

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, November 21, 2011 at 1:45 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Also present were Mr. Joe Jarret, Knox County Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Dean Rice, Chief of Staff for the Knox County Mayor, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Mark Donaldson, Executive Director for Knox County Finance, Mr. Ewing “Buz” Johnson, Deputy Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Hammond, Chairman, presided.

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

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IN RE: CALL TO ORDER - (1:45 P.M.):

Commissioner Hammond called the meeting to order.

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IN RE: HONORARY RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING LYNNE LIDDINGTON – R-11-11-101:

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

Commissioner Anders moved to approve Resolution R-11-11-101 - Resolution of the Commission of Knox County, Tennessee, honoring Lynne Liddington. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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

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

Ms. Lynne Liddington 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 JOHN LEE FOR HIS FORTY-ONE (41) YEARS OF SERVICE TO THE BOYS AND GIRLS CLUBS OF THE TENNESSEE VALLEY – R-11-11-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring John Lee for his forty-one (41) years of service to the Boys and Girls Clubs of the Tennessee Valley was before the Board of Commissioners.

Commissioner Anders moved to defer to the December 2011 Board of Commissioners meeting Resolution R-11-11-102 - Resolution of the Commission of Knox County, Tennessee, honoring John Lee for his forty-one (41) years of service to the Boys and Girls Clubs of the Tennessee Valley. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING BRIAN HANN AND THE APPALACHIAN MOUNTAIN BIKE CLUB FOR THEIR SERVICE TO THE KNOX COUNTY COMMUNITY – R-11-11-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing Brian Hann and the Appalachian Mountain Bike Club for their service to the Knox County Community was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-103 - Resolution of the Commission of Knox County, Tennessee, recognizing Brian Hann and the Appalachian Mountain Bike Club for their service to the Knox County Community. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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

Mr. Doug Bataille, Director for Knox County Parks and Recreation Department, and Mr. Dean Rice, Chief of Staff for the Knox County Mayor, were present and spoke on the matter.

Mr. Brian Hann 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 CITY OF KNOXVILLE MAYOR-ELECT MADELINE ROGERO – R-11-11-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring City of Knoxville Mayor-Elect Madeline Rogero was before the Board of Commissioners.

Commissioners Broyles and McKenzie moved to approve Resolution R-11-11-104 - Resolution of the Commission of Knox County, Tennessee, honoring City of Knoxville Mayor-Elect Madeline Rogero. The full commission seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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

Ms. Madeline Rogero, City of Knoxville Mayor-Elect, was present to accept the resolution and expressed appreciation to the commission for the resolution.

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IN RE: PUBLIC FORUM:

1. Ms. Lisa Moffett, TSEA Field Representative for District 1, was present and spoke concerning changes at Lakeshore Mental Health Institute.

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IN RE: ROLL CALL - (2:20 P.M.):

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

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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 Shouse led the Pledge of Allegiance to the Flag.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes from the previous meeting held on October 24, 2011 (Regular Session) was before the Board of Commissioners.

Commissioner Smith moved to approve the minutes from the previous meeting held on October 24, 2011 (Regular Session). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Hammond amended the agenda to add the following item: Discussion regarding the Knox County Codes Department’s procedure for maintaining reports of violations and how they are distributed to the public.

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2. Commissioner Hammond amended the agenda to add the following items: Resolution R-11-11-803 - Consideration of a resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property located at 7601 Water Tower Road (next to South-Doyle High School) to be by sealed bid; and Resolution R-11-11-903 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to add a new section to address public notice and other requirements for Commission meetings other than regularly scheduled/noticed public meeting.

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3. Without objection, Commissioner Hammond amended the agenda to hear the following item later at the day’s meeting: Resolution R-11-11-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, initiating the Hillside and Ridgetop Protection Plan dated November 2011 as an amendment to the Knoxville-Knox County General Plan 2033 by transmitting the plan to the Metropolitan Planning Commission for its review and consideration.

(See Page _____)

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IN RE: DRIVES AND ROADS – (TO BE CLOSED):

No request received.

