

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, January 28, 2008 at 4:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston. Also present were Mr. John Owings, Knox County Law Director, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Richard Walls, Knox County Internal Auditor, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Troyer, Senior Director for Knox County Finance, and members of the news media.

Commissioner Moore, Chairman, presided.

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

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IN RE: ROLL CALL – (4:00 P.M.)

Mrs. Kim Ellis, Minutes Clerk in the Knox County Clerk’s Office, called the roll.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Moore amended the agenda to defer the following items to the February 2008 Board of Commissioners meeting: Zoning Request 12-D-07-SP – Request of Dutchtown Land Partners, LLC for a Northwest County Sector Plan Amendment from LDR Low Density Residential Zone to C Commercial Zone, property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road, Fifth Commission District; and Zoning Request 12-J-07-RZ – Request of Dutchtown Land Partners, LLC for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone, property located on the south side of Dutchtown Road, northwest side of Floyd Lane, west of North Cedar Bluff Road, Fifth Commission District.

Mr. John King, Attorney representing Dutchtown Land Partners, LLC, was present and spoke on the matter.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of The Fuller Group for a Northwest County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

Mr. Arthur Seymour, representing The Fuller Group, was present and spoke on behalf of the request.

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

Commissioner Strickland moved to defer to the April 2008 Board of Commissioners meeting zoning request 4-D-07-SP - Request of The Fuller Group for a Northwest County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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2. Consideration of the request of The Fuller Group for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

Mr. Arthur Seymour, representing The Fuller Group, was present and spoke on behalf of the request.

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

Commissioner Strickland moved to defer to the April 2008 Board of Commissioners meeting zoning request 4-F-07-RZ – Request of The Fuller Group for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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3. Consideration of the request of Barbara Pratt Cavalaris and Charles D. Cavalaris, Jr. for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located on the southeast side of Strawberry Plains Pike, southwest side of Bell Lane. Eighth Commission District.

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

Commissioner Ballard moved to approve zoning request 11-F-07-RZ – Request of Barbara Pratt Cavalaris and Charles D. Cavalaris, Jr. for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone as per MPC’s recommendation. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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4. Consideration of the request of Bill Hicks and Bob Moore for a Northwest City Sector Plan Amendment from O Office Zone to C Commercial Zone was before the Board of Commissioners. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

Commissioner Mark Harmon moved to defer to later on the day’s agenda zoning request 12-A-07-SP – Request of Bill Hicks and Bob Moore for a Northwest City Sector Plan Amendment from O Office Zone to C Commercial Zone. Commissioner Norman seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

(See Page _____)

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5. Consideration of the request of Bill Hicks and Bob Moore for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

Commissioner Mark Harmon moved to defer to later on the day's agenda zoning request 12-A-07-RZ – Request of Bill Hicks and Bob Moore for Rezoning from RB General Residential Zone to CB Business and Manufacturing Zone. Commissioner Norman seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

(See Page _____)

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6. Consideration of the request of Ray Clark for a Northeast County Sector Plan Amendment from LI Light Industrial Zone to A/RR Agricultural/Rural Residential Zone was before the Board of Commissioners. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

No one was present to represent the request.

Commissioner Mark Harmon moved to defer to later on the day's agenda zoning request 12-B-07-SP – Request of Ray Clark for a Northeast County Sector Plan Amendment from LI Light Industrial Zone to A/RR Agricultural/Rural Residential Zone. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

(See Page _____)

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7. Consideration of the request of Ray Clark for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

No one was present to represent the request.

Commissioner Mark Harmon moved to defer to later on the day's agenda zoning request 12-C-07-RZ – Request of Ray Clark for rezoning from I Industrial Zone to A Agricultural Zone. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The

motion carried 11-0-0-0. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.
(See Page _____)

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8. Consideration of the request of Rufus H. Smith, Jr. & Co. for a Northwest County Sector Plan Amendment from O Office and SLPA Slope Protection Area Zone to C Commercial and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, west of Westcott Boulevard. Sixth Commission District.

Mr. Wanis Rghebi, representing Rufus H. Smith, Jr. & Co., was present and spoke on behalf of the request.

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

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

Commissioner Lambert moved to approve zoning request 12-C-07-SP – Request of Rufus H. Smith, Jr. & Co. for a Northwest County Sector Plan Amendment from O Office and SLPA Slope Protection Area Zone to C Commercial and SLPA Slope Protection Area Zone as per MPC’s recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the south side of Hardin Valley Road, west of Westcott Boulevard. Sixth Commission District.

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9. Consideration of the request of Rufus H. Smith, Jr. & Co. for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, west of Westcott Boulevard. Sixth Commission District.

Mr. Wanis Rghebi, representing Rufus H. Smith, Jr. & Co., was present and spoke on behalf of the request.

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

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

Commissioner Lambert moved to approve zoning request

12-D-07-RZ – Request of Rufus H. Smith, Jr. & Co. for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the south side of Hardin Valley Road, west of Westcott Boulevard. Sixth Commission District.

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10. Consideration of the request of New Concept Development for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of George Williams Road, northeast side of I-140, southwest of Hidden Glen Lane. Fifth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to later on the day’s agenda zoning request 12-H-07-RZ – Request of New Concept Development for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone. Property located on the southeast side of George Williams Road, northeast side of I-140, southwest of Hidden Glen Lane. Fifth Commission District.

(See Page _____)

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

This item was deferred to the February 2008 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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

This item was deferred to the February 2008 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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13. Consideration of the request of Lawrence Winstead for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southwest side of Collier Road, southeast of Fox Ridge Drive. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-K-07-RZ – Request of Lawrence Winstead for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 2 dwelling units per acre as per MPC’s recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southwest side of Collier Road, southeast of Fox Ridge Drive. Sixth Commission District.

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14. Consideration of the request of Robert J. Benz, Jr. and Laura Edge for rezoning from A Agricultural Zone to CR Rural Commercial Zone was before the Board of Commissioners. Property located on the north side of Hardin Valley Road, west of Steele Road. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-L-07-RZ – Request of Robert J. Benz, Jr. and Laura Edge for rezoning from A Agricultural Zone to CR Rural Commercial Zone as per MPC’s recommendation. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the north side of Hardin Valley Road, west of Steele Road. Sixth Commission District.

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15. Consideration of the request of Forestbrook Development for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the north side of Badgett Road, east side of Tooles Bend Road. Fourth Commission District.

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

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

Commissioner Ivan Harmon moved to approve zoning request 12-O-07-RZ – Request of Forestbrook Development for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. Commissioner Mark Harmon voted no. The motion carried 10-1-0-0. Property located on the north side of Badgett Road, east side of Tooles Bend Road. Fourth Commission District.

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16. Consideration of the request of Butler Homes and Construction, LLC for a Southwest County Sector Plan Amendment from LDR Low Density Residential and SLPA Slope Protection Area to MDR Medium Density Residential and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the northwest side of Gleason Drive, northeast of Ebenezer Road. Fifth Commission District.

Mr. John King, Attorney representing Butler Homes and Construction, LLC, was present and spoke on behalf of the request.

Mr. Arthur Seymour, Attorney representing Briarglen Subdivision residents, and Mr. Larry Liberman, Briarglen Subdivision resident, were present and spoke in opposition to the request.

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

Commissioner Hammond moved to defer to the February 2008 Board of Commissioners meeting zoning request 12-E-07-SP – Request of Butler Homes and Construction, LLC for a Southwest County Sector Plan Amendment from LDR Low Density Residential and SLPA Slope Protection Area to MDR Medium Density Residential and SLPA Slope Protection Area Zone. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Moore, Ballard and Pinkston voted aye. Commissioners Lambert and Smith voted no. The motion carried 9-2-0-0. Property located on the northwest side of Gleason Drive, northeast of Ebenezer Road. Fifth Commission District.

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17. Consideration of the request of Butler Homes and Construction, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located

on the northwest side of Gleason Drive, northeast of Ebenezer Road. Fifth Commission District.

