2-102, § 1 (Exhibit A), adopted March 24, 2003 was before the Board of Commissioners on first reading.

Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Bob Wolfenbarger, representing the 8th District Preservation Association and Alice Bell, were present and spoke on the matter.

Commissioner Lambert moved to approve Ordinance O-09-5-101 - Ordinance of the Commission of Knox County, Tennessee, approving amendments to the Knox County Zoning Ordinance, (1) Article 2, Section 2.20, (2) Article 4, Section 4.90.02 and establishing Section 4-102 and (3) Article 5, Sections 5.32.02, 5.60.02, 5.61.02, 5.22.03, 5.31.03, 5.37.03, and 5.38.03, to add definitions, permitted Uses on Review and Regulations of Uses on Review related to contractors (including landscape contractors) in the Agricultural Zone district and other districts (Ordinance O-06-7-101, § 1 (Exhibit A), adopted August 28, 2006; Ordinance O-02-11-101, § 1 (Exhibit A), adopted December 16, 2002; Ordinance O-01-1-101, § 1 (Exhibit A), adopted April 23, 2001; Ordinance O-01-2-103, § 1 (Exhibit A), adopted March 26, 2001; Ordinance O-07-4-102, § 1 (Exhibit A), adopted May 29, 2007; Ordinance O-02-11-101, § 1 (Exhibit A), adopted December 16, 2002; Ordinance O-03-2-103, § 1 (Exhibit A), adopted March 24, 2003; Ordinance O-03-2-102, § 1 (Exhibit A), adopted March 24, 2003 on first reading. There was no second to the motion. The item failed due to lack of a second.

Mr. Robert Wilkerson, concerned citizen, was present and spoke on the matter.

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IN RE: OTHER BUSINESS:

IN RE: DISCUSSION REGARDING THE MAY 5, 2009 AUDIT COMMITTEE MEETING:

Discussion regarding the May 5, 2009 Audit Committee meeting was before the Board of Commissioners.

No action was taken.

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IN RE: DISCUSSION REGARDING THE PROCESS FOR PAYMENT OF DISCRETIONARY FUNDS:

Discussion regarding the process for payment of Discretionary Funds was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, and Ms. Jolie Bonavita, Director for the Knox County Commission Office, were present and spoke on the matter.

No action was taken.

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IN RE: DISCUSSION REGARDING HOUSE BILL 714 AND SENATE BILL 679:

Discussion regarding House Bill 714 and Senate Bill 679 was before the Board of Commissioners.

No action was taken.

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IN RE: DISCUSSION TO REQUEST KNOX COUNTY FEE OFFICES TO PROVIDE INFORMATION REGARDING POSITIONS, SALARIES AND POLICIES ON OVERTIME, SALARY ENHANCEMENTS AND BONUSES INTENDED FOR NEXT YEAR:

Discussion to request Knox County Fee Offices to provide information regarding positions, salaries and policies on overtime, salary enhancements and bonuses intended for next year was before the Board of Commissioners.

No action was taken.

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IN RE: DISCUSSION REGARDING THE MORATORIUM PLACED ON BILLBOARDS:

Discussion regarding the moratorium placed on billboards was before the Board of Commissioners.

Mr. Brad Mayes, concerned citizen, was present and spoke on the matter.

No action was taken.

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

12. At this time, there was discussion regarding policies and procedures for the Knox County Register of Deeds Office.

Mr. Nick McBride, Chief Deputy for the Knox County Register of Deeds Office, was present and spoke on the matter.

No action was taken.

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13. At this time, there was additional discussion regarding the moratorium placed on billboards.

No action was taken.

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14. At this time, there was additional discussion regarding policies and procedures for the Knox County Register of Deeds Office.

Mr. Nick McBride, Chief Deputy for the Knox County Register of Deeds Office, was present and spoke on the matter.

No action was taken.

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15. At this time, there was discussion regarding upcoming appointments for two (2) Judicial Commissioners.

Commissioner Craig Leuthold indicated the Judicial Committee would hold a public hearing on Thursday, June 4, 2009 at 8:30 a.m. in the Main Assembly Room to hear from candidates seeking appointments for Judicial Commissioner.

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16. At this time, Commissioner Carringer indicated the Redistricting Committee meeting would be held on Tuesday, June 2, 2009 at 2:00 p.m.

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17. At this time, Commissioner Broyles indicated the following events would be held on the following dates: Softball Championship, June 5, 2009, 6:00 p.m. at West High School Field/Tyson Park; Dragon Boat Races, June 27, 2009; Epilepsy Foundation Mud Volleyball Tournament, July 11, 2009; and NACO Conference, July 24-28, 2009 in Nashville, TN.

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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