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IN RE: LINE ITEM TRANSFERS:

Consideration of Line Item Transfers was before the Board of Commissioners.

Commissioner McKenzie moved to approve all request for Line Item Transfers. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: NOTARY PUBLIC APPLICATIONS:

129 Notary Public Applications received.

Commissioner Smith moved to approve the 129 Notary Public Applications. Commissioner Anders seconded the motion and upon roll call vote

Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSENT CALENDAR

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING PERCY FERNANDEZ WEST (THE KNOX COUNTY COMMISSION'S APPOINTMENT) TO THE KNOX COUNTY PERSONNEL BOARD – R-11-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Percy Fernandez West (the Knox County Commission's appointment) to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-111 - Resolution of the Commission of Knox County, Tennessee, appointing Percy Fernandez West (the Knox County Commission's appointment) to the Knox County Personnel Board. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING ORLANDO DIAZ TO THE TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY (TTCDA) BOARD OF COMMISSIONERS – R-11-11-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Orlando Diaz to the Tennessee Technology Corridor Development Authority (TTCDA) Board of Commissioners was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-112 - Resolution of the Commission of Knox County, Tennessee, reappointing Orlando Diaz to the Tennessee Technology Corridor Development Authority (TTCDA) Board of Commissioners. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$74,998.80 (NO LOCAL MATCH REQUIRED) WITH

THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR EQUIPMENT AND OVERTIME RELATED TO ALCOHOL COUNTERMEASURE INITIATIVES TO BE IMPLEMENTED BY THE KNOX COUNTY SHERIFF'S OFFICE TRAFFIC UNIT AND PATROL DIVISION – R-11-11-301:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant contract in the amount of \$74,998.80 (no local match required) with the Tennessee Department of Transportation for equipment and overtime related to alcohol countermeasure initiatives to be implemented by the Knox County Sheriff's Office Traffic Unit and Patrol Division was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-301 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract in the amount of \$74,998.80 (no local match required) with the Tennessee Department of Transportation for equipment and overtime related to alcohol countermeasure initiatives to be implemented by the Knox County Sheriff's Office Traffic Unit and Patrol Division. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE CITY OF KNOXVILLE IN THE AMOUNT OF \$5,000.00 TO FUND OVERTIME FOR THE KNOX COUNTY SHERIFF'S OFFICE NARCOTICS DIVISION TO ENHANCE UNDERCOVER INVESTIGATIONS AND SURVEILLANCE OPERATIONS IN CONNECTION WITH ILLEGAL NARCOTICS, GUN CRIMES, AND GANG ACTIVITY IN KNOX COUNTY AS PART OF THE PROJECT SAFE NEIGHBORHOODS PROGRAM – R-11-11-302:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the City of Knoxville in the amount of \$5,000.00 to fund overtime for the Knox County Sheriff's Office Narcotics Division to enhance undercover investigations and surveillance operations in connection with illegal narcotics, gun crimes, and gang activity in Knox County as part of the Project Safe Neighborhoods Program was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-302 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the City of Knoxville in the amount of \$5,000.00 to fund overtime