Mr. John King, Attorney representing Butler Homes and Construction, LLC, was present and spoke on behalf of the request.

Mr. Arthur Seymour, Attorney representing Briarglen Subdivision residents, and Mr. Larry Liberman, Briarglen Subdivision resident, were present and spoke in opposition to the request.

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

Commissioner Hammond moved to defer to the February 2008 Board of Commissioners meeting zoning request 12-P-07-RZ – Request of Butler Homes and Construction, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Moore, Ballard and Pinkston voted aye. Commissioners Lambert and Smith voted no. The motion carried 9-2-0-0. Property located on the northwest side of Gleason Drive, northeast of Ebenezer Road. Fifth Commission District.

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18. Consideration of the request of John Hancock for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast end of Lyngate Boulevard, southeast of West Beaver Creek Drive. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-Q-07-RZ – Request of John Hancock for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast end of Lyngate Boulevard, southeast of West Beaver Creek Drive. Sixth Commission District.

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19. Consideration of the request of Scripps Network, Inc. for a Northwest County Sector Plan Amendment from OS Open Space Zone to C Commercial Zone was before the Board of Commissioners. Property

located north of Sherrill Boulevard, east of Pellissippi Parkway. Fifth Commission District.

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

Commissioner Hammond moved to approve zoning request 12-F-07-SP – Request of Scripps Network, Inc. for a Northwest County Sector Plan Amendment from OS Open Space Zone to C Commercial Zone as per MPC’s recommendation. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. Commissioner Mark Harmon abstained from voting. The motion carried 10-0-1-0. Property located north of Sherrill Boulevard, east of Pellissippi Parkway. Fifth Commission District.

Commissioner Mark Harmon made disclosure that Scripps Network, Inc. provides a small grant to the School of Journalism where he is employed and that he would abstain from voting.

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20. Consideration of the request of Scripps Network, Inc. for rezoning from PR Planned Residential and OS Open Space Zone to CA General Business Zone was before the Board of Commissioners. Property located north of Sherrill Boulevard, east of Pellissippi Parkway. Fifth Commission District.

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

Commissioner Hammond moved to approve zoning request 12-R-07-RZ – Request of Scripps Network, Inc. for rezoning from PR Planned Residential and OS Open Space Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. Commissioner Mark Harmon abstained from voting. The motion carried 10-0-1-0. Property located north of Sherrill Boulevard, east of Pellissippi Parkway. Fifth Commission District.

Commissioner Mark Harmon made disclosure that Scripps Network, Inc. provides a small grant to the School of Journalism where he is employed and that he would abstain from voting.

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21. Consideration of the request of Wells Creek, LLC for a South County Sector Plan Amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone was before the Board of

Commissioners. Property located south side of West Governor John Sevier Highway, west of West Dick Ford Lane. Ninth Commission District.

Mr. John King, Attorney representing Wells Creek, LLC, was present and spoke on behalf of the request.

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

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

Commissioner Pinkston moved to withdraw from the agenda zoning request 12-G-07-SP – Request of Wells Creek, LLC for a South County Sector Plan Amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located south side of West Governor John Sevier Highway, west of West Dick Ford Lane. Ninth Commission District.

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22. Consideration of the request of Wells Creek, LLC for rezoning from PR Planned Residential at 1-5 dwelling units per acre and A Agricultural Zone to PR Planned Residential Zone at up to 12 dwelling units per acre was before the Board of Commissioners. Property located south side of West Governor John Sevier Highway, west of West Dick Ford Lane. Ninth Commission District.

Mr. John King, Attorney representing Wells Creek, LLC, was present and spoke on behalf of the request.

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

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

Commissioner Pinkston moved to approve zoning request 12-S-07-RZ - Request of Wells Creek, LLC for rezoning from PR Planned Residential at 1-5 dwelling units per acre and A Agricultural Zone to PR Planned Residential Zone at 1- 5 dwelling units per acre. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located south side of West Governor John Sevier Highway, west of West Dick Ford Lane. Ninth Commission District.

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23. Consideration of the request of Victor Jernigan for a North City Sector Plan Amendment from LDR Low Density Residential and STPA Stream Protection Area Zone to C Commercial and STPA Stream Protection Area Zone was before the Board of Commissioners. Property located northwest side of McCampbell Drive, northwest of Washington Pike, southwest of Murphy Road. Seventh Commission District.

Mr. Victor Jernigan, petitioner, was present and spoke on behalf of the request.

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

Commissioner Smith moved to approve zoning request 12-H-07-SP – Request of Victor Jernigan for a North City Sector Plan Amendment from LDR Low Density Residential and STPA Stream Protection Area Zone to C Commercial and STPA Stream Protection Area Zone as per MPC’s recommendation. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located northwest side of McCampbell Drive, northwest of Washington Pike, southwest of Murphy Road. Seventh Commission District.

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24. Consideration of the request of Victor Jernigan for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located northwest side of McCampbell Drive, northwest of Washington Pike, southwest of Murphy Road. Seventh Commission District.

Mr. Victor Jernigan, petitioner, was present and spoke on behalf of the request.

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

Commissioner Smith moved to approve zoning request 12-T-07-RZ – Request of Victor Jernigan for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located northwest side of McCampbell Drive, northwest of Washington Pike, southwest of Murphy Road. Seventh Commission District.

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25. Consideration of the request of Coventry Creek, LLC for a North City Sector Plan Amendment from LDR Low Density Residential Zone to C Commercial Zone was before the Board of Commissioners. Property located southeast side of McCampbell Drive, northwest side of Washington Pike. Seventh Commission District.

Mr. Victor Jernigan, representing Coventry Creek, LLC, was present and spoke on behalf of the request.

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

Commissioner Smith moved to approve zoning request 12-I-07-SP – Request of Coventry Creek, LLC for a North City Sector Plan Amendment from LDR Low Density Residential Zone to C Commercial Zone as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located southeast side of McCampbell Drive, northwest side of Washington Pike. Seventh Commission District.

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26. Consideration of the request of Coventry Creek, LLC for rezoning from A Agricultural and OB Office, Medical and Related Services Zone to SC Shopping Center Zone was before the Board of Commissioners. Property located southeast side of McCampbell Drive, northwest side of Washington Pike. Seventh Commission District.

Mr. Victor Jernigan, representing Coventry Creek, LLC, was present and spoke on behalf of the request.

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

Commissioner Smith moved to approve zoning request 12-U-07-RZ – Request of Coventry Creek, LLC for rezoning from A Agricultural and OB Office, Medical and Related Services Zone to SC Shopping Center Zone as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located southeast side of McCampbell Drive, northwest side of Washington Pike. Seventh Commission District.

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27. Consideration of the request of Benchmark Companies for a Northwest County Sector Plan Amendment from A Agricultural/RR Rural

Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to later on the day's agenda zoning request 12-J-07-SP – Request of Benchmark Companies for a Northwest County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

(See Page _____)

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28. Consideration of the request of Benchmark Companies for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to later on the day's agenda zoning request 12-W-07-RZ – Request of Benchmark Companies for rezoning from A Agricultural Zone to PR Planned Residential Zone. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

(See Page _____)

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29. Consideration of the request of Knox County/Public Building Authority for a North County Sector Plan Amendment from LI Light Industrial and LDR Low Density Residential Zone to PP/OS Public Parks and Open Space Zone was before the Board of Commissioners. Property located on the east side of Dry Gap Pike, northwest side of Rifle Range Drive, northeast side of Fountain City Road. Seventh Commission District.

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

Commissioner Smith moved to approve zoning request 12-K-07-SP – Request of Knox County/Public Building Authority for a North County Sector Plan Amendment from LI Light Industrial and LDR Low Density Residential Zone to PP/OS Public Parks and Open Space Zone as per MPC's recommendation. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard

and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the east side of Dry Gap Pike, northwest side of Rifle Range Drive, northeast side of Fountain City Road. Seventh Commission District.