for the Knox County Sheriff's Office Narcotics Division to enhance undercover investigations and surveillance operations in connection with illegal narcotics, gun crimes, and gang activity in Knox County as part of the Project Safe Neighborhoods Program. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES AGREEMENT (OCDETF) FOR THE USE OF THE OCDETF STATE AND LOCAL OVERTIME AND AUTHORIZED EXPENSE/STRATEGIC INITIATIVE PROGRAM FOR THE REIMBURSEMENT OF OVERTIME EXPENSES IN THE AMOUNT NOT TO EXCEED \$25,000.00 – R-11-11-303:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Organized Crime Drug Enforcement Task Forces Agreement (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense/Strategic Initiative Program for the reimbursement of overtime expenses in the amount not to exceed \$25,000.00 was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-303 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Organized Crime Drug Enforcement Task Forces Agreement (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense/Strategic Initiative Program for the reimbursement of overtime expenses in the amount not to exceed \$25,000.00. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH MARKETS AT CHOTO, LLC FOR PROPERTY LOCATED AT 1612 CHOTO ROAD – R-11-11-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Markets at Choto, LLC for property located at 1612 Choto Road was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-401 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Markets at Choto, LLC for property located at 1612 Choto Road. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH MARVIN R. WALKER, JR., MARVIN R. WALKER, SR., MARTHA WALKER, FRED WALKER AND KATHY NICELY FOR PROPERTY LOCATED AT 6323 RUTLEDGE PIKE – R-11-11-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Marvin R. Walker, Jr., Marvin R. Walker, Sr., Martha Walker, Fred Walker and Kathy Nicely for property located at 6323 Rutledge Pike was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-402 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Marvin R. Walker, Jr., Marvin R. Walker, Sr., Martha Walker, Fred Walker and Kathy Nicely for property located at 6323 Rutledge Pike. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH YMCA OF EAST TENNESSEE, INC. FOR PROPERTY LOCATED AT 12133 SOUTH NORTSHORE DRIVE R-11-11-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with YMCA of East Tennessee, Inc. for property located at 12133 South Northshore Drive was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-403 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with YMCA of East Tennessee, Inc. for property located at 12133 South Northshore Drive. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH KNOXVILLE MASCOT DTNP III LLC FOR PROPERTY LOCATED AT 2725 SHIPETOWN ROAD – R-11-11-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Knoxville Mascot DTNP III LLC for property located at 2725 Shipetown Road was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-404 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Knoxville Mascot DTNP III LLC for property located at 2725 Shipetown Road. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH STOWERS MACHINERY, NEFF RENTALS, AND VIKING EQUIPMENT COMPANY DBA BOBCAT OF KNOXVILLE FOR SMALL AND LIGHT EQUIPMENT RENTAL SERVICES – R-11-11-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts with Stowers Machinery, Neff Rentals, and Viking Equipment Company dba Bobcat of Knoxville for small and light equipment rental services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-405 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Stowers Machinery, Neff Rentals, and Viking Equipment Company dba Bobcat of Knoxville for small and light equipment rental services. Commissioner

Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$21,576.50 TO THE PROFESSIONAL SERVICES AGREEMENT WITH AMEC EARTH & ENVIRONMENTAL, INC. FOR SERVICES RELATED TO THE DEVELOPMENT OF A MULTI-JURISDICTIONAL LOCAL HAZARD MITIGATION PLAN IN ORDER TO EXPAND THE SCOPE OF SERVICES OF THE AGREEMENT – R-11-11-406:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$21,576.50 to the Professional Services Agreement with AMEC Earth & Environmental, Inc. for services related to the development of a Multi-Jurisdictional Local Hazard Mitigation Plan in order to expand the scope of services of the agreement was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-406 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$21,576.50 to the Professional Services Agreement with AMEC Earth & Environmental, Inc. for services related to the development of a Multi-Jurisdictional Local Hazard Mitigation Plan in order to expand the scope of services of the agreement. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH LIBERTY TIRE RECYCLING AT A COST OF \$50.00 PER TON TO PROCESS AND DOCUMENT WASTE TIRES COLLECTED BY KNOX COUNTY AND GENERATORS REGISTERED WITH THE STATE OF TENNESSEE WASTE TIRE GRANT PROGRAM – R-11-11-407:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Liberty Tire Recycling at a cost of \$50.00 per ton to process and document waste tires collected by Knox County and generators registered with the State of Tennessee Waste Tire Grant Program was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-407 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Liberty Tire Recycling at a cost of \$50.00 per ton to process and document waste tires collected by Knox County and generators registered with the State of Tennessee Waste Tire Grant Program. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT NUMBER 4 TO THE KNOX COUNTY CONTRACT NUMBER 07-350 WITH CHILD AND FAMILY TENNESSEE RELATIVE TO THE RENOVATION OF THE PLEASANTREE APARTMENTS LOCATED ON DAWN STREET FOR THE PURPOSE OF 1) PROVIDING ADDITIONAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$225,200.00, FOR A TOTAL CONTRACT AMOUNT OF \$493,400.00, FOR ARCHITECTURAL SERVICES AND THE RENOVATION OF TWELVE (12) UNITS OF PERMANENT SUPPORTIVE HOUSING AND 2) EXTENDING THE TERM OF THE CONTRACT THROUGH JUNE 30, 2012 – R-11-11-501:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment Number 4 to the Knox County Contract Number 07-350 with Child and Family Tennessee relative to the renovation of the Pleasantree Apartments located on Dawn Street for the purpose of 1) providing additional Community Development Block Grant (CDBG) funds in the amount of \$225,200.00, for a total contract amount of \$493,400.00, for architectural services and the renovation of twelve (12) units of permanent supportive housing and 2) extending the term of the contract through June 30, 2012 was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-501 - Resolution of the Commission of Knox County, Tennessee, approving Amendment Number 4 to the Knox County Contract Number 07-350 with Child and Family Tennessee relative to the renovation of the Pleasantree Apartments located on Dawn Street for the purpose of 1) providing additional Community Development Block Grant (CDBG) funds in the amount of \$225,200.00, for a total contract amount of \$493,400.00, for architectural services and the renovation of twelve (12) units of permanent supportive housing and 2) extending the term of the contract through June 30, 2012. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders,

Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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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 \$4,309.50 (REQUIRES A LOCAL MATCH OF \$4,309.50) WITH THE TENNESSEE DEPARTMENT OF AGRICULTURE FOR PLANTING TREES AT MASCOT AND CONCORD PARK – R-11-11-701:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$4,309.50 (requires a local match of \$4,309.50) with the Tennessee Department of Agriculture for planting trees at Mascot and Concord Park was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-701 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$4,309.50 (requires a local match of \$4,309.50) with the Tennessee Department of Agriculture for planting trees at Mascot and Concord Park. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH PUGH AND COMPANY, PC FOR PROFESSIONAL AUDITING SERVICES AND APPROPRIATING \$405,000.00 FOR SAID CONTRACT FOR THE FY 2012 EXTERNAL AUDIT – R-11-11-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Pugh and Company, PC for professional auditing services and appropriating \$405,000.00 for said contract for the FY 2012 External Audit was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-801 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Pugh and Company, PC for professional auditing services and appropriating \$405,000.00 for said contract for the FY 2012 External Audit. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A THREE-PARTY AGREEMENT BETWEEN KNOX COUNTY, THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE (CAC) AND THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE (PBA) TO COORDINATE AND SUPERVISE THE ROOF REPAIR WORK FOR THE CAC'S MOBILE MEALS KITCHEN AS NECESSARY TO RETURN THE KITCHEN TO FULL OPERATIONAL STATUS, WHICH REPAIRS WILL ULTIMATELY BE FUNDED BY THE CAC FROM FEMA REIMBURSEMENTS, INSURANCE PROCEEDS, PRIVATE FUND RAISING, AND CAC OPERATIONS – R-11-11-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a three-party agreement between Knox County, the Knoxville-Knox County Community Action Committee (CAC) and the Public Building Authority of the County of Knox and the City of Knoxville (PBA) to coordinate and supervise the roof repair work for the CAC's Mobile Meals Kitchen as necessary to return the kitchen to full operational status, which repairs will ultimately be funded by the CAC from FEMA reimbursements, insurance proceeds, private fund raising, and CAC Operations was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-802 - Resolution of the Commission of Knox County, Tennessee, approving a three-party agreement between Knox County, the Knoxville-Knox County Community Action Committee (CAC) and the Public Building Authority of the County of Knox and the City of Knoxville (PBA) to coordinate and supervise the roof repair work for the CAC's Mobile Meals Kitchen as necessary to return the kitchen to full operational status, which repairs will ultimately be funded by the CAC from FEMA reimbursements, insurance proceeds, private fund raising, and CAC Operations. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH MCQUIDDY CLASSIC PRINTING COMPANY FOR THE PRINTING OF EMERGENCY PAPER BALLOTS – R-11-11-901:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with McQuiddy Classic Printing Company for the printing of emergency paper ballots was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-11-11-901 - Resolution of the Commission of Knox County, Tennessee, approving a contract with McQuiddy Classic Printing Company for the printing of emergency paper ballots. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: ACCEPTANCE OF NEW KNOX COUNTY ROADS:

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

- A. Autumn Path Lane, Autumn Walk Subdivision, District 7.
- B. Ashby Field Lane, Autumn Walk Subdivision, District 7.
- C. Flickenger Lane, M.A. Schubert Trustee Subdivision, District 5.