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30. Consideration of the request of Knox County/Public Building Authority for rezoning from PC Planned Commercial Zone to OS Open Space Zone was before the Board of Commissioners. Property located on the east side of Dry Gap Pike, northwest side of Rifle Range Drive, northeast side of Fountain City Road. Seventh Commission District.

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

Commissioner Smith moved to approve zoning request 12-X-07-RZ – Request of Knox County/Public Building Authority for rezoning from PC Planned Commercial Zone to OS Open Space Zone as per MPC’s recommendation. Commissioner Ballard seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the east side of Dry Gap Pike, northwest side of Rifle Range Drive, northeast side of Fountain City Road. Seventh Commission District.

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31. Consideration of the request of Heritage Construction for a Northwest County Sector Plan Amendment from LDR Low Density Residential Zone to O Office Zone was before the Board of Commissioners. Property located on the southeast side of Byington Beaver Ridge Road, southwest side of Shady Oak Lane. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-L-07-SP – Request of Heritage Construction for a Northwest County Sector Plan Amendment from LDR Low Density Residential Zone to O Office Zone as per MPC’s recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Byington Beaver Ridge Road, southwest side of Shady Oak Lane. Sixth Commission District.

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32. Consideration of the request of Heritage Construction for rezoning from CA General Business Zone to OB Office, Medical and

Related Services Zone was before the Board of Commissioners. Property located on the southeast side of Byington Beaver Ridge Road, southwest side of Shady Oak Lane. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-AA-07-RZ – Request of Heritage Construction for rezoning from CA General Business Zone to OB Office, Medical and Related Services Zone as per MPC’s recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Byington Beaver Ridge Road, southwest side of Shady Oak Lane. Sixth Commission District.

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

No one was present to represent the request.

Commissioner Moore deferred to later on the day’s agenda zoning request 11-Q-05-RZ – Request of J.D. Robison for rezoning from A Agricultural Zone to RB General Residential Zone. Property located on the southwest side of Old Clinton Highway, northeast of Clinton Highway. Sixth Commission District.

(See Page _____)

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IN RE: ZONING APPEAL:

1. Consideration of the appeal by Arthur Seymour, Jr., Attorney for SignCo, Inc. of TTCDA approval of condition to require indirect illumination or backlit lighting for sign was before the Board of Commissioners. Property located on the northwest side of Hardin Valley Road, southwest of Charlevoix Road. Sixth Commission District.

Mr. Arthur Seymour, Jr., appellant, was present and spoke on behalf of the appeal.

Commissioner Lambert moved to defer to the February 2008 Board of Commissioners meeting zoning appeal 07.045.0 – Appeal by Arthur Seymour, Jr., Attorney for SignCo, Inc. of TTCDA approval of

condition to require indirect illumination or backlit lighting for sign. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the northwest side of Hardin Valley Road, southwest of Charlevoix Road. Sixth Commission District.

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IN RE: ZONING REQUESTS – (CONTINUED):

34. Consideration of the request of Bill Hicks and Bob Moore for a Northwest City Sector Plan Amendment from O Office Zone to C Commercial Zone was before the Board of Commissioners. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 12-A-07-SP – Request of Bill Hicks and Bob Moore for a Northwest City Sector Plan Amendment from O Office Zone to C Commercial Zone. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

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35. Consideration of the request of Bill Hicks and Bob Moore for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 12-A-07-RZ – Request of Bill Hicks and Bob Moore for Rezoning from RB General Residential Zone to CB Business and Manufacturing Zone. Property located on the southeast side of Old Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

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36. Consideration of the request of Ray Clark for a Northeast County Sector Plan Amendment from LI Light Industrial Zone to A/RR Agricultural/Rural Residential Zone was before the Board of Commissioners. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

Mr. Ray Clark, applicant, was present and spoke on behalf of the request.

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

Commissioner Ballard moved to approve zoning request 12-B-07-SP – Request of Ray Clark for a Northeast County Sector Plan Amendment from LI Light Industrial Zone to A/RR Agricultural/Rural Residential Zone as per MPC’s recommendation. Commissioner Norman seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

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37. Consideration of the request of Ray Clark for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

Mr. Ray Clark, applicant, was present and spoke on behalf of the request.

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

Commissioner Ballard moved to approve zoning request 12-C-07-RZ – Request of Ray Clark for rezoning from I Industrial Zone to A Agricultural Zone as per MPC’s recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0. Property located on the southeast side of Whirlwind Way, southeast of Mascot Road. Eighth Commission District.

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38. Consideration of the request of New Concept Development for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of George Williams Road, northeast side of I-140, southwest of Hidden Glen Lane. Fifth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 12-H-07-RZ – Request of New Concept Development for rezoning from RA Low Density Residential Zone

to PR Planned Residential Zone. Property located on the southeast side of George Williams Road, northeast side of I-140, southwest of Hidden Glen Lane. Fifth Commission District.

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39. Consideration of the request of Benchmark Companies for a Northwest County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 12-J-07-SP – Request of Benchmark Companies for a Northwest County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

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40. Consideration of the request of Benchmark Companies for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 12-W-07-RZ – Request of Benchmark Companies for rezoning from A Agricultural Zone to PR Planned Residential Zone. Property located on the west side of Fretz Road, north of Hatmaker Lane. Sixth Commission District.

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

No one was present to represent the request.

Commissioner Moore deferred to the February 2008 Board of Commissioners meeting zoning request 11-Q-05-RZ – Request of J.D. Robison for rezoning from A Agricultural Zone to RB General Residential Zone. Property located on the southwest side of Old Clinton Highway, northeast of Clinton Highway. Sixth Commission District.

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IN RE: ROLL CALL – (5:00 P.M.)

Mrs. Martha Beeler, Administrative Assistant in the Knox County Clerk's Office, called the roll.

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IN RE: DEVOTIONAL:

Commissioner Mark Harmon gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Smith led the Pledge of Allegiance to the Flag.

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

2. Without objection, Commissioner Moore amended the agenda to add the following item: Resolution R-08-1-918 - Consideration of a Resolution of the Commission of Knox County, Tennessee, supporting HB 2663/SB 3182 repealing the provision that reduces the commission retained by the County Register of Deeds.

3. Without objection, Commissioner Moore amended the agenda to add the following items; remove them from the Consent Calendar; and hear them after completion of Amendments to the Agenda: Resolution R-08-1-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Nickolas (Nick) Anthony Bartosik for earning his Eagle Scout rank; Resolution R-08-1-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Andrew Addison Hamil for earning his Eagle Scout rank; Resolution R-08-1-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Travis Edward Haston for earning his Eagle Scout rank; Resolution R-08-1-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring George Martin Stephens III for earning his Eagle Scout rank; Resolution R-08-1-105 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Ian Scott Turnbull for earning his Eagle Scout rank; and Resolution R-08-1-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Zane Bruhin.

4. Without objection, Commissioner Moore amended the agenda to add the following items: Resolution R-08-1-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 for expenses incurred due to the Tedford Road Fire; Resolution R-08-1-915 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving requesting a report regarding the Knox County Greenwaste facility located at 8707 Joe Daniel

Road on the suggested recommendations identified by CH2M Hill, a timeline as to when these recommendations will be implemented and a timeline as to when the nuisance odor will be eliminated; Resolution R-08-1-916 - Consideration of a Resolution of the Commission of Knox County, Tennessee, asking the Knox County Department of Parks and Recreation and the Knox County Engineering and Public Works Department to develop a policy regarding political signage as it relates to Knox County property; Resolution R-08-1-917 - Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the fiscal year 2007-2008 Knox County Budget to remove the Knox County Mayor's "Miscellaneous Expense Allowance" fund Account #9195-0000, bring its balance to zero, and thereby shifting said remaining balance to the general fund; and Ordinance O-08-1-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 50, Article II, Sexually Oriented Businesses by modifying the "Hearing Officer" definition in Section 50-27 (Ordinance O-05-2-102, § 2, adopted March 28, 2005 and Ordinance O-05-7-102, § 1-3, adopted August 22, 2005).

5. Without objection, Commissioner Moore amended the agenda to hear the following item after completion of Resolution R-08-1-106: Ordinance O-07-12-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Article II Animal Control by modifying definitions in Section 6-31, and by repealing Division 2, dangerous dogs and adopting a new dangerous dog Ordinance as Division 2 (Ordinance O-96-5-101, § 1(2), 1(8), 1(9) (A-C) and 1(10), adopted June 24, 1996).

6. Without objection, Commissioner Moore amended the agenda to withdraw the following items: Resolution R-08-1-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee, protecting the office of the Knox County Finance Director by requiring a two-thirds vote of the Knox County Commission in order to authorize termination; Resolution R-08-1-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing a budget for each member of the Knox County Commission for stationary and supplies as well as travel; Resolution R-08-1-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Internal Auditor, with the assistance of the Department of Human Resources, conduct an audit of overtime pay paid to exempt Knox County employees in every department and elected office, and report his findings to the Knox County Commission no later than March 31, 2008;

Ordinance O-08-1-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article II, Section 2.03, E of the Knox County Charter establishing a special election should the Commission be required to make multiple appointments or the appointment of the County Mayor (Knox County Charter as adopted November 8, 1988, as amended through Referendums of August 1, 1996 and August 8, 2004) and repealing Article III, Section 3.05 of the Knox County Charter (Knox County Charter as adopted November 8, 1988, as amended through Referendum of August 6, 2004; and Ordinance O-08-1-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a Telephone Pole Litter Ordinance.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING NICKOLAS (NICK) ANTHONY BARTOSIK FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Nickolas (Nick) Anthony Bartosik for earning his Eagle Scout rank was before the Board of Commissioners.

Commissioner Hammond moved to approve Resolution R-08-1-101 - Resolution of the Commission of Knox County, Tennessee, honoring Nickolas (Nick) Anthony Bartosik for earning his Eagle Scout rank. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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

Mr. Travis Haston, was present to accept the resolution for Mr. Bartosik, 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 ANDREW ADDISON HAMIL FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Andrew Addison Hamil for earning his Eagle Scout rank was before the Board of Commissioners.

Commissioner Hammond moved to approve Resolution R-08-1-102 - Resolution of the Commission of Knox County, Tennessee, honoring Andrew Addison Hamil for earning his Eagle Scout rank. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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

Mr. Travis Haston, was present to accept the resolution for Mr. Hamil, 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 TRAVIS EDWARD HASTON FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Travis Edward Haston for earning his Eagle Scout rank was before the Board of Commissioners.

Commissioner Hammond moved to approve Resolution R-08-1-103 - Resolution of the Commission of Knox County, Tennessee, honoring Travis Edward Haston for earning his Eagle Scout rank. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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

Mr. Travis Haston, 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 GEORGE MARTIN STEPHENS III FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring George Martin Stephens III for earning his Eagle Scout rank was before the Board of Commissioners.

Commissioner Hammond moved to approve Resolution R-08-1-104 - Resolution of the Commission of Knox County, Tennessee, honoring George Martin Stephens III for earning his Eagle Scout rank. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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

Mr. Travis Haston, was present to accept the resolution for Mr. Stephens, 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 IAN SCOTT TURNBULL FOR EARNING HIS EAGLE SCOUT RANK – R-08-1-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Ian Scott Turnbull for earning his Eagle Scout rank was before the Board of Commissioners.

Commissioner Hammond moved to approve Resolution R-08-1-105 - Resolution of the Commission of Knox County, Tennessee, honoring Ian Scott Turnbull for earning his Eagle Scout rank. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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

Mr. Travis Haston, was present to accept the resolution for Mr. Turnbull, 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, MEMORIALIZING ZANE BRUHIN - R-08-1-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Zane Bruhin was before the Board of Commissioners.

Mrs. Martha Beeler, Administrative Assistant in the Knox County Clerk's Office, read the resolution into the record.

Commissioner Lambert moved to approve Resolution R-08-1-106 - Resolution of the Commission of Knox County, Tennessee, memorializing Zane Bruhin. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

Mr. John Bruhin, father, was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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IN RE: ORDINANCE ON SECOND READING:

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX
COUNTY CODE CHAPTER 6, ARTICLE II ANIMAL CONTROL BY
MODIFYING DEFINITIONS IN SECTION 6-31, AND BY REPEALING
DIVISION 2, DANGEROUS DOGS AND ADOPTING A NEW
DANGEROUS DOG ORDINANCE AS DIVISION 2 (ORDINANCE
O-96-5-101, § 1(2), 1(8), 1(9) (A-C) AND 1(10), ADOPTED JUNE 24,
1996
O-07-12-102 – (SECOND READING)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Article II Animal Control by modifying definitions in Section 6-31, and by repealing Division 2, dangerous dogs and adopting a new dangerous dog Ordinance as Division 2 (Ordinance O-96-5-101, § 1(2), 1(8), 1(9) (A-C) and 1(10), adopted June 24, 1996 was before the Board of Commissioners on second reading.

Mr. John Owings, Knox County Law Director, Mr. Rob McConkey, Knox County Deputy Law Director, Ms. Lisa McMann and Ms. Holly Thomas, concerned citizens, were present and spoke on the matter.

Commissioner Pinkston moved to approve Ordinance O-07-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Article II Animal Control by modifying definitions in Section 6-31, and by repealing Division 2, dangerous dogs and adopting a new dangerous dog Ordinance as Division 2 (Ordinance O-96-5-101, § 1(2), 1(8), 1(9) (A-C) and 1(10), adopted June 24, 1996 on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon,

Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

204 Notary Public Applications received.

Commissioner Craig Leuthold moved to approve all Consent Items. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH UNITED ACOUSTICAL COMPANY, INC. AND SKILLED SERVICES FOR ACOUSTICAL CEILING INSTALLATION SERVICES – R-08-1-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with United Acoustical Company, Inc. and Skilled Services for acoustical ceiling installation services was before the Board of Commissioners.

Commissioner Strickland moved to approve Resolution R-08-1-202 - Resolution of the Commission of Knox County, Tennessee, approving contracts with United Acoustical Company, Inc. and Skilled Services for acoustical ceiling installation services. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 RICH CONSTRUCTION, INC., H.S. WHITSON CONSTRUCTION COMPANY, INC., STOOKSBURY CONSTRUCTION,

INC., SHELTON GENERAL CONTRACTORS AND SKILLED SERVICES FOR MISCELLANEOUS CONSTRUCTION SERVICES – R-08-1-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with Rich Construction, Inc., H.S. Whitson Construction Company, Inc., Stooksbury Construction, Inc., Shelton General Contractors and Skilled Services for miscellaneous construction services was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-08-1-203 Resolution of the Commission of Knox County, Tennessee, approving contracts with Rich Construction, Inc., H.S. Whitson Construction Company, Inc., Stooksbury Construction, Inc., Shelton General Contractors and Skilled Services for miscellaneous construction services. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 M & M LAWN CARE, B & B LAWN SERVICES, U.S. LAWNS OF KNOXVILLE, LASTING IMPRESSIONS LAWN CARE AND WILSON LAWN CARE FOR MOWING SERVICES – R-08-1-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with M & M Lawn Care, B & B Lawn Services, U.S. Lawns of Knoxville, Lasting Impressions Lawn Care and Wilson Lawn Care for mowing services was before the Board of Commissioners.