Commissioner Smith moved to approve the above acceptance of new county roads. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: RESOLUTIONS

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RATIFYING THE KNOX COUNTY MAYOR'S APPOINTMENT OF RAJ PATEL (CITIZEN MEMBER) AND APPOINTING /REAPPOINTING A CITIZEN MEMBER TO THE KNOX COUNTY ETHICS COMMITTEE – R-11-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, ratifying the Knox County Mayor's appointment of Raj Patel (citizen member) and appointing /reappointing a citizen member to the Knox County Ethics Committee was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, and Ms. Karen Smith, applicant, were present and spoke on the matter.

Commissioner Smith moved to divide the question to vote on each appointment separately. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

Commissioner Anders moved to ratify the Knox County Mayor's appointment of Raj Patel (citizen member) to the Knox County Ethics Committee. Commissioner Smith seconded the motion and upon roll call vote Commissioners

McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

Upon roll call for nominations for the appointment/reappointment of a citizen member to the Knox County Ethics Committee, Commissioner McKenzie nominated Mr. Chuck Williams. Commissioner Broyles passed. Commissioner Norman nominated Mr. Steve Drevik. Commissioner Ownby passed. Commissioner Briggs nominated Ms. Karen Smith. Commissioner Anders passed. Commissioner Smith passed. Commissioner Wright passed. Commissioner Brown passed. Commissioner Hammond passed. Commissioner Shouse passed.

Upon roll call vote for the appointment/reappointment of a citizen member to the Knox County Ethics Committee, Commissioners Briggs, Anders, Smith, Wright, Brown and Shouse voted for Ms. Smith. Commissioners McKenzie and Ownby voted for Mr. Williams. Commissioners Broyles and Norman voted for Mr. Drevik. Commissioner Hammond abstained from voting. Ms. Smith received 6 votes. Mr. Williams received 2 votes. Mr. Drevik received 2 votes. Ms. Karen Smith was reappointed citizen member to the Knox County Ethics Committee.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DETERMINING THE METHOD OF DISPOSAL OF PROPERTY LOCATED AT 7601 WATER TOWER ROAD (NEXT TO SOUTH-DOYLE HIGH SCHOOL) TO BE BY SEALED BID – R-11-11-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property located at 7601 Water Tower Road (next to South-Doyle High School) to be by sealed bid was before the Board of Commissioners.

Mr. Hugh Holt, Director for Knox County Purchasing, was present and spoke on the matter.

Commissioner Brown moved to approve Resolution R-11-11-803 - Resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property located at 7601 Water Tower Road (next to South-Doyle High School) to be by sealed bid. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, INITIATING THE HILLSIDE AND RIDGETOP PROTECTION PLAN DATED NOVEMBER 2011 AS AN

**AMENDMENT TO THE KNOXVILLE-KNOX COUNTY GENERAL PLAN
2033 BY TRANSMITTING THE PLAN TO THE METROPOLITAN
PLANNING COMMISSION FOR ITS REVIEW AND CONSIDERATION –
R-11-11-902:**

This item was heard later at the day's meeting. (See Page _____)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY
COMMISSION RULES TO ADD A NEW SECTION TO ADDRESS PUBLIC
NOTICE AND OTHER REQUIREMENTS FOR COMMISSION MEETINGS
OTHER THAN REGULARLY SCHEDULED/NOTICED PUBLIC MEETING –
R-11-11-903:**

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to add a new section to address public notice and other requirements for Commission meetings other than regularly scheduled/noticed public meeting was before the Board of Commissioners.