Commissioner Strickland moved to approve Resolution R-08-1-204 - Resolution of the Commission of Knox County, Tennessee, approving contracts with M & M Lawn Care, B & B Lawn Services, U.S. Lawns of Knoxville, Lasting Impressions Lawn Care and Wilson Lawn Care for mowing services. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, HONORING NICKOLAS (NICK) ANTHONY BARTOSIK FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-101:

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ANDREW ADDISON HAMIL FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-102:

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING TRAVIS EDWARD HASTON FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-103:

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING GEORGE MARTIN STEPHENS III FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-104:

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING IAN SCOTT TURNBULL FOR EARNING HIS EAGLE SCOUT RANK - R-08-1-105:

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING ZANE BRUHIN - R-08-1-106:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$98,436.00 WITH THE EAST TENNESSEE FOUNDATION FOR THE IMAGINATION – R-08-1-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$98,436.00 with the East Tennessee Foundation for the Imagination was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-201 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$98,436.00 with the East Tennessee Foundation for the Imagination. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 COST REIMBURSEMENT AGREEMENT BETWEEN THE FEDERAL BUREAU OF INVESTIGATION (FBI) AND THE KNOX COUNTY SHERIFF'S OFFICE FOR THE SAFE STREETS TASK FORCE – R-08-1-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a cost reimbursement agreement between the Federal Bureau of Investigation (FBI) and the Knox County Sheriff's Office for the Safe Streets Task Force was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-301 - Resolution of the Commission of Knox County, Tennessee, approving a cost reimbursement agreement between the Federal Bureau of Investigation (FBI) and the Knox County Sheriff's Office for the Safe Streets Task Force. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 THE 2008 APPALACHIA HIDTA GRANT AGREEMENT – R-08-1-302:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the 2008 Appalachia HIDTA Grant Agreement was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-302 - Resolution of the Commission of Knox County, Tennessee, approving the 2008 Appalachia HIDTA Grant Agreement. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 BY BANKEAST FOR PROPERTY LOCATED AT 10626 HARDIN VALLEY ROAD – R-08-1-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by BankEast for property located at 10626 Hardin Valley Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-401 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by BankEast for property located at 10626 Hardin Valley Road. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 REAL ESTATE SALES AGREEMENT IN THE AMOUNT OF \$46,376.00 WITH RUSSELL DEVELOPMENT PARTNERS, INC. FOR THE SALE OF RIGHT OF WAY LOCATED AT 10228 HARDIN VALLEY – R-08-1-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a real estate sales agreement in the amount of

\$46,376.00 with Russell Development Partners, Inc. for the sale of right of way located at 10228 Hardin Valley was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-402 - Resolution of the Commission of Knox County, Tennessee, approving a real estate sales agreement in the amount of \$46,376.00 with Russell Development Partners, Inc. for the sale of right of way located at 10228 Hardin Valley. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, DEDICATING A PERMANENT UTILITY EASEMENT LOCATED IN THE 8100 BLOCK OF BALL CAMP PIKE TO WEST KNOX UTILITY DISTRICT – R-08-1-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, dedicating a permanent utility easement located in the 8100 block of Ball Camp Pike to West Knox Utility District was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-403 - Resolution of the Commission of Knox County, Tennessee, dedicating a permanent utility easement located in the 8100 block of Ball Camp Pike to West Knox Utility District. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 PROGRESSION ELECTRIC, LLC FOR TRAFFIC SIGNAL MAINTENANCE AND SERVICE – R-08-1-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Progression Electric, LLC for traffic signal maintenance and service was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-1-405 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Progression Electric, LLC for traffic signal maintenance and service. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 2 TO CONTRACT NUMBER 2002409 WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION TO PROVIDE FOR AN INCREASE IN STATE FUNDING FOR THE SEVEN ISLANDS PEDESTRIAN BRIDGE – R-08-1-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment 2 to Contract Number 2002409 with the State of Tennessee Department of Transportation to provide for an increase in State funding for the Seven Islands Pedestrian Bridge was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-701 - Resolution of the Commission of Knox County, Tennessee, approving Amendment 2 to Contract Number 2002409 with the State of Tennessee Department of Transportation to provide for an increase in State funding for the Seven Islands Pedestrian Bridge. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 \$10,000.00 WITH THE TENNESSEE DEPARTMENT OF AGRICULTURE FOR THE PROVISION OF INCREASING FARM INCOME IN TENNESSEE – R-08-1-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$10,000.00 with the Tennessee Department of Agriculture for the provision of increasing farm income in Tennessee was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-1-702 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$10,000.00 with the Tennessee Department of Agriculture for the provision of increasing farm income in Tennessee. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 JEFREY KRASKOUSKAS FOR THE SALE OF PROPERTY LOCATED AT THE NORTHEAST CORNER OF DANDRIDGE AVENUE AND SURREY ROAD- R-08-1-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Jeffrey Kraskouskas for the sale of property located at the northeast corner of Dandridge Avenue and Surrey Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-801 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Jeffrey Kraskouskas for the sale of property located at the northeast corner of Dandridge Avenue and Surrey Road.

Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 \$50,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO ESTABLISH A SCHOOL BASED CLINIC DEMONSTRATION PROJECT AT AUSTIN-EAST MAGNET HIGH SCHOOL - R-08-1-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$50,000.00 with the Tennessee Department of Health to establish a school based clinic demonstration project at Austin-East Magnet High School was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-802 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$50,000.00 with the

Tennessee Department of Health to establish a school based clinic demonstration project at Austin-East Magnet High School. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 IN THE AMOUNT OF \$21,500.00 WITH THE ALCOA FOUNDATION FOR THE REGIONAL CLEAN AIR COALITION EDUCATION OUTREACH PROGRAM – R-08-1-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$21,500.00 with the Alcoa Foundation for the Regional Clean Air Coalition Education Outreach Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-902 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$21,500.00 with the Alcoa Foundation for the Regional Clean Air Coalition Education Outreach Program. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 THE MODIFICATION TO GRANT NUMBER 06-03-PY5-303-YOUTH WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR THE PURPOSE OF ADJUSTING THE BUDGET SO THAT THE LINE ITEMS ARE CONSISTENT WITH ACTUAL EXPENDITURES FOR CLOSEOUT PURPOSES – R-08-1-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the modification to grant number 06-03-PY5-303-YOUTH with the Tennessee Department of Labor and Workforce Development for the purpose of adjusting the budget so that the line items are consistent with actual expenditures for closeout purposes was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-1-903 - Resolution of the Commission of Knox County, Tennessee, approving the modification to grant number 06-03-PY5-303-YOUTH with the Tennessee Department of Labor and Workforce Development for the purpose of adjusting the budget so that the line items are consistent with actual expenditures for closeout purposes. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 THE 2007-2008 JUVENILE ACCOUNTABILITY BLOCK GRANT (JABG) IN THE AMOUNT OF \$34,489.00 – R-08-1-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the 2007-2008 Juvenile Accountability Block Grant (JABG) in the amount of \$34,489.00 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-904 - Resolution of the Commission of Knox County, Tennessee, approving the 2007-2008 Juvenile Accountability Block Grant (JABG) in the amount of \$34,489.00. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, INSTRUCTING THE KNOX COUNTY DEPARTMENT OF FINANCE TO EXAMINE KNOX COUNTY'S RETIREMENT INVESTMENT FUNDS, INVESTMENT FUNDS, AND SHORT-TERM INVESTMENT POOL TO DETERMINE IF KNOX COUNTY'S FUNDS ARE INVESTED IN SCRUTINIZED COMPANIES OPERATING IN SUDAN – R-08-1-910:

Consideration of a Resolution of the Commission of Knox County, Tennessee, instructing the Knox County Department of Finance to examine Knox County's retirement investment funds, investment funds, and short-term investment pool to determine if Knox County's funds are invested in scrutinized companies operating in Sudan was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-08-1-910 – Resolution of the Commission of Knox County, Tennessee, instructing the Knox County Department of Finance to examine Knox County’s retirement investment funds, investment funds, and short-term investment pool to determine if Knox County’s funds are invested in scrutinized companies operating in Sudan with the following amendments: delete the language “retirement investments funds”; and on Page 3, add the following language to the paragraph which starts with the language “BE IT FURTHER RESOLVED”: “Knox County Finance Department upon approval of County Commission”. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: ACCEPTANCE OF NEW COUNTY ROADS:

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

- A. Lancaster Ridge Drive, Lancaster Ridge Subdivision, Unit 1, District 6.
- B. Dorset Hill Drive, Lancaster Ridge Subdivision, Unit 1, District 6.
- C. Berringer Station Lane, Lancaster Ridge Subdivision, Unit I, District 6.
- D. Sheldon Chase Lane, Lancaster Ridge Subdivision, Unit 2, District 6.
- E. Berringer Station Lane, Lancaster Ridge Subdivision, Unit 3, District 6.
- F. Oxford Station Lane, Lancaster Ridge Subdivision, Unit 3, District 6.
- G. Quiet Brook Lane, Pine Grove Subdivision, Unit 1, District 8.
- H. Swan Pond Lane, Pine Grove Subdivision, Unit 1, District 8.
- I. Pinecroft Lane, Pine Grove Subdivision, Unit 1, District 8.
- J. Hartwinn Lane, Wallingford Estates Subdivision, Unit 1, District 7.
- K. Ebenezer Oaks Lane, Woods at Bluegrass Subdivision, Unit 1, District 4.