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

Commissioner Anders moved to approve Resolution R-11-11-903 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to add a new section to address public notice and other requirements for Commission meetings other than regularly scheduled/noticed public meeting. Commissioner Ownby seconded the motion.

Commissioner Broyles moved as a substitute motion to approve Resolution R-11-11-903 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to add a new section to address public notice and other requirements for Commission meetings other than regularly scheduled/noticed public meeting with the following amendment: add the following sentence to the end of Section F on Page 2 of the resolution: "Further, Commissioners shall provide the Commission Office with a list of those regularly scheduled meetings of civic, community and political organizations at which two or more Commissioners may attend to insure that adequate public notice of same is given." Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Briggs, Hammond and Shouse voted aye. Commissioners Ownby, Anders, Smith, Wright and Brown voted no. The substitute motion carried 6-5-0-0.

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IN RE: ORDINANCE ON FIRST READING:

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING CHAPTER
4 OF KNOX COUNTY CODE ENTITLED "ALCOHOLIC BEVERAGES" TO
1) REQUIRE IN SECTION 4-4 THAT THE COUNTY CODE
ADMINISTRATION DEPARTMENT, IN ADDITION TO THE COUNTY
FIRE MARSHALL AND COUNTY HEALTH DEPARTMENT, ALSO
INSPECT AND APPROVE THE LOCATION WHERE BEER IS TO BE SOLD
WITHIN 15 DAYS OF THE BEER PERMIT APPLICATION AND 2) TO
REMOVE THE COUNTY BEER INSPECTOR FROM THE REQUIREMENTS
OF SECTIONS 4-4 AND 4-36 (AMENDING ORDINANCE O-00-11-101,
ADOPTED DECEMBER 18, 2000; AND ORDINANCE O-09-3-107, ADOPTED
APRIL 27, 2009) – O-11-11-101 – (FIRST READING):**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 4 of Knox County Code entitled "Alcoholic Beverages" to 1) require in Section 4-4 that the County Code Administration Department, in addition to the County Fire Marshall and County Health Department, also inspect and approve the location where beer is to be sold within 15 days of the beer permit application and 2) to remove the County Beer Inspector from the requirements of Sections 4-4 and 4-36 (amending Ordinance O-00-11-101, adopted December 18, 2000; and Ordinance O-09-3-107, adopted April 27, 2009) was before the Board of Commissioners on first reading.

Commissioner McKenzie moved to approve Ordinance O-11-11-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 4 of Knox County Code entitled "Alcoholic Beverages" to 1) require in Section 4-4 that the County Code Administration Department, in addition to the County Fire Marshall and County Health Department, also inspect and approve the location where beer is to be sold within 15 days of the beer permit application and 2) to remove the County Beer Inspector from the requirements of Sections 4-4 and 4-36 (amending Ordinance O-00-11-101, adopted December 18, 2000; and Ordinance O-09-3-107, adopted April 27, 2009) on first reading. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: PUBLIC FORUM:

No one was present to speak.

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IN RE: DISCUSSION REGARDING THE PROPOSED SCHOOL BOARD/COMMISSION RETREAT:

Discussion regarding the proposed School Board/Commission retreat was before the Board of Commissioners.

Commissioner Hammond indicated the retreat is scheduled for January 27 and 28, 2012 at the Ruby Tuesday Lodge in Maryville, TN.

No action was taken.

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IN RE: DISCUSSION REGARDING THE KNOX COUNTY CODES DEPARTMENT'S PROCEDURE FOR MAINTAINING REPORTS OF VIOLATIONS AND HOW THEY ARE DISTRIBUTED TO THE PUBLIC:

Discussion regarding the Knox County Codes Department's procedure for maintaining reports of violations and how they are distributed to the public was before the Board of Commissioners.

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

No action was taken.

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IN RE: AMENDMENTS TO THE AGENDA:

4. A fifteen minute recess was taken at this time and upon reconvening, Resolution R-11-11-902 was heard.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, INITIATING THE HILLSIDE AND RIDGETOP PROTECTION PLAN DATED NOVEMBER 2011 AS AN AMENDMENT TO THE KNOXVILLE-KNOX COUNTY GENERAL PLAN 2033 BY TRANSMITTING THE PLAN TO THE METROPOLITAN PLANNING COMMISSION FOR ITS REVIEW AND CONSIDERATION – R-11-11-902:

Consideration of a resolution of the Commission of Knox County, Tennessee, initiating the Hillside and Ridgetop Protection Plan dated November 2011 as an amendment to the Knoxville-Knox County General Plan 2033 by transmitting the plan to the Metropolitan Planning Commission for its review and consideration was before the Board of Commissioners.

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

The following individuals were present and spoke on the matter: Ms. Jamie Dobbs, President for League of Women Voters, Mr. Rick Harbin, Powell resident, Mr. Ken Goodwin, concerned citizen, Mr. Tom McAdams, Knoxville

Chamber, Mr. Mike Edwards, Knoxville Chamber, Mr. D.H. “Andy” Andrew, concerned citizen, Ms. Rene Hoyos, Executive Director of the Tennessee Clean Water Network, Ms. Margo Kline, President for the Council of West Knox County Homeowners Association, Ms. Joyce Feld, President of Scenic Knoxville, Mr. Scott Davis, concerned citizen, and Ms. Lisa Starbuck, concerned citizen.

Commissioner Norman moved to approve Resolution R-11-11-902 - Resolution of the Commission of Knox County, Tennessee, initiating the Hillside and Ridgetop Protection Plan dated November 2011 as an amendment to the Knoxville-Knox County General Plan 2033 by transmitting the plan to the Metropolitan Planning Commission for its review and consideration. Commissioner Broyles seconded the motion.

Commissioner Briggs moved as a substitute motion to approve Resolution R-11-11-902 - Resolution of the Commission of Knox County, Tennessee, initiating the Hillside and Ridgetop Protection Plan dated November 2011 as an amendment to the Knoxville-Knox County General Plan 2033 by transmitting the plan to the Metropolitan Planning Commission for its review and consideration with the following amendment: Add the following language to the section of the resolution entitled Nature of Plan and Legal Effect: “This plan and the principles, objectives, policies and guidelines included herein are advisory in nature and constitute non-binding recommendations for consideration in connection with development of steeply sloped areas. While this plan is being adopted as an amendment to the Knoxville-Knox County General Plan 2033, it is intended to provide background information and supplemental information of an advisory nature and to serve as a guide to future MPC staff recommendations, but it is not intended to form an official part of the General Plan which would be binding on future land uses decided by the City Council, County Commission, MPC, the City and County Boards of Zoning Appeals pursuant to T.C.A § 13-3-304. Any comparable provisions of the Knoxville-Knox County General Plan 2033 or Sector Plan which relate to hillside and ridgetop protection shall also be considered advisory and consistent with this plan. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. Commissioners McKenzie, Broyles and Norman voted no. Commissioner Wright abstained from voting. The substitute motion carried 7-3-1-0.

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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, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Commissioners Broyles and Norman were absent from the zoning session.

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IN RE: ZONING REQUESTS:

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

Commissioner Brown moved to approve zoning request RZ-11-11-101 - Request of the Metropolitan Planning Commission to adopt the South City Sector Plan Update. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2. (9th Commission District) MPC's file number: 8-A-11-SAP.

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2. Consideration of the request of Anne Folsom Smith for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located northeast side of Huckleberry Lane, southeast of Strawberry Plains Pike. (8th Commission District)

Commissioner Wright moved to approve zoning request RZ-11-11-102 - Request of Anne Folsom Smith for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone as per MPC's recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2. Property located northeast side of Huckleberry Lane, southeast of Strawberry Plains Pike. (8th Commission District) MPC's file number: 9-D-11-RZ.

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3. Consideration of the request of Erin A. Presley for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side of Stamps Lane, southwest of Camberley Drive. (6th Commission District)

No one was present to represent the request.

This item was deferred to later at the day's meeting. (See Page

_____)

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4. Consideration of the request of J.T. Chapman for rezoning from CA General Business Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located south side of Asheville Highway, east of South Molly Bright Road. (8th Commission District)

Mr. J.T. Chapman, applicant, was present and spoke on behalf of the request.