Commissioner Craig Leuthold moved to approve the above acceptance of new county roads. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting held on December 17, 2007 (Regular Session) was before the Board of Commissioners.

Commissioner Smith moved to approve the minutes of the previous meeting held on December 17, 2007 (Regular Session). Commissioner Lambert seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF THOMAS DEAKINS TO THE KNOX COUNTY ETHICS COMMITTEE – R-08-1-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of Thomas Deakins to the Knox County Ethics Committee was before the Board of Commissioners.

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

Commissioner Hammond moved to defer to the February 2008 Board of Commissioners meeting Resolution R-08-1-110 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Thomas Deakins to the Knox County Ethics Committee. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. Commissioner Mark Harmon voted no. The motion carried 10-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING MEMBERS TO HEALTH INSURANCE APPEALS BOARD – R-08-1-111:

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

Commissioner Moore moved to defer to the February 2008 Board of Commissioners meeting Resolution R-08-1-111 - Resolution of the Commission of Knox County, Tennessee, appointing members to Health

Insurance Appeals Board. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, APPOINTING MEMBERS TO THE KNOX COUNTY PERSONNEL BOARD – R-08-1-112:

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

Commissioner Craig Leuthold moved to defer to the February 2008 Board of Commissioners meeting Resolution R-08-1-112 - Resolution of the Commission of Knox County, Tennessee, appointing members to the Knox County Personnel Board. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 THE REAPPOINTMENT OF JACK E. GOTCHER, D.D.S. TO THE KNOX COUNTY BOARD OF HEALTH – R-08-1-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Jack E. Gotcher, D.D.S. to the Knox County Board of Health was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-113 - Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Jack E. Gotcher, D.D.S. to the Knox County Board of Health. The motion was seconded and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, REQUESTING

THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX TO PREPARE AN ECONOMIC IMPACT PLAN IN CONNECTION WITH A COMMERCIAL RETAIL DEVELOPMENT LOCATED AT 7530 NORRIS FREEWAY – R-08-1-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Industrial Development Board of the County of Knox to prepare an Economic Impact Plan in connection with a commercial retail development located at 7530 Norris Freeway was before the Board of Commissioners.

Mr. Bruce Wuethrich, Director for Knox County Engineering and Public Works, Mr. Bud Cullom, TTC Halls, LLC, Mr. John Troyer, Senior Director for Knox County Finance, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Commissioner Ballard moved to approve Resolution R-08-1-404 - Resolution of the Commission of Knox County, Tennessee, requesting the Industrial Development Board of the County of Knox to prepare an Economic Impact Plan in connection with a commercial retail development located at 7530 Norris Freeway. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Norman, Ivan Harmon, Hammond, Lambert, Smith, Moore, Ballard and Pinkston voted aye. Commissioners Mark Harmon and Craig Leuthold voted no. The motion carried 9-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$300,000.00 FOR EXPENSES INCURRED DUE TO THE TEDFORD ROAD FIRE – R-08-1-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 for expenses incurred due to the Tedford Road fire was before the Board of Commissioners.

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

Commissioner Mark Harmon moved to approve Resolution R-08-1-406 - Resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 for expenses incurred due to the Tedford Road fire. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, CONFIRMING THE APPOINTMENT OF MR. BRUCE ANDERSON AS THE “HEARING OFFICER” REGARDING VIOLATIONS ASSOCIATED WITH ORDINANCE 05-2-102, AS AMENDED, REGULATING SEXUALLY ORIENTED BUSINESSES WITHIN KNOX COUNTY – R-08-1-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Mr. Bruce Anderson as the “hearing officer” regarding violations associated with Ordinance 05-2-102, as amended, regulating sexually oriented businesses within Knox County was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, Ms. Mary Ann Stackhouse, Knox County Chief Deputy Law Director, Mr. Bruce Wuethrich, Director for Knox County Engineering and Public Works, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Commissioner Moore moved to withdraw from the agenda Resolution R-08-1-901 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Mr. Bruce Anderson as the “hearing officer” regarding violations associated with Ordinance 05-2-102, as amended, regulating sexually oriented businesses within Knox County and consider Ordinance O-08-1-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 50, Article II. Sexually Oriented Businesses by modifying the “Hearing Officer” definition in Section 50-27 (Ordinance O-05-2-102, § 2, adopted March 28, 2005 and Ordinance O-05-7-102, § 1-3, adopted August 22, 2005) on first reading. Commissioner Ivan Harmon seconded the motion.

Commissioner Lambert moved as a substitute motion to approve Resolution R-08-1-901 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Mr. Bruce Anderson as the “hearing officer” regarding violations associated with Ordinance 05-2-102, as amended, regulating sexually oriented businesses within Knox County with the following amendments: Appoint Mr. Bruce Anderson for a six (6) month term through July 31, 2008 at an hourly rate of \$175.00; the cap is not to exceed \$12,500.00 through July 31, 2008 unless there is prior approval by the commission; and consider making this a commission appointment. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Mark Harmon, Norman, Ivan Harmon,

Hammond, Craig Leuthold, Lambert, Smith, Ballard and Pinkston voted aye. Commissioners Strickland and Moore voted no. The substitute motion carried 9-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE JACKSON/DEPOT REDEVELOPMENT AND URBAN RENEWAL PLAN AND PROVIDING TAX INCREMENT FINANCING – R-08-1-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan and providing Tax Increment Financing was before the Board of Commissioners.

Mr. Don Peterson, KCDC, and Mr. John Troyer, Senior Director for Knox County Finance, were present and spoke on the matter.

Commissioner Strickland moved to approve Resolution R-08-1-905 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan and providing Tax Increment Financing with the following amendment to the development agreement: KCDC, Knox County and the City of Knoxville has non recourse; the developer is to develop the building and if he doesn't, he relinquishes the TIF and will be responsible for the TIF; and the developer cannot sell the property and if he does, the property does not carry with it. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, PROTECTING THE OFFICE OF THE KNOX COUNTY FINANCE DIRECTOR BY REQUIRING A TWO-THIRDS VOTE OF THE KNOX COUNTY COMMISSION IN ORDER TO AUTHORIZE TERMINATION – R-08-1-906:

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, ESTABLISHING A BUDGET FOR EACH MEMBER OF THE KNOX COUNTY

COMMISSION FOR STATIONARY AND SUPPLIES AS WELL AS TRAVEL - R-08-1-907:

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, REQUESTING THAT THE KNOX COUNTY INTERNAL AUDITOR, WITH THE ASSISTANCE OF THE DEPARTMENT OF HUMAN RESOURCES, CONDUCT AN AUDIT OF OVERTIME PAY PAID TO EXEMPT KNOX COUNTY EMPLOYEES IN EVERY DEPARTMENT AND ELECTED OFFICE, AND REPORT HIS FINDINGS TO THE KNOX COUNTY COMMISSION NO LATER THAN MARCH 31, 2008 - R-08-1-908:

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 THE SECOND AMENDMENT TO THE LEASE AGREEMENT FOR THE PROFESSIONAL MANAGEMENT AND OPERATION OF CONCORD MARINA AND A GROUND LEASE AGREEMENT FOR PROPERTY LOCATED ON MCFEE ROAD, PENDING TVA APPROVAL - R-08-1-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the second amendment to the lease agreement for the professional management and operation of Concord Marina and a ground lease agreement for property located on McFee Road, pending TVA approval was before the Board of Commissioners.

Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, Mr. John Owings, Knox County Law Director, Mr. Darby Campbell and Mr. Ed Campbell, property owners, were present and spoke on the matter.

Commissioner Hammond moved to approve Resolution R-08-1-909 - Resolution of the Commission of Knox County, Tennessee, approving the second amendment to the lease agreement for the professional management and operation of Concord Marina and a ground lease agreement for property located on McFee Road, pending TVA approval. Commissioner Smith seconded motion.

Commissioner Craig Leuthold moved as a substitute motion to defer to the February 2008 Board of Commissioners meeting Resolution

R-08-1-909 - Resolution of the Commission of Knox County, Tennessee, approving the second amendment to the lease agreement for the professional management and operation of Concord Marina and a ground lease agreement for property located on McFee Road, pending TVA approval. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, REQUESTING A REPORT FROM THE METROPOLITAN PLANNING COMMISSION REGARDING RIDGELINE AND STEEP SLOPE DEVELOPMENT AND PROTECTION BY FEBRUARY 28, 2008 – R-08-1-911:

This item was heard later on the day's agenda as a discussion item under Public Forums. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ASKING THE STATE OF TENNESSEE DIVISION OF COUNTY AUDIT TO PERFORM KNOX COUNTY'S ANNUAL AUDIT FOR FISCAL YEAR 2007-2008 – R-08-1-912:

Consideration of a Resolution of the Commission of Knox County, Tennessee, asking the State of Tennessee Division of County Audit to perform Knox County's annual audit for fiscal year 2007-2008 was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-08-1-912 - Resolution of the Commission of Knox County, Tennessee, asking the State of Tennessee Division of County Audit to perform Knox County's annual audit for fiscal year 2007-2008. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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 AMENDMENTS TO THE SECTION 4 OF THE KNOX COUNTY CODE OF ETHICS – R-08-1-913:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving amendments to the Section 4 of the Knox County Code of Ethics was before the Board of Commissioners.

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

Commissioner Hammond moved to approve Resolution R-08-1-913 - Resolution of the Commission of Knox County, Tennessee, approving amendments to the Section 4 of the Knox County Code of Ethics with the following amendment: On Page 3 of the Code of Ethics, under the Lobbying by former local officials – prohibition section, delete the language “four (4) years” and insert the language “one (1) year”; and on Page 3, under the Solicitation or acceptance of gifts - Food, refreshments, foodstuffs, entertainment and beverages provided as part of a meal or other event if the value of such items does not exceed thirty-five dollars (\$35) per occasion section, add the following language “with a limit of two (2) meals per day”. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Ballard and Pinkston voted aye. Commissioner Moore voted no. The motion carried 10-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN INVESTIGATION PURSUANT TO SECTION 2.202(H) OF THE KNOX COUNTY CHARTER, OF THE ALLEGATIONS MADE BY TYLER HARBER IN AN ARTICLE PUBLISHED IN THE HALLS SHOPPER ON JANUARY 7, 2007 – R-08-1-914:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an investigation pursuant to Section 2.202(H) of the Knox County Charter, of the allegations made by Tyler Harber in an article published in the *Halls Shopper* on January 7, 2007 was before the Board of Commissioners.

Commissioner Lambert moved to approve Resolution R-08-1-914 - Resolution of the Commission of Knox County, Tennessee, approving an investigation pursuant to Section 2.202(H) of the Knox County Charter, of the allegations made by Tyler Harber in an article published in the *Halls Shopper* on January 7, 2007. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Lambert and Moore voted aye. Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Smith, Ballard and Pinkston voted no. The motion failed 2-9-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING REQUESTING A REPORT REGARDING THE KNOX COUNTY GREENWASTE FACILITY LOCATED AT 8707 JOE DANIEL ROAD ON THE SUGGESTED RECOMMENDATIONS IDENTIFIED BY CH2M HILL, A TIMELINE AS TO WHEN THESE RECOMMENDATIONS WILL BE IMPLEMENTED AND A TIMELINE AS TO WHEN THE NUISANCE ODOR WILL BE ELIMINATED – R-08-1-915:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving requesting a report regarding the Knox County Greenwaste facility located at 8707 Joe Daniel Road on the suggested recommendations identified by CH2M Hill, a timeline as to when these recommendations will be implemented and a timeline as to when the nuisance odor will be eliminated was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, Mr. Bruce Wuethrich, Director for Knox County Engineering and Public Works, Mr. Mike Ragsdale, Knox County Mayor, Mr. John King, Attorney, Mr. Tom Salter, Director for the Knox County Solid Waste Department, Mr. Bradley Mayes, concerned citizen, Mr. Lynn Mayes, concerned citizen, and Mr. Hugh Holt, Deputy Director for Knox County Finance, were present and spoke on the matter.

Commissioner Mark Harmon moved to approve Resolution R-08-1-915 - Resolution of the Commission of Knox County, Tennessee, approving requesting a report regarding the Knox County Greenwaste facility located at 8707 Joe Daniel Road on the suggested recommendations identified by CH2M Hill, a timeline as to when these recommendations will be implemented and a timeline as to when the nuisance odor will be eliminated. Commissioner Norman seconded the motion.

Commissioner Lambert moved as a substitute motion to defer to the February 2008 Board of Commissioners meeting Resolution R-08-1-915 - Resolution of the Commission of Knox County, Tennessee, approving requesting a report regarding the Knox County Greenwaste facility located at 8707 Joe Daniel Road on the suggested recommendations identified by CH2M Hill, a timeline as to when these recommendations will be implemented and a timeline as to when the nuisance odor will be eliminated. Commissioner Smith seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon,

Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, ASKING THE KNOX COUNTY DEPARTMENT OF PARKS AND RECREATION AND THE KNOX COUNTY ENGINEERING AND PUBLIC WORKS DEPARTMENT TO DEVELOP A POLICY REGARDING POLITICAL SIGNAGE AS IT RELATES TO KNOX COUNTY PROPERTY – R-08-1-916:

Consideration of a Resolution of the Commission of Knox County, Tennessee, asking the Knox County Department of Parks and Recreation and the Knox County Engineering and Public Works Department to develop a policy regarding political signage as it relates to Knox County property was before the Board of Commissioners.

Commissioner Lambert moved to defer to the February 2008 Board of Commissioners meeting Resolution R-08-1-916 - Resolution of the Commission of Knox County, Tennessee, asking the Knox County Department of Parks and Recreation and the Knox County Engineering and Public Works Department to develop a policy regarding political signage as it relates to Knox County property. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston 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, AMENDING THE FISCAL YEAR 2007-2008 KNOX COUNTY BUDGET TO REMOVE THE KNOX COUNTY MAYOR’S “MISCELLANEOUS EXPENSE ALLOWANCE” FUND ACCOUNT #9195-0000, BRING ITS BALANCE TO ZERO, AND THEREBY SHIFTING SAID REMAINING BALANCE TO THE GENERAL FUND – R-08-1-917:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the fiscal year 2007-2008 Knox County Budget to remove the Knox County Mayor’s “Miscellaneous Expense Allowance” fund Account #9195-0000, bring its balance to zero, and thereby shifting said remaining balance to the general fund was before the Board of Commissioners.

Mr. John Troyer, Senior Director for Knox County Finance,

Mr. John Owings, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, and Mr. Richard Walls, Knox County Internal Auditor, were present and spoke on the matter.