Mr. Mark Donaldson, Executive Director for Knox County Finance, Mr. Roy Braden, Chief Building Official for Knox County Codes, and Mr. Ewing “Buz” Johnson, Deputy Director for Metropolitan Planning Commission, were present and spoke on the matter.

Mr. Arthur Seymour, representing PSC Metals, was present and spoke on the matter.

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

Commissioner Wright moved to approve zoning request RZ-11-11-103 - Request of J.T. Chapman for rezoning from CA General Business Zone to CB (K) Business and Manufacturing Zone subject to one condition as per MPC’s recommendation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2. Property located south side of Asheville Highway, east of South Molly Bright Road. (8th Commission District) MPC’s file number: 10-I-11-RZ.

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5. Consideration of the request of Walter McMillan for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side of North Ruggles Ferry Pike, east of Blake Lane. (8th Commission District)

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

Commissioner Wright moved to approve zoning request RZ-11-11-104 - Request of Walter McMillan for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC’s recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2. Property located north side of North Ruggles Ferry Pike, east of Blake Lane. (8th Commission District) MPC’s file number: 10-J-11-RZ.

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

5. Commissioner Hammond amended the agenda to hear the following item at this time: Request of Erin A. Presley for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Property located

southeast side of Stamps Lane, southwest of Camberley Drive. (6th Commission District)

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IN RE: ZONING REQUESTS – (CONTINUED):

6. Consideration of the request of Erin A. Presley for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side of Stamps Lane, southwest of Camberley Drive. (6th Commission District)

No one was present to represent the request.

Ms. Helen McClain Bailey, and Mr. Gene Scrivner, area residents, were present and spoke in opposition to the request.

Commissioner Anders moved to defer to the December 2011 Board of Commissioners meeting the request of Erin A. Presley for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2.

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7. Consideration of amendments to the Knoxville-Knox County Minimum Subdivision Regulations at Section 44.81 regarding scale of drawings and Section 44-82 regarding the size of sheet allowed for submittal of a final plat was before the Board of Commissioners.

Commissioner Wright moved to approve zoning request RZ-11-11-105 - Amendments to the Knoxville-Knox County Minimum Subdivision Regulations at Section 44.81 regarding scale of drawings and Section 44-82 regarding the size of sheet allowed for submittal of a final plat. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2. MPC's file number: 10-C-11-OA.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE 2, SECTION 2.20 SPECIFIC TERMS, ARTICLE 5, SECTION 5.40 OFFICE PARK ZONE AND SECTION 5.41 OFFICE, MEDICAL AND RELATED

SERVICES ZONE, AND ADDING A NEW SECTION 4.82 TO ARTICLE 4 REGARDING REQUIREMENTS FOR THE LOCATION AND OPERATION OF PAIN MANAGEMENT CLINICS AND USES PERMITTED ON REVIEW (AMENDING ORDINANCE O-90-9-130, ADOPTED SEPTEMBER 10, 1990, AS AMENDED) – O-11-11-102 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article 2, Section 2.20 Specific Terms, Article 5, Section 5.40 Office Park Zone and Section 5.41 Office, Medical and Related Services Zone, and adding a new Section 4.82 to Article 4 regarding requirements for the location and operation of pain management clinics and uses permitted on review (amending Ordinance O-90-9-130, adopted September 10, 1990, as amended) was before the Board of Commissioners on first reading.

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

Commissioner Anders moved to approve Ordinance O-11-11-102 - Ordinance of the Commission of Knox County, Tennessee, amending Article 2, Section 2.20 Specific Terms, Article 5, Section 5.40 Office Park Zone and Section 5.41 Office, Medical and Related Services Zone, and adding a new Section 4.82 to Article 4 regarding requirements for the location and operation of pain management clinics and uses permitted on review (amending Ordinance O-90-9-130, adopted September 10, 1990, as amended) on first reading. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioners Broyles and Norman were absent from the meeting. The motion carried 9-0-0-2.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

MIKE HAMMOND, CHAIRMAN