Commissioner Moore moved to approve Resolution R-08-1-917 - Resolution of the Commission of Knox County, Tennessee, amending the fiscal year 2007-2008 Knox County Budget to remove the Knox County Mayor's "Miscellaneous Expense Allowance" fund Account #9195-0000, bring its balance to zero, and thereby shifting said remaining balance to the general fund. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Ivan Harmon, Lambert, Moore and Pinkston voted aye. Commissioners Strickland, Norman, Hammond, Craig Leuthold and Smith voted no. Commissioners Mark Harmon and Ballard abstained from voting. The motion failed 4-5-0-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING HB 2663/SB 3182 REPEALING THE PROVISION THAT REDUCES THE COMMISSION RETAINED BY THE COUNTY REGISTER OF DEEDS R-08-1-918:

Consideration of a Resolution of the Commission of Knox County, Tennessee, supporting HB 2663/SB 3182 repealing the provision that reduces the commission retained by the County Register of Deeds was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-08-1-918 – Resolution of the Commission of Knox County, Tennessee, supporting HB 2663/SB 3182 repealing the provision that reduces the commission retained by the County Register of Deeds. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE II, SECTION 2.03, C OF THE KNOX COUNTY CHARTER MAKING A PERSON INELIGIBLE TO SERVE IN THE OFFICE OF THE KNOX COUNTY COMMISSION WHO HOLDS ANY OTHER ELECTIVE OFFICE OR WHO IS A KNOX COUNTY EMPLOYEE (KNOX COUNTY CHARTER AS ADOPTED NOVEMBER 8, 1988, AS

AMENDED THROUGH REFERENDUMS OF AUGUST 1, 1996 AND AUGUST 6, 2004) – O-08-1-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article II, Section 2.03, C of the Knox County Charter making a person ineligible to serve in the office of the Knox County Commission who holds any other elective office or who is a Knox County employee (Knox County Charter as adopted November 8, 1988, as amended through Referendums of August 1, 1996 and August 6, 2004) was before the Board of Commissioners on first reading.

Commissioner Craig Leuthold disclosed he is an employee of the Knox County Trustee's Office and recused himself from voting on the matter.

Mr. Jim McEvers, concerned citizen, Mr. John Owings, Knox County Law Director, Mr. Carl Wheeler, concerned citizen, Ms. Cindy Buttry, Knox County School Board member, and Mr. Lee Tramel, former Knox County Commissioner, were present and spoke on the matter.

Commissioner Moore moved to withdraw from the agenda Ordinance O-08-1-101 – Ordinance of the Commission of Knox County, Tennessee, amending Article II, Section 2.03, C of the Knox County Charter making a person ineligible to serve in the office of the Knox County Commission who holds any other elective office or who is a Knox County employee (Knox County Charter as adopted November 8, 1988, as amended through Referendums of August 1, 1996 and August 6, 2004) on first reading. Commissioner Lambert seconded the motion.

Commissioner Mark Harmon moved as a substitute motion to approve Ordinance O-08-1-101 - Ordinance of the Commission of Knox County, Tennessee, amending Article II, Section 2.03, C of the Knox County Charter making a person ineligible to serve in the office of the Knox County Commission who holds any other elective office or who is a Knox County employee (Knox County Charter as adopted November 8, 1988, as amended through Referendums of August 1, 1996 and August 6, 2004) on first reading. Commissioner Norman seconded the motion and upon roll call vote Commissioners Mark Harmon, Norman, Hammond, Smith and Ballard voted aye. Commissioners Strickland, Ivan Harmon, Lambert, Moore and Pinkston voted no. Commissioner Craig Leuthold recused himself from the vote. The substitute motion failed 5-5-1-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE II, SECTION 2.03, E OF THE KNOX COUNTY CHARTER

ESTABLISHING A SPECIAL ELECTION SHOULD THE COMMISSION BE REQUIRED TO MAKE MULTIPLE APPOINTMENTS OR THE APPOINTMENT OF THE COUNTY MAYOR (KNOX COUNTY CHARTER AS ADOPTED NOVEMBER 8, 1988, AS AMENDED THROUGH REFERENDUMS OF AUGUST 1, 1996 AND AUGUST 8, 2004) AND REPEALING ARTICLE III, SECTION 3.05 OF THE KNOX COUNTY CHARTER (KNOX COUNTY CHARTER AS ADOPTED NOVEMBER 8, 1988, AS AMENDED THROUGH REFERENDUM OF AUGUST 6, 2004 – O-08-1-102 – (FIRST READING):

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

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A TELEPHONE POLE LITTER ORDINANCE - O-08-1-103 – (FIRST READING)

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

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE CHAPTER 50, ARTICLE II, SEXUALLY ORIENTED BUSINESSES BY MODIFYING THE “HEARING OFFICER” DEFINITION IN SECTION 50-27 (ORDINANCE O-05-2-102, § 2, ADOPTED MARCH 28, 2005 AND ORDINANCE O-05-7-102, § 1-3, ADOPTED AUGUST 22, 2005 – O-08-1-104 – (FIRST READING):

This item was approved as a resolution. (See Resolution R-08-1-901, Page _____)

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REPEALING ORDINANCE O-07-8-101 AND ADOPTING A NEW STORMWATER MANAGEMENT ORDINANCE (ORDINANCE O-07-8-101, § 1, ADOPTED ON SEPTEMBER 24, 2007) – O-07-12-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, repealing Ordinance O-07-8-101 and adopting a new

Stormwater Management Ordinance (Ordinance O-07-8-101, § 1, adopted on September 24, 2007) was before the Board of Commissioners on second reading.

Mr. Bruce Wuethrich, Director for Knox County Engineering and Public Works, and Mr. John Owings, Knox County Law Director, were present and spoke on the matter.

Commissioner Mark Harmon moved to approve Ordinance O-07-12-101 - Ordinance of the Commission of Knox County, Tennessee, repealing Ordinance O-07-8-101 and adopting a new Stormwater Management Ordinance (Ordinance O-07-8-101, § 1, adopted on September 24, 2007) on second reading with the following amendment: On Page 11, delete the last sentence from Section 3(a) and insert the following language: “the stormwater management manual shall be enforceable, consistent with the other provisions of this ordinance.” Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE CHAPTER 6, ARTICLE II ANIMAL CONTROL BY MODIFYING DEFINITIONS IN SECTION 6-31, AND BY REPEALING DIVISION 2, DANGEROUS DOGS AND ADOPTING A NEW DANGEROUS DOG ORDINANCE AS DIVISION 2 (ORDINANCE O-96-5-101, § 1(2), 1(8), 1(9) (A-C) AND 1(10), ADOPTED JUNE 24, 1996 O-07-12-102 – (SECOND READING)

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

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IN RE: PUBLIC FORUM:

1. Discussion of Resolution R-08-1-911 – Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting a report from the Metropolitan Planning Commission regarding Ridgeline and Steep Slope Development and Protection by February 28, 2008.

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

No action was taken.

2. Ms. Ann Robinson, concerned citizen, was present and spoke concerning a racism act, which occurred at the January 9, 2008 Agenda Committee meeting.

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IN RE: DISCUSSION OF PUBLIC FORUMS IN ADVANCE OF THE FEBRUARY 20, 2008 APPOINTMENTS TO COUNTY COMMISSION AND FEE OFFICES:

Discussion of Public Forums in advance of the February 20, 2008 appointments to County Commission and Fee Offices was before the Board of Commissioners.

Commissioner Craig Leuthold disclosed he is an employee of the Knox County Trustee's Office, prior to voting on the matter.

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

Commissioner Ballard moved to approve Resolution R-08-1-919 – Resolution of the Commission of Knox County, Tennessee, setting forth workshops and the process for filling vacancies. Commissioner Hammond seconded the motion and upon seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Hammond, Craig Leuthold, Lambert, Smith, Moore, Ballard and Pinkston voted aye. The motion carried 11-0-0-0.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

SCOTT MOORE, CHAIRMAN